



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, April 21, 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
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 April 7, 2015 Regular Meeting: unanimously approved (Rubke-absent).

5. Communications

Chairman Nolan noted the passing of former SFMTA Director Peter Mezey and asked that the meeting be adjourned in his memory.

Chairman Nolan asked the Board Secretary to call the Consent and Regular agendas before General Public Comment.

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 stated that she was aware of the concern expressed by the Polk Street community regarding the timeline for bringing back plans for extending the cycle track on Polk Street within a year of the completion of the project. She shares the concern that a year will not be adequate time and while the safety of pedestrians and cyclists must be the SFMTA’s top priority,

she wants to make sure that the SFMTA presents the best possible design for Polk Street. To give staff the time they need, she wanted to go on record as supporting that evaluation and outreach process, even if it will take longer than what was approved in the April 7 motion. Chairman Nolan stated that others share that concern as well and, with that understanding, that's how the SFMTA will proceed.

Director Heinicke discussed the traffic and transit delays due to the 4/20 event in Golden Gate Park. He requested a plan and advanced notice to the public next year.

7. Director's Report (For discussion only)

No report.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Georgianna Barker expressed opposition to the removal of the 21 Hayes bus stop at Central and Hayes. This stop serves the elderly and the disabled who will have trouble getting to other lines. The SFMTA needs to preserve viable alternatives for route choices. Transit isn't always a cost-benefit analysis but there needs to be viable alternatives. Without such alternatives, neighborhoods lose their vibrancy.

Ali Gharavi stated that the 21 Hayes stops near his business and has enabled him to stay in business. His customers are now older and they depend on that stop. There are two stops close by but the grade at this stop allows the passengers to board easier. At the other stop on Masonic and Hayes, there are a lot of people waiting and it's hard to get on. A majority of residents and people who are challenged with mobility want to keep the stop. He urged the SFMTA to reconsider.

Mark Gruberg called attention to the fact that SFMTA staff has been talking with airport management about excluding certain 8000 series cab drivers and "S" medallions from going to the airport. This is a bad idea. When you shut out cabs, you're shutting out cab drivers. This will have terrible repercussions not only for the drivers but also for the companies who won't be able to find people to drive those cabs. Not having access to the airport is tantamount to an economic death sentence. The congestion is because the airport has allowed the TNC's to operate there.

Herbert Weiner stated that he missed the SPUR display of the new Muni route map. He would like to have a copy of the map. He noted that a lot of planning can be devoid of political and social realities and related a story about World War I. Consolidating bus routes doesn't speed up public transportation at all and buses still run slowly. Consolidation will be perilous along 19th Avenue. He asked the Board to walk along 19th Ave. to see how long it takes to catch a bus.

Mary McGuire stated that there is finally some enforcement at the ballpark for TNC's who think it's okay to use cab stands. She has seen aggressive enforcement at CalTrain but it's not enough. She was threatened by a Lyft driver when she told them that the cabstand was for taxis only. Taxi staff aren't at the cabstands. Last week, a cab driver was assaulted by a Lyft driver. Tone Lee has said that streets will become dangerous but they already are. Taxi drivers are verbally and physically assaulted. She asked about the status of the panic buttons.

Leonard Peoples discussed the 21 Hayes line. There's a proposal to shorten or eliminate it or remove the stop at Hayes and Central. If you remove the stop, he will have to walk further which will be more difficult given his disability. The 21 line takes him to his post office, pharmacy and bank. He is heavily dependent on the 21 Hayes line and the 5 Fulton line won't serve his needs. He asked the SFMTA to not do anything to the 21 Hayes line.

Nick Pasquariello stated that in a dangerously clandestine manner, the SFMTA has proposed to cut direct service to the 33 Ashbury bus line to SF General Hospital (SFGH). He urged the SFMTA to join others to oppose those damaging cuts to the 33 Ashbury. This will expose seniors and people with disabilities to potential injury. The SFMTA is attempting to cater to the .COM industries over the needs of seniors and people with disabilities. Also, there is a parking crisis at SFGH, and cutting the 33 Ashbury will exacerbate the problem. He wondered why the SFMTA was not supporting SFGH expansion.

George Wooding talked about the 33 Ashbury. He hears that it will stop short at 16th and Potrero and will no longer take the disabled to SFGH. This will be egregious and cruel. People going to the hospital are sick and older. It is difficult for them to transfer. This is a big mistake.

Barry Taranto stated that we must all be more careful as pedestrians and cab drivers. The SFMTA should weigh in on status of TNC legislation with the SFMTA lobbyist. He expressed appreciation to Caroline Celaya for responding to his request for public records and to Kate Toran and Tom Maguire for handling the Caltrain cabstand controversy. People lower down in the SFMTA didn't bring information to staff. Baseball season support has been horrible. There needs to be more investigators.

Douglas O'Connor stated that he has documented blatant violations of TNC drivers that are causing congestion at SFO. We should ask how we can incorporate new technology within the taxi industry. Tracking isn't fixed to TNC vehicles so those drivers can hide their phones making it hard to monitor how many are on the road at any given time. He wondered why the industry couldn't incorporate more green solutions.

Tone Lee stated that the congestion at the airport is serious. As a driver, he prays for a chance to get into the parking lot. There is a lot of congestion. Last year, there were extra 250 cabs on the street. The airport is a big part of a cab driver's business. There needs to be a town hall meeting about the airport congestion. He will support any solution.

Ed Healy stated that he's glad that the issue at the airport has been resolved.

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. CCSF vs. Danielle Hatfield and Innokety Belov, Superior Ct. #CGC13535126, filed on 12/29/13 on \$32,797.50 (City to collect)
- B. Janet Lutz vs. CCSF, Superior Ct. #CGC14538299 filed on 3/27/14 for \$79,99

RESOLUTION 15-057

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S ELIGIBILITY – 4064 24th St.
- B. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S ELIGIBILITY – 909 Haight St.
- C. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Excelsior Avenue, north side, from 11 feet to 32 feet east of Mission Street.
- D. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Mission Street, west side, from 6 feet to 26 feet north of 17th Street.
- E. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Mission Street, east side, from Acton Street to 27 feet southerly; Sickles Avenue, north side, from Mission Street to 22 feet westerly; and Sickles Avenue, south side, from Mission Street to 25 feet westerly.
- F. ESTABLISH – NO PARKING ANYTIME – Sweeny Street, south side, from 14 feet to 37 feet west of Dartmouth Street.
- G. ESTABLISH – STOP SIGN – Rotteck Street, northbound, at Still Street; and Rotteck Street, southbound, at Cayuga Avenue.
- H. ESTABLISH – STOP SIGN – Plum Street, eastbound, at South Van Ness Avenue.
- I. ESTABLISH – STOP SIGNS – Santiago Street, eastbound and westbound, at 39th Avenue.
- J. ESTABLISH – RED ZONE – Taraval Street, south side, from 23rd Avenue to 22 feet westerly.
- K. ESTABLISH – RED ZONE – 23rd Avenue, west side, from Moraga Street to 35 feet northerly. (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.)

RESOLUTION 15-058

(10.3) Approving the temporary parking modification as follows to remain in effect for the duration of Commuter Shuttle Pilot Program:

- A. ESTABLISH – TOW-AWAY NO PARKING, PERMITTED COMMUTER SHUTTLE BUS ZONE, 6 AM TO 10 AM, MONDAY THROUGH FRIDAY -- Potrero Avenue, west side, from 25th Street to 100 feet southerly. (Explanatory documents include a staff report and resolution. The proposed action is an Approval Action as defined by S.F. Administrative Code Chapter 31.)

RESOLUTION 15-059

(10.4) Establishing Tow-Away No Stopping Anytime Except Permitted Car Share Vehicles at the following locations:

- A. 4th Avenue, west side, from 31 feet to 43 feet south of Clement Street
- B. 5th Avenue, east side, from Hugo Street to 20 feet northerly
- C. 19th Street, north side, from 3rd Street to 40 feet westerly
- D. 20th Street, north side, from 18 to 38 feet street west of Dolores Street
- E. 24th Avenue, west side, from 24 feet to 48 feet south of Irving Street
- F. 27th Avenue, east side, from 24 feet to 64 feet north of Geary Boulevard
- G. 32nd Avenue, east side, from 20 feet to 60 feet south of Noriega Street
- H. Brannan Street, north side, from 82 feet to 105.5 feet west of Delancey Street
- I. Bryant Street, east side, from 55 feet to 72 feet north of 22nd Street
- J. Douglass Street, west side, from Clipper Street to 36 feet southerly
- K. Eureka Street, east side, from 20th Street to 34 feet northerly
- L. Fell Street, south side, from Masonic Avenue to 40 feet westerly
- M. Filbert Street, south side, 5 feet to 49 feet west of Stockton Street
- N. Florida Street, east side, from 18 feet to 38 feet north of 18th Street
- O. Green Street, north side, from Van Ness to 38 feet easterly
- P. Green Street, south side, from 31 feet to 67 feet west of Laguna Street
- Q. Harrison Street, east side, from 20th Street to 40 feet southerly
- R. Jones Street, west side, from Pine Street to 40 feet southerly
- S. Judah Street, north side, from 16 feet to 38 feet west of 12th Avenue
- T. Judah Street, south side, from 14th Ave to 40 feet easterly
- U. Laguna Street, east side, from 19 feet to 60 feet north of Jackson Street
- V. Laguna Street, west side, from 17 feet to 51 feet north of Eddy Street
- W. Leavenworth Street, east side, from Sutter Street to 39 feet northerly
- X. Lombard Street, north side, from Polk Street to 18 feet easterly
- Y. Lyon Street, east side, from 20 feet to 58 feet south of Hayes Street
- Z. McAllister Street, north side, from 19 feet to 59 feet east of Steiner Street
- AA. Minnesota Street, west side, from 22nd Street to 38 feet southerly
- BB. Oak Street, north side, from Cole Street to 40 feet easterly
- CC. Oakwood Street, east side, from 18th Street to 18 feet southerly
- DD. Pacific Avenue, north side, from 20 feet to 60 feet east of Franklin Street
- EE. Pacific Avenue, south side, 7 feet to 47 feet east of Powell Street
- FF. Page Street, south side, from 15 feet to 55 feet east of Octavia Boulevard

- GG. Parker Avenue, east side, from Fulton Street to 16 feet northerly
- HH. Rhode Island Street, east side, from 17th Street to 16 feet southerly
- II. Sanchez Street, east side, from Clipper Street to 38 feet southerly
- JJ. Scott Street, east side, from 16 feet to 52 feet south of Eddy Street
- KK. Scott Street, east side, from Fulton Street to 36 feet southerly
- LL. Steiner Street, west side, from 10 feet to 50 feet north of Hayes Street.
- MM. Steiner Street, west side, from 24 feet to 64 feet north of Duboce Avenue
- NN. Steiner Street, west side, from Jackson Street to 40 feet southerly
- OO. Treat Street, east side, from 25th Street to 38 feet southerly
- PP. Ulloa Street, north side, from 117 feet to 137 feet east of Claremont Avenue
- QQ. Union Street, south side, 40 feet east of Divisadero Street
- RR. Union Street, south side, from Leavenworth Street to 19 feet westerly
- SS. Valencia Street, east side, from 191 feet to 231 feet north of Duboce Avenue
- TT. Vallejo Street, north side, from 22 feet to 62 feet west of Franklin Street. (Explanatory documents include a staff report and resolution.)

Item 10.4 was removed from the agenda at the request of a member of the public.

PUBLIC COMMENT:

Members of the public expressing opposition: Ted Lowenberg.

RESOLUTION 15-060

On motion to approve Item 10.4:

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

ABSENT - Rubke

(10.5) Agreeing that the SFMTA will comply with all conditions and requirements in the Certification and Assurances and applicable statutes, regulations and guidelines for all transit projects funded by the Low Carbon Transit Operations Program with the California Dept. of Transportation. (Explanatory documents include a staff report, resolution and agreement.)

RESOLUTION 15-061

(10.6) Approving the Second Amendment to an Agreement between the City and County of San Francisco and Architectural Resources Group for Historic Resource Evaluation for Transit Shelters, to extend the Agreement by three and a half months to August 6, 2015 and to increase the contract amount by \$6,760, for a total contract amount of \$19,150. (Explanatory documents include a staff report, resolution and agreement.)

RESOLUTION 15-062

On motion to approve the Consent Calendar (Item 10.4 severed):

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

ABSENT - Rubke

REGULAR CALENDAR

11. Presentation, discussion and possible action regarding San Francisco’s Late Night Transportation Plan. (Explanatory documents include a report, fact sheet and slide presentation.)

Supervisor Scott Weiner introduced the item. Liz Brisson, Senior Transportation Planner, Transportation Authority and Ben Van Houghten, Business Development Manager for Nightlife and Entertainment Sector, Mayor’s Office of Economic and Workforce Development presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Charles Rathbone, Barry Taranto, Herbert Weiner, Ed Mason and Danielle Oliveto.

Members of the public expressing neither support nor opposition: Tone Lee

12. Authorizing the Director to execute Amendment No. 1 to Contract No. CPT 713 with New Flyer of America Inc. to change the propulsion system in six of the previously ordered buses from parallel system to series system, and to purchase an additional 48 standard and 50 articulated low floor diesel hybrid buses, for an additional amount of \$99,382,133, and a total contract amount not to exceed \$167,639,669, with no change to the term of the contract. (Explanatory documents include a staff report, resolution and agreement.)

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

PUBLIC COMMENT:

Members of the public expressing neither support nor opposition: Herbert Weiner

RESOLUTION 15-063

On motion to approve:

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

ABSENT - 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 (Rubke-absent).

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 2:25 p.m.

2. Roll Call

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

Absent: Cristina Rubke – with notification

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Rob Maerz, Deputy City Attorney
Don Ellison, Director, Human Resources

3. 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

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: and/or her designees: Donald Ellison

Employee Organizations:

- TWU Local 250A (7410)

To discuss:

- Wages
- Hours
- Benefits
- Working Conditions
- Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 2:34 p.m.

14. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss labor negotiations but took no action. There was no discussion of anticipated litigation.

15. 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 2:36 p.m. in memory of Peter Mezey.

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.