



San Francisco Municipal Transportation Agency Board of Directors & Parking Authority Commission

MEETING MINUTES • Meeting Date: Tuesday, September 3, 2024

REGULAR MEETING AND CLOSED SESSION

1:00pm

1 Dr. Carlton B. Goodlett Place
Room 400, City Hall

REMOTE MEETING ACCESS

WATCH: www.sfgovtv.org/sfmtaLIVE or
<https://www.sfmta.com/calendar/board-directors-meeting-september-3-2024>

SFMTA BOARD OF DIRECTORS

Amanda Eaken, Chair
Stephanie Cajina, Vice Chair
Steve Heminger
Dominica Henderson
Fiona Hinze
Janet Tarlov

DIRECTOR OF TRANSPORTATION

Jeffrey Tumlin

BOARD SECRETARY

Christine Silva



ORDER OF BUSINESS

1. Call to Order

Chair Eaken called the meeting to order at 1:03pm.

2. Roll Call

Present: Steve Heminger
Dominica Henderson
Fiona Hinze
Janet Tarlov
Amanda Eaken

Absent: Stephanie Cajina (at Roll Call)

3. Announcement of prohibition of sound producing devices during the meeting

Board Secretary Silva made the announcement.

4. Approval of Minutes

- August 6, 2024, Regular Meeting

No public comment.

On motion to approve the minutes of the August 6, 2024, Regular Meeting:

ADOPTED: AYES – Heminger, Henderson, Hinze, Tarlov, and Eaken
ABSENT – Cajina

5. Communications

None.

6. Director's Report (For discussion only)

- Transit Updates
- Streets Updates
- Regional Updates
- Ongoing Activities



Director Tumlin shared about staff Jessica Garcia and Erin McAuliff in Mass Transit's 40 under 40 list, a Twin Peaks Tunnel closure recap, Van Ness Bus Rapid Transit Silver Certification from the Institute for Transportation and Development Policy (ITDP), recently completed Quick Build Projects at Frida Kahlo Way and Guerrero, a Slow Streets update, Dreamforce 2024, and provided a regional transit funding update.

Director Cajina joined the meeting.

PUBLIC COMMENT:

Herbert Weiner expressed concern about boarding island access and safety.

7. Citizens' Advisory Council Report

None.

8. New or Unfinished Business by Board Members

Chair Eaken shared about attending a recent operator training completion event, encouraging other board members attend and about the Page Street mural starting.

No public comment.

9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

Tom Radulovich expressed concern about the Biking and Rolling Plan, suggesting that Plan A and C be combined.

Herbert Weiner suggested that there be more representation of motorists on the Board and giving input to the agency.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA DIRECTOR OF TRANSPORTATION OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7th FLOOR.



CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

10.1. Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claim against the SFMTA: (Explanatory documents include a resolution.)

A. Edna Lota v. SFMTA, et al., Superior Ct. Case No. CGC-22-603618 filed 01/21/2022 for \$50,000. Lawsuit involves allegations of personal injury from operator negligence (fall on board revenue vehicle).

Director Heminger requested Item 10.1 be heard in Closed Session at a future meeting.

10.2. Approving various routine parking and traffic modifications and making environmental review findings: (The Planning Department has found that Items A-F and H-J are exempt from the California Environmental Quality Act [CEQA]. For these parking and traffic modifications that received a categorical exemption, the proposed SFMTA Board action constitutes the Approval Action as defined by Chapter 31 of the San Francisco Administrative Code. Explanatory documents include a staff report and resolution.)

- A. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA R – 900 block of Ellis Street between Franklin Street and Van Ness Avenue.
- B. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA AA – ESTABLISH - 2-HOUR PARKING, MON-FRI FROM 8 AM TO 6 PM on the south side of the blocks between Mission Street and Shotwell Street, EXCEPT FOR VEHICLES WITH AREA AA PERMITS, 3200-3300 block of Cesar Chavez Street South.
- C. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA I – Mission Street between 25th and 26th Street.
- D. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA Q – 1300 block of Haight Street except 1351-1359 Haight, 1154 Masonic, and 2000 Masonic.
- E. ESTABLISH – 45-DEGREE BACK-IN ANGLED PARKING – Wisconsin Street, east side, between 23rd Street and Connecticut Street.
- F. ESTABLISH - RED ZONE – Wisconsin Street, east side, from 23rd Street to 26 feet southerly.



- G. ESTABLISH – TRANSIT BOARDING ISLAND EXTENSION AND TOW-AWAY, NO STOPPING ANY TIME – Taraval Street, north side, from 137 feet to 148 feet west of 22nd Avenue.
- H. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA Y – 300 block of Bryant Street includes 461 2nd Street.
- I. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA U – Decatur Street from Bryant Street – East Side.
- J. RESCIND – TOW-AWAY, NO STOPPING ANY TIME – ESTABLISH – GENERAL METERED PARKING, 4-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY – 3rd Street, west side, from 384 feet to 482 feet south of 20th Street.

RESOLUTION No. 240903-100

No public comment.

On motion to approve (Item 10.1 removed):

ADOPTED: AYES – Heminger, Henderson, Hinze, Tarlov, Cajina and Eaken

REGULAR CALENDAR

- 11. Presentation and discussion regarding a Financial Update. (Explanatory documents include a slide presentation.)

Bree Mawhorter, Chief Financial Officer, presented the item.

PUBLIC COMMENT:

Tom Radulovich commented on values, shared about the Environmental Justice Index created by the Planning Department, and urged the agency to look at parking options.

Steven Lawson shared that the service level on the 22 Filmore is outstanding and shared thoughts about revenue.

Herbert Weiner suggested generating revenue from cyclists licenses or parking, and to freeze salaries for staff making over \$100,000.

- 12. Presentation and discussion regarding a Muni Service and Muni Forward Update. (Explanatory documents include a slide presentation.)

Sean Kennedy, Chief Planning and Implementation Officer, presented the item.



PUBLIC COMMENT:

Herbert Weiner asked whether all buses in the fleet have been deployed and expressed concern about bus stop consolidation.

13. Discussion and vote pursuant to Administrative Code Section 67.10(b) and 67.10(d) as to whether to invoke the attorney-client privilege and conduct a closed session conference with legal counsel.

No public comment.

On motion to go into Closed Session:

ADOPTED: AYES – Heminger, Henderson, Hinze, Tarlov, Cajina and Eaken

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION – Chair Eaken recessed the meeting at 3:50pm.

CLOSED SESSION

1. Call to Order

Chair Eaken called the Closed Session to order at 4:04pm.

2. Roll Call

Present: Steve Heminger
Dominica Henderson
Fiona Hinze
Janet Tarlov
Amanda Eaken

Absent: Stephanie Cajina (at Roll Call)

Also present: Katherine Bearman, Deputy City Attorney
Susan Cleveland-Knowles, Deputy City Attorney
Ted Graff, Director of Parking
Lance Jackson, Project Manager
Julie Kirschbaum, Director of Transit
Hong Le, Deputy City Attorney
Richard Robertson, Deputy City Attorney



Christine Silva, Board Secretary
Stephanie Stuart Bethune, Deputy City Attorney
Jeff Tumlin, Director of Transportation
Matthew Yan, Deputy City Attorney

3. Pursuant to Government Code Section 54956.9(d)(1) and (d)(2) and Administrative Code Section 67.8 (a)(3) and 67.10(d)(1) and (2), the SFMTA Board of Directors will meet in Closed Session to discuss and take action on attorney client matters on the following:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

- A. PG&E Corporation and Pacific Gas and Electric Company, U.S. Bankruptcy Court for the Northern District of California, Case No. 19-30088, proof of claim filed 10/18/2019, proposed settlement for \$3,650,000 (City to receive). Case involving a Proof of Claim for PG&E cost overruns in four SFMTA construction projects resulting from allegations of breach of Franchise agreements between the City and PG&E.
- B. Jose Magana Tzun v. CCSF, et al., SF Superior Ct. Case No. CGC-23-605025 filed 03/06/2023 for \$75,000. Lawsuit involves allegations of personal injury from operator negligence (fall on board revenue vehicle).
- C. Patricia Grant v. CCSF, et al., SF Superior Ct. Case No. CGC-23-604724 filed 02/21/2023 for \$100,000. Lawsuit involves allegations of personal injury from operator negligence (fall on board revenue vehicle).

Director Cajina joined the Closed Session.

On motion to approve:

ADOPTED: AYES – Henderson, Hinze, Tarlov, Cajina and Eaken
 NAYES – Heminger

RESOLUTION No. 240903-101

4. Pursuant to Government Code Section 54957(b) and Administrative Code Section 67.10(b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Jeffrey Tumlin, Director of Transportation



ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION – Chair Eaken adjourned the Closed Session and reconvened the meeting at 7:23pm.

14. Announcement of Closed Session

Board Secretary Silva announced that the Board met in closed session and voted to approve Item 3. They took no action on Item 4.

15. Motion to disclose or not disclose the information discussed in Closed Session

On motion to approve:

ADOPTED: AYES – Heminger, Henderson, Hinze, Tarlov, Cajina and Eaken

ADJOURN – Chair Eaken adjourned the meeting at 7:25pm.

A recording of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.


Christine Silva
Board Secretary

California Environmental Quality Act (CEQA) Appeal Rights under S.F. Admin. Code Chapter 31: For identified Approval Actions, the Planning Department or the SFMTA has issued a CEQA exemption determination or negative declaration, which may be viewed online at the Planning Department's website. Following approval of the item by the SFMTA Board, the CEQA determination is subject to appeal within the time frame specified in S.F. Administrative Code Section 31.16 which is typically within 30 calendar days. For information on filing a CEQA appeal, contact the Clerk of the Board of Supervisors at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102, or call 415.554.5184. Under CEQA, in a later court challenge, a litigant may be limited to raising only those issues previously raised at a hearing on the project or submitted in writing to the City prior to or at such hearing, or as part of the appeal hearing process on the CEQA decision.

Board of Supervisors review of certain SFMTA Decisions: Certain parking and traffic modifications as well as Private Transportation Programs that involve certain parking modifications can be reviewed by the Board of Supervisors. These decisions are subject to review within 30 calendar days after they are made by the SFMTA Board of Directors. For information on requesting a review, contact the Clerk of the Board of Supervisors at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102, call 415.554.5184. Ordinance No. 127-18 specifying which



SFMTA decisions are reviewable by the Board of Supervisors can be accessed on-line: <https://sfbos.org/sites/default/files/o0127-18.pdf>.

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the website: <https://sfethics.org/>.

If you wish to contact the Board regarding an item that is expected to be on an agenda, please email the Board at MTABoard@sfmta.com. Please know that the Board appreciates receiving such communication by 12pm the day before the meeting so they have time to review and consider the comments prior to the meeting.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Administrator, by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102-4689; by phone at 415.554.7724; by fax at 415.554.7854; or by email at sotf@sfgov.org.

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <https://sfgov.org/sunshine/>.