



**METROPOLITAN
TRANSPORTATION
COMMISSION**

Joseph P. Bort MetroCenter
101 Eighth Street
Oakland, CA 94607-4700
TEL 510.817.5700
TTY/TDD 510.817.5769
FAX 510.817.5848
E-MAIL info@mtc.ca.gov
WEB www.mtc.ca.gov

Amy Rein Worth, Chair
Cities of Contra Costa County

Dave Cortese, Vice Chair
Santa Clara 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

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 Luce
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

Adrienne J. Tissier
San Mateo County

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, June 26, 2013

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

MINUTES

ATTENDANCE

Chair Worth called the meeting to order at 9:53 a.m. In addition to Chair Worth and Vice Chair Cortese the following Commissioners were present: Aguirre, Bates, Campos, Dodd, Giacopini, Glover, Haggerty, Halsted, Kinsey, Liccardo, Luce, Mackenzie, Pirzynski, Quan, Spering, Tissier, and Wiener.

CHAIR'S REPORT

Chair Worth reported that the Executive Committee met this morning for the purpose of reviewing the executive director and general counsel's performance. She indicated that there was no action taken during the meeting.

Chair Worth announced the Special Joint ABAG Executive Board and Commission meeting on July 18th at 6:30 p.m. indicating the purpose of the meeting is to approve the Final Plan Bay Area, Environmental Impact Report, the Air Quality Conformity Analysis and the Transportation Improvement Program.

POLICY ADVISORY COUNCIL REPORT

Carlos Castellanos presented the Policy Advisory Council report and referred Commissioners to a memorandum in their packets from the Council. The Council recommends that the Commission condition future OBAG funds to insure that participating jurisdictions have anti-displacement policies as well as incentives for mixed income and affordable housing. He indicated that the Council is in support of the PDA framework that is being set out throughout the nine Bay Area counties and that policies need to be in place to ensure they perform as planned, and to standardize performance measures in the PDAs to try to maintain accountability in the local jurisdictions. The Council recommends that MTC consider and study fees such as a VMT tax that could be used to replace the gas tax to manage greenhouse gas emissions and travel throughout the Bay Area. These incentives will help ensure ongoing transportation revenue to continue to meet the Plan Bay Area goals.

EXECUTIVE DIRECTOR'S REPORT

Steve Heminger, Executive Director presented his report to the Commission.

COMMISSIONER COMMENTS

There were no Commissioner comments.

CONSENT CALENDAR

Upon the motion by Commissioner Spering and second by Commissioner Pirzynski, the Commission unanimously approved the Consent Calendar:

- Commission Meeting Minutes – May 22, 2013.

Programming and Allocations Committee

- Resolution No. 3655, Revised – Allocation of \$1.5 million in Regional Measure 2 (RM2) funds to AC Transit for the International Boulevard/Telegraph Avenue Bus Rapid Transit (BRT) project.
- Resolution Nos. 3739, Revised, 3914, Revised, and 4095 – Rescission of \$8.1 million and allocation of \$15.3 million in Regional Measure 2 funds, and allocation of \$0.8 million in AB 1171 funds.
- Resolution Nos. 4099, 4100, 4101, and 4102 – Allocation of FY 2013-14 Transportation Development Act (TDA) funds, State Transit Assistance (STA) funds, Assembly Bill (AB) 1107 funds and Regional Measure 2 (RM2) operating funds and capital funds to various claimants in the region.
- Resolution No. 4103 – Allocation of FY 2012-13 Transportation Development Act (TDA) funds to County Auditors for TDA administration and to MTC for TDA administration and planning purposes.
- Resolution No. 4106 – Allocation of \$4.2 million in bridge toll funds to the Transbay Joint Powers Authority (TJPA) for operations and maintenance of the Transbay Terminal Building.
- Resolution No. 4107 – FY 2013-14 State Transit Assistance (STA) for MTC Regional Coordination Program.

COMMITTEE REPORTS

Administration Committee – Tissier

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

- Resolution No. 4089 – FY 2013-14 Agency Budget.

Programming and Allocations Committee – Glover

- Resolution No. 4108 – Adoption of Transportation Development Act (TDA) Article 3 Policies and Procedures.

The Commission received public comment from the following individuals:

- Andy Peri, Marin County Bicycle Coalition – referred Commissioners to a letter sent to the Programming and Allocations Committee and spoke in support of adding pedestrian to the Advisory Committee requirement.
- Marty Martinez, Safe Routes to the School National Partnership – spoke in support of bicycle and pedestrian projects and to restore the language to include bicycle and pedestrian throughout the guidelines.
- Tony Dang, California Walks – spoke in support of bicycle and pedestrian projects and to restore the language to include bicycle and pedestrian throughout the guidelines.

MTC Resolution No. 4108 amends the Policies and Procedures for the allocation of Transportation Development Act (TDA), Article 3, Pedestrian and Bicycle Funds and supersedes MTC Resolution No. 875, Revised. The new resolution retains a provision that each county and city be required to have a Bicycle Advisory Committee to review and prioritize TDA Article 3 bicycle and pedestrian projects and to participate in the development and review of comprehensive bicycle plans. The Committee requested staff to provide a list of Bay Area jurisdictions according to whether they do or do not have a Bicycle Advisory Committee.

Motion by Commissioner Glover with an amendment by Commissioner Bates to include pedestrian projects under the criteria, seconded by Commissioner Aguirre, with a further amendment by Commissioner Mackenzie and a second by Commissioner Spring to strike the language in the paragraph that begins with “Cities with population under 10,000...” that the first sentence be stricken. And the second sentence starting with the word “Cities...” and the words “with populations over 10,000 may also ” be stricken with the word “can” inserted.

The language with such amendments would read as follows:

An agency can apply to MTC for an exemption from the BAC requirement if they can demonstrate that the countywide BAC provides for expanded city representation.

The following changes should be made in MTC Resolution No. 4108, Attachment A, Page 3 of 7 as follows (addition of text in CAPS stricken language in strike-out text):

Each county and city is required to have a Bicycle Advisory Committee (BAC) to review and prioritize TDA Article 3 bicycle AND PEDESTRIAN projects and to participate in the development and review of comprehensive bicycle plans. BACs should be composed of both bicyclists and pedestrians.

~~Cities with populations under 10,000 who have difficulty in locating a sufficient number of qualified members, may apply to MTC for exemption from these requirements. Cities with populations over 10,000 may also~~ an agency can apply to MTC for exemption from the city BAC requirement if they can demonstrate that the countywide BAC provides for expanded city representation.

Motion carried with a no vote by Commissioner Haggerty.

Legislation Committee – Haggerty

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

- SB 792 (DeSaulnier) – which is now a two-year bill. This bill would establish several new requirements for the Joint Policy Committee and amend certain provisions of SB 375 (Steinber, 2008) related to the adoption of the Sustainable Communities Strategy (SCS) in the Bay Area.

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

- SB 731 (Steinberg) – This bill would make certain revisions to the California Environmental Quality Act (CEQA).

Contingency Transit Service in the Event of a BART Strike – Heminger

Mr. Steve Heminger, Executive Director informed the Commission that a majority of BART's labor contracts are set to expire on June 30, 2013. Should a BART service disruption occur, loss of this regional backbone will significantly affect the Bay Area's transportation network. Mr. Heminger informed the Commission that MTC is leading the development of a Regional BART Service Disruption Contingency Plan and seek authorization for a funding strategy to reimburse transit agencies for providing alternative transit services in the event of a BART service disruption as follows:

The balance of BART's FY 2013-14 apportionment of State Transit Assistance (STA) revenue-based funds (up to \$18.7 million). MTC has the authority to redirect these STA funds from BART to other transit operators to promote coordination of transit service in the event of a work stoppage pursuant to Government Code Section 66156 and MTC Resolution No. 3837.

- Uncommitted FY 2013-14 RM2 operating funds which can be used to cover applicable ferry services (up to \$1.2 million).
- The *Disaster Preparedness* funds line item in the approved FY 2013-14 agency budget in an amount not to exceed \$100,000 for CHP and Caltrans services.

The Commission received public comment from the following individual:

- Jerry Grace – expressed his concern in case of a BART service disruption and encouraged use of other public transit services.

After public comment and upon the motion made by Commissioner Tissier and second by Commissioner Spering, the Commission unanimously approved staff's proposal and funding as requested.

PUBLIC COMMENT

The Commission received public comment from the following individuals:

- Joyce Roy – spoke about the East Bay Span design and asked the Commission to consider leasing space in 390 Main Street and for MTC to move into the new Transbay Terminal.

ADJOURNMENT/NEXT MEETING

There being no further business or public comment, Chair Worth adjourned the meeting at 11:30 a.m. The next regular Commission meeting is scheduled for Wednesday, July 24, 2013; with a Special Joint ABAG Executive Board and Commission meeting on Thursday, July 18, 2013.

Amy Rein Worth, Chair