

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

MINUTES

Tuesday, September 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: 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 August 20, 2013 Regular Meeting: unanimously approved (Heinicke, Rubke-absent).

5. Communications

Board Secretary Boomer announced that Item 10.1 B, Christopher Arsenault and Item 13, Authorizing the issuance of an RFP for the procurement of Light Rail Vehicles, had been removed from the agenda at the request of staff.

6. Introduction of New or Unfinished Business by Board Members

Vice Chairman Brinkman requested an update on the Central Corridor Project.

7. Director’s Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Director Heinicke arrived.

Bond Yee, Director, Sustainable Streets recognized Mark Lee, Assistant Engineer; Cesar Agudelo, Assistant Engineer; Rachel Carpenter, Assistant Engineer; Gabriel Ho, Assistant Engineer; Mari Hunter, Transit Planner; Michael Riebe, Assistant Engineer; Felipe Robles, Transit, Planner; and Charmine Solla, Assistant Engineer, Sustainable Streets. John Haley, Director, Transit Services recognized David Lee, Automotive Transit Supervisor, Flynn Division and Ayn Antonio, Superintendent, Flynn Division, Transit Services.

Director Reiskin discussed local participation on Central Subway contracts, Bike Share launch and the work of the SFMTA to help the reopening of the Bay Bridge.

PUBLIC COMMENT:

Herbert Weiner expressed concern about potential over-runs for the Central Subway project. If so, money may be detracted from other vital services. The contractor has a checkered history.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Herbert Weiner expressed concern about the Transit Effectiveness Project and its impact on people. The rapid network is favored over neighborhood routes. There is no net addition of vehicles to the fleet. There should have been more buses and drivers. He stated that he will vote "no" on the bond measure.

Francis Offerman discussed traffic on the South of Market. Large trucks sharing the road with bikes are dangerous. He also discussed a recent cyclist fatality on Folsom Street. He suggested banning trucks from making right turns on Folsom St.

Emile Lawrence discussed ramped taxi medallions. Ramped taxi medallions have changed with the entry of limousines and illegal taxis coming from out of town. Taxi drivers pick up people who use walkers every day but they are fined for picking them up. More and more elders will be using walkers.

Trevor Hernandez Gill urged the SFMTA to improve streets in the South of Market area. These streets are very dangerous and have a lot of cyclists and pedestrians using them.

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. Verna Ann Guyton vs. CCSF, Superior Ct. #CGC12521353, filed on 11/8/12 for \$15,000
- B. Christopher Arsenault vs. CCSF, Superior Ct. #CGC13532291 filed on 6/21/13 for \$20,570
- C. New Hampshire Ins. Co. vs. CCSF, Superior Ct. #CGC11516976 filed on 12/30/11 for \$28,500
- D. Maria Dolores Ramirez vs. CCSF, CityLaw #1301948 filed on 2/27/13 for \$50,000

Item 10.1 B was removed from the agenda.

RESOLUTION 13-202

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA N, 2-HOUR PARKING, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY – 12th Avenue, both sides, between Balboa and Cabrillo Streets; Balboa Street, both sides, between 12th Avenue and Funston Street; and Cabrillo Street, both sides, between 12th Avenue and Funston Street.
- B. ESTABLISH – STOP SIGN – Munich Street, at Excelsior Avenue.
- C. ESTABLISH – RED ZONE – Evelyn Way, east side, from Juanita Way to 35 feet southerly.
- D. REVOKE – LEFT LANE MUST TURN LEFT – Folsom St., northbound, approaching 19th St.
- E. ESTABLISH – STOP SIGNS – 45th Avenue, at Ortega Street. (Explanatory documents include a staff report and resolution.)

RESOLUTION 13-203

(10.3) Approving and making environmental findings for various traffic and parking modifications for the Polk Street Northbound Separated Bikeway Project:

- A. ESTABLISH – CLASS I BIKEWAY – Polk Street, northbound, from Market St. to Grove St.
- B. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Polk Street, west side, from Hayes Street to Market Street and Polk Street, east side, from Hayes Street to Grove Street
- C. RESCIND – TOW-AWAY NO STOPPING ANYTIME – Polk Street, west side, from Lech

Walesa to Hayes Street.

- D. ESTABLISH – BLUE ZONE – Polk Street, west side, from Lech Walesa to 20 feet southerly.
- F. ESTABLISH – NO LEFT TURN EXCEPT MUNI AND TAXIS – Polk Street, southbound, at Market Street. (Explanatory documents include a staff report and resolution.)

RESOLUTION 13-204

On motion to approve the Consent Calendar (Item 10.1B removed):

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

ABSENT – Rubke

REGULAR CALENDAR

11. Authorizing the issuance of up to \$175 million in revenue bonds to finance the costs of certain transportation projects and authorizing the Director to execute documents necessary for this transaction including a Second Supplement to Indenture of Trust, a Continuing Disclosure Certificate and a Bond Purchase Contract, and to prepare a Preliminary Official Statement for the Series 2013 Bonds. (Explanatory documents include a staff report, resolution; Supplement to Indenture of Trust; Continuing Disclosure Certificate; Bond Purchase Contract and Preliminary Official Statement.)

Sonali Bose, Director, Finance and Information Technology presented the item.

PUBLIC COMMENT:

Herbert Weiner asked about the priority being given to the fleet, especially to neighborhood buses. He suggested that cyclists should pay for a license. This would protect a cyclist if a bicycle is stolen and would contribute to revenue. Motorists pay for parking so cyclists should as well.

RESOLUTION 13-205

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

ABSENT – Rubke

12. Declaring an official intent to reimburse the SFMTA with proceeds of the Obligations for capital project expenditures for projects funded by the proceeds of the sale of revenue obligations. (Explanatory documents include a staff report and resolution.)

No public comment.

RESOLUTION 13-206

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

ABSENT – Rubke

13. Authorizing the Director to issue a Request for Proposals for Contract No. 2013-19, Procurement of New Light Rail Vehicles. (Explanatory documents include a staff report, resolution and RFP.)

Item 13 was removed from the agenda.

14. 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 1:54 p.m.

2. Roll Call

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

Absent: Cristina Rubke – with notification

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Julia Friedlander, 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:

Bao Yuan Feng vs. CCSF, Claim #1300238 filed on 7/26/12 for \$105,000

RESOLUTION 13-207

ADOPTED: AYES – Brinkman, Heinicke, Lee, 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

There was no discussion of anticipated litigation.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 1:56 p.m.

15. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss Bao Yuan Feng vs. CCSF with the City Attorney. The Board of Directors voted unanimously to settle the case (Rubke-absent). There was no discussion of anticipated litigation.

16. 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 1:57 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