



Britney Milton &lt;britney.milton@sfcta.org&gt;

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**PUBLIC COMMENT OBJECTING TO SFCTA'S VIOLATIONS OF BROWN ACT**

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Mary Miles &lt;page364@earthlink.net&gt;

Tue, Nov 9, 2021 at 7:52 AM

To: Transportation Authority &lt;clerk@sfcta.org&gt;, tilly.chang@sfcta.org

FROM:

Mary Miles (SB #230395)

Attorney at Law for Coalition for Adequate Review

[364 Page St., #36](#)[San Francisco, CA 94102](#)

TO:

Tilly Chang, Director

Clerk of the Transportation Authority and

Members of the Board of the San Francisco County Transportation Authority ("SFCTA")

[1455 Market Street, 22nd Floor](#)[San Francisco, CA 94103](#)

RE: SFCTA's Continuing VIOLATIONS OF THE BROWN ACT: Failure To Post Legally Adequate Notice Of Meetings And Agendas Of SFCTA Board And Failure To Make Board Information Publicly Available

**PUBLIC COMMENT OBJECTING TO SFCTA'S VIOLATIONS OF THE BROWN ACT****SFCTA MEETING, NOVEMBER 9, 2021**

This Comment OBJECTS to SFTA'S violations of the Ralph M. Brown Act ("Brown Act," Gov. Code §§ 54950 *et seq.*) which requires SFCTA to provide public notice of SFCTA meetings, Agendas, and related materials at least 72 hours in advance of meetings of the SFCTA at a location physically accessible by members of the public.

Please distribute this to all members of the SFCTA Board and place a copy in all applicable files on the November 9, 2021 Meeting and on each Agenda item and action to be taken at the November 9, 2021 SFCTA Board Meeting.

SFCTA must continue its November 9, 2021 Meeting, because it did not provide public notice, the Agenda of that Meeting, and materials on the Agenda items at least 72 hours in advance of that Meeting as required by the Brown Act.

Under the Brown Act, SFCTA's notice, Agenda, and materials before the Board must be provided and made available in offices that are OPEN to the public at least 72 hours before the meeting. (See, e.g., Gov. Code §54950.5, 54954.2, 54957.5, 54960; and, e.g., *Sierra Watch v. Placer County* (2021) 69 Cal. App. 5th 1, 5, 8, 10-14.) The recent *Sierra Watch v. Placer County* case makes clear that SFCTA is required to provide actual hard copies of these materials, *not* only online, but at a location that is ***open to the public***, at least 72 hours before its meeting. (*Ibid.*)

SFCTA'S notice and Agenda for its November 9, 2021 meeting were only available online after hours Friday, November 5, 2021, *after SFCTA's office was closed*. The SFCTA Office was closed Saturday November 6 and Sunday, November 7, 2021.

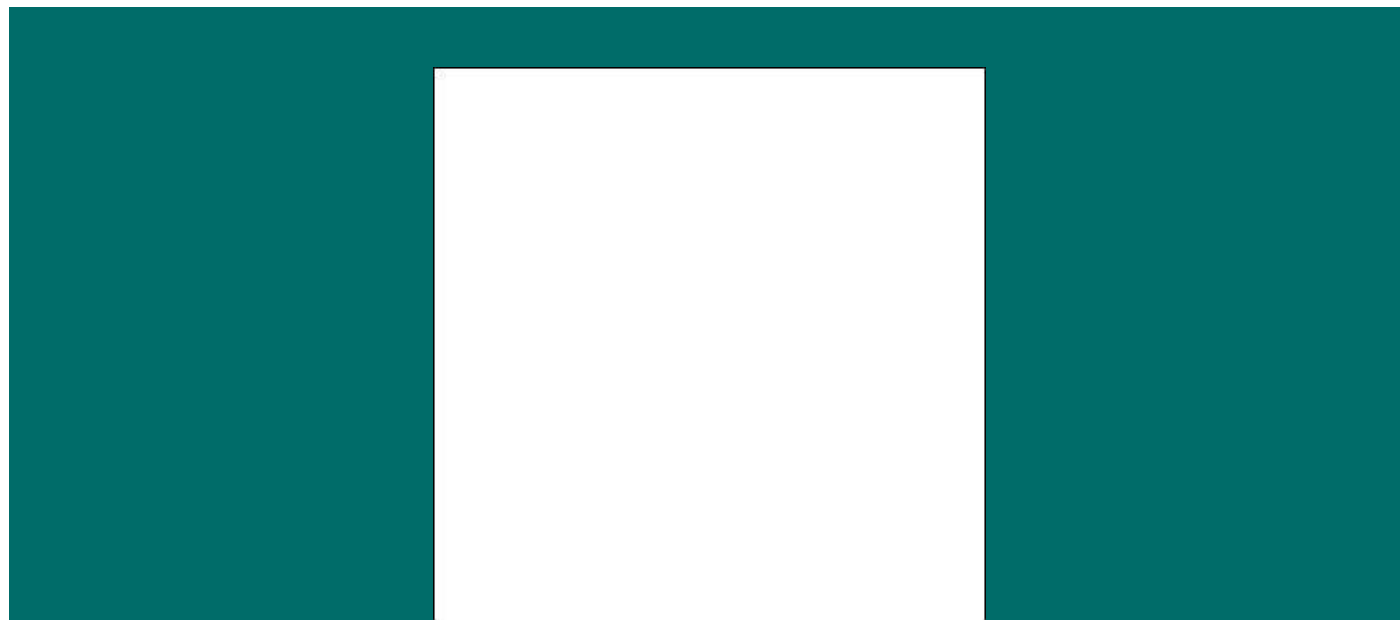
Therefore, please continue the November 9, 2021 meeting until SFCTA complies with the Brown Act's notice and agenda requirements.

Sincerely,

Mary Miles

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**From:** Transportation Authority <[clerk@sfcta.org](mailto:clerk@sfcta.org)>  
**Sent:** Friday, November 5, 2021 11:10 PM  
**To:** [page364@earthlink.net](mailto:page364@earthlink.net)  
**Subject:** Transportation Authority Board - November 9, 2021



# Transportation Authority Board

## Upcoming Meeting Information

Tuesday, November 9, 10:00 a.m.

### Ways to Watch:

SF Cable Channel 26 OR [www.sfgovtv.org](http://www.sfgovtv.org)

**PUBLIC COMMENT CALL-IN:** 1 (415) 655-0001; **Access Code:** 2495 403 1502 # #

To make public comment on an item, when the item is called, dial '\*3' to be added to the queue to speak. Do not press \*3 again or you will be removed from the queue. When the system says your line is unmuted, the live operator will advise that you will be allowed 2 minutes to speak. When your 2 minutes are up, we will move on to the next caller. Calls will be taken in the order in which they are received.

Written public comment may also be submitted prior to the meeting by emailing the Clerk of the Transportation Authority at [clerk@sfcta.org](mailto:clerk@sfcta.org) or sending written comments to Clerk of the Transportation Authority, [1455 Market Street, 22nd Floor, San Francisco, CA 94103](#). Written comments received by 8 a.m. on the day of the meeting will be distributed to the Board members.

[View agenda and meeting materials](#)

[View all Transportation Authority meetings, agendas and events.](#)

If you have questions, contact Britney Milton, Clerk of the Transportation Authority: [clerk@sfcta.org](mailto:clerk@sfcta.org) or call (415) 522-4800.



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**Our mailing address is:**

San Francisco County Transportation Authority

1455 Market Street

22nd Floor

San Francisco, CA 94103

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