

**METROPOLITAN
TRANSPORTATION
COMMISSION**
Meeting Transcript



MARCH 4, 2024

1 **REGIONAL MEASURE 3 INDEPENDENT OVERSIGHT COMMITTEE**

2 **MONDAY, MARCH 4TH, 2024, 1:00 PM**

3
4

5 **THERESA ROMMELL:** GOOD AFTERNOON EVERYBODY. OKAY. MY NAME IS MY
6 NAME IS THERESA ROMMEL. I WOULD LIKE TO CALL TO ORDER THIS
7 MEETING OF THE REGIONAL MEASURE THREE INDEPENDENT OVERSIGHT
8 COMMITTEE. THIS MEETING IS BEING WEBCAST ON THE MTC WEB SITE.
9 COUNCIL MEMBERS AND MEMBERS OF THE PUBLIC PARTICIPATING BY
10 ZOOM WISHING TO SPEAK SHOULD USE THE RAISED HAND FEATURE OR
11 DIAL STAR NINE AND YOU WILL BE CALLED UPON AT THE APPROPRIATE
12 TIME. TELECONFERENCE ATTENDEES WILL BE CALLED UP BY THE LAST
13 FOUR DIGITS OF THEIR PHONE NUMBER. THAT BRINGS US TO ITEM ONE,
14 ROLL CALL.

15

16 **CLERK, WALLY CHARLES:** I'LL CALL YOU BY YOUR LAST NAMES ONLY.
17 AMBROSE?

18

19 **TIM AMBROSE:** PRESENT.

20

21 **CLERK, WALLY CHARLES:** BAILEY? IS ABSENT. BRIDLEBOUGH.

22

23 **STEVE BRIDLEBOUGH:** HERE.

24

25 **CLERK, WALLY CHARLES:** FRISELLA IS ABSENT. HAGERTY?



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1

2 **KEVIN HAGERTY:** PRESENT.

3

4 **CLERK, WALLY CHARLES:** HANSSON?

5

6 **FREDERICK ARN HANSSON:** HERE.

7

8 **CLERK, WALLY CHARLES:** HAYES?

9

10 **WILLIAM G. JERRY HAYES:** HERE.

11

12 **PAMELA KINDIG:** KINDIG?

13

14 **CLERK, WALLY CHARLES:** HERE.

15

16 **CLERK, WALLY CHARLES:** LESSLER? IS ABSENT. MAITLAND? IS ABSENT.

17 NATRAJAN? IS ABSENT. SHAW?

18

19 **BRIAN DAVID SHAW:** PRESENT.

20

21 **CLERK, WALLY CHARLES:** WEBSTER? IS ABSENT. WE HAVE QUORUM.

22 THANK YOU.

23

24 **THERESA ROMMELL:** NEXT ITEM IS THE COMPENSATION ANNOUNCEMENT.

25



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1 **CLERK, WALLY CHARLES:** AS AUTHORIZED BY STATE LAW, I AM MAKING
2 THE FOLLOWING ANNOUNCEMENT. EACH MEMBER OF THE BOARD HERE
3 TODAY WILL BE ENTITLED TO RECEIVE \$100 PER MEETING ATTENDED UP
4 TO A MAXIMUM OF \$500 PER MONTH PER AGENCY. THIS AMOUNT IS A
5 PROVIDED AS A RESULT OF CONVENING A MEETING FOR WHICH EACH
6 MEMBER IS ENTITLED TO COLLECT SUCH AMOUNT. THANK YOU.

7

8 **THERESA ROMMELL:** OKAY. SO, NOW WE ARE ALREADY ON AGENDA ITEM
9 NUMBER 3A, THAT'S THE WELCOME AND ORIENTATION. I WANT TO SAY
10 WE'RE VERY HAPPY THAT YOU COULD ALL BE HERE TODAY FOR THE
11 INAUGURAL MEETING OF THE REGIONAL MEASURE 3 INDEPENDENT
12 OVERSIGHT COMMITTEE. YOU WILL BE GETTING AN OVERVIEW
13 PRESENTATION AS PART OF THE NEXT ITEM ON THE AGENDA. I'LL KEEP
14 MY REMARKS IN THIS SECTION BRIEF. AS YOU KNOW SENATE BILL
15 NUMBER 595, WHICH WAS SIGNED INTO LAW IN 2017, PROVIDED
16 LEGISLATIVE FRAMEWORK FOR THE REGIONAL MEASURE 3, INCLUDING AN
17 EXPENDITURE PLAN CONSISTING OF 35 CAPITAL PROJECTS, TOTALING
18 \$4.45 BILLION AND THREE OPERATING PROGRAMS, WHICH COMBINED ADD
19 UP TO 16% OF ANNUAL REGIONAL MEASURE 3 REVENUES, UP TO \$60
20 MILLION ANNUALLY. THE LEGISLATION ALSO REQUIRED ESTABLISHMENT
21 OF PERFORMANCE MEASURES FOR TRANSIT OPERATING PROGRAMS, THE
22 SUBMISSION OF INITIAL PROJECT REPORTS FOR CAPITAL PROJECTS. IT
23 OUTLINES HOW MTC CAN MODIFY THE CAPITAL PROGRAM, AND IT
24 REQUIRES THAT THE BAY AREA TOLL AUTHORITY INCLUDE REGIONAL
25 MEASURE 3 PROJECTS IN THE LONG RANGE BRIDGE TOLL PLAN. SB595



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1 ALSO REQUIRED THAT BATA, THE BAY AREA TOLL AUTHORITY,
2 ESTABLISH AN INDEPENDENT OVERSIGHT COMMITTEE WITHIN SIX MONTHS
3 OF THE EFFECTIVE DATE OF THE TOLL INCREASE, AND SUBSEQUENT
4 LEGISLATION INCLUDED REQUIREMENTS REGARDING COMMITTEE
5 MEMBERSHIP. THOSE REQUIREMENTS ARE SPELLED OUT IN YOUR MEETING
6 MATERIAL. BAY AREA VOTERS APPROVED RM3 IN JUNE 2018, AND,
7 ACCORDINGLY, BATA ADOPTED THE TOLL SCHEDULE ESTABLISHING TOLLS
8 AND THE INDEPENDENT OVERSIGHT COMMITTEE IN JUNE 2019 AND
9 FILLED ITS ROSTER FOR THE REQUISITE FOUR-YEAR TERM. DUE TO
10 LAWSUITS CHALLENGING RM3 INDEPENDENT OVERSIGHT COMMITTEE DID
11 NOT MEET FOR THE ENTIRE TERM OF JULY 2019 THROUGH JUNE OF
12 2023. DURING THAT TIME ALL COLLECTED REGIONAL MEASURE 3 FUNDS
13 WERE HELD IN ESCROW PENDING THE LITIGATION RESOLUTION. AND
14 FOLLOWING THAT FINAL RESOLUTION OF THE LITIGATION OF RM3 IN
15 JANUARY 2023, BATA RELEASED THE TOLL FUNDS HELD IN ESCROW AND
16 TERMINATED THE ESCROW AGREEMENT IN MARCH ALLOWING FOR THE
17 START OF THE ALLOCATIONS AND EXPENDITURES OF THE FUNDS.
18 APPOINTEES WERE SOLICITED BY COUNTIES FOR A NEW TERM FROM JULY
19 2023 THROUGH JUNE 2027. BECAUSE THE COMMITTEE DID NOT MEET
20 DURING THE FIRST TERM, THE 2023 TO 2027 TERM SHALL COUNT AS
21 THE FIRST TERM FOR THE PURPOSES OF FULFILLING TERMS LIMITED
22 TERM LIMITS OUTLINED IN THE STATUTE. AS FOR THE
23 RESPONSIBILITIES OF THE COMMITTEE, THE STATUTE OUTLINES THAT
24 THE PURPOSE OF THE COMMITTEE TO ENSURE THAT RM3 TOLL REVENUES
25 ARE EXPENDED CONSISTENT WITH APPLICABLE REQUIREMENTS IN THE



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1 STREETS AND HIGHWAYS CODE. THE DUTY OF THE COMMITTEE IS TO
2 ANNUALLY REVIEW THE EXPENDITURE OF FUNDS FOR THE RM3
3 EXPENDITURE PLAN AND PREPARE AND SUBMIT A REPORT TO THE
4 TRANSPORTATION COMMITTEE OF EACH HOUSE OF THE LEGISLATOR
5 SUMMARIZING THOSE FINDINGS. BATA IS ALSO REQUIRED TO ANNUALLY
6 PREPARE A REPORT TO THE LEGISLATOR -- LEGISLATURE ON THE
7 STATUS OF THE PROJECTS AND PROGRAMS FUNDED BY RM3. FROM 2019
8 THROUGH 2023, BATA HAS PREPARED THIS REPORT ON A CALENDAR-YEAR
9 BASIS AND SENT IT TO THE LEGISLATURE IN DECEMBER. BUT WITH
10 ALLOCATIONS AND EXPENDITURES NOW UNDERWAY, STAFF PLANS TO
11 SHIFT THAT TO A FISCAL-YEAR BASIS, STARTING WITH THE FISCAL
12 2023- '24 REPORT. IN TERMS OF A PROPOSED SCHEDULE, MTC STAFF
13 PROPOSES THAT THE OVERSIGHT COMMITTEE ADOPT AN ANNUAL REPORT
14 SCHEDULE TIED TO THE FISCAL YEAR JULY 1ST THROUGH JUNE 30TH,
15 WHICH WE THINK WILL ALIGN WELL WITH THE START OF THE ACTUAL
16 RM3 EXPENDITURES AND ALLOCATIONS AND WITH THE TERMS OF THE
17 APPOINTEES AND WITH THE PLAN SHIFT TO FISCAL-YEAR BASIS
18 REPORTS BY BATA ITSELF. THAT WOULD ALLOW US TO BE ON THE SAME
19 TIME FRAME IN TERMS OF PROVIDING THE REPORT TO LEGISLATURE.
20 BATA RESOLUTION NUMBER 131 REVISED PROVIDES GUIDANCE FOR
21 RECEIPTS OF STIPENDS AND TRAVEL EXPENSE REIMBURSEMENT FOR UP
22 TO FOUR MEETINGS PER YEAR. FOR THE 2023-'24 REPORT YEAR, STAFF
23 WELCOMES COMMITTEE DISCUSSION AND FEEDBACK ON THE IDEAL NUMBER
24 OF MEETINGS IN ADDITION TO TODAY. STAFF WAS ENVISIONING TWO
25 MEETINGS PER YEAR, ONE IN JANUARY OR FEBRUARY AND ANOTHER IN



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1 JUNE. WE BELIEVE THAT WOULD BE SUFFICIENT. HOWEVER, GIVEN
2 TODAY'S MEETING IS FOCUSED ON ORIENTATION, THE MEMBERSHIP MAY
3 WISH TO SCHEDULE ANOTHER MEETING BETWEEN MARCH AND JUNE TO GET
4 INTO THE DETAILS OF THE INFORMATION. THAT'S ENTIRELY UP TO
5 YOU. THAT CONCLUDES MY REPORT FOR THE WELCOME AND ORIENTATION.
6 IF THERE ARE ANY QUESTIONS FROM THE COMMITTEE MEMBERS, I WOULD
7 BE HAPPY TO ANSWER THOSE NOW OR WE CAN MOVE ON TO THE NEXT
8 ITEM WHEN YOU'RE READY.

9

10 **PAMELA KINDIG:** COMMENT, PLEASE?

11

12 **THERESA ROMMELL:** MEMBER KINDIG.

13

14 **PAMELA KINDIG:** YOU TALKED ABOUT THE POTENTIAL MEETINGS BEING
15 IN JANUARY AND JUNE, IS THAT CORRECT?

16

17 **THERESA ROMMELL:** POTENTIALLY, JANUARY OR FEBRUARY, WINTER, AND
18 THEN JUNE.

19

20 **PAMELA KINDIG:** THE JUNE MEETING, I FIND THAT TO BE DIFFICULT
21 BECAUSE THE FISCAL YEAR CLOSES AT THE END OF JUNE, AND TO GET
22 ANY INFORMATION THAT'S PERTINENT FOR THAT SIX-MONTH PERIOD OF
23 TIME REALLY SHOULD BE HELD IN JULY OR AUGUST.

24



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1 **THERESA ROMMELL:** YEAH. THAT WOULD BE FINE. I WOULD SAY THAT
2 TYPICALLY WE'LL KNOW WHAT THE ALLOCATIONS ARE AND COMING UP IN
3 JUNE WE MAY NOT HAVE THE EXPENDITURE INFORMATION FOR THAT
4 MONTH, BUT WE WOULD BE AWARE OF THE ALLOCATIONS THAT WERE TO
5 BE MADE IN JUNE.

6

7 **PAMELA KINDIG:** OKAY.

8

9 **SPEAKER:** FOR SCHEDULING PURPOSES, ONCE WE DECIDE HOW MANY
10 MEETINGS IT WOULD BE, IT WOULD BE HELPFUL IF WE COULD AGREE
11 ON, LIKE, A FIRST MONDAY OF WHATEVER MONTH WE'RE GOING TO
12 MEET, MONDAY OR WEDNESDAY, OR WHATEVER, SO THAT WE CAN GET IT
13 ON OUR CALENDARS.

14

15 **SPEAKER:** SO, MY QUESTION IS, ARE WE AGREEING TO DO FOUR
16 MEETINGS? IS THAT OPEN FOR DISCUSSION? ARE WE DOING TWO
17 MEETINGS? I'M NOT CLEAR.

18

19 **THERESA ROMMELL:** IT'S OPEN FOR DISCUSSION. AND, HONESTLY, YOU
20 DON'T HAVE TO MAKE THE DECISION RIGHT NOW. YOU CAN MAKE IT
21 LATER ON. AND THE NEXT ITEM ON THE AGENDA IS ACTUALLY TO
22 SELECT A CHAIR AND A VICE CHAIR, AND ONCE THAT SELECTION IS
23 MADE, THEN THERE CAN BE ADDITIONAL CONVERSATIONS WITHOUT US
24 BEING THE FACILITATOR.

25



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1 **SPEAKER:** THANK YOU.

2

3 **THERESA ROMMELL:** I DON'T SEE ANY OTHER QUESTIONS. OH, I'M
4 SORRY. MEMBER HAYES?

5

6 **WILLIAM G. JERRY HAYES:** YES, YOU COMMENTED ABOUT BATA
7 REPORTING TO THE LEGISLATURE. AND THEN YOU MENTION ALSO ABOUT
8 THE FACT THAT THIS GROUP WILL BE REPORTING TO THE LEGISLATURE.
9 COULD YOU EXPLAIN TO ME, BRIEFLY, WHAT THE DIFFERENCE BETWEEN
10 THOSE TWO REPORTS ARE?

11

12 **CRAIG BOSMAN:** SURE. CRAIG BOSMAN WITH MTC. BOTH ARE
13 STATUTORILY REQUIRED. THE ANNUAL REPORT TO THE LEGISLATURE IS
14 ONE OF MANY THINGS THAT MTC OR BATA MUST DO AS PART OF
15 OVERSEEING RM3. IT'S REALLY THE KEY PURPOSE OF ALL OF THIS
16 INDEPENDENT OVERSIGHT COMMITTEE. THEY'RE SEPARATE REPORTS. AS
17 THERESA MENTIONED, WE WOULD LIKE TO ALIGN THEM TIMING WISE.
18 BUT AS TO THE CONTENT, WE'LL GET INTO THE SPECIFIC CHARGE IN
19 THE NEXT COUPLE OF ITEMS. THE REPORT BY THIS COMMITTEE IS
20 INTENDED TO BE SEPARATE AND INDEPENDENT OF OUR OWN REPORT.

21

22 **SPEAKER:** I THINK IT MIGHT BE USEFUL FOR US TO HAVE A SAMPLE OF
23 THE DATA BEFORE WE START TALKING ABOUT HOW OFTEN WE'RE GOING
24 TO MEET. I HAVEN'T FOLLOWED THE PARTICULAR RM3 ACTIVITIES
25 CLOSELY. IS THERE ANY WAY TO GET THAT?



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1

2 **THERESA ROMMELL:** THERE SHOULD BE SOME INFORMATION ALREADY IN
3 YOUR MATERIALS THAT YOU WERE PROVIDED FOR THIS MEETING, SO YOU
4 CAN CERTAINLY TAKE A LOOK AT THAT. AND THEN, WE'RE HAPPY, IN
5 THE NEXT PRESENTATION -- NOT -- LATER IN THIS PRESENTATION, TO
6 GET A LITTLE BIT MORE IN DETAIL AS TO WHAT YOU WOULD BE
7 EXPECTED TO BASE YOUR FINDINGS ON THE INFORMATION THAT YOU
8 WILL BE USING. OKAY. I DON'T SEE ANY OTHER QUESTIONS. WE CAN
9 MOVE INTO THE NEXT AGENDA ITEM, WHICH IS THE SELECTION OF THE
10 CHAIR AND VICE CHAIR.

11

12 **KATHLEEN KANE:** ACTUALLY, AS A LITTLE BIT OF LEGAL
13 HOUSEKEEPING. THIS IS OFFICIALLY A BROWN ACT MEETING, SO, WE
14 HAVE TO ASK IF THERE IS PUBLIC COMMENT ON THE LAST ITEM.

15

16 **CLERK, WALLY CHARLES:** NO MEMBERS OF THE PUBLIC WITH THEIR HAND
17 RAISED AND NO SPEAKER CARDS IN THE ROOM HERE FOR PUBLIC
18 COMMENT.

19

20 **THERESA ROMMELL:** OKAY. WITH THE THAT WE CAN MOVE ON TO AGENDA
21 ITEM 4A, NOMINATION AND ELECTION OF THE CHAIR AND VICE CHAIR
22 OF THE REGIONAL MEASURE THREE INDEPENDENT OVERSIGHT COMMITTEE.
23 AND THIS IS AN ACTION ITEM. I'LL GO AHEAD AND EXPLAIN WHAT IS
24 ABOUT TO TAKE PLACE AND THEN PERHAPS PRIOR TO THE ACTUAL
25 NOMINATION AND VOTE, WE WOULD ALLOW THE MEMBERS HERE TODAY TO



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1 GO AHEAD AND INTRODUCE YOURSELVES A LITTLE BIT SO THAT YOUR
2 COMEMBERS CAN GET TO KNOW WHO YOU AND A LITTLE BIT OF
3 BACKGROUND ABOUT YOU. BUT SINCE THE OVERSIGHT COMMITTEE HAS
4 BEEN CONVENED TO BEGIN THE WORK OF THE RM3 EXPENDITURE REVIEW
5 AND HAS THE TASK OF SUBMITTING A REPORT TO THE LEGISLATURE
6 EACH YEAR, STAFF RECOMMENDS THAT THE COMMITTEE ELECT A CHAIR
7 AND VICE CHAIR OF THE RM3 OVERSIGHT COMMITTEE MEETING TO
8 FACILITATE MEETINGS OF THIS BODY. AND GIVEN THAT THERE ARE
9 ONLY 2 TO 4 MEETINGS PER YEAR, STAFF FURTHER RECOMMENDS THAT
10 THE CHAIR SERVE FOR A TWO-YEAR TERM. MTC STAFF IS HAPPY TO
11 ENTERTAIN ADJUSTMENTS, IF DESIRED, BY THE COMMITTEE MEMBERS.
12 SO, WITH THAT, I WOULD LIKE TO GO AHEAD AND ALLOW THE MEMBERS
13 TO INTRODUCE THEMSELVES AND GIVE A LITTLE BIT OF BACKGROUND
14 WHO YOU ARE. SO, CAN WE START WITH MEMBER HAGERTY?

15

16 **KEVIN HAGERTY:** THANK YOU VERY MUCH. MY NAME IS KEVIN HAGERTY.
17 I AM ONE OF TWO MARIN COUNTY REPRESENTATIVES. I'M CURRENTLY
18 SERVING AS THE VICE CHAIR OF THE TRANSPORTATION AUTHORITY OF
19 MARIN CITIZENS OVERSIGHT COMMITTEE. I'M CURRENTLY PRESIDENT OF
20 THE MARIN COUNTY LEAGUE OF WOMEN VOTERS. I AM RETIRED NOW. BUT
21 WHEN I WAS WORKING, AMONG THE JOBS I HAD WAS I WAS DIRECTOR OF
22 THE SAN FRANCISCO PARKING AUTHORITY FOR A WHILE. I WORKED FOR
23 BART AS THE DEPARTMENT MANAGER FOR CUSTOMER ACCESS. AND I ALSO
24 WORKED FOR UC BERKELEY AS HEAD OF THEIR TRANSPORTATION
25 DEPARTMENT.



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1

2 **THERESA ROMMELL:** OKAY. THANK YOU VERY MUCH. I'M HAVING A HARD
3 TIME WITH MY EYES. MEMBER HANSON?

4

5 **FREDERICK ARN HANSSON:** IT'S HAN-SSON.

6

7 **THERESA ROMMELL:** HANSSON. THANK YOU.

8

9 **FREDERICK ARN HANSSON:** IT'S A SWEDISH NAME. IT'S, LITERALLY,
10 HANSSON.

11

12 **THERESA ROMMELL:** GOT IT.

13

14 **FREDERICK ARN HANSSON:** WELL, GOOD AFTERNOON. FIFTH GENERATION,
15 ACTUALLY, SAN FRANCISCO AN NOW LIVES IN THE PENINSULA.
16 EMERITUS IN BUSINESS PLANNING FROM STANFORD AND CURRENTLY ON
17 THE PLANNING COMMISSION FOR SAN MATEO COUNTY. AND MY
18 BACKGROUND OF STUDY IS IN URBAN PLANNING.

19

20 **THERESA ROMMELL:** THANK YOU VERY MUCH. MR. SHAW?

21

22 **BRIAN DAVID SHAW:** GOOD AFTERNOON. BRIAN SHAW. I AM THE
23 EXECUTIVE DIRECTOR OF STANFORD TRANSPORTATION. THAT'S WHAT
24 PAYS THE BILLS. I LIVED IN SAN FRANCISCO FOR TEN YEARS NOW.
25 DOWN THE STREET. I GOT TO WALK HERE, WHICH WAS NICE. MOST



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1 MEETINGS I DON'T GET TO WALK TO. CURRENTLY CHAIR OF THE
2 CALTRANS CITIZEN'S ADVISORY COMMITTEE. I HAVE BEEN DOING THAT
3 FOR 6 TO 7 YEARS NOW. I HAVE BEEN ON THE COMMITTEE SINCE 2014.
4 VICE CHAIR OF THE TRANSBAY JOINT POWERS AUTHORITY. THE BIG BUS
5 BUILDING DOWN THE STREET, BEEN DOING THAT FOR THE LAST YEAR.
6 ALSO SECRETARY OF THE CALIFORNIA MOBILITY AND PARKING
7 ASSOCIATION. WHICH IS A GROUP OF CITIES AND UNIVERSITIES THAT
8 GET TOGETHER TO TALK ABOUT ALL THE THINGS PARKING. WE HAVE A
9 LOT TO TALK ABOUT -- (LAUGHTER) -- AS YOU CAN IMAGINE. I DON'T
10 OWN A CAR. I TAKE CALTRAIN, MUNI, BART. I TAKE THE FERRY TO
11 GET AROUND. I'M PROBABLY THE BIGGEST TRANSIT ADVOCATE YOU
12 COULD FIND. NOT THAT I HAVE ANYTHING AGAINST CARS. I JUST
13 DON'T USE THEM. THAT'S IT ABOUT ME. THANK YOU FOR HAVING ME.
14 APPRECIATE IT.

15

16 **THERESA ROMMELL:** THANK YOU. MEMBER AMBROSE?

17

18 **TIM AMBROSE:** GOOD AFTERNOON, EVERYONE. I AM TIM AMBROSE. I AM
19 A FULL-TIME RESIDENTIAL REALTOR IN CASTRO VALLEY. I'M WITH THE
20 ALAMEDA COUNTY -- I GUESS WHO APPOINTED ME IS NATE MILEY. I AM
21 A DIRECTOR WITH THE CALIFORNIA ASSOCIATION OF REALTORS FOR THE
22 PAST SEVERAL YEARS. AND I AM CURRENTLY SERVING ON A BOARD,
23 WITH "LOVE THAT NEVER FAILS" THAT TAKES CARE OF HUMAN
24 TRAFFICKING TRYING TO HELP THOSE WHO GET OUT OF IT AND



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1 TRANSITION BACK INTO THE WORK WORLD, AND I AM HAPPY TO BE
2 HERE. THANK YOU.

3

4 **THERESA ROMMELL:** THANK YOU. MEMBER KINDIG?

5

6 **PAMELA KINDIG:** WELL, GOOD AFTERNOON. I, TOO, AM HAPPY TO BE
7 HERE. I REPRESENT NAPA COUNTY TODAY. MY BACKGROUND IS PRETTY
8 MUCH INVOLVED IN THE ACTIONS OF THE COUNTY, ITSELF, FOR 22
9 YEARS. ACTUALLY, IN 1986, I WAS ELECTED AS THE COUNTY'S
10 AUDITOR CONTROLLER. AND DURING THAT PERIOD OF TIME, MANY, MANY
11 THINGS HAVE HAPPENED, OF COURSE IN ALL COUNTIES, BUT
12 SPECIFICALLY IN NAPA, WHETHER IT WAS FIRES, WHETHER IT WAS
13 FLOODS, OR WHETHER IT WAS EARTHQUAKES. IT'S ALWAYS THAT KIND
14 OF THINGS THAT AS THE AUDITOR CONTROLLER, HAD YOU TO DEAL
15 WITH. BUT NOT ONLY THAT, WAS BASICALLY THE PERSON RESPONSIBLE
16 FOR ALL THE FINANCIAL ASPECTS OF THE COUNTY. IT WAS, INDEED,
17 AN HONOR TO BE ABLE TO SERVE THE CITIZENS OF NAPA FOR 22
18 YEARS. I DID RETIRE IN 2009. SINCE I RETIRED I HAVE TAKEN AN
19 ACTIVE ROLE IN THE COUNTY -- ACTUALLY BEFORE I RETIRED,
20 MEASURE A WAS PASSED, THE HALF CENT SALES TAX TO TAKE CARE OF
21 THE FLOOD CONTROL ISSUES IN THE COUNTY. AND PART OF THAT WAS
22 ESTABLISHING AN OVERSIGHT COMMITTEE AND BEING THE STAFF
23 RESPONSIBLE FOR THAT COMMITTEE. AND THEN IT WAS SHORTLY AFTER
24 I RETIRED MEASURE A BECAME MEASURE-T WHEN THE MEASURE WAS
25 EXTENDED, AND WHAT NOW IT TAKES CARE OF ARE ROADS AND



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1 MAINTENANCE FOR THE COUNTY ROADS. AND I SIT ON THAT OVERSIGHT
2 COMMITTEE, CURRENTLY, NOW. FROM A LOCAL STANDPOINT, ONE OF MY
3 INVOLVEMENTS IS SITTING ON THE BOARD FOR PROVIDENCE HEALTH
4 SYSTEM FOR THE REGION OF NORTHERN CALIFORNIA. OTHER THAN THAT,
5 IT'S GREAT TO SEE RM3 GETTING STARTED, BEING PUT ASIDE FOR
6 FOUR YEARS WAS CERTAINLY NOT WHAT WAS INTENDED. SO, I LOOK
7 FORWARD TO BEING ON THIS COMMITTEE.

8

9 **CHAIR, DAVID SHAW:** THANK YOU. AND MEMBER BRIDLEBOUGH?
10 BRIDLEBOUGH.

11

12 **STEVE BRIDLEBOUGH:** STEVE BRIDLEBOUGH. I AM A RETIRED LAWYER. I
13 WAS THE ADVOCATE FOR THE JUDICIAL COUNCIL FOR ABOUT 20 YEARS
14 IN SACRAMENTO, NOW LOCATED IN SANTA ROSA. I SERVE ON THE
15 CITIZEN'S ADVISORY COMMITTEE FOR THE SONOMA TRANSPORTATION --
16 SONOMA COUNTY TRANSPORTATION AUTHORITY AND THE REGIONAL
17 CLIMATE PROTECTION AUTHORITY. I CARE ABOUT FOUR COMMITTEES FOR
18 THE SIERRA CLUB, ALL FOCUSED ON TRANSPORTATION AND LAND USE.
19 AND I ALSO CHAIR THE TRANSPORTATION AND LAND USE COALITION FOR
20 SONOMA COUNTY. MY EXPERIENCE WITH LARGE BUDGETS IS LARGELY
21 WHEN I WAS WITH THE JUDICIAL COUNCIL. BUT I FOLLOWED RM3
22 PRETTY CLOSELY, AND WE'RE VERY INTERESTED IN WHAT IT'S GOING
23 TO BE ABLE TO DO FOR THE NORTH BAY. THANK YOU.

24

25 **CHAIR, DAVID SHAW:** AND MEMBER HAYES?



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1

2 **WILLIAM G. JERRY HAYES:** MY NAME IS JERRY HAYES. I AM A LONG
3 TIME RESIDENT, AND FORMER MAYOR OF THE CITY OF BENICIA. I CAME
4 TO THIS MEETING TODAY VIA THE VALLEJO FERRY. AND I SERVED FOR
5 FIVE YEARS ON THE SOLANO TRANSPORTATION AUTHORITY. I HAD A
6 PARTICULAR INTEREST IN TRANSPORTATION, TRANSPORTATION FUNDING.
7 AND I SERVED AS CHAIR OF THE STA FOR TWO YEARS. I, ALSO,
8 SERVED FOR FIVE YEARS ON THE BCDC BOARD OF COMMISSIONERS
9 DURING WHICH TIME I REALLY LEARNED HOW TO CONDUCT A MEETING.
10 BECAUSE AS SOME OF YOU MAY KNOW, BCDC HAS 27 MEMBERS. MOST OF
11 WHOM ARE ATTORNEYS, AND THEY ALL LIKE TO TALK. AND TO WITNESS
12 AND OBSERVE HOW THEY WERE ABLE TO CONDUCT THEIR MEETINGS WITH
13 THAT MANY MEMBERS, AND MEET THE REQUIREMENTS OF THE
14 MEMBERSHIP, THE PUBLIC, THE STAFF, AND, ACTUALLY GO THROUGH AN
15 AGENDA AND GET SOMETHING ACCOMPLISHED, WAS A LEARNING
16 EXPERIENCE FOR ME. AS I SAY, I HAVE ALWAYS HAD AN INTEREST IN
17 TRANSPORTATION FUNDING. AND I'M DELIGHTED TO SERVE. I CAME OUT
18 OF RETIREMENT, ACTUALLY, AND WAS RECRUITED BY THE COUNTY BOARD
19 OF SUPERVISORS TO SERVE ON THIS COMMITTEE. THANK YOU.

20

21 **THERESA ROMMELL:** OKAY. THANK YOU, ALL, FOR INTRODUCING
22 YOURSELVES. I NOW INVITE NOMINATIONS FOR CHAIR OF THE REGIONAL
23 MEASURE 3 OVERSIGHT COMMITTEE TAKE OFFICE TODAY, MARCH 4TH,
24 2024. ANY COMMITTEE MEMBER WHO WOULD LIKE TO NOMINATE HIMSELF
25 OR HERSELF IS WELCOME TO DO SO, AS WELL.



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1

2 **STEVE BRIDLEBOUGH:** WELL, I WOULD LIKE TO NOMINATE RYAN, WHO
3 CAN EASILY WALK TO -- TALK WITH YOU GUYS, AS CHAIR. AND I
4 WOULD LIKE TO NOMINATE PAMELA AS VICE CHAIR. BECAUSE SHE KNOWS
5 NUMBERS.

6

7 **SPEAKER:** DO WE NEED A SECOND? OR DO WE NEED TO ACCEPT? HOW
8 DOES THAT WORK? BECAUSE I AGREE.

9

10 **KATHLEEN KANE:** LET'S GET ANY OTHER NOMINATIONS OUT ON THE
11 TABLE, AND THEN WE'LL NEED A FORMAL MOTION THAT WE CAN VOTE ON
12 TO HAVE THE ELECTION FOR THE -- IF THERE IS ADDITIONAL FOLKS,
13 THEN YOU WILL HAVE TO DECIDE ON WHAT MOTION TO MAKE.

14

15 **THERESA ROMMELL:** MEMBER HANSSON?

16

17 **FREDERICK ARN HANSSON:** I WAS GOING TO AGREE WITH STEVE. THOSE
18 ARE GREAT CHOICES. ALL THE PEOPLE, I THOUGHT EITHER OF THOSE
19 TWO WOULD BE A GOOD POSITION, AND IT WOULD WORK FOR ME, AND I
20 WOULD BE VERY BLEEDS. AND IF NOBODY ELSE WISHES TO NOMINATE,
21 I'LL SAY, I'LL SECOND THE MOTION OF STEVE.

22

23 **THERESA ROMMELL:** OKAY. MEMBER HAYES?

24



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1 **WILLIAM G. JERRY HAYES:** I WAS ABOUT TO SECOND THE MOTION, BUT
2 I FORGOT TO INCLUDE THE FACT THAT I SERVED IN THE UNITED
3 STATES ARMY FOR A PERIOD OF TIME, AND I LEARNED NEVER TO
4 VOLUNTEER.

5

6 **THERESA ROMMELL:** (LAUGHTER) OKAY. SO, I BELIEVE -- ARE THERE
7 ANY OTHER NOMINATIONS? LAST CALL FOR EITHER CHAIR OR VICE
8 CHAIR. OKAY. DO I HAVE -- OH, SO, I HAVE A NOMINATION FOR
9 CHAIR BRIAN DAVID SHAW, AS CHAIR, AND A NOMINATION FOR PAMELA
10 KINDIG AS VICE CHAIR.

11

12 **KATHLEEN KANE:** AND TO CLARIFY, SORRY IF I MISPRONOUNCE YOUR
13 NAME AGAIN. BRIDLEBOUGH? THE MOTION AND IT WAS FIRST SECONDED
14 BY HANSSON.

15

16 **FREDERICK ARN HANSSON:** I THINK I WAS THE FIRST ONE THAT JUMPED
17 ON IT, BUT WHATEVER WORKS.

18

19 **KATHLEEN KANE:** WE'LL ASSIGN IT TO MEMBER AMBROSE. BEFORE WE
20 HAVE A VOTE, WE NEED TO CHECK IF THERE IS ANY PUBLIC COMMENT.
21 I'LL NOTE, WHILE DOING THAT, FOR THOSE OF YOU WHO HAVE EITHER
22 NOT SERVED ON A BROWN ACT BODY BEFORE -- I KNOW SOME OF YOU
23 HAVE -- BUT FOR THOSE WHO HAVEN'T OR IT'S BEEN A WHILE AND
24 THINGS HAVE CHANGED, I'LL MAKE SURE YOU GET MY INFORMATION SO



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1 WE CAN GIVE AN UPDATE REFRESHER SO YOU'RE COMFORTABLE WITH THE
2 PROCEDURE. IT'S PRETTY EASY, BUT DOES INTERFERE SOMETIMES.

3

4 **SPEAKER:** I FOUND THAT EACH OF THESE BODIES RUN THEIR MEETINGS
5 A LITTLE BIT DIFFERENTLY. BROWN ACT IS THE SAME, BUT THE
6 PROCESSES VARY A LITTLE BIT. I THINK ALL THE COMMITTEE MEMBERS
7 WOULD APPRECIATE THAT. JUST SO WE KNOW THE PS AND Q'S. THIS IS
8 MY FIRST TIME SERVING AS A MTC MANAGED BODY. GIVEN I HAVE DONE
9 THIS IN OTHER PLACES THAT'S FINE BUT EACH ONE IS A BIT
10 DIFFERENT. THAT WOULD BE HELPFUL FOR ALL OF US TO GET THAT
11 INFORMATION SO WE ALL KNOW EXACTLY HOW THESE MEETINGS SHOULD
12 BE CONDUCTED.

13

14 **THERESA ROMMELL:** SURE THING. WE'LL GET THAT SCHEDULED FOR
15 EVERYBODY AND WE ARE THE APEX OF BROWN ACT HERE. (LAUGHTER)

16

17 **SPEAKER:** ONE QUESTION, TOED IT LINE. DO WE NEED TO FILL OUT
18 FORM 700 WITHIN 30 DAYS AS AN ASSUMING MEMBER OF A COMMITTEE?

19

20 **SPEAKER:** YES.

21

22 **KATHLEEN KANE:** THANK YOU FOR BEING SENSITIVE TO THAT.

23



MARCH 4, 2024

1 **CLERK, WALLY CHARLES:** NO PUBLIC COMMENTS RECEIVED IN WRITING.
2 NO MEMBERS OF THE PUBLIC WITH THEIR HANDS RAISED, AND NO
3 SPEAKER CARD IN THE ROOM.

4

5 **THERESA ROMMELL:** OKAY. BASED ON THE NOMINATIONS BEING THE ONLY
6 ONES RECEIVED FOR CHAIR AND VICE CHAIR, THE CHAIR OF THE RM3
7 OVERSIGHT COMMITTEE.

8

9 **KATHLEEN KANE:** LET'S, ACTUALLY, HAVE THE VOTE.

10

11 **THERESA ROMMELL:** SO, WE NEED A VOTE?

12

13 **KATHLEEN KANE:** YEAH. ALL IN FAVOR? (AYES) ANY OPPOSED?
14 ABSTENTIONS? THANK YOU. MOTION PASSES UNANIMOUSLY BY ALL
15 MEMBERS PRESENT.

16

17 **THERESA ROMMELL:** THANK YOU VERY MUCH. SO, THE CHAIR OF THE RM3
18 OVERSIGHT COMMITTEE IS MEMBER BRIAN DAVID SHAW, REPRESENTING
19 SAN FRANCISCO COUNTY, AND THE VICE CHAIR OF THE RM3
20 INDEPENDENT OVERSIGHT COMMITTEE WILL BE PAMELA KINDIG,
21 REPRESENTING NAPA COUNTY. EFFECTIVE -- [APPLAUSE] EFFECTED
22 TODAY, MARCH 4, 2024. AND WALLY, IS THAT AS OF RIGHT THIS
23 SECOND? SO, THE CHAIR WILL TAKE OVER WITH THE TALKING PAPERS.
24 I AM SURE YOU WILL DO A BETTER JOB THAT I HAVE.

25



MARCH 4, 2024

1 **CHAIR, BRIAN DAVID SHAW:** I APPRECIATE THE CONFIDENCE THE REST
2 OF YOU HAVE PUT INTO ME BEING THE LEAST VETERAN FOLK ON THE
3 TABLE. BUT I WILL BE ASKING FOR HELP FROM THE REST OF YOU AND
4 THE REST OF THE COMMITTEE, AS WELL, BECAUSE THIS IS IMPORTANT
5 WORK. GREAT. ALL RIGHT. I DON'T HAVE THE GAVEL, SO I'LL JUST
6 USE MY PEN. ON TO AGENDA ITEM FIVE AT REGIONAL MEASURE THREE
7 PROGRAM OVERVIEW WE HAVE A PRESENTATION FROM CRAIG BOSMAN WITH
8 MTC ON THE INFORMATION THAT WE ALL NEED IN ORDER TO DO OUR
9 WORK HERE.

10

11 **CRAIG BOSMAN:** GOOD AFTERNOON I'M CRAIG BOSMAN WITH THE RM3
12 PROGRAM COMMITTEE IN THE FUNDING POLICY PROGRAM SECTION HERE
13 AT MTC BY WAY OF ORIENTATION IN YOUR PACKET I WANT TO NOTE
14 THAT AGENDA ITEM 3A INCLUDES BATA RESOLUTION NO. 131 REVISED
15 WHICH LAYS OUT THE APPOINTEES TO THE COMMITTEE AND SOME OF THE
16 LOGISTICS THAT THERESE SPOKE ABOUT EARLIER AND ALSO INCLUDES
17 EXCERPTS FROM THE CALIFORNIA STREETS HIGHWAY CODE SECTION
18 30914.7 THAT LISTS RM3 EXPENDITURE PLAN AND CALIFORNIA STREETS
19 HIGHWAYS SECTION 90 ASPECT OF RM3 UPON LIMITATION INCLUDING
20 RULES AROUND THE OVERSIGHT COMMITTEE. WITH THAT I CAN JUMP
21 INTO THE PRESENTATION. NEXT SLIDE PLEASE. RM3 STARTED WHEN
22 VOTERS APPROVED A \$3 TOLL INCREASE ON THE STATE OWNED BRIDGES
23 TO BE PHASED IN OVER SIX YEARS THAT ELECTION HAPPENED IN JUNE
24 2018 WITH THE TOLL INCREASE STARTING IN JANUARY 2019. RM3
25 EXPENDITURE PLAN IDENTIFIED CAPITAL OPERATION THROUGH THE



MARCH 4, 2024

1 TRANSFER SYSTEM REGION-WIDE AND AS WE KNOW LEGAL CHALLENGES
2 DELAYED THE RELEASE OF RM3 FUNDS UNTIL CHALLENGES WERE
3 DISMISSED IN EARLY 2023. NEXT SLIDE. CALIFORNIA STREETS AND
4 HIGHWAYS CODE LAYS OUT THE CAPITAL PROGRAM AND THE OPERATING
5 PROGRAM FOR RM3. THERE ARE 35 NAMED CAPITAL PROJECTS AND
6 PROGRAMS TOTTALLING \$4.45 BILLION, ON THE OPERATING SIDE THERE
7 IS THREE NAMED PROJECTS UP TO 16% OF RM3 REVENUES ANNE YOU
8 IDEALLY UP TO MAXIMUM OF 60 MILLION ANNUALLY. NEXT SLIDE
9 PLEASE. BRIEFLY TO CALIFORNIA STREETS AND HIGHWAYS 30923 THE
10 PURPOSE OF THIS INDEPENDENT OVERSIGHT COMMITTEE IS TO ENSURE
11 THAT RM3 TOLL REVENUES ARE EXPENDED CONSISTENT WITH THE
12 APPLICABLE REQUIREMENTS SET FORTH IN THE EXPENDITURE PLAN
13 ANNUALLY REVIEWING EXPENDITURE OF FUNDS AND FOR PROJECTS AND
14 PROGRAMS SPECIFIED IN THE EXPENDITURE PLAN. ANNUAL REVIEW OF
15 CAPITAL AND OPERATIONS AND ANNUAL REVIEW OF REIMBURSEMENT
16 AMOUNTS FOR CAP OPERATING ALLOCATION. NEXT SLIDE. EARLY ON
17 ONCE THE LEGISLATION -- ONCE THE ELECTION WENT THROUGH MTC
18 ADOPTED RESOLUTION 4404 WHICH IS THE RM3 POLICIES AND
19 PROCEDURES TO PROVIDE GUIDANCE FOR THE ADMINISTRATION OF THIS
20 PROGRAM BOTH CAPITAL AND OPERATING. THESE ARE POLICIES AND
21 PROCEDURES THAT ARE ABOVE AND BEYOND THE STATUTORY
22 REQUIREMENTS AND THEY COVER ALLOCATION AND THE FUNDING
23 AGREEMENT PROCESS EXPENDITURES AND REIMBURSEMENTS, TIMELY USE
24 OF FUNDS, MONITORING AND REPORTING REQUIREMENTS, AND MORE.
25 NEXT SLIDE PLEASE. WE WANTED TO NOTE THAT THE UPDATES ARE



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1 ALLOWED TO THE RM3 EXPENDITURE PLAN LAID OUT IN THE STREETS
2 AND HIGHWAYS CODE. LEGISLATORS ANTICIPATED CHANGES MIGHT BE
3 NEEDED OVER TIME AND THEY SPELLED OUT THE PROCESS TO DO SO IN
4 THE LEGISLATION. CIRCUMSTANCES INCLUDE IF A PROJECT HAS COST
5 SAVINGS AFTER COMPLETION CANNOT BE COMPLETED OR CANNOT
6 CONTINUE OR IS GOING TO BE IMPLEMENTED WITH NON-TOLL FUNDS,
7 THE PROCESS BRIEFLY IS THAT MTC MUST FIRST CONSULT WITH THE
8 PROJECT SPONSOR AND HOLD A PUBLIC HEARING THAT MAY THEN VOTE
9 TO MODIFY THE SCOPE DECREASE LEVEL OF FUNDING OR MODIFY
10 PROJECT FUNDING TO ANOTHER PROJECT NAMED. NEXT SLIDE. ONE
11 PUBLIC HEARING PROCESS TO DATE HAPPENED JUST A FEW MONTHS AGO.
12 PUBLIC HEARING DATE WAS DECEMBER 13TH, 2023. FOLLOWING THAT,
13 THE NEXT MONTH IN JANUARY, THE EXPENDITURE PLAN MODIFICATION
14 WAS APPROVED AND IT MODIFIED FIVE PROJECTS AND REASSIGNED
15 \$16.7 MILLION IN CAPITAL FUNDS FROM ONE PROJECT TO THE NEXT.
16 THESE CHANGES BROADLY CLARIFIED SCOPE ELEMENTS AND PROJECT
17 LIMITS AND RECONCILED A LOAN ARRANGEMENT BY TRANSFERRING
18 FUNDING RESULTING IN A NET ZERO CHANGE. NEXT SLIDE PLEASE.
19 CAPITAL ALLOCATIONS BEGAN IN JUNE 2023 AND THROUGH FEBRUARY,
20 SO INCLUSIVE OF THE COMMISSION'S ACTION LAST WEEK, THERE IS
21 911 MILLION IN ALLOCATIONS THAT HAVE BEEN MADE OVERALL. AND OF
22 THE 35 PROJECTS LISTED IN STATUTE, 21 HAVE RECEIVED
23 ALLOCATIONS. NEXT SLIDE PLEASE. AND A BRIEF UPDATE ON THE
24 OPERATING PROGRAM -- NEXT SLIDE PLEASE -- SO, THIS PIE CHART
25 BREAKS DOWN HOW THE OPERATING PROGRAM IS SPLIT. SO, OF THE 16%



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1 OF MAXIMUM RM3 REVENUES, THAT CAN GO TO OPERATING ASSISTANCE,
2 58% GOES TO THE EXPANDED FERRY SERVICE PROGRAM, 34% GOES TO
3 THE REGIONAL EXPRESS BUS PROGRAM AND 8% TO ON THE OPERATIONS
4 AT SALESFORCE TRANSIT CENTER. THESE COMPONENTS AND FUNDING
5 LEVELS ARE LISTED OUT IN STATUTE. AND GENERALLY THE OPERATING
6 PROGRAM IS TO SUPPORT EXISTING, MORE FREQUENT, OR NEW TRANSIT
7 SERVICE. NEXT SLIDE PLEASE. FOR THE FIRST YEAR OF RM3
8 OPERATING ALLOCATIONS THE COMMISSION ADOPTED INTERIM
9 METHODOLOGY TO IDENTIFY THE EXPRESS BUS FUNDING LEVELS FOR FY
10 '23 ONLY FUNDING LEVELS BASED ON RECENT RM2 OPERATING PROGRAM
11 REVENUE REDUCTIONS PLUS RIDERSHIP AND FUTURE FUNDING
12 DISTRIBUTIONS ARE CONSIDERING FACTORS INCLUDING RIDERSHIP,
13 EQUITY E REGIONAL CONNECTIVITY ALIGNMENT WITH REGIONAL
14 POLICIES. NEXT SLIDE PLEASE. THIS IS A DETAILED TABLE SHOWING
15 THE INITIAL FY '23 OPERATING PROGRAM. I WONT GET INTO THE LINE
16 ITEMS, BUT YOU CAN SEE THE EXPRESS BUS FUNDING WENT TO SEVERAL
17 DIFFERENT OPERATORS. TRANSBAY JOINT POWERS AUTHORITY, TJPA
18 RECEIVED OPERATING ASSISTANCE, AND IT TOTALLED NEARLY \$19
19 MILLION. NEXT SLIDE, PLEASE. AND A BRIEF UPDATE ON THE CAPITAL
20 PROGRAM TO DATE. SO, ONE WAY TO LOOK AT THE EXPENDITURE PLAN
21 IS THREE BRIDGE CORRIDORS, CENTRAL, SOUTH, AND NORTH. THE
22 CENTRAL BRIDGE, BASICALLY BEING THE SAN FRANCISCO OAKLAND BAY
23 BRIDGE, THE SOUTH BRIDGES BEING SAN MATEO, HAYWARD, AND
24 DUMBARTON, AND THE NORTH RICHMOND BEING SAN RAFAEL, BENICIA,
25 CARQUINEZ AND ANTIOCH BRIDGES. THERE ARE SEVERAL PROJECTS OR



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1 PROGRAMS IDENTIFIED AS REGIONAL. AND IN ALL TOLD ADD UP TO
2 4.45 BILLION, AS MENTIONED. NEXT SLIDE, PLEASE. GETTING BACK
3 TO THE RM3 POLICIES AND PROCEDURES, WE WANT TO POINT OUT THERE
4 ARE CERTAIN, SORT OF, GUIDE RAILS THAT WE HAVE AROUND THE
5 ALLOCATION AND EXPENDITURE PROCESS. THESE INCLUDE PROTECTIONS
6 AND DISCRETION FOR MTC AND REVIEWING CAPITAL ALLOCATION
7 REQUESTS FROM PROJECT SPONSORS. THESE INCLUDE STAFF REVIEW OF
8 THE ALLOCATION REQUESTS AGAINST THE RM3 STATUTE AND RM3
9 POLICIES AND PROCEDURES. THE PROJECT SPONSORS ADOPT RESOLUTION
10 OF COMPLIANCE WITH THE RM3 STATUTE WITH POLICIES AND
11 PROCEDURES AND ALLOCATIONS MADE ON REIMBURSABLE BASIS REQUIRES
12 INVOICING OF ELIGIBLE COST INCURRED AFTER ALLOCATIONS
13 APPROVAL. THERE IS A LIST OF ALLOCATION PRINCIPLE TO BE
14 CONSIDERED IN ALLOCATION DECISIONS. AND WE ALSO HAVE TIMELY
15 USE OF FUNDS INCLUDING ALLOCATION EXPIRATION DATE BASED ON THE
16 PROJECT'S CASH FLOW PLAN. NEXT SLIDE PLEASE. THE GENERAL
17 TIMELINE THAT WE FOLLOWED, SO, AS I MENTIONED, IN JUNE 2023,
18 THE FIRST ALLOCATIONS WERE MADE. AND THESE WERE LARGELY BASED
19 ON PROJECTS THAT RECEIVED LETTERS OF NO PREJUDICE THAT'S
20 ANOTHER FEATURE IN THE POLICIES LETTERS THAT ALLOWED US TO
21 RECEIVE PROJECTS THAT WERE READY TO GO BUT FOR THE AVAILABLE
22 OF R ME THREE FUNDS PROJECT SPONSORS WERE ABLE TO REQUEST A
23 LETTER OF NO PREJUDICE, THE COMMISSION REVIEWED AND APPROVED
24 THAT LETTER AND THEY WERE THEN FREE TO START IMPLEMENTING THE
25 PROJECTS WITH THEIR OWN FUNDS, AND AT-RISK, FOR FUTURE RM3



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1 ALLOCATION. SO WE'RE FINALLY ABLE TO MAKE THE RM3 ALLOCATIONS
2 FOR SOME OF THESE PROJECTS IN JUNE 2023. STARTING IN JULY, WE
3 STARTED CONSIDERING ALLOCATIONS FOR OTHER PROJECTS THAT WERE
4 READY TO GO. AND, AGAIN, SUBJECT TO THE RM3 POLICY SUPERVISOR
5 PROCEDURES AND GUARDRAILS. AND IN THE MONTHS FOLLOWING THAT,
6 WE HAVE CONSIDERED -- WE HAVE CONTINUED TO CONSIDER
7 ALLOCATIONS AS REQUESTED BY SPONSORS ON A ROLLING BASIS. THE
8 POLICIES REQUIRE SPONSORS TO SUBMIT MATERIALS 60 DAYS PRIOR TO
9 THEIR REQUESTED COMMITTEE DATE. WHICH IS THE COMMITTEE GOES
10 THROUGH THE PROGRAMMING AND ALLOCATIONS COMMITTEE AT MTC,
11 WHICH MEETS TWO WEEKS BEFORE THE COMMISSION, GENERALLY. NEXT
12 SLIDE, PLEASE. SO, THAT'S THE END OF MY FIREHOSE OF
13 INFORMATION. I WANT TO NOTE THAT RALEIGH MCCOY IS ALSO HERE,
14 ON THE RM3 OPERATING PROGRAM, AND HAPPY TO ANSWER ANY
15 QUESTIONS. AND THE NEXT ITEM WE'LL GET FURTHER INTO SOME OF
16 THE DETAILS OF THE ALLOCATION, AS WELL.

17

18 **CHAIR, DAVID SHAW:** THANK YOU FOR THE PRESENTATION. WE'RE GOING
19 TO DO PUBLIC COMMENT FIRST. ARE THERE ANY PUBLIC COMMENTS
20 ONLINE? THEY NEED TO DIAL STAR NINE TO BE ABLE TO GET IN LINE.
21 DO WE HAVE ANY OF THOSE?

22

23 **CLERK, WALLY CHARLES:** NO. NO PUBLIC COMMENTS RECEIVED IN
24 WRITING. NO ONE HAS A HAND RAISED ONLINE, AND THERE IS NO ONE
25 HERE WITH A CARD IN THE ROOM. THANK YOU.



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1

2 **CHAIR, DAVID SHAW:** ALL RIGHT. THEN WE'LL MOVE ON TO COMMENTS
3 FROM OUR COMMITTEE MEMBERS. FOR MY OWN SAKE I WOULD LIKE TO
4 PICK A SIDE AND GO AROUND TO KEEP TRACK. (LAUGHTER) I'LL START
5 ON THE FAR END. ANY COMMENTS FROM YOU?

6

7 **WILLIAM G. JERRY HAYES:** I HAVE A QUESTION. OF ALL THE FUNDS
8 ALLOCATED, WERE ANY OF THE REGIONAL MEASURE 3 FUNDS, OTHER
9 THAN TOLLS, WAS THERE ANY BONDING.

10

11 **DEREK HANSEL:** GOOD AFTERNOON. DEREK HANSEL, CHIEF FINANCIAL
12 OFFICER. WE HAVE NOT ISSUED ANY BONDS TO SUPPORT RM3 PROJECTS
13 YET. WE DO ANTICIPATE DOING SO LATER THIS YEAR.

14

15 **WILLIAM G. JERRY HAYES:** THANK YOU.

16

17 **STEVE BRIDLEBOUGH:** SO, WE HAD ABOUT FOUR YEARS OF ACCUMULATED
18 FUNDS, HOW ARE WE DEALING WITH THAT, PARTICULARLY AS TO
19 TRANSIT OPERATIONS? IS THAT BACKLOG OF MONEY BEING DELIVERED
20 MORE QUICKLY OR STRETCHED OUT? HOW ARE WE DOING THAT?

21

22 **THERESA ROMMELL:** THANK YOU. IT IS STILL A ACCUMULATED IN THE
23 ESCROW ACCOUNT. MOST OF THOSE FUNDS RELATE TO THE EXPRESS BUS
24 CATEGORY, BECAUSE THOSE ARE -- WERE INTENDED TO BE DISTRIBUTED
25 ON AN ANNUAL BASIS. WE ARE HOLDING THOSE IN ESCROW. AND



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1 BECAUSE AT THE MOMENT WE'RE HAVING -- WE'RE IN THE MIDST OF A
2 TRANSIT CRISIS IN TERMS OF FUNDING, SO, WE ARE HOLDING THOSE
3 AS A POTENTIAL, YOU KNOW, TOOL IN, YOU KNOW, FUNDING THAT,
4 WHAT WE'RE CALLING THE FISCAL CLIFF. THE OTHER TWO OPERATING
5 PROJECTS, THE WETA FUNDING IS -- HAS BEEN -- IS STILL
6 AVAILABLE TO WETA, WE HAVEN'T ALLOCATED IT YET, BUT THEY HAVE
7 A SPECIAL PROVISION IN THE LAW THAT ALLOWS THEM TO ROLL OVER
8 ANY UNNEEDED OPERATING FUNDS INTO A RESERVE ACCOUNT. SO THAT'S
9 WHAT WE HAVE DONE WITH THEM. WETA IS THE WATER EMERGENCY
10 TRANSIT AUTHORITY. THEY'RE OUR REGIONAL FERRIES. THOSE FUNDS
11 HAVE MOVED OVER INTO RESERVE. TRANSBAY JOINT POWERS AUTHORITY,
12 TJPA, THE OTHER OPERATING PROJECT, THEY HAVE TO WHAT AMOUNTS
13 TO A LETTER OF NO PREJUDICE. WE WERE ABLE TO ALLOCATE THEIR
14 FUNDS GOING BACK A COUPLE OF YEARS SINCE THE MEASURE WAS
15 ADOPTED, I THINK, AT LEAST THROUGH FISCAL YEAR '20, I BELIEVE,
16 WAS THE YEAR THEY HAD A LETTER OF NO PREJUDICE SO WE WERE ABLE
17 TO GO AHEAD AND GIVE THEM THOSE FUNDS.

18

19 **STEVE BRIDLEBOUGH:** THANK YOU.

20

21 **PAMELA KINDIG:** SO, NAPA COUNTY'S MEASURE-T HAS AN END DATE.
22 BECAUSE IN THE MEASURE IT WAS ALLOCATED FOR SO MANY YEARS. HOW
23 DOES THIS WORK IN RELATIONSHIP TO AN END DATE?

24



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1 **DEREK HANSEL:** THERE IS NO END DATE FOR THIS. SO, THE TOLLS
2 HAVE INCREASE -- \$2 OF THE \$3 TOLLS WILL BE INCREASED
3 IMPLEMENTING THE THIRD DOLLAR NEXT JANUARY. THERE ARE
4 PROVISIONS IN THE STATUTE THAT ALLOW ESCALATION AFTER THAT. AT
5 THE DISCRETION OF BATA. THE BATA BOARD. AND, AGAIN,
6 FUNDAMENTALLY, THE OBLIGATION OF BATA IS TO FUND THAT 16% OF
7 REVENUE FROM THE MEASURE, CAPPED AT 60 MILLION ANNUALLY, AND
8 TO FUND THE \$4.45 BILLION OF CAPITAL PROGRAMS UTILIZING
9 REVENUES AS THE SOURCE FOR THOSE OBLIGATIONS.

10

11 **PAMELA KINDIG:** HOW LONG WILL IT TAKE TO EXTEND THE \$4.54
12 BILLION?

13

14 **DEREK HANSEL:** THAT IS THE MAGIC QUESTION AND FRANKLY ONE WE
15 CARE ABOUT FRANKLY ON THE FINANCE SIDE. BECAUSE CERTAINLY KIND
16 OF AS WE GET PAST MAYBE THE FIRST YEAR, WE WON'T HAVE ALL OF
17 THE FUNDS NECESSARY TO MEET THE OBLIGATIONS TO THE EXTENT THAT
18 THEY'RE REQUIRED. AND, SO, WE'RE WORKING VERY CLOSELY WITH THE
19 PROGRAMMING TEAM. WE'RE WORKING VERY CLOSELY WITH THE PROJECT
20 SPONSORS TO UNDERSTAND WHAT THE LIKELY CASH FLOW IS GOING TO
21 BE, SO THAT WE CAN BORROW -- AS WAS ASKED BEFORE, OUT IN THE
22 CREDIT MARKETS. SO, WE'RE WORKING ON THAT. I WE WANT SAY
23 DAILY, BUT REGULARLY.

24

25 **PAMELA KINDIG:** THANK YOU.



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1

2 **SPEAKER:** SO, BEING THE NEW GUY ON THE BLOCK, THIS MAY BE
3 BORING TO SOME OF YOU. YOU MAY HAVE TO HEAR IT AGAIN. I AM NOT
4 QUITE CLEAR, FROM A PROCEDURAL STANDPOINT, DO THESE AGENCIES
5 SEE SHORT COMES AND COME TO Y'ALL AND ASK FOR FUNDS? DOES
6 SOMEONE IDENTIFY IF THERE IS A PROBLEM? HOW DOES ANYONE EVEN
7 COME TO YOU FOR FUNDS, FOR SOMEONE LIKE MYSELF WHO DOESN'T
8 EVEN KNOW HOW THIS PROCEDURE WORKS?

9

10 **THERESA ROMMELL:** RM3 HAS AN EXPENDITURE PLAN THAT WAS PROVIDED
11 PRIOR TO THE VOTE OF THE PUBLIC. SO, THAT IS OUR KIND OF OUR
12 GROUND TRUTH. SO EVERY PROJECT SPONSOR HAS AN AMOUNT ALREADY
13 DESIGNATED UNLESS THERE IS A PROJECT THAT HAS MULTIPLE
14 SPONSORS, AND IS WHAT WE CALL AN UMBRELLA PROJECT THAT STILL
15 HAS YET TO BE DEFINED. IN WHICH CASE, THERE IS A PROCESS THAT
16 WE GO THROUGH TO DETERMINE, OF THE ELIGIBLE SPONSORS, HOW MUCH
17 EACH ONE WILL GET. BUT FOR THE MOST PART, REGIONAL MEASURE 3
18 CAME WITH AN ADOPTED EXPENDITURE PLAN. SO THERE WAS ALREADY
19 FORE THOUGHT INTO WHAT ARE NEEDS ARE OF EACH PROJECT.

20

21 **TIM AMBROSE:** SO GOING FORWARD THAT'S WHEN WE HAVE TO DETERMINE
22 HOW AND WHO GETS WHAT AND HOW MUCH THEY GET AND TO YOUR POINT,
23 HERE'S A BIG PILE OF THINGS WE NEED DONE HERE'S THE MONEY GO
24 DO IT. THAT'S PRETTY MUCH WHERE WE ARE NOW. CORRECT?

25



MARCH 4, 2024

1 **THERESA ROMMELL:** YEAH. I MEAN, THERE WAS AN EXTENSIVE PROCESS
2 THAT WAS GOING ON PRIOR TO RM3 WHERE WE VOTED BY THE PUBLIC
3 WHAT WE NEED FOR SPECIFIC PROJECTS, AND VARIOUS PROJECTS IN
4 REGIONS WERE SPELLED OUT WELL AHEAD OF TIME. THERE IS NO
5 SHORTFALL PROCESS OR ANYTHING THAT WE'RE LOOKING AT TO SEE IF
6 THE PROJECT NEEDS MONEY. WE HAVE ALREADY KIND OF PROGRAMMED
7 THE FUNDING, SO TO SPEAK, THROUGH THAT PROJECT THROUGH THE
8 EXPENDITURE PLAN PROCESS.

9

10 **TIM AMBROSE:** THANK YOU.

11

12 **SPEAKER:** NO QUESTIONS.

13

14 **SPEAKER:** SO JUST FOLLOWING UP. SO THERE IS NO SUNSET PART OF
15 RM3. YOU SAID THERE'S A DEDICATED BRIDGE TOLL INCREASES FOR
16 THE NEXT NUMBER OF YEARS.

17

18 **KEVIN HAGERTY:** AND YOU ALSO SAID AFTER THAT, THERE IS A
19 PROVISION FOR SOME KIND OF ADDITIONAL INCREASE AFTER THAT. IS
20 THAT CORRECT?

21

22 **DEREK HANSEL:** CORRECT. SUBSEQUENT TO THE IMPLEMENTATION OF THE
23 THIRD DOLLAR TOLL INCREASE NEXT JANUARY, THE AUTHORITY, AT ITS
24 DISCRETION, COULD ESCALATE THE \$3 FOR CPI, SHOULD IT CHOOSE TO
25 DO SO.



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1

2 **KEVIN HAGERTY:** OKAY. ONCE THESE DEFINED EXPENDITURE PLAN
3 PROJECTS ARE COMPLETED, WHAT'S THE PROCESS FOR ADDING
4 ADDITIONAL PROJECTS, IF ANY?

5

6 **DEREK HANSEL:** THERE IS NO PROCESS FOR DOING THAT.

7

8 **KEVIN HAGERTY:** SO, YOU WOULD HAVE TO GO BACK TO THE VOTERS
9 WITH ANOTHER INITIATIVE? IS THAT --

10

11 **DEREK HANSEL:** CORRECT. THERE WOULD HAVE TO BE SOMETHING ALONG
12 THOSE LINES AND THERE ARE OPPORTUNITIES WITHIN -- YOU KNOW,
13 FOR THE REDESIGNATION OF CAPITAL FUNDS. BUT IT'S IMPORTANT TO
14 NOTE THAT, YOU KNOW, AGAIN, WE ARE GOING TO BE ISSUING BONDS
15 TO SUPPORT THIS, BECAUSE WE DON'T -- IF WE LOOK AT THE TIMING
16 OF RECEIPT OF REVENUES, VERSUS THE SPENDING OF THE MONEY, WE
17 WILL BE SPENDING \$4.45 BILLION ON CAPITAL PROJECTS LONG BEFORE
18 WE HAVE RECEIVED 4.45 BILLION IN TOLL REVENUE, YOU KNOW, WHEN
19 WE ALSO LOOK AT THE REDUCTIONS THAT HAVE TO BE SPENT-OUT FOR
20 OPERATING TRANSFERS. SO WE'RE GOING TO BE ISSUING BONDS THAT
21 HAVE A VERY LONG LIFE FOR THESE PROJECTS.

22

23 **KEVIN HAGERTY:** GREAT. THANK YOU.

24



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1 **CHAIR, DAVID SHAW:** I HAVE GOT A COUPLE OF QUESTIONS, ON SLIDE
2 NINE, THERE IS A DISCUSSION OF SOME MODIFICATIONS THAT WERE
3 MADE LATE LAST YEAR AND APPROVED EARLIER THIS YEAR, ARE WE
4 GOING TO BE GETTING DETAILS OF THOSE CHANGES IN THE NEXT
5 PRESENTATION?

6

7 **CRAIG BOSMAN:** I BELIEVE SO, AND I'M HAPPY TO SPEAK MORE TO
8 THEM AS WELL.

9

10 **CHAIR, DAVID SHAW:** SOME OF MY QUESTIONS ARE GOING TO BE
11 ANSWERED LATER. THAT'S FINE. AND THEN, DO WE KNOW HOW MUCH WE
12 HAVE COLLECTED TO DATE IN TOLL REVENUE?

13

14 **CRAIG BOSMAN:** YES. SEVEN -- SO, THROUGH DECEMBER 31ST -- THESE
15 ARE NUMBERS HOT OFF OF DEREK'S E-MAIL. SO, THROUGH DECEMBER
16 31ST RM3 HAD GENERATED \$760 MILLION.

17

18 **CHAIR, DAVID SHAW:** OKAY. KIND OF PICKING UP ON KEVIN'S
19 QUESTION. THE OPERATING FUNDS OF 16%, THOSE ARE IN PERPETUITY,
20 CORRECT?

21

22 **THERESA ROMMELL:** THAT'S CORRECT.

23

24 **CHAIR, DAVID SHAW:** OKAY. DOES THAT HAVE ANY ESCALATORS IN IT
25 OR IS IT CPI BASE OR IS IT A SET AMOUNT OF MONEY FOREVER?



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1

2 **DEREK HANSEL:** 16% CAPPED AT 60 MILLION ANNUALLY AND THE 60
3 MILLION IS NOT ESCALATED FOR CPI.

4

5 **CHAIR, DAVID SHAW:** OKAY. AND THEN ON SLIDE 15, THERE'S THE
6 OPERATING EXPENSE ALLOCATION, AND I GATHER, THAT MONEY HAS
7 BEEN PROVIDED TO THE VARIOUS TRANSIT AGENCIES AT THIS POINT?

8

9 **SPEAKER:** YES.

10

11 **CHAIR, DAVID SHAW:** SO IT'S BACKDATED TO WHEN A MEASURE WAS
12 APPROVED?

13

14 **THERESA ROMMELL:** SOME OF IT IS BACK DATED. NOT ALL THE WAY TO
15 APPROVAL, BUT A COUPLE OF YEARS -- 2 TO 3 YEARS.

16

17 **CHAIR, DAVID SHAW:** OKAY. AND I'M CURIOUS, AGAIN, SOME OF THESE
18 QUESTIONS ARE GOING TO BE ADDRESSED IN THE SUBSEQUENT
19 PRESENTATION THAT'S FINE. ON SLIDE 17, THERE IS THE BREAKDOWN
20 OF FUNDING BY LOCATION, BRIDGE CORRIDOR. IS THERE A FORMULA
21 FOR THAT? WAS THAT SPECIFIED IN THE LEGISLATION? HOW THAT WAS
22 BROKEN DOWN, IS IT SO MUCH PER BRIDGE? IS IT BY VEHICLE MILES
23 TRAVELED? I'M JUST CURIOUS WHAT THE PROCESS IS TO DECIDE WHAT
24 THOSE ALLOCATIONS ARE.

25



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1 **CRAIG BOSMAN:** I CAN SPEAK TO THIS SLIDE THEN ALIX CAN GIVE
2 MORE OF THE BACKGROUND. THIS IS A STAFF LOOK AT THE
3 EXPENDITURE PLAN THAT WAS DEVELOPED HOW WE KIND OF ALLOCATE
4 THAT BETWEEN REGIONALS AND THESE THREE BRIDGE CORRIDORS THAT
5 ARE IDENTIFIED. THE -- AND I THINK WE DON'T HAVE IT IN YOUR
6 PACKET TODAY, BUT WE'RE HAPPY TO PROVIDE KIND OF MORE
7 INFORMATION ABOUT WHAT THAT BREAK DOWN IS. IN TERMS OF THE
8 DEVELOPMENT OF THE EXPENDITURE PLAN, I THINK, YOU KNOW,
9 THERESA STARTED TALKING ABOUT IT A LITTLE BIT MORE, AND
10 PERHAPS ALIX CAN GET MORE INTO THE HISTORY THERE.

11

12 **ALIX BOCKELMAN:** YEAH. GOOD AFTERNOON. ALIX BOCKELMAN. JUST ON
13 THE HISTORY -- YOU KNOW, I WAS TRYING TO THINK OF THE BILL
14 NUMBER. I WANT TO SAY IT WAS SB595 FOR REGIONAL MEASURE 3. AND
15 SO THE LEGISLATURE, YOU KNOW, AGAIN, PUT THE PROJECTS INTO --
16 YOU KNOW, INTO LAW, BEFORE THE VOTERS VOTED ON IT. SO IN TERMS
17 OF -- THERE WAS OBVIOUSLY A LOT OF CONVERSATION AMONG BAY AREA
18 LEGISLATORS ABOUT, YOU KNOW, THINKING ABOUT WHO PAYS THE TOLL
19 AND KIND OF WHERE THE PROJECT NEEDS WERE, ET CETERA, ET
20 CETERA, SO THERE IS NOT A FORMULA, BUT I THINK THERE WAS A LOT
21 OF THOUGHT AND CONVERSATION AROUND THAT WHEN THEY WERE
22 DEVELOPING THE LEGISLATIVE AUTHORITY THAT ACTUALLY ENUMERATED
23 EACH OF THE PROJECTS, AND WHEN THE VOTERS VOTED ON IT, I THINK
24 THE PAMPHLET DID SPEAK TO A SET OF REGIONAL PROGRAMS AND A SET
25 OF PROJECTS THAT WERE SUPPORTIVE OF THE CENTRAL, SAN FRANCISCO



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1 OAKLAND BAY BRIDGE, THESE CATEGORIES THAT YOU SEE HERE. SO THE
2 VOTERS -- SO THIS IS JUST, SORT OF, ADDING UP THE THERE
3 AMOUNTS THAT EITHER WERE IN THE STATUTE, AND IN THE PAMPHLET
4 WHEN VOTERS VOTED ON IT. HOPEFUL THEY'S HELPFUL.

5

6 **CHAIR, DAVID SHAW:** YEAH THIS IS JUST AN ACCOUNTING OF WHAT'S
7 LISTED VERSUS FORMAL ACT. THAT'S FINE. THAT ANSWERS ALL MY
8 QUESTIONS. ANYTHING ELSE FROM THE REST OF THE COMMITTEE? ALL
9 RIGHT. SEEING NONE. WE'LL GO TO OUR NEXT AGENDA ITEM. ALL
10 RIGHT. AGENDA ITEM 5B, BACKGROUND ON REGIONAL MEASURE 3 AND
11 EXPENDITURES TO DATE. THIS WILL BE A BRIEF HISTORY OF RM3 AND
12 OVERVIEW OF FIRST MTC ANNUAL REPORT TO THE LEGISLATURE. AND
13 CRAIG IS BACK TO GIVE US THAT INFORMATION.

14

15 **CRAIG BOSMAN:** YES, OVERLAPPING WITH SOME OF OUR TOPIC AREAS
16 TODAY, WE DID WANT TO HIGHLIGHT THE ANNUAL REPORT SUBMITTED TO
17 THE LEGISLATURE IN DECEMBER. IT WAS INCLUDED IN YOUR PACKET,
18 ACTUALLY UNDER THE ITEM -- ITEM FIVE, YEAH. SO, THE KEY TOPICS
19 HERE ARE THE TOLL IMPLEMENTATION AND SO IT'S -- YOU KNOW, IT'S
20 WORTH REMINDING US ALL, THAT THE FIRST DOLLAR WENT IN, IN
21 JANUARY 2019. THE SECOND DOLLAR WENT INTO PLACE IN 2022, AND
22 THE THIRD AND FINAL DOLLAR WILL GO INTO PLACE IN 2025. WE ALSO
23 TALK ABOUT THE RESOLUTION OF THE LITIGATION, THE REVENUE AND
24 COLLECTION IN ESCROW, AND WE DID HAVE AN UPDATE ON THAT. YOU
25 KNOW, AS MENTIONED THROUGH DECEMBER, RM3 HAS GENERATED



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1 APPROXIMATELY \$760 MILLION. THE SECOND QUARTER OF THIS FISCAL
2 YEAR, OCTOBER 1ST THROUGH DECEMBER 31ST WAS APPROXIMATELY \$51
3 MILLION. AS MENTIONED EARLIER, THERE'S -- THERE'S A PROVISION
4 IN THE LEGISLATION THAT FOR THE FERRY OPERATING PORTION, TO
5 THE EXTENT THAT THOSE FUNDS ARE NOT REQUESTED FOR EXPENDITURE
6 BY THE SAN FRANCISCO BAY AREA WATER EMERGENCY TRANSPORTATION
7 AUTHORITY, OR WETA, ANY GIVEN YEAR, THE FUNDS ARE HELD IN
8 RESERVE UNTIL SUCH TIME WETA REQUESTS THOSE FUNDS FOR CAPITAL
9 OPERATING PURPOSE. AND AS OF DECEMBER, THAT RESERVE AMOUNT WAS
10 APPROXIMATELY \$60 MILLION. MTC'S REPORT TO THE LEGISLATURE
11 GIVES AN UPDATE ON THIS INDEPENDENT OVERSIGHT COMMITTEE AND
12 THE APPOINTMENTS THAT HAD BEEN MEAT TO DATE. A BRIEF UPDATE ON
13 THE POLICIES AND PROCEDURE THAT WE TALKED ABOUT EARLIER AND
14 GOING OVER THE LETTERS OF NO PREJUDICE AS I SPOKE OUT A BIT IN
15 THE PRESENTATION, WE INCLUDE ALL THE LETTERS OF NO PREJUDICE
16 THAT WERE ISSUED TO DATE. AND THEN, PERHAPS MOST
17 INTERESTINGLY, THE ALLOCATIONS AND EXPENDITURES TO DATE. SO,
18 THE 2023 ANNUAL REPORT NOTED THOSE THROUGH NOVEMBER. AND THEN,
19 AGAIN, THROUGH THIS PAST MONTH, FEBRUARY, WE HAVE MADE A TOTAL
20 OF \$911 MILLION IN ALLOCATIONS ON THE CAPITAL SIDE, ALMOST 94
21 MILLION OF THAT HAS BEEN REIMBURSED TO PROJECT SPONSORS, AND
22 THEN ON THE OPERATING SIDE, WE HAVE MADE A TOTAL OF NEARLY \$31
23 MILLION IN ALLOCATIONS, INCLUDING SOME FY '24 ALLOCATIONS THAT
24 WERE NOT IN THE PREVIOUS SLIDE, AND DISBURSED NEARLY 25
25 MILLION OF THAT TO PROJECT SPONSORS. SO, IN THIS ITEM,



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1 ATTACHMENT B IS A -- SORRY -- SO, ATTACHMENT A IS THE REPORT
2 TO THE LEGISLATURE. I WANT TO NOTE THAT ON PAGE FIVE, WE
3 SPARED YOU 150 EXTRA PAGES OF PRINTOUTS, BUT THERE IS A LINK
4 WITH ATTACHMENTS A THROUGH G THAT INCLUDES SEVERAL KEY
5 RESOLUTIONS INCLUDING ALL THE POLICIES AND PROCEDURES, LETTERS
6 OF NO PREJUDICE, THE CAPITAL EXPENDITURE PLAN, AND A FEW OTHER
7 KEY RESOLUTIONS. THAT IS AVAILABLE, YOU KNOW, IN THE LINK,
8 AND, ALSO, BY REQUEST. ATTACHMENT B TO THIS ITEM IS A TABLE
9 THAT WE TAKE EVERY MONTH WHEN WE BRING THE CAPITAL
10 ALLOCATIONS. AND, SO, IT RUNS THROUGH ALL THE LISTED 35
11 PROJECTS, AND ANY IDENTIFIED SUBPROJECTS TO DATE. THOSE
12 SUBPROJECTS COULD BE IDENTIFIED AS REQUESTED BY PROJECT
13 SPONSORS, OR AS OTHERWISE PROGRAMMED BY THE COMMISSION, ALL
14 THE PROJECT TITLES, FUNDING AMOUNTS, THE IMPLEMENTING AGENCIES
15 AND PROJECT SPONSORS. SOMETIMES THOSE ARE SPECIFIED IN THE
16 LEGISLATION, OTHER TIMES THAT IS SPECIFIED WHEN MAKING THE
17 ALLOCATION, BECAUSE IT'S ONE OF THOSE UMBRELLA PROJECTS THAT
18 WE SPOKE OF EARLIER. WE NOTICED IF THERE WAS A LETTER OF NO
19 PREJUDICE ISSUED, AND THE TOTAL AMOUNT ALLOCATED TO THAT
20 PROJECT OR SUBPROJECT, AS WELL AS THAT REIMBURSED THROUGH
21 FEBRUARY, THERE IS A LIST OF THE ALLOCATING RESOLUTIONS.
22 GENERALLY EACH PROJECT GETS ITS OWN ALLOCATING RESOLUTION,
23 SOMETIMES SEVERAL SUBPROJECTS WILL HAVE -- WILL BE IN ONE
24 RESOLUTION, AND IT GETS UPDATED PERIODICALLY, AS WELL AS THE
25 MOST RECENT ALLOCATION DATE. SO, THAT'S A GREAT OVERSAW OF,



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1 SORT OF, YOU KNOW, WHERE THE CAPITAL PROGRAM IS TO DATE SO YOU
2 KNOW WHERE THE CAPITAL PROGRAM IS. HUNDREDS OF PAGES OF
3 PRINTOUTS IS LINKED TO ALL OF THE COMMISSION ITEMS THAT HAVE
4 APPROVED THE VARIOUS ALLOCATIONS BOTH THE OPERATING PROGRAM
5 AND THE CAPITAL PROGRAM. AND WE TEND TO HAVE ONE ALLOCATION
6 ITEM PER MONTH THAT WILL LUMP THE VARIOUS PROJECTS RECEIVING
7 ALLOCATIONS TOGETHER, AND, SO, THESE ARE THE AGENDA TITLES
8 FROM THOSE COMMISSION ACTIONS. WE HAVE A RESOLUTION THAT LAY
9 OUT IN DETAIL THE SCOPE OF THE ALLOCATION, THE OVERALL PROJECT
10 FUNDING PLAN AND SCHEDULE, THE STATUTORY INFORMATION FOR THAT
11 PROJECT, THE CASH FLOW AND ANY CONDITIONS THAT MAY BE ATTACHED
12 TO THE ALLOCATION IS MAKING. THERE WAS ALSO A QUESTION ABOUT
13 THE PUBLIC HEARING PROCESS. THAT ALSO HAPPENED IN JANUARY
14 2024. THERE IS, TO BRIEFLY READ FROM THE COMMISSION ITEM,
15 \$16.7 MILLION IN FUNDS WERE DIRECTED FROM THE SOLANO COUNTY
16 I80, I 680 STATE RULE 12 INTERCHANGE PROJECT TO THE SOLANO I80
17 EXPRESS LANES TOLL SYSTEM PROJECT. SO THAT ACTUALLY MOVED THAT
18 FUNDING FROM THE 86-8012 INTERCHANGE UNDER THE EXPRESS LANE
19 PROJECT WITH AN OVERALL NEUTRAL AMOUNT TO THE RM3 PROGRAM. THE
20 SCOPE OF THE SONOMA-MARIN AREA RAIL TRANSIT OR SMART PROJECT
21 WAS MODIFIED TO CLARIFY ELIGIBILITY OF THE MULTI-USE PATHWAY
22 ALONG THE SMART RIGHT OF WAY FOR THAT PROGRAM. THE SCOPE OF
23 THE HIGHWAY 101 MARIN SONOMA NARROWS PROJECT WAS MODIFIED TO
24 CLARIFY THE SCOPE LIMITS TO CONFORM WITH THE ACTUAL PROJECT,
25 AND MTC WAS ADDED AS A JOINT PROJECT SPONSOR TO THE STATE



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1 ROUTE 37 IMPROVEMENTS PROJECT. SO, THAT'S THE BRIEF OVERVIEW
2 AS REQUESTED BY CHAIR SHAW. SO, HAPPY TO TAKE ANY QUESTIONS ON
3 THESE. IT'S A TON OF INFORMATION TO REFER TO, AND KIND OF
4 REPRESENTS THE REAL BASIS OF WHAT YOU ALL WILL BE LOOKING AT,
5 AND WHAT WE HAVE BEEN UP TO, TO DATE.

6

7 **CHAIR, DAVID SHAW:** ALL RIGHT. WE'RE GOING TO TAKE PUBLIC
8 COMMENT FIRST, THEN WE'LL GET TO COMMITTEE QUESTIONS AND
9 COMMENTS. ANYONE FROM THE PUBLIC WHO WOULD LIKE TO SPEAK ON
10 THIS ITEM, USE THE HAND RAISED FEATURE OR DIAL STAR NINE. FOR
11 IN-PERSON, SHOULD YOU PROVIDE A LINE AT THE PODIUM, AND WE'LL
12 GO FROM THERE.

13

14 **CLERK, WALLY CHARLES:** THANK YOU. THERE IS NO PUBLIC COMMENTS
15 RECEIVED IN WRITING. THERE IS NO MEMBERS OF THE PUBLIC ONLINE
16 WITH THEIR HAND RAISED, AND THERE IS NO ONE WITH A SPEAKER
17 CARD. THANK YOU.

18

19 **CHAIR, DAVID SHAW:** THANK YOU. ALL RIGHT. WE'LL MOVE ON TO
20 QUESTIONS AND COMMENTS FROM THE COMMITTEE. WE'LL START TO MY
21 LEFT WITH KEVIN.

22

23 **KEVIN HAGERTY:** THANKS FOR THE REPORT IT'S MOST INFORMATIVE.
24 I'M CURIOUS YOU MENTIONED WHAT THE STAFF REPORT COVERED, WHAT
25 WILL -- ARE THE CAC COVER -- IT WILL COVER THE SAME SUBJECTS?



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1 IS THERE A SAMPLE FORMAT, MADE POSSIBLY USED BY ANOTHER COC
2 ORGANIZATION THAT WE WOULD WANT TO TAKE A LOOK AT IN
3 FOLLOWING? IS THERE ANY LEGAL OR MANDATORY REQUIREMENTS SET
4 DOWN BY THE LEGISLATURE IN TERMS OF WHAT SHOULD BE INCLUDED IN
5 OUR REPORT?

6

7 **THERESA ROMMELL:** WE'RE HAPPY TO TRY AND SOURCE SOME SAMPLE
8 COMMITTEE REPORTS, IF THAT WOULD BE HELPFUL. AS FAR AS THE
9 LEGISLATION IS CONCERNED, I THINK THE ONLY THING THAT IT
10 REQUIRES IS THE REVIEW OF EXPENDITURES MADE DURING, OVER THE
11 COURSE OF THE YEAR. SO, YES. SO, THE FORMAT OF THE REPORT IS
12 REALLY UP TO YOU. BUT WE'RE HAPPY TO TRY AND FIND SOME
13 TEMPLATES OR SOME EXAMPLES TO GUIDE YOU.

14

15 **KEVIN HAGERTY:** FOR EXAMPLE, IS THE STAFF REPORT GOING TO BE
16 DONE BEFORE OUR REPORT? WOULD WE COMMENT ON THE STAFF REPORT
17 SAYING THAT WE FOUND THE STAFF REPORT TO BE CONSISTENT WITH
18 OUR OVERVIEW? OR IS IT COMPLETELY INDEPENDENT?

19

20 **THERESA ROMMELL:** I DON'T KNOW THAT I HAVE AN ANSWER ON THAT.
21 WE WOULD HAVE TO REALLY CONSIDER WHETHER THAT WOULD MEET THE
22 LEGISLATIVE PURPOSE.

23

24 **SPEAKER:** IF I COULD DIVE IN HERE.

25



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1 **KATHLEEN KANE:** YOU'RE OBVIOUSLY GOING TO NEED SOME STAFF
2 REPORT IN PUTTING TOGETHER THE REPORT. BUT YOU ALL SET THE
3 DIRECTIONS FOR MAKING SURE THE FINDINGS ARE CONSISTENT WITH
4 THE WORK THAT YOU ARE DOING. SO I THINK IT'S GOING TO BE A
5 LITTLE BIT OF AN ITERATIVE PROCESS. BECAUSE IT IS YOUR REPORT,
6 BUT STAFF IS HERE TO PROVIDE YOU WITH THE COMPONENTS TO PUT IT
7 TOGETHER, AND THEN YOU CAN, YOU KNOW, MAKE YOUR OWN
8 DETERMINATIONS ABOUT WHETHER IT'S APPROPRIATE. I THINK THAT
9 YOU KNOW, IT IS JUSTIFIED WITHIN THE AMBIT OF THE STATUTE THAT
10 YOU ARE LOOKING AT THE EXPENDITURES THAT ARE MADE SO YOU NEED
11 TO CONFINE YOUR REPORT TO THAT SUBJECT MATTER BUT BEYOND THAT
12 THERE'S A FAIR AMOUNT OF DISCRETION IN TERMS OF EXACTLY WHAT
13 THAT LOOKS LIKE WHEN IT'S PUT TOGETHER.

14

15 **KEVIN HAGERTY:** THROUGH THE CHAIR, I THINK IT WOULD BE HELPFUL
16 TO HAVE STAFF PROVIDE SAMPLES OF SOME SIMILAR REPORTS FROM
17 OTHER COUNTIES OR AGENCIES.

18

19 **CHAIR, DAVID SHAW:** I AGREE. THIS IS KIND OF A NEW ANIMAL BUT
20 IF WE HAVE SOMETHING TO AT LEAST TRY TO FIGURE OUT HOW BEST TO
21 FORMULATE THE DOCUMENTATION. I DEALT WITH THIS CALTRAIN WHEN
22 MEASURE RR WAS PASSED AND THE CAC WAS GIVEN THE ASSIGNMENT OF
23 AUDITING FUNCTIONALITY SO EVERY YEAR WE HAVE TO REVIEW A
24 REPORT THAT WAS PREPARED BY STAFF AND SUPPLEMENTED BY AN
25 INDEPENDENT AUDITOR AND REVIEW HOW THOSE MONEYS ARE BEING



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1 SPENT. MUCH SMALLER SET OF MONEY (LAUGHTER) AND SINGULAR
2 PURPOSE FOR THOSE MONEYS, BUT IN TERMS OF PROCESS YOU KNOW
3 WHAT WE'RE LOOKING AT HERE BUT IT'S ULTIMATELY A PARTNERSHIP
4 BETWEEN STAFF AND A GROUP LIKE THIS. I AGREE WITH KEVIN WE
5 NEED GUIDANCE TO CREATE A FRAMEWORK. I APPRECIATE THAT
6 SUGGESTION.

7

8 **THERESA ROMMELL:** THROUGH THE CHAIR, I WOULD ALSO LIKE TO NOTE
9 THERE'S A SAMPLE, A COPY OF OUR REPORT TO LEGISLATURE IS IN
10 YOUR MEETING MATERIALS AND OUR INTENT IS TO HAVE THE REPORTS
11 ALIGN WITH EACH OTHER. THEY SHOULD BE SEPARATE REPORTS,
12 LIKELY, BUT YOU WILL BE LOOKING AT THE INFORMATION TOGETHER.

13

14 **SPEAKER:** FOR ME, THE REAL HEART OF THE QUESTION IS COMPLIANCE.
15 YOU KNOW, WHEN I LOOK AT THIS, AND, YOU KNOW, WE SPEND ALL
16 THIS MONEY, WHAT WE EXPECTED OF WHAT WE'RE TRYING TO FIX. WHEN
17 I LOOK DOWN ON THE NEXT SECTION WHERE WE HAVE THIS
18 SPREADSHEET, WHERE YOU SAW THE ALLOCATION OF MONEY, HOW DO I
19 KNOW THAT WAS REALLY EFFECTIVE?

20

21 **FREDERICK ARN HANSSON:** DID WE ACHIEVE THE GOALS, DID WE MAKE
22 THE PROCESS BETTER, WORSE, OR STATIC? WE SPEND ALL THIS MONEY,
23 IT EITHER PREVENT A PROBLEM OR FIX THE PROBLEM. IS THAT PART
24 OF OUR JURISDICTION, TO MAKE SURE EVERYTHING WAS EFFECTIVE FOR
25 WHAT WE PUT OUR MONEY OUT FOR?



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1
2 **ALIX BOCKELMAN:** THROUGH THE CHAIR. LAUGH LAST I WAS TRYING TO
3 FIND THE SPECIFIC LANGUAGE. IT'S REALLY THE OVERSIGHT
4 COMMITTEE IS TO REVIEW THE EXPENDITURE TO MAKE SURE THAT THEY
5 ARE -- TRYING TO LOOK FOR THE EXACT LANGUAGE -- THAT THEY ARE
6 CONSISTENT WITH THE AUTHORITY -- I'M LOSING THE LANGUAGE RIGHT
7 NOW. SORRY. I HAD IT A SECOND AGO. ANYWAYS, I'M WANTING TO
8 REFER BACK IN YOUR FIRST ITEM WE HAD THE STREETS AND HIGHWAY
9 CODES WHICH REALLY LISTS THE PROJECTS. SO ONE OF THE THINGS TO
10 MAKE SURE IS THAT THE EXPENDITURE OF FUNDS IS CONSISTENT WITH
11 THE LANGUAGE THAT'S IN THAT -- IN THOSE STATUTES, RIGHT? FOR
12 EXAMPLE, THE FIRST ONE WHICH I HAD OPEN A WHILE AGO, NOW I
13 DON'T TALKS ABOUT THE CAPITAL PROJECT 500 MILLION FOR BART CAR
14 REPLACEMENT, REPLACEMENT OF B.A.R.T. CARS. AGAIN YOUR CHARGE
15 IS REALLY TO MAKE SURE THE FUNDS WERE EXPENDED ACCORDING TO
16 THE REQUIREMENTS IN THE STATUTE. I THINK THAT'S SLIGHTLY
17 DIFFERENT THAN WHAT YOU WERE MENTIONING IS WHETHER THEY WERE
18 EFFECTIVE, RIGHT. SO, AGAIN, IF I HEAR WHAT YOU ARE SAYING,
19 YOU COULD SAY, WELL, WE DON'T LIKE THE BART CARS. THAT'S
20 DIFFERENT IN WHETHER THE TOLL REVENUES WERE SPENT FOR THE BART
21 CARS IN ACCORDANCE WITH THE STATUTE. THERE MIGHT BE A
22 DISTINCTION THERE FROM WHAT I HEARD YOU SAY. IT'S TO ENSURE
23 ANY TOLL REVENUE GENERATED PURSUANT TO SECTION ARE EXPECTED
24 CONSISTENT WITH THE REQUIREMENTS SET FORTH IN THE STATUTE
25 WHICH IS SECTION 30914.7 WHICH WE DID INCLUDE THAT IN THE



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1 FIRST ITEM. ONE OF THE THINGS WE DIDN'T SPEND A LOT OF TIME ON
2 IS WE HAVE POLICIES AND PROCEDURES THAT THE COMMISSION HAS
3 ADOPTED WHICH AGAIN, CONSISTENT WITH THE STATUTE THAT DOES,
4 YOU KNOW, REALLY SET FORTH, ALSO, THE POLICIES AROUND US
5 MAKING ALLOCATIONS AND THE EXPENDITURE OF FUNDS. SO, THAT'S
6 JUST ANOTHER DOCUMENT, AS WELL.

7

8 **FREDERICK ARN HANSSON:** I UNDERSTAND WHAT YOU'RE SAYING. AT THE
9 SAME TIME, YOU KNOW, OF WHAT -- WHAT -- IN MY ROLE, AS
10 PLANNING COMMISSIONER, THERE IS THE INTENT, AND THERE'S WHAT
11 WAS WRITTEN, AND SOMETIMES THEY DON'T MATCH, AND YOU KNOW IF
12 WE GO IN AND SAY, WELL, I WANT TO FIX THE HIGHWAY, AND WE'RE
13 GOING TO POUR 400 MILLION TONS OF CONCRETE, BUT IT DIDN'T FIX
14 THE PROBLEM OF WHAT -- ADDING A LANE, YOU JUST POURED THE
15 CONCRETE, YOU KNOW, WHAT DID GET OUT OF IT, YOU KNOW? IN ONE
16 SENSE THE INTENT, TO ME, IS IMPORTANT, DID WE RESOLVE WHAT WE
17 D AS OPPOSED TO THE LETTER OF WHAT WAS WRITTEN. BECAUSE WHAT
18 WE DID, THE INTENT WAS TO FIX THIS.

19

20 **ALIX BOCKELMAN:** THROUGH THE CHAIR. ONE THING I WOULD ALSO NOTE
21 IS ON THE OPERATING PROGRAMS, THERE IS SOME REQUIREMENTS
22 RELATED TO PERFORMANCE METRICS AND HOW WELL THOSE OPERATING
23 PROJECTS PERFORM. SO, THAT IS SOME -- THAT'S AN ELEMENT OF
24 WHAT YOU ARE MENTIONING ON THE OPERATING SIDE.

25



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1 **DEREK HANSEL:** THROUGH THE CHAIR. I WANT TO FOLLOW UP ON ONE
2 POINT THAT MISS BOCKELMAN MADE RELATIVE TO THE ACTUAL
3 EXPENDITURES AND THE VERIFICATION OF THE EXPENDITURES AND JUST
4 NOTE WE DO HAVE AN INDEPENDENT ACCOUNTING FIRM. IT'S NOT A
5 FINANCIAL AUDIT, BUT THEY DO AGREED UPON PROCEDURES WHERE THEY
6 REVIEW THE ACTUAL EXPENDITURES AND MAKE DETERMINATIONS AS TO,
7 HEY, YOU ARE, IN FACT, THESE -- THESE PAYMENTS WENT FOR THESE
8 PROJECTS, PURSUANT TO THE PLAN, SO, THAT WILL -- THAT WORK
9 WILL ALSO BE PROVIDED TO YOU.

10

11 **SPEAKER:** CHAIR?

12

13 **CHAIR, DAVID SHAW:** YES?

14

15 **SPEAKER:** THAT WAS YOU JUST MY EXACT QUESTION I WAS GOING TO BE
16 ASKING NEXT. WHAT AUDIT PROCEDURES WILL THERE BE TAKEN AND
17 WILL THIS BE INCLUDED AS PART OF MTC'S FINAL AUDIT REPORT?

18

19 **DEREK HANSEL:** AGAIN. IT'S SUBJECT TO AGREED UPON PROCEDURES,
20 WE DON'T USE OUR INDEPENDENT FINANCIAL AUDITOR, WE USE A
21 DIFFERENT FIRM TO DO THOSE AGREED UPON PROCEDURES. WE'RE
22 ALREADY DOING THAT WITH RM2 AND WE'RE GOING TO BE DOING THAT
23 IN A CONSISTENT MANNER FOR RM3.

24



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1 **CHAIR, DAVID SHAW:** PICK UP ON FREDERICK'S QUESTION THERE IS A
2 PARAGRAPH IN OUR INFORMATION ITEM AGENDA 3A THE STATUTE
3 OUTLINES BOTH THE PURPOSE AND DUTY OF THE INDEPENDENT
4 OVERSIGHT COMMITTEE, REVENUES ARE EXTENDED CONSISTENT WITH THE
5 REQUIREMENTS SET FORTH IN THE SENATE BILL THAT'S THE RM3
6 CAPITAL OPERATING EXPENDITURE PLAN AND ASSOCIATED GUIDANCE IN
7 THE STATUTE THE DUTY OF THE COMMITTEE IS TO ANNUALLY REVIEW
8 THE EXPENDITURE OF FUNDS FOR THE RM3 EXPENDITURE PLAN AND
9 SUBMIT A REPORT TO THE TRANSPORTATION COMMITTEE OF EACH HOUSE
10 LEGISLATURE SUMMARIZING FINDING BEYOND THAT WOULD BE SOMETHING
11 ELSE WE HAVE TO DISCUSS AND DECIDE IF THAT'S A SET OF WORK
12 THAT THIS COMMITTEE WOULD LIKE TO TAKE ON. WE'RE NOT REQUIRED
13 TO LOOK AT WHETHER PROJECTS AS THEY HAVE BEEN EXECUTED ASSUME
14 THAT'S BEING DONE PROPERLY, WHATEVER HAVING WHATEVER EXPECTED
15 OUTCOME IT'S SUPPOSED TO BE, BEYOND THE PURVIEW OF THIS
16 COMMITTEE NOT THAT IT COULDN'T BE BUT CURRENTLY IT'S NOT
17 MANDATED IN THE LEGISLATION. I THINK THE LEGISLATION WAS WELL-
18 CRAFTED AND DESIGNED TO FIX CERTAIN CHALLENGES THAT THE REGION
19 IS FACING AND IT'S SUPPOSITION WHETHER IT'S GOING TO WORK OR
20 NOT THERE ARE QUESTIONS TO DEAL WITH, I THINK THAT IT'S
21 APPROPRIATE, WE HAVE TO SEE WHERE THE MONEY IS GOING FIRST
22 THEN SEE IF IT'S WORKING. TWO DIFFERENT QUESTIONS. GOOD TO
23 KEEP ON THE TABLE. ALL RIGHT. OTHER COMMENTS, QUESTIONS?
24



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1 **SPEAKER:** I APPRECIATE MY FELLOW COMMITTEE MEMBER ASKING THAT
2 QUESTION. MAKING SURE WHAT HAPPENS HERE. AGAIN, MR. CHAIR
3 AFTER HEARING THE DESCRIPTION, I THINK ONCE WE UNDERSTAND WHAT
4 OUR ROLE IS HERE, THE QUESTIONS THAT YOU CAME UP WITH HELPS US
5 BETTER UNDERSTAND WE'RE HERE, AND THIS IS WHAT OUR ROLE IS TO
6 DO THIS, BUT IF WE WANT TO DO OR ASK SOMETHING ELSE THAT'S FOR
7 US TO TAKE ON BUT THE ROLE IS TO CONFIRM THAT YOU ALL ARE
8 DOING WHAT WAS ASKED OF YOU TO DO AND THE FUNDS ARE BEING
9 ALLOCATED PROPERLY, THE DOLLAR AMOUNTS ARE BEING PROPERLY
10 UTILIZED AND WHAT HAVE YOU. ONCE WE KNOW THAT'S WHAT WE'RE
11 SUPPOSED TO BE DOING, I THINK IT WILL HELP YOU AND ME WHO ARE
12 WONDERING HEY WHAT'S GOING ON OVER THERE. I APPRECIATE THE
13 QUESTION AND THE CLARIFICATION FROM THE CHAIR.

14

15 **STEVE BRIDLEBOUGH:** I HAVE TWO QUESTIONS; ONE RELATES TO THE
16 INFLATION ISSUES. AND AT ONE POINT, THE PRICE OF A PROJECT WAS
17 SET AT, SAY, \$40 MILLION FOR THE EXTENSION OF THE SMART TRAIN
18 TO WINDSOR. THE FUNDS WERE DELAYED FOR A PERIOD OF FOUR YEARS,
19 AND PRICES WENT UP A GREAT DEAL. THEY'RE STILL STUCK WITH THE
20 \$40 MILLION? OR IS THERE A WAY FOR THAT TO BE DEALT WITH?

21

22 **DEREK HANSEL:** THE AMOUNTS IN THE EXPENDITURE PLAN ARE THE
23 AMOUNTS IN THE EXPENDITURE PLAN. SO THERE IS NO PROVISION FOR
24 INCREASING THOSE AMOUNTS. NOTE LIKEWISE, YOU KNOW, IT'S NOT --
25 THE TOLL INCREASE HASN'T -- WAS NOT INDEXED IN THE SAME WAY



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1 EITHER, AND WE HAVE SEEN MATERIAL DROPS IN TRAFFIC, THAT'S ALL
2 AT THE RISK OF BATA.

3

4 **STEVE BRIDLEBOUGH:** AND THEN WHEN WE COME TO ISSUES LIKE
5 HIGHWAY 37, WHICH, APPARENTLY, WAS NOT IN THE ORIGINAL AMOUNT,
6 HOW ARE DECISIONS MADE ABOUT PICKING UP ON THOSE KINDS OF
7 PROJECTS?

8

9 **ALIX BOCKELMAN:** SPECIFIC TO STATE ROUTE 37 THERE, IS A LINE
10 ITEM IN THE CAPITAL PLAN FOR THAT. I THINK MAYBE YOU MIGHT BE
11 REFERRING TO WHAT ARE OUR CURRENT -- AND THERE IS ACTUALLY
12 MULTIPLE SPONSORS LISTED. SO, I THINK WHEN MISS ROMMELL WAS
13 SPEAKING, SHE TALKED ABOUT SOME PROJECTS DON'T HAVE ONE
14 SPONSOR, BUT THEY HAVE MULTIPLE SPONSORS. SO, THE STATE ROUTE
15 37 CORRIDORS IN THERE, AND I THINK MAYBE WHAT YOU ARE SPEAKING
16 TO IS DIFFERENT -- DIFFERENT THOUGHTS AND REQUESTS FROM
17 DIFFERENT SPONSORS ABOUT HOW TO USE THAT FUNDING, VERSUS -- I
18 DON'T KNOW, MAYBE I SHOULD ASK YOU TO CLARIFY THAT QUESTION.
19 BECAUSE IT IS IN THE EXPENDITURE PLAN STATE ROUTE 37.

20

21 **STEVE BRIDLEBOUGH:** WAS IT IN FOR A SPECIFIC AMOUNT?

22

23 **ALIX BOCKELMAN:** YES.

24

25 **STEVE BRIDLEBOUGH:** OKAY. ALL RIGHT.



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1

2 **SPEAKER:** THANK YOU, MR. CHAIRMAN. MY QUESTION IS NOT SO MUCH
3 ABOUT SPECIFIC PROJECTS --

4

5 **WILLIAM G. JERRY HAYES:** BUT OVERALL CONCEPTS OF WHAT WE'RE
6 DOING HERE. AND I PRESUME WHAT WE'RE DOING HERE IS TRYING TO
7 GET OUR HEADS AROUND THE TOTALITY OF RM3, AND ALL OF THESE
8 PROJECTS, WITH AN AIM TO SUBMIT, AS WE HAVE BEEN ASKED TO DO,
9 A REPORT TO THE LEGISLATURE. SO, MY QUESTION IS ABOUT REGIONAL
10 MEASURE TWO. WAS THERE AN OVERSIGHT COMMITTEE? DID REGIONAL
11 MEASURE ONE HAVE AN OVERSIGHT COMMITTEE?

12

13 **THERESA ROMMELL:** THERE WAS NO OVERSIGHT COMMITTEE FOR REGIONAL
14 MEASURE TWO, AND I DON'T BELIEVE THERE WAS ONE FOR REGIONAL
15 MEASURE ONE.

16

17 **WILLIAM G. JERRY HAYES:** SO, WE'RE -- (LAUGHTER) WE'RE STARTING
18 OFF ON OUR OWN. THE REASON I ASK THE QUESTION IS I WAS ABOUT
19 TO ASK, IF THERE WAS SUCH A REPORT SUBMITTED TO THE
20 LEGISLATURE, IS THERE A COMPARABLE REPORT SUBMITTED BY BATA ON
21 THOSE TWO MEASURES?

22

23 **THERESA ROMMELL:** WE BELIEVE THERE WAS ONE -- THERE IS AN
24 OVERSIGHT COMMITTEE THAT OVERSEES THE EXPENDITURE OF THE
25 SEISMIC RETROFIT DOLLARS, SO WE WILL HAVE TO LOOK TO SEE IF



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1 THAT REPORT WOULD BE SOMETHING THAT WOULD BE APPROPRIATE TO
2 USE AS A BENCHMARK.

3

4 **WILLIAM G. JERRY HAYES:** THAT'S WHAT I'M LOOKING FOR, AND IF
5 STAFF COULD COME UP WITH SOME CONCEPT OF US, TO GIVE TO US, TO
6 LOOK AT TO SAY, THIS IS SIMILAR TO THE TYPE OF REPORT WE
7 EXPECT YOU TO GENERATE.

8

9 **THERESA ROMMELL:** ABSOLUTELY. AND I BELIEVE THERE ARE OTHER
10 EXAMPLES AROUND THE REGION THAT COULD SERVE AS THAT PURPOSE AS
11 WELL, NOT JUST FROM BATA.

12

13 **WILLIAM G. JERRY HAYES:** THANKS VERY MUCH.

14

15 **CHAIR, DAVID SHAW:** I WOULD LIKE TO PROSE PROPOSE A REVIEW OF
16 MODELS OF INDEPENDENT OVERSIGHT COMMITTEE REPORTS FOR OUR NEXT
17 MEETING WHICH IS YET TO BE SCHEDULED BUT I THINK THAT WOULD BE
18 A TREMENDOUS USE OF OUR TIME AS WE GET STARTED AND IF
19 MATERIALS COULD BE PROVIDED IN ADVANCE FOR US TO TRY TO PER
20 RUSE AND GET FAMILIAR WITH, THAT WOULD BE FANTASTIC. SO, I'LL
21 ASK STAFF TO HELP US WITH THAT. AND TO STEVE'S QUESTION,
22 NOTICED IN ITEM NUMBER 23 IN THE APPENDIX LIST OF PROJECTS
23 STATE ROUTE 37, \$1 MILLION THERE IS ALPHABET SOUP OF AGENCIES
24 OBVIOUSLY ACROSS MANY AGENCIES AND JURISDICTIONS AND PROJECTS
25 THAT HAVE TO LOOK AT THERE. ARE THERE QUESTIONS OR COMMENTS?



MARCH 4, 2024

1 THIS IS FOR INFORMATION. WE'LL MOVE TO AGENDA ITEM SIX, WHICH
2 IS ADDITIONAL PUBLIC COMMENT OR OTHER BUSINESS FOR THE
3 COMMITTEE? ARE THERE ANY -- I'LL READ MY NOTES HERE SO I DON'T
4 MESS UP THIS. I'LL ASK THE CLERK TO LIST ITEMS RECEIVED UNDER
5 PUBLIC COMMENT ASSOCIATED TO THIS ITEM AT
6 INFO@BAYAREAMETRO.GOV BY 5:00 P.M., YESTERDAY, INTO THE
7 RECORD. I WOULD ALSO ASK IF THERE ARE ANY MEMBERS OF THE
8 PUBLIC PARTICIPATING BY TELECONFERENCE WITH GENERAL COMMENTS
9 NOT RELATED TO AN ITEM ON TODAY AGENDA, PLEASE USE THE RAISED
10 HAND FEATURE OR DIAL STAR NINE. IN-PERSON MEMBERS OF THE
11 PUBLIC SHOULD FORM A LINE NEAR THE PODIUM, AND I WILL CALL
12 UPON YOU TO SPEAK.

13

14 **CLERK, WALLY CHARLES:** NO PUBLIC COMMENTS WERE RECEIVED IN
15 WRITING. NO MEMBERS OF THE PUBLIC WITH THEIR HAND RAISED
16 ONLINE, AND NO SPEAKER CARDS IN THE ROOM FROM MEMBERS OF THE
17 PUBLIC ON THIS ITEM. THANK YOU.

18

19 **CHAIR, DAVID SHAW:** THANK YOU. THAT GETS US TO AGENDA ITEM
20 NUMBER SEVEN WHICH IS ADJOURNMENT AND OUR NEXT MEETING. WE
21 HAVE NOT SET THAT DATE YET. WE NEED TO DETERMINE THAT AND
22 NOTICES WILL BE SENT OUT ONCE IT'S DETERMINED. DO WE NEED A
23 MOTION AND SECOND TO ADJOURNED? OKAY. THEN WE ARE ADJOURNED.
24 THANK YOU VERY MUCH.

25



NTT

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