



Metropolitan Transportation Commission

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

Meeting Agenda

Metropolitan Transportation Commission

Scott Haggerty, Chair Alfredo Pedroza, Vice Chair

Wednesday, December 16, 2020

9:45 AM

Board Room - 1st Floor (REMOTE)

The Metropolitan Transportation Commission is scheduled to meet on Wednesday, December 16, 2020 at 9:45 a.m., in the Bay Area Metro Center (Remotely), or immediately following the 9:40 a.m. BAIFA meeting. In light of Governor Newsom's State of Emergency declaration regarding the COVID-19 outbreak and in accordance with Executive Order N-29-20 issued by Governor Newsom on March 17, 2020 and the Guidance for Gatherings issued by the California Department of Public Health, the meeting will be conducted via webcast, teleconference, and Zoom for committee, commission, or board members who will participate in the meeting from individual remote locations. A Zoom panelist link for meeting participants will be sent separately to committee, commission, or board members.

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/85361052889>

iPhone One-tap US: +16699006833,,85361052889# or +14086380968,,85361052889#

Join by Telephone (for higher quality, dial a number based on your current location) US:

+1 669 900 6833 or +1 408 638 0968 or +1 346 248 7799 or

+1 253 215 8782 or +1 646 876 9923 or +1 301 715 8592 or

+1 312 626 6799 or 888 788 0099 (Toll Free) or 877 853 5247 (Toll Free)

Webinar ID: 853 6105 2889

International numbers available: <https://bayareametro.zoom.us/u/krwR7MfGn>

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.

1. Call to Order / Roll Call / Confirm Quorum

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

2. Chair's Report (Haggerty)

- 2a. [21-0018](#) Committee Assignments for New Commissioners
- Action:** Commission Approval
- Attachments:** [2a - HANDOUT - Committee Assignments 12'2020.pdf](#)
[2a - Appointment Letter - Abe-Koga.pdf](#)
[2a - Appointment Letter - Chavez.pdf](#)
[2a - Appointment Letter - El-Tawansy.pdf](#)
- 2b. [21-0019](#) Appointment of an Ad-hoc Nominating Committee
- Action:** Commission Approval
- 2c. [21-0017](#) Report from Executive Committee Meeting: Request for Approval of Executive Director's salary increase.
- Action:** Commission Approval
- 2d. [21-0004](#) MTC Resolution No. 4445 - Resolution of Appreciation for Adrienne Weil on the occasion of her retirement from MTC.
- Action:** Commission Approval
- Attachments:** [2d - Reso-4445 Appreciation Weil.pdf](#)

3. Policy Advisory Council Report (Randi Kinman)

4. Executive Director's Report (McMillan)

- [21-0117](#) Executive Director's Report
- Attachments:** [4 - ED Report- MTC December 2020.pdf](#)

5. Commissioner Comments

6. Consent Calendar:

- 6a. [20-1691](#) Minutes of the November 20, 2020 meeting
- Action:** Commission Approval
- Attachments:** [6a - 20-1691 - Nov 20 Draft Commission Minutes v1.pdf](#)

6b. [20-1692](#) Monthly Report of Transit Operator Statistics

Action: Information

Attachments: [6b - 20-1692 - Monthly Report of Transit Operator Statistics.pdf](#)

Administration Committee

6c. [20-1470](#) MTC Resolution No. 4173, Revised - Reauthorization of MTC Investment Policy

Action: Commission Approval

Attachments: [6c - 20-1470 - Reso-4173 Reauthorization of MTC Investment Policy.pdf](#)

6d. [20-1450](#) MTC Resolution No. 4265, Revised - MTC Debt Policy Issuance and Management

Action: Commission Approval

Attachments: [6d - 20-1450 - Reso-4265 MTC Debt Policy.pdf](#)

6e. [20-1239](#) MTC Resolution No. 4436 - Establishment of an Internal Revenue Code (IRC) Section 115 Post-Employment Benefits Trust with Public Agency Retirement Services (PARS); and Authorization of Related Contract(s) with PARS

Action: Commission Approval

Attachments: [6e - 20-1239 - Reso-4436 Authorization to Establish Post-Employment Benefits](#)

Programming and Allocations Committee

6f. [20-1606](#) MTC Resolution, 4108, Revised. Revisions to the Transportation Development Act (TDA) Article 3 Policies and Procedures to add quick builds and separated bikeways as eligible projects and make other minor changes.

Action: Commission Approval

Attachments: [6f - 20-1606 - Reso 4108 TDA Revisions.pdf](#)

- 6g.** [20-0750](#) MTC Resolution No. 4375, Revised. 2019 Transportation Improvement Program (TIP) Amendment 2019-47.
- Action:** Commission Approval
- Attachments:** [6g - 20-0750 - Reso-4375 TIP Amendment 2019-47.pdf](#)
- 6h.** [20-1481](#) MTC Resolution Nos. Revised, 4430, Revised and 4431, Revised. Allocation of \$5.7 million in FY2020-21 Transportation Development Act (TDA) and State Transit Assistance (STA) funds to Santa Rosa to support transit operations.
- Action:** Commission Approval
- Attachments:** [6h - 20-1481 - Resos 4430 and 4431 Santa Rosa Transit Ops Allocation.pdf](#)
- 6i.** [20-1607](#) MTC Resolution, 4440. Allocation of \$43 million of State Transit Assistance-State of Good Repair (STA-SGR) funds to MTC and operators for projects approved by the State Department of Transportation (Caltrans).
- Action:** Commission Approval
- Attachments:** [6i - 20-1607 - Reso-4440 Allocation to Caltrans Approved Projects .pdf](#)
- 6j.** [20-1629](#) MTC Resolution No. 4272, Revised. FY2016-17 through FY2019-20 Transit Capital Priorities program revisions.
- Action:** Commission Approval
- Attachments:** [6j - 20-1629 - Reso-4272 FY17-FY20 TCP Revisions.pdf](#)
- 6k.** [20-1633](#) MTC Resolution No. 4273, Revised. Transit Performance Initiative - Investment Program: Semi-Annual Report, Scope Modifications for SFMTA Round 1 Award, and Reprogramming of VTA FY2018 Award.
- Action:** Commission Approval
- Attachments:** [6k - 20-1633 - Reso-4273 TPI Investment Update.pdf](#)
- 6l.** [20-1688](#) MTC Resolution No. 4412, Revised. Regional Measure 3 (RM3) Letter of No Prejudice. Recommendation of RM3 Letter of No Prejudice to the Transportation Authority of Marin for the US-101 Marin-Sonoma Narrows project.
- Action:** Kenneth Kao
- Attachments:** [6l - 20-1688 - Reso-4412 RM3 LONP.pdf](#)

Joint MTC ABAG Legislation Committee

6m. [21-0020](#) MTC Resolution No. 3931, Revised - Policy Advisory Council Term Extension

Action: MTC Commission Approval

Attachments: [6m - 21-0020 - Reso-3931 Council Terms.pdf](#)

Committee Reports

7. Programming and Allocations Committee (Chair Josefowitz)

7a. [20-1630](#) MTC Resolution No. 3738, Revised. Revisions to Attachment B of the BART Car Replacement Funding Exchange and Reserve Account, authorizing a disbursement of up to \$161 million and revising a condition on the previous authorization.

A request for authorization to disburse up to \$161 million from the Exchange Account to BART for their railcar procurement project, consistent with the policies of the BART Car Replacement Funding Exchange and Reserve Account agreement and MTC Resolution No. 4302, Exchange Account Supplemental, which committed up to \$179 million for railcar procurements associated with BART's Transbay Corridor Core Capacity Program, and to revise the condition related to FTA financing on the previous authorization of withdrawal of up to \$220 million for replacement cars.

Action: Commission Approval

Attachments: [7a - 20-1630 - Reso-3738 BART Car Exchange Account Revisions.pdf](#)

7b. [20-1634](#) MTC Resolution No. 3801, Revised. Regional Measure 2 Program Amendments

A summary of public comments received and recommendation to reassign a total of approximately \$663,000 in RM2 funds:

- Modify scope of Transit Commuter Benefits Promotion project (RM2 project #35) to include transit recovery strategies identified by the Blue Ribbon Transit Recovery Task Force;
- Modify scope of Regional Express Lanes Network (RM2 project #38) to include operational improvements;
- Redirect \$225,000 in unused funds from Dumbarton Rail (RM2 project #4) to Dumbarton Forward suite of bus projects (under RM2 project #29); and
- Redirect \$438,000 in savings from Regional Rail Master Plan to RM2 project #35 for transit recovery strategies identified by the Blue Ribbon Transit Recovery Task Force.

Action: Commission Approval

Attachments: [7b - 20-1634 - Reso-3801 RM2 Program Updates.pdf](#)

7c. [20-1609](#) MTC Resolution No. 4095, Revised.

Rescission of \$4.8 million in Regional Measure 2 (RM2) funds from the I-80 Express Lanes project, and allocation of \$4.8 million in RM2 funds for the environmental and preliminary engineering phase of various Bay Bridge Forward 2020 projects.

Action: Commission Approval

Attachments: [7c - 20-1609 - Reso-4095 Bay Bridge Forward Allocation.pdf](#)

- 7d. [20-1643](#) Proposed Principles for Redirecting Funding to Transit Operations for COVID-19 Emergency Response and Upcoming Opportunity Concepts for Discussion

As Bay Area public transit operators continue to face financial uncertainty brought on by the COVID-19 pandemic, MTC staff propose several principles to apply when considering shifting funds normally assigned to other transportation expenditures, to transit operations. Additionally, staff will provide information on a near-term opportunity that the Committee and Commission will have to shift funds normally directed towards transit capital state-of-good-repair expenditure, to transit operations.

Action: Commission Approval

Attachments: [7d - 20-1643 - Commission Update on Principles for Redirecting Funding for CO](#)
[7d - 20-1643 - Attachment A Revised Principles.pdf](#)
[7d - Public Comment - Lebrun.pdf](#)
[7d - 20-1643 - Principles for Redirecting Funding for COVID-19 Emergency.pdf](#)
[Public Comment - GM Support Letter.pdf](#)

8. Operations Committee (Vice Chair Connolly)

- 8a. [20-1695](#) Next Generation Clipper® (C2) System Integrator Contract Change Order - Next Generation Clipper System Integration with Bay Area Rapid Transit (BART) and San Francisco Municipal Transportation Agency (SFMTA) with Exercise of Open Payments Option: Cubic Transportation Systems, Inc. (Cubic) (\$13,600,000)

Request for approval of a Change Order to (1) implement the Tri Reader 4 (TR4), Cubic's next-generation Clipper card reader, on BART and SFMTA equipment and (2) exercise the Open Payments Option to implement system-wide open payments.

Action: Commission Approval

Attachments: [8a - 20-1695 - Change Order Cubic.pdf](#)

9. Joint MTC ABAG Legislation Committee (Vice Chair Mackenzie)

9a. [20-1701](#) Proposed Final 2021 Joint Advocacy Program

Proposed Final 2021 Joint Advocacy Program for MTC and ABAG,
expressing the agencies' state and federal legislative priorities.

Action: ABAG Executive Board Approval
MTC Commission Approval

Attachments: [9a - 20-1701 - Final Advocacy Program.pdf](#)
[9a - 20-1701 - Attachment A - 2021 Advocacy Program.pdf](#)

10. Public Comment / Other Business

10. [21-0111](#) Written Public Comment Received

Attachments: [Public Comment - SF Chamber of Commerce.pdf](#)
[Public Comment - Traughber.pdf](#)

11. Adjournment / Next Meetings:

The next meeting of the Metropolitan Transportation Commission is scheduled to be held on Wednesday, January 27, 2021 at the Bay Area Metro Center, 375 Beale Street, San Francisco, CA 94105 (remotely and by webcast as appropriate depending on the status of any shelter in place orders).

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.