



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

Meeting Minutes

Metropolitan Transportation Commission

Alfredo Pedroza, Chair Nick Josefowitz, Vice Chair

Wednesday, February 22, 2023

9:35 AM

HYBRID (In-Person Option Available)

Chair Pedroza called the meeting to order at 9:35 a.m.

1. Roll Call / Confirm Quorum

Present: 17 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Chavez, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Mahan, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen, and Commissioner Sperring

Absent: 1 - Commissioner Thao

Non-Voting Commissioner Present: Commissioner Giacomini

Non-Voting Commissioner Absent: Commissioner El-Tawansy

2. Pledge of Allegiance/ Acknowledgement of the Flag

3. Compensation Announcement

4. Joint MTC and BAHFA Consent Calendar

Upon the motion by Commissioner Papan and seconded by Commissioner Sperring, the Joint MTC and BAHFA Consent Calendar was unanimously approved by the following vote:

Aye: 17 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Chavez, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Mahan, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Sperring

Absent: 1 - Commissioner Thao

4a. [23-0232](#) Minutes of the January 25, 2023 Joint MTC w/ BAHFA meeting

Action: Commission / Authority Approval

4b. [23-0241](#) MTC Resolution No. 4561, and BAHFA Resolution No. 27 - Providing for Remote Meetings Pursuant to Assembly Bill 361

Action: Commission Approval; and Authority Approval

5. Public Comment / Other Business

Clarence Thomas was called to speak.

6. Adjourn Bay Area Housing Finance Authority and Continue with MTC Agenda

7. Closed Session

7a. [23-0404](#) Closed Session Public Comment

Aleta Dupree was called to speak.

7b. [23-0405](#) Closed Session: PUBLIC EMPLOYEE APPOINTMENT

The Commission met in closed session to discuss public employee appointment for the Executive Director position pursuant to California Government Code Section 54957.

7c. [23-0406](#) Open Session: Appointment of Executive Director and Approval of Employment Agreement

Action: Commission Approval

The Commission reconvened in open session and upon the motion by Chair Pedroza and seconded by Commissioner Spering, the Commission approved the appointment of MTC Executive Director to Andrew Fremier effective February 22, 2023; and authorized an employment agreement with terms including: four years from February 22, 2023 through December 31, 2026, base starting salary of 380,000 annually with further details of Mr. Fremier’s employment agreement outlined in the employment agreement attached to this item in the packet this Contract were adopted. The motion carried by the following vote:

Aye: 17 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Chavez, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Mahan, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Spering

Absent: 1 - Commissioner Thao

8. Chair's Report (Pedroza)

8a. [23-0391](#) MTC Resolution No. 4566. Resolution of appreciation for Behrouz (Bruce) Samar on the occasion of his retirement.

Action: Commission Approval

Commissioner Fleming left during agenda item 8a.

Upon the motion by Commissioner Mahan and seconded by Commissioner Glover, the Commission unanimously adopted MTC Resolution No. 4566. The motion carried by the following vote:

Aye: 16 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Chavez, Commissioner Dutra-Vernaci, Commissioner Glover, Commissioner Mahan, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Spering

Absent: 2 - Commissioner Fleming and Commissioner Thao

9. Ad-Hoc Nominating Committee Report (Spering)

9a. [23-0236](#) Closing of Nominations and Election of Officers

Action: Commission Approval

Upon the motion by Commissioner Spering and seconded by Commissioner Dutra-Vernaci, the Commission appointed Alfredo Pedroza to serve as Chair and Nick Josefowitz to serve as Vice Chair for a two-year term. The motion carried by the following vote:

Aye: 15 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Chavez, Commissioner Dutra-Vernaci, Commissioner Glover, Commissioner Mahan, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt and Commissioner Spering

Nay: 1 - Commissioner Ronen

Absent: 2 - Commissioner Fleming and Commissioner Thao

10. Policy Advisory Council Report (Randi Kinman)

The following members of the public were called to speak: Adina Levin and Anne Olivia Eldred.

11. Executive Director's Report

Aleta Dupree was called to speak.

11a. [23-0316](#) Executive Director's Report

Action: Information

12. Commissioner Comments

13. Consent Calendar:

Commissioner Fleming returned and Commissioner Chavez left during agenda item 13.

Upon the motion by Commissioner Spring and seconded by Commissioner Moulton-Peters, the Commission unanimously approved the Consent Calendar by the following vote:

Aye: 16 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Mahan, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Spring

Absent: 2 - Commissioner Chavez and Commissioner Thao

Programming and Allocations Committee

13a. [23-0347](#) Minutes of the January 30, 2023 Special Commission meeting

Action: Commission Approval

13b. [23-0042](#) MTC Resolution No. 4545, Revised. 2023 Transportation Improvement Program (TIP) Amendment 2023-05.

Action: Commission Approval

Presenter: Adam Crenshaw

13c. [23-0231](#) MTC Resolution No. 4412, Revised. Regional Measure 3 (RM3) Letter of No Prejudice of \$0.7 million to the Solano Transportation Authority for the I-80/680/SR-12 Interchange Project.

Action: Commission Approval

Presenter: Kenneth Kao

13d. [23-0251](#) MTC Resolution No. 4505, Revised. Revisions to the One Bay Area Grant program (OBAG 3) to direct \$20 million within the Climate Initiatives program to MTC for Regional e-Bikeshare Expansion.

Action: Commission Approval

Presenter: Mallory Atkinson

Committee Reports

14. Programming and Allocations Committee (Rabbitt)

14a. [23-0230](#) FY 2022-23 Transit Performance Initiative Call for Projects Award Recommendations

Recommendation of awards for the FY2022-23 Transit Performance Initiative (TPI) Investment Program Call for Projects, including award of approximately \$15 million in STP/CMAQ funding and approximately \$6 million in Low Carbon Transit Operations Program (LCTOP) funding.

Action: Commission Approval

Presenter: Anne Spevack

Commissioner Chavez returned during agenda item 14a.

Upon the motion by Commissioner Rabbitt and seconded by Commissioner Chavez, the Commission unanimously approved the FY 2022-23 TPI Call for Projects Award Recommendations. The motion carried by the following vote:

Aye: 17 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Chavez, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Mahan, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Sperring

Absent: 1 - Commissioner Thao

14b. [23-0163](#) MTC Resolution No. 4556. FY 2023-24 MTC Fund Estimate

Annual Fund Estimate and proposed apportionment and distribution of approximately \$1 billion in Transportation Development Act (TDA) Local Transportation Fund, State Transit Assistance (STA), State of Good Repair (SGR) Program, Assembly Bill 1107 (AB 1107), transit-related bridge toll, and Low Carbon Transit Operations Program (LCTOP) funds for FY 2023-24.

Action: Commission Approval

Presenter: Terence Lee

Commissioner Chavez left during agenda item 14b.

Upon the motion by Commissioner Rabbitt and seconded by Commissioner Glover, the Commission unanimously adopted MTC Resolution No. 4556. The motion carried by the following vote:

Aye: 16 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Mahan, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Sperring

Absent: 2 - Commissioner Chavez and Commissioner Thao

15. Joint MTC ABAG Legislation Committee

15a. [23-0119](#) Assembly Constitutional Amendment 1 (Aguiar-Curry): Voter Threshold for Local Infrastructure Bonds and Taxes

Assembly Constitutional Amendment (ACA) 1 would lower to 55 percent the voter approval threshold for local bonds and special taxes for affordable housing, transportation, resilience and other public infrastructure.

Action: Support and Seek Amendment / ABAG Executive Board Approval
Support and Seek Amendment / MTC Commission Approval

Presenter: Georgia Gann Dohrmann

A member of San Francisco Neighborhoods was called to speak.

Commissioner Mahan left during agenda item 15a.

Upon the motion by Chair Pedroza and seconded by Commissioner Papan, the Commission unanimously adopted a support and seek amendment position on ACA 1, as described in the summary sheet. The motion carried by the following vote:

Aye: 15 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Spering

Absent: 3 - Commissioner Chavez, Commissioner Mahan and Commissioner Thao

15b. [23-0081](#) Assembly Bill 84 (Ward): Property Tax Welfare Exemption

Provides upfront savings on affordable housing developments by revising the welfare tax exemption from a rebate to upfront savings.

Action: Support / ABAG Executive Board Approval
Support / MTC Commission Approval

Presenter: Julie Snyder

Upon the motion by Chair Pedroza and seconded by Commissioner Rabbitt, the Commission unanimously adopted a support position on AB 84, as described in the summary sheet. The motion carried by the following vote:

Aye: 15 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Spering

Absent: 3 - Commissioner Chavez, Commissioner Mahan and Commissioner Thao

16. Executive Committee

16a. [23-0306](#) MTC Resolution No. 4564. Near-Term Regional Network Management (RNM) Framework Recommendations

Approval of policy support for the Regional Network Management (RNM) framework. Following Commission approval, staff will develop and present an RNM Implementation Plan for Commission approval, the timing being subject to involvement of the new MTC Executive Director.

Action: Commission Approval

Presenter: Shruti Hari

Aleta Dupree was called to speak.

Upon the motion by Chair Pedroza and seconded by Commissioner Dutra-Vernaci, the Commission unanimously adopted MTC Resolution No. 4564. The motion carried by the following vote:

Aye: 15 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Canepa, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Miley, Commissioner Moulton-Peters, Chair Noack, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen and Commissioner Spering

Absent: 3 - Commissioner Chavez, Commissioner Mahan and Commissioner Thao

17. Commission Approval

17a. [23-0292](#) In-Person Meetings / Brown Act / AB2449

A report on the return to In-Person Meetings/Brown Act/AB 2449.

Action: Information

Presenter: Kathleen Kane

The following members of the public were called to speak: Vinay Pimple (Policy Advisory Councilmember), Aleta Dupree, Howard Wong (Policy Advisory Councilmember), and Anne Olivia Eldred.

18. Public Comment / Other Business

Written public comment was received from Kyle Baker (Get A Custom One).

19. Adjournment / Next Meetings:

The next meeting of the Metropolitan Transportation Commission is scheduled to be held at 9:35 a.m. on Wednesday, March 22, 2023 at the Bay Area Metro Center, 375 Beale Street, San Francisco, CA. Any changes to the schedule will be duly noticed to the public.