

CARSON CITY REGIONAL TRANSPORTATION COMMISSION

Minutes of the February 13, 2013 Meeting

Page 1

A regular meeting of the Carson City Regional Transportation Commission was scheduled for 4:30 p.m. on Wednesday, February 13, 2013 in the Community Center Sierra Room, 851 East William Street, Carson City, Nevada.

PRESENT: Chairperson John McKenna
Vice Chairperson James Mallery
Commissioner Brad Bonkowski
Commissioner Charles Des Jardins
Commissioner James Smolenski

STAFF: Darren Schulz, Deputy Public Works Director
Patrick Pittenger, Transportation Manager
Daniel Doenges, Senior Transportation Planner
Ken Smithson, Transit Coordinator
Joe Ward, Senior Deputy District Attorney
Kathleen King, Deputy Clerk / Recording Secretary

NOTE: A recording of these proceedings, the commission's agenda materials, and any written comments or documentation provided to the recording secretary during the meeting are part of the public record. These materials are available for review, in the Clerk's Office, during regular business hours.

A. CALL TO ORDER AND DETERMINATION OF A QUORUM (4:29:42) - Vice Chairperson Mallery called the meeting to order at 4:29 p.m., and welcomed Commissioner Bonkowski. Roll was called; a quorum was present.

B. PUBLIC COMMENT (4:30:54) - Vice Chairperson Mallery entertained public comment. (4:31:28) NDOT Transportation / Multi-Modal Planning Division Chief Dennis Taylor advised of his impending resignation from NDOT and, therefore, from the Carson Area Metropolitan Planning Organization ("CAMPO"). In response to a question, he advised that he will retire from State service with 21 years due to health issues. In response to a further question, he discussed plans to travel and eventually relocate on the east coast. Vice Chairperson Mallery congratulated Mr. Taylor. Commissioner Des Jardins expressed appreciation for Mr. Taylor's candor over the years, and provided background information on his appointment to the CAMPO. Mr. Taylor expressed appreciation for the opportunity to have served. Commissioner McKenna wished Mr. Taylor good luck in his future endeavors. Vice Chairperson Mallery provided background information on Mr. Taylor's experience, and thanked him for his service. Vice Chairperson Mallery entertained additional public comment; however, none was forthcoming.

C. POSSIBLE ACTION ON APPROVAL OF MINUTES - December 10, 2012 (4:35:06) - Vice Chairperson Mallery entertained questions, comments, or suggested revisions and, when none were forthcoming, a motion. **Commissioner Des Jardins moved to approve the minutes. The motion was seconded and carried 5-0.**

D. AGENDA MANAGEMENT NOTICE (4:35:57) - Vice Chairperson Mallery entertained modifications to the agenda; however, none were forthcoming.

CARSON CITY REGIONAL TRANSPORTATION COMMISSION

Minutes of the February 13, 2013 Meeting

Page 2

E. DISCLOSURES (4:36:02) - None.

F. PUBLIC MEETING ITEMS:

F-1. POSSIBLE ACTION ON ELECTION OF RTC OFFICERS (4:36:10) - Vice Chairperson Mallery introduced this item, and entertained nominations for commission chair. **Commissioner Des Jardins nominated John McKenna. Commissioner Bonkowski seconded the nomination. Nomination carried 5-0.** Vice Chairperson Mallery passed the gavel to Chairperson-elect McKenna, who requested Vice Chairperson Mallery to continue as vice chair. **Commissioner Smolenski nominated Jim Mallery as vice chair. Commissioner Des Jardins seconded the nomination.** Chairperson-elect McKenna entertained additional nominations and, when none were forthcoming, called for a vote on the pending nomination. **Nomination carried 5-0.**

F-2. INFORMATION ON A POTENTIAL BILL FOR THE NEVADA LEGISLATURE TO ALLOW FOR FUNDING OF COMPLETE STREETS PROJECTS (4:37:32) - Chairperson McKenna introduced this item. Mr. Pittenger introduced Muscle Powered Secretary and Founding President Anne Macquarie, noting that she had distributed informational materials to the commissioners and staff prior to the start of the meeting. Ms. Macquarie discussed Muscle Powered's goal to "make Carson City safer and more accessible for bicycling and walking through education and advocacy." She reviewed the informational materials, and responded to corresponding questions of clarification.

Chairperson McKenna entertained public comment; however, none was forthcoming. In response to a question, Mr. Pittenger advised of having recently learned from the Federal Highways Administration "that because of the percentage of federal of funds in the state ... we will actually get 95 / 5 funding for the federal transportation alternatives funds." Ms. Macquarie and Mr. Pittenger responded to additional questions of clarification regarding funding management and administrative costs; and the funding necessary to implement the complete streets program. Chairperson McKenna requested Ms. Macquarie to keep the staff and commissioners informed as to necessary assistance. Ms. Macquarie discussed the strategy for advocacy groups "to take the lead rather than official bodies ...," and advised that individual commissioner support would be extremely helpful. Chairperson McKenna called again for public comment and, when none was forthcoming, thanked Ms. Macquarie for her attendance and presentation.

F-3. POSSIBLE ACTION TO APPROVE AMENDMENT NO. 1 TO CONTRACT 0910-182 WITH MV TRANSPORTATION TO INCREASE THE DOLLAR AMOUNT IN YEAR 3 TO ACCOUNT FOR INCREASED PARATRANSIT COSTS DUE TO THE TRANSITION OF MEDICAID RECIPIENTS TO THE JAC ASSIST SERVICE (4:51:44) - Chairperson McKenna introduced this item, and Mr. Pittenger reviewed the agenda materials. Mr. Smithson introduced the MV Transportation Regional Vice President Derek Calhoun and General Manager Lisa Lushner, and commended their service. He requested the commissioners to consider the contract increase, explaining that the ridership trend has increased due to the Medicaid trips. "The cost is driven by vehicle revenue hours and, over the last six months, vehicle revenue hours have been up 26 percent since we began transporting Medicaid clients."

Mr. Pittenger responded to questions of clarification regarding the negotiated hourly rate, as reflected in the contract included in the agenda materials. He acknowledged that the increase for this fiscal year will be allocated from fund balance and "we don't know where the money's coming from next year. ...

CARSON CITY REGIONAL TRANSPORTATION COMMISSION

Minutes of the February 13, 2013 Meeting

Page 3

barring us able to locate funds elsewhere, the expected source would be an increase from the general fund transfer.” In response to a further question, he advised that fluctuating fuel prices are monitored very closely to the current budget. He acknowledged the possibility of additional cost increases. In response to a comment, he advised that “the organizers of multiple passengers are aware of the impact that this is having upon us and that we’re not just a free taxi service that doesn’t feel the impacts financially and operationally.” For the benefit of the public, Chairperson McKenna and Mr. Pittenger explained the mechanism of the JAC Assist Service. In response to a further question, Mr. Pittenger explained the term length and extension provisions of the current contract with MV Transportation.

Chairperson McKenna entertained public comment. (5:03:25) Division of Health Care Financing and Policy Business Lines Chief John Whaley took exception to Mr. Pittenger’s statement that “these trips are not medically necessary. They are, by definition, medically necessary.”

Chairperson McKenna entertained additional public comment and, when none was forthcoming, a motion. **Vice Chairperson Mallery moved to approve amendment number 1 to Contract 0910-182 with MV Transportation to increase the dollar amount in year 3 of the contract to account for increased paratransit costs due to the transition of Medicaid recipients to the JAC Assist Service, with a fiscal impact increase of \$85,563. Commissioner Des Jardins seconded the motion. Motion carried 5-0.**

F-4. INFORMATION ON THE STATE PLAN AMENDMENT BEING SHEPHERDED BY THE DIVISION OF HEALTH CARE FINANCING AND POLICY (“DHCFP”), WHICH WILL ENABLE AN ENHANCED PAYMENT MECHANISM FROM THE STATE TO ASSIST WITH INCREASED PARATRANSIT OPERATING COSTS DUE TO THE TRANSITION OF MEDICAID RECIPIENTS TO THE JAC ASSIST SERVICE (5:04:35) - Chairperson McKenna introduced this item. Mr. Smithson reviewed the agenda materials and introduced DHCFP Business Lines Chief John Whaley.

(5:05:03) Mr. Whaley discussed the required State plan amendment “in order to increase the amount of money that we can pay to the RTC in a manner that you can accept it. We’ve offered, in the past, just to pay you more money but your own federal regulations won’t allow you to charge Medicaid recipients more than you charge the general public.” Mr. Whaley reviewed the associated time table and read into the record email correspondence relative to the status of the State plan amendment approval. He anticipates the possibility that the City will be reimbursed retroactive to January 1, 2012. He explained the various types of Medicaid trips.

Chairperson McKenna suggested that the transition “may have got off on the wrong foot,” but expressed the opinion that everyone is now working together. He thanked Mr. Whaley for his assistance. Mr. Pittenger thanked Mr. Whaley for his presentation, and advised that Transportation Division staff has scheduled a meeting with DHCFP staff. Chairperson McKenna entertained additional commissioner questions or comments and public comments and, when none were forthcoming, thanked Mr. Whaley for his attendance and participation.

F-5. INFORMATION ON THE EFFORTS OF THE TAHOE TRANSPORTATION DISTRICT (“TTD”) TO ADDRESS TRANSPORTATION ISSUES AT THE NEVADA LEGISLATURE (5:13:35) - Chairperson McKenna introduced this item, and Tahoe Transportation

CARSON CITY REGIONAL TRANSPORTATION COMMISSION

Minutes of the February 13, 2013 Meeting

Page 4

District (“TTD”) Manager Carl Hasty reviewed a PowerPoint presentation which had been distributed to the commissioners and staff. Mr. Hasty commended Vice Chairperson Mallery’s representation on the TTD, and introduced Buzz Harris.

(5:31:25) Mr. Harris discussed funding sources and legislative bill drafts relative to the TTD. Vice Chairperson Mallery commended Mr. Hasty’s and Mr. Harris’ presentations, and discussed the importance of closely following the TRPA and TTD activities relative to legislative funding and of continuing to work together.

Chairperson McKenna entertained additional commissioner comments or questions and, when none were forthcoming, public comments or questions. When no public comments or questions were forthcoming, he thanked the gentlemen for their attendance and presentation. [Commissioner Des Jardins left the meeting at 5:39 p.m. A quorum was still present.]

F-6. POSSIBLE ACTION TO ADOPT RESOLUTION NO. 2013-RTC-R-1, AND APPROVE THE COOPERATIVE AGREEMENT BETWEEN THE CARSON CITY RTC AND THE NEVADA DEPARTMENT OF TRANSPORTATION (“NDOT”) FOR THE FAIRVIEW DRIVE SAFETY IMPROVEMENT PROJECT (5:39:08) - Chairperson McKenna introduced this item. Mr. Pittenger reviewed the agenda materials, and responded to questions of clarification regarding the design. Mr. Schulz acknowledged that the median may present a problem for snow removal, “but [the snow plow operators will] just have to work around them.” Mr. Pittenger responded to additional questions of clarification regarding revisions to existing turning movements. Mr. Schulz further clarified that the project will create infrastructure to enforce existing laws. He acknowledged that Lowe’s representatives have been involved in the design process. In response to a further question, he advised that the median is intended to remain even after completion of the freeway bypass.

Chairperson McKenna entertained additional commissioner questions or comments and, when none were forthcoming, public comments. When no public comments were forthcoming, he entertained a motion. **Commissioner Bonkowski moved to adopt Resolution No. 2013-RTC-R-1, and approve the cooperative agreement, between the Carson City RTC and the Nevada Department of Transportation for the Fairview Drive safety improvement project. Commissioner Smolenski seconded the motion. Motion carried 4-0.**

F-7. POSSIBLE ACTION TO ADOPT RESOLUTION NO. 2013-RTC-R-2, AND APPROVE THE COOPERATIVE AGREEMENT BETWEEN THE CARSON CITY RTC AND THE NEVADA DEPARTMENT OF TRANSPORTATION (“NDOT”) FOR THE CARSON CITY SAFE ROUTES TO SCHOOL (“SRTS”) PROJECT (5:45:28) - Chairperson McKenna introduced this item, and Mr. Pittenger reviewed the agenda materials. Chairperson McKenna entertained commissioner and public questions or comments. Commissioner Bonkowski expressed appreciation for the funding. Chairperson McKenna called again for public comment and, when none was forthcoming, entertained a motion. **Commissioner Smolenski moved to adopt Resolution No. 2013-RTC-R-2, and approve the cooperative agreement, between the Carson City RTC and the Nevada Department of Transportation, for the Carson City Safe Routes to School Project. Commissioner Bonkowski seconded the motion. Motion carried 4-0.**

F-8. POSSIBLE ACTION TO ACCEPT THE WORK AS COMPLETED, TO ACCEPT

CARSON CITY REGIONAL TRANSPORTATION COMMISSION

Minutes of the February 13, 2013 Meeting

Page 5

THE CONTRACT SUMMARY AS PRESENTED, AND TO APPROVE THE RELEASE OF FINAL PAYMENT IN THE AMOUNT OF \$32,588.13, FOR CONTRACT NO. 1213-088, TITLED “2012 CARSON STREET MAINTENANCE PROGRAM,” TO SIERRA NEVADA CONSTRUCTION, INC. (5:48:10) - Chairperson McKenna introduced this item, and Mr. Pittenger reviewed the agenda materials. In response to a question regarding the possible narrowing of Carson Street, Mr. Pittenger discussed the possibility of micropaving “either to install or ... if necessary, in the future, to remove striping.”

Chairperson McKenna entertained additional commissioner questions or comments and public comments. When none were forthcoming, he entertained a motion. **Vice Chairperson Mallery moved to accept the work as completed, to accept the contract summary as presented, and to approve the release of final payment, in the amount of \$32,588.13, for Contract No. 1213-088, titled “2012 Carson Street Maintenance Program,” to Sierra Nevada Construction, Inc. Commissioner Bonkowski seconded the motion. Motion carried 4-0.**

G. INTERNAL COMMUNICATIONS AND ADMINISTRATIVE MATTERS

G-1. STREET OPERATIONS REPORT - DECEMBER 2012 (5:51:29) - Chairperson McKenna introduced this item, and Mr. Schulz provided an overview of the agenda materials. He entertained questions; however, none were forthcoming. Chairperson McKenna entertained public comments; however, none were forthcoming.

G-2. PROJECT STATUS REPORT

G-3. FUTURE AGENDA ITEMS

H. COMMISSIONER COMMENTS (5:51:54) - Chairperson McKenna entertained commissioner comments; however, none were forthcoming. Chairperson McKenna welcomed Commissioner Bonkowski.

I. PUBLIC COMMENTS (5:52:07) - Chairperson McKenna entertained public comments; however, none were forthcoming.

J. ACTION ON ADJOURNMENT (5:52:15) - Chairperson McKenna adjourned the meeting at 5:52 p.m.

The Minutes of the February 13, 2013 Carson City Regional Transportation Commission meeting are so approved this 10th day of April, 2013.

JOHN McKENNA, Chair