



SFMTA
Municipal
Transportation
Agency

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

MINUTES

Tuesday, December 6, 2016
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
Lee Hsu
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 1:07 p.m.

2. Roll Call

Present: Cheryl Brinkman
Gwyneth Borden
Lee Hsu
Tom Nolan
Joél Ramos
Cristina Rubke

Absent: Malcolm Heinicke – 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. She 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 November 15, 2016 Regular Meeting: unanimously approved (Heinicke – absent)

5. Communications

Chairman Nolan asked that the meeting be adjourned in memory of Norman Bray, former City Traffic Engineer for 30 years.

Board Secretary Boomer stated that Item 18 regarding the Taxi Medallion Program reform had been removed from the agenda at the request of staff.

Chairman Nolan stated that since Item 18 had been removed from the agenda, the closed session would be moved to the end of the meeting.

6. Introduction of New or Unfinished Business by Board Members

None.

7. Director’s Report (For discussion only)

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

John Haley, Director, Transit recognized Paulo De Souza, construction inspector. Tom Maguire, Director, Sustainable Streets recognized Rod Alatorre, Ofelia Gonzales, Frederick Porche, Philip Nguyen, Yan Lin and Lenise Thomas, school crossing guard trainers. Candace Sue, Director, Communications recognized Charles Belov, SFMTA Webmaster.

Ed Reiskin, Director of Transportation, discussed the recent computer “hack”; legal rulings about the Golden State Warriors Event Center and the T Third Mission Bay loop; J Church signage at Balboa Park; a Vision Zero motorcycle safety campaign and upcoming work at the intersection of Folsom and Howard.

PUBLIC COMMENT:

Herbert Weiner stated that the SFMTA is educating motor cyclists and wondered about bicyclists. They’re riding on the sidewalk and going through traffic lights.

Patricia Vaughey stated that a man ran a red light on Divisadero and died. For ten years, the timed lights on Lombard have been wrong. She questioned some of what is happening with Vision Zero. The new buses rattle more than the old ones. She expressed disappointment about what is happening and hope that the outreach to people in the south of Market area is better than what happened in the Marina.

8. Citizens’ Advisory Council Report

No report.

9. Public Comment

John Giordano discussed the commuter shuttle hub study. It’s based on questionable logic and data. He inquired about how the SFMTA would know that people would switch to driving when they hadn’t been questioned. If the SFMTA is going to use ridership in a decision making process, there needs to be a more accurate model. Private shuttles are used by a small percent of the population. These shuttles should use private spaces. Using a Muni zone is illegal. If we allow more private entities to use public land, there will be chaos. He urged the SFMTA to revise the report and consider a hub model.

Herbert Weiner stated that the SFMTA has increased bus fares and removed bus stops. He asked for a medical finding of the physical impact of walking a quarter mile to a bus stop for seniors and people with disabilities. It’s frustrating that signs aren’t accurate. The Board has a closed mind, especially with the L Taraval issue. He would like the Board to inform cyclist that they’re violating the law when they ride on sidewalks.

Tariq Mehmood discussed taxi issues. The industry is a fool's game. Emails from taxi staff aren't sent to drivers so drivers don't know what's going on. Drivers are barely making \$30-40/day. He has asked repeatedly that something be done about the Taxi Task Force but nothing has been done. Nothing is being done about the Flywheel taximeter. The SFMTA needs to solve issues and remove Kate Toran.

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. Agueda Gutierrez vs. CCSF, Superior Ct. #CC15545448 filed on 4/21/15 for \$10,000
- B. Alvin Hopkins vs. CCSF, Superior Ct. #CGC15544258 filed on 2/20/15 for \$10,000
- C. Rosa Stevens vs. CCSF, Superior Ct. #CGC16551820 filed on 5/5/16 for \$10,000

RESOLUTION 16-159

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – ONE WAY STREET – Putnam Street, northbound, between Cortland Avenue and Jarboe Avenue. (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 16-160

(10.3) Approving various parking and traffic modifications in support of the Commuter Shuttle Pilot program as follows:

- A. RESCIND – ABILITY OF PERMITTED COMMUTER SHUTTLE BUS TO USE MUNI BUS ZONE - Divisadero Street, east side, from California Street to 75 feet northerly
- B. ESTABLISH – BUS ZONE - Divisadero Street, east side, from Bush Street to 90 feet northerly
- C. ESTABLISH – PART-TIME BUS ZONE, 5 PM TO 9 PM, MONDAY THROUGH FRIDAY - Divisadero Street, east side, from 90 feet to 134 feet north of Bush Street

- D. ESTABLISH – ABILITY OF PERMITTED COMMUTER SHUTTLE BUS TO USE MUNI BUS ZONE - Divisadero Street, east side, from Bush Street to 134 feet northerly
- E. RESCIND – YELLOW METERED LOADING ZONE, 30-MINUTE TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY - Divisadero Street, east side, from 5 feet to 30 feet south of Pine Street
- F. ESTABLISH – YELLOW METERED LOADING ZONE, 30-MINUTE TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY - Divisadero Street, east side, from 134 feet to 178 feet north of Bush Street
- G. ESTABLISH – GREEN METERED PARKING, 30-MINUTE TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY - Divisadero Street, east side, from 50 feet to 94 feet south of Pine Street. (Explanatory documents include a staff report, map, diagram and resolution.)

RESOLUTION 16-161

(10.4) Amending the Transportation Code, Division II, Section 801(c)(27) to extend the existing no stopping except marked police vehicles restriction on the north side of Vallejo Street between Stockton and Powell streets an additional ten feet and remove references to the former Traffic Code. (Explanatory documents include a staff report, amendment and resolution. The proposed action listed above is the Approval Action as defined by S.F. Administrative Code Chapter 31.)

RESOLUTION 16-162

(10.5) Authorizing the Director to execute Contract No. 1291, Kirkland, Scott and Flynn Facilities Tank Upgrade Project, with Pilot Construction Management Inc., the responsible bidder that submitted the lowest responsive bid, to replace underground tanks at three SMFTA facilities, in the amount of \$5,362,995.90, and for a term of 810 calendar days. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 16-163

(10.6) Authorizing the Director to execute the Second Amendment to Contract No. SFMTA 2011/12-03, Maintenance of Electronic Card Access Security Systems, with Microbiz Security Company to extend the term of the contract by six months with additional extension options. (Explanatory documents include a staff report, resolution and amendment.)

RESOLUTION 16-164

(10.7) Consenting to the Development Agreement between the City and BRIDGE Potrero Community Associates for the development of a mixed-use HOPE SF project on the 38-acre Potrero Terrace and Annex site located in Potrero Hill; adopting California Environmental Quality Act Findings and adopting transportation and circulation measures of the Mitigation Monitoring and Reporting Program. (Explanatory documents include a staff report, agreement, exhibits, environmental documents, slide presentation and resolution.)

RESOLUTION 16-165

(10.8) Consenting to the Development Agreement between the City and the Sunnydale Development Company for the development of a 50-acre site located in the Visitacion Valley neighborhood; adopting California Environmental Quality Act Findings and adopting transportation and circulation measures of the Mitigation Monitoring and Reporting Program. (Explanatory documents include a staff report, agreement, exhibits, environmental documents, slide presentation and resolution.)

RESOLUTION 16-166

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Borden, Brinkman, Hsu, Nolan, Ramos, and Rubke

ABSENT - Heinicke

REGULAR CALENDAR

11. 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 (Heinicke-absent).

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 3:21 p.m.

2. Roll Call

Present: Cheryl Brinkman
Gwyneth Borden
Lee Hsu
Tom Nolan
Joél Ramos
Cristina Rubke

Absent: Malcolm Heinicke – with notification

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Susan Cleveland-Knowles, Deputy City Attorney
Stephanie Stuart-Bethune, Deputy City Attorney
Kate Toran, Director, Taxis and Accessible Services

3. Pursuant to Government Code Sections 54956.9 (d)(2), (e)(2) and (e)(3) and Administrative Code Section 67.10 (d)(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:

 2 As defendant or As plaintiff

Medallion Buyers Alliance vs. CCSF, Citylaw Claim #1700980, filed on 11/4/16 for \$74,000,000

Legal risks associated with adoption of legislation related to Taxi Medallion Reform.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 4:05 p.m.

12. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss anticipated litigation with the City Attorney but took no action.

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

On motion to not disclose the information discussed: unanimously approved (Heinicke-absent).

14. Presentation and discussion of the SFMTA's Fiscal Year 2016 year-end financial audit. (Explanatory documents include a staff report, audit and slide presentations.)

Sonali Bose, Director, Finance and Information Technology, and Lisa Avis, Managing Director, KPMG presented the item.

No public comment.

15. Presentation and discussion regarding the 2016 Muni Customer Satisfaction Survey. (Explanatory documents include a survey and slide presentation.)

Candace Sue, Director, Communications and John Canapary, Principle, Corey, Canapary and Galanis, presented the item.

PUBLIC COMMENT:

Tom Gilberti stated that having more trains and buses will help. He wondered what would happen should federal funds be lost. He is opposed to removing seats and thinks that developers should pay more. There needs to be signage about elevator outages in the stations for people in wheelchairs. Corporate shuttle bus riders need to have a paid Muni pass. This can help pay for the system.

16. Approving the SFMTA’s 2017 Legislative Program. (Explanatory documents include a staff report, resolution and program.)

Kate Breen, Director, Government Affairs, presented the item.

No public comment.

RESOLUTION 16-167

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Hsu, Nolan, Ramos, and Rubke

ABSENT - Heinicke

17. Adopting a Naming Policy for SFMTA Assets. (Explanatory documents include a staff report, resolution and policy.)

PUBLIC COMMENT:

Members of the public expressing support: Chris Kitze, Huimei, David Bu, Allen Zeng, and Tom Gilberti

Members of the public expressing opposition: Shirley Lee

Members of the public expressing neither support nor opposition: Dave Schneider

RESOLUTION 16-168

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Hsu, Nolan, Ramos, and Rubke

ABSENT - Heinicke

SPECIAL ORDER- 3:00 pm

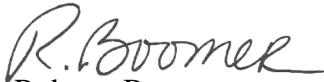
18. Amending Transportation Code Division II, Article 1100, Sections 1101 – 1109, 1113, 1114, 1116 – 1118, 1124 to reform the taxicab medallion system by eliminating the requirement that only San Francisco taxi drivers be allowed to purchase a medallion, eliminating the driving requirement for medallion holders, allowing medallions to be held by business entities as well as groups of individuals, allowing up to a medallion holder to hold a maximum of 50 medallions, eliminating requirements that drivers shift change on property, eliminating the requirement for taxi companies to have a business address in San Francisco, eliminating certain restrictions on spare vehicles, requiring in-taxi equipment to be integrated with the taximeter, requiring that new Color Scheme applicants have at least 50 Medallions to be eligible for a permit and to operate, removing outdated language regarding paper waybills, medical examination requirements for drivers, dispatch service standards and Passenger Information Monitors, modernizing the code to streamline color scheme

reporting requirements, eliminating the requirement for color schemes to list its phone number in the Yellow Pages and amend Transportation Code Division II, Article 300 Sections 310 and 320 to increase the fine related to the continuous operation requirement, eliminate the fines for non-compliance with requirements that are proposed to be eliminated, such as the full time driving requirement, to renumber based on proposed amendments and to reduce the fee from \$1,900 to \$750 for color schemes for continued operation of a medallion upon the death of a medallion holder or a medallion suspension. (Explanatory documents include a staff report, amendment and resolution. The proposed action listed above is the Approval Actions as defined by S.F. Administrative Code Chapter 31.)

Item 18 was removed from the agenda at the request of staff.

ADJOURN – The meeting was adjourned at 4:07 p.m. in memory of Norman Bray, former City Traffic Engineer.

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