



San Francisco Municipal Transportation Agency Board of Directors & Parking Authority Commission

MEETING MINUTES • Meeting Date: Tuesday, July 19, 2022

REGULAR MEETING AND CLOSED SESSION

1:00pm

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

This meeting will be held in person at the location listed above. As authorized by California Government Code Section 54953(e) and Mayor Breed's 45th Supplement to her February 25, 2020 emergency proclamation, it is possible that some members of the SFMTA Board of Directors may attend this meeting remotely. In that event, those members will participate and vote by video. Members of the public may attend the meeting to observe and provide public comment at the physical meeting location listed above or online at www.sfgovtv.org/sfmtaLIVE. Instructions for providing remote public comment are below.

Members of the public are encouraged to participate remotely. If you want to ensure your comment on any item on the agenda is received by the Board in advance of the meeting, please send an email to MTABoard@sfmta.com by 5pm the day before the meeting or call 415.646.4470.

REMOTE MEETING ACCESS

WATCH: www.sfgovtv.org/sfmtaLIVE or
<https://www.sfmta.com/calendar/board-directors-meeting-july-19-2022>

PUBLIC COMMENT CALL-IN: 415.655.0001 Access Code: 2499 972 4944

SFMTA BOARD OF DIRECTORS

Gwyneth Borden, Chair
Amanda Eaken, Vice Chair
Stephanie Cajina
Steve Heminger
Fiona Hinze
Sharon Lai
Manny Yekutieli

DIRECTOR OF TRANSPORTATION

Jeffrey Tumlin

BOARD SECRETARY

Christine Silva



ORDER OF BUSINESS

1. Call to Order

Chair Borden called the meeting to order at 1:05pm.

2. Roll Call

Present: Stephanie Cajina
Steve Heminger
Fiona Hinze
Gwyneth Borden

Absent (with notification): Amanda Eaken
Sharon Lai
Manny Yekutieli

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

Board Secretary Silva announced that ringing and the use of cell phones and similar sound-producing electronic devices were prohibited at the meeting.

4. Approval of Minutes

No public comment.

On motion to approve the minutes of the June 7, 2022 Special Meeting, June 21, 2022 Regular Meeting, and June 28, 2022 Special Meeting:

ADOPTED: AYES – Cajina, Heminger, Hinze, and Borden
ABSENT – Eaken, Lai, and Yekutieli

5. Communications

None.

6. Introduction of New or Unfinished Business by Board Members

None.

7. Director's Report (For discussion only)



- Vision Zero Update
- Legislative Update
- Central Subway Update
- Transit Update
- Agency Financial Rating
- Ongoing Activities

Jonathan Rewers, Acting Chief Financial Officer, presented the report. He provided a transit service update, shared about August Fix It Week, the Evans Avenue Quick Build project, the Valencia Bikeway Improvement Project, the Great Highway, the Central Subway Project fire, the agency's financial rating, and provided a legislative update.

PUBLIC COMMENT:

Herbert Weiner urged the SFMTA to restore transit service to pre-pandemic levels and expressed support for more public participation.

Paula Katz opposed the changes to the L Taraval line and urged the Board to rescind the change to busses.

Speaker expressed concern over the L Taraval line sharing that it is difficult to transfer from train to bus.

8. Citizens' Advisory Council Report

Michael Chen, Chair of the Citizens' Advisory Council, presented the report.

PUBLIC COMMENT:

Hansu Kim expressed support for the Taxi Upfront Fare Pilot Program and shared about the partnership between Flywheel.

Izzy Aala shared that Flywheel paid out all drivers and implemented a new platform for instant payments.

Paula Katz expressed support for the CAC recommendation, urged the SFMTA to remove third-party dispatch, and requested the pilot be postponed.

Aleta Dupree asked the Board to review the Taxi presentation to the CAC, urged the SFMTA to not forget about those that have mobility needs.



George expressed support for the Taxi Upfront Fare Pilot Program and urged the SFMTA to move forward with the project.

Anastasia Yovanopoulos expressed support for the CAC recommendation and concern about Uber.

Barry Taranto expressed concern over the lack of transparency and unknowns in the pilot program and concern over needing to do an additional background check.

Jessica expressed concern over partnering with Uber, sharing that allowing access takes away business from the agency.

Speaker expressed concern over fares and payment and urged that there be more guarantees and assurances for taxi drivers.

Sue Vaughan urged the SFMTA to remove third-party dispatch and expressed concern over SFMTA's role to set and control taxi fares.

9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

Paula Katz expressed concern of the L Taraval temporary change to busses and requested the Board to look into the legal authority over the change.

Nancy Mullane expressed support for Slow Lake Street and concern over barrier removals along the street.

Hansu Kim shared about Flywheel's work and the partnership with Uber allowing passengers to be serviced by taxis.

Anthony expressed concern over transit service and system prediction displays, sharing that the system needs to be brought back into order.

Rob expressed concern over conflicts between Caltrain and Muni tracks crossing 16th Street and urged the SFMTA to consider using the same tracks when building the N & T termination locations.

Barry Taranto expressed concern over the removal of the left turn at 4th and King Streets and its impact to ball game business and about cab leases increases.



Dave Alexander expressed support for Slow Lake Street and urged the Board to continue to work with the Mayor's Office on Slow Lake Street

Thelma Moro expressed concern over recent changes made to the 48 Quintara line, lack of notification, and street safety.

Richard Rothman expressed support for Supervisor Preston's proposal to conduct town hall meetings after fatal accidents and urged SFMTA to do more to make streets safer.

Sophia expressed concern over the 48 Quintara line re-route without notification or input from neighbors and questioned why it was done.

Speaker expressed concern over the Taxi Upfront Fare Pilot Program and the use of third-party dispatch.

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. Gloria Chavez v. CCSF, Superior Ct. #CGC-21-591436 filed 4/30/2021 for \$60,000
- B. Zach Karnazes v. CCSF, US District Ct. #20-cv-02954-SK filed 4/30/2020 for \$26,500
- C. Margarita Bac Sierra v. CCSF, Superior Ct. #CGC-20-585977 filed 8/06/2020 for \$12,750
- D. Faris Rocky Eid v. CCSF, Superior Ct. #CGC-21-594352 filed 8/06/2021 for \$12,500
- E. Yulong Lin v. CCSF, Superior Ct. #CGC-19-575560 filed 4/29/2019 for \$9,500



- F. Louise Jarmilowicz v. CCSF, Superior Ct. #CGC-21-595941 filed 10/13/2021 for \$8,000 (Explanatory documents include a resolution.)

RESOLUTION No. 220719-067

10.2. Approving various routine parking and traffic modifications:

- A. RESCIND – 2-HOUR PARKING, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY – ESTABLISH – GENERAL METERED PARKING, NO TIME LIMIT, 9 AM TO 6 PM MONDAY THROUGH SATURDAY – Bryant Street, both sides, between 10th Street and Division Street.
- B. ESTABLISH – METERED MOTORCYCLE PARKING – Bryant Street, south side, from 36 feet to 72 feet west of 10th Street (36-foot zone).
- C. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA HV 225 Fell Street.
- D. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA I 876 Valencia Street.
- E. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA I 1637 15th Street.
- F. ESTABLISH - RESIDENTIAL PERMIT PARKING AREA AA 3213 Mission Street.
- G. RESCIND – RESIDENTIAL PERMIT PARKING AREA T ELIGIBILITY – Pacheco Street, north side, between 9th Avenue and 8th Avenue – Pacheco Street, south side, between 9th Avenue and Alton Avenue.
- H. RESCIND – 2-HOUR PARKING EXCEPT AREA T, 8 AM TO 3 PM, MONDAY THROUGH FRIDAY – Pacheco Street, north side, between 9th Avenue and 8th Avenue – Pacheco Street, south side, between 9th Avenue and Alton Avenue.
- I. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Crystal Street, east side, from Alemany Boulevard to 65 feet southerly – Crystal Street, west side, from Alemany Boulevard to 40 feet southerly. (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 No. 220719-068

10.3. Adopting a resolution making findings pursuant to AB361 to allow for continued remote meetings due to the COVID-19 pandemic. (Explanatory documents include a resolution.)

RESOLUTION No. 220719-069

10.4. Authorizing the Director to approve Contract Amendment No. 2 to each of the following contracts to extend the contract terms by 11 months through June 30, 2023, increase the contract amounts, and continue with the scope of the contracts



for the San Francisco Safe Routes to School program: SFMTA 2019-40-FHWA with the San Francisco Bicycle Coalition to increase from \$846,689 to an amount not to exceed \$1,112,056; SFMTA 2019-41-FHWA with the Tenderloin Community Benefit District to increase from \$330,600 to an amount not to exceed \$396,868; SFMTA 2019-42-FHWA with the Walk San Francisco Foundation to increase from \$717,811 to an amount not to exceed \$872,756; and SFMTA 2019-43-FHWA with the YMCA of San Francisco to increase from \$728,967 to an amount not to exceed \$909,310. (Explanatory documents include a staff report and resolution.)

Item 10.4 was severed from the Consent Calendar at the request of a member of the public.

Crysta Highfield, Safe Routes to School Program Coordinator, presented the item.

RESOLUTION No. 220719-070

Director Hinze disclosed that she knew the acquaintance for Item 10.1B but has no personal interest in the settlement.

No public comment.

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

ADOPTED: AYES – Cajina, Heminger, Hinze, and Borden
ABSENT – Eaken, Lai, and Yekutieli

PUBLIC COMMENT (Item 10.4):

Members of the public expressing support: Brandon Haney

Members of the public expressing opposition: Richard Rothman

Members of the public expressing neither support nor opposition: Barry Taranto

On motion to approve Item 10.4:

ADOPTED: AYES – Cajina, Heminger, Hinze, and Borden
ABSENT – Eaken, Lai, and Yekutieli



REGULAR CALENDAR

11. Approving a Memorandum of Understanding (MOU) between the Peninsula Corridor Joint Powers Board (JPB), the City and County of San Francisco (CCSF), the San Mateo County Transportation District (SMCTD), and Santa Clara Valley Transportation Authority (VTA) relating to the JPB's governance. (Explanatory documents include a staff report, resolution and MOU.)

Monique Webster, Regional Government Affairs Manager, presented the item.

No public comment.

RESOLUTION No. 220719-071

On motion to approve:

ADOPTED: AYES – Cajina, Heminger, Hinze, and Borden
 ABSENT – Eaken, Lai, and Yekutieli

12. 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.

No public comment.

On motion to go into closed session:

ADOPTED: AYES – Cajina, Heminger, Hinze, and Borden
 ABSENT – Eaken, Lai, and Yekutieli

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

The Board recessed at 3:03pm.

CLOSED SESSION

1. Call to Order

Chair Borden called the closed session to order at 3:10pm.

2. Roll Call

Present: Stephanie Cajina



Steve Heminger
Fiona Hinze
Gwyneth Borden

Absent (with notification): Amanda Eaken
 Sharon Lai
 Manny Yekutiel

Also present: Jonathan Rewers, Acting Director of Transportation
 Stephanie Stuart, Deputy City Attorney
 Caroline Page, Deputy City Attorney
 Julie Kirschbaum, Director of Transit
 Shana Dines, Sr. Employee & Labor Relations Manager
 Christine Silva, Board Secretary

3. Pursuant to Government Code Section 54956.9(d)(1) and the Administrative Code Section 67.10(d), the SFMTA 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:

- A. Valerya Serovayskaya v. CCSF, Superior Ct. #CGC-19-576401 filed 6/03/2019 for \$200,000

RESOLUTION No. 220719-072

On motion to approve:

ADOPTED: AYES – Cajina, Heminger, Hinze, and Borden
 ABSENT – Eaken, Lai, and Yekutiel

- B. Patricia Ruiz v. CCSF, Superior Ct. #CGC-19-576662 filed 6/13/2019 for \$150,000

RESOLUTION No. 220719-072

On motion to approve:

ADOPTED: AYES – Cajina, Heminger, Hinze, and Borden
 ABSENT – Eaken, Lai, and Yekutiel

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION



The Board adjourned the closed session at 3:25pm.

13. Announcement of Closed Session

Board Secretary Silva announced that the Board of Directors met in closed session and settled the cases.

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

On motion to not disclose:

ADOPTED: AYES – Cajina, Heminger, Hinze, and Borden
ABSENT – Eaken, Lai, and Yekutieli

ADJOURN – The meeting adjourned at 3:39pm.

A recording of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

A handwritten signature in black ink, appearing to read 'C. Silva', is positioned above the printed name of the Board Secretary.

Christine Silva
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.

Board of Supervisors review of certain SFMTA Decisions: Certain parking and traffic modifications as well as Private Transportation Programs that involve certain parking modifications can be reviewed by the Board of Supervisors. These decisions are subject to review within 30 calendar days after they are made by the SFMTA Board of Directors. For information on requesting a review, contact the Clerk of the Board of Supervisors at City Hall, 1 Dr. Carlton



B. Goodlett Place, Room 244, San Francisco, CA 94102, call 415.554.5184. Ordinance No. 127-18 specifying which SFMTA decisions are reviewable by the Board of Supervisors can be accessed on-line: <https://sfbos.org/sites/default/files/o0127-18.pdf>.

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 website: <https://sfethics.org/>.

If you wish to contact the Board regarding an item that is expected to be on an agenda, please email the Board at MTABoard@sfmta.com. Please know that the Board appreciates receiving such communication not later than 5pm the day before the meeting so they have time to review and consider the comments prior to the meeting.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Administrator, by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102-4689; by phone at 415.554.7724; by fax at 415.554.7854; or by email at sotf@sfgov.org.

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <https://sfgov.org/sunshine/>.