



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

Jason Baker
Cities of Santa Clara County

Tom Bates
Cities of Alameda County

David Campos
City and County of San Francisco

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
Napa County and Cities

Jake Mackenzie
Sonoma County and Cities

Julie Pierce
Association of Bay Area Governments

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

Alix Bockelman
Deputy Executive Director, Policy

Andrew B. Fremier
Deputy Executive Director, Operations

COMMISSION MEETING

Wednesday, December 17, 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 1:37 p.m. In addition to Chair Worth and Vice Chair Cortese the following Commissioners were present: Aguirre, Baker, Bates, Campos, Giacomini, Haggerty, Halsted, Kinsey, Liccardo, Luce, Pierce, Quan, Spering, Tissier, and Wiener.

CHAIR'S REPORT

Chair Worth welcomed and introduced new Commissioners: Jason Baker, Vice, Mayor, City of Campbell, representing Cities of Santa Clara County and Julie Pierce, Council Member, Contra Costa County and President, Association of Bay Area Governments; and current Commissioner Mark Luce, now representing Napa County and Cities.

Chair Worth asked Commissioners to review the new committee assignments sheet distributed at their seats and requested approval of committee assignments for Commissioner Baker, Luce and Pierce as outlined effective December 17, 2014.

Motion made by Chair Worth and second by Vice Chair Cortese to approve the Committee assignments as presented. Motion passed unanimously.

Chair Worth announced the retirement of Commissioner Quan from the Commission.

- **Resolution No. 4166** – Resolution of Appreciation for Commissioner Jean Quan on the occasion of her retirement from the Metropolitan Transportation Commission after two years of service.

Upon the motion by Commissioner Haggerty and second by Commissioner Campos the Commission unanimously approved Resolution No. 4166 to be presented to Commissioner Quan. Commissioner Quan expressed her gratitude for her time on the Commission and indicated that she will continue to participate as a public advocate.

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Chair Worth announced the retirement of Andre Boutros from the California Transportation Commission (CTC) after nearly 30 years of direct involvement in the development and preservation of California's transportation infrastructure, with 20-plus years at the California Department of Transportation (Caltrans), seven years at CTC and nearly two years as the CTC's Executive Director. To which, MTC Executive Director Heminger echoed Chair Worth's gratitude towards Mr. Boutros and thanked him for his role in the Toll Bridge Program Oversight Committee.

- Resolution No. 4167 – Resolution of Appreciation for Andre Boutros on the occasion of his retirement from the California Transportation Commission.

Upon the motion by Commissioner Tissier and second by Commissioner Spring the Commission unanimously approved Resolution No. 4167 to be presented to Andre Boutros on the occasion of his retirement from the California Transportation Commission.

Chair Worth presented an update on receipt of re-appointment letters. She congratulated Commissioners that have been already re-appointed and asked the appointed Commissioners or those anticipating reappointment to advise her and Vice-Chair Cortese of any preferences they may have for committee assignments.

Chair Worth announced that the last regular Commission meeting of the current term will be January 28, 2015 and the first meeting of the new term will be a special meeting scheduled for February 11, 2015.

POLICY ADVISORY COUNCIL REPORT

Cathleen Baker presented the Policy Advisory Council report this month and indicated that the Council received updates on the Vital Signs Performance Monitoring Initiative and MTC's Draft 2015 Public Participation Plan to which there was much interest and involvement recognizing the work and effort from staff. Ms. Baker emphasized the Council's interest in contributing to the information dissemination and the use of effective translations within specific jurisdictions. Ms. Baker informed the Commission that the Council has three new members and elections for new officers will take place next month; and she will cease her chairmanship this month, although she will continue to be a member of the Council. Chair Worth, on behalf of the Commission, thanked Ms. Baker for her leadership and participation on the Council.

EXECUTIVE DIRECTOR'S REPORT

Steve Heminger, Executive Director, presented the Executive Director's report to the Commission. Copies of the report are available from the Executive Office or http://www.mtc.ca.gov/news/ed_report.htm.

COMMISSIONER COMMENTS

Commissioner Kinsey informed the Commission that he and MTC executive staff will meet with Secretary of Transportation, Kelly in Sacramento at the end of the week to continue discussion in reference to the effective utilization of the Richmond-San Rafael Bridge during commute hours. Chair Worth added and thanked the bicycle and pedestrians advocacy community in particular the Trails for Richmond Action Committee who are also engaged in this joint effort for the bridge to have a permanent and safe bicycle and pedestrian access point.

CONSENT CALENDAR

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

- Commission Meeting Minutes – November 19, 2014.

Programming and Allocations Committee

- Resolution No. 4175, Revised – 2015 Transportation Improvement Program (TIP) Amendment 2015-02.
- Resolution Nos. 3925, Revised and 4035, Revised – Revision to the Surface Transportation Program/Congestion Mitigation and Air Quality Improvement (STP/CMAQ) Cycle 1 and 2 programs to redirect funding within the Freeway Performance Initiative (FPI) Program and make revisions to the Priority Conservation Area and Climate Initiatives Programs.
- Resolution No. 4133, Revised – Revision to the FY2014-15 Fund Estimate.
- Resolution No. 3819, Revised – Allocation of \$6.3 million in Regional Measure 2 funds to the City of Vallejo for the Vallejo Station project.
- Resolution No. 3880, Revised – Proposition 1B - Transit: FY2014-15 Population-based Funds Allocation Request for approximately \$573,000 for one project in the Small Operator/Northern County category.
- Resolution No. 4125, Revised – Revisions to the FY2014-15 FTA Rural Area Formula (Section 5311) Program.
- Resolution No. 4145, Revised – Allocation of \$17.6 million in State Transit Assistance (STA) funds to BART for transit operations.

- Resolution No. 3914, Revised – Programming and allocation of \$500,000 in AB1171 Bridge Toll funds to BART for the eBART project.

COMMITTEE REPORTS

Programming & Allocations – Vice Chair Campos

- Resolution No. 4035, Revised – Recommendation of Car Sharing Projects for Cycle 2 Climate Initiatives Funds. Allocation of approximately \$2 million of Congestion Mitigation and Air Quality Improvement (CMAQ) Cycle 2 funds for projects that support car sharing.

Upon the motion by Commissioner Campos and second by Commissioner Sperring the Commission unanimously approved Resolution No. 4035, Revised.

- Resolution Nos. 4035, Revised, 4084, Revised, 4162, 4163, and 4165 – FY2014-15 Transit Capital Priorities (TCP) and AB 664 Bridge Toll Revenues Preliminary Programs, and Revisions to FY2012-13 and FY2013-14 TCP Programs approximately \$404 million in Federal Transit Administration Sections 5307, 5337 and 5339 funds, Cycle 2 Surface Transportation Program funds, and AB 664 Net Bridge Toll Revenues to support transit capital replacement and rehabilitation projects and operating costs in FY 2014-15; and programs \$11 million in FY2012-13 and FY2013-14 FTA funds that were previously reserved for Caltrain Electrification to a Caltrain bridge replacement project and San Francisco Municipal Transportation Agency's GPS project. This item defers action for two months on \$10.5 million in funding for the Caltrain Railcar Replacement project.

Upon the motion by Commissioner Campos and second by Commissioner Haggerty the Commission unanimously approved Resolution Nos. 4035, Revised, 4084, Revised, 4162, 4163, and 4165.

- Resolution No. 4035, Revised – Financial Status of OneBayArea Grant (OBAG) Program and Revisions to Local OBAG Policies. This action adds a fifth year to OBAG 1 to address a funding shortfall in the program and includes changes to an upcoming deadline that local jurisdictions need to meet with respect to bicycle/pedestrian and housing policies in their general plans.

The Commission received public comment from the following:

- Martin Martinez, Safe Routes to School National Partnership - spoke in support of the OBAG Program generally but requested an increase to the amount for the Safe Routes to School program.

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After receipt of public comment and upon the motion by Commissioner Kinsey and second by Commissioner Cortese the Commission unanimously approved to discuss Resolution No. 4035, Revised. Upon the motion by Commissioner Tissier and second by Commissioner Haggerty the Commission unanimously approved Resolution No. 4035, Revised as presented, with an amendment by Commissioner Wiener to direct staff to return to the Commission with a proposal in about six months with a proposal for how to increase the \$2.7 million for Safe Routes to School to \$5 million and the funding options.

Legislation Committee – Haggerty

- 2015 Final Advocacy Program – Includes proposals that MTC will seek to sponsor and actively engage in as bills are introduced in Sacramento and Washington, D.C.

Upon the motion by Commissioner Haggerty and second by Commissioner Tissier the Commission unanimously approved the MTC's Final 2015 Advocacy Program.

Operations Committee – Kinsey

- Custom Clipper Card Evaluation Policy and Clipper Card Advertising Standards. A summary of the custom Clipper cards issued to date, recommendation of a policy for the creation of future custom Clipper cards, and presentation of a current custom card opportunity with World Wrestling Entertainment, Inc. was presented to the Commission.

Upon the motion by Commissioner Campos and second by Commissioner Kinsey the Commission unanimously approved the Custom Clipper Card Evaluation Policy; the Clipper Card Advertising Standards and delegation of authority to the Executive Director or his designee to implement the Policy and to revise the Policy as may be required from time to time due to changes in law, regulation or procedures relating to the Clipper program. The Commission further authorized the Executive Director or his designee to negotiate and enter into a contract with World Wrestling Entertainment, Inc., for the custom card opportunity as presented.

CLOSED SESSION

At approximately 2:53 p.m., the Commission met in closed session pursuant to the following:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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. ABAG and MTC, et al., Alameda County Superior Court Case No.: RG-13690631; California First Appellate District, Division Two, Case No. A143058; The Post Sustainability Institute; Rosa Koire; Michael Shaw v. ABAG and MTC, et al., Alameda County Superior Court Case No.: RG-13699215.

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CONFERENCE WITH REAL PROPERTY NEGOTIATORS

The Commission will meet in closed session pursuant to Government Code Section 54956.8: to confer with real property negotiators to discuss a potential real estate sale or lease/purchase transaction as follows:

Property: 101 – 8th Street, Oakland, second and third floors including MTC's Condominium interest in the MetroCenter.

Agency negotiators:

For MTC:

- *MTC Negotiators: Steve Heminger, Executive Director, Andrew Fremier, Deputy Executive Director, Brian Mayhew, Chief Financial Officer, Teri Green, Director*

For BART:

- *BART Negotiators: Grace Crunican, General Manager, Jeffrey P. Ordway, Manager, Real Estate and Property Development, John Rennels, Property Development Project Manager, Sue Shaffer, Principal Right-of-Way Officer*

Under Negotiation: Both price and terms

OPEN SESSION

The Commission reconvened in open session at 3:44 p.m. Chair Worth referred to General Counsel to report that the Commission met pursuant to Government Code Sections as indicated above in closed session and General Counsel Weil indicated that there was no reportable action pursuant to conference with legal counsel - existing litigation and conference with legal counsel – real property negotiators.

PUBLIC COMMENT

Mr. Roland Lebrun, a member of the public, shared his suggestions/ideas on adding advertisement lights/color as part of the Bay Bridge.

Mr. Ken Bukowski informed the Commission of an update to his regional video website: <http://regional-video.com/>.

ADJOURNMENT/NEXT MEETING

Commission Chair Worth adjourned the meeting at 3:45 p.m. There being no further business or public comment, Chair Worth announced the next regular Commission meeting scheduled for Wednesday, January 28, 2015.

Amy Rein Worth, Chair