



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

MEETING MINUTES • Meeting Date: Tuesday, September 17, 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-september-17-2024>

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

Chair Eaken called the meeting to order at 1:07pm.

2. Roll Call

Present: Steve Heminger
Dominica Henderson
Fiona Hinze
Janet Tarlov
Amanda Eaken

Absent: Stephanie Cajina (at Roll Call)

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

Board Secretary Silva made the announcement.

4. Approval of Minutes

- September 3, 2024, Regular Meeting

No public comment.

Board Secretary Silva requested an amendment to page 8, Item 15 to correct that the motion was to not disclose the information discussed in Closed Session.

On motion to approve the minutes of the August 6, 2024, Regular Meeting with amendment:

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

5. Communications

None.

6. Director's Report (For discussion only)

- Special Recognition
- Transit Updates



- Accessibility Needs Assessment Survey
- Streets Updates
- Muni Heritage Weekend
- Ongoing Activities

Director Cajina joined the meeting.

Director Tumlin introduced Julie Kirschbaum, Director of Transit, to recognize Denise Green, and the Transit Safety Implementation Team. Director Tumlin shared about the L Taraval Project, Accessibility Needs Assessment Survey, Valencia open houses, Muni Heritage Weekend, and various upcoming events.

PUBLIC COMMENT:

Thierry expressed concern about violating rules and changing costs.

7. Citizens' Advisory Council Report

None.

8. New or Unfinished Business by Board Members

Director Hinze and Director Heminger shared about the first Muni Funding Working Group meeting.

Director Tumlin appreciated the Controller's Office for organizing the meetings and materials on the website, <https://www.sf.gov/muni-funding-working-group>.

PUBLIC COMMENT:

Thierry commented on problem solving and miseducation.

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.

Thierry shared about miseducation, that the whole system is wrong.

Christin Evans expressed disappointment with event on Zoo Road in August and lack of collaboration among departments and asked that the departments work together.



Sasha Perigo expressed concern about a proposed citywide ban on overnight parking, sharing that there needs to be more solutions for people without homes.

Shiba Bandeeba expressed concern about towing and targeting people and communities with the most financial vulnerability, urging the Board vote against the ban.

Alejandra Rubio urged Board to vote against a ban on overnight parking and asked for safe parking sites.

Eleana Binder expressed concern about a ban that targets Recreational Vehicles (RVs), urging the SFMTA to partner with the Department of Homelessness and Supportive Housing (HSH).

Le Buse expressed concerned about a ban on overnight parking, urging the Board to protect hard working family and work on compassionate solutions.

Hans Ege Wenger urged the Board to not pass a citywide ban and instead push for safe parking sites and affordable housing for all.

Yolanda Catzalo expressed concern about displacement on Winston Drive and asked that the agency help.

Karina Grifter shared about an experience riding a cable car with a person experiencing homelessness.

Jennifer Friedenbach expressed concern about scapegoating immigrants and stability for homeless children.

Ocean Coast expressed concern for those unhoused with a disability and shared about his homelessness experience.

Alisha Zhao urged the Board to not pass citywide ban on overnight vehicles, sharing that it will harm families and lead to deeper instability.

Candy Smallwood urged the Board to not pass the policy, sharing that it will cause harm.

Melodie shared about her experience living in an RV while seeking services and urged the Board not to pass a ban.

Virginia Taylor urged the Board to not pass a citywide ban and shared about long term and health issues related to homelessness for families.



Flo Kelly shared comments from a March 3, 2020 public hearing.

Armando Martinez urged the Board to not pass a ban, sharing that it does not make sense for a city that is known for its compassion.

Jose expressed concern about rent increases, homelessness and towing.

Lukas Illa expressed concern about safe parking sites and questioned whose voices are being prioritized.

Malena Cabada shared about a recent Vision Zero letter and requested the Board enact the recommendations.

Selene Smith expressed concern about housing affordability and questioned why people cannot live in RVs if its their choice.

Marita Villagomez expressed concern about a citywide ban, sharing that safe parking sites must be prioritized.

Walter Mejia shared about living in a RV on Winston Drive, Zoo Road and Lake Merced, requesting that a safe space is needed.

Silverio Zepeda shared about living in a RV and being a good neighbor, expressing the need for a safe location to park.

Evie thanked the Board in advance for not passing a ban on oversized vehicles providing shelter, sharing that we can do better.

Lucas urged the Board to not pass a ban, sharing that they are trying to survive in San Francisco and need a place to live.

Gabriel Medina urged the Board for more safe parking sites and shared about an increase in Latino homelessness.

Elieselle shared about living in a RV and urged the Board to vote against a ban.

Herbert Weiner shared that there should be a ban on towing and that more bus service should be a priority.



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 various routine parking and traffic modifications and making environmental review findings: (The Planning Department has found that Items A-F are exempt from the California Environmental Quality Act [CEQA]. For these parking and traffic modifications that received a categorical exemption, the proposed SFMTA Board action constitutes the Approval Action as defined by Chapter 31 of the San Francisco Administrative Code. Explanatory documents include a staff report and resolution.)

- A. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA W – 2800 block of 24th Street between Bryant and York Streets excluding parcels already in W.
- B. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Z – 3550 Cesar Chavez Street; 1500 Valencia Street.
- C. ESTABLISH – GENERAL METERED PARKING, NO TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY – Plum Street, north side, from 20 feet to 289 feet east of Mission Street.
- D. ESTABLISH – YELLOW METERED ZONE, 60-MINUTE TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY – Plum Street, north side, from 60 feet to 100 feet east of Mission Street.
- E. ESTABLISH – RED ZONE – Plum Street, north side, from Mission Street to 20 feet easterly.
- F. RESCIND – 6-WHEEL TRUCK LOADING ZONE, 7 AM TO 6 PM, MONDAY THROUGH FRIDAY – Plum Street, north side, from 67 feet to 108 feet east of Mission Street.
- G. ESTABLISH – TOW-AWAY NO STOPPING ANY TIME – 11th Street, east side, from Folsom Street to 27 feet northerly – 11th Street, east side, from Folsom Street to 49 feet southerly.
- H. ESTABLISH – TOW-AWAY NO STOPPING, 4AM-9PM, DAILY – Folsom Street, south side, from 61 feet to 121 feet west of 6th Street.



RESOLUTION No. 240917-102

- 10.2. Approving Contract No. SFMTA-2024-52-LOC with Claremont Behavioral Services, Inc., to provide the Employee Assistance Program, Peer Assistance Program, Critical Incidents Program, As-needed Substance Abuse Professional Services, As-needed Conflict Resolution Training, and related professional services (collectively, Employee Assistance Services) for a base term of 5 years with a not to exceed amount of \$1,926,445 and two options to extend the term by two, two-years periods for \$793,696 and \$817,504 respectively for an total not to exceed amount over 9 years not to exceed \$3,537,645. (Explanatory documents include a staff report and resolution.)

RESOLUTION No. 240917-103

- 10.3. Authorizing the Director of Transportation to execute Contract Modification No. 1 (Final) to Contract No. 1296R, Muni Metro System Automatic Train Control System (ATCS) Subway Wiring Replacement Van Ness, with Phoenix Electric Company, to extend the contract term; adjust the quantity in the Schedule of Bid Prices to reflect the actual quantity of work performed and to close out the contract. This Modification decreases the Contract Amount by \$59,970.77, for a total Contract Amount of \$1,824,029.23 and increase the overall Contract Time to substantial completion by 372 days for a total Contract Time of 647 days to Substantial Completion. (Explanatory documents include a staff report and resolution.)

RESOLUTION No. 240917-104

- 10.4. Authorizing the Director of Transportation to execute Modification No. 5 to Contract No. 1304, Muni Metro System King Substation Upgrade, with DMZ Builders to adjust the quantity to reflect the actual quantity performed and compensate the Contractor for extended overhead and additional costs due to differing site conditions, substation improvements and resilience upgrades, and design errors and omissions, in the amount of \$1,140,311.35, increasing the total Contract amount to \$16,513,277.35; and to extend the contract term by 135 days, to a total of 1,810 days to Substantial Completion to close out the Contract and making environmental review findings. (Explanatory documents include a staff report and resolution.)

RESOLUTION No. 240917-105



- 10.5. Amending the Transportation Code, Division II, Section 702 to reduce the speed limit on safety corridors from 35 miles per hour to 30 miles per hour on four street segments: Alemany Boulevard between Junipero Serra Boulevard and Mission Street overpass, Bayshore Boulevard between Hester Avenue (north intersection) and the County Line, Geneva Avenue between Moscow Street and the County Line, and Sloat Boulevard between 39th Avenue and Great Highway; reduce the speed limit from 30 miles per hour to 25 miles per hour on two street segments: Fulton Street between Arguello Boulevard and the Great Highway, and San Jose Avenue between Randall and Guerrero Streets; and reduce the speed limit from 25 miles per hour to 20 miles per hour on Mission Street between 3rd Street and 12th Street. (Explanatory documents include a staff report and resolution.)

RESOLUTION No. 240917-106

No public comment.

On motion to approve:

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

REGULAR CALENDAR

11. Presentation and discussion regarding a Muni Performance Update. (Explanatory documents include a slide presentation.)

Julie Kirschbaum, Director of Transit, and Michael Henry, Chief Mechanical Officer, presented the item.

PUBLIC COMMENT:

Herbert Weiner questioned why there were not more vehicles in the fleet and urged the agency to increase the fleet to meet demand.

12. Presentation and discussion regarding the Battery Electric Bus Pilot Program Evaluation Report. (Explanatory documents include a slide presentation.)

Julie Kirschbaum, Director of Transit, and Marley Miller, Associate Engineer, presented the item.

Director Hinze requested a discussion regarding facilities at a future meeting.

No public comment.



Chair Eaken recessed the meeting at 4:10pm and reconvened at 4:27pm.

13. Authorizing the Director of Transportation to execute Contract No. SFMTA-2024-03-FTA with New Flyer of America, Inc., to procure 94 40-foot, low floor, hybrid electric coaches, along with spare parts, special tools, manuals, training, and telematics licenses through a cooperative purchasing agreement established by the State of Washington for an amount not to exceed \$117,751,398 and a term not to exceed five years. (Explanatory documents include a staff report and resolution.)

Julie Kirschbaum, Director of Transit, and Gary Chang, Program Manager, presented the item.

No public comment.

On motion to approve:

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

RESOLUTION No. 240917-107

14. Discussion and vote pursuant to Administrative Code Section 67.10(b) and 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, Tarlov, Cajina and Eaken

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION – Chair Eaken recessed the meeting at 4:36pm.

CLOSED SESSION

1. Call to Order

Chair Eaken called the Closed Session to order at 4:38pm.

2. Roll Call



Present: Steve Heminger
Dominica Henderson
Fiona Hinze
Janet Tarlov
Stephanie Cajina
Amanda Eaken

Also present: Julie Kirschbaum, Director of Transit
Christine Silva, Board Secretary
Stephanie Stuart Bethune, Deputy City Attorney
Jeff 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:

- A. Edna Lota v. SFMTA, et al., Superior Ct. Case No. CGC-22-603618 filed 01/21/2022 for \$50,000. Lawsuit involves allegations of personal injury from operator negligence (fall on board revenue vehicle).

On motion to approve:

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

RESOLUTION No. 240917-108

4. Pursuant to Government Code Section 54957(b) and Administrative Code Section 67.10(b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Christine Silva, Board Secretary

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION – Chair Eaken adjourned the Closed Session and reconvened the meeting at 6:49pm.

15. Announcement of Closed Session



Board Secretary Silva announced that the Board met in closed session and voted to approve Item 3. They took no action on Item 4.

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

On motion to not disclose:

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

ADJOURN – Chair Eaken adjourned the meeting at 6:51pm.

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/>.