



## Meeting Minutes

### Bay Area Toll Authority

*Alfredo Pedroza, Chair Nick Josefowitz, Vice Chair*

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Wednesday, November 17, 2021

9:40 AM

REMOTE

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#### Call Remote Meeting to Order

#### 1. Roll Call / Confirm Quorum

**Present:** 15 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Connolly, Commissioner Dutra-Vernaci, Commissioner Fleming, Commissioner Glover, Commissioner Miley, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen, Commissioner Schaaf, Commissioner Spering and Commissioner Worth

**Absent:** 3 - Commissioner Canepa, Commissioner Chavez and Commissioner Liccardo

Non-Voting Commissioners Absent: Commissioner El-Tawansy and Commissioner Giacomini

#### 2. Chair's Report

#### 3. Closed Session

3a. [21-1544](#) Closed Session Public Comment

3b. [21-1427](#) Closed Session - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

The Authority met in closed session pursuant to Government Code Section 54956.9(a) and paragraph (1) of subdivision (d) of Government Code Section 54956.9 to confer with counsel regarding:

Howard Jarvis Taxpayers Association, et al. vs. The Bay Area Toll Authority, et al., California Supreme Court Case No. S263835; California Court of Appeals, 1st Appellate District Court Case No. A157598 (consolidated with Randall Whitney vs. Metropolitan Transportation Commission, California Court of Appeals, 1st Appellate District Court Case No. A157972).

**3c.**     [21-1431](#)     Open Session

**Action:** Authority Approval

Commissioner Fleming did not return from Closed Session.

The Authority reconvened in open session. General Counsel, Kathleen Kane reported that there were no reportable actions.

**4. Consent Calendar**

**Upon the motion by Commissioner Glover and the second by Commissioner Schaaf, the Consent Calendar was unanimously approved by the following vote:**

**Aye:** 14 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Connolly, Commissioner Dutra-Vernaci, Commissioner Glover, Commissioner Miley, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen, Commissioner Schaaf, Commissioner Spering and Commissioner Worth

**Absent:** 4 - Commissioner Canepa, Commissioner Chavez, Commissioner Fleming and Commissioner Liccardo

**4a.**     [21-1381](#)     Minutes of the October 27, 2021 meeting

**Action:** Authority Approval

**4b.**     [21-1497](#)     BATA Resolution No. 147 - AB 361 Remote Meetings

**Action:** Authority Approval

## 5. BATA Oversight Committee Report (Worth)

- 5a. [21-1350](#) Update on Bay Area FasTrak® Equity Action Plan and FasTrak® Policy Changes: Referral to Authority

BATA Resolution 52, Revised - FasTrak® Regional Customer Service Center Policy Revisions to Reduce Toll Tag Deposit and Pre-paid Balance to Open a FasTrak® Account and Eliminate Cash Payment Network Fees to Support Affordability and Accessibility of FasTrak®

**Action:** Authority Approval

**Presenter:** Lysa Hale

Aleta Dupree was called to speak.

**Upon the motion by Commissioner Worth and the second by Vice Chair Josefowitz, the Authority unanimously approved BATA Resolution No. 52, Revised. The motion carried by the following vote:**

**Aye:** 14 - Chair Pedroza, Vice Chair Josefowitz, Commissioner Abe-Koga, Commissioner Ahn, Commissioner Connolly, Commissioner Dutra-Vernaci, Commissioner Glover, Commissioner Miley, Commissioner Papan, Commissioner Rabbitt, Commissioner Ronen, Commissioner Schaaf, Commissioner Spering and Commissioner Worth

**Absent:** 4 - Commissioner Canepa, Commissioner Chavez, Commissioner Fleming and Commissioner Liccardo

## 6. Public Comment / Other Business

Aleta Dupree was called to speak.

## 7. Adjournment / Next Meeting

**The next meeting of the Bay Area Toll Authority is scheduled to be held at 9:40 a.m. remotely and by webcast on \*\*\*the third Wednesday, December 15, 2021.\*\*\* Any changes to the schedule will be duly noticed to the public.**