



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, September 1, 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
Tom Nolan
Joél Ramos
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 August 18, 2015 Regular Meeting: unanimously approved (Heinicke-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

Vice Chairman Brinkman asked staff to look at the intersection of Page and Octavia. There’s a backup of cars during rush hour. She asked staff to see if there was a safe and legal way for cyclists to get past the line of cars.

7. Director’s Report (For discussion only)

- Special Recognition Award
- Update on oversize vehicle parking restrictions and mitigations
- Ongoing Activities

Director Heinicke arrived.

Ed Reiskin, Director of Transportation recognized Helen Lau, Executive Secretary, Communications Division; James Doyle, Hearing Officer, Finance and Information Technology; and Evelyn McWay, Transit Operator, Green Division.

Tom Maguire, Director, Sustainable Streets provided an update on oversize vehicle parking restrictions and mitigations.

Director Reiskin reviewed the impact that construction projects and special events will have on traffic and transit over the Labor Day weekend.

No public comment.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Michael Keating expressed appreciation for the temporary parking policy for mopeds. Reliability and accessibility is the most important for transportation in San Francisco. He asked the SFMTA to consider expanding spaces adjacent to intersections and driveways to allow mopeds to park. Scoots have been parking on city streets in a considerate and conscientious way.

Eli Saddler expressed appreciation to the SFMTA for allowing "Scoots" to park. They hope to get to a long term, simple solution for everyone. Scoots fits into the car-sharing program goals and should be considered similarly. He asked the SFMTA to add four feet near curb cuts, driveways and painted zones for mopeds to park. He also suggested adding space alongside parks and public spaces, scoots should have access to public spaces.

Herbert Weiner stated that one priority of the SFMTA Board is to reduce auto collision and injuries to pedestrians but there have been pedestrians who have been hit by bicycles. These incidents are under reported. Bicyclists should be ticketed for running a red light. There is no policy that protects pedestrians from cyclists.

Tom Diesso expressed appreciation for waiving taxi fees. He asked for the ability for taxis to make left-turns, the same as Muni vehicles. These are tough times for the taxi industry. He asked the SFMTA to find the money to purchase bike racks for bicycles. It would be a "win-win" for cab companies and cyclists.

Marcelo Fonseca urged the Board to improve enforcement of taxi stands in San Francisco. When the Giants are playing at home and for special events, it's difficult for taxis to get into the taxi zone. The CPUC doesn't have enough manpower to enforce their rules. There is a lot of tension between cab drivers and TNC's. After 5pm, there are many people making a U-turn out of the Bank of America building. He asked the SFMTA to improve enforcement.

Howard Strassner stated that there a lot of articles about autonomous cars. It's hard to imagine anyone would want to own a car if they can be driven. All parking lots will be empty and there will be no revenue from parking fees. The SFMTA should work with Google regarding the right to drive in San Francisco. The thing that makes Uber and other TNC's work so well is that people can ride and not have to pay for parking.

David Pilpel stated that he had previously spoken about updating maps and signage but hasn't heard anything from staff. There have been no changes to the locations he mentioned at the last meeting and looks forward to those being addressed. It is important for passengers to have correct information about the system, particularly routes and stops.

Serge Ndjemba talked about his inability to get a Residential Parking Permit because the building he lives in is "commercial." He can only park on Sundays on Oak at Post and Jones and has to move his car every two hours. He suggested that there be an app to show residents where they can park. Right now he is competing with tourists and can't pay his tickets.

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 – BUS ZONE – Lower Great Highway, from 20 feet to 120 feet north of Rivera Street.
- B. RESCIND – BUS ZONE – Parnassus Ave, south side, from 252 feet to 345 feet east of 3rd Ave.
- C. ESTABLISH – BUS ZONE – Parnassus Avenue, south side, from 377 feet to 451 feet east of 3rd Avenue.
- D. ESTABLISH – BLUE ZONE – Parnassus Avenue, north side, from 519 feet to 539 feet east of 3rd Avenue.
- E. ESTABLISH – RED ZONE – Battery Street, east side, from Broadway to 30 feet northerly; and Battery Street, west side, from Broadway to 30 feet northerly.
- F. ESTABLISH – LEFT TURN LANE – Fremont Street, southbound, at Harrison Street.
- G. ESTABLISH – NO RIGHT TURN ON RED – Folsom St., northbound, at Cesar Chavez St.
- H. ESTABLISH – BLUE ZONE – 1800 Taraval Street, north side, from 3 feet to 21 feet west of 28th 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 10.1H was removed from the agenda at the request of a member of the public

PUBLIC COMMENT:

Members of the public expressing neither support nor opposition: David Pilpel

RESOLUTION 15-118

On motion to approve Item 10.1 H:

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

(10.2) Approving temporary bus zone modifications to remain in effect for the duration of Commuter Shuttle Pilot Program as follows:

- A. EXTEND – BUS ZONE - Ellis Street, north side, from 67 feet to 89 feet east of Mason Street.
- B. EXTEND – BUS ZONE – Valencia Street, west side, from 60 feet to 81 feet south of 25th Street. (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 10.2 was removed from the agenda at the request of a member of the Board.

Director Rubke asked to be recused due to a conflict of interest.

On motion to recuse Director Rubke:

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

RECUSED - Rubke

RESOLUTION 15-119

On motion to approve Item 10.2:

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

RECUSED - Rubke

(10.3) Authorizing the Director to execute Contract Modification No. 12 to SFMTA Contract No. 1240, Design Build Services to the Radio System Replacement Project, with Harris Corporation, to extend the term of the contract by 538 days, clarify specifications, and resolve claims, with no increase in cost. (Explanatory document includes a staff report, financial plan, contract modification, summary and resolution.)

Item 10.3 was removed from the agenda at the request of a member of the public

PUBLIC COMMENT:

Members of the public expressing neither support nor opposition: David Pilpel

RESOLUTION 15-120

On motion to approve Item 10.3:

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

(10.4) Authorizing the Director to execute Contract No. SFMTA 2015-55, Environmental Impact and Reporting Services, with Turnstone/SWCA to conduct environmental consulting services, for an amount not to exceed \$1,985,837 and a term of three years. (Explanatory documents include a staff report, resolution, contract, and views.)

RESOLUTION 15-121

On motion to approve the Consent Calendar (Items 10.1 H, 10.2 and 10.3 severed):

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

REGULAR CALENDAR

11. Approving the traffic and parking modifications along the 5 Fulton Rapid Muni transit corridor as follows; finding that the proposed modifications are within the scope of the Transit Effectiveness Project and making findings under the California Environmental Quality Act:

- A. ESTABLISH – TRAFFIC CIRCLE - Intersection of McAllister Street at Steiner Street; and Intersection of McAllister Street at Lyon Street.
- B. REMOVE – STOP SIGN - Westbound and Eastbound on McAllister Street at Lyon Street; and Westbound and Eastbound on McAllister Street at Steiner Street.
- C. ESTABLISH – PEDESTRIAN REFUGE ISLAND - Westbound and Eastbound on McAllister Street at Buchanan Street.
- D. ESTABLISH – TOW AWAY NO STOPPING ANY TIME - McAllister Street, north side, from Lyon Street to 30 feet easterly; McAllister Street, north side, from Lyon Street to 30 feet westerly; McAllister Street, south side, from Lyon Street to 30 feet westerly; McAllister Street, south side, from Lyon Street to 30 feet easterly; Lyon Street, west side, from McAllister Street to 15 feet northerly; Lyon Street, east side, from McAllister Street to 15 feet southerly; McAllister Street, north side, from Steiner Street to 30 feet easterly; McAllister Street, north side, from Steiner Street to 39 feet westerly; McAllister Street, south side, from Steiner Street to 30 feet easterly; McAllister Street, south side, from Steiner Street to 30 feet westerly; Steiner Street, west side, from McAllister Street to 15 feet northerly; and Steiner Street, west side, from McAllister Street to 15 feet southerly.
- E. ESTABLISH – TOW AWAY NO STOPPING ANY TIME AND SIDEWALK WIDENING - Fulton Street, north side, from Hemway Terrace to 40 feet easterly; Fulton Street, north side,

from Hemway Terrace to 30 feet westerly; Fulton Street, south side, from Ashbury Street to 25 feet westerly; Fulton Street, south side, from Ashbury Street to 15 feet easterly; Ashbury Street, east side, from Fulton Street to 20 feet southerly; McAllister Street, north side, from Laguna Street to 20 feet easterly; McAllister Street, south side, from Laguna Street to 20 feet westerly; and McAllister Street, north side, from Larkin Street to 90 feet westerly.

- F. REMOVE – BUS ZONE - McAllister Street, north side, from Lyon Street to 100 feet easterly; McAllister Street, south side, from Lyon Street to 100 feet westerly; McAllister Street, north side, from Laguna Street to 75 feet easterly; McAllister Street, south side, from Laguna Street to 76 feet westerly; and McAllister Street, south side, from Gough Street to 100 feet westerly.
- G. ESTABLISH – BUS ZONE - McAllister Street, north side, from Laguna Street to 80 feet westerly; McAllister Street, south side, from Laguna Street to 80 feet easterly; and McAllister Street, south side, from Gough Street to 84 feet easterly.
- H. ESTABLISH – TRAFFIC SIGNAL - McAllister Street at Broderick Street; and McAllister Street at Scott Street.
- I. EXTEND – BUS ZONE - McAllister Street, north side, from 80 feet to 100 feet east of Baker Street; and McAllister Street, south side, from 70 feet to 100 feet west of Baker Street.
- J. ESTABLISH – TOW-AWAY LANE MUST TURN RIGHT – Eastbound McAllister at Van Ness Ave. (Explanatory documents include a staff report, environmental documents, report, findings and resolution.)

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

PUBLIC COMMENT:

Members of the public expressing support: Cathy DeLuca, Howard Strassner and Tyler Frisbee

Members of the public expressing opposition: Herbert Weiner, Ellison Folk and David Pilpel

RESOLUTION 15-122

On motion to approve:

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

12. Recommending that the Board of Supervisors approve legislation establishing the Transportation Sustainability Fee. (Explanatory documents include a staff report, studies and resolution.)

Viktoryia Wise, Chief of Staff, Sustainable Streets, Wade Wietgreffe, Senior Planner and Adam Varat, Senior Planning, Planning Dept., presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Cathy DeLuca, Howard Strassner, Tyler Frisbee and Tim Collan.

Members of the public expressing opposition: Herbert Weiner

Members of the public expressing neither support nor opposition: Edward Mason

RESOLUTION 15-123

On motion to approve:

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

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 3:21 p.m.

2. Roll Call

Present: Cheryl Brinkman
Gwyneth Borden
Malcolm Heinicke
Tom Nolan
Joél Ramos
Cristina Rubke

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Rob Maerz, Deputy City Attorney
John Haley, Director, Transit Services

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:

Sylvia Gainous vs. CCSF, Superior Ct. #CGC13536458 filed on 12/26/13 for \$100,000

RESOLUTION 15-124

On motion to approve:

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

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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Director of Transportation Ed Reiskin

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:57 p.m.

14. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss the Sylvia Gainous vs. CCSF the case with the City Attorney. The Board of Directors voted to settle the case. There was no discussion of anticipated litigation. The Board also conducted a performance evaluation of the Director of Transportation but took no action.

15. 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 3:59 pm

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.