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

Meeting Agenda

Bay Area Toll Authority

Scott Haggerty, Chair Alfredo Pedroza, Vice Chair

Wednesday, October 28, 2020 | **9:35 AM** | **Board Room – 1st Floor (REMOTE)**

The Bay Area Toll Authority is scheduled to meet on Wednesday, October 28, 2020 at 9:35 a.m., in the Bay Area Metro Center (Remotely), or immediately following the 9:05 a.m. Audit Committee 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/83427624824
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 +1 312 626 6799 or +1 646 876 9923 or +1 301 715 8592 or 888 788 0099 (Toll Free) or 877 853 5247 (Toll Free)
Webinar ID: 834 2762 4824

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

Quorum: A quorum of this Authority shall be a majority of its voting members (10).

2. Pledge of Allegiance

3. Compensation Announcement

4. Chair's Report (Haggerty)

4a. 20-1418 BATA Resolution No. 138 - Resolution of Appreciation for former Caltrans District 4 Deputy (and former District 10 Director) Dan McElhinney

Action: Authority Approval

4b. 20-1419 BATA Resolution No. 139 - Resolution of Appreciation for Caltrans' Seismic Program lead Brian Maroney

Action: Authority Approval

4c. 20-1517 BATA Resolution No. 140 - Resolution of Appreciation for Caltrans' Staff Ken Brown

Action: Authority Approval

5. Consent Calendar

5a. 20-1405 Minutes of the September 23, 2020 meeting

Action: Authority Approval

Attachments: 5a - 20-1405 Sept 23 BATA Draft Meeting Minutes.pdf

6. BATA Recovery Ad Hoc Working Group Report (Worth)

20-1552

Action: Information

7. Authority Approval

7a. 20-1497 Closed Session - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

The Authority will meet in closed session pursuant to Government Code Section 54956.9(a) and paragraph (1) of subdivision (d) of Government Code Section 54956.9 to confer with counsel regarding:

(i) Michael Saliani, et al., v. BATA, et al., San Francisco Superior Court Case No. CGC-14-540384; Pamela Moore, et al. v. BATA, et al., San Francisco Superior Court Case No. CGC-15-549048; Kristen Freeland and Michael Jefferson, et al., v. BATA, et al., San Francisco Superior Court Case No. CGC-16-550947; and In re Toll Bridges Litigation, San Francisco Superior Court Case No. CGC-17-562613 (consolidated with San Francisco Superior Court Case No. CGC-18-56084); and

(ii) Howard Jarvis Taxpayers Association, et al. vs. The Bay Area Toll Authority, et al., California Supreme Court Case No. S263835; California Court of Appeals, 1st Appellate District Court Case No. A157598 (consolidated with Randall Whitney vs. Metropolitan Transportation Commission, California Court of Appeals, 1st Appellate District Court Case No. A157972).

7b. 20-1498 Open Session

8. Public Comment / Other Business

9. Adjournment / Next Meeting

The next meeting of the Bay Area Toll Authority is scheduled to be held on ***Friday, November 20, 2020 at 9:35 a.m.* 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 Authority meetings by completing a request-to-speak card (available from staff) and passing it to the Authority 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 Authority 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: Authority 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 Titulo 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 Authority 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 Authority. Actions recommended by staff are subject to change by the Authority.