



**METROPOLITAN  
TRANSPORTATION  
COMMISSION**

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*Adrienne J. Tissier, Chair*  
San Mateo County

*Amy Rein Worth, Vice Chair*  
Cities of Contra Costa County

*Tom Azumbrado*  
U.S. Department of Housing  
and Urban Development

*Tom Bates*  
Cities of Alameda County

*David Campos*  
City and County of San Francisco

*Dave Cortese*  
Santa Clara County

*Bill Dodd*  
Napa County and Cities

*Dorene M. Giacopini*  
U.S. Department of Transportation

*Federal D. Glover*  
Contra Costa County

*Mark Green*  
Association of Bay Area Governments

*Scott Haggerty*  
Alameda County

*Anne W. Halsted*  
San Francisco Bay Conservation  
and Development Commission

*Steve Kinsey*  
Marin County and Cities

*Sam Liccardo*  
Cities of Santa Clara County

*Jake Mackenzie*  
Sonoma County and Cities

*Kevin Mullin*  
Cities of San Mateo County

*Bijan Sartipi*  
State Business, Transportation  
and Housing Agency

*James P. Spering*  
Solano County and Cities

*Scott Wiener*  
San Francisco Mayor's Appointee

*Steve Heminger*  
Executive Director

*Ann Flemer*  
Deputy Executive Director, Policy

*Andrew B. Fremier*  
Deputy Executive Director, Operations

## **COMMISSION MEETING**

Wednesday, May 25, 2011

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

## **MINUTES**

### **ATTENDANCE**

Chair Tissier called the meeting to order at 9:36 a.m. In addition to Chair Tissier, the following Commissioners were present: Vice Chair Rein Worth, Commissioners Bates, Campos, Cortese, Dodd, Giacopini, Glover, Green, Haggerty, Halsted, Liccardo, Mullin, Sartipi, Spering and Wiener.

### **CHAIR'S REPORT**

- **Resolution No. 4016** – Resolution of Appreciation for Commissioner Jon Rubin on the Occasion of his Departure from the MTC Commission.

Motion made by Commissioner Haggerty and seconded by Commissioner Spering to approve Resolution No. 4016 as presented. Motion passed unanimously.

- Chair Tissier asked Commissioners to review the Revised Committee Appointments sheet in pink distributed to Commissioners and asked approval of these appointments as outlined effective May 25, 2011.

Motion made by Commissioner Spering seconded by Commissioner Halsted to approve Committee Appointments as presented.

- Chair Tissier announced to Commissioners of the upcoming Executive Committee meeting on June 22, 2011 at 8:30 a.m. for purpose of reviewing the executive director's and legal counsel's annual performance.

### **POLICY ADVISORY COUNCIL REPORT**

Council Chair Paul Branson announced that the Commission and the Policy Advisory Council would meet jointly immediately after the conclusion of the May 25<sup>th</sup> Commission meeting, therefore a report would be presented during the joint meeting.

## **EXECUTIVE DIRECTOR'S REPORT**

Steve Heminger presented the Executive Director's report to the Commission and highlighted that Rod McMillan will be retiring from MTC after 26 years of employment. Copies of the report are available from the Executive Office or [www.mtc.ca.gov](http://www.mtc.ca.gov).

## **COMMISSIONER COMMENTS**

- Commissioner Campos requested a copy of the April 27<sup>th</sup> Commission Workshop packet be sent to the new Commissioners.

## **CONSENT CALENDAR**

Upon the motion by Commissioner Spering and second by Commissioner Haggerty the Commission unanimously approved the following items on the Consent Calendar:

- Commission Meeting Minutes April 27, 2011.

## **Programming and Allocations Committee**

- Resolution Nos. 3518, Revised, 3788, Revised and 3881, Revised – LIFT and Cycle 1 Lifeline Program Revisions and Santa Clara County Cycle 2 Lifeline Programming.
- Resolution No. 3880, Revised – Proposition 1B – Transit: FY 2009-10 and FY 2010-11 Population-based Funds Allocation Requests.
- Resolution No. 3882, Revised – Proposition 1B – Transit Security: FY 2009-10 and FY 2010-11 Population-based Funds Allocation Requests.
- Resolution No. 3914, Revised – Proposed Rescission of AB 1171 funds.
- Resolution No. 3975, Revised – 2011 Transportation Improvement Program (TIP) Amendment 2011-06.
- Resolution No. 4012 – New Freedom Cycle 4 Program Guidelines for large urbanized areas.

## **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.

- Administration Committee Meeting Draft Minutes – May 11, 2011.
- Programming and Allocations Meeting Draft Minutes – May 11, 2011.
- Planning Committee Meeting Draft Minutes – May 13, 2011.
- Operations Committee Meeting Draft Minutes – May 13, 2011.
- Legislation Committee Meeting Draft Minutes – May 13, 2011.

## **COMMITTEE REPORTS**

### **Administration Committee - Cortese**

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

- Resolution No. 4010 – FY 2011-12 Overall Work Program (OWP) Planning Certification and Authorization for Execution of Agreement for Federal Planning Grants.

### **Programming and Allocation Committee - Glover**

Upon the motion by Commissioner Glover and second by Commissioner Haggerty the Commission unanimously approved the following item:

- Resolution Nos. 3723, Revised and 3925, Revised – Station Area and Land Use Planning Grant Recommendations of \$2.7 million.

### **Legislation Committee – Haggerty**

Upon the motion by Commissioner Haggerty and second by Commissioner Spring the Commission unanimously approved the support position on the following pending legislation:

- AB 1086 (Wiecowski) – Alameda County Sales Tax: Temporary Exception to Two Percent Cap.

Upon the motion by Commissioner Haggerty and second by Commissioner Glover the Commission unanimously approved the support position on the following pending legislation:

- AB 345 (Atkins) – Vehicle Traffic Control Devices: Consultation with non-motorized users.

Upon the motion by Commissioner Haggerty and second by Commissioner Spring the Commission unanimously approved the support position on the following pending legislation:

- AB 710 (Skinner) – Infill Development & Sustainable Community Act.

Upon the motion by Commissioner Haggerty and second by Commissioner Liccardo the Commission unanimously approved the support position on the following pending legislation:

- AB 892 (Carter) – Federal Pilot Program: National Environmental Policy Act Delegation.

Upon the motion by Commissioner Haggerty and second by Commissioner Spering the Commission unanimously approved the support position on the following pending legislation:

- AB 427 (Perez) — Proposition 1B: Transportation Bond Funds: Transit System Safety.

Upon the motion by Commissioner Haggerty and second by Commissioner Liccardo the Commission unanimously approved the support position on the following pending legislation:

- H.R. 1123 (Richardson) – Transportation Infrastructure Finance and Innovation Act (TIFIA) Expansion.

**Status Report on the Strategic Planning for a Joint Regional Agency Co-location**

**Facility** – Teri Green, Director of Administration and Technical Services informed the Commission of the work by CB Richard Ellis to identify market options in both Oakland and San Francisco for a joint regional government facility with the Bay Area Quality Management District and the Association of Bay Area Governments. It was also indicated that in Closed Session, CBRE will present their findings and short-list recommendations for consideration by the MTC Commission.

**Closed Session**

At 10:10 a.m. Chair Tissier asked that the Commission meet in closed session pursuant to Government Code Section 54956.8 to confer with real property negotiators to discuss a potential acquisition and/or lease with option to purchase of real property, subject to receipt of sufficient financing, as follows:

Negotiating Parties:

For MTC: Metropolitan Transportation Commission and CB Richard Ellis:

- *MTC Negotiators: Steve Heminger, Executive Director, Brian Mayhew, Chief Financial Officer and Darin R. Bosch, CBRE Senior Vice President*

*For Counterparties:*

- *For 1945 Broadway Street, Oakland CA: John Guillory, Northbridge Partners (Agent)*
- *For 1221 Broadway Street, Oakland CA: Craig Zodikoff, CresaPartners (Agent)*
- *For 1100 Broadway Street, Oakland CA: Ken Meyersieck, Colliers (Agent)*
- *For 875 Stevenson Street, San Francisco CA: Jim Collins, Shorestein Realty Services, LP (Agent)*
- *For 390 Main Street San Francisco, CA: John Jenson, Grubb & Ellis (Agent)*

*Potential Addresses; Owned by the Corresponding Parties as listed:*

- *1945 Broadway Street, Oakland CA: Sears Development Company, to be developed with Phelps Development and SUDA (Owner)*
- *1221 Broadway Street, Oakland CA: The Clorox Company (Owner)*
- *1100 Broadway Street, Oakland CA: SKS Investments, LLC (Owner)*
- *875 Stevenson Street, San Francisco CA: Shorenstein Realty Services, LP (Owner)*
- *390 Main Street, San Francisco, CA: Angelo, Gordon & Co., L.P. Amerimar Enterprises, Inc and Barnes RHPO Partners, LLC (Joint Venture)*

*Under Negotiation: Price and Terms.*

### **Open Session**

The Commission reconvened in open session at 11:06 a.m. MTC General Counsel Adrienne Weil reported that the Commission unanimously authorized staff to proceed with the Real Estate negotiations as presented during closed session.

### **PUBLIC COMMENT/ADJOURNMENT/NEXT MEETING**

There being no further business or public comment, Commission Chair Tissier adjourned the meeting at 11:07 a.m in Memoriam of Ann Flemer's brother Barry Fitzgerald who passed away suddenly on May 21, 2011. The Commission observed a minute of silence and sent the Flemer Fitzgerald family their condolences. The next Commission meeting is scheduled for Wednesday, June 22, 2011 in Oakland, California.

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Adrienne J. Tissier, Chair