



## Meeting Minutes

### Metropolitan Transportation Commission

*Jake Mackenzie, Chair    Scott Haggerty, Vice Chair*

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Wednesday, July 25, 2018

10:10 AM

Board Room - 1st Floor

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#### Call Meeting to Order

#### 1. Roll Call / Confirm Quorum

**Present:** 16 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Bruins, Commissioner Connolly, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Glover, Commissioner Josefowitz, Commissioner Kim, Commissioner Pierce, Commissioner Schaaf, Commissioner Slocum, Commissioner Sperring, and Commissioner Worth

**Absent:** 2 - Commissioner Liccardo, and Commissioner Pedroza

Non-Voting Commissioners Present: Commissioner Azumbrado and Commissioner Giacopini

Non-Voting Commissioners Absent: Commissioner Davis

#### 2. Chair's Report – Mackenzie

- 2a. [18-0588](#) Approval of the Executive Director's Employment Agreement/approval of salary increase.

**Action:** Commission Approval

Chair Mackenzie reported that the Executive Committee met to review the Executive Director's performance and approval of his salary increase together with a new Employment Agreement. The Executive Committee found the Executive Director's performance to be excellent and recommended the Commission approve his salary increase of 1.5% merit plus 2.8% given to MTC employees as of July 1st, all in accordance with a new Employment Agreement as further described. The 2017-18 salary to which this increase applies is \$352,933.28. The new salary will be \$368,108.41 for fiscal year 2018-19. Tempered by the announcement of the Executive Director's retirement, effective February 28, 2019, the Executive Committee recommends a new Employment Agreement with the Executive Director with a term beginning July 1, 2018 and ending February 28, 2019.

Upon the motion by the Commission Chair Mackenzie and the second by the Commission Vice Chair Haggerty, the Commission unanimously approved Steve Heminger, Executive Director's Salary Increase in accordance with the new Employment Agreement together with the new Employment Agreement as referred by the Executive Committee. The motion carried by the following vote:

**Aye:** 16 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Bruins, Commissioner Connolly, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Glover, Commissioner Josefowitz, Commissioner Kim, Commissioner Pierce, Commissioner Schaaf, Commissioner Slocum, Commissioner Spering and Commissioner Worth

**Absent:** 2 - Commissioner Liccardo and Commissioner Pedroza

**Upon the motion by Commission Chair Mackenzie and the second by Commission Vice Chair Haggerty, the Commission unanimously approved the appointment of a seven (7) member Interview Selection Committee, consisting of Commissioner Mackenzie, Commissioner Haggerty, Commissioner, Pierce, Commissioner Bruins, Commissioner Josefowitz, Commissioner Spering, and Commissioner Worth, to identify a new Executive Director. The motion carried by the following vote:**

**Aye:** 16 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Bruins, Commissioner Connolly, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Glover, Commissioner Josefowitz, Commissioner Kim, Commissioner Pierce, Commissioner Schaaf, Commissioner Slocum, Commissioner Spering and Commissioner Worth

**Absent:** 2 - Commissioner Liccardo and Commissioner Pedroza

**2b.**     [18-0534](#)     Approval of General Counsel's Employment Agreement/approval of salary increase.

**Action:** Commission Approval

**Presenter:** Chair Mackenzie

**Chair Mackenzie reported that the Executive Committee met to review the General Counsel's performance and approval of her salary increase together with a new Employment Agreement. The Executive Committee found the General Counsel's performance to be excellent and recommend the Commission approve her salary increase of 1.5% merit plus 2.8% given to MTC employees as of July 1st, all in accordance with a new Employment Agreement as further described. The 2017-18 salary to which this increase applies is \$314,791.87. The new salary will be \$328,327.83 for fiscal year 2018-19. Chair Mackenzie further reported that the Executive Committee recommends a new Employment Agreement with the General Counsel with a term beginning July 1, 2018 and ending February 28, 2019.**

**Upon the motion by Commissioner Cortese and the second by Commission Vice Chair Haggerty, the Commission unanimously approved Adrienne Weil, General Counsel's Salary Increase in accordance with the new Employment Agreement, together with the new Employment Agreement as referred by the Executive Committee. The motion carried by the following vote:**

**Aye:** 10 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Pierce, Commissioner Schaaf, Commissioner Spering and Commissioner Worth

**Absent:** 8 - Commissioner Bruins, Commissioner Connolly, Commissioner Glover, Commissioner Josefowitz, Commissioner Kim, Commissioner Liccardo, Commissioner Pedroza and Commissioner Slocum

**3. Policy Advisory Council Report – Randi Kinman**

No report was provided.

**4. Executive Director’s Report – Heminger**

**5. Commissioner Comments**

**6. Consent Calendar:**

Approval of the Consent Calendar

**Upon the motion by Commission Vice Chair Haggerty and the second by Commissioner Glover, the Consent Calendar was unanimously approved by the following vote:**

**Aye:** 16 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Bruins, Commissioner Connolly, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Glover, Commissioner Josefowitz, Commissioner Kim, Commissioner Pierce, Commissioner Schaaf, Commissioner Slocum, Commissioner Spering and Commissioner Worth

**Absent:** 2 - Commissioner Liccardo and Commissioner Pedroza

**6a.**     [18-0570](#)     Minutes of the June 27, 2018 meeting

**Action:** Commission Approval

***Administration Committee***

**6b.**     [18-0495](#)     MTC Resolution No. 4343 - MTC Agency FY 2018-19 Pay Schedules

**Action:** Commission Approval

**Presenter:** Robin James

**Planning Committee - Spring**

- 6c. [18-0513](#) MTC Resolution No. 2611, Revised: MTC/ Sacramento Area Council of Governments (SACOG) Memorandum of Understanding (MOU) for Air Quality Planning in Eastern Solano County

Revision to the MTC / SACOG MOU addressing project-level conformity requirements and defining travel model data exchange responsibilities in eastern Solano County.

**Action:** Commission Approval

**Presenter:** Harold Brazil

**Programming and Allocations Committee**

- 6d. [18-0498](#) Federal Earmark Repurposing. Potential projects to receive Federal Highway Administration (FHWA) repurposed earmark funds under the Department of Transportation Appropriations Act, 2018.

**Action:** Commission Approval

**Presenter:** Mallory Atkinson

- 6e. [18-0499](#) Proposed Agreement with Calaveras Council of Governments for Exchange of Federal Apportionments. A request to authorize an agreement with the Calaveras Council of Governments (Calaveras COG) to exchange \$1.2 million in Surface Transportation Block Grant Program (STP) funds with an equal amount of Congestion Mitigation Air Quality Improvement Program (CMAQ) funds.

**Action:** Commission Approval

**Presenter:** Kenny Kao

- 6f. [18-0502](#) MTC Resolution No. 3819, Revised. Allocation of \$1.5 million in Regional Measure 2 funds to the City of Vallejo for the Vallejo Station project, including rescission and re-allocation of approximately \$650,000 in savings from a previous allocation.

**Action:** Commission Approval

**Presenter:** Craig Bosman

- 6g. [18-0515](#) MTC Resolution Nos. 4035, Revised and 4202, Revised. Revisions to the One Bay Area Grant (OBAG 1 and 2) Regional Priority Development Area (PDA) Planning Program.

**Action:** Commission Approval

**Presenter:** Mallory Atkinson

- 6h.**     [18-0503](#)     MTC Resolution No. 4250, Revised. Allocation of \$2.3 million in Regional Measure 2 (RM2) funds to MTC for the Bay Bridge Forward suite of projects.  
          **Action:** Commission Approval  
          **Presenter:** Kenneth Kao
- 6i.**     [18-0500](#)     MTC Resolution No. 4275, Revised. 2017 Transportation Improvement Program (TIP) Amendment 2017-37.  
          **Action:** Commission Approval  
          **Presenter:** Adam Crenshaw
- 6j.**     [18-0504](#)     MTC Resolution Nos. 4322, Revised, 4334, Revised, 4335, Revised, 4336, Revised, and 4337, Revised.  
  
          Revises the FY 2018-19 Fund Estimate and allocates \$172 million in FY 2018-19 Transportation Development Act (TDA) funds, State Transit Assistance (STA) funds, Assembly Bill 1107 (AB 1107) funds, and Regional Measure 2 (RM 2) operating and capital funds to five transit operators to support transit operations and capital projects in the region. (Committee/Commission Approval)  
          **Action:** Commission Approval  
          **Presenter:** William Bacon
- 6k.**     [18-0505](#)     MTC Resolution No. 4347. Cycle 5 Lifeline Transportation Program.  
          **Action:** Commission Approval  
          **Presenter:** Judis Santos
- 6l.**     [18-0501](#)     MTC Resolution No. 4353. Approval of the FY2018-19 and FY2019-20 FTA Section 5311 Rural Transit Program of Projects.  
          **Action:** Commission Approval  
          **Presenter:** Rob Jaques

6m. [18-0595](#) MTC Resolutions Nos. 4202, Revised, and 4356.

Agreement for the exchange of \$1.2 million in Santa Clara Valley Transportation Authority Measure funds with an equal amount of Surface Transportation Block Grant Program (STP) funds and/or Congestion Mitigation and Air Quality Improvement program (CMAQ) funds for the State Route 85 Transit Guideway Study.

**Action:** Commission Approval

**Presenter:** Anne Richman

## Committee Reports

### 7. Legislation Committee - Aguirre

7a. [18-0477](#) Senate Bill 1 Repeal Initiative: Proposition 6

November 2018 statewide ballot measure, which would repeal the transportation funding increase authorized by SB 1 (Beall, 2017) as well as provide that any tax on motor vehicle fuel or vehicles themselves must be subject to a vote of the people.

**Action:** Oppose / Commission Approval

**Presenter:** Randy Rentschler

**Upon the motion by Commissioner Aguirre and the second by Commissioner Pierce, the Commission adopted an Oppose position on Senate Bill 1. The motion carried by the following vote:**

**Aye:** 16 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Bruins, Commissioner Connolly, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Glover, Commissioner Josefowitz, Commissioner Kim, Commissioner Pierce, Commissioner Schaaf, Commissioner Slocum, Commissioner Spering and Commissioner Worth

**Absent:** 2 - Commissioner Liccardo and Commissioner Pedroza

7b. [18-0478](#) Propositions 1 and 2: Affordable Housing and Homelessness Bonds - Support

November 2018 statewide ballot measures to approve \$6 billion in housing and homelessness bonds.

**Action:** Support / Commission Approval

**Presenter:** Georgia Gann Dohrmann

**Upon the motion by Commissioner Aguirre and the second by Commissioner Pierce, the Commission adopted a Support position on Propositions 1 and 2. The motion carried by the following vote:**

**Aye:** 16 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Bruins, Commissioner Connolly, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Glover, Commissioner Josefowitz, Commissioner Kim, Commissioner Pierce, Commissioner Schaaf, Commissioner Slocum, Commissioner Sperring and Commissioner Worth

**Absent:** 2 - Commissioner Liccardo and Commissioner Pedroza

**7c.**     [18-0532](#)     SB 1376 (Hill): Transportation Network Companies: Accessibility - Support

SB 1376 would require the California Public Utilities Commission (CPUC) to adopt regulations requiring that transportation network company (TNC) services be fully accessible to persons with disabilities, including wheelchair users. The bill would also require that TNCs unable to meet this standard pay a fee that would fund alternative on-demand accessible services.

**Action:** Support / Commission Approval

**Presenter:** Georgia Gann Dohrmann

**Upon an amended motion by Commissioner Kim and the second by Commissioner Pierce, the Commission adopted a Support and Seek Amendment position on Senate Bill 1376. The amendment would provide assurance that claims may be brought against a TNC for its failure to be fully accessible to persons with disabilities. The motion carried by the following vote:**

**Aye:** 15 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Bruins, Commissioner Connolly, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Glover, Commissioner Kim, Commissioner Pierce, Commissioner Schaaf, Commissioner Slocum, Commissioner Sperring and Commissioner Worth

**Absent:** 2 - Commissioner Liccardo and Commissioner Pedroza

## 8. Planning Committee - Sperring

**8a.**     [18-0509](#)     Diesel Free by '33 Statement of Purpose

Approval of Diesel Free by 2033 Memorandum of Understanding (MOU). The purpose of this MOU is to reduce diesel emissions in communities from stationary and mobile sources to zero by December 31, 2033.

**Action:** Commission Approval

**Presenter:** Krute Sing, MTC and  
Abby Young, Bay Area Air Quality Management District

**Upon the motion by Commissioner Sperring and the second by Commissioner Schaaf, the Commission adopted the Diesel Free by 2033 MOU. The motion carried by the following vote:**

**Aye:** 16 - Commission Chair Mackenzie, Commission Vice Chair Haggerty, Commissioner Aguirre, Commissioner Bruins, Commissioner Connolly, Commissioner Cortese, Commissioner Dutra-Vernaci, Commissioner Halsted, Commissioner Glover, Commissioner Josefowitz, Commissioner Kim, Commissioner Pierce, Commissioner Schaaf, Commissioner Slocum, Commissioner Spering and Commissioner Worth

**Absent:** 2 - Commissioner Liccardo and Commissioner Pedroza

## **9. Public Comment / Other Business**

Allison Chan of Save the Bay was called to speak.

## **10. Adjournment / Next Meetings:**

**The next meeting of the Commission will be held on September 26 at 9:45 a.m. at the Bay Area Metro Center, 375 Beale Street, San Francisco, CA 94105.**