



METROPOLITAN
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COMMISSION

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U.S. Department of Housing
and Urban Development

Tom Bates
Cities of Alameda County

Dean J. Chu
Cities of Santa Clara County

Dave Cortese
Association of Bay Area Governments

Chris Daly
City and County of San Francisco

Bill Dodd
Napa County and Cities

Dorene M. Giacopini
U.S. Department of Transportation

Federal D. Glover
Contra Costa County

Anne W. Halsted
San Francisco Bay Conservation
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Steve Kinsey
Marin County and Cities

Sue Lempert
Cities of San Mateo County

Jake Mackenzie
Sonoma County and Cities

Jon Rubin
San Francisco Mayor's Appointee

Bijan Sartipi
State Business, Transportation
and Housing Agency

James P. Sperring
Solano County and Cities

Amy Rein Worth
Cities of Contra Costa County

Ken Yeager
Santa Clara County

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Executive Director

Ann Fleder
Deputy Executive Director, Operations

Andrew B. Fremier
Deputy Executive Director,
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Therese W. McMillan
Deputy Executive Director, Policy

COMMISSION MEETING

Wednesday, January 26, 2011

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

MINUTES

ATTENDANCE

Chair Haggerty called the meeting to order at 9:35 a.m. In addition to Chair Haggerty, the following Commissioners were present: Azumbrado, Bates, Chu, Cortese, Glover, Kinsey, Lempert, Mackenzie, Rein Worth, Rubin, Sartipi, Sperring, Tissier, and Yeager.

CHAIR'S REPORT

- Proposed Change to MTC Governance Structure:

Chair Haggerty deferred the Chair's Report to later in the meeting to allow a broader attendance of Commissioners but recognized City of Oakland Mayor Jean Quan's request to speak to the Commission.

Mayor Quan spoke in favor of the current proposed change to MTC Governance Structure.

Chair Haggerty acknowledged and thanked Commissioners Chu, Lempert and Yeager as this was their last meeting that they attend as Commissioners.

Commissioner Chu reminisced and thanked the Commission for the opportunity to serve for the past four years.

Commissioner Lempert also thanked the Commission and commented on the diversity of the people she has been able to meet and work with while serving on the Commission.

Commissioner Yeager thanked the Commission and noted that as a representing member of multiple committees and organizations, he looks forward to continue to work with the Commissioners on a variety of transportation, housing and environmental projects and other issues.

POLICY ADVISORY COUNCIL REPORT

Randi Kinman, member of the Policy Advisory Council, provided the monthly report to the Commission.

She advised that the Ad Hoc Committee has been attending the Regional Advisory Working Group meetings and noted that the Council received an assessment from MTC and ABAG staff on PDAs. She stated that their endorsements and suggestions in regards to Target #3 and Target #9 were forwarded to the Commission with a general concern that the vision scenario should include an analysis of the region's future growth in PDA's.

She reported that they received and will continue to receive updates on Title VI.

She reported that the Equity and Access Committee received an update on the consolidated transportation services agency and discussed how to ensure future equity analysis (address and needs) of our growing senior and disabled populations. Next month, they will be acting on PAC's behalf with the Regional Equity Working Group.

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

COMMISSIONER COMMENTS

Commissioner Bates attended the Ed Roberts Campus in Berkeley and announced their grand opening is scheduled for April 9, 2011.

Commissioner Tissier expressed her appreciation to staff for their work at the joint MTC/ABAG 40th and 50th respectively Anniversary Dinner.

Commissioner Mackenzie noted the SMART Board's intention to appoint Commissioner Kinsey and himself to the Sonoma-Marin Area Rail Transit (SMART) Ad Hoc Advisory Committee. Chair Haggerty responded that this issue would be addressed during his report.

CONSENT CALENDAR

Upon the motion by Commissioner Spring and second by Commissioner Rein Worth the Commission unanimously approved the following items on the Consent Calendar:

- Minutes of the Commission meeting of December 15, 2010.

Programming and Allocations Committee

- Resolution No. 1076, Revised – Designation of Outreach & Escort, Inc. as a Consolidated Transportation Service Agency (CTSA).

- Resolution No. 3956, Revised and 3966, Revised – RM1 and RM2 Ferry Funding Revisions.

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 Administration Committee Meeting – January 12, 2011.
- Draft Minutes of the Programming and Allocations Committee Meeting – January 12, 2011.
- Draft Minutes of the Planning Committee Meeting – January 14, 2011.
- Draft Minutes of the Operations Committee Meeting – January 14, 2011.
- Draft Minutes of the Legislation Committee Meeting – January 14, 2011.

Draft MTC Advisory Committee Minutes

Draft Advisory Committee minutes were presented for Commission information only.

- Minutes of the Policy Advisory Council Meeting – January 12, 2011.

CHAIR'S REPORT

Chair Haggerty proceeded with his report.

He advised of the receipt of letters of appointment for Commissioner Cortese to represent the county of Santa Clara and Sam Liccardo to represent cities of Santa Clara County. The new Commission term begins February 10, 2011 and ends February 9, 2015.

- Appointment of Commissioners Kinsey and Mackenzie

Upon the motion by Commissioner Mackenzie and second by Commissioner Spring, the Commission unanimously approved the appointment of Commissioners Kinsey and Mackenzie to the Sonoma-Marín Area Rail Transit (SMART) Ad Hoc Advisory Committee to represent MTC.

- Proposed Change to MTC Governance Structure

Upon hearing further description of the proposed change to the MTC Governance Structure, Chair Haggerty spoke in favor of the change to provide two voting seats to the MTC governing board. He further stipulated that the proposal is not contingent to population but rather infrastructure and land use and how MTC is going to address the Sustainable Communities Strategies.

Commissioner Rubin reported that due to recent changes in San Francisco government, he was instructed to request a continuance of this issue in order to provide the new government sufficient time to review and consider the proposal and present their opinion. He stated that without the continuance he would oppose the change.

Chair Haggerty acknowledged Commissioner Rubin's negotiating abilities and spirit brought forth during the meeting process. Although he understands the request for continuance he also sees the need of all three mayors or representatives (San Jose, San Francisco, Oakland) on the Commission to provide an urban solidarity, particularly as the Sustainable Communities Strategies moves forward.

Commissioner Spring moved to approve the Proposed Change to MTC Governance Structure.

The Commission heard public comment from the following who spoke in favor of the proposed change to MTC Governance Structure:

- Kelly Doyle, representing Mayor Chuck Reed, City of San Jose.
- Carli Paine, representing TransForm.
- Sharon Cornu, representing Mayor Jean Quan, City of Oakland.

Commissioner Cortese representing the Association of Bay Area Governments spoke in favor of the proposed change.

Vice Chair Tissier expressed her concerns not to request a continuance and would not support the motion. Commissioners Bates, Mackenzie, Yeager and Kinsey all spoke in favor of the proposed change to MTC Governance Structure.

Commissioner Rein Worth commented that she was concerned that the third largest county is not in the proposal and stated she was supportive of the continuance and opposed to the motion to change the governance structure.

Commissioner Azumbrado requested clarification of Subsection C of the proposal and was instructed that non-voting members would not be affected.

Commissioner Glover opposed the idea of a continuance and the proposed motion of change in governance structure.

Motion made by Commissioner Rubin and second by Commissioner Lempert to continue discussion of the issue to change MTC governance for 30 more days. Motion failed with the following votes: 3 Yeas; by Lempert; Rubin and Rein Worth and 10 Noes by Bates; Chu; Cortese; Glover; Kinsey; Mackenzie; Spring; Yeager; Tissier; and Haggerty.

Commissioner Spring motioned and second by Commissioner Yeager to sponsor state legislation to amend MTC's enabling statute outlined in Attachment 1. Motion passed with the following votes: 9 Yeas, by Commissioners Bates; Chu; Cortese; Kinsey; Mackenzie; Spring; Yeager; Tissier and Haggerty. 3 Noes by Commissioners Glover; Rubin; and Rein Worth; and 1 Abstention by Commissioner Lempert.

COMMITTEE REPORTS

Administration Committee – Bates

Upon the motion by Commissioner Bates and second by Commissioner Cortese the Commission unanimously approved the following item:

- Resolution No. 3241, Revised, Reauthorization of MTC Investment Policy.

Upon the motion by Commissioner Bates and second by Commissioner Chu the Commission unanimously approved the following item:

- Contract – Commercial Real Estate Broker Services – CB Richard Ellis.

Planning Committee – Spering

- Resolution No. 3987 – Performance Targets.

The Commission received public comment from the following:

- Carli Paine, TransForm – on the Performance Target Measures.

Upon the motion by Commissioner Spering and second by Commissioner Mackenzie and after receipt of public comment, the Commission unanimously approved Resolution No. 3987.

Legislation Committee – Rubin

Upon the motion by Commissioner Rubin and second by Commissioner Mackenzie the Commission unanimously approved the following item:

- Comprehensive Transportation Tax Swap Fix.

PUBLIC COMMENT

The Commission received public comment from the following:

- Jerry Grace – announced a Town House meeting on 1/28/11 at 1515 Clay Street in Oakland.
- JV McCartay – who expressed concern of the massive investments that will be diverted due to infrastructure concerns and runway exposures caused by the Oakland Airport's expectation of a 16' elevation rise in water level by mid century. He noted that the Hayward Airport is considered the main reliever for general aviation at Oakland's North Field, and he questioned the result of preoccupation for the main runway for commercial carriers and commercial traffic and how it will back up runway space. Chair Haggerty referred him to the Regional Airport Planning Committee.

ADJOURNMENT/NEXT MEETING

There being no further business or public comment, Commission Chair Haggerty adjourned the meeting at 11:10 a.m. A special Commission meeting is scheduled for Friday, February 11, 2011 in Oakland, California.

Scott Haggerty, Chair