



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, April 18, 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
Tom Nolan
Joél Ramos
Cristina Rubke

Edward D. Reiskin
DIRECTOR OF TRANSPORTATION

Roberta Boomer
SECRETARY

ORDER OF BUSINESS

1. Call to Order

Chairman Brinkman called the meeting to order at 1:02 p.m.

2. Roll Call

Present: Cheryl Brinkman
Gwyneth Borden
Malcolm Heinicke – absent at Roll Call
Lee Hsu
Tom Nolan
Joél Ramos
Cristina Rubke

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

Chairman Brinkman announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. She 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. She 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 April 4, 2017 Regular Meeting: unanimously approved (Heinicke-absent).

5. Communications

None.

6. Introduction of New or Unfinished Business by Board Members

-Recognition of Tom Nolan

Representatives from State Senators Phil Ting and Scott Weiner and Assemblyman David Chiu’s offices presented a certificate to Director Nolan for his service on the MTA Board and his advocacy for lesbian, gay, bisexual and transgender issues.

London Breed, President, San Francisco Board of Supervisors presented a commendation to Director Nolan on behalf of the Board of Supervisors.

Members of the SFMTA Board of Directors expressed their appreciation to Director Nolan and presented certificates and proclamations from Senator Diane Feinstein, Congresswomen Nancy Pelosi, Anna Eshoo, and Jackie Speier, and Mayor Ed Lee. Ed Reiskin presented a sign to Director Nolan on behalf of the SFMTA. Chairman Brinkman presented Director Nolan with a plaque on behalf of the Board.

No public comment.

Director Nolan acknowledged his partner and Mayors Newsom and Lee and thanked his colleagues and staff.

7. Director's Report (For discussion only)

- Update on Vision Zero
- Ongoing Activities

Ed Reiskin discussed Mayor Lee's nomination of Art Torres to the SFMTA Board, Annual Bike and Roll to School Week, Folsom-Howard Streetscape Project open houses; 7th and 8th St. Safety project construction; Assembly Bill 342 regarding Automated Speed Enforcement; Senate Bill 1 regarding state transportation funding; tank upgrades at various divisions; Dolores Street Median Parking Pilot; Van Ness transit and traffic travel times; and proposed changes to Vicente Street.

PUBLIC COMMENT:

Herbert Weiner stated that Vision Zero is incomplete as it doesn't protect people on the sidewalk. More bike lanes would encourage more people to ride on the street. The law against cyclists on the sidewalk should be enforced. He wouldn't want to see kids ride through a red light and be killed. That would be a tragedy. Reverse angled parking is more difficult for seniors. The SFMTA should ask people about that before doing it.

Tone Lee stated that roads are improving. Taraval Street makes sense. Vision Zero isn't only for infrastructure. It affects elderly people who are slower and have different minds. The SFMTA is a big agency and should get out to see the people, especially Asians and the elderly.

Tom Gilberti wondered if people have to wait to get Van Ness repaved before construction on Muni is finished. It is a terrible route right now. Sup. Weiner passed a law that says when a street is torn up and rebuilt, that new wires for telecommunications are accommodated. He wondered if that is part of the construction. He wondered if an elevator could be installed at 30 Van Ness.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Maureen Connors expressed concern about a proposed structure on the boarding island between North Point and Van Ness. There is a serious safety issue. Residents hope to find a solution. They are talking with Muni about it.

Rodney Clara expressed concern about receiving a ticket due to parking changes on Market Street. No residents were notified of the change before it was implemented. The two signs are well above visual range. He inquired about the process to inform residents about the change.

Tariq Mehmood stated that medallions are still a golden egg even without the turmoil in the industry. The SFMTA should buy the medallions back from cab drivers. People who bought them are not happy. The SFMTA should give them their deposits back and lease the medallions back to the market.

George Khanouf discussed the taxi drivers' fund. Medallion holders are sinking into debt and are taking money out of their homes to stay in business. They need funds to replace vehicles. The proposal to distribute the money isn't fair. Those who invested should get the money.

Abd Ali discussed the taxi driver fund. Taxi drivers are paying into the fund. The money should be given to the people who paid into it. He asked the SFMTA to reduce their payment or give them the money. He is against giving it to A card drivers who aren't driving.

Tone Lee discussed a taxi task force meeting. The fund is for taxi drivers who have no benefits. The money isn't for the medallion buyer. A majority of taxi drivers will get a small amount of money. Uber and Lyft have 20,000-30,000 cars on the road. The price of taxis can't compete because they are regulated. The fund should go to all the drivers as many are low income.

Tom Gilberti discussed how terrible the new buses are. They're rattle-traps. He wondered whether the street could get repaved. Something needs to be done about taxis. The city needs to pass laws to reclaim their streets. Losing taxis isn't healthy for society. Maybe there should be a daily permit for Transportation Network Companies.

Chairman Brinkman asked staff to follow up regarding the parking signs that are above visual range on Market Street between Romain and Grandview Terrace.

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. Nai Hua Song vs. CCSF, Superior Ct. #CGC15549300 filed on 12/8/15 for \$57,500
(Explanatory documents include a resolution.)

RESOLUTION 170418-043

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – TOW AWAY NO STOPPING ANYTIME – 22nd Street, south side, from 140 feet to 199 feet west of San Bruno Avenue.
- B. ESTABLISH – STOP SIGNS – Hubbell Street, eastbound, at 7th Street; Irwin Street, eastbound, at 7th Street; and Hooper Street, eastbound, at 7th Street. (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 170418-044

(10.3) Amending Transportation Code, Division II, Section 601 to designate a cable car only lane on eastbound California Street from Powell Street to Grant Avenue, and approving the following traffic modifications:

- A. ESTABLISH – CABLE CAR ONLY LANE - California Street, eastbound, from Powell Street to Grant Avenue
- B. ESTABLISH – NO LEFT TURN - California Street, eastbound, at Joice Street, California Street, eastbound, at Pratt Street, California Street, eastbound, at Sabin Street, California Street, westbound, at Joice Street
- C. ESTABLISH – RIGHT TURN ONLY - Joice Street, southbound, at California Street, Joice Street, northbound, at California Street, Pratt Street, southbound, at California Street, Sabin Street, southbound, at California Street. (Explanatory documents include a staff report, amendment, map, conditions and resolution. The proposed actions listed above are Approval Actions as defined by S.F. Administrative Code Chapter 31.)

RESOLUTION 170418-045

(10.4) Authorizing the Director to file a claim with the Metropolitan Transportation Commission for allocation of operating assistance from Transportation Development Act, State Transit Assistance, AB1107 One-Half Cent Sales Tax, and Regional Measure 2 funds for Fiscal Year 2016 to support the operating budget. (Explanatory documents include a staff report and resolution. The proposed action listed above is the Approval Action as defined by S.F. Administrative Code Chapter 31.)

RESOLUTION 170418-046

(10.5) Adopting a Resolution of Local Support, for the award of \$4,400,000 in Regional Active Transportation Program funds from the Metropolitan Transportation Commission for the Powell Street Safety Project. (Explanatory documents include a staff report, opinion and resolution.)

RESOLUTION 170418-047

(10.6) Authorizing the Director of Transportation to accept and expend up to \$495,575 in FY 2017/18 Transportation Development Act, Article 3 funds for Vision Zero Bike and Pedestrian Improvements. (Explanatory documents include a staff report, application and resolution.)

RESOLUTION 170418-048

(10.7) Amending Transportation Code, Division II, Section 902 to revise the One-Day Flex Permit fees and establish a less than six months motorcycle permit fee for the Residential Parking Permit Program. (Explanatory documents include a staff report, resolution and amendment.)

RESOLUTION 170418-049

On motion to approve the Consent Calendar:

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

ABSENT - Heinicke

Director Heinicke arrived. On behalf of the Board, Vice Chairman Heinicke asked that a plaque be installed in the Castro Street Station in Director Nolan’s honor.

REGULAR CALENDAR

11. Approving a protected bikeway and parking and traffic modifications along eastbound 13th Street between Folsom Street and Bryant Street as follows:

- A. ESTABLISH – CLASS IV BIKEWAY – 13th Street, eastbound, south side, between Folsom Street to Bryant Street
- B. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – 13th Street, south side, between Folsom Street and Trainor Street; 13th Street, south side, between Trainor Street and Harrison Street; 13th Street, south side, from Harrison Street to 36 feet easterly; 13th Street, south side, from 290 feet to 320 feet east of Harrison Street; 13th Street, south side, from Bryant Street to 304 feet westerly
- C. ESTABLISH – NO RIGHT TURN ON RED (EXCEPT BICYCLES) – Harrison Street, northbound, at 13th Street
- D. ESTABLISH – STOP – Bernice Street, southbound, at 13th Street; Isis Street, southbound, at 13th Street; Trainor Street, northbound at 13th Street
- E. ESTABLISH – LEFT LANE MUST TURN LEFT – 13th Street, eastbound, at Bryant Street
- F. ESTABLISH – 2 HOUR PARKING 8 AM TO 6 PM MONDAY THROUGH SATURDAY – 13th Street, south side, between Harrison Street and Bryant Street. (Explanatory documents include a staff report and resolution. The proposed actions listed above are Approval Actions as defined by S.F. Administrative Code Chapter 31.)

Jennifer Wong, Transportation Planner, presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Charles Deffarges and Tom Gilberti

RESOLUTION 170418-050

On motion to approve:

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

12. Authorizing the Director to execute Amendment No. 2 to Contract No. CPT 632 with New Flyer of America to exercise the option to purchase an additional 185 40-foot low floor electric trolley buses and associated spare parts, training, manuals and special tools, for an additional amount of \$244,618,583, and a total contract amount not to exceed \$395,067,312, with no change to the term of the contract. (Explanatory documents include a staff report and amendment.)

John Haley, Director, Transit Services, presented the item.

No public comment.

RESOLUTION 170418-051

On motion to approve:

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

13. 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.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Brinkman called the closed session to order at 3:14 p.m.

2. Roll Call

Present: Cheryl Brinkman
Gwyneth Borden
Malcolm Heinicke
Lee Hsu

Tom Nolan
Joél Ramos
Cristina Rubke

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Robin Reitzes, Deputy City Attorney
David Delbon, Deputy City Attorney
John Haley, Director, Transit Services
Melvyn Henry, Director, System Safety
Candace Sue, Director, Communications

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:

Douglas Hinko vs. CCSF, Superior Ct. #CC15546865 filed on 7/14/15 for \$300,000

RESOLUTION 170418-052

On motion to approve:

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

Renita Woods vs. CCSF, Superior Ct. #CGC14537042 filed on 2/29/14 for \$1,000,000

RESOLUTION 170418-053

On motion to approve:

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

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:27 p.m.

14. Announcement of Closed Session.

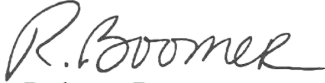
Chairman Brinkman announced that the SFMTA Board of Directors met in closed session to discuss the Hinko and Woods cases with the City Attorney. The Board of Directors voted to settle both cases.

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 3:28 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.