



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, June 2, 2015
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
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: Cheryl Brinkman
Gwyneth Borden
Malcolm Heinicke – absent at Roll Call
Tom Nolan
Joél Ramos

Absent: Cristina Rubke – 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 May 19, 2015 Regular Meeting: unanimously approved (Heinicke, 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

Director Borden discussed a recent bicycle study trip to Denmark and inquired about the process for submitting paperwork for permits.

7. Director’s Report (For discussion only)

- Special Recognition Award
- “Sunshine” Labor Agreement
- Subway elevator and escalator follow up
- Ongoing Activities

Chairman Nolan welcomed John Haley who is acting as Director of Transportation in the absence of Ed Reiskin.

Director Heinicke arrived.

Director Haley recognized Kevin Grady for winning the 2015 International Bus Roadeo. He also recognized the Citations and Permits Section; the Discount ID Office, Revenue Operations and the Outreach Team for the quick implementation of “Free Muni” for seniors and people with disabilities.

Director Haley disclosed the collective bargaining agreement and terms for the 7410 Automotive Service Workers.

Director Haley also discussed recognition of the Caesar Chavez Streetscape project; double-berthing in the subway; work on the Sunset Tunnel and a recent town hall meeting with transit operators.

No public comment.

8. Citizens’ Advisory Council Report

No report.

9. Public Comment

Herbert Weiner discussed an incident where he had to wait for a bus and eventually had to take another bus and then walk to his home. He recommended that people who have been inconvenienced by flawed bus runs send their taxi receipt to the SFMTA. If the SFMTA doesn’t pay, those people should take them to small claims court. He noted that the fare for his discount fast pass will increase.

Mary McGuire discussed traffic situation created by various “instant gratification” vehicles. They all replicate the “Uber” model and aren’t required to pay a business tax. She also discussed safety concerns and asked about emergency radio procedures and a panic button. She added that dispatch services are moving to India and Las Vegas.

Barry Taranto discussed a recent article about traffic issues. Delivery services have blossomed in San Francisco due to apps. Streets are getting crowded because of these vehicles in addition to the TNC’s. There are lots of empty taxis while TNC’s block traffic waiting for passengers. Taxi drivers are not getting any cooperation from enforcement.

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 – Paulding Ave., south side, from Raleigh St. to 24 feet easterly.
- B. ESTABLISH – TOW-AWAY NO PARKING ANYTIME, EXCEPT MARKED POLICE VEHICLES – Grove Street, south side, from 91 feet to 135 feet west of Hyde Street.
- C. ESTABLISH – TRAFFIC SIGNALS – 19th Street at Dolores Streets; 28th Avenue at Fulton Street; 33rd Avenue at Fulton Street; 37th Avenue at Fulton Street; Columbus Avenue at Francisco Street; Folsom Street at Mabini Street; and Russ Street at Howard Street.
- D. ESTABLISH – NO PARKING ANYTIME – Kearny St., east side, from Sacramento St. to 27 feet southerly; and Sacramento St., south side, from 10 feet to 31 feet east of Kearny St.
- E. ESTABLISH – OVERSIZE VEHICLE RESTRICTION (NO PARKING, MIDNIGHT TO 6 AM, DAILY, FOR VEHICLES MORE THAN SEVEN FEET TALL OR 22 FEET LONG) – Division Street, south side, between Bryant Street and Harrison Street.
- F. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Franklin Street, east side, from Geary Street to 25 feet southerly; Franklin Street, west side, from Geary Street to 31 feet southerly; and Geary Street, south side, from Franklin Street to 21 feet easterly.
- G. ESTABLISH - STOP SIGN - San Jose Avenue, northbound and southbound at Lakeview Avenue. (Explanatory documents include a staff report and resolution. All of the proposed actions listed above are Approval Actions as defined by S.F. Administrative Code Chapter 31.)

Item 10.1.C, G and E were removed from the agenda at the request of members of the public.

PUBLIC COMMENT:

Members of the public expressing support for Item 10.1G: Gordon Rowe, Don Tyler, Norma Sierra and Mark Sutton.

Members of the public expressing opposition to Item 10.1E: Melodie, Nick and Kelley Cutler.

Members of the public expressing neither support nor opposition for Item 10.1 C: Barry Taranto.

Director Borden asked staff to invite Bevan Dufty to a future meeting to discuss the strategy and alternatives for oversize vehicle parking.

Director Heinicke asked staff to reach out to passengers at the terminal of the M Oceanview line about their safety concerns and let the Board know what the SFMTA can do to make it safer.

RESOLUTION 15-078

On motion to approve Item 10.1C:

ADOPTED: AYES – Borden, Brinkman, Heinicke, Nolan, and Ramos

ABSENT: Rubke

On motion to approve Item 10.1E:

AYES – Borden, Brinkman and Heinicke

NAYES – Nolan and Ramos

ABSENT: Rubke

Item 10.1E failed adoption.

On motion to approve Item 10.1G:

ADOPTED: AYES – Borden, Brinkman, Heinicke, Nolan, and Ramos

ABSENT: Rubke

(10.2) Approving providing a free Muni transit pass to registered attendees of the American Public Transportation Association’s Annual Meeting from October 2 – 8, 2015. (Explanatory documents include a staff report and resolution.)

RESOLUTION 15-079

(10.3) Approving providing Free Muni for low and moderate income 19 to 22 year old San Francisco Unified School District English Learner and Foster Care students who use a Clipper® card and approving the Title VI Analysis. (Explanatory documents include a staff report, resolution and analysis.)

RESOLUTION 15-080

On motion to approve the Consent Calendar (Item 10.1 C, E and G severed):

ADOPTED: AYES – Borden, Brinkman, Heinicke, Nolan, and Ramos

ABSENT: Rubke

REGULAR CALENDAR

11. Approving the installation of various traffic and parking modifications along the 6 Haight-Parnassus/7 Haight-Noriega Muni transit corridor included in the Muni Forward Service-Related Capital Improvements and Travel Time Reduction Proposals as follows:

- A. RESCIND – TOW AWAY NO STOPPING ANYTIME - Haight Street, south side, from 126 feet east of Stanyan Street to 144 feet easterly.
- B. ESTABLISH – TOW AWAY NO STOPPING ANYTIME - Haight Street, south side, from Stanyan Street to 144 feet easterly.
- C. ESTABLISH – TOW AWAY NO STOPPING ANYTIME - Scott Street, east side, from Haight Street to 20 feet northerly.
- D. ESTABLISH – TOW AWAY NO STOPPING ANYTIME - Laguna Street, west side, from Haight Street to 20 feet southerly.
- E. ESTABLISH – TOW AWAY NO STOPPING ANYTIME - Haight Street, south side, from 178 feet east of Ashbury Street to 54 feet easterly.
- F. ESTABLISH – MOTORCYCLE METERED PARKING - Haight Street, south side, from 158 feet east of Ashbury Street to 20 feet easterly.
- G. ESTABLISH - YELLOW METERED LOADING ZONE (7AM to 1PM, MON-FRI) - Haight St., south side, from 232 feet east of Ashbury St. to 40 feet east of Masonic Ave.
- H. ESTABLISH – NO LEFT TURN EXCEPT MUNI - Haight Street, eastbound, at Laguna Street. (Explanatory documents include a staff report and resolution.)

Sean Kennedy, Program Manager, Muni Forward, presented the item.

PUBLIC COMMENT:

Members of the public expressing opposition: Cristin Evans, Betsy Rix, Julie Rhodes, Barry Taranto and Tes Welborn.

Following discussion, the Board asked staff to work with appropriate city agencies to find a funding source for the lights prior to the start of construction. The Board recognizes the need for lighting as a central part of the public realm project and the importance of adhering to the City’s “dig once” policy. The Board asked staff to report back on the status of funding prior to construction.

RESOLUTION 15-081

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Heinicke, Nolan, and Ramos

ABSENT: Rubke

12. Finding that proposed approvals for a transit-only lane on Church Street between 16th Street and Duboce Avenue are within the scope the Transit Effectiveness Project Environmental Impact Report; adopting findings rejecting the Travel Time Reduction Proposals Moderate Alternative as

infeasible; amending the Transportation Code, Division II, Section 601 to designate a transit-only lane on Church Street between 16th Street and Duboce Avenue and approving traffic modifications to permanently implement transit-only lanes on Church Street as follows:

- A. ESTABLISH – TRANSIT AND TAXI ONLY LANE AT ALL TIMES - Church Street northbound, center lane, from 160 feet south of 16th Street to Duboce Avenue; and Church Street southbound, center lane, from 16th Street to Duboce Avenue.
- B. ESTABLISH – NO LEFT TURNS EXCEPT TRANSIT AND TAXIS, 7AM TO 7PM, MONDAY THROUGH FRIDAY - Church Street, both directions, at 16th Street.
- C. ESTABLISH – NO LEFT TURNS, 7AM TO 7PM, MONDAY THROUGH FRIDAY - Church Street, both directions, at 15th Street. (Explanatory documents include a staff report, report, resolution and amendment.)

Sean Kennedy, Program Manager, Muni Forward, presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Barry Taranto

RESOLUTION 15-082

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Heinicke, Nolan, and Ramos

ABSENT: Rubke

13 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 (Rubke – absent).

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 2:55 p.m.

2. Roll Call

Present: Cheryl Brinkman
Gwyneth Borden
Malcolm Heinicke
Tom Nolan

Joél Ramos

Absent: Cristina Rubke – with notification

Also present: John Haley, acting Director of Transportation
Roberta Boomer, Board Secretary
Rob Maerz, Deputy City Attorney
Stephanie Stuart, Deputy City Attorney

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:

State Water Resources Control Board vs. CCSF, Unlitigated Claim #140557 in the amount of \$525,000 and credit for enhanced compliance and suspended civil penalty.

RESOLUTION 15-083

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Heinicke, Nolan, and Ramos

ABSENT: Rubke

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

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 2:59 p.m.

14. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss the State Water Resources Control Board vs. CCSF case with the City Attorney. The Board of Directors voted to settle the case. There was no discussion of anticipated litigation.

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

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

ADJOURN - The meeting was adjourned at 2:59 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.