



# Metropolitan Transportation Commission

101 Eighth Street,  
Joseph P. Bort  
MetroCenter  
Oakland, CA

## Meeting Agenda

### Metropolitan Transportation Commission

*Dave Cortese, Chair Jake Mackenzie, Vice Chair*

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Wednesday, April 27, 2016

10:10 AM

Meeting Location:  
The Tech Museum of Innovation  
201 S. Market Street  
San Jose, CA 95113

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This meeting will take place at 10:10 a.m. or immediately following the 10:05 a.m. BATA meeting. This meeting will not be audiocast live; it will be recorded, and the recording will be posted to the Metropolitan Transportation Commission's website:

<http://mtc.ca.gov/whats-happening/meetings>

#### 1. Roll Call / Confirm Quorum

*Quorum: A quorum of this Authority shall be a majority of its regular non-ex-officio voting members (10).*

#### 2. Chair's Report – Cortese

#### 3. Policy Advisory Council Report – Randi Kinman

#### 4. Executive Director's Report – Heminger

#### 5. Commissioner Comments

#### 6. Consent Calendar:

6a. [15-1490](#) Minutes - March 23, 2016.

**Action:** Commission Approval

**Attachments:** [6a\\_Commission Minutes March 23, 2016](#)

### **Administration Committee**

- 6b.**     [15-1418](#)     Contract Amendment - Professional Auditing Services:  
PricewaterhouseCoopers, LLP (\$1,630,906).
- Contract amendment with PricewaterhouseCoopers, LLP for professional auditing services.
- Action:**             Commission Approval
- Attachments:**     [6b\\_ContractAmend\\_PWC](#)  
[2f\\_ContractAmend\\_PWC.pdf](#)
- 6c.**     [15-1416](#)     MTC Resolution No. 4183, Revised - FY 2015-16 Overall Work Program  
(OWP) Amendment No. 16-04.
- An amendment to the OWP to add \$141,802 in FTA 5303 and FHWA PL funds due to final allocation adjustments.
- Action:**             Commission Approval
- Attachments:**     [6c\\_Reso-4183\\_OWP\\_Amend\\_16-04](#)  
[2g\\_Reso-4183\\_OWP\\_Amend\\_16-04.pdf](#)

### **Programming and Allocations Committee**

- 6d.**     [15-1421](#)     MTC Resolution Nos. 4162, Revised and 4212, Revised. Revisions to  
FY2014-15 and FY2015-16 Transit Capital Priorities Programs to reflect  
final FTA apportionments and transfers of funding between projects.
- Action:**             Commission Approval
- Attachments:**     [6d\\_Reso-4162\\_Reso-4212\\_TCP\\_Revisions](#)  
[2c\\_TCP\\_Revisions\\_Reso-4162\\_Reso-4212.pdf](#)
- 6e.**     [15-1430](#)     MTC Resolution No. 4175, Revised. 2015 Transportation Improvement  
Program (TIP) Amendment 2015-29.
- Action:**             Commission Approval
- Attachments:**     [6e\\_Reso-4175\\_TIP\\_Amendment-2015-29](#)  
[2b\\_Reso-4175\\_TIP\\_Amendment-2015-29.pdf](#)
- 6f.**     [15-1422](#)     MTC Resolution No. 4216, Revised. Revisions to the FY2015-16 FTA  
Rural Area Formula (Section 5311) Program based on revised regional  
apportionment.
- Action:**             Commission Approval
- Attachments:**     [6f\\_Reso-4216\\_Rural\\_Area\\_Formula\\_Revisions](#)  
[2d\\_Rural\\_Area\\_Formula\\_Revisions\\_Reso-4216.pdf](#)

## Legislation Committee

- 6g.**     [15-1400](#)     AB 1780 (Medina) & AB 2170 (Frazier): Trade Corridor Improvement Fund.
- Transfers funds from the new National Highway Freight Program into the Trade Corridor Improvement Fund (TCIF). Dedicates 25% of Cap and Trade Funds to TCIF.
- Action:**             Support and Seek Amendment / Support / Commission Approval
- Attachments:**     [6g AB 2170 & AB 1780 Support](#)  
                              [3a AB 2170 & AB 1780 Support](#)
- 6h.**     [15-1401](#)     SB 1259 (Runner): Exemption from Tolls for Veterans
- Exempts from tolls vehicles displaying a veteran license plate when being driven by a veteran.
- Action:**             Oppose / Commission Approval
- Attachments:**     [6h SB 1259 Runner Oppose](#)  
                              [3b SB 1259 Runner Oppose](#)
- 6i.**     [15-1475](#)     AB 2783 (Garcia): Density Requirements for Affordable Housing & Sustainable Communities Program
- Density Requirements for Affordable Housing and Sustainable Communities Program.
- Action:**             Oppose / Commission Approval
- Attachments:**     [6i AB 2783 Garcia Oppose](#)  
                              [3f AB 2783 Garcia Oppose](#)
- 6j.**     [15-1374](#)     AB 1746 (Stone): Bus on Shoulder Authorization.
- Expansion of Program to Allow Use of Buses on Highway Shoulders for Santa Clara VTA, AC Transit and County Connection.
- Action:**             Support / Commission Approval
- Attachments:**     [6j AB 1746 Stone Support](#)  
                              [3g AB 1746 Stone Support](#)

- 6k. [15-1385](#) SB 1030 (McGuire): Extension of Sonoma County Regional Climate Protection Authority

Removes 2017 sunset on the Sonoma County Regional Climate Protection Authority.

**Action:** Support / Commission Approval

**Attachments:** [6k SB 1030 McGuire Support](#)  
[3h SB 1030 McGuire Support](#)

## Committee Reports

### Administration Committee – Tissier

7. [15-1417](#) MTC Resolution No. 4224 - FY 2016-17 Overall Work Program (OWP), Planning Certification, and Authorization for Execution of Agreement for Federal Planning Grants.

A request for approval of the FY 2016-17 OWP, which guides the collaborative metropolitan transportation planning process involving MTC, ABAG, Caltrans, and other local transportation partners and the authorization to enter in to agreements for \$11,263,337 in Transportation Planning funds.

**Action:** Commission Approval

**Attachments:** [7 Reso-4224 FY14OWP Amendment](#)  
[3 Reso-4224 FY14OWP Amendment.pdf](#)

### 8. Programming and Allocations Committee – Wiener

- 8a. [15-1423](#) MTC Resolution No. 4130, Revised. Cap and Trade Framework Revisions.

Revisions to the region's Cap and Trade Framework to increase revenue projections, adopt long-term frameworks for the Transit Capital and Operating categories, and update regional principles for the Affordable Housing and Sustainable Communities category.

**Action:** Commission Approval

**Attachments:** [8a Reso-4130 Cap and Trade Framework Update](#)  
[3 Cap and Trade Framework Update Reso-4130.pdf](#)

8b. [15-1426](#) Regional Support of Bay Area Projects for Federal TIGER 8 Grants.

Recommended regional support strategy for the \$500 million federal TIGER 8 discretionary funding program.

**Action:** Commission Approval

**Attachments:** [8b\\_TIGER\\_8\\_Grant\\_Support](#)  
[4a\\_TIGER\\_8\\_Grant\\_Support.pdf](#)  
[4a\\_TIGER\\_8\\_Support\\_HANDOUT.pdf](#)

8c. [15-1445](#) Regional endorsement for projects applying for federal Fostering Advancements in Shipping and Transportation for the Long-term Achievement of National Efficiencies (FASTLANE) Grants.

Recommended regional endorsement list for projects applying for federal FASTLANE Grants.

**Action:** Commission Approval

**Attachments:** [8c\\_FASTLANE\\_Endorsements](#)  
[4b\\_FASTLANE\\_Endorsements.pdf](#)

## 9. Legislation Committee - Aguirre

9a. [15-1441](#) SB 824 (Beall): Low Carbon Transit Operations Program.

Increased flexibility of the Low Carbon Transit Operations Program.

**Action:** Support and Seek Amendment / Commission Approval

**Attachments:** [9a\\_SB\\_824\\_Beall\\_Support](#)  
[3c\\_SB\\_824\\_Beall\\_Support](#)

9b. [15-1383](#) AB 1964 (Bloom) and Budget Trailer Bill: Clean Air Vehicle Sticker Expansion.

Expansion and extension of program.

**Action:** Oppose Unless Amended / Commission Approval

**Attachments:** [9b\\_AB\\_1964\\_AdminTrailerBill\\_CAVStickers\\_v3](#)  
[3d\\_AB\\_1964\\_AdminTrailerBill\\_CAVStickers\\_v3](#)

- 9c.**     [15-1384](#)     AB 1550 (Gomez), AB 2722 (Burke) & AB 2332 (Garcia):  
Disadvantaged Communities: Funding Requirements
- Expansion of funding set-asides for census tracts designated as  
“Disadvantaged Communities” under the state’s CalEnviroScreen  
definition.
- Action:**             Oppose Unless Amended / Oppose / Commission Approval
- Attachments:**     [9c\\_AB 1550, AB 2332, AB 2722 DACs](#)  
[3e\\_AB 1550, AB 2332, AB 2722 DACs](#)

## 10. Planning Committee - Spring

- 10a.**     [15-1427](#)     MTC Resolution No. 4225: Regional Goods Movement- Environmental  
and Community Impacts
- Approve commitment to address environmental and community impacts  
resulting from freight transportation in regional goods movement  
planning and policy.
- Action:**             Commission Approval
- Attachments:**     [10a\\_Resolution No. 4225 Regional Goods Movement](#)  
[6a\\_MTC Resolution No. 4225- Regional Goods Movement- Environmental and](#)
- 10b.**     [15-1485](#)     California High-Speed Rail Authority Draft 2016 Business Plan
- Approve a revision to MTC’s comments, approved by the Commission  
on March 23, 2016, to support investments in Northern California  
passenger rail systems including ACE, Capital Corridor and Amtrak’s  
San Joaquin service.
- Action:**             Commission Approval
- Attachments:**     [10b\\_California High-Speed Rail Authority Draft 2016 Business Plan](#)  
[6b\\_California High-Speed Rail Authority Draft 2016 Business Plan](#)

## Closed Session

11. [15-1528](#)

Closed Session - Conference with Real Property Negotiators

MTC will meet in Closed Session pursuant to Government Code Section 54956.8: to confer with real property negotiators to discuss a potential commercial purchase and sale agreement as follows:

Property: 101 - 8th Street, the MTC Condominium Unit consisting of the entire 2nd and 3rd floors and the ABAG Condominium Unit consisting of a portion of the 1st floor, subject to MTC/BAHA acquiring the unit, and the Cafeteria, Meeting, Parking and Library Tenancy in Common units, Oakland, CA 94607

Agency Negotiators:

For MTC: Metropolitan Transportation Commission, Cushman & Wakefield

· MTC Negotiators: Steve Heminger, Executive Director, Andrew Fremier, Deputy Executive Director, Brian Mayhew, Chief Financial Officer, Teri Green, Director

· Cushman & Wakefield Negotiators: Mark McGranahan, Managing Broker and Ryan Hattersly, Executive Director

Negotiating Parties: MTC with broker Cushman & Wakefield and East Bay Asian Local Development Corporation for itself, Asian Health Services (AHS), an AHS affiliate, and/or a joint venture formed by East Bay Asian Local Development Corporation and AHS and/or its affiliate (collectively, "EBALDC") with advisor Carolyn E. Johnson and counsel Goldfarb & Lipman LLP

Under Negotiation: Both price and terms

12. [15-1529](#) Closed Session - Conference with Real Property Negotiators  
MTC will meet in Closed Session pursuant to Government Code Section 54956.8: to confer with real property negotiators to discuss a potential commercial purchase and sale agreement opportunity as follows:  
Property: 101 - 8th Street, the MTC Condominium Unit consisting of the entire 2nd and 3rd floors and the ABAG Condominium Unit consisting of a portion of the 1st floor, subject to MTC/BAHA acquiring the unit, and the Cafeteria, Meeting, Parking and Library Tenancy in Common units, Oakland, CA 94607  
Agency negotiators:  
For MTC: Metropolitan Transportation Commission, Cushman & Wakefield  
· MTC Negotiators: Steve Heminger, Executive Director, Andrew Fremier, Deputy Executive Director, Brian Mayhew, Chief Financial Officer, Teri Green, Director  
· Cushman & Wakefield Negotiators: Mark McGranahan, Managing Broker and Ryan Hattersly, Executive Director

Negotiating Parties: MTC with broker Cushman & Wakefield and the San Francisco Bay Area Rapid Transit District  
Under Negotiation: Both price and terms

13. [15-1530](#) Closed Session - Conference with Real Property Negotiators  
MTC will meet in Closed Session pursuant to Government Code Section 54956.8: to confer with real property negotiators to discuss a potential commercial purchase and sale agreement opportunity as follows:  
Property: 101 - 8th Street, the MTC Condominium Unit consisting of ground floor Space G-5, Oakland, CA 94607  
Agency negotiators:  
For MTC: Metropolitan Transportation Commission, Cushman & Wakefield  
· MTC Negotiators: Steve Heminger, Executive Director, Andrew Fremier, Deputy Executive Director, Brian Mayhew, Chief Financial Officer, Teri Green, Director  
· Cushman & Wakefield Negotiators: Mark McGranahan, Managing Broker and Ryan Hattersly, Executive Director

Negotiating Parties: MTC with broker Cushman & Wakefield and the San Francisco Bay Area Rapid Transit District  
Under Negotiation: Both price and terms



## Open Session

14. [15-1531](#) Open Session - Authority to enter into a purchase and sale agreement with EBALDC for entire 2nd and 3rd floors and the Cafeteria, Parking, Meeting and Library Tenancy in Common Units, as well as the ABAG Condominium Unit consisting of a portion of the 1st floor, subject to MTC/BAHA acquiring the ABAG Unit, all located at 101 - 8th Street, Oakland, CA 94607.

Action: Commission Approval

15. [15-1532](#) Open Session - Authority to enter into purchase and sale agreement with the San Francisco Bay Area Rapid Transit District for the entire 2nd and 3rd floors, and the Cafeteria, Parking, Meeting and Library Tenancy in Common Units, as well as the ABAG Condominium Unit consisting of a portion of the 1st floor, subject to MTC/BAHA acquiring the ABAG Unit, all located at 101 - 8th Street, Oakland, CA 94607.

Action: Commission Approval

16. [15-1533](#) Open Session - Authority to enter into purchase and sale agreement with the San Francisco Bay Area Rapid Transit District for the ground floor Space G-5, located at 101 - 8th Street, Oakland, CA 94607.

Action: Commission Approval

## 17. Other Business / Public Comment

## 18. Adjournment / Next Meeting

**The next meeting of the Commission will be held on Wednesday, May 25, 2016 at 9:35 a.m. in the Bay Area Metro Center, 375 Beale Street, San Francisco, CA.**

**Public Comment:** The public is encouraged to comment on agenda items at Commission meetings by completing a request-to-speak card (available from staff) and passing it to the Commission 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 Commission 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:** Commission 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 510.817.5757 or 510.810.5769 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 510.817.5757 或 510.817.5769 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 Título 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 510.817.5757 o al 510.817.5769 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 Commission 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 Commission. Actions recommended by staff are subject to change by the Commission.