



Metropolitan Transportation Commission

Bay Area Metro Center
375 Beale Street
San Francisco, CA 94105

Meeting Agenda

Metropolitan Transportation Commission

Alfredo Pedroza, Chair Nick Josefowitz, Vice Chair

Wednesday, December 21, 2022

9:35 AM

HYBRID (In-Person Option Available)

Joint Meeting with the Bay Area Housing Finance Authority (BAHFA)

The Metropolitan Transportation Commission is scheduled to meet jointly with BAHFA on Wednesday, December 21, 2022 at 9:35 a.m., in the Bay Area Metro Center (HYBRID with In-person option available). In light of Governor Newsom's State of Emergency declaration regarding COVID-19 and in accordance with Assembly Bill 361's (Rivas) provisions allowing remote meetings, this meeting will be accessible via webcast, teleconference, and Zoom for all participants. A Zoom panelist link for meeting participants will be sent separately to committee, commission, or board members.

Meeting attendees may opt to attend in person for public comment and observation at 375 Beale Street, Board Room (1st Floor). In-person attendees must adhere to posted public health protocols while in the building. The meeting webcast will be available at <https://mtc.ca.gov/whats-happening/meetings/live-webcasts>. Members of the public are encouraged to participate remotely via Zoom at the following link or phone number.

Attendee Link: <https://bayareametro.zoom.us/j/84120080104>

Or iPhone one-tap: US: +13462487799,,84120080104# or +14086380968,,84120080104#
Or Join by Telephone: (for higher quality, dial a number based on your current location) US:
+1 408 638 0968 or +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or
+1 312 626 6799 or +1 646 876 9923 or +1 301 715 8592 or
877 853 5247 (Toll Free) or 888 788 0099 (Toll Free)

Webinar ID: 841 2008 0104

International numbers available: <https://bayareametro.zoom.us/j/84120080104>

Detailed instructions on participating via Zoom are available at: <https://mtc.ca.gov/how-provide-public-comment-board-meeting-zoom>. Committee members and members of the public participating by Zoom wishing to speak should use the "raise hand" feature or dial "*9". In order to get the full Zoom experience, please make sure your application is up to date.

Members of the public may participate by phone or Zoom or may submit comments by email at info@bayareametro.gov by 5:00 p.m. the day before the scheduled meeting date. Please include the committee or board meeting name in the subject line. Due to the current circumstances there may be limited opportunity to address comments during the meeting. All comments received will be submitted into the record.

Commission / BAHFA Roster:

Alfredo Pedroza (Chair), Nick Josefowitz (Vice Chair), Margaret Abe-Koga, Eddie Ahn, David Canepa, Cindy Chavez, Vacant, Carol Dutra-Vernaci, Dina El-Tawansy*, Victoria Fleming, Dorene M. Giacopini*, Federal D. Glover, Sam Liccardo, Nate Miley, Gina Papan, David Rabbitt, Hillary Ronen, Libby Schaaf, James P. Spering, Amy R. Worth

***Non-Voting Members**

1. Call to Order / Roll Call / Confirm Quorum

A quorum of this Commission and BAHFA shall be a majority of its voting members (10).

2. Pledge of Allegiance/ Acknowledgement of the Flag

3. Compensation Announcement

4. Joint MTC and BAHFA Consent Calendar

- 4a.** [22-1791](#) Minutes of the November 16, 2022 Joint MTC w/ BAHFA meeting and December 14, 2022 Joint Commission with BAHFA, BATA, and BAIFA

Action: Commission / Authority Approval

Attachments: [4a 22-1791 11-16-2022 Draft Commission w-BAHFA Minutes.pdf](#)
[4a 22-1791 12-14-2022 Draft Special Joint MTC BAHFA BATA BAIFA Mi](#)

- 4b.** [23-0098](#) MTC Resolution No. 4551, and BAHFA Resolution No. 25 - Providing for Remote Meetings Pursuant to Assembly Bill 361

Action: Commission Approval; and Authority Approval

Attachments: [4b 22-1840 MTC Resolution 4551 AB 361.pdf](#)
[4b 22-1840 BAHFA Resolution 25 AB 361.pdf](#)

- 4c.** [22-1793](#) BAHFA Resolution No. 23. Rejection, Allowance, Compromise or Settlement of Claims and Actions and Delegated Authority for Contracting for Legal Services to General Counsel

Action: Authority Approval

Attachments: [4c 22-1793 BAHFA Resolution 23 Delegation of Authority.pdf](#)

5. Public Comment / Other Business

6. Adjourn Bay Area Housing Finance Authority and Continue with MTC Agenda

7. Chair's Report (Pedroza)

- 7a. [22-1841](#) MTC Resolution No. 4552 - Resolution of Appreciation for Commissioner Damon Connolly on the occasion of his departure from MTC.
Action: Commission Approval
- 7b. [22-1842](#) MTC Resolution No. 4553 - Resolution of Appreciation for Commissioner Sam Liccardo on the occasion of his departure from MTC.
Action: Commission Approval
- 7c. [22-1843](#) MTC Resolution No. 4554 - Resolution of Appreciation for Commissioner Libby Schaaf on the occasion of her departure from MTC.
Action: Commission Approval
- 7d. [23-0001](#) Executive Director and General Counsel Performance Evaluations and Contract Approvals
1. Approval of employment contract amendment with Executive Director Therese McMillan through February 1, 2023 (\$428,604.80 annual salary);
2. Approval of employment contract with General Counsel Kathleen Kane through December 31, 2026 (\$348,132.20 annual salary); and
3. Approval of changes to salary schedule to reflect increases to Executive Director and General Counsel salaries (MTC Resolution No. 4369 and MTC Resolution No. 4369: Attachment A).
Action: Commission Approval
Attachments: [7d 23-0001 ED and GC Performance Evaluations and Contract Approvals](#)

8. Policy Advisory Council Report (Randi Kinman)

9. Executive Director's Report (McMillan)

10. Commissioner Comments

11. Consent Calendar:

Operations Committee

- 11a. [22-1801](#) Resilient State Route 37 Memorandum of Understanding Amendment
- Resilient State Route 37 Memorandum of Understanding (MOU) Amendment to integrate Sonoma-Marín Area Rail Transit District (SMART) and update the organizational structure for delivery from Bay Area Toll Authority (BATA) to Metropolitan Transportation Commission (MTC)/ Bay Area Infrastructure Financing Authority (BAIFA).
- Action:** Commission Approval
- Attachments:** [11a 22-1801 Resilient State Route 37 Memorandum of Understanding Am](#)

Programming and Allocations Committee

- 11b. [22-1609](#) MTC Resolution Nos. 4523, Revised and 4524, Revised. Allocation of \$19 million in FY 2022-23 Transportation Development Act (TDA) and State Transit Assistance (STA) funds to Santa Clara Valley Transportation Authority (VTA) and Solano Transportation Authority (Solano TA) to support transit operations and planning in the region.
- Action:** Commission Approval
- Attachments:** [11b 22-1609 MTC Resolutions 4523 and 4524 VTA and STA Allocations.](#)
- 11c. [22-1750](#) MTC Resolution No. 4545, Revised. 2023 Transportation Improvement Program (TIP) Amendment 2023-02
- Action:** Commission Approval
- Attachments:** [11c 22-1750 MTC Resolution 4545 TIP Amendment 2023-02.pdf](#)

Committee Reports

12. Legislation Committee (Vice Chair Liccardo)

- 12a. [22-1610](#) Proposed Final 2023 Joint Advocacy Program
- Final 2023 Joint Advocacy Program for MTC and ABAG outlining the agencies' state and federal legislative priorities.
- Action:** ABAG Executive Board Approval
MTC Commission Approval
- Attachments:** [12ai 22-1610 Summary Sheet Final 2023 MTC and ABAG Joint Advocacy](#)
[12aii 22-1610 Attachment A Updated Final 2023 MTC and ABAG Joint A](#)

13. Public Comment / Other Business

14. Adjournment / Next Meetings:

The next meeting of the Metropolitan Transportation Commission is scheduled to be held at 9:35 a.m. on Wednesday, January 25, 2023. Any changes to the schedule will be duly noticed to the public.

Public Comment: The public is encouraged to comment on agenda items at Commission meetings by completing a request-to-speak card (available from staff) and passing it to the Commission secretary. Public comment may be limited by any of the procedures set forth in Section 3.09 of MTC's Procedures Manual (Resolution No. 1058, Revised) if, in the chair's judgment, it is necessary to maintain the orderly flow of business.

Meeting Conduct: If this meeting is willfully interrupted or disrupted by one or more persons rendering orderly conduct of the meeting unfeasible, the Chair may order the removal of individuals who are willfully disrupting the meeting. Such individuals may be arrested. If order cannot be restored by such removal, the members of the Commission may direct that the meeting room be cleared (except for representatives of the press or other news media not participating in the disturbance), and the session may continue.

Record of Meeting: Commission meetings are recorded. Copies of recordings are available at a nominal charge, or recordings may be listened to at MTC offices by appointment. Audiocasts are maintained on MTC's Web site (mtc.ca.gov) for public review for at least one year.

Accessibility and Title VI: MTC provides services/accommodations upon request to persons with disabilities and individuals who are limited-English proficient who wish to address Commission matters. For accommodations or translations assistance, please call 415.778.6757 or 415.778.6769 for TDD/TTY. We require three working days' notice to accommodate your request.

可及性和法令第六章: MTC 根據要求向希望來委員會討論有關事宜的殘疾人士及英語有限者提供服務/方便。需要便利設施或翻譯協助者，請致電 415.778.6757 或 415.778.6769 TDD / TTY。我們要求您在三個工作日前告知，以滿足您的要求。

Acceso y el Título VI: La MTC puede proveer asistencia/facilitar la comunicación a las personas discapacitadas y los individuos con conocimiento limitado del inglés quienes quieran dirigirse a la Comisión. Para solicitar asistencia, por favor llame al número 415.778.6757 o al 415.778.6769 para TDD/TTY. Requerimos que solicite asistencia con tres días hábiles de anticipación para poderle proveer asistencia.

Attachments are sent to Commission members, key staff and others as appropriate. Copies will be available at the meeting.

All items on the agenda are subject to action and/or change by the Commission. Actions recommended by staff are subject to change by the Commission.