



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

MEETING MINUTES • Meeting Date: Tuesday, May 21, 2024

REGULAR MEETING AND CLOSED SESSION

1:00pm

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

REMOTE MEETING ACCESS

WATCH: www.sfgovtv.org/sfmtaLIVE or
<https://www.sfmta.com/calendar/board-directors-meeting-may-21-2024>

SFMTA BOARD OF DIRECTORS

Amanda Eaken, Chair
Stephanie Cajina, Vice Chair
Steve Heminger
Dominica Henderson
Fiona Hinze
Janet Tarlov

DIRECTOR OF TRANSPORTATION

Jeffrey Tumlin

BOARD SECRETARY

Christine Silva



ORDER OF BUSINESS

1. Call to Order

Vice Chair Cajina called the meeting to order at 1:03pm.

2. Roll Call

Present: Steve Heminger
Dominica Henderson
Fiona Hinze
Stephanie Cajina

Absent (with notification): Amanda Eaken
Janet Tarlov

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

Board Secretary Silva made the announcement.

4. Approval of Minutes

- May 7, 2024, Regular Meeting

No public comment.

On motion to approve the minutes of the May 7, 2024, Regular Meeting:

ADOPTED: AYES – Heminger, Henderson, Hinze, Cajina
ABSENT – Eaken and Tarlov

5. Communications

Director Henderson shared about touring Potrero Yard and thanked staff.

PUBLIC COMMENT:

Michael Petrelis expressed concern about hazards at Jane Warner Plaza.

6. Introduction of New or Unfinished Business by Board Members



Director Heminger requested a briefing on the Portal Project and the recent \$3 billion funding from the federal government.

Director Tumlin suggested an update from the Transbay Joint Powers Authority on work happening over the next decade.

No public comment.

7. Director's Report (For discussion only)

- Special Recognition
- Budget Update
- West Portal Update
- Folsom Streetscape Project Update
- Ongoing Activities

Director Tumlin recognized Nicole Bohn, Director of the Mayor's Office on Disability, for her service. Director Tumlin also shared updates on the budget, West Portal traffic and safety improvements and the Welcoming West Portal Committee, the Folsom Streetscape Project, Bike to Wherever Day on May 16, and the San Francisco City Football Club sponsorship.

Vice Chair Cajina asked about the Folsom Streetscape Project's engagement process and requested a briefing about outreach.

Director Tumlin suggested inviting Public Works to speak on the outreach and engagement program.

PUBLIC COMMENT:

Michael Petrelis expressed concern about the fatalities at West Portal, sharing that there needs to be urgency to implement safety changes.

Herbert Weiner expressed concern about West Portal.

8. Citizens' Advisory Council Report

None.

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.

Michael Petrelis expressed concern about Jane Warner Plaza, urging the agency to make improvements and meet with members of the public to hear their concerns.

Herbert Weiner expressed concern about the SFMTA budget and the Bicycle Coalition receiving funding.

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. Amending Transportation Code, Division II, Section 201 to add designation of on-street vehicle electric charging parking spaces and amending Section 301 to add a fine for parking a vehicle in an on-street vehicle electric charging parking space unless the vehicle is actively charging. (The proposed action is the Approval Action as defined by the S. F. Administrative Code Chapter 31. Explanatory documents include a staff report and resolution.)

RESOLUTION No. 240521-052

10.2. Authorizing the Director of Transportation, or his designee, to execute the required Certifications and Assurances and Authorized Agent forms for the Fiscal Year 2023-2024 Low Carbon Transit Operations Program for the purpose of obtaining funds (\$21,810,630) from the California Department of Transportation for the Free Muni for Seniors, People with Disabilities and Youth (\$18,767,269) and Transit Signal Priority (\$3,043,361) programs; and authorizing the SFMTA to comply with all conditions and requirements set forth in the Certifications and Assurances and applicable statutes, regulations and guidelines. (Explanatory documents include a staff report and resolution.)



RESOLUTION No. 240521-053

- 10.3. Authorizing the Director of Transportation to execute Contract No. SFMTA-2024-50-LOC, Scheduling System Maintenance and Support Services Agreement between the City and County of San Francisco and Trapeze Software Group, Inc., for proprietary scheduling system maintenance and software services for a total contract amount not-to-exceed \$4,182,211 and a term of five years commencing on November 1, 2024. (Explanatory documents include a staff report and resolution.)

RESOLUTION No. 240521-054

No public comment.

On motion to approve:

ADOPTED: AYES – Heminger, Henderson, Hinze, Cajina
ABSENT – Eaken and Tarlov

REGULAR CALENDAR

11. Consenting to the proposed Development Agreement between the City and County of San Francisco (City) and Stonestown NW Parcel LLC, a Delaware limited liability company, Stonestown Shopping Center, L.P., a Delaware limited partnership, and Stonestown Anchor Acquisition, L.P., a Delaware limited partnership (Developer), for a 30-acre master-planned, multi-phased, mixed-use community development located at 3251 20th Avenue surrounding the Stonestown Galleria shopping mall, as it relates to matters under the jurisdiction of the San Francisco Municipal Transportation Agency (SFMTA) including but not limited to: the Transportation Sustainability Fee; components of the Infrastructure Plan; the Transportation Exhibit including a transportation demand management plan and agreements related to the publicly accessible private streets, transit access, and operator restrooms, and transportation-related mitigation and improvement measures from the California Environmental Quality Act (CEQA) Environmental Impact Report (EIR); and authorizing the Director of Transportation to execute the SFMTA Consent to the Development Agreement; and adopting findings under CEQA. (Explanatory documents include a staff report and resolution.)

Chava Kronenberg (Pedestrian Safety Program Manager – SFMTA), Adam Smith (Transit Planner – SFMTA), and Jonathan Cherry (Project Manager – Office of Economic and Workforce Development), presented the item.

PUBLIC COMMENT:



Members of the public expressing support: Jake Price and Mauricio Chavez

Members of the public expressing neither support nor opposition: Speaker and Steven Lawson

On motion to approve:

ADOPTED: AYES – Heminger, Henderson, Hinze, and Cajina
ABSENT – Eaken and Tarlov

RESOLUTION No. 240521-055

12. Public Hearing on various SFMTA Policy and Procedure Reforms. (Explanatory documents include a staff report.)
 - A. Amendments and Updates to the SFMTA Board of Directors Rules of Order changing the Board's Order of Business, adding Article 9 to establish a Policy for standing and select committees of the Board, and Article 10 to set a Parental Leave Policy for the Board.
 - B. Amendments and Updates to the SFMTA Contract Approval Delegation and Requirements Policy, which delegates to the Director of Transportation the authority to approve and execute expenditure and revenue contracts, contract amendments, and other agreements within certain limits.
 - C. Amendments and Updates to the SFMTA Advertising Policy to revise the advertising standards to prohibit advertisements that, among other things, concern a political or public issue, contain profanity or violent descriptions or images, are intended to be insulting, degrading, disparaging, demeaning or offensive, are reasonably likely to be harmful or disruptive to the SFMTA's transit system, encourage or depict unsafe transit behavior, or are adverse to the interests of the SFMTA.

Jonathan Rewers, Chief Strategy Officer, presented the item.

No public comment.

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.

No public comment.

On motion to go into Closed Session:



ADOPTED: AYES – Heminger, Henderson, Hinze, and Cajina
ABSENT – Eaken and Tarlov

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION – Vice Chair Cajina recessed the meeting at 3:40pm.

CLOSED SESSION

1. Call to Order

Vice Chair Cajina called the Closed Session to order at 3:46pm

2. Roll Call

Present: Steve Heminger
Dominica Henderson
Fiona Hinze
Stephanie Cajina

Absent (with notification): Amanda Eaken
Janet Tarlov

Also present: Sabrina Berdux, Deputy City Attorney
Susan Cleveland-Knowles, Deputy City Attorney
James Hannawalt, Deputy City Attorney
Bree Mawhorter, Chief Financial Officer
Christine Silva, Board Secretary
Tom Tarkoff, Deputy City Attorney
Jeffrey Tumlin, Director of Transportation

3. Pursuant to Government Code Section 54956.9(d)(1) and (d)(2) and Administrative Code Section 67.8 (a)(3) and 67.10(d)(1) and (2), 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: (Explanatory documents include a resolution.)

- A. Ruth Owades v. CCSF, Superior Ct. Case No. CGC-23-605297 filed 03/21/2023 for \$11,000,000. Lawsuit involving allegations of personal injury from operator negligence (Plaintiff and revenue vehicle).



- B. Mei Yu Lin v. CCSF, Superior Ct. Case No. CGC-23-610095 filed 10/31/2023 for \$5,500,000. Lawsuit involving allegations of personal injury from operator negligence (fall on board).

On motion to approve:

ADOPTED: AYES – Heminger, Henderson, Hinze, and Cajina
ABSENT – Eaken and Tarlov

RESOLUTION No. 240521-056

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION – Vice Chair Cajina adjourned the Closed Session and reconvened the meeting at 4:31pm.

14. Announcement of Closed Session

Board Secretary Silva announced that the Board met in closed session and voted to settle items 3A and 3B.

15. Motion to disclose or not disclose the information discussed in Closed Session

ADOPTED: AYES – Heminger, Henderson, Hinze, and Cajina
ABSENT – Eaken and Tarlov

ADJOURN – Vice Chair Cajina adjourned the meeting at 4:34pm.

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


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 by 12pm 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/>.