



**SFMTA**  
Municipal  
Transportation  
Agency

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

**MINUTES**

Tuesday, November 19, 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 1:02 p.m.

### 2. Roll Call

Present: Cheryl Brinkman  
Malcolm Heinicke – absent at Roll Call  
Jerry Lee  
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 November 5, 2013 Regular Meeting: unanimously approved (Heinicke-absent).

### 5. Communications

Chairman Nolan asked that the meeting be adjourned in memory of Dave DeForrest.

Board Secretary Boomer gave notice that Items 11 and 16 both call for the Board to take approval actions within the meaning of Chapter 31 of the San Francisco Administrative Code as it was amended by Ordinance #161-13. As to each of these items, the Planning Department has issued a determination that the items are categorically exempt from the California Environmental Quality Act. The exemption determinations are posted on the Planning Department website. Those exemption determinations are subject to appeal within the time frame specified in San Francisco Administrative Code Section 31.16, which is typically 30 days. For information on filing an appeal, a member of the public should contact the Clerk of the Board of Supervisors in Room 244 here at City Hall or by calling 415 554-5184. In a later court challenge, a litigant may be limited to raising only issues previously raised at a hearing on the project or submitted in writing to the City before the approval action or as part of the appeal process.

## 6. Introduction of New or Unfinished Business by Board Members

Vice Chairman Brinkman asked that when the Polk Street project comes to the Board, that it include a pilot plan option, similar to Folsom Street, that is: temporary and reversible, of significant time, stretch the entire length of the project area, and with data driven success or failure metrics.

## 7. Director's Report (For discussion only)

### -Ongoing Activities

Director Reiskin discussed the sale of bonds, the Safe Driver Awards event and Central Subway tunneling.

Director Heinicke arrived.

## 8. Citizens' Advisory Council Report

No report.

## 9. Public Comment

Roland Wong complimented the 5L Fulton Line and the New Flier buses. They are a great improvement over the old vehicles. Boarding is easier but ideally he would like to see continued improvement to passenger safety when boarding on the sidewalk.

Christopher Fulkerson discussed the inaccuracy of Taxitronic. He is unable to get his waybills and is being overcharged. One waybill claims that he made \$30,000 in a night. Taxitronic is unreliable and slow to respond. The shift log is wrong as to hours worked. FlyWheel has bizarre policies of punishing drivers and booking them out for five hours for losing three minutes.

Michael Petrelis discussed messages on Muni vehicle headers that promote sports teams, equality and support after the bombing in Boston. He has asked for written procedures for getting a message on the headers and has not received a reply. He's been told that there are no written procedures. It's odd and unacceptable that million dollar sports franchises can use the public message board to get their messages out. He would like access to those boards.

Corey Lamb discussed the increase in the number of buses going to the south bay. They don't pull over into bus zones to allow traffic through. The MTA should talk to them about how to operate. The corner of 18<sup>th</sup> and Castro isn't the right place for them to operate. He expressed concern that there will be a severe accident there.

Charles Rathbone stated that Dave DeForrest worked at Luxor for more than 40 years. He was much loved and will be missed. The MTA's comments are appreciated.

Eric Williams expressed appreciation for the Safe Driver event. Drivers take the brunt of ridicule about the system and they need to regain their image of hardworking men and women. Employee morale needs to be rebuilt so employees are willing to come to work.

Ed Healy expressed agreement with Mr. Fulkerson's comments about the accuracy of the Verifone system but expressed concern about his comments about FlyWheel. It's an excellent system and they've agreed to change their policy.

Hansu Kim stated that there is now a system where somebody can use their personal car as a vehicle for commercial enterprise. Taxi drivers wonder why they should go through the time and expense when they can use their personal car. This threatens the medallion system. When there aren't standards for who can pick up passengers, criminality will follow. The taxicab industry is starting to collapse but it can still be recovered.

Howard Strassner discussed the history of parking in San Francisco and the actions of the Board of Supervisors to build garages and implement residential parking permits. When Prop. E was written, the voters wanted a wise, future seeking board that did the right thing.

Jim Mitchell stated that he has an outstanding invoice for work over the last seven months. He would like to get paid. An investigation was conducted that found that the prime workers compensation contractor was in non-compliance of 14B.

Chairman Nolan requested a report about the use of headsigns and asked staff to follow up with Mr. Mitchell. He added that the Safe Driver event was very special and important.

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. 7<sup>th</sup> 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. Lora Khimovich vs. CCSF, Superior Ct. #CGC12523180 filed on 8/13/12 for \$10,000
- B. Juan Bonilla vs. CCSF, Superior Ct. #CGC7469612 filed on 11/30/07 for \$12,000
- C. Amelia Naranjo vs. CCSF, Superior Ct. #CGC12525011 filed on 10/9/12 for \$19,628
- D. Maria Cortez vs. CCSF, Superior Ct. #CGC11508205 filed on 12/14/11 for \$24,000

- E. Todd Robinson vs. CCSF, Superior Ct. #CGC12525347 filed on 10/22/12 for \$50,000
- F. Patricia Rodriguez and UCSF Regents vs. CCSF, Superior Ct. #CGC12518523, 2/6/12 for \$50,000

RESOLUTION 13-244

(10.2) Adopting a Resolution of Support for the Central Subway project under the State Transportation Improvement Program of MAP 21, any extensions of MAP 21, or any successor legislation for continued funding. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 13-245

(10.3) Awarding Contract No. 1268, Bluelight Emergency Telephone Replacement Project, to Shimmick Construction to replace and install the subway Bluelight Emergency Telephone System; in an amount not to exceed \$9,175,000 and for a term of 585 calendar days. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 13-246

(10.4) Authorizing the Director to execute Contract Modification No. 3 to Contract No. SFMTA 2009/10-22, Environmental Impact Analysis and Transportation Impact Study for the Transit Effectiveness Project with Turnstone Consulting to increase the contract amount by \$361,264, for a total contract amount not to exceed \$2,761,913. (Explanatory documents include a staff report, resolution and modification.)

RESOLUTION 13-247

(10.5) Establishing the 2014 meeting schedule for the SFMTA Board of Directors/Parking Authority Commission and the Policy and Governance Committee. (Explanatory documents include a staff report and resolution.)

RESOLUTION 13-248

On motion to approve the Consent Calendar:

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

REGULAR CALENDAR

11. Amending the Transportation Code to either restrict commercial passenger vehicles with more than nine seats, excepting employer shuttle buses, on street segments in the Alamo Square neighborhood and making traffic and parking modifications, including establishing a tour bus loading zone on the north side of Fell Street just east of Pierce Street and repeal an expired exception to the street restrictions for pupil activity buses operating on segments of Lyon and Chestnut Streets (Option 1) or restrict commercial passenger vehicles on street segments in the Alamo Square neighborhood, but permitting enclosed commercial passenger

vehicles to operate on Hayes Street between Divisadero and Webster Streets and making traffic and parking modifications, including establishing a tour bus loading zone on the north side of Fell Street just east of Pierce Street and repeal an expired exception to the street restrictions for pupil activity buses operating on segments of Lyon and Chestnut Streets. (Option 2). (Explanatory documents include a staff report, resolutions and amendments.)

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

On motion to excuse Director Rubke from participating and acting on Item 11:

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

ABSTAIN - Rubke

Jerry Robbins, Transportation Planning Manager, Sustainable Streets, presented the item.

PUBLIC COMMENT:

Members of the public expressing support for Option 1: Vallie Brown, Bill Emmack, Lisa Zahner, Kat Hantas, John Alex Lowell, E.J. Potente, Michael Lyons, Lavonne Hickerson, Felecia Faulkner, Gillian Etherington, Panos Lambrianides, John Morse, JB Alegiani, Sue Valentine, Kelly Edwards, Owen O'Donnell, Jed Holtzman, Herbert Weiner, Barry Taranto, Espanola Jackson, and Christopher Fulkerson

Members of the public expressing support for Option 2: Judy Ford, Nicole Perkins, Frances Gorman, Jason Cohen, Todd Geist, Patricia Hunting, Pete Wilson, and John Bilello

Members expressing opposition to changing the stop at Fell and Divisadero to Fell and Pierce: Andrew Olive, and Christian Routzen

Members of the public expressing neither support nor opposition for either option: John Dallas

RESOLUTION 13-249

On motion to approve Option 1:

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

EXCUSED - Rubke

12. Supporting the Accessible Parking Policy Advisory Committee's recommendations to increase access to parking for people with disabilities and reduce disabled parking placard misuse. (Explanatory documents include a staff report, resolution and report.)

Carla Johnson, Interim Director, Mayor's Office on Disability, and Bob Planthold presented the recommendations of the Accessible Parking Policy Advisory Committee.

Tom Nolan offered an amendment to provide for a discount program for low income drivers with a disabled placard.

**PUBLIC COMMENT:**

Members of the public expressing support: Roland Wong, Richard Ow, Howard Strassner, DeeDee Workman, Irwin Dawid, and Peter Mendoza

Members of the public expressing opposition: Richard Rothman, David Fazio, Vera Haile, Espanola Jackson, Jim Wachob, Jonathan Lyens, Herbert Weiner, Teall Henderson, Edna James, and Hene Kelly

On motion to amend the resolution to request staff to develop a discount program for low income drivers with a disabled placard:

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

**RESOLUTION 13-250**

On motion to approve as amended:

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

13. Authorizing the Director to execute a software license and services agreement with Frias Transportation Infrastructure to license RideIntegrity and related software to collect, manage and analyze taxi-related data for regulatory and planning purposes, and to support the Electronic Taxi Access System, and to lease on-board devices to collect such data where necessary, for an amount not to exceed \$6,000,000 and a contract term of five years. (Explanatory documents include a staff report, resolution and agreement.)

Christiane Hayashi, Director, Taxi and Accessible Services, presented the item.

**PUBLIC COMMENT:**

Members of the public expressing support: Christopher Fulkerson, Mark Gruberg, Mariana Photiou, Rashid Alatraqchi, Noor Eissa, Waleed Alsheredeh, Ed Healy, and Madeline Savit

Members of the public expressing opposition: Charles Rotter, Tim Csontos, Steven Humphreys, Hansu Kim, John Lazar, Jim Gillespie, Charles Rathbone, Greg Cochran, Andrew Sun, Lori Anne Dolqueist, Corey Lamb, Frank Fahey, David Smith, Nathan Dwiri and Jim Margolis

People expressing neither support nor opposition: Carl Macmurdo, Mary McGuire and Barry Korengold

Chairman Nolan left the meeting.

Director Heinicke offered an amendment to require additional action by the SFMTA Board of Directors prior to the expenditure for the on-board devices after February 1, 2014.

PUBLIC COMMENT on the amendment:

Members of the public expressing support: Hansu Kim, Christopher Fulkerson, Mark Gruberg, and Jim Gillespie

Members of the public expressing neither support nor opposition: John Lazar, and Andrew Sun

On motion to amend the resolution to require additional action by the SFMTA Board of Directors prior to the expenditure for the on-board devices after February 1, 2014:

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

ABSENT - Nolan

RESOLUTION 13-251

On motion to approve the item as amended:

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

ABSENT - Nolan

14. Authorizing the Director of Transportation to execute a Memorandum of Understanding between the San Francisco Airport Commission and the San Francisco Municipal Transportation Agency for the design and implementation of a shared Taxi Management System and providing payment in the amount of \$927,274 to share the cost of implementing the GTMS System. (Explanatory documents include a staff report, resolution and MOU.)

PUBLIC COMMENT:

Members of the public expressing support: Mark Gruberg, Hansu Kim, Charles Rathbone, Ed Healy, Rashid Alatraqchi Barry Korengold and David Smith

RESOLUTION 13-252

On motion to approve:

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

ABSENT - Nolan



15. Approving the Notification Requirements for New Meter Proposals which establishes notification standards for Operational, Local Neighborhood and Area-Wide parking management projects proposing the installation of new parking meters. (Explanatory documents include a staff report, resolution and requirements.)

PUBLIC COMMENT:

Members of the public expressing opposition: Martin MacIntyre

RESOLUTION 13-253

On motion to approve:

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

ABSENT - Nolan

16. Approving bicycle and traffic modifications on Folsom Street between 11<sup>th</sup> Street and 4<sup>th</sup> Street as part of a pilot program to test traffic lane removal as follows:

A. ESTABLISH: LANE REMOVAL (18 month trial) -Folsom Street, 4<sup>th</sup>-11<sup>th</sup> Street

B. ESTABLISH: RIGHT LANE MUST TURN RIGHT EXCEPT TRANSIT (18 month trial) Folsom Street at 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup>, and 8<sup>th</sup> Street. (Explanatory documents include a staff report, graphic and resolution. This action constitutes the Approval Action for purposes of CEQA. The Planning Department has issued a CEQA exemption determination, which is on file with the Secretary of the SFMTA Board of Directors. Following approval of the item, the CEQA determination is subject to appeal within 30 days. For information on filing a CEQA appeal, contact the Clerk of the Board of Supervisors.)

No public comment.

RESOLUTION 13-254

On motion to approve:

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

ABSENT - Nolan

17. Presentation and Discussion of the Oversize Vehicle Overnight Parking Restriction Pilot Evaluation and Recommendations. (Explanatory documents include a slide presentation.)

Bond Yee, Director, Sustainable Streets, presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Dyanna Quizon

Members of the public expressing opposition: Lisa Marie Alatorre, Melodie and Jennifer Friedenbach

18. 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 (Nolan-absent).

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Vice Chairman Brinkman called the closed session to order at 5:55 p.m.

2. Roll Call

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

Absent: Tom Nolan – with notification

Also present: Ed Reiskin, Director of Transportation  
Roberta Boomer, Board Secretary  
Julia Friedlander, Deputy City Attorney  
Candace Sue, Director, Communications  
Bond Yee, Director, Sustainable Streets  
Christiane Hayashi, Director, Taxis and Accessible 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:

Allen Goldblatt vs. CCSF, Superior Ct. #CGC12521444 filed on 6/7/12 for \$1,125,000

RESOLUTION 13-255

On motion to approve:

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

ABSENT - Nolan

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 6:22 p.m.

19. Announcement of Closed Session.

Vice Chairman Brinkman announced that the SFMTA Board of Directors met in closed session to discuss Allen Goldblatt vs. CCSF with the City Attorney. The Board of Directors voted unanimously to settle the case (Nolan-absent). The Board also discussed anticipated litigation but took no action.

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

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

ADJOURN - The meeting was adjourned at 6:42 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](http://sfgov.org/ethics).