



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, May 1, 2018
Room 400, City Hall
1 Dr. Carlton B. Goodlett Place

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

SFMTA BOARD OF DIRECTORS

Malcolm Heinicke, Vice Chairman
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 1:01 p.m.

2. Roll Call

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

Vice Chairman Heinicke announced that former Directors Borden and Brinkman had reached their 60 day holdover term and were going through the reappointment process at the Board of Supervisors.

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 April 17, 2018 Regular Meeting: unanimously approved.

5. Communications

Board Secretary Boomer stated that Item 10.1 D had been removed from the agenda at the request of staff.

6. Introduction of New or Unfinished Business by Board Members

None.

7. Director’s Report (For discussion only)

- Special Recognition Award
- SFMTA Branding
- Update on Vision Zero
- Ongoing Activities

The Board recognized Li Zhang, Principal Administrative Analyst; Anne Fritzler, Manager, Strategic Planning and Initiatives, and Myra Phillips, Transit Car Cleaner.

Kristen Smith, Manager, Marketing presented the SFMTA's new logo.

Ed Reiskin, Director of Transportation, discussed a recent grant award, school crossing guards, Twin Peaks Tunnel closure, Sunday Streets, Bike to Work Day, and Board of Supervisor's Appeal Legislation.

PUBLIC COMMENT:

David Pilpel discussed the reappointment of Directors Borden and Brinkman. The new logo is a bad choice. Staff and resources should be used to fix things.

Herbert Weiner stated that the Director's Report is missing items such as service and violations. It's an inconvenience to access this information online. The information should be made public. He also discussed the Muni logo.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Matt Brezina discussed Turk and Eighth Streets. He discussed issues with bicyclists riding west on Folsom Street. He discussed double parking on Howard Street that block the bike lane. People will stand in the bike lane on Wednesday on Howard Street to protect cyclists. There are solutions for Howard Street.

David Gouldin discussed the need for a protected bike lane at Howard and 7th streets. Almost two years after the fatality, there hasn't been anything done to protect cyclists. Cyclists are dissatisfied with conditions on Howard Street. Paint won't prevent injuries or fatalities. This can be solved.

Tom Gilberti expressed appreciation for the elevators. He noted that there were two elevators at some stations. The station elevators need to be steam cleaned. He asked for two different schedules, one for rush hour and another for seniors and people with disabilities. There's a mishmash of bikes and scooters on sidewalks.

Sonja Trauss asked for a report on the suitability of surface parking lots for development for housing. The MTA did a report on five lots but it assumed that the lots would be developed based on current zoning. She asked that current zoning laws be ignored. This would generate revenue and middle-income housing. This would be broadly exciting given the value-capture. This is a way to create housing.

Ben Libbey asked the SFMTA to study the feasibility of housing on surface parking lots. There's a housing crisis in San Francisco. The SFMTA has a struggle to generate revenue to support service. This would solve both of those problems.

Maelig discussed housing on SFMTA parking lots and better transit. He asked the SFMTA to do a feasibility study. There are three lots in the Sunset and in West Portal. For these lots, staff shouldn't follow zoning laws.

David Pilpel discussed the Twin Peaks shutdown schedule. There needs to be more outreach to the community to explain the changes. The hearing at the Land Use committee was interesting but some of the issues have not been properly put in context. Sup. Stefani has asked for a hearing on late night transportation. The SFMTA should ask for a hearing on that as well.

Milo Trauss discussed social housing. It's housing owned by the government. Housing in the Presidio is owned by the government. It would be a progressive policy, would meet a housing need, and create a revenue. It would be an ongoing benefit. He also asked about the feasibility of using the top floor of parking garages for housing.

Lizzy Soltis discussed a feasibility study for parking lots. It would be a cool way to be clever about housing issues and generate revenue. She hopes the SFMTA will run with it. She would love to get more housing on the west side of the city.

Norma Guzman expressed support for a study on housing on SFMTA land. The SFMTA has a good record of trying new things.

Sam Sadle requested a study on feasibility for housing on parking lots. There's a housing crisis.

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) Approving the following traffic modifications:

- A. ESTABLISH – TOW AWAY NO STOPPING ANY TIME – Sloat Boulevard, south side, from 33 feet to 100 feet west of Everglade Drive; Sloat Boulevard, south side, from Lakeshore Plaza Drive to 20 feet easterly; Sloat Boulevard, south side, from 95 feet to 115 feet east of Lakeshore Plaza Drive; Sloat Boulevard, north side, from 37th Avenue to 100 feet easterly.
- B. ESTABLISH – BUS ZONE – Sloat Blvd., north side, from 65 feet to 145 feet west of 36th Ave.
- C. ESTABLISH – YELLOW LOADING ZONE, 6AM – 6PM, MONDAY – SATURDAY – Sloat Boulevard, south side, from 20 feet to 95 feet east of Lakeshore Plaza Drive.
- D. ESTABLISH – NO RIGHT TURN – 11 AM to 8 PM, EXCEPT RESIDENTS OF 1300 LOMBARD sign on northbound Hyde 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.)

Item 10.1D was removed from the Consent Calendar at the request of staff.

Item 10.1 A-C was severed from the Consent Calendar at the request of members of the public.

PUBLIC COMMENT:

Members of the public expressing support: Patrick Skain, Bill Chionsini, and Barbara Chionsini

Members of the public expressing neither support nor opposition: David Pilpel

RESOLUTION 180501-067

On motion to approve:

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

(10.2) Making environmental review findings; amending the Transportation Code, Division II, Section 601 to expand the hours of bus and taxi only lanes on Mission Street between 1st and Beale streets eastbound (inbound) and Mission Street between Main and 1st streets westbound (outbound) to “All Times” and add or amend pre-existing transit-only lanes in other locations; and approving parking and traffic modifications as follows:

- A. ESTABLISH - BUS & TAXI ONLY LANE, Mission Street, eastbound, from 1st to Beale streets; Mission Street, westbound, from Main to 1st streets.
- B. ESTABLISH - TOW-AWAY NO STOPPING ANYTIME, Mission Street, north side, from Fremont to Beale streets; Mission Street, south side, from Fremont Street to 69 feet easterly; Mission Street, south side, from Beale Street to 22 feet westerly.
- C. ESTABLISH - BUS AND TAXI ONLY LANE, Clay Street, eastbound, from Kearny to Sansome streets 3 to 6 p.m. Monday-Friday.
- D. ESTABLISH - BUS ONLY LANE, Pine Street, westbound, from Battery to Sansome streets, 3 to 7 p.m. Monday-Friday.
- E. ESTABLISH - BUS AND TAXI ONLY LANE, Sacramento Street, westbound, from Drumm to Front streets.
- F. ESTABLISH - MUNI ONLY LANE, Duboce Avenue, eastbound, from Fillmore to Church streets. (Explanatory documents include a staff report, amendments, environmental documents and resolution.)

Item 10.2 was severed from the Consent Calendar at the request of members of the public.

PUBLIC COMMENT:

Members of the public expressing opposition: David Pilpel

RESOLUTION 180501-068

On motion to approve:

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

(10.3) 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 2019 to support the operating budget. (Explanatory documents include a staff report and resolution. The proposed action is the Approval Action as defined by the S.F. Administrative Code Chapter 31.)

RESOLUTION 180501-069

(10.4) Authorizing the Director to accept and expend up to \$463,238 in Fiscal Year 2019 Transportation Development Act, Article 3 funds for Vision Zero Bike and Pedestrian Improvements. (Explanatory documents include a staff report and resolution. The proposed action is the Approval Action as defined by the S. F. Administrative Code Chapter 31.)

RESOLUTION 180501-070

(10.5) Approving an amendment to the Memorandum of Understanding between the San Francisco Municipal Transportation Agency and the Transport Workers Union, Local 200 to modify the seniority provisions for Classification 9153 Transportation Controllers who transferred to that classification. (Explanatory documents include a staff report and resolution.)

Item 10.1 was severed from the Consent Calendar at the request of a member of the public.

PUBLIC COMMENT:

Members of the public expressing neither support nor opposition: David Pilpel

RESOLUTION 180501-071

On motion to approve:

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

(10.6) Executing Contract Amendment No. 3 to SFMTA Contract No. CS-162, Professional Support Services for the Job Order Contracting Program, with The Gordian Group, to retroactively extend the term of the agreement to April 30, 2019 at no additional cost. (Explanatory documents include a staff report, amendment and resolution.)

RESOLUTION 180501-072

On motion to approve the Consent Calendar (Item 10.1 D removed, Items 10.1 A-C, 10.2 and 10.5 severed):

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

REGULAR CALENDAR

11. Amending the Transportation Code, Division II, to establish a pilot Powered Scooter Share Permit Program for 24 months, requiring a permit issued by the Director of Transportation, establishing a fee for the issuance of the permit, establishing administrative penalties for failure to obtain a permit or violation of permit requirements, providing a procedure for the assessment and collection of administrative penalties for permit violations or parking or leaving standing an unpermitted Powered Scooter subject to the pilot Powered Scooter Share Permit Program on a sidewalk, street, or other public right-of-way, and making non-substantive corrections in Division II. (Explanatory documents include a staff report, amendments and resolution.)

Tom Maguire, Director, Sustainable Streets and Miriam Sorell, Manager, Bicycle Program, presented the item.

Lee Hepner, Aide to Supervisor Aaron Peskin discussed the legislation approved by the Board of Supervisors. There is a reason to be excited about emerging mobility services but it's hard to approximate what that benefit is until the potential harms are assessed. Those harms need to be anticipated. There needs to be an assessment of environmental impacts and privacy policies. He wondered about labor harmony. There ought to be consideration of bad past behavior of the companies and whether that behavior should be rewarded. There are other scooter manufacturers who opted to wait for regulations before entering the market.

PUBLIC COMMENT:

Members of the public expressing support: Justin Job, Jack Strong, Sam Dreiman, Rodney Hampton, James Spengola, John Casey Saran, David Estrada, Brian Hopper, Brian No, Jerri Diep, Queena Chen, Mac, Maelig, Josie Ahrens, Darren Weingard, and Livia Looper

Members of the public expressing opposition: Nancy McNally, Andy Blue, Marie Sorenson, Peter Papadopoulos, Carlos Bocanegra, Erik Arguello, Herbert Weiner, Fran Taylor, Lizzy Soltis, David Gouldin and Edward Mason

Members of the public expressing neither support nor opposition: Matt Brezina and Nickolas Galleni

Directors Heinicke and Rubke introduced amendments to the legislation regarding criteria and limits of time and quantity.

On motion to amend the resolution to add to Section 9.16 (e) "In evaluating a permit application, the Director of Transportation may consider the extent to which an operator has the capacity to meet the permit terms based on past experience including compliance with applicable law and its efforts to ensure compliance of its users with applicable laws":

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

On motion to amend the resolution and/or Transportation Code to reduce the pilot duration from 24 months to 12 months, delete the cap for each company of 500 and allow up to 1250 permits during the first six months:

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

RESOLUTION 180501-073

On motion to approve as amended:

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

12. Consenting to the proposed revisions to the Candlestick Point Hunters Point Shipyard Phase 2 Transportation Plan and Hunters Point Shipyard Phase 2 Development Infrastructure Plan, as these documents relate to matters under the SFMTA’s jurisdiction, and the transportation-related mitigation and improvement measures, and adopting findings under the California Environmental Quality Act. (Explanatory documents include a staff report, resolution, plan, environmental documents and financial plan.)

Sarah Jones, Director of Planning, Therese Breke, and Chris Mitchell, both of FivePoint presented the item.

Brittini Chicuata, Aide to Supervisor Malia Cohen, stated that the Supervisor was withdrawing her letter.

Director Ramos introduced an amendment to the resolution regarding parking ratios.

PUBLIC COMMENT:

Members of the public expressing support: Lottie Titus, Linda Richardsen, Veronica Hunnicutt, and Maxine Pauson

Members of the public expressing neither support nor opposition: Edward Mason

On motion to amend the resolution to add “WHEREAS, The Amended Transportation Plan identifies reduction of parking ratios as a potential tool should the Project not meet its mode share goals; developer FivePoint, OCII, and the SFMTA will monitor changes in the parking supply and loading facilities in relationship to achievement of the Project’s mode share goals, and implement needed adjustments, parking ratios would remain generally consistent with the 2010 Transportation Plan, with the exception of proposed reduction in the HPS Phase 2 neighborhood retail rate tied to development phasing, with a maximum of 2.0 spaces per 1,000 square feet by buildout, ad regional retain reduced to a maximum of 2.7 spaces per 1,000 square feet; grocery store parking rates would be specified as an additional category at a maximum of 2.7 spaces; and, amending the fourth RESOLVED clause to read “That subject to approval from the Board of Supervisors, the SFMTA Bboard of Directors does hereby consent to the proposed revisions to the Candlestick Point Hunters Point Shipyard Phase 2 Transportation Plan (*including the parking requirement and parking implementation strategy changes in the Amended Transportation Plan*) and Hunters Point Shipyard Phase 2 Infrastructure Plan; and, be it further.....

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

RESOLUTION 180501-074

On motion to approve as amended:

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

13. Presentation and discussion regarding the Shared Electric Moped Parking Permit Program. (Explanatory documents include a slide presentation.)

Tracy Minicucci, Planner, Sustainable Streets, presented the item.

No public comment.

14. 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

Vice Chairman Heinicke called the closed session to order at 5:31 p.m.

2. Roll Call

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

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

Paul Toan vs. CCSF, Superior Ct. #CGC17561876 filed on 6/15/17 and Fong Toan vs. CCSF, Superior Ct. #CGC17559415 filed on 10/13/17 for \$990,000

RESOLUTION 180501-075

On motion to approve:

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

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION – The closed session was adjourned at 5:41 p.m.

15. Announcement of Closed Session.

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

16. 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 5:43 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.