



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

## Meeting Agenda - Final

### ABAG San Francisco Bay Trail Board of Directors

*John Woodbury, Chair*  
*Julie Bondurant, Co-Chair*  
*Steve McAdam, Secretary*  
*Juan Raigoza, Treasurer*

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Friday, March 26, 2021

10:00 AM

Board Room - 1st Floor (REMOTE)

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#### San Francisco Bay Trail Project Board of Directors

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 members who will participate in the meeting from individual remote locations. A Zoom panelist link for meeting participants will be sent separately to Committee members.

The meeting webcast will be available at  
<http://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/81771888345>  
Or iPhone one-tap: US: +16699006833,,81771888345# or +14086380968,,81771888345#  
Or Telephone: Dial(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 +1 301 715 8592 or +1 312 626 6799 or +1 646 876 9923 or 888 788 0099 (Toll Free) or 877 853 5247  
(Toll Free)  
Webinar ID: 817 7188 8345

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](mailto:info@bayareametro.gov) by 5:00 p.m. the day before the scheduled meeting date. Please include the committee or board meeting name and agenda item number 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.

The San Francisco Bay Trail Board of Directors may act on any item on the agenda.

The meeting is scheduled to begin at 10:00 a.m.

Agenda, roster and webcast available at <https://abag.ca.gov>

For information, contact Clerk of the Board at (415) 820-7913.

#### Roster

David Beaupre, Bruce Beyaert, Julie Bondurant, Brenda Buxton, John Coleman, Rosemary Corbin, Corinne DeBra, Nance Donati, Leo Dubose, Jean Finney, Jim Foran, Minane Jameson, Ellen Johnck, Bill Keene, Joe LaClair, Ethan Lavine, David Lewis, Bill Long, Judith Malamut, John Malamut (Alternate), Steve McAdam, Moira McEnespy (Alternate), Julia Miller, David Mitchell, Rick Parmer, Juan Raigoza, Antoinette Romeo, Diane Ross-Leech, Ana Ruiz, Philip Sales, Linda Stonier, Don Weden, John Woodbury

### 1. Call to Order / Roll Call / Confirm Quorum

*Quorum is one-third (1/3) of the authorized number of directors or ten (10) members.*

### 2. Agenda

- 2.a. [21-0508](#) Approval of San Francisco Bay Trail Board of Directors Meeting Agenda for March 26, 2021

Action: Approval

Presenter: Staff

### 3. Consent Calendar

- 3.a [21-0372](#) Approval of San Francisco Bay Trail Board of Directors Meeting Minutes of November 7, 2019

Action: Approval

Presenter: Staff

Attachments: [03a Minutes 20191107.pdf](#)

### 4. Board of Directors and Staff Announcements

*Information*

### 5. Board of Directors Appointments

**5.a. [21-0373](#) Appointments to Board of Directors**

**Action:** Approval

**Presenter:** John Woodbury and Maureen Gaffney

**Attachments:** [05a 1 Staff Memo Appointments Board of Directors.pdf](#)  
[05a 2 Attachment Letter of Interest Alm.pdf](#)  
[05a 3 Attachment Letter of Interest Coates Maldoon.pdf](#)  
[05a 4 Attachment Letter of Interest Dougan.pdf](#)  
[05a 5 Attachment Letter of Interest Gaffney.pdf](#)  
[05a 6 Attachment Letter of Interest McEnespy.pdf](#)  
[05a 7 Attachment Letter of Interest Proctor.pdf](#)  
[05a 8 Attachment Letter of Interest Wilson.pdf](#)

**6. MTC Design and Project Delivery****6.a. [21-0374](#) Report on San Francisco Bay Trail and San Francisco Bay Area Water Trail Move to and Overview of MTC Design and Project Delivery Section**

**Action:** Information

**Presenter:** Ashley Nguyen and Toshi Shepard-Ohta

**Attachments:** [06a 1 Staff Memo Design and Project Delivery.pdf](#)  
[06a 2 Attachment Presentation.pdf](#)

**7. San Francisco Bay Trail and Metropolitan Transportation Commission****7.a. [21-0375](#) Report on Developing Framework for San Francisco Bay Trail and Metropolitan Transportation Commission to Work Together**

**Action:** Information

**Presenter:** Andrew Fremier and John Woodbury

**Attachments:** [07a 1 Staff Memo Bay Trail Framework v2.pdf](#)  
[07a 2 Attachment Agreement Administrative Related Services.pdf](#)

**8. Bylaws****8.a. [21-0376](#) Report on Bay Trail Bylaws and Appointment of Steering Committee to Address Updating Bylaws**

**Action:** Action

**Presenter:** John Woodbury and Maureen Gaffney

**Attachments:** [08a 1 Staff Memo Bylaws Update v2.pdf](#)  
[08a 2 Attachment Bay Trail Bylaws.pdf](#)

**9. Richmond-San Rafael Bridge Bicycle/Pedestrian Path Pilot Project**

- 9.a.**     [21-0377](#)     Report on Richmond-San Rafael Bridge Bicycle/Pedestrian Path Pilot Project
- Update on the success and challenges of the bicycle/pedestrian path pilot project on the Richmond-San Rafael Bridge at the nearly 1.5-year mark.
- Action:**                     Information
- Presenter:**                Lee Huo, James Go and Nicola Szibbo
- Attachments:**            [09a 1 Staff Memo Richmond San Rafael Bridge Update.pdf](#)  
                                      [09a 2 Attachment Presentation v2.pdf](#)

## **10. Bay Trail Openings**

- 10.a.**     [21-0378](#)     Report on Bay Trail Openings in 2020-Golden Gate Fields in Albany and Ravenswood in East Palo Alto
- Action:**                     Information
- Presenter:**                Vijay Kesavan and Lee Huo
- Attachments:**            [10a Presentation Bay Trail Openings.pdf](#)

## **11. Public Comment**

*Information*

## **12. Adjournment / Next Meeting**

*The next regular meeting of the San Francisco Bay Trail Board of Directors will be announced.*



**Public Comment:** The public is encouraged to comment on agenda items at Committee meetings by completing a request-to-speak card (available from staff) and passing it to the Committee 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 Committee 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:** Committee 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](http://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.

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Attachments are sent to Committee 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 Committee. Actions recommended by staff are subject to change by the Committee.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 21-0508      **Version:** 1      **Name:**

**Type:** Report      **Status:** Committee Approval

**File created:** 3/15/2021      **In control:** ABAG San Francisco Bay Trail Board of Directors

**On agenda:** 3/26/2021      **Final action:**

**Title:** Approval of San Francisco Bay Trail Board of Directors Meeting Agenda for March 26, 2021

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
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Approval of San Francisco Bay Trail Board of Directors Meeting Agenda for March 26, 2021

Staff

Approval



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 21-0372      **Version:** 1      **Name:**

**Type:** Report      **Status:** Committee Approval

**File created:** 2/18/2021      **In control:** ABAG San Francisco Bay Trail Board of Directors

**On agenda:** 3/26/2021      **Final action:**

**Title:** Approval of San Francisco Bay Trail Board of Directors Meeting Minutes of November 7, 2019

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [03a Minutes 20191107.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of San Francisco Bay Trail Board of Directors Meeting Minutes of November 7, 2019

Staff

Approval

**San Francisco Bay Trail  
Fall 2019 Board Meeting Minutes  
Firehouse Building, Ft. Mason, San Francisco  
November 7, 2019**

**Call to Order**

Meeting was called to order at 1:00 p.m.

**Attendance**

Board Members

John Woodbury, Chair  
Bruce Beyaert  
Brenda Buxton  
Rosemary Corbin  
Corinne DeBra  
Leo DuBose  
Jim Foran  
Ellen Johnck  
Bill Keene  
Joe LaClair

Bill Long  
Judy Malamut  
Steve McAdam  
Julia Miller  
Antoinette Romeo  
Juan Raigoza  
Diane Ross-Leech  
Philip Sales  
Don Weden

Guests

Susanna Chan, Midpen  
Victoria Eisen, Eisen-Letunic  
Liz Figueroa, former state senator  
Deborah Hirst, Midpen  
Janet McBride, Ridge Trail  
Tom Mikkelsen, former board chair  
Alyse Mikkelsen

Ken Moy, former ABAG counsel  
Wendy Proctor, Port of San Francisco  
Elish Ryan, Midpen  
Sarah Seward, volunteer facilitator  
Brian Wiese, former board chair  
Hing Wong, former ABAG staff  
Leo's mom

Staff

Laura Thompson  
Lee Huo  
Maureen Gaffney

Bay Trail  
Bay Trail  
Bay Trail

**1. Call to Order / Introductions / Confirm Quorum**

Woodbury brought the Board meeting to order and introductions were made.  
Thompson introduced Sarah Seward, volunteer facilitator for the board's discussion.

## 2. Adoption of Agenda and Approval of Minutes

**ACTION:** Weden moved, DuBose seconded adoption of the agenda and the 04/19/19 minutes. The agenda and minutes were approved unanimously.

### *Yes Votes:*

John Woodbury, Chair  
Bruce Beyaert  
Brenda Buxton  
Rosemary Corbin  
Corinne DeBra  
Leo DuBose  
Jim Foran  
Ellen Johnck  
Bill Keene  
Joe LaClair

Bill Long  
Judy Malamut  
Steve McAdam  
Julia Miller  
Antoinette Romeo  
Juan Raigoza  
Diane Ross-Leech  
Philip Sales  
Don Weden

*No Votes: None*

*Abstentions: None*

## 3. Announcements by Board Directors, Guests and Staff

### Board Announcements

- Beyaert Announced the completion of a Bay Trail gap in Richmond providing access to the Richmond-San Rafael Bridge, opening on November 16. The new trail also provides access to a future trail along the shoreline of the Point San Pablo Peninsula.
- Johnck Informed the board that she worked with the developers of a biotech campus along Sierra Point in Brisbane that will include completion of a Bay Trail segment.
- Ryan Announced the recent groundbreaking of the Ravenswood Bay Trail in East Palo Alto that will close a 0.6-mile trail gap on the peninsula, linking 80 miles of Bay Trail and river connector trails in three counties. Many partners and funders have worked with the Midpeninsula Regional Open Space District to get the project to this point. It is expected to open in summer 2020.

### Staff Announcements

- Thompson Informed the board that as of October 1, the Bay Trail staff was moved out of the Planning section into Local Government Services at MTC. Active transportation and bike share will remain in the Planning Section under a newly created mobility division, as will Water Trail. While Water

Trail work continues, executive management has asked us to explore options to relocate the program out of the Planning section. Staff will keep the board informed of any changes. On October 17 the Coastal Conservancy authorized Block Grant #6 to ABAG in the amount of \$1.4 million for planning, design and construction of Bay Trail. In August, the Conservancy approved a \$600,000 grant to ABAG for the Water Trail program. Announced sad news that Bonnie Bliss, widow of former board chair Bill Bliss, passed away. The Bliss daughters are working with the City of Palo Alto public art program to dedicate a bench for her near Bill's memorial. Informed the board that the Bay Area Toll Authority (BATA) has agreed to a \$20,000 sponsorship of Doug McConnell's Open Road for the 2020 season. The Bay Trail Steering Committee will consider a \$5,000 sponsorship at their next meeting. Together these sponsorships enable Doug to produce an entire show on the Bay Trail, as was done last year.

-Gaffney Informed the board about plans for a new Bay Trail alignment at Mare Island in Vallejo. Announced that the Bay Trail map sets will be updated in 2020, including the completed Richmond-San Rafael Bridge span.

-Huo Informed the board that Caltrans District 4 is developing a Pedestrian Plan, with Bay Trail staff participation. The Alameda bike-ped plan is underway with an expected future alignment change along the estuary, bringing the trail closer to the shoreline. Provided a recap of the 30<sup>th</sup> Anniversary campaign and announced the upcoming opening of the Richmond-San Rafael Bridge Trail on November 16.

#### **4. Reflecting Back: Where We've Been**

Board members, guests and staff reflected on the Bay Trail's history, viewed a slide show of images through the decades and shared memories of Bay Trail milestones.

Weden took the group even further back in history to recognize plans and construction of shoreline public access in Santa Clara County before the 1989 Bay Trail Plan was adopted: Preliminary Shoreline Development Plan (1957), Trails & Pathways Master Plan (1978), Regional Parks, Trails & Scenic Highways Element of County General Plan (1981), and construction of the first official segment of Bayfront Trail in Palo Alto (1983).

Beyaert shared some insights on how the Bay Trail has advanced in Richmond over the past 20 years of TRAC's advocacy. He focused on several projects: the Ferry Point Loop at Miller-Knox Regional Shoreline, Shipyard 3 Trail, Wildcat Marsh and the Landfill Loop Trail. Many of these trail segments were not in the original Bay Trail Plan, yet they are now popular parts of the Bay Trail system. Beyaert emphasized the importance of partnerships, especially with private landowners.

#### **5. Checking In: Where We Are Now**

Thompson, Gaffney and Huo provided an overview of current Bay Trail status to set the stage for the core part of the meeting when the board will help identify tools and strategies to build capacity and secure additional resources for the program's future. Staff walked through three challenges, 1) Land Use, Trail Building, Operations & Maintenance, 2) Policy, Advocacy and Partnerships, and 3) Outreach & Engagement, highlighting examples including the San Francisco International Airport gap, the Highway 37 corridor gap in the North Bay and lessons learned from the 30<sup>th</sup> anniversary outreach campaign to illustrate how the program has entered a new and complex phase of its development.

## 6. Looking Ahead: Where We're Going

The board participated in a facilitated interactive exercise to share creative approaches addressing the program's current and future challenges. The board divided into five small groups (A-E) for a brainstorming session. Below are the notes that were recorded at the meeting. These ideas will be brought back to the Steering Committee for discussion in 2020 and recommendations to the full board in the spring.

### PART 1: BRAINSTORMS

#### Key Themes:

non-profit/ friends of / fundraising  
Youth/ schools  
Legislators  
Commercial / Health / Government partnerships  
Social Media / Marketing / Outreach

#### Brainstorm A

- Target partners for gaps. IE Caltrans - West Span, SFO BCDC to require Caltrans to build BT as part of sea level rise resiliency
- Grow non-profit "Bay Trail NOW" Moore Foundation 2 years to get a project off the round. Look at models that work for us. Eye towards hiring a development director.
- Elected official support, champions, clone Bruce
- Get Caltrans / airport to assign staff to get it done. Incorporate BT into project. Next Step: meeting with BCDC re: airport, establish link between runway protection and BT
- Caltrans and airport under mandate to reduce GHG = BT!
- Reach out to Moore Foundation for funds
- Need younger Board recruits
- Consider board shake up business/corps with agency reps as subcommittee

#### Brainstorm B

- Sponsorship with health agencies: forest bathing, prescription for healthy activities
- Forming "friends of" organization to raise funds. Solicit foundations and individuals
- Events on BT: partner with other organizations
- Senators host dinner with legislators to educate
- Partner with local businesses and restaurants
- Fundraising dinner
- Storytelling events, social media, postcards
- School programs: partnership and education
- Speakers program/ bureau

- Ask ED of SFP to provide dedicated staff to take action
- Volunteers to promote BT
- Self Guided interpretive trail on social media
- Internship program: colleges and universities for planning, social media, environmental stewardship
- Present at conferences

#### Advocacy Brainstorm C

- Non profit advocacy group
- Tech partnerships
- Social media connections: Linked In, NextDoor, Hike, Bike Coalitions, Kids
- Others: Schools, health clubs, health orgs, local orgs, regional priorities
- Gaps outside urban areas N, S, C

#### Brainstorm D

- Member dues (cities, counties) / annual sponsorship
- Adopt BT program (need city authority)
- Encourage seniors to use trail
- Big corporations: contributions and healthcare
- Paint gap areas green
- Increase dedicated funds from bridge tolls, etc
- Develop local BT champions
- Legislative champions
- Engage youth

#### Building Capacity Brainstorm E

- Use merger leverage BT as poster child of a regional project.
  - e.g. does new local government services structure provide more opportunities for marketing/ outreach?
- Use BT “alumni” to expand reach
- We support a “friends of” idea, could act as a volunteer clearing house?
- Hold Sacramento reception to introduce BT to legislators. Find a new champion.
- New nonprofit - Regional Trails (include Ridge trail, water trail, coastal trail as well as BT?)
- Replicate TRAC in other communities?
- Capitalize on demographics represented at this event: soon to be retirees who get the challenge and understand the system
- Partnerships of a volunteer clearing house, other non-profits, governmental agencies

## PART 2: BEST IDEAS + SMALL BETS

#### Best Idea 1: Adopt Bay Trail Program

- Cities, counties, corporations, special district, bike clubs, brew pubs, health providers, etc.
- Do Clean up, get advertising
- **Small Bet:** Find a City or organization who is interested

#### Best Idea 2: Get partner orgs (Caltrans/ SFO for example) to assign staff to difficult Bay Trail Gaps (like SFO and HY37).

- Use BCDC as Leverage



- **Small Bet:** BT Staff meet with BCDC staff for input.

#### **Best Idea 3: More Champs for Bay Trail**

- Revisit routes >> ID new champions based on gaps (local advocates, CA state Leg, supervisors, property owners)
- Build on existing champions
- Attract Champs by messaging what's in it for them: legacy
- Assign responsibility from ABAG
- **Small Bet:** Start conversation with policy influencers on how to make closing gap succeed.

#### **Best Idea 4: Build Capacity**

- Use MTC/ABAG merger to leverage Bay Trail as poster child for regional project to justify doubling staff.
- **Small Bet:** None

#### **Best Idea 5: Form Friends of the Bay Trail (Conservancy / Alliance / Trust)**

- Raise money from foundations or individuals
- Encourage volunteers to spread word
- Events of Bay Trail (food truck meet up, maintenance and trail building, Bay Trail Day)
- Speakers bureau - storytelling, post card parties
- Legislator engagement
- Reception for politicians to educate and raise money
- Sponsor internship programs
- **Small Bet:** Research other like/similar organizations >> create plan to implement.

#### **Best Idea 6: Mind the Gaps: Turn No Into Yes!**

- Advisory committee / Possible "friends of" group
  - Raise awareness and \$\$
  - Sponsor events
  - Call to Action
  - Gov Agencies
  - Develop constituencies
  - Innovation solutions
- Technical Comm
  - SME's
  - Permit Agencies
  - Local Govt Insight
  - Land Owners/ Agencies
- Benefits
  - ID problems early
  - Save time and money
  - Better understanding of issues
- Big problem gaps
- **Small Bet:** ID tech committee members >> outreach and form committee

## **7. Adjournment**

The meeting was adjourned at 3:00 p.m. A group photo was taken along the edge of the bay.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 21-0373      **Version:** 1      **Name:**

**Type:** Report      **Status:** Committee Approval

**File created:** 2/18/2021      **In control:** ABAG San Francisco Bay Trail Board of Directors

**On agenda:** 3/26/2021      **Final action:**

**Title:** Appointments to Board of Directors

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [05a 1 Staff Memo Appointments Board of Directors.pdf](#)  
[05a 2 Attachment Letter of Interest Alm.pdf](#)  
[05a 3 Attachment Letter of Interest Coates Maldoon.pdf](#)  
[05a 4 Attachment Letter of Interest Dougan.pdf](#)  
[05a 5 Attachment Letter of Interest Gaffney.pdf](#)  
[05a 6 Attachment Letter of Interest McEnespy.pdf](#)  
[05a 7 Attachment Letter of Interest Proctor.pdf](#)  
[05a 8 Attachment Letter of Interest Wilson.pdf](#)

Date	Ver.	Action By	Action	Result
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Appointments to Board of Directors

John Woodbury and Maureen Gaffney

Approval



**San Francisco Bay Trail Project**  
Bay Area Metro Center  
375 Beale Street, Suite 700  
San Francisco, CA 94105

**TO:** Bay Trail Board of Directors  
**FR:** Maureen Gaffney/John Woodbury  
**RE:** Bay Trail Board of Directors Resignations/Appointments

**DATE:** March 2, 2021

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Three Bay Trail Board members or alternates have resigned their positions, and seven individuals have indicated their interest in representing their respective agencies on the Bay Trail Board of Directors. Background information on each of these candidates can be found in their letters of interest, included in this packet.

**Resignations:**

- David Beaupre, Waterfront Planner, Port of San Francisco
- Ina Gerhardt (alternate), Bicycle & Pedestrian Branch Chief, Caltrans District 4
- Kelly Malinowski (alternate), Program Manager, State Coastal Conservancy

**Potential Appointments:**

- Wendy Proctor, Senior Architect and ADA Coordinator, Port of San Francisco
- Sean Dougan, Trails Development Manager, East Bay Regional Park District
- Suzanne Wilson (alternate), Senior Trail Planner, East Bay Regional Park District
- Moira McEnespy (alternate), Manager, SF Bay Program, State Coastal Conservancy
- Erik Alm (alternate), Chief of Planning, District 4, Caltrans
- Andrea Gaffney, Senior Bay Development Design Analyst, Bay Conservation & Development Commission
- Rebecca Coates-Maloon, Countywide Trails Program Manager, Santa Clara County Parks and Recreation

If these appointments are approved by the board, the new total number of directors will be 36. In order to be more fully representative of all nine counties, a Solano County representative is needed.

**DEPARTMENT OF TRANSPORTATION**

DISTRICT 4

OFFICE OF TRANSIT AND COMMUNITY PLANNING

111 GRAND AVE, MS-10D

OAKLAND, CA 94612

PHONE (510) 715-8654

TTY 711

[www.dot.ca.gov](http://www.dot.ca.gov)*Making Conservation  
a California Way of Life.*

March 2, 2021

Maureen Gaffney  
San Francisco Bay Trail  
Attn: Bay Trail Board of Directors  
Bay Area Metro Center  
375 Beale Street, Suite 700  
San Francisco, CA 94105

Dear Maureen:

I am writing today to express interest in becoming the Bay Trail Board (Board) Member Alternate for Jean Finney as the Caltrans representative on the Board. As the Caltrans Bay Area (District 4) Office Chief for Transit & Community Planning, I am responsible for the district-wide management of various planning functions, including active transportation planning and coordination. This includes overseeing the identification of active transportation and Complete Streets priority projects in the State Highway Operation & Protection Program (SHOPP) and other funding programs, as well as development of funding applications for such projects. The Bay Trail is a flagship component of active transportation in the Bay Area, and the source of many opportunities to link communities around a common treasured resource. I am a member of the American Institute of Certified Planners (AICP), and have a strong history of working cooperatively to build planning partnerships. Our Deputy District Director of Planning & Local Assistance, Jean Finney, has been serving as the Caltrans representative to the Bay Trail Board for many years, and I look forward to engaging with the Bay Trail staff and the rest of the Board as her Alternate.

Sincerely,

*Erik Alm*

ERIK ALM, AICP  
DISTRICT OFFICE CHIEF

# County of Santa Clara

## Parks and Recreation Department

298 Garden Hill Drive  
Los Gatos, California 95032-7669  
(408) 355-2200 Fax (408) 355-2290  
Reservations (408) 355-2201

[www.parkhere.org](http://www.parkhere.org)



February 17, 2021

San Francisco Bay Trail Board of Directors  
375 Beale Street, Suite 700  
San Francisco, CA 94105

### **Subject: Interest in Joining Bay Trail Board**

Dear Bay Trail Board of Directors,

I am writing to express my interest in joining the San Francisco Bay Trail Board of Directors, representing the Santa Clara County Parks and Recreation Department. I will replace the Department's previous representative, Antoinette Romeo, who we would like to acknowledge for her many years of participation on the Board.

I have recently joined the Santa Clara County Parks staff in a newly-created position specifically tasked with management of a program to implement Santa Clara County's Countywide Trails Master Plan. Through the Countywide Trails program, I advocate for and work towards the long-range completion of a diverse, integrated network of trails across Santa Clara County – including portions of the San Francisco Bay Trail.

The Bay Trail is a critical public resource for Santa Clara County and the entire Bay Area. Serving as a member of the Bay Trail Board of Directors would allow me to help further regional connectivity and public access, ensure coordination and linkages between Santa Clara County's trail network and the broader region, and to support the creation of a key regional trail that provides multi-use recreational and alternative transportation opportunities for all.

If you have any questions, please feel free to contact me at [rebecca.coates-maldo@prk.sccgov.org](mailto:rebecca.coates-maldo@prk.sccgov.org) or (669) 292-1303.

Sincerely,

DocuSigned by:  
*Rebecca Coates-Maldoon*  
AC63A3619CB04BF...

Rebecca Coates-Maldoon  
Countywide Trails Program Manager  
Santa Clara County Parks and Recreation

**Board of Supervisors:** Mike Wasserman, Cindy Chavez, Otto Lee, Susan Ellenberg, S. Joseph Simitian

**County Executive:** Jeffrey V. Smith





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February 14, 2020

Bay Trail Board of Directors  
Contra Costa County Engineering Services Division  
255 Glacier Drive  
Martinez, CA 94553

**Re: Bay Trail Board of Directors and Steering Committee Position**

Dear Members of the Board:

I'm writing to you to express my interest in representing the East Bay Regional Park District (Park District) on the Bay Trail Board of Directors and the Bay Trail Steering Committee. I am currently the Trails Development Program Manager for the Park District. For the past ten years of my career I have been managing feasibility studies, preliminary and final design, and construction of Bay Trail gap closure projects in Alameda and Contra Costa Counties. I am passionate about this work and I would love to play a larger role in the region by serving on the Bay Trail Board.

Through several Bay Trail projects, I have become very familiar with the challenge and level of effort that will be needed to accomplish the goal of completing the Bay Trail around the entire Bay Area. I plan to bring my experience and established relationships in the East Bay to this position on the Board and Steering Committee and I look forward with working with the existing members to help foster the partnerships with multiple agencies, municipalities, politicians, and private landowners that will be crucial to completing the remaining (most) challenging segments of the Bay Trail and promoting the existing ones.

I'm excited to learn about current efforts and actions being taken by the Board and Steering Committee and I hope that you positively consider appointing me to both positions. Feel free to contact me at [sdougan@ebparks.org](mailto:sdougan@ebparks.org) or (510) 544-2611 if you would like to discuss this further.

Sincerely,

Sean Dougan  
Trails Development Program Manager  
East Bay Regional Park District

Board of Directors

Ayn Wieskamp President Ward 5	Ellen Corbett Vice-President Ward 4	Dee Rosario Treasurer Ward 2	Colin Coffey Secretary Ward 7	Whitney Dotson Ward 1	Dennis Waespi Ward 3	Beverly Lane Ward 6	Robert E. Doyle General Manager
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# San Francisco Bay Conservation and Development Commission

375 Beale Street, Suite 510, San Francisco, California 94105 tel 415 352 3600 fax 415 352 3606

State of California | Gavin Newsom – Governor | [info@bcdc.ca.gov](mailto:info@bcdc.ca.gov) | [www.bcdc.ca.gov](http://www.bcdc.ca.gov)

March 1, 2021

Bay Trail Board of Directors

**SUBJECT: Letter of Interest for Board Alternate**

Dear Bay Trail Board of Directors:

I am writing today to express interest in becoming the Bay Trail Board Member Alternate for Ethan Lavine as the BCDC representative on the Board. I am the Senior Bay Development Design Analyst at BCDC and serve as a technical advisor on public access for both regulatory and planning staff. I have served the Commission in this role for about five years. I oversee the design review and plan review for all of the Bay Trail implementation that is required in BCDC permits. I work closely with Ethan and the permit teams on all public access issues that are negotiated for the Commission's permits, and he keeps me updated on news from the Bay Trail Board Meetings. I am a licensed landscape architect with experience in parks, trails, and open space development. I'm also an avid user of the Bay Trail and Water Trail!

My predecessor Ellen Miramontes also served on the Board and it was her one express desire that the Bay Design Analysts continue involvement with the Bay Trail and Water Trail. I have been supporting the Bay Trail's implementation through my work with the Commission for the past five years, and now I'd like to formalize my role as a Board Alternate.

Thank you for your consideration.

Kind Regards,



ANDREA GAFFNEY

Senior Bay Development Design Analyst

Digital cc: Ethan Lavine





February 19, 2021

Maureen Gaffney, Interim Project Manager  
San Francisco Bay Trail Project  
375 Beale Street, Suite 700  
San Francisco, CA 94105

**Re: Request to join the Bay Trail Board of Directors as an "Alternate Member"**

Dear Ms. Gaffney,

Completion of the San Francisco Bay Trail is called out in the State Coastal Conservancy's Strategic Plan, and the Conservancy has a long history of supporting and valuing its recreational, alternative transportation, community connection, and health and wellness benefits.

I respectfully ask your consideration of my joining the Bay Trail Board of Directors as an "Alternate" for my colleague Brenda Buxton.

I currently serve as the Regional Manager for the Conservancy's San Francisco Bay Area Program, and have direct experience developing and managing trail-related projects, securing matching funds, and working with multiple stakeholders and interests. Previous positions with the Bay Area Ridge Trail Council and The Exploratorium have allowed me to do sub-regional and site-specific trail planning, and develop programs that connect communities to each other and the shoreline. I hold a Master's Degree in Environmental Science. Most importantly, I am an avid trail user and enthusiast!

Cordially,

A handwritten signature in blue ink, consisting of several overlapping loops.

Moira McEnespy  
Regional Manager

1515 Clay Street, 10<sup>th</sup> Floor  
Oakland, California 94612-1401  
scc.ca.gov  
510-286-1015 Fax: 510-286-0470





March 2, 2021

John Woodbury  
San Francisco Bay Trail Board Chair  
375 Beale Street, Suite 700  
San Francisco, CA 94105

Re: Letter of Interest

Dear Mr. Woodbury

I would like to express my interest in serving on The Bay Trail Board of Directors as the Port of San Francisco representative to replace David Beaupre. I was approached by David Beaupre and the Deputy Director of Port Planning, Diane Oshima to replace him because they felt I would be a good fit.

I have been serving on the San Francisco Bay Area Water Trail Advisory Committee since 2013. On this Committee, I am a co-member with Joy Dyrden as an ADA representative. My career as an Architect has been focused on the public realm from schools to public spaces. As the Senior Architect and ADA Coordinator for the Port of San Francisco since 2006, I have been involved in project delivery or oversight for multiple parks and human-powered watercraft launch sites along the 7.5 miles of San Francisco's waterfront.

In addition to my passion for working on the waterfront, I am an avid bicyclist, hiker, urban walker, skier, and in my younger years, Bay swimmer. I value the public open spaces that surround the San Francisco Bay Area and would be honored to participate as a member of the Board of The Bay Trail.

Sincerely,

Wendy Proctor  
Port of San Francisco



San Francisco Bay Trail Board of Directors  
Bay Area Metro Center  
375 Beale Street, Suite 800  
San Francisco, CA 94105

**Re: Bay Trail Board of Directors and Steering Committee Alternate Position**

Dear Members of the Board,

I'm writing to you to convey my interest in serving as the alternate representative for the East Bay Regional Park District (Park District) on the Bay Trail Board of Directors and the Bay Trail Steering Committee. I am the Senior Planner in the Trails Development Program where I have spent the last ten years working to close gaps in the regional trail network through Alameda and Contra Costa Counties. I consider the San Francisco Bay Trail (Bay Trail) to be one of the most important components of that network, serving as both a transportation corridor, and a recreational facility granting the public access to so much of the shoreline that might otherwise be inaccessible.

I have been involved in Bay Trail projects at various levels and have come to understand that the challenges of each section are unique and need to be navigated thoughtfully and strategically; there is no low hanging fruit left.

Prior to working for the Park District, I spent over five years building a regional program for the Pacific Crest Trail Association in Southern California and then Washington state, to preserve, protect, and promote the Pacific Crest National Scenic Trail. I understand the value of creating and protecting long distance, contiguous, trails and recreational facilities. Though the obstacles (and scenery) are different, the importance of partnerships with the land managers, property owners, and politicians is similar to my experience with the Bay Trail.

The Bay Trail plays a large role in my personal life as well as my professional life. I am fortunate enough to live within a half mile of the Bay Trail, and regularly find myself walking, cycling, and watching wildlife along it. My son took his first bike ride on the Bay Trail to get a smoothie at Point Isabel. Both of my kids love playing eye-spy during snack breaks on our Bay Trail excursions as they look out at and across the water.

The Bay Trail Board and staff has been an effective force, completing more than 70% of this ambitious project. By utilizing my past experiences and relationships with agency and community partners I hope to be able to support the Board and the Steering Committee efforts to close critical gaps and protect existing stretches. I am ready and eager to understand more about Board actions and the role of the Steering Committee. I ask that you please consider appointing me as the alternate representative for the Park District to both positions. I can be reached at [swilson@ebparks.org](mailto:swilson@ebparks.org) or 510-544-5609 for further questions or discussion.

Sincerely,

Suzanne Wilson  
Senior Planner – Trails Development  
East Bay Regional Park District

Board of Directors

Dee Rosario  
President  
Ward 2

Colin Coffey  
Vice-President  
Ward 7

Beverly Lane  
Treasurer  
Ward 6

Dennis Waespi  
Secretary  
Ward 3

Elizabeth Echols  
Ward 1

Ellen Corbett  
Ward 4

Ayn Wieskamp  
Ward 5



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Board of Directors

Dee Rosario  
President  
Ward 2

Colin Coffey  
Vice-President  
Ward 7

Beverly Lane  
Treasurer  
Ward 6

Dennis Waespi  
Secretary  
Ward 3

Elizabeth Echols  
Ward 1

Ellen Corbett  
Ward 4

Ayn Wieskamp  
Ward 5



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

<b>File #:</b>	21-0374	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Report	<b>Status:</b>		Informational	
<b>File created:</b>	2/18/2021	<b>In control:</b>		ABAG San Francisco Bay Trail Board of Directors	
<b>On agenda:</b>	3/26/2021	<b>Final action:</b>			
<b>Title:</b>	Report on San Francisco Bay Trail and San Francisco Bay Area Water Trail Move to and Overview of MTC Design and Project Delivery Section				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">06a 1 Staff Memo Design and Project Delivery.pdf</a> <a href="#">06a 2 Attachment Presentation.pdf</a>				

Date	Ver.	Action By	Action	Result
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Report on San Francisco Bay Trail and San Francisco Bay Area Water Trail Move to and Overview of MTC Design and Project Delivery Section

Ashley Nguyen and Toshi Shepard-Ohta

Information



**San Francisco Bay Trail Project**  
Bay Area Metro Center  
375 Beale Street, Suite 700  
San Francisco, CA 94105

**TO:** Bay Trail Board of Directors  
**FR:** Ashley Nguyen and Toshi Shepard-Ohta  
**RE:** Bay and Water Trail Staffing Structure

**DATE:** March 4, 2021

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ABAG and MTC has executed an organizational change with the recent transition of the Bay and Water Trail staff into the Design and Project Delivery (DPD) Section under the direction of DPD Section Director Ashley Nguyen and Toshi Shepard-Ohta who is an Assistant Director for Shared Mobility/Active Transportation. Staff will present an overview of the DPD section, its work, and their approach for integrating the San Francisco Bay Trail and Bay Area Water Trail into DPD.

# **MTC Design & Project Delivery Section: Active Transportation Initiatives**

Bay Trail Board of Directors  
March 26, 2021



# Design and Project Delivery (DPD)

## Ashley Nguyen, Section Director



**Creatively and pragmatically design and deliver innovative solutions to manage congestion, prioritize transit and shared mobility, and advance transportation equity across the Bay Area**

- Forward Initiatives
- Managed Lanes Policy
- Express Lanes Data Analytics and Policy
- Capital Delivery
- Arterial Operations
- Connected & Autonomous Vehicles
- Shared Mobility / Demand Management
- BayWheels Bikeshare
- Active Transportation / Bay Trail / Water Trail
- Sea Level Rise Adaptation





# FORWARD Initiatives: Focus on Transit Priority lanes



## Convert General Purpose Lane to HOV Lane



**Benefits AC  
Transit Lines**  
B, CB, E, NX,  
NX1, NX2, NX3,  
NX4, NXC, P, V





# Richmond-San Rafael (RSR) Forward

- **Infrastructure**

- **Quick Build Improvements**

- Safety and connectivity improvements at Grange at E. Francisco Blvd (December 2020)
    - Funding (e.g. Ferry-to-Bridge-to-Greenway in City of Richmond)

- **Non-Infrastructure**

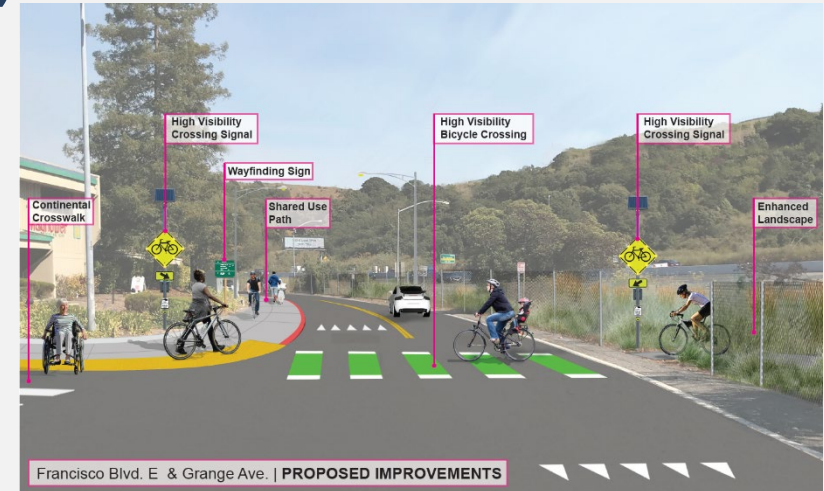
- **Richmond-San Rafael E-Bike Commute Program**

- E-bike rebates
    - Equity focused

- **Richmond-San Rafael Rides**

- Encourage commuting through group rides

- **Coordination with bikeshare operator**



# Active Transportation Origin-Destination Study

- **Regional Corridors/Trails:**

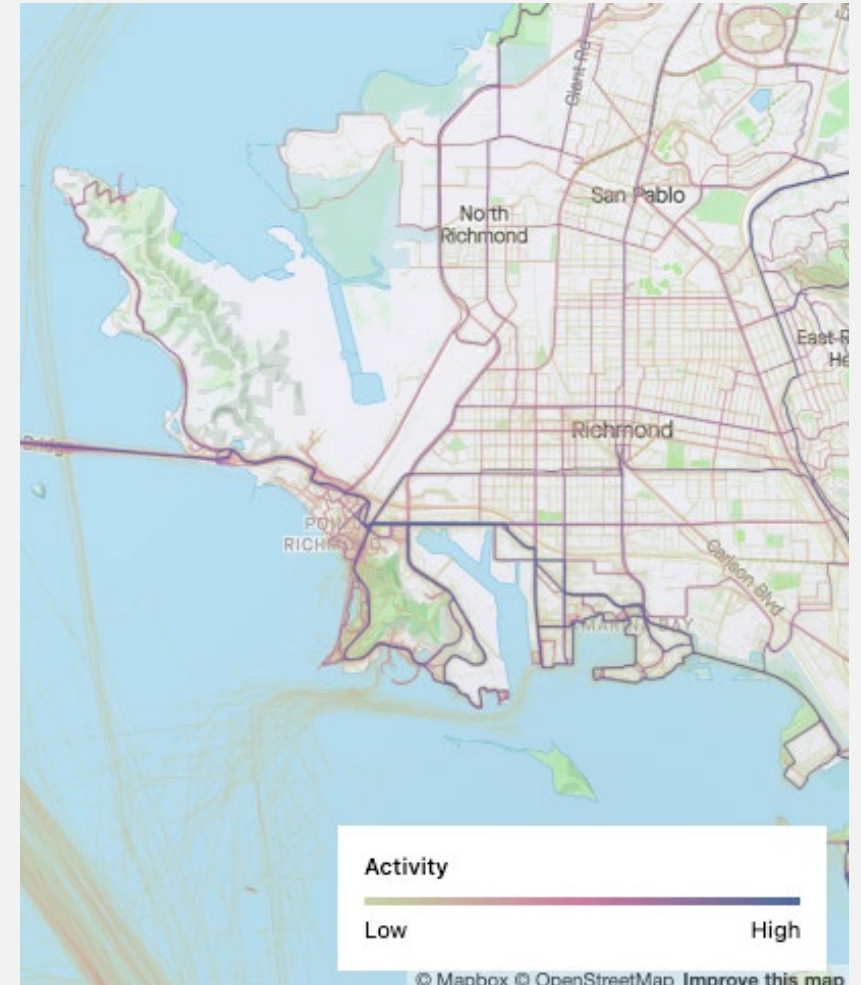
- Richmond-San Rafael Bridge
- Dumbarton Bridge

- **Intercept Survey**

- Origin and destination, trip purpose, trip routing, trip length, trip frequency, demographics and attitudes related to both existing and future bicycle and pedestrian infrastructure
- Validate bike/ped eco-counter data

- **Location-based Service (LBS) Data Analyses**

- Strava Bike & Pedestrian Volume Datasets
- StreetLight Bike & Pedestrian Origin-Destination Datasets

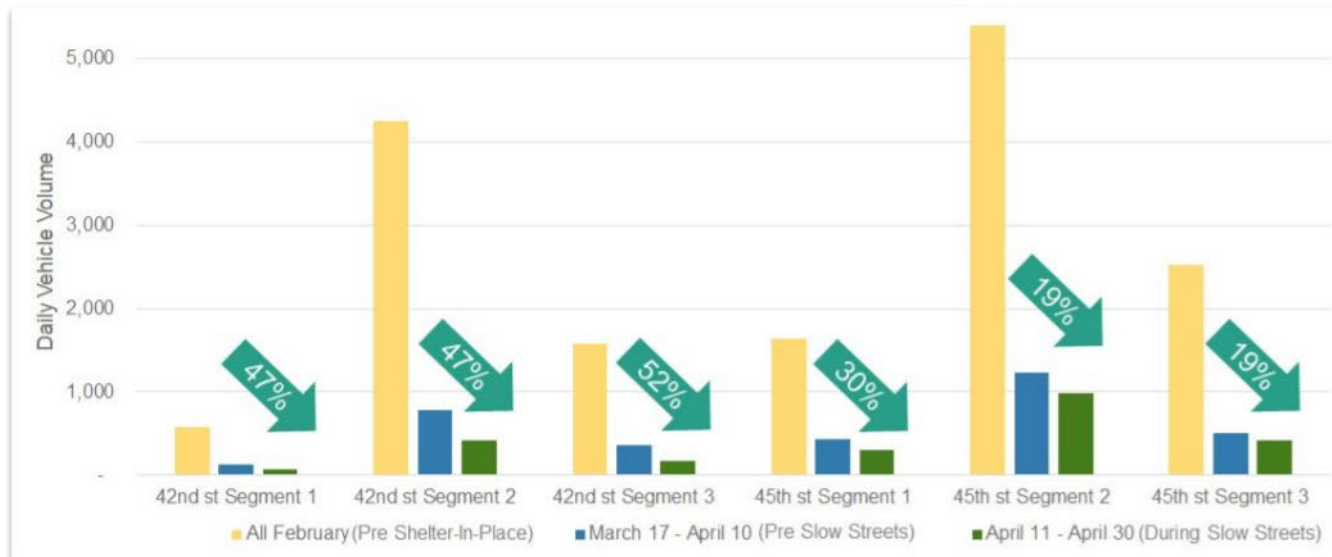


Source: Strava Metro

# Data Collection, Analysis, & Evaluation

## Vehicle Volumes Down on 42nd St, Complaints of More Car Traffic on Adjacent Streets

findings



- **Segment 1:**  
Adeline St - Martin Luther King Jr. Wy
- **Segment 2:**  
Martin Luther King Jr. Wy - Telegraph
- **Segment 3:**  
Telegraph Ave - Broadway

Vehicle volumes decreased due to Shelter in Place. **Vehicle volumes decreased more on Slow Street 42nd St than adjacent non-Slow Street 45th St** (Source: Streetlight). However, some respondents reported negative traffic impacts on adjacent streets on the General Programmatic Feedback Form.



# Quick-Build Technical Assistance

- Engineering and Design for Covid-19 Rapid Response
- Focus on accelerating implementation for complete streets, trails and networks
  - Third Party Design Review
  - Plans, Specifications and Estimates (PS&E)
  - Quick Build Consultant Bench
  - Program Evaluation (e.g. Slow Streets)
  - Webinars: 5 since April 2020
  - Technical trainings

JOIN OUR NEXT WEBINAR

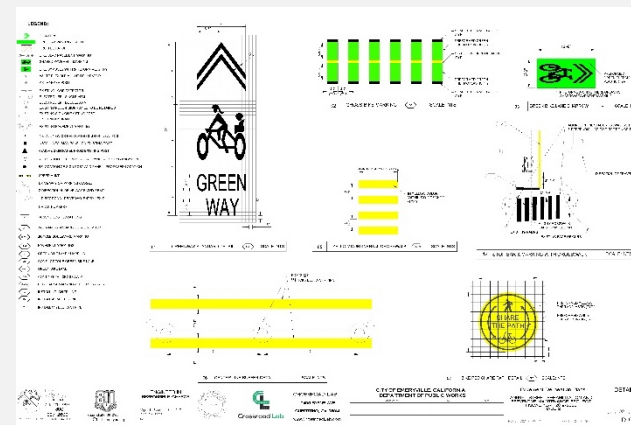
**Quick-Build Projects for Small Towns, Rural, and Suburban Contexts**

Over the past decade, the quick-build method has been used by small towns, suburbs, and rural areas to accelerate infrastructure improvements at an increasingly large scale. Join us for a conversation with one of the leading quick build practitioners to discuss how quick-build projects have been implemented in small town, suburban, and rural contexts in California and beyond. Learn how projects have been implemented in collaboration with State agencies, and how the project types and applications change based on the surrounding land use context.

**STREETPLANS**  
Tony Garcia, Principal  
tonyg@streetplans.org

**March 10 10 AM PST**

For information: Nicola Szibbo, MTC Program Manager at [nszibbo@bayareametro.gov](mailto:nszibbo@bayareametro.gov), or Toshi Shepard-Ohta, MTC Principal Engineer at [tshepard-ohta@bayareametro.gov](mailto:tshepard-ohta@bayareametro.gov)



JOIN OUR NEXT WEBINAR

**Hardening Slow Streets: From Pilot to Permanent during COVID-19**

Join us to learn more about how to transition successful COVID-era street redesigns to pilot, interim, and permanent projects. We will discuss recommended processes, practices, designs, materials, and outreach strategies to ensure these transitions work for residents, the general public, and implementing agencies.

**Emerging Streets and Operational Strategies after COVID-19**  
**Why Hardening Slow Streets Strategies?**  
**Hardening Treatments**  
**Precedents and Lessons Learned**  
**Strategies for Community Outreach during COVID-19**  
**Partnering and Strategies for Accelerated Delivery**

**Dec 14 10 AM**

For information: Nicola Szibbo, MTC Program Manager at [nszibbo@bayareametro.gov](mailto:nszibbo@bayareametro.gov), or Toshi Shepard-Ohta, MTC Principal Engineer at [tshepard-ohta@bayareametro.gov](mailto:tshepard-ohta@bayareametro.gov)

**Separated Bike Lane Vertical Delineation**

February 18, 2021

Joel Shaffer, EIT  
Jeremy Chrzan, PE

The image shows a photograph of a city street with a separated bike lane. A person is riding a bicycle in the bike lane, and a car is visible in the adjacent lane. The bike lane is separated from the street by a white line and a white bollard. The street has a white arrow pointing forward.

# Bikeshare at MTC

## Lyft Bay Wheels (7000 Bikes, 10 years)



## Bikeshare Capital Grants



# Bay Wheels Bikeshare for All

BIKE SHARE  
FOR ALL



Photo Credit: Ford GoBike

- Low income membership program
  - \$5 for first year, \$5/month after that
  - Eligibility includes: CalFresh, Muni Lifeline, PG&E Care





# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

<b>File #:</b>	21-0375	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Report	<b>Status:</b>		Informational	
<b>File created:</b>	2/18/2021	<b>In control:</b>		ABAG San Francisco Bay Trail Board of Directors	
<b>On agenda:</b>	3/26/2021	<b>Final action:</b>			
<b>Title:</b>	Report on Developing Framework for San Francisco Bay Trail and Metropolitan Transportation Commission to Work Together				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">07a 1 Staff Memo Bay Trail Framework v2.pdf</a> <a href="#">07a 2 Attachment Agreement Administrative Related Services.pdf</a>				

Date	Ver.	Action By	Action	Result
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Report on Developing Framework for San Francisco Bay Trail and Metropolitan Transportation Commission to Work Together

Andrew Fremier and John Woodbury

Information





**San Francisco Bay Trail Project**  
Bay Area Metro Center  
375 Beale Street, Suite 700  
San Francisco, CA 94105

**TO:** Bay Trail Board of Directors

**DATE:** March 4, 2021

**FR:** Andrew Fremier/John Woodbury SF

**RE:** Bay Trail Project/BATA Framework

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The San Francisco Bay Trail Project currently operates under an “Agreement for Administrative and Related Services” with the Association of Bay Area Governments (ABAG). This agreement outlines the administrative, fiscal, legal, clerical, equipment, marketing, representation and contracting tasks provided to the Bay Trail Project by ABAG.

With the merger of ABAG/MTC, the placement of Bay Trail staff within MTC’s Design and Project Delivery Section, and the updating of the Bay Trail by-laws, MTC and the SF Bay Trail also need to work on developing an updated framework for how to most effectively work together.



## **AGREEMENT FOR ADMINISTRATIVE AND RELATED SERVICES**

This Agreement is made and entered into, effective September 5, 1990, by and between the Association of Bay Area Governments (ABAG) and the San Francisco Bay Trail Project (Bay Trail).

**WHEREAS**, the Bay Trail desires to enter into an Agreement to obtain certain administrative and related services for the purposes of carrying out its responsibilities; and

**WHEREAS**, the bylaws of the Bay Trail permit the Board of Directors to delegate any of its powers; and

**WHEREAS**, ABAG has the capabilities and facilities to perform the administrative and related services which the Bay Trail desires and needs; and

**WHEREAS**, the Board of Directors of the Bay Trail and ABAG desire to enter into a contract for such services.

**THEREFORE**, the parties agree as follows:

1. Services. ABAG shall provide administrative and related services to the Bay Trail which shall include, but not be limited to, the following:

- a. Providing fiscal and financial services.
- b. Attending Directors meetings upon request or advising Directors during meetings upon request.
- c. Providing clerical and related services.
- d. Providing appropriate equipment and housing to the Bay Trail and Directors as necessary for the conduct of Bay Trail business.
- e. Aiding and advising on legal, marketing or other responsibilities related to the Bay Trail .
- f. Representation of the Bay Trail, upon request, at any hearings, legal proceedings or other meetings.
- g. Coordinating the interest of the Bay Trail with ABAG and other educational and related organizations.
- h. Reviewing and drafting contracts and general advice on matters related thereto.
- i. Performing such other duties as may, from time to time, be requested or delegated by the Board of Directors.
- j. Execution of contracts by the Executive Director of ABAG, or his designee, if and when requested or delegated by the Board of Directors.

k. Execution and delivery of bank drafts by the Executive Director, Associate Executive Director or Financial Officer of ABAG.

2. Compensation. The Bay Trail shall compensate ABAG for its direct costs in providing the services set forth in Paragraph 1. "Direct costs" shall include the ABAG staff person's labor and overhead costs plus out-of-pocket expenses. The labor costs for each ABAG staff person is set forth on Exhibit A which is Subject to change for step increases, inflation and/or changes in benefit costs. Exhibit A and any revisions thereto are attached and hereby incorporated therein. The ABAG overhead costs are those approved annually by ABAG's Cognizant Federal Agency.

3. Payment. ABAG will send an invoice to the Bay Trail within thirty (30) days after the close of a month in which services were rendered. Payment is due from the Bay Trail thirty (30) days after receipt of the bill.

4. Term. The term of this agreement is for one (1) year. It will be renewed from year to year without action by either party unless terminated in writing.

5. Fidelity Bond or Insurance. ABAG shall maintain a fidelity bond or insurance policy for the purpose of protecting and securing the Bay Trail, its directors, officers and agents safe and harmless for any criminal or negligent act, error, mistake or omission in the services of ABAG under this agreement. Such policy may be maintained as part of or in conjunction with any other bond or insurance policy carried or required to be carried by ABAG.

6. Special services. ABAG may use the services of any experts, specialists, legal counsel, accountants or auditors in performance of the services provided herein as ABAG deems appropriate.

7. Notices. Any notice, demand, request, consent, approval or communication that either party desires or is required to give to the other party or any other person shall be in writing and either served personally or sent by prepaid, first-class mail and shall be addressed as follows:

ABAG  
Association of Bay Area Governments  
Metro Center  
P.O. Box 2050  
Oakland, CA 94604  
Attn: Executive Director

San Francisco Bay Trail Project  
c/o Association of Bay Area Governments  
Metro Center  
P.O. Box 2050  
Oakland, CA 94604  
Attn: Jill Keimach

Either party may change its address by notifying the other party in writing of the change of address.

8. Headings. The headings are for identification purposes only and shall have no effect on the interpretation of this agreement.

9. Severability. The unenforceability, invalidity or illegality of any provision of this agreement shall not render the other provisions unenforceable, invalid or illegal.

10. Controlling law. This agreement shall be governed by and construed in accordance with the laws of the State of California.

11. Termination. By written notice, either party may terminate the whole or any part of this agreement:

a. If either party fails to perform any of the provisions of the agreement, or fails to make progress so as to endanger performance of the agreement in accordance with its terms, and, in either of these two circumstances, does not rectify such failure within a period of (10) days after receipt of written notice from the other party specifying such failures, this agreement may be terminated upon (30) days written notice.

b. Either party may also terminate the agreement at any time by (60) days written notice thereof.

c. Notice of termination shall be given by certified mail or personal service at the address specified in the contract documents or as amended in writing.

12. Integration. This agreement is entire and complete as to all of its terms. It supercedes any and all other agreements either oral or in writing between the Bay Trail and ABAG with respect to the subject matter hereof and contains all of the covenants and agreements between the parties with respect to such matters. Each party to this agreement acknowledges that no representation, inducements, promises or agreements, orally or otherwise, have been made by any party or anyone acting on behalf of any party which are not set forth herein, and that no other agreements, statements or promises not contained in this agreement shall be valid or binding.

13. Assignment. This agreement shall not be assigned, transferred, hypothecated or pledged by ABAG without the prior written consent of the Bay Trail.

14. Amendment. This agreement may be amended at any time, but only by a writing signed by both parties.

15. Time of the Essence. Time is of the essence in this agreement.

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16. Waiver. The waiver by the Bay Trail of a breach by ABAG of any provision of this agreement shall not constitute a continuing waiver of any subsequent breach either of the same or a different provision of this agreement.

**IN WITNESS WHEREOF**, the parties hereto have executed this agreement the day and year first above written.

ASSOCIATION OF  
BAY AREA GOVERNMENTS

by:

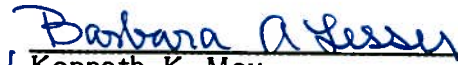
  
Revan A.F. Tranter  
Executive Director

SAN FRANCISCO  
BAY TRAIL PROJECT

by:

  
Nancy Walker, Chair

Approved as to legal form and content:

  
for Kenneth K. Moy  
ABAG Legal Counsel

ABAGK8



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

**File #:** 21-0376      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Committee Approval  
**File created:** 2/18/2021      **In control:** ABAG San Francisco Bay Trail Board of Directors  
**On agenda:** 3/26/2021      **Final action:**  
**Title:** Report on Bay Trail Bylaws and Appointment of Steering Committee to Address Updating Bylaws  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [08a 1 Staff Memo Bylaws Update v2.pdf](#)  
[08a 2 Attachment Bay Trail Bylaws.pdf](#)

Date	Ver.	Action By	Action	Result
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Report on Bay Trail Bylaws and Appointment of Steering Committee to Address Updating Bylaws

John Woodbury and Maureen Gaffney

Action



**TO:** Bay Trail Board of Directors

**DATE:** March 4, 2021

**FR:** Maureen Gaffney

**RE:** Bay Trail Bylaws Update

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Created by an act of the California State Legislature via Senate Bill 100 in 1989, the San Francisco Bay Trail Project is a certified 501(c)3 non-profit entity. The original and current bylaws are out-of-date in many respects. The recent transition to MTC's Design and Project Delivery section has both highlighted the need to update the bylaws and provided an opportune time to do so. The by-laws are excerpted below:

"The objectives of this corporation shall be:

- a. To develop a broad base of support for the San Francisco Bay Trail Project, in order to ensure all the needs and viewpoints of the region are respected and incorporated into the San Francisco Bay Trail Project. Further, the corporation will work to provide access along the shoreline and to enhance public appreciation of the San Francisco and San Pablo Bays by educating and conducting public outreach programs about the Bay.
- b. ...the preservation of land for educational and recreational purposes. Preservation of land shall be accomplished by acquiring real property or partial interests therein, including conservation easements as defined in California Civil Code Section 815.2, and recording appropriate instruments necessary to protect in perpetuity the physical environment of the area for recreational, ecological and aesthetic purposes beneficial to the public interest...
- c. To lessen the burdens of government by obtaining funds to engage in providing, if necessary, for the planning, development, acquisition, construction, operation and maintenance of the Bay Trail...
- d. To receive limited or conditional gifts or grants in trust, inter vivos, or by way of testamentary devises, bequests or grants in trust, or otherwise, funds of all kinds including property, both real, personal and mixed..."

The original bylaws were enacted prior to the Brown Act, though it is important to note that the Bay Trail Project has long complied with Brown Act provisions regardless.

The current composition of the Board only partially reflects the original intent:

- State Legislature (no)
- California Coastal Conservancy (yes)
- Metropolitan Transportation Commission (no)
- S.F. Bay Conservation and Development Commission (yes)

- (4) Representatives of Cities appointed to BCDC by ABAG's Executive Board (no)
- Representatives of Counties (yes)
- California Department of Parks and Recreation (no)
- National Park Service, Rivers and Trails Conservation Assistance Program (yes)
- Regional Park and Open Space Districts (yes)
- Regional Bicycle Advisory Committee (NA)
- County Parks & Recreation Departments (yes)
- Hayward Area Shoreline Planning Agency (yes)
- Ridge Trail Council (yes)
- Save San Francisco Bay Association (yes)
- Land Trusts (no)
- Audubon Society (no)
- Sierra Club, San Francisco Bay Chapter (no)
- Wetlands Coalitions (no)
- Pacific Gas & Electric Co. (yes)
- Leslie Salt co. (now Cargil, no)
- Bay Planning Coalition (no)
- League of Women Voters (no)

Previous Bay Trail Board of Directors discussions have contemplated changes to the Board composition in order to grow fundraising capacity, expand representation. Staff seeks direction and Board assistance regarding whether and how to update the bylaws.



**BYLAWS OF THE SAN FRANCISCO BAY TRAIL PROJECT**  
**A California Nonprofit Benefit Corporation**

**ARTICLE I**  
**NAME**

The name of the corporation is The San Francisco Bay Trail Project

**ARTICLE II**  
**OFFICES**

1. Principal Office. The principal office for the transaction of the business of the corporation ("principal executive office") is located at 101 8<sup>th</sup> Street, Oakland, County of Alameda, California. The board of directors may change the principal office from one location to another. Any change of this location shall be noted by the secretary on these bylaws opposite this section, or this section may be amended to state the new location.
2. Other Offices. The board may at any time establish branch or subordinate offices at any place or places where the corporation is qualified to conduct its activities.

**ARTICLE III**  
**OBJECTIVES AND PURPOSES**

The objectives of this corporation shall be:

- a. To develop a broad base of support for the San Francisco Bay Trail Project, in order to ensure all the needs and viewpoints of the region are respected and incorporated into the San Francisco Bay Trail Project. Further, the corporation will work to provide access along the shoreline and to enhance public appreciation of the San Francisco and San Pablo Bays by educating and conducting public outreach programs about the Bay.
- b. The specific purposes of this corporation include, but are not limited to, the preservation of land for educational and recreational purposes. Preservation of land shall be accomplished by acquiring real property or partial interests therein, including conservation easements as defined in California Civil Code Section 815.2, and recording appropriate instruments necessary to protect in perpetuity the physical environment of the area for recreational, ecological and aesthetic purposes beneficial to the public interest. Further, the corporation will provide outreach to increase public appreciation of the bays and surrounding environs.
- c. To lessen the burdens of government by obtaining funds to engage in providing, if necessary, for the planning, development, acquisition, construction, operation and maintenance of the Bay Trail, a 450-mile public recreational trail around the San Francisco and San Pablo Bays to enhance the public's appreciation of the Bays and to preserve land for recreational, ecological and educational opportunities. Further, the corporation will coordinate between the multiple agencies and organizations with an interest in the San Francisco Bay Trail.
- d. To receive limited or conditional gifts or grants in trust, inter vivos, or by way of testamentary devises, bequests or grants in trust, or otherwise, funds of all kinds including property, both real, personal and mixed, whether principal or income, tangible

or intangible, present or future, vested or contingent, in order to carry on the purposes of this corporation.

- e. The general purposes and powers are to have and exercise all rights and powers now or hereafter conferred on nonprofit public benefit corporations under the laws of the State of California; provided, however, that this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the specific and primary purposes of this corporation; provided, further, that this corporation shall not have the power to, and shall not, do any act or conduct any activity, plan, scheme, design or course of conduct which in any way conflicts with Section 501(c)(3) of the Internal Revenue Code of 1954, as amended, and regulations promulgated pursuant to such Sections as they now exist or as they may hereafter be amended.

#### **ARTICLE IV NONPARTISAN ACTIVITIES**

This corporation has been formed under the California Nonprofit Public Benefit Corporation Law for the public purposes described above, and it shall be nonprofit and nonpartisan. No substantial part of the activities of the corporation shall consist of the publication or dissemination of materials with the purpose of attempting to influence legislation, and the corporation shall not participate or intervene in any political campaign on behalf of any candidate for public office or for or against any cause or measure being submitted to the people for a vote.

The corporation shall not, except in an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes described above.

#### **ARTICLE V DEDICATION OF ASSETS**

The properties and assets of this nonprofit corporation are irrevocably dedicated to charitable purposes. No part of the net earnings, properties, or assets of this corporation, on dissolution or otherwise, shall inure to the benefit of any private person or individual, or any member or director of this corporation. On liquidation or dissolution, all properties and assets and obligations shall be distributed and paid over to ABAG if ABAG agrees to continue the purposes of this corporation to the extent ABAG is able unless ABAG is unable or unwilling to accept the properties, assets and obligations, in which case they shall be distributed and paid over to an organization dedicated to charitable purposes, provided that the organization continues to be dedicated to the exempt purposes as specified in Internal Revenue Code Section 501(c)(3).

#### **ARTICLE VI MEMBERSHIP**

1. Membership. This corporation shall have no members.
2. Associate Members. The corporation may refer to persons or entities associated with it as "associate members", even though those persons or entities are not voting members,

but no such reference shall constitute anyone a member within the meaning of Section 5056 of the California Corporations Code.

3. Dues. Each associate member must pay, within the time and on the conditions set by the board, the dues, fees and/or assessments, if any, in amounts to be fixed from time to time by the board. The dues, fees and assessments shall be equal for all members of each class, but the board may, in its discretion, set different dues, fees, and assessments for each class.
4. Termination. An association membership shall terminate on occurrence of any of the following events:
  - a. Resignation of the member on reasonable notice to the corporation;
  - b. Expiration of the period of membership, unless the membership is renewed on the renewal terms fixed by the board; or
  - c. Failure of the member to pay dues, fees and/or assessments as set by the board within thirty (30) days after they become due and payable.

## **ARTICLE VII DIRECTORS**

1. Powers.
  - a. General corporate powers. Subject to the provisions of the California Nonprofit Public Benefit Corporation Law and any limitations in the articles of incorporation and these bylaws, the business and affairs of the corporation shall be managed, and all corporate powers shall be exercised, by or under the direction of the board of directors. The board may delegate the management of the day-to-day operation of the business to the corporation to a committee or other person or persons or entity, provided that the activities and affairs of the corporation shall be managed and all corporate powers shall be exercised under the ultimate direction of the board.
  - b. Specific powers. Without prejudice to these general powers, and subject to the same limitations, the directors shall have the power to:
    - i. Select and remove all officers, agents, and employees of the corporation; prescribe any powers and duties for them that are consistent with law, with the articles of incorporation, and with these bylaws; and fix their compensation.
    - ii. Change the principal executive office or the principal business office in the State of California from one location to another; cause the corporation to be qualified to do business in any other state, territory, dependency, or country and conduct business within or outside of the State of California; and designate any place within or outside the State of California for the holding of any meetings.
    - iii. Adopt, make, and use a corporate seal, if desired.
    - iv. Borrow money and incur indebtedness on behalf of the corporation and cause to be executed and delivered for the corporation's purposes, in the corporate name, promissory notes, bonds, debentures, deeds of

trust, mortgages, pledges, hypothecations, and other evidences of debt and securities.

2. Number of Directors. The authorized number of directors shall range between twenty-one (21) and forty-one (41). The initial number of directors shall be thirty (30). The board shall increase or decrease the number of directors to achieve a more representative balance of the diversified interests and viewpoints in the region interested in the San Francisco Bay Trail Project.
3. Limitation on Liability. The liability of the directors for the activities of the corporation and for performance of their duties shall be limited as set forth in the California Corporations Code.
4. Appointment of Directors. The board of directors are hereby appointed to be:

<b>Name</b>	<b>Agency Represented</b>
Kathleen Foote	ABAG Appointee to BCDC
Nancy Walker	ABAG Appointee to BCDC
Irving Besser	Regional Bicycle Advisory Committee
Bill Bliss	Regional Bicycle Advisory Committee
Robert Bury	ABAG Appointee to BCDC
Rosemary Corbin	ABAG Appointee to BCDC
Rod Diridon	County of Santa Clara
Aileen Fox	Leslie Salt Co.
Barbara Green	Santa Clara County Parks & Recreation Commission
Stana Hearne	ABAG Regional Planning Committee
Reed Holderman	State Coastal Conservancy
Marc Holmes	Save San Francisco Bay Association
Ellen Johnck	Bay Planning Coalition
Doug Kimsey	Metropolitan Transportation Commission
Gayle Likens	City of Palo Alto
Bill Lockyer	State Legislature
Glenn Lyles	City of Mountain View
Steven McAdam	Bay Conservation and Development Commission
Tom Mikkelsen	East Bay Regional Park District
Ron Miska	Marin County Park, Open Space, and Cultural Services
Rob Powell	Regional Bicycle Advisory Committee
Barbara Rice	Ridge Trail Council
Diane Ross-Leech	Pacific Gas & Electric Co.
Richard Sheridan	Hayward Area Shoreline Planning Agency
Nancy Stone	National Park Service Program – Rivers and Trails Conservation Assistance
Martin Storm	City of Hayward Santa Clara Valley Audubon Society
Joan Vilms	Sonoma Land Trust
Richard Wetzig	San Francisco Bay Chapter Sierra Club
Charlie Willard	California Department of Parks and Recreation

5. Alternate Directors. Each director shall appoint his/her alternate and shall replace said alternate should the position become vacant.
6. Vacancies.
  - a. Events causing vacancy. A vacancy or vacancies in the board shall be deemed to exist on the occurrence of the following: (i) the death, resignation, or removal of any director; (ii) the declaration by resolution of the board of a vacancy of the office of a director who has been declared of unsound mind by an order of court or convicted of a felony or has been found by final order or judgment of any court to have breached a duty under Section 5230 and following of the California Nonprofit Public Benefit Corporation Law; (iii) the vote of a majority of members of the Executive Board of ABAG; (iv) the unexcused absence of a board member from three consecutive Board meetings; or (v) the increase of the authorized number of directors.
  - b. Resignations. Except as provided in this paragraph, any director may resign, which resignation shall be effective on giving written notice to the chair, administrative officer, secretary or the board of directors, unless the notice specifies a later time for the resignation to become effective. With the exception of the four directors who serve by virtue of being ABAG appointees to the San Francisco Bay Conservation and Development Commission (BCDC) who shall resign their terms as directors of the corporation at the time each is replaced as an ABAG appointee to BCDC in favor of his/her successor appointee, the resigning director shall recommend his/her successor, which recommendation becomes effective after approval of the appointment by the board of directors. In the event the board of directors does not approve the recommended successor, the resigning director shall make alternate recommendations until the board of directors approves same by majority vote. No director may resign when the corporation would then be left without a duly elected director or directors in charge of its affairs.
  - c. Successors. The board of directors shall approve successors in such a way as to ensure a representative balance of at least the following organizations:

State Legislature  
California Coastal Conservancy

Metropolitan Transportation Commission  
S.F. Bay Conservation and Development Commission

(4) Representatives of Cities appointed to BCDC by ABAG's Executive Board  
Representatives of Counties

California Department of Parks and Recreation  
National Park Service, Rivers and Trails Conservation Assistance Program  
Regional Park and Open Space Districts

Regional Bicycle Advisory Committee  
County Parks & Recreation Departments  
Hayward Area Shoreline Planning Agency  
Ridge Trail Council

Save San Francisco Bay Association  
Land Trusts  
Audubon Society  
Sierra Club, San Francisco Bay Chapter  
Wetlands Coalitions

Pacific Gas & Electric Co.  
Leslie Salt co.  
Bay Planning Coalition

League of Women Voters

The list of representative organizations on the Board of Directors may be changed by a majority vote of the Board.

- d. No Vacancy on reduction of number of directors. No reduction of the authorized number of directors shall have the effect of removing any director before that director's term of office expires.
  - e. Restriction on interested directors. Not more than forty-nine (49) percent of the persons serving on the board of directors at any time may be interested persons. An interested person is (1) any person being compensated by the corporation for services rendered to it with the previous twelve (12) months, whether as a full-time or part-time employee, independent contractor, or otherwise, excluding any reasonable compensation paid to a director as director; and (2) any brother, sister, ancestor, descendant, spouse, brother-in-law, sister-in-law, mother-in-law or father-in-law of any such person. However, any violation of the provision of this paragraph shall not affect the validity or enforceability of any transaction entered into by the corporation.
7. Place of Meetings; Meetings by Telephone. Regular meetings of the board of directors may be held at any place within or outside the State of California that has been designated from time to time by resolution of the board. In the absence of such designation, regular meetings shall be held at the principal executive office of the corporation. Special meetings of the board shall be held at any place within or outside the State of California that has been designated in the notice of the meeting or, if not stated in the notice, or if there is no notice, at the principal executive office of the corporation. Notwithstanding the above provisions of the Section 5, a regular or special meeting of the board of directors may be held at any place consented to in writing by all the board members, either before or after the meeting. If consents are given, they shall be filed with the minutes of the meeting. Any meeting, regular or special, may be held by conference telephone or similar communication equipment, so long as all directors participating in the meeting can hear one another, and all such directors shall be deemed to be present in person at such meeting.

8. Regular Meetings. Regular meetings of the board of directors shall be held without call at such time as shall from time to time, and no less than one time per fiscal year, on a date to be fixed by the board. Such regular meetings may be held without notice.

In the event a regular meeting is held in person, and not by conference call or similar communication equipment, and is held pursuant to notice, all parties who have so indicated will be given notice of said meeting.

9. Special Meetings.
- a. Authority to call. Special meetings of the board for any purpose may be called at any time by the administrative officer of the board, or the vice chair/secretary or any two directors.
  - b. Notice.
    - i. Manner of giving. Notice of the time and place of special meetings shall be given to each director by one of the following methods: (a) by personal delivery or written notice; (b) by first-class mail, postage paid; (c) by telephone communication, either directly to the director or to a person at the director's office who would reasonably be expected to communicate such notice promptly to the director; or (d) by telegram, charges prepaid. All such notices shall be given or sent to the director's address or telephone number as shown on the records of the corporation.
    - ii. Time requirements. Notices sent by first class mail shall be deposited into a United States mail box at least four (4) days before the time set for the meeting. Notices given by personal delivery, telephone or telegraph shall be delivered, telephoned or given to the telegraph company at least forty-eight (48) hours before the time set for the meeting.
    - iii. Notice contents. The notice shall state the time and place for the meeting. However, it need not specify the purpose of meeting or the place of the meeting, if it is to be held at the principal executive office of the corporation.
10. Quorum. One third of the authorized number of directors shall constitute a quorum for the transaction of business, except to adjourn as provided in Section 12 of this Article VII. Every act or decision done or made by a majority of the directors present at a meeting duly held at which a quorum is present shall be regarded as the act of the board, subject to the provisions of the California Nonprofit Public Benefit Corporation Law, especially those provisions related to (i) approval of contracts or transactions in which a director has a direct or indirect material financial interest, (ii) appointment of committees and (iii) indemnification of directors. A meeting at which a quorum is initially present may continue to transact business, notwithstanding the withdrawal of directors, if any action taken is approved by at least a majority of the required quorum for that meeting.
11. Waiver of Notice. The transactions of any meeting of the board, however called and noticed or wherever held, shall be as valid as though taken at a meeting duly held after regular call and notice, if (a) a quorum is present, and (b) either before or after the

meeting, each of the directors not present signs a written waiver of notice or consent to holding the meeting, or an approval of the minutes. The waiver of notice or consent need not specify the purpose of the meeting. All waivers, consents, and approvals shall be filed with the corporate records or made a part of the minutes of the meeting. Notice of a meeting shall also be deemed given to any director who attends the meeting without protesting before or at its commencement about the lack of adequate notice.

12. Adjournment. A majority of the directors present, whether or not constituting a quorum, may adjourn any meeting to another time and place.
13. Notice of Adjournment. Notice of the time and place of holding an adjourned meeting need not be given, unless the meeting is adjourned for more than twenty-four (24) hours, in which case personal notice of the time and place shall be given before the time of the adjourned meeting to the directors who were not present at the time of adjournment.
14. Action without Meeting. Any action required or permitted to be taken by the board may be taken without a meeting, if all members of the board, individually or collectively, consent in writing to that action. Such action by written consent shall have the same force and effect as an unanimous vote of the board. Such written consent or consents shall be filed with the minutes of the proceedings of the board.
15. Fees and Compensation of Directors. Directors and members of committees, if any, may receive such compensation, if any, for their services, and such reimbursement of expenses, as may be determined by resolution of the board to be just and reasonable.

## **ARTICLE VIII COMMITTEES**

1. Committees of Directors. The board may, by resolution adopted by a majority of the directors then in office, designate one or more committees, each consisting of two or more directors, to serve at the pleasure of the board. Any committee, to the extent provided in the resolution of the board, shall have all the authority of the board, except that no committee, regardless of board resolution, may:
  - a. Take any final action on matters which, under the Nonprofit Public Benefit Corporation Law of California, requires approval of a majority of all the directors;
  - b. Fill vacancies on the board or in any committee which has the authority of the board;
  - c. Fix compensation of the directors for serving on the board or on any committee;
  - d. Amend or repeal bylaws or adopt new bylaws;
  - e. Amend or repeal any resolution of the board which by its express terms is not so amendable or repealable;
  - f. Appoint any other committees of the board or the members of these committees;
  - g. Approve any transaction (1) to which the corporation is a party and one (1) or more director has a material financial interest; or (2) between the corporation



and one (1) or more of its directors or between the corporation or any person in which one (1) or more of its directors have a material financial interest.

2. Steering Committee. The board of directors hereby establishes a standing committee to be known as the Steering Committee composed of not less than five (5) of its members. A quorum of three (3) is hereby established for the transaction of business assigned by the board. The Steering Committee shall meet regularly, not less than one time per quarter, and shall provide regular oversight of the operations of the corporation. The Steering Committee shall have the authority to delegate its assigned tasks as it sees fit.
3. Meetings and Action of Committees. Meeting and action of committees shall be governed by, and held and taken in accordance with, the provisions of Article VIII of these bylaws, concerning meetings of directors, with such changes in the context of those bylaws as are necessary to substitute the committee and its members for the board and its members, except that the time for regular meetings of committees may be determined either by resolution of the board or by resolution of the committee. Special meetings of committees may also be called by resolution of the board. Notice of special meetings of committees shall also be given to any and all alternate members, who shall have the right to attend all meetings of the committee. Minutes shall be kept of each meeting of any committee and shall be filed with the corporate records. The board may adopt rules for the government of any committee not inconsistent with the provisions of these bylaws, or, in the absence of rules adopted by the board, the committee may adopt such rules.

## **ARTICLE IX OFFICERS**

1. Officers. The officers of the corporation shall be a chair, administrative officer, vice chair, secretary, treasurer and chief financial officer. Any number of offices may be held by the same person, except that neither the secretary, chief financial officer nor treasurer may serve concurrently as the chair of the board.
2. Officers. The chair, vice chair, secretary and treasurer shall be elected by the board of directors from its members. The administrative officer of the corporation shall be the Executive Director of ABAG and the chief financial officer shall be the Finance Director of ABAG.
3. Term. The officers of the corporation, except those appointed under Section 2 of this Article, shall be chosen annually by the board and shall serve at the pleasure of the board, subject to the rights, if any, of any officer under any contract of employment.
4. Removal of Officers. The appointed officers must be removed, with or without cause, by the board, at any regular or special meeting of the board, if such officers cease to serve as the ABAG Executive Director or Finance Director, respectively. The officer(s) removed must be replaced by the board with the person currently holding such office(s) at ABAG. The elected officers may be removed with or without cause by the board at a regular or special meeting of the board.

5. Resignation of Officers. Any officer may resign at any time by giving written notice to the corporation. Any resignation shall take effect at the date of the receipt of that notice or at any later time specified in that notice; and, unless otherwise specified in that notice, the acceptance of the resignation shall not be necessary to make it effective. Any resignation is without prejudice to the rights, if any, of the corporation under any contract to which the officer is a party.
6. Vacancies in Offices. A vacancy in any office because of death, resignation, removal, disqualification or any other cause shall be filled only in the manner prescribed in these bylaws for regular appointments to that office.
7. Responsibilities of Officers.
  - a. Chair. The chair shall preside at meetings of the board of directors and shall exercise and perform such other powers and duties as may from time to time be assigned to him/her by the board or as may be prescribed by the bylaws.
  - b. Administrative Officer. Subject to such supervisory powers as may be given by the board of directors to the chair, the administrative officer shall generally supervise and execute the business of the corporation. He/she shall have such other powers and duties as may be prescribed by the board or the bylaws.
  - c. Vice Chair. In the absence of the chair, the vice chair shall preside at meetings of the board of directors and carry out any other duties of the chair. He/she shall have all powers of the chair when so acting and shall be subject to all restrictions on the chair. In addition, the vice chair shall have such other powers and perform such other duties as the board or the bylaws may provide.
  - d. Secretary. The secretary shall attend to the following:
    - i. Book of minutes. The secretary shall keep or cause to be kept, at the principal executive office or such other place as the board may direct, a book of minutes of all meetings and actions of directors and committees of directors, with the time and place of holding, whether regular or special, and, if special, how authorized, the notice given, the names of those present at such meetings and the proceedings of such meetings.
    - ii. Notices, seal and other duties. The secretary shall give, or cause to be given, notice of all meetings of the board required by the bylaws to be given. He/she shall keep the seal of the corporation, if any, in safe custody. He/she shall have such other powers and perform such other duties as may be prescribed by the board of directors or the bylaws.
  - e. Chief Financial Officer. The chief financial officer shall attend to the following:
    - i. Books of account. The chief financial officer shall keep and maintain, or cause to be kept and maintained, adequate and correct books and records of accounts of the properties and business transactions of the corporation, including accounts of its assets, liabilities, receipts, disbursements, gains, losses, capital, retained earnings, and other matters customarily included in financial statements. The books of account shall be open to inspection by any director at all reasonable times.
    - ii. Deposit and disbursement of money and valuables. The chief financial officer shall deposit all money and other valuables in the name and to the credit of the corporation with such depositories as may be

designated by the board; shall disburse the funds of the corporation as may be ordered by the board; shall render to the administrative officer and directors, whenever they request it, an account of all of his transactions as chief financial officer and of the financial condition of the corporation; and shall have other powers and perform such other duties as may be prescribed by the board or the bylaws.

- iii. Bond. If required by the board, the chief financial officer shall give the corporation a bond in the amount and with the surety or sureties specified by the board for faithful performance of the duties of his office and for restoration to the corporation of all its books, papers, vouchers, money, and other property of every kind in his possession or under his control on his death, resignation, retirement, or removal from office.
- f. Treasurer. The treasurer shall oversee the operation of the corporate finances as directed by the chair and the board of directors.

## **ARTICLE X**

### **INDEMNIFICATION OF DIRECTORS, OFFICERS, EMPLOYEES, AND OTHER AGENTS**

1. Definitions. For the purpose of this Article,
  - a. "agent" means any person who is or was a director, officer, employee, or other agent of this corporation, or is or was serving at the request of this corporation as a director, officer, employee, or agent of another foreign or domestic corporation, partnership, joint venture, trust, or other enterprise, or was a director, officer, employee or agent of a foreign or domestic corporation that was a predecessor corporation of this corporation or of another enterprise at the request of the predecessor corporation;
  - b. "proceeding" means any threatened, pending, or completed action or proceeding, whether civil, criminal, administrative or investigative; and
  - c. "expenses" includes, without limitation, all attorney's fees, costs, and any other expenses incurred in the defense of any claims or proceedings against an agent by reason of his position or relationship as agent and all attorney's fees, costs, and other expenses incurred in establishing a right to indemnification under this Article.
2. The corporation shall indemnify any person who was or is a party or is threatened to be made a party to any proceeding (other than an action by or in the right of the corporation to procure a judgment in its favor, an action brought under Section 5233 of the California Corporations Code, or an action brought by the Attorney General for any breach of duty relating to assets held in charitable trust) by reason of the fact that such person is or was an agent of the corporation, against expenses, judgments, fines, settlements, and other amounts actually and reasonably incurred in connection with such proceeding if such person acted in good faith and in a manner such person reasonably believed to be in the best interests of the corporation and, in the case of a criminal proceeding, had no reasonable cause to believe the conduct of such person was unlawful. The termination of any proceeding by judgment, order, settlement, conviction or upon a plea of nolo contendere or its equivalent shall not, of itself, create a presumption that the person did not act in good faith and in a manner which the

person reasonably believed to be in the best interests of the corporation or that the person had reasonable cause to believe that the person's conduct was unlawful.

3. The corporation shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action by or in the right of the corporation to procure a judgment in its favor, or brought under Section 5233, or brought by the Attorney General for breach of duty relating to assets held in charitable trust, but reason of the fact that such person is or was an agent of the corporation, against expenses actually and reasonably incurred by such person in connection with the defense or settlement of such action if such person acted in good faith, in a manner such person believed to be in the best interests of the corporation, and with such care including reasonable inquiry, as an ordinarily prudent person in a like position would use under similar circumstances. No indemnification shall be made under this paragraph (3):
  - a. In respect of any claim, issue, or matter as to which such person shall have been adjudged to be liable to the corporation in the performance of such person's duty to the corporation, unless and only to the extent that the court in which such proceeding is or was pending shall determine upon application that, in view of all the circumstances of the case, such person is fairly and reasonably entitled to indemnity for the expenses that such court shall determine;
  - b. Of amounts paid in settling or otherwise disposing of a threatened or pending action, with or without court approval; or
  - c. Of expenses incurred in defending a threatened or pending action that is settled or otherwise disposed of without court approval unless it is settled with the approval of the Attorney General.
4. To the extent that an agent of the corporation has been successful on the merits in defense of any proceeding referred to in paragraph (2) or (3) or in defense of any claim, issue, or matter in the proceeding, the agent shall be indemnified against expenses actually and reasonably incurred by the agent in connection with the proceeding.
5. Except as provided in paragraph (4), any indemnification under this Article shall be made by the corporation only if authorized in the specific case, upon a determination that indemnification of the agent is proper in the circumstances because the agent has met the applicable standard of conduct set forth in paragraph (2) or (3), by:
  - a. A majority vote of a quorum consisting of directors who are not parties to such proceeding; or
  - b. The court in which such proceeding is or was pending upon application made by the corporation, the agent, or the attorney or other person rendering services in connection with the defense, whether or not such application by the agent, attorney, or other person is opposed by the corporation.
6. Expenses incurred in defending any proceeding may be advanced by the corporation prior to the final disposition of such proceeding upon receipt of an undertaking by or on behalf of the agent to repay such amount unless it shall be determined ultimately that the agent is entitled to be indemnified as authorized in this Article.

7. Nothing contained in this Article shall affect any right to indemnification to which persons other than directors and officers of the corporation or any subsidiary of the corporation may be entitled by contract or otherwise.
8. No indemnification or advance shall be made under this Article X, except as provided in paragraph (4) or subdivision (5)(b), in any circumstance when it appears:
  - a. That it would be inconsistent with a provision of the articles of incorporation or an agreement in effect at the time of the accrual of the alleged cause of action asserted in the proceeding in which the expenses were incurred or other amounts were paid, which prohibits or otherwise limits indemnification; or
  - b. That it would be inconsistent with any condition expressly imposed by a court in approving a settlement.
9. Upon and in the event of a determination by the board of the corporation to purchase indemnity insurance, the corporation shall purchase and maintain insurance on behalf of any agent of the corporation against any liability asserted against or incurred by the agent in such capacity or arising out of the agent's status as such whether or not the corporation would have the power to indemnify the agent against such liability under the provisions of this Article X; provided, however, that the corporation shall have no power to purchase and maintain such insurance to indemnify any agent of the corporation for a violation of Section 5233.

## **ARTICLE XI RECORDS AND REPORTS**

1. Maintenance of Corporate Records. The corporation shall keep:
  - a. Adequate and correct books and records of account;
  - b. Minutes in written form of the proceedings of its board, and committees of the board.

All such records shall be kept at the corporation's principal executive office, or if its principal executive office is not in the State of California, at its principal business office in this state.

2. Maintenance and Inspection of Articles and Bylaws. The Corporation shall keep at its principal executive office, or if its principal executive office is not in the State of California, at its principal business office in this state, the original or a copy of the articles and bylaws as amended to date, which shall be open to inspection by the members of the ABAG Executive Board at all reasonable times during office hours. If the principal executive office of the corporation is outside the State of California and the corporation has no principal business office in this state, the Secretary shall, on the written request of any Executive Board member, furnish to that member a copy of the articles and bylaws as amended to date.
3. Inspection of Records. Every director and any member of the ABAG Executive Board shall have the absolute right at any reasonable time to inspect all books, records, and documents of every kind and the physical properties of the corporation and each of its subsidiary corporations; provided that any inspection by an Executive Board member shall be for a purpose reasonably related to such person's interest. This inspection by a

director or by an Executive Board member may be made in person or by an agent or attorney of said director or Board member, and the right of inspection includes the right to copy and make extracts of documents.

4. Annual Report to Members of ABAG's Executive Board.
  - a. Not later than one hundred twenty (120) days after the close of the corporation's fiscal year, the board shall cause an annual report to be sent to the ABAG Executive Board members. Such report shall contain the following information in reasonable detail:
    - i. The assets and liabilities, including the trust funds, of the corporation as of the end of the fiscal year.
    - ii. The principal changes in assets and liabilities, including trust funds, during the fiscal year.
    - iii. The revenue or receipts of the corporation, both unrestricted and restricted to particular purposes, for the fiscal year.
    - iv. The expenses or disbursements of the corporation, for both general and restricted purposes, during the fiscal year.
    - v. Any information required by Section 6 of this Article.
  - b. The report required by this Section shall be accompanied by any report thereon of independent accountants, or, if there is no such report, by the certificate of an authorized officer of the corporation that such statements were prepared without audit from the books and records of the corporation.
5. Annual Statement of Certain Transactions and Indemnifications. No later than the time the corporation gives its annual report, if any, to members of the ABAG Executive Board, and in any event no later than one hundred twenty (120) days after the close of the corporation's fiscal year, the corporation shall prepare and mail or deliver to each director a statement of the amount and circumstances of any transaction or indemnification of the following kind:
  - a. Any transaction(s) in which the corporation, its parent or its subsidiary was a party, and in which either of the following had a direct or indirect financial interest:
    - i. Any director or officer of the corporation, its parent or subsidiary (a mere common directorship shall not be considered such an interest); or
    - ii. Any holder of more than ten (10) percent of the voting power of the corporation, its parent or its subsidiary; if such transaction involved over forty thousand dollars (\$40,000), or was one of a number of transactions with the same person involving in the aggregate, over forty thousand dollars (\$40,000).
  - b. Any indemnifications or advances aggregating more than Ten Thousand Dollars (\$10,000) paid during the fiscal year to any officer or director of the corporation pursuant to Article XII herof.
6. Fiscal Year. The corporation's fiscal year shall be from July 1 to June 30.
7. Insurance. The corporation shall have the power to purchase and maintain insurance on behalf of itself or its officers, directors, employees and other agents against personal injury or property damage or any liability asserted against or incurred by any officer,

director, employer or agent in such capacity or arising out of the officers, directors, employees or agent's status as such or any other insurance which the Board determines is necessary.

8. Administration. The Association of Bay Area Governments, a joint powers agency pursuant to Government Code Sections 6500, et. Seq., is hereby appointed and employed to administer the corporation. In carrying out such administration, ABAG shall receive an administration fee which is limited to and shall not exceed an amount which reasonably relates to its duties as administrator.
9. Administrative Office. The administrative office shall be the ABAG offices at 101 Eighth Street, Oakland, California, unless changed by the board.

## **ARTICLE XII CONSTRUCTION AND DEFINITIONS**

Unless the context requires otherwise, the general provisions, rules of construction, and definitions in the California Nonprofit Public Benefit Corporation Law shall govern the construction of these bylaws. Without limiting the generality of the above, the masculine gender includes the feminine and neuter, the singular number includes the plural, the plural number includes the singular, and the term "person" includes both the corporation and a natural person.

## **ARTICLE XIII AMENDMENTS**

1. Amendment by Directors. Subject to the limitations set forth below, the board may adopt, amend or repeal these bylaws by a 2/3 vote of its members. Such power is subject to the following limitations:
  - a. The board may not amend a bylaw provision fixing the authorized number of directors or the minimum and maximum number of directors. However, if the articles or bylaws provide for a variable number of directors within specified limits, the directors may, subject to the other limitations of this Section, adopt, amend or repeal a bylaw fixing the exact number of directors within those limits.
  - b. If any provision of these bylaws requires the vote of a larger proportion of the directors than otherwise required by law, such provision may not be altered, amended or repealed except by vote of such larger number of directors.

## **CERTIFICATE OF SECRETARY**

I, the undersigned, certify that I am the Secretary of The San Francisco Bay Trail Project, a California nonprofit public benefit corporation, and that the board of directors of the corporation adopted the above bylaws, consisting of 19 pages including this page, as the bylaws of this corporation at its first meeting on June 13, 1990.

Dated: \_\_August 21, 1990\_\_

\_\_\_\_Marc Holmes, Secretary\_\_\_\_



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 21-0377      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Informational  
**File created:** 2/18/2021      **In control:** ABAG San Francisco Bay Trail Board of Directors  
**On agenda:** 3/26/2021      **Final action:**  
**Title:** Report on Richmond-San Rafael Bridge Bicycle/Pedestrian Path Pilot Project

Update on the success and challenges of the bicycle/pedestrian path pilot project on the Richmond-San Rafael Bridge at the nearly 1.5-year mark.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [09a 1 Staff Memo Richmond San Rafael Bridge Update.pdf](#)  
[09a 2 Attachment Presentation v2.pdf](#)

Date	Ver.	Action By	Action	Result
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Report on Richmond-San Rafael Bridge Bicycle/Pedestrian Path Pilot Project

Update on the success and challenges of the bicycle/pedestrian path pilot project on the Richmond-San Rafael Bridge at the nearly 1.5-year mark.

Lee Huo, James Go and Nicola Szibbo

Information





**San Francisco Bay Trail Project**  
Bay Area Metro Center  
375 Beale Street, Suite 700  
San Francisco, CA 94105

**TO:** Bay Trail Board of Directors  
**FR:** Lee Huo, Bay Trail Planner  
**RE:** Richmond-San Rafael Bridge Bicycle/Pedestrian Path Update

**DATE:** March 2, 2021

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The six-mile Richmond-San Rafael Bridge (RSR Bridge) Path opened on November 16, 2019, with 2,000+ people attending the ribbon-cutting event and bicycling or walking the path opening day. The RSR Bridge Path is part of the Richmond-San Rafael Bridge Access Improvement Project which involves a four-year pilot study to improve access on the bridge corridor. The study is being conducted by Caltrans and U.C. Berkeley PATH.

The RSR Bridge is one of the seven Bay Area toll bridges that are part of the adopted Bay Trail alignment, and the Bay Trail Project has a vested interest in the success of the RSR Bridge Path which has seen usership surpass 100,000 bicycle trips in January 2021. As with all other parts of the Bay Trail alignment, the goal is to provide permanent 24/7, year-round access for bicyclists and pedestrians which will allow the RSR Bridge Path to serve as both a regional recreational opportunity and an active transportation corridor for commuters.

With the Path operating for almost a year and half, James Go, Project Manager for the RSR Bridge Access Improvement Project at the Metropolitan Transportation Commission, will provide an update and overview of the RSR Bridge Path. As part of his presentation, he will discuss bridge path use levels, trip patterns, bridge path approach improvements, and operational challenges.

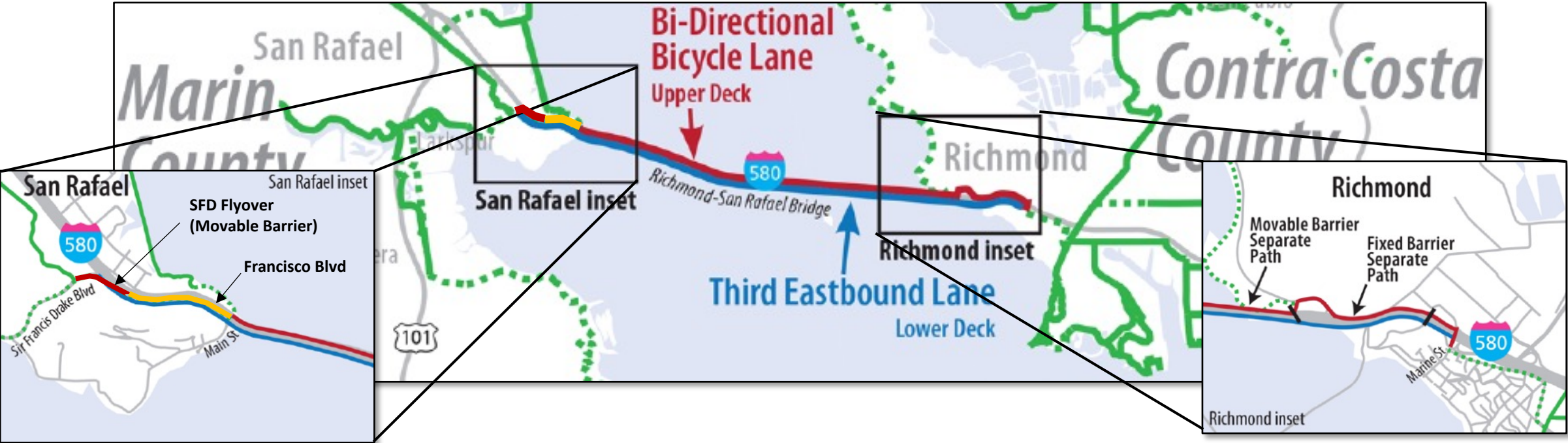
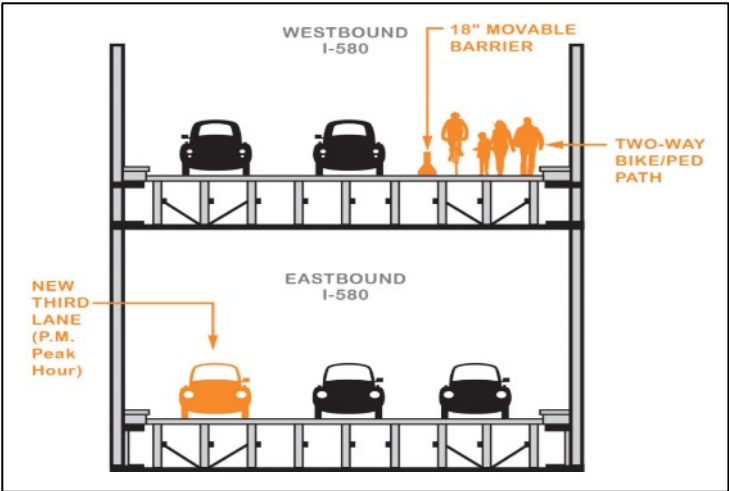
# PROJECT UPDATE:

## RICHMOND-SAN RAFAEL BRIDGE ACCESS IMPROVEMENT PROJECT



# RSR ACCESS IMPROVEMENT PROJECT

PKG	DESCRIPTION	STATUS
A	PEAK PERIOD USE LANE	CLOSEOUT
B1	BICYCLE/PEDESTRIAN PATH (BRIDGE + SFD)	CLOSEOUT
B2	FRANCISCO BLVD PATH	FINAL DESIGN & R/W (PENDING CONST FUNDS)

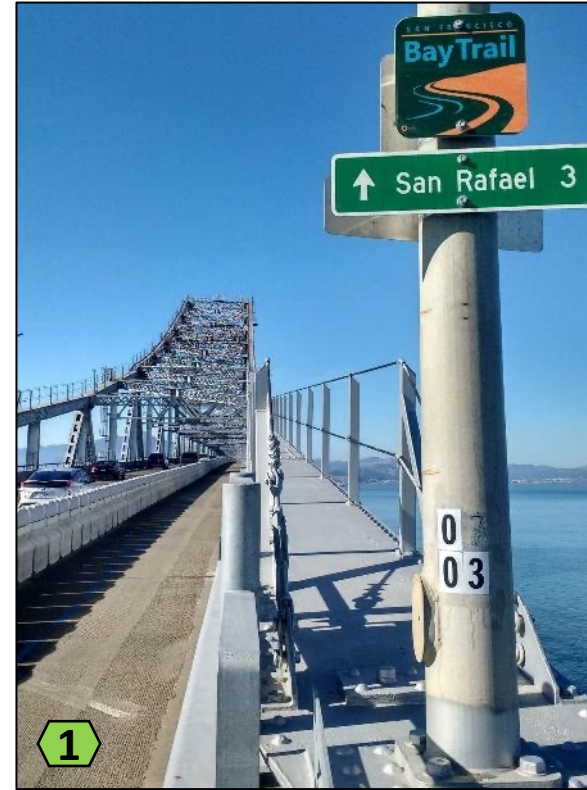




# BIKE/PED PATH OVERVIEW

## Project Updates:

- Converted 6 miles of I-580 westbound shoulder to a bike/ped path
- Improved bike/ped path connection on both Richmond and San Rafael sides
- Path Opened November 16, 2019
- 4-year Pilot study by Caltrans & UC Berkeley PATH
- Project Closeout, Finalizing Construction Punchlist





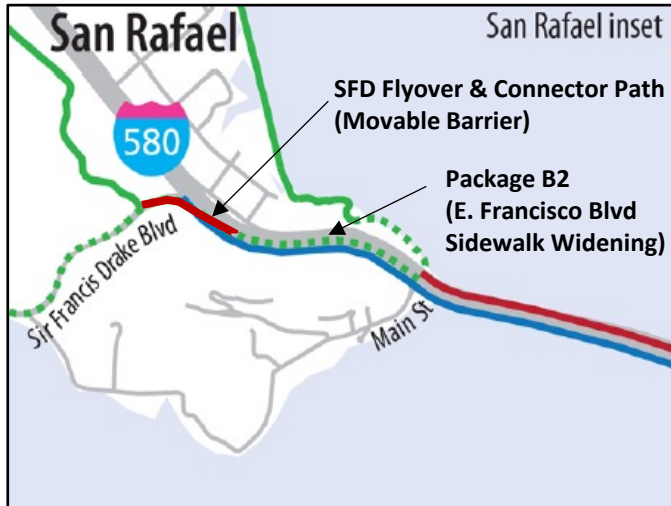
# IMPROVEMENTS IN 2020

## Sir Francis Drake Blvd Flyover Pilot

- Separated two-way Class 4 Bikeway adjacent to the SFD Flyover off-ramp, using moveable barrier system.
- Crosswalk and Islands at Andersen Drive Intersection
- Design & Funded by Transportation Authority of Marin
- Construction by BATA

## Connector Path

- Relocated access point along E. Francisco Blvd.

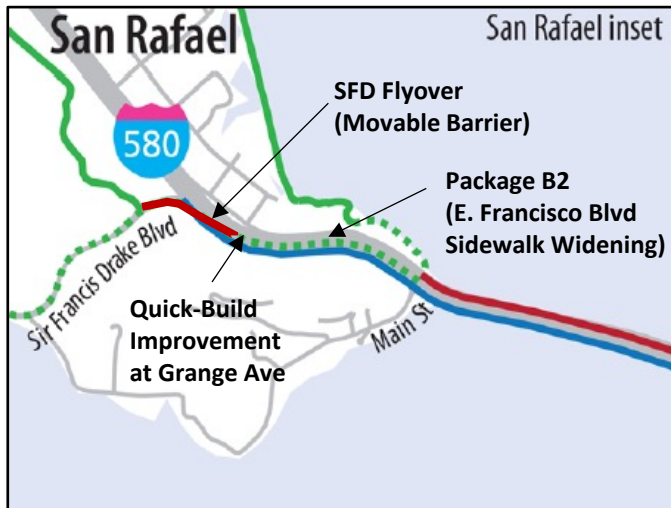




# IMPROVEMENTS IN 2020

## "Quick-Build" Improvements:

- Coordinated with City of San Rafael to implement quick-build intersection improvement to enhance safety and access to Sir Francis Drake Blvd. Flyover
- Intersection improvement was designed and implemented in the span of 6 months
- "Quick-Build" = pilot or interim project, use of temporary materials, rapid project delivery

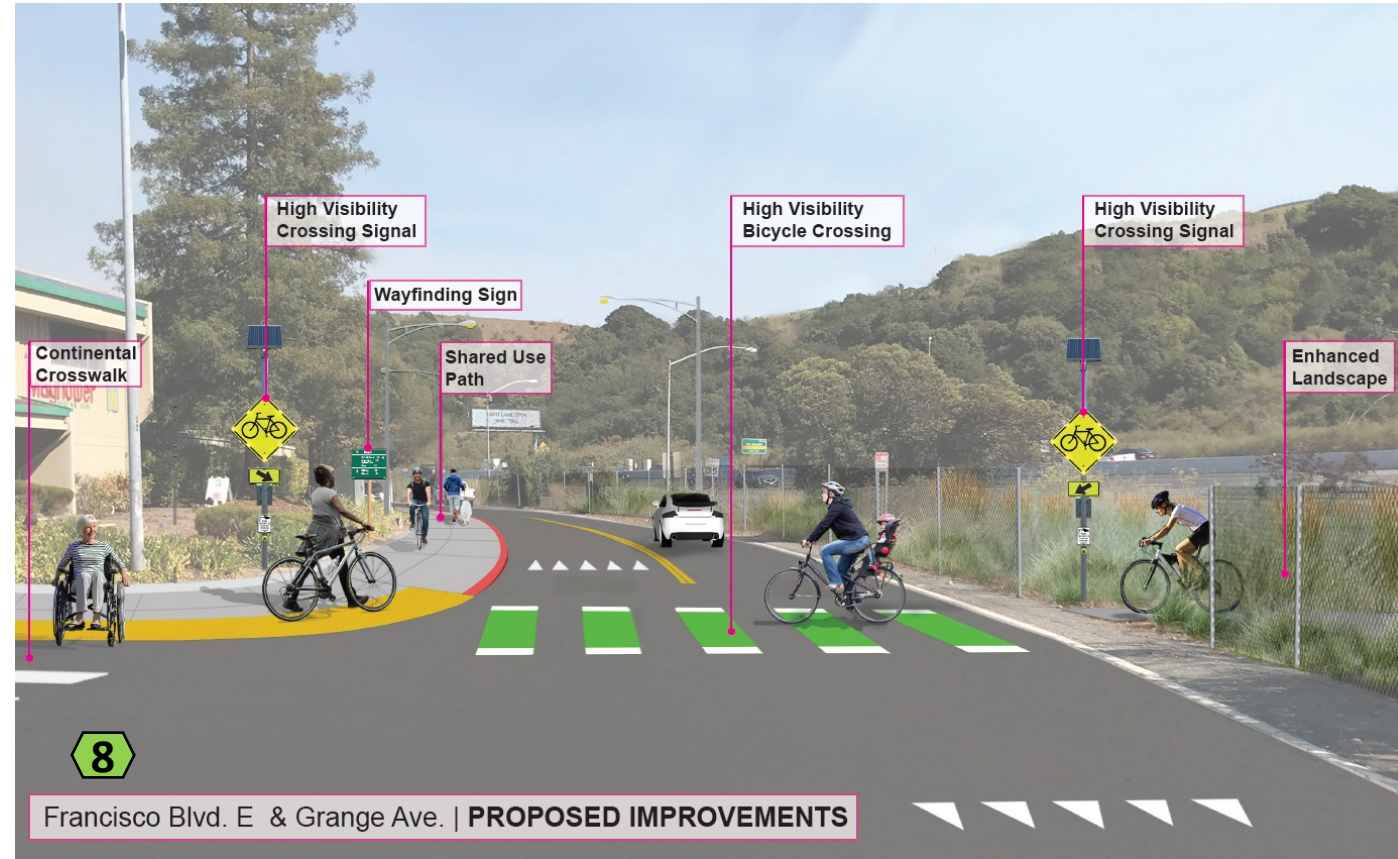
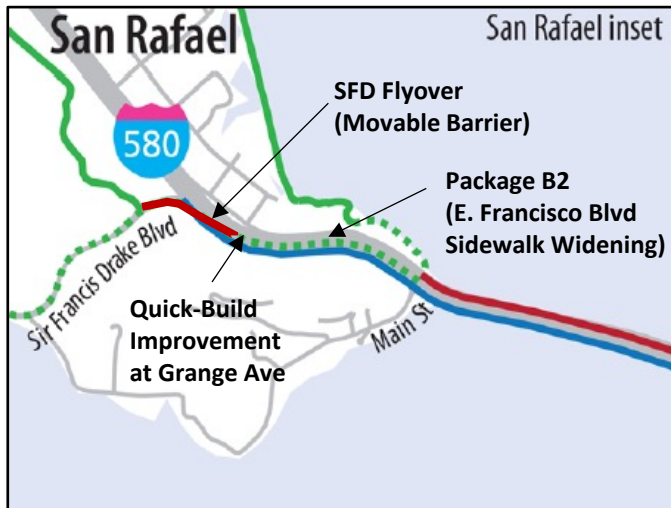




# IMPROVEMENTS IN 2020

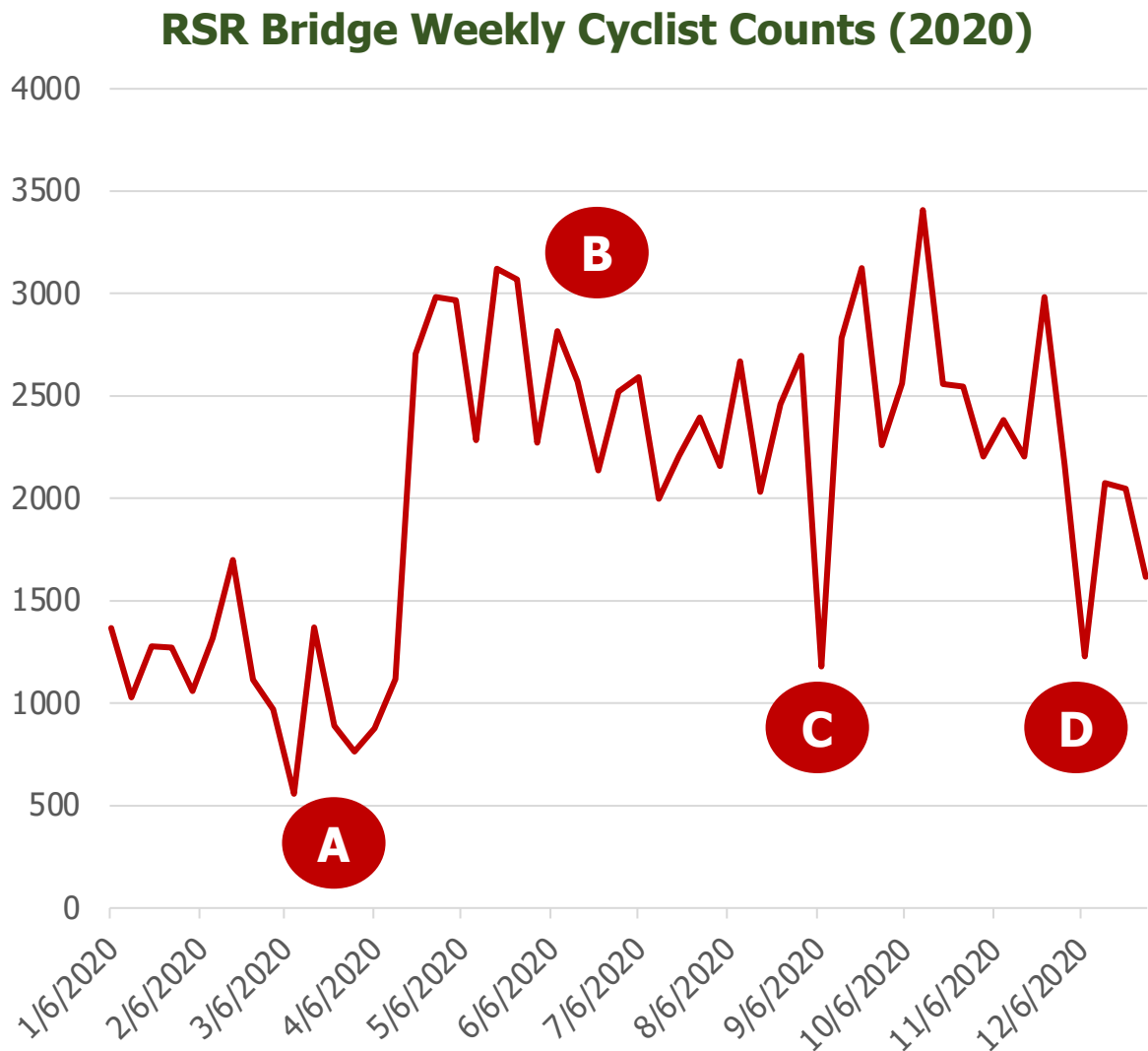
## ATP Grant Application (Package B2)

- Package B2 (Francisco Blvd. Shared Use Path) construction is on hold, due to funding
- Final Design complete; R/W Cert in-progress
- Applied for Active Transportation Program (ATP) Grant (\$4,302,000) for construction
- 23% MTC/BATA local match





# BRIDGE PATH USAGE: WEEKLY COUNTS & OBSERVATIONS



## Observations:

- A** Covid-19 Stay-at-Home Orders
- B** Warmer Summer Weather
- C** Poor Air Quality from Nor Cal Fires
- D** Cold/Wet Weather

## Note:

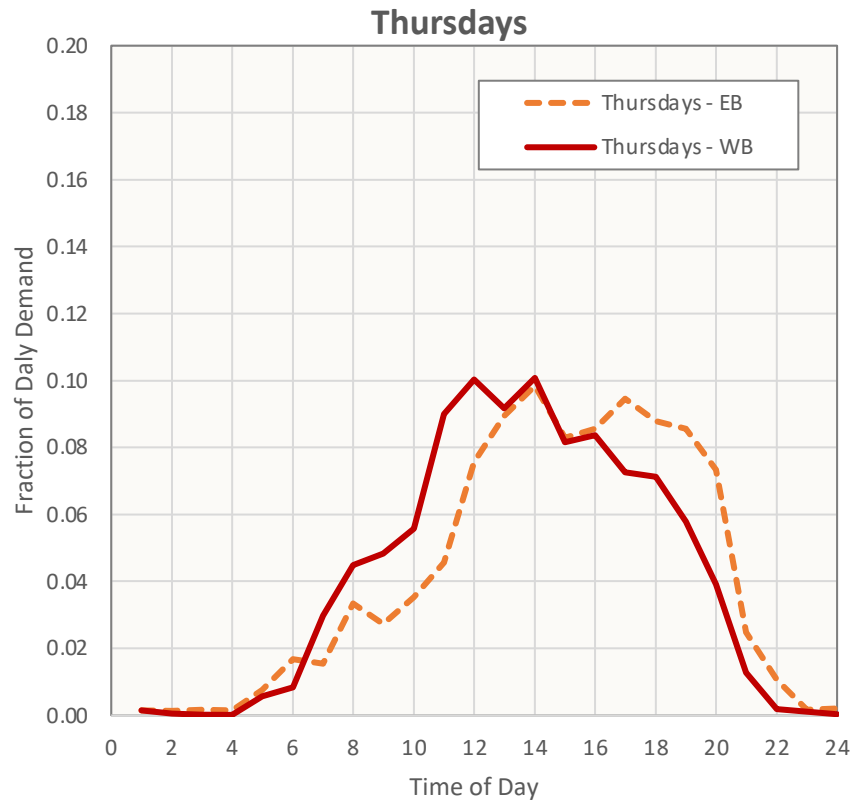
- Surges in COVID-19 cases could also contribute to dips.

Source: MTC's MySidewalk website (data via eco-visio), CY 2020

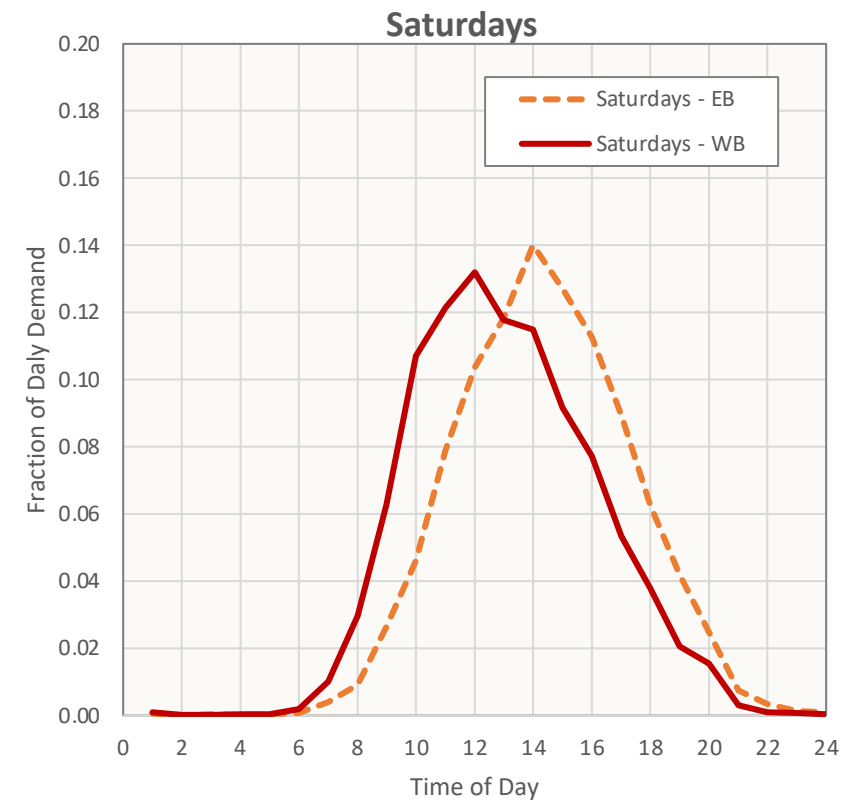
# BRIDGE PATH USAGE: TIME OF DAY ANALYSIS

- **Daily Pattern:**

- WB traffic peaks late morning
- EB traffic peaks early afternoon

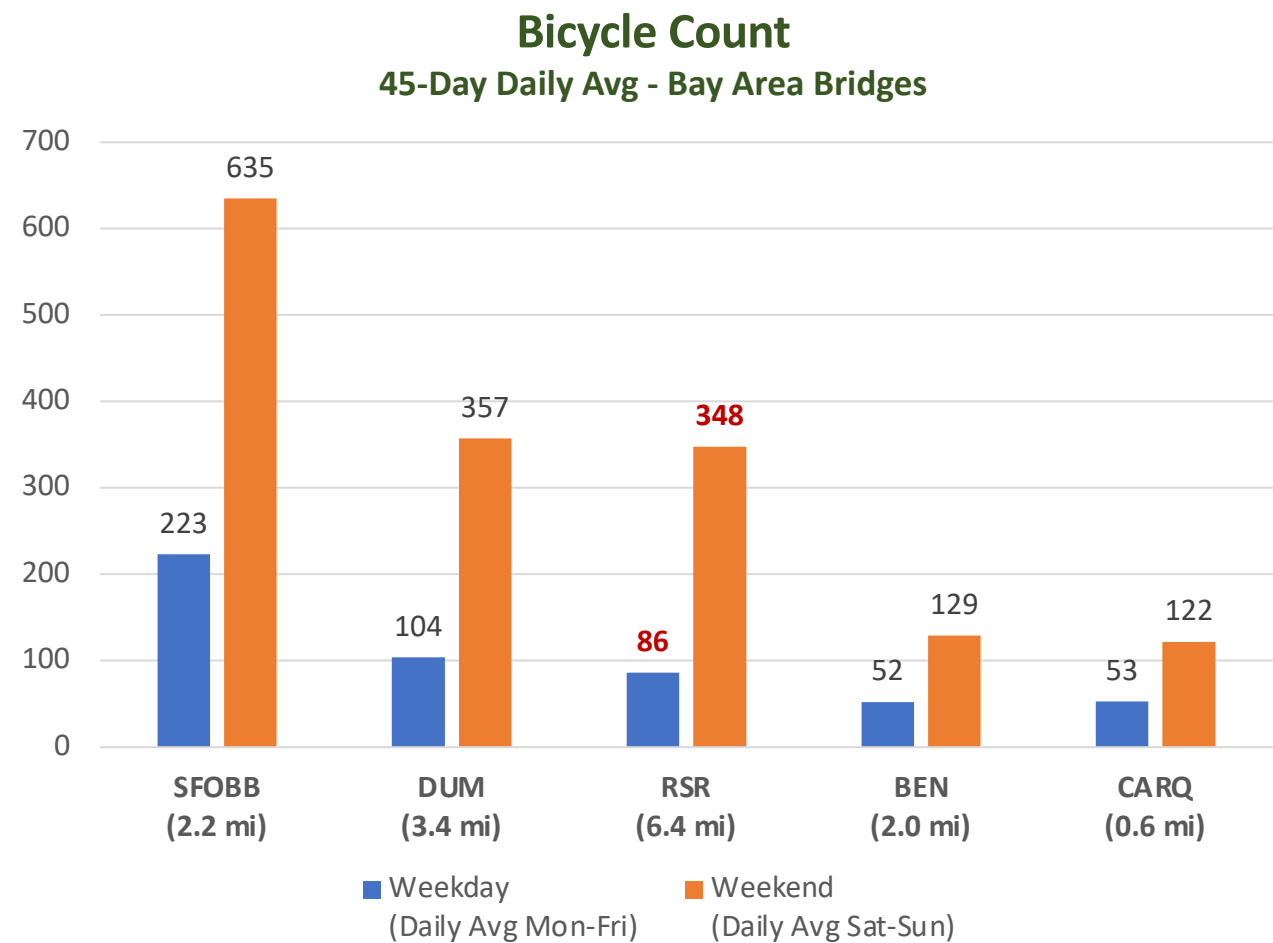


Source: UC Berkeley PATH Pilot Study



Source: UC Berkeley PATH Pilot Study

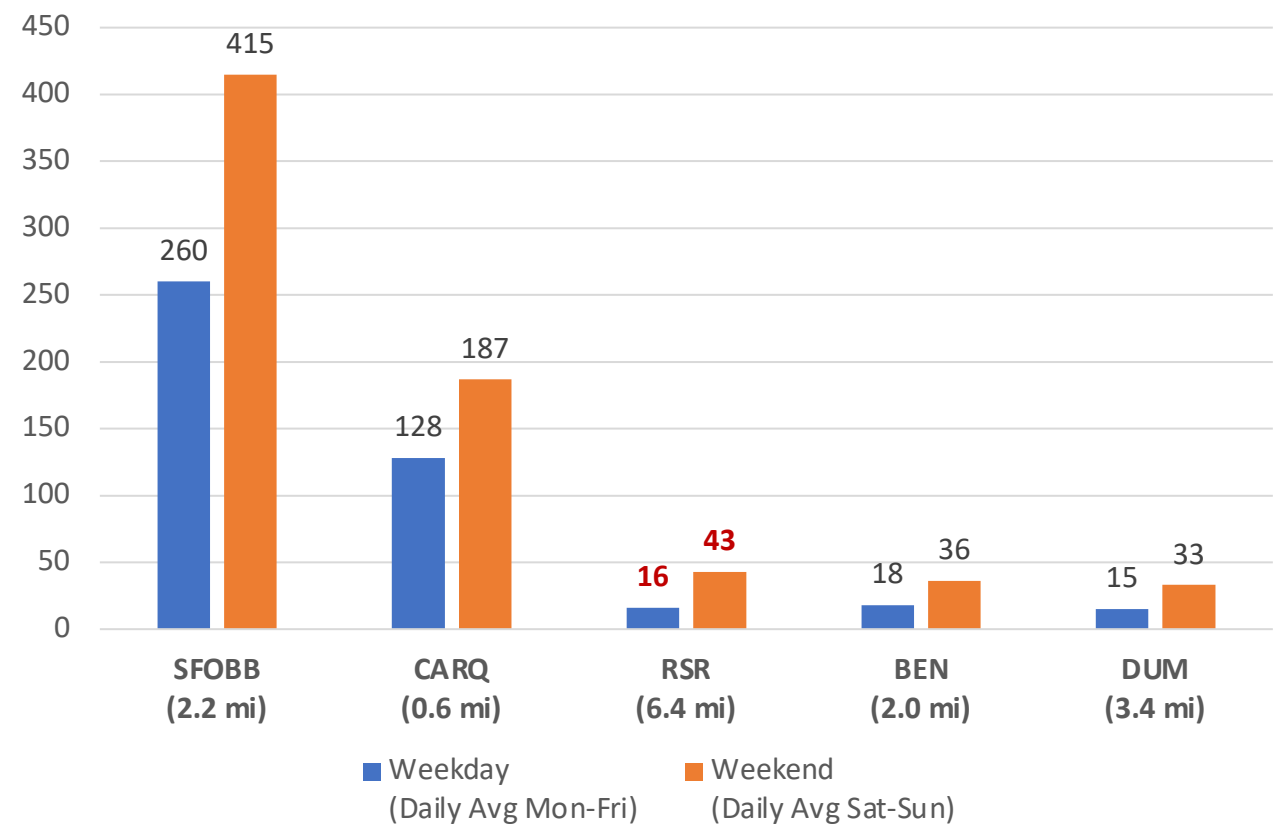
# BRIDGE PATH USAGE: COMPARISON TO BAY AREA BRIDGES



Source: MTC's MySidewalk website (data via eco-visio) based on last 45-day average; 3/3/2020  
Count results are estimates and are subject to factors that can affect accuracy.

# BRIDGE PATH USAGE: COMPARISON TO BAY AREA BRIDGES

Pedestrian Count  
45-Day Daily Avg - Bay Area Bridges



Source: MTC’s MySidewalk website (data via eco-visio) based on last 45-day average; 3/3/2020  
Count results are estimates and are subject to factors that can affect accuracy.

# OPERATIONAL IMPROVEMENTS & BRIDGE PATH CLOSURES

## Operational Improvements:

- Installed bollards and barriers to prevent motorized vehicles entering the path.
- Installed additional pavement markings and signage along path to minimize accidents/injuries.
- Implemented Crisis Counseling service, Training, and installed Signage along the bridge, to minimize potential jumpers.
- Continued coordination with Caltrans and First Responders on incident management to minimize path closures due to vehicular-caused barrier misalignment.



## Upcoming Path Closures:

- Regular closures of the Bridge Path will occur for bridge rehabilitation, painting, maintenance, and inspection activities.
  - Caltrans Paint Contract Begins Spring/Summer 2021
- Notifications via MTC, 511, Bay Trail websites
- Shuttles provided to/from designated pickup/dropoff locations at each end of bridge.



## KEY STAKEHOLDERS



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## KEY CONTRACTORS & CONSULTANTS



**THANK YOU**







# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 21-0378      **Version:** 1      **Name:**

**Type:** Report      **Status:** Informational

**File created:** 2/18/2021      **In control:** ABAG San Francisco Bay Trail Board of Directors

**On agenda:** 3/26/2021      **Final action:**

**Title:** Report on Bay Trail Openings in 2020-Golden Gate Fields in Albany and Ravenswood in East Palo Alto

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [10a Presentation Bay Trail Openings.pdf](#)

Date	Ver.	Action By	Action	Result
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Report on Bay Trail Openings in 2020-Golden Gate Fields in Albany and Ravenswood in East Palo Alto

Vijay Kesavan and Lee Huo

Information

# Albany Beach Bay Trail Opening, July 2020

1 mile gap closure between  
Gilman Street and Buchanan in  
Albany/Berkeley

\$3.6 Million Project

Funded by \$100,000 Bay Trail  
Grant and Other Sources

- Creates 40 miles of continuous Bay Trail from Golden Gate Fields to Point Pinole
- Access to another 18 miles of Bay Trail from Gilman Street to Port of Oakland and Yerba Buena Island
- Commute Alternative for cyclists



THE SAN  
FRANCISCO  
BAY TRAIL

A 500-Mile  
Trail Around  
the Bay



THE SAN  
FRANCISCO  
BAY TRAIL

A 500-Mile  
Trail Around  
the Bay







THE SAN  
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A 500-Mile  
Trail Around  
the Bay





THE SAN  
FRANCISCO  
BAY TRAIL

A 500-Mile  
Trail Around  
the Bay





# Goodrick Avenue Bay Trail Opening, November 2020

0.3 mile gap closure between  
Richmond Parkway and Dotson  
Family Marsh, Richmond

\$1.1 Million Project

Funded by Bay Trail Grant and  
Measure J

- Creates 40 miles of continuous Bay Trail from Point Pinole to Golden Gate Fields
- Access to Regional Parks and Wetland/Wildlife Viewing
- Commute Alternative for cyclists



THE SAN  
FRANCISCO  
BAY TRAIL

A 500-Mile  
Trail Around  
the Bay



# Ravenswood Bay Trail Opening, Aug 2020

\$5.1 million project

Funded by Midpeninsula  
Regional Open Space District, San  
Mateo, Santa Clara, California  
Natural Resources Agency, Bay  
Trail, and many other sources

**0.6 mile gap closure between  
University Ave and  
Midpeninsula Regional Open  
Space Preserve District  
opening up 33 miles of Bay  
Trail**



THE SAN  
FRANCISCO  
BAY TRAIL

A 500-Mile  
Trail Around  
the Bay



# Ravenswood Bay Trail Opening, Aug 2020



THE SAN  
FRANCISCO  
BAY TRAIL

A 500-Mile  
Trail Around  
the Bay

- Improved access to the Bay for East Palo Alto and Menlo Park
- Commute Alternative for cyclists
- Wildlife viewing and environmental education



**Before Bridge  
Construction**



**After**