





Meeting Transcript

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Meeting Transcript

METROPOLITAN TRANSPORTATION COMMISSION

ADMINISTRATION COMMITTEE

WEDNESDAY, AUGUST 12, 2020, 9:05 AM

FEDERAL D. GLOVER, CHAIR: THANK YOU. THIS IS CHAIR GLOVER, CAN I HAVE THE PLAYING OF THE ANNOUNCEMENT? DUE TO COVID-19, THIS MEETING WILL BE CONDUCTED AS A ZOOM WEBINAR. PURSUANT TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDER N-29-20, WHICH SUSPENDS CERTAIN REQUIREMENTS OF THE BROWN ACT. THIS MEETING WILL BE WEBCAST ON THE MTC WEB SITE. I WILL CALL UPON COMMISSIONERS, PRESENTERS, STAFF, AND OTHER SPEAKERS BY NAME AND ASK THAT THEY SPEAK CLEARLY AND RESTATE THEIR NAMES BEFORE GIVING COMMENTS OR REMARKS. PERSONS PARTICIPATING VIA ZOOM AND WEBCAST WITH THEIR CAMERAS ENABLED ARE REMINDED THEIR ACTIVITIES ARE VISIBLE TO VIEWERS. COMMISSIONERS AND MEMBERS OF THE PUBLIC PARTICIPATING BY ZOOM, WISHING TO SPEAK SHOULD USE THE RAISED HAND FEATURE OR DIAL STAR NINE AND I WILL CALL UPON YOU AT THE APPROPRIATE TIME. TELECONFERENCE ATTENDEES WILL BE CALLED UPON BY THE LAST FOUR DIGITS OF THEIR PHONE NUMBERS. AND IT IS REQUESTED THAT PUBLIC SPEAKERS RESTATE THEIR NAMES AND ORGANIZATIONS, BUT PROVIDING SUCH INFORMATION IS VOLUNTARY. MEMBERS OF THE PUBLIC WISHING TO ADDRESS THIS BODY WERE ASKED TO SUBMIT COMMENTS IN WRITING AT INFO@BAYAREAMETRO.GOV. WRITTEN COMMENTS RECEIVED WILL BE POSTED TO THE ONLINE AGENDA AND ENTERED INTO THE RECORD BUT



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1 WILL NOT BE READ OUT LOUD. IF AUTHORS OF THE WRITTEN
2 CORRESPONDENCE WOULD LIKE TO SPEAK, THEY ARE FREE TO DO ON THE
3 REFERENCED AGENDA ITEM OR ANY TOPIC THEY CHOOSE. SPEAKERS
4 SHOULD RAISE THEIR HAND, AND I WILL CALL UPON THEM AT THE
5 APPROPRIATE TIME. A ROLL CALL VOTE WILL BE TAKEN FOR ALL
6 ACTION ITEMS. THE CHAT FEATURE IS ACTIVE, HOWEVER, PLEASE BE
7 AWARE THAT ANYTHING TYPED INTO THE CHAT WILL BE SUBJECT TO
8 PUBLIC DISCLOSURE. THE CHAT FEATURE IS NOT AVAILABLE TO
9 ATTENDEES. IN ORDER TO GET THE FULL ZOOM EXPERIENCE, PLEASE
10 MAKE SURE YOUR APPLICATION IS UP TO DATE.

11

12 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU. THANK YOU FOR THE
13 NEW FEATURE. SO NEXT IS ROLL CALL.

14

15 **CLERK OF THE BOARD:** YES. GOOD MORNING. BRUINS?

16

17 **JEANNIE BRUINS, VICE CHAIR:** PRESENT.

18

19 **CLERK OF THE BOARD:** DUTRA-VERNACI? IS PRESENT. I SEE.

20

21 **CAROL DUTRA-VERNACI:** I WAS MUTED. I APOLOGIZE. I'M HERE.

22

23 **CLERK OF THE BOARD:** GLOVER?

24

25 **FEDERAL D. GLOVER, CHAIR:** HERE.



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1

2 **CLERK OF THE BOARD:** JOSEFOWITZ IS ABSENT. PAPAN?

3

4 **GINA PAPAN:** HERE.

5

6 **CLERK OF THE BOARD:** RONEN IS ABSENT. SCHAFF IS ABSENT. AND
7 TAVARES IS ABSENT. AND WORTH?

8

9 **AMY R. WORTH:** HERE.

10

11 **CLERK OF THE BOARD:** THANK YOU. QUORUM IS PRESENT.

12

13 **FEDERAL D. GLOVER, CHAIR:** THANK YOU. CAN WE HAVE A SHOWING OF
14 THE FLAG? AND WE WILL HAVE THE PLEDGE OF ALLEGIANCE.

15

16 **CLERK OF THE BOARD:** I BELIEVE WE DO NOT HAVE A FLAG TO SHOW,
17 HOWEVER --

18

19 **FEDERAL D. GLOVER, CHAIR:** OKAY.

20

21 **AMY R. WORTH:** FEDERAL, IT LOOKS LIKE GINA HAS GOT ONE.

22

23 **CAROL DUTRA-VERNACI:** YEAH. GINA HAS GOT EVERYTHING, I'LL TELL
24 YOU. [LAUGHTER]

25



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1 **FEDERAL D. GLOVER, CHAIR:** ALL RIGHT.

2

3 **CLERK OF THE BOARD:** OUTSTANDING.

4

5 **FEDERAL D. GLOVER, CHAIR:** ALL RIGHT. IF YOU COULD SHOW YOUR
6 FLAG?

7

8 **CLERK OF THE BOARD:** WE CAN ALL SEE IT, BUT --

9

10 **FEDERAL D. GLOVER, CHAIR:** OKAY. OKAY. THERE WE GO. THERE WE
11 GO. ALL RIGHT. LET'S BEGIN. [PLEDGE OF ALLEGIANCE] "I PLEDGE
12 ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA, AND TO
13 THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD,
14 INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL."

15

16 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU. WE'LL NOW MOVE TO
17 OUR NEXT ORDER OF BUSINESS. AND IF I COULD HAVE THE READING OF
18 THE COMPENSATION ANNOUNCEMENT.

19

20 **CLERK OF THE BOARD:** OF COURSE. AS AUTHORIZED BY STATE LAW I AM
21 MAKING THE FOLLOWING ANNOUNCEMENT. EACH MEMBER OF THE BOARD
22 HERE TODAY WILL BE ENTITLED TO RECEIVE \$100 PER MEETING
23 ATTENDED UP TO A MAXIMUM OF \$500 PER MONTH PER AGENCY. THIS
24 AMOUNT IS A PROVIDED AS A RESULT OF CONVENING A MEETING FOR
25 WHICH EACH MEMBER IS ENTITLED TO COLLECT SUCH AMOUNT.



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1

2 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU. OUR NEXT ITEM WILL
3 BE OUR CONSENT CALENDAR. WE HAVE THE CONSENT CALENDAR. ANY
4 MEMBERS LOOKING TO PULL ANYTHING? ANY MEMBER OF THE PUBLIC
5 POSED TO REMOVE ANYTHING FROM THE CONSENT?

6

7 **JEANNIE BRUINS, VICE CHAIR:** CHAIR, I MOVE APPROVAL OF THE
8 CONSENT CALENDAR. BRUINS.

9

10 **FEDERAL D. GLOVER, CHAIR:** OKAY. BRUINS MOVED. IS THERE A
11 SECOND?

12

13 **GINA PAPAN:** PAPAN SECOND.

14

15 **FEDERAL D. GLOVER, CHAIR:** PAPAN SECOND. OKAY. ALL IN FAVOR,
16 ROLL CALL?

17

18 **CLERK OF THE BOARD:** [ROLL CALL VOTE] THANK YOU. MOTION PASSES
19 UNANIMOUSLY.

20

21 **FEDERAL D. GLOVER, CHAIR:** THANK YOU. WE'LL MOVE RIGHT ALONG.
22 OUR FIRST ACTION BEFORE US TODAY IS A CONTRACT, THE PLANNED
23 BAY AREA 2050 ENVIRONMENTAL IMPACT REPORT. AND THIS WILL BE
24 PRESENTED TO US BY CRAIG.

25



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1 **CHIRAG RABARI:** THANK YOU CHAIR GLOVER AND GOOD MORNING
2 COMMISSIONERS MY NAME IS CHIRAG RABARI WITH THE PLANNING
3 PROGRAM. AND I'LL BE GIVING A BRIEF PRESENTATION ON THIS ITEM.
4 TO AUTHORIZE EXECUTIVE DIRECTOR OR DESIGNEE TO ENTER INTO
5 CONTRACT WITH A CENT ENVIRONMENTAL TO PROVIDE THE
6 ENVIRONMENTAL IMPACT REPORT FOR PLANNED BAY AREA 2050. WITH
7 LAST MONTH'S RELEASE OF THE DRAFT BLUEPRINT FOR PLANNED BAY
8 AREA 2050 AND AS WE MOVE TOWARDS THE FINAL BLUEPRINT IT'S TIME
9 TO GEAR UP FOR THE ENVIRONMENTAL ANALYSIS PHASE OF THE PLAN.
10 PREPARATION OF THE EIR IS REQUIRED UNDER CEQA AS WELL AS OTHER
11 APPLICABLE PROVISIONS OF FEDERAL AND STATE LAW INCLUDING FAST
12 ACT AND SB 375, AND THE PURPOSE OF EIR IS TO INFORM THE PUBLIC
13 OF THE POTENTIAL ENVIRONMENTAL IMPACTS OF IMPLEMENTING THE
14 TRANSPORTATION, HOUSING, ECONOMIC, AND ENVIRONMENTAL
15 STRATEGIES IN THE PLAN. EIR MUST ALSO IDENTIFY FEASIBLE
16 MITIGATION MEASURES AND EVALUATE A RANGE OF PLAN ALTERNATIVES
17 TO MINIMIZE ANY SIGNIFICANT ADVERSE IMPACTS THAT ARE
18 IDENTIFIED. IN ORDER TO OBTAIN THE TECHNICAL SUPPORT AND
19 EXPERTISE NECESSARY TO CONDUCT THIS ENVIRONMENTAL ANALYSIS ON
20 MAY 28TH MTC ISSUED A REQUEST FOR PROPOSALS WHICH WAS SENT TO
21 NEARLY 3,000 FIRMS. RFP TERMS WERE DOWNLOADED FROM OUR
22 PROCUREMENT PORTAL BY 70 FIRMS AND IN JUNE WE ATTENDED A
23 CONFERENCE OF SEVEN FIRMS WE RECEIVED TWO PROPOSALS BY THE
24 DEADLINE BASED ON EVALUATION CRITERIA DEVELOPED FOR THE RFP
25 THE PANEL REVIEWING THE PROPOSALS RECOMMENDS THE TEAM LED BY



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1 ASSENT ENVIRONMENTAL. TEAMS ATTRIBUTE THE QUALIFICATION IN THE
2 RFP MADE SUPPORTIVE CLAIMS AND MET OR EXCEEDED EVALUATIONS IN
3 ALL AREAS. ASSENT HAS A HIGHLY QUALIFIED TEAM WITH EXPERIENCE
4 CONDUCTING EIRS ARE OF SIMILAR SIZE AND SCOPE SIGNIFICANT
5 KNOWLEDGE OF KEY PLANNING AND ENVIRONMENTAL ISSUES IN THE BAY
6 AREA, A CLEAR UNDERSTANDING OF HOW CHANGES TO THE PLAN'S
7 GROWTH FRAMEWORK, YOU KNOW, THE ADDITION OF NEW GEOGRAPHIES
8 MAY IMPACT EIR AND APPROACH TO THE PROJECT THAT ANTICIPATED
9 AND PROPOSED PROACTIVE SOLUTIONS TO POTENTIAL CHALLENGE AREAS.
10 FUNDS TO SUPPORT THIS CONTRACT ARE IN THE APPROVED FY '2021
11 AGENCY BUDGET. AND IF APPROVED BY THE COMMITTEE, AND A
12 CONTRACT WERE TO BE EXECUTED, WE EXPECT WORK TO BEGIN LATER
13 THIS MONTH AND COMPLETE BY SEPTEMBER 2021 FOLLOWING ADOPTION
14 OF THE FINAL PLANNED BAY AREA 2050. SO AGAIN, OUR
15 RECOMMENDATION IS THAT THE COMMITTEE AUTHORIZE EXECUTIVE
16 DIRECTOR DESIGNEE TO NEGOTIATE INTO CONTRACT WITH ASSENT
17 ENVIRONMENTAL IN AN AMOUNT NOT TO EXCEED \$397,373.52 TO
18 PREPARE THE EIR FOR PLANNED BAY AREA 2050. AND THAT'S THE
19 CLOSE OF MY PRESENTATION, AND I'M HAPPY TO TAKE ANY QUESTIONS.

20

21 **FEDERAL D. GLOVER, CHAIR:** THANK YOU MR. RABARI. ANY QUESTIONS
22 FROM THE COMMITTEE?

23



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1 **JEANNIE BRUINS, VICE CHAIR:** I HAVE ONE QUESTION. DO WE HAVE AN
2 IDEA WHY, AFTER HAVING SO MANY PEOPLE POLLED, AND LOOKED INTO
3 THIS, WHY WE GOT DOWN TO TWO ACTUAL PROPOSERS?

4

5 **SPEAKER:** THANK YOU COMMISSIONER BRUINS. THAT'S AN EXCELLENT
6 QUESTION. AND I THINK I WOULD BE HAPPY FOR US TO FOLLOW UP AND
7 MAYBE DO A LITTLE BIT MORE DIGGING ON WHY FIRMS ULTIMATELY,
8 YOU KNOW, DID MAKE THAT DETERMINATION. I WOULD JUST OFFER THAT
9 WE WERE HAPPY TO RECEIVE THE TWO PROPOSALS THAT WE RECEIVED
10 WERE STRONG PROPOSALS AND ON SIMILAR PRICE SO THAT WAS AN
11 OPTION.

12

13 **JEANNIE BRUINS, VICE CHAIR:** I'M NOT CONCERNED ABOUT MOVING
14 FORWARD AND I'M ACTUALLY HAPPY TO MAKE THE MOTION TO MOVE US
15 FORWARD I'M JUST CURIOUS AS WE'RE STILL TRYING TO NAVIGATE
16 COVID-19 AND TRYING TO UNDERSTAND IMPACTS AND LEARN FROM ALL
17 OF THIS, IT'S PROBABLY MORE OUT OF CURIOSITY THAN ANYTHING
18 ELSE. BUT I WOULD BE HAPPY TO MAKE THE MOTION WHEN, CHAIR,
19 YOU'RE READY FOR A MOTION.

20

21 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU. DO WE HAVE ANY
22 PUBLIC COMMENTS ON THIS ITEM?

23

24 **CLERK OF THE BOARD:** I SEE NO RAISED HANDS AND I HAVE RECEIVED
25 NO WRITTEN PUBLIC COMMENT FOR THIS ITEM.



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1

2 **FEDERAL D. GLOVER, CHAIR:** OKAY THANK YOU. VICE CHAIR BRUINS,
3 IF YOU WOULD LIKE TO PROCEED WITH YOUR MOTION.

4

5 **JEANNIE BRUINS, VICE CHAIR:** YES. I MOVE THE APPROVAL OF THE
6 CONTRACT AS PRESENTED.

7

8 **AMY R. WORTH:** I'LL SECOND THAT MOTION.

9

10 **FEDERAL D. GLOVER, CHAIR:** MOVED BY BRUINS, SECOND BY WORTH,
11 ALL IN FAVOR? ROLL CALL.

12

13 **CLERK OF THE BOARD:** ROLL CALL. YES. [ROLL CALL VOTE] THANK
14 YOU. MOTION PASSES UNANIMOUSLY.

15

16 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU. NEXT ITEM ON THE
17 AGENDA IS A RESOLUTION NUMBER 1058 REVISED, COMMISSION
18 PROCEDURE MANUAL UPDATE. I HAVE HEARD FROM OUR EXECUTIVE
19 DIRECTOR THAT THERE'S SOME ISSUES WITH THIS ITEM. AND WE WOULD
20 LIKE FOR HER TO SHARE. THERESE.

21

22 **THERESE MCMILLAN:** THANK YOU SO MUCH CHAIR GLOVER. GOOD MORNING
23 COMMISSIONERS. AND I WOULD LIKE TO SPEAK ON 1058 REVISED. AS
24 YOU ARE WELL AWARE, WE HAVE BEEN WORKING VERY DILIGENTLY TO
25 PULL TOGETHER A MAJOR RECOMMENDATION FROM OUR GOVERNANCE



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1 COMMITTEE, WHICH IS THE ESTABLISHMENT OF A CONSOLIDATED
2 LEGISLATION COMMITTEE BETWEEN THE -- [SILENCE] --
3 LEGISLATIVE STANDING COMMITTEE, AND ABAG STANDING COMMITTEE.
4 I'M GOING TO CHECK. CAN YOU ALL STILL HEAR ME? I HAVE BEEN
5 HAVING MAJOR INTERNET CHALLENGES.

6

7 **FEDERAL D. GLOVER, CHAIR:** WE CAN HEAR YOU CLEARLY NOW. YOU DID
8 TAP OUT FOR A SECOND THERE.

9

10 **THERESE MCMILLAN:** OKAY. SO, HOPEFULLY, I CAN CONTINUE TO MAKE
11 THE PRESENTATION ON THIS ITEM. SO LET ME BE QUICK. GOVERNANCE
12 COMMITTEE DID MAKE RECOMMENDATIONS FOR US TO RESOLVE SOME
13 SPECIFIC ISSUES, WITH RESPECT TO PULLING A CONSOLIDATED
14 COMMITTEE TOGETHER, A REFINED SET OF RECOMMENDATIONS WERE
15 FORWARDED FROM THE GOVERNANCE COMMITTEE FOR CONSIDERATION BY
16 MTC AND ABAG FROM THEIR JULY 22ND MEETING. I'M GOING TO TOUCH
17 ON THE FIVE ISSUES -- OR SIX ISSUES THAT WERE OUTLINED
18 BRIEFLY. AND ONE, WITH RESPECT TO MEMBERSHIP, IS THE AREA
19 WHERE WE HAVE RECENTLY DISCOVERED THERE IS STILL A BIT MORE
20 WORK TO DO. SO THE FIRST POINT WAS RESOLVING PROCEDURES AND
21 QUESTIONS RELATED TO HOW THE CONSOLIDATED, JOINT, MTC ABAG
22 LEGISLATION COMMITTEE WOULD REPORT DECISIONS UP TO THE TWO
23 GOVERNING BOARDS. WHILE WE WILL HAVE A CONSOLIDATED COMMITTEE,
24 RECOMMENDATIONS FROM THIS COMMITTEE WILL BE ADVANCED
25 SEPARATELY TO MTC COMMISSION, AND TO THE ABAG EXECUTIVE BOARD



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1 FOR THEM TO TAKE SPECIFIC FINAL ACTIONS INDEPENDENTLY. SO, WE
2 JUST WANTED TO CLARIFY THAT THAT'S A SPECIFIC WAY THAT THAT
3 DECISION PROCESS IS GOING TO HAPPEN. THE SECOND POINT, FOR
4 CLARIFICATION, WOULD BE HOW THE LEGISLATION -- THE
5 CONSOLIDATED LEGISLATION COMMITTEE, WOULD ADDRESS, ON SHORT
6 NOTICE, ISSUES -- LEGISLATIVE ISSUES, WHEN THE GOVERNING
7 BOARD'S CALENDARS WOULDN'T ALLOW TIME FOR THEM TO TAKE THOSE
8 ACTIONS. AS YOU KNOW, VERY OFTEN IN SACRAMENTO AND TO SEE
9 THINGS ARE MOVING SWIFTLY, BOTH COMMITTEES DID HAVE PROVISIONS
10 TO ALLOW FOR TIMELY ACTIONS IN BETWEEN URGENCY PROVISIONS,
11 THOSE SAME THINGS WILL CARRY OVER TO THE [SILENCE]

12

13 **FEDERAL D. GLOVER, CHAIR:** YOU'RE TAPPING OUT.

14

15 **THERESE MCMILLAN:** I'M SORRY.

16

17 **FEDERAL D. GLOVER, CHAIR:** SO YOU WERE SAYING --

18

19 **THERESE MCMILLAN:** CAN YOU HEAR ME NOW?

20

21 **FEDERAL D. GLOVER, CHAIR:** YES.

22

23 **THERESE MCMILLAN:** OKAY. I'M JUST REITERATING THE POINTS IN THE
24 MEMO. THE THIRD POINT HAS TO DO WITH HOW WILL THE CONSOLIDATED
25 COMMITTEE ACT ON BILLS OF INTEREST THAT MIGHT BE SPECIFIC TO



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1 MTC, OR TO ABAG. IN THOSE CIRCUMSTANCES, WHAT WE ARE
2 RECOMMENDING HERE, IS THAT THIS CONSOLIDATED COMMITTEE WILL
3 TAKE UP ALL BILLS THAT COME BEFORE IT. BUT IF INDIVIDUAL
4 MEMBERS FROM MTC OR ABAG BELIEVE THAT THEY DON'T HAVE THE
5 EXPERTISE OR INTEREST IN ORDER TO VOTE THOUGHTFULLY, THEY CAN
6 ABSTAIN, AND THAT WOULD BE A WAY TO ALLOW FOR THOSE
7 DISTINCTIONS TO BE MADE. A FIFTH ISSUE WAS HOW WILL BE CHAIR
8 AND VICE CHAIR OF THE CONSOLIDATED LEGISLATION COMMITTEE BE
9 SELECTED. IN SHORT, THE COMMITTEE, AT ITS FIRST MEETING, WILL
10 VOTE IN A CHAIR FROM MTC OR ABAG, AND THE VICE CHAIR WOULD BE
11 FROM THE OTHER COMMITTEES, SO THEY WILL, YOU KNOW, IT WILL
12 ALTERNATE, CHAIR, VICE CHAIR, BETWEEN MTC AND ABAG, AND THAT
13 ROTATION WILL HAPPEN EVERY TWO YEARS. THE SIXTH ISSUE HAS TO
14 DO WITH RECONCILING AN OPEN VERSUS CLOSED MEMBERSHIP, AND HOW
15 TO MAINTAIN QUORUM. THIS WAS A TOPIC OF CONSIDERABLE
16 DISCUSSION, BUT IT WAS RESOLVED IN THIS WAY. THAT, MTC
17 COMMISSIONERS, AS IS THE CURRENT PRACTICE, THAT ARE NOT
18 APPOINTED TO A PARTICULAR COMMITTEE, CAN ATTEND AN AD-HOC,
19 NON-VOTING MEMBERS, UNDER CURRENT PROCEDURES, THAT PROCESS
20 WILL ALSO BE EXTENDED TO THE ABAG BOARD FOR PURPOSES OF THE
21 LEGISLATION COMMITTEE. ANY MTC COMMISSIONER OR ANY ABAG
22 EXECUTIVE BOARD MEMBER HAS THE OPPORTUNITY TO PARTICIPATE AS A
23 NON-VOTING MEMBER FOR THIS CONSOLIDATED LEGISLATION COMMITTEE.
24 FURTHERMORE, SHOULD THERE BE QUORUM ISSUES FOR THE LEGISLATION
25 CONSOLIDATED COMMITTEE, MTC OR EXECUTIVE BOARD MEMBERS CAN BE



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1 DEPUTIZED TO ADDRESS THOSE QUORUM ISSUES. SO THAT'S HOW WE
2 HAVE ADDRESSED THAT SITUATION. LET ME NOW TURN TO THE QUESTION
3 OF MEMBERSHIP. BECAUSE THIS IS THE ARENA WHERE SOME FURTHER
4 ADJUSTMENTS NEED TO BE MADE. OVERALL, CHAIR HAGGERTY, AND
5 PRESIDENT ARREGUIN WILL BE MEETING TO DISCUSS APPOINTMENTS TO
6 THE COMMITTEE BEFORE FORMALIZING THEIR RECOMMENDATIONS. WITH
7 AN EMPHASIS ON STRIKING APPROPRIATE BALANCE BETWEEN COUNTY
8 REPRESENTATION, JURISDICTIONAL SIZE, ET CETERA. A KEY
9 OBJECTIVE HERE, IS THAT THERE WILL BE EQUAL NUMBERS OF MTC
10 REPRESENTATIVES, AND ABAG REPRESENTATIVES ON THIS CONSOLIDATED
11 COMMITTEE. HOWEVER, THE ISSUE THAT AROSE VERY RECENTLY HAS TO
12 DO WITH THE FACT THAT THE COMMISSION PROCEDURES MANUAL AND THE
13 ABAG BYLAWS ARE NOT ALIGNED WITH RESPECT TO THE ROLE ON
14 COMMITTEES OF THE CHAIR AND VICE CHAIR OF MTC, AND THE
15 PRESIDENT AND VICE PRESIDENT OF ABAG. THOSE TWO ESTABLISHING
16 DOCUMENTS ARE A BIT IN CONFLICT WITH RESPECT TO THOSE RULES.
17 THE OBJECTIVE IS TO HAVE EQUIVALENT STATUS FOR THE CHAIR AND
18 VICE CHAIR OF MTC, AND THE PRESIDENT AND VICE PRESIDENT OF
19 ABAG ON THIS CONSOLIDATED LEGISLATIVE COMMITTEE. WE THOUGHT WE
20 HAD IT FIXED. WE ARE NOT QUITE THERE. SO, WHAT WE WILL BE
21 ASKING IS FOR THIS ADMINISTRATION COMMITTEE TO RECOMMEND THE
22 CHANGES, NOTING THAT FURTHER ADJUSTMENTS WILL NEED TO BE MADE
23 IN ORDER TO ENSURE THIS OUTCOME IS ACHIEVED. SO, THAT JUST --
24 WITHOUT GOING INTO THE WEEDS, THIS'S THE ISSUE THAT STILL
25 NEEDS TO BE RESOLVED. IN ADDITION THAT, WITH RESPECT TO



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1 MEMBERSHIP, THIS IS ANOTHER SITUATION WHERE, AGAIN, THE
2 COMMISSION PROCEDURES MANUAL, AND ABAG BYLAWS AREN'T QUITE
3 ALIGNED, WE NEED TO CLARIFY THE ROLE OF EX-OFFICIO NON-VOTING
4 MEMBERS SERVING AS OFFICIAL MEMBERS THIS CONSOLIDATED
5 COMMITTEE. THERE IS DIFFERENCES IN HOW ABAG AND MTC HAVE
6 ADJUSTED AND DEALT WITH THAT, AND WE NEED TO WORK WITH THE
7 PRESIDENT, JESSE ARREQUIN OF ABAG, AND CHAIR SCOTT HAGGERTY OF
8 MTC IN ORDER TO GET TO AN AGREEMENT ON HOW THAT SPECIFICALLY
9 SHOULD WORK. DEEP APOLOGIES, WE THOUGHT WE HAD ALL THESE
10 THINGS DOWN BUT REALIZED GOING INTO THE MEETING TODAY, THESE
11 ARE AREA THAT STILL AREN'T QUITE ALIGNED. THERE ARE OPTIONS TO
12 MAKE THAT HAPPEN, AND WE WILL BE DISCUSSING THAT WITH THE
13 CHAIR AND VICE CHAIR, AND PRESIDENT AND VICE PERSPECTIVE OF
14 MTC AND ABAG. BUT WE WANT TO GET IT RIGHT, AND WE DIDN'T WANT
15 TO DO IT ON THE FLY WITH YOU THIS MORNING. SO WITH THAT, I
16 WOULD -- STAFF RECOMMENDS THAT THE ADMINISTRATION COMMITTEE
17 FORWARD RESOLUTION 1053, REVISED, NOTING THAT THERE ARE STILL
18 SOME ADJUSTMENTS THAT NEED TO BE MADE ON THE ISSUE I
19 DESCRIBED, WITH RESPECT TO RULES OF THE CHAIR AND VICE CHAIR
20 AS MEMBERS OF THIS NEW CONSOLIDATED COMMITTEE. I'M HAPPY TO
21 ANSWER ANY QUESTIONS. OUR GENERAL COUNSEL ADRIENNE WEIL IS
22 ALSO AVAILABLE IF YOU HAVE SOME SPECIFICS ON THE ISSUES I
23 RAISED. THANK YOU.

24

25 **JEANNIE BRUINS, VICE CHAIR:** CHAIR GLOVER, YOU ARE MUTED.



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1

2 **CLERK OF THE BOARD:** THANK YOU. YOU REMUTED YOURSELF. [SILENCE
3]

4

5 **FEDERAL D. GLOVER, CHAIR:** CAN YOU HEAR ME NOW?

6

7 **JEANNIE BRUINS, VICE CHAIR:** YES.

8

9 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU. IS THERE ANY
10 COMMENT FROM BOARD MEMBERS?

11

12 **JEANNIE BRUINS, VICE CHAIR:** YES, I DO.

13

14 **FEDERAL D. GLOVER, CHAIR:** OKAY.

15

16 **JEANNIE BRUINS, VICE CHAIR:** JEANNIE BRUINS HERE. I HAVE A
17 COUPLE OF QUESTIONS. SO, AT A TACTICAL LEVEL, I'M TRYING TO
18 UNDERSTAND, HOW IS IT THAT WE CAN HAVE A COMMITTEE THAT
19 CONSISTS OF A MAJORITY OF OUR MTC COMMISSIONERS? SO I'M
20 WONDERING, IN TERMS FROM A BROWN ACT POINT OF VIEW, ALL OF OUR
21 COMMITTEES, OUR STANDING COMMITTEES ET CETERA HAVE ALWAYS BEEN
22 EIGHT COMMISSIONERS ON THEM, YET THIS IS NOW A PROPOSAL THAT
23 HAS 11 COMMISSIONERS AND WE'RE 11 OUT OF 18. SO IS THAT A
24 BROWN ACT ISSUE? THAT'S MY FIRST QUESTION.

25



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1 **ADRIENNE WEIL, COUNSEL:** I DON'T BELIEVE SO, COMMISSIONER
2 BRUINS. I MEAN, IT WOULD HAVE -- IT'S A BROWN -- IT WOULD HAVE
3 TO BE NOTICED AS A BROWN MEETING.

4

5 **JEANNIE BRUINS, VICE CHAIR:** YEAH I -- STOP IT. NO. NO. NO. NO.

6

7 **AMY R. WORTH:** HE WANTS TO BE ON THE COMMITTEE JEANNE.

8

9 **JEANNIE BRUINS, VICE CHAIR:** I KNOW. IT'S A MATTER OF USUALLY
10 YOUR COMMITTEES CANNOT BE A MAJORITY OF A BODY, OF A GOVERNING
11 BODY. SO IN ALL THE -- MY INTERPRETATIONS OF THE BROWN ACT YOU
12 WOULD NOT HAVE A COMMITTEE THAT'S GREATER THAN THE MAJORITY OF
13 A BODY BECAUSE IT'S IN A PUBLIC SETTING BY NATURE OF TWO
14 BODIES COMING TOGETHER THAT AUTOMATICALLY MAKES IT A BROWN ACT
15 NOTICED MEETING BUT IN TERMS OF PARTICIPATION, I GUESS I WOULD
16 LIKE TO ADD TO THE LIST OF THINGS TO BE LOOKED AT NOW AND
17 GOING TO THE COMMISSION AS TO WHETHER OR NOT YOU CAN PUTS
18 LEGALLY 11 MEMBERS OF OUR BODY ON THIS OR WHETHER WE NEED TO
19 STAY WITH EIGHT MEMBERS OF OUR BODY. NEXT QUESTION I HAVE, IS
20 WHEN WE FIRST DISCUSSED DOING THIS, IT SEEMED TO ME AT THAT
21 POINT IN TIME THAT IT WAS A NO-BRAINER BECAUSE WE HAD THESE
22 TWO COMMITTEES WORKING KIND OF COLLABORATIVELY TOGETHER ET
23 CETERA, BUT NOW THAT WE HAVE IT IN WRITING, I HAVE TO SAY, I'M
24 NOT CLEAR WHAT PROBLEM WE'RE SOLVING BY ACTUALLY DOING AN
25 OFFICIAL CONSOLIDATION VERSUS WHAT NEW PROBLEMS ARE WE



Meeting Transcript

1 CREATING. AND SO, MAYBE IF WE COULD START AND BACK UP, AND
2 HELP ME UNDERSTAND, HOW DOES THIS, EITHER WHAT PROBLEM ARE WE
3 SOLVING, OR WHAT OPPORTUNITY ARE WE CAPTURING THAT WOULD
4 WARRANT US ACTUALLY PUTTING THESE TWO BODIES TOGETHER VERSUS
5 CONTINUING TO OPERATE IN THE FASHION THAT WE HAVE BEEN
6 OPERATING?

7

8 **THERESE MCMILLAN:** WHEN WE WERE -- THIS IS THERESE MCMILLAN
9 EXECUTIVE DIRECTOR, AGAIN, I HOPE THAT YOU CAN HEAR ME OKAY.
10 THE -- WHEN -- MAYBE ALSO WE POLL THAT TO THE GOVERNANCE
11 QUESTION, GENERALLY, IT HAD BEEN, I THINK, CERTAINLY, DECIDED
12 THAT WE WANTED TO MAXIMIZE THE OPPORTUNITIES FOR TRULY
13 COLLABORATIVE CONSIDERATION AND DISCUSSION OF ISSUES, THAT
14 SHORT OF COMBINING BOTH BOARDS -- AND I THINK THAT WAS AN
15 EARLY, YOU KNOW, DECISION THAT GROUPS WERE NOT READY FOR THAT
16 -- BUT WE WANTED TO CREATE OPPORTUNITIES AT A SMALLER SCALE,
17 AND WE IDENTIFIED THE LEGISLATION COMMITTEE, AND THE PLANNING
18 AND ADMINISTRATION COMMITTEES THAT JOINT MEETING, THAT IS
19 ESTABLISHED -- [SILENCE] OFTEN TOGETHER. TO --

20

21 **FEDERAL D. GLOVER, CHAIR:** SO THERESE, YOU HAD CUT OUT THERE
22 FOR A WHILE.

23

24 **THERESE MCMILLAN:** OH I'M SORRY. AM I BACK?

25



Meeting Transcript

1 **FEDERAL D. GLOVER, CHAIR:** YOU'RE BACK.

2

3 **THERESE MCMILLAN:** THE POINT WAS THAT, SHORT OF CONSOLIDATING
4 BOTH BOARDS IN ITS ENTIRETY, WE WANTED TO CREATE A FORUM --
5 CREATED A SINGLE DECISION MAKING BODY ON ISSUES OF IMPORT
6 BETWEEN MTC AND ABAG. AND THAT'S A LEGISLATION COMMITTEE, AND
7 ITS PORTFOLIO, BUT THE TWO LEGISLATION COMMITTEES, AND THEIR
8 PORTFOLIOS, AS WELL AS THE PLANNING AND -- MTC PLANNING
9 COMMITTEE, AND THE ABAG ADMINISTRATION COMMITTEE, WHICH HAS
10 BEEN MEETING JOINTLY ON BROADER PLANNING AND RELATED POLICY
11 ISSUES, WHERE THE TWO PLACES WERE DELIBERATELY FORMING ONE
12 BODY TO ADVANCE, WE HOPE, A MORE COLLABORATIVE ENVIRONMENT NOT
13 ONLY ON THE ISSUES THEMSELVES, BUT ON THE RESOURCES AND OTHER
14 SUPPORTING ELEMENTS NEEDED VERY OFTEN TO IMPLEMENT
15 RECOMMENDATIONS COMING OUT OF THESE BODIES COULD BE
16 ESTABLISHED, AGAIN, IN A SINGLE BODY.

17

18 **DIR. SCOTT HAGGERTY:** THERESE, CAN I JUST SAY SOMETHING? I
19 THINK IT'S ALSO IMPORTANT TO NOTE THAT THIS IS A JUMPING OFF
20 POINT. THIS IS THE FIRST COMMITTEE THAT WE'RE LOOKING AT
21 MERGING. THERE WILL BE OTHER COMMITTEES, BUT WE DECIDED THAT
22 WE WOULD KIND OF TAKE IT ONE AT A TIME. SO, THIS ISN'T THE
23 END-POINT, AND WHAT THIS DOES IS ACTUALLY GETS US TO A POINT
24 WHERE FIRST OF ALL IT'S EASIER ON STAFF HAVING THESE MERGED
25 COMMITTEES BUT ALSO IT MAKES US LOOK A LITTLE BIT MORE



Meeting Transcript

1 FUNCTIONAL THAN HAVING ALL THESE COMMITTEE MEETINGS AND ABAG
2 HAS HAD A TREMENDOUS AMOUNT OF COMMITTEE MEETINGS AS OF LATE,
3 BUT I THINK IT GETS US TO A POINT WHERE WE'RE FUNCTIONALLY
4 INTEGRATED AND THAT'S THE GOAL. GOAL IS GETTING TO INTEGRATED
5 SPEAKING WITH ONE VOICE AND DOING WHAT'S BEST FOR THE BAY AREA
6 I THINK THAT'S WHAT WE'RE TRYING TO GET TO.

7

8 **THERESE MCMILLAN:** SO AND I -- AND THE ONLY THING I WOULD ADD,
9 IS I JUST WANTED TO MAKE THE POINT THAT THE, YOU KNOW, OF THE
10 TECHNICALITIES OF IT BEING PUT TOGETHER SHOULD NOT OVERSHADOW
11 THE BROADER OBJECTIVE, THAT THE COLLABORATIVE SPACE THAT CHAIR
12 HAGGERTY JUST SPOKE TO, AND SO I JUST WANTED TO NOTE THAT
13 IT'S, UNFORTUNATELY, I HAD TO FOCUS ON THOSE TECHNICALITIES OF
14 GETTING IT THROUGH, BUT THAT IS NOT, YOU KNOW, IN ANY WAY
15 SHOULD NOT OVERSHADOW THE LARGER OBJECTIVE. JUST WANTED TO ADD
16 THAT. THANKS.

17

18 **JEANNIE BRUINS, VICE CHAIR:** OKAY. SO FOR ME, AGAIN, THE FIRST
19 CONCERN IS WHETHER OR NOT WE ARE COMPLIANT IF WE HAVE A
20 MAJORITY OF OUR COMMISSION ON A COMMITTEE, AND I THINK THAT
21 WOULD CARRY FORWARD WITH ANY OTHER CONSOLIDATIONS THAT WE'RE
22 TALKING ABOUT. OTHER THING IS, AGAIN, I APPRECIATE TRYING TO
23 GET MORE EFFICIENT AND SUCH, BUT IF WE HAVE -- IF THIS BODY
24 HAS TO OPERATE WITH A QUORUM LIKE ALL THE REST OF OUR
25 COMMITTEES DO, AND SO, IF -- JUST GO TO A WORST-CASE SCENARIO,



Meeting Transcript

1 IF YOU ONLY HAD A MAJORITY OF THE PEOPLE THERE, WERE FROM ONE
2 BODY VERSUS THE OTHER BODY, AND THEN WHAT'S ON THE AGENDA IS
3 DEALING WITH SUBJECT MATTER THAT IS RELEVANT TO THE BODY THAT
4 HAS A MAJORITY OF THE -- THE MINORITY OF THE PEOPLE PRESENT AT
5 IT. YOU KNOW, IF THERE'S SOMETHING ABOUT ABAG, OKAY, THAT IT'S
6 LEGISLATION, OR SOMETHING THAT'S PERTINENT TO THEM, AND NOT SO
7 MUCH TO MTC IT CLEARLY SAYS THAT AS AN MTC COMMISSIONER, THE
8 COMMISSIONER COULD CHOOSE TO ABSTAIN. BUT AT SOME POINT, IF
9 ALL OF THE MTC PEOPLE, YOU KNOW, ABSTAIN, AND YOU DON'T HAVE -
10 - I MEAN, HOW DO YOU DO THE VOTING? HOW DO YOU GET TO WHO IS
11 VOTING TO DO WHAT'S IN THE BEST INTEREST OF ABAG GOVERNING
12 BODY, WHEN YOU MIGHT NOT -- WHEN YOU MIGHT BE
13 DISPROPORTIONATELY WITH MTC PEOPLE WEIGHING IN WHICH IS NOT
14 NECESSARILY THE EXPERTISE. I'M JUST TRYING TO FIGURE OUT HOW
15 ALL THAT VOTING THING WORKS AND MAYBE MORE ON THAT. IT SEEMS
16 LIKE IT'S GETTING NEEDLESSLY COMPLICATED WHEREAS TODAY YOU
17 HAVE A BRIGHTER LINE BETWEEN THAT. SO YEAH, PULLING TOGETHER,
18 AND WHEN YOU HAVE COMMITTEES, IF YOU'RE COMMITTEES IS MADE UP
19 OF PEOPLE WHO SERVE ON BOTH BODIES THAT MAKES A LOT MORE SENSE
20 AND YOU CAN SEE THE EFFICIENCIES THERE BUT I DIDN'T SEE THAT
21 AS BEING ONE OF THE REQUIREMENT IN HOW WE'RE APPOINTING
22 PEOPLE. SO I THINK -- AND I DON'T KNOW -- MAYBE MY LAST
23 QUESTION IS, HOW MUCH STUFF THAT COMES THROUGH THE LEGISLATIVE
24 BODIES REALLY IS PERTINENT TO BOTH ABAG AND MTC? IS THAT



Meeting Transcript

1 CLEARLY A VAST MAJORITY OF THE WORK THAT IS DONE BY THE
2 COMMITTEES TODAY?

3

4 **THERESE MCMILLAN:** I WOULD SAY THAT INCREASINGLY AGAIN --
5 THERESE MCMILLAN, EXECUTIVE DIRECTOR -- INCREASINGLY, AGAIN,
6 WE HAVE SEEN THAT THE ISSUES THAT ARE, FOR EXAMPLE, DEALING
7 WITH CLIMATE CHANGE ISSUES THAT ARE DEALING WITH HOUSING,
8 ISSUES THAT ARE DEALING WITH THE FUNDING AVAILABLE FOR PUBLIC
9 TRANSIT, GIVEN THIS OUR LONG RANGE PLAN, PLANNED BAY AREA 2050
10 POINTS OUT THE INTERRELATED NATURE OF ALL OF THESE ISSUES, AND
11 IF THOSE AREAS FUNCTIONALLY ARE NOT WORKING TOGETHER TO
12 ADVANCE, YOU KNOW, AN OPPORTUNITY FOR BAY AREA RESIDENTS, THAT
13 THEN COLLECTIVELY WE'RE FOLLOWING. AND I WOULD POINT OUT THAT
14 OTHER MPOS DEAL WITH ALL OF THESE ISSUES TOGETHER, WHERE THOSE
15 BOARDS ARE, YOU KNOW, DEALING WITH THESE ISSUES, THEY'RE SET
16 UP TO DEAL WITH THEM COLLECTIVELY. SO IN FACT, WE ARE DOING
17 THE SAME THING BY VIRTUE OF BRINGING THESE TOGETHER IN THIS
18 FORUM.

19

20 **JEANNIE BRUINS, VICE CHAIR:** THANK YOU.

21

22 **FEDERAL D. GLOVER, CHAIR:** OKAY. ARE THERE ANY OTHER QUESTIONS?

23

24 **JAKE MACKENZIE:** I HAVE MY HAND RAISED, CHAIR GLOVER.

25



Meeting Transcript

1 **FEDERAL D. GLOVER, CHAIR:** WELL, WE ARE ACKNOWLEDGING THAT HAND
2 RAISE. GO AHEAD. COMMISSIONER.

3

4 **JAKE MACKENZIE:** THANK YOU. I AM FASCINATED BY THIS DISCUSSION
5 AS THE CURRENT CHAIR OF MTC'S LEGISLATION COMMITTEE, WHICH HAS
6 BEEN MEETING JOINTLY WITH ABAG'S LEGISLATION COMMITTEE UNDER
7 THE CHAIR OF JULIE PIERCE. WE HAVE ACTUALLY BEEN DOING THIS
8 SINCE WE AGREED TO SIGN THE CASA COMPACT, AND THE CREATION OF
9 A SPECIAL MECHANISM AT THAT TIME, AND WE HAVE BEEN MEETING
10 JOINTLY, AND I WOULD ARGUE SUCCESSFULLY, OVER THE PAST YEAR
11 AND A HALF. WHAT I JUST HEARD WAS THAT, YOU KNOW, A VERY
12 STRONG ARGUMENT FOR, ACTUALLY MOVING TOWARDS ONE GOVERNING
13 BOARD. AND I HEAR OUR CHAIR SAYING, WELL, THIS IS A FIRST
14 STEP, AND I WOULD ACKNOWLEDGE THAT. SO THAT BEING THE CASE,
15 THE PRESENT MECHANISM AS FOR AS I'M CONCERNED, CONTINUES TO
16 WORK WELL AND COOPERATIVELY BETWEEN THE TWO AGENCIES, AND MY
17 OBSERVATION IS THAT IT'S BEEN STAFFED, BOTH THESE COMMITTEES
18 HAVE BEEN STAFFED BY THE SAME PEOPLE AT THE SAME TIME. THAT
19 BEING SAID, I DO HAVE A QUESTION. EVER SINCE I HAVE BEEN ON
20 THE COMMISSION, IT WAS TOLD TO ME THAT WE HAVE WEDNESDAY
21 COMMITTEES, AND WE HAVE FRIDAY COMMITTEES. SO IF YOU'RE ON THE
22 FRIDAY COMMITTEES, THEN, IPSO DE FACTO, THEN YOU ARE A MEMBER
23 OF THE LEGISLATION COMMITTEE. AND DOES THAT CONTINUE TO BE THE
24 CASE IF THIS COMBINATION IS ADOPTED?

25



Meeting Transcript

1 **THERESE MCMILLAN:** I DEFER TO CHAIR HAGGERTY TO ADDRESS THAT AS
2 HE AND PRESIDENT ARREGUIN HAVE BEEN DISCUSSING WITH HOW TO
3 MOVE FORWARD WITH APPOINTMENTS TO THE COMMITTEE.

4

5 **FEDERAL D. GLOVER, CHAIR:** ARE YOU STILL ON? CHAIR HAGGERTY?

6

7 **DIR. SCOTT HAGGERTY:** NO. THAT'S JUST A FACADE OF ME. I RUN A
8 VIDEO. SO I THINK THAT CHAIR ARREGUIN AND MYSELF HAVE BEEN IN
9 DISCUSSIONS. WE DID HAVE A MEETING SCHEDULED ABOUT A WEEK --
10 MAYBE TWO WEEKS AGO, AND IT WAS A CRAZY COVID DAY. SO WE BOTH
11 DECIDED WE PROBABLY SHOULD BETTER DO SOMETHING ELSE. AND YOU
12 KNOW, WE HAVE HAD DISCUSSIONS ABOUT HOW WE'RE GOING TO
13 APPOINT. I BELIEVE THAT I'M IN A LITTLE MORE DIFFICULT
14 POSITION THAN THE PRESIDENT OF ABAG. AND THE REASON WHY IS
15 BECAUSE WE HAVE WEDNESDAY COMMITTEES AND FRIDAY COMMITTEES,
16 AND SO WHEN I APPOINT A LEGISLATIVE COMMITTEE, I HAVE TO BE
17 MINDFUL THAT IT'S PROBABLY MEMBERS OF THE FRIDAY COMMITTEE. SO
18 I MAY HAVE TO MOVE SOME PEOPLE AROUND BETWEEN WEDNESDAY AND
19 FRIDAY. MY GOAL IS TO NOT DO THAT. BUT I THINK THE PRESIDENT
20 OF ABAG HAS AN EASIER TIME WHERE HE CAN JUST PICK PEOPLE. HE'S
21 NOT BOUND BY A DAY OF A COMMITTEE. SO WE'RE GOING TO SIT DOWN
22 AND WE'RE GOING TO FIGURE OUT HOW TO DO THE APPOINTMENTS. BUT
23 FROM THE MTC SIDE, I'LL JUST ADDRESS THAT, IF YOU'RE CURRENTLY
24 SERVING AS A MEMBER OF THE LEGISLATIVE COMMITTEE, I FULLY



Meeting Transcript

1 EXPECT THAT YOU WILL STAY THERE. THAT'S MY GOAL. I HOPE THAT
2 ANSWER YOUR QUESTION JAKE.

3

4 **JAKE MACKENZIE:** [LAUGHTER] THAT'S FAIR ENOUGH. I MEAN, YOU
5 HAVE LAID OUT EXACTLY THE CHALLENGES THAT FACE YOU AS CHAIR,
6 OF MTC, AND I LOOK FORWARD TO CONTINUING TO PLAY A ROLE. AND
7 THAT'S IT, CHAIR GLOVER. I HAVE SAID MY PIECE.

8

9 **FEDERAL D. GLOVER, CHAIR:** THANK YOU. ARE THERE ANY OTHER
10 COMMISSIONERS THAT HAVE QUESTIONS OR COMMENTS?

11

12 **AMY R. WORTH:** FEDERAL, IT'S AMY, I DON'T KNOW IF YOU CAN SEE
13 MY HAND.

14

15 **FEDERAL D. GLOVER, CHAIR:** AMY.

16

17 **AMY R. WORTH:** THANK YOU MR. CHAIR. I HAVE A COUPLE OF QUICK
18 THINGS FIRST OF ALL I SHARE JEANNE'S THOUGHTS ABOUT HAVING
19 MORE MEMBERS THAN A QUORUM OF THE COMMISSION BUT PARTICIPATION
20 IN THE PREVIOUS DISCUSSIONS IT'S MY UNDERSTANDING -- I DON'T
21 KNOW HOW WE GET TO 11 COMMISSIONERS FOR THE LEG COMMITTEE. I
22 THOUGHT AGAIN AS WE CONCLUDED THAT IT WOULD BE PERIL TO SAY TO
23 THE FRIDAY COMMITTEE. AM I MISSING SOMETHING THAT WE'RE ADDING
24 TWO PEOPLE. THAT'S ONE THING. SECOND, IT SOUND LIKE WHAT I'M
25 HEARING FROM STAFF IT SOUND LIKE THERE IS A CLERICAL STRUCTURE



Meeting Transcript

1 AROUND THIS TO FIND THE RIGHT NUANCES AND WE JUST HAVE TO FIND
2 THE RIGHT LANGUAGE TO MAKE THIS HAPPEN. IS THAT WHERE WE ARE?
3

4 **THERESE MCMILLAN:** THIS IS THERESE, EXECUTIVE DIRECTOR. YES. I
5 WOULD SAY THAT ONE OF THE THINGS THAT ONE COULD CONSIDER WE --
6 CHAIR HAGGERTY, AND PRESIDENT ARREGUIN WERE DISCUSSING HOW WE
7 WANTED TO MAKE SURE THAT THE SIZE OF THE COMMITTEE DID NOT GET
8 TOO BIG, BUT THEY WERE ALSO TRYING TO BALANCE, AS THIS IS THE
9 FIRST CONSOLIDATED COMMITTEE, THE REPRESENTATIONAL
10 CONSIDERATION THAT WOULD NEED TO BE BROUGHT TO BAY AREA FROM
11 BOTH SIDES. AND THE TWO MAIN ONES ARE REPRESENTATION ACROSS
12 THE GEOGRAPHIC AREA OF THE BAY AREA THAT'S, I GUESS, A NO-
13 BRAINER. BUT AS WELL, I THINK THERE WERE QUESTIONS CONCERNING
14 THE REPRESENTATION OF THE SIZE OF JURISDICTION, AND THE NUMBER
15 OF CITY REPRESENTATIVES VERSUS THOSE REPRESENTING COUNTIES. IT
16 HAS BEEN INITIALLY THOUGHT THAT 11 ON BOTH SIDES WAS LARGE
17 ENOUGH TO ALLOW FOR THAT BALANCING TO BE ACHIEVED. AND NOT
18 MAKE IT TOO BIG. ON THE OTHER HAND, YOU KNOW, AS THE
19 DISCUSSIONS ON WHAT THE COMPOSITION WILL BE, HAVE NOT BEEN
20 FINALIZED, YOU KNOW, THAT NUMBER COULD BE ADJUSTED AS WE
21 EVALUATE THINGS THAT WERE RAISED TODAY. SO I WOULD OFFER,
22 PERHAPS, THAT THAT NUMBER 11 BE VIEWED AS, YOU KNOW, VALUABLE,
23 AS WE ADDRESS THE POINT THAT BOTH I RAISED, AND WHAT
24 COMMISSIONER BRUINS AND COMMISSIONER WORTH HAVE ALSO RAISED.

25



Meeting Transcript

1 **AMY R. WORTH:** OKAY. SO IF I COULD JUST FOLLOW UP THEN. I THINK
2 IT'S IMPORTANT TO REMEMBER, TOO, WHAT SCOTT HAS INDICATED,
3 THAT THIS WAS THE GOAL OF BRINGING THESE GROUPS TOGETHER. WE
4 DO KNOW THAT THESE COMMITTEES ARE MERELY ADVISORY TO THE
5 COMMISSION, OR TO THE ADMINISTRATIVE COMMITTEE. SO IT'S NOT
6 LIKE WE'RE CREATING A FORUM WHERE THE FINAL WORD IS SPOKEN. SO
7 YOU KNOW, AGAIN, AND THIS'S THE SAME THING WITH
8 REPRESENTATION. I MEAN, I THINK YOU JUST DO THE BEST YOU CAN,
9 BUT RECOGNIZING THAT BOTH OF THESE, ANY BILL WILL GO,
10 OBVIOUSLY IN EMERGENCY SITUATION, WE SEE MOST OF THESE BILLS
11 ARE NOT OUT OF THE BLUE. HAVING SPENT A NUMBER OF HOURS
12 YESTERDAY ON A CALL WITH A LEGISLATIVE COMMITTEE, WITH SOME
13 LEGISLATION IN CONTRA COSTA, YOU KNOW, I RECOGNIZE THE
14 IMPORTANCE OF US BEING NIMBLE IN TERMS OF BEING ABLE TO
15 PARTICIPATE WHEN BILLS MOVE QUICKLY IN SACRAMENTO. I
16 APPRECIATE THAT FEEDBACK IN TERMS OF BRINGING THIS INFORMATION
17 BACK TO THE COMMISSION.

18

19 **FEDERAL D. GLOVER, CHAIR:** THANK YOU. I HAD SEEN A RAISED HAND
20 BUT DON'T KNOW WHO THAT WAS. MADAM CLERK, DO YOU HAVE --

21

22 **JAKE MACKENZIE:** IT WAS ACTUALLY COMMISSIONER MACKENZIE WHO
23 RAISED HIS HAND AND SORT OF HAD SECOND THOUGHTS. BUT I WAS
24 GOING TO REACT TO COMMISSIONER WORTH'S REMARKS JUST IN TERMS
25 OF ACTIONS TAKEN BY OUR MTC LEGISLATION COMMITTEE, AND SEVERAL



Meeting Transcript

1 TIMES THIS LEGISLATIVE SESSION -- OR AT LEAST A COUPLE OF
2 TIMES, WE HAVE UTILIZED THE URGENCY REQUIREMENTS AND AS THE
3 CHAIR IN CONCERT WITH OUR CHAIR AND VICE CHAIR OF MTC, WE HAVE
4 RECOMMENDED POSITIONS ON BILLS, SO WE'RE NOT COMPLETELY
5 TOOTHLESS.

6

7 **FEDERAL D. GLOVER, CHAIR:** OKAY. ANY OTHER COMMENTS? QUESTIONS?
8 OKAY. DO WE HAVE ANYONE FROM THE PUBLIC?

9

10 **CLERK OF THE BOARD:** I SEE NO RAISED -- WELL, WE DO NOW HAVE A
11 MEMBER OF THE PUBLIC. RICH HEDGES HAS RAISED HIS HAND.

12

13 **FEDERAL D. GLOVER, CHAIR:** OKAY. MR. HEDGES?

14

15 **RICHARD HEDGES:** NO PROBLEM WITH THE CONCEPT. I JUST WANTED TO
16 WEIGH IN ON THE BROWN ACT ISSUE. IF YOU'RE HAVING A -- AND
17 THIS IS WHAT I THINK. IT DOESN'T MEAN IT'S TRUE. IF YOU'RE
18 HAVING A MAJORITY OF THE COMMISSIONERS, YOU MAY HAVE TO
19 ANNOUNCE THE COMMITTEE AS MTC TO DISCUSS ADMINISTRATIVE
20 ISSUES. BECAUSE I THINK, WHEN YOU HAVE A MAJORITY OF THE BODY,
21 YOU HAVE TO -- YOU HAVE TO DISCLOSE ITS MAJORITY OF THE BODY
22 FOR THE BROWN ACT. THANK YOU.

23

24 **FEDERAL D. GLOVER, CHAIR:** OKAY.

25



Meeting Transcript

1 **CLERK OF THE BOARD:** I SO NO ADDITIONAL RAISED HANDS, AND I
2 HAVE RECEIVED NO WRITTEN PUBLIC COMMENTS.

3

4 **FEDERAL D. GLOVER, CHAIR:** I THINK THE ACTION IS TO FORWARD
5 THIS TO THE FULL BODY THAT WOULD COME WITH SOME AMENDMENTS TO
6 THE DOC THAT'S IN PLACE TODAY. AM I CORRECT IN THAT
7 ASSUMPTION?

8

9 **CLERK OF THE BOARD:** I BELIEVE SO, MR. CHAIR.

10

11 **FEDERAL D. GLOVER, CHAIR:** OKAY. IS THERESE --

12

13 **THERESE MCMILLAN:** YES I'M HERE. SORRY. YES, MR. CHAIR, IT IS
14 WITH THAT DIRECTION TO STAFF TO CONTINUE ADDRESSING THE ISSUES
15 THAT WERE RAISED TODAY, AND BRING FURTHER AMENDMENTS TO WHAT
16 YOU SEE BEFORE YOU TO THE FULL COMMISSION AT ITS MEETING.

17

18 **FEDERAL D. GLOVER, CHAIR:** OKAY. SO THAT WILL -- THAT WILL BE
19 THE ACTION OF THIS BODY. ALL IN AGREEMENT? IF WE COULD HAVE
20 ROLL CALL.

21

22 **CLERK OF THE BOARD:** YES. COMMISSIONER -- DO WE REQUIRE A
23 MOTION AND A SECOND FOR THAT?

24

25 **ADRIENNE WEIL, COUNSEL:** YES. CAN WE HAVE A MOTION?



Meeting Transcript

1

2 **THERESE MCMILLAN:** YES.

3

4 **FEDERAL D. GLOVER, CHAIR:** SO WHO CALLED FOR --

5

6 **AMY R. WORTH:** MR. CHAIR, I WILL CALL FOR THAT. I'LL MAKE THAT
7 MOTION, BUT WITH THE CLARIFICATION, I THINK, THAT OUR
8 EXECUTIVE DIRECTOR PROVIDED THAT THERE REMAIN SOME ISSUES THAT
9 NEED TO BE CLARIFIED AND RESOLVED, AND THEN A NEW
10 RECOMMENDATION WILL COME BACK TO THE COMMISSION. SO WE'RE -- I
11 THINK IT'S REAL CLEAR THAT WE'RE NOT REALLY OPINING ON THE
12 RECOMMENDATIONS THAT ARE BEFORE US BUT WE'RE MERELY MOVING THE
13 PROCESS BACK TO STAFF FOR STAFF TO DO FURTHER ANALYSIS TO
14 BRING FOR POTENTIAL NEW CONCEPTS? IS THAT CORRECT THERESE?

15

16 **THERESE MCMILLAN:** YES. AND SPECIFIC TO THE ISSUES I RAISED AS
17 WELL AS THE PRESENCE OF THE GOVERNING BODY AS A COMMITTEE,
18 THAT QUESTION THAT WAS RAISED BY YOU AND COMMISSIONER BRUINS.

19

20 **AMY R. WORTH:** EXACTLY. OKAY. PERFECT. GREAT. THANK YOU.

21

22 **FEDERAL D. GLOVER, CHAIR:** DO I HAVE A SECOND?

23

24 **GINA PAPAN:** PAPAN SECOND.

25



Meeting Transcript

1 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU. AND WE HAVE ROLL
2 CALL VOTE, PLEASE.

3

4 **CLERK OF THE BOARD:** YES. [ROLL CALL VOTE]

5

6 **JEANNIE BRUINS, VICE CHAIR:** I'M GOING TO HAVE TO ABSTAIN AT
7 THIS POINT MY QUESTIONS ARE RAISED TO A LEVEL THEY CAN'T
8 EMBRACE IT YET.

9

10 **CLERK OF THE BOARD:** THANK YOU. [ROLL CALL CONTINUED] THANK
11 YOU. MOTION PASSES WITH ONE ABSTENTION.

12

13 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU. WE WILL NOW MOVE TO
14 OUR NEXT ITEM, WHICH IS THE PUBLIC COMMENT. AND WE WILL ASK
15 THE CLERK IF THERE WERE ANY PUBLIC COMMENTS RECEIVED BEFORE
16 FIVE YESTERDAY?

17

18 **CLERK OF THE BOARD:** NO, MR. CHAIR, THERE WERE NO WRITTEN
19 PUBLIC COMMENTS RECEIVED AND THERE IS ONE MEMBER OF THE PUBLIC
20 WITH A RAISED HAND. MR. ROLAND LE BRUN.

21

22 **FEDERAL D. GLOVER, CHAIR:** WE WILL TAKE THAT NOW.

23

24 **CLERK OF THE BOARD:** THANK YOU.

25



Meeting Transcript

1 **SPEAKER:** GOOD MORNING COMMISSIONERS. THIS IS ROLAND IN SAN
2 JOSE. I HAVE JUST BEEN ENJOYING YOUR OUTSTANDING NEW
3 TRANSCRIPT FEATURE. AND I'M WONDERING IF IT WOULD BE POSSIBLE
4 TO ARCHIVE THESE TRANSCRIPTS IN LEGISTAR, NEXT TO THE VIDEO.
5 THANK YOU.

6

7 **CLERK OF THE BOARD:** I SEE NO ADDITIONAL RAISED HANDS MR.
8 CHAIR.

9

10 **FEDERAL D. GLOVER, CHAIR:** OKAY. THANK YOU FOR THE COMMENT,
11 ROLAND, AND AT THIS TIME, THIS MEETING WILL STAND ADJOURNED.
12 OUR NEXT MEETING IS SCHEDULED TO BE HELD WEDNESDAY SEPTEMBER
13 9TH. AT THE BAY AREA METRO CENTER, REMOTELY. THANK YOU. WE ARE
14 ADJOURNED. [ADJOURNED]

15