



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, October 7, 2014
Room 400, City Hall
1 Dr. Carlton B. Goodlett Place

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

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman
Cheryl Brinkman, Vice Chairman
Gwyneth Borden
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 1:00 p.m.

2. Roll Call

Present: Gwyneth Borden
Jerry Lee
Tom Nolan
Joél Ramos
Cristina Rubke

Absent: Cheryl Brinkman – with notification
Malcolm Heinicke – 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 September 16, 2014 Regular Meeting: unanimously approved (Brinkman, Heinicke-absent).

5. Communications

None.

6. Introduction of New or Unfinished Business by Board Members

None.

7. Director’s Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Kerstin Magary, Senior Manager, Real Estate recognized Ken Yee, Manager, Real Estate. John Haley, Director, Transit Services recognized Rigo Hernandez, Track Maintenance Supervisor, Cable Car

division. Gerald Williams, Safety Officer, Manager of Industrial Safety Environmental Compliance, presented the FY2014 Second Quarter Safety Award to the Proof of Payment Division.

Director Reiskin discussed the Safe Driver Awards event, NACTO “Designing Cities” conference and the “Walk and Roll to School” day.

PUBLIC COMMENT:

Herbert Weiner asked if anybody could attend the NACTO conference.

Tone Lee expressed appreciation for promoting the safety of drivers. There are 1800 operators but only 10% of them are being recognized. Taxi drivers have to be more careful than Muni drivers. Cyclists aren't safe. It's getting better.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Hansu Kim discussed the bad press about the ride share services. Taxi drivers ask him every day what can he or the City do about ride share services. They've prepared a white paper that shows that the SFMTA has the right to regulate on-demand services. He expressed support for innovative technology but added that these companies are promoting private citizens to act as taxi drivers. The taxi industry can't compete against those doing the same business but are following different rules.

Herbert Weiner asked about the recent Muni fare hike. He thought raising fares was contingent on improved Muni service delivery. Muni service is at an all-time low. He requested legal clarification. The public is at risk with ride share cars. People don't know the background of the drivers. These companies must be regulated.

Tone Lee stated that taxi drivers have to make \$140 per day before they make money. They need a new system. He wondered why the SFMTA isn't thinking about how to help taxi drivers. There are too many unregulated cars on the streets. He urged the SFMTA to do something for the taxi driver.

Wei Lee stated that the City should lower the cost for taxi drivers. During rush hours, people can't get a cab and nobody is happy. Uber is hurting taxi drivers and they are unregulated.

Hung Ngo asked the SFMTA to help the color schemes and the cab driver. Cab drivers have to drive for 15-16 hours each day. They need help.

Ziad Mashri stated that taxi drivers are struggling and need a break. Taxi drivers are ignored. Medallion holders can't find drivers and they have to drive six or seven days each week.

Ibrahim Zughbaba stated that taxi drivers are having a hard time making money. He pays \$150 per day for the car and radio. He asked for help with making his payment. A lot of medallions are sitting at the big companies.

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) Approving the following traffic modifications:

- A. ESTABLISH – RED ZONE – Judah Street, south side, from 39th Avenue to 26 feet westerly.
- B. ESTABLISH – NO LEFT TURN EXCEPT MUNI – California Street, westbound, at Presidio Ave.
- C. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME, 12:01 AM TO 7 AM, DAILY – Stockton Street, east side, from 89 feet to 182 feet north of North Point Street.
- D. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “X” ELIGIBILITY – 2068 3rd Street.
- E. ESTABLISH – STOP SIGNS – Jefferson Street, eastbound, at Webster Street; and Jefferson Street, westbound, at Fillmore Street.
- F. ESTABLISH – OVERSIZED VEHICLE RESTRICTION (NO PARKING, MIDNIGHT TO 6 AM, DAILY FOR VEHICLES MORE THAN 7 FEET TALL OR 22 FEET LONG) – Pierce Street, both sides, between Post Street and Sutter Street; and Steiner Street, both sides, between Post Street and Sutter Street.
- G. ESTABLISH – STOP SIGNS – Bemis Street, eastbound, at Miguel Street.
- H. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Washington Street, north side, from 10 feet to 30 feet west of Leavenworth Street; and Washington Street, south side, from 10 feet to 30 feet west of Leavenworth Street.
- I. ESTABLISH – RED ZONE – Frederick Street, north side, from west crosswalk at Willard Street to 23 feet easterly.
- J. ESTABLISH – STOP SIGN – Head Street, eastbound, at Ashton Avenue.
- K. ESTABLISH – STOP SIGN – Nido Avenue, southbound, at Turk Street.
- L. ESTABLISH – STOP SIGNS – Sargent Street, eastbound and westbound, at Head Street.
- M. ESTABLISH – TOW-AWAY NO PARKING ANYTIME – Mission Street, east side, from 7.5 feet to 25.5 feet south of France Avenue.
- N. ESTABLISH – BUS ZONE – Laguna Street, east side, from 75 feet to 80 feet north of Hayes St.
- O. RESCIND – 2-HOUR PARKING, 9 AM TO 5 PM. MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH AREA “D” PERMITS – ESTABLISH – 4-HOUR PARKING, 9 AM TO 5

PM, MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH AREA “D” PERMITS – Chenery Street, both sides, between Roanoke Street and Mateo Street.

- P. ESTABLISH – NO PARKING ANYTIME – ESTABLISH – SIDEWALK WIDENING – 10th Street, east side, from 18 feet north of Stevenson Street to 71 feet southerly. (Explanatory documents include a staff report and resolution. The proposed action is an Approval Action as defined by S.F. Administrative Code Chapter 31.)

RESOLUTION 14-144

(10.2) Authorizing the award of Purchase Order No. 4 for Contract No. 1226, Automatic Train Control System Final Cutover Installation Phase project with Thales Transport & Security in the amount of \$2,511,850, for a term not to exceed 578 calendar days. (Explanatory documents include a staff report and resolution.)

RESOLUTION 14-145

(10.3) Authorizing the Director to execute a Lease between C&E Haas Development Company and the SFMTA for 1 Bayview Park Road as a base station for the SFMTA radio operations, with an initial 10-year term plus extension options; and adopting and incorporating the categorical exemption for this lease. (Explanatory documents include a staff report, lease, terms, budget and resolution.)

RESOLUTION 14-146

(10.4) Authorizing the SFMTA to use a Construction Manager/General Contractor project delivery method for the Van Ness Bus Rapid Transit Project and authorizing the Director to seek approval from the Board of Supervisors for a Project-specific ordinance to implement the CM/GC delivery method. (Explanatory documents include a staff report and resolution.)

RESOLUTION 14-147

On motion to approve the Consent Calendar:

ADOPTED: AYES – Borden, Lee, Nolan, Ramos and Rubke

ABSENT – Heinicke and Brinkman

REGULAR CALENDAR

11. Approving various traffic and parking modifications along the 9 San Bruno rapid Muni transit route included in the Transit Effectiveness Project’s Service-Related Capital Improvements and Travel Time Reduction Proposals as follows:

- A. ESTABLISH – TOW AWAY NO STOPPING ANYTIME - 11th Street, east side, from Market Street to 108 feet southerly; 11th Street, east side, from Harrison Street to 165 feet northerly; 11th Street, east side, from Harrison Street to 106 feet southerly; Bayshore Boulevard, east side, from 730 feet to 805 feet south of Jerrold Avenue; Bayshore Boulevard, west side, from Oakdale

Avenue to 110 feet southerly; Bayshore Boulevard, east side, from Flower Street to 145 feet southerly; Bayshore Boulevard, west side, from Cortland Avenue to 110 feet southerly; and Bayshore Boulevard, east side, from 103 to 125 feet north of Cortland Avenue.

- B. ESTABLISH – METERED MOTORCYCLE PARKING - 11th Street, east side, from 108 to 154 feet south of Market Street.
- C. ESTABLISH – BLUE ZONE - 11th Street, east side, from 5 feet to 30 feet north of Folsom Street; and 11th Street, west side, from 5 feet to 30 feet south of Folsom Street.
- D. RESCIND – BUS ZONE - 11th Street, east side, from Folsom Street to 75 feet northerly; 11th Street, west side, from Folsom Street to 75 feet southerly; Bayshore Boulevard, west side, from 40 to 120 feet north of Oakdale Avenue; Bayshore Boulevard, east side, from Oakdale Avenue to 120 feet southerly; Bayshore Boulevard, west side, from 20 to 100 feet north of Cortland Avenue; and Bayshore Boulevard, east side, from Marengo Street to 100 feet northerly.
- E. RESCIND – GENERAL METERED PARKING - 11th Street, east side, from Folsom Street to 25 feet southerly; and 11th Street, west side, from Folsom Street to 19 feet northerly.
- F. RESCIND – FLAG STOP - Bayshore Boulevard, east side, 270 feet south of Jerrold Avenue; and Bayshore Boulevard, west side, at “380” Bayshore Boulevard.
- G. ESTABLISH – YELLOW METERED LOADING ZONE (7AM to 6PM, Mon-Sat) - 11th Street, west side, from Harrison Street to 40 feet northerly. (Explanatory documents include a staff report and resolution.)

Sean Kennedy, TEP Planning Manager, Operations Planning & TEP, presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Barry Synoground

Members of the public expressing opposition: Jeff Lerner and Herbert Weiner

RESOLUTION 14-148

On motion to approve:

ADOPTED: AYES – Borden, Lee, Nolan, Ramos and Rubke

ABSENT – Heinicke and Brinkman

12. 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 (Heinicke, Brinkman–absent).

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 2:06 p.m.

2. Roll Call

Present: Gwyneth Borden
Jerry Lee
Tom Nolan
Joél Ramos
Cristina Rubke

Absent: Cheryl Brinkman—with notification
Malcolm Heinicke—with notification

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Mariam Morley, Deputy City Attorney
John Haley, Director, Transit Services
Candace Sue, Director, Communications
Gail Stein, Finance Manager, Finance and Information Technology

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

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 2:30 p.m.

13. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss anticipated litigation with the City Attorney but took no action.

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

On motion to not disclose the information discussed: unanimously approved (Brinkman, Heinicke—absent).

ADJOURN - The meeting was adjourned at 2:31 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

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.

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.