

STAFF REPORT



MEETING DATE:	October 21, 2021
SUBJECT:	Approve Agreement with Member Agencies Formalizing Participation in SRTA and Consider Member Agency Representation
AGENDA ITEM:	9
STAFF CONTACT:	Daniel S. Little, AICP, Executive Director

SUMMARY

Since December 2019, the SRTA Board of Directors has held three meetings to consider a formal agreement for member agencies to recognize and participate in SRTA activities. After consultation with city managers and the county executive officer, the attached draft cooperative agreement was developed for board and member agency consideration. This process resulted in board discussion regarding the need or appropriateness of Redding Area Bus Authority (RABA) representation on the board, versus changing this seat to a Redding representative to better reflect current practice.

STAFF RECOMMENDATION:

It is recommended that the board of directors

1. Approve and authorize the Chair to sign the attached cooperative agreement with the cities and county, which recognizes SRTA's current responsibilities under state and federal laws;
2. Authorize the executive director to make any clarifying changes to the agreement prior to execution in response to member agency review; and
3. Discuss the need for RABA representation and direct staff to prepare changes to the SRTA bylaws at the December 2021 meeting.

DISCUSSION:

The ongoing dialogue with SRTA member agencies has been valuable in developing the attached cooperative agreement. It provides formal city and county acknowledgement that SRTA is the regional transportation agency under state and federal laws. While such an agreement existed when SRTA was part of the county, it was never updated to recognize SRTA as an independent agency, which occurred in 2012.

The cooperative agreement outlines current agency functions. It does not add any new responsibilities or change current practice. The concept of an expanded "council of governments" role which would allow the board to address other regional issues as mutually agreed by member agencies, has been tabled.

RABA Representation on SRTA – The RABA board consists of five Redding City Council members, and one member each from the remaining two city councils and the Board of Supervisors. Currently, one member of the RABA board is appointed to the SRTA board pursuant to the SRTA Bylaws. Staff could find no examples of agencies similar to SRTA that have a transit agency member. The record

is unclear, but it appears this was done when the city of Shasta Lake incorporated resulting in three city representatives and three county representatives. Adding a RABA representative was a way to add a seventh seat without assigning it to a specific entity.

RABA has an unwritten policy that the SRTA representative be a Redding City Council member. It makes sense that Redding would have two seats on the SRTA board due to its size and significance to the region but doing so under the auspices of a RABA representative raises some concerns addressed in the following bullets.

Staff recommends that the board consider changing the RABA representative seat to a second city of Redding representative seat for several practical reasons:

- It better reflects current practice and usage;
- It ensures better attendance at SRTA meetings by allowing two interchangeable Redding alternates;
- A RABA seat on the SRTA board could be perceived by some as a conflict of interest since SRTA provides direct oversight and funding to RABA, under state and federal law;
- It limits the SRTA board strictly to cities and the county consistent with current laws and practice throughout the state;
- It allows more direct elected official representation and accountability (i.e., the Redding City Council appoints directly to the SRTA board rather than a double-appointment process twice removed from the electorate); and
- RABA is a Joint Powers Authority of all three cities and the county; therefore, it is the role of all city and county representatives on the SRTA board to also represent the interests of RABA. There are typically multiple SRTA board members that concurrently serve on the RABA board, making a RABA representative somewhat redundant.

In consultation with RABA, staff has been unable to identify any benefits to having a RABA representative as currently utilized, although there is some reluctance on the part of RABA staff to change representation.

ALTERNATIVES:

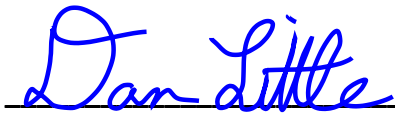
The board may modify the attached cooperative agreement, direct staff to pursue an expanded “council of governments” role as part of a separate future action, or leave SRTA representation unchanged.

OTHER AGENCY INVOLVEMENT:

If approved, the agreement would be forwarded to the cities and county (and possibly RABA) for council/board approval.

FISCAL IMPACT:

The agreement reflects SRTA's current responsibilities and practices. There is no fiscal impact.



Daniel S. Little, AICP, Executive Director

Attachment: Draft Cooperative Agreement

COOPERATIVE AGREEMENT WITH SHASTA REGIONAL TRANSPORTATION AGENCY FOR MEMBER AGENCY PARTICIPATION

Representing: County of Shasta, City of Anderson, City of Redding, and
City of Shasta Lake

V.5

(October 15, 2021)

COOPERATIVE AGREEMENT WITH SHASTA REGIONAL TRANSPORTATION AGENCY FOR MEMBER AGENCY PARTICIPATION

THIS AGREEMENT is made as of the date of the last signature affixed hereto by and among the cities of Anderson, Redding, Shasta Lake and the county of Shasta, heretofore named "member agencies."

RECITALS:

WHEREAS, the people residing within the incorporated and unincorporated areas of Shasta County have an interest in a well-coordinated and planned transportation system; and

WHEREAS, State and Federal legislators designated the Shasta region as a State Local Transportation Commission in 1972 (PUC §13002 et al.) and a Federal Metropolitan Planning Organization in 1981 (USC Title 23, §134); and

WHEREAS, on July 1, 2012, the agency reorganized to form the Shasta Regional Transportation Agency (SRTA), a separate and distinct entity from its member agencies; and

WHEREAS, the member agencies desire to establish this Agreement in order to: (1) formally recognize the Shasta Regional Transportation Agency as the regional transportation planning entity under State and Federal law; (2) outline the agency's purpose and functions as defined by those laws as updated from time-to-time; (3) agree to promote a governing structure to address transportation-related needs of regional significance; and (4) facilitate cooperation among its member agencies; and

WHEREAS, transportation and transportation-related challenges and opportunities within the region transcend local governmental boundaries and have Countywide implications; and

WHEREAS, there is a demonstrated need for an organization with representatives from the member agencies to provide a forum to address these challenges and opportunities; and

WHEREAS, the member agencies believe that a Countywide transportation planning organization, governed by elected officials from among the member agencies is best suited for this type of regional coordination; and

WHEREAS, the member agencies, working together through this organization can exercise initiative, leadership, and responsibility for addressing Countywide transportation-related issues; and

WHEREAS, the Shasta Regional Transportation Agency can conduct certain governmental operations of common interest efficiently and economically through the cooperation of its members and the pooling of common resources.

IN WITNESS THEREOF, it is mutually agreed as follows:

1. THE SHASTA REGIONAL TRANSPORTATION AGENCY

By adoption of this Agreement, the parties hereto formally recognize the Shasta Regional Transportation Agency, separate and distinct from its member entities, as the agent which exercises the roles and responsibilities described in this Agreement.

The Shasta Regional Transportation Agency serves as both the Local Transportation Commission as designated by the Secretary of the Business, Transportation and Housing Agency for the State of California; and as the Federally designated Metropolitan Planning Organization as approved by the Governor of California for the Shasta County region. Inherent in these State and Federal designations are the following responsibilities:

- a. Act as lead-agency for determination of any applicable air quality conformity between transportation plans, transportation programs, and transportation projects and the applicable State Implementation Plan in accordance with USC §134;
- b. Serve as the regional transportation planning and programming representative for the purpose of acting upon any appropriate proposals which may be presented to it for consideration and for transmission of proposed recommendations to Federal and State agencies;
- c. Serve as the regional, multi-jurisdictional organization which may be required by State or Federal law or regulation so that member agencies can continue to qualify for State and Federal funds and programs, and to review and comment on applications for Federal or State funds or programs when appropriate by law or regulation;
- d. Provide assistance to member agencies to collect, analyze, and disseminate information which will be of value to member agencies, including Federal census data and information on State and Federal aid programs, and provide technical assistance as may be requested by member agencies;
- e. Represent the region for transportation-related issues before State and Federal governments and vigorously express to State and Federal agencies the local government point of view on regionwide problems;
- f. Develop transportation-related plans, programs and policies consistent with state and federal requirements, including coordination with local agencies;

- g. Facilitate cooperation and agreement between local government bodies for transportation-related issues and challenges which are common to its members;
- h. Coordinate grant efforts, including applying for grants on behalf of the region, or providing technical grant support to member agencies;
- i. Manage Transportation Development Act, Regional Surface Transportation, State Transportation Improvement Program, and other funds allocated at the regional level;
- j. Provide funding to member agencies as sub-recipients of regional, State, and Federal funds pursuant to Sub-recipient Cooperative Agreements which outline grantor requirements associated with the fund sources provided; and
- k. Other duties as authorized under State and Federal law with respect to Local Transportation Commissions and Metropolitan Planning Organizations.

2. BYLAWS

The Shasta Regional Transportation Agency Board of Directors maintains bylaws guiding agency procedures, functions, officer duties and membership. Amendments to all or a portion of these bylaws are made by the Shasta Regional Transportation Agency Board of Directors in the manner prescribed in the bylaws.

3. POWERS AND FUNCTIONS

The Shasta Regional Transportation Agency has the following powers to establish and administer the agency, and in the exercise of that power, the Shasta Regional Transportation Agency is authorized in its own name to:

- a. Employ an executive director as the chief administrative officer, treasurer, and secretary of the agency;
- b. Employ staff and contract for professional services;
- c. Make and enter into contracts;
- d. Acquire, hold, and convey real and personal property;
- e. Incur debts, obligations, and liabilities;
- f. Accept contributions, grants, or loans from any public or private agency or individual, or the United States, or the State of California, or any department, instrumentally, or agency thereof, for the purpose of financing its activities;

- g. Invest money that is not needed for immediate necessities, as the Shasta Regional Transportation Agency Board of Directors determines advisable, in the same manner, and upon the same conditions as other local entities in accordance with Section 53601 of the California Government Code;
- h. Exercise the responsibility and duties required of a Local Transportation Commission and a Metropolitan Planning Organization;
- i. Sue and be sued, in its own name only, but not in the name or stead of any member agency; and
- j. Perform all other acts reasonable and necessary to carry out the purpose of this Agreement;
- k. Other duties as may be assigned by the Shasta Regional Transportation Agency Board of Directors, or prescribed in the SRTA Bylaws.

4. COOPERATION

The parties to this Agreement agree to cooperate to perform the functions outlined in this agreement and assign representatives to serve as official members of the Shasta Regional Transportation Agency, or any committee or subcommittee thereof. Each representative shall act on behalf of the member agencies in consideration of regional challenges and opportunities, subject to any necessary and legal approvals of their acts by the legislative bodies of the member agencies. The parties recognize that the resources of the Shasta Regional Transportation Agency are limited and not all needs can be met for all areas of the region at any one time; however, the Shasta Regional Transportation Agency Board of Directors will strive for equity across all jurisdictions of the region and all populations. Some regional opportunities and decisions may only directly benefit a particular member, but still be in the best interest of the region as a whole. A stronger region ultimately benefits all member agencies.

5. **ATTEST**

County of Shasta

Chair, Board of Supervisors

Date: _____

City of Anderson

Mayor, City of Anderson

Date: _____

City of Redding

Mayor, City of Redding

Date: _____

City of Shasta Lake

Mayor, City of Shasta Lake

Date: _____

Shasta Regional Transportation Agency

Chair

Date: _____