

**Metropolitan Transportation Commission
Administration Committee**

August 12, 2020

Agenda Item 5b - 20-1123

MTC Resolution No. 1058, Revised - Commission Procedures Manual Update

Subject: An update to the Commission Procedures Manual to implement the Legislative Committee Consolidation as recommended by the Joint ABAG MTC Governance Committee.

Background: In May 2020, the Commission and Executive Board took initial steps to consolidate several ABAG and MTC committees, starting with the Legislation Committees, and asked staff to identify procedural issues that must be resolved for that to take place. The issues outlined by staff were presented at the Governance Committee's June 24, 2020 meeting and generated extensive discussion. Committee members suggested Chair Haggerty and President Arreguin meet prior to the next Governance Committee meeting to further discuss and resolve outstanding issues.

Their refined recommendations were presented for discussion at the July 22, 2020 Joint Governance Committee meeting. Committee members quickly ratified recommendations 1-5 below before debating and modifying recommendation 6. Committee members then voted unanimously to recommend that MTC and ABAG take the necessary actions to implement the Joint ABAG MTC Governance Committee's recommendation to consolidate the Legislative Committees.

1. How will the consolidated Joint MTC ABAG Legislation Committee report decisions up to the two governing boards?

After the Joint MTC ABAG Legislation Committee makes recommendations, when each board takes up a bill, individual Legislation Committee members can explain why they and the Joint MTC ABAG Legislation Committee took the positions that they did. Each board will then make its own final decision considering the consolidated Legislation Committee recommendations, public comment, and board discussion.

2. How will the Joint MTC ABAG Legislation Committee's recommendations be addressed on short notice when governing boards don't have time to act?

The Commission and Executive Board will each adopt procedures that allow ABAG's President and MTC's Chair, in consultation with the Chair of the consolidated Legislation Committee, to take timely action

on legislative matters of interest. This mirrors the legislative ‘urgency procedures’ currently employed by MTC and ABAG.

3. How will the consolidated Legislation Committee act on bills of interest to one agency but not the other?

The consolidated Legislation Committee members will consider all bills, including bills that may not directly be of interest to or impact their agency, and when votes occur, members will reserve the right to abstain on bills where they believe they lack the expertise or interest to thoughtfully take action.

4. What should the membership of the new consolidated Legislation Committee be?

Chair Haggerty and President Arreguin will meet and discuss appointments to the Committee before formalizing recommendations to their respective boards, with an emphasis on striking an appropriate balance (e.g. city vs. county representation, jurisdiction size, and geographic distribution). Recommendations for appointments will be forthcoming.

5. How will the Chair and Vice Chair of the consolidated Legislation Committee be selected?

The Chair and Vice Chair will be appointed by the Committee at its first meeting, with the Chair being either an ABAG member or an MTC member and the Vice Chair being from the other agency. The appointments would rotate every two years such that, if the existing Chair is from the MTC Board and the existing Vice Chair is from the ABAG Board, the next Chair would be from the ABAG Board and the next Vice Chair would be from the MTC Board.

6. How should the issue of open vs. closed membership, and maintaining a quorum be addressed?

MTC Commissioners not appointed to the consolidated Committee are already considered ad hoc nonvoting members under current MTC procedures. ABAG Executive Board members not appointed to the consolidated Committee will now also be considered ad hoc nonvoting members of the Committee. The ad hoc nonvoting members may be deputized to vote as necessary to create or maintain a quorum.

After voting to recommend consolidation of the two agencies' legislative committees into a Joint MTC ABAG Legislative Committee, the Governance Committee discussed the following timeline:


- **MTC Administration Committee [8/12]:** discuss and recommend amendments to the Commission Procedures Manual to replace the MTC Legislation Committee with a new Joint MTC ABAG Legislation Committee.
- **ABAG Executive Board special meeting [8/20]:** consider adoption of a resolution to disband the ABAG Legislation Committee and fold it into a new Joint MTC ABAG Legislation Committee.
- **MTC Commission [8/26]:** consider approval of MTC Administration Committee recommendation to amend the Commission Procedures Manual to replace the MTC Legislation Committee with the new Joint MTC ABAG Legislation Committee.
- **First Joint MTC ABAG Legislation Committee** meeting in September.

The proposed update to the Commission Procedures Manual also includes housekeeping items such as providing for inclusion of the Bay Area Housing Finance Authority (BAHFA).

Recommendation: Staff recommends that the Administration Committee forward MTC Resolution No. 1058, Revised, an update to the Commission Procedures Manual to implement the Legislative Committee Consolidation, as recommended by the Joint ABAG MTC Governance Committee, for Commission approval.

Attachments: Attachment A: MTC Resolution No. 1058, Revised – with proposed revisions shown in tracked changes

Attachment B: MTC Resolution No. 1058, Revised – proposed clean version


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MTC Resolution No. 1058, Revised and its Attachments have been updated and are attached to the Commission Summary Sheet dated August 26, 2020, in this packet.