AGENDA

Thursday, November 6, 2014
9:00 a.m.

NOTE LOCATION THIS MONTH
Watsonville City Council Chambers
275 Main St, 4th Floor
Watsonville, CA

NOTE
See the last page for details about access for people with disabilities and meeting broadcasts.

AGENDAS ONLINE
To receive email notification when the RTC meeting agenda packet is posted on our website, please call (831) 460-3200 or email info@sccrtc.org to subscribe.

COMMISSION MEMBERSHIP

Caltrans (ex-officio)    Tim Gubbins
City of Capitola       Dennis Norton
City of Santa Cruz     Don Lane
City of Scotts Valley  Randy Johnson
City of Watsonville    Eduardo Montesino
County of Santa Cruz   Greg Caput
County of Santa Cruz   Neal Coonerty
County of Santa Cruz   Zach Friend
County of Santa Cruz   John Leopold
County of Santa Cruz   Bruce McPherson
Santa Cruz Metropolitan Transit District Dene Bustichi
Santa Cruz Metropolitan Transit District Daniel Dodge
Santa Cruz Metropolitan Transit District Lynn Robinson

The majority of the Commission constitutes a quorum for the transaction of business.
1. Roll call

2. Oral communications

   Any member of the public may address the Commission for a period not to exceed three minutes on any item within the jurisdiction of the Commission that is not already on the agenda. The Commission will listen to all communication, but in compliance with State law, may not take action on items that are not on the agenda.

   Speakers are requested to sign the sign-in sheet so that their names can be accurately recorded in the minutes of the meeting.

3. Additions or deletions to consent and regular agendas

   **CONSENT AGENDA**

   All items appearing on the consent agenda are considered to be minor or non-controversial and will be acted upon in one motion if no member of the RTC or public wishes an item be removed and discussed on the regular agenda. Members of the Commission may raise questions, seek clarification or add directions to Consent Agenda items without removing the item from the Consent Agenda as long as no other Commissioner objects to the change.

   **MINUTES**

   4. Approve draft minutes of the October 2, 2014 Regional Transportation Commission meeting

   5. Accept draft minutes of the October 14, 2014 Elderly and Disabled Transportation Advisory (E&DTAC) Committee meeting

   6. Accept draft minutes of the October 16, 2014 Interagency Technical Advisory Committee (ITAC) meeting

   7. Accept draft minutes of the October 20, 2014 Bicycle Advisory Committee meeting

   **POLICY ITEMS**

   No consent items

   **PROJECTS and PLANNING ITEMS**

   8. Approve appointment of member to the Elderly and Disabled Transportation Advisory Committee

   **BUDGET AND EXPENDITURES ITEMS**

   9. Accept status report on Transportation Development Act (TDA) revenues
10. Approve FY14-15 Transportation Development Act (TDA) Claim for the RTC Administration, Planning and Operations (Resolution)

11. Approve Transportation Development Act (TDA) Article 8 Allocation Requests from the County of Santa Cruz (Resolution)

**ADMINISTRATION ITEMS**

12. Approve rejection of claim from Lisa Wheeler

**INFORMATION/OTHER ITEMS**

13. Accept monthly meeting schedule

14. Accept correspondence log

15. Accept letters from RTC committees and staff to other agencies - *none*

16. Accept miscellaneous written comments from the public on RTC projects and transportation issues

17. Accept information items
   - Joint letter from national organizations calling for federal transportation funding to meet local needs

**REGULAR AGENDA**

18. Commissioner reports – oral reports

19. Director’s report – oral report
   *(George Dondero, Executive Director)*

20. Appoint nominating committee for 2015 RTC Chair and Vice Chair
    *(Eduardo Montesino, RTC Chair)*

21. Caltrans report and consider action items
   - District Director’s report
   - Construction projects update

22. Project Updates from City of Watsonville Public Works – oral presentation
    *(Murray Fontes, Principle Engineer)*
23. Mural for railroad bridge abutment in Aptos
   (Luis Pavel Mendez, Deputy Director)
   a. Staff report
   b. Bridge abutment wall and proposed mural design

24. Monterey Bay Sanctuary Scenic Trail Network (MBSST) - Private funding and volunteer labor
   (Cory Caletti, Senior Transportation Planner)
   a. Staff report
   b. Resolution adopting a Memorandum of Understanding with the Land Trust of Santa Cruz County
   c. Letter from Commissioner Zach Friend, dated November 13, 2013

25. Update on Commute Solutions and Cruz511
   (Tegan Speiser, Senior Transportation Planner)
   a. Staff report
   b. Park and Ride lot counts 2004-2014
   c. Summary of Commute Solutions activities and indicators
   d. Commute Solutions fact sheet

26. Adjourn to special meeting of the Service Authority for Freeway Emergencies
   a. SAFE agenda attached separately

27. Adjourn SAFE meeting

28. Reconvene to RTC meeting

29. Review of items to be discussed in closed session

   CLOSED SESSION

30. Conference with legal counsel—anticipated litigation. Significant Exposure to Litigation to be considered for one case pursuant to Government Code Section 54956.9 (d)(2).

   Agency Negotiator: George Dondero, Luis Mendez, Yesenia Parra
   Negotiation Parties: Louis Rittenhouse
   Under Negotiation: Lease Price and Terms
OPEN SESSION

32. Report on closed session

33. Next meetings

The next RTC meeting is scheduled for Thursday, December 4, 2014 at 9:00 a.m. at the County Board of Supervisors 701 Ocean St., 5th floor Santa Cruz CA

The next meeting of the Transportation Policy Workshop is scheduled for Thursday, November 20, 2014 at 9:00 a.m. at the RTC Offices, 1523 Pacific Avenue, Santa Cruz, CA.

HOW TO REACH US

Santa Cruz County Regional Transportation Commission
1523 Pacific Avenue, Santa Cruz, CA 95060
phone: (831) 460-3200 / fax (831) 460-3215

Watsonville Office
275 Main Street, Suite 450, Watsonville. CA 95076
(831) 768-8012
email: info@sccrtc.org / website: www.sccrtc.org

COMMENTS FROM THE PUBLIC

Written comments for items on this agenda that are received at the RTC office in Santa Cruz by noon on the day before this meeting will be distributed to Commissioners at the meeting.

HOW TO STAY INFORMED ABOUT RTC MEETINGS, AGENDAS & NEWS

Broadcasts: Many of the meetings are broadcast live. Meetings are cablecast by Community Television of Santa Cruz. Community TV’s channels and schedule can be found online (www.communitytv.org) or by calling (831) 425-8848.

Agenda packets: Complete agenda packets are available at the RTC office, on the RTC website (www.sccrtc.org), and at the following public libraries:

- Aptos Library
- Branciforte Library
- Santa Cruz Downtown Library
- Garfield Park Library
- Live Oak Library
- Watsonville Main Library
- Boulder Creek Library
- Capitola Library
- Felton Library
- La Selva Beach Library
- Scotts Valley Library

For information regarding library locations and hours, please check online at www.santacruzpl.org or www.watsonville.lib.ca.us.
On-line viewing: The SCCRTC encourages the reduction of paper waste and therefore makes meeting materials available online. Those receiving paper agendas may sign up to receive email notification when complete agenda packet materials are posted to our website by sending a request to info@sccrtc.org. Agendas are typically posted 5 days prior to each meeting.

Newsletters: To sign up for E-News updates on specific SCCRTC projects, go to www.sccrtc.org/enews.

HOW TO REQUEST

❖ ACCOMMODATIONS FOR PEOPLE WITH DISABILITIES

The Santa Cruz County Regional Transportation Commission does not discriminate on the basis of disability and no person shall, by reason of a disability, be denied the benefits of its services, programs, or activities. This meeting location is an accessible facility. If you wish to attend this meeting and require special assistance in order to participate, please contact RTC staff at 460-3200 (CRS 800/735-2929) at least three working days in advance of this meeting to make arrangements. People with disabilities may request a copy of the agenda in an alternative format. As a courtesy to those person affected, Please attend the meeting smoke and scent-free.

❖ SERVICIOS DE TRADUCCIÓN/ TRANSLATION SERVICES

Si gusta estar presente o participar en esta junta de la Comisión Regional de Transporte del Condado de Santa Cruz y necesita información o servicios de traducción al español por favor llame por lo menos con tres días laborables de anticipo al (831) 460-3200 para hacer los arreglos necesarios. (Spanish language translation is available on an as needed basis.) Please make advance arrangements (at least three days in advance) by calling (831) 460-3200.
1. Roll call

The meeting was called to order at 9:04 a.m.

Members present:
Brandy Rider (ex-officio)  
Dennis Norton  
Don Lane  
Randy Johnson  
Eduardo Montesino  
Greg Caput  
Neal Coonerty  
Zach Friend  
John Leopold  
Virginia Johnson (alt.)  
Dene Bustichi  
Daniel Dodge  
Lynn Robinson

Staff present:
George Dondero  
Luis Mendez  
Jason Laning  
Yesenia Parra  
Karena Pushnik  
Grace Blakeslee  
Daniel Nikuna  
Tegan Speiser  
Ginger Dykaar  
Rachel Moriconi

2. Oral communications - none

3. Additions or deletions to consent and regular agendas

Replacement pages for Items 10 and 24 were distributed. Item 9 was pulled from the Consent Agenda and moved to the end of the Regular Agenda.
CONSENT AGENDA

Commissioner Leopold moved and Commissioner Lane seconded the consent agenda as amended. The motion passed unanimously, with Commissioners Norton, Lane, R. Johnson, Montesino, Caput, Coonerty, Leopold, V. Johnson, Bustichi, and Robinson voting “aye.”

MINUTES

4. Approved draft minutes of the September 4, 2014 Regional Transportation Commission meeting

5. Accepted draft minutes of the September 11, 2014 Budget and Administration/Personnel Committee meeting

6. Accepted draft minutes of the September 10, 2014 Safe on 17/Traffic Operations System meeting

POLICY ITEMS

No consent items

PROJECTS and PLANNING ITEMS

7. Approved appointments and reappointments of members to the Elderly and Disabled Transportation Advisory Committee

8. Approved 2014 Caltrans Planning Grant Applications (Resolution 02-15)

BUDGET AND EXPENDITURES ITEMS

9. Accept status report on Transportation Development Act (TDA) revenues – moved to end of Regular Agenda

10. Accepted FY13-14 SCCRTC Annual Internal Financial Statements

ADMINISTRATION ITEMS

11. Approved the Regional Transportation Commission meeting schedule for 2015

12. Approved CalPERS health benefit contribution rates for plan year 2015 (Resolution 03-15)

13. Accepted Application for Leave to Present Late Claim from Lisa Wheeler
INFORMATION/OTHER ITEMS

14. Accepted monthly meeting schedule

15. Accepted correspondence log

16. Accepted letters from RTC committees and staff to other agencies
   a. Letter to CalEPA and ARB regarding “Disadvantaged Communities” and Cap-and-Trade programs

17. Accepted miscellaneous written comments from the public on RTC projects and transportation issues

18. Accepted information items
   a. President’s Special Acknowledgement Award – Property/Liability Program
   b. President’s Special Acknowledgement Award – Workers’ Compensation Program

REGULAR AGENDA

19. Commissioner reports – oral reports

   Commissioners discussed participation on Bike-to-Work day.

20. Director’s report – oral report

   Director George Dondero presented his report. He discussed the posting of the revised RTC Rules and Regulations, and his attendance at a recent CalCOG meeting in Sacramento and the Rail-Volution conference in Minneapolis.

   Commissioners discussed topics from the CalCOG meeting and the details of Sandy Lydon’s history walks along the rail line.

21. Caltrans report and consider action items

   Brandy Rider, Caltrans, presented her report.

   Commissioner Dodge arrived to the meeting.

22. Recognition of Senior Transportation Planner Karena Pushnik for service to the Elderly and Disabled Transportation Advisory Committee

   Transportation Planner Grace Blakeslee and Veronica Elsea from the Elderly and Disabled Transportation Advisory Committee recognized Senior Transportation Planner Karena Pushnik for her service to the Elderly and Disabled Transportation Advisory Committee.
23. Pedestrian Safety Work Group’s Pedestrian/Motorist Brochure

Senior Transportation Planner Karena Pushnik presented her report.

Veronica Elsea from the Pedestrian Safety Work Group presented the brochure, “What Pedestrians and Motorists Want Each other to Know.”

Commissioners discussed: whether the guidelines are consistent with state law; placing copies in libraries and on METRO buses; the possibility of creating a video with the same subject matter; that the brochure should be printed in Spanish; and how the brochure will serve the visually impaired community.

Commission Alternate V. Johnson moved and Commissioner Leopold seconded to approve printing and release of the brochure developed by the Pedestrian Safety Work Group titled “What Pedestrians and Motorists Want Each Other to Know.” The motion passed unanimously, with Commissioners Norton, Lane, R. Johnson, Montesino, Caput, Coonerty, Leopold, V. Johnson, Bustichi, Dodge, and Robinson voting “aye.”

24. Amendments to the Fiscal Year (FY) 2014-15 Budget and Work Program and 2014 Regional Transportation Improvement Program (RTIP)

Deputy Director Luis Pavel Mendez presented his report.

Commissioner Friend arrived to the meeting and Commissioner Coonerty left the meeting.

Commissioners discussed: clarification of STA funds and what they can be used for; concerns regarding using TDA funds for the RTC’s reserve fund, and the process by which the establishment of a reserve fund was approved; the possibility of using other funds for the RTC’s reserve fund; how revenues from rail property leases are used; clarification about carryovers for the rail line bridge work; and whether funding has changed for auxiliary lane projects.

Commissioner Leopold moved and Commissioner Norton seconded, as amended by the replacement pages distributed at the meeting, to:

1. Approve the proposed amended fiscal year (FY) 2014-15 Budget and Work Program;
2. authorize the Executive Director to adjust Transportation Development Act (TDA) and State Transit Assistance (STA) revenue payments to recipients consistent with the amended FY 2014-15 RTC budget;
3. exchange federal Regional Surface Transportation Program (RSTP) funds for state RSTP Exchange as shown on budget page 14; and
4. amend the 2014 Regional Transportation Improvement Program (RTIP) to reflect the exchange of funds and other project updates as requested by project sponsors and shown in Exhibit B of Attachment 1.
Commissioner Robinson proposed an amendment to the motion to direct the Budget and Administration/Personnel Committee to review the sources used for establishing the RTC’s reserve fund and return to the Commission with any recommended changes.

Commissioners Leopold and Norton accepted the amendment to the motion. The motion passed (Resolution 04-15), with Commissioners Norton, Lane, Montesino, Caput, Friend, Leopold, V. Johnson, Bustichi, Dodge, and Robinson voting “aye,” and Commissioner R. Johnson voting “no.”

24.1 Accept status report on Transportation Development Act (TDA) revenues – moved from consent agenda

Commissioner Bustichi moved and Commissioner Lane seconded to accept the status report on Transportation Development Act (TDA) revenues. The motion passed unanimously, with Commissioners Norton, Lane, R. Johnson, Montesino, Caput, Friend, Leopold, V. Johnson, Bustichi, Dodge, and Robinson voting “aye.”

25. Adjourn to special meeting of the Service Authority for Freeway Emergencies

No agenda items this month

26. The meeting adjourned at 10:21 a.m. Next meetings

The next RTC meeting is scheduled for Thursday, November 6, 2014 at 9:00 a.m. at the Watsonville City Council Chambers, 275 Main Street, Suite 400, Watsonville, CA.

The next meeting of the Transportation Policy Workshop is scheduled for Thursday, October 16, 2014 at 9:00 a.m. at the RTC Offices, 1523 Pacific Avenue, Santa Cruz, CA.

Respectfully submitted,

Jason Laning, Staff

Attendees

Alex Clifford       Santa Cruz METRO
Guy Preston        GCD
Mark Dettle       City of Santa Cruz
Veronica Elsea    E&D TAC

S:\RTC\TC2014\TC1014\2014-10-02-rtc-minutes.docx
1. **Call to Order** at 1:37 pm

2. **Introductions**

   **Members Present:**
   - Kirk Ance, CTSA Lift Line
   - Lisa Berkowitz, CTSA
   - John Daugherty, Metro Transit
   - Donald Hagen, 4th District
   - Clay Kempf, Social Service Provider for Seniors
   - Michael Molesky, Social Service Provider Disabled

   **Excused Absences:**
   - Debbi Brooks, Soc. Serv. Provider-Persons of Limited Means
   - Veronica Elsea, 3rd District
   - Sally French, Soc. Serv. Provider-Disabled (HOPE)
   - Patti Shevlin, 1 District

   **Alternates Present:**

   **RTC Staff Present:**
   - Grace Blakeslee
   - George Dondero
   - Cathy Judd
   - Luis Mendez
   - Karena Pushnik

   **Others Present:**
   - Alex Clifford, Metro
   - Carolyn Derwing, Metro
   - Claire Fliesler, Metro
   - Lynn Gallagher, La Posada Resident

3. **Oral Communications**

   The following information was discussed or announced:
   - New Metro Headways magazine introducing Alex Clifford, Metro General Manager
   - Via Pacifica obtaining funding to transport residents to the Live Oak Dining Center 3 times per week
   - Arana Gulch dedication on December 3rd from 2:00 pm to 4:00 pm
   - Karena Pushnik thanks E&D TAC members for honoring her service to the committee

4. **Additions or deletions to consent and regular agenda - None**
CONSENT AGENDA

Action: The motion (Daugherty/Berkowitz) - - to approve the consent agenda - - carries.

Ayes: Kirk Ance, Lisa Berkowitz, John Daugherty, Donald Hagen, Clay Kempf, Michael Molesky
Nays: None
Abstain: None

5. Approved minutes from August 5, 2014 meeting
6. Received Transportation Development Act (TDA) Revenues Report as of October 2014
7. Received September and October 2014 RTC Highlights
8. Approved Brent Gifford for District 1 Alternate
9. Received Calendar of E&D TAC Items
10. Approved County of Santa Cruz TDA Claim for Aptos Village Plan, Twin Lakes State Beach & County Government Center ADA Path
11. Approved Letters of Support for Caltrans Planning Grant Applications
12. Received Information Items
   a. Letter from E&D TAC to Santa Cruz Metro in Support of New Paratransit Vehicle Purchase
   b. Letter from E&D TAC to Santa Cruz Metro regarding Older Adult and Disabled Individual Discount Pass Program
   c. Letter from RTC staff to City of Watsonville regarding Main Street Improvements
   d. Letter from RTC staff to California State Coastal Conservancy regarding Twin Lakes Beachfront Improvement Project
13. Received Agency Updates
   a. Volunteer Center
   b. Community Bridges (Consolidated Transportation Services Agency

REGULAR AGENDA

14. Receive Information about Metro Route 6 Performance

   Alex Clifford, Metro General Manager, discussed the one year trial service for Metro’s Route 6. Ridership during the one-year trial averaged 1.9 - 3.1 passengers per trip. A public hearing on October 24 at 9:00 am at the City of Santa Cruz Council Chambers will be held to discuss possible options for the Route 6 moving forward. E&D TAC discussed alternatives for meeting the transportation needs of La Posada residents traveling to Capitola Mall.

   No Action Taken
15. Presentation on Metro Pacific Station Redesign Project

Claire Fliesler, Metro Transit Planner, provided an update on the redesign of Pacific Station stating that the primary transit center in downtown Santa Cruz is in poor condition and no longer meets the needs of Santa Cruz Metro. Santa Cruz Metro and the City of Santa Cruz are partnering to redesign Pacific Station. The project will explore what mix of uses may be appropriate at that location. An extensive public outreach campaign to solicit participation is a key feature of the project with the third round of outreach currently underway. She invited members to participate in this project.

Members were impressed with Metro’s planning and outreach services and Ms. Fliesler thanked the RTC and E&D TAC members for their input. There will be an update to the Metro Board on October 24 and on December 9 the recommendation for the preferred alternative/conceptual design will be presented.

No Action Taken

16. Review FTA 5310 Grant Information & Identify a Local FTA 5310 Grant Review Committee

Grace Blakeslee, RTC Planning Staff, provided information about the Section 5310 grant program. The Moving Ahead for Progress in the 21st Century Act (MAP-21) created a new provision for the Section 5310 grant program referred to as the Section 5310 “Expanded Projects”. This new program replaces the previous New Freedom grant program. Projects eligible under the Expanded Projects category include vehicles, operating assistance, mobility management, and other equipment. Projects under the “Traditional Program” include vehicles and other equipment with the maximum project cost for both “traditional” and “expanded projects” at $300,000. All projects must be derived from a Coordinated Public Transit-Human Services Transportation Plan.

Ms. Blakeslee asked for volunteers to sit on the local review committee to score the grant applications, and for the E&D TAC to consider postponement of the December 9, 2014 E&D TAC meeting and instead to meet on January 6, 2015 to allow for review of locally determined application scores. The following members agreed to sit on the review committee; Clay Kempf, Michael Molesky, and Donald Hagen.

No Action Taken

17. Receive Pedestrian Safety Work Group Update

John Daugherty announced that at its meeting on October 2, 2014 the Regional Transportation Commission approved the Pedestrian & Motorists Brochure. The brochure will go out to be printed and the Pedestrian Safety Work Group will then discuss ideas for outreach. The Pedestrian Safety Work Group meets October 16, 2014 from 10:00 am to 12:00 pm at the RTC office.

18. Adjourn 3:21 pm

Respectfully submitted, Cathy Judd, RTC Staff
Santa Cruz County Regional Transportation Commission
Interagency Technical Advisory Committee (ITAC)

DRAFT MINUTES
Thursday, October 16, 2014, 1:30 p.m.
SCCRTC Conference Room
1523 Pacific Ave, Santa Cruz, CA

ITAC MEMBERS PRESENT
Teresa Buika, UCSC
Russell Chen, County Public Works and Planning Proxy
Murray Fontes, Watsonville Public Works and Planning Proxy
Erich Friedrich, Santa Cruz METRO
Jeanne LePage, Ecology Action
Kelly McClendon, Caltrans District 5
Bhupendra Patel, AMBAG
Chris Schneiter, Santa Cruz Public Works and Planning Proxy

STAFF PRESENT
Grace Blakeslee
Cory Caletti
George Dondero
Ginger Dykaar
Rachel Moriconi

OTHERS PRESENT
Maura Twomey, AMBAG
Eliza Yu, AMBAG
Jeanie Ward-Waller, Safe Routes to Schools National Partnership (by phone)

1. Call to Order – Chair Chris Schneiter called the meeting to order at 1:32 p.m.

2. Introductions – Self introductions were made.

3. Oral communications – George Dondero reported that RTC and other entities are exploring a possible sales tax ballot measure for transportation projects.

4. Additions or deletions to consent and regular agendas – None.

CONSENT AGENDA: Fontes moved and Schneiter seconded approval of the consent agenda. The motion passed unanimously with Buika, Chen, Fontes, Friedrich, LePage, McClendon, Patel and Schneiter voting “yes”.

5. Approved minutes of the March 27, 2014 ITAC meeting
6. Received Passenger Rail Study Update

REGULAR AGENDA

7. Status of ongoing transportation projects, programs, studies and planning documents - Verbal updates from project sponsors
UCSC: Teresa Buika reported that the University received an Active Transportation Program (ATP) grant for the Great Meadow Bicycle Path Safety project and is starting work on the environmental document.

Watsonville: Murray Fontes reported that the roundabout at Cliff/Pennsylvania was completed August 16. City Council approved the Monterey Bay Sanctuary Scenic Trail Network (MBSST) Master Plan. The City is applying for a Caltrans Partnership Planning grant to develop a Complete Streets plan for its downtown corridors, including access from neighborhoods.

County: Russell Chen reported that the County has completed work on Glen Canyon Road and storm damage repair construction is underway on several roadways including Branciforte Drive, Nelson Road, North Rodeo Gulch, Highland, Vienna, and East Zayante. Striping of Empire Grade Road will be complete soon.

METRO: Erich Friedrich reported that work on the operations facility continues, with the project scheduled for completion in Spring/Summer 2015. Design engineering is underway for bus stop improvements at Green Valley Rd/Airport Blvd. METRO will seek input from the ITAC on upgrades planned for several additional bus stops later this year.

RTC: Rachel Moriconi reported that the RTC is hiring a new administrative assistant. Ginger Dykaar reported that the RTC is seeking planning grants to develop a performance monitoring report and public engagement related for Regional Transportation Plan (RTP) implementation. George Dondero reported that the La Selva railroad trestle is under construction.

AMBAG: Bhupendra Patel reported that AMBAG approved the 2014 Metropolitan Transportation Improvement Program (MTIP) and the statewide programming document (FSTIP) is now available for public review. AMBAG will be amending Active Transportation Program (ATP) projects into the MTIP in November, with FHWA approval anticipated in December. AMBAG is developing a Highway 101 Corridor Study, which takes into consideration regional and inter-regional freight issues, including Highway 129 and 152 connections. AMBAG is working with METRO and MST on a planning grant application for a bus on highway shoulder analysis. AMBAG also is working on an application on regionwide Sustainable Communities Strategy (SCS) implementation.

Caltrans: Kelly McClendon distributed the semi-annual update of State Highway Operation and Protection Program (SHOPP) projects and Caltrans Mile Marker performance measure booklet.

Santa Cruz: Chris Schneiter reported that the City repaved Western and La Fonda, with Laurel Street currently under construction. Design work is underway on the Wharf Roundabout and San Lorenzo River Trestle access. Construction of the Arana Gulch path is nearing completion. The Westside Safe Routes to Schools project is almost done.

8. Active Transportation Program (ATP) Lessons Learned and Input for Cycle 2

Rachel Moriconi provided an overview of the California Transportation Commission’s (CTC) Cycle 1 Active Transportation Program (ATP) program and requested feedback on the program to be shared with CTC and Caltrans staff. Maura Twomey of AMBAG and Jeannie Ward-Waller from the SRTS National Partnership who reviewed applications for Cycle 1, shared their observations about Cycle 1, including key characteristics of high ranking applications and recommendations for Cycle 2. ITAC member comments included: streamline and simplify the application; rating
process was unclear; provide more time to prepare applications; projects in large metropolitan areas given unfair advantage, being able to compete in both the statewide and their region's process; ratings seemed to have urban bias, especially for safety; need to inform sponsors at award if an approved project will be receiving state or federal funds; Local Assistance Procedures and guidelines need to provide better clarification; having to receive CTC approval for each stage of project will cause delays; split infrastructure and non-infrastructure programs. Rachel Moriconi encouraged sponsors to submit comments and suggestions for the program directly to Caltrans and CTC staff.

Erich Friedrich left the meeting.

9. Overview of AMBAG Regional Travel Demand Model (RTDM)

Bhupendra Patel made a presentation on the Regional Travel Demand Model (RTDM) which is required for development of the Metropolitan Transportation Plan (MTP) / Sustainable Communities Strategy (SCS) to demonstrate if the plan and programmed projects meet air quality conformity standards and state greenhouse gas emission targets. The model is also used to estimate travel patterns, predict travel growth, and evaluate impacts of transportation and land use projects. The new model is more activity-based, looking at the number of trips based on type of destinations in an area, where people go (work, shop, recreation), and how they get there (mode); looks at trips per person per household based on household demographics; utilizes more realistic economic and growth projections; utilizes better road data, supplied by public works departments, as well as updated Census and California Household Travel Survey information.

10. Draft Updates to CEQA Guidelines on Transportation Impact Analysis (SB 743)

Grace Blakeslee reported that the state's Office of Planning and Research (OPR) is required by state law (SB 743) to develop alternative measures for how transportation impacts are analyzed under CEQA. OPR recommends using vehicle miles traveled (VMT) rather than Level of Service (LOS) to evaluate traffic impacts. The deadline to provide comments on the “discussion” draft guidelines is November 21. She noted that some agencies have expressed concerns that the examples of how to estimate VMT are overly simplified and that insufficient data and modeling capacities exist to calculate project-level VMT. Teresa Buika requested a copy of the letter RTC previously sent to OPR on SB743. It was cautioned that regional average VMT standards should not be set as the threshold of significance as they are not appropriate on a more localized level.

11. Cap and Trade Program Updates

Rachel Moriconi provided a summary of the transportation-related Cap and Trade programs approved by the legislature in June 2014 and proposals for defining disadvantaged communities, which would exclude most of Santa Cruz County from competing for significant amounts of Cap-and-Trade funds. She encouraged project sponsors to review and provide input to the Strategic Growth Council on the Affordable Housing and Sustainable Communities program draft guidelines by the October 31.

12. California Strategic Highway Safety Plan

Rachel Moriconi reported that Caltrans is in the process of updating the Strategic Highway Safety Plan. Members received the Fact Sheet, Frequently Asked Questions (FAQ), and
presentation slides on the plan. She encouraged ITAC members to participate in upcoming Caltrans’ webinars on the plan.

13. The meeting adjourned at 3:35 p.m.

Minutes prepared by: Rachel Moriconi
1. Call to Order

2. Introductions

**Members Present:**
- Kem Akol, District 1
- David Casterson, District 2, Chair
- Jim Cook, District 2 (Alt.)
- Peter Scott, District 3
- Will Menchine, District 3 (Alt.)
- Amelia Conlen, District 4
- Rick Hyman, District 5
- Bill Fieberling, City of Santa Cruz
- Andy Ward, City of Capitola
- Leo Jed, CTSC, Vice-Chair
- Emily Glanville, Ecology Action/Bike to Work

**Staff:**
- Cory Caletti, Senior Transportation Planner
- Luis Mendez, RTC Deputy Director

**Unexcused Absences:**
- Piet Canin, Ecology Action/Bike-to-Work (Alt.)

**Excused Absences:**
- Carlos Garza, City of Santa Cruz (Alt.)
- Gary Milburn, City of Scotts Valley (Alt.)
- Holly Tyler, District 1 (Alt.)
- Myrna Sherman, City of Watsonville
- Jim Langley, CTSC (Alt.)
- Daniel Kostelec, City of Capitola (Alt.)
- Lex Rau, City of Scotts Valley

**Vacancies:**
- District 4 and 5 – Alternates
- City of Watsonville – Alternate

3. Announcements – Cory Caletti reported that the County of Santa Cruz and the City of Watsonville adopted the Monterey Bay Sanctuary Scenic Trail (MBSST) Network Master Plan and that Congressman Sam Farr is scheduled to attend the November 6th, 2014 RTC meeting to accept an award of excellence for the MBSST Master Plan and his championship of the project. Luis Mendez
provided an update of the status of demolition of the La Selva Beach trestle and time frame for assembly of the new bridge.

4. Oral communications – None

5. Additions or deletions to consent and regular agendas – None

CONSENT AGENDA

A motion (Fieberling/Conlen) to approve the consent agenda passed unanimously with members Akol, Casterson, Scott, Hyman, Ward, Jed and Glanville voting in favor. No votes were cast in opposition.

6. Accepted draft minutes of the August 11, 2014 Bicycle Advisory Committee meeting

7. Accepted summary of Bicycle Hazard reports

8. Accepted Bicycle Committee roster

9. Accepted letter from the RTC Bicycle Advisory Committee to County of Santa Cruz Planning Department regarding the Draft Sustainable Santa Cruz Plan

10. Accepted letter from RTC’s Executive Director to County of Santa Cruz Planning Department regarding the Draft Sustainable Santa Cruz Plan

11. Accepted letter from RTC staff and the Bicycle Advisory Committee to the California Coastal Conservancy in support of the Twin Lakes Beachfront Improvement Project grant request

12. Accepted letter from the Bicycle Advisory Committee to the RTC in appreciation of the rail trail project and collaborative fundraising efforts with the Land Trust of Santa Cruz and Friends of the Rail and Trail

13. Accepted news update from the California Bicycle Coalition regarding reform of the California Traffic Control Devices Committee and a new traffic sign notifying motorists of the new Three-Foot-for-Safety law

14. Accepted update on the Passenger Rail Study

REGULAR AGENDA

15. Transportation Development Act (TDA) Claims from the County of Santa Cruz for the Aptos Village Plan Improvement Project, bike lane maintenance, and for a portion of the Monterey Bay Sanctuary Scenic Trail Network – Jack Sohriakoff, County of Santa Cruz Public Works, presented a summary of the TDA allocation requests and responded to questions regarding improved connections to the Twin Lakes Beach Front via the Harbor. Shortcomings were identified and an Ad-Hoc Committee was formed to investigate improved connectivity in the area. Ad-Hoc Committee volunteers include Bill Fieberling, Will Menchine, Peter Scott and Kem Akol. Additionally, another ad-hoc committee was formed to investigate signage and pavement markings in the unincorporated county consisting of Leo Jed, Kem Akol and Amelia Conlen. A motion was made (Fieberling/Ward) to move the staff recommendation and recommend that the RTC approve the County’s TDA claim with Akol, Casterson, Scott, Conlen, Hyman, Jed and Glanville voting in favor. No votes were cast in opposition. A request was also made to have the County of Santa Cruz provide yearly metrics of the type, location and mileage of the various
bike maintenance and minor improvements funded through the TDA allocation. Jack Sohriakoff indicated that he would investigate the County's ability to provide such information.

16. Update on County of Santa Cruz bicycle and pedestrian projects – Jack Sohriakoff, County of Santa Cruz Public Works provided an overview of the multiple roadway projects in the works that either involve a bicycle component or impact bike facilities. Discussion focused on ways to improving connection from the City of Santa Cruz to the San Lorenzo Valley community. An ad-hoc committee consisting of Will Menchine, Peter Scott, Kem Akol and Theresia Rogerson was formed to review the San Lorenzo Valley Trail Feasibility Study and identify possible short and long term bicycle and pedestrian projects.

17. Update on Harkins Slough Rd/Highway 1 Improvement Project including plans for a pedestrian/bicycle bridge – Maria Esther Rodriguez, City of Watsonville Assistant Public Works Director, provided a summary of the evolution and status of the Highway 1/Harkins Slough Road Interchange project and the recent change to include a bicycle/pedestrian bridge crossing.

18. Santa Cruz Branch Rail Line Acquisition and Funding – Luis Mendez, RTC Deputy Director, provided a summary of utility and community obligations associated with purchase of the Santa Cruz Branch Rail Line as well as the many benefits of system preservation. He also provided an overview of current rail services in the region and future connections that are being planned. Mr. Mendez answered questions and received feedback from Committee members who felt that the RTC should be more pro-active regarding dissemination of the variety of benefits of future passenger and freight rail service.

19. 2012 Bicyclist Injuries and Fatalities for Santa Cruz County Report and 2014 Bicycle Safety Observation Study – Theresia Rogerson, HSA Community Traffic Safety Coalition Program, summarized the reports provided in the packet and received feedback regarding potential improvements in reporting format.

20. Review and provide input into Draft “Guidelines to Protect the Safety of Bicyclists, Pedestrians and Disabled Travelers During Road Construction” – postponed to December 8th, 2014 Bicycle Advisory Committee meeting

21. Pacific Metro Station public outreach meetings and schedule – Bicycle Advisory Committee members Amelia Conlen and David Casterson reported on the recent public workshop they attended for the plan for a new Pacific Metro Station and their presentation of the Bicycle Advisory Committee’s interest in a bike station and other bike related amenities.

22. Member updated related to Committee functions – None

23. Adjourned: 8:30 pm

NEXT MEETING: The next Bicycle Committee meeting is scheduled for Monday, December 8th, 2014, from 6:00 pm to 8:30 pm at the RTC office, 1523 Pacific Ave, Santa Cruz, CA.

Minutes respectfully prepared and submitted by:

Cory Caletti, Senior Transportation Planner
TO: Regional Transportation Commission
FROM: Grace Blakeslee, Transportation Planner
RE: Appointment to Elderly & Disabled Transportation Advisory Committee

RECOMMENDATION

The Elderly & Disabled Transportation Advisory Committee (E&D TAC) and staff recommend that the Regional Transportation Commission:

1. Approve Brent Gifford (Attachment 1) to E&D TAC for the District 1 alternate member; and,
2. Nominate members of their community for vacant positions as shown in the revised membership roster (Attachment 2).

BACKGROUND

The Elderly and Disabled Transportation Advisory Committee (E&D TAC) advises the Santa Cruz County Regional Transportation Commission (RTC), the Santa Cruz Metropolitan Transit District (SC METRO), the Consolidated Transportation Services Agency (CTSA), social service agencies and the local jurisdictions in Santa Cruz County on transportation issues, policies, plans, programs and projects for the elderly, disabled and persons of limited means populations. The E&D TAC functions best when all committee membership and alternate positions are filled. Committee members, staff, Commissioners and the community are partners in this endeavor.

DISCUSSION

At its October 2014 meeting, the E&D TAC recommended that the RTC approve Brent Gifford for District 1 alternate member. Mr. Gifford is a client of paratransit and fixed route service. He has experience working with public transportation agencies training drivers to use equipment designed to serve disabled individuals. Mr. Gifford also has participated in review of public transit safety policies. Mr. Gifford is a resident of Live Oak.

Attached is Brent Gifford’s application to serve as District 1 alternate member (Attachment 1) and a revised roster (Attachment 2).

The E&D TAC and staff recommend that the Regional Transportation Commission approve Brent Gifford to serve as District 1 alternate member of the E&D TAC.

In addition, active recruitment is underway for vacant member and alternate positions representing:
- Social Service Provider Representing Seniors (County)
Potential Transit User (Disabled)
Potential Transit User (60+)
2nd Supervisorial District
5th Supervisorial District

Staff would appreciate assistance from commissioners filling the vacant positions, both member and alternative positions. An E&D TAC membership application can be found on the RTC’s website.

SUMMARY

The E&D TAC and staff recommend that the Santa Cruz County Regional Transportation Commission approve Brent Gifford to serve as District 1 alternate member of the E&D TAC and assist with nominations for vacant positions.

Attachments:
1. Committee Appointment Application for Brent Gifford
2. E&D TAC Roster

S:\RTC\TC2014\TC1114\E&D TAC\SR_ED-Oct-gifford.docx
COMMITTEE APPOINTMENT APPLICATION

Santa Cruz County Regional Transportation Commission (SCCRTC)
Elderly & Disabled Transportation Advisory Committee (E/D TAC)

Meetings are scheduled for the second Tuesday of every other month at 1:30 p.m. in the Santa Cruz County Regional Transportation Commission conference room, located at 1523 Pacific Avenue in downtown Santa Cruz. At least one meeting each year is scheduled for an alternate location. Please refer to the Committee description, bylaws and recruitment process for more information.

If you are interested in serving on this committee, please complete this application, and return it to the Regional Transportation Commission office.

PLEASE TYPE OR PRINT CLEARLY

Name: Brent A. Gifford
Home address: ________________________________________________________________
Mailing address (if different): ________________________________________________

Phone: (home) ______________________________________________________________
E-mail: _________________________________________________________________

Length of residence in Santa Cruz County: 12 yrs

Position(s) I am applying for: □ Any appropriate position
□ ED TAC Committee Member

Previous experience on a government commission or committee (please specify)

Please see attached.
### Relevant Work or Volunteer Experience

<table>
<thead>
<tr>
<th>Organization</th>
<th>Town or Address</th>
<th>Position</th>
<th>Dates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Oakland Blind Center</td>
<td>Oakland, CA</td>
<td>Senior Program Coordinator</td>
<td>1999-2002</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Coordinated ADA Training for BART &amp; AC Transit Employees</td>
<td></td>
</tr>
<tr>
<td>U.C.S.C.-Computer/Assistive Technology Dept.</td>
<td>Santa Cruz, CA</td>
<td>Research &amp; Development for Assistive Technology</td>
<td>2005-Current</td>
</tr>
<tr>
<td>Vista Center for the Blind</td>
<td>Santa Cruz, CA</td>
<td>Support Group Coordinator</td>
<td>2003-2005</td>
</tr>
<tr>
<td>MDI</td>
<td>Santa Cruz, CA</td>
<td>Volunteer Project Management for Various Local Projects &amp; Events</td>
<td>2002-Current</td>
</tr>
</tbody>
</table>

**Statement of Qualifications:** Please attach a brief statement indicating why you are interested in serving on this committee and why you are qualified for the appointment. If you have served on this committee in the past, please summarize your accomplishments on the committee and indicate which of the committee's potential future endeavors most interest you.

**Certification:** I certify that the above information is true and correct and I authorize the verification of the information in the application in the event I am a finalist for the appointment.

______  ____
Signature Date

**Return Application to:** SCCRTC
Elderly & Disabled Transportation Advisory Committee
1523 Pacific Avenue
Santa Cruz, CA 95060
fax: 460-3215 email: kpushnik@sccrtc.org

**Questions or Comments:** (831) 460-3200
My name is Brent Gifford, I live at 265545 Brommer St.#45 Santa Cruz CA 95062,. (Antonelli's Senior Community) I have lived in Santa Cruz County since 2002. I have been a provisional client of Metro Paracruise and have used the fixed route system when I lived close enough to a stop. I have a disease which affects my bones and muscles as well as causing the loss of my sight.

I believe that I would be a good fit on the EDTAC due to my experience in the disabled services industry for the past 35 years. I was one of the first people ever to hear and help create the voice and the mechanical speech which we all take for granted now. I have been part of a number of research and development projects designed to make the quality of life comparable for persons with disabilities. At present at UCSC, I am involved with a project which will utilize any phones camera to read aloud SCMTD signage including posted schedules at the stops themselves and the bus numbers at a reasonable distance from the stop. I also am consulting with a large telecommunications company to help make the products more user friendly for persons with disabilities.

I have consulted with safety committees on 6 different public transit companies around the country. I reviewed policies and procedures as they related to serving (pwd) from how to move them around in the systems to specific evacuation procedures in case of emergencies. I was trained as an evacuation specialist years ago and spent some of my time as an accident victim and evaluating the EMT's process and procedures.

As part of my employment with Lighthouse for the Blind in San Francisco and Lions Blind Center in Oakland, my duties included training drivers and platform personnel for BART, Muni, and AC Trans. I taught how to deal with those impossible people who make your day longer with all those special needs requests.. I also was the ADA advocate once that came to pass.

I don't necessarily agree with everything included in the ADA, but what I do believe in is a level playing field. I think that people who need help from "public" transportation deserves the right to transportation whether or not they live directly on a fixed route system which is the only responsibility of paracruz. I do understand that we are fortunate in this county to also have Liftline to pick up some of the slack. I am looking forward to getting to know and understand the SCMTD system better to better serve my community. Thank you for your time and consideration. Brent Gifford.
### Santa Cruz County Regional Transportation Commission’s
**ELDERLY & DISABLED TRANSPORTATION ADVISORY COMMITTEE (ED/TAC)**
and **SOCIAL SERVICES TRANSPORTATION ADVISORY COUNCIL (SSTAC)**

---

#### Membership Roster - October 2014

<table>
<thead>
<tr>
<th>Members</th>
<th>Representing</th>
<th>Alternate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clay Kempf</td>
<td>Social Service Provider - Seniors</td>
<td>Patty Talbot</td>
</tr>
<tr>
<td>vacant</td>
<td>Social Service Provider - Seniors (County)</td>
<td>vacant</td>
</tr>
<tr>
<td>Sally French</td>
<td>Social Service Provider - Disabled</td>
<td>Sheryl Hagemann</td>
</tr>
<tr>
<td><strong>Michael Molesky, Chair</strong></td>
<td>Social Service Provider - Disabled (County)</td>
<td>vacant</td>
</tr>
<tr>
<td>(2017)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Debbie Brooks, vice chair</td>
<td>Social Service Provider - Persons of Limited Means</td>
<td>Rachel Glynn</td>
</tr>
<tr>
<td>Lisa Berkowitz</td>
<td>CTSA (Community Bridges)</td>
<td>Bonnie McDonald</td>
</tr>
<tr>
<td>Kirk Ance</td>
<td>CTSA (Lift Line)</td>
<td>vacant</td>
</tr>
<tr>
<td>(2017)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>John Daugherty</td>
<td>SCMTD (Metro)</td>
<td>April Warnock</td>
</tr>
<tr>
<td>vacant</td>
<td>Potential Transit User (60+)</td>
<td>vacant</td>
</tr>
<tr>
<td>vacant</td>
<td>Potential Transit User (Disabled)</td>
<td>vacant</td>
</tr>
</tbody>
</table>

(Year in Parentheses) = Membership Expiration Date
Santa Cruz County Regional Transportation Commission’s
ELDERLY & DISABLED TRANSPORTATION ADVISORY COMMITTEE (ED/TAC)
and SOCIAL SERVICES TRANSPORTATION ADVISORY COUNCIL (SSTAC)

Membership Roster – October 2014

<table>
<thead>
<tr>
<th>Members</th>
<th>Representing</th>
<th>Alternate</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Supervisory District Representatives</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Patti Shevlin</td>
<td>1st District</td>
<td>Brent Gifford</td>
</tr>
<tr>
<td>vacant</td>
<td>2nd District</td>
<td>vacant</td>
</tr>
<tr>
<td>(Friend)</td>
<td>(2015)</td>
<td></td>
</tr>
<tr>
<td>Veronica Elsea</td>
<td>3rd District</td>
<td>vacant</td>
</tr>
<tr>
<td>(2015)</td>
<td>(Coonerty)</td>
<td></td>
</tr>
<tr>
<td>Norm Hagen</td>
<td>4th District</td>
<td>vacant</td>
</tr>
<tr>
<td>(2017)</td>
<td>(Caput)</td>
<td></td>
</tr>
<tr>
<td>Vacant</td>
<td>5th District</td>
<td>vacant</td>
</tr>
<tr>
<td>(McPherson)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Staff**

Grace Blakeslee, Transportation Planner, RTC 460-3219, gblakeslee@sccrtc.org

I:\E&DTAC\MEMBERS\2014\MEMBERS-Octber2014_NoPhone.docx
<table>
<thead>
<tr>
<th>MONTH</th>
<th>FY13 - 14 ACTUAL REVENUE</th>
<th>FY14 - 15 ESTIMATE REVENUE</th>
<th>FY14 - 15 ACTUAL REVENUE</th>
<th>DIFFERENCE</th>
<th>DIFFERENCE AS % OF PROJECTION</th>
<th>CUMULATIVE % OF ACTUAL TO PROJECTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>JULY</td>
<td>556,100</td>
<td>583,905</td>
<td>591,100</td>
<td>7,195</td>
<td>1.23%</td>
<td>101.23%</td>
</tr>
<tr>
<td>AUGUST</td>
<td>741,500</td>
<td>778,575</td>
<td>788,200</td>
<td>9,625</td>
<td>1.24%</td>
<td>101.23%</td>
</tr>
<tr>
<td>SEPTEMBER</td>
<td>818,354</td>
<td>859,272</td>
<td>791,871</td>
<td>-67,401</td>
<td>-7.84%</td>
<td>97.72%</td>
</tr>
<tr>
<td>OCTOBER</td>
<td>596,900</td>
<td>626,745</td>
<td>616,700</td>
<td>-10,045</td>
<td>-1.60%</td>
<td>97.87%</td>
</tr>
<tr>
<td>NOVEMBER</td>
<td>795,900</td>
<td>835,695</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>DECEMBER</td>
<td>732,985</td>
<td>769,634</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>JANUARY</td>
<td>557,700</td>
<td>595,461</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>FEBRUARY</td>
<td>728,800</td>
<td>793,948</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MARCH</td>
<td>802,890</td>
<td>704,655</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>APRIL</td>
<td>504,100</td>
<td>530,042</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MAY</td>
<td>672,100</td>
<td>706,686</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>JUNE</td>
<td>780,261</td>
<td>845,925</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>8,287,590</td>
<td>8,630,543</td>
<td>2,787,871</td>
<td>-60,626</td>
<td>-0.70%</td>
<td>32%</td>
</tr>
</tbody>
</table>

Note:

I:\FISCAL\TDA\MonthlyReceipts\[FY14 - 15.xlsx]FY2014
AGENDA: November 6, 2014

TO: Regional Transportation Commission (RTC)
FROM: Daniel Nikuna, Fiscal Officer
RE: Fiscal Year (FY) 2014-15 Transportation Development Act (TDA) Claim from the RTC for Administration, Planning and Operations

RECOMMENDATIONS

Staff recommends that the Regional Transportation Commission (RTC) adopt a resolution (Attachment 1) approving the FY2014-15 Article 3 and Article 8 Transportation Development Act (TDA) claims (Attachment 2) for RTC administration services ($578,542) and RTC planning services ($642,808).

BACKGROUND

Each year, consistent with the RTC’s Rules and Regulations and the Transportation Development Act (TDA), the Regional Transportation Commission (RTC) must submit a claim for Article 3 and Article 8 TDA funds for RTC administration and planning. The RTC must also approve a resolution in order to access the funds.

DISCUSSION

Staff recommends that the RTC approve a resolution (Attachment 1) approving a claim totaling $1,221,350 (Attachment 1) for Transportation Development Act funds for administration and planning services in FY2014-15. This claim reflects funds allocated to the RTC based on the Auditor Controller’s FY2014-15 TDA revenues estimate. Any future changes to the current estimate will be reflected in subsequent budget amendments. The claim is consistent with the FY2014-15 RTC budget approved on October 2, 2014.

SUMMARY

In order to access funds for the operations of RTC programs in FY2014-15, approval of the attached claim and resolutions is needed.

Attachments:
1. Resolution Approving TDA Claim for Administration and Planning
2. SCCRTC Article 3 and Article 8 Claim

\RTCSERV2\Shared\FISCAL\TDA\RTC TDA Claim\FY2015 ClaimStaffRep.docx
RESOLUTION NO.

Adopted by the Santa Cruz County Regional Transportation Commission

on the date of November 6, 2014
on the motion of Commissioner
duly seconded by Commissioner

A RESOLUTION APPROVING THE FY2014-15 CLAIM UNDER ARTICLE 3 AND
ARTICLE 8 OF THE TRANSPORTATION DEVELOPMENT ACT FOR
ADMINISTRATION AND PLANNING SERVICES BY THE
SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION

BE IT RESOLVED BY THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION
COMMISSION:

1. Under PUC Section 99233.1, a claim from the Santa Cruz County
   Regional Transportation Commission for Transportation
   Development Act Administration is approved in the amount of
   $578,542.

2. Under PUC Sections 99233.2, 99233.9 and 99402, a claim from the
   SCCRTC for planning services to accomplish the Commission’s FY
   2014-15 work program is approved in the amount of $642,808.

AYES: COMMISSIONERS

NOES: COMMISSIONERS

ABSENT: COMMISSIONERS

ABSTAIN: COMMISSIONERS

__________________________________________

Eduardo Montesino, Chair

ATTEST:

George Dondero, Secretary

Distribution: SCCRTC Fiscal
November 6, 2014

Santa Cruz County Regional Transportation Commission  
1523 Pacific Avenue  
Santa Cruz, CA  95060

RE:   FY2014-15 TDA CLAIM FOR FUNDS FOR ADMINISTRATION AND PLANNING SERVICES

Members of the Regional Transportation Commission:

This letter constitutes a claim of the Santa Cruz County Regional Transportation Commission for Transportation Development Act Article 3 and Article 8 funds for the purpose of providing transportation planning and administrative services, as outlined in the Regional Transportation Commission's FY2014-15 work program and the Commission's Rules and Regulations.

The amounts requested under each fund source are:

<table>
<thead>
<tr>
<th>Fund Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Article 3 – TDA Administration</td>
<td>$ 578,542</td>
</tr>
<tr>
<td>Article 8 – TDA Planning</td>
<td>$ 642,808</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$1,221,350</strong></td>
</tr>
</tbody>
</table>

This claim is consistent with the Commission's FY2014-15 budget as adopted on October 2, 2014.

Sincerely,

Daniel Nikuna  
Fiscal Officer

Cc:  RTC Fiscal
Transportation Development Act (TDA) – Local Transportation Funds
CLAIM FORM

Project Information

1. Project Title: RTC TDA Planning and RTC TDA Administration

2. Implementing Agency: SCCRTC

3. Sponsoring Agency (if different) – must be a TDA Eligible Claimant: SCCRTC

4. Article 3 TDA Administration funding requested this claim: **$578,542**
   Article 8 TDA Planning funding requested this claim: **$642,808**

5. Fiscal Year (FY) for which funds are claimed: **FY 2014-15**

6. General purpose for which the claim is made, identified by the article and section of the TDA which authorizes such claims: ☒ Article 3 & 8 TDA Administration and Planning

7. Contact Person/Project Manager
   Name: Daniel Nikuna, Fiscal Officer; Telephone Number: (831) 460-3200
   Secondary Contact (in event primary not available): Rachel Moriconi
   Telephone Number: (831) 460-3203 E-mail: rmoriconi@sccrtc.org

8. Project/Program Description/Scope (use additional pages, if needed, to provide details such as work elements/tasks.

   **TDA-Administration:** SCCRTC as Regional Transportation Planning Agency for Santa Cruz county distributes Transportation Development Act (TDA) Local Transportation Fund (LTF) and State Transit Assistance (STA) funds for planning, transit, bicycle facilities and programs, pedestrian facilities and programs and specialized transportation in accordance with state law and the unmet transit needs process. This task involves maintaining day-to-day operations of the Regional Transportation Commission (RTC) and implementation of the claims process for TDA funds, including:
   - Implement fiscal, personnel and administrative functions for Commission operations – including staff hiring, assignment lists, and performance evaluations; fiscal, personnel and administrative policies, procedures and systems.
   - Manage, coordinate and distribute Transportation Development Act (TDA) funds (Local Transportation Fund and State Transit Assistance), including apportionments, allocations and claims.
   - Coordinate review of appropriate TDA claims with advisory committees.
   - Manage, distribute and monitor funds that flow through the RTC budget.
   - Provide staff support to the Budget and Administration/Personnel Committee.
   - TDA Fiscal Audits and Internal Financial Statements
   - TDA Triennial Performance Audit and implement recommendations in performance audit
   - Prepare and submit to Caltrans the FY 2014-15 indirect cost allocation plan (ICAP).
   - Coordinate annual unmet transit needs process, including outreach to traditionally underrepresented communities, public hearing and adopt resolution of unmet transit needs finding.
   - Maintain records and pay claims for TDA, STA and other trust fund accounts.
   - Assist transit operators with annual financial audits.
   - Obtain TDA funds estimates from County Auditor Controller.
   - Monitor TDA revenue receipts, compare to estimates and adjust estimates as necessary.
   - Produce and distribute annual financial report.
   - Coordinate, meet, confer and negotiate with labor representatives.

**TDA-Planning:** These funds are used on the following planning projects. Additional information on these projects and programs is available in the RTC Overall Work Program.

- Regional Planning Coordination - coordination of regional transportation planning activities consistent with federal and state law to maintain a coordinated approach to transportation planning on a local, regional, state and federal level; includes RTC, Interagency Technical Advisory Committee, citizen advisory committee meetings, and coordination meetings with other agencies; tracking state and federal legislation.
- Regional Transportation Plan development, including Complete Streets planning and implementation in coordination with AMBAG for the Metropolitan Transportation Plan/Sustainable Communities Strategy.
- Unified Corridor Study development, match to Caltrans Planning Grant.
- Transit Planning.
- Bicycle, Pedestrian, and Specialized Transportation Planning, including the Bike Signage Plan, Pedestrian Safety Workgroup projects, and review of specialized transportation programs.
- Highway and Roadway Planning: including planning and coordination with Caltrans and local jurisdictions regarding road system needs and funding options.
- Santa Cruz Branch Rail Line planning, including passenger rail service feasibility analysis, and ensuring the Santa Cruz Branch Rail Line is usable for rail service.
- Public information program, including implementation of the regional Public Participation Plan, public outreach, and response to public inquiries.
- Transportation Improvement Program (TIP): Programming funds, monitoring projects.
- Monitoring and providing input on state and federal legislative actions which could impact planning or implementation of transportation projects.
- Transportation monitoring, including data collection, providing data and input for the regional travel demand model.

9. **Project Location/Limits:** **Santa Cruz County – RTC**

10. **Justification for the project.** (Why is this project needed? Primary goal/purpose of the project; problem to be addressed; project benefits; importance to the community)

These funds are needed to implement the multimodal programs and projects overseen by the RTC and to ensure funds to other entities are used efficiently and effectively, as well as to meet the obligations and responsibilities of the RTC as the Transportation Planning Agency established per TDA statutes under California Government Code Section 29532.1f.

11. **Project Goals:**

   - Measures of performance, success or completion to be used to evaluate project/program (ex. increase use of facility/service, decrease collisions, etc.):
     - Ongoing review of budget and operations by RTC and public; reports on RTC projects and programs; quarterly reports on the Overall Work Program (OWP); TDA audits.

   - Number of people to be served/anticipated number of users of project/program (ex. number of new or maintained bike miles; number of people served/rides provided):
     - The RTC serves all travelers in Santa Cruz County through planning, project development and project implementation covering the entire region.

12. **Consistency and relationship with the current Regional Transportation Plan (RTP) -** Is program/project
listed in the RTP and/or consistent with a specific RTP Goal/Policy? **Yes – consistent with the following goals from the 2014 RTP:**

- **Goal 1:** Improve access to jobs, schools, health care and other regular needs in ways that improve health, reduce pollution and retain money in the local economy.
- **Goal 2:** Reduce transportation related fatalities and injuries for all transportation modes.
- **Goal 3:** Deliver access and safety improvements cost effectively, within available revenues, equitable and responsive to the needs of all users of the transportation system and beneficially for the natural environment.

13. Impact(s) of project on other modes of travel, if any (ex. parking to be removed): **NA**

14. Estimated Project Cost/Budget, including other funding sources, and Schedule:

   What is the total project cost? **Administration: $805,500; Planning: $2,090,494**

   Is project fully funded? **Yes**

   What will TDA funds be used on (ex. administration, brochures, engineering, construction)?

   - **Administration & Planning**

15. Preferred Method and Schedule for TDA fund distribution: **Biannually in two equal installments**

16. TDA Eligibility:

<table>
<thead>
<tr>
<th>A. Has the project/program been approved by the claimant's governing body? Attach resolution to claim. (If &quot;NO,&quot; provide the approximate date approval is anticipated.)</th>
<th>YES/NO?</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>YES</strong></td>
<td><strong>RTC budget</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>B. Has this project previously received TDA funding?</th>
<th>YES</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>C. For capital projects, have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility provide its name: ________________________________ )</th>
<th>NA</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>D. Bike, Ped, and Specialized Transportation Claims: Has the project already been reviewed by the RTC Bicycle Committee and/or Elderly/Disabled Transportation Advisory Committee?</th>
<th>NA</th>
</tr>
</thead>
</table>

|---|---|

17. Goals for next fiscal year (ex. identify opportunities to maximize economies of scale). Describe any areas where special efforts will be made to improve efficiency and increase program usage:

**Administration**
- Continue to implement administrative and personnel changes to improve the efficiency and effectiveness of Commission operations
- Develop policies, procedures and systems as needed to ensure effective and efficient operation of SCCRTC as independent agency
- Implement, as appropriate, recommendations of the Triennial Performance Audit
- Monitor grants and revenues
- Prepare budget and work program, and manage cash flow
- Annual fiscal audit

**Planning**
- Implementation of state and federally-mandated planning and programming
- Monitor and participate in efforts at the federal, state and local level related to global warming
- Develop and implement public participation programs
- Produce and distribute RTC agency reports and project fact sheets
- Coordinate with AMBAG, TARC, Santa Cruz METRO, Caltrans, and local jurisdictions on Regional Transportation Plan (RTP) and Metropolitan Transportation Plan Sustainable Communities Strategy implementation
• Continue working with AMBAG to collect data for the Regional Travel Demand Model, Regional Transportation Plan and other planning efforts
• Monitor state and local highway projects
• Develop the Passenger Rail Feasibility Study
• Implement Phase I of the Unified Corridor Plan

18. List the recommendations provided in your last Triennial Performance Audit and your progress toward meeting them. Describe the work your agency has undertaken to implement each performance audit recommendation and the steps it will take to fully implement the recommendation. For any recommendations that have not been implemented, explain why the recommendation has not been implemented and describe the work your agency will undertake to implement each performance audit recommendation. Describe any problems encountered in implementing individual recommendations.

**Performance Audit Recommendations to the SCCRTC:**

**R1. Enhance recruitment efforts to fill vacant positions on the Elderly & Disabled Transportation Advisory Committee.**
- RTC staff has expanded recruitment efforts, including evaluation of methods to reimburse member travel expenses to meetings.

**R2. Receive the Annual State Controller Report from Santa Cruz Metro.**
- The recommendation has been implemented with the receipt of FY2013-14 report.

**R3. Consider development of an annual report for Commute Solutions.**
- The annual report is being produced and will be presented to the RTC board.

**R4. Update the SCCRTC Rules and Regulations.**
- Implemented; revised Rules and Regulations were approved by the Commission on 8/7/2014.

---

**Local Agency Certification:**

This TDA Claim has been prepared in accordance with the SCCRTC’s Budget, SCCRTC’s Rules and Regulations, and Caltrans TDA Guidebook ([http://www.dot.ca.gov/hq/MassTrans/State-TDA.html](http://www.dot.ca.gov/hq/MassTrans/State-TDA.html)). I certify that the information provided in this form is accurate and correct. I understand that if the required information has not been provided this form may be returned and the funding allocation may be delayed.

Name: Daniel Nikuna 
Title: Fiscal Officer 
Date: 10/17/2014
AGENDA: November 6, 2014

TO: Regional Transportation Commission (RTC)

FROM: Cory Caletti and Grace Blakeslee, Senior Transportation Planners

RE: Transportation Development Act (TDA) Article 8 Allocation Requests from the County of Santa Cruz

RECOMMENDATIONS

The Elderly and Disabled Transportation Advisory Committee, the Bicycle Advisory Committee and staff recommend that the Regional Transportation Commission (RTC) approve by resolution the County of Santa Cruz’ Article 8 Transportation Development Act (TDA) allocation requests for the following bicycle and pedestrian projects:

1. Aptos Village Plan Improvement Project – Transfer of $137,926.31 from funds previously allocated to the Calabasas School Pedestrian and Bicycle Safety Improvement Project;
2. Bike Lane Maintenance – A total of $435,000 in FYs 12/13 through 14/15;
3. Monterey Bay Sanctuary Scenic Trail Network – A total of $86,822 in FYs 11/12 through 14/15 for Twin Lakes State Beach Beachfront project; and
4. County Government Center ADA Path – A total of $15,000 in FY 14/15.

BACKGROUND

The Transportation Development Act (TDA) was established by the State Legislature in 1971. The TDA provides one of the major funding sources for public transportation in California. TDA funds are also used by local jurisdictions for bicycle and pedestrian projects. TDA funds are apportioned annually to local jurisdictions in Santa Cruz County by the RTC according to population using an approved formula in the RTC Rules & Regulations. Unused TDA funds allocated to any project may be rolled over from one fiscal year to the next.

As stated in the RTC Rules and Regulations, a TDA Article 8 claim form shall include the following: 1) a description of the project; 2) justification for the project including a statement regarding its consistency and relationship with the Regional Transportation Plan; 3) estimated cost of the project including other funding sources; 4) an agreement to maintain the funded project for a period of 20 years; and 5) preferred method of disbursement.

The Elderly & Disabled Transportation Advisory Committee (E&D TAC) reviews and makes recommendations regarding TDA applications for pedestrian projects and the Bicycle Advisory Committee reviews and makes recommendations regarding claims for bicycle projects.

DISCUSSION

The County of Santa Cruz is requesting allocations of FY 11/12, FY 12/13 and FY 14/15 funds...
for four separate projects. Exhibit A is a letter from John Presleigh, Director of Public Works for the County of Santa Cruz, requesting a TDA Article 8 funding allocation for four claims (Exhibits B - E) which includes a transfer of funds from a previously allocated project. Claim forms for each project containing background and budget information are attached for review.

The improvement projects are:

- **Aptos Village Plan Improvement Project** – Transfer of $137,926.31 from funds previously allocated to the Calabasas School Pedestrian and Bicycle Safety Improvement Project for improvements to the bicycle and pedestrian network adjacent to Soquel Drive and Trout Gulch Road corridors;
- **Bike Lane Maintenance** – A total of $435,000 in FYs 12/13 through 14/15 to re-stripe, sign, conduct minor repairs, trim brush and trees, and sweep the bike lanes located on major arterial roads in the unincorporated area of the County;
- **Monterey Bay Sanctuary Scenic Trail Network (Trail Network)** – A total of $86,822 in FYs 11/12 through 14/15 for Twin Lakes State Beach Beachfront project which is identified in the Trail Network Master Plan as part of the 50-mile system of bicycle and pedestrian facilities; and
- **County Government Center ADA Path** – $15,000 in FY 14/15 for an ADA pedestrian path from the existing bus stop on Ocean Street to the County Building.

On October 14th, the Elderly and Disabled Transportation Advisory Committee reviewed the claims with pedestrian components and voted to recommend that the RTC approve the claim. On October 20th, 2014, the RTC’s Bicycle Advisory Committee reviewed the claims with bicycle components and also voted to request that the RTC approve the allocation requests.

**Therefore, the RTC’s citizen advisory committees and staff recommend that the RTC approve the County of Santa Cruz allocation requests by resolution (Attachment 1).** All projects are consistent with the 2014 Regional Transportation Plan.

**SUMMARY**

The County of Santa Cruz is requesting an allocation of TDA Article 8 funds for four bicycle and pedestrian improvement projects which includes a transfer of funds previously allocated to another project. Staff and the RTC’s citizen advisory committees recommend that the RTC approve the County’s allocation request.

**Attachment 1**: Resolution

**Exhibit A**: Article 8 TDA Allocation Request Letter from County of Santa Cruz Public Works Director John Presleigh

**Exhibit B**: Aptos Village Plan Improvement Project Claim Form

**Exhibit C**: Bike Lane Maintenance Claim Form

**Exhibit D**: Sanctuary Scenic Trail – Twin Lakes State Beach Claim Form

**Exhibit E**: County Government Center ADA Path Claim Form
RESOLUTION NO.

Adopted by the Santa Cruz County Regional Transportation Commission
on the date of November 6, 2014
on the motion of Commissioner
duly seconded by Commissioner

A RESOLUTION ALLOCATING TRANSPORTATION DEVELOPMENT ACT (TDA) ARTICLE 8 FUNDS
TO THE COUNTY OF SANTA CRUZ
FOR BICYCLE AND PEDESTRIAN IMPROVEMENT PROJECTS

WHEREAS, the County of Santa Cruz has sufficient unallocated Article 8 TDA revenues and
has submitted a TDA allocation request for a total of $536,822, as well as a TDA funding transfer
request of 137,926.31 for bicycle and pedestrian improvement projects;

WHEREAS, the Bicycle Advisory Committee and the Elderly & Disabled Transportation
Advisory Committee have each reviewed the requests pertaining to their charge and recommend
approval;

WHEREAS, the proposed projects are consistent with the 2014 Regional Transportation Plan
and the claimant agrees to maintain funded projects for a period of 20 years;

BE IT RESOLVED BY THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION:

TDA Article 8 funds are hereby allocated for the following projects as requested in Exhibits A-E:

1. Aptos Village Plan Improvement Project – Transfer of $137,926.31 from funds
previously allocated to the Calabasas School Pedestrian and Bicycle Safety
Improvement Project;
2. Bike Lane Maintenance – A total of $435,000 in FYs 12/13 through 14/15;
3. Monterey Bay Sanctuary Scenic Trail Network – A total of $86,822 in FYs 11/12
through 14/15 for Twin Lakes State Beach Beachfront project; and
4. County Government Center ADA Path – A total of $15,000 in FY 14/15.

AYES: COMMISSIONERS
NOES: COMMISSIONERS
ABSENT: COMMISSIONERS
ABSTAIN: COMMISSIONERS

Eduardo Montesino, Chair

George Dondero, Secretary
Exhibit A-E: Request Letter and Allocation Claim Forms

Distribution: County of Santa Cruz Public Works
RTC Fiscal
RTC Bike Com and E&D TAC Planner

S:\RESOLUTI\2014\RES1114\County_Santa_Cruz_TDAclaim.docx
Dear Mr. Dondero:

The County of Santa Cruz Department of Public Works submits the four enclosed Transportation Development Act (TDA) Article 8 allocation claims for the three fiscal years 2012/2013, 2013/2014, and 2014/2015, and a claim for a remainder allocation from fiscal year 2011/2012 of $5,394. The TDA funds available for FY 2012/2013 equal $161,531, for FY 2013/2014 equal $182,996, and FY 2014/2015 equal $186,901. One of the project claims is to request reallocation of previously allocated funds from the completed Calabasas School Safety Improvement Project to a project in Aptos Village; one claim is to continue funding bike lane maintenance; one claim is for the Sanctuary Scenic Trail project at Twin Lakes State Beach; and, the fourth claim is for pedestrian ADA path improvements at the County Government Center.

**APTOS VILLAGE PLAN IMPROVEMENT PROJECT**

An allocation claim for a previously approved FY 2011/2012 allocation claim for the Calabasas School Safety Improvement Project is requested for the Aptos Village Plan Improvement Project. All TDA allocations for the Calabasas School Safety Improvement Project totaled $429,842. The Calabasas School Safety Improvement Project has been constructed and accepted as completed by the County Board of Supervisors with a remaining TDA allocation balance of $137,926.31 ($42,984.20 not yet disbursed from SCCRTC account, and $94,942.11 remaining balance in County account). The County requests reallocation of these remaining funds to the Aptos Village Plan Improvement Project which proposes substantial improvements to the pedestrian and bicycle network adjacent to the Soquel Drive and Trout Gulch Road corridors. These funds are expected to be used for the design and construction of these multi-modal improvements.
BIKE LANE MAINTENANCE

An allocation claim for $150,000 each fiscal year for FY 2012/2013 and FY 2013/2014, plus FY 2014/2015 funds of $135,000 for a total three year amount of $435,000 is requested for bike lane maintenance of County roads. Basic road maintenance funding continues to be scarce and TDA funds have been used for this program in years past. The funding will allow County crews and contractors to re-stripe, sign, conduct minor repairs, trim brush and trees, and sweep the bike lanes which are located on major arterial roads in the unincorporated area of the County. Bike lane maintenance is critical to supporting traffic safety on County roads.

SANCTUARY SCENIC TRAIL – TWIN LAKES STATE BEACH

An allocation claim for FY 2011/2012, FY 2012/2013, FY 2013/2014 and FY 2014/2015 funds in the combined total amount of $86,822 is requested for the Twin Lakes State Beach Sanctuary Scenic Trail project (FY 2011/2012 = $5,394, FY 2012/13 = $11,531, FY 2013/2014 = $32,996, and FY 2014/2015 = $36,901). These TDA funds will be used to construct the pedestrian and bike improvements on East Cliff Drive fronting Twin Lakes State Beach.

COUNTY GOVERNMENT CENTER ADA PATH

An allocation claim for FY 2014/2015 funds in the amount of $15,000 is requested for the County Government Center ADA Path project. This capital improvement project will implement an ADA pedestrian path of travel from the existing bus stop on Ocean Street to the County building. These TDA funds will be used to supplement other funds since the project costs are approximately $95,000.

The County Board of Supervisors has adopted the attached resolution consistent with the above requested TDA allocations for these projects.

The Department of Public Works thanks you for accepting our request for allocations of TDA funding. The preferred method of disbursement is by means of County journal (AUD48) whereby the TDA Article 8 funds should be transferred to Budget Index 621220, subobject 1582. Please contact Jack Sohriakoff, Senior Civil Engineer, at (831) 454-2160 if you have any questions or require additional information.

Yours truly,

[Signature]

JOHN J. PRESLEIGH
Director of Public Works

JRS:yv
Enclosures/Attachment

20142015allocationvclaimsvv.doc
BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

RESOLUTION NO. 237-2014

On the motion of Supervisor Leopold
duly seconded by Supervisor Caput
the following resolution is adopted:

RESOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO
SUBMIT FOUR TRANSPORTATION DEVELOPMENT ACT
ARTICLE 8 PROJECT ALLOCATION CLAIM FORMS TO THE
SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION

WHEREAS, the Santa Cruz County Regional Transportation Commission is the
administering agency of the Transportation Development Act (TDA) Article 8 funds; and

WHEREAS, the County of Santa Cruz is allocated TDA funds every fiscal year through
the Article 8 allocation claim process; and

WHEREAS, the County of Santa Cruz Department of Public Works has capital
improvement and maintenance projects related to bicycle and pedestrian facilities consistent with
TDA Article 8.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of
Santa Cruz:

1. Approve the filing of four TDA Article 8 claims to the Santa Cruz County
Regional Transportation Commission for the Aptos Village Improvement
Project, Bike Lane Maintenance, the Sanctuary Scenic Trail — Twin Lakes State
Beach, and the County Governmental Center Americans with Disabilities Act
Path projects for the fiscal years and amounts stated in the attached claim forms.

2. Appoint the Director of Public Works, and the Department of Public Works,
administering agency applicant to execute and submit all documents including,
but not limited to applications, agreements, amendments, payment requests,
etc., which may be necessary for the completion of the aforementioned projects.
RESOLUTION NO. 237-2014

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this 16th day of September, 2014, by the following vote:

AYES: SUPERVISORS Leopold, Coonerty, Caput, McPherson & Friend
NOES: SUPERVISORS None
ABSENT: SUPERVISORS None

ZACH FRIEND
Chairperson of said Board

ATTEST: TESS FITZGERALD
Clerk of said Board

Approved as to form:

Office of County Counsel

Distribution: County Counsel
Public Works

STATE OF CALIFORNIA )
COUNTY OF SANTA CRUZ )

I, SUSAN A. MAURIELLO, County Administrative Officer and ex-officio Clerk of the Board of Supervisors of the County of Santa Cruz, State of California do hereby certify that the foregoing is a true and correct copy of the resolution passed and adopted by and entered in the minutes of the said board. In witness whereof I have hereunto set my hand this 16th day of September, 2014.

SUSAN A. MAURIELLO, County Administrative Officer

[Signature]

Deputy
Transportation Development Act (TDA) – Local Transportation Funds
CLAIM FORM
for Bike/Ped Projects

If you have any questions about this claim form or would like an electronic copy of the form, please contact the Santa Cruz County Regional Transportation Commission at 460-3200.

Project Information

1. Project Title: Phase I, Aptos Village Plan Improvements

2. Implementing Agency: County of Santa Cruz

3. Sponsoring Agency (if different) – must be a TDA Eligible Claimant:

4. TDA funding requested this claim: $137,926.31

5. Fiscal Year (FY) for which funds are claimed: FY 2011/2012 (reallocation of previously allocated funds for the Calabasas School Safety Improvement Project which had been completed and has an overall remaining TDA balance of $137,926.31).

6. General purpose for which the claim is made, identified by the article and section of the Act which authorizes such claims: Article 8 Bicycle and/or Pedestrian Facility

7. Contact Person/Project Manager: Jack Sohriakoff, Senior Civil Engineer
   Telephone Number: (831) 454-2160          E-mail: Jack.Sohriakoff@santacruzcounty.us

   Secondary Contact (in event primary not available): Greg Martin, Civil Engineer
   Telephone Number: (831) 454-2160          E-mail: Greg.Martin@santacruzcounty.us

8. Project/Program Description/Scope (use additional pages, if needed, to provide details such as work elements/tasks): This capital improvement project will implement the recommendations of the Aptos Village Plan improving transportation for pedestrians and bicyclists throughout the community and along the Soquel Drive and Trout Gulch Road transportation corridors adjacent to the Aptos Village center. Phase I will consist of the improvements at the intersection of Soquel Drive and Trout Gulch Road and along Trout Gulch Road to Valencia Street. Phase II is dependent upon the CPUC approval of the other two at-grade railroad crossings at Aptos Creek Road and a new road named Parade Street. The County has already obtained CPUC approval for improvements to the Trout Gulch Road railroad crossing, and submitted the other two applications in April 2014.

   Soquel Drive
   The proposed project provides a comprehensive design for pedestrian and bicycle traffic along Soquel Drive from 350 feet west of Aptos Creek Road to 200 feet east of Trout Gulch Road. Sidewalk will be along the entire length of the south side of the road for the project. Along the north side, sidewalk will tie into existing sidewalk and provide access to the town center and a new bus stop providing a complete pedestrian network access on either side of the road. The existing bike lanes along this segment will be retained and enhanced.
**Trout Gulch Road**

Trout Gulch Road has been designed with new curb, gutter, and sidewalk along the east side from the intersection of Soquel Drive to Valencia Street. The project plans incorporate all necessary ADA facilities. The west side of the road is being modified to provide ADA access and safety railing due to the steep drop offs from the top of the sidewalk to the road. On street parking on the west side will officially be removed. New standard width bike lanes will be provided along this segment.

**Traffic Signals/Railroad Xings**

Traffic signals are proposed at the intersections of Soquel Drive/Aptos Creek Road and Soquel Drive/Trout Gulch Road. These traffic signals will provide protected pedestrian crossings and enhanced bike lane turning movements. The railroad crossing improvements will meet current federal requirements for pedestrian and bicycle crossings.

9. Number of people to be served/anticipated number of users of project/program: Estimated County population in 2012 = 266,776 people. Estimated bike riders: 4% of population = 10,670 bicyclists. Estimated pedestrians: 2% of population = 5,335 pedestrians. Total users = 16,005. Bike riders and pedestrians consist of commuters, students, and recreational users. These are considered direct daily users that can be served throughout the County but only a relative percentage will be served by this project.

10. Project Location/Limits (attach a map and/or photos if available/applicable, include street names): The limits on Soquel Drive are from the Aptos Creek Bridge to 200 feet east of Trout Gulch Road, and on Trout Gulch Road they are from Soquel Drive to Valencia Street.

11. Justification for the project. (Why is this project needed? Primary goal/purpose of the project; problem to be addressed; project benefits; importance to the community): The goal is to provide additional infrastructure for pedestrians and bicyclists per the County Board of Supervisors approved Aptos Village Plan.

12. Consistency and relationship with the Regional Transportation Plan (RTP) – please reference Project or Policy number:

Policy 2.1 - Ensure that all major corridors provide a choice of transportation modes and are designed with multi-modal amenities such as bus stops, turnouts and shelters, bike lanes and sidewalks.

Policy 4.1 – Emphasize sustainable transportation modes consistent with regional environmental policies.

Policy 4.2 – Ensure that transportation projects contribute to improved regional air quality, reduce energy consumption or reduce vehicle miles traveled, or, at a minimum, do not worsen existing conditions.

13. Measures of performance, success or completion to be used to evaluate project/program:

Infrastructure improvements are to be consistent with the Aptos Village Plan and all relative design criteria standards, and conform to current ADA requirements.

14. Impact(s) of project on other modes of travel, if any (ex. parking to be removed):

The bike lanes on Trout Gulch will require the removal of on street parking along the west side of this segment, but the parking is very rarely used. In addition, these multi-modal infrastructure improvements will lead to a reduction of pedestrian and bicycle conflicts on these two major roads thereby increasing overall safety between vehicles and other modes of travel.
15. Project Cost/Budget, including other funding sources, and Schedule: The Santa Cruz County Board of Supervisors has adopted the attached resolution for the TDA project funding.

**Project Start Date**: April 1, 2015, Phase I, Aptos Village Plan Improvements

<table>
<thead>
<tr>
<th>SCHEDULE (Month/Yr) Completion Date</th>
<th>Planning</th>
<th>Environmental</th>
<th>Design/ Engineering</th>
<th>ROW</th>
<th>Construction</th>
<th>Other *</th>
<th>Contingency</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Cost/Phase</td>
<td>done</td>
<td>done</td>
<td>In process</td>
<td>Done</td>
<td>4/2015 Phase I</td>
<td>$1,500,000</td>
<td>Phase I</td>
<td>$137,926</td>
</tr>
<tr>
<td>Source 2: Prior TDA</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>4/2016 Phase II</td>
<td>$2,000,000</td>
<td>Phase II</td>
<td>$137,926</td>
</tr>
<tr>
<td>Source 3: RSTPX</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$290,000 Phase I</td>
<td>$290,000</td>
<td></td>
<td>$137,926</td>
</tr>
<tr>
<td>Source 4: TIA Fees</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$1,072,074</td>
<td>$1,072,074</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Please describe what is included in "Other":

16. Preferred Method and Schedule for TDA fund distribution, consistent with the RTC Rules and Regulations (a. 90% prior to completion/10% upon completion; or b. 100% after completion): Preferred method for TDA fund distribution is: a. 90% prior to completion/10% upon completion.

17. TDA Eligibility:

<table>
<thead>
<tr>
<th>YES?/NO?</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. Has the project/program been approved by the claimant's governing body? Attach resolution to claim. (If &quot;NO,&quot; provide the approximate date approval is anticipated.)</td>
</tr>
<tr>
<td>B. Has this project previously received TDA funding?</td>
</tr>
<tr>
<td>C. For capital projects, have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency for the next 20 years?</td>
</tr>
<tr>
<td>D. Has the project already been reviewed by the RTC Bicycle Committee and/or Elderly/Disabled Transportation Advisory Committee? (If &quot;NO,&quot; project will be reviewed prior to RTC approval).</td>
</tr>
<tr>
<td>E. For &quot;bikeways,&quot; does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: <a href="http://www.dot.ca.gov">http://www.dot.ca.gov</a>).</td>
</tr>
</tbody>
</table>

**Documentation to Include with Your Claim:**

All Claims

- A letter of transmittal addressed to the SCCRTC Executive Director that attests to the accuracy of the claim and all its accompanying documentation.
- Resolution from the TDA Eligible Claimant indicating its role and responsibilities.
Article 8 Bicycle/Pedestrian Claims

☐ Evidence of environmental review for capital projects

Local Agency Certification:

This TDA Claim has been prepared in accordance with the SCCRTC’s Budget, SCCRTC’s Rules and Regulations, and Caltrans TDA Guidebook (http://www.dot.ca.gov/hq/MassTrans/State-TDA.html). I certify that the information provided in this form is accurate and correct. I understand that if the required information has not been provided this form may be returned and the funding allocation may be delayed.

Signature: [Signature] Title: Director of Public Works Date: 9/26/2014
SOQUEL DRIVE EAST OF TROUT GULCH – PROPOSED BUS STOP LOCATION

SOQUEL DRIVE SIDEWALK – PROPOSED ADA IMPROVEMENTS
NEGATIVE DECLARATION AND NOTICE OF DETERMINATION

Application Number: N/A  
APN(S): 039-241-03; 039-311-55; 040-213-03; 040-213-06; -07; 040-213-13; -14; -21; 040-221-08; 041-011-03; -09; -20; -24; -32 through -35; 041-021-04 through -08, 041-021-11 through -13, -16 through -18, -26 through -29, -38, -40; -41; 041-022-01 through -16; 041-042-02 through -04, -38, -39, -42, -46; -47; 041-561-01 through -06

The project consists of the adoption of the Aptos Village Plan, including a General Plan Amendment and Rezoning. The Aptos Village Plan establishes the guidelines and parameters for the future development of the mostly vacant area between Trout Gulch Road and Aptos Creek Road (north of Soquel Drive) and would replace the Aptos Village Community Design Framework (a Specific Plan) for all areas of Aptos Village.

APN: See Above  
Todd Sexauer, Staff Planner

Zone District: R-1-6, RM-3, RM-3-L, RM-4, PA, PF, PF-L, PR, C-1, and C-1-L

OWNER/APPLICANT: Various/County of Santa Cruz

STAFF PLANNER: Todd Sexauer

ACTION: Adopt Mitigated Negative Declaration with Project Approval

REVIEW PERIOD ENDS: December 22, 2009

THIS PROJECT WILL BE: Considered at a public hearing by the Board of Supervisors on February 23, 2010 at the County Government Center located at 701 Ocean Street, 5th Floor Board Chambers, Santa Cruz, CA 95060.

Findings:
This project, if conditioned to comply with required mitigation measures or conditions shown below, will not have significant effect on the environment. The expected environmental impacts of the project are documented in the Initial Study on this project, attached to the original of this notice on file with the Planning Department, County of Santa Cruz, 701 Ocean Street, Santa Cruz, California.

Required Mitigation Measures or Conditions:
☐ None
☒ Are Attached

Review Period Ends: December 22, 2009

Date Approved By Environmental Coordinator: November 16, 2009

CLAUDIA SLATER  
Environmental Coordinator  
(831) 454-5175

If this project is approved, complete and file this notice with the Clerk of the Board:

NOTICE OF DETERMINATION

The Final Approval of This Project was Granted by Board of Supervisors on February 23, 2010. No EIR was prepared under CEQA.

THE PROJECT WAS DETERMINED TO NOT HAVE SIGNIFICANT EFFECT ON THE ENVIRONMENT.

Date completed notice filed with Clerk of the Board: February 25, 2010
Transportation Development Act (TDA) – Local Transportation Funds
CLAIM FORM
for Bike/Ped Projects

If you have any questions about this claim form or would like an electronic copy of the form, please contact the Santa Cruz County Regional Transportation Commission at 460-3200.

Project Information

1. Project Title: Bike Lane Maintenance

2. Implementing Agency: County of Santa Cruz

3. Sponsoring Agency (if different) – must be a TDA Eligible Claimant:

4. TDA funding requested this claim: $150,000 + $150,000 + $135,000 = $435,000

5. Fiscal Year (FY) for which funds are claimed: FY 2012/2013, FY 2013/2014 and FY 2014/2015

6. General purpose for which the claim is made, identified by the article and section of the Act which authorizes such claims: ☑ Article 8 Bicycle and/or Pedestrian Facility

7. Contact Person/Project Manager: Jack Sohriakoff, Senior Civil Engineer
   Telephone Number: (831) 454-2160 E-mail: Jack.Sohriakoff@santacruzcounty.us

   Secondary Contact (in event primary not available): Greg Martin, Civil Engineer
   Telephone Number: (831) 454-2160 E-mail: Greg.Martin@santacruzcounty.us

8. Project/Program Description/Scope (use additional pages, if needed, to provide details such as work elements/tasks): As in previous years these funds will be utilized by County maintenance crews and contractors to sign, re-stripe, repair, make minor improvements, and sweep bike lanes, bike routes, and bike paths maintained by the County of Santa Cruz Department of Public Works.

9. Number of people to be served/anticipated number of users of project/program:
   Estimated County population in 2012 = 266,776 people. Estimated bike riders: 4% of population = 10,670 bicyclists. Bike riders consist of commuters, students, and recreational users. These are considered direct users to be served. However, to a certain extent, all motorists sharing the roads with bike lane users are being served with enhanced traffic safety measures.

10. Project Location/Limits (attach a map and/or photos if available/applicable, include street names):
    See attached list of bike lane miles on County maintained roads. Bike lanes are generally located on major arterial roads throughout the County, with most bike lanes located within the urbanized areas of Aptos, Live Oak, Pajaro Valley, and Soquel.

11. Justification for the project. (Why is this project needed? Primary goal/purpose of the project; problem to be addressed; project benefits; importance to the community): Traffic safety is the main goal. It is anticipated that more people will ride bikes due to either a preferred life style and/or economic difficulties experienced in this area. The maintenance of roadways has been significantly reduced due to the recent economic difficulties, and the use of TDA funds to maintain these bike facilities is very critical to maintaining traffic safety.
12. Consistency and relationship with the Regional Transportation Plan (RTP) – please reference Project or Policy number:

Policy 1.1 - Ensure that adequate support is provided to maintain and operate the existing transportation system. Policy 2.1- Ensure that all major corridors provide a choice of transportation modes and are designed with multi-modal amenities such as bus stops, turnouts and shelters, bike lanes and sidewalks. Policy 4.1 – Emphasize sustainable transportation modes consistent with regional environmental policies. Policy 4.2 – Ensure that transportation projects contribute to improved regional air quality, reduce energy consumption or reduce vehicle miles traveled, or, at a minimum, do not worsen existing conditions. Policy 5.1 – Utilize limited capital resources to maximize the efficiency of the existing transportation system, and as an alternative to constructing new facilities.

13. Measures of performance, success or completion to be used to evaluate project/program:
   Not applicable – on going maintenance of existing facilities.

14. Impact(s) of project on other modes of travel, if any (ex. parking to be removed):
   Not applicable – on going maintenance of existing facilities.

15. Project Cost/Budget, including other funding sources, and Schedule: The Santa Cruz County Board of Supervisors adopted the attached resolution for the TDA project funding.

**Project Start Date: July 1, 2012, on-going bike lane maintenance**

<table>
<thead>
<tr>
<th></th>
<th>Planning</th>
<th>Environmental</th>
<th>Design/Engineering</th>
<th>ROW</th>
<th>Construction</th>
<th>Other</th>
<th>Contingency</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>SCHEDULE (Month/Yr)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$435,000</td>
</tr>
<tr>
<td>Completion Date</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$435,000</td>
</tr>
<tr>
<td>6/30/12</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$435,000</td>
</tr>
<tr>
<td>Total Cost/Phase</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$435,000</td>
</tr>
<tr>
<td>STDA requested</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$435,000</td>
</tr>
<tr>
<td>Source 2: Prior TDA</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$179,674</td>
</tr>
<tr>
<td>Source 3:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Source 4:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Please describe what is included in "Other":

16. Preferred Method and Schedule for TDA fund distribution, consistent with the RTC Rules and Regulations (a. 90% prior to completion/10% upon completion; or b. 100% after completion):
Preferred method for TDA fund distribution is: a. 90% prior to completion/10% upon completion.
17. TDA Eligibility:

<table>
<thead>
<tr>
<th></th>
<th>YES?/NO?</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. Has the project/program been approved by the claimant's governing body? Attach resolution to claim. (If &quot;NO,&quot; provide the approximate date approval is anticipated.)</td>
<td>Yes</td>
</tr>
<tr>
<td>B. Has this project previously received TDA funding?</td>
<td>Yes</td>
</tr>
<tr>
<td>C. For capital projects, have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency for the next 20 years?</td>
<td>Yes</td>
</tr>
<tr>
<td>D. Has the project already been reviewed by the RTC Bicycle Committee and/or Elderly/Disabled Transportation Advisory Committee? (If &quot;NO,&quot; project will be reviewed prior to RTC approval).</td>
<td>No</td>
</tr>
<tr>
<td>E. For &quot;bikeways,&quot; does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: <a href="http://www.dot.ca.gov">http://www.dot.ca.gov</a>).</td>
<td>Yes</td>
</tr>
</tbody>
</table>

**Documentation to Include with Your Claim:**

**All Claims**
- A letter of transmittal addressed to the SCCRTC Executive Director that attests to the accuracy of the claim and all its accompanying documentation.
- Resolution from the TDA Eligible Claimant indicating its role and responsibilities.

**Article 8 Bicycle/Pedestrian Claims**
- Evidence of environmental review for capital projects

**Local Agency Certification:**

This TDA Claim has been prepared in accordance with the SCCRTC's Budget, SCCRTC's Rules and Regulations, and Caltrans TDA Guidebook (http://www.dot.ca.gov/hq/MassTrans/State-TDA.html). I certify that the information provided in this form is accurate and correct. I understand that if the required information has not been provided this form may be returned and the funding allocation may be delayed.

Signature: [Signature]
Title: [Director of Public Works]
Date: 9/20/2014
<table>
<thead>
<tr>
<th>Jurisdiction</th>
<th>Bike Lane Miles thru 2014 (Bi-directional)</th>
<th>County of Santa Cruz Bike Lane and Path Locations</th>
</tr>
</thead>
<tbody>
<tr>
<td>County</td>
<td>3.20</td>
<td>7th Avenue (Soquel Avenue to Portola Drive)</td>
</tr>
<tr>
<td>County</td>
<td>3.20</td>
<td>17th Avenue (Soquel Avenue to Portola Drive)</td>
</tr>
<tr>
<td>County</td>
<td>0.90</td>
<td>30th Avenue (Brommer Street to Portola Drive)</td>
</tr>
<tr>
<td>County</td>
<td>0.12</td>
<td>41st Avenue (Highway 1 to Soquel Drive)</td>
</tr>
<tr>
<td>County</td>
<td>0.95</td>
<td>41st Avenue (East Cliff Drive to City of Capitola)</td>
</tr>
<tr>
<td>County</td>
<td>1.10</td>
<td>Airport Boulevard (Pajaro Lane to Green Valley Road)</td>
</tr>
<tr>
<td>County</td>
<td>0.35</td>
<td>Amesti Road (Green Valley Road to Amesti Elementary School)</td>
</tr>
<tr>
<td>County</td>
<td>2.75</td>
<td>Brommer Street</td>
</tr>
<tr>
<td>County</td>
<td>0.22</td>
<td>Cabrillo College Drive</td>
</tr>
<tr>
<td>County</td>
<td>0.86</td>
<td>Calabasas Road (Bradford Road to Buena Vista Drive)</td>
</tr>
<tr>
<td>County</td>
<td>0.44</td>
<td>Capitola Avenue (Highway 1 to Soquel Drive)</td>
</tr>
<tr>
<td>County</td>
<td>2.75</td>
<td>Capitola Road</td>
</tr>
<tr>
<td>County</td>
<td>2.00</td>
<td>Chanticleer Avenue (Brommer Street to Soquel Avenue)</td>
</tr>
<tr>
<td>County</td>
<td>0.07</td>
<td>Commercial Way</td>
</tr>
<tr>
<td>County</td>
<td>3.66</td>
<td>Corralitos Road</td>
</tr>
<tr>
<td>County</td>
<td>3.40</td>
<td>East Cliff Drive</td>
</tr>
<tr>
<td>County</td>
<td>0.32</td>
<td>East Walnut Street</td>
</tr>
<tr>
<td>County</td>
<td>1.38</td>
<td>Empire Grade</td>
</tr>
<tr>
<td>County</td>
<td>0.40</td>
<td>Felt Street</td>
</tr>
<tr>
<td>County</td>
<td>14.60</td>
<td>Freedom Boulevard</td>
</tr>
<tr>
<td>County</td>
<td>3.25</td>
<td>Glen Coolidge Drive</td>
</tr>
<tr>
<td>County</td>
<td>0.70</td>
<td>Green Valley Road (Holohan Road to Amesti Road)</td>
</tr>
<tr>
<td>County</td>
<td>0.55</td>
<td>Harkins Slough Road (Lee Road to Pajaro Valley High School)</td>
</tr>
<tr>
<td>County</td>
<td>3.04</td>
<td>Holohan Road</td>
</tr>
<tr>
<td>County</td>
<td>2.70</td>
<td>McGregor Drive</td>
</tr>
<tr>
<td>County</td>
<td>0.42</td>
<td>Park Avenue</td>
</tr>
<tr>
<td>County</td>
<td>0.35</td>
<td>Porter Street</td>
</tr>
<tr>
<td>County</td>
<td>3.52</td>
<td>Portola Drive</td>
</tr>
<tr>
<td>County</td>
<td>0.36</td>
<td>Robertson Street (Soquel Wharf Road to West Walnut Street)</td>
</tr>
<tr>
<td>County</td>
<td>1.14</td>
<td>Rodriguez Street</td>
</tr>
<tr>
<td>County</td>
<td>10.14</td>
<td>San Andreas Road</td>
</tr>
<tr>
<td>County</td>
<td>0.88</td>
<td>Soquel - San Jose Road (Paper Mill Road to Dawn Lane)</td>
</tr>
<tr>
<td>County</td>
<td>3.35</td>
<td>Soquel Avenue</td>
</tr>
<tr>
<td>County</td>
<td>15.72</td>
<td>Soquel Drive (Soquel Avenue to Freedom Blvd)</td>
</tr>
<tr>
<td>County</td>
<td>0.25</td>
<td>State Park Drive (Center Avenue to Highway 1)</td>
</tr>
<tr>
<td>County</td>
<td>0.16</td>
<td>State Park Drive (Highway 1 to Soquel Drive)</td>
</tr>
<tr>
<td>County</td>
<td>1.14</td>
<td>Thurber Lane</td>
</tr>
<tr>
<td>County</td>
<td>0.94</td>
<td>Trout Gulch Road</td>
</tr>
<tr>
<td>County</td>
<td>0.31</td>
<td>West Walnut Street</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>91.59</strong></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Jurisdiction</th>
<th>Bike Path Miles thru 2014 (Bi-directional)</th>
<th>Locations</th>
</tr>
</thead>
<tbody>
<tr>
<td>County</td>
<td>1.60</td>
<td>Freedom Boulevard near Aptos High School</td>
</tr>
<tr>
<td>County</td>
<td>1.00</td>
<td>East Cliff Drive (32nd Avenue to 41st Avenue)</td>
</tr>
<tr>
<td>County</td>
<td>1.40</td>
<td>Green Valley Road (Devon Lane to Dalton Lane)</td>
</tr>
<tr>
<td>County</td>
<td>0.25</td>
<td>Moran Way</td>
</tr>
<tr>
<td>County</td>
<td>2.50</td>
<td>Wilder Ranch (Shaffer Road)</td>
</tr>
<tr>
<td>County</td>
<td>0.54</td>
<td>Buena Vista Drive (Bradford Road to Memorial Avenue)</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>7.29</strong></td>
<td></td>
</tr>
</tbody>
</table>
Transportation Development Act (TDA) – Local Transportation Funds
 CLAIM FORM
 for Bike/Ped Projects

If you have any questions about this claim form or would like an electronic copy of the form, please contact the Santa Cruz County Regional Transportation Commission at 460-3200.

Project Information

1. Project Title: Sanctuary Scenic Trail – Twin Lakes State Beach

2. Implementing Agency: County of Santa Cruz

3. Sponsoring Agency (if different) – must be a TDA Eligible Claimant:

4. TDA funding requested this claim: $5,394 + $11,531 + $32,996 + $36,901 = $86,822

5. Fiscal Year (FY) for which funds are claimed: FY 2011/2012, 2012/2013, 2013/2014 and 2014/2015

6. General purpose for which the claim is made, identified by the article and section of the Act which authorizes such claims: ☑ Article 8 Bicycle and/or Pedestrian Facility

7. Contact Person/Project Manager: Jack Sohriakoff, Senior Civil Engineer
   Telephone Number: (831) 454-2160 E-mail: Jack.Sohriakoff@santacruzcounty.us

   Secondary Contact (in event primary not available): Greg Martin, Civil Engineer
   Telephone Number: (831) 454-2160 E-mail: Greg.Martin@santacruzcounty.us

8. Project/Program Description/Scope (use additional pages, if needed, to provide details such as work elements/tasks): The County has participated in the overall planning and implementation of the Sanctuary Scenic Trail and is committed to providing funding for capital improvement projects associated with this corridor, including along the newly acquired rail line. The current programmed project is the Twin Lakes State Beach improvements which include standard pedestrian and bike facilities on East Cliff Drive fronting Twin Lakes State Beach between 5th Avenue and 7th Avenue.

9. Number of people to be served/anticipated number of users of project/program: Estimated number of visitors per year to Twin Lakes State Beach is 500,000. Estimated bike riders: 4% of visitors = 20,000 bicyclists. Estimated pedestrians: 2% of visitors = 10,000 pedestrians. Total bike and ped users = 30,000 annually.

10. Project Location/Limits (attach a map and/or photos if available/applicable, include street names): East Cliff Drive improvements from the harbor entrance at 5th Avenue to 7th Avenue.

11. Justification for the project. (Why is this project needed? Primary goal/purpose of the project; problem to be addressed; project benefits; importance to the community): The proposed improvements have been discussed with the community for over 15 years with its primary goal to establish an overall parking and circulation plan to accommodate the influx of peak summer seasonal traffic and parking demands, as well as year round use, and to protect the road infrastructure from wave action and erosion. The project has received all permits to proceed with construction.
12. Consistency and relationship with the Regional Transportation Plan (RTP) – please reference Project or Policy number:

Policy 2.1- Ensure that all major corridors provide a choice of transportation modes and are designed with multi-modal amenities such as bus stops, turnouts and shelters, bike lanes and sidewalks.
Policy 4.1 – Emphasize sustainable transportation modes consistent with regional environmental policies.
Policy 4.2 – Ensure that transportation projects contribute to improved regional air quality, reduce energy consumption or reduce vehicle miles traveled, or, at a minimum, do not worsen existing conditions.

13. Measures of performance, success or completion to be used to evaluate project/program:
Pedestrian and bike infrastructure improvements are to be consistent with the Sanctuary Scenic Trail master plan and the County Design Criteria. The project has been designed and constructed to meet local, state, and/or federal design standards.

14. Impact(s) of project on other modes of travel, if any (ex. parking to be removed):
The Twin Lakes State Beach project will lead to a reduction of parking in the area due to the need for formalizing on street parking in order to protect the road infrastructure. Vehicles currently park haphazardly and degrade the shoulder. A new bike lane and sidewalk will be installed on this portion of East Cliff Drive reducing the conflicts between road users.

15. Project Cost/Budget, including other funding sources, and Schedule: The Santa Cruz County Board of Supervisors adopted the attached resolution for the TDA project funding. The project has also received $200,000 in grant funds from the SCCRTC as part of the MBSST network, and is expected to receive a $250,000 grant from the Coastal Conservancy.

**Project Start Date: Sanctuary Scenic Trail - Twin Lakes State Beach**

<table>
<thead>
<tr>
<th>SCHEDULE (Month/Yr) Completion Date</th>
<th>Planning</th>
<th>Environmental</th>
<th>Design/Engineering</th>
<th>ROW</th>
<th>Construction</th>
<th>Other</th>
<th>Contingency</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Cost/Phase</td>
<td>$89,150</td>
<td>$66,250</td>
<td>$668,620</td>
<td>$168,180</td>
<td>$4,465,100</td>
<td></td>
<td></td>
<td>$5,457,300</td>
</tr>
<tr>
<td>STD requested</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$86,822</td>
<td></td>
<td></td>
<td>$86,822</td>
</tr>
<tr>
<td>Source 2: Prior TDA</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$0</td>
<td></td>
<td></td>
<td>$0</td>
</tr>
<tr>
<td>Source 3: grants</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$450,000</td>
<td></td>
<td></td>
<td>$450,000</td>
</tr>
<tr>
<td>Source 4: local funds</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$4,920,478</td>
<td></td>
<td></td>
<td>$4,920,478</td>
</tr>
</tbody>
</table>

*Please describe what is included in "Other":*

16. Preferred Method and Schedule for TDA fund distribution, consistent with the RTC Rules and Regulations (a. 90% prior to completion/10% upon completion; or b. 100% after completion): Preferred method for TDA fund distribution is: a. 90% prior to completion/10% upon completion.
17. TDA Eligibility:

<table>
<thead>
<tr>
<th>YES?/NO?</th>
<th>A. Has the project/program been approved by the claimant's governing body? Attach resolution to claim. (If &quot;NO,&quot; provide the approximate date approval is anticipated.)</th>
<th>Yes</th>
</tr>
</thead>
<tbody>
<tr>
<td>No</td>
<td>B. Has this project previously received TDA funding?</td>
<td>No</td>
</tr>
<tr>
<td>Yes</td>
<td>C. For capital projects, have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency for the next 20 years?</td>
<td>Yes</td>
</tr>
<tr>
<td>No</td>
<td>D. Has the project already been reviewed by the RTC Bicycle Committee and/or Elderly/Disabled Transportation Advisory Committee? (If &quot;NO,&quot; project will be reviewed prior to RTC approval).</td>
<td>Yes</td>
</tr>
<tr>
<td>E. For &quot;bikeways,&quot; does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: <a href="http://www.dot.ca.gov">http://www.dot.ca.gov</a>).</td>
<td>Yes</td>
<td></td>
</tr>
</tbody>
</table>

Documentation to Include with Your Claim:

All Claims

- A letter of transmittal addressed to the SCCRTC Executive Director that attests to the accuracy of the claim and all its accompanying documentation.
- Resolution from the TDA Eligible Claimant indicating its role and responsibilities.

Article 8 Bicycle/Pedestrian Claims

- Evidence of environmental review for capital projects

Local Agency Certification:

This TDA Claim has been prepared in accordance with the SCCRTC’s Budget, SCCRTC’s Rules and Regulations, and Caltrans TDA Guidebook (http://www.dot.ca.gov/hq/MassTrans/State-TDA.html). I certify that the information provided in this form is accurate and correct. I understand that if the required information has not been provided this form may be returned and the funding allocation may be delayed.

Signature: [Signature]  Title: [Title]  Date: 9/26/2014
TWIN LAKES STATE BEACH – SANCTUARY SCENIC TRAIL

EAST CLIFF DRIVE LOOKING TOWARD HARBOR ENTRANCE

EAST CLIFF DRIVE LOOKING TOWARD HARBOR ENTRANCE
COUNTY OF SANTA CRUZ

PLANNING DEPARTMENT
701 OCEAN STREET, 4TH FLOOR, SANTA CRUZ, CA 95060
(831) 454-2580  FAX: (831) 454-2131  TDD: (831) 454-2123
KATHLEEN MOLLOY PREVISICH, PLANNING DIRECTOR
http://www.sccplanning.com/

MITIGATED NEGATIVE DECLARATION

Project: East Cliff Drive Pedestrian Improvements Phase III  APN(S): N/A, County Right-of-Way
Project Description: Proposal to complete roadway and roadside improvements within the East Cliff Drive public right-of-way between 5th and 7th Avenue to include parking and circulation improvements (vehicle, bicycle, and pedestrian) and a bluff protection structure on the south side of the right-of-way. The project includes the removal of a 24 inch Monterey Cypress tree, a 24 inch and 26 inch Mexican Fan Palm tree, and multiple smaller trees. The project requires a Coastal Development Permit and a Geology, Geotechnology, Seawall Design, Arborist, Preliminary Grading, Drainage, and Biotic Report Reviews.

Project Location: The project is located within the East Cliff Drive public right-of-way between 5th Avenue and 7th Avenue adjacent to Twin Lakes State Beach, Harbor Beach, and the Santa Cruz Yacht Harbor within the Live Oak Planning Area.

Owner: County of Santa Cruz
Applicant: Santa Cruz County Department of Public Works
Staff Planner: Sheila McDaniel, (831) 454-2255
Email: pin056@co.santa-cruz.ca.us

This project will be considered at a public hearing by the Santa Cruz County Planning Commission on October 24, 2012 at 9:00 a.m. or thereafter in the Board of Supervisors Chambers, 701 Ocean Street, 5th Floor, Room 525, Santa Cruz, CA 95060.

California Environmental Quality Act Mitigated Negative Declaration Findings:
Find, that this Mitigated Negative Declaration reflects the decision-making body’s independent judgment and analysis, and; that the decision-making body has reviewed and considered the information contained in this Mitigated Negative Declaration and the comments received during the public review period; and, that revisions in the project plans or proposals made by or agreed to by the project applicant would avoid the effects or mitigate the effects to a point where clearly no significant effects would occur; and, on the basis of the whole record before the decision-making body (including this Mitigated Negative Declaration) that there is no substantial evidence that the project as revised will have a significant effect on the environment. The expected environmental impacts of the project are documented in the attached Initial Study on file with the County of Santa Cruz Clerk of the Board located at 701 Ocean Street, 5th Floor, Santa Cruz, California.

Review Period Ends: October 12, 2012

Date: Oct 16, 2012

Note: This Document is considered Draft until it is Adopted by the Appropriate County of Santa Cruz Decision-Making Body

THIS NOTICE HAS BEEN POSTED AT THE CLERK OF THE BOARD OF SUPERVISORS OFFICE FOR A PERIOD COMMENCING 04 Aug 2014 AND ENDING 03 Sept 2014

MATT JOHNSTON, Environmental Coordinator
(831) 454-3201

RECEIVED CLERK OF THE BOARD
AUG - 4 2014
BOARD OF SUPERVISORS
COUNTY OF SANTA CRUZ
NOTICE OF DETERMINATION

To:
☒ County of Santa Cruz
   Clerk of the Board
   701 Ocean Street, Room 500
   Santa Cruz, CA 95060

☐ Office of Planning and Research
   State Clearinghouse
   P.O. Box 3044
   Sacramento, CA 95812-3044

Subject: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if applicable): 2012042035
Project Title: East Cliff Drive Pedestrian Improvements Phase III
Project Applicant: County of Santa Cruz – Department of Public Works
Project Location: The project is located within the East Cliff Drive public right-of-way between 5th Avenue and 7th Avenue adjacent to Twin Lakes State Beach, Harbor Beach, and the Santa Cruz Yacht Harbor within the Live Oak Planning Area, in Santa Cruz County.

Project Description: Proposal to complete roadway and roadside improvements within the East Cliff Drive public right-of-way between 5th and 7th Avenue to include parking and circulation improvements (vehicle, bicycle, and pedestrian) and a bluff protection structure on the south side of the right-of-way. The project includes the removal of a 24 inch Monterey Cypress tree, a 24 inch and 26 inch Mexican Fan Palm tree, and multiple smaller trees.

This is to advise that the County of Santa Cruz has approved the above described project on 10/24/12 (Date) and has made the following determinations regarding the above described project:

1. ☒ The project [ □ will ☒ will not ] have a significant effect on the environment.
2. ☒ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
3. ☑ Mitigation Measures [ ☐ were ☒ were not ] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [ ☐ was ☑ was not ] adopted for this project.
5. A statement of Overriding Considerations [ ☐ was ☑ was not ] adopted for this project.
6. Findings [ ☐ were ☒ were not ] made pursuant to the provisions of CEQA.

This is to certify that the Final EIR with comments and responses and record of project approval, or the Negative Declaration, is available to the General Public at the following location:

County of Santa Cruz Planning Department
701 Ocean Street, 4th Floor
Santa Cruz, CA 95060

[Signature]

Date Received for Filing at Clerk of the Board

Environmental Coordinator
Title
10/16/12
Date
Date Received for filing at OPR

Updated 12/11
Transportation Development Act (TDA) – Local Transportation Funds
CLAIM FORM
for Bike/Ped Projects

If you have any questions about this claim form or would like an electronic copy of the form, please contact the Santa Cruz County Regional Transportation Commission at 460-3200.

Project Information

1. Project Title: County Government Center ADA Path

2. Implementing Agency: County of Santa Cruz

3. Sponsoring Agency (if different) – must be a TDA Eligible Claimant:

4. TDA funding requested this claim: $15,000

5. Fiscal Year (FY) for which funds are claimed: FY 2014/2015

6. General purpose for which the claim is made, identified by the article and section of the Act which authorizes such claims: ☑ Article 8 Bicycle and/or Pedestrian Facility

7. Contact Person/Project Manager: __Jack Sohriakoff, Senior Civil Engineer
   Telephone Number: (831) 454-2160 E-mail: Jack.Sohriakoff@santacruzcounty.us

   Secondary Contact (in event primary not available): __Greg Martin, Civil Engineer
   Telephone Number: (831) 454-2160 E-mail: Greg.Martin@santacruzcounty.us

8. Project/Program Description/Scope (use additional pages, if needed, to provide details such as work elements/tasks): This capital improvement project will implement an ADA pedestrian path of travel from the existing bus stop on Ocean Street to the County building. The project costs are approximately $95,000.

9. Number of people to be served/anticipated number of users of project/program: Estimated employees/visitors to County Government Center = 500,000 people annually. Estimated pedestrians to use new ADA path from Ocean Street through parking lot to County building: 25% of employees and visitors arrive by vehicle and park in parking lot or arrive by transit = 125,000 pedestrians. These are considered annual users that can be directly served by these improvements at the County facility.

10. Project Location/Limits (attach a map and/or photos if available/applicable, include street names): The limits of the improvements are from the sidewalk on Ocean Street to the front of the County building.

11. Justification for the project. (Why is this project needed? Primary goal/purpose of the project; problem to be addressed; project benefits; importance to the community): The goal is to provide ADA infrastructure for pedestrians around County Government Center which will increase overall safety.
12. Consistency and relationship with the Regional Transportation Plan (RTP) – please reference Project or Policy number:

Policy 2.1- Ensure that all major corridors provide a choice of transportation modes and are designed with multi-modal amenities such as bus stops, turnouts and shelters, bike lanes and sidewalks.
Policy 4.1 – Emphasize sustainable transportation modes consistent with regional environmental policies.
Policy 4.2 – Ensure that transportation projects contribute to improved regional air quality, reduce energy consumption or reduce vehicle miles traveled, or, at a minimum, do not worsen existing conditions.

13. Measures of performance, success or completion to be used to evaluate project/program:
Infrastructure improvements are to be consistent with ADA requirements and all relative design criteria standards.

14. Impact(s) of project on other modes of travel, if any (ex. parking to be removed):
No impacts on other modes of travel anticipated.

15. Project Cost/Budget, including other funding sources, and Schedule: The Santa Cruz County Board of Supervisors has adopted the attached resolution for the TDA project funding.

**Project Start Date:** April 1, 2015, Phase I, Aptos Village Plan Improvements

<table>
<thead>
<tr>
<th>Planning</th>
<th>Environmental</th>
<th>Design/Engineering</th>
<th>ROW</th>
<th>Construction</th>
<th>Other *</th>
<th>Contingency</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>SCHEDULE (Month/Yr) Completion Date</td>
<td>done</td>
<td>done</td>
<td>complete</td>
<td>Done</td>
<td>11/2014</td>
<td>3/2015</td>
<td>$95,000</td>
</tr>
<tr>
<td>Total Cost/Phase</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>STDA requested</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$15,000</td>
<td>$15,000</td>
</tr>
<tr>
<td>Source 2: Prior TDA</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$0</td>
<td></td>
<td>$0</td>
</tr>
<tr>
<td>Source 3: Local</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$80,000</td>
<td></td>
<td>$80,000</td>
</tr>
<tr>
<td>Source 4:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Please describe what is included in “Other”:

16. Preferred Method and Schedule for TDA fund distribution, consistent with the RTC Rules and Regulations (a. 90% prior to completion/10% upon completion; or b. 100% after completion):
Preferred method for TDA fund distribution is: a. 90% prior to completion/10% upon completion.
17. TDA Eligibility:

<table>
<thead>
<tr>
<th></th>
<th>YES/NO?</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. Has the project/program been approved by the claimant's governing body? Attach resolution to claim. (If &quot;NO,&quot; provide the approximate date approval is anticipated.)</td>
<td>Yes</td>
</tr>
<tr>
<td>B. Has this project previously received TDA funding?</td>
<td>No</td>
</tr>
<tr>
<td>C. For capital projects, have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency for the next 20 years?</td>
<td>Yes</td>
</tr>
<tr>
<td>D. Has the project already been reviewed by the RTC Bicycle Committee and/or Elderly/Disabled Transportation Advisory Committee? (If &quot;NO,&quot; project will be reviewed prior to RTC approval.)</td>
<td>No</td>
</tr>
</tbody>
</table>

**Documentation to Include with Your Claim:**

**All Claims**

- A letter of transmittal addressed to the SCCRTC Executive Director that attests to the accuracy of the claim and all its accompanying documentation.
- Resolution from the TDA Eligible Claimant indicating its role and responsibilities.

**Article 8 Bicycle/Pedestrian Claims**

- Evidence of environmental review for capital projects

**Local Agency Certification:**

This TDA Claim has been prepared in accordance with the SCCRTC’s Budget, SCCRTC’s Rules and Regulations, and Caltrans TDA Guidebook (http://www.dot.ca.gov/hq/MassTrans/State-TDA.html). I certify that the information provided in this form is accurate and correct. I understand that if the required information has not been provided this form may be returned and the funding allocation may be delayed.

Signature: [Signature]  
Title: Director of Public Works  
Date: 9/26/2014
COUNTY BUILDING ADA ACCESS PATH IMPROVEMENTS

IMPROVED ADA ACCESS PATH OF TRAVEL
TO: Regional Transportation Commission (RTC)  
FROM: Yesenia Parra, Administrative Services Officer  
RE: Reject Claim from Lisa Wheeler

RECOMMENDATIONS

Staff recommends that the Regional Transportation Commission (RTC) reject the claim from Lisa Wheeler.

BACKGROUND

In October of 2012, the Regional Transportation Commission (RTC) acquired the Santa Cruz Branch Rail Line (Branch Line). With this acquisition, the RTC inherited all of the corresponding real estate rights, and property responsibilities.

On August 29, 2014 the RTC received an “Application for Leave to Present a Late Claim” from Ms. Lisa Wheeler. At its October 2, 2014 meeting the Commission accepted Ms. Wheeler’s application for leave to present a late claim.

DISCUSSION

Ms. Wheeler is represented by Hugo N. Gerstl Esq. Ms. Wheeler has submitted a claim (Attachment 1) alleging injuries suffered while walking on the RTC rail line property. The rail line property identified in the claim is on a Davenport beach, it is a drainage tunnel that is used to take the creek under the railroad. This property has never been designated as a pedestrian path. Ocean and creek water run through the tunnel through-out the day.

Staff has reviewed the claim with its insurance carrier, California Special District Association, and recommends that the Commission reject Ms. Wheeler’s claim and direct staff to work with its insurance carrier and legal counsel on next steps on Ms. Wheelers claim.

SUMMARY

On August 29, 2014 the RTC received an “Application for Leave to Present a Late Claim” from Lisa Wheeler. At its October 2, 2014 meeting the Commission accepted the application. Staff has reviewed the claim with it’s insurance carrier and recommends that the Commission reject the claim from Lisa Wheeler.

Attachments:
1. Application for Leave to Present Late Claim & Claim
APPLICATION FOR LEAVE TO PRESENT LATE CLAIM

August 29, 2014

TO: Santa Cruz County Regional Transportation Commission
1523 Pacific Ave.
Santa Cruz, CA 95060

VIA FAX: (831) 460-3215; email – info@sccrtc.org; and PERSONAL DELIVERY

COMES NOW CLAIMANT AND APPLICANT, LISA WHEELER, by and through her attorney and designated agent, HUGO N. GERSTL, and respectfully applies for leave to present a late claim pursuant to California Government Code §911.4 and 911.6 and in support thereof respectfully states as follows:

1. The incident giving rise to the claim took place on August 31, 2013, which is less than one (1) year from the date of this application.

2. The failure to present the claim was through mistake, inadvertence, surprise or excusable neglect and the public entity was not prejudiced in its defense of the claim by the failure to present the claim within the time specified in Section 911.2 as follows:

   a. On January 24, 2014, less than five (5) months after the incident giving rise to the claim, Claimant filed Claim against the County of Santa Cruz. A copy of said claim, as supplemented, is attached hereto, designated Exhibit "A," and incorporated herein by reference.

   b. On March 12, 2014, the County of Santa Cruz denied the claim and gave formal notice that Claimant had only six (6) months to file a State action on the claim, pursuant to Cal. Govt. Code §945.6. A copy of said notice is attached hereto, designated Exhibit "B," and incorporated herein by reference.

   c. On March 17, 2014, Claimant filed action in the Superior Court of California for the County of Santa Cruz, Case No. CV 178849, which is presently pending. A copy of said complaint is attached hereto, designated Exhibit "C," and incorporated herein by reference.

   d. Summons and Complaint were served in this case on March 28, 2014. A copy of the Proof of Service is attached hereto, designated Exhibit "D," and incorporated herein by reference.

   e. On March 28, 2014, Santa Cruz Assistant County Counsel Jason Heath responded by an email inquiry to Claimant's counsel, a copy of which is attached hereto as Exhibit "E" and incorporated herein by reference.

   f. On March 31, 2014, Claimant's counsel responded, Exhibit "F."
g. On April 7, 2014, Santa Cruz Assistant County Counsel emailed Claimant's counsel, stating, in pertinent part, "I got a chance to look further into this; our investigation revealed that the tunnel your client was injured in is located on APN #05812103. This is a 23 acre parcel owned by Southern Pacific Railroad. The County of Santa Cruz does not own or maintain this parcel or the tunnel. ..." Claimant's counsel responded on April 8, 2014 at 12:05 pm and County counsel responded at 12:44 pm on the same date. A single sheet containing these three emails is attached hereto, designated Exhibit "G," and incorporated herein by reference.

h. On or about April 10, 2014, Claimant dismissed without prejudice her complaint against Santa Cruz County (Exhibit "H") and filed her first amended complaint in CV 178849, making claim against UNION PACIFIC CORPORATION, as successor in interest to SOUTHERN PACIFIC RAILROAD (Exhibit "I").

i. On June 25, 2014, UNION PACIFIC RAILROAD COMPANY (UNION PACIFIC) filed and served its answer to the complaint (Exhibit "J"). The matter proceeded to Case Management Conference.

j. On August 26, 2014, UNION PACIFIC RAILROAD COMPANY, through its counsel, sent a letter to Plaintiff's Counsel, Exhibit "K." In that letter, UNION PACIFIC stated, in pertinent part, "The parcel in question, Assessor Parcel No. 05812103, was sold to Santa Cruz County Regional Transportation Commission ("SCCRTC"). The sale closed on October 12, 2012. A copy of the Sales Agreement is available on the SCCRTC website."

3. There is some confusion as to whether or not Claimant has already made a valid claim since Exhibit "A" is a Claim Against the County of Santa Cruz. The claim was denied by the County of Santa Cruz and Claimant timely filed action against the County of Santa Cruz, which was dismissed without prejudice when the County Counsel advised claimant's counsel that Santa Cruz County did not own the parcel of land on which the accident took place.

4. In the event Santa Cruz County Regional Transportation Commission is an agency of Santa Cruz County, timely notice of the claim has already been given. If it is not, PLEASE CONSIDER EXHIBIT "A: ATTACHED HERETO TO BE AN ORIGINAL CLAIM.

Thank you very much for your immediate attention to this matter.

Dated: August 29, 2014

LISA WHEELER, Claimant, by
HUGO N. GERSTL, her attorney of record
CLAIM AGAINST THE COUNTY OF SANTA CRUZ
(Pursuant to Section 910 et Seq., Govt. Code)

TO: BOARD OF SUPERVISORS
COUNTY OF SANTA CRUZ
ATTN: Clerk of the Board
Governmental Center
701 Ocean Street, Santa Cruz, CA 95060

1. Claimant's Name: Lisa Wheeler
   Address: c/o Gerstl & Hudson; 2460 Garden Road, Suite C
   Monterey, CA 93940
   Phone No: 831-649-0669
   P.O. Box to which notices are to be sent: 

2. Occurrence: Slip and fall in tunnel at Davenport Beach
   Date: August 31, 2013
   Place: Davenport Beach, Santa Cruz County, CA

3. Circumstances of occurrence or transaction giving rise to claim:
   Claimant was walking in publicly available tunnel on beach. There were no warning signs or safety
   measures of any kind. Claimant slipped on what appeared to be solid rock, but which was not.

4. General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known:
   Personal injuries, consisting of broken femur and other injuries; medical and incidental expense; loss of
   wages; impaired earning capacity; general damages for pain and suffering

5. Name(s) of public employee(s) causing injury, damage or loss, if known:
   Unknown

6. Amount claimed now .......................................................... $ In excess of $200,000
   Estimated amount of future loss, if known ........................... $ Unknown
   TOTAL ................................................................................ $ Per proof

7. Basis for above computations:
   General damages for pain and suffering per proof; medical and incidental expenses per proof; loss of
   earnings and impaired earning capacity

8. If the amount claimed is over $10,000, indicate the court of jurisdiction:
   Municipal Court   Santa Cruz County   Superior Court

CLAIMANT'S SIGNATURE: [Signature]

Note: Claim must be presented to Clerk, Board of Supervisors, within six (6) months after the act which occasioned
the injury.

Note: This claim and all attachments become Public Record and are scanned into the World Wide Web (Internet).

Americans with Disabilities Act questions or requests for accommodations may be directed to the ADA Coordinator at
454-2962 (TDD 454-2123).

PER5003
CERTIFIED MAIL, R.R.R.
Becky McBride, Sr. Personnel Analyst
County of Santa Cruz
Personnel Department
Risk Management
701 Ocean Street, Suite 310
Santa Cruz, CA 95060-4073

Re: Lisa Wheeler (314-061, Received By Clerk of the Board, 1/24/14)

Dear Ms. McBride:

Thank you for your letter of January 28, 2014, copy attached.

Lisa Wheeler’s claim is supplemented by adding the following:

Ms. Wheeler and her friend Fernando Velasco went to the beach in Davenport, California. On the beach, there is an old train tunnel where the creek was diverted to go through the tunnel for the highway. Lisa and Mr. Velasco took a walk and went into the tunnel. You can see the light at the other end. There were children playing in the tunnel as Lisa, Mr. Velasco, and Lisa’s dog started going through. Lisa was ahead of Mr. Velasco as he was picking up the dog in a deeper part of the water in the tunnel. Some children were between Lisa and Mr. Velasco.

Lisa slipped and fell. Adults and children came to help. They said they called 911.

Sometime between 30 minutes and 1 hour later a Santa Cruz County Lifeguard appeared. Soon afterward, the Cal Fire Contingent appeared. The Paramedic checked with the Lifeguard on Ms. Wheeler’s situation. Three or four others started coming in with equipment. Two of them slipped.
Ms. Wheeler is informed and believes and thereon alleges that the County of Santa Cruz was responsible for the supervision, maintenance, operation and control of the public beach and all parts thereof.

Ms. Wheeler is informed and believes and thereon alleges that the City was charged with posting warning signs and otherwise taking reasonable steps to warn of the dangers of the tunnel or close the tunnel.

Accordingly, Lisa Wheeler reasserts her claim and requests that the County of Santa Cruz take appropriate action on her tort claim.

Sincerely,

HUGO N. GERSTL

HNG:cmm
Enclosures

cc: Lisa Wheeler
March 12, 2014

Lisa Wheeler
C/o Gerstl & Hudson
2460 Garden Road, Suite C
Monterey, CA 93940

RE: Claim of Lisa Wheeler, against the County of Santa Cruz, Claim No. 314-061

Dear Ms. Wheeler:

NOTICE OF ACTION ON CLAIM

Notice is hereby given that the claim that was presented to the Board of Supervisors of the County of Santa Cruz was rejected on March 11, 2014.

WARNING

Subject to certain exceptions, you have six (6) months or one hundred eighty-two (182) days from the date this notice was personally delivered to you or deposited in the mail to file a State action on this claim. See Government Code Section 945.6.

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Very truly yours,

DANA McRAE, COUNTY COUNSEL

By: JASON M. HEATH
Assistant County Counsel

JMH/jp
Enclosure
cc: Risk Management
Department of Public Works

EXHIBIT "B"
PROOF OF SERVICE

I, the undersigned, state that I am a citizen of the United States and employed in the County of Santa Cruz, State of California. I am over the age of 18 years and not a party to the within action. My business address is 701 Ocean Street, Room 505, Santa Cruz, California 95060. On the date set out below, I served a true copy of the following on the person(s)/entity(ies) listed below:

NOTICE OF ACTION ON CLAIM

☐ by service by mail by placing said copy enclosed in a sealed envelope and depositing the sealed envelope with the United States Postal Service with the postage fully prepaid.

☒ by service by mail by placing said copy enclosed in a sealed envelope and placing the envelope for collection and mailing on the date and at the place shown below following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service with postage fully prepaid.

☐ by express or overnight mail by arranging for pick-up by an employee of an express/overnight mail company on:

☐ by facsimile service at the number listed below and have confirmation that it was received by:

Lisa Wheeler
c/o Gerstl & Hudson
2460 Garden Road, Suite C
Monterey, CA 93940

I declare under penalty of perjury that the foregoing is true and correct. Executed on March 12, 2014, at Santa Cruz, California.

JULIANA PANICK

DANA McRAE, COUNTY COUNSEL
COUNTY OF SANTA CRUZ
701 Ocean Street, Room 505
Santa Cruz, California 95060-4068
Telephone: (831) 454-2040
Facsimile: (831) 454-2115
ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
Hugo N. Gerstl, CSB #37927
Gerstl & Hudson
2460 Garden Road, Suite C
Monterey, CA 93940

TELEPHONE NO: 831-649-0669  FAX NO. (Optional): 831-649-8007
E-MAIL ADDRESS (Optional): Hugo@gerstlandhudson.com
ATTORNEY FOR (Name): Plaintiff

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CRUZ

STREET ADDRESS: 701 Ocean Street
MAILING ADDRESS: Santa Cruz, CA 95060
CITY AND ZIP CODE: Santa Cruz
BRANCH NAME: Santa Cruz

PLAINTIFF: LISA WHEELER

DEFENDANT: COUNTY OF SANTA CRUZ, a political subdivision of the State of California

☐ DOES 1 TO 10

COMPLAINT—Personal Injury, Property Damage, Wrongful Death

☐ AMENDED (Number):

☐ MOTOR VEHICLE ☑ OTHER (specify):

☐ Property Damage ☐ Wrongful Death

☑ Personal Injury ☐ Other Damages (specify):

Jurisdiction (check all that apply):

☐ ACTION IS A LIMITED CIVIL CASE

Amount demanded ☐ does not exceed $10,000
☐ exceeds $10,000, but does not exceed $25,000

☑ ACTION IS AN UNLIMITED CIVIL CASE (exceeds $25,000)

☐ ACTION IS RECLASSIFIED by this amended complaint

☐ from limited to unlimited

☐ from unlimited to limited

CASE NUMBER: CV 178 849

1. Plaintiff (name or names): LISA WHEELER

alleges causes of action against defendant (name or names):
COUNTY OF SANTA CRUZ, etc., and DOES 1-10

2. This pleading, including attachments and exhibits, consists of the following number of pages:

3. Each plaintiff named above is a competent adult

a. ☐ except plaintiff (name):

(1) ☐ a corporation qualified to do business in California

(2) ☐ an unincorporated entity (describe):

(3) ☐ a public entity (describe):

(4) ☐ a minor ☐ an adult

(a) ☐ for whom a guardian or conservator of the estate or a guardian ad litem has been appointed

(b) ☐ other (specify):

(5) ☐ other (specify):

b. ☐ except plaintiff (name):

(1) ☐ a corporation qualified to do business in California

(2) ☐ an unincorporated entity (describe):

(3) ☐ a public entity (describe):

(4) ☐ a minor ☐ an adult

(a) ☐ for whom a guardian or conservator of the estate or a guardian ad litem has been appointed

(b) ☐ other (specify):

(5) ☐ other (specify):

☐ Information about additional plaintiffs who are not competent adults is shown in Attachment 3.
4. ☐ Plaintiff (name):
   is doing business under the fictitious name (specify):
   and has complied with the fictitious business name laws.

5. Each defendant named above is a natural person
   a. ✅ except defendant (name): Santa Cruz County
      (1) ☐ a business organization, form unknown
      (2) ☐ a corporation
      (3) ☐ an unincorporated entity (describe):
      (4) ☑ a public entity (describe):
         Political subdivision of California
      (5) ☐ other (specify):
   c. ✗ except defendant (name):
      (1) ☐ a business organization, form unknown
      (2) ☐ a corporation
      (3) ☐ an unincorporated entity (describe):
      (4) ☐ a public entity (describe):
      (5) ☐ other (specify):

   b. ☐ except defendant (name):
      (1) ☐ a business organization, form unknown
      (2) ☐ a corporation
      (3) ☐ an unincorporated entity (describe):
      (4) ☐ a public entity (describe):
      (5) ☐ other (specify):
   d. ☐ except defendant (name):
      (1) ☐ a business organization, form unknown
      (2) ☐ a corporation
      (3) ☐ an unincorporated entity (describe):
      (4) ☐ a public entity (describe):
      (5) ☐ other (specify):

☐ Information about additional defendants who are not natural persons is contained in Attachment 5.

6. The true names of defendants sued as Does are unknown to plaintiff.
   a. ✅ Doe defendants (specify Doe numbers): 1-5
      were the agents or employees of other
      named defendants and acted within the scope of that agency or employment.
   b. ✅ Doe defendants (specify Doe numbers): 6-10
      are persons whose capacities are unknown to
      plaintiff.

7. ☐ Defendants who are joined under Code of Civil Procedure section 382 are (names):

8. This court is the proper court because
   a. ☐ at least one defendant now resides in its jurisdictional area.
   b. ☑ the principal place of business of a defendant corporation or unincorporated association is in its jurisdictional area.
   c. ☑ injury to person or damage to personal property occurred in its jurisdictional area.
   d. ☐ other (specify):

9. ☑ Plaintiff is required to comply with a claims statute, and
   a. ☑ has complied with applicable claims statutes, or
   b. ☐ is excused from complying because (specify):
10. The following causes of action are attached and the statements above apply to each (each complaint must have one or more causes of action attached):
   a. [ ] Motor Vehicle
   b. [x] General Negligence
   c. [ ] Intentional Tort
   d. [ ] Products Liability
   e. [x] Premises Liability
   f. [ ] Other (specify):

11. Plaintiff has suffered
   a. [x] wage loss
   b. [x] loss of use of property
   c. [x] hospital and medical expenses
   d. [x] general damage
   e. [x] property damage
   f. [x] loss of earning capacity
   g. [ ] other damage (specify):

12. [ ] The damages claimed for wrongful death and the relationships of plaintiff to the deceased are
    a. [ ] listed in Attachment 12.
    b. [ ] as follows:

13. The relief sought in this complaint is within the jurisdiction of this court.

14. Plaintiff prays for judgment for costs of suit; for such relief as is fair, just, and equitable; and for
    a. (1) [x] compensatory damages
       (2) [ ] punitive damages
       The amount of damages is (in cases for personal injury or wrongful death, you must check (1)):
       (1) [x] according to proof
       (2) [ ] in the amount of: $

15. [ ] The paragraphs of this complaint alleged on information and belief are as follows (specify paragraph numbers):

Date: March 13, 2014

HUGO N. GERSTL

(TYPE OR PRINT NAME)

(SIGNATURE OF PLAINTIFF OR ATTORNEY)

COMPLAINT—Personal Injury, Property Damage, Wrongful Death

EXHIBIT "C" - PAGE 3
CAUSE OF ACTION—General Negligence

ATTACHMENT TO ☑ Complaint ☐ Cross-Complaint

(Use a separate cause of action form for each cause of action.)

GN-1. Plaintiff (name): LISA WHEELER

alleges that defendant (name): COUNTY OF SANTA CRUZ, California

☑ Does 1 to 4

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant negligently caused the damage to plaintiff

on (date): August 31, 2013

at (place): Davenport Beach, Santa Cruz County, California

(description of reasons for liability):

Plaintiff was walking in a publicly available tunnel on County-owned beach. Defendant County negligently failed to maintain the tunnel. There were no warning signs or safety measures of any kind in, about, or near the tunnel. Plaintiff slipped on what appeared to be solid rock, but which was not, proximately causing the injuries described herein.
SECOND

CAUSE OF ACTION—Premises Liability

ATTACHMENT TO ☑ Complaint ☐ Cross - Complaint
(Use a separate cause of action form for each cause of action.)

Prem.L-1. Plaintiff (name): LISA WHEELER

alleges the acts of defendants were the legal (proximate) cause of damages to plaintiff.

On (date): August 31, 2013 plaintiff was injured on the following premises in the following

fashion (description of premises and circumstances of injury):

Plaintiff was walking in a publicly available tunnel on County-owned beach. Defendant County negligently failed to maintain the tunnel. There were no warning signs or safety measures of any kind in, about, or near the tunnel. Plaintiff slipped on what appeared to be solid rock, but which was not, proximately causing the injuries described herein.

Prem.L-2. ☑ Count One—Negligence The defendants who negligently owned, maintained, managed and
operated the described premises were (names):

COUNTY OF SANTA CRUZ, CALIFORNIA

☑ Does __________ to __________

or maliciously failed to guard or warn against a dangerous condition, use, structure, or activity were

(names):

COUNTY OF SANTA CRUZ, CALIFORNIA

☑ Does __________ to __________

Plaintiff, a recreational user, was ☐ an invited guest ☐ a paying guest.

Prem.L-4. ☑ Count Three—Dangerous Condition of Public Property The defendants who owned public property
on which a dangerous condition existed were (names):

COUNTY OF SANTA CRUZ, CALIFORNIA

☑ Does __________ to __________

a. ☑ The defendant public entity had ☐ actual ☑ constructive notice of the existence of the dangerous condition in sufficient time prior to the injury to have corrected it.

b. ☑ The condition was created by employees of the defendant public entity.

Prem.L-5. a. ☐ Allegations about Other Defendants The defendants who were the agents and employees of the
other defendants and acted within the scope of the agency were (names):

☑ Does __________ to __________

b. ☐ The defendants who are liable to plaintiffs for other reasons and the reasons for their liability are

☐ described in attachment Prem.L-5.b as follows (names):

EXHIBIT "C" — PAGE 5
PROOF OF SERVICE OF SUMMONS

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.

2. I served copies of:
   a. [X] summons
   b. [X] complaint
   c. [ ] Alternative Dispute Resolution (ADR) package
   d. [ ] Civil Case Cover Sheet (served in complex cases only)
   e. [ ] cross-complaint
   f. [X] other (specify documents): Case Management Information & Setting

3. a. Party served (specify name of party as shown on documents served):
   County of Santa Cruz, a political subdivision of the State of California

   b. [X]  Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):
   Alicia Morillo, Deputy Clerk of the Board of Supervisors

4. Address where the party was served: 701 Ocean Street, Room 500
   Santa Cruz, CA 95060

5. I served the party (check proper box)
   a. [X] by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): 3/28/2014 (2) at (time): 2:25 p.m.
   b. [ ] by substituted service. On (date): at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):

   (1) [ ] (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.

   (2) [ ] (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.

   (3) [ ] (physical address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.

   (4) [ ] I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or [ ] a declaration of mailing is attached.

   (5) [ ] I attach a declaration of diligence stating actions taken first to attempt personal service.
5. c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
   (1) on (date):
   (2) from (city):
   (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgement of Receipt.) (Code Civ. Proc., § 415.30.)
   (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)

   d. ☐ by other means (specify means of service and authorizing code section):

   ☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:
a. ☐ as an individual defendant.
b. ☐ as the person sued under the fictitious name of (specify):
c. ☐ as occupant.
d. ☑ On behalf of (specify): County of Santa Cruz, a political subdivision of the State of California under the following Code of Civil Procedure section:
   ☐ 416.10 (corporation)
   ☐ 416.20 (defunct corporation)
   ☐ 416.30 (joint stock company/association)
   ☐ 416.40 (association or partnership)
   ☑ 416.50 (public entity)
   ☐ 415.95 (business organization, form unknown)
   ☐ 416.60 (minor)
   ☐ 416.70 (ward or conservatee)
   ☐ 416.90 (authorized person)
   ☐ 415.46 (occupant)
   ☐ other:

7. Person who served papers
a. Name: Jack H. Stern
b. Address: CROSSCO LEGAL SERVICE
   P.O. Box 1327
   Monterey, CA 93942
   (831) 393-2331
   Monterey County No. 34
d. The fee for service was: $ 75.00
e. I am:
   (1) ☐ not a registered California process server.
   (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
   (3) ☑ a registered California process server:
      (i) ☑ owner ☐ employee ☐ independent contractor.
      (ii) Registration No.: 34
      (iii) County: Monterey

8. ☑ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: April 2, 2014

Jack H. Stern
(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)
Hugo Gerstl

From: Jason Heath [Jason.Heath@santacruzcounty.us]
Sent: Friday, March 28, 2014 5:07 PM
To: 'hugo@gerstlandhudson.com'
Subject: Lisa Wheeler v. County of Santa Cruz

Mr. Gerstl:

I represent the County of Santa Cruz, and I received plaintiff’s complaint in this matter today. I wanted to let you know that the County of Santa Cruz does not believe that it owns, operates, or maintains the facility where we understand your client was injured (assuming we have the right location – it was difficult to tell from the information in the tort claim). If you have not done so already, you might want to have the property at issue surveyed, or use the County’s on-line GIS system to determine the ownership, before this goes much further. If you have had the property surveyed or otherwise have information establishing that the County does own, operate, or maintain the property at issue, I would really appreciate seeing that as soon as possible as it may impact a quicker resolution of this matter.

Please call me at 831-454-2049 if you would like to discuss this. I look forward to working with you on this case.

Jason Heath
Asst. County Counsel
County of Santa Cruz

3/31/2014

EXHIBIT "E"
From: Hugo Gerstl [mailto:hugo@gerstlandhudson.com]
Sent: Monday, March 31, 2014 1:49 PM
To: Jason Heath
Subject: LISA WHEELER v. COUNTY OF SANTA CRUZ

March 31, 2014

Dear Jason,

Thank you for yours of March 28, 2013. I attempted to call you back this morning, but you are out for a week. Hope it was for a vacation or other good things (for which I am envious), rather than for bad things.

Call me when you get back. If Santa Cruz does not own and operate the beach and the tunnel and you can direct me as to who might, I’d be appreciative. Many thanks.

Sincerely,

Hugo N. Gerstl
Law Offices of Gerstl & Hudson
2460 Garden Rd. Suite C
Monterey, CA 93940
831-649-0669 Voice
831-649-8007 Fax
Hugo Gerstl

From: Jason Heath [Jason.Heath@santacruzcounty.us]
Sent: Tuesday, April 08, 2014 12:44 PM
To: 'Hugo Gerstl'
Subject: RE: LISA WHEELER v. COUNTY OF SANTA CRUZ

I believe that SPRR is still in business, but cannot confirm. As far as I know they don’t utilize the train tracks through Santa Cruz County anymore.

From: Hugo Gerstl [mailto:hugo@gerstllandhudson.com]
Sent: Tuesday, April 08, 2014 12:05 PM
To: Jason Heath
Subject: RE: LISA WHEELER v. COUNTY OF SANTA CRUZ

Dear Jason:

Sounds good to me. Is SPRR still in business? Don’t file a response yet. I’ll most likely dismiss without prejudice. Best,
Sincerely,

Hugo N. Gerstl
Law Offices of Gerstl & Hudson
2460 Garden Rd. Suite C
Monterey, CA 93940
831-649-0669 Voice
831-649-8007 Fax

From: Jason Heath [mailto:Jason.Heath@santacruzcounty.us]
Sent: Monday, April 07, 2014 1:46 PM
To: 'Hugo Gerstl'
Subject: RE: LISA WHEELER v. COUNTY OF SANTA CRUZ

Hi – thanks for being patient while I was on vacation.

I got a chance to look further into this, our investigation revealed that the tunnel your client was injured in is located on APN # 05812103. This is a 23 acre parcel owned by Southern Pacific Railroad. The County of Santa Cruz does not own or maintain this parcel or the tunnel. If you have any information to the contrary, or if you have information indicating that your client was injured on some other piece of property, please let me know immediately.

How would you like to handle this? My demurrer or answer is due on April 25th. I am open to you substituting SPRR in as a Doe Defendant and giving the County a dismissal without prejudice if you feel like you need more time to figure this out prior to engaging in motion work.

Thanks –

Jason Heath

4/10/2014

EXHIBIT "G"
REQUEST FOR DISMISSAL

A conformed copy will not be returned by the clerk unless a method of return is provided with the document.

This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)

1. TO THE CLERK: Please dismiss this action as follows:
   a. ( ) With prejudice ( ) Without prejudice
   b. ( ) Complaint ( ) Petition
      ( ) Cross-complaint filed by (name):
      ( ) Cross-complaint filed by (name):
      ( ) Entire action of all parties and all causes of action
      ( ) Other (specify):* as to Defendant COUNTY OF SANTA CRUZ, CA only. Dismissal is not a reatrait.

   2. (Complete in all cases except family law cases.)
      The court did [x] did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed.)
      Date: April 10, 2014
      HUGO N. GERSTL
      (TYPE OR PRINT NAME OF [ ] ATTORNEY [ ] PARTY WITHOUT ATTORNEY)
      Attorney or party without attorney for:
      [x] Plaintiff/Petitioner [ ] Defendant/Respondent
      [ ] Cross-Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.**
   Date:
   (TYPE OR PRINT NAME OF [ ] ATTORNEY [ ] PARTY WITHOUT ATTORNEY)
   Attorney or party without attorney for:
   [ ] Plaintiff/Petitioner [x] Defendant/Respondent
   [ ] Cross-Complainant

   *(To be completed by clerk)
   4. [ ] Dismissal entered as requested on (date):
   5. [ ] Dismissal entered on (date): as to only (name):
   6. [ ] Dismissal not entered as requested for the following reasons (specify):
      a. [ ] Attorney or party without attorney notified on (date):
      b. [ ] Attorney or party without attorney not notified. Filing party failed to provide a copy to be conformed means to return conformed copy

   Date:
   Clerk, by ____________________________________________, Deputy

*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

** If a cross-complaint - or Response (Family Law) seeking affirmative relief - is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).

EXHIBIT "H"
COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover $10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for (name):

2. The person named in item 1 is (check one below):
   a. [ ] not recovering anything of value by this action.
   b. [ ] recovering less than $10,000 in value by this action.
   c. [ ] recovering $10,000 or more in value by this action. (If item 2c is checked, item 3 must be completed.)

3. [ ] All court fees and court costs that were waived in this action have been paid to the court (check one): [ ] Yes [ ] No

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: ____________________________

(TYPE OR PRINT NAME OF [ ] ATTORNEY [ ] PARTY MAKING DECLARATION) ____________________________

(SIGNATURE) ____________________________
ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
Hugo N. Gerstl, CSB #37927
Gerstl & Hudson
2460 Garden Road, Suite C
Monterey, CA 93940
TELEPHONE NO: 831-649-0669  FAX NO. (Optional): 831-649-8007
E-MAIL ADDRESS (Optional): Hugo@gerstlandhudson.com
Plaintiff

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CRUZ
STREET ADDRESS: 701 Ocean Street
MAILING ADDRESS: Santa Cruz, CA 95060
CITY AND ZIP CODE: Santa Cruz
BRANCH NAME: Santa Cruz

PLAINTIFF: LISA WHEELER

DEFENDANT: COUNTY OF SANTA CRUZ, etc., UNION PACIFIC CORPORATION, etc.,

☑ DOES 1 TO 10

COMPLAINT—Personal Injury, Property Damage, Wrongful Death
☑ AMENDED (Number): First
Type (check all that apply):
☐ MOTOR VEHICLE  ☑ OTHER (specify):
☐ Property Damage  ☐ Wrongful Death
☐ Personal Injury  ☐ Other Damages (specify):

Jurisdiction (check all that apply):
☐ ACTION IS A LIMITED CIVIL CASE
☐ Amount demanded ☐ does not exceed $10,000
☐ exceeds $10,000, but does not exceed $25,000
☑ ACTION IS AN UNLIMITED CIVIL CASE (exceeds $25,000)
☐ ACTION IS RECLASSIFIED by this amended complaint
☐ from limited to unlimited
☐ from unlimited to limited

CASE NUMBER: CV 178849

1. Plaintiff (name or names): LISA WHEELER
   alleges causes of action against defendant (name or names):
   Union Pacific Corporation, as successor-in-interest to Southern Pacific Railroad, et al
2. This pleading, including attachments and exhibits, consists of the following number of pages: 5
3. Each plaintiff named above is a competent adult
   a. ☐ except plaintiff (name):
      (1) ☐ a corporation qualified to do business in California
      (2) ☐ an unincorporated entity (describe):
      (3) ☐ a public entity (describe):
      (4) ☐ a minor ☐ an adult
         (a) ☐ for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
         (b) ☐ other (specify):
      (5) ☐ other (specify):
   b. ☐ except plaintiff (name):
      (1) ☐ a corporation qualified to do business in California
      (2) ☐ an unincorporated entity (describe):
      (3) ☐ a public entity (describe):
      (4) ☐ a minor ☐ an adult
         (a) ☐ for whom a guardian or conservator of the estate or a guardian ad litem has been appointed
         (b) ☐ other (specify):
      (5) ☐ other (specify):

Information about additional plaintiffs who are not competent adults is shown in Attachment 3.
4. □ Plaintiff (name):
   is doing business under the fictitious name (specify):

   and has complied with the fictitious business name laws.

5. Each defendant named above is a natural person
a. □ except defendant (name): Union Pacific Corp.
   (1) □ a business organization, form unknown
   (2) √ a corporation
   (3) □ an unincorporated entity (describe):
   (4) □ a public entity (describe):
   (5) □ other (specify):

b. □ except defendant (name):
   (1) □ a business organization, form unknown
   (2) □ a corporation
   (3) □ an unincorporated entity (describe):
   (4) □ a public entity (describe):
   (5) □ other (specify):

c. □ except defendant (name):
   (1) □ a business organization, form unknown
   (2) □ a corporation
   (3) □ an unincorporated entity (describe):
   (4) □ a public entity (describe):
   (5) □ other (specify):

d. □ except defendant (name):
   (1) □ a business organization, form unknown
   (2) □ a corporation
   (3) □ an unincorporated entity (describe):
   (4) □ a public entity (describe):
   (5) □ other (specify):

□ Information about additional defendants who are not natural persons is contained in Attachment 5.

6. The true names of defendants sued as Does are unknown to plaintiff.
   a. □ Doe defendants (specify Doe numbers): 1-5 were the agents or employees of other
      named defendants and acted within the scope of that agency or employment.
   b. □ Doe defendants (specify Doe numbers): 6-10 are persons whose capacities are unknown to
      plaintiff.

7. □ Defendants who are joined under Code of Civil Procedure section 382 are (names):

8. This court is the proper court because
   a. □ at least one defendant now resides in its jurisdictional area.
   b. □ the principal place of business of a defendant corporation or unincorporated association is in its jurisdictional area.
   c. □ injury to person or damage to personal property occurred in its jurisdictional area.
   d. □ other (specify):
      Defendant Union Pacific, as successor in interest to Southern Pacific owned and operated the real
      property on which the incident took place

9. □ Plaintiff is required to comply with a claims statute, and
   a. □ has complied with applicable claims statutes, or
   b. □ is excused from complying because (specify):
      In the original action, Plaintiff sued County of Santa Cruz, California and complied with the
      Claims Statute regarding Government Tort Liability
10. The following causes of action are attached and the statements above apply to each (each complaint must have one or more causes of action attached):
a. [ ] Motor Vehicle
b. [ ] General Negligence
c. [ ] Intentional Tort
d. [ ] Products Liability
e. [ ] Premises Liability
f. [ ] Other (specify):

d. [ ] The damages claimed for wrongful death and the relationships of plaintiff to the deceased are
a. [ ] listed in Attachment 12.
b. [ ] as follows.

13. The relief sought in this complaint is within the jurisdiction of this court.

14. Plaintiff prays for judgment for costs of suit; for such relief as is fair, just, and equitable; and for
a. (1) [ ] compensatory damages
   (2) [ ] punitive damages
   The amount of damages is (in cases for personal injury or wrongful death, you must check (1)):
   (1) [ ] according to proof
   (2) [ ] in the amount of: $
FIRST CAUSE OF ACTION—Premises Liability

ATTACHMENT TO Complaint Cross - Complaint
(Use a separate cause of action form for each cause of action.)

Prem.L-1. Plaintiff (name): LISA WHEELER
   alleges the acts of defendants were the legal (proximate) cause of damages to plaintiff.
   On (date): August 31, 2013 plaintiff was injured on the following premises in the following
   fashion (description of premises and circumstances of injury):
   Plaintiff was walking on a publicly available tunnel on Davenport Beach, Santa Cruz, County, CA. The tunnel was on a portion of Assessor's Parcel No. 05812103, a 23-acre parcel owned by Southern Pacific Railroad, which was merged into and is now part of Defendant Union Pacific Corporation (UNP). UNP negligently failed to maintain the tunnel. There were no warning signs or safety measures of any kind in, about, or near the tunnel. Plaintiff slipped on what appeared to be solid rock, proximately causing the injuries described herein.

Prem.L-2. Count One—Negligence The defendants who negligently owned, maintained, managed and operated the described premises were (names):
   Union Pacific Corporation, as successor-in-interest to Southern Pacific Railroad
   [ ] Does 1 to 4

Prem.L-3. Count Two—Willful Failure to Warn [Civil Code section 846] The defendant owners who willfully or maliciously failed to guard or warn against a dangerous condition, use, structure, or activity were (names):
   Union Pacific Corporation, as successor-in-interest to Southern Pacific Railroad
   [ ] Does 1 to 4
   Plaintiff, a recreational user, was [ ] an invited guest [ ] a paying guest.

Prem.L-4. Count Three—Dangerous Condition of Public Property The defendants who owned public property on which a dangerous condition existed were (names):
   Union Pacific Corporation, as successor-in-interest to Southern Pacific Railroad
   [ ] Does 1 to 4

   a. [ ] The defendant public entity had [ ] actual [ ] constructive notice of the existence of the dangerous condition in sufficient time prior to the injury to have corrected it.

   b. [ ] The condition was created by employees of the defendant public entity.

Prem.L-5. a. Allegations about Other Defendants The defendants who were the agents and employees of the other defendants and acted within the scope of the agency were (names):

   [ ] Does ____________ to ____________

   b. [ ] The defendants who are liable to plaintiffs for other reasons and the reasons for their liability are [ ] described in attachment Prem.L-5.b [ ] as follows (names):
SECOND

CAUSE OF ACTION—General Negligence

ATTACHMENT TO: ☑ Complaint ☐ Cross - Complaint

(Use a separate cause of action form for each cause of action.)

GN-1. Plaintiff (name): LISA WHEELER

alleges that defendant (name): Union Pacific Corporation, successor-in-interest to Southern Pac. RR

☑ Does 1 to 4

was the legal (proximate) cause of damages to plaintiff. By the following acts or omissions to act, defendant negligently caused the damage to plaintiff

on (date): August 31, 2013

at (place): APN #05812103, Davenport Beach, Santa Cruz County, CA

(description of reasons for liability):

Plaintiff was walking on a publicly available tunnel on Davenport Beach, Santa Cruz, County, CA. The tunnel was on a portion of Assessor's Parcel No. 05812103, a 23-acre parcel owned by Southern Pacific Railroad, which was merged into and is now part of Defendant Union Pacific Corporation (UNP). UNP negligently failed to maintain the tunnel. There were no warning signs or safety measures of any kind in, about, or near the tunnel. Plaintiff slipped on what appeared to be solid rock, proximately causing the injuries described herein.
COMES NOW Defendant UNION PACIFIC RAILROAD COMPANY answering on behalf of itself, and not for its Co-Defendants, and in answer to the Plaintiff's Complaint herein, admits, denies and alleges as follows:

I.

1. Defendant, in answer to the unverified Complaint herein and by virtue of the provisions of the California Code of Civil Procedure Section 431.30(d), now files its general denial to said unverified Complaint, and each cause of action stated therein, and answering all the allegations of said unverified Complaint, this Defendant denies each and every allegation thereof.
AFFIRMATIVE DEFENSES

FIRST AFFIRMATIVE DEFENSE

2. The Complaint and each cause of action contained therein fails to state facts sufficient to constitute a cause of action against this answering Defendant.

SECOND AFFIRMATIVE DEFENSE

3. This answering Defendant alleges that Plaintiff was herself careless and negligent in and about the matters alleged in the Complaint and that such carelessness and negligence on Plaintiff's own part proximately contributed to the happening of the incident and to the injuries, loss and damages complained of, if any there were, and that should Plaintiff recover damages, this answering Defendant is entitled to have the amount thereof abated, reduced or eliminated to the extent that Plaintiff's own negligence caused or contributed to his injuries, if any.

THIRD AFFIRMATIVE DEFENSE

4. This answering Defendant alleges that any injuries sustained by Plaintiff were either wholly or in part negligently caused by persons, firms, corporations or entities other than this answering Defendant and that this negligence is either imputed to Plaintiff by reason of the relationship of said parties to Plaintiff and/or this negligence comparatively reduces the percentage of negligence, if any, by this answering Defendant.

FOURTH AFFIRMATIVE DEFENSE

5. The Plaintiff knew of or should have known the risks incident to the events alleged in Plaintiff's Complaint and Plaintiff voluntarily, and of her own free will assumed the risk and all risks ordinarily incident thereto, and said assumption bars Plaintiff's alleged damages, if any there were.

///

///

///

///
FIFTH AFFIRMATIVE DEFENSE

6. Plaintiff's claims, insofar as they seek recovery based upon this Defendant's alleged failure to provide additional signals or warning devices at the site in question or based upon claims that excessive train speed or improper locomotive equipment caused or contributed to the subject accident, are preempted by federal law pursuant to the Rail Safety Act of 1970 (45 U.S.C. § 434) and the Highway Safety Act of 1973 (23 U.S.C. § 130, et seq), as amended, and the regulations issued by the Secretary of Transportation pursuant thereto, which vested all legal duties related to such claims in the public authorities of the State of California, which was required to, and did accept and undertake such duties so as to remain qualified for its continued receipt of federal highway funding.

SIXTH AFFIRMATIVE DEFENSE

7. Defendant is informed and believes, and on that basis alleges, that parties, both named and unnamed, served and unserved, and Plaintiff, are in some manner or percentage responsible for Plaintiff's injuries, or non-economic damages, if any, and Defendant requires an order from the trier of fact setting forth separate judgments against each and every party, named and unnamed, served and unserved, and Plaintiff, for the amount of all non-economic damages, if any, that may be recovered by Plaintiff, in direct proportion to the percentage of fault of each party, named and unnamed, served and unserved, and Plaintiff, pursuant to California Civil Code Section 1431.2.

SEVENTH AFFIRMATIVE DEFENSE

8. The entire Complaint and each cause of action thereunder are limited or barred by the provisions of the California Civil Code Sections 846.

EIGHTH AFFIRMATIVE DEFENSE

9. This answering Defendant alleges that at the time of the accident mentioned in Plaintiff's Complaint, Plaintiff was employed by an employer providing workers' compensation benefits as a result of such accident and the injuries and/or
death sustained thereby; that at the times and places mentioned in Plaintiff's Complaint, said employer by and through their agents and employees were negligent in and about the matters and things mentioned in the Complaint in that the negligence of the employer and employees of said employer is imputed to said employer so as to bar and/or limit recovery herein all in accordance with the doctrine of Witt v. Jackson.

NINTH AFFIRMATIVE DEFENSE

10. This answering Defendant alleges that it had no actual or constructive notice of the alleged hazardous condition.

TENTH AFFIRMATIVE DEFENSE

11. This answering Defendant alleges that any recovery on the Complaint is barred completely because UNION PACIFIC RAILROAD COMPANY did not own, control, possess or maintain the property where the subject accident occurred and thus owes no duty/care to Plaintiff.

WHEREFORE, this answering Defendant prays that Plaintiff takes nothing by his actions and this answering Defendant recover its costs of suit herein.

DATED: June 25, 2014

UNION PACIFIC RAILROAD COMPANY

By: [Signature]

JOHN D. FEENEY
Attorneys for Defendant
UNION PACIFIC RAILROAD COMPANY
Wheeler v. County of Santa Cruz, et al.
Santa Cruz County Superior Court Case No.: CV178849

PROOF OF SERVICE -- CCP §§1012.5, 1013a, 2015.5
and California Rules of Court, Rule 2008

I, Jamie Graydon, declare that:

I am a citizen of the United States and am over the age of eighteen years and not a party to the within above-entitled action. I am an employee of Union Pacific Railroad Company, Law Department, and my business address is 10031 Foothills Boulevard, Suite 200, Roseville, California, 95747-7101.

On June 25, 2014, I caused to be served the within document,

DEFENDANT UNION PACIFIC RAILROAD COMPANY'S
ANSWER TO FIRST AMENDED COMPLAINT

on the parties in said action addressed as follows:

| Hugo N. Gerstl, Esq.         | Attorneys for Plaintiff |
| Gerstl & Hudson              | LISA WHEELER            |
| 2460 Garden Road, Suite C   |                        |
| Monterey, CA 93940           |                        |
| Telephone: (831) 649-0669    |                        |
| Facsimile: (831) 649-8007    |                        |

[By Facsimile Machine (FAX)] On _______________, at __________ a.m./p.m., by use of facsimile machine telephone number (916) 789-6227 or (916) 789-6238, I served a true copy of the aforementioned document(s) on the parties in said action by transmitting by facsimile machine to the numbers as set forth above. The facsimile machine I used complied with California Rules of Court, Rule 2003(3) and no error was reported by the machine. Pursuant to California Rules of Court, Rule 2008(e), I caused the machine to print a transmission record of the transmission, a copy of which is attached to this Declaration.

[By Mail] I am familiar with my employer's practice for the collection and processing of correspondence for mailing with the United States Postal Service and that each day's mail is deposited with the United States Postal Service that same day in the ordinary course of business. On the date set forth above, I served the aforementioned document(s) on the parties in said action by placing a true copy thereof enclosed in a sealed envelope with First Class postage thereon fully prepaid, for collection and mailing on this date, following ordinary business practices at Roseville, California, addressed as set forth above.

[By Personal Service] By personally delivering a true copy thereof to the office of the addressee above.

[By Overnight Courier] By causing a true copy and/or original thereof to be personally delivered via the following overnight courier service: __________.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on June 25, 2014, at Roseville, California.

Jamie Graydon
UNION PACIFIC RAILROAD COMPANY

LAW DEPARTMENT
10031 Foothills Boulevard, Suite 200, Roseville California 95747-7101
General Office (916) 789-6400  Facsimile (916) 789-6227

JOHN D. FEENEY
Senior Trial Counsel
Direct: (916) 789-6223

August 26, 2014

VIA FACSIMILE AND U.S. MAIL
Fax No.: (831) 649-8007

Hugo N. Gerstl, Esq.
Gerstl & Hudson
2460 Garden Road, Suite C
Monterey, CA 93940

Re:  Lisa Wheeler v. County of Santa Cruz; Union Pacific Railroad Co.

Dear Mr. Gerstl:

The property where Plaintiff Lisa Wheeler's injuries allegedly occurred is no longer owned by Defendant Union Pacific, nor was it owned by Union Pacific on the date of the alleged incident. The parcel in question, Assessor Parcel No. 05812103, was sold to Santa Cruz County Regional Transportation Commission ("SCCRC") on October 12, 2012. A copy of the Sales Agreement is available on the SCCRTC website.

Furthermore, a search of APN# 05812103 on the Santa Cruz County Tax Collector's website shows the parcel as being linked to the following address: 1523 Pacific Avenue, Santa Cruz (see enclosed copy of Santa Cruz County Tax Collector's website page). This is the location of SCCRTC's office. SCCRTC is and was the owner of APN# 05812103 on the date of Plaintiff's alleged injuries. Consequently, Union Pacific is not liable to Plaintiff for any injuries allegedly sustained on the subject property.

Union Pacific respectfully requests that Plaintiff dismiss the action against Union Pacific, as it is not liable for any injuries occurring on property owned by another. If Plaintiff fails to dismiss this unmeritorious action against Union Pacific, Union Pacific will move for summary judgment.

EXHIBIT "K"
If you have any further questions, please feel free to contact me.

Sincerely,

[Signature]

JOHN D. FEENEY

JDF/jlg
Enclosure
Parcel/Account #: 058-121-03
Mailing Address: 1523 PACIFIC AVE, SANTA CRUZ
GOVERNMENT TORT CLAIM

RECOMMENDED ACTION

Agenda: 3/11/2014

To: Santa Cruz County Board of Supervisors

Re: Lisa Wheeler, Claim No. 314-061

Original document and associated materials are on file at the Clerk of the Board of Supervisors.

In regard to the above-referenced claim, this is to recommend that the Board take the following action:

1. X Reject the claim of Lisa Wheeler and refer to County Counsel.

2. ______ Deny the application to file a late claim on behalf of ____________ and refer to County Counsel.

3. ______ Grant the application to file a late claim on behalf of ____________ and refer to County Counsel.

4. ______ Approve the claim of ____________ in the amount of ____________ and reject the balance, if any and refer to County Counsel.

5. ______ Reject the claim of ____________ as insufficiently filed and refer to County Counsel.

RISK MANAGEMENT

By: Enrique Sahagun
Risk Manager

DANA McRAE, COUNTY COUNSEL

By: Jason M. Heath
Assistant County Counsel
CLAIM AGAINST THE COUNTY OF SANTA CRUZ
(Pursuant to Section 910 et Seq., Govt. Code)

TO: BOARD OF SUPERVISORS
COUNTY OF SANTA CRUZ
ATTN: Clerk of the Board
Governmental Center
701 Ocean Street, Santa Cruz, CA 95060

1. Claimant’s Name: Lisa Wheeler
Address: C/o Gerstl & Hudson; 2460 Garden Road, Suite C
Monterey, CA 93940
Phone No: 831-649-0669
P.O. Box to which notices are to be sent: 

2. Occurrence: Slip and fall in tunnel at Davenport Beach
Date: August 31, 2013 Place: Davenport Beach, Santa Cruz County, CA

3. Circumstances of occurrence or transaction giving rise to claim:
Claimant was walking in publicly available tunnel on beach. There were no warning signs or safety
measures of any kind. Claimant slipped on what appeared to be solid rock, but which was not.

4. General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known:
Personal injuries, consisting of broken femur and other injuries; medical and incidental expense; loss of
wages; impaired earning capacity; general damages for pain and suffering

5. Name(s) of public employee(s) causing injury, damage or loss, if known:
Unknown

6. Amount claimed now ................................................................. $ In excess of $200,000
Estimated amount of future loss, if known ................................. $ Unknown
TOTAL ................................................................. $ Per proof

7. Basis for above computations:
General damages for pain and suffering per proof; medical and incidental expenses per proof; loss of
earnings and impaired earning capacity

8. If the amount claimed is over $10,000, indicate the court of jurisdiction:

Municipal Court Santa Cruz County Superior Court

 CLAIMANT’S SIGNATURE: 

Note: Claim must be presented to Clerk, Board of Supervisors, within six (6) months after the act which occasioned the injury.

Note: This claim and all attachments become Public Record and are scanned into the World Wide Web (Internet).

Americans with Disabilities Act questions or requests for accommodations may be directed to the ADA Coordinator at 454-2962 (TDD 454-2123).

PER5003
### Santa Cruz County Regional Transportation Commission

#### THREE MONTH MEETING SCHEDULE

**November 2014 Through January 2015**

All meetings are subject to cancellation when there are no action items to be considered by the board or committee. Please visit our website for meeting agendas and locations: [www.sccrtc.org/meetings/](http://www.sccrtc.org/meetings/)

<table>
<thead>
<tr>
<th>Meeting Date</th>
<th>Meeting Day</th>
<th>Meeting Type</th>
<th>Meeting Time</th>
<th>Meeting Place</th>
</tr>
</thead>
<tbody>
<tr>
<td>11/6/14</td>
<td>Thursday</td>
<td>Regional Transportation Commission</td>
<td>9:00 am</td>
<td>Watsonville City Council Chambers</td>
</tr>
<tr>
<td>11/13/14</td>
<td>Thursday</td>
<td>Budget &amp; Administration/Personnel Committee</td>
<td>3:00 pm</td>
<td>Commission Offices</td>
</tr>
<tr>
<td>11/20/14</td>
<td>Thursday</td>
<td>Transportation Policy Workshop</td>
<td>9:00 am</td>
<td>Commission Offices</td>
</tr>
<tr>
<td>11/20/14</td>
<td>Thursday</td>
<td>Interagency Technical Advisory Committee</td>
<td>1:30 pm</td>
<td>Commission Offices</td>
</tr>
<tr>
<td>12/4/14</td>
<td>Thursday</td>
<td>Regional Transportation Commission</td>
<td>9:00 am</td>
<td>County Board of Supervisor Chambers</td>
</tr>
<tr>
<td>12/8/14</td>
<td>Monday</td>
<td>Bicycle Advisory Committee</td>
<td>6:00 pm</td>
<td>Commission Offices</td>
</tr>
<tr>
<td>12/9/14</td>
<td>Tuesday</td>
<td>Elderly &amp; Disabled Transportation Advisory Committee - CANCELED</td>
<td></td>
<td></td>
</tr>
<tr>
<td>12/18/14</td>
<td>Thursday</td>
<td>Transportation Policy Workshop</td>
<td>9:00 am</td>
<td>Commission Offices</td>
</tr>
<tr>
<td>12/18/14</td>
<td>Thursday</td>
<td>Interagency Technical Advisory Committee</td>
<td>1:30 pm</td>
<td>Commission Offices</td>
</tr>
<tr>
<td>1/6/15</td>
<td>Tuesday</td>
<td>Elderly &amp; Disabled Transportation Advisory Committee - *Note Special Date</td>
<td>1:30 pm</td>
<td>Commission Offices</td>
</tr>
<tr>
<td>1/15/15</td>
<td>Thursday</td>
<td>Regional Transportation Commission</td>
<td>9:00 am</td>
<td>Santa Cruz City Council Chambers</td>
</tr>
<tr>
<td>1/15/15</td>
<td>Thursday</td>
<td>Transportation Policy Workshop - CANCELED due to holiday schedule</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1/15/15</td>
<td>Thursday</td>
<td>Interagency Technical Advisory Committee</td>
<td>1:30 pm</td>
<td>Commission Offices</td>
</tr>
</tbody>
</table>

**Commission Offices**: 1523 Pacific Ave, Santa Cruz, CA

**RTC Watsonville Offices**: 275 Main St Ste 450, Watsonville, CA

**Board of Supervisors Chambers/CAO/RDA Conference room**: 701 Ocean St, 5th floor, Santa Cruz, CA

**City of Capitola-Council Chambers**: 420 Capitola Ave, Capitola, CA

**City of Santa Cruz-Council Chambers**: 809 Center St, Santa Cruz, CA

**City of Scotts Valley-Council Chamber**: 1 Civic Center Dr, Scotts Valley, CA

**City of Watsonville-Council Chambers**: 275 Main St Ste 400, Watsonville, CA
<table>
<thead>
<tr>
<th>Date Letter Rec'd/Sent</th>
<th>Format</th>
<th>Incoming/Outgoing</th>
<th>Response</th>
<th>First</th>
<th>Last</th>
<th>Organization</th>
<th>First</th>
<th>Last</th>
<th>Organization</th>
<th>Subject</th>
</tr>
</thead>
<tbody>
<tr>
<td>09/09/14</td>
<td>Letter</td>
<td>I</td>
<td>SCCRTC</td>
<td>Ron A</td>
<td>Levy</td>
<td>Moss, Levy &amp; Hartzheim LLP</td>
<td>Audit the Financial Statements of Governmental Activities</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/18/14</td>
<td>Email</td>
<td>I</td>
<td>SCCRTC</td>
<td>Tim</td>
<td>Cundari</td>
<td>Cundari Insurance Agency</td>
<td>Portland Westside Express Service Comparable to Santa Cruz Rail Line</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/19/14</td>
<td>Email</td>
<td>I</td>
<td>SCCRTC</td>
<td>Linda</td>
<td>Egan</td>
<td></td>
<td>Laurel Curve Construction</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/19/14</td>
<td>Email</td>
<td>I</td>
<td>SCCRTC</td>
<td>David</td>
<td>Sterrett</td>
<td></td>
<td>Rail Traffic</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/23/14</td>
<td>Email</td>
<td>I</td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>The Substantiated Rise of Global Warming Climate Change</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/25/14</td>
<td>Letter</td>
<td>O</td>
<td>Robert Purdy</td>
<td>Kim</td>
<td>Shultz</td>
<td>SCCRTC</td>
<td>Public Records Act Request - Highway 1 Soquel/Morrissey Auxiliary Lanes Project</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/25/14</td>
<td>Email</td>
<td>I</td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>Human Species Termination</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Date</td>
<td>Letter Rec'd/Sent</td>
<td>Format</td>
<td>Incoming/Outgoing</td>
<td>Response</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
</tr>
<tr>
<td>--------</td>
<td>------------------</td>
<td>--------</td>
<td>-------------------</td>
<td>----------</td>
<td>-------------</td>
<td>-------------</td>
<td>--------------</td>
<td>------------</td>
<td>-------------</td>
<td>--------------</td>
</tr>
<tr>
<td>09/25/14</td>
<td>Email</td>
<td>I</td>
<td>NL 09/25/14</td>
<td>SCCRTC</td>
<td>Michael S</td>
<td>Ripley</td>
<td>Bike Maps</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/26/14</td>
<td>Memorandum</td>
<td>O</td>
<td>Barbara Laurenson</td>
<td>SCCRTC</td>
<td>Tegan</td>
<td>Speiser</td>
<td>Agreement Between the SCCRTC and MTC for the Use of the 511.org Ridematching Database System</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/26/14</td>
<td>Letter</td>
<td>I</td>
<td>George Dondero</td>
<td>SCCRTC</td>
<td>John J</td>
<td>Presleigh</td>
<td>Transportation Development Act Article 8 Project Allocation Claims</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/29/14</td>
<td>Letter</td>
<td>I</td>
<td>George Dondero</td>
<td>SCCRTC</td>
<td>Garth</td>
<td>Hopkins</td>
<td>CA Department of Transportation (Caltrans) Partnership Planning Grant</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/30/14</td>
<td>Letter</td>
<td>O</td>
<td>Garin Schneider</td>
<td>Caltrans, District 5</td>
<td>George</td>
<td>Dondero</td>
<td>SCCRTC</td>
<td>Exhibit 9-B for FFY14/15</td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/30/14</td>
<td>Letter</td>
<td>O</td>
<td>Michael Dorsa</td>
<td>Stacy and Witbeck, Inc.</td>
<td>Luis</td>
<td>Mendez</td>
<td>SCCRTC</td>
<td>Contract RT34039-01 Santa Cruz Branch Rail Line Bridge Supports, Repairs, and Member Replacements Project</td>
<td></td>
<td></td>
</tr>
<tr>
<td>09/30/14</td>
<td>Email</td>
<td>I</td>
<td>LM 09/30/14</td>
<td>SCCRTC</td>
<td>Brice</td>
<td>Dahlmeier</td>
<td>New Water Main from Sumner Avenue to Camino Al Mar Drive</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>10/02/14</td>
<td>Letter</td>
<td>O</td>
<td>Lisa Wheeler c/o Hugo Gerstl</td>
<td>Gerstl &amp; Hudson</td>
<td>Luis</td>
<td>Mendez</td>
<td>SCCRTC</td>
<td>Application for Leave to Present Late Claim</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Date Letter Rec'd/Sent</td>
<td>Format</td>
<td>Incoming/Outgoing</td>
<td>Response</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>Subject</td>
</tr>
<tr>
<td>-----------------------</td>
<td>--------</td>
<td>-------------------</td>
<td>----------</td>
<td>-------</td>
<td>------</td>
<td>--------------</td>
<td>-------</td>
<td>------</td>
<td>--------------</td>
<td>---------</td>
</tr>
<tr>
<td>10/02/14</td>
<td>Email</td>
<td>I</td>
<td>KP</td>
<td>10/02/14</td>
<td></td>
<td>SCCRTC</td>
<td>Rachael</td>
<td>Brown</td>
<td></td>
<td>Request for Information</td>
</tr>
<tr>
<td>10/03/14</td>
<td>Letter</td>
<td>O</td>
<td>John</td>
<td>Hoole</td>
<td></td>
<td>Department of Transportation</td>
<td>Amy</td>
<td>Naranjo</td>
<td>SCCRTC</td>
<td>Freeway Service Patrol Program for Santa Cruz County Regional Transportation Commission</td>
</tr>
<tr>
<td>10/05/14</td>
<td>Email</td>
<td>I</td>
<td>KP</td>
<td>10/05/14</td>
<td></td>
<td>SCCRTC</td>
<td>Brian</td>
<td>Peoples</td>
<td></td>
<td>Rail Study Schedule</td>
</tr>
<tr>
<td>10/08/14</td>
<td>Invoice</td>
<td>O</td>
<td>Mark</td>
<td>McCumsey</td>
<td></td>
<td>Caltrans, District 5</td>
<td>Luis</td>
<td>Mendez</td>
<td>SCCRTC</td>
<td>STIP Funds</td>
</tr>
<tr>
<td>10/08/14</td>
<td>Email</td>
<td>I</td>
<td></td>
<td>10/09/14</td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>Democratic Communism Transition Progress</td>
</tr>
<tr>
<td>10/09/14</td>
<td>Letter</td>
<td>O</td>
<td>Charlene R</td>
<td>Palmer</td>
<td></td>
<td>J.L.Patterson &amp; Associates, Inc.</td>
<td>George</td>
<td>Dondero</td>
<td>SCCRTC</td>
<td>Flange Distortion on Fabrication of Some Girders for Steel Bridge Located at MP 9.09 (La Selva Beach Trestle) on the Santa Cruz Branch Rail Line</td>
</tr>
<tr>
<td>10/09/14</td>
<td>Email</td>
<td>I</td>
<td></td>
<td>10/10/14</td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>Renewable Non Polluting Energy Sources and Improved Efficiency Need</td>
</tr>
<tr>
<td>10/11/14</td>
<td>Email</td>
<td>I</td>
<td></td>
<td>10/13/14</td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>Santa Cruz County Crime Response Crisis</td>
</tr>
<tr>
<td>Date Letter Rec’d/Sent</td>
<td>Format</td>
<td>Incoming/Outgoing</td>
<td>Response</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>Subject</td>
</tr>
<tr>
<td>-----------------------</td>
<td>--------</td>
<td>-------------------</td>
<td>----------</td>
<td>-------</td>
<td>------</td>
<td>--------------</td>
<td>-------</td>
<td>------</td>
<td>--------------</td>
<td>---------</td>
</tr>
<tr>
<td>10/11/14</td>
<td>Email</td>
<td>I</td>
<td>☐ 10/13/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>Arizona State University Global Warming Climate Change Model</td>
</tr>
<tr>
<td>10/13/14</td>
<td>Email</td>
<td>I</td>
<td>☐ 10/13/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>The Crisis of U.S. Survival</td>
</tr>
<tr>
<td>10/14/14</td>
<td>Letter</td>
<td>I</td>
<td>George</td>
<td>Dondero</td>
<td></td>
<td>SCCRTC</td>
<td>C Garth</td>
<td>Hopkins</td>
<td>Department of Transportation</td>
<td>California Rural Planning Assistance (RPA), Federal Highway Administration (FHWA), and federal Transit Administration (FTA) Funding</td>
</tr>
<tr>
<td>10/14/14</td>
<td>Email</td>
<td>I</td>
<td>☐ 10/15/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>Global Warming Energy Efficiency and Renewable Energy</td>
</tr>
<tr>
<td>10/15/14</td>
<td>Letter</td>
<td>O</td>
<td>Sebastian E</td>
<td>Gutierrez</td>
<td></td>
<td>CASE Systems</td>
<td>Ginger</td>
<td>Dykaar</td>
<td>SCCRTC</td>
<td>Contract Between RTC SAFE and CASE Systems for Call Box Maintenance and Site Improvements</td>
</tr>
<tr>
<td>10/15/14</td>
<td>Email</td>
<td>I</td>
<td>☐ 10/16/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>Disease Incident to Epidemic to Pandemic</td>
</tr>
<tr>
<td>10/16/14</td>
<td>Letter</td>
<td>O</td>
<td>Luis</td>
<td>Duazo</td>
<td>Caltrans, District 5</td>
<td>George</td>
<td>Dondero</td>
<td>SCCRTC</td>
<td>STIP/CMIA Construction Completion Time Extension Request - SR 1 Auxiliary Lanes, Soquel to Morrissey</td>
<td></td>
</tr>
<tr>
<td>10/16/14</td>
<td>Email</td>
<td>I</td>
<td>☐ 10/21/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td>Restoring Proper Global Warming &quot;Radiant Energy Balance&quot;</td>
</tr>
<tr>
<td>Date Letter Rec’d/Sent</td>
<td>Format</td>
<td>Incoming/Outgoing</td>
<td>Response</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>Subject</td>
</tr>
<tr>
<td>-----------------------</td>
<td>--------</td>
<td>------------------</td>
<td>----------</td>
<td>-------</td>
<td>------</td>
<td>--------------</td>
<td>-------</td>
<td>------</td>
<td>--------------</td>
<td>---------</td>
</tr>
<tr>
<td>10/19/14</td>
<td>Email</td>
<td>I</td>
<td>10/21/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td></td>
<td>Eselius</td>
<td>Energy Used and Greenhouse Radian Energy Balance</td>
</tr>
<tr>
<td>10/20/14</td>
<td>Email</td>
<td>I</td>
<td>10/21/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td></td>
<td>Eselius</td>
<td>Condition of San Lorenzo Creek rail; bridge</td>
</tr>
<tr>
<td>10/20/14</td>
<td>Email</td>
<td>I</td>
<td>10/21/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td></td>
<td>Eselius</td>
<td>Water Bond-2014 California Proposition 1 -- A Pork-laden Water Bond</td>
</tr>
<tr>
<td>10/22/14</td>
<td>Email</td>
<td>I</td>
<td>10/23/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td></td>
<td>Eselius</td>
<td>Optimizing Nuclear Fuel Cycle Applications</td>
</tr>
<tr>
<td>10/23/14</td>
<td>Email</td>
<td>I</td>
<td>10/24/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td></td>
<td>Eselius</td>
<td>New York City Looking for Hatchet-Wielding Man's Motive</td>
</tr>
<tr>
<td>10/24/14</td>
<td>Email</td>
<td>I</td>
<td>10/24/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td></td>
<td>Eselius</td>
<td>Workplace Terrorism</td>
</tr>
<tr>
<td>10/24/14</td>
<td>Email</td>
<td>I</td>
<td>10/24/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td></td>
<td>Eselius</td>
<td>California Politicians Benefit From Union Block Votes</td>
</tr>
<tr>
<td>10/25/14</td>
<td>Email</td>
<td>I</td>
<td>10/25/14</td>
<td></td>
<td></td>
<td>SCCRTC</td>
<td>David</td>
<td></td>
<td>Eselius</td>
<td>Santa Cruz City Council Political Elections</td>
</tr>
<tr>
<td>Date Letter Rec'd/Sent</td>
<td>Format</td>
<td>Incoming/Outgoing</td>
<td>Response</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>First</td>
<td>Last</td>
<td>Organization</td>
<td>Subject</td>
</tr>
<tr>
<td>-----------------------</td>
<td>--------</td>
<td>------------------</td>
<td>----------</td>
<td>-------</td>
<td>------</td>
<td>--------------</td>
<td>-------</td>
<td>------</td>
<td>--------------</td>
<td>---------</td>
</tr>
<tr>
<td>10/25/14</td>
<td>Email</td>
<td>I</td>
<td>☐ 10/27/14</td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td></td>
<td></td>
<td>Federal and State “Water Quality” Maladministration</td>
</tr>
<tr>
<td>10/25/14</td>
<td>Email</td>
<td>I</td>
<td>☐ 10/27/14</td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td></td>
<td></td>
<td>Motive of Cop-killer Not Identified</td>
</tr>
<tr>
<td>10/26/14</td>
<td>Email</td>
<td>I</td>
<td>☐ 10/27/14</td>
<td>SCCRTC</td>
<td>David</td>
<td>Eselius</td>
<td></td>
<td></td>
<td></td>
<td>Inadequate Assured Identification of Individuals</td>
</tr>
<tr>
<td>10/27/14</td>
<td>Email</td>
<td>I</td>
<td>KP 10/27/14</td>
<td>SCCRTC</td>
<td>Aric</td>
<td>Sleeper</td>
<td></td>
<td></td>
<td></td>
<td>Good Times - State of County Roads</td>
</tr>
</tbody>
</table>
Good Afternoon,

I am a real estate appraiser. I am currently doing an appraisal of the residential property which backs to the railroad track, in Aptos, and if possible, can you provide me with some information about the current and future use of the track. Currently, do any trains use the track? If so, are they regularly scheduled, and, if so, how often do they operate through Aptos? In the next ten years, will there be an increase in train usage and, if so, will it be regularly schedule use and when and how frequently will the track be used?

Thank you,

David Sterrett
(831) 234-7552

From: Karena Pushnik
Sent: Thursday, October 16, 2014 2:28 PM
To: dsterrett@earthlink.net
Subject: FW: Rail traffic

Hello David Sterrett –

Thank you for contacting the Regional Transportation Commission (RTC) about use of the Rail Corridor. The 32-mile Santa Cruz Branch Rail Line was purchased from Union Pacific by the RTC on behalf of the public using voter-approved Proposition 116 funding to increase transportation options within the county and maximize use of the 135 year old transportation corridor. Approximately half the county’s population lives within a mile of the rail corridor. In addition, over 80 parks and 25 schools, and many other attractions are within a mile of the line.

As a condition of the purchase agreement, the RTC is overseeing upgrades to some of the structure along the line, notably the La Selva Beach Trestle. The rail line will be impassable until completion of the La Selva Beach Trestle, scheduled for early next year.

Uses of the rail corridor include the following:

- Continued freight rail service - Currently most of the freight traffic is out of Watsonville for agriculture, construction materials and biofuel. The Santa Cruz & Monterey Bay Railway (SC&MB) is the rail operator and is federally recognized as the common carrier. The SC&MB will seek freight customers in the northern parts of the county once the full line is operable.
- New Passenger Rail Service – the RTC us undergoing a Passenger Rail Study to analyze the feasibility of commuter and/or intercity passenger rail service on the 32-mile Branch Rail Line between Davenport and Pajaro. Public input was gathered over the summer on goals, evaluation measures, station locations and service scenarios. The draft plan with recommendations will be available for public review in Spring 2015. See the Passenger Rail Study page on the RTC website for more information about the project including summaries of public input from the survey and workshop.
- Recreational or Excursion Passenger Rail Service – the Santa Cruz & Monterey Bay Railway operated the seasonal Train to Christmastown in 2012 and 2013 and will operate it again this year out of Watsonville. The SC&MB plans other excursion services – such as dinner trains and sunset cruises – once the full line is operable.
- Bicycle and Pedestrian Trail – The Regional Transportation completed a Master Plan for the of the Monterey Bay Sanctuary Scenic Trail Network in Santa Cruz County. The Transportation Agency for Monterey County completed a Master Plan for the portion of the trail in Monterey county to form plans for trails ringing the Monterey Bay. Two of the twenty identifies segments in Santa Cruz County are moving forward toward implementation, one in Santa Cruz and the other in Watsonville. Other segments will be constructed as funds become available. The rail corridor forms the spine of the trail, sometimes called the Rail Trail, and Master Plan is a design for the shared use path adjacent to the train tracks within the rail property.
In short, yes there are many planned uses of this valuable transportation corridor which parallels Highway 1. Please let me know if you have additional questions.

----------------------------------

**Karena Pushnik**, Senior Planner/Public Information Coordinator  
**Santa Cruz County Regional Transportation Commission**  
Santa Cruz Office (main) 831.460.3210 | Watsonville 831.768.8012  
1523 Pacific Avenue | Santa Cruz, CA 95060

*Follow our social networks for the latest RTC news*

---

**From:** David Sterrett [mailto:dsterrett@earthlink.net]  
**Sent:** Thursday, October 16, 2014 3:13 PM  
**To:** Karena Pushnik  
**Subject:** Re: Rail traffic

Thank you for this information. Not only is it of interest to me professionally, but I live only about 800 feet from the railroad, so I am also personally interested.
From: Nadejda Rozanova [mailto:rozarek@gmail.com]
Sent: Wednesday, October 01, 2014 3:35 PM
To: info@sccrtc.org
Subject: Fwd: traffic and engineering report

Hi,

I'd like to ask when last traffic and engineering report for highway 1 in santa cruz county was made?
--
Sincerely Dr. Rozanov

From: Karena Pushnik [mailto:kpushnik@sccrtc.org]
Sent: Monday, October 06, 2014 1:57 PM
To: rozarek@gmail.com
Cc: Cruz, Susana@DOT; Kim Shultz
Subject: FW: traffic and engineering report

Dr. Rozanova –

Your email regarding Highway 1 was received and will be made available to the Regional Transportation Commission board for their consideration.

The Regional Transportation Commission (RTC) is the state-designated Regional Transportation Planning Agency, and as such is responsible for improvements to Highway 1. The RTC is currently conducting an environmental analysis of Highway 1 from Santa Cruz to Aptos, including identification of a series of projects that be constructed as funding becomes available. The RTC recently completed the Highway 1 Soquel/Morrissey Auxiliary Lanes project which added lanes connecting the on-ramp with the off-ramp -- called auxiliary lanes -- between the Soquel and Morrissey interchanges ($16 million construction costs, completed Dec 2013). The Soquel/Morrissey Auxiliary Lane project was the third Highway 1 project following the Mission Street project ($10.5 million construction costs, completed in 2002) and the Highway 1/17 Interchange project ($52 million construction costs, completed in 2008).

I'm not exactly sure what you are referring to when you're requesting information about the last “traffic and engineering report,” however here are some links to Highway 1 information:

- **Highway 1 Soquel/Morrissey Auxiliary Lanes Project** – The RTC was the lead agency for this one-mile project which included a new bridge at La Fonda Avenue. Here is the link to the Environmental Document.
- **Highway 1 Investment Program** – This fact sheet has information about the Highway 1 corridor plan as well as information about the next project “on deck,” auxiliary lanes in both directions between the 41st Avenue and Soquel interchanges. The environmental document for the full corridor should be ready for publication next year.
- **2014 Regional Transportation Plan** – This is the region’s long range transportation plan and includes both projects for which funds are assumed to be available (constrained) and projects that would need new funds (unconstrained) through the year 2035. Foreseeable Highway 1 projects are included in the plan.

Caltrans is the owner and operator of the state highway system and is responsible for maintenance, safety, and operation of Highway 1. Their public information department (Susana Cruz copied) may have additional information. Also copied is Kim Shultz, the RTC’s Highway 1 Program Manager.

Thank you.

Karena Pushnik, Senior Planner/Public Information Coordinator
Santa Cruz County Regional Transportation Commission
Santa Cruz Office (main) 831.460.3210 | Watsonville 831.768.8012
1523 Pacific Avenue | Santa Cruz, CA 95060

Follow our social networks for the latest RTC news
Good afternoon Dr. Rozanova,

Caltrans received a copy of your email request and after speaking with our traffic engineer, his findings were:

If Dr. Rozanova is referring to speed limits, Caltrans has completed an Engineering and Traffic Survey (E&TS) for the following locations:

1. Hwy 1 through the Community of Davenport was completed in 2014.
2. Hwy 1 through the City of Santa Cruz was completed in 2014.

We do not have any other surveys on file for Hwy 1 in Santa Cruz County. The remainder of Hwy 1 within the County of Santa Cruz is currently posted at the statutory maximum speed limit in accordance with California Vehicle Code Sections 22349 and 22406 (§CVC 22349 & §CVC 22406). A statutory maximum speed limit is not determined upon the basis of an Engineering and Traffic Survey. For use by Dr. Rozanova, I have provided below the provisions of Sections 22349 and 22406 of the 2014 California Vehicle Code.

Maximum Speed Limit

22349. (a) Except as provided in Section 22356, no person may drive a vehicle upon a highway at a speed greater than 65 miles per hour.

(b) Notwithstanding any other provision of law, no person may drive a vehicle upon a two-lane, undivided highway at a speed greater than 55 miles per hour unless that highway, or portion thereof, has been posted for a higher speed by the Department of Transportation or appropriate local agency upon the basis of an engineering and traffic survey. For purposes of this subdivision, the following apply:

(1) A two-lane, undivided highway is a highway with not more than one through lane of travel in each direction.

(2) Passing lanes may not be considered when determining the number of through lanes.

(c) It is the intent of the Legislature that there be reasonable signing on affected two-lane, undivided highways described in subdivision (b) in continuing the 55 miles-per-hour speed limit, including placing signs at county boundaries to the extent possible, and at other appropriate locations.

Maximum Speed for Designated Vehicles

22406. No person may drive any of the following vehicles on a highway at a speed in excess of 55 miles per hour:

(a) A motortruck or truck tractor having three or more axles or any motortruck or truck tractor drawing any other vehicle.
(b) A passenger vehicle or bus drawing any other vehicle.
(c) A school bus transporting any school pupil.
(d) A farm labor vehicle when transporting passengers.
(e) A vehicle transporting explosives.
(f) A trailer bus, as defined in Section 636.

Please advise should you have any questions.

Susana Z. Cruz
Public Information Officer/
Portavoz de Relaciones Públicas
805. 549.3138
805.549.3326--fax
Follow us on Facebook
From: Peoples, Brian C (EXP) [mailto:brian.c.peoples@lmco.com]
Sent: Sunday, October 05, 2014 11:54 AM
To: info@sccrtc.org
Cc: Karena Pushnik; Luis Mendez
Subject: Rail study schedule?

RTC,

Can you please confirm that the ridership estimates, capitol cost and operating cost will be completed as planned by end of October, 2014. I believe your consultant stated that they were comparing the Portland train operation called Westside Express Service (WES). Fortunately for RTC, the local Oregon paper came out with a story the same week of the September RTC meeting about WES operations and cost.

http://www.golocalpdx.com/.../trimet-commuter-train-bleeds-ca...

Can you please confirm that the estimates report will be completed as scheduled?

Brian Peoples
669-224-2020

Hi Brian –
I was in a meeting when you called earlier today.

The requests for more time during the summer to provide public input on the survey, pushed the Passenger Rail Study schedule out a month. We had originally hoped to provide the RTC with the preliminary ridership and cost performance results and a preferred scenario in November, but are now planning on providing that at one of their December meetings. Staff is currently working with the consultants to secure data for input variables and to review the condition of the corridor.

A meeting to review the draft report including the recommendations for implementation, financing and next steps is still scheduled for early 2015, probably the Feb/Mar time frame. This is the same timing that was noted in all the outreach materials for the July workshop and survey.

You are on the eNews list and will receive materials as they are available for public review.
Thank you for checking in.

Karena Pushnik
RTC | 831.460.3210
Hi Karena,

I am writing a story for GT about the state of county roads with a focus on current and potential funding mechanisms.

I was wondering if you or any others at the RTC would like to speak to the current state of roads (their general status, problem areas, as well as current and upcoming projects of note), the need for more funding sources, and the avenues the RTC can take to receive more funds?

My deadline is Wednesday (10/29).

Thank you,
Aric

Hi Aric –

Unfortunately, existing revenues (taxes, fees, and grants) available for transportation projects have not kept pace with the cost to operate and maintain, let alone address growing needs for the existing transportation system. This is true for all modes (road, highway, transit, bicycle, pedestrian). Existing local, state and federal revenues make up less than 50% percent of what is required to maintain and improve roads, highways, bridges, sidewalks, bicycle facilities, and public transit to the levels necessary to sufficiently provide for a transportation system that is safe, reliable, and which moves people and goods efficiently.

Part of the problem is that the federal tax on gasoline has lost over one-third of its buying power since it was last raised in 1993. The federal and state gas taxes are becoming anemic as more fuel-efficient vehicles generate fewer transportation revenues, while vehicle miles driven, and transit, bicycle and pedestrian transportation facilities needs are continually growing. This underfunding has led to the deterioration of the local and regional transportation system. In addition, this situation makes the state and federal funding sources less predictable or reliable. As a result, over 80% of California’s population lives in “self help” counties that have their own transportation sales tax. Santa Cruz County’s local transportation system will benefit if we become a transportation self help county.

The RTC’s recently adopted Regional Transportation Plan includes some local statistics: [http://www.sccrtc.org/funding-planning/long-range-plans/rtp/2014-plan/](http://www.sccrtc.org/funding-planning/long-range-plans/rtp/2014-plan/)

- Chapter 1, Figure 1.1, page 1-3 – Local jurisdiction annual transportation maintenance budget vs existing need
- Chapter 2, Figure 2.2, page 2-7 – Average Pavement Condition for Local Jurisdictions
- Chapter 6, Figure 6.2, page 6-8 – Cost of Road Maintenance over time

As identified in the Regional Transportation Plan, the countywide need for all types of transportation projects is about $5.7 billion through the year 2035, however the anticipated revenues for the same time frame is only $2.8 billion, which includes the assumption that both a countywide ½ cent transportation sales tax and a $10 Vehicle Registration Fee would be implemented. The RTC is now moving forward with implementation of the RTP by assessing the countywide ½ cent sales tax measure for the Nov 2016 election. This would raise approximately $15m/year and would include a percentage directly for local jurisdictions (including the county) for their high priority projects. Other projects to receive these new funds might include Highway 1 corridor (Auxiliary Lanes, Ped/Bike Bridges), the Rail Corridor (Passenger Rail Service, Bicycle/Ped Path) and Transit/Paratransit service.

The County Public Works department can best tell you about the up-to-the-minute condition of roads in the unincorporated county. Also, County Supervisors like John Leopold can speak about current road conditions.


Let me know if you need more information.
Thank you.

Karena Pushnik
RTC | 831.460.3210
October 21, 2014

The Honorable Barbara Boxer
Chairman
Senate Committee on Environment and Public Works
410 Dirksen Senate Office Building
Washington, DC 20510

The Honorable Bill Shuster
Chairman
House Committee on Transportation and Infrastructure
2165 Rayburn House Office Building
Washington, DC 20515

The Honorable David Vitter
Ranking Member
Senate Committee on Environment and Public Works
456 Dirksen Senate Office Building
Washington, DC 20510

The Honorable Nick Rahall
Ranking Member
House Committee on Transportation and Infrastructure
2163 Rayburn House Office Building
Washington, DC 20515

Dear Chairmen Boxer and Shuster, and Ranking Members Vitter and Rahall:

On behalf of the local government community and its elected and specialized transportation officials, we are writing to thank you for your efforts to stave off any disruption in the flow of critical transportation funding for federally-assisted bridge, highway, transit, and other transportation projects. With a MAP-21 extension in place, we are also writing to ask you to support an adequately-funded, multi-year surface transportation reauthorization that addresses our nation’s transportation infrastructure needs by directing a greater share of available funds to local governments and their regional agencies.

Specifically, our organizations are united in requesting that the next authorization bill increase the amount of Surface Transportation Program and other program funding that is suballocated to local areas. Cities, counties and townships collectively own 78 percent of the nation’s road miles, 43 percent of the nation’s federal-aid highway miles, and 50 percent of the nation’s bridge inventory, and operate a majority of the nation’s ports, airports and transit systems. Additionally, local governments maintain nearly all public parking structures, sidewalks and other ancillary transportation facilities, other related infrastructure, and oversee all land use and development practices. It is our firm belief that local elected officials, who are responsible for the vast majority of the system, are best situated to direct available transportation resources to projects serving their communities and regions.

Despite owning a majority share of our country’s transportation network and being the level of government closest to the people, local governments and their metropolitan and regional planning organizations are suballocated a very limited share of federal highway funding – less than 15 percent of the total highway program. MAP-21 further strained local governments by decreasing – by 30 percent – the amount of highway funding available for the transportation infrastructure they own.

In this next reauthorization, we urge you to reaffirm your commitment to the nation’s transportation system by increasing funding to its majority owners using the planning, decision-making and allocation processes modeled after those of the Surface Transportation Program. It is our belief that supporting locally owned infrastructure and emphasizing locally and regionally based decision-making will secure the most cost-effective, and economy- and mobility-enhancing investments to build our future.
We certainly recognize the difficult challenges before you in enacting an adequately funded, multi-year surface transportation reauthorization law that addresses our nation’s transportation needs. By allocating more resources to metropolitan and other regional agencies and further empowering local elected officials as we have recommended, we believe you will move much closer to achieving this outcome. As representatives of the local government community, our organizations and our members are committed to working with you and your colleagues in Congress to move this critical legislation and America forward.

Sincerely,

DeLania Hardy  
Executive Director  
Association of Metropolitan Planning Organizations

Matthew Chase  
Executive Director  
National Association of Counties

Joanna Turner  
Executive Director  
National Association of Regional Councils

Clarence E. Anthony  
Executive Director  
National League of Cities

Tom Cochran  
CEO & Executive Director  
The United States Conference of Mayors
District Director’s Report
A quarterly publication for our transportation partners

Sustainable Transportation Planning Grants Offered
Caltrans is accepting applications online for the 2015-2016 Sustainable Transportation Planning grants until 5 p.m. Friday, Oct. 31. The newly consolidated grant program supports a balanced, comprehensive multimodal transportation system. It features just two funding categories, Strategic Partnerships ($1.5 million) and Sustainable Communities ($8.3 million). More information is available at:
http://www.dot.ca.gov/hq/tpp/grants.html

Conserving Water
Caltrans is installing smart irrigation controllers to reduce water usage up to 60 percent at various locations along US 101 and Highway 1 from Santa Barbara County to Santa Cruz County.
The smart devices apply water only when necessary for plant health. They turn off automatically during rain and when it is forecast. They also notify workers if the system malfunctions.
Caltrans is also providing recycled water for highway landscape irrigation. Restroom facilities at a dozen maintenance facilities are also getting upgraded with low-flow fixtures.

More information is available at:
http://www.dot.ca.gov/hq/paffairs/news/pressrel/14pro75.htm

CTC Adopts Active Transportation Program
The California Transportation Commission recently adopted 148 bicycle and pedestrian projects statewide, valued at more than $430 million, in the state’s 2014 Active Transportation Program.
Local agencies in D5 received a value of $22 million for projects located in Santa Barbara, Monterey and Santa Cruz counties. About 770 applications were submitted statewide. The next cycle is expected in 2015.
More information is available at:
http://www.catc.ca.gov

Please Submit Maintenance Service Requests at the Following Link: http://www.dot.ca.gov/hq/maint/mrs/subm
Caltrans Releases Second Mile Marker Report

Caltrans recently released the second issue of The Mile Marker: A Caltrans Performance Report. The document details the department’s performance and progress as it strives to improve and modernize California’s transportation system. It also features Caltrans’ new mission, vision and goals focusing on the safety and health of Californians, sustainability, stewardship, system performance and organizational excellence. More information is available at:

Three Feet for Safety Law Takes Effect

The new California law requires drivers to keep a distance of 3 feet when passing bicyclists on the road. The law states that if road conditions or traffic prohibit a driver from complying with the 3 feet law, then the driver must slow down and wait until safe to pass. The base fine is $35, unless a collision injures a bicyclist, then the base fine is $220. Additional court fees and administrative costs may apply. More information is available at:
http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=2013-20140AB1371

Celebrating Diversity and Disability Awareness

Caltrans supports activities improving awareness and appreciation of its diverse and vibrant work force. Caltrans Headquarters and District Offices throughout the state will host their own cultural events in either September or October. District 5 will hold its special lunchtime celebration honoring diversity and disability awareness on Wednesday, October 15.

County Spotlight

The San Luis Obispo Council of Governments (SLOCOG) is nearing completion of the draft 2014 US 101 Corridor Mobility Master Plan. This major planning effort is evaluating the entire 70-mile highway corridor countywide and prioritizing top regional packages of transportation improvements addressing safety, mobility and sustainability.

This plan involved extensive public outreach at local jurisdictional meetings, public workshops and online. Individual projects were evaluated using specific performance measurement metrics selected in collaboration with the study’s multi-agency task force.

US 101 Corridor Study

The plan will provide information for SLOCOG’s 2014 Regional Transportation Plan update. The corridor plan is scheduled for SLOCOG Board adoption in December 2014. More information is available at:
http://www.slocogconnectingcommunities.com/library.html
## CONSTRUCTION PROJECTS

<table>
<thead>
<tr>
<th></th>
<th>Project</th>
<th>Location</th>
<th>Description</th>
<th>Construction Timeline</th>
<th>Construction Cost</th>
<th>Funding Source</th>
<th>Implementing Agency</th>
<th>Project Manager (Resident Engineer)</th>
<th>Contractor</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Hwy. 1 Guardrail Upgrade, Concrete Barrier, and improvements (05-0R9104)</td>
<td>Highway 1 from S of South Aptos Underpass to .1 Mi N. of Rt 9 (PM 9.0-17.6)</td>
<td>Upgrade Metal Beam Guard Rail, other improvements</td>
<td>Winter 2013/Winter 2014</td>
<td>$ 2.3 M</td>
<td>SHOPP</td>
<td>Caltrans</td>
<td>Doug Hessing (KB)</td>
<td>RGW Construction Inc., Livermore</td>
<td>Project consists primarily of overnight work, but intermittent day work as well.</td>
</tr>
<tr>
<td>2.</td>
<td>Hwy. 17 Laurel Curve NB Shoulder Widening (1C1804)</td>
<td>In Santa Cruz County near Scotts Valley from 0.3 Miles North of Glenwood Cutoff to 0.5 Miles South of Glenwood Drive</td>
<td>Shoulder Widening/Soil Nail Wall</td>
<td>August 4,2014—Summer 2015</td>
<td>$3 Million</td>
<td>SHOPP</td>
<td>Caltrans</td>
<td>Steve DiGrazia (BR)</td>
<td>Graniterock Company DBA Pavex Construction Division, San Jose, CA</td>
<td>Work consists of daytime alternating lane closures. No night closures.</td>
</tr>
<tr>
<td>3.</td>
<td>Hwy. 17 Summit Slide Repair (1A7104)</td>
<td>In Santa Cruz County near Scotts Valley at 0.2 mile north of Glenwood Dr. (PM 11.0)</td>
<td>Construct retaining wall with concrete slab &amp; barrier, HMA pave</td>
<td>Spring 2013-February 28, 2014-Plant Establishment will end Fall of 2014</td>
<td>$2 Million</td>
<td>SHOPP</td>
<td>Caltrans</td>
<td>Steve DiGrazia (BR)</td>
<td>Condon-Johnson &amp; Associates Inc., Oakland</td>
<td>Construction operations completed February 28, 2014. One year of plant establishment will end May, 2015.</td>
</tr>
</tbody>
</table>

## CONSTRUCTION PROJECTS IN DEVELOPMENT

<table>
<thead>
<tr>
<th></th>
<th>Project</th>
<th>Location</th>
<th>Description</th>
<th>Construction Timeline</th>
<th>Construction Cost</th>
<th>Funding Source</th>
<th>Implementing Agency</th>
<th>Project Manager (Resident Engineer)</th>
<th>Contractor</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.</td>
<td>Hwy. 9 Pollution Source Control (0Q5904)</td>
<td>In Santa Cruz County at and near Boulder Creek at various locations from 0.9 mile south of Glengarry Rd to 0.2 mile north of McGaffigan Mill Rd (PM 3.7-18.7)</td>
<td>Construct retaining wall &amp; viaduct structure. Replace drainage pipes. Rehab maintenance turnaround</td>
<td>Winter 2014-Summer 2015</td>
<td>$1.8 Million</td>
<td>SHOPP</td>
<td>Caltrans</td>
<td>Doug Hessing (KB)</td>
<td>Granite Rock Company, San Jose, CA</td>
<td>The highway will be fully closed for up to 5 months for construction of the retaining wall and viaduct due to limited access for staging and equipment. A signed detour route directing traffic to Mount Hermon Road and Highway 17 will be provided. Project awarded 9/30/14 and approved on 10/22/14.</td>
</tr>
</tbody>
</table>
AGENDA: November 6, 2014

TO: Regional Transportation Commission (RTC)
FROM: Luis Pavel Mendez, Deputy Director
RE: Mural for Railroad Bridge Abutment in Aptos

RECOMMENDATIONS

Staff recommends that the Regional Transportation Commission (RTC) approve the painting of a mural on the western abutment wall of the railroad bridge over Soquel Drive at Spreckels Drive in Aptos depicting apple crates with labels used for apples that were grown in Aptos over a background of apple orchards and packing houses.

BACKGROUND

In October 2012, the Regional Transportation Commission (RTC) became the owner of the Santa Cruz Branch Rail Line. One of the challenges that the RTC faces as owner of the rail line is maintaining the property free of graffiti. The RTC hires a painter and works with various entities and individuals in the community to clean up graffiti.

Steven Allen, of Allen Property Group, Inc. in Aptos, has approached the RTC with various efforts to clean up graffiti and garbage from the rail line. Mr. Allen has also been working with the Aptos Chamber of Commerce and the Sheriff’s office. One of those efforts is the painting of a mural on the western abutment wall of the railroad bridge over Soquel Drive in Aptos. See Attachment 1 for a photo of the abutment wall proposed for the mural.

DISCUSSION

To develop a concept and design of the proposed mural, Steven Allen enlisted the services of local mural artist Arturo Thomae. Arturo Thomae is a local mural artist who painted the largest outdoor mural in Northern California located on Walker Street at Beach Street in Watsonville. He has painted various other murals in Santa Cruz County. Some examples of Mr. Thomae’s work may be found on his website at http://www.thomaеart.com/. Steven Allen has also been working with the Aptos Chamber of Commerce and the office of Supervisor Zach Friend to ensure that the mural design is acceptable to the community. The proposed design has also been reviewed by the Santa Cruz County Arts Commission.

The proposed design for the mural features four apple crates with labels for apples grown in Aptos. The apple crates will be over a background of the Aptos apple
orchards, packing houses and drying sheds. See Attachment 1 for sketches of the proposed design. The featured apple labels will be for Aptos, Valencia, Pleasant Valley and Day Valley.

Mr. Allen will work with the Santa Cruz County Public Works Department to secure the necessary encroachment permit to paint from the roadway and close part of the roadway as necessary to ensure the safety of the mural painters. Insurance coverage and indemnification will also be provided for the RTC through Mr. Allen, Mr. Thomae and the Volunteer Center of Santa Cruz County.

Therefore, RTC staff recommends that the RTC approve the painting of a mural on the western abutment wall of the railroad bridge over Soquel Drive at Spreckels Drive in Aptos depicting apple crates with labels used for apples that were grown in Aptos over a background of apple orchards and packing houses.

Previously Hal Turner, a local painter and resident of Aptos, volunteered to paint the steel bridge at this location to cover up the graffiti. Mr. Allen and Mr. Turner worked with the RTC and the Volunteer Center of Santa Cruz County to obtain a right of entry from the RTC. The Volunteer Center of Santa Cruz County provided the required insurance and indemnification.

SUMMARY

Steve Allen of Allen Property Group in Aptos has been working with the Aptos Chamber of Commerce, Supervisor Zach Friend’s office, mural artist Arturo Thomae, and the Santa Cruz Arts County Commission to develop a mural for an abutment wall or a railroad bridge in Aptos. Mr. Allen requests the approval of the RTC. RTC staff recommends that the RTC approve the mural featuring apple crates over a background of Aptos apple orchards and packing houses (Attachment 1).

Attachments:
1. Bridge Abutment Wall and Proposed Mural Design
Attachment 1
Bridge Abutment Wall and Proposed Mural Design

Western abutment wall of the railroad bridge over Soquel Drive at Spreckels Drive in Aptos. As a person faces this wall, Spreckels Drive is to the left and Aptos Village is behind the person.

The railroad bridge is located over the northwest leg of the intersection of Soquel Drive and Spreckels Drive.
TO: Regional Transportation Commission

FROM: Cory Caletti, Senior Transportation Planner

RE: Monterey Bay Sanctuary Scenic Trail Network – Private funding and volunteer labor

RECOMMENDATIONS

The Budget and Administration/Personnel Committee and staff recommend that the RTC adopt the attached resolution (Attachment 1) approving a policy for receiving private funds and authorizing the Executive Director to enter into a memorandum of understanding (MOU) with the Land Trust of Santa Cruz County for private funding of the Monterey Bay Sanctuary Scenic Trail Network (and coastal rail trail spine).

BACKGROUND

At its November 2013 meeting, the RTC adopted the master plan for the Monterey Bay Sanctuary Scenic Trail (MBSST) Network and certified the final environmental impact report. The award-winning master plan defines the “coastal rail trail,” a proposed bicycle and pedestrian trail adjacent to the 32-mile Santa Cruz branch rail line right-of-way, as the spine of a broader network of trails that will provide connections to activity centers, coastal access points, and other key destinations. The master plan was amended slightly in February 10, 2014. Following the November, 2013, adoption of the master plan, RTC staff received a letter (Attachment 2) from Commissioner Zach Friend requesting a legal and policy framework that will fulfill the goal of developing the trail network by creating a process for interested parties to raise private funds and for accepting volunteer labor for working on the trail network as laid out in the adopted master plan.

In December, 2013 the RTC allocated $5.3M to the MBSST to construct the following three projects: 1) City of Santa Cruz rail trail from Natural Bridges to Pacific Ave ($4,060,000); 2) City of Watsonville rail trail from Lee Road east to slough trail connection ($1,040,000); and 3) Twin Lakes beachfront on-road bike and pedestrian improvements from 5th Ave-7th Ave ($200,000). The Land Trust of Santa Cruz County provided a $260,000 match towards the City of Watsonville’s grant. Progress is being made on all three projects with construction of the rail trail segments estimated for 2016-2017.
RTC staff presented the information on the issues identified by Commissioner Friend at the September 11\textsuperscript{th}, 2013 meeting of the Budget and Administration/Personnel Committee (B&A/P) after months of coordination and relationship building with private fundraising entities and investigation of complicated labor donation parameters for publicly funded projects.

**DISCUSSION**

Interest and enthusiasm in contributing private funds and/or labor to build segments or partial segments of the MBSST Network, particularly the coastal rail trail spine, have been widely expressed. Staff has been in multiple communications with potential private donors and has been investigating funding partnership arrangements. Many public agencies receive private dollars as matches to federal and state grants. Such private/public partnerships have enhanced the success of trail projects in California and across the nation.

**Rails-to-Trails-Conservancy research**

The Rails-to-Trails Conservancy is a national non-profit organization dedicated to creating a network of trails from former rail lines, as well as next to operating rail lines. The RTC recently engaged the Conservancy in a limited contract to provide assistance in gathering templates, examples and technical details related to multi-jurisdictional trail projects, organizational structures, creative approaches to management and operations, public/private partnerships, donor recognitions, utility easements and potential revenue generation, volunteer labor issues, etc. Portions of that report were used in addressing the issues below.

**Private funding partners**

RTC staff has been working with the Land Trust of Santa Cruz County (Land Trust), a non-profit organization that has protected more than 13,000 acres and raised more than $50 million for land conservation since its inception in 1978. The Land Trust’s Conservation Blueprint identifies the coastal rail trail as an important project to increase the County’s public trail system. On June 6, 2014, the Land Trust Board of Trustees adopted the coastal rail trail as a project to receive funding from future giving campaigns. Future fundraising efforts will serve land conservation and other purposes described in the Conservation Blueprint and mission statement, as well as the coastal rail trail project.

A draft Memorandum of Understanding (MOU) was developed by RTC and Land Trust staff to delineate roles and responsibilities related to the RTC’s project implementation efforts and the Land Trust’s private fundraising campaigns. The Land Trust will actively seek private donations to be used as a match for public funds and grants sought by the RTC or local jurisdictions/implementing entities, as well as for preliminary project development. The draft MOU (Exhibit A) delineates that donations may be received for specific or untargeted segments and be invested in the Community Foundation Flex accounts. The Land Trust’s Engagement Committee reviewed the MOU on September 9th, 2014 and the full Board approved
the MOU on September 26, 2014. The Land Trust has additionally already committed in December of last year to providing a match to the City of Watsonville’s $260,000 trail project. The draft MOU ratified by the Land Trust contains minor revisions made by the RTC’s legal counsel after direction from the B&A/P Committee for such a review. Two additional changes serve the following purposes: 1) allow the Land Trust’s donated funds to go not just to matching public funds but also to support activities to secure such funds (for instance, preliminary design and engineering, etc), and 2) to specify that any projects for which funds are raised that does not conform to what was adopted by the RTC in the MBSST Master Plan be brought to the RTC for permission prior to such activity or project being considered authorized. All changes are tracked.

RTC staff has also been working with Santa Cruz County Friends of the Rail & Trail (FORT), a community-based group fiscally sponsored and staffed by Ecology Action. FORT has advocated for the public acquisition of the Santa Cruz Branch Rail Line for over a decade, and is now working to support timely construction of the coastal rail trail. FORT’s mission is to develop wide-spread community support through education, outreach, advocacy and fundraising. FORT has already raised private funds for the City of Santa Cruz and for the City of Watsonville’s rail trail segments. RTC staff is working on an MOU with FORT that is similar to the one with the Land Trust that will be brought to the RTC for consideration in the near future.

**Recommended policy:** Accept private funds from entities as agreed through MOUs between said party and the RTC and allowing for specific or untargeted segment donations.

The B&A/P Committee and staff recommend that the RTC adopt the attached resolution (Attachment 1) approving a policy for receiving private funds and authorizing the Executive Director to enter into a memorandum of understanding (MOU) with the Land Trust of Santa Cruz County for private funding of the Monterey Bay Sanctuary Scenic Trail Network project.

**Use of volunteer labor**

Volunteers have not only assisted trail managers by saving significant resources, but have played important roles in building community support, helping to promote trail use, and establishing a sense of stewardship among community members. Staff has received questions regarding using volunteer labor locally to build segments of the trail. Federal, local and state restrictions exist which pose challenges towards that end. Projects using public funds need to go through competitive bid processes; use licensed and bonded contractors, skilled and properly trained workers, equipment and licensed operators; pay prevailing wages; have liability and worker’s compensation coverage; and adhere to local, state and federal construction standards and procedures.

At the September 11th meeting of the B&A/P Committee, RTC staff presented a preliminary report on the use of volunteer labor prepared by the Rails to Trails
Conservancy under contract with the RTC. After further investigation and research the Rails to Trails Conservancy provided a final report to RTC staff as this staff report was being finalized. RTC staff and legal counsel will fully review the final report on the use of volunteer labor and return to the RTC with a recommended policy.

**Next steps**

Staff will sign the MOU with the Land Trust if so authorized by the RTC. Staff will also work with FORT to draft a similar MOU which will be brought to the RTC at a future date. Use of volunteer labor will be fully analyzed by RTC and legal counsel and more information will be provided before a recommendation is made. For initial segments, the Cities of Watsonville and Santa Cruz, as the implementing entities, may use volunteer labor at their discretion and as allowable under the forthcoming policy.

**Other project implementation items**

RTC staff is moving forward with defining implementation responsibilities as outlined in the master plan, and will be developing MOUs or agreements with local jurisdictions to delineate roles and responsibility for liability and maintenance, as well as other needs. Additionally, as directed in June 2014, staff is developing design standards to assist in implementing trail projects in accordance with the adopted master plan. A Rail Trail Work Group has been formed to coordinate and collaborate with lead agencies’ staff, public and private funding partners, and advocacy groups on all issues related to implementation. The group will inform technical issues to be addresses. Staff will bring all information to the RTC for consideration as it is developed.

**SUMMARY**

The B&A/P Committee and staff recommend that the RTC adopt the attached resolution (Attachment 1) approving a policy for receiving private funds for the Monterey Bay Sanctuary Scenic Trail Network and authorizing the Executive Director to enter into an MOU with the Land Trust.

**Attachment 1:** Resolution adopting a Memorandum of Understanding with the Land Trust of Santa Cruz County

**Exhibit A:** Draft Memorandum of Understanding with the Land Trust of Santa Cruz County

**Attachment 2:** Letter from Commissioner Zach Friend dated November 13, 2013
RESOLUTION NO.

Adopted by the Santa Cruz County Regional Transportation Commission on the date of November 6th, 2014 on the motion of Commissioner duly seconded by Commissioner

A RESOLUTION ADOPTING A POLICY FOR RECEIVING PRIVATE FUNDS AND AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE LAND TRUST OF SANTA CRUZ COUNTY FOR THE MONTEREY BAY SANCTUARY SCENIC TRAIL NETWORK (AND COASTAL RAIL TRAIL SPINE)

WHEREAS, the Santa Cruz County Regional Transportation Commission (RTC), is charged with implementing the Santa Cruz County portion of the two county Monterey Bay Sanctuary Scenic Trail (MBSST) Network that will span the arc of the Monterey Bay and highlight the Monterey Bay National Marine Sanctuary;

WHEREAS, the MBSST is a planned multi-use bicycle and pedestrian path that will be separated from vehicular traffic and adjacent to the operational rail line with additional spur facilities to connect to coastal and other key destinations;

WHEREAS, the RTC adopted an award winning Master Plan that defines the 50 mile trail system (including the Coastal Rail Trail spine), to be constructed as funding is available, and provides design, implementation, maintenance and operation guidelines;

WHEREAS, at the December 5th, 2013 meeting, the RTC approved earmark funds previously secured by Congressman Farr and funds allocated by the RTC to one on-road Twin Lakes Beachfront Improvement project, the City of Santa Cruz and City of Watsonville’s Coastal Rail Trail projects; and

WHEREAS, the Land Trust of Santa Cruz County provided a $260,000 match towards the City of Watsonville’s trail project;

WHEREAS, wide-spread community interest exists in providing private contributions towards funding of the MBSST project; and

WHEREAS, RTC staff was tasked with developing a policy for receiving such funds:

NOW BE IT RESOLVED BY THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION:

1. For implementation of the Monterey Bay Sanctuary Scenic Trail Network, the RTC shall accept private funds from entities as agreed through memoranda of understanding (MOU) between said party and the RTC, allowing for specific or untargeted segment donations; and
2. The Executive Director is authorized to enter into a MOU with the Land Trust of Santa Cruz County (Exhibit A) for private funding of the MBSST Network (and Coastal Rail Trail) project; and

3. The Executive Director is authorized to make amendments to the MOU with the Land Trust for Santa Cruz County to help ensure implementation of the MBSST Network.

AYES: COMMISSIONERS

NOES: COMMISSIONERS

ABSTAIN: COMMISSIONERS

ABSENT: COMMISSIONERS

__________________________________________
Eduardo Montesino, Chair

ATTEST:

__________________________________________
George Dondero, Secretary

Exhibit A: Memorandum of Understanding with the Land Trust of Santa Cruz County

Distribution: Land Trust of Santa Cruz County
RTC MBSST Project Manager and Fiscal Officer

\Rtcesrv2\shared\RESOLUTION\2014\RES1114\MBSST_MOUwLandTrust_pvt_funding_policy.docx
MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is entered into on this ___ day of ___, 2014 (the “Effective Date”), by and between the Santa Cruz County Regional Transportation Commission ("RTC"), and the Land Trust of Santa Cruz County ("LTSCC"). RTC and LTSCC are collectively referred to herein as the “Parties.”

RECITALS

A. On October 12, 2012, RTC acquired from Union Pacific Railroad the Santa Cruz Branch Rail Line right-of-way for use as a passenger and freight line, and for creation of a multi-use bicycle and pedestrian trail ("Coastal Rail Trail").

B. On November 7, 2013, RTC adopted the Monterey Bay Sanctuary Scenic Trail Network Final Master Plan ("Master Plan"), which was amended on February 10, 2014 and which established the continuous alignment and set of design standards for the Monterey Bay Sanctuary Scenic Trail Network, including the Coastal Rail Trail spine, and associated spur trails.

C. The Master Plan divides the 32-mile Coastal Rail Trail into 3 Reaches and 20 Segments, with 5 Segments within the Northern Reach, 9 Segments within the Central Reach, and 6 Segments within the Watsonville Reach. The Master Plan defines the scope and estimated cost of each Segment.

D. To date, RTC has allocated funding for 3 Segments: the City of Santa Cruz received approximately $4 million for a rail trail project (Segment 7); the City of Watsonville received approximately $1 million for a rail trail project (Segment 18), and $200,000 was also allocated to on-road bicycle and pedestrian improvements which are part of the Twin Lakes Beachfront project (Segment 8B).

E. LTSCC’s Conservation Blueprint identifies the Coastal Rail Trail as an important project to increase the County’s public trail system. LTSCC wishes to raise private funds to build the Coastal Rail Trail, along with its ongoing fund raising for land conservation and other purposes described in the Conservation Blueprint and in its Mission Statement.

F. The Parties believe that, along with the efforts of others, including Santa Cruz County Friends of the Rail & Trail, and its fiscal sponsor, Ecology Action, their combined effort to raise the necessary funding, both private and public, to construct the Coastal Rail Trail will facilitate an earlier completion of this project.

G. The intent and purpose of this MOU is consistent with the mission and authority of each Party.
H. The Parties agree to participate in this MOU on the terms and conditions set forth herein.

1. Parties’ Roles and Responsibilities

   a. RTC. Subject to any qualifications described herein, as owner of the Santa Cruz Branch Rail Line right-of-way, the RTC shall be responsible for the following:

      (1) Decide which Segments (in full or in part) are constructed, and in which order;
      (2) Determine allocation and authorize disbursement of privately raised funds, unless a donor restricts the use, e.g., for a particular Segment;
      (3) Grant authority to local jurisdictions, other entities or itself, as identified, to implement Segments;
      (4) Approve alignment and design of the Coastal Rail Trail in accordance with the Master Plan and future guiding documents, unless circumstances warrant approved exceptions;
      (5) Utilize design guidelines and implementation plans for MOUs with entities granted responsibility for design, permitting functions; and
      (6) Coordinate with local jurisdictions and state/federal funding partners to obtain grants; and accept any donations made in accordance with this MOU or direct donations to a designee agency.

   b. LTSCC. Subject to any qualifications described herein, LTSCC shall:

      (1) Actively seek private donations to be used to help secure or as a match for public funds and grants sought by RTC or local jurisdictions/implementing entities, including participation in specific project and/or Segment-specific fundraising campaigns;
      (2) Provide RTC with input into Segment prioritization and funding allocations (public and private);
      (3) Provide RTC with input into donor recognition mechanisms; and
      (4) Secure written permission from the RTC to raise funds for any activities or efforts that are inconsistent with RTC-approved plans and guidelines, without securing permission to do so from RTC.

RTC acknowledges that LTSCC has ongoing fundraising activities for acquisition of land and conservation easements, as well as for stewardship and monitoring, and that this fundraising will continue during the fundraising activities to be conducted for construction of the Coastal Rail Trail. The Parties each acknowledge that nothing herein
shall limit RTC’s ability to contract with others for fundraising activities and/or undertake its own fundraising activities.

2. Accounting. LTSCC shall provide RTC with quarterly reports of funds received, committed and funds disbursed for the Coastal Rail Trail. Prior to disbursement, funds received by the LTSCC will be invested in the Community Foundation Flex accounts, or in accordance with their investment policies as reasonably approved in advance by RTC.

3. Communications.

   a. Between the Parties. RTC and LTSCC staff will periodically meet and confer at mutually agreeable times to review plans and activities that may impact each other’s work under this MOU. Subject to any specific restrictions contained herein, LTSCC retains full control over its private funding communications and activities within the context of realizing the mutual goals outlined herein.

   b. Public Communications. RTC and LTSCC will establish approved language for the Parties to use for public communications that explain this joint undertaking and efforts to support the construction of the Coastal Rail Trail. LTSCC will give RTC adequate time to review major public communications (website, newsletter, funding appeals, etc.).

4. Term. The term of this Memorandum commences as of the Effective Date, and shall continue in effect until terminated by either Party upon thirty (30) days written notice to the other Party. Any unspent private funds as of the date of termination shall remain subject to the MOU until spent in accordance with this MOU.

5. Expenses. Unless otherwise agreed to by the Parties, each Party shall pay any and all expenses incurred by such Party, without the right of reimbursement from the other Parties.

6. Amendments. Any modification of this MOU shall be in writing and signed by both Parties.

7. Mediation. The Parties agree to mediate any dispute or claim arising between them out of this MOU. The mediation fees shall be divided equally between the Parties.

8. Conflict with Law and Requirements. If any provisions in this MOU are in conflict with any applicable laws and requirements governing the RTC’s ownership, operation, maintenance and oversight of the Santa Cruz Branch Rail Line right-of-way, and its duties as a transportation planning and funding agency, such provisions will not apply. To RTC’s knowledge, without any duty of inquiry, there are no such conflicts.

9. Notices. All notices and other communications under this Agreement shall be in writing, addressed to the parties at the addresses set forth below, and delivered by personal service, or by Federal Express or other overnight delivery service, or by
facsimile transmission, or by registered or certified mail, postage prepaid, return receipt requested:

Regional Transportation Commission
Attn: George Dondero, Executive Director
1523 Pacific Avenue
Santa Cruz, CA 95060
(831) 426-3200

Land Trust of Santa Cruz County
Attn: Terry Corwin, Executive Director
647 Water Street
Santa Cruz, CA
(831) 429-6116

Any such notice shall be deemed delivered as follows: (a) if personally delivered, the date of delivery to the address of the person to receive such notice; (b) if sent by Federal Express or other courier service, the date of delivery to the address of the person to receive such notice; (c) if mailed, three (3) calendar days after depositing same in the mail. Any party may change its address for notice by written notice given to the other at least five (5) calendar days before the effective date of such change in the manner provided in this Section.

10. Counterparts. This MOU and any subsequent amendments may be executed in any number of counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument.

SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION

By: ____________________________
    George Dondero
    Executive Director

LAND TRUST OF SANTA CRUZ COUNTY

By: ____________________________
    Terry Corwin
    Executive Director
George Dondero, Executive Director
Santa Cruz County Regional Transportation Commission
1523 Pacific Avenue
Santa Cruz, CA 95060

Dear Mr. Dondero:

As the Regional Transportation Commission (RTC) moves toward funding of the initial segment(s) of the Monterey Bay Sanctuary Scenic Trail Network (Trail Network), one thing has become clear: the interest in construction of the Trail Network greatly outweighs the available funding. The Trail Network provides a unique opportunity for recreation and transportation not seen in the county in quite some time. However, many segments, including nearly all within my Supervisory district, are too expensive to complete at this time.

In fact, many segments, often due to the topographic complexity or limited urban density, will not realistically be funded by the RTC for quite some time. For example, one segment goes through Seaciff in the State Park Drive corridor. Given the planned development of the Aptos Village, improvements to the State Park entrance, and changes along the Soquel corridor, it is expected this area will greatly need new multimodal outlets. I’ve been approached by many in the community who are interested in helping fund and/or build segments or partial segments along the corridor and I imagine this situation is not unique to my district.

To that end, I would like the RTC to draft a legal and policy framework that will accommodate the ultimate goal of a fully-functional, coastal, multi-use trail by creating a process whereby interested parties may leverage private money and manpower to work on the trail designs laid out in the Trail Master Plan.

I would like to ask the Commission to include this request as part of the trail segments being considered at the December 5, 2013, RTC meeting.

Sincerely,

ZACH FRIEND, Supervisor
Second District

ZF:ted

1984A2
TO: Regional Transportation Commission (RTC)
FROM: Tegan Speiser, Sr. Transportation Planner
RE: Update on Commute Solutions and Cruz511

RECOMMENDATION

Staff recommends that the Regional Transportation Commission (RTC) accept this report on the Commute Solutions Program and the Cruz511 Project.

BACKGROUND

For the past 35 years, the RTC has offered the Santa Cruz County community a service that helps travelers to use the transportation system to access the things they want and need. This service, currently called Commute Solutions, is also known as Santa Cruz County’s rideshare or Transportation Demand Management (TDM) program. This report provides an update on recent activities of Commute Solutions as well as insight into new initiatives such as Cruz511 and the new User-Oriented Transit Travel Planning project that will expand and allow greater access to RTC’s traveler information services.

DISCUSSION

While the program’s offerings have evolved over the years in response to changing needs and opportunities, Commute Solutions’ mainstay has been to provide tools, information and encouragement to commuters about options for travel other than driving alone. These alternatives include carpooling, vanpooling, bicycling, walking, taking public transit and telecommuting.

A modern definition of TDM from the US Department of Transportation does a good job of capturing the nature of Commute Solutions current approach and work. “Managing demand is about providing travelers, regardless of whether they drive alone, with travel choices, such as work location, route, time of travel and mode. In the broadest sense, demand management is defined as providing travelers with effective choices to improve travel reliability.”

Commute Solutions provides travelers with information on effective travel choices by phone, email, via the website and in-person by tabling at worksite and

---

1 Egan Smith, USDOT, Webinar hosted by ACT and the National Center for Transit Research, USF, 6/20/11, “How to Integrate TDM in the Planning Process”
community events. A summary of Commute Solutions recent TDM activities is provided here.

**Carpool and Vanpool Matching**

For the past decade, Commute Solutions has partnered with the Bay Area’s Metropolitan Transportation Commission (MTC) to offer online carpool and vanpool matching services to people who live or work in Santa Cruz County. This service, delivered through the Bay Area’s 511.org, is very popular among those with long commutes into Silicon Valley and the Bay Area. As of September 30, 2014, there are 1,368 active participants who live or work in Santa Cruz County and who are seeking to find a carpool or vanpool partner through this program. Based on the most recent placement survey, 500 of these people will successfully find someone with whom they can share a ride through this ridematching system. The number of participants using this service is up by 18% (209 commuters) in the past 15 months.

In addition to arranging carpool trips through 511.org, Commute Solutions staff also directs local carpool seekers to a new, flexible ridematching option that allows them to share rides on the spur of the moment. Using their smartphones and the rideshare app Carma, commuters can find other people who are making similar trips. After a completed trip is logged into the Carma app, reimbursement automatically transfers from rider to driver. The Carma app proved to be a lifesaver for thousands of Bay Area commuters during the 2013 BART strike.

Traffic around schools at the start and end of the school day is an almost universal problem. Reducing the number of cars dropping off and picking up students is one of the best ways to increase safety around schools. While walking and biking are popular travel modes to school, in some cases people live too far away for these to be practical options. Parents taking turns driving their kids to school with other families is an important element in efforts to reduce school traffic. Commute Solutions has recently assisted three local schools in their efforts to form new parent carpools through the use of our residential mapping and online school carpool matching services.

**Transportation Help Desk - Personal Trip Planning**

Since Commute Solutions is the only resource in Santa Cruz County where questions about virtually any travel option can be answered, an important part of Commute Solutions’ work is fulfilling travel information requests that come into our help desk by phone or email. Fielding these requests involves delivering information, but also educating commuters about the benefits of travel alternatives and overcoming obstacles to their use. While many trip planning resources are now available on the Commute Solutions website such as links to finding a carpool partner and the Google multi-modal trip planner, many of our help desk clients are seniors, first year college students new to the area, or people who have just taken a new job and need help identifying their commute options. The Help Desk Team has fielded 134 inquiries in the past 15 months. This does not include assistance
provided at various outreach events in the community. Typically, Commute Solutions staff participates in at least one outreach event every 6 weeks.

**Park and Ride Lot Coordination and Development**

Commute Solutions plays a coordinating role in terms of local park and ride lots, communicating the location and availability of these facilities to the public and securing lease agreements and insurance for commuter use of shared-use facilities in the program. Shared-use sites currently include two lots at Resurrection Church in Aptos and one at the Quaker Meetinghouse near Morrissey in Santa Cruz. Two lots, the Scotts Valley Transit Center and Soquel Park and Ride, are owned by Santa Cruz Metropolitan Transit District. The lot at Pasatiempo and Hwy 17 as well as the lot at Summit and Hwy 17 are owned by Caltrans and are in the state highway ROW.

Since 2004, annual park and ride lot counts are taken each spring to determine use and capacity. These counts, as seen in Attachment 1, show that use of existing park and ride facilities is up by 15% in the past 3 years and 27% over the past six years with some lots exceeding or near capacity. This emerging trend and requests for new park and ride facilities in South County prompted Commute Solutions to secure funding for a project to improve existing and expand park and ride facilities in the near term.

In terms of existing facilities, replacing missing, outdated, vandalized and deteriorated signage is the focus of improvements. This will be especially helpful for directing commuters to lots that are currently underutilized. In terms of new facilities, the strategy is to lease additional shared-use parking facilities such as lots at churches and shopping centers. In addition to new South County park and ride spaces, new facilities are also needed for Highway 17 commuters who ride the bus, vanpool or carpool over the hill. The park and ride lot project is underway with anticipated completion in June 2015.

**Workplace Programs, Relocation, Green Business Certification**

Commute Solutions has historically worked closely with employers to help them develop and promote workplace commute programs. Assistance has ranged from conducting employee commute surveys and producing residential density maps to giving lunchtime presentations about commute options and tabling at worksite events such as employee health and benefit fairs. Recently, organizations relocating their place of business have asked Commute Solutions’ to help their employees identify commute options to the new worksite. Businesses seeking green business certification have also requested assistance in finding ways to reduce vehicle miles travelled and greenhouse gases through changes in employee commute habits. Recent clients include Bay Photo Lab, Gateway School, Greenwaste Recovery, Chevrolet of Watsonville and Awe Sum Organics.
Rewards and Incentives

Rideshare programs have historically incentivized participants to switch travel modes. Incentives that have been used include guaranteed ride home programs, prize drawings, t-shirts, water bottles, gift cards, and cash. There is evidence that while the initial motivation to try a new travel mode might be induced by an incentive, the benefits inherent in using the new mode, such as saving money and stress reduction, ultimately are the things that sustain the new travel habit. Despite an investment of time and resources, a recent Commute Solutions incentive program aimed at attracting new carpoolers did not gain a lot of traction and had disappointing results. Important lessons learned from this experience will be applied when considering future incentive programs.

Revamping and Revisioning RTC’s TDM services

Over the past five years, Commute Solutions has made great strides towards streamlining and updating its offerings. In July 2011, a new Commute Solutions website expanded its online presence from 1 webpage to more than 45 pages of traveler resources. These new web pages allowed the RTC to convert literature and paper tools that were expensive to reprint and keep current to a format that allows for timely updating of content. The website receives between 1,100 and 2,000 visitors per month with the most popular pages being: Bus Information (27%), Traffic Information (16%), Airport Transportation (12%), True Cost of Driving Calculator (7%), and Park and Ride (2%).

With the new website, also came the flexibility to add new information as needed. For example, Commute Solutions staff was able to develop in-house and launch special web pages for both the DeLaveaga and Harbor High school communities highlighting travel options, routes, and programs to reduce traffic and increase safety around these schools during the construction of the Highway 1 Auxiliary Lanes project. The capability to quickly create and deploy online resources was critical to the success of the TDM program that Commute Solutions implemented at these two schools during the highway construction project.

Other Commute Solutions programs that have shifted from primarily staff-intensive delivery to more self-serve access include the Bicycle and Pedestrian Hazard Report and the True Cost of Driving calculator. Custom business cards that fit neatly in a wallet include a Quick Response (QR) code (a type of barcode that can be read by a cell phone) that takes users directly to the Hazard Report online. The cost of driving calculator is updated monthly allowing the most current gas prices to be included in the cost calculation. Commute Solutions brings its own wi-fi hot spot to worksite and community outreach events providing commuters with online access to ridematching and other online travel resources either on their own or with assistance.

---

2 Statistics retrieved from Google Analytics for 7/1/13 to 9/30/14
Earlier this year, the Commute Solutions team along with RTC management, evaluated the strengths and weaknesses of the current program. As a result of that review, two core competencies emerged: 1) delivering traveler information and referral services and 2) marketing the availability of travel options. It was agreed that these two areas should be the focus of current Commute Solutions efforts going forward. This is consistent with the 2014 Santa Cruz County Regional Transportation Plan (RTP) and the prioritization of transportation demand management strategies for advancing the sustainability goals and targets. Projects on the RTP constrained project list include 511 Traveler Information, School-based Mobility Programs, and TDM Individualized Employer Programs.

One of the challenges faced by marketing-based programs such as Commute Solutions that are oriented towards personalized help is that clear performance metrics are hard to capture. Indicators such as the number of calls fielded, brochures distributed, meetings organized, or web updates completed are helpful to know in terms of investment, but they don’t reveal the amount of VMT reduced that is attributable to these activities. A summary of Commute Solutions Activities and Indicators for the past 15 months can be found in Attachment 2. For your reference, the current Commute Solutions Fact Sheet is included as Attachment 3.

Part of re-visioning RTC’s TDM programs going forward is to establish meaningful performance metrics for each of its programs. Staff is working on incorporating metrics into its activities where feasible, but it is challenging to do a full VMT reduction accounting that correlates directly to information, outreach, education, and assistance activities.

**Cruz511 Traveler Information**

Moving towards more streamlined and online delivery of information and focusing on Commute Solutions’ core competencies is consistent with the objectives of RTC’s new 511 service. In December 2013, RTC approved implementing a 511 service for Santa Cruz County travelers that would serve as a centralized online resource they could go to for all types of transportation information. For those without online access or needing personal assistance, help desk staff would be available.

Progress towards implementing the Cruz511 mobile responsive website is going well with the design and development phase almost complete. In addition to a live map on the home page that indicates traffic speeds, incident information, and traffic cameras, the site includes information about all travel modes, emergency information, a multi-modal trip planner, specialized transportation, and the wide range of transportation services and providers in Santa Cruz. Much of the content previously hosted on the Commute Solutions website is being repurposed for the Cruz511 site.

Cruz511 will be the umbrella and brand under which all RTC traveler information services will take place including those previously delivered through Commute Solutions. Beta testing of the Cruz511 website will take place during December with launch and marketing of the new service planned for early 2015.
monitoring is critical to the success of 511 services, and performance metrics are being established for these four categories: usage, reliability, accuracy and customer engagement. Usage information is especially important to marketing and outreach activities and for fine-tuning how information is organized and presented on the website. Web analytics will help RTC gauge consumer response and engagement with 511 services.

User-Oriented Transit Travel Planning

In keeping with the focus of marketing travel options, in July 2014, RTC in partnership with Santa Cruz Metro, was awarded a Caltrans Planning grant to conduct a User-Oriented Transit Travel Planning project. The project which starts in mid-2015 is to plan, develop and test an individualized marketing and research program for Santa Cruz County that empowers solo-drivers to switch modes with a special emphasis on attracting new transit riders. Individualized marketing (also called personal travel planning) identifies people who are interested and willing to make changes in their travel behavior, and provides them with the information tools and support that they need to make changes. This project develops and conducts pilot testing of individualized marketing programs at workplaces and in neighborhoods in Santa Cruz County that are near bus stops or High Quality Transit Corridors with the aim of attracting new Metro bus riders.

The result will be a toolkit that can be used to implement such programs in Santa Cruz County and in other California communities seeking to meet their SB 375 greenhouse gas and vehicle miles traveled reduction targets.

SUMMARY

For most of its existence, RTC has offered local transportation users a service that helps them to successfully use all modes within the existing transportation system. Currently, key TDM activities offered by RTC through the Commute Solutions program include: online ridematching, transportation help desk and trip planning for all modes, park and ride lot coordination, employer assistance, and development of the new Cruz511 service. Core competencies are delivering traveler information and marketing travel options. More efficient and streamlined methods of online delivery will allow more people to access and benefit from this information under the centralized Cruz511 traveler information service planned for launch in early 2015. Also, planned for 2015 is a new user-oriented transit travel planning project aimed at garnering new Metro bus riders and a toolkit for implementing such programs.

Attachments:

1. Park and Ride Lot Counts 2004-2014
2. Summary of Commute Solutions Activities and Indicators
3. Commute Solutions Fact Sheet

I:\COMSOL\2014-CS-Report\CS-511-staff-rept.docx
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Quaker Meetinghouse</td>
<td></td>
<td>12</td>
<td>3</td>
<td>6</td>
<td>2</td>
<td>3</td>
<td>5</td>
<td>4</td>
<td>3</td>
<td>8</td>
<td>3</td>
<td>5</td>
</tr>
<tr>
<td>Pasatiempo (estimated capacity)</td>
<td></td>
<td>60</td>
<td>64</td>
<td>58</td>
<td>60</td>
<td>65</td>
<td>57</td>
<td>55</td>
<td>57</td>
<td>50</td>
<td>58</td>
<td>50</td>
</tr>
<tr>
<td>Resurrection Church East &amp; West</td>
<td></td>
<td>75</td>
<td>39</td>
<td>42</td>
<td>43</td>
<td>22</td>
<td>30</td>
<td>23</td>
<td>25</td>
<td>27</td>
<td>26</td>
<td>30</td>
</tr>
<tr>
<td>Scotts Valley Transit Center</td>
<td></td>
<td>223</td>
<td>198</td>
<td>204</td>
<td>174</td>
<td>145</td>
<td>149</td>
<td>136</td>
<td>136</td>
<td>92</td>
<td>176</td>
<td>122</td>
</tr>
<tr>
<td>Soquel/Paul Sweet Road **</td>
<td></td>
<td>55</td>
<td>18</td>
<td>13</td>
<td>21</td>
<td>21</td>
<td>21</td>
<td>30</td>
<td>40</td>
<td>32</td>
<td>24</td>
<td>26</td>
</tr>
<tr>
<td>Summit Road (estimated capacity)</td>
<td></td>
<td>12</td>
<td>10</td>
<td>12</td>
<td>7</td>
<td>12</td>
<td>8</td>
<td>10</td>
<td>8</td>
<td>10</td>
<td>9</td>
<td>8</td>
</tr>
<tr>
<td>** TOTAL OCCUPIED SPACES **</td>
<td></td>
<td>332</td>
<td>335</td>
<td>307</td>
<td>268</td>
<td>270</td>
<td>258</td>
<td>269</td>
<td>219</td>
<td>235</td>
<td>186</td>
<td>257</td>
</tr>
<tr>
<td>** TOTAL LOT CAPACITY **</td>
<td></td>
<td>437</td>
<td>437</td>
<td>439</td>
<td>438</td>
<td>447</td>
<td>498</td>
<td>474</td>
<td>447</td>
<td>441</td>
<td>441</td>
<td>437</td>
</tr>
<tr>
<td>% OCCUPIED SPACES **</td>
<td></td>
<td>76.0%</td>
<td>76.7%</td>
<td>69.9%</td>
<td>61.2%</td>
<td>60.4%</td>
<td>51.8%</td>
<td>56.8%</td>
<td>49.0%</td>
<td>53.3%</td>
<td>42.2%</td>
<td>58.8%</td>
</tr>
</tbody>
</table>

* Capacity increased in 2009 due to Metro opening up more spaces at Soquel/Paul Sweet lot and Caltrans restriping and more accurate measuring of unmarked spaces with a survey wheel at Pasatiempo.

** Capacity at Soquel and Paul Sweet Rd fluctuates widely due to SCMTD moving the chain to cordon off excess spaces (available spaces range between 55 and 121 spaces). Back area of lot used for bus driver training.

*** To verify accuracy, the SV Transit Center PnR was counted three times in Spring 2013 given the large increase in use observed during the first count on April 23, 2013. The figure used here is the average of the three counts. In April 2014, Metro advised RTC that Kings Village Shopping Center owners were no longer allowing commuters to park all-day in the shopping center lot. This may account for some of the increase.

NOTE Caltrans closed a 10-space PnR lot they owned at Freedom Boulevard x Hwy 1 in 2004.
## COMMUTE SOLUTIONS ACTIVITIES AND INDICATORS
### Between July 2013 - September 2014 (unless another timeframe is referenced)

<table>
<thead>
<tr>
<th>ACTIVITIES</th>
<th>INDICATORS</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>CARPOOL/VANPOOL MATCHING</strong></td>
<td></td>
</tr>
</tbody>
</table>
| Provide matchlists and facilitate online ridematching | *Number of active participants seeking ridematches: 1,368 as of 9/30/14
*Increased by: 18% or 209 commuters |
| **TRANSPORTATION HELP DESK/TRIP PLANNING** | |
| Staff phone, email and online help desk (does not include assistance at outreach events) | *Number of requests for information and items provided: 134 |
| **PARK AND RIDE LOT COORDINATION** | |
| Liaison with property owners, Caltrans and commuters re: Park and Ride Lots | *Number of Park and Ride lot spaces in use as of 5/2014: 332 of 437 (76%)
*Increased by: 15% since 2011
*Increased by: 27% since 2008 |
| **WORKPLACE PROGRAMS, RELOCATION, GREEN BUSINESS CERTIFICATION** | |
| Attend and conduct outreach at employer sites and community events | *Number of outreach events attended: 10
*Participants reached: thousands |
| Consult re: green business, relocation or other business needs | *Number of businesses consultations: 4 |
| **OTHER** | |
| Coordinate with partner agencies including: EcoAct, Bike to Work, Open Streets, Metro, Community Traffic Safety Coalition, TAMC, AMBAG, MTC, San Benito COG, Caltrans, MBUAPCD, local jurisdictions | *Number of partner agencies: 24
*Number of referrals to other agencies: 37 |
| Grant administration, project management, sponsorship and proposal writing | *Number of grant projects sponsored: 1
*Proposals written and new grants awarded: 1
*Number of grant projects managed: 1
*Number of grant projects completed: 2 |
| Maintain and update Commute Solutions website and social media presence | *Number of pages maintained & updated: 45
*Visitors to website: 1,100-2,000/month
*Number of blog posts: 26 |
| Create and update literature in print and online | *Updates to CS Fact Sheet: 3
*New Hazard Report business card: 1 card, 8 designs
*New web pages created for new Cruz511 site: 60 |
| Distribute printed materials, brochures and bike maps | *Informational items distributed: ~2800 |
RTC’s Commute Solutions service helps people successfully navigate the transportation system to access the things they want and need. Whether by bike, bus, carpool or on foot, RTC commute counselors help people to understand their travel options and plan their trips. Commute Solutions’ website provides a centralized location for a wide variety of transportation resources at commutesolutions.org.

Services for Individuals
- Free online ride-matching service connects people with potential carpool, vanpool, and bike partners
- Personalized help planning trips by bike, bus, carpool and vanpool, and on foot
- Commuter Help Desk information and referral to transportation services throughout the community
- Countywide bike map
- True cost of driving calculator
- Vanpool formation, support, and referral

Organization Assistance
- Commute surveys, maps, and site evaluations help businesses determine employee travel patterns and transportation needs
- Workplace commute program support and assistance
- Environmental and Wellness Fairs – instant ridematching, giveaways, and presentations
- Relocation and green business certification assistance
- Telework, flex-time, and compressed work week sample policies
- Commute tax benefits info
- Customized programs for schools, churches, and special events

Collaboration and Leadership
Commute Solutions works in concert with local and regional providers to produce joint events, promotions, and outreach to focus and strengthen our common efforts. We support public and private initiatives that foster sustainable transportation use and awareness of options to driving alone.

Commute Solutions Help Desk Hours
831.429.POOL ~ info@commutesolutions.org
8-5, Monday - Friday

Visit us in Watsonville on Wednesdays 8am – 4pm
RTC Office - 275 Main Street, Suite 450 (4th Floor) ~ 831.768.8012
Commute Solutions most popular online resources

- Bus information – commutesolutions.org/bus
- Current traffic conditions – commutesolutions.org/traffic
- Airport transportation – commutesolutions.org/airport
- Cost of driving calculator – commutesolutions.org/truecost
- Find a carpool, vanpool, and bike partner – commutesolutions.org/match
- Park and ride lots – commutesolutions.org/parkandride
- Countywide bike map - commutesolutions.org/bike
- Bicycle and Pedestrian Hazard Report – sccrtc.org/hazardreport
- Google’s multimodal trip planner (including bus) – google.com/maps
- Vanpool formation and support – commutesolutions.org/vanpool

Our transportation partners

- **Carma (casual carpool app)**
carmacarpool.com/sfbay/
  - Find a casual carpool match with other commuters using a convenient smartphone app

- **Community Traffic Safety Coalition/County Health Services Agency**
  Theresia Rogerson - 831.454.4312 - trogerso@health.co.santa-cruz.ca.us
  sctrafficsafety.org
  - Student-oriented bike and pedestrian safety programs, trainings, and education countywide

- **Ecology Action/Bike to Work**
Piet Canin - 831.426.5925 ext. 127 - piet@ecoact.org
  ecoact.org/Programs/Transportation
  - Bike to Work, Transportation Membership Services for employers, Open Streets

- **Santa Cruz Metropolitan Transit District**
  Metro-Customer Service - 831.425.8600 - info@scmtd.com
  scmtd.com/en/riders-guide/planning-your-trip
  - Public fixed route and paratransit bus service in Santa Cruz County, Hwy 17 express to San Jose

- **Zimride**
  Help and Support – 855.ZIMRIDE (946.7433)
  zimride.com
  - Search and find one time carpools for all kinds of trips

- **ZipCar**
  Teresa Buika - 831.502.7941 - tabuika@ucsc.edu
  zipcar.com/ucsc
  - Membership based car-sharing located in downtown Santa Cruz and at UCSC