

MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS  
CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION No. \_\_\_\_\_

WHEREAS, The FY 2013 and FY 2014 Operating Budget for the SFMTA is being prepared in accordance with the City Charter Section 8A.106 and is \$821.0 million for FY 2013 and \$840.5 million for FY 2014; and

WHEREAS, Charter Section 8A.106(b) requires the SFMTA to certify that the budget is adequate in all respects to make substantial progress towards meeting the performance standards established pursuant to Section 8A.103 for the fiscal year covered by the budget; and

WHEREAS, The SFMTA's FY 2013 and FY 2014 Operating Budget include the revenue and expenditure adjustments to reflect the Municipal Railway fare change for free service on New Year's Eve 2014 and 2015; and

WHEREAS, Authorizing the SFMTA's Director of Transportation to implement short-term experimental fares enables the SFMTA to respond effectively to community requests; and

WHEREAS, The SFMTA is proposing to change various fines, fees, fares, rates and charges, as itemized in Exhibits 1-5 including Municipal Railway transit passes, passports, stickers and fares, Candlestick Park Express and Special Event service fares, transit fare evasion/passenger conduct fines, neighborhood and other parking permit fees, temporary street closure permit fees, color curb fees, special traffic permit fees, community service processing fees, taxi service regulatory fees, traffic permit fees and penalties, boot removal fees, auto tow and storage fees, cable car/historic street car rental fee, special collection fees, parking meter use fees, temporary exclusive use of parking meter fees, Transportation Code and Vehicle Code penalties, parklet installation fee, and parking citation fines; and

WHEREAS, Revisions to Division II of the Transportation Code to increase parking citation late payment penalties, special collections fees, boot removal fees, various parking citation, Transportation Code, and Vehicle Code penalties, color curb painting fees, towing and storage administrative fees, the motor vehicles for hire penalty schedule, the request for community service processing fee, the parking meter use fee, the special traffic permit fee, the temporary exclusive use of parking meter fee, residential area and other parking permit fees, and temporary street closure permit fees, and add Section 313 to establish a parklet installation fee are attached in Section II; and

WHEREAS, The SFMTA is proposing to enforce parking meters on Sundays between the hours of 12 pm and 6 pm and establish a four hour time limit for parking at a meter on Sundays, and install up to 1,000 new additional parking meters; and

WHEREAS, The anticipated revenues from the changes in various fees, fares, rates and charges itemized in Exhibits 1-5 will be used to meet SFMTA operating expenses, including employee wages and benefits or to purchase and lease essential supplies, equipment and materials as documented in the SFMTA's FY2013 and FY2014 proposed Operating Budget; and

WHEREAS, Pursuant to Section 10 of the SFMTA Rules of Order and Charter Section 16.112, duly noticed public hearings concerning fines, fees, fares, rates and charges were conducted on March 6, 2012 and April 3, 2012; and,

WHEREAS, In compliance with the Charter section 16.112 requirement, an advertisement ran in the San Francisco Chronicle for a five-day period beginning on April 6, 2012, for the April 17, 2012

hearing; and,

WHEREAS, Section 10 of the SFMTA Board Rules of Order requires the SFMTA to publish a notice before adopting or revising any schedule of rates, charges, fares, fees, or fines for five days ending at least fifteen days before adopting such fares, and the San Francisco Chronicle ad was last published less than fifteen days before April 17, 2012; and

WHEREAS, It has been determined that the changes in various fines, fees, fares, rates and charges, as itemized in Exhibits 1-5, including Sunday parking meter enforcement between the hours of 12 pm – 6 pm and establishing a four-hour time limit for parking at a meter on Sundays, are statutorily exempt from environmental review under California Public Resources Code section 21080(b)(8) and CEQA implementing guidelines, Title 14 of the California Code of Regulations section 15273 because the anticipated revenues will be used to meet SFMTA operating expenses, including employee wage rates and fringe benefits, or to purchase or lease supplies, equipment, or materials as documented in the SFMTA's FY2013 and FY2014 proposed Operating Budget; and

WHEREAS, It has been determined that the proposed construction and installation of the proposed new parking meters is categorically exempt from environmental review pursuant to CEQA Guidelines section 15303, which provides a categorical exemption from environmental review for the construction of small structures; and

WHEREAS, These CEQA determinations are on file with the Secretary to the SFMTA Board of Directors and are incorporated herein by this reference; and

WHEREAS, Section 10.104.15 of the San Francisco Charter allows City departments to contract for services where such services can be practically performed under private contract at a lesser cost than similar work performed by employees of the City and County, as determined by the Controller and approved annually by the Board of Supervisors; and,

WHEREAS, The SFMTA has ongoing contracts for parking citation processing and collection; facility security services; paratransit services; parking meter collection and coin counting services; low-level platform maintenance services; and vehicle towing, storage and disposal services ("miscellaneous services"); and,

WHEREAS, The Controller has determined that for FY 2013 and FY 2014, the miscellaneous services can be practically performed by private contractors at a lesser cost than if they were performed by employees of the City; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors approves the SFMTA's FY 2013 and FY 2014 Operating Budget in the amounts of \$821.0 million and \$840.5 million; and be it further

RESOLVED, That in accordance with the requirements of Charter Section 8A.106(b), the SFMTA certifies that the FY 2013 and FY 2014 Operating Budget is adequate in making substantial progress towards meeting the performance standards established pursuant to Section 8A.103 for 2012-2013 and 2013-2014; and be it further

RESOLVED, That the SFMTA Board approves changes in various fines, fees, fares, rates and charges, as itemized in Exhibits 1-5 including Municipal Railway transit passes, passports, stickers and fares, Candlestick Park Express and Special Event service fares, transit fare evasion/passenger conduct fines, neighborhood and other parking permit fees, temporary street closure permit fees, color curb fees, special traffic permit fees, community service processing fees, taxi service regulatory fees, traffic permit fees and penalties, boot removal fees, auto tow and storage fees, cable car/historic street car rental fee, special collection fees, parking meter use fees, temporary exclusive use of parking meter fees,

Transportation Code and Vehicle Code penalties, and parking citation fines, and establishing a parklet installation fee; and be it further

RESOLVED, That the SFMTA Board approves the revisions to Division II of the Transportation Code to increase parking citation late payment penalties, special collections fees, boot removal fees, various parking citation, Transportation Code, and Vehicle Code penalties, color curb painting fees, towing and storage administrative fees, the motor vehicles for hire penalty schedule, the request for community service processing fee, the parking meter use fee, the special traffic permit fee, the temporary exclusive use of parking meter fee, residential area and other parking permit fees, and temporary street closure permit fees, and add Section 313 to establish a parklet installation fee as attached in Section II; and be it further

RESOLVED, That the SFMTA Board approves enforcement of parking meters on Sundays between the hours of 12 pm and 6 pm and establishing a four-hour time limit for parking at a meter on Sundays, and the installation of up to 1,000 additional parking meters; and be it further

RESOLVED, That the SFMTA Board approves a waiver of fares on New Year's Eve 2013, between 8 PM on December 31, 2012 and 6 a.m. January 1, 2013 and on New Year's Eve 2014, between 8 PM on December 31, 2013 and 6 a.m. January 1, 2014; and be it further

RESOLVED, That the SFMTA Director of Transportation is hereby authorized to implement short-term experimental fares; and be it further

RESOLVED, That the SFMTA Board of Directors concurs with the Controller's certification that parking citation processing and collection; facility security services; paratransit services; parking meter collection and coin counting services; low-level platform maintenance services; and vehicle towing, storage and disposal services can be practically performed by private contractors at a lesser cost than to provide the same services with City employees; and be it further

RESOLVED, That the SFMTA Board will continue to work diligently with the Board of Supervisors and the Mayor's Office to develop new sources of funding for SFMTA operations pursuant to Charter Section 8A.109; and be it further,

RESOLVED, Since the advertisement in the San Francisco Chronicle did not run more than fifteen days prior to the April 17th hearing, the SFMTA Board waives the requirements of Section 10 of the Board's Rules of Order; and, and, be it further,

RESOLVED, That the Director of Transportation is hereby authorized to make any necessary technical and clerical corrections to the approved budget of the SFMTA and to allocate additional revenues and/or City and County discretionary revenues in order to fund additional adjustments to the operating budget, provided that the Director of Transportation shall return to the SFMTA Board of Directors for approval of technical or clerical corrections that, in aggregate, exceed a five percent increase of the total SFMTA Budget.

I certify that the foregoing resolution was adopted by the Municipal Transportation Agency Board of Directors and the Parking Authority Commission at their meeting of April 17, 2012.

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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency

