



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

MINUTES

Tuesday, December 15, 2020

Due to the COVID-19 health emergency and to protect our Board Members, SFMTA staff, and members of the public, the Board's Meeting Room (Room 400) is closed.

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 on Monday, December 14, or call (415) 646-4470. Please see the information on the next page for remote meeting access.

**REGULAR MEETING AND CLOSED SESSION
1 P.M.**

SFMTA BOARD OF DIRECTORS

Gwyneth Borden, Chair
Amanda Eaken, Vice Chair
Cheryl Brinkman
Steve Heminger
Sharon Lai

Jeffrey Tumlin
DIRECTOR OF TRANSPORTATION

Caroline Celaya
acting **SECRETARY**

ORDER OF BUSINESS

1. Call to Order

Chair Borden called the meeting to order at 1:00 p.m.

2. Roll Call

Present: Gwyneth Borden
Cheryl Brinkman
Amanda Eaken
Steve Heminger
Sharon Lai

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

No announcement was made.

4. Approval of Minutes

No public comment.

On motion to approve the minutes of the December 1, 2020 Regular Meeting: unanimously approved.

5. Communications

Chair Borden discussed the virtual meeting and expressed appreciation to staff for their work to enable the meeting to be held via teleconference. Acting Board Secretary Celaya reviewed how members of the public could watch the meeting and address the Board.

6. Introduction of New or Unfinished Business by Board Members

Director Heminger requested a briefing on regional fare integration.

7. Director's Report (For discussion only)

-Ongoing Activities

PUBLIC COMMENT:

Jerry Russ discussed the redesign of Twin Peaks Boulevard. SFMTA staff has closed the roadway and promised to reopen it after the pandemic passes but the bike coalition is now plotting an overhaul. Staff emailed a survey that omitted some people in the neighborhood and is biased. The proposed reduced parking spaces will have negative impacts. I submitted a public records request and what we found was amazing.

David Pilpel would like the Board to receive an update on the regional fare and schedule coordination - as well as an update on Plan Bay Area. He inquired about when the latest Board nominees were going before the Board of Supervisors. He stated that the recent budget discussions caused anxiety for staff as many layoffs are being considered. He inquired if there is a plan to restart the J Church service. He hopes the technical issues for remote meetings improves next year.

Barry Taranto stated that he is offended that the Directors' Report didn't mention taxi drivers. Taxi drivers transport disabled persons to the grocery store. Taxi drivers need to be included on the vaccine list. Parking Control Officers need to enforce taxi zones that are being used by the public.

Chair Borden recessed the meeting to address technical difficulties.

Hayden Miller stated that only 95% of people are wearing masks on buses. There needs to be more enforcement to get to 100%. There is a mismanagement of parking enforcement and dispatchers are misinformed. 311 cases are being closed but 311 staff are lying. When someone calls, no one responds. He prefers staff just be honest and state there is no available staff if there isn't any enforcement staff available. At the Great Highway extension on Sloat Street cars are illegally parked and there is no enforcement. The agency needs to reprioritize.

Donna Crowder discussed the Twin Peaks closure and is concerned about traffic impacts. The area has strict ingress and egress as well as narrow winding roads with sharp turns.

Mark Gruber suggested making the COVID-19 vaccine available to cab drivers. Taxi drivers work in enclosed spaces and go to and from hospitals. They are part of the city's transit system and are essential workers, same as Muni drivers.

Anonymous discussed autonomous vehicles and suggested they be illegal. The SFMTA needs to resist the urge to say they have no way to regulate what is happening on city streets. Scooters have been regulated to the point of non-existence. The SFMTA should limit autonomous vehicles in residential areas and only during certain periods of time. San Francisco as a whole seems to want this to happen.

Shoreman discussed the Twin Peaks survey and said it wasn't sent to all neighbors. The options presented in the survey create more traffic. Opening the Boulevard to traffic adds more traffic. The street is dangerous for buses, pedestrians, and cyclists.

Aleta Dupree stated that she would like to see autonomous vehicles being used because they can help her and people who use mobility devices. She has tried them before. Autonomous vehicles needs have state level oversight. These vehicles can see things humans cannot. The SFMTA needs to keep an open mind when considering these vehicles.

8. Citizens' Advisory Council Report

Neil Ballard, Chair, Citizen's Advisory Council, presented the report.

PUBLIC COMMENT:

Hayden Miller stressed that in addition to converting bike lanes on high injury corridors, staff should also look at having new bike lanes be protected lanes. He is frustrated that the CAC passed a resolution for sidewalk parking to be cited on site but it's not being done.

Aleta Dupree believes the no right turn on red should be more consistent and implemented in the high injury network. She is concerned that transit network cars will be restricted in crossing the Bay Bridge.

Mark Gruberg suggested the SFMTA ask the legislature for more authority for transit network cars. Their impact on traffic is well documented but their impact on safety hasn't received much attention. They are a safety hazard. The city needs to protect residents from the effects of these vehicles. The state needs to give cities more control.

Barry Taranto stated that he supports the recommendation that the state legislature give the SFMTA permission to enforce certain regulations that transportation network cars must follow. These cars ignore right turn on red locations. The Tenderloin has 85% no turn on reds. Hyde Street is the only street with correct light timing. All other streets are horrible.

9. Public Comment

Hayden Miller stated that bus operators are getting tickets while they are working at the Islais Creek and Woods divisions. The SFMTA shouldn't ticket people that are providing essential services. Operators should get a pass from the Agency. There is a lack of bus service at Lake Merced and Diamond Heights. There is also duplicate service which isn't equitable. Resuming some mobile cleaning would help.

Mark Gruberg stated that it doesn't make sense to go forward with the Better Market Street Program because it is too expensive. When the Board approved the plan, taxis were excluded. But now bikes are tossed in with taxis and delivery vehicles. He suggested the SFMTA save money and put the plan on hold. Staff should work out a plan that serves the purpose as originally intended and put taxis back in the red lane.

Barry Taranto stated that the Better Market Street plan doesn't work for taxi drivers. Britt Tanner does great outreach however, he doesn't agree with not allowing taxis to use middle lane. Taxis shouldn't be with cyclists and scooters. Taxi drivers can't afford to have more foreclosures occur. He suggested working with the Board of Supervisors for debt relief. Also, the SFMTA needs to look at the ban at the airport.

Aleta Dupree stated that as of December 11, BART is now operating on Clipper only. This is a huge milestone and Muni needs to follow suit. People need more ways to pay in their communities.

Herbert Weiner discussed the extension of the 30 Stockton line to Crissy Field and stated that riders in the Marina community are filing a grievance. He suggested extending the 29 Sunset line to Crissy Field, turning at the Presidio gate. Then have the 30 line terminate at Jefferson Street. The taxi medallion system is a disaster. The SFMTA should go back to the old system.

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 parking and traffic modifications:

- A. RESCIND - 2 HOUR PARKING, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH AREA N PERMITS, ESTABLISH - 2 HOUR PARKING, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH AREA N PERMITS 12th Avenue, both sides, between Geary Boulevard and Anza Street.
- B. ESTABLISH - PERPENDICULAR PARKING - Texas Street, east side, from 20 feet to 210 feet north of 25th Street.
- C. ESTABLISH - NO PARKING ANYTIME - Jennings Street, east side, from the north curb line of Newhall Street to 100 feet southerly.
- D. ESTABLISH - BUS ZONE Hayes Street, north side, from Baker Street to 80 feet westerly.
- E. RESCIND - TOW-AWAY, NO STOPPING EXCEPT PERMITTED CAR SHARE - Hayes Street, north side, from Baker Street to 19 feet easterly.
- F. ESTABLISH - TOW-AWAY, NO STOPPING EXCEPT PERMITTED CAR SHARE - Hayes Street, north side, from Baker Street, 38 feet to 57 feet easterly.
- G. RESCIND - TOW-AWAY, NO PARKING ANYTIME - ESTABLISH - TOW-AWAY, NO STOPPING ANYTIME, Sickles Avenue, south side, from San Jose Avenue to Alemany Blvd.
- H. ESTABLISH - TOW-AWAY NO STOPPING ANYTIME - ESTABLISH - SIDEWALK EXTENSION, Golden Gate Avenue, north and south sides, from 25 feet west of Buchanan Street to 20 feet east of Buchanan Street. Turk Street, north and south sides, from 20 feet west of Buchanan Street to 25 feet east of Buchanan Street.
- I. ESTABLISH - RED ZONE ESTABLISH - SIDEWALK WIDENING Evans Avenue, south side, from Toland Street to 287 feet easterly Toland Street, east side, from Evans Avenue to 176 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.)

No public comment.

RESOLUTION 201215-106

On motion to approve the Consent Calendar:

ADOPTED: AYES – Borden, Brinkman, Eaken, Heminger, and Lai

REGULAR CALENDAR

11. Adopting the SFMTA Racial Equity Action Plan Phase One – Internal Programs and Policies. (Explanatory documents include a staff report, resolution and plan.)

Chair Borden asked the Board Secretary to call Items 11 and 12 together.

PUBLIC COMMENT:

Members of the public expressing support: Dante King

RESOLUTION 201215-107

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Eaken, Heminger, and Lai

12. Adoption of a Resolution declaring Anti-Black Racism a Human Rights and Public Health Crisis in San Francisco and directing staff to take various actions in accordance with this resolution. (Explanatory documents include a staff report and resolution.)

RESOLUTION 201215-108

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Eaken, Heminger, and Lai

13. Approving the SFMTA’s 2021 Legislation Program. (Explanatory documents include a staff report, resolution and program.)

PUBLIC COMMENT:

Members of the public expressing neither support nor opposition: Barry Taranto, David Pilpel, and Bill Graziano

RESOLUTION 201215-109

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Eaken, Heminger, and Lai

14. Authorizing the issuance of taxable or tax-exempt Refunding Revenue Bonds in an amount not to exceed \$185 million to refinance all or a portion of the Series 2012A, 2012B, 2013; and 2014 Revenue Bonds to lower agency in debt service costs, and to authorize a series of new money tax exempt Revenue Bonds to finance the costs of certain transportation projects, in an amount not to exceed \$300

million, and in either case to fund reserve funds for such obligations, and pay the costs of issuance. (Explanatory documents include a staff report, resolution and documents. Fulfills Charter Section 8A.102 (c) (3) training requirements.)

No public comment.

RESOLUTION 201215-110

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Eaken, Heminger, and Lai

15. Approving Contract Modification No. 134 to Contract No. 1300, Third Street Light Rail Program Phase 2 - Central Subway Stations, Surface, Track and Systems with Tutor Perini Corporation, to resolve contractor claims for direct costs and markup for additional work performed under 671 change orders in the amount of \$29,848,736.56, for a modified contract amount of \$976,721,753.32. (Explanatory documents include a staff report, resolution and modification.)

No public comment.

RESOLUTION 201215-111

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Eaken, Heminger, and Lai

16. Authorizing the Director to execute Modification No. 12 to Contract No. 1289, Van Ness Corridor Transit Improvement Project, with Walsh Construction Company for additional costs related to pedestrian monitoring services in the amount of \$2,589,381, for a total Contract amount not to exceed \$220,507,216, with no time extension and making environmental review findings. (Explanatory documents include a staff report, resolution, modification, financial plan and environmental review documents.)

PUBLIC COMMENT:

Members of the public expressing opposition: Gloria Berry

RESOLUTION 201215-112

On motion to approve:

ADOPTED: AYES – Borden, Brinkman, Eaken, Heminger, and Lai

17. 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.

PUBLIC COMMENT:

David Pilpel stated that item 17 is inapplicable because the closed session doesn't involve legal counsel.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chair Borden called the closed session to order at 5:54 p.m.

2. Roll Call

Present: Gwyneth Borden
Cheryl Brinkman
Amanda Eaken
Steve Heminger
Sharon Lai

Also present: Jeffrey Tumlin, Director of Transportation
Caroline Celaya, acting Board Secretary

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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Jeffrey Tumlin, Director of Transportation

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 7:17 p.m.

18. Announcement of Closed Session.

Acting Board Secretary Celaya announced that the SFMTA Board of Directors met in closed session to discuss the public employee performance evaluation of Jeffrey Tumlin the Director of Transportation. No action was taken.

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

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 7:18 p.m.

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

Caroline Celaya

Caroline Celaya
Acting 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 web site: sfgov.org/ethics.

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