METROPOLITAN TRANSPORTATION COMMISSION

Meeting Transcript

BAY AREA TOLL AUTHORITY

WEDNESDAY, JANUARY 27, 2021, 9:35 AM

DIR. SCOTT HAGGERTY: I'D LIKE TO CALL THE BAY AREA TOLL AUTHORITY MEETING FOR JANUARY 27TH, 2021 TO ORDER.

DIR. SCOTT HAGGERTY: ALL RIGHT. THERE YOU HAVE IT. FIRST ITEM WILL BE THE ROLL CALL BY OUR CLERK.

KIMBERLY WARD: YES. HAGGERTY?

DIR. SCOTT HAGGERTY: HERE.

ALFREDO PEDROZA: HERE.

MARGARET ABE-KOGA: HERE.

EDDIE AHN: YES.

DIR. CINDY CHAVEZ: HERE.

DAMON CONNOLLY: HERE.

CAROL DUTRA VERNACI: HERE.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

SPEAKER: HERE.

SPEAKER: HERE.

FEDERAL D. GLOVER: HERE.

NICK JOSEFOWITZ: HERE.

SAM LICCARDO: HERE.

JAKE MACKENZIE: PRESENT.

GINA PAPAN: HERE.

DAVID RABBITT: HERE.

DIR. HILLARY RONEN: HERE.

SPEAKER: HERE.

SPEAKER: PRESENT.

AMY WORTH: HERE.

KIMBERLY WARD: THANK YOU. QUORUM IS PRESENT.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

DIR. SCOTT HAGGERTY: THANK YOU VERY MUCH FOR THE ROLL CALL, KIMBERLY, I APPRECIATE THAT. NEXT WOULD BE NORMALLY THE PLEDGE OF ALLEGIANCE. LIKE I ALWAYS TELL YOU, I GET TIRED OF LOOKING AT EVERYBODY'S MIDSECTION. SO I THINK THE PATRIOTIC MOMENT GOING FORWARD TO TODAY WOULD BE TO SUPPORT A LOCAL RESTAURANT, MAYBE GO GET YOUR NAILS DONE OR GET YOUR HAIR DONE, GET YOUR HAIRCUT. QUIT CUTTING IT YOURSELF, SPERING, BECAUSE YOU'RE DEPRIVING PEOPLE HERE. AND, YOU KNOW, JUST GO OUT AND, YOU KNOW, KIND OF SUPPORT THE PEOPLE THAT HAVE BEEN STRUGGLING SO MUCH OVER THIS ALMOST LAST YEAR. THE OTHER THING I'D LIKE TO SAY IS IT'S GREAT TO SEE ALL OF YOU. I USED TO SEE ALL OF YOU ALL THE TIME. I HAVEN'T SEEN A LOT OF YOU FOR A MONTH. SO NICE TO SEE ALL OF YOU AND GREAT THAT YOU'RE HERE FOR THE MEETING TODAY. SO NOW I'LL ASK KIMBERLY TO DO THE COMPENSATION ANNOUNCEMENT.

KIMBERLY WARD: SURE. AS AUTHORIZED BY STATE LAW, I AM MAKING THE FOLLOWING ANNOUNCEMENT. EACH MEMBER OF THE BOARD HERE TODAY WILL BE ENTITLED TO RECEIVE $100 PER MEETING ATTENDED UP TO A MAXIMUM OF $500 PER MONTH PER AGENCY. THIS AMOUNT IS PROVIDED AS A RESULT OF CONVENING A MEETING FOR WHICH EACH MEMBER IS ENTITLED TO COLLECT SUCH AMOUNT.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

DIR. SCOTT HAGGERTY: ALL RIGHT. NEXT ITEM WILL BE THE CHAIR'S REPORT. WE DON'T HAVE ANYTHING FOR THE CHAIR'S REPORT TODAY. SO WE WILL MOVE DIRECTLY TO THE CONSENT CALENDAR. KIMBERLY, DO YOU HAVE ANYTHING IN WRITING OR ANYBODY WISH TO SPEAK ON THE CONSENT CALENDAR?

KIMBERLY WARD: NO, I DO NOT HAVE ANYTHING RECEIVED IN WRITING. AND I SEE NO MEMBERS OF THE PUBLIC WITH THEIR HANDS RAISED.

DIR. SCOTT HAGGERTY: I AM LOOKING FOR A MOTION ON THE CONSENT CALENDAR? MOVED BY WORTH.

CAROL DUTRA VERNACI: I'LL SECOND IT. DUTRA VERNACI.

DIR. SCOTT HAGGERTY: SECONDED BY DUTRA VERNACI. ANYBODY HAVE ANY QUESTIONS, COMMENTS ON THIS? ALL RIGHT. CAN WE MOVE FORWARD WITH ROLL CALL VOTE, PLEASE?

DIR. SCOTT HAGGERTY: YES.

ALFREDO PEDROZA: YES.

MARGARET ABE-KOGA: AYE.

ROBERT AHN: YES.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

DIR. DAVID CANEPA: YES.

DIR. CINDY CHAVEZ: YES.

SPEAKER: AYE.

CAROL DUTRA VERNACI: AYE.

FEDERAL D. GLOVER: AYE.

NICK JOSEFOWITZ: AYE.

SAM LICCARDO: AYE.

JAKE MACKENZIE: AYE.

GINA PAPAN: AYE.

DAVID RABBITT: AYE.

DIR. HILLARY RONEN: AYE.

LIBBY SCHAAF: AYE.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

AMY WORTH: AYE.

KIMBERLY WARD: THANK YOU. THE MOTION PASSES UNANIMOUSLY.

DIR. SCOTT HAGGERTY: THANK YOU VERY MUCH. WE'LL MOVE TO ITEM 6 A, BATA RESOLUTION NUMBER 142. AMY, WERE YOU GOING TO DO THIS?

AMY WORTH: YES, PLEASE, THANK YOU, MR. CHAIR. THE BATA OVERSIGHT COMMITTEE MET ON JANUARY AND REFERS THE FOLLOWING TO THE AUTHORITY FOR APPROVAL. SO ITEM 6 A IS BATA RESOLUTION PNEUM 142 AUTHORIZING THE 2021 PLAN OF FINANCE.

DIR. SCOTT HAGGERTY: ALL RIGHT. KIMBERLY, ANYBODY IN THE PUBLIC WISH TO SPEAK ON THIS ITEM?

KIMBERLY WARD: I SEE NO MEMBERS OF THE PUBLIC WITH THEIR HAND RAISED. AND I HAVE RECEIVED NO WRITTEN PUBLIC COMMENT. AND, MR. CHAIR, I'M SORRY, I FAILED TO CALL COMMISSIONER SPERING IN THE CONSENT VOTE. I APOLOGIZE FOR THAT.

DIR. JAMES SPERING: YES.

KIMBERLY WARD: SO I'LL MARK YOU AS A YES FOR THAT.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

AMY WORTH: MR. CHAIR, I DID THE TITLE, BUT I THINK IT'S BEST IF I READ THE ENTIRE INFORMATION MOTION AND THEN WE CAN TURN IT TO STAFF IF THEY HAVE ANYTHING TO ADD.

DIR. SCOTT HAGGERTY: GO AHEAD.

AMY WORTH: SO AUTHORIZING THE ISSUANCE OF THE 2021 PLAN OF FINANCE AUTHORIZING THE ISSUANCE OF REFUNDING BONDS, THE DEVELOPMENT UPDATE AND PUBLICATION FROM TIME TO TIME OF AN OFFICIAL STATEMENT RELATING TO THE AUTHORITY AND ITS BONDS, THE TAKING OF VARIOUS ACTIONS IN CONNECTION WITH THE AUTHORITY'S OUTSTANDING BONDS, SWAPS, AND REIMBURSEMENT AGREEMENTS, THE EXECUTION AND DELIVERY OF RELATED BOND, SWAP, CREDIT, LIQUIDITY AND DISCLOSURE STATEMENTS AND ALL THE NECESSARY ACTIONS IN CONNECTION THEREWITH. SO IN ACCORDANCE WITH OUR BATA OVERSIGHT COMMITTEE, I MOVE APPROVAL OF MTC RESOLUTION NUMBER 142.

DIR. SCOTT HAGGERTY: OKAY. I DON'T THINK YOU HAVE SPURRED ANYBODY IN THE PUBLIC THAT WISHES TO SPEAK SO I'M LOOKING FOR A SECOND.

CAROL DUTRA VERNACI: I'LL SECOND IT. DUTRA VERNACI.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

DIR. SCOTT HAGGERTY: MOVED BY WORTH, SECONDED BY DUTRA VERNACI. ROLL CALL VOTE, PLEASE.

DIR. SCOTT HAGGERTY: YES.

ALFREDO PEDROZA: YES.

MARGARET ABE-KOGA: AYE.

EDDIE AHN: YES.

DIR. DAVID CANEPA: YES.

CINDY CHAVEZ: YES.

DAMON CONNOLLY: YES.

CAROL DUTRA VERNACI: AYE.

FEDERAL D. GLOVER: YES.

NICK JOSEFOWITZ: YES.

SAM LICCARDO: AYE.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

JAKE MACKENZIE: AYE.

GINA PAPAN: AYE.

DAVID RABBITT: AYE.

DIR. HILLARY RONEN: AYE.

LIBBY SCHAAF: AYE.

DIR. JAMES SPERING: AYE.

AMY WORTH: AYE.

KIMBERLY WARD: THANK YOU. THE MOTION PASSES UNANIMOUSLY.

DIR. SCOTT HAGGERTY: ALL RIGHT. THANK YOU FOR THAT, CHAIR WORTH. NOW, AGAIN, CHAIR WORTH, TO DISCUSS WITH US ITEM 7, WHICH IS THE BATA RECOVERY AD HOC WORKING GROUP REPORT.

AMY WORTH: AND THANK YOU, MR. CHAIR. THE BATA RECOVERY AD HOC WORKING GROUP MET LAST THURSDAY, JANUARY 21ST, AND DISCUSSED PRELIMINARY STAFF RECOMMENDATIONS ON AMENDMENTS TO THE BATA CALTRANS MASTER COOPERATIVE AGREEMENT TO BETTER MANAGE AND DELIVER THE TOLL BRIDGE PROGRAM. THE GROUP ALSO REVIEWED DATA

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

SHOWING TRAFFIC AND TOLL REVENUE THAT PLATEAUED SINCE THIS SUMMER REMAINING STEADY AT ABOUT 80 PERCENT OF PRE-COVID LEVELS. THIS RESULTS IN A MISMATCH BETWEEN AVAILABLE REVENUE AND CAPITAL FUNDING NEEDS FOR THE TOLL BRIDGE REHABILITATION PRIORITIES IN THE COMING YEARS. AND TO CLARIFY, THE MISMATCH IS BASICALLY WE HAVE INCREASED NEEDS, VITAL NEEDS, AND THE REVENUE IS NOT COMING FORWARD THE WAY WE HAD PLANNED AS A RESULT OF THE LOSS IN REVENUE THIS LAST YEAR. SO THE NEXT WORKING GROUP MEETING WILL TAKE PLACE ON FRIDAY, MARCH 5TH, 2021, AT WHICH TIME THE WORKING GROUP WILL FURTHER EXAMINE THE MISMATCH AND THE REVIEW OF THE OPTIONS. AND THIS REVIEW MAY CONTINUE INTO APRIL. AFTER COMPLETING THE REVIEW, THE WORKING GROUP INTENDS TO SUBMIT WRITTEN RECOMMENDATIONS TO BATA FOR FUTURE CONSIDERATION. SO OUR COMMITTEE WILL BE DELIVERING A WRITTEN REPORT WITH SPECIFIC RECOMMENDATIONS. AND AS WE BRING THOSE RECOMMENDATIONS, WE ARE IN CLOSE CONVERSATIONS WITH CALTRANS AND THE VARIOUS ENTITIES TO NOT ONLY LOOK AT OPERATIONAL ISSUES BUT FUNDING OPTIONS THAT WE WILL BRING BACK TO ALL OF YOU.

DIR. SCOTT HAGGERTY: ANY QUESTIONS OF THE RECOVERY AD HOC WORKING GROUP? KIMBERLY, ANYBODY IN THE PUBLIC WISH TO ASK QUESTIONS?

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

KIMBERLY WARD: SORRY. I WAS MUTED. ONE MEMBER OF THE PUBLIC WITH THEIR HAND RAISED. ALETA DUPREE, PLEASE UNMUTE YOURSELF.

DIR. SCOTT HAGGERTY: WELCOME, ALETA.

ALETA. THE DUPREE: THANK YOU, CHAIR HAGGERTY AND MEMBERS. IT'S GOOD TO BE BACK WITH YOU AGAIN. APPRECIATE IT. I DID NOT ATTEND THE MEETING OF THE WORKING GROUP LIVE BUT THANKS TO VIDEO ARCHIVES, I WAS ABLE TO WATCH IT ON MY BIG SCREEN AFTER THE FACT, 48 INCHES. I GUESS THAT'S BIG. IT WAS A VERY GOOD DISCUSSION. I APPRECIATE THAT WE'RE TAKING THE TIME TO BE TRANSPARENT ABOUT THESE THINGS. RECOVERY IS VERY IMPORTANT. AND I WAS THINKING ABOUT A COMMENT THAT OUR NEW PRESIDENT MADE ABOUT I THINK IT WAS YESTERDAY ABOUT -- THAT ALL THE BOATS SHOULD LIFT WITH THE TIDE. I THINK ORIGINALLY PRESIDENT KENNEDY SAID THAT. AND I WOULD HOPE THAT RECOVERY ISN'T A ZERO SUM GAME BECAUSE I DO USE THE BRIDGE FOR THE AC TRANSIT BUSES AND THE OCCASIONAL RIDE SHARE, BUT I ALSO USE BART. AND SO A TRIP ON BART IS NOT A TRIP ON THE BRIDGE AND VICE VERSA. AND IN THIS CHALLENGING TIME, RECOVERY IS GOING TO MEAN HOPEFULLY PEOPLE BEING ABLE TO GET BACK OUT SAFELY AND DO THINGS AND TO BE ABLE TO HAVE MORE TRAFFIC ON THE BRIDGE SO WE CAN PAY FOR IT. AND SO I WANT TO GET OUT AND DO THINGS. IT'S NO FUN BEING AT HOME. SO LET'S CONTINUE TO THINK ABOUT HOW WE CAN BRING ALL OF OUR MODES OF TRANSPORT UP WITH THE TIDE. IT'S NOT ZERO SUM.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

AND CONTINUE TO DEVELOP OUR BRIDGE AND ELECTRONIC TOLLING PROGRAM. THANK YOU.

DIR. SCOTT HAGGERTY: THANK YOU, ALETA. I KNOW APPRECIATE THE COMMENTS. SO WITH THAT, WE HAVE NOTHING ELSE, I'M GOING TO GO AHEAD AND REMIND EVERYBODY THAT NOW WE'RE GOING TO MOVE TO ITEM 8 A. WHICH IS A CLOSED SESSION. I'M GOING ASK DOES EVERYBODY HAVE THE LINK? GOOD. THAT'S GOOD NEWS. SEE YOU ON THE OTHER SIDE.

KIMBERLY WARD: MR. CHAIR?

DIR. SCOTT HAGGERTY: I'LL STOP. KIMBERLY, I'M GOING TO DO IT. [LAUGHTER.] ALL RIGHT. WE'RE GOING GO TO CLOSED SESSION. EXISTING LITIGATION. THE AUTHORITY WILL MEET IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (A) AND PARAGRAPH 1 OF SUBDIVISION B OF THE GOVERNMENT CODE SECTION 54956.9 TO CONFER WITH THE COUNCIL REGARDING MICHAEL SALIANI ET AL, BATA ET AL. SAN FRANCISCO SUPERIOR COURT CASE CGC-14-540384, PAMELA MOORE ET AL VERSUS BATA ET AL, SAN FRANCISCO SUPERIOR COURT CASE CGC-15-549048 AND KRISTEN FREELAND AND MICHAEL JEFFERSON ET AL BATA ET AL SAN FRANCISCO SUPERIOR COURT CASE CGC-16-5540947. COMMISSIONERS, PLEASE USE ZOOM DETAILS THAT WERE PROVIDED BY KIMBERLY WARPED FOR THIS CLOSED SESSION. AND AT

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

THE END OF THE CLOSED SESSION, WE WILL RETURN AND TELL THE PUBLIC WHAT WE FOUND OUT.

KATHLEEN KANE: I DON'T KNOW IF YOU SAW, SHAW DID NOT HAVE THE LINK.

KIMBERLY WARD: I'LL RESEND IT TO YOU ALL.

SPEAKER: FABULOUS. THANK YOU.

KIMBERLY WARD: YOU'RE WELCOME. (CLOSED SESSION). (CLOSED SESSION CONTINUES). (CLOSED SESSION CONTINUES).

DIR. SCOTT HAGGERTY: ALL RIGHT. DO WE GOT EVERYBODY BACK HER?

KIMBERLY WARD: I THINK SO.

DIR. SCOTT HAGGERTY: LOOKS GOOD FROM WHAT I CAN SEE. ALL RIGHT. SO WITH THAT, WE'RE GOING TO MOVE TO REPORT OUT OF CLOSED SESSION. KATHLEEN?

KATHLEEN KANE: BOARD CONSIDERED THE ITEMS BUT NO REPORTABLE ACTION WAS TAKEN TODAY.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

DIR. SCOTT HAGGERTY: THAT WAS A PERFECT ONE. PUBLIC COMMENT. A TIME THAT YOU CAN SPEAK ON ANYTHING THAT WAS NOT ON TODAY'S AGENDA OR YOU SUBMITTED SOMETHING TO BAY AREA INFO.GOV BY 5 P.M. YESTERDAY INTO THE RECORD. I WOULD ASK IF THERE'S ANY MEMBERS OF THE PUBLIC PARTICIPATING NOT RELATED TO TODAY'S AGENDA. PLEASE USE THE RAISE THE HAND FEATURE OR STAR 9 AND I WILL CALL UPON YOU. DO WE HAVE ANYBODY, KIMBERLY?

KIMBERLY WARD: YES. I RECEIVED TWO PUBLIC COMMENTS ONE FROM ERIC REESE AND ONE FROM ALETA DUPREE. AND I SEE ROWLAND LEBRAND HAS HIS HAND RAISED.

DIR. SCOTT HAGGERTY: WILL YOU GIVE US A BREACH OVERVIEW OF WHAT THE OTHER TWO ONE, THE WRITE-IN ONES.

KIMBERLY WARD: I DON'T HAVE THEM IN FRONT OF ME BUT THEY WERE POSTED TO THE ONLINE AGENDA.

DIR. SCOTT HAGGERTY: THEY WERE POSTED.

KIMBERLY WARD: AND DISTRIBUTED BY EMAIL TO EACH OF THE COMMISSIONERS.

DIR. SCOTT HAGGERTY: RIGHT. I GOT THAT. OKAY. SO ALETA DUPREE?

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

KIMBERLY WARD: NO. ROLL LAND.

DIR. SCOTT HAGGERTY: SO ROWLAND.

SPEAKER: GOOD MORNING, MR. CHAIR. VERY BRIEFLY. MY COMMENT IS ABOUT OUR ENTRY. AND I'M WONDERING WHETHER OR NOT THE TIME MAY HAVE COME TO POTENTIALLY DIRECT STAFF TO ADVISE THE BOARD ON THE ALTERNATIVES -- THIS.

DIR. SCOTT HAGGERTY: THANK YOU, ROWLAND. APPRECIATE YOUR COMMENT. ALL RIGHT. WITH THAT, OUR NEXT MEETING IS SCHEDULED FOR TO BE HELD ON WEDNESDAY, FEBRUARY 24TH, 9:35. IT'S GOING TO BE A BIG DAY FOR SOME. IT WON'T BE AT BAY AREA METRO. WE ALL KNOW THAT. IT WILL BE BY WEBCAST. AND WE WILL LET YOU KNOW OF THE STATUS OF THAT WEBCAST. WITH THAT, IF THERE'S NO OTHER BUSINESS BEFORE THIS GROUP, WE WILL GO AHEAD AND ADJOURN.

MODERATOR: PLEASE ALLOW 30 SECONDS.

This transcript was prepared from television closed captioning and is not certified for its form or content. Errors and omissions within this transcript have likely occurred. This document is provided as a convenience only and is not an official record of any action taken.

NTT
Broadcasting Government