



SFMTA
Municipal
Transportation
Agency

**SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS AND
PARKING AUTHORITY COMMISSION**

MINUTES

Tuesday, June 24, 2014
Room 416, City Hall
1 Dr. Carlton B. Goodlett Place

**SPECIAL MEETING AND CLOSED SESSION
1 P.M.**

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman
Cheryl Brinkman, Vice Chairman
Malcolm Heinicke
Jerry Lee
Joél Ramos
Cristina Rubke

Edward D. Reiskin
DIRECTOR OF TRANSPORTATION

Roberta Boomer
SECRETARY

ORDER OF BUSINESS

1. Call to Order

Chairman Nolan called the meeting to order at 1:03 p.m.

2. Roll Call

Present: Cheryl Brinkman
Malcolm Heinicke
Jerry Lee
Tom Nolan

Absent: Cristina Rubke – with notification
Joél Ramos – with notification

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

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

4. Approval of Minutes

On motion to approve the minutes of the June 3, 2014 Regular Meeting: unanimously approved (Ramos, Rubke - absent).

On motion to approve the minutes of the June 13, 2014 Special Meeting: unanimously approved (Ramos, Rubke - absent).

5. Communications

Board Secretary Boomer stated that there would be no discussion of anticipated litigation in closed session.

6. Introduction of New or Unfinished Business by Board Members

None.

7. Director’s Report (For discussion only)

-Ongoing Activities

Director Reiskin discussed the “Muni Forward” campaign, the San Jose Avenue Project, I-280 closure, and the end of Sunday parking meter enforcement.

No public comment.

8. Citizens’ Advisory Council Report

Daniel Weaver, Chairman, Citizen’s Advisory Council, presented the report.

9. Public Comment

P.J. Williams discussed how the average transit operator spends over \$9100 per year to get to work. After five years of no raises and no COLA, he is appalled by what he reads in the paper about the contract. The contract is a “take-away.” Transit operators want to be treated fairly and as human beings and they want a competitive raise. Operators can’t afford to live in SF.

Hansu Kim stated that the painted red diamond lanes have been enormously effective for taxi cabs and encouraged them in all the main corridors. He has been hearing over and over about how Uber is about innovation and technology and how the taxi companies are not. This is about deregulation. He questioned whether it was appropriate and in the public’s interest to let anybody take their car and act like a taxi cab. There are thousands of unregulated, uninsured and unaccountable people picking up strangers on a daily basis. This is not in the interest of the taxi industry. The problem needs to be fixed soon.

Anthony Ballester discussed the proposed TWU 250-A contract provisions including the pay increase and retirement payment. Newly hired operators will be getting less. There should be equal pay for everyone.

Eric Williams stated that the public needs to know the truth. This is a distraction and ploy to get the public riled up. TWU 250-A members want fairness and deserve to be treated fairly. The SFMTA team has a different attitude at the negotiating table. What’s being said is insulting and is a calculated attack on the biggest minority group in the city.

Dorian Maxwell stated that what was presented to the TWU-250A membership was ridiculous. Operators work in bad conditions without restrooms. The proposed terms are bad. The Board is running the SFMTA like a corporation rather than as a public service. Former Mayor Newsom turned the public against the drivers. Drivers are going to change the formula of how the SFMTA Board is formulated.

Ed Scoble discussed the taxi industry and the serious situation it is facing. It’s a formula for disaster.

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 claims against the SFMTA:

- A. Mid Century Ins. vs. CCSF, Superior Ct. #CGC13529930 filed on 3/25/13 for \$2,500
- B. SJ Amoroso Construction vs. CCSF, Superior Ct. #CIV514529 filed on 6/12/12 for \$25,000
- C. John Brown vs. CCSF, Superior Ct. #CGC13534881 filed on 10/15/13 for \$35,000

RESOLUTION 14-090

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – 8th Street, east side, from Natoma Street to 30 feet northerly.
- B. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA N, 2 HOUR PARKING, 9 AM TO – 6 PM, MONDAY THROUGH FRIDAY – 12th Avenue, both sides, between Cabrillo Street and Fulton Street.
- C. ESTABLISH – STOP SIGNS – Paulding Street, eastbound and westbound, at Circular Avenue.
- D. ESTABLISH – NO PARKING ANYTIME – China Basin Street, north side, from 25 feet to 263 feet east of 3rd Street.
- E. ESTABLISH – NO PARKING ANYTIME – Octavia Street, west side, from Oak Street to 45 feet northerly.
- F. ESTABLISH – TOW-AWAY LANE MUST TURN RIGHT EXCEPT MUNI AND BICYCLES – McAllister Street, westbound, at Franklin Street.
- G. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – McAllister Street, north side, from 5 feet to 92 feet east of Franklin Street.
- H. ESTABLISH – TOW-AWAY NO PARKING, 7 AM TO 10 AM, MONDAY THROUGH FRIDAY – McAllister Street, south side, from Van Ness Avenue to 134 feet westerly.
- I. ESTABLISH – BLUE ZONE – “701” 38th Avenue, west side, from 5 feet to 23 feet south of Balboa Street, replacing meter #701. (Explanatory documents include a staff report and resolution. The proposed actions are Approval Actions as defined by S.F. Administrative Code Chapter 31.)

RESOLUTION 14-091

(10.3) Approving the following proposed traffic and parking modifications on 24th Street, between Castro and Noe Streets and on Castro Street between 24th and 25th Streets, for the 24th Street Urban Village Project:

- A. ESTABLISH – BUS BULB-OUT - 24th Street, south side, from Castro Street to 65 feet easterly; 24th Street, south side, from Noe Street to 55 feet westerly and Castro Street, east side, from 24th Street to 58 feet southerly
- B. ESTABLISH – METERED PARKING - Castro Street, east side, from 48 feet to 82 feet south of 24th Street and 24th Street, south side, from 81 feet to 103 feet west of Noe Street
- C. ESTABLISH – YELLOW METER LOADING ZONE (6-WHEEL), 9AM – 6PM, MONDAY THROUGH FRIDAY - 24th Street, south side, from 55 feet west of Noe Street to 81 feet westerly. (Explanatory documents include a staff report and resolution. The proposed actions are Approval Actions as defined by S.F. Administrative Code Chapter 31.)

RESOLUTION 14-092

(10.4) Establishing Tow-Away No Stopping Anytime Except Permitted Car Share Vehicles at the following locations:

- A. 9th Avenue, west side, from 11 feet to 33 feet north of Geary Boulevard
- B. Clement Street, north side, from 85 feet to 97 feet west of 24th Avenue
- C. Gough Street, west side, from 63 feet to 143 feet north of Geary Boulevard
- D. Union Street, south side, from 96 feet to 116 feet west of Gough Street
- E. Euclid Avenue, north side, from 18 feet to 58 feet east Laurel Street
- F. Greenwich Street, north side, from Powell Street to 17 feet westerly
- G. Jones Street, east side, from 15 feet to 37 feet north of Clay Street
- H. Jones St, west side, from Washington Street to 37 feet northerly
- I. 21st Avenue, east side, from Judah Street to 38 feet southerly
- J. 25th Avenue, west side, from 17 feet to 58 feet north of Noriega Street
- K. 20th Ave, west side, from 22 feet to 66 feet south of Irving St
- L. Fillmore Street, west side, from Waller Street to 18 feet northerly
- M. Oak Street, north side, from Central Avenue to 20 feet easterly
- N. Belvedere Street, west side, from 22 feet to 42 feet south of Haight Street
- O. Mint Street, south side, 37.5 feet to 53 feet west of Mission Street
- P. Pearl Street, east side, from Market Street to 18 feet southerly
- Q. South Park Street, north side, from 11 feet to 29 feet west of 2nd Street
- R. Henry Street, south side, from Sanchez Street to 3 feet to 40 feet westerly
- S. Belcher Street, west side, from 14th Street to 20 feet northerly
- T. Dolores Street, west side, from 30 feet to 52 feet south of 18th Street
- U. Sanchez Street, east side, from 3 feet to 16 feet south of 16th Street
- V. Andover Street, east side, from 22 feet to 62 feet south of Cortland Avenue
- W. Newhall Street, west side, from 22 feet to 62 feet north of Egbert Avenue
- X. 20th Street, south side, from 72 feet to 113 feet west of 3rd Street

Y. 20th Street, south side, from Minnesota Street to 18.5 feet westerly (Explanatory documents include a staff report and resolution.)

Item 10.4 was removed from the agenda at the request of a member of the public

PUBLIC COMMENT:

Members of the public expressing opposition: Marcia Willner, George Paphitis, Jude Fauconnier, Ed Scoble, and John Riccomi.

Members of the public expressing support: Hayley Ortner, Cristina Moon, Padden Murphy, and Jon Tyburski.

RESOLUTION 14-093

On motion to approve Item 10.4:

ADOPTED: AYES – Brinkman, Heinicke, Lee, and Nolan

ABSENT - Ramos and Rubke

(10.5) Acting as the SFMTA Board of Directors, authorizing the Director to execute an agreement assigning the management agreement for the Civic Center, Lombard Street, Mission Bartlett, Performing Arts, 16th & Hoff, and Pierce Street garages and the 7th & Harrison Lot to Imperial Parking from Pacific Park Management. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 14-094

(10.6) Acting as the Parking Authority Commission, authorizing the Director to execute an agreement assigning the management agreement for the Civic Center, Lombard Street, Mission Bartlett, Performing Arts, 16th & Hoff, and Pierce Street garages and the 7th & Harrison Lot to Imperial Parking from Pacific Park Management. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 14-095

(10.7) Revising the Municipal Railway's fare schedule to provide a transit pass at no cost to registered transportation attorneys and other attendees of TRB's 53rd Annual Workshop on Transportation Law scheduled to be held in San Francisco on July 13-16, 2014. (Explanatory documents include a staff report and resolution.)

RESOLUTION 14-096

(10.8) Approving amendments to the Collective Bargaining Agreement between the SFMTA and SEIU Local 1021 to extend the term to June 30, 2017. (Explanatory documents include a staff report, resolution, agreement and fiscal analysis.)

RESOLUTION 14-097

(10.9) Approving amendments to the Collective Bargaining Agreement between the SFMTA and the Municipal Executives' Association to extend the term to June 30, 2017. (Explanatory documents include a staff report, resolution, agreement and fiscal analysis.)

RESOLUTION 14-098

(10.10) Approving amendments to the Collective Bargaining Agreement between the SFMTA and IBEW Local 6 to extend the term to June 30, 2017. (Explanatory documents include a staff report, resolution, agreement and fiscal analysis.)

RESOLUTION 14-099

(10.11) Consenting to the proposed Development Agreement between the City and County of San Francisco and Visitacion Development and adopting the Mitigation Monitoring and Reporting Program - Visitacion Valley Modified Development Program. (Explanatory documents include a staff report, resolution, agreement, and MMRP).

RESOLUTION 14-100

(10.12) Authorizing the Director to issue an Invitation for Bids containing terms and requirements substantially similar to the Invitation for Bids accompanying this calendar item for Contract No. SFMTA-2014-27 - Armed and Unarmed Security Services. (Explanatory documents include a staff report, resolution and IFB).

RESOLUTION 14-101

On motion to approve the Consent Calendar (Items 10.4 severed):

ADOPTED: AYES – Brinkman, Heinicke, Lee, and Nolan

ABSENT - Ramos and Rubke

REGULAR CALENDAR

11. Urging the Board of Supervisors to place the \$500 million transportation general obligation bond on the November 2014 ballot. (Explanatory documents include a staff report, resolution, bond report and ordinances.)

PUBLIC COMMENT:

Members of the public expressing opposition: Dorian Maxwell, Janice Samples and Eric Williams.

RESOLUTION 14-102

On motion to approve:

ADOPTED: AYES – Brinkman, Heinicke, Lee, and Nolan

ABSENT - Ramos and Rubke

12. Presentation and discussion regarding the *SFpark* evaluation. (Explanatory documents include a slide presentation.)

Jay Primus, Parking Manager, *SFpark*, presented the item.

No public comment.

13. Presentation and discussion regarding regional efforts to plan the next generation Clipper system. (Explanatory documents include two slide presentations.)

Travis Fox, Chief Information Officer and Carol Kuster, Director, Electronic Payments System, MTC presented the item.

No public comment.

14. Authorizing the Director to execute a Gift and License Agreement with David Wiggins and Jay Primus for the donation of a new transit map for the Muni system. (Explanatory documents include a staff report, resolution and agreement.)

Julie Kirschbaum, Manager, Operations Scheduling and Planning, presented the item.

No public comment.

RESOLUTION 14-103

On motion to approve:

ADOPTED: AYES – Brinkman, Heinicke, Lee, and Nolan

ABSENT - Ramos and Rubke

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session.

On motion to invoke the attorney-client privilege: unanimously approved (Ramos, Rubke –absent).

RECESS SPECIAL MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 2:56 p.m.

2. Roll Call

Present: Cheryl Brinkman
Malcolm Heinicke
Jerry Lee
Tom Nolan

Absent: Cristina Rubke – with notification
Joél Ramos – with notification

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Rob Maerz, Deputy City Attorney
Donald Ellison, Director, Human Resources
Sonali Bose, Director, Finance and Information Technology
Alicia John-Baptiste, Chief of Staff
Candace Sue, Director, Communications

3. Pursuant to Government Code Sections 54956.9 (b), and Administrative Code Section 67.10 (b) (2), the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case(s):

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

 X As defendant or X As plaintiff

This item was removed from the agenda.

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative and/or his designee: Donald Ellison

Employee Organizations:

- TWU Local 250-A (9163)
- TWU Local 250-A (9132)
- TWU Local 200
- SEIU Local 1021
- Electricians Local 6
- Automotive Mechanics Local 1414
- Municipal Executives Association

To discuss:

- Wages
- Hours
- Benefits
- Working Conditions
- Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:40 p.m.

16. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss labor negotiations but took no action. There was no discussion of anticipated litigation.

17. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (Ramos, Rubke – absent).

ADJOURN - The meeting was adjourned at 3:41 p.m.

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

Roberta Boomer
Board Secretary

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 web site: sfgov.org/ethics.

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.