

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

MINUTES

Tuesday, February 19, 2013
Room 400, City Hall
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION
1 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman
Cheryl Brinkman, Vice Chairman
Leona Bridges
Malcolm Heinicke
Jerry Lee
Joél Ramos
Cristina Rubke

Edward Reiskin
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

ORDER OF BUSINESS

1. Call to Order

Chairman Nolan called the meeting to order at 1:02 p.m.

2. Roll Call

Present: Leona Bridges
Cheryl Brinkman
Jerry Lee
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. 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

On motion to approve the minutes of the February 5, 2013 Regular Meeting: unanimously approved (Heinicke-absent).

5. Communications

Board Secretary Boomer announced that there would be no discussion of anticipated litigation in closed session.

6. Introduction of New or Unfinished Business by Board Members

Vice Chairman Brinkman noted the safety presentation at the Policy and Governance Committee and asked if the same level of data was available for bikes and pedestrians.

7. Director's Report (For discussion only)

-Ongoing Activities

Director Reiskin discussed Sunday Streets, Chinese New Year's Parade, and the CPUC rule-making process with regard to unregulated vehicles that are providing taxi services

Director Rubke asked for information about including cycling for people with disabilities into Sunday Streets.

PUBLIC COMMENT:

Mark Gruberg discussed the CPUC's rulemaking procedures, the lack of insurance for those vehicles that pick up a passenger and restrictions regarding the use of excess insurance.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Francisco Da Costa discussed his recent trip to Europe, the need to have cameras onboard all vehicles and his interest in safety, transportation and clean drinking water.

Corey Lamb discussed the taxi industry's participation in the Bike Strategy and an incident where he got a ticket for dropping someone off, when the street sweeper was five blocks away.

Mark Gruberg discussed the SFMTA's jurisdiction over illegal taxi services and suggested warnings followed by citations. He suggested things that the SFMTA could if they wanted to help drivers such as: restoring the driver fund; having an ombudsman; getting taxi fares on the Clipper Card; and needing a universal app and centralized dispatch system.

Tariq Mehmood discussed the "A" card renewal process and how the SFMTA Board is unaware of what Ms. Hayashi is doing. He also stated that there was no systematic way to distribute the recent medallions and questioned the fairness of the distribution system.

Peter Jacobs noted that adding even one more cab will increase and impact traffic. The development of the criteria for issuing medallions wasn't clear. It's unacceptable and must be transparent. The Board should adopt such criteria.

Chairman Nolan requested information regarding the suggestions made by Mr. Gruberg and the SFMTA's jurisdiction over Uber and Lyft.

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. REVOKE – BLUE ZONE – 1520 Stockton Street, east side, from 105 feet to 132 feet north of Green Street.
- B. ESTABLISH – BLUE ZONE – 1500 Stockton Street, east side, from 7 feet to 27 feet north of Green Street.
- C. ESTABLISH – BLUE ZONE – 990 Ellsworth Street, west side, from 87 feet to 96 feet north of Alemany Boulevard.
- D. ESTABLISH – BLUE ZONE – 935 Ellsworth Street, south side, from 9 feet to 18 feet east of the bulb out.
- E. REVOKE – BLUE ZONE – 3330 Geary Boulevard, from 0 feet to 18 feet east of parking meter #3312.
- F. ESTABLISH – BLUE ZONE – 3300 Geary Boulevard, north side, from 6 feet to 30 feet west of Parker Avenue.
- G. REVOKE – BLUE ZONE and ESTABLISH – 30 MINUTE GREEN METER, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY – 5075 – 3rd Street, east side, from 24 feet to 42 feet north of Revere Avenue.
- H. ESTABLISH – BLUE ZONE – 1628 Revere Avenue, north side, from 36 feet to 48 feet east of 3rd Street, at meter # 1690.
- I. ESTABLISH – STOP SIGN – Stopping Berry Street at De Haro Street, westbound.
- J. ESTABLISH – NO PARKING ANYTIME – FIRE LANE – Decker Alley, both sides, from Langton Street to southerly terminus.
- K. ESTABLISH – RED ZONE – Castro Street, east side, from Beaver Street to 25 feet southerly; and Castro Street, west side, from Beaver Street to 35 feet northerly.
- L. ESTABLISH – NO PARKING ANYTIME – Howard Street, south side, from 1st Street to 31 feet easterly.
- M. ESTABLISH – STOP SIGNS – Monterey Boulevard and San Leandro Way, stopping Monterey Boulevard.
- N. ESTABLISH – RED ZONE – Cortland Avenue, north side, from Bradford Street to 21 feet easterly.
- O. ESTABLISH – TOW AWAY NO PARKING ANYTIME – Dolores Street, west side, from south side of Cumberland Street to 20 feet north of Cumberland Street.

- P. RESCIND – RESIDENTIAL PERMIT PARKING AREA D, 1-HOUR PARKING, 7 AM TO 8:30 PM, MONDAY THROUGH FRIDAY – Edna Street, Unit Block, both sides, between Havelock Street and Marston Avenue.
- Q. REVOKE – TRANSIT ONLY LANE, AT ALL TIMES – 4th Street, between Harrison Street and Townsend Street.
- R. ESTABLISH – NO U-TURN ON 3RD STREET, NORTHBOUND, AT BERRY STREET – 3rd Street at Berry Street.
- S. ESTABLISH – BICYCLE LANES – Great Highway, northbound from Lincoln Way to Fulton Street; and Great Highway, southbound, from Balboa Street to Lincoln Way.
(Explanatory documents include a staff report and resolution.)

RESOLUTION 13-019

(10.2) Authorizing the Department of Public Works to award DPW Contract No. 1900J: Van Ness Corridors Project - Franklin Street, to Bay Area Lightworks to install variable message signs and traffic signal infrastructure, for a total contract amount not to exceed \$1,819,037.50. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 13-020

(10.3) Authorizing the Director to execute the Closeout and Settlement Agreement with AnsaldoBreda SpA. for Contract No. 309, Procurement of Light Rail Vehicles. (Explanatory documents include a staff report, resolution and agreement.)

RESOLUTION 13-021

(10.4) Authorizing the Director of Transportation to execute Contract Modification Nos. 17 through 30 and ratify Contract Modification Nos. 13 through 16 to Contract No. 1251, Third Street Light Rail Program, Phase 2 Central Subway – Union Square/Market Street Station Utilities Relocation Contract with Synergy Project Management in the amount of \$1,852,645.94 for a total contact amount of \$20,794,581.48 and extend the contract term by 103 calendar days for a total contract term of 583 days. (Explanatory documents include a staff report, resolution, financial plan and modifications.)

RESOLUTION 13-022

On motion to approve the Consent Calendar:

ADOPTED: AYES – Bridges, Brinkman, Lee, Nolan, Ramos and Rubke

ABSENT - Heinicke

REGULAR CALENDAR

11. Authorizing the Director of Transportation to execute a two-year lease, as tenant, with The Palace at Washington Square for the premises at 1731-1741 Powell Street and 601 Columbus Avenue, for an annual rent of \$400,000 plus reimbursement of certain landlord costs, not to exceed \$2,350,000 related to the SFMTA's use of the premises to build the Central Subway Project tunnel; and approving total expenditures resulting from use of the site to facilitate tunnel construction in an amount not to exceed \$9,150,000, including total lease costs not to exceed \$3,150,000 and total additional demolition, design, construction and related costs not to exceed \$6,000,000. (Explanatory documents include a staff report, resolution and lease.)

At the invitation of Chairman Nolan, David Chiu, President, Board of Supervisors addressed the Board. President Chiu expressed appreciation for the diligent work to make this option a reality. It creates a win-win for both the SFMTA and the neighborhood.

Ed Reiskin, Director of Transportation presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Greg Gieber

Members of the public expressing opposition: Howard Wong and Joan Wood

Members of the public expressing neither support nor opposition: Lance Carnes and Marc Bruno

RESOLUTION 13-023

On motion to approve:

ADOPTED: AYES – Bridges, Brinkman, Lee, Nolan, Ramos and Rubke

ABSENT - Heinicke

12. Amending Transportation Code Sections 1109, 1110 and 1116 to establish the rights of current ramp medallion holders under the recently adopted Medallion Transfer Program, to provide for the lease of ramp taxi medallions returned to the SFMTA, and to make other non-substantive changes. (Explanatory documents include a staff report, resolution and amendments.)

Jarvis Murray, Manager, Taxi and Accessible Services, presented the item.

PUBLIC COMMENT:

Members of the public expressing support: Heidi Machen, Bruce Oka, Athan Rebelos and Peter Jacobs

Members of the public expressing opposition: Charles Rathbone, Mark Gruberg, Heidi Machen, Mohamed, Mary McGuire and Jacob Mayzel.

Members of the public expressing neither support nor opposition: Corey Lamb and Tariq Mehmood.

RESOLUTION 13-024

On motion to approve:

ADOPTED: AYES – Bridges, Brinkman, Lee, Nolan, Ramos and Rubke

ABSENT - Heinicke

13. Presentation and discussion regarding the SFMTA's 2013 Annual Financing Plan.
(Explanatory documents include a slide presentation.)

Sonali Bose, Director, Financial and Information Technology and Peter Shellenberger, PFM, presented the item.

No public comment.

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session.

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 3:16 p.m.

2. Roll Call

Present: Leona Bridges
Cheryl Brinkman
Jerry Lee

Tom Nolan
Joél Ramos
Cristina Rubke

Absent: Malcolm Heinicke –with notification

Also present: Ed Reiskin, Director of Transportation
Roberta Boomer, Board Secretary
Julia Friedlander, Deputy City Attorney
Sonali Bose, Director, Financial and Information Technology
Caroline Celaya, assistant Board Secretary

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

As defendant or As plaintiff

There was no discussion of anticipated litigation in closed session.

4. Pursuant to Government Code Section 54956.8 and Administrative Code Sections 67.8 (a) (2) and 67.12 (b) (1), the Municipal Transportation Agency Board of Directors/Parking Authority Commission will meet in closed session to discuss real estate negotiations:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Properties: Joy Hing BBQ Noodle House, former commercial tenant at 933-949 Stockton Street, San Francisco

Persons negotiating: Kerstin Magary, Ken Yee, Charles Chan

Parties negotiating: William Shek

Under negotiation: Price: ___ Terms of Payment: ___ Both: X

RESOLUTION 13-025

On motion to authorize a payment of \$30,000 to Joy Hing BBQ Corporation as total compensation for the value of the non-moveable fixtures and equipment of the Joy Hing BBQ

Noodle House resulting from the condemnation of the Property at 933-949 Stockton Street, San Francisco:

ADOPTED: AYES – Bridges, Brinkman, Lee, Nolan, Ramos and Rubke

ABSENT - Heinicke

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:18 p.m.

15. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session for a conference with their real property negotiator. The Board of Directors voted unanimously to authorize payment to Joy Hing BBQ Corp. in the amount of \$30,000 (Heinicke-absent). There was no discussion of anticipated litigation.

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

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

ADJOURN - The meeting was adjourned at 3:18 p.m.

A tape 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

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.