SAN JOAQUIN REGIONAL RAIL COMMISSION TELECONFERENCE BOARD MEETING

August 6, 2021 – 8:00 am

Call-In Information: +1 (646) 749-3335 **Access Code:** 297-708-109
GoToMeeting Link: https://global.gotomeeting.com/join/297708109

SPECIAL NOTICE
Coronavirus COVID-19

In accordance with the Governor's Executive Order N-29-20, San Joaquin Regional Rail Commission Board Members will be attending this meeting via teleconference or videoconference. Members of the public may observe the meeting by dialing +1 (646) 749-3335 with access code: 297-708-109 or log-in using a computer, tablet or smartphone at GoToMeeting.com using link: https://global.gotomeeting.com/join/297708109

Please note that all members of the public will be placed on mute until such times allow for public comments to be made. If a person wishes to make a public comment during the meeting, to do so they must either 1) use GoToMeeting and will have the option to notify SJRRC staff by alerting them via the "Chat" function or they can 2) contact SJRRC staff via email at publiccommentssjrrc@acerail.com in which staff will read the comment aloud during the public comment period. Emailed public comments should be limited to approximately 240 words as comments will be limited to two (2) minutes per comment.

This Agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code § 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact San Joaquin Regional Rail Commission (SJRRC) staff, at (209) 944-6220, during regular business hours, at least twenty-four hours prior to the time of the meeting.

All proceedings before the Commission are conducted in English. Anyone wishing to address the SJRRC Board is advised to have an interpreter or to contact SJRRC during regular business hours at least 48 hours prior to the time of the meeting so that SJRRC can provide an interpreter. Any writings or documents provided to a majority of the Commission regarding any item on this agenda will be made available upon request in both English and Spanish for public inspection at the Office of the Executive Director located at 949 East Channel Street, Stockton, California, 95202 during normal business hours or by calling (209) 944-6220. The Agenda is available on the San Joaquin Regional Rail Commission website: www.acerail.com.

1. Call to Order, Pledge of Allegiance, Roll Call Chair Fugazi

Roll Call: Hernandez, Mei, Hothi, Miller, Nuño, Young, Vice Chair Zuber, Chair Fugazi

Ex- Officios: Nguyen, Salazar, Zoslocki, Agar

2. Public Comments

Persons wishing to address the Commission on any item of interest to the public regarding rail shall state their names and addresses and make their presentation. Please limit presentations to two minutes. The Commission cannot take action on matters not on the agenda unless the action is authorized by Section 54954.2 of the Government Code. Materials related to an item on the Agenda submitted to the Board of Directors after distribution of the agenda packet are available for the public inspection in the Commission Office at 949 E. Channel Street during normal business hours. These documents are also available on the San Joaquin Regional Rail Commission website at https://acerail.com/board-of-directors/ subject to staff's ability to post the documents prior to the meeting.

3. Consent Calendar

3.1	Minutes of SJRRC Board Meeting July 2, 2021	**ACTION**
3.2	Rail Commission/ACE Monthly Expenditure	**INFORMATION**
3.3	ACE Monthly Fare Revenue	**INFORMATION**
3.4	ACE Ridership	**INFORMATION**
3.5	ACE On-Time Performance	**INFORMATION**
3.6	Washington Update	**INFORMATION**
3.7	Background on Federal Earmark Funding	**INFORMATION**
3.8	Approve 2021 Amendment to the Executive Director Employment Contract dated July 1, 1998 (Regular Voting Members Only)	**ACTION**

4. Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Siemens Industry, Inc. to Utilize Option Pricing and Order Two (2) New Tier IV AC Traction Passenger Locomotives for an Amount Not-To-Exceed $16,543,608, and Authorizing the Executive Director to Execute Any and All Necessary Documents **ACTION**

(Brian Schmidt) (Regular Voting Members)

5. **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the North Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:** **ACTION**

Rankings	Construction Management Services
1.	WSP USA Inc.
2.	Kleinfelder Construction Services, Inc.
3.	TRC Engineers, Inc.
4.	Ghirardelli Associates, Inc.
5.	MNS Engineers, Inc.

(David Ripperda) (Regular Voting Members)

6. **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the Central Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:** **ACTION**

Rankings	Construction Management Services	Rail Engineering Services
1.	TRC Engineers, Inc.	Pennino Management Group
2.	WSP USA Inc.	RailPros, Inc.
3.	MNS Engineers, Inc.	
4.	Ghirardelli Associates, Inc.	
5.	Pennino Management Group	

(David Ripperda) (Regular Voting Members)

7. **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the South Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:** **ACTION**

Rankings	A. Project Development	B. Right of Way	C. Construction Management	D. Rail Engineering Services
1.	TranSystems Corporation	Paragon Partners Ltd.	TRC Engineers, Inc.	Pennino Management Group
2.	AECOM Technical Solutions, Inc.	Overland, Pacific & Cutler, LLC	WSP USA Inc.	
3.	Mark Thomas & Company, Inc.	Beacon Integrated Professional Resources, Inc., dba Hamner, Jewell & Associates	Kleinfelder Construction Services, Inc.	
4.	SENER Engineering and Systems, Inc.		Ghirardelli Associates, Inc.	
5.	O'Dell Engineering		NV5, Inc.	

(David Ripperda) (Regular Voting Members)

8. **Commissioner's Comments**

9. **Ex-Officio Comments**

10. **Executive Director's Report**

11. **Adjournment**
The next regular meeting is scheduled for:
September 3, 2021 – 8:00 am

SAN JOAQUIN REGIONAL RAIL COMMISSION
Meeting of August 6, 2021

Item 3.1 **ACTION**

Minutes of SJRRC Board Meeting July 2, 2021

The meeting of the San Joaquin Regional Rail Commission was held at 8:00 a.m., July 2, 2021, via teleconference.

1 Call to Order, Pledge of Allegiance, Roll Call

Chair Fugazi called the meeting to order at 8:00 a.m. and led the audience in the Pledge of Allegiance.

Commissioners Present: Hernandez, Mei, Miller, Nuño, Young, Vice-Chair Zuber, Chair Fugazi

Commissioners Absent: Hothi

Ex-Officio Members Present: Ms. Nguyen, Mr. Baxter, Mr. Zoslocki

2 Public Comments

Lori Waterman, City Manager with the City of Atwater, expressed appreciation for communications between ACE and the City of Atwater and expressed hopes that there will be a stop in Atwater for ACE service.

Peter Clark commented on the proposal of a creation of a public-private partnership to increase ACE to half hour frequencies during peak hours.

3 Consent Calendar

3.1	Minutes of SJRRC Board Meeting June 4, 2021	**ACTION**
3.2	Rail Commission/ACE Monthly Expenditure	**INFORMATION**
3.3	ACE Monthly Fare Revenue	**INFORMATION**
3.4	ACE Ridership	**INFORMATION**
3.5	ACE On-Time Performance	**INFORMATION**
3.6	Washington Update	**INFORMATION**
3.7	Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing and Directing the Chair and the Executive Director to: 1. Amend the Measure K Cooperative Agreement C-18-004 with San Joaquin Council of Governments (SJCOG) to Extend through Fiscal Year 2021/2022 and ~~Increase~~ Decrease Capital Projects for Fiscal Year	**ACTION**

2018/2019 by $3,842 and Increase Capital Projects for Fiscal Year 2021/2022 by $7,392,637

2. Amend the Measure K Cooperative Agreement C-18-005 with SJCOG to Extend through Fiscal Year 2021/2022 and Decrease Operations for Fiscal Year 2018/2019 by $2,380,516 and for Fiscal Year 2019/2020 by $778,861 and Increase Operations for Fiscal Year ~~2020/2021~~ 2021/2022 by $2,392,686

3.8 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Fiscal Year 2020-21 Transportation Development Act (TDA) Claim and Authorizing Submission by the Executive Director to the San Joaquin Council of Governments for Local Transportation Funds (LTF) and State Transit Assistance Funds (STA) for a Total of $13,159,865 **ACTION**

3.9 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Herzog Technologies, Inc. for Hosted Back Office Services for Positive Control Technologies to Increase the Total Compensation by an Amount of $261,600 with the Total Contract Amount Not-To-Exceed $1,192,100 **ACTION**

M/S/C (Young/Zuber) to Approve items 3.1 – 3.9 of the Consent Calendar. Passed and Adopted by the San Joaquin Regional Rail Commission on the 2nd day of July 2021 by the following vote to wit:

AYES:	7	Hernandez, Mei, Miller, Nuño, Young, Vice Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Hothi

4 **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with WSP USA Inc. for Construction Management Services for the Stockton Rail Maintenance Facility Expansion Project for an Amount Not-To-Exceed $1,699,698 and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects** **ACTION**

David Ripperda and Autumn Gowan gave a presentation on this item.

There were no comments on this item.

M/S/C (Zuber/Young) to Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with WSP USA Inc. for Construction Management Services for the Stockton Rail Maintenance Facility Expansion Project for an Amount Not-To-Exceed $1,699,698 and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects

Passed and Adopted by the San Joaquin Regional Rail Commission on the 2nd day of July 2021 by the following vote to wit:

AYES:	5	Miller, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Hothi

5 **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with AECOM Technical Services, Inc. for Project Development Consulting Services for North Lathrop Transfer Station at Sharpe Army Depot Project and Increase the Total Compensation by an Amount of $322,900 for a New Contract Amount Not-To-Exceed $3,345,936 and Authorizing the** **ACTION**

Executive Director to Execute Any and All Documents Related to the Project

David Ripperda gave a presentation on this item.

There were no comments on this item.

M/S/C (Miller/Nuño) to Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with AECOM Technical Services, Inc. for Project Development Consulting Services for North Lathrop Transfer Station at Sharpe Army Depot Project and Increase the Total Compensation by an Amount of $322,900 for a New Contract Amount Not-To-Exceed $3,345,936 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 2nd day of July 2021 by the following vote to wit:

AYES:	5	Miller, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Hothi

6 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with SENER Engineering and Systems, Inc. for Project Development Consulting Services for Stanislaus River Bridge Project and Increase the Total Compensation by an Amount of $2,045,768 for a New Contract Amount Not-To-Exceed $3,580,932 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project **ACTION**

David Ripperda gave a presentation on this item.

There were no comments on this item.

M/S/C (Young/Zuber) to Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with SENER Engineering and Systems, Inc. for Project Development Consulting Services for Stanislaus River Bridge Project and Increase the Total Compensation by an Amount of $2,045,768 for a New Contract Amount Not-To-Exceed $3,580,932 and Authorizing the Executive Director to Execute Any and All Documents Related to the Project

Passed and Adopted by the San Joaquin Regional Rail Commission on the 2nd day of July 2021 by the following vote to wit:

AYES:	5	Miller, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Hothi

7 Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency for ACE Advertising Services for an Amount Not-To-Exceed $300,000 and Authorizing the Executive Director to Execute Any and All Documents Related to the Agreement **ACTION**

David Lipari and Autumn Gowan gave a presentation on this item.

There were no comments on this item.

M/S/C (Nuño/Miller) to Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving an Agreement with Jeffrey Scott Advertising, Inc. dba Jeffrey Scott Agency for ACE Advertising Services for an Amount Not-To-Exceed $300,000 and Authorizing the Executive Director to Execute Any and All Documents Related to the Agreement

Passed and Adopted by the San Joaquin Regional Rail Commission on the 2nd day of July 2021 by the following vote to wit:

AYES:	5	Miller, Nuño, Young, Vice-Chair Zuber, Chair Fugazi
NOES:	0	
ABSTAIN:	0	
ABSENT:	1	Hothi

9 Commissioner's Comments

Items 9, 10 and 11 were moved up on the agenda before Item 8, Closed Session.

Chair Fugazi commented her tour of the Rail Maintenance Facility taken with the mayor and commented on the painting of the trains.

10 Ex-Officio Comments

Ms. Nguyen commented on the second virtual OneVoice trip, meetings with the Federal Transit Administration, Federal Railroad Administration, and the Office of Economic Development Agency. Ms. Nguyen further commented on social equity, environmental sustainability, and the means-based fare system.

Mr. Zoslocki commented on the new combined bus system, StanRTA.

Ken Baxter with RTD commented on RTD ridership recovery, the Van Go! on demand ride share service, RTD Next Gen system redesign, and thanked Rail Commission Manager of Regional Initiatives, Dan Leavitt, Executive Director, Stacey Mortensen, and the entire Rail Commission team for sharing opportunities for funding and support letters.

Chair Fugazi commented on Van Go! service.

11 Executive Director's Report

Ms. Stacey Mortensen provided the Executive Director's report. Ms. Mortensen reported on the Invest Act and project funding for ACE.

8 CLOSED SESSION:
~~PUBLIC EMPLOYEE PERFORMANCE EVALUATION~~
~~Title: Executive Director~~
CONFERENCE WITH LABOR NEGOTIATORS
Agenda Designated Representative: Chair Fugazi
Unrepresented Employee: Executive Director

There was no reportable action during closed session.

12 Adjournment
The meeting was adjourned at 8.58 am.
The next regular meeting is scheduled for:
August 6, 2021 – 8:00 am

San Joaquin Regional Rail Commission
Altamont Corridor Express
Operating and Capital Expense Report
May 2021
92% of Budget Year Elapsed

OPERATING EXPENSES	SJRRC FY 20-21 ALLOCATION	EXPENSE TO DATE	% SPENT TO DATE	SJRRC - CONTRACTED SERVICES FY 20-21 ALLOCATION	EXPENSE TO DATE	% SPENT TO DATE	ACE FY 20-21 ALLOCATION	EXPENSE TO DATE	% SPENT TO DATE
Project Management, Services & Supplies Subtotal	**1,639,567**	**1,285,616**	**78%**	**150,000**	**23,121**	**15%**	**4,690,542**	**2,671,608**	**57%**
Contracted Services Subtotal	**472,133**	**238,316**	**50%**	**1,750,000**	**251,906**	**14%**	**17,138,930**	**13,576,469**	**79%**
Shuttle Services							**1,021,326**	**936,215**	**92%**
TOTAL OPERATING EXPENSES	**2,111,700**	**1,523,932**	**72%**	**1,900,000**	**275,027**	**14%**	**22,850,798**	**17,184,292**	**75%**

	CAPITAL PROJECTS	CAPITAL FY 20-21 ALLOCATION	EXPENSE TO DATE	SPENT TO DATE
SAN JOAQUIN RAIL COMMISSION				
1	East Channel Street Improvements	2,209,500	83,465	4%
2	Robert J. Cabral Station Expansion	2,812,203	143,439	5%
3	Non Revenue Maintenance Vehicles	150,000	146,157	97%
TOTAL CAPITAL PROJECT SJRRC		**$ 5,171,703**	**$ 373,062**	**7%**
ALTAMONT CORRIDOR EXPRESS				
1	SJ COG Loan Repayment	1,118,012	1,118,012	100%
2	A1 & A2 Bond Repayment	3,033,988	2,563,546	84%
3	UPRR Capital Access Fee	3,242,516	3,242,516	100%
4	UPRR Capitalized Maintenance Projects	4,000,000	1,532,814	38%
5	UPRR Safety Fund	500,000	-	0%
6	ACE Extension Natomas to Stockton	5,000,000	321,010	6%
7	ACE Extension Lathrop to Ceres/Merced	10,000,000	7,922,180	79%
8	Stockton Diamond Grade Separation	3,100,000	-	0%
9	Locomotives (4) and (2) options	1,000,000	514,440	51%
10	Platform Extension Projects	3,000,000	9,314	0%
11	Cabral Track Extension	6,196,697	907,578	15%
12	Positive Train Control	1,221,823	170,218	14%
13	Rail Cars - (5) passenger rail cab cars (12) passenger coach cars (4) Option Coach	46,411,179	46,259,606	100%
14	Railcar Midlife Overhaul	6,711,081	3,691,395	55%
15	Locomotive Conversion	239,328	-	0%
16	State Owned Equipment Truck Overhaul	1,000,000	140,765	14%
17	Sunol Quiet Zone Quad Gates	475,000	34,075	7%
18	Facility Upgrades and Capital Improvements	93,068	-	0%
19	Lathrop/Manteca Station Improvements	779,700	541,147	69%
20	Tracy ACE Station Improvements	1,223,367	21,877	2%
21	Capital Spares	846,138	381,080	45%
22	Safety/Security Projects	382,115	320,283	84%
23	Short Range Transit Plan	26,123	-	0%
24	WiFi Upgrade	1,130,000	1,130,000	100%
25	Public Information Display Systems (PIDS)	500,000	1,850	0%
26	Network Integration	450,000	256,100	57%
27	Ripon Multimodal Station and Offsite Improvements	434,469	-	0%
28	Locomotive (2) Options	8,524,530	-	0%
TOTAL CAPITAL PROJECTS ACE		**$ 102,114,604**	**$ 71,079,805**	**70%**
TOTAL CAPITAL PROJECTS SJRRC & ACE		**$ 115,810,837**	**$ 71,452,868**	**62%**

Status of FY 20/21 Capital Projects - Notes As of July 2021

SAN JOAQUIN RAIL COMMISSION

1 East Channel Street Improvements - SJRRC received $2 million from the San Joaquin Council of Governments' Measure K funds to improve the pedestrian and bicycle access along Channel Street between the Downtown Transit Center and Cabral Station. SJRRC has begun the environmental clearance and final design for the project, which is anticipated to be completed in 2021. Construction is slated to begin Fall 2021. Projected to be completed by the end of 2022.

2 Robert J. Cabral Parking Lot Expansion -Project will construct a new parking lot at the site of the old Western Pacific depot in Stockton, as well as reconstruct the building. Environmental work has been completed and design is underway for the parking lot and building reconstruction.

3 Non Revenue Maintenance Vehicles - Delivery of the new maintenance vehicles has occurred and the project is complete.

ALTAMONT CORRIDOR EXPRESS

1 SJ COG Loan Repayment - Annual payment made July 1, 2020 per SJCOG amended loan agreement.

2 Bond Repayments - Bond repayments are made bi-annually, payments FY 20-21 are due in October 2020 and April 2021. Payments were made and Bond was Refunded on May 1st 2021.

3 UPRR Capital Access Fee - Payment for calendar year 2021 paid in two installments. First payment to be processed in January 2021 and second payment in May 2021

4 UPRR Capitalized Maintenance Projects - Multi-year project is budgeted at $4,000,000 for the year. Invoices are received throughout the year.

5 UPRR Safety Fund - Ongoing project.

6 ACE Extension Natomas to Stockton - The final Environmental Impact Report (EIR) was adopted at the October 2nd, 2020 Board meeting and the Notice of Determination was filed with San Joaquin County on October 6th, 2020. Final Design and Right of Way funding for early segments of the project were allocated at the January 27-28, 2021 California Transportation Commission Meeting. Consultant contracts for the final design phase will be presented for consideration at the August Stations/Facilities Development Committee Meeting.

7 ACE Extension Lathrop to Ceres/Merced - The Environmental Impact Report (EIR) was certified in August 2018. Final design is currently underway for individual projects along the corridor. Preparation of a project level EIR for Ceres to Merced is underway. The project level Draft EIR for Ceres to Merced was released for public review on April 22nd, 2021 and comments were due June 7th, 2021. The Final EIR will be presented to the Board for approval in late Summer 2021.

8 Stockton Diamond Grade Separation - The project will grade separate the existing UPRR and BNSF lines creating an uninterrupted flow of rail traffic through the crossing. Project Approval (PA) and Environmental Document (ED) services for the project are currently underway. The Final EIR was adopted by the Board on June 4th, 2021. The California Transportation Commission approved the project for Future Consideration of Funding at their June 23-24, 2021 meeting and allocate funding for the final design and right of way phases. The final design phase will be presented to the Board for approval at the September Board Meeting.

9 Locomotives (4) - All four (4) locomotives have been delivered and have been fully accepted. The Spare Parts package will be delivered in June. Project Complete.

10 Platform Extension Projects - Multi-year project to extend the existing Lathrop/Manteca, Tracy, Vasco, Livermore, and Pleasanton platforms. A contract for final design was approved in May 2018 and is currently under review by Union Pacific. Environmental and design are currently underway for construction of a 400-foot platform extension at the Fremont ACE Station.

11 Cabral Track Extension - In June, SJRRC received approval from FTA Region 9 for a NEPA Categorical Exclusion. Coordination with Union Pacific on design review is ongoing, with construction anticipated to begin in late Summer 2021. Utility relocation efforts are beginning.

12 Positive Train Control - Staff continues to work with UPRR, Caltrain, FRA and all Passenger Rail Partners on software updates and system improvements.

13 Rail Cars - A contract with Bombardier was Approved at the April 2020 SJRRC Board meeting. Additionally, an option order was approved by the Board at the December 2020 meeting for 4 additional coaches. This is Multi-year project for the procurement of five (5) passenger rail cab cars and 16 passenger coach cars. Delivery of the first cars is scheduled for November 2021.

14 Railcar Midlife Overhaul - Midlife overhauls of ACE's existing fleet of 30 railcars is underway. Currently trucks, carpeting, rubber flooring, lighting and refreshing of the exterior paint scheme to the new colors is underway. Three (3) Cars have been painted with the fourth car being prepared for paint. The project is scheduled to be completed over the next three years.

15 Locomotive Conversion - Staff is working with the State of California on a scope of work for the decommissioning and conversion of the two units.

16 State Owned Equipment Truck Overhaul - Phase 1 of the project to procure a float pool to be used for the complete Truck Overhaul program is underway and scheduled to be closed out by November 2021.
The Second Phase of the project is to complete the overhaul of the 88 State owned bi-level passenger rail cars along with the draft gears and diaphragms. This scope of work is in development.

17 Sunol Quiet Zone - Construction has been completed but to address public concerns, revisions need to be made. Preliminary Design for the revised project, Four Quadrant Gates on Main Street Sunol, is complete. Coordination with Alameda County for the final design and construction of the project is ongoing.

18 Facility Upgrades and Capital Improvements - Currently ongoing

19 Lathrop/Manteca Station Improvements - The construction contract was awarded at the October 2nd, 2020 Board meeting. Construction was completed on May 3rd, 2021.

20 Tracy ACE Station Improvements - Consultant contract was awarded at the May 3rd 2019 Board meeting. Environmental and design are currently underway.

21 Capital Spares - Preventative Maintenance is ongoing.

22 Safety and Security/Video Cameras - The camera security project was awarded in June 2018 and is in construction.

23 Short Range Transit Plan - Update to FY 2018 - FY 2027 SRTP is ongoing.

24 WiFi Upgrade - The WiFi system is fully installed and operational. SJRRC, NOMAD, and Xentrans continue to work on coordinating with the Herzog led Internet Systems Consortium technology project to ensure compatibility and integration of the two onboard systems.

25 Public Information Display System (PIDS) - CCJPA will send their project schedule in July 2021 for when they plan to initiate the public works procurement process and will schedule to order cabinets and station hardware for August 2021. Once staff receives the schedule for CCJPA, staff will have a better idea of when they plan on changing out the hardware. The bi-weekly scrum calls with our agency and stakeholders and Xenatech, CCJPA's vendor for the CalPIDS project, have ended. Testing of the Operator Console system shall continue, but with specialized agency required testing requirements and feedback given directly by Xenatech to ensure proper functionality. There is a call scheduled at the end of July 2021 to discuss with CCJPA support needed for our expansion projects into 2023 and beyond.

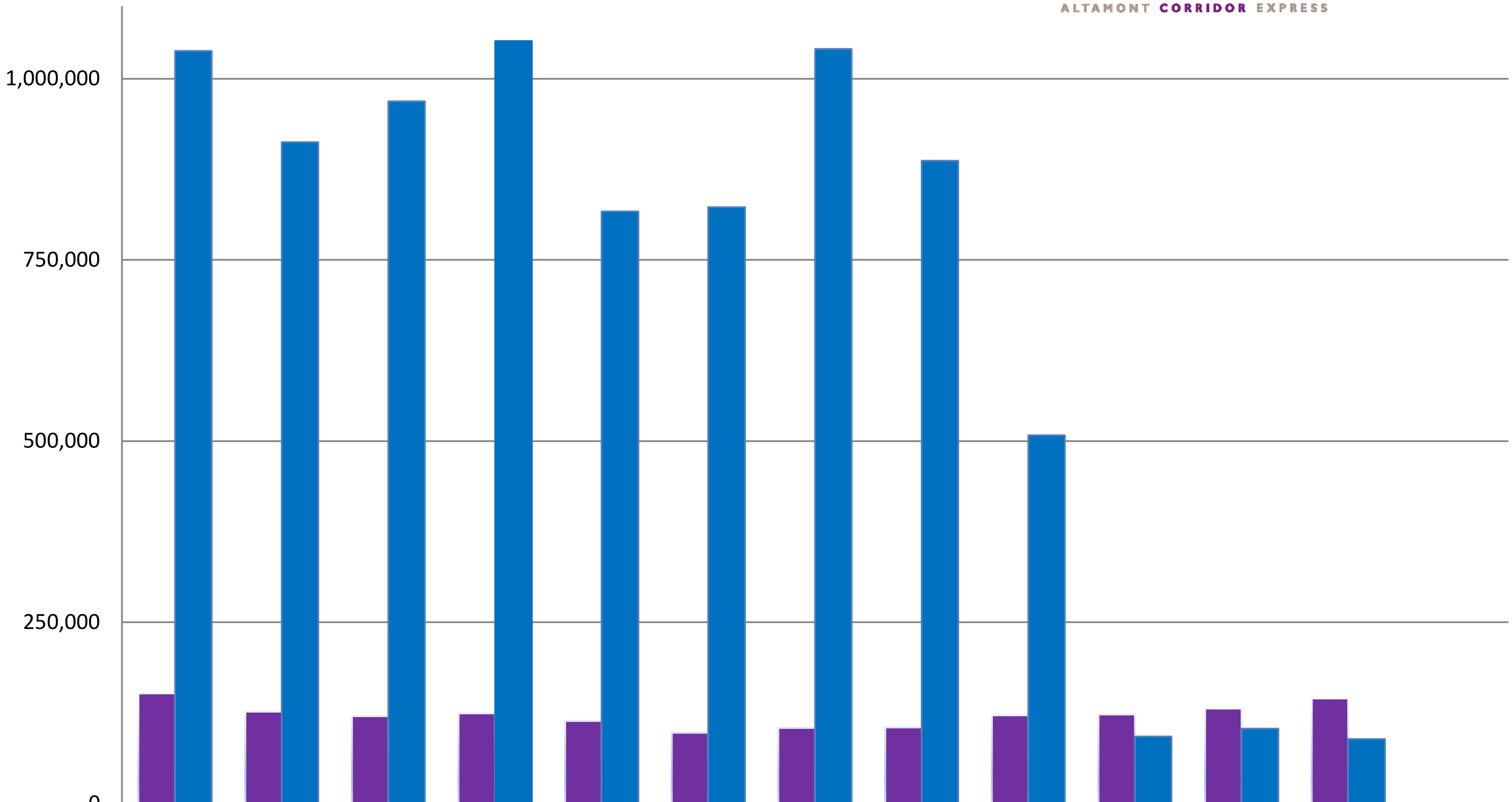
26 Network Integration - Planning consulting services of integrating the ACE and SJJPA services with high-speed rail and other rail transit services.

27 Ripon Multimodal Station and Offsite Improvements - A request for proposal for this project was released in May 2021. A consultant contract will be presented to the Board for consideration in September 2021.

28 Locomotive (2) Options - Staff is working with Siemens on the pricing and schedule for the option. Staff will be bringing an item to the Board at the August 2021 meeting requesting approval of the option order.

Item 3.3

Fare Revenue

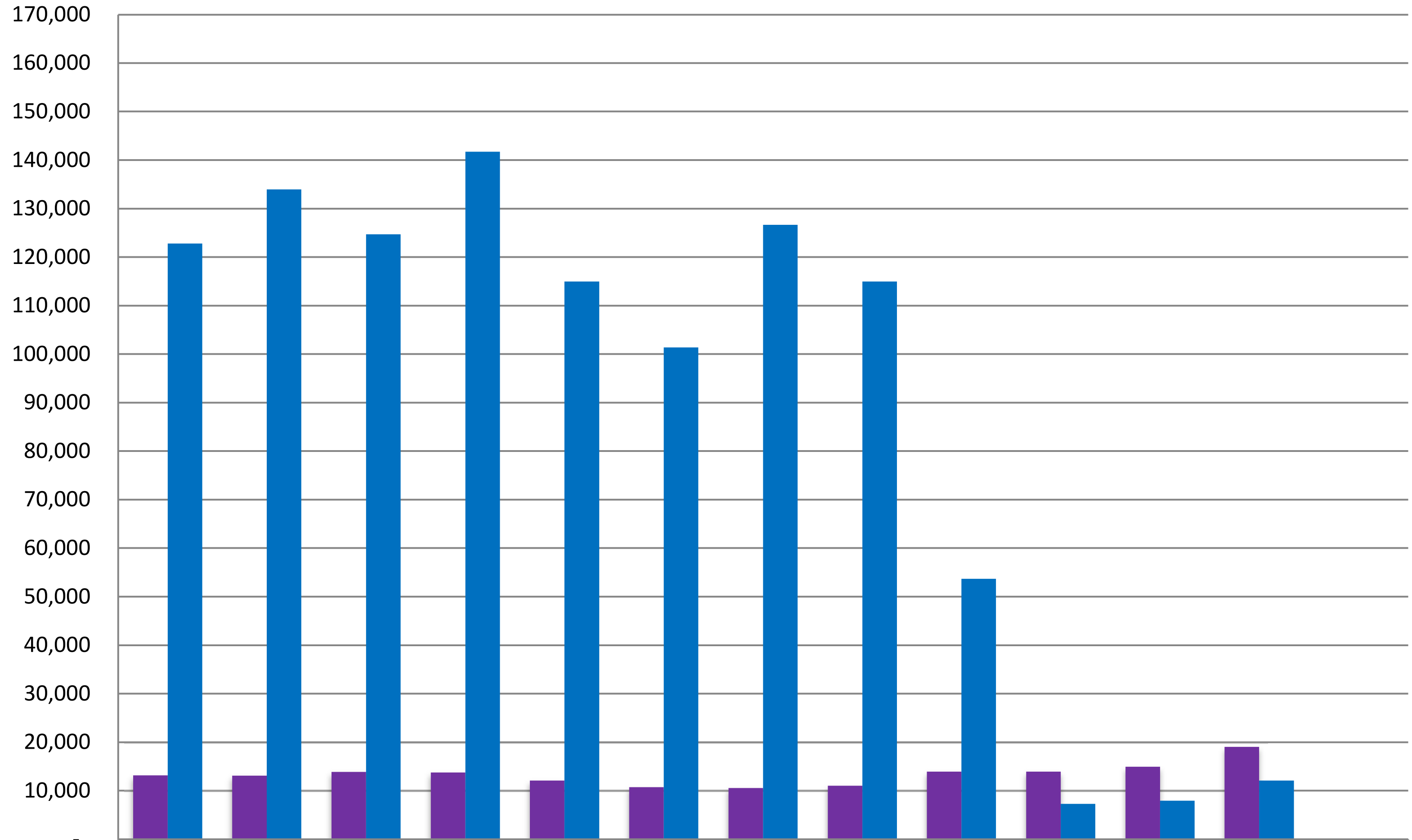


	Jul-20	Aug-20	Sep-20	Oct-20	Nov-20	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21	FY TOTAL
FY 20-21 Fare Revenue	152,163	127,080	120,896	124,592	114,383	98,109	104,400	105,194	122,076	123,236	131,404	145,309	1,468,843
FY 19-20 Fare Revenue	1,038,170	912,427	968,729	1,052,213	816,770	822,711	1,040,903	886,822	508,211	92,586	103,410	88,932	8,331,885

% of Budget Year Elapsed: 100%
FY 20-21 % of Budgeted Fare Revenue Received to Date: 112.6%
Projected Annual Fare Revenue (includes Amtrak Thruway Service): $ 1,304,580.00

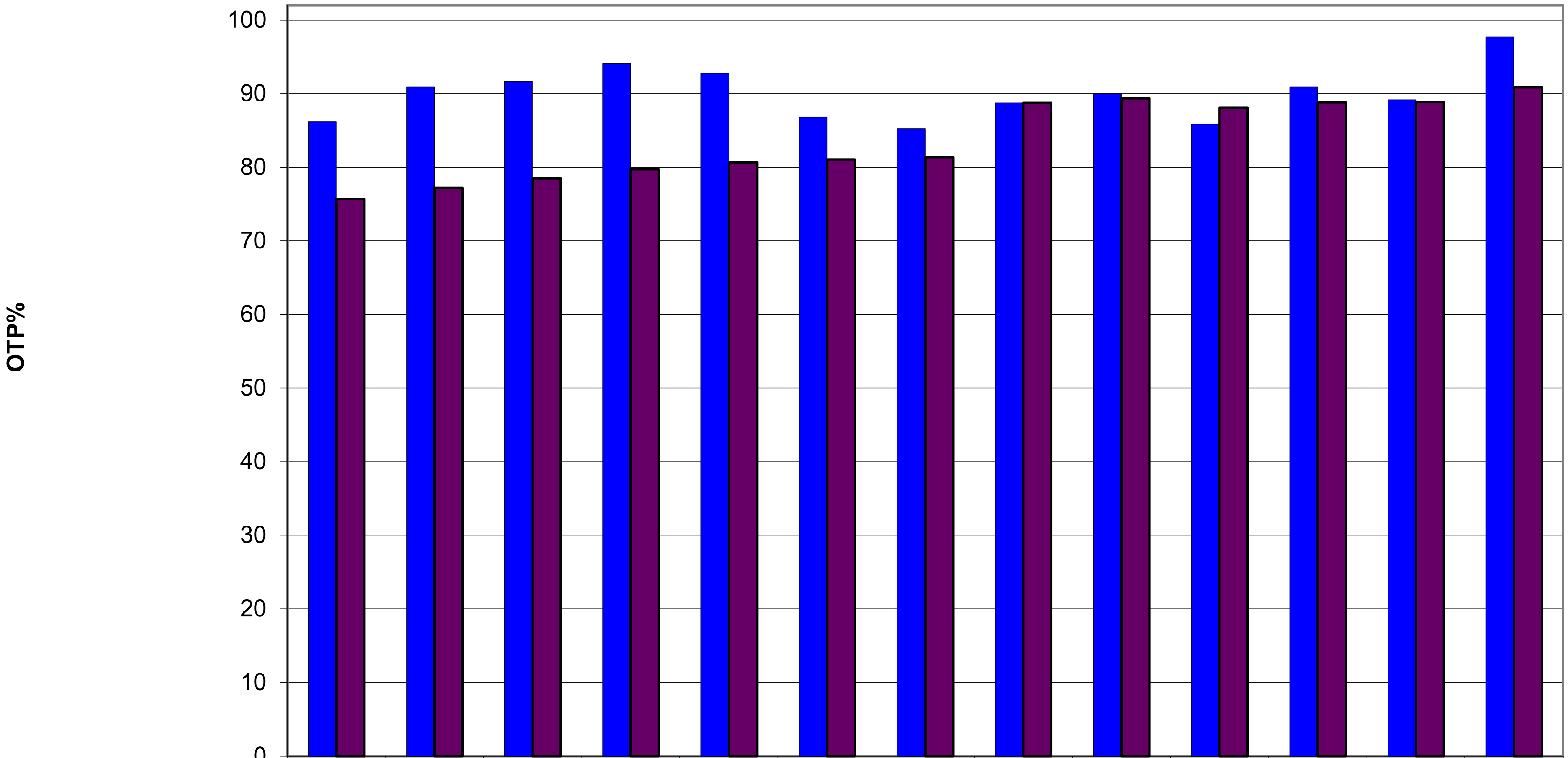
Ridership

Item 3.4



	Jul-20	Aug-20	Sep-20	Oct-20	Nov-20	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21	FY TOTAL
FY 20-21 Ridership	13,126	13,121	13,847	13,760	12,085	10,708	10,544	10,991	13,914	13,951	14,928	19,032	160,007
FY 19-20 Ridership	122,770	133,972	124,677	141,701	114,973	101,363	126,661	114,984	53,665	7,252	7,908	12,064	1,061,990

ACE ON TIME PERFORMANCE



	Jun-20	Jul-20	Aug-20	Sep-20	Oct-20	Nov-20	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21
Monthly OTP %	86.21	90.91	91.67	94.05	92.77	86.84	85.23	88.75	90	85.87	90.91	89.17	97.71
YTD OTP %	75.69	77.21	78.47	79.71	80.67	81.06	81.34	88.75	89.38	88.1	88.82	88.91	90.86

Item 3.5

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TO: San Joaquin Regional Rail Commission (SJRRC)
FROM: TG&A Staff
SUBJECT: Monthly Progress Report for JULY 2021
DATE: July 28, 2021

THE BIDEN ADMINISTRATION/EXECUTIVE BRANCH

July 9, 2021. President Joe Biden signed an **Executive Order** and **here** [**Fact Sheet**] to promote competition in the American economy. The Order includes 72 initiatives by more than a dozen federal agencies to address competition problems in the economy. Regarding transportation, the order as paraphrased (See Sec. 5 - Further Agency Responsibilities, (m) for specifics on transportation):

- Directs the DOT to consider issuing clear rules requiring the refund of fees when baggage is delayed or when service isn't actually provided.
- Directs the DOT to consider issuing rules that require baggage, change, and cancellation fees to be clearly disclosed to the customer.
- Encourages the Surface Transportation Board to require railroad track owners to provide rights of way to passenger rail and to strengthen their obligations to treat other freight companies fairly.
- Encourages the Federal Maritime Commission to ensure vigorous enforcement against shippers charging American exporters exorbitant charges.

See Peter DeFazio (D-OR) **statement** applauding the Executive Order.

July 1, 2021. The White House released state fact sheets to highlight how the Bipartisan Infrastructure Framework will deliver for states and territories across the country. The individual fact sheets for each of the 50 states, the District of Columbia, Puerto Rico, and other territories are linked **here**. A fact sheet on how the Bipartisan Infrastructure Framework advances racial equity is also linked **here**.

BIDEN 2021 TRANSPORTATION-RELATED NOMINATIONS/CONFIRMATIONS

Since the June 2021 Report there has been no relevant activity.

APPROPRIATIONS/BUDGET

July 23, 2021. Secretary of the Treasury Janet Yellen send a **letter** to House Speaker Nancy Pelosi (D-CA) informing her, "that beginning on Sunday, August 1, 2021, the outstanding debt of the United States will be at the statutory limit." [Congress suspended the debt limit in 2019 for two years, i.e. expiring July 31, 2021. Since then the government has added $6.5 trillion in debt wherein the debt now stands at roughly $28.5 trillion.] Moreover, the letter intimated that the, "Treasury is announcing that it will suspend the sale of State and Local Government Series (SLGS) securities at 12:00 p.m. on July 30, 2021." Secretary Yellen noted that the Treasury is not able to provide an estimate of how long extraordinary measures [estimated to be exhausted in October/November] will last and that she fully expects that Congress will protect the full faith and credit of the United States by acting as soon as possible. At least 10 Senate Republicans will be needed along every Democrat to approve a debt-ceiling increase. See Congressional Budget Office report, "**Federal Debt and the Statutory Limit, July 2021**."

Transportation-Related Appropriations Narrative/Status Table for FY 2022

July 12-26, 2021. The House Committee on Rules met on July 26, to address a $617 billion **Seven-Bill Minibus - HR 4502** [1.) Labor, Health and Human Services, Education, 2.) Agriculture, Rural Development, 3.) **Energy and Water Development**, 4.) Services and General Government, 5.) Interior, Environment, 6.) Military Construction, Veterans Affairs, 7.) **Transportation, and Housing and Urban Development Appropriations Act, 2022**.] The remaining five appropriations bills "require additional coordination with authorizing committees," according to House Majority Leader Steny Hoyer. Once the House approves the minibus, it will head to the Senate where appropriators have yet to schedule any markups. See THUD **House Report 117-99**. **Committee Link**.

Earlier, the Full House Committee on Appropriations **approved the FY 2022 Transportation, Housing and Urban Development and Related Agencies** appropriations bill **on July 16, 2021** by a vote of 33-24. On July 12, 2021 the Subcommittee on Transportation, Housing and Urban Development approved its FY 2022 funding bill (**HR 4550**) by voice vote [**Summary**, **Report 117-99**, and **Fact Sheet**] . The bill report, before the adoption of amendments in Full Committee is **here**. A listing of Community Project Funding items (earmarks) can be found **here**. The San Joaquin Regional Rail Commission garnered over $7 million in proposed earmark funding for the Manteca Station, the North Lathrop Transfer Station, and a clean energy locomotive program. See Congressional Research Service report on **House Committee Bill Would Provide 22% Transportation Spending Boost**. See Congressional Research Service Report on THUD Appropriations for FY 2022 **here**.

Note: It is reported that the Senate has tentative plans to begin marking up FY 2022 appropriation bills in early August. Patrick Leahy (D-VT and Senate Appropriations Committee Chairman) has been accepting earmark requests and initially said the earmark pot would be split 50/50 with Republicans; however, the intent to split the earmark pot is becoming complicated as only a few Republicans are requesting earmarks vs. the scope of request coming from Democrats.

OVERALL FY 2022 APPROPRIATION BILL SUMMARY	
Bills Passed:	House (0 of 12)
	Senate (0 of 12)
Bills Vetoed:	(0 of 12)
Both Chambers Passed:	(0 of 12)
Bills Enacted:	(0 of 12)
Appropriations Status Table Link	

US Department of Transportation Appropriation Status Table FY 2022

Transportation-HUD	Subcommittee Approval House	Subcommittee Approval Senate	Full Committee Approval House	Full Committee Approval Senate	Initial Passage House	Initial Passage Senate	Resolution of House-Senate Differences Conference Rpt.	Resolution of House-Senate Differences House	Resolution of House-Senate Differences Senate	Presidential Approval
HR TBA	(voice vote) 7/12/2021									
Notes:										
Transportation/HUD Appropriations - 7/12/2021 Subcommittee Press Release										

Energy & Water Development Appropriation Status Table FY 2022

Energy and Water	Subcommittee Approval House	Subcommittee Approval Senate	Full Committee Approval House	Full Committee Approval Senate	Initial Passage House	Initial Passage Senate	Resolution of House-Senate Differences Conference Rpt.	Resolution of House-Senate Differences House	Resolution of House-Senate Differences Senate	Presidential Approval
HR TBA	(voice vote) 7/12/2021									
Notes:										
House Energy and Water Development Appropriations 7/12/2021 Subcommittee Press Release										

FY 2022 House Appropriations THUD Highlights

The bill provides a total of $105.7 billion in budgetary resources for US DOT – an increase of $19 billion over the FY 2021 enacted level.

OFFICE OF THE SECRETARY

National Infrastructure Investments (aka Rebuilding American Infrastructure with Sustainability and Equity, or RAISE grants)	$ 1,200,000,000
(For Planning/Design Set-aside)	$ 40,000,000
(For Areas of Persistent Poverty Set-aside)	$ 20,000,000
Thriving Communities Initiative	$ 100,000,000
Electric Vehicle Fleet	$ 11,000,000
FEDERAL AVIATION ADMINISTRATION	
Contract Tower Program	$ 178,000,000
Grants-In-Aid For Airports (AIP)	$ 3,350,000,000
(Small Community Air Service Development Pgm. AIP Set-aside)	$ 10,000,000
Grants-In-Aid For Airports (Additional Amount)	$ 400,000,000
(Incorporation of Community Proj. Funding (earmarks) Set-aside)	$ 79,959,135
FEDERAL HIGHWAY ADMINISTRATION	
Highway Obligation Limitation	$61,882,102,951
Highway Infrastructure Programs	$ 592,000,000
(Incorporation of Community Proj. Funding (earmarks) Set-aside)	$ 427,500,000
FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION	
Motor Carrier Safety Assistance Program	$ 389,212,000
High Priority Activities	$ 59,108,000
NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION	
Highway Safety Program	$ 384,000,000
National Priority Safety Programs	$ 390,900,000
FEDERAL RAILROAD ADMINISTRATION	
National Network Grants	$ 1,500,000,000
Northeast Corridor Grans	$ 1,200,000,000
Passenger Rail Improvement, Modernization & Expansion (PRIME Grants)	$ 625,000,000
Consolidated Rail Infrastructure and Safety Improvements	$ 500,000,000
Magnetic Levitation Technology Deployment	$ 5,000,000
FEDERAL TRANSIT ADMINISTRATION	
Transit Obligation Limitation	$12,150,348,462
Transit Infrastructure Grants	$ 580,000,000
(Bus/Bus Facilities Set-aside)	$ 203,000,000
(Low/No Emission Grants Set-aside)	$ 240,000,000
(Innovative Mobility Solutions Set-aside)	$ 25,000,000
(Integrated Smart Mobility Grants Set-aside)	$ 50,000,000
Capital Investment Grants	$ 2,473,000,000
MARITIME ADMINISTRATION	
Assistance to Small Shipyards	$ 20,000,000
Port Infrastructure Development Program	$ 300,000,000
America's Marine Highway Program	$ 14,819,000
(makes prior year recoveries available for AMHP)	

July 13, 2021. The House Committee on Appropriations approved the FY 2022 Homeland Security funding bill on a 33-24 vote. The bill provides funding of $52.81 billion, an increase of $934 million above FY 2021. In total, the bill provides total funding of $76.15 billion, including $18.8 billion for major disaster response and recovery and $4.57 billion that is offset by fee collections. A summary of the bill is **here**. The text of the bill, before the adoption of amendments in Full Committee is **here**. A listing of Community Project Funding items (earmarks) can be found **here**.

July 8, 2021. The **Bipartisan Policy Center** issued a warning that projecting the debt limit "X Date" after its suspension expires on August 1, 2021, will be more difficult than past instances, due to the high uncertainty of Treasury Department cash flows relating to COVID-19 relief disbursements and the pace of the economic recovery. Partially due to this cash flow uncertainty, in May 2021, the Treasury Department announced it would hold $450 billion in cash on hand on August 1,2021 (as opposed to the anticipated $118 billion), which will serve to supplement its emergency borrowing authority, known as "extraordinary measures." BPC forecasts that these measures and cash on hand will be exhausted sometime in the fall, at which point the Treasury Department will have insufficient daily revenues to meet all of its obligations in full and on time.

July 2, 2021. The Senate Committee on Appropriations has posted each **Senator's congressionally directed spending requests for FY 2021**. Once all requests are made, the Chairman will post a link to a consolidated table so that the public can access all requests made to the Committee in one place. Senate members are not capped on the number of project requests as were House members at ten projects.

SENATE/HOUSE BUDGET RESOLUTION NEWS

July 12, 2021. **Senate Democratic leaders** on the Budget Committee and the White House reached the broad outlines of an overall spending target of $3.5 trillion for the budget resolution (down from Sen. Bernie Sanders (I-VT) earlier sought after $6 trillion package). Senate Majority Leader Chuck Schumer (D-NY) noted that, "The budget resolution with instructions will be $3.5 trillion. If you add that to the $600 billion bipartisan plan, you get to $4.1 [trillion], which is very, very close to what President Biden asked us for." Revenues for the plan include increasing the corporate tax rate to 28 percent from 21 percent, raising the top capital-gains tax rate to 43.4 percent from 23.8 percent, taxing foreign earnings on corporations and tightening Internal Revenue Service enforcement to collect more taxes. Senate leaders are to present the proposal to the Democratic Caucus seeking their "buy-in" so that a budget resolution can be adopted and that will pave the way for a reconciliation bill that can advance through the 50-50 Senate without Republican support. The Budget Resolution could be debated on the Senate floor the first week of August but the timeline could slip depending on whether or not the bipartisan infrastructure bill is delayed.

July 1, 2021. According to multiple press reports, House Budget Committee Chairman John Yarmuth (D-KY) has decided to forgo taking up the FY 2022 House Budget Resolution; notwithstanding, the fact that a deeming resolution was used earlier to temporarily set the topline discretionary number to allow House appropriators time to begin to develop their FY 2022 appropriation bills - the House and Senate Appropriations Committees each have 12 subcommittees. The plan was that once adopted by the House and Senate, the concurrent resolution on the budget for FY 2022 would supersede the provisions of the deeming resolution. However, due to slim margins in the House and the possibility of not being able to adopt a House Budget Resolution, House Democrats are going to punt and see if Senate Democrats can pass a resolution through their 50/50 chamber. House Democrats would then likely end up adopting the Senate Budget Resolution. The House/Senate both need to adopt the same budget resolution to set up a filibuster-proof reconciliation package. See House Committee on the Budget **document** entitled, "Discretionary Spending and the Congressional Budget Process: An Explainer."

July 13, 2021. The US Department of the Treasury issued its **Monthly Treasury Statement** for FY 2021 through June 30, 2021. For the month of June, total receipts were $449 billion with outlays of $623 billion – a deficit of $174 billion. For the first nine months of FY 2021 the federal deficit stands at $2.238 trillion with receipts at $3.056 trillion and outlays at $5.294 trillion.

The Congressional Budget Office issued a **Monthly budget Review** noting that that, "Outlays in the first nine months of fiscal year 2021 were almost $2 trillion more than spending during the same period two years earlier, in 2019, mostly because of programs and policies implemented in response to the coronavirus pandemic—notably, refundable tax credits (particularly the recovery rebates), expanded unemployment compensation, and the Small Business Administration's Paycheck Protection Program."

LATEST SURFACE TRANSPORTATION REAUTHORIZATION DEVELOPMENTS

SENATE

The July 21 deadline set by Senate Majority Leader Chuck Schumer (D-NY) to begin consideration of the $579 billion eight-year bipartisan infrastructure bill (in new spending over the base line for nearly $1 trillion) developed by 22 senators (led by Rob Portman (R-OH) and Kyrsten Sinema (D-AZ) was blocked by Senate Republicans due to several unresolved issues, e.g. disagreement over transit funding (Republicans are opposed to the $48 million in new transit funding on top of the traditional 80/20 - highway/transit split), details of broadband funding (rate regulation), and because members are still searching for revenue sources to offset the cost of the bill and whether or not to repurpose unspent COVID-19 relief funds to help pay for the bill. The group hit a negotiating bump in mid-July when an IRS tax enforcement revenue provision was dropped. That provision was expected to generate a net $100 billion was later estimated by the Congressional Budget Office (CBO) to only generate a net $60 billion in revenue over 10 years. Republicans were also opposed to allowing the expanded power to the IRS. Meanwhile, the bipartisan group is working to draft a legislative text beyond the current roughly agreed-to broad framework. The Senate bill will also not contain any earmarks. Some liberal Senators have also indicated that they will not support the infrastructure bill unless they believe there is sufficient support to pass the $3.5 trillion antipoverty package. Democrats plan to pass the $3.5 trillion package through a special process tied to the budget, aka reconciliation – wherein the package can be approved via a simple majority vs. the 60 votes needed for most bills in the Senate. Senator Schumer has indicated that he is prepared to keep the Senate in session beyond August 9, to pass the infrastructure package as well as the larger $3.5 trillion budget, if necessary – this would eat into the traditional Congressional August recess. Meanwhile, House Speaker Nancy Pelosi has intimated that the House will not pass a bipartisan infrastructure package until the $3.5 trillion "human infrastructure" package is ready to pass.

HOUSE

On July 1, 2021, the US House passed the $759 billion ($715 billion plus an additional $44 billion in floor amendments) five-year "Investing in a New Vision for the Environment and Surface Transportation in America Act aka **INVEST in America Act** (engrossed version with all House Amendments) by a vote of **221-201** (219 Democrats and 2 Republicans). The INVEST in America Act (1,934 pages) is a surface transportation reauthorization and wastewater/drinking water infrastructure bill introduced by Peter DeFazio (D-OR). The House bill now moves to the Senate which has been working on its own bi-partisan version with the White House (see Senate above). Any Senate-passed bill will then be conferenced with the House-passed bill before a negotiated bill can be sent to President Biden. On July 21, 2021, Peter DeFazio and 30 Democratic Members of the T&I Committee sent a **Letter** to House Speaker Nancy Pelosi (D-CA) and Senate Majority Leader Chuck Schumer (D-NY) urging them to provide House Members with the opportunity to advocate for the transformational policies in the INVEST in America Act to be included/conferenced with any product from the Senate.

[See House Committee on Transportation and Infrastructure Peter DeFazio (D-OR) **statement**.

See American Association of State Highway and Transportation Officials (AASHTO) **statement**.]

In broad strokes, the INVEST in America Act funds the following:

- Roads and Bridges — $343 billion
- Transit — $109 billion
- Passenger/Freight Rail — $ 95 billion
- Drinking Water Infrastructure — $117 billion
- Wastewater Infrastructure — $ 51 billion

INVEST in AMERICA ACT RESOURCES:
HR 3684 (Placed on Senate Calendar – July 13, 2021)
House Report 117-70
House Report 117-70 Part 2
House T&I Resources URL
(**Including FHWA/FTA Authorizations/State Apportionments**)

SELECTED CONGRESSIONAL HEARINGS/BUSINESS

July 29, 2021. The House Committee on Transportation and Infrastructure has scheduled a Full Committee hearing to discuss and receive testimony on "Assessing the Federal Government's COVID-19 Relief and Response Efforts and its Impact." **Committee Link and Testimony**.

July 21, 2021. The Senate Committee on Environment and Public Works held a hearing to discuss and receive testimony on, "Addressing Cybersecurity Vulnerabilities Facing Our Nation's Physical Infrastructure." **Committee Link and Testimony**.

July 20, 2021. The House **passed 13 bipartisan homeland security bills** including the "Strengthening Local Transportation Security Capabilities Act of 2021" (**HR 1870**) and the "Transportation Security Public Health Threat Preparedness Act of 2021" (**HR 1895**).

July 16, 2021. The House Committee on Appropriations has scheduled a Full Committee markup of FY 2022 Transportation, Housing and Urban Development, and Related Agencies Appropriations Bills. **Committee Link**.

July 14, 2021. The House Committee on Transportation and Infrastructure, Subcommittee on Water Resources and Environment held a hearing to discuss and receive testimony on, "President Biden's Fiscal Year 2022 Budget Request: Agency Policies and Perspectives (Part II). **Committee Link and Testimony**.

SELECTED CONGRESSIONAL "TRANSPORTATION-RELATED" BILLS – JULY

SENATE BILLS			
S 2337 **Press Release**	R. Paul (R-KY) "Travel Mask Mandate Repeal Act of 2021." Prohibits the imposition of mask mandates on public transportation. Introduced 7/14/2021.	**S 2309**	R. Warnock (D-GA) A bill to improve the Consolidated Rail Infrastructure and Safety Improvements Program (CRISI). Introduced 7/12/2021.
S 2229 **Press Release** T. Cruz (R-TX) "Highway Formula Modernization Act of 2021." Direct the US DOT to reevaluate the funding formulas used to distribute federal highway dollars Introduced 6/25/2021.			
HOUSE BILLS			
HR TBA	P. DeFazio (D-OR) legislation to name the federal building located at 1200 New Jersey Avenue Southeast in Washington, DC, which houses the U.S. Department of Transportation, as the "Norman Yoshio Mineta Federal Building." Introduced 7/26/2021.	**HR 4520**	J. Huffman (D-CA) Requires transportation planners to consider projects and strategies to reduce greenhouse gas emissions. Introduced 7/19/2021.

HR 4446	S. Carbajal (D-CA) To establish a Government corporation to provide loans and loan guarantees for infrastructure projects. Introduced 7/17/2021.	HR 4413 Press Release	R. DeLauro (D-CT) "National Infrastructure Development Bank Act." Creates and fund a public bank that would innovatively facilitate public-private partnerships to rebuild our nation's roads, highways, bridges, and environmental and energy projects of national or regional significance. DeLauro has introduced the National Infrastructure Development Bank Act since 1994. Introduced 7/16/2021.
HR 4474	J. McGovern (D-MA) To establish an intercity passenger rail service investment grant program. Introduced 7/16/2021.	HR 4441	A. Biggs (R-AZ) To prohibit the imposition of mask mandates on public transportation. Introduced 7/16/2021.
HR 4314 Press Release	B. Foster (D-IL) "Fair Allocation of Highway Funds Act." With respect to apportionments to States for certain highway programs. Introduced 7/1/2021.	HR 4336 Press Release	D. Schweikert (R-AZ) "NEPA State Assignment Expansion Act." Expand the NEPA assignment program to let federal agencies delegate NEPA review authority to relevant state entities, which can carry out NEPA review on the agency's behalf, under the supervision of the agency. Introduced 7/1/2021.
HR 3684 Funding Highlights H Rpt. 117-75	P. DeFazio (D-OR) "INVEST in America Act." A $715 billion surface transportation reauthorization and water infrastructure bill. **Passed House on 7/1/2021 by a vote of 221-201**.	HR TBA Press Release	D. Schweikert (R-AZ) "NEPA Accountability and Enforcement Act." Require federal agencies to complete the NEPA process in two years for proposed projects that need an EIS, among other items. Introduced 7/1/2021.
HR 4296	J. Rutherford (R-FL) To prohibit the Transportation Security Administration from asking passengers on domestic flights for information regarding vaccinations. Introduced 7/1/2021.	HR 4161	A. Smith (D-WA) To allow additional funds to be provided under the airport improvement program for certain noise mitigation projects. Introduced 6/25/2021.

FEDERAL REGISTER NOTICES OF FUNDING OPPORTUNITY (NOFOs) / GRANT AWARDS

See Addendum A. - Calendar Year NOFO/AWARDS SCORECARD – at end of report.

The amount, duration, and size of awards will depend on the number of applications selected for award, and the actual amount of funds available in each FY. Cost sharing is not required, and is not an eligibility criterion. **The closing date for applications is rolling (see NOFO).**

July 22, 2021. The Economic Development Administration (EDA) **announced** that it will implement a series of programs, collectively called **Investing in America's Communities**, to equitably invest the $3 billion it received from President Biden's American Rescue Plan Act to help communities across the country build back better. Investing in America's Communities, was launched today with six Notices of Funding Opportunity (NOFOs):

- **Build Back Better Regional Challenge** ($1 billion);
- **Good Jobs Challenge** ($500 million);
- **Economic Adjustment Assistance Challenge** ($500 million);
- **Indigenous Communities Challenge** ($100 million);
- **Travel, Tourism, and Outdoor Recreation Grants** ($750 million);
- **Statewide Planning, Research, and Networks Grants** ($90 million).

To learn more about American Rescue Plan Funding Opportunities sign up for the webinar, EDA 101 and America Rescue Plan Overview, which will be held on **July 27** and **July 29**. Also see **Fact Sheet**.

July 22, 2021. The Federal Railroad Administration (FRA) issued a **Notice of Funding Opportunity** (NOFO) making available $100,000 (of which $15,000 is allocated for laptop computers) under the FY 2021 Railroad Safety State Participation Grant Program. The FRA will provide grants to States with Federal Railroad Safety Program State Participation Agreements to assist with funding eligible training, travel, and laptop computers. Neither cost sharing nor matching is a requirement for this grant program. The closing date for applications is August 20, 2021.

July 21 2021. The Federal Transit Administration (FTA) published a **Notice** [and **here**]announcing the FY 2021 authorized contract authority through September 30, 2021, for FTA formula and competitive programs, and describes plans for several competitive programs.

July 2, 2021. Operation Lifesaver, Inc. (OLI) **announced** that the application period is open for its competitive Rail Transit Safety Education Grants. The grants offer a total of $220,000 in funding for transit agencies and government entities that provide transit service to conduct rail transit safety education and public awareness initiatives. Grant amounts are capped at $20,000 and require non-federal matching funds of at least 25 percent of project costs. **All applications must be submitted via the Common Grant Application online grant processing program by July 31, 2021. Grant awards will be announced by September 3, 2021**.

July 1, 2021. The US DOT **announced** awards of $905.25 million to 24 projects in 18 states under the Infrastructure for Rebuilding America (INFRA) discretionary grant program. US DOT evaluated 157 eligible applications from 42 states, as well as Guam. Applicants collectively requested approximately $6.8 billion in grant funds—more than seven times the funding available. The full list of proposed awards can be found **here** (project fact sheets). As required under the FAST Act, Congress will have 60 days to review the Department's proposed project awardees. After the 60-day review period, the Department is free to begin obligating funding.

June 30, 2021. The Federal Transit Administration (FTA) issued a **Notice of Funding Opportunity** (NOFO) making available $16.259 million under the Areas of Persistent Poverty Program. Funds will be awarded competitively for planning, engineering, or development of technical or financing plans for projects that assist areas of persistent poverty. The minimum Federal share for projects selected under the Areas of Persistent Poverty Program is 90 percent of the net total project cost (i.e., the local share will be no more than 10 percent of the net total project cost, not 10 percent of the requested grant amount). FTA anticipates a maximum grant award not to exceed $850,000. **Applications are due by 11:59 p.m. Eastern Time on August 30, 2021**.

OTHER TRANSPORTATION-RELATED FEDERAL REGISTER NOTICES

July 26, 2021. The Federal Railroad Administration (FRA) issued a **Final Rule** regarding positive train control (PTC) systems and reporting on PTC system performance. FRA is modifying the process by which a host railroad must submit a request for amendment (RFA) to FRA before making certain changes to its PTC Safety Plan (PTCSP) and FRA-certified PTC system. Second, the final rule: expands an existing reporting requirement by increasing the frequency from annual to biannual; broadens the reporting requirement to encompass positive performance-related information, including about the technology's positive impact on rail safety, not just failure-related information; and requires host railroads to utilize a new, standardized report form. [Currently, there are 35 host railroads—including 7 Class I railroads, 23 intercity passenger railroads or commuter railroads, and 5 Class II or III, short line, or terminal railroads—that are directly subject to the statutory mandate that each Class I railroad, and each entity providing regularly scheduled intercity or commuter rail passenger transportation is to implement an FRA-certified PTC system. On December 29, 2020, the FRA announced that railroads had fully implemented PTC technology on all PTC-mandated main lines.] **The final rule is effective August 26, 2021**.

July 21, 2021. The US Department of Labor has issued a **Notice of Proposed Rulemaking** (NPRM) proposing regulations to implement an Executive order titled "Increasing the Minimum Wage for Federal Contractors," which was signed by President Joe Biden on April 27, 2021. The Executive order therefore seeks to raise the hourly minimum wage paid by those contractors to workers performing work on or in connection with covered Federal contracts to $15.00 per hour, beginning January 30, 2022; and beginning January 1, 2023, and annually thereafter, an amount determined by the Secretary of Labor (Secretary).

July 15, 2021. The Federal Transit Administration (FTA) issued a **Request for Information on Transit Safety Concerns** solicits input from the public regarding information and data to identify transit safety concerns that FTA should evaluate for potential action at the Federal level. **Comments are requested by August 16, 2021**.

July 14, 2021. The Federal Transit Administration (FTA) issued a **Request for Information Concerning the Capital Investment Grants Program** seeking suggestions from all transit stakeholders (transit authorities, planning officials, States, cities, the private sector, and the public) on improvements that could be made to the evaluation process for projects seeking funding from the Capital Investment Grants (CIG) Program. Specifically, the FTA is seeking input on evaluation measures and data sources that can better capture the benefits and costs of transit and how the CIG program can facilitate outcomes that maximize those benefits. **Comments should be submitted on or before October 13, 2021.**

OTHER REPORTS/NOTICES/NEWS ARTICLES

July 26, 2021. The US DOT Office of Inspector General (OIG) has initiated an **audit** entitled, "FTA's COVID-19 Relief Funding Oversight." Since March 2020, the Federal Transit Administration's (FTA) funding has increased significantly with the about $69.5 billion it received to help U.S. transit systems mitigate the impacts of the Coronavirus Disease 2019 (COVID-19) pandemic. The audit is seeking a two-phase approach to assess the design of FTA's controls, the audit will address: (1) COVID-19 relief funding requirements and (2) oversight risks throughout the grant lifecycle.

July 22, 2021. The US DOT released a report entitled, "**Putting People First - Smart Cities and Communities (SC&C)**." The report includes some of the forward-thinking ways communities are applying SC&C concepts and how the US DOT is supporting those efforts. The report results from a survey of more than 50 American cities on their use of SC&C technologies. The report also provides an overview of the benefits and challenges of SC&Cs and the key factors that can drive success and gives a glimpse of the path forward.

July 15, 2021. An alliance [**US High Speed Rail Association**] of former US DOT Secretaries (Ray LaHood, Anthony Foxx and Norman Mineta) are urging Congress to include $205 billion in funding, the establishment of a Rail Trust Fund and the formation of a HSR Development Agency within US DOT to be included in the $3.5 trillion budget reconciliation bill. The coalition includes **unions**, construction companies and passenger rail companies.

July 13, 2021. The Federal Transit Administration (FTA) launched their **Enhanced Transit Safety and Crime Prevention Initiative** to provide information and resources to help transit agencies address and prevent crime on their systems and protect transit workers and riders. A Section 5307 (Urbanized Area Formula Grants - urbanized area with a population of 50,000+) program goal is to support public transportation by investing in crime prevention, public transportation safety and security equipment. See Fact Sheet **here**.

July 9, 2021. The Centers for Disease Control (CDC) posted new guidance to its **Frequently Asked Questions** (FAQs) about travel to provide information about social distancing while traveling.

July 7, 2021. The American Association of State Highway and Transportation Officials (**AASHTO**) issued a **15-page policy white paper** that updates the organization's key surface transportation priorities by addressing several critical issue elevated in importance over the last two years since its adoption of comprehensive surface reauthorization policies in 2019.

July 7, 2021. The American Public Transportation Association (APTA) sent a **letter** to Peter Buttigieg, US DOT Secretary, urging an increase in the selection of projects that will improve the nation's public transit, passenger rail, and multimodal infrastructure from the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grants program. APTA notes that, "In the past four years, the percentage of BUILD grants awarded for public transportation-related projects was significantly less than the historical average—decreasing from a historical average of 33 percent to less than 13 percent.

June 28, 2021. The National Academies Press released a **Report** entitled, "Prioritization of Public Transportation Investments: A Guide for Decision-Makers (2021)."

June 28, 2021. The National Academies Press released a **Report** entitled, "Mainstreaming System Resilience Concepts into Transportation Agencies: A Guide (2021)."

June 25, 2021. The Centers for Disease Control and Prevention (CDC), the U.S. Department of Transportation (DOT) and the Occupational Safety and Health Administration (OSHA) launched a **Public Transportation Workers Toolkit** to provide current information from CDC, DOT, and OSHA on COVID-related workplace policies and regulations, vaccine availability, and other preventive measures of relevance to transit workers.

UPCOMING CONGRESSIONAL CALENDAR – AUGUST 2021

The Senate has announced a tentative Calendar with August 9 – September 10 (Labor Day – September 6) as being a State Work Period – these are days that the Senate will not be in session. Senate Majority Leader Charles Schumer (D-NY) released a **Dear Colleague letter** intimating that, "My intention for this work period is for the Senate to consider both the bipartisan infrastructure legislation and a budget resolution with reconciliation instructions, which is the first step for passing legislation through the reconciliation process." The Dear Colleague letter continues by noting, "Senators should be prepared for the possibility of working long nights, weekends, and remaining in Washington into the previously-scheduled August state work period." The Senate is scheduled to return on September 13. Meanwhile, the House is scheduled to recess the entire month of August, with July 30 (Friday) being their last day in session. The House is not scheduled to return until September 20, ten days before the end of the federal fiscal year.

AUGUST

S	M	T	W	T	F	S
1	**2**	**3**	**4**	**5**	**6**	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

UPCOMING DEADLINES/EVENTS

Note: Given the recommendations from the Centers for Disease Control and Prevention, many upcoming events have/are being cancelled or conducted "virtually" to prevent the spread of COVID-19.

Jan-Dec 2021	**FY 2021 Transit Training Schedule**
July 14	**Lead with Infrastructure: Accelerating America's Energy Future** (United for Infrastructure);
August 10-11	**Michigan Rail Conference** (Virtual);
August 10-12	**National Conference on Transportation Asset Management**;

August 15-19	**AASHTO Management Institute (AMI)** Bellevue WA, August 22-26 in Minneapolis, MN, September 19-23 in Houston, TX; October 10-14 in Annapolis, MD; and November 7-11 in West Palm Beach, FL;
August 5-14	**AASHTO Leadership Institute (ALI)** at the University of Kansas campus, Lawrence, KS;
September 7-9	**North American Rail Shippers Annual Meeting** (Chicago);
Sept. 28-Oct. 1	**AASHTO Council on Rail Transportation Annual Meeting**;
October 4-7	AASHTO Executive Institute (AEI) in Washington D.C.
October 3-6	**APTAtech** (transit emerging technologies) and other Events found **here**;
October 26-29	AASHTO Annual Meeting – San Diego, CA;
November 7-10	**APTA's Transform Conference & Expo**.

SCUTTLEBUTT/ICYMI

July 21, 2021. The Federal Transit Administration (FTA) **announced** that transit ridership is rebounding in communities across the nation. The FTA will facilitate a national conversation throughout the summer to help transit agencies across America rebuild and enhance ridership through **listening sessions** and amplifying best practices from transit agencies that are gaining riders through social media.

- **Listening Session (1): 2-3:30 p.m. EDT, Friday July 30**. This session will focus on best practices to renew ridership. **Register.**
- **Listening Session (2): 2-3:30 p.m. EDT, Friday, August 6**. This session will focus on how improvements in safety can build public confidence in transit. **Register.**
- **Listening Session (3): 2-3:30 p.m. EDT, Friday, August 13**. This session will explore ways to increase ridership with a focus on building community partnerships. **Register.**
- **National Transit Renewal Summit: 11 a.m. EDT, Friday, August 20**. **Register.**

July 16, 2021. Victoria Sheehan, President of the American Association of State Highway and Transportation Officials (AASHTO) sent a **letter** to the US Department of the Treasury (Katharine Richards – Office of Recovery Programs) requesting that the final rule for the Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) explicitly define that all transportation expenditures as eligible activities under "revenue loss," and that such eligibility is conveyed to be separate and apart from those covered under "investments in infrastructure" of the interim final rule (IFR) designated only for asset classes comprising water, sewer, and broadband. This change is being sought because, "According to a survey of state DOTs conducted earlier this year, AASHTO estimated a nationwide total of approximately $28 billion in loss of state transportation revenues from FY 2020 to FY 2024 due to the COVID-19 pandemic."

July 13, 2021. Mayors (369 in total) from all 50 states joined in a **letter** to Congress urging them to take immediate action on the Bipartisan Infrastructure Framework announced by President Biden and a group of Republican and Democratic Senators on June 24th.

July 12, 2021. DeKalb County, Georgia Commissioner **Larry Johnson** was sworn in as NACo's new president at NACo's 2021 Annual Business Meeting in Prince George's County, Maryland. Mr. Johnson began his journey to the top spot when he was elected second vice president of NACo in 2019 at the Annual Conference in Clark County, Nevada.

July 12, 2021. According to the **Federal Transit Administration** (FTA), "more people are riding public transportation nationwide. In some communities, transit ridership is up more than 80 percent over early 2020 levels." The FTA has several listening sessions to discuss, "what's working to help transit agencies across America renew ridership."

- Listening Session 1: 2-3:30 p.m. EDT — Friday, July 30
- Listening Session 2: 2-3:30 p.m. EDT — Friday, August 6
- Listening Session 3: 2-3:30 p.m. EDT — Friday, August 13

On July 26, Pete DeFazio (D-OR) Chairman of the House Committee on Transportation and Infrastructure, sent a **letter** Ms. Cynthia Brown of the Surface Transportation Board expressing his opposition "to the voting trust proposed by Canadian National Railway Company (CN) in its proposed merger with Kansas City Southern Railway Company (KCS). In his letter Chairman DeFazio states that, "The trust would reduce competition and prejudice the outcome of the Surface Transportation Board's merger proceeding." On July 6, 2021, Canadian National Railway Company (CN) and the Kansas City Southern Railway Company (KCS) submitted a **Joint Submission** to the Surface Transportation Board (STB) detailing evidence on why the STB should approve CN's voting trust structure. The joint comments argue that, "A CN-KCS combination will increase customer options, enhance rail-to-rail competition with larger Class Is, and benefit both the global environment and local communities by converting truck traffic to rail." The submission also argues that, "Amtrak's Interest in Potential Future Passenger Service Over KCS's Baton Rouge-New Orleans Line Is Not Relevant to the Voting Trust." At end of comment period, 1,752 letters of support were filed with the STB, including more than 1,000 letters of support for the voting trust. The Surface Transportation Board's current merger rules haven't been tested because it hasn't approved any major railroad mergers since the 1990s. Meanwhile, KCS shareholders are being asked to consider and **vote** on a proposal to adopt the merger agreement at a special meeting of KCS's stockholders to be held on August 19, 2021. Also, see CN **press release**.

July 1, 2021. The Congressional Budget Office released its **Baseline Projections** concerning the status of the Highway Trust Fund for the period FY 2020 thru FY 2031. Beginning in FY 2022, the HTF/Highway Account will suffer a shortfall of $1.65 billion growing to a shortfall of $64.7 billion by FY 2027. Likewise, the HTF/Transit Account will suffer a short fall of $1.756 billion by FY 2021 that grows to $24.848 billion by FY 2027 – combined HTF/HA/TA shortfall to equal $89.556 billion by FY 2027.

June 30, 2021. National Transportation Safety Board Chairman **Robert L. Sumwalt** ended his nearly 15 years at the NTSB, as he retired from government service. Sumwalt's tenure as the 14th chairman of the NTSB began in August 2017 after being nominated to lead the agency by President Donald J. Trump and confirmed by the Senate. He was renominated for a second term as chairman in August 2019. Vice Chairman Bruce Landsberg will serve as the acting chairman until a new chair is confirmed by the Senate.

June 29, 2021. President Dwight D. Eisenhower signed the Federal Aid Highway Act of 1956 into law on June 29, 1956 – 65 years ago. Under the act, the federal government would pay for 90 percent of the cost of construction of Interstate Highways. Each Interstate Highway was required to be a freeway with at least four lanes and no at-grade crossings. See President Joe Biden's **remarks** and also see US DOT Secretary Pete Buttigieg's **remarks**.

June 28, 2021. US Senate Republican Leader Mitch McConnell (R-KY) issued a **statement** after President Biden initially sent a mixed message suggesting a possible veto of the Senate/President's agreed-to infrastructure bill provided it is not linked to passage of a separate "human infrastructure" package and then the President's subsequent backtracking of that statement noting that, "The President has appropriately delinked a potential bipartisan infrastructure bill from the massive, unrelated tax-and-spend plans that Democrats want to pursue on a partisan basis. Now I am calling on President Biden to engage Leader Schumer and Speaker Pelosi and make sure they follow his lead."

Addendum A. – Calendar Year NOFO/AWARDS SCORECARD. **An Excel spreadsheet with "hot-links" is available from TG&A upon request**.

SELECTED TRANSPORTATION NOTICE OF FUNDING OPPORTUNITIES (NOFOs) &/OR AWARDS
(SCORECARD for CY 2021)

7/24/2021

	NOFO TITLE	TYPE (NOFO / AWARD)	NOFO ISSUANCE DATE	NOFO URL	NOFO $s MADE AVAILABLE	APPLICATION DEADLINE	NOFO $ AWARDS	AWARDS URL	AWARDED - DATE	COMMENTS
US DOT										
	Inclusive Design Challenge (FY 2018 Funding)	NOFO/AWARD	4/21/2020	NOFO URL	5,000,000	10/30/2020	3,000,000	Award URL	1/6/2021	$5 m. prize purse from FY 2018 "Highly Automated Vehicle Research & Dev. Pgm."
	Complete Trip - ITS4US Deployment Program	NOFO/AWARD	6/18/2020	NOFO URL	40,000,000	7/7/2020	38,350,871	Award URL	1/6/2021	
	FY 2021 INFRA Discretionary Grants **VOID - TBA - See 2/17/2021 for Revision**	NOFO	1/20/2021	NOFO URL	889,000,000	4/4/2021	TBD	TBD	TBD	Postponed Notice URL
	FY 2021 INFRA Discretionary Grants	NOFO	2/17/2021	NOFO URL	1,039,000,000	3/19/2021	TBD	TBD	TBD	
	FY 2021 National Infrastructure Investments (BUILD) **VOID - See 4/13 for Update**	NOFO	1/21/2021	NOFO URL	1,000,000,000	4/20/2021	TBD	TBD	TBD	Postponed Notice URL
	Dwight David Eisenhower Transportation Fellowship Program	NOFO	2/18/2021	NOFO URL	1,000,000	4/16/2021	TBD	TBD	TBD	FY 2021 INFRA NOF Fed Reg
	Transportation Demonstration Program	NOFO	2/26/2021	NOFO URL	100,000,000	6/25/2021	TBD	TBD	TBD	
	FY 2021 National Infrastructure Investments (Rebuilding American Infrastructure with Sustainability and Equity (**RAISE**) Grant Program)	NOFO	4/13/2021	NOFO URL	1,000,000,000	7/12/2021	TBD	TBD	TBD	
	Aviation Manufacturing Jobs Protection (AMJP) program	NOFO	6/11/2021	NOFO Solicitation	3,000,000,000	7/13/2021	TBD	TBD	TBD	
US DHS/ FEMA										
	FY 2020 Fire Prevention and Safety (FP&S) Grant program	NOFO	1/14/2021	NOFO URL	35,500,000	2/26/2021	TBD	TBD	TBD	
	FY 2020 Staffing For Adequate Fire And Emergency Response (SAFER) grants	NOFO	1/27/2021	NOFO URL	355,000,000	3/12/2021	TBD	TBD	TBD	
	FY 2021 Port Security Grant Program	NOFO	2/26/2021	NOFO URL	100,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Intercity Passenger Rail - Amtrak	NOFO	2/26/2021	NOFO URL	10,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Nonprofit Security Grant Program	NOFO	2/26/2021	NOFO URL	180,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Intercity Bus Security Grant Program	NOFO	2/26/2021	NOFO URL	2,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Homeland Security Grant Program	NOFO	2/26/2021	NOFO URL	1,120,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Emergency Management Performance Grant Program (Regions 1-10)	NOFO	2/26/2021	NOFO URL	355,100,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Transit Security Grant Program	NOFO	2/26/2021	NOFO URL	88,000,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 State Fire Training Systems Grant Program	NOFO	6/16/2021	NOFO URL	1,000,000	7/27/2021	TBD	TBD	TBD	
	FY 2021 Homeland Security Preparedness Technical Assistance Program	NOFO	6/23/2021	NOFO URL	525,000	7/30/2021	TBD	TBD	TBD	Projected No. of awards is 3.
US DOJ										
	FY 2021 COPS Hiring Program (CHP) Program	NOFO	5/7/2021	NOFO URL	140,000,000	6/22/2021	TBD	TBD	TBD	Solicitation
	COPS Community Policing Development Funds	NOFO	6/3/2021	NOFO URL	22,000,000	7/22/2021	TBD	TBD	TBD	
DOE										
	Advanced Research Projects Agency – Energy	FOA	2/11/2021	FOA URL	100,000,000	TBD	TBD	TBD	TBD	Development of high-potential, high-impact energy technologies.
EPA										
	Water Infrastructure Finance and Innovation Act	NOFA	4/29/2021	NOFA URL	54,500,000	7/23/2021	TBD	TBD	TBD	
	State Infrastructure Finance Authority Water Infrastructure Finance & Innovation Act	NOFA	4/29/2021	NOFA URL	5,000,000	6/25/2021	TBD	TBD	TBD	
FAA										
	Airport Coronavirus Response Grant Program	Notice	12/31/2020	Notice URL	2,000,000,000	TBD	TBD	TBD	TBD	
	Aviation Workforce Development Grant Program - **Aviation Maintenance**	NOFO	1/20/2021	NOFO URL	5,000,000	3/22/2021	TBD	TBD	TBD	
	Aviation Workforce Development Grant Program - **Aircraft Pilots**	NOFO	1/20/2021	NOFO URL	5,000,000	3/22/2021	TBD	TBD	TBD	
	Small Community Air Service Development Program	NOFO	1/20/2021	NOFO URL	18,000,000	3/1/2021	TBD	TBD	TBD	Rev. closing date - original was 1/26/2021
	Environmental Mitigation Pilot Program	NOFO	5/10/2021	NOFO URL	15,000,000	7/9/2021	TBD	TBD	TBD	
	FY 2022 Aviation Research Grants Program	NOFO	1/2/2022	NOFO URL	6,000,000	9/7/2021	TBD	TBD	TBD	Rolling Schedule for Pre-Applications
FHWA										
	Highway Construction Workforce Partnership (HCWP) Grant Program	NOFO	1/5/2021	NOFO URL	4,000,000	2/22/2021	TBD	TBD	TBD	
	Commuter Authority Rail Safety Improvement (CARSI) Grants	NOFO/AWARD	8/26/2020	NOFO URL	50,000,000		40,255,750	Award URL	1/14/2021	
	Operation Lifesaver	AWARD			200,000		200,000	Award URL	5/13/2021	O.L. is a nonprofit public safety education org.
	Operation Lifesaver	AWARD					245,317	Award URL	5/25/2021	Competitive rail safety awareness grants
	Accelerated Innovation Deployment Demonstration Grants	NOFO/AWARD	7/16/2020	NOFO URL	5,000,000	See note.	5,619,191	Award URL	5/26/2021	Rolling solicitation.
	Advanced Transportation and Congestion Mgt. Technologies Deployment Initiative	NOFO	6/23/2021	NOFO URL	60,000,000	8/23/2021	TBD	TBD	TBD	
	FY 2021 Accelerated Innovation Deployment (AID) Demonstration Program	NOFO	7/2/2021	NOFO URL	10,000,000	9/28/2021	TBD	TBD	TBD	Intent to apply deadline 8/3/2021.
	Operation Lifesaver - Rail Transit Safety Education Grants	NOFO	7/1/2021	NOFO URL	220,000	7/31/2021	TBD	TBD	TBD	Grant amounts are capped at $20,000
FRA										
	FY 2021 Supplemental for the NEC Cooperative Agreement to Amtrak	NOFO	2/11/2021	NOFO URL	1,209,483,050	2/22/2021	TBD	TBD	TBD	Consolidated Approp. Act, 2021 (P.L. 116-260)
	FY 2021 Supp. for the National Network Cooperative Agreement to Amtrak	NOFO	2/11/2021	NOFO URL	1,380,241,050	2/22/2021	TBD	TBD	TBD	Consolidated Approp. Act, 2021 (P.L. 116-260)

SELECTED TRANSPORTATION NOTICE OF FUNDING OPPORTUNITIES (NOFOs) &/OR AWARDS
(SCORECARD for CY 2021)

7/24/2021

	NOFO TITLE	TYPE (NOFO / AWARD)	NOFO ISSUANCE DATE	NOFO URL	NOFO $s MADE AVAILABLE	APPLICATION DEADLINE	NOFO $ AWARDS	AWARDS URL	AWARDED - DATE	COMMENTS
	FY 2021 Supp.for the NEC Cooperative Agreement to Amtrak	NOFO	2/9/2021	NOFO URL	969,388,160	4/23/2021	TBD	TBD	TBD	American Rescue Plan Act, 2021
	FY 2021 Supp. for the National Network Cooperative Agreement to Amtrak	NOFO	2/9/2021	NOFO URL	728,611,840	4/23/2021	TBD	TBD	TBD	American Rescue Plan Act, 2021
	FY 2020/2021 Pilot Program for Transit-Oriented Development (TOD) Planning	NOFO	4/21/2021	NOFO URL	10,052,572	6/21/2021	TBD	TBD	TBD	US DOT Announcement
	FY 2021 Rail Safety Innovations Deserving Exploratory Analysis (Rail Safety IDEA)	NOFO	5/4/2021	NOFO URL	400,000	5/14/2021	TBD	TBD	TBD	
	FY 2021 Railroad Safety State Participation Grant Program	NOFO	7/22/2021	NOFO URL	100,000	8/20/2021	TBD	TBD	TBD	
FTA										
	FTA - Coronavirus Response/Relief Supplemental Appropriations Act of 2021	Notice	1/11/2021	Notice URL	14,000,000,000	TBD	TBD	TBD	TBD	
	FY 2021 Low or No Emission Grant Program	NOFO/AWARD	2/11/2021	NOFO URL	180,000,000	4/12/2021	182,156,692	Award URL	6/25/2021	
	Community Rides Grant Program	NOFO	3/22/2021	NOFO URL	100,000	5/10/2021	TBD	TBD	TBD	
	FY 2020/2021 Technical Assistance and Workforce Development	NOFO	4/14/2021	NOFO URL	5,000,000	5/10/2021	TBD	TBD	TBD	
	FY 2021 Community Design Challenge Grants	NOFO	5/26/2021	NOFO URL	25,000	7/12/2021	TBD	TBD	TBD	Four communities to be selected.
	FY 2020/2021 Areas of Persistent Poverty Program	NOFO	6/30/2021	NOFO URL	16,259,614	8/30/2021	TBD	TBD	TBD	Combination FY 2021/2021 funding.
HUD										
MARAD										
	FY 2021 Small Shipyard Grants program	NOFO	1/15/2021	NOFO URL	19,600,000	2/25/2021	TBD	TBD	TBD	
	FY 2021 Port Infrastructure Development Program	NOFO	3/29/2021	NOFO URL	230,000,000	7/30/2021	TBD	TBD	TBD	
	FY 2020 Small Shipyard Grants program	NOFO/AWARD	1/6/2020	NOFO URL	19,600,000	2/18/2020	19,600,000	Award URL	4/26/2021	
	FY 2021 America's Marine Highway Program	NOFO	5/22/2021	NOFO URL	10,819,000	6/25/2021	TBD	TBD	TBD	Only previously designated Marine Hwy. Proj. eligible.
NAT'L. SCIENCE FOUNDATIO										
NHTSA / FMCSA										
	FY 2021 High Priority- CMV program	NOFO	1/28/2021	NOFO URL	25,211,500	3/15/2021	TBD	TBD	TBD	
	FY 2021–Commercial Motor Vehicle Operator Safety Training Program	NOFO	1/28/2021	NOFO URL	2,000,000	3/15/2021	TBD	TBD	TBD	
	FY 2021 Commercial Driver's License Program Implementation	NOFO	1/28/2021	NOFO URL	32,702,000	3/15/2021	TBD	TBD	TBD	
	FY 2021 High Priority Program – Innovative Technology Deployment	NOFO	1/29/2021	NOFO URL	20,000,000	3/15/2021	TBD	TBD	TBD	
	FY 2022 Motor Carrier Safety Assistance Program	NOFO	5/29/2021	NOFO URL	304,069,500	8/2/2021	TBD	TBD	TBD	
	Enhance Uniformity/Traffic Laws & Countermeasure/State Motor Veh. Admn. Office	NOFO	6/11/2021	NOFO URL	648,109	7/6/2021	TBD	TBD	TBD	Funds 1 Cooperative Agreement.
DOT / PHMSA										
	FY 2021 Supplemental Public Sector Training (SPST) Grant program	NOFO	2/4/2021	NOFO URL	1,300,000	3/15/2021	TBD	TBD	TBD	
	FY 2021 - State Damage Prevention Program Grants	NOFO	2/26/2021	NOFO URL	100,000,000	3/15/2021	TBD	TBD	TBD	
TREASURY										
	CERTS Coronavirus Economic Relief for Transportation Services	NOFO	5/7/2021	NOFO URL	2,000,000,000	TBD	TBD	TBD	TBD	CERTS Guidelines
DOC/EDA										
OSHA										
USDA										

SAN JOAQUIN REGIONAL RAIL COMMISSION
Meeting of August 6, 2021

STAFF REPORT

Item 3.7 **INFORMATION**

Background on Federal Earmark Funding

Background:
In Spring 2021, the United States House of Representatives announced the return of **Member Designated Projects (MDP)** and **Community Funding Projects (CFP)** informally known as "earmarks," with new transparency requirements. This marked the first time in over a decade that Congress would have a direct say in project funding.

The process was highly competitive and highly convoluted. MDPs were allowed for in the surface transportation reauthorization package that will replace the previous FAST Act, which expires September 30, 2021. CFPs were submitted for the Fiscal Year 2022 annual appropriations or spending bills. Each Member of Congress was only given a MDP purse of between $15-20 million for their entire districts and could only submit a maximum of 10 CFPs for funding.

Meanwhile, the Senate only signed-off on "earmarks" for its annual funding bills and, to this point, has not allowed for earmarks in the infrastructure package.

Tai Ginsberg & Associates as a subconsultant to the Rail Commission's contracted federal advocacy group, has been working strategically with SJRRC and its regional partners. Collective efforts identified a top 20 project priority list for the agency. The team then worked collectively to determine which projects would fit in to the appropriate MDP or CFP buckets. Due to collective efforts, the Rail Commission was included for several earmarks including:

MDPs:
- Agnew Siding Project – $6.61 million – Rep. Ro Khanna
    - This earmark is a joint project with the Capitol Corridor Joint Powers Authority (CCJPA) and will improve operations of both Capitol Corridor and ACE trains near the Great America Station.
- Stockton Rail Maintenance Facility (RMF) Expansion - $6.72 million – Rep. Jerry McNerney
    - This earmark will help expand the Stockton RMF to accommodate more ACE and San Joaquins trainsets.

CFPs:
- Manteca Transit Station - $4.4 million – Rep. Josh Harder
    - This earmark will help fund the construction of the Manteca Transit Center station platform, pedestrian undercrossing, and parking lot expansion.
- Clean Locomotive Pilot Program - $1.5 million – Rep. Jerry McNerney
    - This earmark will fund the design costs to retrofit the legacy ACE Tier 0+ F40PH-3C locomotives to zero-emission.
- North Lathrop Transfer Station - $1.5 million – Rep. Jerry McNerney

- This earmark will help fund the design costs for the North Lathrop Transfer Station.

- *North Lathrop Transfer Station - $4 million – Senator Alex Padilla*
  - *(Submitted, pending Senate spending bill text)*
  - This earmark will help fund the construction of the North Lathrop Transfer Station.

<u>Fiscal Impact:</u>
There is no fiscal impact.

<u>Recommendation:</u>
This is an informational item. There is no action requested.

SAN JOAQUIN REGIONAL RAIL COMMISSION
Meeting of August 6, 2021

STAFF REPORT

Item 3.8 **ACTION**

Approve 2021 Amendment to the Executive Director Employment Contract dated July 1, 1998 (Regular Voting Members Only)

Background:

Upon the completion of performance evaluation of the Executive Director, the Board of Commissioners discussed the Executive Director's contract at its regular meeting on July 2, 2021. General counsel was instructed to prepare an amendment to the Executive Director's employment agreement increasing her annual salary to $265,500 for Commission approval at the August meeting. In response, general counsel has prepared the 2021 Amendment to the Executive Director Employment Contract Dated July 1, 1998, amending Section 3.a of the agreement increasing her annual compensation.

Recommendation:

Approve 2021 Amendment to the Executive Director Employment Contract dated July 1, 1998.

2021 AMENDMENT
TO THE
EXECUTIVE DIRECTOR EMPLOYMENT CONTRACT
DATED JULY 1, 1998

This 2021 Amendment ("Amendment") to the July 1, 1998 Executive Director Employment Contract (the "Agreement') is entered into this 6th day of August, 2021, between the San Joaquin Regional Rail Commission, a joint powers agency organized under the laws of the State of California, hereinafter "Commission" or "Employer," and Stacey L. Mortensen, hereinafter "Mortensen" or "Employee." The Commission and Mortensen are also herein referred to in the singular as a "Party" and collectively as the "Parties".

RECITALS

WHEREAS, the Parties entered into the Agreement ("Agreement") on July 1, 1998, a copy of which is attached, whereby Employee would serve as the Employer's Executive Director; and

WHEREAS, the Parties previously entered into a 2016 Amendment of the Agreement that amended Employee's Base Annual Salary to One Hundred Eighty-Four Thousand Fourteen Dollars ($184,014.00) and a 2019 Amendment of the Agreement that amended Employees Base Annual Salary again to Two Hundred Fifteen Thousand Two Hundred Ninety-One Dollars ($215,291.00), and

WHEREAS, the Parties desire to increase Employee's current Base Annual Salary to Two Hundred Sixty-Five Thousand Five Hundred Dollars ($265,500.00).

AMENDMENT

NOW THEREFORE the Parties mutually agree to the following amendment to the Agreement.

Section 3.A of the Agreement is amended to read as follows:

> "Employer agrees to pay Employee for her duties as Executive Director a base annual salary of Two Hundred Sixty-Five Thousand Five Hundred Dollars ($265,500.00) payable in installments at the same time as other employees of the Employer are paid, subject to usual and normal withholdings."

This Amendment shall become effective on the beginning of the next payroll period, August __, 2021, and shall replace the 2019 Amendment. All other terms in the Agreement shall remain unchanged.

IN WITNESS WHEREOF, the San Joaquin Regional Rail Commission has caused this Amendment to be signed and executed by its Chair of the Board of Directors on behalf of the Commission as attested by the Clerk of the Board, and the Employee has signed and executed this Amendment, both in duplicate, the day and year first above written.

"EMPLOYER"
SAN JOAQUIN REGIONAL RAIL COMMISSION

By:______________________________________
Hon. Christina Fugazi, Board Chair

"EMPLOYEE"

By:____________________________________
Stacey L. Mortensen

APPROVED AS TO FORM:

____
Daniel J. Schroeder, Commission Counsel

1542680-1

SAN JOAQUIN REGIONAL RAIL COMMISSION
Meeting of August 6, 2021

STAFF REPORT

Item 4 **ACTION**

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Siemens Industry, Inc. to Utilize Option Pricing and Order Two (2) New Tier IV AC Traction Passenger Locomotives for an Amount Not-To-Exceed $16,543,608, and Authorizing the Executive Director to Execute Any and All Necessary Documents

Background:

At the April 6th, 2018, Rail Commission meeting, the Board approved an Agreement with Siemens Industry, Inc. totaling $30,896,568 for the purchase of four (4) new Tier IV AC Traction Passenger Locomotives. Additionally, the Agreement included options for the purchase of up to four (4) additional new Tier IV Locomotives.

Staff has identified funding for an additional two (2) New Tier IV Locomotives for the existing ACE Service to accommodate the future 5th round-trip and provide a Tier IV working spare. This completes the upgrade of the ACE trunkline service for higher capacity, green locomotives capable of pulling 10 cars over the Altamont Grade. Additionally, staff is working with the State and other rail agencies on advancements toward zero emission passenger trains. There are currently no zero emission locomotives or self-propelled multiple-unit trains approved by the Federal Railroad Administration (FRA) or the host freight railroads. Research and Development (R&D) work in battery, electric and hydrogen propulsion will be underway over the next 5+ years along with the development of promising prototypes. Initial zero emission trainsets will likely be deployed in the flatter sections of the Valley. However, modification kits for existing locomotives will also be under development to transition toward zero emission trains capable of pulling the grades and passenger loads associated with the ACE service.

Production time from Notice To Proceed is currently estimated at 36 to 40 months, with delivery scheduled for late 2024. The long production time is due to two (2) large locomotive orders in front of the two (2) ACE option units.

The pricing for the Option units is broken down in the table below. This price has been adjusted by Consumer Price Index and the increased cost of material due to COVID19:

No.	Quantity	Item	Unit Price	Extended Price
1	2	New Tier IV AC Traction Passenger Locomotives	$8,194,804	$16,389,608
2	2	Delivery Price to Stockton	$39,500	$79,000
3	Lump Sum	Operations & Maintenance Manuals	N/A	$70,000
Total Pricing for the Two (2) Option Units				$16,543,608

Fiscal Impact:

Funding for the project is included in the Approved Fiscal Year 2021/2022 Capital Budget in the Locomotive (2 Option) line and is funded by Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds, Federal Transit Administration 5307 funds, State Transit Assistance funds, and Measure K Funds.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving Amendment 01 to the Agreement with Siemens Industry, Inc. to Utilize Option Pricing and Order Two (2) New Tier IV AC Traction Passenger Locomotives for an Amount Not-To-Exceed $16,543,608 and Authorizing the Executive Director to Execute Any and All Necessary Documents.

RESOLUTION SJRRC-R-21/22-

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN REGIONAL RAIL COMMISSION APPROVING AMENDMENT 01 TO THE AGREEMENT WITH SIEMENS INDUSTRY, INC. TO UTILIZE OPTION PRICING AND ORDER TWO (2) NEW TIER IV AC TRACTION PASSENGER LOCOMOTIVES FOR AN AMOUNT NOT-TO-EXCEED $16,543,608, AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS

WHEREAS, the Rail Commission board approved an agreement with Siemens, Industry, Inc. at their April 2018 meeting for four (4) new Tier IV AC Traction Passenger Locomotives, and

WHEREAS, the Agreement included an option to purchase four (4) additional new Tier IV AC Traction Passenger Locomotives; and

WHEREAS, staff has identified funding to procure two (2) Tier IV AC Traction Locomotives units as options on the existing agreement with Siemens Industry, Inc.; and

WHEREAS, the two (2) new Tier IV AC traction Passenger Locomotives will allow the ACE Service to move to a greener service using only Tier IV Locomotives for regular service; and

WHEREAS, the Rail Commission came to agreement on the terms and price with Siemens Industry, Inc.;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Approves Amendment 01 to the Agreement with Siemens Industry, Inc. to Utilize Option Pricing and Order Two (2) New Tier IV AC Traction Passenger Locomotives for an Amount Not-To-Exceed $16,543,608, and Authorizing the Executive Director to Execute Any and All Necessary Documents

PASSED AND ADOPTED, by the Board of Commissioners this 6th day of August 2021, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST:

SAN JOAQUIN REGIONAL RAIL COMMISSION

____
STACEY MORTENSEN, Secretary

____
CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION
Meeting of August 6, 2021

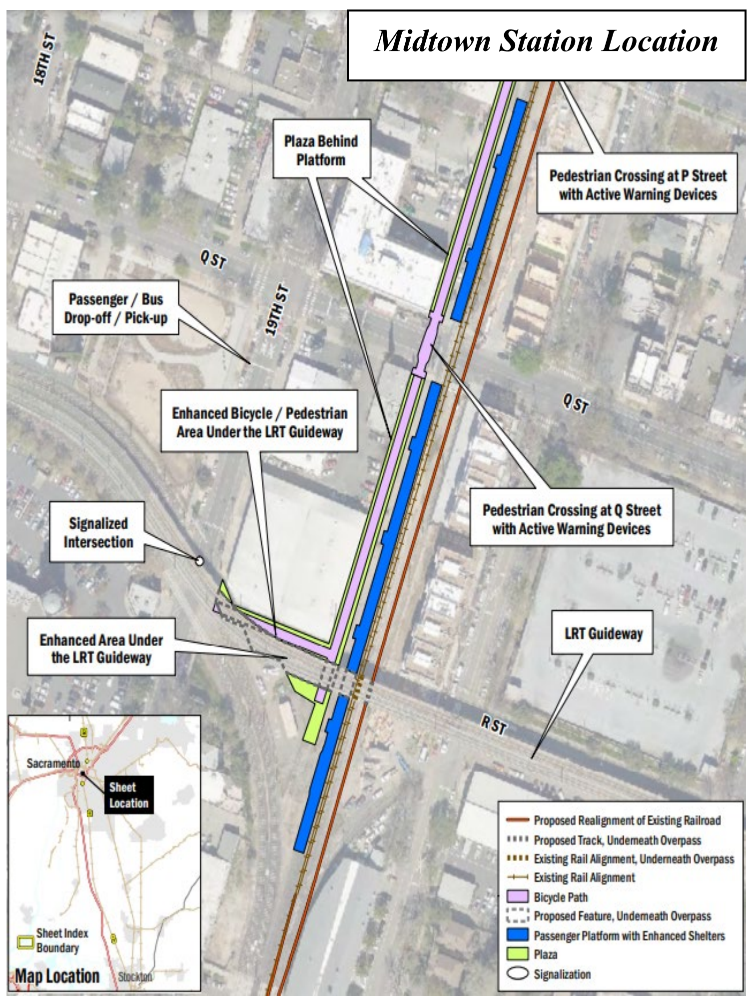
STAFF REPORT

Item 5 **ACTION**

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the North Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

Rankings	Construction Management Services
1.	WSP USA Inc.
2.	Kleinfelder Construction Services, Inc.
3.	TRC Engineers, Inc.
4.	Ghirardelli Associates, Inc.
5.	MNS Engineers, Inc.

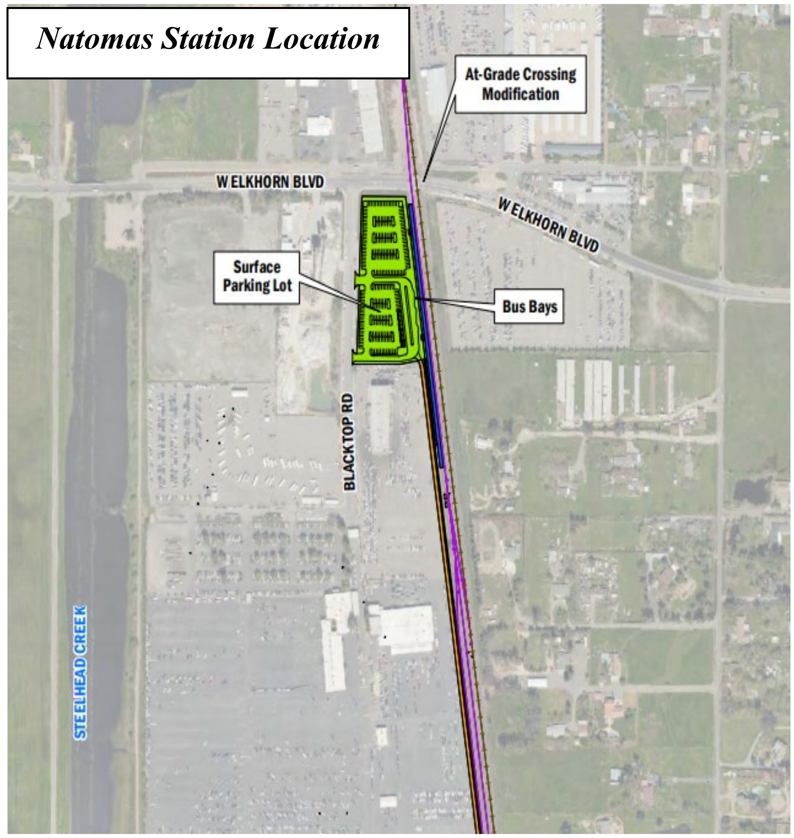
Background:
With the passage of both Senate Bill (SB) 132 and the Transit and Intercity Rail Capital Program (TIRCP) the "Valley Rail Program" was created to expand and improve the ACE and San Joaquin passenger rail services throughout the Central Valley and Northern CA. Valley Rail will also provide a vital link to the California High Speed Rail Project from Bakersfield to Merced. In the interest of expediting project delivery, the San Joaquin Authority designated the Rail Commission as the lead agency for shared project implementation. However, the San Joaquin Authority is responsible to deliver several station projects on the San Joaquin Corridor outside of the shared service segment between Stockton and Natomas.



The Rail Commission issued a Request for Qualifications (RFQ) related to the following projects:

- Midtown Sacramento Station

- Natomas/Sacramento Airport Station and Layover Track



The purpose of the RFQ was to establish Pre-Qualified On-Call Consultant Lists to assist with the various components of project delivery, including the following:

- Construction Management Professional Services (CM) – Construction Management Services include, but are not limited to, specialized management and oversight of the project's schedule, cost, quality, safety, scope, and function.

<u>Selection Process:</u>

Statement of Qualifications (SOQ) responses were due on June 17, 2021. The proposals received were reviewed for completeness and responsiveness by the Procurement and Contracts Department. The responsive proposals received were evaluated by a panel consisting of Rail Commission representatives and other public agency representatives from the City of Sacramento, Sacramento Regional Transit (SacRT), and Sacramento County.

Based on the final score and rankings, the top five (5) consultants were recommended for the North Region Pre-Qualified On-Call Consultant List.

The On-Call Consultant List involves a "Two Step" process. As services are needed for specific projects, an RFP or request for cost proposal will be issued to the consultants on the on-call list. This ensures a competitive bid process and is used in support of the projects listed in the RFQ. These agreements would be brought before the Board for approval.

<u>Established Pre-Qualified On-Call Consultant List:</u>
The On-Call Consultant List will be valid for a period of almost five years (5), from August 6, 2021, to June 30, 2026. The pre-qualified consultants are listed in order of rank and by service they will be providing:

Rankings	Construction Management Services
1.	WSP USA Inc.
2.	Kleinfelder Construction Services, Inc.
3.	TRC Engineers, Inc.
4.	Ghirardelli Associates, Inc.

Rankings	Construction Management Services
5.	MNS Engineers, Inc.

Fiscal Impact:

There is no fiscal impact for establishing the Pre-Qualified On-Call Consultant List.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the North Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

Rankings	Construction Management Services
1.	WSP USA Inc.
2.	Kleinfelder Construction Services, Inc.
3.	TRC Engineers, Inc.
4.	Ghirardelli Associates, Inc.
5.	MNS Engineers, Inc.

RESOLUTION SJRRC-R-21/22-

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN REGIONAL RAIL COMMISSION APPROVING THE FOLLOWING CONSULTANTS TO BE ON THE PRE-QUALIFIED ON-CALL CONSULTANT LISTS RELATED TO THE NORTH REGION OF THE VALLEY RAIL PROGRAM CAPITAL PROJECT DELIVERY FOR A PERIOD FROM AUGUST 6, 2021, THROUGH JUNE 30, 2026, AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL DOCUMENTS RELATED TO THE PROJECTS:

Rankings	Construction Management Services
1.	WSP USA Inc.
2.	Kleinfelder Construction Services, Inc.
3.	TRC Engineers, Inc.
4.	Ghirardelli Associates, Inc.
5.	MNS Engineers, Inc.

WHEREAS, the Rail Commission secured funding from multiple sources including state Senate Bill 1 (SB 1), state Senate Bill 132 (SB 132), Transit and Intercity Rail Capital Program (TIRCP), Federal, and local funds for the Capital Projects Program; and

WHEREAS, the Rail Commission desires to establish a Pre-Qualified On-Call Consultant List for services needed for the Capital Projects in the Valley Rail Program for a term from August 6, 2021 through June 30, 2026; and

WHEREAS, a Request for Qualifications (RFQ) was released on May 4, 2021, for On-Call Professional Consulting Services for the Capital Projects Program that included Project Development, Right of Way, Construction Management, and Rail Engineering Support Services; and

WHEREAS, proposals received for On-Call Professional Consulting Services were reviewed for completeness and responsiveness, evaluated and ranked, as part of the procurement process; and

WHEREAS, based on the final score and rankings, up five (5) consultants were recommended for the northern area Pre-Qualified On-Call Consultant List; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Approves the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the North Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

Rankings	Construction Management Services
1.	WSP USA Inc.
2.	Kleinfelder Construction Services, Inc.
3.	TRC Engineers, Inc.
4.	Ghirardelli Associates, Inc.
5.	MNS Engineers, Inc.

PASSED AND ADOPTED, by the Board of Commissioners this 6th day of August 2021, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST:

SAN JOAQUIN REGIONAL
RAIL COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION
Meeting of August 6, 2021

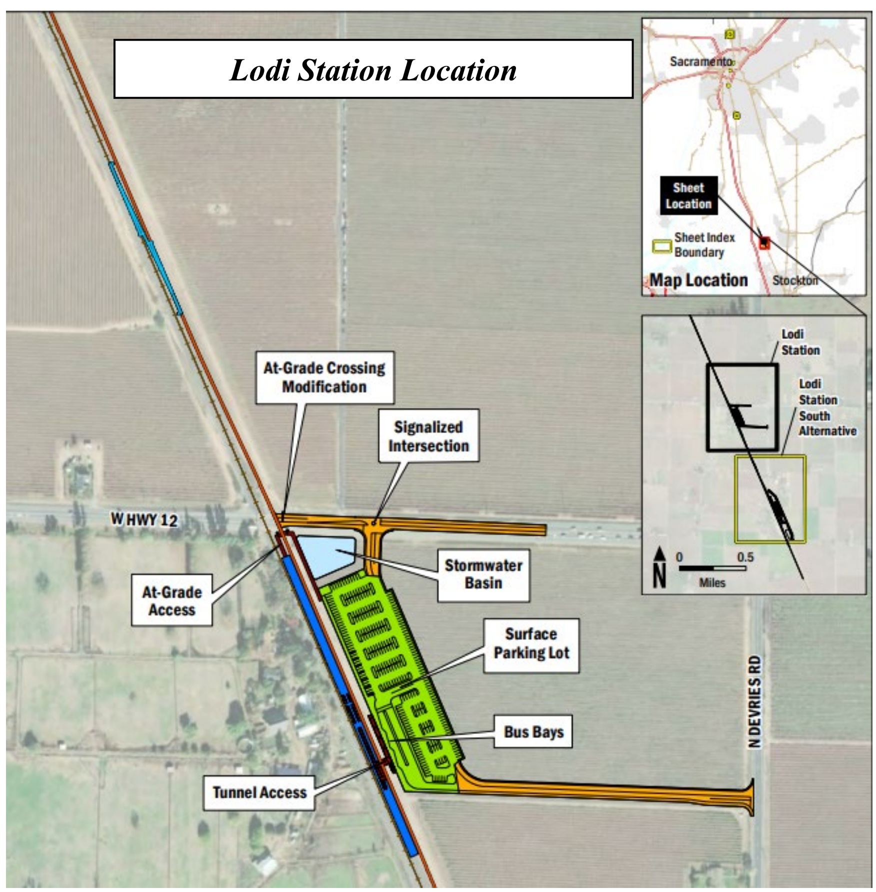
STAFF REPORT

Item 6 **ACTION**

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the Central Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

Rankings	Construction Management Services	Rail Engineering Services
1.	TRC Engineers, Inc.	Pennino Management Group
2.	WSP USA Inc.	RailPros, Inc.
3.	MNS Engineers, Inc.	
4.	Ghirardelli Associates, Inc.	
5.	Pennino Management Group	

Background:
With the passage of both Senate Bill (SB) 132 and the Transit and Intercity Rail Capital Program (TIRCP) the "Valley Rail Program" was created to expand and improve the ACE and San Joaquin passenger rail services throughout the Central Valley and Northern CA. Valley Rail will also provide a vital link to the California High Speed Rail Project from Bakersfield to Merced. In the interest of expediting project delivery, the San Joaquin Authority designated the Rail Commission as the lead agency for shared project implementation. However, the San Joaquin Authority is responsible for delivering several station projects on the San Joaquin Corridor outside of the shared service segment between Stockton and Natomas.

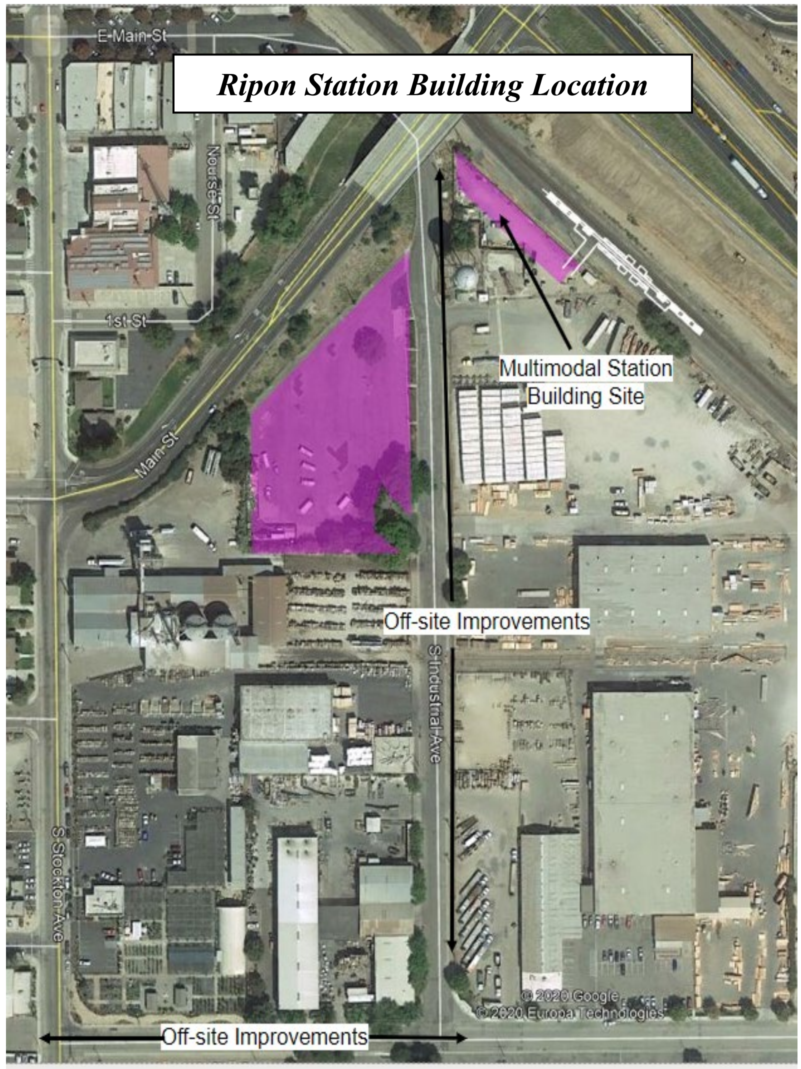


The Rail Commission issued a Request for Qualifications (RFQ) on behalf of both agencies related to the following projects:

- Lodi Station

- Ripon Station Building and Offsite Improvements

The purpose of the RFQ was to establish Pre-Qualified On-Call Consultant Lists to assist with the various components of project delivery, including the following:



- Construction Management Professional Services (CM) - Construction Management Services include, but are not limited to, specialized management and oversight of the project's schedule, cost, quality, safety, scope, and function.
- Rail Engineering Support Services (ES) – Rail Engineering Services consultants provide On-Call consulting services as staff augmentation for SJRRC's Capital Project Delivery Program. Duties focus on the delivery of project improvements and expansion program. Typical duties performed, but not limited to include:
    - *a.* Development of Integrated Project Schedules and Service Implementation Plans.
    - *b.* Program cost controls
    - *c.* Organize meetings for the review of project status and the determination of needed actions; prepare meeting notices, agenda, and minutes.
    - *d.* Organization, participation, and presentations at meetings held by lead agency staff to neighborhood groups and other stakeholders.
    - *e.* Coordination with railroad owner/operator's consultants, and other public agencies.

<u>Selection Process:</u>

Statement of Qualifications (SOQ) responses were due on June 17, 2021. The proposals received were reviewed for completeness and responsiveness by the Procurement and Contracts Department. The responsive proposals received were evaluated by a panel consisting of Rail Commission representatives and other public agency representatives from the City of Lodi, the City of Ripon, and San Joaquin County.

Based on the final score and rankings, up to the top five (5) consultants for each service were recommended for the Central Region Pre-Qualified On-Call Consultant List.

The On-Call Consultant List involves a “Two Step” process. As services are needed for specific projects, an RFP or request for cost proposal will be issued to the consultants on the on-call list. This ensures a competitive bid process and is used in support of the projects listed in the RFQ. These agreements would be brought before the Board for approval.

Established Pre-Qualified On-Call Consultant List:
The On-Call Consultant List will be valid for a period of almost five years (5), from August 6, 2021, to June 30, 2026. The pre-qualified consultants are listed in order of rank and by service they will be providing:

Rankings	Construction Management Services	Rail Engineering Services
1.	TRC Engineers, Inc.	Pennino Management Group
2.	WSP USA Inc.	RailPros, Inc.
3.	MNS Engineers, Inc.	
4.	Ghirardelli Associates, Inc.	
5.	Pennino Management Group	

Fiscal Impact:

There is no fiscal impact for establishing the Pre-Qualified On-Call Consultant List.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the Central Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

Rankings	Construction Management Services	Rail Engineering Services
1.	TRC Engineers, Inc.	Pennino Management Group
2.	WSP USA Inc.	RailPros, Inc.
3.	MNS Engineers, Inc.	
4.	Ghirardelli Associates, Inc.	
5.	Pennino Management Group	

RESOLUTION SJRRC-R-21/22-

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN REGIONAL RAIL COMMISSION APPROVING THE FOLLOWING CONSULTANTS TO BE ON THE PRE-QUALIFIED ON-CALL CONSULTANT LISTS RELATED TO THE CENTRAL REGION OF THE VALLEY RAIL PROGRAM CAPITAL PROJECT DELIVERY FOR A PERIOD FROM AUGUST 6, 2021 THROUGH JUNE 30, 2026, AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL DOCUMENTS RELATED TO THE PROJECTS:

Rankings	Construction Management Services	Rail Engineering Services
1.	TRC Engineers, Inc.	Pennino Management Group
2.	WSP USA Inc.	RailPros, Inc.
3.	MNS Engineers, Inc.	
4.	Ghirardelli Associates, Inc.	
5.	Pennino Management Group	

WHEREAS, the Rail Commission secured funding from multiple sources including state Senate Bill 1 (SB 1), state Senate Bill 132 (SB 132), Transit and Intercity Rail Capital Program (TIRCP), Federal, and local funds for the Capital Projects Program; and

WHEREAS, the Rail Commission desires to establish a Pre-Qualified On-Call Consultant List for services needed for the Capital Projects in the Valley Rail Program for a term from August 6, 2021 through June 30, 2026; and

WHEREAS, a Request for Qualifications (RFQ) was released on May 4, 2021, for On-Call Professional Consulting Services for the Capital Projects Program that included Project Development, Right of Way, Construction Management, and Rail Engineering Support Services; and

WHEREAS, proposals received for On-Call Professional Consulting Services were reviewed for completeness and responsiveness, evaluated and ranked, as part of the procurement process; and

WHEREAS, based on the final score and rankings, up to five (5) consultants per service are recommended for the central area Pre-Qualified On-Call Consultant List; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission hereby Approves the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the Central Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

Rankings	Construction Management Services	Rail Engineering Services
1.	TRC Engineers, Inc.	Pennino Management Group
2.	WSP USA Inc.	RailPros, Inc.
3.	MNS Engineers, Inc.	
4.	Ghirardelli Associates, Inc.	
5.	Pennino Management Group	

PASSED AND ADOPTED, by the Board of Commissioners this 6th day of August 2021, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST:

SAN JOAQUIN REGIONAL
RAIL COMMISSION

____
STACEY MORTENSEN, Secretary

____
CHRISTINA FUGAZI, Chair

SAN JOAQUIN REGIONAL RAIL COMMISSION
Meeting of August 6, 2021

STAFF REPORT

Item 7 **ACTION**

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the South Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

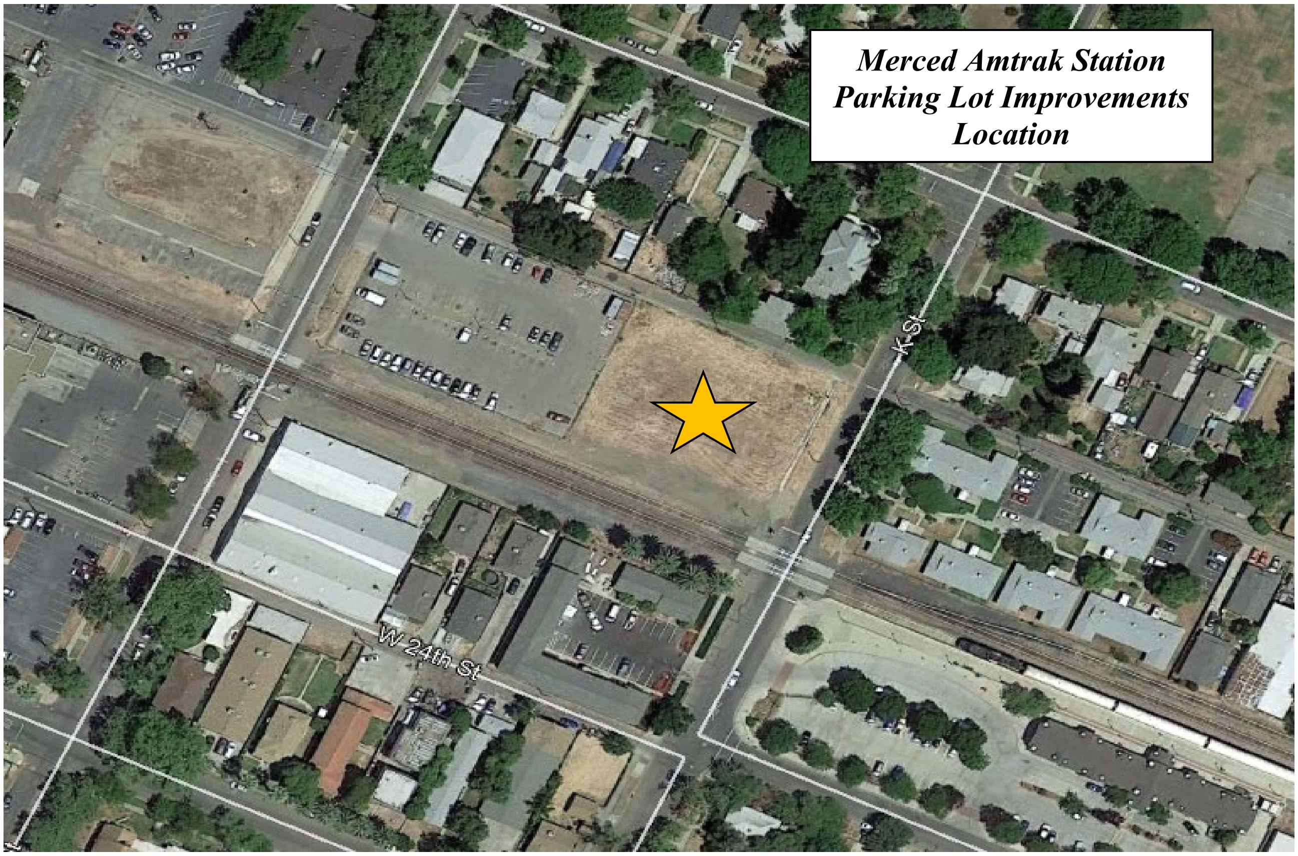
Rankings	A. Project Development	B. Right of Way	C. Construction Management	D. Rail Engineering Services
1.	TranSystems Corporation	Paragon Partners Ltd.	TRC Engineers, Inc.	Pennino Management Group
2.	AECOM Technical Solutions, Inc.	Overland, Pacific & Cutler, LLC	WSP USA Inc.	
3.	Mark Thomas & Company, Inc.	Beacon Integrated Professional Resources, Inc., dba Hamner, Jewell & Associates	Kleinfelder Construction Services, Inc.	
4.	SENER Engineering and Systems, Inc.		Ghirardelli Associates, Inc.	
5.	O'Dell Engineering		NV5, Inc.	

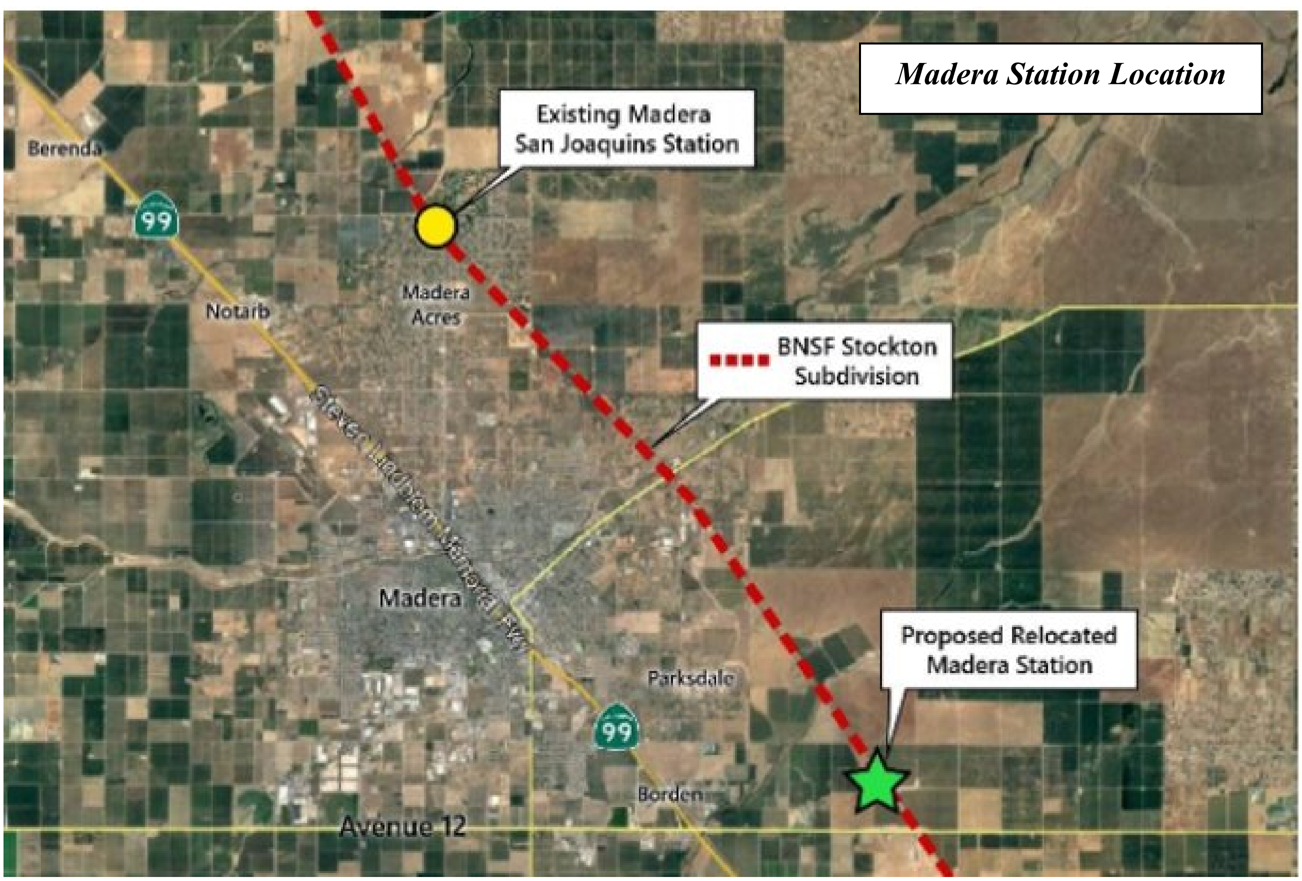
Background:

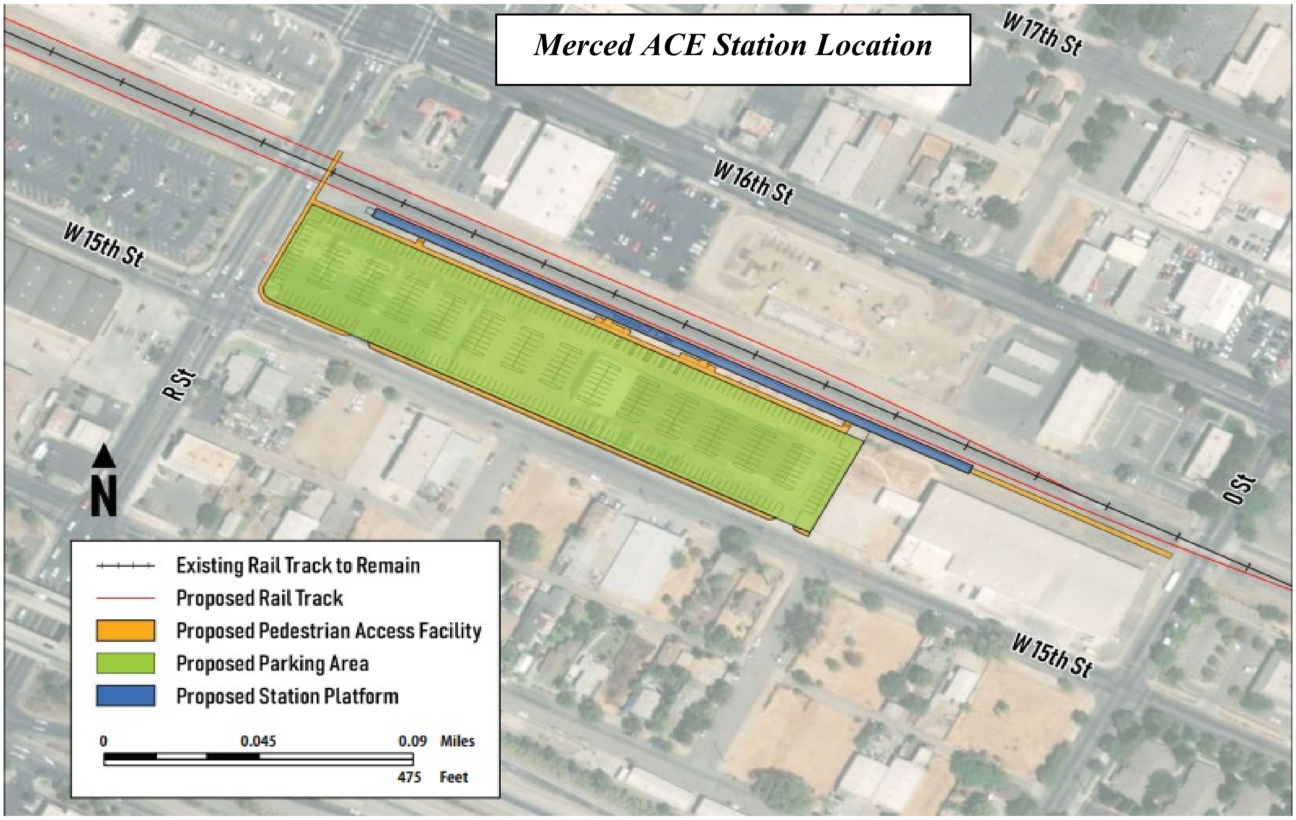
With the passage of both Senate Bill (SB) 132 and the Transit and Intercity Rail Capital Program (TIRCP) the "Valley Rail Program" was created to expand and improve the ACE and San Joaquin passenger rail services throughout the Central Valley and Northern CA. Valley Rail will also provide a vital link to the California High Speed Rail Project from Bakersfield to Merced. In the interest of expediting project delivery, the San Joaquin Authority designated the Rail Commission as the lead agency for shared project implementation. However, the San Joaquin Authority is responsible to deliver several station projects on the San Joaquin Corridor outside of the shared service segment between Stockton and Natomas.

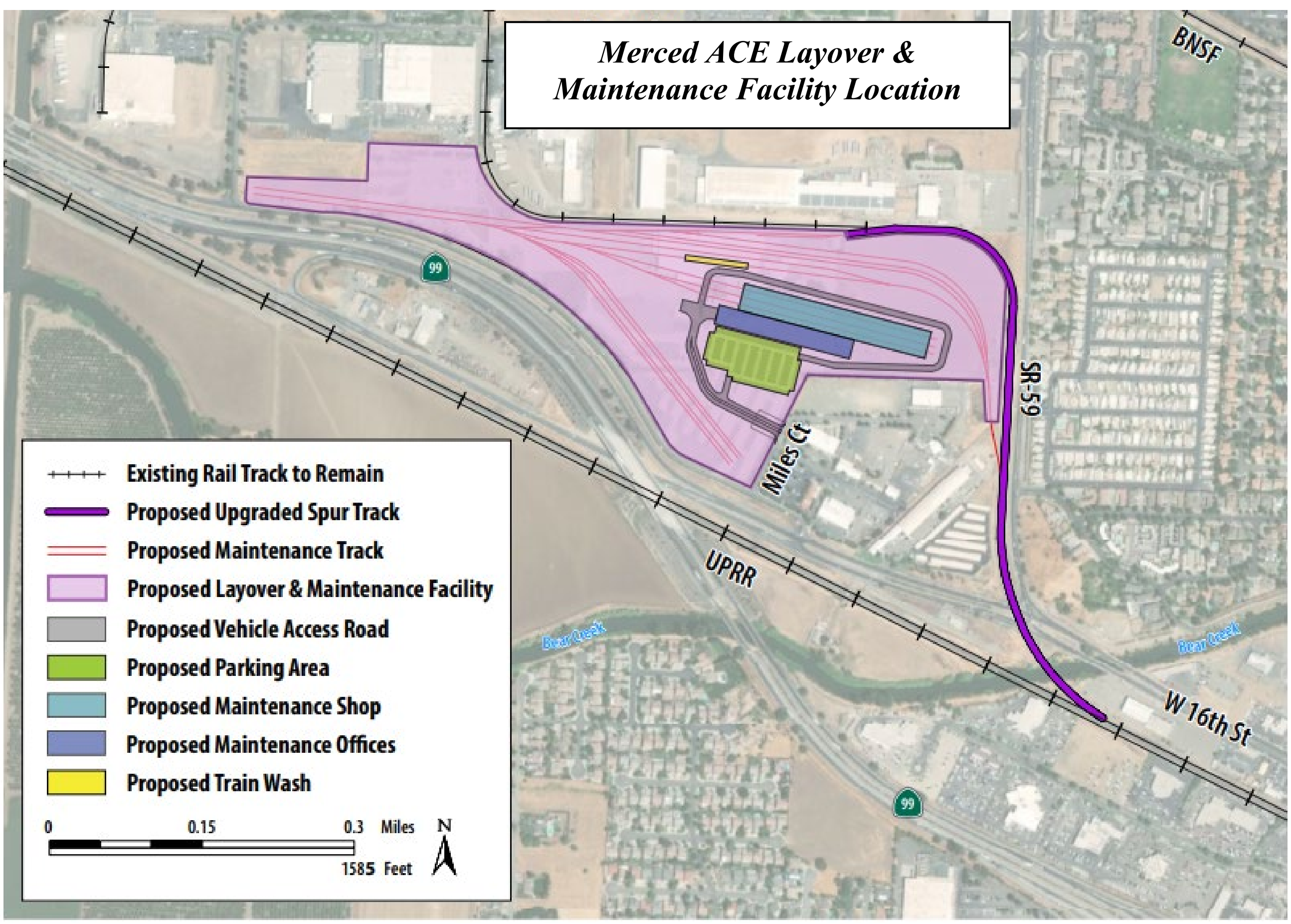
The Rail Commission issued a Request for Qualifications (RFQ) on behalf of both agencies related to the following projects:

- Merced Amtrak Station Parking Improvements (on BNSF Stockton Subdivision)
- Madera Station Relocation
- Merced ACE Station (on UPRR Fresno Subdivision)
- Merced ACE Layover & Maintenance Facility


Merced Amtrak Station
Parking Lot Improvements
Location
K St
W 24th St


Madera Station Location
Existing Madera
San Joaquins Station
Berenda
99
Notarb
Madera
Acres
BNSF Stockton
Subdivision
Madera
Parksdale
Proposed Relocated
Madera Station
99
Borden
Avenue 12


Merced ACE Station Location
W 17th St
W 16th St
W 15th St
R St
O St
N
Existing Rail Track to Remain
Proposed Rail Track
Proposed Pedestrian Access Facility
Proposed Parking Area
Proposed Station Platform
0
0.045
0.09 Miles
475 Feet


Merced ACE Layover & Maintenance Facility Location
BNSF
99
SR-59
Miles Ct
UPRR
W 16th St
Bear Creek
Existing Rail Track to Remain
Proposed Upgraded Spur Track
Proposed Maintenance Track
Proposed Layover & Maintenance Facility
Proposed Vehicle Access Road
Proposed Parking Area
Proposed Maintenance Shop
Proposed Maintenance Offices
Proposed Train Wash
0
0.15
0.3 Miles
1585 Feet
N

The purpose of the RFQ was to establish Pre-Qualified On-Call Consultant Lists to assist with the various components of project delivery, including the following:

A. Project Development Services
    a. Preparation of Project Reports/Environmental Documents (PA&ED)
        i. Environmental Assessments/Preliminary Design
    b. Preparation of Final Plans, Specifications, and Estimates (PS&E)
    c. Preparation of Federal Preliminary Engineering (PE)
B. Right of Way Professional Services (RW) - Right of Way Professional Services include, but are not limited to, preparation of need for additional land, negotiations in relation to purchase of short- and long-term lease of land agreements and right of way for construction, handling land related legal issues, including transfers of titles and deeds, construction, and zoning. Preparation of resolutions and other legal forms related to land acquisitions.
C. Construction Management Professional Services (CM) - Construction Management Services include, but are not limited to, specialized management and oversight of the project's schedule, cost, quality, safety, scope, and function.
D. Rail Engineering Support Services (ES) - As stated in the previous item staff report, typical ES duties performed, but not limited to include:
    a. Development of Integrated Project Schedules and Service Implementation Plans.
    b. Program cost controls
    c. Organize meetings for the review of project status and the determination of needed actions; prepare meeting notices, agenda, and minutes.
    d. Organization, participation, and presentations at meetings held by lead agency staff to neighborhood groups and other stakeholders.
    e. Coordination with railroad owner/operator's consultants, and other public agencies.

<u>Selection Process:</u>

Statement of Qualifications (SOQ) responses were due on June 17, 2021. The proposals received were reviewed for completeness and responsiveness by the Procurement and Contracts Department. The responsive proposals received were evaluated by a panel consisting of Rail Commission representatives and other public agency representatives from the City of Merced.

Based on the final score and rankings, the top five (5) consultants per service were recommended for the South Region Pre-Qualified On-Call Consultant List.

The On-Call Consultant List involves a "Two Step" process. As services are needed for specific projects, an RFP or request for cost proposal will be issued to the consultants on the on-call list. This ensures a competitive bid process and is used in support of the projects listed in the RFQ. These agreements would be brought before the Board for approval.

<u>Established Pre-Qualified On-Call Consultant List:</u>
The On-Call Consultant List will be valid for a period of almost five years (5), from August 6, 2021, to June 30, 2026. The pre-qualified consultants are listed in order of rank and by service they will be providing:

Rankings	A. Project Development	B. Right of Way	C. Construction Management	D. Rail Engineering Services
1.	TranSystems Corporation	Paragon Partners Ltd.	TRC Engineers, Inc.	Pennino Management Group
2.	AECOM Technical Solutions, Inc.	Overland, Pacific & Cutler, LLC	WSP USA Inc.	
3.	Mark Thomas & Company, Inc.	Beacon Integrated Professional Resources, Inc., dba Hamner, Jewell & Associates	Kleinfelder Construction Services, Inc.	
4.	SENER Engineering and Systems, Inc.		Ghirardelli Associates, Inc.	
5.	O'Dell Engineering		NV5, Inc.	

This on-call list was previously approved by the SJJPA Board at their July meeting.

Fiscal Impact:

There is no fiscal impact for establishing the Pre-Qualified On-Call Consultant List.

Recommendation:

Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Approving the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the South Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

Rankings	A. Project Development	B. Right of Way	C. Construction Management	D. Rail Engineering Services
1.	TranSystems Corporation	Paragon Partners Ltd.	TRC Engineers, Inc.	Pennino Management Group
2.	AECOM Technical Solutions, Inc.	Overland, Pacific & Cutler, LLC	WSP USA Inc.	
3.	Mark Thomas & Company, Inc.	Beacon Integrated Professional Resources, Inc., dba Hamner, Jewell & Associates	Kleinfelder Construction Services, Inc.	
4.	SENER Engineering and Systems, Inc.		Ghirardelli Associates, Inc.	
5.	O'Dell Engineering		NV5, Inc.	

RESOLUTION SJRRC-R-21/22-

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SAN JOAQUIN REGIONAL RAIL COMMISSION APPROVING THE FOLLOWING CONSULTANTS TO BE ON THE PRE-QUALIFIED ON-CALL CONSULTANT LISTS RELATED TO THE SOUTH REGION OF THE VALLEY RAIL PROGRAM CAPITAL PROJECT DELIVERY FOR A PERIOD FROM AUGUST 6, 2021 THROUGH JUNE 30, 2026, AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL DOCUMENTS RELATED TO THE PROJECTS:

Rankings	A. Project Development	B. Right of Way	C. Construction Management	D. Rail Engineering Services
1.	TranSystems Corporation	Paragon Partners Ltd.	TRC Engineers, Inc.	Pennino Management Group
2.	AECOM Technical Solutions, Inc.	Overland, Pacific & Cutler, LLC	WSP USA Inc.	
3.	Mark Thomas & Company, Inc.	Beacon Integrated Professional Resources, Inc., dba Hamner, Jewell & Associates	Kleinfelder Construction Services, Inc.	
4.	SENER Engineering and Systems, Inc.		Ghirardelli Associates, Inc.	
5.	O'Dell Engineering		NV5, Inc.	

WHEREAS, the Rail Commission secured funding from multiple sources including state Senate Bill 1 (SB 1), state Senate Bill 132 (SB 132), Transit and Intercity Rail Capital Program (TIRCP), Federal, and local funds for the Capital Projects Program; and

WHEREAS, the Rail Commission desires to establish a Pre-Qualified On-Call Consultant List for services needed by both agencies for the Capital Projects in the Valley Rail Program for a term from August 6, 2021 through June 30, 2026; and

WHEREAS, a Request for Qualifications (RFQ) was released on May 4, 2021, for On-Call Professional Consulting Services for the Capital Projects Program that included Project Development, Right of Way, Construction Management, and Rail Engineering Support Services; and

WHEREAS, proposals received for On-Call Professional Consulting Services were reviewed for completeness and responsiveness, evaluated and ranked, as part of the procurement process; and

WHEREAS, based on the final score and rankings, up to five (5) consultants per service were recommended for the southern area Pre-Qualified On-Call Consultant List; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the San Joaquin Regional Rail Commission Hereby Approves the Following Consultants to be on the Pre-Qualified On-Call Consultant Lists Related to the South Region of the Valley Rail Program Capital Project Delivery for a Period From August 6, 2021 Through June 30, 2026, and Authorizing the Executive Director to Execute Any and All Documents Related to the Projects:

Rankings	A. Project Development	B. Right of Way	C. Construction Management	D. Rail Engineering Services
1.	TranSystems Corporation	Paragon Partners Ltd.	TRC Engineers, Inc.	Pennino Management Group
2.	AECOM Technical Solutions, Inc.	Overland, Pacific & Cutler, LLC	WSP USA Inc.	
3.	Mark Thomas & Company, Inc.	Beacon Integrated Professional Resources, Inc., dba Hamner, Jewell & Associates	Kleinfelder Construction Services, Inc.	
4.	SENER Engineering and Systems, Inc.		Ghirardelli Associates, Inc.	
5.	O'Dell Engineering		NV5, Inc.	

PASSED AND ADOPTED, by the Board of Commissioners this 6th day of August 2021, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST: SAN JOAQUIN REGIONAL RAIL COMMISSION

STACEY MORTENSEN, Secretary

CHRISTINA FUGAZI, Chair