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3b BAY AREA TOLL AUTHORITY  
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## BAY AREA TOLL AUTHORITY (BATA) OVERSIGHT COMMITTEE February 13, 2013 MINUTES

**ADRIENNE J. TISSIER, CHAIR**  
*San Mateo County*

**AMY REIN WORTH, VICE CHAIR**  
*Cities of Contra Costa County*

**ALICIA C. AGUIRRE**  
*Cities of San Mateo 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*

**SCOTT HAGGERTY**  
*Alameda County*

**ANNE W. HALSTED**  
*San Francisco Bay Conservation  
and Development Commission*

**STEVE KINSEY**  
*Marin County and Cities*

**SAM LICCARDO**  
*San Jose Mayor's Appointee*

**MARK LUJCE**  
*Association of Bay Area Governments*

**JAKE MACKENZIE**  
*Sonoma County and Cities*

**JOE PIRZYNSKI**  
*Cities of Santa Clara County*

**JEAN QUAN**  
*Oakland Mayor's Appointee*

**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*

**ANDREW B. FREMIER**  
*Deputy Executive Director*

### Attendance

Vice Chair Tom Bates convened the meeting at 9:42 a.m. In addition to Vice Chair Bates, the following Committee members were in attendance: David Campos, Dave Cortese, Federal Glover, Steve Kinsey, and Scott Wiener.

Also present was Ex-Officio voting member BATA Chair Adrienne Tissier.

Other Commissioners in attendance as ad hoc non-voting members: Dorene Giacopini, Scott Haggerty, Anne Halsted, Jake Mackenzie, and Jim Spering.

### Consent Calendar

Upon the motion of Commissioner Glover and the second from Commissioner Cortese, the Committee unanimously approved the following four consent items:

- Minutes of the January 9, 2013 meeting
- BATA Financial Statements – December 2012
- Contract – On Call Design Services: Load Rating of 1958 Carquinez Bridge (HDR Engineering, Inc.) (\$160,000) and Contract Amendment – On Call Design Services – 1962 Benicia-Martinez Bridge (Moffat & Nichol) (\$155,000)
- Contract Amendment – Construction Management Support for the Advanced Toll Collection and Accounting System (ATCAS II) Deployment to the State-owned Bridges: Ghirardelli Associates, Inc. (\$320,000)

### BATA Resolution No. 102, Revised – Contribution of Funds to Bay Area Headquarters Authority

Steve Heminger, BATA Executive Director, presented Resolution No. 102, Revised, which would increase the contribution of funds to the Bay Area Headquarters Authority (BAHA) for the 390 Main Street Project from \$167 million to \$215 million. Mr. Heminger mentioned that BAHA, at its January 23, 2013 meeting, unanimously approved referring to the Authority a request for the \$48 million in additional toll funds. These additional funds are required to cover expenses not allocated within the original budget, which, in major part, include increased costs for seismic retrofit, design changes to account for an eight-story atrium, and furniture, fixtures, and equipment.

Joyce Roy made public comment. She requested this item not be approved by the Committee as there is a better choice in building selection. She mentioned the new Transbay Transit Center Building which has better lighting, is seismically ready and has a gold rating.

Commissioner Kinsey asked if the change in the construction budget would require an increase in bridge tolls. Steve Heminger replied in the negative. He also added that BATA bridge bonds are currently rated AA and there is \$1 billion in cash contingency reserves.

Upon the motion of Commissioner Kinsey and the second of Commissioner Wiener, the Committee unanimously approved per the roll call vote requested by Vice Chair Bates, forwarding to the Authority BATA Resolution No. 102, Revised.

The roll call votes was as follows:

There were 6 Aye votes from Commissioners Bates, Campos, Cortese, Glover, Kinsey and Wiener. No Noes; No abstentions

Commissioners Aguirre and Dodd were absent for the vote.

Contract – Bay Bridge Opening Celebration (\$5.6 million)

Randy Rentschler, Legislation and Public Affairs Director, and Mark Guelfi, President of Hartmann Studios presented the Bay Bridge Opening Celebration recommendation to the Committee. Mr. Rentschler stated that the Governor announced after the Super Bowl Sunday game a planned public celebration to commemorate the opening of the new East Span of the San Francisco-Oakland Bay Bridge. BATA, Caltrans and the California Transportation Commission, under the management structure of the Toll Bridge Program Oversight Committee (TBPOC) have had detailed logistical discussions over the past several months in regard to the opening celebration. The TBPOC also discussed the possibility of splitting the cost between toll funds and private sponsorship. Randy Rentschler stated that the Committee would be requested to forward to the Authority approval of an allocation of \$5.6 million for transportation, operations and public safety (TOPS) services for the celebration. He also stated that an attempt to seek private sponsorships would be made but he was not certain that private funds could be fully depended on at this point. Any private funding acquired would cover a possible firework show and other celebration elements. There are also planned pedestrian walks spanning the bridge which would be free to the public. A bicycle and running event would be at a cost to the public, which is typical of this type of event. Mr. Rentschler stated that preparation of the East Span of the bridge would be required in order to prepare for all the events. The East Span would be closed starting Wednesday, August 28 starting at 8:00 p.m. and would reopen to vehicular traffic on Tuesday September 3, at approximately 5:00 a.m.

Mr. Rentschler then mentioned that the Committee would be asked to forward to the Authority for approval authorization for the Executive Director, or his designee, to negotiate and enter into a sole source contract with Hartmann Studios in an amount not to exceed \$5.6 million to procure the goods and services necessary to provide TOPS services for the celebration. Mr. Mark Guelfi went on to explain how Hartmann Studios planned on assuring public safety. He also described the program of events being planned such as the dedication ceremony, bike ride, half-marathon run, fun run, fireworks show, chain cutting and parade of cars with possibly the Mayors of San Francisco and Oakland crossing the bridge, as well as how to bus the public to the events.

Public comment was made by Gene Perdrotti, who was the Chairperson of the Carquinez Bridge 60<sup>th</sup> Anniversary Celebration and the Zampa Bridge Celebration Committees. He shared some history in bridge planning. Mr. Perdrotti encouraged BATA to invite 2 members of the public who walked at the original opening of the Carquinez bridge in 1927.

He also stated that he wants the history of the bridge to be captured as the celebration and fireworks are considered.

Mr. Gene Brtalik with Corrigan Sports questioned the current bike and walk routes planned because the way they are planned would cause Oakland to lose business.

Randy Rentschler answered that to ensure safety and capacity issues, one-way traffic from Oakland to San Francisco would be required.

Commissioner Campos asked why a sole source contract is recommended and also what process would be in place in order to control the crowd and ensure public safety on the bridge. Randy Rentschler replied that was the job for Hartmann Studios, which is well rehearsed in events of this magnitude. As to the sole source recommendation, Mr. Rentschler stated that time was running short and even if there were a competition, Hartmann Studios would be selected based on their experience. Steve Heminger pointed out that the Bay Bridge Alliance went through a procurement process and selected Hartmann for their planned events.

Commissioners Cortese and Spring encouraged BATA staff to aggressively seek private funding in order to cover part of the cost and to ensure a positive bridge celebration outcome.

Commissioner Haggerty mentioned that he wants this Committee to consider approving the vote as he would like to ensure a safe public event.

Commissioner Giacopini asked that there be access at the event for people with disabilities.

Randy Rentschler assured that those considerations were in the plan.

Upon the motion of Commissioner Kinsey and the second of Commissioner Campos, the Committee unanimously approved, per the roll call vote requested by Vice-Chair Bates, forwarding to the Authority the contract with Hartmann Studios for TOPS services for the Opening Celebration for the East Span of the San Francisco-Oakland Bay Bridge in an amount not to exceed \$5.6 million.

The roll call vote was as follows: There were 6 Aye votes from Commissioners Bates, Campos, Cortese, Glover, Kinsey and Wiener. No Noes; No Abstentions

BATA Resolution No. 104, Revised – BATA Operating and Capital Budget FY 2012-13  
Brian Mayhew, BATA Chief Financial Officer, requested the Committee forward to the Authority BATA Resolution No. 104, Revised, which would increase BATA's contribution to BAHA by \$48.4 million for renovation of 390 Main Street. Resolution No 104, Revised would also increase accounting/audit/other expenses by \$540,222 for prior year contracts that were encumbered to be carried into FY 2012-13. The carryover contracts include the PWC audit contract of \$235,258, William Donovan (legal services) in the amount of \$41,838, and Orrick Herrington (bond counsel and finance counsel) in the amount of \$263,126. And lastly, BATA Resolution No. 104, Revised, would amend the Seismic Retrofit Program Capital Budget to allocate \$5.6 million for transportation, operations and

public safety for the opening celebration of the East Span of the San Francisco-Oakland Bay Bridge.

Upon the motion of Commissioner Kinsey and the second of Commissioner Glover the Committee unanimously approved per the roll call vote requested by Vice Chair Bates, forwarding to the Authority BATA Resolution No. 104, Revised.

As Commissioner Cortese and Wiener were not present, Chair Tissier, as an Ex-Officio voting member of the Committee participated in the vote.

The roll call vote was as follows: There were 5 Aye votes from Commissioners Bates, Campos, Glover, Kinsey and Ex-Officio Tissier. No Noes; No Abstentions

Regional Express Lane Network: Recommendation to Amend the Bay Area Infrastructure Financing Authority (BAIFA) Board and Assign Responsibilities to BAIFA

Andrew Fremier, Deputy Executive Director, BATA presented the Regional Express Lane Network item to the Committee for their information. Mr. Fremier mentioned that on March 6, 2013, staff will request that this Committee and the MTC Administration Committee forward recommendations for approval to the full BATA board and Commission for the following actions:

- 1) MTC and BATA: Amend the BAIFA Governing Board membership with five voting members composed of the MTC Chair, BATA Oversight Committee Chair, the Alameda County Commissioner, the Contra Costa County Commissioner, the Solano County Commissioner and one non-voting Commissioner representing the Business Transportation & Housing Agency.
- 2) MTC: consent to BAIFA's assumption of responsibility for development, operation and financing of the Regional Express Lane Network.

Commissioner Cortese asked what the mechanism would be to collaborate with the Valley Transportation Authority, since Santa Clara County is not proposed for inclusion in the BAIFA governing board. Andrew Fremier stated there is a commitment to coordination at the staff level. In addition, the BAIFA board membership can be amended in the future if Santa Clara wishes to participate, more formally through agreement.

4<sup>th</sup> Quarter 2012 Project Progress and Financial Update Report for the Toll Bridge Seismic Retrofit Program

Peter Lee, BATA Staff, presented to the Committee, for information, updates on the construction status of bridge projects.

Other Business/Public Comment/Next Meeting/Adjournment

There being no further business or public comment, the meeting was adjourned at 11:25 a.m.

The next BATA Oversight Committee meeting is scheduled for Wednesday, March 6, 2013 at 101 8<sup>th</sup> Street, 1<sup>st</sup> Floor, Lawrence D. Dahms Auditorium, Oakland, CA.