



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, December 3, 2013
Room 400, City Hall
1 Dr. Carlton B. Goodlett Place

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

BOARD OF DIRECTORS

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

Edward Reiskin
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

ORDER OF BUSINESS

1. Call to Order

Chairman Nolan called the meeting to order at 1:00 p.m.

2. Roll Call

Present: Cheryl Brinkman
Malcolm Heinicke – absent at Roll Call
Jerry Lee
Tom Nolan
Joél Ramos – absent at Roll Call
Cristina Rubke

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 November 19, 2013 Regular Meeting: unanimously approved (Heinicke, Ramos – absent).

5. Communications

Chairman Nolan announced the special joint meeting with the Small Business Commission on Monday, December 9 at 4:30 p.m. in Room 400, City Hall.

Board Secretary Boomer announced that with respect to Item 10.1 J, the proposal to establish a tow-away zone on Mission at 24th had been removed from the agenda at the request of staff. Item 10.1 J is only for the tow-away proposal on Mission at 16th Street.

6. Introduction of New or Unfinished Business by Board Members

Director Lee noted an issue with a no parking sign on the 800 block of Kearny that is a problem for the community. He requested that staff look into it.

7. Director’s Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Director Haley recognized Oliverio Valle and Duane Allen, Cable Car Division, Transit Services for their over 35 years of safe driving. Eric Williams, President, TWU, Local 250-A also recognized Operators Valle and Allen. Director Yee recognized Lea Militello, Deputy Director, Enforcement. Kathy Broussard, Transit Fare Inspector - Supervisor/Investigator, also recognized Ms. Militello.

Directors Heinicke and Ramos arrived.

Director Reiskin discussed a program to incentivize taxi drivers to pick up people in wheelchairs and the status of the Central Subway project.

Director Heinicke noted a previous request regarding the plan for Market Street. Director Reiskin stated that he would present options in January.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Vera Haile discussed the accessible parking recommendations for disabled parking and the charging of fees. There are 60,000 people in SF with disable placards. Most seniors who have them live on fixed incomes and the added expense will be a great hardship on them. It will be hard to visit friends, get to appointments or volunteer. Changing the meter rate will not bring more income.

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 – RESIDENTIAL PERMIT PARKING AREA Z, 2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY - 23rd Street, both sides, between San Jose Avenue and Valencia Street.
- B. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA V, 2-HOUR TIME LIMIT, 8

- AM TO 6 PM, MONDAY THROUGH FRIDAY - Faxon Avenue, both sides, between Elmwood Way and Wildwood Way.
- C. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Z, 2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY - Dolores Street, both sides, between 22nd Street and 23rd Street.
- D. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR LIMIT, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY - 23rd Street, both sides, between Noe Street and Sanchez Street; Alvarado Street, both sides, between Castro Street and Sanchez Streets; Noe Street, both sides, between 22nd Street and Alvarado Street; and Sanchez Street, both sides, between 22nd Street and 23rd Street.
- E. ESTABLISH – NO PARKING, EXCEPT TUESDAY, NOON TO 2 PM - Foerster Street, west side of upper level, from Foerster Street to Melrose Avenue.
- F. ESTABLISH – STOP SIGN - Pierce Street, at Beach Street.
- G. RESCIND – TOW AWAY, NO PARKING ANYTIME - 17th Street, south side, from 35 feet west of Corbin Place to 35 feet east of Corbin Place.
- H. ESTABLISH – TOW-AWAY NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - Bryant Street, north side, from 5th Street to Oak Grove Street.
- I. ESTABLISH – BUS ZONE - 19th Avenue, west side, from 220 feet to 320 feet north of Holloway Avenue.
- J. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME - Mission Street, west side, from 16th Street to 46 feet northerly; Mission Street, east side, from 16th Street to 40 feet southerly; Mission Street, west side, from 24th Street to 38 feet northerly; and Mission Street, east side, from 24th Street to 53 feet southerly.
- K. RESCIND – BUS ZONE - Pacific Avenue, north side, from Stockton Street to 63 feet easterly.
- L. ESTABLISH – NO PARKING 9 AM TO 4 PM DAILY; TOW-AWAY, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - Pacific Avenue, north side, from Stockton Street to 63 feet easterly.
- M. RESCIND – TOW-AWAY NO STOPPING, 4 PM TO 6 PM EVERYDAY; 8 AM TO 6 PM, SATURDAY, SUNDAY AND HOLIDAYS; NO PARKING ALL OTHER TIMES - Pacific Avenue, north side, from Stockton Street to 80 feet westerly.
- N. ESTABLISH – BUS ZONE - Pacific Avenue, north side, from Stockton Street to 80 feet westerly.
- O. RESCIND – RIGHT TURN ONLY - 2nd Street, northbound, at Market Street.
- P. ESTABLISH – RIGHT TURN ONLY EXCEPT BICYCLES - 2nd Street, northbound, at Market Street.
- Q. ESTABLISH – NO PARKING ANYTIME - Bosworth Street, north side, from 36 feet to 52 feet west of Lyell Street east crosswalk.
- R. ESTABLISH – NO PARKING ANYTIME - Franklin Street, west side, from Grove Street to 21 feet northerly; Franklin Street, west side, from Grove Street to 21 feet southerly; Franklin Street, east side, from Grove Street to 24 feet southerly and Franklin Street, east side, from Grove Street to 24 feet northerly.
- S. ESTABLISH – NO PARKING ANYTIME - Woodside Avenue, south side, from 24 feet to 64 feet west of Vasquez Avenue.

T. ESTABLISH – BLUE ZONE - 400 Florida Street, west side, from 0 feet to 20 feet south of 17th Street. (Explanatory documents include a staff report and resolution. The proposed action is an Approval Action as defined by S.F. Administrative Code Chapter 31.)

With respect to Item 10.1 J, the proposal to establish a tow-away zone on Mission at 24th had been removed from the agenda at the request of staff. Item 10.1 J is only for the tow-away proposal on Mission at 16th Street.

RESOLUTION 13-256

(10.2) Authorizing the Director to execute an agreement with City Services to provide mobile on-site urine and breath collection services for an amount not to exceed \$850,000. (Explanatory documents include a staff report, resolution and agreement.)

RESOLUTION 13-257

(10.3) Approving Amendment #1 to the Employment Agreement with Edward Reiskin to extend the term of his contract to August 14, 2019 and provide for benefits, obligations and other terms and conditions of employment pursuant to the FY2012-2014 agreement between the Municipal Executives Association and the SFMTA. (Explanatory documents include a staff report, resolution and amendment.)

RESOLUTION 13-258

On motion to approve the Consent Calendar:

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

REGULAR CALENDAR

11. Presentation and discussion regarding the Transit Effectiveness Project including objectives, benefits and trade-offs, community issues; planning and process timeline and public outreach and engagement process. (Explanatory documents include a presentation.)

Sean Kennedy, Planning Manager, Transit Effectiveness Project, presented the item.

Supervisor Mark Farrell discussed the impact that public transportation has on San Francisco residents. An effective system at the expense of riders isn't something that should be supported.

PUBLIC COMMENT:

Members of the public expressing opposition to the service change proposed for the 3 Jackson: Jonathan North, Alex Long, Anne Long, Wayne Fung, Barbara Bocci, John Paxton, Sarah Neiman, Christopher Bender, Michael Cassidy, Linda Kahn, Daniela Kirschenbaum, Paul Wermer, Harold Stoddard, Sarah Hummingbird, Janel Dryan, Jilian Monribot, Reed Bell, William Gerrey, Christa Tanaka, and Maria Johnson.

Members of the public expressing opposition to stop elimination: Bob Planthold.

Members of the public expressing opposition to the Transit Effectiveness Project: Herbert Weiner, Marc Christensen and Vera Haile.

Members of the public expressing opposition to the service change proposed for the J Church stop at Liberty St.: Laura Stillman, Theresa Oberzeir, Marvin Rous, Tony Kopp, Virginia Mehegan, Blythe Hines, and Gloria Melone.

Members of the public expressing opposition to the service change proposed for the 8x: Wing Hoo Leung.

Members of the public expressing opposition to the service changes proposed for the 8x, 10, 12 and 30: Yan Hao He, and Phil Chin.

Members of the public expressing opposition to change to the service change proposed for the 35: Dawn Isaacs, Sarah Van Ness, and Scott Stawicki.

Members of the public expressing opposition to the service change proposed for the 22 and 33: John deCastro.

Director Ramos requested that system maps on the TEP website show nearby routes.

12. Approving the conceptual traffic calming project for the Dewey Boulevard Area. (Explanatory documents include a staff report, resolution and map.) (The proposed action is an Approval Action as defined by S.F. Administrative Code Chapter 31.)

Nick Carr, Senior Planner, Sustainable Streets, presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Ruben Becker, Dan McHugh and Amy Quirk.

Members of the public expressing opposition: Dennis Hyde

Director Heinicke stated that he may have a potential conflict of interest and requested that he be excused from participating and acting on the item.

On motion to excuse Director Heinicke:

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

ABSTAIN – Heinicke

RESOLUTION 13-259

On motion to approve:

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

EXCUSED – Heinicke

13. Awarding Contract No. 1266-1, Third Street Light Rail Program, Phase 2 Central Subway – Train Control System to Thales Transport & Security for procurement and provision of proprietary equipment for an Advanced Train Control System for a total amount not to exceed \$3,350,424 and a term not to exceed 1000 calendar days and awarding Contract No. 1266-2, Third Street Light Rail Program, Phase 2 Central Subway –Train Control System to Thales Transport & Security for proprietary software and systems integration assistance, system testing, and system safety certification support, system warranty, and related professional services necessary to implement an Advanced Train Control System for a total amount not to exceed \$21,363,292 and a term not to exceed 1700 days. (Explanatory documents include a staff report, resolution and contracts.)

No public comment.

RESOLUTION 13-260

On motion to approve:

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

14. Presentation and discussion regarding the Central SOMA land use and transportation network. (Explanatory documents include a presentation.)

Steve Wertheim, Project Manager, Central SOMA project, Planning Department, and Mari Hunter, Transportation Planner, Sustainable Streets presented the item.

No public comment.

15. Presentation and discussion regarding the SFMTA's Fiscal Year 2012-2013 year-end financial audit. (Explanatory documents include a staff report, resolution, audit and presentations.)

Sonali Bose, Director, Finance and Information Technology and Nancy Rose, Partner, KPMG, presented the item.

No public comment.

16. 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.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 4:50 p.m.

2. Roll Call

Present: Cheryl Brinkman
Malcolm Heinicke
Jerry Lee
Tom Nolan
Joél Ramos
Cristina Rubke

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Julia Friedlander, Deputy City Attorney
Don Ellison, Director, Human Resources

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Terrie Williams vs. CCSF, Superior Ct. #12523517 filed on 8/21/12 for \$250,000

RESOLUTION 13-261

On motion to approve:

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

Clifford Balgos vs. CCSF, Superior Ct. #CGC12521810 filed on 6/22/12 for \$12,810

RESOLUTION 13-262

On motion to approve:

ADOPTED: AYES – Brinkman, Nolan, Ramos and Rubke

NAYES – Heinicke and Lee

4. 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

There was no discussion of anticipated litigation.

5. 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:

- X Wages
- X Hours
- X Benefits
- X Working Conditions
- X Other

Also present: Sonali Bose, Director, Finance and Information Technology
Alicia John-Baptiste, Chief of Staff

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 5:28 p.m.

17. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss the Williams and Balgos cases with the City Attorney. The Board of Directors voted to settle the cases (Balgos – unanimous and Williams - Directors Heinicke and Lee opposed). The Board also discussed labor negotiations but took no action. There was no discussion of anticipated litigation.

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

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 5:30 p.m.

A tape 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.