



COUNCIL REPORT

DATE: June 24, 2025

CATEGORY: Consent

DEPT.: Public Works

TITLE: **Appointment to the Santa Clara Valley Transportation Authority Bicycle & Pedestrian Advisory Committee**

RECOMMENDATION

Approve the Bicycle/Pedestrian Advisory Committee recommendation to appoint James Kuszmaul as the City of Mountain View's representative to the Santa Clara Valley Transportation Authority Bicycle & Pedestrian Advisory Committee for the remainder of the current term ending on June 30, 2026.

BACKGROUND AND ANALYSIS

The Santa Clara Valley Transportation Authority's (VTA) Bicycle & Pedestrian Advisory Committee (VTA BPAC) advises the VTA Board of Directors on bicycle and pedestrian projects and issues. It consists of appointed representatives from each city in Santa Clara County. The appointment term is two years, ending on June 30 of each even-numbered year. Members may be appointed to successive terms. The City's seat on the VTA BPAC has been vacant since March 12, 2025.

The City's Bicycle/Pedestrian Advisory Committee (City BPAC) is responsible for providing the City Council with a recommendation for the appointment of the City's representative on the VTA BPAC. City BPAC bylaws indicate that the City's designated representative to the VTA BPAC "shall be appointed from a recommendation by the membership of the Bicycle/Pedestrian Advisory Committee to the City Council." Historically, the City's appointee to the VTA BPAC has been a member of the City BPAC. VTA BPAC bylaws for voting members require that "Committee members shall be representatives of local bicycle or pedestrian advisory committees."

The City BPAC unanimously recommend the appointment of James Kuszmaul to the VTA BPAC at their meeting on May 28, 2025.

FISCAL IMPACT

Although there is no direct impact associated with this recommendation, the VTA BPAC makes recommendations regarding various bicycle and pedestrian projects to the VTA Board of Directors for funding consideration.

LEVINE ACT

California Government Code Section 84308 (also known as the Levine Act) prohibits city officials from participating in any proceeding involving a “license, permit, or other entitlement for use” if the official has received a campaign contribution exceeding \$500 from a party, participant, or agent of a party or participant within the last 12 months. The Levine Act is intended to prevent financial influence on decisions that affect specific, identifiable persons or participants. For more information see the Fair Political Practices Commission website: www.fppc.ca.gov/learn/pay-to-play-limits-and-prohibitions.html

Please see below for information about whether the recommended action for this agenda item is subject to or exempt from the Levine Act.

EXEMPT FROM THE LEVINE ACT

☒ General policy and legislative actions

ALTERNATIVES

1. Approve the appointment of a different City BPAC member to serve as the City’s representative on the VTA BPAC.
2. Do not appoint a representative to the VTA BPAC.

PUBLIC NOTICING—Agenda posting.

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