



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, September 19, 2017
Room 400, City Hall
1 Dr. Carlton B. Goodlett Place

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

SFMTA BOARD OF DIRECTORS

Cheryl Brinkman, Chairman,
Malcolm Heinicke, Vice Chairman
Gwyneth Borden
Lee Hsu
Joél Ramos
Cristina Rubke
Art Torres

Edward D. Reiskin
DIRECTOR OF TRANSPORTATION

Roberta Boomer
SECRETARY

ORDER OF BUSINESS

1. Call to Order

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

2. Roll Call

Present: Gwyneth Borden
Malcolm Heinicke
Lee Hsu
Joél Ramos
Cristina Rubke
Art Torres

Absent: Cheryl Brinkman – with notification

3. Announcement of prohibition of sound producing devices during the meeting.

Vice Chairman Heinicke 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

No public comment.

On motion to approve the minutes of the September 5, 2017 Regular Meeting: unanimously approved (Brinkman-absent).

5. Communications

Board Secretary Boomer stated that Items 13 and 14 had been removed from the agenda at the request of staff.

Chairman Heinicke asked that the meeting be adjourned in memory of Terry Smerdel, a San Francisco Fire Department Battalion Chief.

6. Introduction of New or Unfinished Business by Board Members

Director Borden inquired about the impact of the Central Subway Project (and other major capital projects) on small business. Director Reiskin provided an overview.

Vice Chairman Heinicke asked staff to report back regarding the idea of setting a flat fee from the City to the Airport for a taxi ride.

7. Director's Report (For discussion only)

- Update on Vision Zero
- Ongoing Activities

Ed Reiskin, Director of Transportation, discussed safety and Muni Mobile ads; status of state legislation; the Cable Car Gearbox Rehabilitation Project; installation of new fareboxes; Transit Week; and the impact of capital projects on business.

No public comment.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Nima Rahimi discussed private transportation vehicle regulations. Chariot and the SFMTA have been working collaboratively and have made progress. Chariot reached a negotiated collective bargaining agreement with the Teamsters that was ratified by the employees yesterday. They welcome the additional time.

Jerome Molles discussed a space for rent in a downtown SFMTA garage. He would like to be considered for the space.

Aleta Dupree discussed fares and cable cars. She read the report about the cash audit on cable cars and expressed support for removing cash from the cable cars given the evidence in the audit. London Transit is now a cashless system as are other European cities. This is doable but the agency needs courage and leadership. The evidence shows that we can do a cashless cable car system with the installation of inexpensive technology. This will be safer and more efficient.

Michael Thompson expressed appreciation for moving the private transportation vehicle items to the next meeting.

Richard Rothman stated that he is frustrated dealing with the Sustainable Streets Division. It needs to be re-organized. Someone needs to be responsible for each section of the city. In 2012, Public Works made 38th and Balboa unsafe. It took six years to get something done. The people in that area want stop signs. This is a busy intersection corridor and some parts are high injury areas. There are two people at the SFMTA who don't want to approve it. There was an accident on Fulton and 43rd in 2011 and the SFMTA still hasn't made any major changes. Residents asked for speed humps and signs but the SFMTA said no.

Emily Loper discussed private transit vehicle regulations. Transportation is the #1 concern of Bay Area residents. She expressed support for private transportation vehicle services as they help fill gaps in the public transportation system.

Herbert Weiner stated that there is a danger posed by bicycles on the sidewalk. There is a historical precedent for this. People used to smoke on the bus, including pot. That problem was resolved.

Bikes on the sidewalks is solvable too. Parking Control Officers aren't needed on every corner. When people get cited, the word gets out and the activity stops. Nobody wants to be hit by a cyclist on a sidewalk.

Tom Gilberti stated that people are riding scooters on the sidewalk along the Embarcadero. The platform door, railing and elevator at the Civic Center station is filthy and likely toxic. The platform and elevator needs to be steam cleaned every two weeks. The Powell St. station was clean but someone had urinated against a wall and he couldn't take his wheelchair through the puddle. If an elevator can't be fixed, the entire station should be closed. The new elevators should be right in the stations instead of having them a block away.

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. Jasmine Harding vs. CCSF, Superior Ct. #CGC16551096 filed on 3/23/16 for \$5,000
- B. Clifford Samuels vs. CCSF, Superior Ct. #CGC15548680 filed on 10/28/15 for \$18,000
- C. Linda and Italo Giannone vs. CCSF, Superior Ct. #CGC16555476 filed on 11/22/16 for \$20,000
- D. Anthony Thomas vs. CCSF, Superior Ct. #CGC14540623 filed on 7/17/14 for \$20,000
- E. Alireza Beshnam vs. CCSF, Superior Ct. #CGC16555083 filed on 10/28/16 for \$42,248.32
- F. CCSF vs. SFO Airporter, Superior Ct. #CGC16553987 filed on 8/31/16 for \$167,000 (City to receive) (Explanatory documents include a resolution.)

RESOLUTION 170919-115

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – STOP SIGN – Cabrillo Street, eastbound and westbound, at 22nd Avenue.
- B. ESTABLISH – PERPENDICULAR PARKING – Carolina Street, east side, between 18th Street and Mariposa Street.
- C. ESTABLISH – RED ZONE – Stoneybrook Avenue, west side, from Trumbull Street to 30 feet southerly.
- D. ESTABLISH – STOP SIGN – Brosnan Street, westbound, at Guerrero Street.
- E. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA N, 2-HOUR PARKING, 9 AM

TO 6 PM MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH AREA N PERMITS – 9th Avenue, both sides, between Anza Street and Geary Boulevard.

- F. ESTABLISH – TOW-AWAY NO PARKING ANYTIME – 26th Street, south side, from Valencia Street to 39 feet easterly.
- G. ESTABLISH – TOW-AWAY NO PARKING ANYTIME – Diamond Street, east side, from Diamond Heights Boulevard to 117 feet northerly.
- H. ESTABLISH – TOW-AWAY NO PARKING ANYTIME – Monterey Boulevard, south side, from Plymouth Avenue to 76 feet westerly. (Explanatory documents include a staff report and resolution. For every parking and traffic modification that received a categorical exemption, the proposed action is the Approval Action as defined by Chapter 31 of the San Francisco Administrative Code.)

RESOLUTION 170919-116

(10.3) Making environmental findings and authorizing the Director to enter into an Agreement for the Purchase and Sale of Real Estate near the intersection of Indiana and Cesar Chavez Streets with Caltrans and approving the Lease, the Access License, and the Easement Agreement. (Explanatory documents include a staff report, agreements, lease, license, environmental document and resolution.)

RESOLUTION 170919-117

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Borden, Heinicke, Hsu, Ramos, Rubke and Torres

ABSENT – Brinkman

REGULAR CALENDAR

11. Making environmental findings and approving parking and traffic modifications associated with the Potrero Avenue Streetscape Improvement Project as follows:

- A. ESTABLISH – TOW-AWAY NO STOPPING 7-9AM AND 3-7 PM MONDAY – FRIDAY; TOW-AWAY NO PARKING ALL OTHER TIMES - Potrero Avenue, west side, from 22nd Street (East) to 195 feet northerly; and Potrero Avenue, west side, from 22nd Street (East) to 95 feet southerly. (Explanatory documents include a staff report, resolution, and environmental documents.)

Cathal Hennessey, project manager, presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Fran Taylor

Members of the public expressing opposition: Herbert Weiner

RESOLUTION 170919-118

On motion to approve:

ADOPTED: AYES – Borden, Heinicke, Hsu, Ramos, Rubke, and Torres

ABSENT – Brinkman

12. Approving parking and traffic modifications on Jerrold Avenue between Barneveld Avenue and Bayshore Boulevard and on the west side of Barneveld Avenue between Jerrold Avenue and McKinnon Avenue as follows:

- A. ESTABLISH- TOW-AWAY NO STOPPING ANY TIME - Jerrold Avenue, east side, from Barneveld Avenue to Bayshore Boulevard
- B. ESTABLISH- CLASS IV BIKEWAY - Jerrold Avenue, northbound, from Barneveld Avenue to Bayshore Boulevard
- C. ESTABLISH- CLASS II BIKEWAY - Jerrold Avenue, southbound, from Barneveld Avenue to Bayshore Boulevard
- D. ESTABLISH- TOW-AWAY NO STOPPING, 10 PM TO 2 AM EVERY DAY - Barneveld Avenue, west side, between McKinnon Avenue and Jerrold Avenue. (Explanatory documents include a staff report, resolution and financial plan. All of the proposed actions listed above are Approval Actions as defined by S.F. Administrative Code Chapter 31.)

Thalia Leng, Transportation Planner, presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Charles Deffarges, Fran Taylor, Tyra Fennell, and Erin Boyle.

Members of the public expressing opposition: Melodie, Martha Bridegame, Kelley Cutler, and Herbert Weiner.

RESOLUTION 170919-119

On motion to approve:

ADOPTED: AYES – Borden, Heinicke, Hsu, Ramos, Rubke, and Torres

ABSENT – Brinkman

13. Amending Transportation Code, Division II, to create a private transit vehicle permit program, including application requirements, permit terms and conditions, fees, and administrative penalties. (Explanatory documents include a staff report, resolution and amendments.)

This item was removed from the agenda at the request of staff. It will be on the October 3, 2017 agenda.

14. Amending Transportation Code, Division II, Article 1100 to remove references to Non Standard Vehicles, to eliminate the requirement that vehicles have less than 100,000 miles, eliminate the model year limitation, and amend hearing procedures and make a correction in the numbering of Section 1116. (Explanatory documents include a staff report, resolution and amendments.)

This item was removed from the agenda at the request of staff. It will be on the October 3, 2017 agenda.

15. Presentation and discussion regarding Connect SF. (Explanatory documents include a slide presentation.)

Grahm Satterwhite, Manager, Long Range Planning, presented the item.

PUBLIC COMMENT:

Herbert Weiner stated that there were two movies that represented the presentation. What the SFMTA is doing is presenting utopias that aren't relevant to the present. This might be called "Disconnect San Francisco". What the City needs to do is connect to San Francisco's present problems and this doesn't do that. He stated that he feels alienated by the presentation.

Director Torres requested information about what other cities are doing with regard to long range planning.

16. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to invoke the attorney-client privilege and conduct a closed session conference with legal counsel.

On motion to invoke the attorney-client privilege: unanimously approved (Brinkman-absent.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Vice Chairman Heinicke called the closed session to order at 2:46 p.m.

2. Roll Call

Present: Gwyneth Borden
Malcolm Heinicke
Lee Hsu
Joél Ramos
Cristina Rubke
Art Torres

Absent: Cheryl Brinkman – with notification

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Susan Cleveland-Knowles, Deputy City Attorney

3. Pursuant to Government Code Section 54956.9(d)(1) 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 on the following:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Fermin Rodriguez vs. CCSF, Superior Ct. #CGC14543008 filed on 13/3/14 for \$275,000

RESOLUTION 170919-120

On motion to approve:

ADOPTED: AYES – Borden, Heinicke, Hsu, Ramos, Rubke, and Torres

ABSENT – Brinkman

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:00 p.m.

17. Announcement of Closed Session.

Vice Chairman Heinicke announced that the SFMTA Board of Directors met in closed session to discuss litigation with the City Attorney. The Board voted unanimously to approve the Rodriguez case.

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

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

ADJOURN - The meeting was adjourned at 3:01 p.m. in memory of Terry Smerdel.

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.