



**CENTRAL YAVAPAI  
METROPOLITAN PLANNING ORGANIZATION  
7501 E. Civic Circle, Prescott Valley, AZ 86314**

**EXECUTIVE BOARD MEETING  
Wednesday, October 21, 2009  
6:00 P.M.**

**Yavapai County Administration Bldg.  
Supervisors Boardroom**

**1015 Fair Street  
Prescott, AZ 86305**

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***MEETING MINUTES***

**BOARD MEMBERS PRESENT**

Town of Prescott Valley  
City of Prescott  
Town of Chino Valley  
Yavapai County  
Town of Dewey-Humboldt

Mike Flannery, Chairman  
Robert "Bob" Luzius, Vice-Chairman  
Ron Romley, Secretary/Treasurer  
Supervisor Carol Springer  
Councilman David Nystrom  
(formally seated at this meeting)

**BOARD MEMBERS NOT PRESENT**

State Transportation Board

William "Bill" Feldmeier

**AGENCY REPRESENTATIVES PRESENT**

Rural Transportation Advocacy Council  
Yavapai County  
City of Prescott  
Town of Chino Valley  
Town of Prescott Valley  
ADOT Prescott District Engineer

Kevin Adam  
Phil Bourdon  
Craig McConnell  
Councilwoman Gloria Moore  
Norm Davis  
Greg Gentsch

**CYMPO STAFF PRESENT**

Administrator  
Program Manager  
Program Coordinator  
Administrative Assistant

Jodi Rooney  
Vicky McLane  
Jean Knight  
Deb Hernandez

**ADDITIONAL ATTENDEES**

League of Women Voters

June Ruth

**1. CALL TO ORDER, ROLL CALL AND/OR INTRODUCTIONS**

The meeting was called to order by Chairman Mike Flannery at **6:00 P.M.** Deb Hernandez, CYMPO Administrative Assistant, performed roll call.

**2. ANNOUNCEMENTS and CYMPO UPDATES**

CYMPO Administrator Jodi Rooney provided the following updates:

- The Transportation Enhancement Review Committee (TERC) met in Globe. The CYMPO region was awarded two projects: Prescott SR89, White Spar Lane Bikeway-Walkway Phase II and Prescott Valley Central Core Multi-Use Path Phase III.
- There will be three Building A Quality Arizona (bqAZ) public events to present the recommended statewide framework: November 10<sup>th</sup> at the Tucson Convention Center, November 12<sup>th</sup> at the Flagstaff High Country Conference Center and November 17<sup>th</sup> at the Mesa Convention Center.
- The Planning Assistance for Rural Areas (PARA) project notification has gone out. This is a competitive program which covers 100% of the study costs. Eligible applicants include counties, cities, and towns located outside the larger metropolitan areas of Phoenix or Tucson and tribal governments. The application deadline is November 20<sup>th</sup>.
- At the last State Board Meeting there was discussion about five Federal Rescissions. One of which involved planning dollars for Metropolitan Planning Organizations (MPOs). Arizona was one a few states that came forward to cover the MPOs for the 2009 fiscal year.

Secretary/Treasurer Ron Romley took time to introduce Chino Valley Councilwoman Gloria Moore who will be acting as his alternate to the Board should the need arise.

3. **CALL TO THE PUBLIC:** This item is to provide an opportunity for presentation of comments by the public on subjects *not* on the agenda. Individuals wishing to address the Board need not request permission in advance and are limited to three (3) minutes.

There were not comments from the public.

4. **APPROVAL OF MINUTES: September 16, 2009  
MOTION**

Vice-Chairman Luzius presented a **Motion** to approve the September 16, 2009, Executive Board minutes. The **Motion** was seconded by Secretary/Treasurer Romley.

**VOTE ON THE MOTION**

The vote was unanimous.

5. **STATE TRANSPORTATION BILLS**

*Kevin Adam, Rural Transportation Advocacy Council*

Rural Transportation Advocacy Council Liaison Kevin Adam, who represents four COGs and three MPOs, gave an update of the current state of affairs as it relates to transportation. The first topic would be state legislation; secondly, what is occurring at the Federal level.

There has been a drastic decline in highway revenues, which are based on gas tax for a variety of reasons. Massive fund transfers diverting an excess of \$1 billion from highways to other uses has occurred over the last ten years. The last two years we have seen over \$500 million diverted from highway construction. This is a serious trend impacting transportation. These raids were apparent when the States' five year plan showed significant deferrals or elimination of projects from the list. No new major fifth year projects have been planned for rural Arizona. The ADOT operating budget has seen reductions of 25%; operating issues such as snow removal will be a significant challenge. The budget will be the driving factor as far as transportation policy is concerned.

Effective September 30, 2009, two bills passed into law; the first, House Bill 2396, is the Public Private Partnership Bill, giving ADOT authority to enter into public private partnerships with the private sector to develop and operate transportation infrastructure. The second was Senate Bill 1320, called the Omnibus Bill,

virtually all the transportation related bills needing consideration were amended onto Bill 1320: high occupancy vehicle lanes, photo radar use, licenses and ADOT's ability to collect fees. Regarding infrastructure, this bill enables municipalities to develop, construct, and operate toll roads within their jurisdiction. The one measure that did not make it onto this bill was a study committee to review the State Transportation Board.

On the Federal side, the reauthorization of the SAFETEA-LU expired September 30<sup>th</sup>, prior to it expiring there was a 30 day extension passed. Representative Jim Oberstar, chairman of this committee, wants to see reauthorization right now and has pushed for it to happen this year. The administration's preference is to extend the current law by 18 months. We will most probably see short term extensions until they are ready to address the revenue side.

Infusions continue into the Highway Trust Fund allowing the feds to pay their obligations towards transportation projects. Chairman Oberstar drafted a bill containing anti-highway provisions with very ambitious emission reduction targets. Secretary of Transportation, Ray LaHood, indicated if vehicle fuel efficiency is increased to 55MPG (currently it is at 27.5MPG) the nation would still have to reduce the amount of vehicle miles traveled. For a state like Arizona whose population is anticipated to double, reducing the number of vehicle miles traveled is not a realistic target. One month after LaHood's statement the President said he was going to increase the fuel efficiency standard to 37.5MPG. RTAC supports development of transit to the extent practical in rural areas but they are talking about a massive shift in dollars dedicated to transit away from highways. In addition, the bill is \$500 billion over six years, with \$75 billion in the highway programs, but sub-programs are going to be competitive grant programs that are mode neutral. With all of the disincentives to build highways and all the incentives for mass transit a substantial portion of that \$75 billion will also go to transit. Having a proper balance between major metropolitan areas and nonmetropolitan areas is going to be incredibly important.

Lastly, they are looking at reforming regional planning and there is a lot of concern over the future of MPOs. Before the Bush Administration left office there was a white paper released essentially doing away with or increasing the population threshold for MPOs affecting many existing MPOs, including CYMPO. Chairman Oberstar drafted an increase in the population threshold from 50,000 to 100,000 but it does enable existing MPOs to be grandfathered in, provided the majority of the member agencies and governor are willing to sign off on their continuation.

Secretary/Treasurer Romley advised Mr. Adam he appreciated his e-mails but is concerned about \$1.5 billion going to DPS and now the legislature is raiding the coffers. The first thing is to get the legislature to quit raiding those coffers - \$1.5 billion is a lot of money for Arizona that should have gone into highways.

Mr. Adam agreed that gas tax money has constitutional restrictions reserving it for transportation purposes; however, DPS operations are interrupted as a transportation use of the gas tax but still, substantial amounts have gone that way.

Mr. Adam related an even worse trend is vehicle license tax revenues are being diverted straight to the general fund. In order to solve this problem firewalls need to be put in place so those funds would be off limits and go directly to transportation infrastructure.

Chairman Flannery queried Mr. Adam regarding projects in the Five Year Capital Improvement Plan that were moved out. Was that because some of them were covered under the ARRA?

Mr. Adam indicated that ARRA occurred after the new Five Year Plan was drafted; projects had to be "shovel ready" in order to be moved up. Currently in the Fifth Year there are no new major projects in rural Arizona.

Chairman Flannery stated in terms of division of money for transit, we do real harm to rural America by funneling most of that money into metropolitan areas and leave rural without any substantial funding. Mr. Adam reiterated that was exactly his concern.

Chairman Flannery commented the proposed State Transportation Board bill did not exclusively deal with the makeup of the board; it was supposed to be much broader in nature and deal with other issues. Mr. Adam responded it was going to look at the board's roll and responsibilities and the current district boundaries.

Chairman Flannery indicated in terms of the P3s, the largest attraction for ADOT was the rest areas, looking more to entrances and exits because of the commercial areas that could be converted into rest areas. Mr. Adam responded ADOT had to come up with a plan to address their 25% hit to the budget and part was reducing the number of open rest areas. Limited authority has been provided by the state to enter into partnerships but the main obstacle is federal restrictions.

**6. APPROVAL OF RESOLUTION NO. 2009-2: ADDITION OF THE TOWN OF DEWEY-HUMBOLDT AS PARTICIPATING AGENCY OF CYMPO**

*Jodi Rooney, CYMPO Administrator*

CYMPO Administrator Jodi Rooney reported that each of the member agencies voted on the addition of Dewey-Humboldt for inclusion into CYMPO Membership. The IGA is still circulating for signatures, but it has been through the approval process. At this point there is no reason not to move forward.

**MOTION**

Secretary/Treasurer Romley presented a **Motion** to approve the adoption of Resolution No. 2009-02 authorizing the addition of the Town of Dewey-Humboldt as a Participating Agency of CYMPO. The **Motion** was seconded by Vice-Chairman Luzius.

**VOTE ON THE MOTION**

The vote was unanimous.

**7. FORMAL SEATING OF CYMPO REPRESENTATIVE FROM THE TOWN OF DEWEY-HUMBOLDT**

*Michael R. Flannery, CYMPO Chairman*

CYMPO Chairman Michael Flannery indicated rather than just recognizing the Town of Dewey-Humboldt he also wanted to recognize the participation of Councilman David Nystrom. The Town of Dewey-Humboldt has been an active participant with CYMPO from the beginning.

**MOTION**

Secretary/Treasurer Romley presented a **Motion** to seat the Town of Dewey-Humboldt representative, Councilman David Nystrom, to the CYMPO Executive Board. The **Motion** was seconded by Vice-Chairman Luzius.

**VOTE ON THE MOTION**

The vote was unanimous.

**8. CYMPO BY-LAWS - AMENDMENT**

*Ron Romley, CYMPO Secretary/Treasurer*

CYMPO Secretary/Treasurer Ron Romley stated a couple of meetings ago, the By-Laws amendment was on the agenda. At that time all of the members were asked to advise CYMPO Program Coordinator Jean Knight if there were any changes. All of the previous comments have been incorporated in this amendment and it would now be time to vote on the new By-Laws, unless there were further comments.

After comments were made by Chairman Flannery and Member Springer, it was determined that "Chairperson" would be replaced with "Chair" or "Chairman". It was requested that another red-lined copy of the By-Laws be sent to the Board Members.

**MOTION**

Secretary/Treasurer Romley presented a **Motion** to table this item until next meeting, giving the board a chance to look at the “red lined” document and bring it back for final approval next month. The **Motion** was seconded by Vice-Chairman Luzius.

**VOTE ON THE MOTION**

The vote was unanimous.

**9. AMERICAN REINVESTMENT AND RECOVERY ACT (ARRA)**

*Norm Davis, Town of Prescott Valley*

Prescott Valley Public Works Director Norm Davis updated the board on the Glassford Hill Overlay Project. As previously stated, based upon population CYMPO received \$1.2 million, the project most closely matching the funds was the Glassford Hill Overlay. Yavapai County received \$290,675 and elected to put it towards this project. The original scope of this project did include a friction course but it was left out to make sure the entire project came within the budget. At the last M-TAC committee meeting, they voted to approve using the unexpended balance for a friction course that is expected to cost \$250,000.

Secretary/Treasurer Romley questioned if the money would be available when weather permits the addition of this friction course. Mr. Davis advised that yes, there should not be a problem getting approval prior to March 2010.

**MOTION**

Vice-Chairman Luzius presented a **Motion** to expend residual ARRA funds on Glassford Hill Overlay to provide a friction course per the originally scoped shovel ready project subject to bids plus construction administration costs and professional services. The **Motion** was seconded by Secretary/Treasurer Romley.

**VOTE ON THE MOTION**

The vote was unanimous.

**10. FUTURE MPO FISCAL OPERATIONS**

*Jodi Rooney, CYMPO Administrator*

CYMPO Administrator Jodi Rooney brought to the Board’s attention that there are discussions at the TAC level regarding changes taking place in MPO operations. Notification received from federal and state partners indicated a change in the direct and indirect invoicing. We are also looking at the potential of going to a hard dollar match to supplement available funds the following fiscal year. What has occurred is we cannot bring forward as much in-kind match due to the changes to the OMB Circular A87. We are having these discussions well ahead of budget season in order to be able to make adjustments. As mentioned earlier, a rescission occurred earlier on the federal side with the Planning Dollars. If this occurs again this year, we will need a plan in place.

Chairman Flannery questioned why there is not a direct correlation to the work program. Mrs. Rooney replied there is not a direct correlation; it is a change in the invoicing. Basically we no longer are allowed to provide as much in-kind contribution as in the past. Additionally, the FY09 Planning dollars have been closed out and we are accessing funds through our State Planning and Research dollars, which requires a higher match. We are trying to be as efficient as possible with what we have, which is why we are putting together an action plan.

Chairman Flannery asked if operations came from the Planning dollars. Mrs. Rooney replied yes, but the FY09 Planning dollars had been used and closed out in August. He also asked about the tracking of elected official’s time, which is not considered in the in kind match. CYMPO Program Manager Jean Knight responded that elected officials time does not count. But, per conversations she is having with Ed Stillings with FHWA and

other members of the Department of Transportation, it is being researched as other states do allow elected official's time to be used. Ms. Knight also wanted to prove to the Department of Transportation how much time our elected officials contribute to CYMPO activities.

CYMPO Administrator Rooney indicated that the TAC members attending meetings should include their drive time and prep time as well. The time agency staff members spend on CYMPO related issues should also be tracked.

## 11. STATE TRANSPORTATION BOARD MEETING – JULY 2010

*Jodi Rooney, CYMPO Administrator*

CYMPO Administrator Jodi Rooney relayed to the Board at the last COG/MPO Meeting with ADOT, John McGee, who works directly under ADOT Director John Halikowski, mentioned the ADOT Board enjoyed coming out to the rural areas. He related he would, "appreciate an invitation." Mrs. Rooney asked about the potential of hosting a meeting in July 2010, at a much reduced cost.

Chairman Flannery remarked on how they were treated the last time. Member David Nystrom asked if this event was actually budgeted or did it just come up now? Chairman Flannery advised there are monies within the budget for this very specific thing, as we have hosted this event four or five times in the past. Hosting this event is to our benefit. The State Transportation Board, as well as area dignitaries, are invited to come for a reception dinner followed by a Board Meeting.

### **MOTION**

Secretary/Treasurer Romley presented to **Motion** to send an invitation to the State Transportation Board requesting that CYMPO region be permitted to host the Board for the July 2010 meeting. The **Motion** was seconded by Vice-Chairman Luzius.

### **VOTE ON THE MOTION**

The vote was unanimous.

## 12. PROPOSED FUTURE AGENDA ITEMS

*Jodi Rooney, CYMPO Administrator*

Items for the November, or subsequent meeting, Agenda are:

- PPP
- ARRA
- MTIP Amendment
- Future MPO Fiscal Operations
- LTAF: Programming of STP Funding FY10-11
- 5307 Funding
- Dual December Meeting with M-TAC
- ADOT Five Year Program Recommendations
- National Association of Regional Councils Letter of Support
- CYMPO By-Laws Amendment
- T-TAC's criteria or proposal for a public transit system – Request for Proposal (per the following dialogue)

At the conclusion of identifying Proposed Future Agenda Items, Member Springer was recognized. She related that she was not going to forget about transit. She indicated she would like this referred to the T-TAC; the

concept of the committee discussing and preparing a Request for Proposal for a transit system. Member Springer requested that the T-TAC come up with a proposal in generalities, as she would like to just put it out to the public and see what we can get in terms of a response or responses for a transit system.



Member Springer related that she did not want to see another year of funds given away. She would like to have all alternatives explored and for the public to have an opportunity to respond. She related that she would like to be able to have this by the next meeting in November; however, if that is too short of a time period, she would like something to the Board by the December meeting. Secretary/Treasurer Romley concurred.

Chairman Flannery questioned of Member Springer if she wanted to see some kind of a proposal or request for proposal, not necessarily anything that would go out to the public right now. She indicated that yes she was not asking, for something like that. She requested that she wanted something to look at. If we have an opportunity to use the funds in this area, she wanted the possibility investigated.

Chairman Flannery related that was fine, but we still needed to get back to the funding issue. He stated that his organization, (the Town of Prescott Valley) is getting worse. Member Springer stated that she was not asking any individual entity to fund the issue. Chairman Flannery indicated that before this is moved forward he did not want to set false expectations.

Phil Bourdon, Yavapai County, advised the Board that he would relate this conversation to Mike Willett, Chairman of the T-TAC. Member Springer requested if the T-TAC could work on this at the next two T-TAC meetings that should be enough time to have it before the Board for the December meeting. Chairman Flannery stated that in December there is the annual combined meeting on the 3<sup>rd</sup> of December and the T-TAC does not meet until the 10<sup>th</sup> of December, after the Executive Board unless the meeting was switched. Member Springer indicated the January meeting would do. Chairman Flannery confirmed that the information would be prepared by January.

### 13. UPCOMING SCHEDULED MEETINGS

- M-TAC Meeting: **Thursday, November 5, 2009, 8:00 AM**, Prescott City Hall, Council Chambers, 201 S. Cortez, Prescott, AZ (*CYMPO Multimodal Technical Advisory Committee monthly meeting*)
- T-TAC Meeting: **Thursday, November 12, 2009, 8:00 AM**, Prescott Valley Town Hall, 7501 E. Civic Circle, **Conference Room #433**, Prescott Valley, AZ  
(*CYMPO Transit Technical Advisory Committee monthly meeting*)
- CYMPO Executive Board Meeting: **Wednesday, November 18, 2009, 6:00 PM**, Yavapai County Administrative Offices, Board of Supervisor's Room, 1015 Fair St., Prescott, AZ
- State Transportation Board: **Friday, November 20, 2009, 9:00 AM**, Phoenix, AZ

### 14. ADJOURNMENT

Chairman Flannery adjourned the meeting at 7:28 PM.