



METROPOLITAN  
TRANSPORTATION  
COMMISSION

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*Amy Rein Worth, Chair*  
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*Dave Cortese, Vice Chair*  
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*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. Giacomini*  
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, January 22, 2014

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

### MINUTES

#### ATTENDANCE

Chair Worth called the meeting to order at 10:16 a.m. In addition to Chair Worth and Vice Chair Cortese the following Commissioners were present: Aguirre, Bates, Dodd, Giacomini, Glover, Haggerty, Halsted, Kinsey, Liccardo, Luce, Mackenzie, Pirzynski, Sartipi, Spering, Tissier, and Wiener.

#### CLOSED SESSION

At approximately 10:17 a.m., the Commission met in closed session pursuant to Government Code Section 54956.9(a) and paragraph (1) of subdivision (d) of Government Code Section 54956.9 to confer with counsel regarding the following litigation: *Bay Area Citizens v. Association of Bay Area Governments and Metropolitan Transportation Commission, et al.*, Alameda County Superior Court Case No.: RG-13690631; *Building Industry Association Bay Area v. Association of Bay Area Governments and Metropolitan Transportation Commission, et al.*, Alameda County Superior Court Case No.: RG-13692098; *Communities for a Better Environment and The Sierra Club v. Metropolitan Transportation Commission and Association of Bay Area Governments, et al.*, Alameda County Superior Court Case No.: RG-13692189; *The Post Sustainability Institute; Rosa Koire; Michael Shaw v. Association of Bay Area Governments and Metropolitan Transportation Commission, et al.*, Alameda County Superior Court Case No.: RG-13699215.

#### OPEN SESSION

The Commission reconvened in open session at 11:47 p.m. General Counsel, Adrienne Weil reported that the Commission met pursuant to Government Code Section 54956.9(a) and paragraph (1) of subdivision (d) of Government Code Section 54956.9 in closed session to discuss the above litigation, and no action was taken.

## **CHAIR'S REPORT**

Commission Chair indicated no specific items to report.

## **POLICY ADVISORY COUNCIL REPORT**

Cathleen Baker, new Policy Advisory Council Chair presented its report and highlighted the Council's planning meeting in anticipation of the Joint Policy Advisory Council and Commissioners meeting to take place on February 12<sup>th</sup> to discuss the Council's Work Plan.

## **EXECUTIVE DIRECTOR'S REPORT**

Steve Heminger, Executive Director presented his report to the Commission and announced that Ann Flemer, Deputy Executive Director, Policy has announced her retirement to take effect in April, 2014. Chair Worth noted that the Commission will have the opportunity to express their appreciation prior to Ms. Flemer's departure.

## **COMMISSIONER COMMENTS**

There were no Commissioner comments.

## **CONSENT CALENDAR**

Upon the motion by Commissioner Aguirre and second by Commissioner Spring, the Commission unanimously approved the Consent Calendar:

- Commission Meeting Minutes – December 18, 2013.

## **Programming and Allocations Committee**

- Resolution No. 3606, Revised – Regional Project Delivery Policy for FHWA Administered Funds.
- Resolution No. 4035, Revised – Cycle 2 OneBay Area Grant (OBAG) Program: Project Selections and Programming Revisions.
- Resolution No. 4075, Revised – 2013 Transportation Improvement Program (TIP) Amendment 2013-11.
- Resolution No. 4128, Revised – 2014 Regional Transportation Improvement Program (RTIP) Amendment in Contra Costa, Marin, Napa, San Francisco, and San Mateo Counties.

## **COMMITTEE REPORTS**

### **Administration Committee – Tissier**

- Resolution No. 4089, Revised – FY 2013-14 Agency Budget. This revision approves an amendment to the budget to include new grants and prior year carryover funding.

Upon the motion made by Commissioner Tissier and second by Commissioner Spering the Commission unanimously approved Resolution No. 4089, Revised.

- Resolution No. 4115, Revised – Reauthorization of MTC Investment Policy.

Upon the motion made by Commissioner Tissier and second by Commissioner Mackenzie the Commission unanimously approved Resolution No. 4115, Revised.

- Resolution No. 4129 – Authorization of MTC as a participant in the Investment Trust of California (CalTRUST).

Upon the motion made by Commissioner Tissier and second by Commissioner Aguirre the Commission unanimously approved Resolution No. 4129.

### **Planning Committee – Spering**

- Resolution No. 3424, Revised – Consistency Findings for 2013 Congestion Management Programs (CMPs). The Committee reviewed these findings during their December meeting, and recommends a finding of consistency with Plan Bay Area for the 2013 Congestion Management Programs from Alameda, Contra Costa, Marin, San Francisco, San Mateo, Santa Clara, and Solano Counties.

Upon the motion made by Commissioner Spering and second by Commission Kinsey the Commission unanimously approved Resolution No. 3424, Revised.

### **Legislation Committee – Haggerty**

- National Freight Program Advocacy Principles. The Commission's 2014 Advocacy Program, adopted in December, supports the creation of a National Freight Program funded by a new, dedicated revenue stream. The Legislation Committee supported the principles but requested changes to reflect the goal of improving the efficiency of exports and adoption of funding mechanisms that protect the competitiveness of the Port of Oakland relative to other North American ports, including those in Canada and Mexico.

Upon the motion by Commissioner Haggerty and second by Commissioner Spering the Commission unanimously approved the National Freight Program Advocacy Principles with the additional modifications.

- H.R. 3636 (Blumenauer) – would increase the federal excise tax on gasoline from 18.4 cents per gallon to 33.4 cents per gallon. The measure also increases the federal excise tax on diesel fuel by 15 cents per gallon. The tax increase would generate approximately \$170 billion over ten years.

Upon the motion by Commissioner Haggerty and second by Commissioner Kinsey the Commission unanimously approved to support H.R. 3636 (Blumenauer).

### **PUBLIC COMMENT**

The Commission received public comment from the following individuals:

- Jeffrey Heller expressed support for re-evaluating a second BART passage/tunnel across the Bay Area.
- Jerry Grace expressed his concern that the walking/bike path on the new Bay Bridge East Span does not reach all the way to San Francisco.

### **ADJOURNMENT/NEXT MEETING**

There being no further business or public comment, Chair Worth adjourned the meeting at 12:06 p.m. The next regular Commission meeting is scheduled for Wednesday, February 26, 2014.

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Amy Rein Worth, Chair