

AGENDA
Mountain/Desert Policy Committee

November 18, 2022

9:30 AM

Location

Mojave Desert Air Quality Management District
Mojave Desert Air Quality Management District
14306 Park Avenue, Victorville, CA 92392

Mountain/Desert Policy Committee Membership

Chair

Art Bishop, Mayor Pro Tem
Town of Apple Valley

Rick Herrick, Mayor
City of Big Bear Lake

Debra Jones, Mayor
City of Victorville

Vice Chair

Paul Cook, Supervisor
County of San Bernardino

Rebekah Swanson, Council Member
City of Hesperia

Rick Denison, Mayor Pro Tem
Town of Yucca Valley

Daniel Ramos, Mayor Pro Tem
City of Adelanto

Edward Paget, Vice Mayor
City of Needles

Dawn Rowe, Supervisor
County of San Bernardino

Paul Courtney, Mayor
City of Barstow

Joel Klink, Council Member
City of Twentynine Palms

**San Bernardino County Transportation Authority
San Bernardino Council of Governments**

AGENDA

Mountain/Desert Policy Committee Meeting

November 18, 2022

9:30 AM

Location

SBCTA Office

Mojave Desert Air Quality Management District

14306 Park Avenue, Victorville, CA 92392

Items listed on the agenda are intended to give notice to members of the public of a general description of matters to be discussed or acted upon. The posting of the recommended actions does not indicate what action will be taken. The Board may take any action that it deems to be appropriate on the agenda item and is not limited in any way by the notice of the recommended action.

To obtain additional information on any items, please contact the staff person listed under each item. You are encouraged to obtain any clarifying information prior to the meeting to allow the Board to move expeditiously in its deliberations. Additional "*Meeting Procedures*" and agenda explanations are attached to the end of this agenda.

CALL TO ORDER

(Meeting Chaired by Art Bishop)

- i. Pledge of Allegiance
- ii. Attendance
- iii. Announcements
- iv. Agenda Notices/Modifications – Betty Pineda

Possible Conflict of Interest Issues

Note agenda item contractors, subcontractors and agents which may require member abstentions due to conflict of interest and financial interests. Board Member abstentions shall be stated under this item for recordation on the appropriate item.

1. Information Relative to Possible Conflict of Interest

Note agenda items and contractors/subcontractors, which may require member abstentions due to possible conflicts of interest.

This item is prepared for review by Board and Committee members.

DISCUSSION ITEMS

Discussion - Administrative Matters

2. 2023 Mountain/Desert Policy Committee Meeting Schedule

Pg. 13

Approve the 2023 Mountain/Desert Policy Committee meeting schedule.

Presenter: Betty Pineda

This item is not scheduled for review by any other policy committee or technical advisory committee.

Discussion - Project Delivery

3. US 395 Phase 2 Widening Project - Right-of-Way Appraisals and Offers

Pg. 27

That the Mountain/Desert Policy Committee recommend the Board, acting as the San Bernardino County Transportation Authority:

A. Authorize staff to complete appraisals of properties identified in Table A and to make offers of Just Compensation to the property owners for the acquisition of property necessary for the US 395 Phase 2 Widening Project (Project); and

B. Authorize the Director of Project Delivery to add or remove parcels in Table A, as deemed necessary for the Project.

Presenter: Kristi Harris

This item is not scheduled for review by any other policy committee or technical advisory committee.

Discussion - Transportation Programming and Fund Administration

4. Amendment No. 1 to the Phelan Road Widening, State Route 138 to Hesperia City Limits Project Funding Agreement with San Bernardino County

Pg. 31

That the Mountain/Desert Policy Committee recommend the Board, acting as the San Bernardino County Transportation Authority:

A. Allocate an additional \$2,501,498 in Victor Valley Subarea Measure I Major Local Highway Projects Program funds to the Phelan Road Widening, State Route (SR) 138 to Hesperia City Limits Project.

B. Approve Amendment No. 1 to Funding Agreement No. 20-1002368 with the County of San Bernardino, in the increased total amount of \$6,287,498 to fund the Phelan Road Widening, SR 138 to Hesperia City Limits Project through the design phase, and to extend the termination date through the anticipated completion date of June 30, 2029.

Presenter: Marc Lucius

This item is not scheduled for review by any other policy committee or technical advisory committee. SBCTA General Counsel and Risk Manager have reviewed this item and the draft amendment.

5. Amendment No. 1 to the Baker Boulevard Bridge over Mojave River Project Funding Agreement with San Bernardino County Pg. 39

That the Mountain/Desert Policy Committee recommend the Board, acting as the San Bernardino County Transportation Authority:

A. Allocate an additional \$15,965,272 for the Baker Boulevard Bridge over Mojave River Project, bringing the total allocation to \$17,515,500 consisting of \$7,954,166 in North Desert Subarea Measure I Major Local Highway Projects Program funds and \$9,561,334 in Federal Surface Transportation Block Grant Program funds.

B. Approve Amendment No. 1 to Funding Agreement No. 15-1001157 to fund the Baker Boulevard Bridge over Mojave River Project and to extend the termination date through the anticipated project close out date of December 31, 2028.

Presenter: Marc Lucius

This item is not scheduled for review by any other policy committee or technical advisory committee. SBCTA General Counsel and Risk Manager have reviewed this item and the draft amendment.

6. California Department of Transportation District 8 Emergency Operations Plan Pg. 48

Receive information on the California Department of Transportation District 8 Emergency Operations Plan.

Presenter: Andrea Zureick

This item is not scheduled for review by any other policy committee or technical advisory committee.

Public Comment

Brief Comments from the General Public

Comments from Board Members

Brief Comments from Board Members

ADJOURNMENT

Additional Information

Attendance

Acronym List

Mission Statement

Pg. 70

Pg. 71

Pg. 73

Meeting Procedures and Rules of Conduct

Meeting Procedures - The Ralph M. Brown Act is the state law which guarantees the public's right to attend and participate in meetings of local legislative bodies. These rules have been adopted by the Board of Directors in accordance with the Brown Act, Government Code 54950 et seq., and shall apply at all meetings of the Board of Directors and Policy Committees.

Accessibility - The meeting facility is accessible to persons with disabilities. If assistive listening devices or other auxiliary aids or services are needed in order to participate in the public meeting, requests should be made through the Clerk of the Board at least three (3) business days prior to the Board meeting. The Clerk can be reached by phone at (909) 884-8276 or via email at clerkoftheboard@gosbcta.com and office is located at 1170 W. 3rd Street, 2nd Floor, San Bernardino, CA.

Agendas – All agendas are posted at www.gosbcta.com/board/meetings-agendas/ at least 72 hours in advance of the meeting. Staff reports related to agenda items may be reviewed online at that web address. Agendas are also posted at 1170 W. 3rd Street, 1st Floor, San Bernardino at least 72 hours in advance of the meeting.

Agenda Actions – Items listed on both the “Consent Calendar” and “Discussion” contain recommended actions. The Board of Directors will generally consider items in the order listed on the agenda. However, items may be considered in any order. New agenda items can be added and action taken by two-thirds vote of the Board of Directors or unanimous vote of members present as provided in the Ralph M. Brown Act Government Code Sec. 54954.2(b).

Closed Session Agenda Items – Consideration of closed session items excludes members of the public. These items include issues related to personnel, pending litigation, labor negotiations and real estate negotiations. Prior to each closed session, the Chair will announce the subject matter of the closed session. If action is taken in closed session, the Chair may report the action to the public at the conclusion of the closed session.

Public Testimony on an Item – Members of the public are afforded an opportunity to speak on any listed item. Individuals wishing to address the Board of Directors or Policy Committee Members should complete a “Request to Speak” form, provided at the rear of the meeting room, and present it to the Clerk prior to the Board's consideration of the item. A "Request to Speak" form must be completed for each item an individual wishes to speak on. When recognized by the Chair, speakers should be prepared to step forward and announce their name and address for the record. In the interest of facilitating the business of the Board, speakers are limited to three (3) minutes on each item. Additionally, a twelve (12) minute limitation is established for the total amount of time any one individual may address the Board at any one meeting. The Chair or a majority of the Board may establish a different time limit as appropriate, and parties to agenda items shall not be subject to the time limitations. Members of the public requesting information be distributed to the Board of Directors must provide 40 copies of such information in advance of the meeting, except for noticed public hearings. Information provided as public testimony is not read into the record by the Clerk.

The Consent Calendar is considered a single item, thus the three (3) minute rule applies. Consent Calendar items can be pulled at Board member request and will be brought up individually at the specified time in the agenda allowing further public comment on those items.

Agenda Times – The Board is concerned that discussion take place in a timely and efficient manner. Agendas may be prepared with estimated times for categorical areas and certain topics to be discussed. These times may vary according to the length of presentation and amount of resulting discussion on agenda items.

Public Comment – At the end of the agenda, an opportunity is also provided for members of the public to speak on any subject within the Board’s authority. Matters raised under “Public Comment” may not be acted upon at that meeting. “Public Testimony on any Item” still applies.

Disruptive or Prohibited Conduct – If any meeting of the Board is willfully disrupted by a person or by a group of persons so as to render the orderly conduct of the meeting impossible, the Chair may recess the meeting or order the person, group or groups of person willfully disrupting the meeting to leave the meeting or to be removed from the meeting. Disruptive or prohibited conduct includes without limitation addressing the Board without first being recognized, not addressing the subject before the Board, repetitiously addressing the same subject, failing to relinquish the podium when requested to do so, bringing into the meeting any type of object that could be used as a weapon, including without limitation sticks affixed to signs, or otherwise preventing the Board from conducting its meeting in an orderly manner. Your cooperation is appreciated!

**General Practices for Conducting Meetings
of
Board of Directors and Policy Committees**

Attendance.

- The Chair of the Board or a Policy Committee (Chair) has the option of taking attendance by Roll Call or Self-Introductions. If attendance is taken by Roll Call, the Clerk of the Board will call out by jurisdiction or supervisorial district. The Member or Alternate will respond by stating his/her name. If attendance is by Self-Introduction, the Member or Alternate will state his/her name and jurisdiction or supervisorial district.
- A Member/Alternate, who arrives after attendance is taken, shall announce his/her name prior to voting on any item.
- A Member/Alternate, who wishes to leave the meeting after attendance is taken but before remaining items are voted on, shall announce his/her name and that he/she is leaving the meeting.

Basic Agenda Item Discussion.

- The Chair announces the agenda item number and states the subject.
- The Chair calls upon the appropriate staff member or Board Member to report on the item.
- The Chair asks members of the Board/Committee if they have any questions or comments on the item. General discussion ensues.
- The Chair calls for public comment based on “Request to Speak” forms which may be submitted.
- Following public comment, the Chair announces that public comment is closed and asks if there is any further discussion by members of the Board/Committee.
- The Chair calls for a motion from members of the Board/Committee.
- Upon a motion, the Chair announces the name of the member who makes the motion. Motions require a second by a member of the Board/Committee. Upon a second, the Chair announces the name of the Member who made the second, and the vote is taken.
- The “aye” votes in favor of the motion shall be made collectively. Any Member who wishes to oppose or abstain from voting on the motion, shall individually and orally state the Member’s “nay” vote or abstention. Members present who do not individually and orally state their “nay” vote or abstention shall be deemed, and reported to the public, to have voted “aye” on the motion.

The Vote as specified in the SANBAG Bylaws.

- Each Member of the Board of Directors shall have one vote. In the absence of the official representative, the alternate shall be entitled to vote. (Board of Directors only.)
- Voting may be either by voice or roll call vote. A roll call vote shall be conducted upon the demand of five official representatives present, or at the discretion of the presiding officer.

Amendment or Substitute Motion.

- Occasionally a Board Member offers a substitute motion before the vote on a previous motion. In instances where there is a motion and a second, the maker of the original motion is asked if he or she would like to amend his or her motion to include the substitution or withdraw the motion on the floor. If the maker of the original motion does not want to amend or withdraw, the substitute motion is voted upon first, and if it fails, then the original motion is considered.
- Occasionally, a motion dies for lack of a second.

Call for the Question.

- At times, a Member of the Board/Committee may “Call for the Question.”
- Upon a “Call for the Question,” the Chair may order that the debate stop or may allow for limited further comment to provide clarity on the proceedings.
- Alternatively and at the Chair’s discretion, the Chair may call for a vote of the Board/Committee to determine whether or not debate is stopped.
- The Chair re-states the motion before the Board/Committee and calls for the vote on the item.

The Chair.

- At all times, meetings are conducted in accordance with the Chair’s direction.
- These general practices provide guidelines for orderly conduct.
- From time-to-time circumstances require deviation from general practice.
- Deviation from general practice is at the discretion of the Chair.

Courtesy and Decorum.

- These general practices provide for business of the Board/Committee to be conducted efficiently, fairly and with full participation.
- It is the responsibility of the Chair and Members to maintain common courtesy and decorum.

Adopted By SANBAG Board of Directors January 2008

Revised March 2014

Revised May 4, 2016

Minute Action

AGENDA ITEM: 1

Date: *November 18, 2022*

Subject:

Information Relative to Possible Conflict of Interest

Recommendation:

Note agenda items and contractors/subcontractors, which may require member abstentions due to possible conflicts of interest.

Background:

In accordance with California Government Code 84308, members of the Board may not participate in any action concerning a contract where they have received a campaign contribution of more than \$250 in the prior twelve months from an entity or individual, except for the initial award of a competitively bid public works contract. This agenda contains recommendations for action relative to the following contractors:

Item No.	Contract No.	Principals & Agents	Subcontractors
4	20-1002368-01	County of San Bernardino	
5	15-1001157-01	County of San Bernardino	

Item No. 3 – US 395 Phase 2 Widening Project – Right-of-Way Appraisals and Offers	
APN#	Principals & Agents
1010-522-17	Larry James Sarinana & Leticia Sarinana.
303-936-109	MPNR Properties, LCC
306-458-101	Poplar 35 LLC
306-454-108	Jue, Donald Living Trust 7/3/86
306-457-108	Victor Valley Community College
306-454-107	Jue Investment Partnership
306-440-103	Pipeline Petroleum Banning LLC
306-440-102	Main Hesperia LLC
306-440-101	Yucca Terrace Investors LLC
306-442-103	U. S. Cold Storage of California
306-442-101	U. S. Cold Storage of California
306-441-113	Bhatia Trust 11/9/05
306-441-114	Maloney Family Trust 5/16/17
306-441-115	Maloney Family Trust 5/16/17
313-637-102	395 Victorville LLC
313-635-101	Robidoux, Sylvia Living Trust
313-633-169	City of Victorville
313-633-170	City of Los Angeles
313-628-102	Slough Family Trust 10/19/12
313-628-101	Slough Family Trust 10/19/12
307-156-111	Paine, Charles F. Trust

Entity: San Bernardino Council of Governments, San Bernardino County Transportation Authority

Mountain-Desert Committee Agenda Item

November 18, 2022

Page 2

<i>Item No. 3 (Cont.)</i>	
307-156-274	Chua, Helen
307-156-280	Kim, Bryan
307-155-101	Sycamore Properties
307-155-102	Sycamore Properties
307-151-107	Kashanian, Mansour J.
313-444-105	Dr. Prem Reddy Family Foundation
313-444-106	Dr. Prem Reddy Family Foundation
313-444-103	Prime A Investments LLC
313-434-101	Overland Opportunity Fund LLC
313-425-101	Overland Opportunity Fund LLC
313-413-101	Regwan Family Trust 7/7/20
309-644-107	Cothran Malibu LP
309-644-106	Cothran Malibu LP
309-644-105	Hafar Summer Q. (PL)
309-644-104	Hafar Summer Q. (PL)
309-644-103	Luna Village 2 LLC
309-643-107	395 Luna Property LLC
309-643-106	Maida Holding LLC
309-639-103	Tafa Investment Partnership
309-639-106	Sakahara Properties, LLC
309-638-107	Prime A Investments LLC
309-638-109	M L S Realtors Inc.
309-638-101	Vic Oxford Investments LLC
310-357-108	Dr. Prem Reddy Family Foundation
310-357-110	Dr. Prem Reddy Family Foundation
310-357-103	Dr. Prem Reddy Family Foundation
310-357-102	Femino, James J. & Due Living Trust 3/30/96
310-357-101	Palmdale Rd LLC
306-456-117	Anderson 2007 Trust
306-456-116	Tsai, Tsung-Chang
306-456-108	Tsai, Tsung-Chang
306-456-107	Hsieh, Jane
306-455-108	Hesperia Community Development
306-455-107	Hesperia Community Development
306-455-106	Hesperia Community Development
306-454-106	Jue, Donald Living Trust 7/3/86
306-454-105	YLC Investments LLC
306-453-108	Singh, Marcela Living Trust 3/3/10
306-440-110	Plaza Street Fund 167 LLC
306-440-106	Pipeline Petroleum Banning LLC
306-440-105	Pipeline Petroleum Banning LLC
306-440-104	Pipeline Petroleum Banning LLC
306-440-103	Pipeline Petroleum Banning LLC
306-440-102	Main Hesperia LLC

Mountain-Desert Committee Agenda Item

November 18, 2022

Page 3

<i>Item No. 3 (Cont.)</i>	
306-440-101	Yucca Terrace Investors LLC
306-438-107	Jagroop Dhillon
306-438-105	Hanna, George & Nadida Rev Liv Tr
306-438-129	S & P Family Trust 6/1/96
306-438-101	La Bouef, Mark & Nellie Family Tr
306-437-112	Sangha, Varinder Paul
306-437-111	Hazboon, Sidqi S. Trust
306-437-108	Lago Living Trust
306-437-106	Song, Daniel L.
313-627-103	Lee, Teresita
313-625-106	TK Properties LLC
313-625-103	TK Properties LLC
313-625-102	Camp and Julia Second Family Limited
313-625-101	Shayan, Peiman
307-138-117	Prime A Investments LLC
307-138-118	Prime A Investments LLC
307-138-110	Tatarian, Vasken & Karen Family Tr
307-137-112	Sandoval, Abraham
307-137-111	Singh, Partap
307-137-110	Roh, Tae Sung Living Trust 1/8/16
307-137-109	Wen, May Y
307-137-108	Chang, I-Hsin Tr
307-137-107	Morishita Living Trust 11/1/05
307-134-108	Huesing Holdings LLC
307-133-108	Saleeb Family Trust
313-412-135	S L A Victorville LLC
313-412-122	Unknown Owner (City of Victorville)
313-412-142	Shahin, Louis H Trust 6/9/94
313-411-102	Tsai, Windy
313-410-105	Vertigo Investments Group, LLC
313-410-102	Vertigo Investments Group, LLC
313-409-101	Tsai, Tsung Chang
309-637-104	Hong, Man Pyo & Kyung Ja Rev Tr
309-660-241	City of Victorville
309-636-111	Frontier Land Holdings Inc.
309-636-104	395 Properties 26 LLC
309-636-112	Land of America 10/28/13
309-636-109	Guardian Commercial Real Estate LP
309-696-162	City of Victorville

Financial Impact:

This item has no direct impact on the budget.

Reviewed By:

This item is prepared for review by Board and Committee members.

Mountain-Desert Committee Agenda Item
November 18, 2022
Page 4

Responsible Staff:
Andrea Zureick, Director of Fund Administration

Approved
Mountain-Desert Committee
Date: November 18, 2022
Witnessed By:

Minute Action

AGENDA ITEM: 2

Date: *November 18, 2022*

Subject:

2023 Mountain/Desert Policy Committee Meeting Schedule

Recommendation:

Approve the 2023 Mountain/Desert Policy Committee meeting schedule.

Background:

The San Bernardino County Transportation Authority (SBCTA) Mountain/Desert Policy Committee has established a regular meeting schedule on the third Friday of each month, beginning at 9:30AM, in Victorville at the Mojave Desert Air Quality Management District offices. Although a monthly schedule is adopted, it is acknowledged that when there are not sufficient business items to require a meeting, the meeting will be cancelled. It has also been the practice to modify the meeting date and time when the meeting has been rescheduled due to conflict with other meetings or holiday schedules. SBCTA staff, however, has been directed to make every effort to minimize deviation from the regular schedule to ensure continuity of meetings and participation.

A proposed 2023 meeting schedule is identified below for approval. Committee members and staff are urged to calendar these meetings for the coming year. Advance confirmation of meetings or cancellation notices are part of SBCTA's standard procedure for meeting preparation. The proposed meeting schedule conforms to the third Friday of each month.

The proposed 2023 meeting dates are as follows:

January 20, 2023
 February 17, 2023
 March 17, 2023
 April 21, 2023
 May 19, 2023*
 June 16, 2023
 July 21, 2023 (**Dark**)
 August 18, 2023
 September 8, 2023**
 October 20, 2023
 November 17, 2023
 December 15, 2023

*Mountain/Desert Policy Committee will be cancelled or held in Lake Arrowhead if needed.

**Mountain/Desert Policy Committee will be moved to the second Friday due to conflict with Rosh Hashanah. The meeting will be cancelled if not needed.

Financial Impact:

This item has no impact on the Fiscal Year 2022/2023 Budget.

Entity: San Bernardino Council of Governments, San Bernardino County Transportation Authority

Mountain-Desert Committee Agenda Item

November 18, 2022

Page 2

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Betty Pineda, Senior Administrative Assistant

Approved
Mountain-Desert Committee
Date: November 18, 2022

Witnessed By:

San Bernardino Council of Governments
San Bernardino County Transportation Authority

SBCTA / SBCOG 2023 Master Calendar

~ January 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
1 New Year's Day Holiday	2 New Year's Day Holiday (Observed)	3	4 Board	5 City/County Manager's TAC SCAG Regional Council	6	7 Orthodox Christmas
8	9	10	11 General Policy Committee Legislative Policy Committee	12 Transit Committee Metro Valley Study Session I-10/I-15 Joint Sub-Committee	13	14 Orthodox New Year
15	16 Martin Luther King Day Holiday	17	18 LAFCO Hearing League of CA Cities New Mayors & Council Members Academy (NorCal)	19 League of CA Cities New Mayors & Council Members Academy (NorCal)	20 Mt/Desert Policy Committee League of CA Cities New Mayors & Council Members Academy (NorCal)	21
22	23	24	25	26	27	28
29	31	31				

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ February 2023 ~

Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1 Board League of CA Cities New Mayors & Council Members Academy (SoCal)	2 City/County Manager's TAC SCAG Regional Council League of CA Cities New Mayors & Council Members Academy (SoCal)	3 League of CA Cities New Mayors & Council Members Academy (SoCal)	4
			5	6	7	8 General Policy Committee Legislative Policy Committee
12 NACo Legislative Conference	13 NACo Legislative Conference	14 NACo Legislative Conference	15 LAFCO Hearing	16	17 Mt/Desert Policy Committee	18
19	20 Presidents' Day Holiday	21	22	23	24	25
26	27	28				

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ March 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1 Board	2 City/County Manager's TAC SCAG Regional Council	3	4
			5	6	7	8 General Policy Committee Legislative Policy Committee
12 Daylight Savings Time Begins	13	14	15 LAFCO Hearing	16	17 Mt/Desert Policy Committee	18
19	20	21	22 Ramadan	23 Ramadan	24 Ramadan	25 Ramadan
26 Ramadan	27 Ramadan	28 Ramadan	29 Ramadan	30 Ramadan	31 Cesar Chavez Day Ramadan	

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ April 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1 Ramadan
2 Ramadan	3 Ramadan	4 Ramadan	5 Board Passover Ramadan	6 City/County Manager's TAC SCAG Regional Council Passover Ramadan	7 Good Friday Passover Ramadan	8 Passover Ramadan
9 Easter Passover Ramadan	10 Passover Ramadan	11 Passover Ramadan	12 General Policy Committee Legislative Policy Committee Passover Ramadan	13 Transit Committee Metro Valley Study Session I-10/I-15 Joint Sub-Committee Passover	14	15
16	17	18 Laylat al-Qadr	19 LAFCO Hearing	20	21 Mt/Desert Policy Committee	22
23	24	25	26	27	28	29
30						

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ May 2023 ~

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3 Board	4 *City/County Manager's TAC (CANCELLED) SCAG Regional Council SCAG General Assembly (Tentative)	5 SCAG General Assembly (Tentative)	6
7	8	9	10 General Policy Committee Legislative Policy Committee	11 Transit Committee Metro Valley Study Session I-10/I-15 Joint Sub-Committee	12	13
14	15	16	17 City/County Conference LAFCO Hearing	18 City/County Conference	19 **Mt/Desert Policy Committee City/County Conference	20
21	22	23	24	25 Shavuot	26 Shavuot	27 Shavuot
28	29 Memorial Day Holiday	30	31	NOTES: *City/County Manager's TAC cancelled due to conflict with SCAG General Assembly **Mountain/Desert Policy Committee will be cancelled or held in Lake Arrowhead if needed		

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ June 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
NOTES: *This date falls on the 3 rd Thursday of the month				1 City/County Manager's TAC SCAG Regional Council	2 US Conference of Mayors	3 US Conference of Mayors
4 US Conference of Mayors	5 US Conference of Mayors	6	7 Board	8	9	10
11	12	13	14 General Policy Committee Legislative Policy Committee	15 *Transit Committee *Metro Valley Study Session *I-10/I-15 Joint Sub-Committee	16 Mt/Desert Policy Committee	17
18	19 Juneteenth Holiday	20	21 LAFCO Hearing	22	23	24
25	26	27	28 Eid al-Adha	29 Eid al-Adha	30	

Attachment: 2023 Master Meeting Calendar (8990 : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ July 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
NOTES: *No policy committee meetings						1
2	3	4 Independence Day Holiday	5 Board	6 *City/County Manager's TAC (DARK) SCAG Regional Council	7	8
9	10	11	12 *General Policy Committee (DARK) *Legislative Policy Committee (DARK)	13 *Transit Committee (DARK) *Metro Valley Study Session (DARK) *I-10/I-15 Joint Sub-Committee (DARK)	14	15
16	17	18	19 LAFCO Hearing Muharram	20	21 *Mt/Desert Policy Committee (DARK) NACo Annual Meeting	22 NACo Annual Meeting
23 NACo Annual Meeting	24 NACo Annual Meeting	25	26	27	28	29
30	31					

Attachment: 2023 Master Meeting Calendar (8990 : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
General Policy Committee starts at 9:00 a.m.
Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ August 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2 *Board (DARK)	3 City/County Manager's TAC SCAG Regional Council (dark)	4	5
6	7	8	9 General Policy Committee Legislative Policy Committee	10 Transit Committee Metro Valley Study Session I-10/I-15 Joint Sub-Committee	11	12
13	14	15	16 LAFCO Hearing	17	18 Mt/Desert Policy Committee	19
20	21	22	23	24	25	26
27	28	29	30	31	NOTES: *No Board Meeting	

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ September 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
Notes: *City/County Manager TAC conflicts with Janmashtami holiday **Mountain/Desert Policy Committee moved to 2 nd Friday due to conflict with Rosh Hashanah					1	2
3	4 Labor Day Holiday	5	6 Board	7 *City/County Manager's TAC SCAG Regional Council Janmashtami	8 **Mt/Desert Policy Committee	9
10	11	12	13 General Policy Committee Legislative Policy Committee	14 Transit Committee Metro Valley Study Session I-10/I-15 Joint Sub-Committee	15 Rosh Hashanah	16 Rosh Hashanah
17 Rosh Hashanah	18	19	20 LAFCO Hearing League of CA Cities Annual Conference	21 League of CA Cities Annual Conference	22 League of CA Cities Annual Conference	23
24 Yom Kippur	25 Yom Kippur	26	27	28 Prophet Muhammad's Birthday	29 Mobility 21 Summit	30

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ October 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4 Board	5 City/County Manager's TAC SCAG Regional Council	6 Shemini Atzeret	7 Shemini Atzeret Simchat Torah
8 Simchat Torah	9 Columbus Day Holiday Sukkot	10 Sukkot	11 General Policy Committee Legislative Policy Committee Sukkot	12 Transit Committee Metro Valley Study Session I-10/I-15 Joint Sub-Committee Sukkot	13 Sukkot	14 Sukkot
15 Navratri Sukkot	16 Sukkot	17	18 LAFCO Hearing	19	20 Mt/Desert Policy Committee	21
22	23	24	25	26	27	28
29	30	31 Halloween				

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ November 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1 Board	2 City/County Manager's TAC SCAG Regional Council	3	4
			5 Daylight Savings Time Ends	6	7	8 General Policy Committee Legislative Policy Committee
12 Diwali	13 CSAC Annual Meeting	14 CSAC Annual Meeting	15 LAFCO Hearing CSAC Annual Meeting	16 CSAC Annual Meeting	17 Mt/Desert Policy Committee CSAC Annual Meeting	18
19	20	21	22	23 Thanksgiving Day Holiday	24 Thanksgiving Day After	25
26	27	28	29	30		

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

SBCTA / SBCOG 2023 Master Calendar

~ December 2023 ~						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6 Board	7 City/County Manager's TAC SCAG Regional Council Hanukkah	8 Hanukkah	9 Hanukkah
10 Hanukkah	11 Hanukkah	12 Hanukkah	13 General Policy Committee Legislative Policy Committee Hanukkah	14 Transit Committee Metro Valley Study Session I-10/I-15 Joint Sub-Committee Hanukkah	15 Mt/Desert Policy Committee Hanukkah	16
17	18	19	20 LAFCO Hearing	21	22	23
24 Christmas Eve Holiday	25 Christmas Day Holiday	26 Kwanzaa	27 Kwanzaa	28 Kwanzaa	29 Kwanzaa	30 Kwanzaa
31 New Years Eve Holiday Kwanzaa						

Attachment: 2023 Master Meeting Calendar (8990) : 2023 Mountain/Desert Policy Committee Meeting

Board of Directors meetings start at 10:00 a.m.
 General Policy Committee starts at 9:00 a.m.
 Mountain/Desert Committee starts at 9:30 a.m.

Legislative Policy Committee starts at 9:30 a.m.
 Transit Committee starts at 9:00 a.m.

Metro Valley Study Session starts at 9:30 a.m.
 I-10/I-15 Joint Sub-Committee starts at 9:45 a.m.

Minute Action

AGENDA ITEM: 3

Date: *November 18, 2022*

Subject:

US 395 Phase 2 Widening Project - Right-of-Way Appraisals and Offers

Recommendation:

That the Mountain/Desert Policy Committee recommend the Board, acting as the San Bernardino County Transportation Authority:

- A. Authorize staff to complete appraisals of properties identified in Table A and to make offers of Just Compensation to the property owners for the acquisition of property necessary for the US 395 Phase 2 Widening Project (Project); and
- B. Authorize the Director of Project Delivery to add or remove parcels in Table A, as deemed necessary for the Project.

Background:

San Bernardino County Transportation Authority (SBCTA) is proceeding with the delivery of the US 395 Phase 2 Widening Project (Project). The acquisition of Temporary Construction Easements (TCE), and Partial Takes from 103 properties, which include 93 vacant, seven (7) commercial and three (3) residential properties, are required to construct and operate the Project.

In September 2022, a cooperative agreement was approved between SBCTA and California Department of Transportation (Caltrans), authorizing expenditures for Right-of-Way (ROW) and defining SBCTA's role as the lead agency for acquisition of ROW. Costs for ROW on this Project will be funded with Measure I and Federal funds. Environmental approval occurred in December 2009, and staff would like to proceed with appraisals. The anticipated property rights needed for the Project are listed in Table A below.

Table A: Anticipated Property Rights Needed

Assessor Parcel Number	Owner	Current Use	Right Needed
303-936-109	MPNR Properties, LCC	Vacant	Fee + TCE (If Required)
306-458-101	Poplar 35 LLC	Vacant	Fee + TCE (If Required)
306-454-108	Jue, Donald Living Trust 7/3/86	Vacant	Fee + TCE (If Required)
306-457-108	Victor Valley Community College	Vacant	Fee + TCE (If Required)
306-454-107	Jue Investment Partnership	Vacant	Fee + TCE (If Required)
306-440-103	Pipeline Petroleum Banning LLC	Vacant	Fee + TCE (If Required)
306-440-102	Main Hesperia LLC	Vacant	Fee + TCE (If Required)
306-440-101	Yucca Terrace Investors LLC	Vacant	Fee + TCE (If Required)
306-442-103	U. S. Cold Storage of California	Vacant	Fee + TCE (If Required)
306-442-101	U. S. Cold Storage of California	Vacant	Fee + TCE (If Required)
306-441-113	Bhatia Trust 11/9/05	Vacant	Fee + TCE (If Required)
306-441-114	Maloney Family Trust 5/16/17	Vacant	Fee + TCE (If Required)
306-441-115	Maloney Family Trust 5/16/17	Vacant	Fee + TCE (If Required)
313-637-102	395 Victorville LLC	Vacant	Fee + TCE (If Required)
313-635-101	Robidoux, Sylvia Living Trust	Vacant	Fee + TCE (If Required)
313-633-169	City of Victorville	Vacant	Fee + TCE (If Required)

Entity: San Bernardino County Transportation Authority

Mountain-Desert Committee Agenda Item

November 18, 2022

Page 2

313-633-170	City of Los Angeles	Transmission Lines	Fee + TCE (If Required)
313-628-102	Slough Family Trust 10/19/12	Vacant	Fee + TCE (If Required)
313-628-101	Slough Family Trust 10/19/12	Vacant	Fee + TCE (If Required)
307-156-111	Paine, Charles F. Trust	Vacant	Fee + TCE (If Required)
307-156-274	Chua, Helen	Vacant	Fee + TCE (If Required)
307-156-280	Kim, Bryan	Vacant	Fee + TCE (If Required)
307-155-101	Sycamore Properties	Vacant	Fee + TCE (If Required)
307-155-102	Sycamore Properties	Vacant	Fee + TCE (If Required)
307-151-107	Kashanian, Mansour J.	Vacant	Fee + TCE (If Required)
313-444-105	Dr. Prem Reddy Family Foundation	Vacant	Fee + TCE (If Required)
313-444-106	Dr. Prem Reddy Family Foundation	Vacant	Fee + TCE (If Required)
313-444-103	Prime A Investments LLC	Vacant	Fee + TCE (If Required)
313-434-101	Overland Opportunity Fund LLC	Vacant	Fee + TCE (If Required)
313-425-101	Overland Opportunity Fund LLC	Vacant	Fee + TCE (If Required)
313-413-101	Regwan Family Trust 7/7/20	Vacant	Fee + TCE (If Required)
309-644-107	Cothran Malibu LP	Vacant	Fee + TCE (If Required)
309-644-106	Cothran Malibu LP	Vacant	Fee + TCE (If Required)
309-644-105	Hafar Summer Q. (PL)	Vacant	Fee + TCE (If Required)
309-644-104	Hafar Summer Q. (PL)	Vacant	Fee + TCE (If Required)
309-644-103	Luna Village 2 LLC	Vacant	Fee + TCE (If Required)
309-643-107	395 Luna Property LLC	Vacant	Fee + TCE (If Required)
309-643-106	Maida Holding LLC	Commercial	Fee + TCE (If Required)
309-639-103	Tafa Investment Partnership	Vacant	Fee + TCE (If Required)
309-639-106	Sakahara Properties, LLC	Vacant	Fee + TCE (If Required)
309-638-107	Prime A Investments LLC	Vacant	Fee + TCE (If Required)
309-638-109	M L S Realtors Inc.	Vacant	Fee + TCE (If Required)
309-638-101	Vic Oxford Investments LLC	Vacant	Fee + TCE (If Required)
310-357-108	Dr. Prem Reddy Family Foundation	Vacant	Fee + TCE (If Required)
310-357-110	Dr. Prem Reddy Family Foundation	Vacant	Fee + TCE (If Required)
310-357-103	Dr. Prem Reddy Family Foundation	Vacant	Fee + TCE (If Required)
310-357-102	Femino, James J. & Due Living Trust 3/30/96	Vacant	Fee + TCE (If Required)
310-357-101	Palmdale Rd LLC	Commercial	Fee + TCE (If Required)
306-456-117	Anderson 2007 Trust	Vacant	Fee + TCE (If Required)
306-456-116	Tsai, Tsung-Chang	Vacant	Fee + TCE (If Required)
306-456-108	Tsai, Tsung-Chang	Vacant	Fee + TCE (If Required)
306-456-107	Hsieh, Jane	Vacant	Fee + TCE (If Required)
306-455-108	Hesperia Community Development	Commercial	Fee + TCE (If Required)
306-455-107	Hesperia Community Development	Commercial	Fee + TCE (If Required)
306-455-106	Hesperia Community Development	Commercial	Fee + TCE (If Required)
306-454-106	Jue, Donald Living Trust 7/3/86	Vacant	Fee + TCE (If Required)
306-454-105	YLC Investments LLC	Vacant	Fee + TCE (If Required)
306-453-108	Singh, Marcela Living Trust 3/3/10	Vacant	Fee + TCE (If Required)
306-440-110	Plaza Street Fund 167 LLC	Vacant	Fee + TCE (If Required)
306-440-106	Pipeline Petroleum Banning LLC	Vacant	Fee + TCE (If Required)
306-440-105	Pipeline Petroleum Banning LLC	Vacant	Fee + TCE (If Required)
306-440-104	Pipeline Petroleum Banning LLC	Vacant	Fee + TCE (If Required)
306-440-103	Pipeline Petroleum Banning LLC	Vacant	Fee + TCE (If Required)

San Bernardino County Transportation Authority

Mountain-Desert Committee Agenda Item

November 18, 2022

Page 3

306-440-102	Main Hesperia LLC	Vacant	Fee + TCE (If Required)
306-440-101	Yucca Terrace Investors LLC	Vacant	Fee + TCE (If Required)
306-438-107	Jagroop Dhillon	Residential/Commercial	Fee + TCE (If Required)
306-438-105	Hanna, George & Nadida Rev Liv Tr	Vacant	Fee + TCE (If Required)
306-438-129	S & P Family Trust 6/1/96	Vacant	Fee + TCE (If Required)
306-438-101	La Bouef, Mark & Nellie Family Tr	SFR	Fee + TCE (If Required)
306-437-112	Sangha, Varinder Paul	Vacant	Fee + TCE (If Required)
306-437-111	Hazboon, Sidqi S. Trust	Commercial	Fee + TCE (If Required)
306-437-108	Lago Living Trust	Vacant	Fee + TCE (If Required)
306-437-106	Song, Daniel L.	Vacant	Fee + TCE (If Required)
313-627-103	Lee, Teresita	SFR	Fee + TCE (If Required)
313-625-106	TK Properties LLC	Vacant	Fee + TCE (If Required)
313-625-103	TK Properties LLC	Vacant	Fee + TCE (If Required)
313-625-102	Camp and Julia Second Family Limited	Vacant	Fee + TCE (If Required)
313-625-101	Shayan, Peiman	Vacant	Fee + TCE (If Required)
307-138-117	Prime A Investments LLC	Vacant	Fee + TCE (If Required)
307-138-118	Prime A Investments LLC	Vacant	Fee + TCE (If Required)
307-138-110	Tatarian, Vasken & Karen Family Tr	Vacant	Fee + TCE (If Required)
307-137-112	Sandoval, Abraham	Vacant	Fee + TCE (If Required)
307-137-111	Singh, Partap	Vacant	Fee + TCE (If Required)
307-137-110	Roh, Tae Sung Living Trust 1/8/16	SFR	Fee + TCE (If Required)
307-137-109	Wen, May Y	Vacant	Fee + TCE (If Required)
307-137-108	Chang, I-Hsin Tr	Vacant	Fee + TCE (If Required)
307-137-107	Morishita Living Trust 11/1/05	Vacant	Fee + TCE (If Required)
307-134-108	Huesing Holdings LLC	Vacant	Fee + TCE (If Required)
307-133-108	Saleeb Family Trust	Vacant	Fee + TCE (If Required)
313-412-135	S L A Victorville LLC	Vacant	Fee + TCE (If Required)
313-412-122	Unknown Owner (City of Victorville)	Vacant	Fee + TCE (If Required)
313-412-142	Shahin, Louis H Trust 6/9/94	Vacant	Fee + TCE (If Required)
313-411-102	Tsai, Windy	Vacant	Fee + TCE (If Required)
313-410-105	Vertigo Investments Group, LLC	Vacant	Fee + TCE (If Required)
313-410-102	Vertigo Investments Group, LLC	Vacant	Fee + TCE (If Required)
313-409-101	Tsai, Tsung Chang	Vacant	Fee + TCE (If Required)
309-637-104	Hong, Man Pyo & Kyung Ja Rev Tr	Vacant	Fee + TCE (If Required)
309-660-241	City of Victorville	Open Space Easement	Fee + TCE (If Required)
309-636-111	Frontier Land Holdings Inc.	Vacant	Fee + TCE (If Required)
309-636-104	395 Properties 26 LLC	Vacant	Fee + TCE (If Required)
309-636-112	Land of America 10/28/13	Check	Fee + TCE (If Required)
309-636-109	Guardian Commercial Real Estate LP	Vacant	Fee + TCE (If Required)
309-696-162	City of Victorville	Open Space Easement	Fee + TCE (If Required)

Upon completion of appraisals, Just Compensation will be offered to property owners of record, in an amount not less than the appraised value of the property rights required for Project implementation. Staff will make diligent efforts to reach settlements with affected property owners. Per the terms of the cooperative agreement, in the event that settlement agreements cannot be reached with property owners, as the lead for eminent domain, the SBCTA Board of

Mountain-Desert Committee Agenda Item

November 18, 2022

Page 4

Directors will conduct Resolutions of Necessity (RON) hearings to consider adoption of RONs as necessary.

As the final design progresses, the property rights needed and properties listed in Table A could slightly change. For the purposes of streamlining the ROW process, and in order to meet the Project schedule, staff recommends the Director of Project Delivery be authorized to make changes to Table A, provided the properties are environmentally cleared. Any changes will be presented at a future meeting of the Board of Directors Metro Valley Study Session as an informational item.

The anticipated property rights needed currently consist of sliver fee acquisitions and TCEs needed to construct, operate, and maintain the Project.

Financial Impact:

This item is consistent with the Fiscal Year 2022/2023 Budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.

Responsible Staff:

Kristi Harris, Construction Manager

Approved
Mountain-Desert Committee
Date: November 18, 2022

Witnessed By:

Minute Action

AGENDA ITEM: 4

Date: November 18, 2022

Subject:

Amendment No. 1 to the Phelan Road Widening, State Route 138 to Hesperia City Limits Project Funding Agreement with San Bernardino County

Recommendation:

That the Mountain/Desert Policy Committee recommend the Board, acting as the San Bernardino County Transportation Authority:

A. Allocate an additional \$2,501,498 in Victor Valley Subarea Measure I Major Local Highway Projects Program funds to the Phelan Road Widening, State Route (SR) 138 to Hesperia City Limits Project.

B. Approve Amendment No. 1 to Funding Agreement No. 20-1002368 with the County of San Bernardino, in the increased total amount of \$6,287,498 to fund the Phelan Road Widening, SR 138 to Hesperia City Limits Project through the design phase, and to extend the termination date through the anticipated completion date of June 30, 2029.

Background:

The Phelan Road Widening, State Route (SR) 138 to Hesperia City Limits Project (Project), managed by San Bernardino County (County), is progressing through the Project Approval and Environmental Documentation (PA&ED) phase of the project. The project has been identified by the County as an important priority for funding, and was listed in the San Bernardino County Transportation Authority's (SBCTA) 2021 10-Year Delivery Plan as an approved project eligible for Measure I Victor Valley Subarea Major Local Highway Projects Program (MLHP) funding by members of the subarea. The Project will widen Phelan Road from two to five lanes, with the center lane serving as one continuous left turn lane. The Project is approximately 12.1 miles long, from SR 138 on the west to Los Banos Avenue on the east.

The original allocation of \$3,786,000 in MLHP funds was approved on April 1, 2020, for the PA&ED phase of the Project. The County is requesting an extension of the Funding Agreement to June 30, 2029, to accommodate the duration of the Project, as well as an additional allocation of \$2,501,498 in MLHP funds in order to advance through the Plans, Specifications, and Estimate (PS&E) phase. Total project costs are estimated to be \$90.5 million, of which approximately \$33 million is funded through a combination of MLHP funds and State/Federal funds. Staff recommends approval of this item as sufficient programming was identified in the 2021 10-Year Delivery Plan to cover the allocation, and this action will allow the County to proceed with design of the project as they continue to identify additional funds to complete the project.

Financial Impact:

This item is consistent with the Fiscal Year 2022/2023 Budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee. SBCTA General Counsel and Risk Manager have reviewed this item and the draft amendment.

Entity: San Bernardino County Transportation Authority

Mountain-Desert Committee Agenda Item
November 18, 2022
Page 2

Responsible Staff:

Marc Lucius, Management Analyst II

Approved
Mountain-Desert Committee
Date: November 18, 2022

Witnessed By:

General Contract Information

Contract No: 20-1002368 Amendment No.: 1
 Contract Class: Payable Department: Fund Administration
 Vendor No.: 01907 Vendor Name: County of San Bernardino
 Description: Phelan Road Widening, SR138 to Hesperia City Limits Project Funding Agreement

List Any Related Contract Nos.:

Dollar Amount					
Original Contract	\$	3,786,000.00	Original Contingency	\$	-
Prior Amendments	\$	-	Prior Amendments	\$	-
Prior Contingency Released	\$	-	Prior Contingency Released (-)	\$	-
Current Amendment	\$	2,501,498.00	Current Amendment	\$	-
Total/Revised Contract Value	\$	6,287,498.00	Total Contingency Value	\$	-
Total Dollar Authority (Contract Value and Contingency)				\$	6,287,498.00

Contract Authorization

Board of Directors Date: 12/7/2022 Committee Item #

Contract Management (Internal Purposes Only)

Other Contracts Sole Source? N/A No Budget Adjustment

Local Funding Allocation N/A

Accounts Payable

Estimated Start Date: 4/1/2020 Expiration Date: 12/31/2022 Revised Expiration Date: 6/30/2029
 NHS: N/A OMP/QAP: N/A Prevailing Wage: N/A

Fund	Prog	Task	Sub-Task	Object	Revenue	PA Level	Revenue Code Name	Total Contract Funding:	Total Contingency:
GL: 4230	50	0550	0516	54840	41100000		VV Subarea MLHP	\$ 6,287,498.00	\$ -
GL: -	-	-	-	-	-	-	-	6,287,498.00	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-
GL: -	-	-	-	-	-	-	-	-	-

Marc Lucius
Project Manager (Print Name)

Andrea Zureick
Task Manager (Print Name)

Additional Notes: A1 extends termination date of the AGREEMENT from December 31, 2022, to June 30, 2029. PA String: 0516.025.244.54840. Additional allocation of \$2,501,498 MLHP funds.

Attachment: CSS - 20-1002368-01 [Revision 1] (8935 : Amendment 1 to Phelan Road Funding Agreement)

AMENDMENT NO. 1 TO PROJECT FUNDING AGREEMENT NO. 20-1002368

FOR

PHELAN ROAD WIDENING, SR 138 TO HESPERIA CITY LIMITS PROJECT

(SAN BERNARDINO COUNTY)

THIS Amendment No. 1 to Project Funding Agreement 20-1002368 is made and entered into by and between San Bernardino County ("COUNTY") and the San Bernardino County Transportation Authority ("SBCTA"). SBCTA and COUNTY are each a "Party" and collectively "Parties."

RECITALS

- A. The Measure I 2010-2040 Expenditure Plan and the Victor Valley Subarea transportation planning partners have identified projects eligible for funding from Measure I 2010-2040 Victor Valley Subarea Major Local Highway Projects Program ("MLHP") funds; and
- B. The Phelan Road Widening, SR 138 to Hesperia City Limits Project ("PROJECT") is one of the projects identified as eligible for such funding and is described more fully in Attachment A; and
- C. The Parties entered into Project Funding Agreement No. 20-1002368 on or about November 9, 2020 ("Agreement"), to allocate \$3,786,000 in Measure I Major Local Highway Projects Program funds to fully fund the Project Approval and Environmental Documentation (PA&ED) Phase of the PROJECT, defined therein as PROJECT WORK; and
- D. COUNTY has requested to add the Plans, Specifications, and Estimate (PS&E) Phase to the PROJECT Agreement as PROJECT WORK; and
- E. COUNTY has requested an increase in funding, by an additional \$2,501,498, for the Public Share of PROJECT costs, for a total of \$6,287,498 inclusive of prior allocations; and
- F. COUNTY has requested updates to Attachment A: Description of Project and Milestones and Attachment B: Summary of Estimated Costs; and
- G. COUNTY has requested an extension of the Agreement termination date to June 30, 2029, consistent with estimated close out date of the PROJECT.

NOW, THEREFORE, the Parties agree to amend the Agreement as follows:

- 1. Recital F of the Agreement is deleted in its entirety and replaced with the following:

"F. PROJECT WORK is defined as the PA&ED Phase and the Plans, Specifications, and Estimate (PS&E) Phase of the PROJECT."

2. Paragraph 1 of Section I is deleted in its entirety and replaced with the following:
 - “1. To reimburse COUNTY for the actual cost of the PROJECT WORK up to a maximum of \$6,287,498 in MLHP funds. An estimate of costs for the PROJECT WORK is provided in Attachment B. SBCTA shall have no further responsibilities to provide any funding for the PROJECT WORK exceeding this amount unless an amendment to this Agreement is approved by the Parties.”
3. Paragraph 2 of Section I is deleted in its entirety and replaced with the following:
 - “2. To reimburse COUNTY within thirty (30) days after COUNTY submits an electronic copy signed invoices in the proper form covering those actual allowable PROJECT WORK expenditures that were incurred by COUNTY up to a maximum of \$6,287,498 consistent with the invoicing requirements of the Measure I 2010-2040 Strategic Plan, including backup information. Invoices may be submitted to SBCTA as frequently as monthly.”
4. Paragraph 2 of Section II is deleted in its entirety and replaced with the following:
 - “2. To be responsible for expending that portion of allocated MLHP funds on eligible PROJECT WORK expenses for an amount not to exceed \$6,287,498 in MLHP funds unless this Agreement is amended in writing to approve increasing PROJECT WORK costs. Reimbursement by SBCTA shall be in accordance with Section I, Paragraph 2. Additionally, expenses relative to time spent on the PROJECT WORK by COUNTY staff are considered eligible PROJECT expenses and may be charged to the PROJECT, subject to SBCTA's guidelines.”
5. Paragraph 4 of Section II is deleted in its entirety and replaced with the following:
 - “4. To prepare and submit to SBCTA electronic signed invoices for reimbursement of eligible PROJECT WORK expenses. Invoices may be submitted to SBCTA as frequently as monthly.”
6. Paragraph 8 of Section III is deleted in its entirety and replaced with the following:
 - “8. This Agreement will be considered terminated upon reimbursement of eligible costs by SBCTA or June 30, 2029, whichever is sooner, provided that the provisions of Paragraphs 5, 6, 7, 8, and 9 of Section II, and Paragraphs 5, 6 and 7 of Section III, shall survive the termination of this Agreement. The Agreement may also be terminated by SBCTA, in its sole discretion, in the event the PROJECT WORK described in Attachment A has not been initiated by COUNTY within eighteen (18) months of the Effective Date of this Agreement.”
7. Attachment A to the Agreement is replaced with the Revised Description of Project and Milestones attached to this Amendment.
8. Attachment B to the Agreement is replaced with the Revised Summary of Estimated Costs attached to this Amendment.

- 9. Except as amended by this Amendment No. 1, all other terms and conditions of the Agreement shall remain in full force and effect and are incorporated herein by this reference.
- 10. The Recitals set forth above are incorporated herein by this reference.
- 11. This Amendment No. 1 may be signed in counterparts, each of which shall constitute an original, and may be signed and transmitted with electronic signatures which shall be binding on the Party.
- 12. This Amendment No. 1 shall be effective on the date executed by SBCTA.

IN WITNESS WHEREOF, the Parties have executed this Amendment No. 1 by their authorized signatories below.

SAN BERNARDINO COUNTY
TRANSPORTATION AUTHORITY

SAN BERNARDINO COUNTY

By: _____
Art Bishop, President
Board of Directors

By: _____
Curt Hagman
Chairman

Date: _____

Date: _____

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By: _____
Julianna K. Tillquist
SBCTA General Counsel

By: _____
Aaron Gest
Deputy County Counsel

Date: _____

Date: _____

ATTEST:

By: _____
Lynna Monell
Clerk of the Board

Date: _____

Attachment: AGREEMENT NO 20-1002368-01 (8935 : Amendment 1 to Phelan Road Funding Agreement)

ATTACHMENT A

PHELAN ROAD WIDENING, SR 138 TO HESPERIA CITY LIMITS PROJECT Revised Description of Project and Milestones

Project Title	
Phelan Road Widening, SR138 to Hesperia City Limits	
Location, Project Limits, Description, Scope of Work, Legislative Description	
The project is located on Phelan Road from SR138 to Los Banos Avenue (12.1 miles) in the Phelan area of the Victor Valley. The project will widen Phelan Road from two to five lanes, which includes one continuous left turn lane.	
Purpose and Need	
The roadway widening is needed to accommodate the increased traffic on Phelan Road.	
Project Benefits	
The proposed widening improves traffic circulation.	
Project Milestones	Proposed
Project Study Report Approved	
Begin Environmental (PA&ED) Phase	6/9/2021
Circulate Draft Environmental Document	CE
Draft Project Report	
End Environmental Phase (PA&ED Milestone)	5/30/2025
Begin Design (PS&E) Phase	6/1/2025
End Design Phase (Ready to List for Advertisement Milestone)	10/30/2026
Begin Right of Way Phase	6/1/2025
End Right of Way Phase (Right of Way Certification Milestone)	10/30/2026
Begin Construction Phase (Contract Award Milestone)	5/1/2027
End Construction Phase (Construction Contract Acceptance Milestone)	6/30/2028
Begin Closeout Phase	
End Closeout Phase (Closeout Report)	6/30/2029

ATTACHMENT B

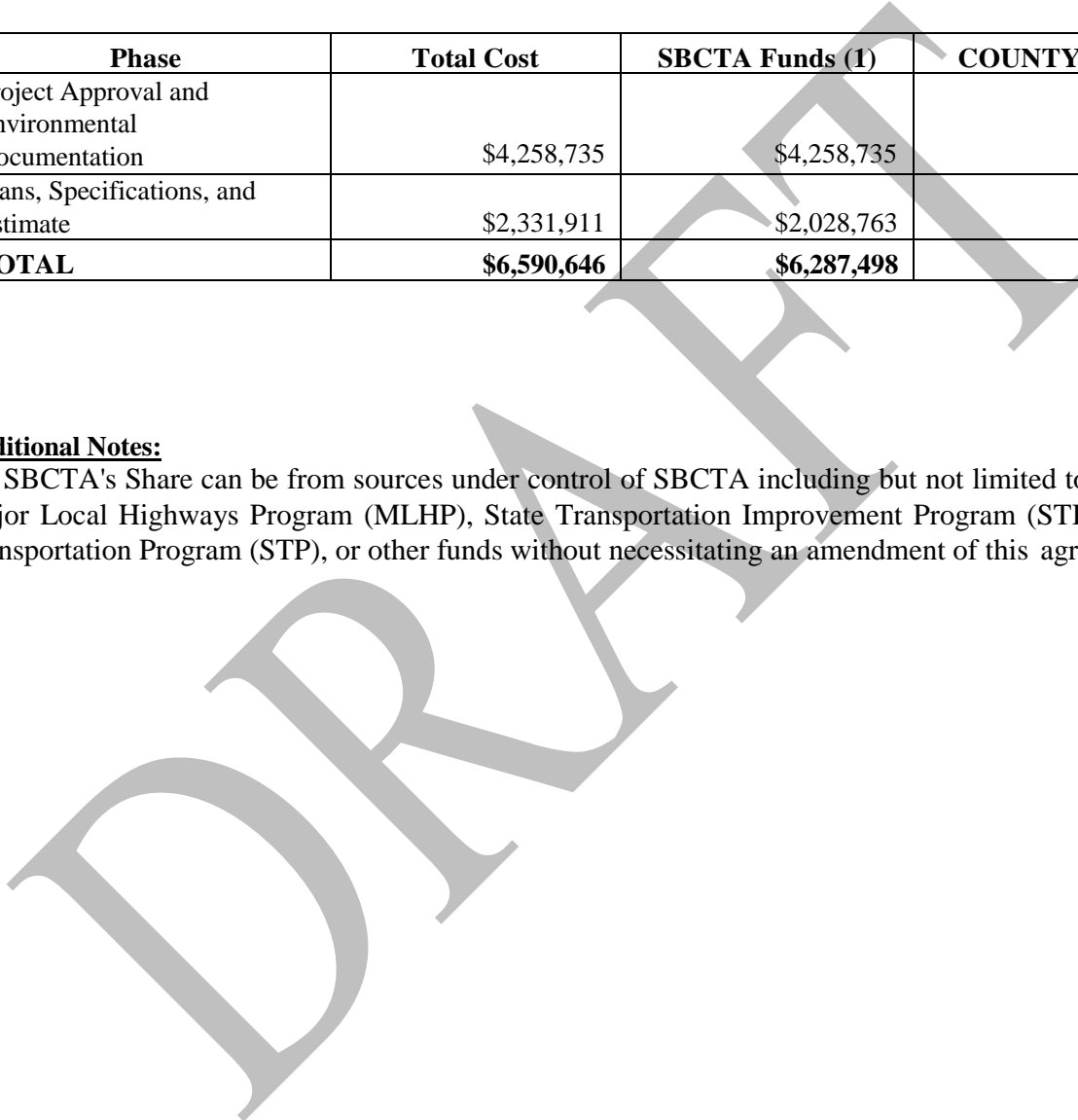
**PHELAN ROAD WIDENING, SR 138 TO HESPERIA CITY LIMITS
PROJECT**

Revised Summary of Estimated Costs

Phase	Total Cost	SBCTA Funds (1)	COUNTY Funds
Project Approval and Environmental Documentation	\$4,258,735	\$4,258,735	\$0
Plans, Specifications, and Estimate	\$2,331,911	\$2,028,763	\$303,148
TOTAL	\$6,590,646	\$6,287,498	\$303,148

Additional Notes:

1. SBCTA's Share can be from sources under control of SBCTA including but not limited to Measure I Major Local Highways Program (MLHP), State Transportation Improvement Program (STIP), Surface Transportation Program (STP), or other funds without necessitating an amendment of this agreement.



Attachment: AGREEMENT NO 20-1002368-01 (8935 : Amendment 1 to Phelan Road Funding Agreement)

Minute Action

AGENDA ITEM: 5

Date: *November 18, 2022*

Subject:

Amendment No. 1 to the Baker Boulevard Bridge over Mojave River Project Funding Agreement with San Bernardino County

Recommendation:

That the Mountain/Desert Policy Committee recommend the Board, acting as the San Bernardino County Transportation Authority:

A. Allocate an additional \$15,965,272 for the Baker Boulevard Bridge over Mojave River Project, bringing the total allocation to \$17,515,500 consisting of \$7,954,166 in North Desert Subarea Measure I Major Local Highway Projects Program funds and \$9,561,334 in Federal Surface Transportation Block Grant Program funds.

B. Approve Amendment No. 1 to Funding Agreement No. 15-1001157 to fund the Baker Boulevard Bridge over Mojave River Project and to extend the termination date through the anticipated project close out date of December 31, 2028.

Background:

The Baker Boulevard Bridge over Mojave River Project (Project), Bridge No. 54C0127, is a two-lane bridge 0.2 miles southwest of Death Valley Road in the community of Baker in unincorporated San Bernardino County. The Project has been identified by San Bernardino County (County) as an important priority for funding and was listed in the San Bernardino County Transportation Authority's (SBCTA) Measure I 2021 Update to the 10-Year Delivery Plan (2021 10-YDP) as an approved project eligible for Measure I North Desert Subarea Major Local Highway Projects (MLHP) Program and other public share funding by members of the subarea.

The ultimate Project will replace the existing two-lane bridge with a four-lane bridge. It was initially thought that a majority of the Project would be reimbursed 88.53% by Highway Bridge Program (HBP) funds, and the SBCTA Board of Directors (Board) approved \$1,550,228 MLHP funds for the Project on September 2, 2015, to match the HBP funds. However, during the development of the 2021 10-YDP, the County notified SBCTA that the Project would no longer be eligible to receive HBP funding, and the North Desert Subarea and SBCTA Board approved programming additional MLHP funds and Federal Surface Transportation Block Grant Program (STP) funds towards construction of the Project. Since then, the County notified SBCTA that the estimated total Project cost for the ultimate four lanes is \$24,515,500. The County continues to be committed to completing this project despite the loss of HBP funds; however, construction of the ultimate four-lane bridge may be constructed in two phases. The funding allocation will allow the County to proceed with Environmental and Design for the ultimate four-lane scope while the County seeks an additional \$7 million of grant funds to complete construction on the ultimate four-lane Project. If funds do not become available, the County will proceed with constructing replacement of the two-lane bridge with the funds allocated in this agreement.

The Project, managed by the County, is currently in the Project Approval and Environmental Document Phase, with the environmental document scheduled for approval in 2024. Construction is expected to begin in 2026 and be completed in 2027. Consequently, the County is also requesting an extension of the Funding Agreement to December 31, 2028, to accommodate the duration of the Project. This request would increase the total allocation to \$17,515,500, consisting of \$7,954,166 of MLHP funds and \$9,561,334 of STP funds, which is

Entity: San Bernardino County Transportation Authority

Mountain-Desert Committee Agenda Item

November 18, 2022

Page 2

\$577,000 more than the Project programming in the 2021 10-YDP. Staff recommends approval of this item as the funding is available without impacting other planned projects. It should be noted that delays to the Project's progress could impact the availability of STP funds as the Federal Highway Administration has determined that a competitive process approved by Southern California Association of Governments is required for projects expected to start construction after Fiscal Year 2025/2026.

Financial Impact:

This item is consistent with the Fiscal Year 2022/2023 Budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee. SBCTA General Counsel and Risk Manager have reviewed this item and the draft amendment.

Responsible Staff:

Marc Lucius, Management Analyst II

Approved
Mountain-Desert Committee
Date: November 18, 2022

Witnessed By:

General Contract Information

Contract No: 15-1001157 Amendment No.: 1
 Contract Class: Payable Department: Fund Administration
 Vendor No.: 01908 Vendor Name: San Bernardino County
 Description: Baker Boulevard Bridge over Mojave River Project Funding Agreement
 List Any Related Contract Nos.:

Dollar Amount					
Original Contract	\$	1,550,228.00	Original Contingency	\$	-
Prior Amendments	\$	-	Prior Amendments	\$	-
Prior Contingency Released	\$	-	Prior Contingency Released (-)	\$	-
Current Amendment	\$	6,403,938.00	Current Amendment	\$	-
Total/Revised Contract Value	\$	7,954,166.00	Total Contingency Value	\$	-
Total Dollar Authority (Contract Value and Contingency)				\$	7,954,166.00

Contract Authorization

Board of Directors Date: 12/7/2022 Committee Item #

Contract Management (Internal Purposes Only)

Other Contracts Sole Source? N/A No Budget Adjustment
 Local Funding Allocation N/A

Accounts Payable

Estimated Start Date: 9/2/2015 Expiration Date: 12/31/2022 Revised Expiration Date: 12/31/2028
 NHS: N/A QMP/QAP: N/A Prevailing Wage: N/A

Fund	Prog	Task	Sub-Task	Object	Revenue	PA Level	Revenue Code Name	Total Contract Funding:	Total Contingency:
GL	4330	50	0550	0516	54840		41100000	\$ 7,954,166.00	\$ -
GL							ND Subarea MLHP	7,954,166.00	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-
GL								-	-

Marc Lucius Andrea Zureick
 Project Manager (Print Name) Task Manager (Print Name)

Additional Notes: A1 extends termination date of the AGREEMENT from December 31, 2022, to December 31, 2028. PA String: 0516.025.221.54840. Total allocation of \$17,515,500 is made up of \$7,954,166 of MLHP funds, and \$9,561,334 of Federal STP funds that will be reimbursed to the County directly from Caltrans and not come through our books.

Attachment: CSS-15-1001157-01 [Revision 1] (8939 : Amendment No. 1 to Baker Boulevard Bridge Funding Agreement)

AMENDMENT NO. 1 TO PROJECT FUNDING AGREEMENT NO. 15-1001157

FOR

**BAKER BOULEVARD BRIDGE OVER MOJAVE RIVER PROJECT, BRIDGE NO.
54C0127**

(SAN BERNARDINO COUNTY)

THIS Amendment No. 1 to Project Funding Agreement 15-1001157 is made and entered into by and between San Bernardino County ("COUNTY") and the San Bernardino County Transportation Authority ("SBCTA"). SBCTA and COUNTY are each a "Party" and collectively "Parties."

RECITALS

- A. The Measure I 2010-2040 Expenditure Plan and the North Desert Subarea transportation planning partners have identified projects eligible for funding from Measure I 2010-2040 North Desert Subarea Major Local Highway Projects Program ("MLHP") funds; and
- B. The Baker Boulevard Bridge Over Mojave River Project, Bridge No. 54C0127 ("PROJECT") is one of the projects identified as eligible for such funding and is described more fully in Attachment A; and
- C. The Parties entered into Project Funding Agreement No. 15-1001157 ("Agreement") on or about September 2, 2015, to allocate \$1,550,228 in Measure I MLHP funds for all phases of the PROJECT; and
- D. COUNTY notified SBCTA that the PROJECT will not be eligible for Federal Highway Bridge Program (HBP) funding, therefore the COUNTY is requesting an additional allocation for the PROJECT, bringing the total allocation to \$17,515,500; and
- E. COUNTY has requested an extension of the termination date to December 31, 2028; and
- F. COUNTY has requested to update Attachment A: Description of Project and Milestones and Attachment B: Summary of Estimated Costs.

NOW, THEREFORE, the Parties agree to amend the Agreement as follows:

- 1. All references to the San Bernardino County Transportation Authority as AUTHORITY in the Agreement shall mean SBCTA.
- 2. Paragraph 1 of Section I is deleted in its entirety and replaced with the following:
 - "1. To allocate up to a maximum of \$17,515,500 for the actual cost of the PROJECT. An estimate of costs for the PROJECT and fund sources is provided in Attachment B. SBCTA shall have no further responsibilities to provide any funding for the PROJECT

exceeding this amount unless a written amendment to this Agreement is signed by the Parties.”

3. Paragraph 2 of Section I is deleted in its entirety and replaced with the following:
 - “2. In the case that Measure I funds are allocated to the PROJECT, to reimburse COUNTY within 30 days after COUNTY submits an electronic copy of signed invoices in the proper form covering those actual allowable PROJECT expenditures that were incurred by COUNTY, consistent with the invoicing requirements of the Measure I 2010-2040 Strategic Plan, including backup information. Invoices may be submitted to SBCTA as frequently as monthly.”
4. Paragraph 2 of Section II is deleted in its entirety and replaced with the following:
 - “2. To be responsible for coordinating with the California Department of Transportation to obligate and seek reimbursement of State and Federal funds that are allocated to this project and for expending that portion of the eligible PROJECT expenses that are incurred by COUNTY for an amount not to exceed \$17,515,500, unless this Agreement is amended and approved increasing PROJECT costs. Reimbursement by SBCTA shall be in accordance with Section 1, Paragraph 2. Additionally, expenses relative to time spent on the PROJECT by COUNTY staff are considered eligible PROJECT expenses and may be charged to the PROJECT, subject to SBCTA, State, and Federal guidelines.”
5. Paragraph 4 of Section II is deleted in its entirety and replaced with the following:
 - “4. In the case that Measure I funds are allocated to the PROJECT, to prepare and submit to SBCTA electronic signed invoices for reimbursement of eligible PROJECT work expenses. Invoices may be submitted to SBCTA as frequently as monthly.”
6. Paragraph 12 of Section II is added as follows:
 - “12. To include in all contracts between COUNTY and contractors for the PROJECT the requirement that SBCTA be named as an additional insured under general liability insurance policies maintained by the contractor for the PROJECT.”
7. Paragraph 7 of Section III is deleted in its entirety and replaced with the following:
 - “7. This Agreement will be considered terminated upon reimbursement of eligible costs by SBCTA or December 31, 2028, whichever is sooner, provided that the provisions of Paragraphs 5, 6, 7, 8 and 9 of Section II, and Paragraphs 5 and 6 of Section III, shall survive the termination of this Agreement.”
8. Attachment A to the Agreement is replaced with the Revised Description of Project and Milestones attached to this Amendment as Attachment A.

9. Attachment B to the Agreement is replaced with the Revised Summary of Estimated Costs attached to this Amendment as Attachment B.
10. Except as amended by this Amendment No. 1, all other terms and conditions of the Agreement shall remain in full force and effect and are incorporated herein by this reference.
11. The Recitals set forth above are incorporated herein by this reference.
12. This Amendment No. 1 may be signed in counterparts, each of which shall constitute an original, and may be signed and transmitted with electronic signatures which shall be binding on the Party.
13. This Amendment No. 1 shall be effective on the date executed by SBCTA.

----SIGNATURES ON FOLLOWING PAGE----

DRAFT

Attachment: 15-1001157-01 (8939 : Amendment No. 1 to Baker Boulevard Bridge Funding Agreement)

IN WITNESS WHEREOF, the Parties have executed this Amendment No. 1 by their authorized signatories below.

**SAN BERNARDINO COUNTY
TRANSPORTATION AUTHORITY**

SAN BERNARDINO COUNTY

By: _____
Art Bishop, President
Board of Directors

By: _____
Curt Hagman
Chairman

Date: _____

Date: _____

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By: _____
Julianna K. Tillquist
SBCTA General Counsel

By: _____
Aaron Gest
Deputy County Counsel

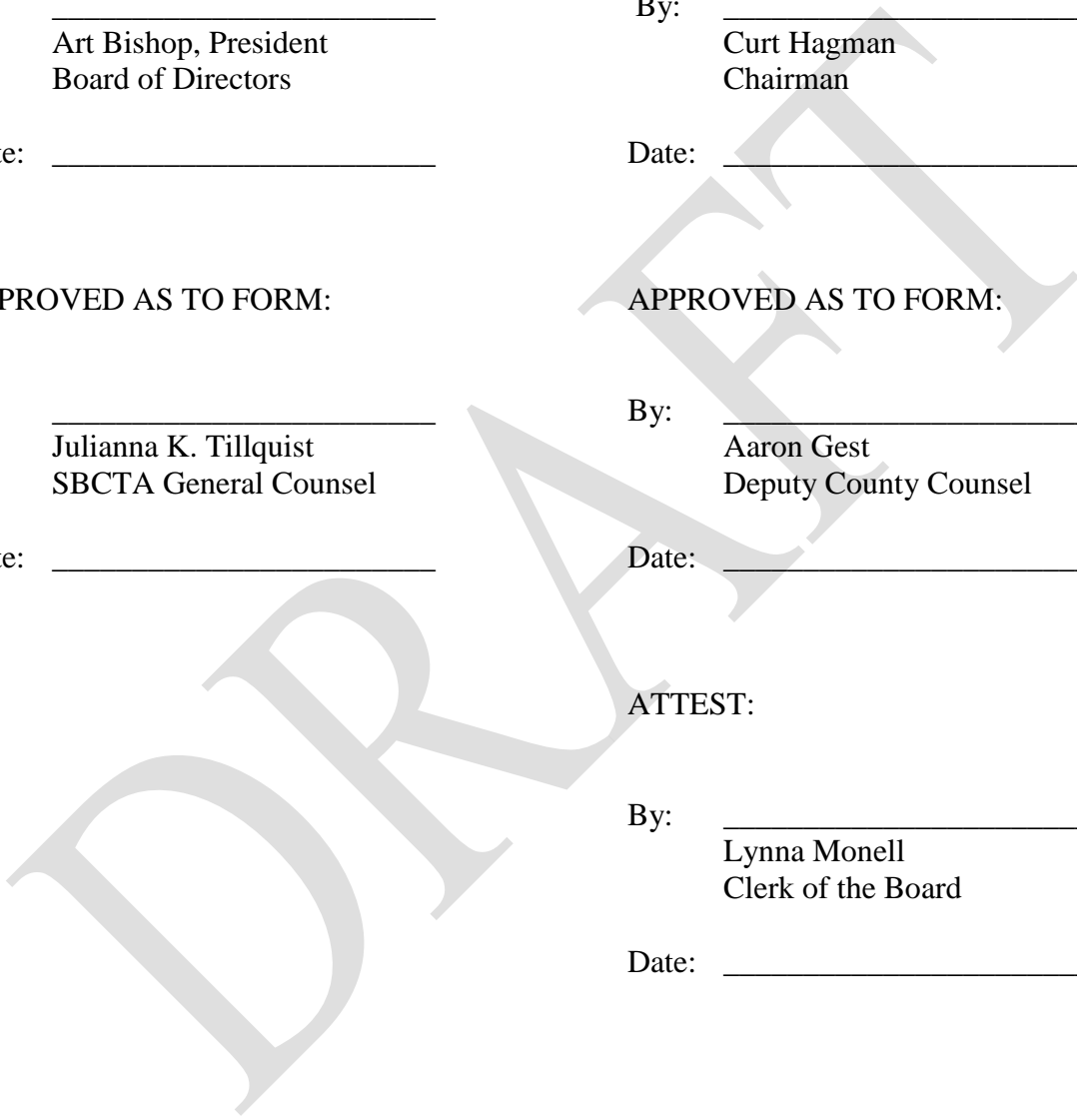
Date: _____

Date: _____

ATTEST:

By: _____
Lynna Monell
Clerk of the Board

Date: _____



Attachment: 15-1001157-01 (8939 : Amendment No. 1 to Baker Boulevard Bridge Funding Agreement)

Attachment A

BAKER BOULEVARD BRIDGE OVER MOJAVE RIVER PROJECT, BRIDGE NO. 54C0127

Description of Project and Milestones

Project Title	
Baker Boulevard Bridge Over Mojave River Project, Bridge No. 54C0127	
Location, Project Limits, Description, Scope of Work	
The existing bridge is located in COUNTY's jurisdictional territory located in Baker, 0.2 mile SW of Death Valley Road – replace 2 lane bridge with a 4 lane bridge.	
Project Milestone	Proposed
Begin Environmental (PA&ED) Phase	9/2/2015
End Environmental Phase (PA&ED Milestone)	12/30/2024
Begin Design (PS&E) Phase	1/1/2025
End Design Phase (Ready to List for Advertisement Milestone)	12/31/2025
Begin Right of Way Phase	1/1/2025
End Right of Way Phase (Right of Way Certification Milestone)	6/30/2026
Begin Construction Phase (Contract Award Milestone)	11/1/2026
End Construction Phase (Construction Contract Acceptance Milestone)	12/30/2027
Begin Closeout Phase	1/1/2028
End Closeout Phase (Closeout Report)	12/31/2028

ATTACHMENT B

BAKER BOULEVARD BRIDGE OVER MOJAVE RIVER PROJECT, BRIDGE NO. 54C0127

Summary of Estimated Costs

Phase	Total Cost	SBCTA MLHP Funds*	STP*	Unfunded
Preliminary Engineering**	\$2,515,500	\$2,515,500	\$0	\$0
Right of Way	\$0	\$0	\$0	\$0
Construction	\$22,000,000	\$5,438,666	\$9,561,334	\$7,000,000
TOTAL	\$24,515,500	\$7,954,166	\$9,561,334	\$7,000,000

* SBCTA's Share can be from sources under control of SBCTA including but not limited to Measure I Major/Local Highways program, State Transportation Improvement Program (STIP), Surface Transportation Block Grant Program (STP), or other funds without necessitating an amendment of this agreement. SBCTA share of funding can be moved between the phases.

** For purposes of this Attachment B, "Preliminary Engineering" is defined to include PA&ED and PS&E.

Minute Action

AGENDA ITEM: 6

Date: *November 18, 2022*

Subject:

California Department of Transportation District 8 Emergency Operations Plan

Recommendation:

Receive information on the California Department of Transportation District 8 Emergency Operations Plan.

Background:

Representatives of the California Department of Transportation (Caltrans) District 8 Division of Maintenance – Emergency Operations will present information on the Caltrans District 8 Emergency Operations Plan.

Financial Impact:

This item has no impact on the Fiscal Year 2022/2023 Budget.

Reviewed By:

This item is not scheduled for review by any other policy committee or technical advisory committee.


Responsible Staff:

Andrea Zureick, Director of Fund Administration

Approved
Mountain-Desert Committee
Date: November 18, 2022

Witnessed By:

Entity: San Bernardino County Transportation Authority





California Department of Transportation

Emergency Operations Presentation

Caltrans District 8
Division of Maintenance
 Jim A. Rogers Deputy District Director

Presenter: Brian Rosenbaum



Overview



- Disaster Service Worker, Administrative Order, Emergency Support Functions, Emergency Operations Plan
- Introduction to Caltrans District 8 Emergency Management
- Overview of the Office of Emergency Management
- NIMS, SEMS, ICS



Attachment: EOP Presentation 2022 Final (9090 : Caltrans District 8 Emergency Operations Plan)

Emergency Management Preparedness

Acting District 8 Director Diane Morales



- Caltrans District 8 Director officially designated the Division Chief of Maintenance as the Districts Emergency Operations Manger. Jim A. Rogers is our current Caltrans Emergency Manager.
- The Caltrans Emergency Manager is responsible for Caltrans' overall preparedness, response and short-term recovery following a disaster.
- District 8 Emergency Operations coordinates with its partnering district divisions including: [Administration](#), [Operations](#), [Construction](#), [Design](#), [Environmental](#), [Maintenance](#), [Project Management](#), [Right of Way](#), [Sustainability](#), [Planning](#), [Asset Management](#) and [Innovation](#) .



Disaster Service Workers

Before entering upon the duties of employment, all public employees take and subscribe to the oath or affirmation set forth in the California Constitution that declares them to be disaster service workers in time of need.



Administrative Order Department of Transportation

- No. W-9-91 issued May 29, 1991.
- Summarizes the emergency response functions of the Department of Transportation established in the California State Emergency Plan.
- Requires the adoption and use of the Incident Command System (ICS).
- States the Department of Transportation shall:
 - Protect its personnel, equipment, supplies, facilities, and vital public records against the destructive forces of nature and man.
 - Continue essential services during an emergency using a minimum of resources.
 - Redirect all other resources, as necessary and appropriate, to accomplish the objectives of the California State Emergency Plan.





Emergency Support Functions (ESF)

There are 15 disciplines that utilize the Emergency Support Functions. They are as follows:

ESF#1 Transportation	ESF#10 Hazardous Materials
ESF#2 Communications	ESF#11 Agriculture and Natural Resources Annex
ESF#3 Public Works & Engineering	ESF#12 Energy
ESF#4 Firefighting	ESF#13 Public Safety and Security
ESF#5 Information and Planning	ESF#14 Cross-Sector Business and Infrastructure
ESF#6 Mass Care and Shelter	ESF#15 External Affairs
ESF#7 Logistics	
ESF#8 Public Health and Medical	

- The Department of Transportation Caltrans takes lead in the supporting role for CA ESF-1 Transportation.
- CA ESF-1 Transportation includes:
 - Rail
 - Maritime
 - Transit
 - Roads/ Bridges
 - Aviation



District 8 Emergency Operations Plan (EOP)

Prepared by Emergency Operation Coordinator Brian Rosenbaum

First Line of approval By Emergency Ops. Director Jim A. Rogers

Second Line approval by acting District 8 Director Diane Morales

- Purpose: The EOP is intended to describe the general response and general management responsibilities before, during, and after emergencies resulting from natural disasters, technological/biological incidents, nuclear defense operations, and civil unrest.
- Level of Detail: Emergency procedures contained in the plan are intended to be flexible enough to ensure that all situations are handled properly. Certain situations may require the district to operate differently than described in this handbook.
- Objectives of EOP Plan: Ensure rapid restoration and maintenance of the District's Transportation System to effective operating condition. Safety of district personnel, equipment, facilities, and vital public records. Continuation of essential district services. Ability to assist other districts and local governments to restore and maintain their transportation systems in effective operating condition



An Emergency is:

- Unexpected
- Out of the Ordinary
- Requiring IMMEDIATE Action

Caltrans does not declare emergencies, only the Governor or US President declares emergencies.



I-10 Washout
(Diversion Lane)



An Emergency can....

- Be short or long term – minutes to months
- Affect a small or large geographic area
- Involve injuries or significant loss of life
- Affect mobility in many locations
- Involve serious property damage
- Negatively impact the environment
- Shut down water, power, and fuel stations
- Damage to your home or place of work
- Devastate an entire area's economy



Caltrans field workers are often first on scene. Being the first at the incident makes them the Incident Commander (IC). They will remain the IC until a person with more experience arrives or anytime law enforcement release you from that duty, such as CHP.



Hwy. 38 HAZMAT tanker flipped and spilled into Cold Creek Falls that leads to the Santa Ana River System



Mudslide/Debris Flow

Hwy. 330 12/28/2010



Flooding



- Floodwater covers part of Interstate 5 in Williams, California, northwest of Sacramento



Major Accidents



Emergency personnel investigate the scene of a five-fatality accident on the Eastbound I-10 at the bottom of the Riverside Avenue offramp in Rialto, CA.



Compound Incidents



John Huseby, California Department of Transportation

- Fuel truck burning under structure – Oakland, I-580/880
- Created collapse on major Interchange
- 2 Freeways closed for 30 days



Attachment: EOP Presentation 2022 Final (9090 : Caltrans District 8 Emergency Operations Plan)

Not to Mention...

- Bridge scour
- High wind events (PSPS)
- Sink holes
- Pavement failures
- Volcanic eruptions



District 8 EOP Plan Organizational Structure

The Emergency Operations Plan is based on the National Incident Management System (NIMS) and Standardized Emergency Management System (SEMS) which was mandated by Homeland Security Presidential Directive 5 (HSPD-5) and Governor's Executive Order S-2-05. NIMS/SEMS incorporates the Incident Command System (ICS), the operational area concept, multi-agency and/or inter-agency coordination, the State's Master Mutual-Aid Agreement, and mutual aid program. The typical primary and secondary NIMS/SEMS positions are shown on the organizational chart in Appendix B of the most recent plan

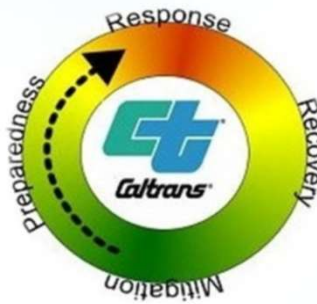


Caltrans Office of Emergency Management



Attachment: EOP Presentation 2022 Final (9090 : Caltrans District 8 Emergency Operations Plan)

The 4 Phases of Emergency Management



- Preparedness
- Response
- Recovery
- Mitigation

This is called the Circle of Emergency Management. Each “phase” dovetails into the phase next to it and can start at ANY part of the circle.



Emergency Management

Runs on three interrelated programs:

1. **INCIDENT COMMAND SYSTEM (ICS)**
2. **STANDARDIZED EMERGENCY MANAGEMENT SYSTEM (SEMS)**
3. **NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS)**



District 8 Emergency Operations

Responsibilities:

- District wide oversight of emergency operations affecting the department.
- Provides Agency Representatives to the Department Operations Center (DOC).
- Functional, operational, and organizational support to the field and allied agencies.
- Supports response, planning, and recovery operations.
- Carries out "mission tasking" with the California Office of Emergency Services (Cal OES) in areas not related to the transportation system.



Mission Tasks



A mission task is a request from CalOES to Caltrans for work outside of Caltrans Right of Way. It can be to move commodities or direct personnel to help provide essential aid to other state and county agencies. There is no expectation of reimbursement in accepting these mission tasks.

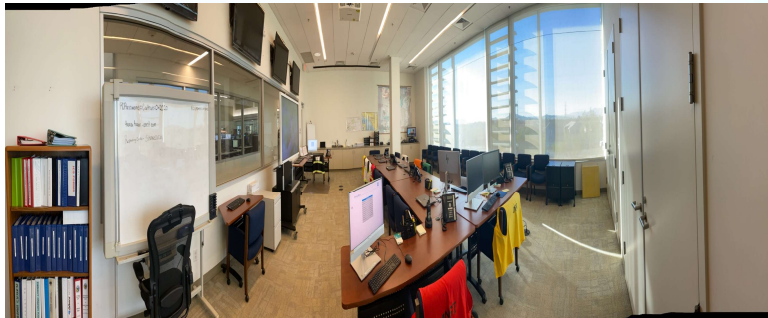


Mission Tasking

- Regardless the type of emergency, when we work outside our right of way, we need a Mission Task from Cal OES.
- A mission task is our authorization from Cal OES to spend transportation resources outside our right-of-way.
- Once the Office of Emergency Management receives a mission task and forwards it to the Finance section (Office of Support and Disaster Reimbursement), a 'Reporting Code' is generated for tracking purposes on timesheets in Staff Central and in the Integrated Maintenance Management System (IMMS).
- These codes allow us to track labor, equipment, material, other resources and helps justify our request for reimbursements from the State or federal government.



District 8 Emergency Operation Center



- Physical location for centralized emergency coordination
- Expand or contract as necessary
- Information transfer
- Emergency Operations Center (EOC)
- Department Operations Center (DOC)
- State Operations Center (SOC)
- Organized into 5 functional areas
- All 12 Caltrans districts have EOC locations



Attachment: EOP Presentation 2022 Final (9090 : Caltrans District 8 Emergency Operations Plan)

Functions of District 8 Emergency Operations Center

District 8 EOC staff will coordinate support as requested by the District EOC Director. EOC staff responsibilities include, but are not limited to:

- Assisting the EOC Director in developing an overall strategy for responding to the emergency.
- Coordinating support of emergency response efforts.
- Coordinating requests to Headquarters DOC, other districts, agencies and other stakeholders.
- Providing status of emergency operations and situational reports.
- Assigning Agency representatives to area EOC and/or Incident Command Post to assist in the coordination efforts of the emergency or disaster event.
- Maintaining a chronological record and concurrent situational report of all actions and events that occur during the emergency related to the District EOC.
- Coordinating the release of information pertaining to emergency operations to Headquarters DOC, news media and the public.
- Developing updated cost estimates for the Federal Emergency Management Agency (FEMA) and Federal Highway Administration (FHWA) funding legislation, inquiries from the Governor's Office, Legislature and Cal OES, and other stakeholders



Staffing & Responsibilities

When a Level I, II, or III disaster occurs, the District's team shall activate the District's EOC by assembling at a pre-arranged location.

When a Level III disaster or emergency occurs, the District EOC will activate and should include but not limited to the following EOC team members:

- Management Section Chief
- Operations Section Chief
- Planning and Intelligence Chief
- Logistics Section Chief
- Finance Administration Chief
- Other members of the EOC staffing include Maintenance Engineering, Public Information, Safety, Liaison, Logistics, Agency Representative and IT.
- Hazardous Material Manager may be needed as well as the Equipment Manger.
- Other Division Chiefs may be called upon to ensure the continuity of the EOC and its responsibilities.



Department Operation Center (DOC)

- Caltrans DOC is located on the 3rd floor of the HQ building.
- Centralized coordination among department programs and Districts.
- Supports/Coordinates Multi-Agency Coordination.
- Maintains status information.
- Ensure consistency of information flow.
- Disseminates information to appropriate entities, offices, etc.



Response Levels

LOCAL/Field response – Local teams get the job done

You're getting the incident managed with local personnel, equipment, and resources.

REGIONAL response – When it's gone beyond "bad"

You need additional resources to handle a major incident – Your truck catches fire, spews toxic clouds over neighborhood. You may need resources from other counties, or regions.

STATE response – When the Regional Resources are overwhelmed

It's beyond the Region level. It's bad. WAY bad. Your truck fire – just caught the chemical plant next door on fire. It makes... rocket fuel. Boom. You need all the help you can get to save lives and property.

FEDERAL response – It went from Worse to Worst

Mother nature just pulled a Northridge on you. 6.9 EQ in the middle of your explosion. Your world has fallen apart. You need Federal Assistance – National Guard, FEMA, and a Presidential Declaration to try to start pulling it all together. This... may take a while.



The Incident Command System (ICS):

- **Standardized** – Common approach used across the country to manage incidents or events of **any size or type of incident**
- **Flexible** – ICS is as big or small as it needs to be. - From one person to many, **everything YOU respond to** – from a pothole to a flood following an earthquake – **can be handled by using the ICS**



The Incident Command System Cont.

Manageable - The **Incident Commander**. Determines the priorities and objectives, Makes a Plan, Discuss the Plan, and Executes the plan

Controllable - Through "**Span of Control**" - **ONE supervisor for 3-7 workers**

Understandable - No use of codes or jargon – so the meaning isn't lost. Also known as "**Common or Plain Language**" and "**Plain Text**"



The Incident Command System Cont.

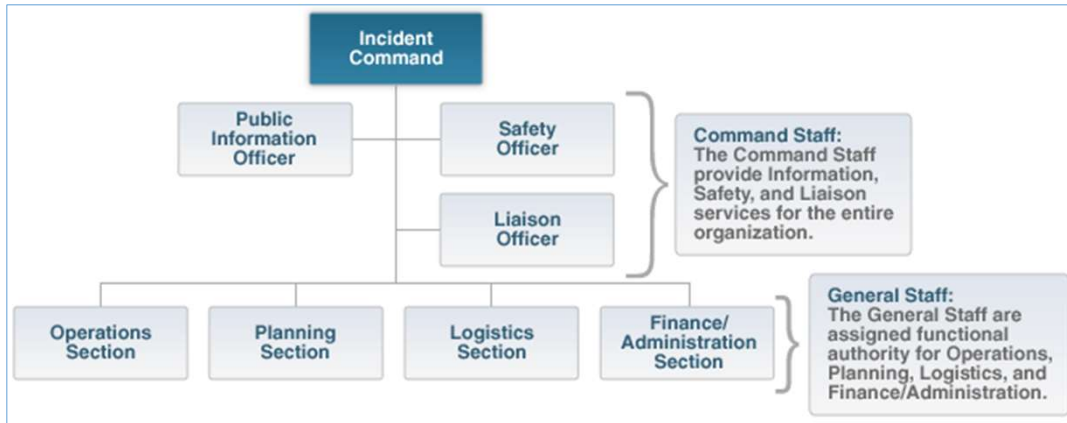
In an office setting, this system is used in an **Emergency Operations Center**

Primary command functions are made in the **Incident Command Post** – where the primary command functions are performed

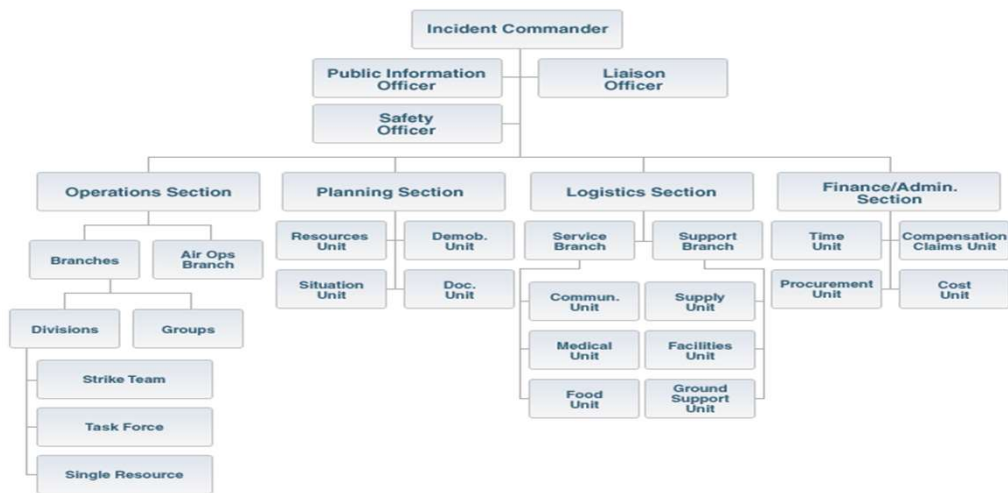
When command responsibility moves from one IC to the next, the process is called **Transfer of Command**. Process can apply to all position leads. **Briefings** shall be a part of the process



What does ICS look like for a Simple incident?



What does ICS look like for a complex incident?



What is the Standardized Emergency Management System?

- The method that unifies all elements of California's emergency management community into a single integrated system while standardizing key elements
- The Standardized Emergency Management System (SEMS) is used when there are **Multiple Jurisdictions** or **Multiple Agencies** are involved
- The use of **SEMS is REQUIRED** to recoup **State Funds**



How Does SEMS Unify Efforts?

Requires emergency response agencies to use:

- **Incident Command System (ICS)** Response structure for field and operation center activities
- **Multi-Agency Coordination (MAC)** Remember “Unified Command”
- **Operational Area concept (OA)** Each area responsible for its operations
- **Established Mutual Aid (MA)** Agreements to let you work WITH and FOR other agencies



SEMS Continued....

*The Standardized Emergency Management System
does NOT change how we do business.*

- **Do not work outside your skill or training level.**
- We keep the same procedures including **Job #1 Safety!**
- We do the same jobs we always do
- We keep our Chain of Command
- We keep our same budget process



What is NIMS?

The NATIONAL Incident Management System

- Developed from California's SEMS program, but on a national equivalent
- Can be used by **one state or many** working together, for large incidents or small
- Applicable at **all** Response areas (one state or national) and across **all** titles/jobs (**even yours!**)
- **Required** to be used by **ALL** agencies by Executive Order - to recoup **Federal \$\$\$**



What is NIMS?

The OFFICIAL definition:

- **NIMS** Enables: Federal, State, County, local, and Tribal governments, Private-sector and N.G.O.'s, to work TOGETHER effectively and efficiently. To **PREPARE** for, **PREVENT**, **RESPOND**, and **RECOVER** from domestic incidents, *regardless of cause, size, or complexity.*
- Provides a **flexible** framework that can be used for any incident regardless of size or complexity



Attachment: EOP Presentation 2022 Final (9090 : Caltrans District 8 Emergency Operations Plan)



Unified Command

Multiple agencies, jurisdictions, or units, work together under “UNIFIED COMMAND”



NIMS... SEMS... ICS.



- Interested in Emergency Management?
- Request Training through LMS
- Best of all – It's **FREE**

LMS Courses: IS-100, IS-200, IS-700, IS-800

<http://training.fema.gov/IS/NIMS.asp>

- Local communities, Red Cross, and other organizations have classes, these are usually FREE!

<http://www.redcross.org/en/takeaclass>

<http://www.arri.org/online-courses>

<http://www.getemergencyprepared.com/course.html>



Emergency Response is the responsibility of ALL Caltrans employees. Although you never know when a disaster will damage California's Highway System, we can be ready through preparedness and training.



Attachment: EOP Presentation 2022 Final (9090 : Caltrans District 8 Emergency Operations Plan)



Questions???

Diane Morales
Acting District Director
diane.morales@dot.ca.gov
Cell: 909.224.8742

Jim A. Rogers
Deputy District Director-Maintenance
jim.a.rogers@dot.ca.gov
Cell: 909.553.7099

Brian Rosenbaum
District 8 EOC Coordinator
brian.rosenbaum@dot.ca.gov
Cell: 951.288.4599



Additional Information

MOUNTAIN/DESERT POLICY COMMITTEE ATTENDANCE RECORD – 2022

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Daniel Ramos City of Adelanto		X		*								
Art Bishop Town of Apple Valley		X	X	X	X			X				
Paul Courtney City of Barstow		X	X	X				X				
Rick Herrick City of Big Bear Lake		X	X	X								
Rebekah Swanson City of Hesperia		X		X	X			X				
Ed Paget City of Needles			X		X			X				
Joel Klink City of Twentynine Palms		X	X	X	X							
Debra Jones City of Victorville		X	X	X	X							
Rick Denison Town of Yucca Valley		X	X	X	X			X				
Paul Cook County of San Bernardino		X	X	X	X			X				
Janice Rutherford County of San Bernardino		X										
Dawn Rowe County of San Bernardino		X			X			X				

Communication: Attendance (Additional Information)

X = Member attended meeting * = Alternate member attended meeting Empty box = Member did not attend meeting Crossed out box = Not a Committee Member at the time
 Shaded box = No meeting

Acronym List

This list provides information on acronyms commonly used by transportation planning professionals. This information is provided in an effort to assist Board Members and partners as they participate in deliberations at Board meetings. While a complete list of all acronyms which may arise at any given time is not possible, this list attempts to provide the most commonly-used terms. Staff makes every effort to minimize use of acronyms to ensure good communication and understanding of complex transportation processes.

AB	Assembly Bill
ACE	Alameda Corridor East
ACT	Association for Commuter Transportation
ADA	Americans with Disabilities Act
ADT	Average Daily Traffic
APTA	American Public Transportation Association
AQMP	Air Quality Management Plan
ARRA	American Recovery and Reinvestment Act
ATMIS	Advanced Transportation Management Information Systems
BAT	Barstow Area Transit
CALACT	California Association for Coordination Transportation
CALCOG	California Association of Councils of Governments
CALSAFE	California Committee for Service Authorities for Freeway Emergencies
CARB	California Air Resources Board
CEQA	California Environmental Quality Act
CMAQ	Congestion Mitigation and Air Quality
CMIA	Corridor Mobility Improvement Account
CMP	Congestion Management Program
CNG	Compressed Natural Gas
COG	Council of Governments
CPUC	California Public Utilities Commission
CSAC	California State Association of Counties
CTA	California Transit Association
CTC	California Transportation Commission
CTC	County Transportation Commission
CTP	Comprehensive Transportation Plan
DBE	Disadvantaged Business Enterprise
DEMO	Federal Demonstration Funds
DOT	Department of Transportation
EA	Environmental Assessment
E&D	Elderly and Disabled
E&H	Elderly and Handicapped
EIR	Environmental Impact Report (California)
EIS	Environmental Impact Statement (Federal)
EPA	Environmental Protection Agency
FHWA	Federal Highway Administration
FSP	Freeway Service Patrol
FRA	Federal Railroad Administration
FTA	Federal Transit Administration
FTIP	Federal Transportation Improvement Program
GFOA	Government Finance Officers Association
GIS	Geographic Information Systems
HOV	High-Occupancy Vehicle
ICTC	Interstate Clean Transportation Corridor
IEEP	Inland Empire Economic Partnership
ISTEA	Intermodal Surface Transportation Efficiency Act of 1991
IIP/ITIP	Interregional Transportation Improvement Program
ITS	Intelligent Transportation Systems
IVDA	Inland Valley Development Agency
JARC	Job Access Reverse Commute
LACMTA	Los Angeles County Metropolitan Transportation Authority
LNG	Liquefied Natural Gas
LTF	Local Transportation Funds

Acronym List

MAGLEV	Magnetic Levitation
MARTA	Mountain Area Regional Transportation Authority
MBTA	Morongo Basin Transit Authority
MDAB	Mojave Desert Air Basin
MDAQMD	Mojave Desert Air Quality Management District
MOU	Memorandum of Understanding
MPO	Metropolitan Planning Organization
MSRC	Mobile Source Air Pollution Reduction Review Committee
NAT	Needles Area Transit
NEPA	National Environmental Policy Act
OA	Obligation Authority
OCTA	Orange County Transportation Authority
PA&ED	Project Approval and Environmental Document
PASTACC	Public and Specialized Transportation Advisory and Coordinating Council
PDT	Project Development Team
PNRS	Projects of National and Regional Significance
PPM	Planning, Programming and Monitoring Funds
PSE	Plans, Specifications and Estimates
PSR	Project Study Report
PTA	Public Transportation Account
PTC	Positive Train Control
PTMISEA	Public Transportation Modernization, Improvement and Service Enhancement Account
RCTC	Riverside County Transportation Commission
RDA	Redevelopment Agency
RFP	Request for Proposal
RIP	Regional Improvement Program
RSTIS	Regionally Significant Transportation Investment Study
RTIP	Regional Transportation Improvement Program
RTP	Regional Transportation Plan
RTPA	Regional Transportation Planning Agencies
SB	Senate Bill
SAFE	Service Authority for Freeway Emergencies
SAFETEA-LU	Safe Accountable Flexible Efficient Transportation Equity Act – A Legacy for Users
SCAB	South Coast Air Basin
SCAG	Southern California Association of Governments
SCAQMD	South Coast Air Quality Management District
SCRRA	Southern California Regional Rail Authority
SHA	State Highway Account
SHOPP	State Highway Operations and Protection Program
SOV	Single-Occupant Vehicle
S RTP	Short Range Transit Plan
STAF	State Transit Assistance Funds
STIP	State Transportation Improvement Program
STP	Surface Transportation Program
TAC	Technical Advisory Committee
TCIF	Trade Corridor Improvement Fund
TCM	Transportation Control Measure
TCRP	Traffic Congestion Relief Program
TDA	Transportation Development Act
TEA	Transportation Enhancement Activities
TEA-21	Transportation Equity Act for the 21 st Century
TMC	Transportation Management Center
TMEE	Traffic Management and Environmental Enhancement
TSM	Transportation Systems Management
TSSDRA	Transit System Safety, Security and Disaster Response Account
USFWS	United States Fish and Wildlife Service
VCTC	Ventura County Transportation Commission
VVTA	Victor Valley Transit Authority
WRCOG	Western Riverside Council of Governments



MISSION STATEMENT

Our mission is to improve the quality of life and mobility in San Bernardino County. Safety is the cornerstone of all we do.

We achieve this by:

- Making all transportation modes as efficient, economical, and environmentally responsible as possible.
- Envisioning the future, embracing emerging technology, and innovating to ensure our transportation options are successful and sustainable.
- Promoting collaboration among all levels of government.
- Optimizing our impact in regional, state, and federal policy and funding decisions.
- Using all revenue sources in the most responsible and transparent way.

Approved December 4, 2019