



METROPOLITAN
TRANSPORTATION
COMMISSION

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Cities of Santa Clara County

Dave Cortese
Association of Bay Area Governments

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City and County of San Francisco

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Napa County and Cities

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Jake Mackenzie
Sonoma County and Cities

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James P. Spering
Solano County and Cities

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Ken Yeager
Santa Clara County

Steve Heminger
Executive Director

Ann Flemer
Deputy Executive Director, Policy

Andrew B. Fremier
Deputy Executive Director, Operations

COMMISSION MEETING

Wednesday, July 28, 2010

Joseph P. Bort MetroCenter Lawrence D. Dahms Auditorium
101 Eighth Street
Oakland, CA 94607

MINUTES

ATTENDANCE

Chair Haggerty called the meeting to order at 9:41 a.m. In addition to Chair Haggerty, the following Commissioners were present: Azumbrado, Bates, Chu, Cortese, Daly, Dodd, Glover, Halsted, Kinsey, Lempert, Mackenzie, Rein Worth, Sartipi, Spering, Tissier, and Yeager.

CHAIR'S REPORT

Chair Haggerty presented the Chair's report to the Commission.

- The Commission unanimously approved appointment of Adrienne Weil as MTC's new General Counsel and of her four year employment agreement.

The Commission unanimously approved the following:

- Resolution No. 3968 – Resolution of appreciation for Lois Tucker, upon her retirement from the Metropolitan Transportation Commission after 30 years of employment.

Policy Advisory Council Report – Branson

Paul Branson, Chair of the Policy Advisory Council provided the first monthly report to the Commission, highlighting that the Council is in the formative stages and is finalizing its work plan.

EXECUTIVE DIRECTOR'S REPORT

Steve Heminger presented the Executive Director's report to the Commission. Copies of the report are available from the Executive Office or www.mtc.ca.gov.

CONSENT CALENDAR

The Commission unanimously approved the following items on the Consent Calendar:

- Minutes of the Commission meeting of June 23, 2010.

Legislation Committee

- Resolution No. 3969 – Changes to Executive Director’s Signature Authority.

Programming & Allocations Committee

- Resolution No. 3875, Revised – 2009 Transportation Improvement Program (TIP) Amendment 2009-54.
- Resolution No. 3881, Revised – Revisions to the Second Cycle Lifeline Program of Projects.
- Resolution No. 3966 – Programming of FY 2010-11 5% State Unrestricted Funds and 2% Bridge Toll Revenues.
- Quarterly Report of Executive Director’s Delegated Authority Actions.

Draft MTC Standing Committee Minutes

Draft Committee minutes of the following standing committees were presented for information only; they were provided as background information for items that were being taken up by the full Commission.

- Draft Minutes of the Planning Committee Meetings – July 9, 2010.
- Draft Minutes of the Legislation Committee Meeting – July 9, 2010.
- Draft Minutes of the Operations Committee Meeting – July 9, 2010.
- Draft Minutes of the Administration Committee Meeting – July 14, 2010.
- Draft Minutes of the Programming & Allocations Committee Meeting – July 14, 2010.

Draft MTC Advisory Committee Minutes

Draft Advisory Committee minutes were presented for Commission information only.

- Minutes of the Policy Advisory Council Meeting – July 14, 2010.

COMMITTEE REPORTS

Administration Committee - Bates

The Commission unanimously approved the following:

- Cooperative Agreement – Regional Express Lane Project: California Department of Transportation. This agreement defines the respective roles and responsibilities of MTC and Caltrans in implementing the regional express lane project.

Planning Committee – Spering

The Commission approved the following:

- Resolution No. 3970 – Bay Area Greenhouse Gas (GHG) Target Principles. These principles advise the Air Resources Board on setting GHG targets for the Bay Area and other metropolitan areas of the state.

The Commission received public comment from the following:

- Kristen Schwind, Bay Localize – spoke in support of Bay Area Greenhouse Gas target principles.
- Tony Sustak – spoke in support of Bay Area Greenhouse Gas target principles.
- Kristen Spalding, SMCUCA – spoke in support of Bay Area Greenhouse Gas aggressive target principles.
- Julie West, American Lung Association – spoke in support of Bay Area Greenhouse Gas target principles and SB 375.
- David Schonbrunn, TRANSDEF – spoke against the process created by ARB and MTC’s draft targets. Urged MTC to be aggressive on these targets.
- Marshall Loring – cautioned MTC on models and urge MTC to achieve 15% by 2035.
- Azibuike Akaba, Regional Asthma Management and Prevention – spoke in support of lower green house emissions and support of public transportation and telecommuting.
- Tara Marchant, The Greenlining Institute – spoke in support of public transit.
- Henry Hilken, Bay Area Air Quality Management District – spoke in support of Bay Area Greenhouse Gas target principles.
- Rhianna Bubka, California WACKS – spoke in support of Bay Area Greenhouse Gas target of at least 15% by 2035.
- Bob Allen, Urban Habitat – spoke in support of Bay Area Greenhouse Gas target principles expressed concern about co-benefits of SB 375 and staff’s effort to incorporate equity analysis and congestion pricing modeling and more information to the public.
- Andy Katz, Breathe California – spoke in support of ambitious targets; land use and link trips.
- Parisa Fatehi, Public Advocates – spoke in support of higher targets.
- Amanda Eaken, NRDC – spoke in support of Bay Area Greenhouse Gas target and indicated that there is a flaw on the model being used - not capturing the impact of driving cost on VMT and in support of 15%.
- Stephanie Reyes, Greenbelt Alliance – spoke in support of 15% by 2035.

- Carey Krecht, Climate Plan – spoke in support of 15% by 2035 and promoted infill use.
- Jason Meggs, World of Car free Network – spoke in support of reduction of private automobile use and support of Bay Area Greenhouse target principles.

Motion by Commissioner Mackenzie Seconded by Commissioner Lempert to adopt Resolution No. 3970, modifying the Bay Area Principles in Section 7 to include a 15% per capita reduction for 2035. Motion passed on a vote of 9 to 4 with Commissioners Glover, Dodd, Sperring, and Rein Worth dissenting. Commission Chair Haggerty and Commissioner Cortese were no longer in attendance at the time of vote.

The Commission unanimously approved the following:

- Resolution No. 3978 – Sustainable Communities Planning Grant under the State’s Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) and Sustainable Communities Initiative under the U.S Department of Housing and Urban Development. This resolution authorizes staff to submit a grant application to the State’s Strategic Growth Council and to the U.S. Department of Housing and Urban Development to implement SB 375 and develop sustainable community strategies.
- Resolution No. 3977 – Consistency of Countywide Vehicle Registration Fee Measures and Regional Transportation Plan. The resolution finds that the vehicle registration fee measures that will appear on the November 2010 ballot in eight Bay Area counties are consistent with Transportation 2035.

Programming and Allocations Committee - Dodd

The Commission approved the following:

- Resolution Nos. 3653, Revised, 3658, Revised, 3664, Revised, 3667, Revised, 3735, Revised, 3819, Revised, 3833, Revised, 3914, Revised, and 3967 – Proposed Allocation of Approximately \$157 million in Regional Measure 2 Capital funds, AB 1171 funds and RM1 funds: BART to Warm Springs Extension: \$140 million ; BART to Livermore ROW Preservation: \$1.5 million; Express Lane/Public-Private Partnership Contract: \$2.8 million; I-580 Eastbound HOV Lane Project Corridor Mitigation: \$1.3 million; Caldecott Tunnel: \$6.4 million; I-880 North Safety Improvements from 29th to 23rd Avenues: \$4.6 million; Safe Routes to Transit Cycle 3: \$0.5 million; Vallejo Station: Condition Change.

The Commission received public comment from the following:

- David Schonbrunn, TRANSDEF – called the commissioners’ attention to efficacy of MTC’s funding, specifically what he sees as a waste of funds on the BART extension to Warm Springs.

These resolutions passed with Commissioner Daly voting no on Resolution No. 3658.

- Resolution No. 3925, Revised – Revision to New Federal Transportation Act First Cycle Programming. Proposal to spend roughly \$15 million in additional flexible federal highway funds that will be available to the region in FY 2009-10.

The Commission received public comment from the following:

- John Brooks – spoke in support of the Golden Gate Suicide Barrier.
- Paul Muller, Bridge Rail Foundation – spoke in support of the Golden Gate Suicide Barrier.
- Eve Miyer, San Francisco Suicide Prevention – spoke in support of the Golden Gate Suicide Barrier.

The Commission unanimously approved Resolution No. 3925, after receipt of public comment.

The Commission unanimously approved the following:

- Resolution No. 3925, Revised – Regional Transportation for Livable Communities Program Awards. The item includes \$44 million in recommended grant awards from the Regional Transportation for Livable Communities call for projects. Projects selected will be funded in FY 2010-11 and FY 2011-12.
- Resolution Nos. 3939, Revised, 3950, Revised, 3951 Revised, 3952, 3956, Revised – FY 2010-11 Fund Estimate Revision and allocation of \$94 million in Transportation Development Act (TDA) funds, \$67 million in State Transit Assistance (STA) funds, \$52 million in Assembly Bill (AB) 1107 funds and \$24 million in Regional Measure 2 (RM2) operating funds for FY 2010-11 to various claimants in the region. The 2010-11 Fund Estimate is being revised to reflect year-end revenue receipts for FY 2009-10. In addition, TDA, STA, AB 1107 and RM2 operating assistance will be allocated to various transit operators in the region.
- Resolution No. 3972 – Water Emergency Transportation Authority Multi-Year Regional Measure 2 (RM2) Operating Commitment. The resolution makes a multi-year RM2 operating commitment to Water Emergency Transportation Authority (WETA) for debt service. The financial transaction will also include an MTC purchase of a private placement bond with the resulting benefit of helping WETA with immediate cash flow needs.

Legislation Committee – Yeager

The Commission unanimously approved the following:

- Resolution No. 3971 – TIGER II Discretionary Grants project listing.
- No Position of AB 909 (Hill) – Violation Right Turn on Red Light.

The Commission received public comment from the following:

- Marshall Loring, Member of Policy Advisory Council – spoke in opposition of AB 909.

The Commission unanimously approved taking no position on AB 909 after public comment.

PUBLIC COMMENT/ADJOURNMENT/NEXT MEETING

The Commission received public comment from the following:

- Bob Allen – suggested a more aggressive public notification of Commission meetings for public participation and attendance to meetings.
- Duane DeWitt – spoke on the Public Participation Draft Plan and expressed his belief of the fundamental disconnect between policy makers and passengers when designing transit services. He noticed that transit services do not have any notices of the Public Participation Draft Plan, he asked for posters with the public notice be placed on the public transit services.

There being no further business or public comment, Commission Chair Haggerty adjourned the meeting at 12:35 p.m. The next Commission meeting is scheduled for Wednesday, September 22, 2010 in Oakland, California.

Scott Haggerty, Chair