



METROPOLITAN
TRANSPORTATION
COMMISSION

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Memorandum

TO: Minority Citizens Advisory Committee

DATE: May 5, 2009

FR: Pam Grove, Public Information Officer

W.I. 1114

RE: Staff Report – May 2009: REVISED

Transportation 2035 Plan

After over two years of planning and public outreach efforts, the Commission adopted the Transportation 2035 Plan on April 22, 2009. The plan's development marked a departure from the usual planning and outreach process by outlining the plan's vision first, and proposing the projects that fulfill that vision later. MTC's use of the Joint Advisor process was also new, bringing together MTC's three advisory committees to provide input directly to MTC management (and then to the Commission), and proved to be a successful outreach tool. Moving forward, SB 375 will shape the programs and policies of MTC's next regional transportation plan. MTC staff will begin work on SB 375-related activities over the next year, and will turn to our advisors once again for input.

Thank you for your involvement in the development of the Transportation 2035 Plan. Your passion, commitment and input are truly appreciated!

TransLink® Project Update

Cubic Transportation Systems purchased some of the assets of TransLink® contractor ERG, including the contracts for the delivery and operation of the TransLink® system, plus a number of other delivery, operations and support contracts currently managed and operated out of ERG's Concord office. The purchase will significantly strengthen ERG's financial position, ensuring the delivery of the TransLink® system. Cubic Transportation Systems will retain the key staff needed to manage and run the TransLink® program. Cubic Transportation Systems currently operates and maintains BART's fare gates.

Bike to Work Day

May 14 marks the San Francisco Bay Area's 15th annual Bike to Work Day, when over 150,000 commuters are expected to put their feet to the bike pedal. Across the nation, many more will bike-commute the entire month of May to celebrate National Bike Month. To help people make the change to commuting by bicycle, Bike to Work Day events will be taking place throughout the month of May in the San Francisco Bay Area. On May 14, volunteers at hundreds of Energizer Stations will be located along bike commute routes in all nine Bay Area counties to provide cyclists with complimentary treats, a reusable goodie bag, bicycle information, and good cheer! For more information, visit 511.org or call 511 and say "bicycling."

– more –

Follow-up Information on Contracting/DBE-Related Issues

- Attached is summary information from the Caltrans disparity study. The full report can be found online at http://www.dot.ca.gov/hq/bep/study/disparity_study.htm

A person who is "disabled" may apply to the DBE program by demonstrating social and economic disadvantage on a case-by-case basis. The DBE regulations provide the following guidance regarding individual determinations of disadvantage:

"At least one objective distinguishing feature that has contributed to social disadvantage, such as race, ethnic origin, gender, disability, long-term residence in an environment isolated from the mainstream of American society, or other similar causes not common to individuals who are not socially disadvantaged;
(B) Personal experiences of substantial and chronic social disadvantage in American society, not in other countries; and
(C) Negative impact on entry into or advancement in the business world because of the disadvantage....[R]ecipients will consider education, employment and business history, where applicable, to see if the totality of circumstances shows disadvantage in entering into or advancing in the business world."

In addition, DOT states, "the Department notes that people with disabilities have disproportionately low incomes and high rates of unemployment. Many physical and attitudinal barriers remain to their full participation in education, employment, and business opportunities available to the general public. The Americans with Disabilities Act (ADA) was passed in recognition of the discrimination faced by people with disabilities. It is plausible that many individuals with disabilities -- especially persons with severe disabilities (e.g., significant mobility, vision, or hearing impairments) -- may be socially and economically disadvantaged."

- You may or may not have seen an April 23rd SF Chronicle article where current California Attorney General Jerry Brown refers to Proposition 209 as unconstitutional. The legal debate has been reopened by a lawsuit against San Francisco, which is the first Proposition 209 case to go before the California Supreme Court since 2000. A copy of the article is attached for your review, and you can read more on the court case, S152934, Coral Construction vs. San Francisco, online here: http://appellatecases.courtinfo.ca.gov/search/case/mainCaseScreen.cfm?dist=0&doc_id=1884612&doc_no=S152934
- There is now a link on MTC's Web site to "Tips for Responding to MTC Procurements," a document that the Contracting Subcommittee reviewed earlier this year. You can find it at: http://www.mtc.ca.gov/jobs/contracts/Tips_Respond_MTC_Procurements.pdf

Focus Forums

As was probably noted during the ABAG presentation on the FOCUS Development without Displacement Program at the May MCAC meeting, there are several upcoming forums that may be of interest to MCAC members.

- This Thursday, May 14, there will be a FOCUS forum on the adverse impacts of growth on air quality in the region. There are several elements of the session that will address health concerns in communities that are disproportionately impacted by poor air quality and to minimize the cumulative effects of land use decisions on local and regional air quality. The forum will be in conjunction with the Bay Area Air Quality District, and will be held at the Bay Conservation Development Corporation offices in San Francisco.
- On June 25 the “Development with Diversity” discussion continues at a FOCUS forum to be held at The Urban Center in San Francisco. Community based organizations and their local jurisdiction partners will discuss their strategic successes in retaining existing residents and businesses during community improvements.
- And on July 9, guest speaker Dr. Richard Jackson will explore the existing state of ill health in urban areas. The FOCUS forum will be held at the Port of San Francisco, Pier 1, in San Francisco.

For information on all of the above forums, see the attachment, or visit the ABAG Web site at: <http://www.bayareavision.org/initiatives/speakerseries.html>

MCAC Annual Dinner

Each year in June, the Commission holds a dinner to meet MCAC members in an informal setting. This year’s dinner will occur after our June 9 meeting, and we are currently considering a local Indian or Chinese restaurant. Specific details will be e-mailed to you in the next week or so, but in the meantime, save the evening of June 9 on your calendar so you can join in the festivities.

Meeting Reminder

- **Equity Analysis Subcommittee**
Thursday, May 28, 2009, 3 p.m. – 5 p.m.
Second Floor, Claremont Conference Room