



**METROPOLITAN  
TRANSPORTATION  
COMMISSION**

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*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. 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*  
California State  
Transportation 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, February 26, 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 10:02 a.m. In addition to Chair Worth and Vice Chair Cortese the following Commissioners were present: Azumbrado, Bates, Campos, Haggerty, Halsted, Kinsey, Liccardo, Luce, Mackenzie, Sartipi, Spering, Tissier, and Wiener.

### **CHAIR'S REPORT**

- Resolution No. 4139 – Resolution of Appreciation to Congressman George Miller on the Occasion of his Retirement from Congress.

Upon the motion made by Commissioner Spering and second by Commissioner Halsted the Commission unanimously approved Resolution No. 4139.

- Resolution No. 4136 – MTC/ABAG Strategic Growth Council 2014 Grant Application in the amount of \$1 million to the SGC's Sustainable Communities Planning Grant and Incentives Program.

Upon the motion made by Commissioner Haggerty and second by Commissioner Tissier the Commission unanimously approved Resolution No. 4136.

### **POLICY ADVISORY COUNCIL REPORT**

There was no report from the Policy Advisory Council.

### **EXECUTIVE DIRECTOR'S REPORT**

Steve Heminger, Executive Director presented his report to the Commission and announced the appointment of Alix Bockelman as the new Deputy Executive Director, Policy effective after Ann Flemer's retirement.

### **COMMISSIONER COMMENTS**

There were no Commissioner comments.

## **CONSENT CALENDAR**

Upon the motion by Commissioner Haggerty and second by Commissioner Mackenzie, the Commission unanimously approved the Consent Calendar:

- Commission Meeting Minutes – January 22, 2014.

## **Programming and Allocations Committee**

- Resolution Nos. 3651, Revised and 3914, Revised – Allocation of \$2.4 million in RM2 funds and \$1.1 million in AB 1171 funds for the Transbay Terminal.
- Resolution No. 3735, Revised – RM2 Safe Routes to Transit (SR2T) Fifth Cycle Grant Program.
- Resolution Nos. 3925 Revised and 4035, Revised – Cycle 1 and Cycle 2 One Bay Area Grant (OBAG) Program: Project selections and programming revisions.
- Resolution No. 3989, Revised – Program \$10 million in MTC Exchange funds in lieu of federal funds for the Transit Oriented Affordable Housing (TOAH) fund.
- Resolution Nos. 4013, Revised and 4043, Revised – Revisions to FY 2010-11 and FY 2011-12 AB 664 programs to make Caltrain's Revenue Vehicle Rehab program eligible within the previously allocated funding amount.
- Resolution No. 4053, Revised, 4084, Revised and 4086, Revised – Federal Grants Status Update and Revisions to the Lifeline Transportation Program Third Cycle Program of Projects.
- Resolution No. 4084, Revised – Revisions to the FY 2013-14 Transit Capital Priorities (TCP) program of projects to address changed project priorities and the loss of FY 2010-11 Lifeline Funding.
- Resolution No. 4101, Revised – Allocation of \$25.6 million in State Transit Assistance (STA) funds to Bay Area Rapid Transit District (BART) to support transit operations and \$4.8 million to the Santa Clara Valley Transportation Authority (VTA) for Lifeline projects.

## **COMMITTEE REPORTS**

### **Administration Committee – Tissier**

- Resolution No. 4131 – Authorization of MTC to invest in the Local Agency Investment Fund (LAIF) which updates MTC's authority to invest in the

LAIF. This resolution includes funds administered for the MTC Service Authority for Freeways and Expressways (SAFE), the Bay Area Toll Authority (BATA), Regional Administrative Facility Corporation (RAFC), Bay Area Infrastructure Financing Authority (BAIFA) and the Bay Area Headquarters Authority (BAHA), as delegated to MTC.

Upon the motion made by Commissioner Tissier and second by Commissioner Cortese the Commission unanimously approved Resolution No. 4131.

### **Programming and Allocations Committee – Glover**

- Resolution Nos. 4086, Revised and 4098, Revised – Revision to the FY 2013-14 Fund Estimate and the FY 2013-14 Regional Measure 2 (RM2) Operating Program for BART strike reimbursement. Programming \$760,000 in Regional Measure 2 (RM2) Operating funds to the Bay Area Rapid Transit District and \$1.8 million of BART's State Transit Assistance (STA) revenue to reimburse various operators for extra costs incurred as a result of the recent BART strikes.

Upon the motion made by Commissioner Campos and second by Commissioner Sperring the Commission approved Resolution Nos. 4086, Revised and 4098, Revised with one abstention by Commissioner Cortese.

- Resolution No. 4133 – MTC FY 2014-15 Fund Estimate includes the proposed apportionments and distribution of the Transportation Developments and distribution of the Transportation Development Act (TDA), State Transit Assistance (STA), Assembly Bill (AB) 1107 sales tax and transit related bridge toll funds for FY 2014-15.

Upon the motion made by Commissioner Campos and second by Commissioner Tissier the Commission approved Resolution No. 4133 unanimously.

### **Legislation Committee – Haggerty**

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

- AB 1193 (Ting) - Bikeways: Minimum Safety Design Criteria. This bill establishes a new classification – Class IV bikeways, also known as protected bikeways, cycle tracks or separated bikeways; and requires the California Department of Transportation (Caltrans) to develop safety design standards for such facilities.

### **CLOSED SESSION**

At approximately 10:34 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 10:55 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 reportable Government Code Section 54956.9 in closed session to discuss the above litigation, and no action was taken.

### **PUBLIC COMMENT**

There was no public comment.

### **ADJOURNMENT/NEXT MEETING**

There being no further business or public comment, Chair Worth adjourned the meeting at 10:59 p.m. The next regular Commission meeting is scheduled for Wednesday, March 26, 2014.