

**AGENDA  
KERN COUNCIL OF GOVERNMENTS  
TRANSPORTATION PLANNING POLICY COMMITTEE**

**KERN COG BOARD ROOM/GoToMeeting  
1401 19TH STREET, THIRD FLOOR  
BAKERSFIELD, CALIFORNIA**

**THURSDAY  
September 15, 2022  
6:30 P.M.**

**SPECIAL NOTICE**

**Public Participation and Accessibility  
September 15, 2022, Transportation Planning Policy Committee  
and the Kern Council of Governments Board of Directors Meetings**

On September 16, 2021, Governor Gavin Newsom signed into law Assembly Bill (AB) 361 which authorizes a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency or when state or local health officials have imposed or recommended measures to promote social distancing. Based on guidance from the California Governor's Office and Department of Public Health, as well as the County Health Officer, in order to minimize the potential spread of the COVID-19 virus, Kern Council of Governments hereby provides notice that as a result of the declared federal, state, and local health emergencies, and in light of the Governor's signing of AB 361, the following adjustments have been made:

- The meeting scheduled for **September 15, 2022, at 6:30 p.m.** will have limited public access to maintain social distancing. Masks will be required to attend the meeting in person.
- Consistent with AB 361, Committee/Board Members may elect to attend the meeting telephonically and participate in the meeting to the same extent as if they were physically present.
- The public may participate in the meeting and address the Committee/Board in person under Public Comments.
- If the public does not wish to attend in person, they may participate in the meeting and address the Committee/Board as follows:
  - **You may offer comment in real time via your phone or from your computer, tablet, or smartphone (see below).**
  - If you wish to submit a comment in advance of the scheduled meeting you may submit your comment via email to [feedback@kerncog.org](mailto:feedback@kerncog.org) by 1:00 p.m. September 15, 2022 **(this is not a requirement)**

**TPPC/Kern COG Board**

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- I. **ROLL CALL:** Trujillo, P. Smith, Crump, Lessenevitch, Krier, B. Smith, Vasquez, Tafoya, Blades, Prout, Reyna, Couch, Scrivner

Congestion Management Agency Ex-Officio Members: Kiernan, Alcalá, Navarro, Parra

- II. **PUBLIC COMMENTS:** This portion of the meeting is reserved for persons to address the Committee on any matter not on this agenda but under the jurisdiction of the Committee. Committee members may respond briefly to statements made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Committee at a later meeting. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD PRIOR TO MAKING A PRESENTATION.**

Disabled individuals who need special assistance to attend or participate in a meeting of the Transportation Technical Advisory Committee may request assistance at 1401 19th Street, Suite 300; Bakersfield CA 93301 or by calling (661) 635-2900. Every effort will be made to reasonably accommodate individuals with disabilities by making meeting material available in alternative formats. Requests for assistance should be made at least three (3) working days in advance whenever possible.

- III. **SPECIAL ACTION ITEM: ASSEMBLY BILL 361 AUTHORIZING TELECONFERENCING UNDER CERTAIN CONDITIONS** (Napier)

**Comment:** On September 16, 2021, Governor Gavin Newsom signed into law Assembly Bill (AB) 361 which authorizes a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body holds a meeting during a declared state of emergency or when state or local health officials have imposed or recommended measures to promote social distancing.

**Action:** Approve and Adopt Resolution No. 22-37 entitled: A RESOLUTION OF KERN COUNCIL OF GOVERNMENTS AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE KERN COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS AND ALL OF ITS COMMITTEES FOR THE PERIOD OF SEPTEMBER 15, 2022 TO OCTOBER 15, 2022, PURSUANT TO THE RALPH M. BROWN ACT and authorize the Chairman to sign the resolution. (ROLL CALL VOTE).

**SPECIAL PRESENTATION: DTSC EQUITABLE REVITALIZATION GRANT PROGRAM - Maryam Tasniff-Abassi, Brownfields Manager**

- IV. **CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT:** All items on the consent agenda are considered to be routine and non-controversial by Kern COG staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the consent agenda and will be considered in the listed sequence with an opportunity for any member of the public to address the Council concerning the item before action is taken. **ROLL CALL VOTE.**

A. **APPROVAL OF DISCUSSION SUMMARY: Minutes from meeting of July 21, 2022. ROLL CALL VOTE.**

B. **RESPONSE TO PUBLIC COMMENTS**

C. **MEMORANDUM OF AGREEMENT – KERN COUNCIL OF GOVERNMENTS AND THE GOLDEN EMPIRE TRANSIT DISTRICT** (Enriquez)

**Comment:** This Memorandum of Agreement defines a planning relationship between Kern COG and GET for preparing a long-range (fifteen-five year) transit study update for metropolitan Bakersfield. County Counsel has approved this MOA as to form.

**Action:** Approve Memorandum of Agreement with Golden Empire Transit District and authorize Chair and Executive Director to sign. ROLL CALL VOTE

**D. FY 2022-23 TDA PUBLIC TRANSIT CLAIM – GOLDEN EMPIRE TRANSIT** (Banuelos)

**Comment:** According to California Public Utilities Code Section 99260 et seq., and Kern COG TDA Rules and Regulations, eligible organizations may submit a claim for the purpose of supporting public transit systems and streets and roads. Golden Empire Transit has submitted a Public Transit TDA claim which totals \$32,480,019. The Transportation Technical Advisory Committee has reviewed this item and unanimously recommended the adoption of these claims at its August 31, 2022 meeting.

**Action:** Adopt Resolution No. 22-36 TDA Public Transit claim for FY 2022-23 for Golden Empire Transit for \$ 32,480,019. ROLL CALL VOTE.

**E. APPROVAL OF THE 6<sup>TH</sup> CYCLE REGIONAL HOUSING NEEDS ALLOCATION PLAN AND DATA SUPPORT FOR HOUSING ELEMENT UPDATE** (Invina-Jayasiri)

**Comment:** The 6<sup>TH</sup> Cycle Regional Housing Needs Allocation (RHNA) Plan was approved by California Department of Housing & Community Development (HCD) on August 17, 2022. This item was presented to the Regional Planning Advisory Committee during their August 31, 2022 meeting.

**Action:** Information.

**F. CYCLE 6 ACTIVE TRANSPORTATION PROGRAM – STATEWIDE CALL FOR PROJECTS** (Snoddy)

**Comment:** The California Transportation Commission (CTC) closed the statewide Cycle 6 Active Transportation Program (ATP) Call for Projects on June 16, 2022. Kern COG agencies submitted a total of 19 applications. The Transportation Technical Advisory Committee has reviewed this item.

**Action:** Information.

**G. MOBILITY INNOVATIONS AND INCENTIVES PROGRAM – STATUS REPORT** (Urata)

**Comment:** To help meet stringent air quality standards, Kern COG promotes deployment of alternative fuel vehicle technologies. This report provides staff activity information and provides funding information.

**Action:** Information.

**H. SUSTAINABLE COMMUNITY GRANTS/COG ASSISTANCE REQUEST AND FEEDBACK MONITORING DATA – EMAIL MEMBER AGENCY REQUESTS FOR ASSISTANCE TO COG STAFF BY FRIDAY, SEPTEMBER 30, 2022** (Ball)

**Comment:** The 2022 Regional Transportation Plan (RTP)/Sustainable Communities Strategy (SCS) includes a strategy to provide sub regional feedback on SB 375 travel reduction goals and provide technical assistance and grant writing assistance to help sub areas of the Kern region that need it most. This is an annual process reviewed by the TTAC and RPAC.

**Action:** Information. Technical/grant writing assistance requests from member agencies are due to Kern COG by September 30, 2022.

**I. INTEGRATED PERFORMANCE MEASURES ANALYSIS AND EXEMPLARY PUBLIC OUTREACH PROCESS FOR THE 2022 RTP** (Ball)

**Comment:** An overview presentation on the 2022 Regional Transportation Plan (RTP) Sustainable Community Strategy (SCS) integrated performance measure analysis and the public outreach

process has been prepared. This presentation has been reviewed by the Regional Planning Advisory Committee (RPAC) and the presentation is available online at: <https://www.kerncog.org/federal-performance-measures/>

**Action:** Information.

**\*\*\* END CONSENT AGENDA – ROLL CALL VOTE \*\*\***

**V. PUBLIC HEARING – UNMET TRANSIT NEEDS IN KERN COUNTY**

**Comment:** Kern Council of Governments (Kern COG) annually holds a public hearing to identify any unmet transit needs and those that are reasonable to meet, and this is the last of 10 public hearings held this year throughout the County. The Social Services Transportation Advisory Committee has reviewed input from the prior meetings.

**Action:** Kern Council of Governments (Kern COG) annually holds a public hearing to identify any unmet transit needs and those that are reasonable to meet, and this is the last of 10 public hearings held this year throughout the County. The Social Services Transportation Advisory Committee has reviewed input from the prior meetings.

**OPEN PUBLIC HEARING    RECEIVE COMMENTS    CLOSE PUBLIC HEARING**

**VI. BOARD MEMBER’S MEETING REPORTS:** (None)

**VII. CALTRANS REPORT:** (Report on Projects in Progress)

- District 6 & 9 Construction Projects

**VIII. EXECUTIVE DIRECTOR’S REPORT:** (Report on Projects and Programs in Progress)

**IX. MEMBER STATEMENTS:** On their own initiative, Council members may make a brief announcement or a brief report on their own activities. In addition, Council members may ask a question of staff or the public for clarification on any matter, provide a reference to staff or other resources for factual information, or request staff to report back to the Council at a later meeting concerning any matter. Furthermore, the Council, or any member thereof, may take action to direct staff to place a matter of business on a future agenda.

**X. ADJOURNMENT- NEXT MEETING –** The next scheduled meeting will be held October 20, 2022.



### III. TPPC

September 15, 2022

TO: Transportation Planning Policy Committee

FROM: Ahron Hakimi,  
Executive Director

By: Becky Napier, Deputy Director - Administration

SUBJECT: Transportation Planning Policy Committee Agenda Item: III.  
SPECIAL ACTION ITEM: ASSEMBLY BILL 361 AUTHORIZING TELECONFERENCING  
UNDER CERTAIN CONDITIONS

#### DESCRIPTION:

On September 16, 2021, Governor Gavin Newsom signed into law Assembly Bill (AB) 361 which authorizes a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body holds a meeting during a declared state of emergency or when state or local health officials have imposed or recommended measures to promote social distancing.

#### DISCUSSION:

Until January 1, 2024, AB 361 authorizes a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body holds a meeting during a declared state of emergency or when state or local health officials have imposed or recommended measures to promote social distancing, and during a proclaimed state of emergency when the legislative body has determined that meeting in person would present imminent risks to the health or safety of attendees.

The bill requires the legislative body to take no further action on agenda items when there is a disruption which prevents the public agency from broadcasting the meeting, or in the event of a disruption within the local agency's control which prevents members of the public from offering public comments, until public access is restored.

AB 361 prohibit the legislative body from requiring public comments to be submitted in advance of the meeting and specifies that the legislative body must provide an opportunity for the public to address the legislative body and offer comment in real time. When there is a continuing state of emergency, or when state or local officials have imposed or recommended measures to promote social distancing, the bill would require a legislative body to make specified findings not later than 30 days after the first

teleconferenced meeting, and to make those findings every 30 days thereafter, in order to continue to meet under the abbreviated teleconferencing procedures.

Based on the information above, Kern COG developed Resolution No. 22-37 for Board review and approval.

**ACTION:** Approve and Adopt Resolution No. 22-37 entitled: A RESOLUTION OF KERN COUNCIL OF GOVERNMENTS AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE KERN COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS AND ALL OF ITS COMMITTEES FOR THE PERIOD SEPTEMBER 15, 2022, TO OCTOBER 15, 2022, PURSUANT TO THE RALPH M. BROWN ACT and authorize the Chairman to sign the resolution. (ROLL CALL VOTE).

BEFORE THE KERN COUNCIL OF GOVERNMENTS  
STATE OF CALIFORNIA, COUNTY OF KERN

RESOLUTION NO. 22-37

In the matter of:

A RESOLUTION OF KERN COUNCIL OF GOVERNMENTS AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE KERN COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS AND ALL OF ITS COMMITTEES FOR THE PERIOD SEPTEMBER 15, 2022, TO OCTOBER 15, 2022, PURSUANT TO THE RALPH M. BROWN ACT.

**WHEREAS**, all meetings of the Kern Council Governments Board of Directors and all of its Committees are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code §§ 54950 – 54963), so that any member of the public may attend, participate, and view the legislative bodies conduct their business; and

**WHEREAS**, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions and requirements; and

**WHEREAS**, a required condition of Government Code section 54953(e) is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558(b); and

**WHEREAS**, a further required condition of Government Code section 54953(e) is that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body holds a meeting to determine or has determined by a majority vote that meeting in person would present imminent risks to the health and safety of attendees; and

**WHEREAS**, on March 4, 2020, Governor Newsom issued a Proclamation of a State of Emergency declaring a state of emergency exists in California due to the threat of COVID-19, pursuant to the California Emergency Services Act (Government Code section 8625); and

**WHEREAS**, on June 11, 2021, Governor Newsom issued Executive Order N-07-21, which formally rescinded the Stay-at-Home Order (Executive Order N-33-20), as well as the framework for a gradual, risk-based reopening of the economy (Executive Order N-60-20, issued on May 4, 2020) but did not rescind the proclaimed state of emergency; and

**WHEREAS**, on June 11, 2021, Governor Newsom also issued Executive Order N-08-21, which set expiration dates for certain paragraphs of the State of Emergency Proclamation dated March 4, 2020, and other Executive Orders but did not rescind the proclaimed state of emergency; and

**WHEREAS**, as of the date of this Resolution, neither the Governor nor the state Legislature have exercised their respective powers pursuant to Government Code section 8629 to lift the state of emergency either by proclamation or by concurrent resolution the state Legislature; and

**WHEREAS**, the California Department of Industrial Relations has issued regulations related to COVID-19 Prevention for employees and places of employment. Title 8 of the California Code of Regulations, Section 3205(5)(D) specifically recommends physical (social) distancing as one of the measures to decrease the spread of COVID-19 based on the fact that particles containing the virus can travel more than six feet, especially indoors; and

**WHEREAS**, the Kern Council of Governments finds that state or local officials have imposed or recommended measures to promote social distancing, based on the California Department of Industrial Relations' issuance of regulations related to COVID-19 Prevention through Title 8 of the California Code of Regulations, Section 3205(5)(D); and

**WHEREAS**, as a consequence, the Kern Council of Governments does hereby find that it and its legislative bodies shall conduct their meetings by teleconferencing without compliance with Government Code section 54953 (b)(3), pursuant to Section 54953(e), and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed by Government Code section 54953(e)(2).

**NOW, THEREFORE, BE IT RESOLVED, FOUND AND ORDERED** by the Kern Council of Governments Board of Directors, County of Kern, State of California, in regular session assembled on January 20, 2022, does hereby resolve as follows:

Section 1. Recitals. All of the above recitals are true and correct and are incorporated into this Resolution by this reference.

Section 2. State or Local Officials Have Imposed or Recommended Measures to Promote Social Distancing. The Kern Council of Governments hereby proclaims that state officials have imposed or recommended measures to promote social (physical) distancing based on the California Department of Industrial Relations' issuance of regulations related to COVID-19 Prevention through Title 8 of the California Code of Regulations, Section 3205(5)(D).

Section 3. Remote Teleconference Meetings. The Kern Council of Governments and any of its legislative bodies are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 4. Effective Date. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) January 20, 2022, or (ii) such time the Kern Council of Governments adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which its legislative bodies may continue to teleconference without compliance with Section 54953(b)(3).

ADOPTED this 15th day of September 15, 2022, by KERN COUNCIL OF GOVERNMENTS, by the following roll call vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

\_\_\_\_\_  
Bob Smith, Chairman  
Kern Council of Governments

I hereby certify that the foregoing is a true copy of a resolution of the Kern Council of Governments duly authorized at a regularly-scheduled meeting held on the 15th day of September, 2022.

\_\_\_\_\_  
Ahron Hakimi, Executive Director  
Kern Council of Governments



KERN COUNCIL OF GOVERNMENTS  
TRANSPORTATION PLANNING POLICY COMMITTEE

Minutes of Meeting for July 21, 2022

KERN COG BOARD ROOM  
1401 19TH STREET, THIRD FLOOR  
BAKERSFIELD, CALIFORNIA

THURSDAY  
July 21, 2022  
6:30 P.M.

The meeting was called to order by Vice Chairman Scrivner at 6:30 p.m.

**PLEDGE OF ALLEGIANCE**

**I. ROLL CALL:**

**Members Present:** Couch, Blades, Crump, Tafoya (6:45 p.m.), Krier, Lessenevitch, Prout, Reyna, Scrivner, Vasquez

**Congestion Management Agency Ex-Officio Members:** Flores, Navarro, Helton

**Members Absent:** B. Smith, P. Smith, Trujillo, Parra

**Others:** Flint, Abbott, Harriman, Chandy, McMahan

**Staff:** Hakimi, Napier, Snoddy, Ball, VanWyk, Invina-Jayasiri, Stramaglia, Raymond, Urata, Pacheco, Whitaker

- II. PUBLIC COMMENTS:** This portion of the meeting is reserved for persons to address the Council on any matter not on this agenda but under the jurisdiction of the Council. Council members may respond briefly to statements made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Council at a later meeting. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD PRIOR TO MAKING A PRESENTATION.**

Vice Chairman Scrivner asked if there were any comments, there were none.

**V. SPECIAL ACTION ITEM: ASSEMBLY BILL 361 AUTHORIZING TELECONFERENCING UNDER CERTAIN CONDITIONS (Napier)**

**Comment:** On September 16, 2021, Governor Gavin Newsom signed into law Assembly Bill (AB) 361 which authorizes a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body holds a meeting during a declared state of emergency or when state or local health officials have imposed or recommended measures to promote social distancing.

**Action:** Approve and Adopt Resolution No. 22-30 entitled: A RESOLUTION OF KERN COUNCIL OF GOVERNMENTS AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE KERN COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS AND ALL OF ITS COMMITTEES FOR THE PERIOD JULY 21, 2022 TO AUGUST 20, 2022, PURSUANT TO THE RALPH M. BROWN ACT and authorize the Chairman to sign the resolution. (ROLL CALL VOTE).

COMMITTEE MEMBER REYNA MADE A MOTION TO APPROVE AND ADOPT RESOLUTION NO. 22-30, SECONDED BY COMMITTEE MEMBER KRIER, MOTION CARRIED WITH THE FOLLOWING ROLL CALL VOTE.:

AYE: Couch, Helton, Blades, Crump, Flores, Krier, Prout, Reyna, Scrivner, Vasquez

NOES: Lessenevitch

ABSENT: B. Smith, P. Smith, Tafoya, Trujillo, Parra

- IV. CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT:** All items on the consent agenda are considered to be routine and non-controversial by Kern COG staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. If comment or discussion is desired

by anyone, the item will be removed from the consent agenda and will be considered in the listed sequence with an opportunity for any member of the public to address the Council concerning the item before action is taken. **ROLL CALL VOTE.**

**A. Approval of Minutes – June 16, 2022**

**B. RESPONSE TO PUBLIC COMMENTS**

**C. PROJECT ACCOUNTABILITY TEAM REPORT (Pacheco)**

**Action:** Information.

**D. JULY 2022 EDITION PROGRESS REPORT FOR PROJECTS OF REGIONAL SIGNIFICANCE  
(Stramaglia)**

**Action:** Information.

**E. CYCLE 6 ACTIVE TRANSPORTATION PROGRAM – STATEWIDE CALL FOR PROJECTS  
(Snoddy)**

**Action:** Information.

**F. KERN COG SENATE BILL NO. 1 TRANSIT – CALTRANS STATE OF GOOD REPAIR CALL FOR PROJECTS (Snoddy)**

**Comment:** Caltrans State of Good Repair (SGR) Program allocates annual funds from Senate Bill No.1 legislation to the Kern region in combination with a supplemental allocation of the State Transit Assistance (STA) fund totaling \$1,487,518. Members of the Transportation Technical Advisory Committee have reviewed this item.

**Action:** The Transportation Technical Advisory Committee recommends that the Transportation Planning Policy Committee adopt the FY 2022-23 State of Good Repair regional program of projects by Resolution 22-35

**\*\*\* END CONSENT CALENDAR - ROLL CALL VOTE \*\*\***

COMMITTEE MEMBER PROUT MADE A MOTION TO APPROVE THE CONSENT AGENDA ITEMS A THROUGH F, SECOND BY COMMITTEE MEMBER LESSENEVITCH, MOTION CARRIED WITH A UNANIMOUS ROLL CALL VOTE.

**VI. 2021 FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM – DRAFT AMENDMENT NO. 14  
(Pacheco)**

**Comment:** Amendment No. 14 includes changes to the State Highway/Regional Choice Program, State Highway Operation and Protection Program, and Transit Program. The amendment was circulated to the Transportation Technical Advisory Committee via email July 8, 2022.

**Action:** OPEN PUBLIC HEARING      HEAR COMMENTS      CLOSE PUBLIC HEARING

**VI. CONSIDERATION FOR ADOPTION: FINAL 2022 REGIONAL TRANSPORTATION PLAN/SUSTAINABLE COMMUNITIES STRATEGY; FINAL ENVIRONMENTAL IMPACT REPORT; FINAL 2023 FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM; CORRESPONDING FINAL AIR QUALITY CONFORMITY ANALYSIS AND RESPONSE TO COMMENTS (Raymond)**

**Comment:**

**Action:** Authorize the Chairman to sign Resolution No. 22-31 Adopting the 2023 Federal Transportation Improvement Program, 2022 Regional Transportation Plan/Sustainable Communities Strategy, and

Corresponding Air Quality Conformity Analysis and Resolution No. 22-32 for the Final Environmental Impact Report for the 2022 Regional Transportation Plan: (1) Certification of the Environmental Impact Report; (2) Adoption of the CEQA Findings of Fact; (3) Adoption of Statement of Overriding Considerations; and (4) Adoption of the Mitigation Monitoring Program. ROLL CALL VOTE

COMMITTEE MEMBER COUCH MADE A MOTION TO AUTHORIZE THE CHAIRMAN TO SIGN RESOLUTION NO. 22-31 AND 22-32, SECONDED BY COMMITTEE MEMBER REYNA, MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

Ayes: Couch, Blades, Crump, Flores, Krier, Navarro, Lessenevitch, Prout, Reyna, Scrivner, Vasquez  
Noes: None  
Absent: Tafoya, Parra, B. Smith, P. Smith, Trujillo  
Abstain: None

**VII. PUBLIC HEARING AND ADOPTION OF FINAL 6<sup>TH</sup> CYCLE REGIONAL HOUSING NEEDS ALLOCATION PLAN** (Invina-Jayasiri)

**Comment:** The Final 6<sup>TH</sup> Cycle Regional Housing Needs Allocation (RHNA) Plan is scheduled to be adopted concurrently with the 2022 Regional Transportation Plan (RTP) and Sustainable Communities Strategy (SCS). The RHNA Plan, in its entirety, is available on Kern COG's RHNA webpage: <https://www.kerncog.org/regional-housing-needs/>. This item was presented to the Regional Planning Advisory Committee during their July 6, 2022 meeting.

**OPEN PUBLIC HEARING      HEAR COMMENTS      CLOSE PUBLIC HEARING**

**Action:** COMMITTEE MEMBER COUCH MADE A MOTION TO AUTHORIZE THE CHAIRMAN TO SIGN THE RESOLUTION NO. 22-34 ADOPTING THE FINAL 6TH CYCLE REGIONAL HOUSING NEEDS ALLOCATION PLAN, SECOND BY COMMITTEE MEMBER CRUMP, MOTION CARRIED BY THE FOLLOWING ROLL CALL VOTE:

Ayes: Couch, Helton, Blades, Crump, Tafoya, Flores, Krier, Lessenevitch, Prout, Reyna, Scrivner, Vasquez  
Noes: None  
Absent: B. Smith, P. Smith, Trujillo, Parra  
Abstain: None

**VIII. BOARD MEMBERS'S MEETING REPORTS:** (None)

**IX. CALTRANS REPORT:** (Report on Projects in Progress)

Michael Navarro from District 6 gave the following updates:

Updates:

- **Secretary Omishakin/Director Tavarez visit on August 9<sup>th</sup>.**
  - Still finalizing venue
- **TIRCP**
  - Wasco - \$1m for Zero Emission Buses
- **NOFO's (11 more upcoming TBD)**
  - **Reconnecting Communities – US DOT**
    - \$1B over 5 years (Deadline 10/13)
    - Intake form needed for:
      - Caltrans to be joint applicant
      - Letters of support
        - Extended to July 29th
  - **Safe Streets and Roads for All Grant Program (SS4A)**
    - \$5B over 5 years (Deadline 9/15)
    - Eligible activities

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**06-48466 – Bakersfield Freeway Connector (BFC): Route 58/99 Modify Interchange**

All HMA pavement has been completed except for final lift and entrance to future SB Ming Ave off-ramp, pending completion of RW84.

- Block Wall complete for SW58 between Ming Ave and Belle Terrace OC.
- Project is approximately 85% complete by the most recent payment estimate.

Contract Scheduled expected Completion Date: Winter 2022.

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**06-0Q280 – SR 99 Rehab: Palm Ave OC to Beardsley Canal Bridge**

Scheduled for this month: July 2022

Work Mainline:

- Project is substantially complete. Remaining work is punchlist work, sign installation and completing the striping.
- Project should be wrapping up this month.

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**06-0Q9204 – Old US 99 to White Lane SR 99 rehabilitation project**

- Stage 4 activities between Panama Lane to White Lane
  - Work has shifted to the 2 outside lanes, lowering the freeway lanes under Panama Lane in progress. Panama Lane NB on ramps closed.
- Stage 2 work between Union Ave and SR 119:
  - Removal of existing outside lane and paving in progress

Expected completion date Spring 2023

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**06-1C280 – SR43/7<sup>th</sup> Standard Rd Roundabout**

IN PAED Phase: PAED kick off meeting in January 2022; PAED activities in progress. Expected length of PAED is 20 months.

Current progress: Overall layout and environmental mapping complete. Working on the RW footprint and cost, drafting of the layout and cross sections and the project cost estimate.

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**06-0W990 – Union Ave High Intensity Activated Crosswalk:**

Project located at the intersection of SR 204 (Union Ave) and 8<sup>th</sup> Street and will install HAWK.

Project achieved RTL on December 20, 2021.

Bid were opened on April 19; Project was awarded to Griffith Company on 5/9/2022.

The project started construction Mid of June and the contractor is expected to complete most of the work by early August. the contractor is waiting on the signal poles to be able to fully complete the job.

FYI...we have initiated another HAWK at 10<sup>th</sup> Street and will be adding a crosswalk where one doesn't exist.

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**06-44256 – SR 46 Gap Closure Segment 4C:**

Convert 2-lane conventional highway to 4-lane facility. In Kern County on Route 46, in and near Lost Hills, from 1.3 mile west of Brown Material Road to 0.2 mile east of the California Aqueduct.

Project is currently in the Design phase. PS&E is in review with District Office Engineer (DOE). R/W acquisition is underway.

This project will be Ready to List for advertisement in the next week or two.

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**06-0X760 – Taft Left Turn Channelization**

Install left-turn channelization on SR-119 at the Kern Street/Airport Road

Project achieved RTL on April 15, 2022. Construction anticipated to start in Fall 2022.

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**06-0V610 – Pumpkin Center 3R Rehab**

On SR 119 near Pumpkin Center from Ashe Road to SR 119/SR 99.

The project will restore the pavement to a state of good repair and extend the remaining service life of the pavement by an additional period of 20 years.

The project is currently in PS&E and ROW phase. ROW Cert is 9/1/2023 and RTL is 12/1/2023.

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**\*\*\*\*\*SR 184 Projects\*\*\*\*\***

**06-0V280 – SR 184/Sunset Roundabout**

This project is at the intersection of SR 184 and Sunset near Weedpatch.

Contract Approved. Some utility relocation in progress before construction can commence.

Expected construction start is August 2022.

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**06-0R190 – Arvin SR 223/SR 184 Roundabout**

Construction started, project is Stage 1, about 75% complete.

Expected completion is June 2023.

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**06-0U430 – Morning Drive 3R Rehab**

This project proposes to rehabilitate and bring to current standards the existing roadway on State Route (SR) 184, in Kern County, between 0.1 mile north of Edison Highway Postmile (PM) 8.5 and 0.1 mile north of Chase Avenue PM 11.6. Complete Streets elements will be incorporated, including Americans with Disabilities Act (ADA)-compliant sidewalks, curb ramps, and continuous bike lanes in both directions, within the project limits.

The project is currently in the PSE and ROW phase. PSE is 95% complete. ROW:

Acquisitions have been complete. Remaining ROW work is the utility relocation plan submittal by utilities. Expected completion of ROW is August 15, 2022.

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**06-0U431 – Morning Drive 3R Rehab BMMN**

This project proposes to install Broadband Middle Mile Network as a Contract Change Order to 06-0U430. Project will begin when 06-0U290 is in construction.

06-0U430 in the PSE and ROW phase.

Expected Construction start date is July 2023.

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**06-0U290 – Weedpatch Highway 3R Rehab**

This project proposes to rehabilitate and bring to current standards the existing roadway on State Route (SR) 184, in Kern County, between Dunsmere Street and Breckenridge Road –

postmile (PM) 0.8 to 8.6. The roadway will be rehabilitated and Complete Streets elements, including (ADA) compliant sidewalks and curb ramps, bus stops, and continuous bike lanes in both directions will be incorporated within the project limits. Drainage improvements, traffic signal system upgrades, and median worm curbs are proposed to be included in this project.

The project is currently in the PSE and ROW phase. Expected RTL is 4/1/2023.

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### **06-0U291 – Weedpatch Highway 3R Rehab BMMN**

This project proposes to install Broadband Middle Mile Network as a Contract Change Order to 06-0U290. Project will begin when 06-0U290 is in construction.

06-0U290 in the PSE and ROW phase. Expected Construction start date is November 2023.

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### **Kirsten Helton from District 9 provided the following report:**

1. SR 58 Truck Climbing Lane is being recommended for TCEP application. This is for PA&ED and ROW funding.
2. District 9 is pleased to apply with Kern COG as Joint Applicants for the Reconnecting Communities Grant application for the SR 58/Cal City Blvd Extension (Capital Construction funding).

### **Kern Project Updates**

- **Rosamond-Mojave Rehabilitation Project** – On State Route 14 between the towns of Rosamond and Mojave, crews are continuing to work on the inside southbound lane. All other lanes and ramps through the project area are open. The speed limit through the construction zone remains 55 miles per hour.

### **Projects on the state highway system with minimal or no delays:**

#### **Kern County**

- **Red Rock Canyon Guardrail Work** – On State Route 14 between Iron Canyon Road and Abbott Drive in Red Rock Canyon State Park, crews will repair guardrail on the southbound lanes Tuesday through Thursday from 7:00 am to 6:00 pm, and on Friday from 7:00 am to 3:00 pm.
- **Ridgecrest Utility Work** – On State Route 178 E between Drummond Avenue and Ward Avenue, there will be utility work Monday through Wednesday from 7:00 am to 4:00 pm.
- **Tehachapi Median Work** – On State Route 58 between Broome Road and the junction with State Route 202, crews will be working in the median on Tuesday from 8:00 am to 4:00 pm.

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## **X. EXECUTIVE DIRECTOR'S REPORT: (Report on Projects and Programs in Progress)**

1. Report on June 29 & 30 CTC Meeting
  - a. The following items were approved:
    - i. The final \$18.9 M installment of STIP funding to the City of Bakersfield for the Centennial Mainline project;
    - ii. Friant-Kern ATP project 20-month extension; and
    - iii. Several allocations were made to SHOPP projects throughout Kern County.
2. Dated July 1, the High-Speed Rail Authority responded to our letter. The letter did not provide dates for a meeting with the Authority's Board of Directors Chairperson. We continue to request a meeting.
3. Next CTC meeting is August 17 & 18 in the Bay Area

- 4. Meetings:
  - a. SR 99 and SR 58 missing connectors
  - b. SR 204 and Union Avenue
  - c. 7<sup>th</sup> Standard/SR 43
  - d. SR 33 Safety Improvements
  - e. SR 46 Monthly Status Meeting
  - f. Truck Climbing Lanes on SR 58

**XI. MEMBER STATEMENTS:** On their own initiative, Council members may make a brief announcement or a brief report on their own activities. In addition, Council members may ask a question of staff or the public for clarification on any matter, provide a reference to staff or other resources for factual information, or request staff to report back to the Council at a later meeting concerning any matter. Furthermore, the Council, or any member thereof, may take action to direct staff to place a matter of business on a future agenda.

None.

**XII. ADJOURNMENT- NEXT MEETING** – The meeting was adjourned 7:02 p.m. The next scheduled meeting will be held August 18, 2022, **May be Dark**.

Respectfully Submitted

\_\_\_\_\_  
Ahron Hakimi, Executive Director

ATTEST:

\_\_\_\_\_  
Bob Smith, Chairman

DATE: \_\_\_\_\_



## IV. C. TPPC

September 15, 2022

TO: Transportation Planning and Policy Committee

FROM: Ahron Hakimi,  
Executive Director

By: Irene Enriquez,  
Regional Planner

SUBJECT: TRANSPORTATION PLANNING POLICY COMMITTEE CONSENT AGENDA ITEM IV. C.  
MEMORANDUM OF AGREEMENT – KERN COUNCIL OF GOVERNMENTS AND THE  
GOLDEN EMPIRE TRANSIT DISTRICT

### DESCRIPTION:

This Memorandum of Agreement defines a planning relationship between Kern COG and GET for preparing a long-range (fifteen-five year) transit study update for metropolitan Bakersfield. County Counsel has approved this MOA as to form.

### DISCUSSION:

As the metropolitan planning organization (MPO) for the Kern region, Kern COG is required to coordinate the planning activities of local jurisdictions with the region. Golden Empire Transit District (GET) conducts public transportation planning for metropolitan Bakersfield.

The Federal transportation planning regulations require that the metropolitan planning organization coordinate the transportation planning of the agencies in the region. Kern COG has agreements with Caltrans, local air districts, and GET. Kern COG and GET desire to prepare a long-range transit study update for metropolitan Bakersfield that will assess the transportation needs of GET and set forth improvements necessary to address those needs with phased interim years and a long-range horizon year consistent with the 2022 Regional Transportation Plan (RTP) out to the year 2047. The completed study will be updated annually to be consistent with the Short-Range Transit Plan.

### ACTION:

Approve Memorandum of Agreement with Golden Empire Transit District and authorize Chair and Executive Director to sign. ROLL CALL VOTE

Attachment: Draft Memorandum of Agreement with Golden Empire Transit District



**MEMORANDUM OF AGREEMENT BETWEEN THE  
KERN COUNCIL OF GOVERNMENTS AND  
GOLDEN EMPIRE TRANSIT DISTRICT**

THIS MEMORANDUM OF AGREEMENT made and entered into this 15<sup>th</sup> day of September 2022, by and between the Kern Council of Governments, a joint powers authority (hereinafter "KERN COG"), and the Golden Empire Transit District (hereinafter "GET"), to prepare an update to the Long-Range Metropolitan Transportation System Study (hereinafter "STUDY").

WITNESSETH

WHEREAS, KERN COG as the federal metropolitan planning organization is responsible for continuous, coordinated, and comprehensive transportation planning for the Metropolitan Bakersfield area and the Kern region; and

WHEREAS, GET as the public transportation provider for the Metropolitan Bakersfield area has agreed to partner with KERN COG in updating the STUDY; and

WHEREAS, major changes in public transportation technology and practice are necessitating this STUDY update; and

WHEREAS, KERN COG and GET foresee the need to provide the necessary funding to conduct a STUDY with phased interim years and a long-range horizon consistent with the 2026 Regional Transportation Plan (RTP) out to the year 2047; and

WHEREAS, KERN COG will fund the STUDY in the fiscal year 2022-2023 Overall Work element (OWP) and subsequent OWPs as appropriate; and

WHEREAS, the funding for the STUDY will be programmed in the KERN COG 2022-2023 OWP Work element 606.5 and other work elements as appropriate.

NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

1. KERN COG shall be the lead agency for the preparation of the STUDY;
2. KERN COG shall apply for THREE-HUNDRED THOUSAND DOLLARS from available grant resources such as the Federal Transportation Administration (FTA) Section 5304 administered by Caltrans' Sustainable Communities Grant Program; and
3. If the grant application is successful, GET shall reimburse KERN COG in an amount not less than TWENTY-NINE THOUSAND, FOUR HUNDRED, TWENTY-SIX DOLLARS (\$29,426) to cover the FTA 5304 matching local funds. KERN COG has budgeted not less than NINE THOUSAND, FOUR HUNDRED, FORTY-THREE DOLLARS (\$9,443) for its share of the FTA Section 5304 In-kind funds to prepare the STUDY; and
4. KERN COG shall complete all work on this STUDY no later than two years from the award of a consulting contract unless a written extension of time is agreed to by KERN COG and its consultant, in consultation with GET; and
5. KERN COG shall allow GET to review a copy of the Request for Proposal, if any, for the consulting services prior to its distribution. In addition, KERN COG shall allow GET to review a copy of the contract for the development of the STUDY with KERN COG's consultant prior to the execution of the said contract by KERN COG and its consultant; and



6. The consultant contract shall require the creation of an oversight committee and public forums with representation from KERN COG and GET staff in the development of the STUDY; and
7. KERN COG shall submit one (1) invoice to GET 30 days prior to the completion of the first fiscal year of the STUDY. Requisition for payment shall refer to Work Element 606.5
8. Either party may, at its sole discretion, terminate this Agreement at any time by giving thirty (30) days written notice to that effect to the other party. In such an event, KERN COG shall be paid for any work satisfactorily completed prior to the effective termination date. Amendment to this agreement must be in writing and mutually agreed to by both parties prior to becoming effective; and
9. GET shall indemnify, defend (upon written request of KERN COG), and save hold harmless KERN COG, its officers, agents, and employees from any and all losses, damages, liability, and claims of every nature whatsoever for physical damage to or destruction of property, including the property of KERN COG, or physical injury to or death of any person or persons, including KERN COG's officers, agents, and employees, which may arise out of any omission of GET, its officers, agents, independent contractors or employees during the performance of this Agreement.
10. No waiver of a breach of any provision of this Agreement shall constitute a waiver of any other breach of such provision. Any waiver of a breach must be expressly made in writing. Failure of either party to enforce at any time, or from time to time, any provision of this Agreement shall not be construed as a waiver thereof. The remedies herein reserved shall be cumulative and in addition to any other remedies in law or equity.
11. Should any part, term, portion, or provision of this Agreement be finally decided to be in conflict with any law of the United States or the State of California, or otherwise be unenforceable or ineffectual, the validity of the remaining parts, terms, portions, or provisions shall be deemed severable and shall not be affected thereby, provided such remaining portions or provisions can be construed in substance to constitute the agreement which the parties intended to enter into in the first instance.
12. This Agreement contains the entire agreement of the parties relating to the rights herein granted and the obligations herein assumed. Any oral representation or modifications concerning this Agreement shall be of no force or effect except a subsequent modification in writing, signed by the party charged. This Agreement is made for the sole benefit of the parties hereto and not for the benefit of any third party.
13. The terms of this Agreement shall be construed and interpreted under, and by the laws of the State of California shall govern all rights and duties.
14. Any notice or notices required or permitted to be given pursuant to this Agreement may be personally served on the other party giving such notice or may be served by certified mail, return receipt requested, to the following addresses:

TO KERN COG:

Ahron Hakimi, Executive Director  
Kern Council of Governments  
1401 19<sup>th</sup> Street, Suite 300  
Bakersfield, CA 93301

TO GOLDEN EMPIRE TRANSIT DISTRICT:

Karen King, Chief Executive Officer  
Golden Empire Transit District  
1830 Golden State Avenue  
Bakersfield, CA 93301



15. The individual executing this Agreement on behalf of each party warrants that they are authorized to execute the Agreement on behalf of their agency and that the agency will be bound by the terms and conditions contained herein.

IN WITNESS WHEREOF, the parties hereto have caused the MEMORANDUM OF AGREEMENT to be executed by their respective officers and agents thereunto duly authorized as of the day and year first above written.

KERN COUNCIL OF GOVERNMENTS

GOLDEN EMPIRE TRANSIT DISTRICT

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Bob Smith, Chair  
"KERN COG"

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Cindy Para, Chair  
Golden Empire Transit District

APPROVED AS TO CONTENT:

APPROVED AS TO CONTENT:

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Ahron Hakimi, Executive Director  
Kern Council of Governments

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Karen King, Chief Executive Officer  
Golden Empire Transit District

APPROVED AS TO FORM:

APPROVED AS TO FORM:

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Brian Van Wyk  
Kern County Counsel  
For KERN COG

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James Worth  
GET Attorney





# IV. D. TPPC

September 15, 2022

TO: Transportation Planning Policy Committee

FROM: Ahron Hakimi,  
Executive Director

By: Angelica Banuelos,  
Administrative Assistant

SUBJECT: TRANSPORTATION PLANNING POLICY COMMITTEE CONSENT AGENDA ITEM: IV. D.  
FY 2022-23 TDA PUBLIC TRANSIT CLAIM – GOLDEN EMPIRE TRANSIT

DESCRIPTION:

According to California Public Utilities Code Section 99260 et seq., and Kern COG TDA Rules and Regulations, eligible organizations may submit a claim for the purpose of supporting public transit systems and streets and roads. Golden Empire Transit has submitted a Public Transit TDA claim which totals \$32,480,019. The Transportation Technical Advisory Committee has reviewed this item and unanimously recommended the adoption of these claims at its August 31, 2022 meeting.

DISCUSSION:

Kern COG staff has received and reviewed the following TDA Public Transit Claim:

<u>Claimants</u>	<u>LTF</u>	<u>STAF</u>	<u>TOTAL</u>
FY 2022-23 Public Transit Golden Empire Transit	\$ 27,420,853	\$ 5,524,348	\$ 32,945,201
Bakersfield - Amtrak	(\$ 465,182)		(\$ 465,182)
<hr/>			
Regional Claims Total	\$ 26,955,671	\$ 5,524,348	\$ 32,480,019

This claim has been evaluated in accordance with the following criteria: 1) Conformance with the Regional Transportation Plan; 2) Participation in the California Driver Pull Notice Program; 3) Adherence to the applicable farebox return ratio; and 4) Compliance with PUC Section 99314.6 Operations qualifying Criteria. Staff recommends approval. TTAC unanimously recommended the adoption of this claim at its August 31, 2022 meeting.

Action:

Adopt Resolution No. 22-36 TDA Public Transit claim for FY 2022-23 for Golden Empire Transit for \$ 32,480,019. ROLL CALL VOTE.

Attachments: TDA annual estimate submitted for FY 2022-23 Schedule "A" and Resolution Number 22-36.

Kern Council of Governments  
 Transportation Development Act -- "Schedule A"  
 LTF STAF FUND ESTIMATE AND APPORTIONMENT FACTORS  
 FY 2022/23

Revised: February 18, 2022

Prospective Claimant	POPULATION BASIS 01/01/21	POPULATION RATIO	L.T.F. POPULATION APPORTIONMENT	S.T.A.F. POPULATION APPORTIONMENT	REVENUE BASIS	S.T.A.F. REVENUE RATIO	S.T.A.F. REVENUE APPORTIONMENT	TOTAL APPORTIONMENT
ARVIN	22,014	2.41%	\$ 1,092,073.04	\$ 204,906.33	62,152	0.77%	\$ 4,008.00	\$ 1,300,987.36
BAKERSFIELD (1)	397,392	43.47%	\$ 18,728,174.49	\$ 3,698,924.98	0	0.00%	\$ -	\$ 22,427,099.47
CALIFORNIA CITY	14,120	1.54%	\$ 700,466.58	\$ 131,428.97	25,760	0.32%	\$ 1,661.00	\$ 833,556.55
DELANO	51,070	5.59%	\$ 2,533,486.41	\$ 475,359.59	279,451	3.45%	\$ 18,021.00	\$ 3,026,867.00
GOLDEN EMPIRE TRANS (1)	N/A	0.00%	\$ -	\$ -	5,882,508	72.68%	\$ 379,357.00	\$ 379,357.00
MARICOPA	1,142	0.12%	\$ 56,652.47	\$ 10,629.74	0	0.00%	\$ -	\$ 67,282.20
MCFARLAND	14,044	1.54%	\$ 696,696.36	\$ 130,721.56	12,106	0.15%	\$ 781.00	\$ 828,198.92
RIDGECREST	29,591	3.24%	\$ 1,467,953.72	\$ 275,433.05	159,250	1.97%	\$ 10,270.00	\$ 1,753,656.77
SHAFTER	20,448	2.24%	\$ 1,014,386.73	\$ 190,330.00	57,568	0.71%	\$ 3,713.00	\$ 1,208,429.72
TAFT	7,142	0.78%	\$ 354,301.15	\$ 66,477.74	360,169	4.45%	\$ 23,227.00	\$ 444,005.89
TEHACHAPI	12,008	1.31%	\$ 595,694.24	\$ 111,770.47	28,252	0.35%	\$ 1,822.00	\$ 709,286.71
WASCO	26,815	2.93%	\$ 1,330,241.59	\$ 249,594.04	31,839	0.39%	\$ 2,053.00	\$ 1,581,888.63
KERN CO.-IN (1)	155,357	16.99%	\$ 7,321,635.78	\$ 1,446,066.27	0	0.00%	\$ -	\$ 8,767,702.06
KERN CO.-OUT	163,050	17.84%	\$ 8,088,585.92	\$ 1,517,666.28	1,194,767	14.76%	\$ 77,049.00	\$ 9,683,301.19
METRO-BAKERSFIELD CTSA	N/A	N/A	\$ 1,371,042.65	\$ -	0	0.00%	\$ -	\$ 1,371,042.65
TOTALS	914,193	100.00%	\$ 45,351,391.13	\$ 8,509,309.00	8,093,822	100.00%	\$ 521,962.00	\$ 54,382,662.13
PROOF	914,193	100.00%	\$ 45,351,391.13	\$ 8,509,309.00	8,093,822	100.00%	\$ 521,962.00	\$ 54,382,662.13
KERN COG ADMINISTRATION	N/A	1.00%	\$ 481,900.76	\$ -	N/A	\$ -	\$ -	\$ 481,900.76
KERN PEDESTRIAN/BIKEWAY	N/A	2.00%	\$ 954,163.50	\$ -	N/A	\$ -	\$ -	\$ 954,163.50
KERN COG PLANNING (2)	N/A	3.00%	\$ 1,402,620.34	\$ -	N/A	\$ -	\$ -	\$ 1,402,620.34
ESTIMATED TOTAL	N/A		\$ 48,190,075.73	\$ -	N/A	\$ -	\$ -	\$ 57,221,346.73
			\$ 48,190,075.73					

NOTES:

(1) THE GOLDEN EMPIRE TRANSIT DISTRICT RETAINS CLAIMANT PRIORITY TO THE CITY OF BAKERSFIELD AND KERN-IN FUNDS. THE CITY OF BAKERSFIELD AND COUNTY OF KERN SHALL FUND 71.89% AND 28.11% OF GET'S CLAIM, RESPECTIVELY.

(2) PURSUANT TO P.U.C. SECTION 99262, CLAIMANTS MAY DESIGNATE FUNDING FOR CONTRIBUTIONS TO THE REGIONAL PLANNING PROCESS. SEE SCHEDULE "B" FOR THE DISTRIBUTION OF THIS AMOUNT BY AREA OF APPORTIONMENT.

BEFORE THE KERN COUNCIL OF GOVERNMENTS  
STATE OF CALIFORNIA, COUNTY OF KERN

RESOLUTION NO. 22-36

In the matter of:

FY 2022-23 TDA PUBLIC TRANSIT CLAIM – GOLDEN EMPIRE TRANSIT

WHEREAS, the Kern Council of Governments (Kern COG) has received and evaluated a claim from the above-named claimant pursuant to the Transportation Development Act (TDA) and its own rules and regulations; and

WHEREAS, Kern COG is authorized by TDA to allocate monies from the Local Transportation Fund and the State Transit Assistance Fund and direct the Kern County Auditor-Controller to disburse said monies to eligible claimants in accordance with the provisions of this resolution, and approved claim, and written Kern COG allocation instructions; and

WHEREAS, the Regional Transportation Plan (RTP), adopted by Kern COG, has established goals, objectives, and policies for the implementation of transportation systems in Kern County; and

WHEREAS, a triennial performance audit and annual financial/compliance audit of claimant's operations have been completed; and

WHEREAS, claimant's claim, submitted and on file as part of the official Kern COG records, is made a part of this resolution by this reference.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This allocation is made for the fiscal year 2022-23 to the claimant listed above and in accordance with Schedule A, attached hereto and made a part of this resolution by this reference; and
2. Kern COG hereby makes the following findings:
  - a) Claimant's proposed transit services are responding to transit needs currently not being met in the area of apportionment; and
  - b) Claimant's proposed transit services shall, if appropriate, be integrated with existing transit services; and
  - c) Claimant's proposed budget, as itemized in the claim, designate revenues and expenses conforming with the RTP; and
  - d) The ratio of fare revenue to operating costs is sufficient to enable claimant to meet the requirements of California Public Utilities Code Sections 99268.2, 99268.3, 99268.4, 99268.5, 99268.6, 99268.7, 99268.9, 99268.11, 99268.12, 99268.26, 99268.17, and 99268.19, as applicable; and
  - e) Claimant has made full use of federal funds available under the Urban Mass Transportation Act of 1964, as amended; and
  - f) The sum of claimant's allocation from the Local Transportation Fund and State Transit Assistance Fund does not exceed the amount eligible to be received during the fiscal year. Claimant may, however, be required to repay excess funds, pursuant to Title 21 California Code of Regulations Section 6735; and

- g) Kern COG has considered claims to offset unanticipated increases in fuel costs, to enhance existing transit services, to meet high priority regional sub-regional transit needs; and
  - h) Claimant has made reasonable efforts to implement the productivity improvements developed pursuant to PUC section 99244; and
  - i) Claimant is not precluded by contract from employing part-time drivers or from contracting with common carriers operating under franchise or license; and
  - j) Claimant has received certification by the California Highway Patrol within the last thirteen months indicating that the operations are in compliance with California Vehicle Code Section 1808.1.
3. Claimant is allocated Local Transportation Fund and State Transit Assistance fund monies in amounts not to exceed that listed on Schedule A, attached hereto and made a part of this resolution by this reference; and
  4. Disbursement of transit monies, allocated for the regional planning process, shall be made from claimant's Local Transportation Fund reserve accounts to the Kern COG planning account as the first priority payment; and
  5. Disbursement of claimant's remaining transit allocation to its local treasury shall be made as the second priority payment in mutually agreed installments; and
  6. The Kern County Auditor-Controller is authorized to make disbursements of Local Transportation fund monies as they become available and in accordance with written Kern COG instructions; and
  7. The Kern COG Executive Director is authorized to transmit a copy of this resolution to the Kern County Auditor-Controller in support of disbursements.

AUTHORIZED AND SIGNED THIS 15<sup>TH</sup> DAY OF SEPTEMBER 2022.

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

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Bob Smith, Chair  
Kern Council of Governments

I hereby certify that the foregoing is a true copy of a resolution of the Kern Council of Governments duly authorized at a regularly-scheduled meeting held on the 15<sup>th</sup> day of September 2022.

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Ahron Hakimi, Executive Director  
Kern Council of Governments



## IV. E. TPPC

September 15, 2022

TO: TRANSPORTATION PLANNING POLICY COMMITTEE

FROM: Ahron Hakimi,  
Executive Director

By: Rochelle Invina-Jayasiri, Regional Planner

SUBJECT: TRANSPORTATION PLANNING POLICY COMMITTEE CONSENT AGENDA ITEM: IV. E.  
APPROVAL OF THE 6<sup>TH</sup> CYCLE REGIONAL HOUSING NEEDS ALLOCATION PLAN AND  
DATA SUPPORT FOR HOUSING ELEMENT UPDATE

### DESCRIPTION:

The 6<sup>TH</sup> Cycle Regional Housing Needs Allocation (RHNA) Plan was approved by California Department of Housing & Community Development (HCD) on August 17, 2022. This item was presented to the Regional Planning Advisory Committee during their August 31, 2022 meeting.

### DISCUSSION:

#### **Background**

The California Department of Housing & Community Development (HCD) is required to allocate the region's share of the statewide housing need to Councils of Governments (COGs) based on Department of Finance (DOF) population projections and regional population forecasts used in preparing regional transportation plans. Kern COG has the responsibility of developing the state-mandated RHNA Plan.

The RHNA process identifies the number of housing units that each local government must accommodate in the Housing Element of its General Plan (Government Code §65584). As part of the region's planning efforts, Kern COG worked with local governments and stakeholders on the RHNA Plan to identify areas within the region sufficient to house an 8.5-year projection of the regional housing need. Additionally, the RHNA allocates housing units within the region consistent with the development pattern included in the SCS, and is part of the RTP. The development of 6th Cycle RHNA Plan occurred in tandem with the Kern COG's 2022 RTP/SCS.

#### **Activities**

- Feb. 2021 - Commence 6<sup>th</sup> cycle RHNA development
- Jun. 2021 - Kern COG began the RHNA determination consultation with HCD
- Jul. 2021 - Kern COG contracted with Regional Government Services Authority (RGS), Rincon Consultants, Inc. and Mintier Harnish Planning Consultants to assist with the development of the 6th Cycle RHNA Plan.
- Aug. 2021 - Staff presented the RHNA development timeline and RHNA objectives during the RTP/SCS Community Stakeholder Meeting #2, Kern COG requested an early RHNA determination from HCD, and the Member Jurisdiction Survey was emailed to member agencies
- Kern COG receives final RHNA Determination from HCD
- Sept. 2021 - Staff and RHNA consultants begin draft RHNA methodology consultation with HCD



- Staff and RHNA consultants presented an overview of the RHNA methodology during the RPAC meeting
- Oct. 2021 - Staff and RHNA consultants presented the preliminary Draft RHNA Methodology to RPAC and TPPC
- Nov. 2021 - Continue draft RHNA methodology consultation with HCD
- Staff and RHNA consultants presented the Draft RHNA Methodology during the RTP/SCS Community Stakeholder Meeting #3 on November 3<sup>rd</sup>
- 30-day Public Comment Period on the Draft RHNA Methodology from November 8 – December 9, 2021 with Public Hearing on November 18<sup>th</sup>
- Community Stakeholder Survey
- Dec. 2021 - Kern COG submits Draft RHNA Methodology to HCD for their 60-day review process
- Jan. 2022 - Staff and RHNA consultants work on draft RHNA Plan
- Feb. 2022 - HCD completes review of Draft RHNA Methodology. Staff and RHNA consultants continue to work on draft RHNA Plan
- March 2022 - Adoption of Final RHNA Methodology
- Present Preliminary Draft RHNA Plan to RPAC and TPPC
- April 2022 - Present Preliminary Draft RHNA Plan to RPAC and TPPC
- Release of 45-day appeal and comment period (April 22 – June 6) on Draft RHNA Plan
- May 2022 - Draft RHNA Plan Appeal and Comment Period
- June 2022 - Preparation of Final RHNA Plan
- July 2022 - Public Hearing and Adoption of the Final RHNA Plan
- Submit Final RHNA Plan to HCD for review
- August 2022 - HCD approves RHNA Plan

### **RHNA Plan**

The RHNA Plan includes the RHNA for each jurisdiction that applies HCD’s determination and the RHNA methodology. Attachment 1 is the final draft RHNA share by jurisdiction. **The RHNA Plan, in its entirety, is available on Kern COG’s RHNA webpage: <https://www.kerncoq.org/regional-housing-needs/>** There was a 45-day review period for each jurisdiction to review its share. The comment period was from April 22, 2022, to June 6, 2022. The RHNA Plan review, adoption and appeal processes are described in Government Code Section 65584.05.

Kern COG received two comments during the comment period. Staff responded accordingly to the Cities of Bakersfield and Wasco and included their comments in the Final RHNA Plan. On May 26, 2022, HCD requested the Draft RHNA Allocations be revised to show the RHNA by the four-income categories. Staff sent an addendum to jurisdictions and posted the table addendum on the RHNA webpage. After review and consideration, there were no revisions to the RHNA allocations. The Final RHNA is consistent with the RTP and SCS and fulfills the requirements of the State housing law for the RHNA.

Staff presented the Final RHNA Plan to the Regional Planning Advisory Committee (RPAC) during their July 6, 2022 meeting. The RPAC recommended that the Transportation Planning Policy Committee adopt the 6th Cycle Regional Housing Needs Allocation Plan. The RHNA Plan was adopted concurrently with the 2022 RTP on July 21, 2022.

The RHNA Plan was submitted to HCD for review on July 22, 2022. HCD completed its review and approved the adopted RHNA Plan on August 17, 2022. Attachment 2 is the HCD approval letter. **The Housing Element due date for Kern local governments is December 31, 2023.**

### **Data Support for Housing Element Update**

#### ***Online mapping tool: Portal***

Staff and the RHNA consultant team is developing and maintaining a publicly viewable on-line mapping application (Portal), which will allow users to view the proposed RHNA unit allocations for each jurisdiction and to explore specific parcels to evaluate the potential number of units a parcel could support. The Portal will assist jurisdictions in the development and adoption of policies and process

improvements to accelerate housing production. Staff from Rincon Consultants presented the tool to the RPAC committee during the August 31<sup>st</sup> meeting, and asked committee members to provide input on the tool. The mapping tool is still in progress, and it is expected to be completed in December 2022.

### ***Regional Housing Data Report***

As part of the San Joaquin Valley Regional Early Action Program (REAP) comprehensive housing report, the REAP consultant team is contracted to produce housing data sets for all San Joaquin Valley jurisdictions. Local jurisdictions will be able to use the data to prepare the housing needs assessment required for the pending housing element updates. The data sets are available now and are pre-certified by HCD: [https://www.dropbox.com/sh/842j1kzmq5ptrpl/AAAXyHuFP-s5BfAwI\\_cr2aaa?dl=0](https://www.dropbox.com/sh/842j1kzmq5ptrpl/AAAXyHuFP-s5BfAwI_cr2aaa?dl=0)

In addition, HCD provided housing element data packages to COG's and regions around the state to aid with the 6<sup>th</sup> cycle housing element updates. The data packages contain most of the data required in the housing needs assessment portion of the housing element update. These requirements are described in detail on HCD's website under the "Housing Needs" expandable window here: [Building Blocks | California Department of Housing and Community Development](#). Certain data elements, such as farmworker and homeless populations are described at the county level but should be supplemented with other sources so they may be quantified at the local level. The data package for the Kern COG region can be downloaded here:

[https://www.dropbox.com/s/fvccgc043qw3ntv/Data%20Package\\_Kern.xlsx?dl=0](https://www.dropbox.com/s/fvccgc043qw3ntv/Data%20Package_Kern.xlsx?dl=0)

**ACTION:** Information.

Attachment 1: Final RHNA Allocation

Attachment 2: HCD Approval Letter of RHNA Plan

## Attachment 1

<b>2023-2031 Final RHNA Allocations by Income Category</b>							
Jurisdiction	Total RHNA Allocation	Very-Low Income Units	Low Income Units	Lower Income (Very Low & Low Income)	Moderate Income Units	Above-Moderate Income Units	Higher Income (Moderate & Above Moderate Income)
<b>Arvin</b>	1,174	124	79	203	268	703	971
<b>Bakersfield</b>	37,461	11,129	7,082	18,211	5,317	13,933	19,250
<b>California City</b>	427	39	25	64	101	263	364
<b>Delano</b>	1,866	324	206	530	369	967	1,336
<b>Maricopa</b>	13	1	1	2	3	8	11
<b>McFarland</b>	244	50	32	81	45	117	162
<b>Ridgecrest</b>	1,436	379	241	620	225	591	816
<b>Shafter</b>	3,294	678	431	1,110	603	1,581	2,185
<b>Taft</b>	504	68	43	112	108	284	393
<b>Tehachapi</b>	902	188	119	307	164	431	595
<b>Wasco</b>	1,086	127	81	209	242	635	877
<b>Unincorporated County Areas</b>	9,243	1,551	987	2,539	1,852	4,852	6,704
<b>Total Kern County</b>	<b>57,650</b>	<b>14,658</b>	<b>9,328</b>	<b>23,986</b>	<b>9,299</b>	<b>24,365</b>	<b>33,664</b>

Note: Table updated to include four income levels pursuant to HCD comment.

**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT  
DIVISION OF HOUSING POLICY DEVELOPMENT**

2020 W. El Camino Ave  
Sacramento, CA 95833-1829  
(916) 263-2911 FAX: (916) 263-7453  
www.hcd.ca.gov



August 17, 2022

Ahron Hakimi, Executive Director  
Kern Council of Governments  
1401 19<sup>th</sup> Street, Suite 300  
Bakersfield, CA 93301

Dear Executive Director Ahron Hakimi:

**RE: Review of Adopted 2023-2031 Regional Housing Need Allocation Plan**

Thank you for submitting the adopted Kern Council of Government's (KernCOG) Sixth Cycle Regional Housing Need Allocation (RHNA) Plan. Pursuant to Government Code Section 65584.05(h), the California Department of Housing and Community Development (HCD) is required to review RHNA plans for consistency with statutory requirements.

HCD has completed its review and is pleased to approve KernCOG's adopted RHNA Plan, upon finding it consistent with HCD's August 31, 2021 regional housing need determination of 57,650 housing units. Please distribute the RHNA Plan to inform all local governments of their share of new housing need to be addressed in their sixth cycle Housing Element by December 31, 2023. In updating their Housing Elements, local governments may take RHNA credit for new units approved, permitted, and/or built beginning from the start date of the RHNA projection period, June 30, 2023.

HCD is committed to assisting KernCOG's local governments in preparing and implementing updated Housing Elements to effectively address the region's housing need. Local governments are encouraged to develop local land use strategies to maximize land resources and encourage affordable housing and a variety of housing types, thus furthering the state's economic, fair housing, and environmental objectives.

We appreciate KernCOG's efforts in completing the RHNA process. If HCD can provide any additional assistance, or if you, or your staff, have any questions please contact Tom Brinkhuis, Housing Policy Senior Specialist, at [tom.brinkhuis@hcd.ca.gov](mailto:tom.brinkhuis@hcd.ca.gov) or Annelise Osterberg, Housing Policy Senior Specialist, at [annelise.osterberg@hcd.ca.gov](mailto:annelise.osterberg@hcd.ca.gov).

Sincerely,

Tyrone Buckley  
Assistant Deputy Director



September 15, 2022

# IV. F. TPPC

TO: Transportation Planning Policy Committee

FROM: AHRON HAKIMI,  
Executive Director

By: Robert M. Snoddy,  
Regional Planner

SUBJECT: Transportation Planning Policy Committee Consent Agenda Item: IV. F.  
Cycle 6 Active Transportation Program – Statewide Call for Projects

DESCRIPTION: The California Transportation Commission (CTC) closed the statewide Cycle 6 Active Transportation Program (ATP) Call for Projects on June 16, 2022. Kern COG agencies submitted a total of 19 applications. The Transportation Technical Advisory Committee has reviewed this item.

DISCUSSION: At their March 16-17, 2022 meeting, the CTC adopted the 2022 ATP Cycle 6 Fund Estimate and program Guidelines. With the adoption of the Guidelines, the Cycle 6 Active Transportation Program call for projects was subsequently initiated. Now, the call for projects process is completed and submitted applications are under review by the state. The updated timeline below provides a reminder of what's next for this ATP Cycle 6 call for projects.

### CTC 2023 Cycle 6 Active Transportation Program Timeline

Benchmark Activity	Date
<del>E-Project Application Deadline &amp; postmark date</del>	<del>June 15, 2022</del>
CTC staff recommendation for statewide applications	October 21, 2022
CTC adoption of statewide selected applications	December 7-8, 2022
Deadline for MPO draft project recommendations	February 20, 2023
Deadline for MPO final project recommendations	April 21, 2023
CTC recommendations for MPO components are posted	May 12, 2023
Commission adopts MPO selected projects	June 2023

**Current Activity** – At the August 18, 2022 California Transportation Commission (CTC) meeting, the Commission adopted a revised Fund Estimate for the Active Transportation Program (ATP) Cycle 6, which is currently in progress. The approved revised Fund Estimate for the statewide ATP budget is now **\$1.7 billion** due to an infusion of funding from the recently approved 2022-23 state budget. The Kern COG guaranteed regional share of that statewide has been increased to **\$16.8 million**. During the August CTC meeting, presenters noted several things:

- 1) the total number of applications for Cycle 6 was over \$3 billion;
- 2) the CTC hopes that a good ATP delivery record will encourage future legislated ATP add-on funds;
- 3) the full amount is available in the first year but projects will be programmed over a 4-year period; and
- 4) the CTC will support early allocation requests for delivery of the Cycle 6 projects.

Please see attached CTC report regarding the revised ATP Cycle 6 Fund Estimate.

**Recent Activity** - The application submittal due date of June 15, 2022 resulted in 19 Kern region submitted applications for a value of **\$69 million**. They are listed below.

KERN REGION LIST OF SUBMITTED & RECEIVED CYCLE 6 ATP APPLICATIONS						
No.	Implementing Agency	Project Name	Total	Other	ATP	Received
261	Bakersfield, City of	Kern River North of 24th Street	\$ 2,758,000	\$ -	\$ 2,758,000	06/15/22
288	Bakersfield, City of	Arvin-Edison Canal Multi-Use Path	\$ 9,940,000	\$ -	\$ 9,940,000	06/15/22
298	Bakersfield, City of	H Street Corridor (SR-204 to Hwy 58)	\$ 8,454,000	\$ -	\$ 8,454,000	06/15/22
284	Bakersfield, City of	Monterey St (Alta Vista Dr to Brown St)	\$ 4,789,000	\$ -	\$ 4,789,000	06/15/22
323	Bakersfield, City of	California Avenue (Oleander Ave to R St)	\$ 1,980,000	\$ -	\$ 1,980,000	06/15/22
281	Bakersfield, City of	California Avenue (Marella Way to Planz Rd)	\$ 5,461,000	\$ -	\$ 5,461,000	06/15/22
305	Bakersfield, City of	Bakersfield Bicycle Facilities	\$ 263,000	\$ -	\$ 263,000	06/15/22
307	Bakersfield, City of	School Flashing Yellow Beacons	\$ 803,000	\$ -	\$ 803,000	06/15/22
	<b>Bakersfield Total</b>		<b>\$34,448,000</b>			
361	Caltrans	City of Arvin HAWK- Arvin's "Walk on Walnut Crosswalk Beacon"	\$ 1,398,000	\$ 200,000	\$ 1,198,000	06/15/22
	<b>(Arvin location)</b>		<b>\$ 1,398,000</b>			
35	Delano, City of	ATP-6 SRTS Sidewalk Gap and Crosswalk Improvement Project	\$ 597,000	\$ -	\$ 597,000	06/13/22
	<b>Delano Total</b>		<b>\$ 597,000</b>			
263	Kern County - D6	Norris Pedestrian and Railroad Safety Project	\$ 9,793,000	\$ 1,011,000	\$ 8,782,000	06/15/22
162	Kern County - D6	Mt Vernon SRTS Safety Project	\$ 3,248,000	\$ 384,000	\$ 2,864,000	06/15/22
196	Kern County - D6	Niles Street Safety Project	\$ 1,785,000	\$ 260,000	\$ 1,525,000	06/15/22
375	Kern County - D6	Kern River Parkway Multi-use Path Safety & Connectivity Project	\$ 8,035,000	\$ 1,235,000	\$ 6,800,000	06/15/22
333	Kern County - D6	Safe Route To School (SRTS) ADA Crosswalk Safety	\$ 2,342,000	\$ 582,000	\$ 1,760,000	06/15/22
	<b>Kern County Total</b>		<b>\$25,203,000</b>			
177	Taft, City of	10th St & San Emidio St - Intersection Safety Improvements	\$ 455,000	\$ -	\$ 455,000	06/15/22
	<b>Taft Total</b>		<b>\$ 455,000</b>			
135	Tehachapi, City of	Valley Boulevard and Mill Street Gap Closure Project	\$ 3,266,000	\$ -	\$ 3,266,000	06/15/22
71	Tehachapi, City of	Northside Neighborhood Complete Sidewalk & Bicycle Lane Project	\$ 3,494,000	\$ -	\$ 3,494,000	06/14/22
	<b>Tehachapi Total</b>		<b>\$ 6,760,000</b>			
214	Wasco, City of	Central Avenue Class I & Class II Bicycle Trails	\$ 660,000	\$ -	\$ 660,000	06/15/22
			<b>\$ 69,521,000</b>	<b>\$ 3,672,000</b>	<b>\$ 65,849,000</b>	

**Original Fund Estimate** –The statewide budget for the 2022 ATP Cycle 6 Call for Projects was initially approved at \$650,740,000 which was the cumulative total for the 4-year span for this cycle, 2023-24 through 2026-27; the state target is now \$1.7 billion. In October as part of the call for projects process, after the state reviews, scores, and ranks submitted applications, there will be a list of the projects that Caltrans proposes to fund. In the likely event that some Kern region applications are not funded, Kern COG will evaluate and consider funding those applications in the order that they were ranked by the state. The original Kern COG's MPO target funding amount for Cycle 6 was \$6,404,000 for the 4-year span from 2023-24 through 2026-28 but is now estimated at \$16.8 million. The MPO project selection process will begin January 2023 and conclude June 2023 with CTC adoption of MPO selected projects.

**Kern COG Policy Background** - CTC ATP Guidelines and Fund Estimate establish the project selection process and ATP programming capacity for the state and MPO share. When ATP first began, the Kern Council of Governments adopted its ATP project delivery policy that defers to the original state application review and ranking for all original state submitted applications. Kern COG does not do a separate ATP Call for Projects to use the MPO share and therefore does not adopt its own modified guidelines, or conduct a separate MPO call for projects. Instead, Kern COG considers the remaining applications for MPO share funding following the ranking order as best as possible already established by the state-ranked applications not selected by the state. Applicants should use the following links to ensure access to up-to-date information for the 2023 Cycle 6 ATP Call for Projects:

<https://catc.ca.gov/programs/active-transportation-program> and  
<https://dot.ca.gov/programs/local-assistance/fed-and-state-programs/active-transportation-program>.

Go to: [https://www.kerncog.org/wp-content/uploads/2019/03/project\\_selection\\_policy\\_20190321.pdf](https://www.kerncog.org/wp-content/uploads/2019/03/project_selection_policy_20190321.pdf) for the Kern COG Project Selection Policy document. The ATP section is found in Chapter 6, page 64.

Action: Information.

Enclosed: TAB 60 - CTC August 18, 2022 ATP Cycle 6 Revised Fund Estimate

## MEMORANDUM

To: CHAIR AND COMMISSIONERS  
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: August 17-18, 2022

From: STEVEN KECK, Chief Financial Officer

Reference Number: 4.31, Action Item

Prepared By: Keith Duncan, Chief  
Division of Budgets

Subject: **ADOPTION OF THE AMENDED 2023 ACTIVE TRANSPORTATION  
PROGRAM FUND ESTIMATE  
RESOLUTION G-22-52**

### **ISSUE:**

Should the California Transportation Commission (Commission) adopt the Amended 2023 Active Transportation Program (ATP) Fund Estimate the scheduled August 2022 Commission meeting?

### **RECOMMENDATION:**

The California Department of Transportation (Department) recommends the Commission adopt the Amended 2023 ATP Fund Estimate.

### **BACKGROUND:**

The Commission adopted the 2023 ATP Fund Estimate at the March 2022 meeting. However, in June 2022, Governor Gavin Newsom signed the Budget Act of 2021 (Assembly Bill 180) which appropriates \$1.049 billion from the General Fund to the ATP. This additional funding, in its entirety, is available for immediate spending for ATP projects and will lapse on June 30, 2027. The Amended ATP Fund Estimate contains these additional state funds available for programming.

ATP capacity is based on Senate Bill (SB) 99 (Statutes of 2013), Assembly Bill (AB) 101 (Statutes of 2013), SB 1 (Statutes of 2017), AB 180 (Statutes of 2022), and the federal Infrastructure Investment and Jobs Act of 2021.

The ATP, as articulated in SB 99 and AB 101, replaced the existing system of small, dedicated grant programs, which funded Safe Routes to Schools, bicycle programs, and Recreational

*“Provide a safe and reliable transportation network that serves all people and respects the environment.”*



Trails. The intent of combining this funding was to improve flexibility and reduce the administrative burden of having several small, independent grant programs.

SB 1 created the Road Maintenance and Rehabilitation Account to fund deferred maintenance on the state highway as well as on local streets and roads. After deducting amounts for other appropriations in the annual Budget Act, the Road Maintenance and Rehabilitation Account shall make available \$100 million annually for expenditure on the ATP.

The federal Infrastructure Investment and Jobs Act appropriates an additional \$50+ million per year in Surface Transportation Block Grant Program formula funding compared to the previous Fixing America's Surface Transportation Act.

The Department has consulted with Commission staff during the development of the Amended 2023 ATP Fund Estimate. The Fund Estimate displays adjustments that are intended to show previously committed resources, as well as resources held in reserve for programming in the 2025 ATP Fund Estimate during the same years.

Combined with existing resources, the ATP is expected to provide approximately \$1.7 billion over the Fund Estimate period for active transportation projects between the State and regions.

The following assumptions were used to calculate the 2023 ATP Fund Estimate capacities:

- Distribution to Metropolitan Planning Organizations (MPO) is based upon total population.
- Recreational Trails are not subject to Surface Transportation Block Grant Program distribution guidelines.
- 95 percent obligation authority for all federal funding apportionments.
- State resources will remain stable throughout the fund estimate period.
- A reserve of \$100 million in the last two years of the 2023 ATP Fund Estimate is being made available for programming during those same two years in the 2025 ATP Fund Estimate.

#### Attachments

- Attachment A – Resolution G-22-52
- Attachment B – Amended 2023 ATP Fund Estimate

*“Provide a safe and reliable transportation network that serves all people and respects the environment.”*

**RESOLUTION G-22-52:**

- 1.1. WHEREAS, the Active Transportation Program (ATP) was created by Senate Bill 99 (Chapter 359, Statutes of 2013) to encourage increased use of active modes of transportation, such as biking and walking; and
  - 1.2. WHEREAS, on March 16, 2022, the Commission adopted the 2023 ATP Fund Estimate; and
  - 1.3. WHEREAS, the Amended 2023 Fund Estimate identifies an additional \$1.049 billion of state funded programming capacity for the four-year period covering 2023-24 through 2026-27; and
  - 1.4. WHEREAS, the California Department of Transportation (Department) consulted with the California Transportation Commission (Commission) staff regarding the Amended 2023 ATP Fund Estimate.
- 2.1. NOW THEREFORE BE IT RESOLVED that the Commission does hereby adopt the Amended 2023 ATP Fund Estimate, as presented by the Department on August 17, 2022, with programming in the 2023 ATP to be based on the adopted 2023 guidelines and the statutory funding identified.

**AMENDED**  
**ACTIVE TRANSPORTATION PROGRAM (ATP)**  
**FUND ESTIMATE**  
 (\$ in thousands)

	2023-24	2024-25	2025-26	2026-27	4-Year Total
<b>RESOURCES</b>					
<b>STATE RESOURCES</b>					
General Fund <sup>[1]</sup>	\$262,250	\$262,250	\$262,250	\$262,250	\$1,049,000
Road Maintenance and Rehabilitation Account (RMRA) <sup>[2]</sup>	100,000	100,000	100,000	100,000	400,000
State Highway Account (SHA)	34,200	34,200	34,200	34,200	136,800
<b>State Resources Subtotal</b>	<b>\$396,450</b>	<b>\$396,450</b>	<b>\$396,450</b>	<b>\$396,450</b>	<b>\$1,585,800</b>
<b>FEDERAL RESOURCES</b>					
STBG Set-Aside for Transportation Alternatives Program <sup>[3]</sup>	\$116,800	\$119,200	\$121,700	\$121,700	\$479,400
Recreational Trails	1,900	1,900	1,900	1,900	7,600
Other Federal	19,950	19,950	19,950	19,950	79,800
<b>Federal Resources Subtotal</b>	<b>\$138,650</b>	<b>\$141,050</b>	<b>\$143,550</b>	<b>\$143,550</b>	<b>\$566,800</b>
<b>TOTAL RESOURCES AVAILABLE<sup>[4]</sup></b>	<b>\$535,100</b>	<b>\$537,500</b>	<b>\$540,000</b>	<b>\$540,000</b>	<b>\$2,152,600</b>
<b>ADJUSTMENTS</b>					
Previously Programmed Resources <sup>[5]</sup>	(\$122,780)	(\$122,780)	\$0	\$0	(\$245,560)
Reserved Resources Available for 2025 ATP <sup>[6]</sup>	0	0	(100,000)	(100,000)	(200,000)
<b>PROGRAMMABLE RESOURCES AVAILABLE</b>	<b>\$412,320</b>	<b>\$414,720</b>	<b>\$440,000</b>	<b>\$440,000</b>	<b>\$1,707,040</b>
<b>DISTRIBUTIONS</b>					
<b>URBAN REGIONS (MPO Administered)</b>					
State	(\$144,900)	(\$144,900)	(\$138,073)	(\$138,073)	(\$565,945)
Federal	(20,028)	(20,988)	(37,927)	(37,927)	(116,871)
<b>Urban Regions Subtotal</b>	<b>(\$164,928)</b>	<b>(\$165,888)</b>	<b>(\$176,000)</b>	<b>(\$176,000)</b>	<b>(\$682,816)</b>
<b>SMALL URBAN &amp; RURAL REGIONS (State Administered)</b>					
State	(\$36,225)	(\$36,225)	(\$36,102)	(\$36,102)	(\$144,655)
Federal	(5,007)	(5,247)	(7,898)	(7,898)	(26,049)
<b>Small Urban &amp; Rural Regions Subtotal</b>	<b>(\$41,232)</b>	<b>(\$41,472)</b>	<b>(\$44,000)</b>	<b>(\$44,000)</b>	<b>(\$170,704)</b>
<b>STATEWIDE COMPETITION (State Administered)</b>					
State	(\$181,125)	(\$181,125)	(\$172,275)	(\$172,275)	(\$706,800)
Federal	(25,035)	(26,235)	(47,725)	(47,725)	(146,720)
<b>Statewide Competition Subtotal</b>	<b>(\$206,160)</b>	<b>(\$207,360)</b>	<b>(\$220,000)</b>	<b>(\$220,000)</b>	<b>(\$853,520)</b>
<b>TOTAL DISTRIBUTIONS AVAILABLE</b>	<b>(\$412,320)</b>	<b>(\$414,720)</b>	<b>(\$440,000)</b>	<b>(\$440,000)</b>	<b>(\$1,707,040)</b>

<sup>[1]</sup> The Budget Act of 2021 (Assembly Bill 180) appropriates \$1.049 billion from the General Fund (\$500 million per SEC. 10 and \$549 million per SEC. 11 Provision 3) for the ATP and funds are distributed equally over the programming period.

<sup>[2]</sup> SEC. 36 of Senate Bill 1 adds Streets and Highways Code, Section 2032, appropriates \$100 million annually for ATP.

<sup>[3]</sup> Surface Transportation Block Grant (STBG) Set-Aside for Transportation Alternatives Program (TAP).

<sup>[4]</sup> Total resources available includes future reservation funds.

<sup>[5]</sup> Resources committed as part of the 2021 ATP cycle.

<sup>[6]</sup> Reserved for future ATP cycle programming.

Notes: Individual numbers may not add to total due to independent rounding.

STBG Set-Aside for TAP reflects preliminary FHWA estimates pursuant to Infrastructure Investment and Jobs Act.

Final dollar amounts may vary based on actual apportionment and obligational authority by FHWA or any changes in Federal guidance.

Fund Sources will be allocated as necessary to manage cash flows.

**AMENDED**

**ACTIVE TRANSPORTATION PROGRAM (ATP)**  
**Annual Urban Region Distribution: Four-Year Funding Table**  
 (\$ in thousands)

	2023-24	2024-25	2025-26	2026-27	4-Year Total
<b>RESOURCES AVAILABLE FOR URBAN REGIONS</b>					
<b>PROGRAMMABLE RESOURCES<sup>[1]</sup></b>	<b>\$164,928</b>	<b>\$165,888</b>	<b>\$176,000</b>	<b>\$176,000</b>	<b>\$682,816</b>
<b>URBAN REGION DISTRIBUTION<sup>[2][3]</sup></b>					
<b>MTC Region</b>					
State	\$30,425	\$30,425	\$28,929	\$28,929	\$118,708
Federal	4,130	4,331	7,946	7,946	24,354
<b>MTC Subtotal</b>	<b>\$34,555</b>	<b>\$34,757</b>	<b>\$36,875</b>	<b>\$36,875</b>	<b>\$143,062</b>
<b>SACOG Region</b>					
State	\$9,780	\$9,780	\$9,203	\$9,203	\$37,967
Federal	1,213	1,277	2,528	2,528	7,545
<b>SACOG Subtotal</b>	<b>\$10,993</b>	<b>\$11,057</b>	<b>\$11,731</b>	<b>\$11,731</b>	<b>\$45,512</b>
<b>SCAG Region</b>					
State	\$76,175	\$76,176	\$73,028	\$73,028	\$298,409
Federal	11,057	11,564	20,060	20,060	62,742
<b>SCAG Subtotal</b>	<b>\$87,233</b>	<b>\$87,740</b>	<b>\$93,089</b>	<b>\$93,089</b>	<b>\$361,151</b>
<b>Fresno COG (Fresno UZA) Region</b>					
State	\$4,022	\$4,022	\$3,764	\$3,764	\$15,573
Federal	474	500	1,034	1,034	3,042
<b>Fresno COG (Fresno UZA) Subtotal</b>	<b>\$4,496</b>	<b>\$4,523</b>	<b>\$4,798</b>	<b>\$4,798</b>	<b>\$18,615</b>
<b>Kern COG (Bakersfield) Region</b>					
State	\$3,659	\$3,659	\$3,397	\$3,397	\$14,111
Federal	399	422	933	933	2,687
<b>Kern COG (Bakersfield) Subtotal</b>	<b>\$4,057</b>	<b>\$4,081</b>	<b>\$4,330</b>	<b>\$4,330</b>	<b>\$16,798</b>
<b>Lake Tahoe (Bi-State) Region</b>					
State	\$608	\$608	\$587	\$587	\$2,389
Federal	93	97	161	161	512
<b>Lake Tahoe (Bi-State) Subtotal</b>	<b>\$701</b>	<b>\$705</b>	<b>\$748</b>	<b>\$748</b>	<b>\$2,901</b>
<b>SANDAG (San Diego UZA) Region</b>					
State	\$13,041	\$13,041	\$12,522	\$12,522	\$51,127
Federal	1,917	2,004	3,440	3,440	10,800
<b>SANDAG (San Diego UZA) Subtotal</b>	<b>\$14,958</b>	<b>\$15,045</b>	<b>\$15,962</b>	<b>\$15,962</b>	<b>\$61,927</b>
<b>San Joaquin COG (Stockton) Region</b>					
State	\$3,011	\$3,011	\$2,772	\$2,772	\$11,567
Federal	300	320	762	762	2,143
<b>San Joaquin COG (Stockton) Subtotal</b>	<b>\$3,312</b>	<b>\$3,331</b>	<b>\$3,534</b>	<b>\$3,534</b>	<b>\$13,711</b>
<b>Stanislaus COG (Modesto) Region</b>					
State	\$2,226	\$2,226	\$2,081	\$2,081	\$8,614
Federal	260	275	572	572	1,679
<b>Stanislaus COG (Modesto) Subtotal</b>	<b>\$2,486</b>	<b>\$2,501</b>	<b>\$2,653</b>	<b>\$2,653</b>	<b>\$10,292</b>
<b>Tulare CAG (Visalia) Region</b>					
State	\$1,952	\$1,951	\$1,789	\$1,789	\$7,481
Federal	185	198	491	491	1,366
<b>Tulare CAG (Visalia) Subtotal</b>	<b>\$2,137</b>	<b>\$2,149</b>	<b>\$2,280</b>	<b>\$2,280</b>	<b>\$8,847</b>
<b>TOTAL DISTRIBUTIONS</b>	<b>\$164,928</b>	<b>\$165,888</b>	<b>\$176,000</b>	<b>\$176,000</b>	<b>\$682,816</b>

<sup>[1]</sup> Excludes previously programmed revenues and resources reserved for the 2025 ATP Fund Estimate.

<sup>[2]</sup> Distribution based on Urban Region's proportion of total population within all Urban Regions.

<sup>[3]</sup> Per Senate Bill 99, guidelines shall include a process to ensure no less than 25 percent of overall program funds benefit disadvantaged communities.

Note: Individual numbers may not add to total due to independent rounding.

September 16, 2022

TO: Transportation Planning Policy Committee

FROM: Ahron Hakimi  
Executive Director

By: Linda Urata, Regional Planner *LAU*

SUBJECT: Transportation Planning Policy Committee Consent Agenda Item: IV. G.  
MOBILITY INNOVATIONS AND INCENTIVES PROGRAM - STATUS REPORT

DESCRIPTION:

To help meet stringent air quality standards, Kern COG promotes deployment of alternative fuel vehicle technologies. This report provides staff activity information and provides funding information. This item was presented to the TTAC and RPAC on August 31, 2022.

DISCUSSION:

Kern COG staff carry out Mobility Innovations and Incentives Program elements while telecommuting for COVID-19 compliance. This summary report covers the period June 1, 2022 to August 18, 2022.

OWP WE 603.3 Mobility Innovations and Incentives

Kern COG staff worked on several of the tasks identified in the OWP WE 603.3 (and WE 203.3).

- A Best.Drive.EVer test drive event is being planned in Bakersfield on Saturday, October 8, 2022 for National Drive Electric Week. Kern COG will sponsor the event and participate in some of the organizing meetings – focusing on outreach.
- Kern COG ran an *Electric Vehicle Charging Station Toolkit and Incentives Media Campaign* on KGET TV 17 and Spectrum. From June 24 to 30, 2022 KGET TV 17 ran 33 spots. Spectrum Digital created the ad and ran 100 spots from June 17 to July 3, 2022 and streaming ads generated nearly 69,000 impressions. A new resource document was created and posted to the Kern COG website. The campaign directed individuals to the Kern COG website for resources. The ads generated two telephone calls to Kern COG for additional information for projects near Kernville and in Ridgecrest.
- [FHWA FAST Alt Fuel Corridor Round 6 Announcements](https://www.fhwa.dot.gov/environment/alternative_fuel_corridors/)  
[https://www.fhwa.dot.gov/environment/alternative\\_fuel\\_corridors/](https://www.fhwa.dot.gov/environment/alternative_fuel_corridors/)

On July 5<sup>th</sup>, the FHWA issued a memorandum to announce the 2022/Round 6 Designated Alternative Fuel Corridors. The memo can be found at the above website. Kern COG nominated the following corridor changes. The nominations sent to District 9 for Electric Corridors were not accepted by Caltrans to move along to the FHWA, as the new FAST requirements call for 4 Combined Charging System (CCS) connectors, with each connector providing 150 kW (total 600 kW per site) without a loss in power to any

of the CCS connectors. The note from Barby Valentine (Caltrans) noted that these corridors will remain designated as “Pending” and will be eligible for NEVI – the National Electric Vehicle Infrastructure funding program.

Electric Corridors from “Pending” to “Ready”

- SR 14 from Lancaster to Inyokern
- SR 58 from Tehachapi to Barstow.

Kern COG nominated a CNG corridor to be moved from “Pending” to “Ready”. It does not appear that Caltrans made any R/L/CNG corridor nominations in Round 6. The FHWA did not announce any CNG Corridors – only electric and hydrogen.

- SR 46 from Paso Robles to Wasco.
  
- Kern COG staff provided technical assistance on request from member agencies and others.
- Kern COG staff participated in the San Joaquin Valley EV Partnership monthly meetings in June, July and August.
- Kern COG staff participated in the Shafter AB 617 Community Steering Committee meeting in August.
- Kern COG distributed a Technical Assistance memo (that includes links to grants, incentives, and resources) to the TTAC and RPAC with the August meeting cancellation notice.

OWP WE 603.4 Kern 2019 Electric Vehicle Charging Station Blueprint Phase II Implementation (California Energy Commission [CEC] Agreement ARV-20-010) known as EV Ready Communities.

The following activities occurred during this report period:

- The California Energy Commission hosted an Integrated Energy Policy Report workshop at the Kern Community College District (KCCD) Weill Institute in Bakersfield on July 20, 2022. Linda Urata participated as a panelist to provide information about the EV Ready Communities funding award to Kern COG. The week of the workshop, Kern COG staff attended events hosted to provide the two CEC Commissioners and CEC Staff with information on local programs and projects. This included a tour hosted by the City of Arvin, an evening presentation on the KCCD Center for Renewable Energy, and tours of the WattEV site under development on SR 65.
- In July 2022, the Kern COG Board of Directors approved an agreement with Miocar to expand electric carsharing services in Bakersfield and Ridgecrest; and the Board approved an amendment to the MOU with the City of Wasco to install two fast-charging stations, collect data, and conduct outreach. Kern COG staff worked throughout this reporting period to confirm the sub-recipients’ participation (project, budget, matching funds), to amend the budget, scope of work and deliverables.
- Kern COG staff is working with additional site host partners to verify budgets, scopes of work, and deliverables to add PepsiCo dba Frito-Lay, California City, and possible amendments to two existing MOUs.

Work on the existing program of projects continued as follows:

- Monthly reports were collected from Site Hosts and Major Partners. Kern COG submitted three (May, June, July) written monthly reports and participated in Monthly calls with the CEC Contract Agreement Manager Kyle Corrigan.
- McFarland completed the installation of their station and solar panels to power the facility. Linda Urata met with McFarland Public Works and Admin staff regarding the next steps for invoices, reporting, and completing the remaining deliverables.
- KCCD placed its order for off-grid mobile solar charging station hubs and L2 charging stations for the BC campus. KCCD expects delivery of a Model 3 Tesla in August.

#### *Remaining Funding for Charging Stations*

Funding remains available in excess of \$150,000 for charging station installations. Kern COG staff has determined that to meet the goal of the CEC agreement, to first award funding for one additional site host, with member agencies who are not currently site hosts having priority. Second, to fund existing site host partners, who can demonstrate additional matching funds (to meet the 25% match requirement), as some of the equipment costs have risen over the past two years, or to add an additional site. Third, if funds remain available Kern COG would issue an RFP to fund additional stations; notices may be sent to site addresses identified in the 2019 Kern Region EV Charging Station Blueprint. Note that existing partners budgeted at \$99,000 CEC Share are considered “Minor Partners”. Any site host budget exceeding \$100,000 is designated a “Major Partner” requiring additional budget reporting, and project documentation. Existing site host partners and member agencies are asked to express interest in funding via email to Linda Urata at [lurata@kerncog.org](mailto:lurata@kerncog.org) by Friday, September 16, 2022.

#### OWP WE 603.5 Medium-Duty and Heavy-Duty Zero Emission Vehicle Infrastructure Blueprint grant from the California Energy Commission (CEC) Agreement ARV-21-012

- The Blueprint will identify sites throughout Kern County where fueling infrastructure may be recommended. Five sites will be selected for a deeper investigation into site readiness. Gladstein, Neandross and Associates (GNA), the consultant developed a scoring matrix, and scored the nominated and otherwise identified communities. The results are attached to this Staff Report.
- The consultant prepared and the Kern COG Project Manager commented on eight of nine planned Memoranda that will be incorporated into the draft and then the final Blueprint document.
- The consultant prepared a PowerPoint presentation that will serve as the Critical Project Review (CPR) report to the California Energy Commission. The CPR meeting is scheduled to take place on August 29<sup>th</sup>.

#### Information regarding State and Federal funding available, or soon to be available

On August 18, 2022, the following information was taken from the CALeVIP website. The CALeVIP program funding in the San Joaquin Valley shows some increases in funding, most likely due to provisionally awarded projects falling through. The site shows \$1,381,500 available for Level 2 Charging in Kern County. Additionally, the website states that for Level 2 charging, \$707,633 has been reserved and \$423,000 has been provisionally reserved. \$69,867 has been issued. For DC Fast Charging, \$2,273,061 has been reserved and \$161,729 has been provisionally reserved. \$190,210 has been issued. 34% of funds have been reserved or issued to Disadvantaged Communities which is more than the program minimum goal of 25%. The program received applications in excess of \$10,288,271 of DC Fast Charger Funds available. For information and to apply, visit <https://calevip.org/incentive-project/san-joaquin-valley>.

On August 1, 2022 Caltrans submitted its NEVI plan to the US Department of Transportation and the US Department of Energy Joint Office. The Joint Offices are expected to issue a response in September 2022 but no later than October. The document may be found here: <https://dot.ca.gov/-/media/dot-media/programs/sustainability/documents/nevi/2022-ca-nevi-deployment-plan-a11y.pdf>  
Here is the link to the CalSTA (California State Transportation Agency) website for the Infrastructure Investment and Jobs Act (IIJA) Implementation: <https://calsta.ca.gov/subject-areas/infrastructure-investment-act>

If you have questions about any item in this report, please contact Linda Urata, Regional Planner at 661-635-2904 or via email at [lurata@kerncog.org](mailto:lurata@kerncog.org).

**ACTION:** Information.

Attachments:

EV Ready Communities Budget Allocation Summary

Work Element 603.5 Medium- and Heavy-Duty Zero Emission Vehicle Infrastructure Blueprint Site Selection



**Kern Council of Governments  
EV Ready Communities  
ARV-20-010-01**

As of August 19, 2022 the table below reflects CEC grant amounts and matching funds for KERN COG and all of the subcontractors participating in **the amended** CEC Agreement ARV-20-010-01. The Task 2 Goal is to install 32 L2 stations and 4 DC fast-charging stations at 10 locations.

<b>Agency Name</b>	<b>CEC Funding</b>	<b>Local Match</b>	<b>Total Project</b>	<b>Equipment</b>
Kern COG	\$96,515 <b>\$80,601</b>	\$44,033 <b>\$191,492</b>	\$140,548 <b>\$272,093</b>	
City of Arvin	\$99,000	\$33,000	\$132,000	3 L2; 1 DCFC
City of Bakersfield City of Wasco* and TBD	\$99,000 <b>\$10,500†</b>	\$33,000 <b>\$3,500</b>	\$132,000 <b>\$14,000</b>	
<b>Reserved for California City (or TBD)</b>	<b>\$99,000</b>	<b>\$33,000</b>	<b>\$132,000</b>	<b>2 L2 and 1 Off-grid</b>
City of Delano	\$99,000	\$33,000	\$132,000	3 L2
City of McFarland <b>Amended**</b>	\$99,000 <b>\$176,735</b>	\$33,000 <b>\$58,912</b>	\$132,000 <b>\$235,647</b>	3 L2; 2 DCFC; Solar Canopy
City of Shafter	\$45,000	\$15,000	\$60,000	3 L2
City of Wasco <b>Amended*</b>	\$99,000 <b>\$187,500</b>	\$33,000 <b>\$62,500</b>	\$132,000 <b>\$250,000</b>	<b>2 DCFC</b>
KCCD (Bakersfield College)	\$64,000 <b>427,750</b>	\$18,808 <b>142,584</b>	\$82,808 <b>\$570,334</b>	4 EVEN, 8 L2; 1 DCFC at AutoMall
<b>Frito-Lay North America (Pepsico)</b>	<b>\$232,500</b>	<b>\$77,499</b>	<b>\$309,999</b>	<b>10 L2; 1 DCFC</b>
<b>MioCar EVCS and Operations</b>	<b>\$359,441</b>	<b>\$112,802</b>	<b>\$472,243</b>	<b>2 L2 and 1 Off-grid</b>
<b>Retail EVCS City of McFarland ** and TBD</b>	<b>\$162,108</b> <b>\$84,373†</b>	<b>\$66,500</b> <b>\$40,588</b>	<b>\$228,608</b> <b>\$124,961</b>	<b>TBD</b>
<b>Program Management, Outreach, and 2024 Blueprint Consultants</b>	<b>\$507,000</b>	<b>\$0</b>	<b>\$507,000</b>	
<b>KCOG Materials &amp; Misc. including eBikes; Match includes KCOG outreach</b>	<b>\$21,600</b>	<b>\$29,500</b>	<b>\$51,100</b>	
<b>Charging Stations TBD</b>	<b>\$70,000†</b>	<b>\$0</b>	<b>\$70,000</b>	
<b>TOTAL</b>	<b>\$700,515</b> <b>\$2,500,000</b>	<b>\$242,844</b> <b>\$833,377</b>	<b>\$943,356</b> <b>\$3,333,377</b>	<b>34 L2 and 7 DCFC at 9 sites</b>

NOTES:

The City of Shafter budget may increase to \$99,000. This is under discussion.

†The remaining budget to be awarded is \$164,873. (Does not include set-aside for California City). To meet the CEC Agreement goals, we need to secure 1 additional site with any configuration of L2 chargers and DCFCs.

Kern Council of Governments  
 Medium- and Heavy-Duty Zero Emission Vehicle Infrastructure Blueprint  
 Site Selection  
 Prepared by Gladstein Neandross and Associates

The Blueprint will identify sites throughout Kern County where fueling infrastructure may be recommended. Five sites will be selected for a deeper investigation into site readiness. Gladstein, Neandross and Associates (GNA), the consultant developed a scoring matrix, and scored the nominated and otherwise identified communities.

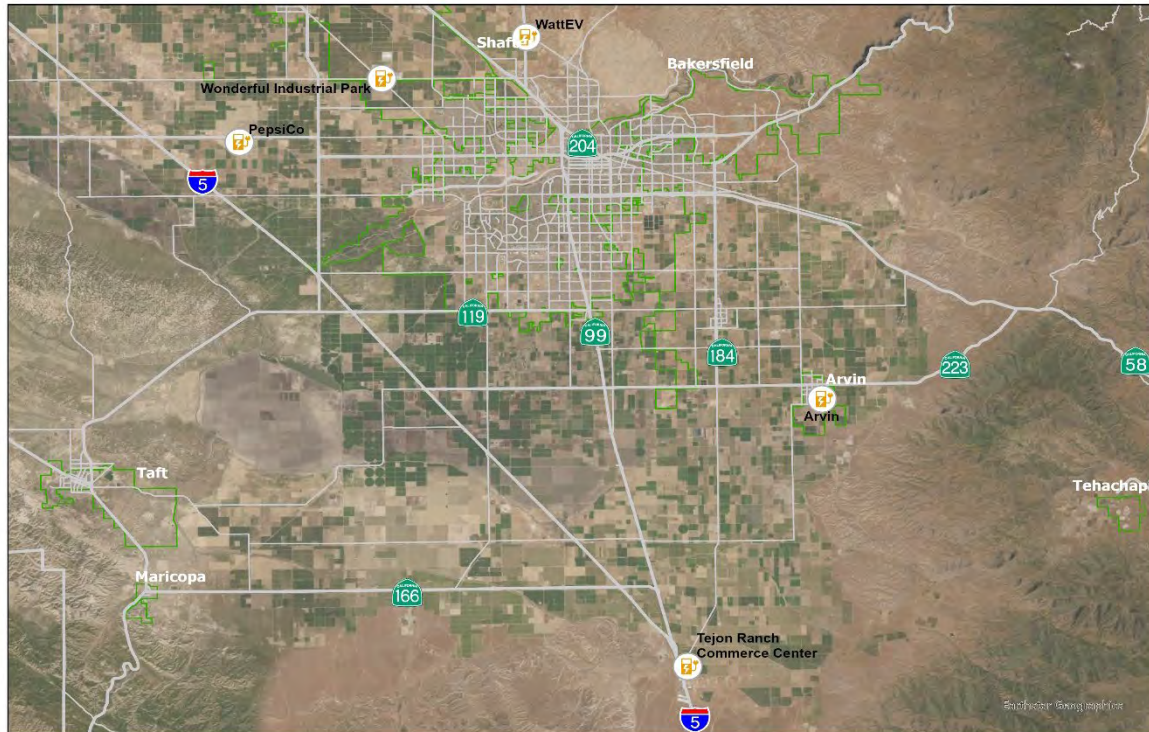
**Scope of Work Task 3.1: Identify Infrastructure Sites**

Progress to date

- List of criteria, as well as selection methodology submitted early Q2 2022 (NOTE: The full scoring spreadsheet follows this page).
- Site selection finalized in June

Ranking	Site Owner	Score (%)- cutoff for selected sites at 50%
1.	Wonderful Industrial Park (78%)	78%
2.	Tejon Ranch Commerce Center	56%
3.	PepsiCo	55%
4.	WattEV	53%
5.	Arvin	51%
6.	Bakersfield	44%
7.	Tehachapi	33%
8.	Trillium (only provided partial information)	15%

GNA did not receive responses from: Advance Beverage Company, Golden Empire Transit District and Tactical Transport. City of Shafter staff requested that GNA contact Wonderful Industrial Park in lieu of participation by the City of Shafter. The City of Bakersfield didn't have any type of particular project in mind, reducing their score below the 50% cut-off.



 Site Location  
 City Limits

**Site Selection Location**

Kern Council of Governments  
Medium- and Heavy-Duty Zero Emission Vehicle Infrastructure Blueprint  
Site Selection  
Prepared by Gladstein Neandross and Associates

**Scope of Work Task 3.2: Analyze Infrastructure Sites and Develop Site Implementation Plans**

Task 3.2 Work Products

Task 3.2 efforts will begin in August, with site visits likely to occur in September.

- Documentation used in site analysis
- Vehicle usage/infrastructure usage projections
- Optimization analysis for priority projects
- Cost estimates for priority projects
- Implementation Plan(s)



# IV. H. TPPC

September 15, 2022

TO: Transportation Planning Policy Committee (RPAC)

FROM: Ahron Hakimi  
Executive Director

BY: Rob Ball, Deputy Director/Planning Director  
Becky Napier, Deputy Director – Administration  
Rochelle Invina, Regional Planner  
Linda Urata, Regional Planner  
Vincent Liu, Regional Planner



SUBJECT: TRANSPORTATION PLANNING POLICY COMMITTEE CONSENT AGENDA ITEM: IV. H. SUSTAINABLE COMMUNITY GRANTS/COG ASSISTANCE REQUESTS AND FEEDBACK MONITORING DATA – **EMAIL MEMBER AGENCY REQUESTS FOR ASSISTANCE TO COG STAFF BY FRIDAY, SEPTEMBER 30, 2022**

## DESCRIPTION:

The 2022 Regional Transportation Plan (RTP)/Sustainable Communities Strategy (SCS) includes a strategy to provide sub regional feedback on SB 375 travel reduction goals and provide technical assistance and grant writing assistance to help sub areas of the Kern region that need it most. This is an annual process reviewed by the TTAC and RPAC.

## DISCUSSION:

A new 2-part strategy was proposed in the 2014 RTP to help our member agencies voluntarily monitor their progress toward the region's air emission goals. The strategy also helps member agencies develop projects that will better compete under the new policies that emphasizes sustainability. Kern COG provides monitoring data along with technical assistance and grant writing assistance.

The monitoring data helps inform our member agencies on how they are doing related to the region's air emission goals. The data provides sub-regional monitoring feedback and helps prioritize assistance using the regional travel model as part of this process.

### **COG Technical Assistance**

The 2014 RTP was the first to contain an SCS as required by the state Climate Protection Act of 2008 (SB 375). Kern COG began work with member agencies on developing more sustainable projects and strategies immediately after the adoption of the 2008 Kern Regional Blueprint.

Since 2009, Kern COG has awarded over \$500,000 in technical assistance grants and/or staff time support to provide member agencies with resources to identify transportation projects that would further the goals of the Kern Regional Blueprint and now the SCS. This year there is \$30k budgeted for Kern COG technical assistance grants, and additional funding is available for staff time to assist member agencies in applying for the numerous grant resources. This program has helped fund:

- In kind staff-time match for sustainable community planning grants for modeling/public outreach

- Regional travel demand modeling and GIS mapping support
- community bike and complete street plans
- community visioning/design workshops
- 2D/3D community visualizations
- transportation impact fee programs
- general plan circulation element updates
- Early transportation project development planning studies

**Member Agencies Email Sustainable Community Planning/Project Development Ideas to Kern COG by Friday, September 30, 2022** - Under this Kern COG local government assistance program, staff can recommend that technical assistance resources be prioritized for agencies with the greatest potential need (see monitoring section below). Agencies must request technical assistance in writing by September 30, 2020 for consideration. Requests may be made by email and should include a brief preliminary scope and budget regarding the planning level work needed. Agencies are encouraged to contact COG staff for assistance in developing the request for sustainable community strategy and planning funds. Staff will provide assistance in deciding which grant resources (see attachment 1) are most appropriate. Please contact Rob Ball - 661-635-2902, [rball@kerncog.org](mailto:rball@kerncog.org) or Linda Urata - 661-635-2904, [lurata@kerncog.org](mailto:lurata@kerncog.org).

**Member Agencies Provided with Free Access to GrantFinder.com** - Kern COG has secured GrantFinder software licenses on behalf of its member agencies, and local public transit agencies for the period ending May 30, 2023, which may be extended. GrantFinder (<http://grantfinder.com>) is a real-time database of federal, state, and private grant opportunities tailored to municipalities and nonprofits. The program allows users to tailor their grant searches to their needs. To receive access, the member agency may designate up to two users on the attached form and return it to Linda Urata, Regional Planner. Currently all member agencies have access except for the cities of Shafter and Tehachapi. GrantFinder training is available by request; Program contact: Linda at 661-635-2904 or [lurata@kerncog.org](mailto:lurata@kerncog.org) or Susanne Campbell [scampbell@kerncog.org](mailto:scampbell@kerncog.org).

**Prioritized Funding Policy for More Sustainable Projects** - In November 2012 and most recently updated in March 2019, the Kern COG Board adopted the new project delivery policies and procedure (<https://www.kerncog.org/policies/>) to assist the region in promoting projects that better match the goals of the RTP/SCS. Dependent on the funding category, the procedure provides points for ranking projects for future funding. Based on the ranking, up to half of the points go to projects that promote more sustainable/livable communities and lower air emissions. Since this policy and procedure update, Kern COG has funded park & ride facilities in California City and South Bakersfield, the Golden Empire Transit District has implemented a new/more convenient rapid bus corridor/microtransit network, and the City of Tehachapi has adopted the first city-wide “form-based-code” General Plan in California. These types of projects are proliferating in the region in part because of new local project delivery policies.

### **Monitoring Data Feedback**

The table in Attachment 2 shows the latest modeling of auto Vehicle Miles Traveled (VMT) per person (household population + employment by place of work) from the adoption of the 2022 RTP. The total shows a 2.6 percent decrease in VMT between 2020 and 2022. All regions show lower VMT per capita household population + employment by 2046 compared to 2020 except for Greater Taft, Arvin and Tehachapi.

This technical and grant writing assistance program is a strategy in the 2022 RTP and will continue to be funded as planning funds and grants are available. Subject to the Board’s direction, Kern COG resources could be prioritized to communities that may be showing difficulty in making progress towards reducing emissions and passenger vehicle travel. Grants and incentives are subject to state and federal funding requirements.

**ACTION:** Information. Technical/grant writing assistance requests from member agencies are due to Kern COG by September 30, 2022.

### **Attachments:**

- Attachment 1 - Kern Sustainable Community Grant Resources – September 2022
- Attachment 2 – 2022 RTP/SCS Change in Daily Auto Miles Traveled
- Attachment 3 - Kern Sub Area Index and Vehicle Miles Traveled Maps

## Attachment 1

# Kern Sustainable Community Grant Resources – September 2022

### Kern Council of Governments

**Technical Assistance Program** – Email Request to Rob Ball [rball@kerncog.org](mailto:rball@kerncog.org) or Becky Napier [bnapier@kerncog.org](mailto:bnapier@kerncog.org) due by **Thursday, 5PM September 30, 2021**.

Requests may be made by email and should include a draft scope, budget and timeline regarding the planning need. Agencies are encouraged to contact COG staff for assistance in developing the request for planning resources and strategizing which sources are most appropriate. Awards are subject to available funding, need, and past geographic distribution of past awards. The awards will be used in developing the programming for next fiscal year's Kern COG Overall Work Program. Past awards have included:

- Travel modeling and GIS mapping support technical support
- In-kind staff time in data collection/outreach to help match a sustainable planning grant
- Grant writing assistance
- Community bike and complete street plans
- Community visioning/design workshops
- Transportation impact fee programs
- General plan circulation element updates
- Transportation project development planning studies

### San Joaquin Valley Air Pollution Control District

**Grants and Incentive Programs** - <http://valleyair.org/grants/> - Some applications accepted year-round.

- **Bike Paths** provides funds to establish bicycle infrastructure such as Class I or Class II bicycle paths
- **E-Mobility Commerce** provides funds to develop or expand electronic telecommunication services
- **Public Benefit** provides funds to purchase new, alternative-fuel vehicles and infrastructure and develop advanced transit and transportation systems
- **Charge Up!** Provides funds for businesses and public agencies to purchase and install electric vehicle chargers for public use.
- **Plug in Electric Vehicle Resources Center** provides information about plug-in electric vehicles including available incentive funding, charging infrastructure and locations, and the District's activities to increase and sustain electric vehicles in the Valley
- **Public Transportation Subsidy and Park & Ride Lots** provides funds to subsidize transportation passes for bus, shuttle and commuter rail services. Funds are also available for the construction of park and ride lots
- **Emergency Vehicle Replacement Program, Alternate Fuel Mechanic Training - Heavy Duty Waste Haulers - School Bus Programs – AB 836 Wildfire Smoke 'Clean Air Centers' closed July 15, 2022,**

### Eastern Kern Air Pollution Control District

**DMV Grant and Voucher Program** – [www.kernair.org/Main\\_Pages/grants.html](http://www.kernair.org/Main_Pages/grants.html) – Contact: 661-862-5250.

**NOTE:** Some grant funds are distributed annually. Check the website.

- **DMV Vehicle Voucher Program** is closed until October 1, 2022.
  - \$4,000 funding available for the purchase of a Zero Emission Vehicle (ZEV) with an EPA Smog Score of 10
  - \$2,000 funding available for the purchase of a Partial Zero Emission Vehicle (PZEV) with an EPA Smog Score of 8 or 9

- **DMV Grant Program (\$50k max. per project)** Projects include: Paving Dirt Roads to reduce fugitive dust emissions caused by vehicle travel, Installation of EV Charging Station or CNG refilling stations, Alternative Fuel Mechanics Training, Public Education Courses, and Innovative Vehicle-Related Emission Reduction Proposals accepted. **Applications opened annually. 2022 program closed February 25, 2022. Check the website in late 2022 for the next round of funding.**

## Caltrans

**Sustainable Transportation Planning Grants FY 2021-2022** - Applications scheduled to be released in early fall 2020 with a due date in mid-fall 2020. <https://dot.ca.gov/programs/transportation-planning/regional-planning/sustainable-transportation-planning-grants>

## Active Transportation Program (ATP)-- [Active Transportation Program \(ATP\) | Caltrans](#)

The California Transportation Commission (CTC) ATP Cycle 6 Call for Projects closed on March 16-17, 2022 and closed on June 23, 2022..For MPO-directed funding, the Kern COG process follows the statewide application process, using that process to score projects for Kern COG consideration.. Kern COG announces the ATP Cycle funding to its member agencies via email and in technical advisory committee meetings.

Transportation Planning Resources – <http://www.dot.ca.gov/hq/tpp/grants.html>

## Strategic Growth Council (SGC)

**Affordable Housing and Sustainable Communities (AHSC)** Program make it easier for Californians to drive less by making sure housing, jobs, and key destinations are accessible by walking, biking, and transit. AHSC Round 6 is processing on schedule. Final guidelines will be announced and a NOFA released in October 2022 with applications due in February 2023. <https://sgc.ca.gov/programs/ahsc/>

**Transformative Climate Communities (TCC)** Program empowers the communities most impacted by pollution to choose their own goals, strategies, and projects to reduce greenhouse gas emissions and local air pollution. The SGC Round 4 application process closed on July 1, 2022 with awards scheduled to be approved in October 2022. The TCC Program does not currently have funding allocated a fifth round of awards <https://sgc.ca.gov/programs/tcc/>

## California Housing and Community Development Department

The California Department of Housing and Community Development (HCD) has a list of housing programs that currently have funding available: <https://www.hcd.ca.gov/grants-funding/active-funding/index.shtml>

Super NOFA-Announced March 2022 and closed July 12, 2022 combined four programs into one application: Multifamily Housing Program (MHP), Infill Infrastructure Grant (IIG) Program, Veteran's Housing and Homelessness Prevention (VHHP) Program, and Joe Serna, Jr. Farmworker Housing Grant (FWHG) Program.

## California Natural Resources Agency - <https://resources.ca.gov/grants>

The California Natural Resources Agency Bonds and Grant unit administers various programs. They offer listserv registration for some program notifications. For instance, the Environmental Enhancement and Mitigation Program is an annual program (solicitation closed for 2022) offering grants to local, state and federal governmental agencies and to nonprofit organizations for projects to mitigate the environmental impacts caused by new or modified public transportation facilities. Visit the website to obtain information about the various programs (including an extensive 43-page list of "other" funding programs), project eligibility requirements and application due dates.

**California Air Resources Board** – <https://www.arb.ca.gov/ba/fininfo.htm>

Air Pollution Incentives, Grants and Credit Programs - Multiple granting programs. Visit the website to obtain project eligibility requirements and application due dates.

**California Energy Commission** - <https://www.energy.ca.gov/funding-opportunities>

The California Energy Commission offers a variety of funding opportunities to advance the state's transition to clean energy and transportation through innovation, efficiency, and the development and deployment of advanced technologies.

**United States Department of Energy** | Energy Efficiency & Renewable Energy | Alternative Fuels Data Center - [Alternative Fuels Data Center: California Laws and Incentives \(energy.gov\)](https://afdc.energy.gov/laws/state_summary?state=ca)

[https://afdc.energy.gov/laws/state\\_summary?state=ca](https://afdc.energy.gov/laws/state_summary?state=ca)

California Transportation Data for Alternative Fuels and Vehicles - Find transportation data and information about alternative fuels and advanced vehicles in California, including laws and incentives, fueling stations, fuel prices, and more.

**UpLift California Resource Guide** – <http://upliftca.org/resource-finder/>

Whether you're a community group looking to plant trees or expand clean transit, or a family looking to cut your electricity bill, find electric car rebates or get help with energy conservation, find out how California's climate investments can help you. UpLiftCA was created by The Greenlining Institute in partnership with several organizations involved in finding solutions for the impacts from air pollution and climate change on California's underserved communities.

Kern Council of Governments has posted its EV Charging Station Installation Resources List to its website: [https://www.kerncog.org/wp-content/uploads/2022/06/EVCS\\_Toolkit\\_Resources\\_202206.pdf](https://www.kerncog.org/wp-content/uploads/2022/06/EVCS_Toolkit_Resources_202206.pdf)

**Federal Funding Opportunities:** Visit the Federal grants portal and create an account using your agency's Unique Entity Identifier (UEI). <https://www.grants.gov/>



## Attachment 2 – How Sub Areas of Kern County are Doing on Reducing Vehicle Miles Traveled.

### 2022 RTP Change in Daily Auto Miles Traveled Compared to the Old Plan

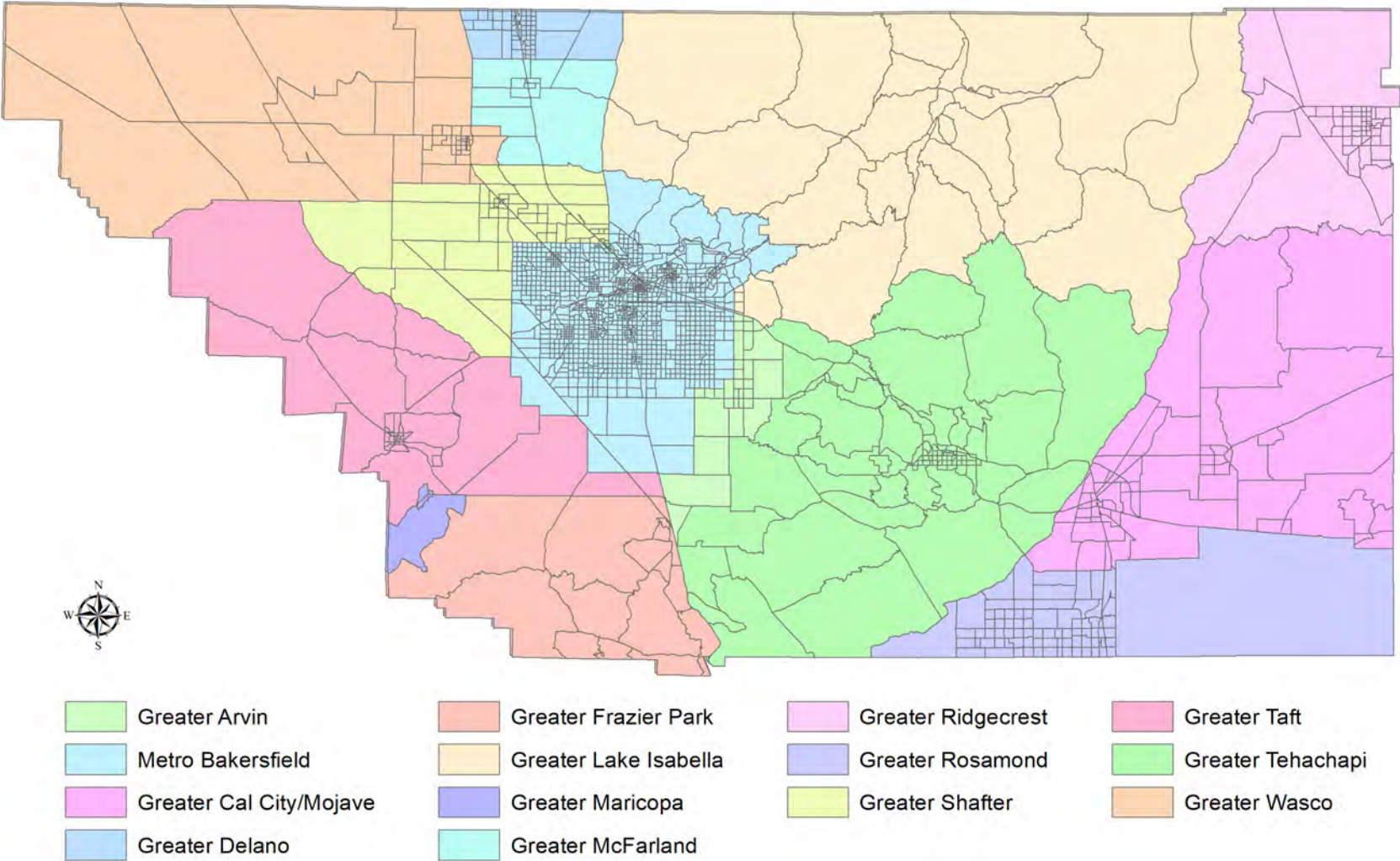
	RSA VMT			Persons = Household Population + Employment (by place of work)			Auto Miles Traveled/Person			% Change from Base 2020		Progress Compared to Old Plan	
	2020	2046 Old Plan	2046 Plan	2020	2046 Old Plan	2046 Plan	2020	2046 Old Plan	2046 Plan	2020 & 2046 Old Plan	2020 & 2046 Plan		
	(miles)			(persons)			(miles/person)			(percent)			
1	Greater Taft	1,139,077	1,459,016	1,447,492	27,496	33,334	33,221	41.43	43.77	43.57	5.7%	5.2%	-0.5%
2	Greater McFarland	895,810	1,013,188	1,016,217	25,972	32,597	32,426	34.49	31.08	31.34	-9.9%	-9.1%	0.7%
3	Greater Wasco	1,477,836	1,804,142	1,771,176	38,691	53,046	52,749	38.20	34.01	33.58	-11.0%	-12.1%	-1.1%
4	Greater Tehachapi	1,971,680	3,617,143	4,312,417	42,817	80,198	92,588	46.05	45.10	46.58	-2.1%	1.1%	3.2%
5	Greater Bakersfield	15,674,973	19,140,950	19,128,176	792,093	1,011,853	1,016,113	19.79	18.92	18.82	-4.4%	-4.9%	-0.5%
6	Greater Cal City/Mojave	1,054,411	1,397,478	1,365,859	25,727	40,094	38,396	40.99	34.86	35.57	-15.0%	-13.2%	1.8%
7	Greater Lake Isabella	769,798	880,509	727,855	19,215	23,285	21,160	40.06	37.81	34.40	-5.6%	-14.1%	-8.5%
8	Greater Ridgecrest	775,055	802,517	736,566	49,742	58,629	58,265	15.58	13.69	12.64	-12.2%	-18.9%	-6.7%
9	Greater Frazier Park	607,109	1,033,872	1,214,202	11,855	21,399	26,800	51.21	48.31	45.31	-5.7%	-11.5%	-5.9%
10	Greater Shafter	2,173,354	3,022,792	3,057,541	47,887	73,573	73,203	45.39	41.09	41.77	-9.5%	-8.0%	1.5%
11	Greater Arvin	1,011,263	1,290,470	1,226,085	30,692	37,201	35,672	32.95	34.69	34.37	5.3%	4.3%	-1.0%
12	Greater Delano	1,626,396	1,720,906	1,703,981	63,266	72,919	72,297	25.71	23.60	23.57	-8.2%	-8.3%	-0.1%
13	Greater Maricopa	204,836	203,423	197,277	1,625	1,636	1,628	126.05	124.34	121.16	-1.4%	-3.9%	-2.5%
14	Greater Rosamond	870,768	966,958	977,382	32,894	41,336	42,061	26.47	23.39	23.24	-11.6%	-12.2%	-0.6%
	<b>Total / Average:</b>	30,252,367	38,353,362	38,882,226	1,209,973	1,581,100	1,596,578	25.00	24.26	24.35	-3.0%	-2.6%	0.4%
16	Gateway	9,085,626	9,971,386	10,338,693									
	<b>All Travel</b>	39,337,992	48,324,748	49,220,919									

1

Note that this reporting is voluntary and for advisory purposes only. Future year values are estimated based on the latest land use assumptions and are updated every four years. These assumptions can vary widely from year to year based on recent changes in the local development activity and other variables. Although average travel per person includes areas outside each sub area (see spider diagram maps below), they do not include travel outside the county possibly skewing the results of sub areas nearer the edge of the County. This analysis is updated with the RTP once every 4 years. The analysis shows that Bakersfield and Ridgecrest have the lowest travel per person possibly because these regions are fairly self-contained having sufficient amenities such as hospitals.

# Attachment 3 – Map of Sub Areas

## Transportation Analysis Zones (TAZs) by Regional Statistical Areas (RSAs)





## IV. I. TPPC

September 15, 2022

TO: Transportation Planning Policy Committee

FROM: Ahron Hakimi,  
Executive Director

By: Rob Ball,   
Deputy Director/Planning Director

SUBJECT: TRANSPORTATION PLANNING POLICY COMMITTEE CONSENT AGENDA ITEM: IV. I.  
INTEGRATED PERFORMANCE MEASURES ANALYSIS AND EXEMPLARY PUBLIC  
OUTREACH PROCESS FOR THE 2022 RTP

### DESCRIPTION:

An overview presentation on the 2022 Regional Transportation Plan (RTP) Sustainable Community Strategy (SCS) integrated performance measure analysis and the public outreach process has been prepared. This presentation has been reviewed by the Regional Planning Advisory Committee (RPAC) and the presentation is available online at: <https://www.kerncog.org/federal-performance-measures/>

### DISCUSSION:

State and federal regulations have steadily placed greater emphasis on performance measures and public outreach in the regional transportation planning process. Since 2001 Kern COG has taken these regulations seriously, developing, adapting, and implementing an integrated performance measure process that tracks system level, smart mobility framework, health equity, environmental justice, and title VI measures. In addition, Kern COG's decision makers balance the feedback from performance measures for environmental justice and title VI communities with an aggressive public outreach effort that provides numerous opportunities for the all members of the public to provide input to the regional transportation planning process. The 4-year 2022 RTP public outreach process successfully garnered input from approximately 7,000 participants, which is 1% of the adult population, a similar level of participation to prior RTP update processes.

In the 2010 RTP Guidelines adopted by the California Transportation Commission, Kern COG's Integrated Performance Measure process was the only one in the state identified as a "Best Practice" for environmental justice analysis. In the recently updated 2017 RTP guidelines, Kern COG was the only Medium/Small Metropolitan Planning Organization cited as an "Exemplary Planning Practice" for its Public Education/Outreach program. In 2022 Kern COG was a first runner-up in the State Local Technical Assistance Program (LTAP) for its integrated performance measure process and a nominee for the national LTAP competition.

The Public Outreach process is Appendix C to the 2022 RTP, and the Performance Measure Analysis is Appendix D. Both are available online at <http://www.kerncog.org/category/docs/rtp/>.

ACTION: Information.



V.  
TPPC

September 15, 2022

TO: Transportation Planning Policy Committee

FROM: Ahron Hakimi,  
Executive Director

By: Irene Enriquez,  
Regional Planner

SUBJECT: TRANSPORTATION PLANNING POLICY COMMITTEE AGENDA ITEM: V.  
PUBLIC HEARING – UNMET TRANSIT NEEDS IN KERN COUNTY

DESCRIPTION:

Kern Council of Governments (Kern COG) annually holds a public hearing to identify any unmet transit needs and those that are reasonable to meet, and this is the last of 10 public hearings held this year throughout the County. The Social Services Transportation Advisory Committee has reviewed input from the prior meetings.

DISCUSSION:

Prior to making any allocation from the Transportation Development Act (TDA) funds to uses other than public transportation or pedestrian/bikeway facilities, Kern COG is legally required under California Public Utilities Code Section 99401.5 to determine whether unmet transit needs have been identified within its jurisdiction.

Through newspaper advertisements, members of the public were requested to provide their input. Public input was also obtained through public hearings held in the cities, rural communities of Kern, Golden Empire Transit District (GET), and the City of Delano. Kern COG's Social Services Transportation Advisory Committee (SSTAC) reviewed the results of these public hearings.

Large Urbanized Area (Large UZA) Operator

GET, the Large UZA operator (Population above 200,000), held its unmet transit needs public hearing on February 15, 2022. The GET Board found that there are no unmet transit needs that are reasonable to meet within its service area.

Small Urbanized Area (Small UZA) Operator

The City of Delano, the County's Small UZA (population above 50,000 but below 200,000), held its unmet transit needs public hearing on March 21, 2022. The City Council of Delano found that there were no unmet transit needs that were reasonable to meet within its service area.

Rural Transit Operators

Kern Transit held its public hearing on June 14, 2022. The Kern County Board of Supervisors found that there are no unmet transit needs that are reasonable to meet. The cities of Arvin, California City,

Maricopa, McFarland, Ridgecrest, Shafter, Taft, Tehachapi, and Wasco held unmet transit needs public hearings between February and June 2022. None of the cities reported unmet transit needs that were reasonable to meet.

At its August 17, 2022, meeting, the Social Services Transportation Advisory Committee (SSTAC) reviewed a countywide analysis of unmet transit needs provided by Kern COG staff and the members of **the SSTAC determined that there are no unmet transit needs that are reasonable to meet within Kern County.**

Tonight, is the public hearing for FY 2022-23's unmet transit needs assessment and determination, at which time Kern COG should decide through resolution, one of the following:

- 1. There are no unmet transit needs; or**
- 2. There are no unmet transit needs that are reasonable to meet; or**
- 3. There are unmet transit needs, including those that are reasonable to meet.**

ACTION:

Staff and members of the SSTAC recommend a finding that there are no unmet transit needs that are reasonable to meet in Kern County and authorize the Chair to sign Resolution No. 22-38. ROLL CALL VOTE

**OPEN PUBLIC HEARING   RECEIVE COMMENTS   CLOSE PUBLIC HEARING**

Attachment: Resolution No. 22-38

BEFORE THE KERN COUNCIL OF GOVERNMENTS  
THE STATE OF CALIFORNIA, COUNTY OF KERN

RESOLUTION NO. 22-38

In the matter of:

UNMET TRANSIT NEEDS FOR FISCAL YEAR 2022-23

WHEREAS, pursuant to California Government Code Section 29350, the County of Kern and the State Board of Equalization have entered into an agreement that provides for the collection of certain additional sales and use taxes in Kern County that are returned to Kern County, administered by the regional transportation planning agency (Kern Council of Governments) and used for the purpose specified in California Public Utilities Code Section 99200 et seq.; and

WHEREAS, pursuant to Public Utilities Code 99401.5, Kern Council of Governments (Kern COG) is required to establish and define the term “unmet transit needs”. Kern COG Resolution 90-04 defines “unmet transit needs” as follows: “An unmet transit need exists if an individual of any age or physical condition is unable to transport himself or herself due to deficiencies in the existing transportation system.” Excluded are 1) Those requests for minor operational improvements, and 2) Those improvements are funded and scheduled for implementation in the following year. The term “reasonable to meet” is defined as A) Operational Feasibility. The requested improvement must be safe to operate, and there must be adequate roadways for transit vehicles; B) Duplication of Service. The proposed service shall not duplicate other transit services; C) Timing. The proposed service shall be in response to an existing, rather than future need; and D) Service must meet the legally required farebox ratio (PUC Sections 99268.2, 99268.5, and CAC Section 6633.2 66333.5) with fares close to fares of similar service.”

WHEREAS, pursuant to Public Utilities Code 99401.5, Kern COG is required to establish a Social Services Transportation Advisory Committee, identify transit needs, adopt a finding that there are no unmet transit needs that are reasonable to meet within kern County, prior to approving the allocation of transportation Development Act monies for any purpose not directly related to public and specialized transportation services of facilities for the exclusive use of pedestrian and bicycles; and

WHEREAS, the Social Services Transportation Advisory Committee finds that currently, there are no unmet transit needs that are reasonable to meet; and

WHEREAS, pursuant to Public Utilities Code Section 99238.5, Kern COG shall provide for the conduct of at least one public hearing for the purpose of identifying transit needs.

NOW, THEREFORE BE IT RESOLVED by Kern Council of Governments that:

- 1) The facts herein are true, and the Committee has jurisdiction to consider and make findings in the matter mentioned; and
- 2) The Committee hereby determines that there are no unmet transit needs that are reasonable to meet within Kern County; and
- 3) The Executive Director is directed to submit this finding and supporting documentation to the California Department of Transportation; and
- 4) Kern Council of Governments staff is directed to continue work on transit issues with all interested individuals, organizations, transit operators, and entities.

SIGNED AND AUTHORIZED ON THE 15<sup>th</sup> of SEPTEMBER 2022

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

\_\_\_\_\_  
Bob Smith, Chair  
Kern Council of Governments

I hereby certify that the foregoing is a true copy of a resolution of the Kern Council of Governments duly authorized at a regularly scheduled meeting held on the 15<sup>th</sup> day of September 2022.

\_\_\_\_\_ Date: \_\_\_\_\_

Ahron Hakimi,  
Executive Director