



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

MINUTES

Tuesday, October 6, 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, October 5 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

Roberta Boomer
SECRETARY

ORDER OF BUSINESS

1. Call to Order

Chair Borden called the meeting to order at 1:19 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. 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 said that the agenda and website said the meeting would be on SFGTV. It is not. Closed sessions always start in open session. He requested staff return to open session at 4pm to inform the public about the status of the closed session. He hopes the Board selects a board secretary.

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

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

5. Call to Order

Chair Borden called the closed session to order at 1:26 p.m.

6. Roll Call

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

7. Pursuant to Government Code Section 54957 (b) and Administrative Code Section 67.10 (b), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take possible action to appoint a successor to the incumbent, Roberta Boomer, Board Secretary. in the event of a vacancy in that position:

PUBLIC EMPLOYEE APPOINTMENT/HIRING:

Secretary, SFMTA Board of Directors

Also present: Tracy Pon, Senior Human Resources Analyst, Human Resources
Jennifer Stoughton, Deputy City Attorney
Roberta Boomer, Board Secretary

8. Pursuant to Government Code Sections 54956.9 (d) (2), 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:

X As defendant or X As plaintiff

Also present: Jeffrey Tumlin, Director of Transportation
Roberta Boomer, Board Secretary
Susan Cleveland-Knowles, Deputy City Attorney
Ari Baruch, Deputy City Attorney
Tom Maguire, Director, Sustainable Streets
Rob Stone, Deputy City Attorney
Edgar Lopez, Claims Consultant

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 4:21 p.m.

9. Announcement of Closed Session.

Board Secretary Boomer announced that the SFMTA Board of Directors met in closed session to discuss the appointment/hiring of a Secretary to the SFMTA Board of Directors and anticipated litigation with the City Attorney but took no action.

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

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

11. Approval of Minutes

No public comment.

On motion to approve the minutes of the September 15, 2020 Regular Meeting: unanimously approved.

12. Communications

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

13. Introduction of New or Unfinished Business by Board Members

Director Lai requested an update with regard to Plan Bay Area including the “work from home” objective. She would like to know how it will impact San Francisco, the SFMTA, capital planning strategies and budget and greenhouse gas emissions.

14. Director’s Report (For discussion only)

-Ongoing Activities

Jeff Tumlin, Director of Transportation, discussed the mishandling of an MTA’s investigation by the Department of Human Resources; the SFMTA’s Racial Equity Action Plan; Vision Zero Bayview Quick Build Project; Townsend Street Quick Build Project; Motorcycle Safety Program Grant; the outcome of hearings of the California Environmental Quality Act (CEQA) appeals by the Board of Supervisors; Senate Bill 288 regarding CEQA; Transit Information Program; Paratransit Mural; and Transit Week.

PUBLIC COMMENT:

Hanna expressed support for the Black and African American Affinity Group (BAAAG). The interview process is padded, and many interviews are “dog and pony” shows.

David Pilpel commented on the minutes and asked that his statement be amended to read that the actions by the City Traffic Engineer should be “not necessarily exempt”. The Board didn’t ask for public comment on Item 13. He doesn’t believe an emergency, including the current emergency, would supersede the City’s “Transit First Policy”. Transit should be the mode of choice when there is a choice. The Transit First policy and emergency aren’t mutually exclusive. He requested the presentation of Director’s report prior to the meeting. Referring to Director Heminger’s request for a list of programs, he stated that he got a message about a list of streets but understood that the Director’s request included all temporary programs.

Hayden Miller stated that it’s great to celebrate the Americans with Disabilities Act but there needs to be better messaging. Parking on the sidewalk needs to be enforced. People can’t walk on their sidewalk safely.

Rakita O’Neill-Newt expressed support for the BAAAG letter. She reviewed the actions that BAAAG has asked to be taken.

Barry Taranto discussed Slow Streets. It would be great if cab drivers could be told where the streets are. A map is very small to be seen on a phone. He has gone through some of the streets. Some don't make sense. It doesn't make sense to add streets without advanced notice. California Street has a lot more traffic on it due to the closure of Lake Street. He has seen buses bunch up, particularly on Mission Street.

Haroun David expressed support for the BAAAG letter. He discussed the persistence of racism against African Americans. There have been disparate actions and discipline against black employees. In February 2019, the agency received the Blanding Report. The recommendations have not been addressed.

Darryl Robinson expressed support for the BAAAG letter. He called attention to the sentiment of anti-blackness at the SFMTA. The agency hasn't incorporated Mr. King's work. He has done a stellar job and his work needs to be included in a plan. He recommended implicit bias training be mandated for all managers.

15. Citizens' Advisory Council Report

Neil Ballard, Chair, Citizen's Advisory Council, presented the recommendations from the CAC's meeting of October 1 regarding light rail vehicle service and four car shuttle trains in the tunnel. The CAC also recommends the development of a congestion pricing plan for all private vehicles entering the downtown financial core.

PUBLIC COMMENT:

Benjamin Valis wondered if taxis would be exempt from congestion pricing or whether the charge would be included in the taxi fare. He would like taxis to be exempt.

Hayden Miller expressed support for surface light rail vehicle operation. It would be safer for the operators and would free up buses for more service.

16. Public Comment

David Pilpel requested clarification regarding the change to the minutes he requested and recognized Board Secretary Boomer. This will be a significant transition.

Hayden Miller described confusing information on the Slow Streets webpage. People have been trying to use Twitter to make comment. The webpage should tell people to call 311. Bus shelter maintenance has gone downhill. The shelters are not durable. Clear Channel shouldn't get a discount when they aren't providing good service.

Barry Taranto asked that Item 17.4 on the Consent Calendar be pulled. He recognized Phillip Cranna for the taxi stands on Castro Street. The stands are used by the public. Drivers are getting fares from that location. The one by Walgreens is constantly occupied by private cars. There is a problem with enforcement. The Essential Ride Home program should be expanded or promoted better. The SFMTA

taxi division is enforcing rules that haven't been enforced for several years. He also mentioned the driving requirement and the "A" card.

Chun Yin Li discussed construction zone towing. He expressed appreciation for the Board Secretary for referring his matter to staff.

Ben Vallis expressed appreciation for the taxi stand on Castro. It should be named after Barry Taranto for his tireless advocacy for taxis. People don't know about the "Essential Trip Program".

Safman Ayon expressed support for the BAAAG letter regarding disproportionate discipline against African Americans.

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

17. 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.

(17.1) 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. Jakilyn Kurt vs. CCSF, Superior Ct. #CGC19577670 filed on 7/16/19 for \$50,000 (Explanatory documents include a resolution.)

RSOLUTION 201006-081

(17.2) Making environmental review findings and approving the following parking and traffic modifications:

- A. ESTABLISH – TRAFFIC SIGNAL – Oakdale Avenue and Loomis Street.
- B. ESTABLISH – NO TURN ON RED – Oakdale Avenue, westbound, at Loomis Street.
- C. ESTABLISH – PERPENDICULAR PARKING – Loomis Street, east side, from 10 feet north of Oakdale Avenue to 10 feet south of Barneveld Avenue
- D. ESTABLISH – TRAFFIC SIGNAL – Kezar Drive and Lincoln Way.
- E. ESTABLISH – NO TURN ON RED – Lincoln Way, northbound, at Kezar Drive.
- F. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Kezar Drive, south side, from Lincoln Way to 65 feet easterly.

- G. ESTABLISH – TRAFFIC SIGNAL – Alemany Boulevard and Rousseau Street.
- H. ESTABLISH – TRAFFIC SIGNAL – Alemany Boulevard and Lawrence Street.
- I. ESTABLISH – RECTANGULAR RAPID FLASHING BEACON – Market St. at Hattie St.
- J. ESTABLISH – RED ZONE – Market Street, north side, from Hattie Street to 25 feet easterly, Market Street, south side, from Hattie Street to 29 feet westerly.
- K. ESTABLISH – TRAFFIC SIGNAL – 9th Street, Division Street, and San Bruno Avenue.
- L. ESTABLISH – TRAFFIC SIGNAL – Alemany Boulevard and Theresa Street.
- M. RESCIND – RIGHT TURN ONLY – Theresa Street, eastbound and westbound, at Alemany Boulevard.
- N. ESTABLISH – RED ZONE – ESTABLISH – SIDEWALK EXTENSION, Octavia Street, east side, from Page Street to 57 feet southerly.
- O. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – ESTABLISH – SIDEWALK EXTENSION, Hawthorne Street, east side, from Folsom Street to 275 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.)

RESOLUTION 201006-082

On motion to approve:

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

(17.3) Amending the Transportation Code, Division II, Section 905(e)(3) to authorize the Director of Transportation to issue additional permits for Educational Institutions in excess of the limitations of Section 905 during the time a declaration of the existence of a local emergency is in effect in order to respond to the emergency. Such additional permits would be valid until the end of the academic year for which they were issued or until the end of the emergency and would not be renewable. (Explanatory documents include a staff report, amendment and resolution.)

RESOLUTION 201006-083

(17.4) Approving the reprogramming of the remaining balance in the Taxi Driver Fund to implement a marketing campaign to support the taxi industry. (Explanatory documents include a staff report and resolution.)

RESOLUTION 201006-084

PUBLIC COMMENT:

Members of the public expressing support: Barry Taranto (17.4)

Members of the public expressing opposition: Barry Taranto (17.2 C)

Members of the public expressing neither support nor opposition: Hayden Miller (17.2 F)

Director Lai requested information about allocating additional permits for learning hubs.

On motion to amend resolution 17.3 to approve additional Residential Parking Permits for Educational Institutions to add a maximum of 300 permits.

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

On the motion to approve Item 17.3 as amended:

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

On motion to approve the Consent Calendar (17.3 severed):

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

Director Lai left the meeting.

REGULAR CALENDAR

18. Presentation and discussion regarding transit service. (Explanatory documents include a slide presentation.)

Julie Kirschbaum, Director of Transit, presented the item.

No public comment.

PUBLIC COMMENT:

Hayden Miller stated that Muni service is failing. The buses are exceeding capacity limits. Operators don't understand headways and are arriving early. It is unnecessary for subway buses to stop at every stop. There needs to be a shuttle that operates in Chinatown. The number of assaults is underreported and is horrible. Operators don't feel safe. There needs to be more support from the police and from fare inspectors.

David Pilpel discussed how people have different meanings for equity. The data doesn't show routes that aren't in service. He also mentioned street supervision reliance on technology, vehicle cleaning, crowding, passenger health issues, townhall meetings, and broken subway lights.

Edward Mason discussed AC Transit's practice of operating with closed windows and the installation of dispensers for masks at AC Transit and the Valley Transportation Authority.

Alexander Hirgie discussed concerns about vehicle cleaning. The reserved fleet is kept for emergency situations. Cleaning helps ensure the bus is sanitary. He is concerned that the agency has other options with regards to vehicle and operator availability. More transit service could be provided.

Eric Williams discussed getting buses back in service as soon as possible. He wondered whether it would be possible to open up a temporary bus yard near “upper main” so buses can pull in, get cleaned, and then pull back into service right away. That would save time.

19. Presentation and discussion regarding the SFMTA’s budget and fiscal status. (Explanatory documents include a slide presentation.)

Tim Manglicmot, Manager, Budget and Gail Stein, Manager, Ad Contracts and Transit Shelter Program presented the item.

Vice Chair Eaken asked staff to bring financial trade-offs to the Board.

PUBLIC COMMENT:

Hayden Miller voiced concern about giving Clear Channel a break. Clear Channel’s service and maintenance has dropped. There’s been a lot of discussion about the Back First contract but if it can come back, it would be appreciated. He urged the MTA to try to implement evening and Sunday parking meters. There’s a lot of demand for parking during those times.

David Pilpel asked about another federal bailout, including how much would be needed and how soon. he wondered whether Senate republicans would decide whether to bail out transit agencies if Biden is elected. He wondered how close the SFMTA is towards declaring a fiscal emergency and about the amount of working capital.

Barry Taranto expressed concern about the revenue. The agency could realize millions of dollars by enforcing transit-only lanes. Double parking is at an all-time high.

ADJOURN- The meeting was adjourned at 7:28 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.



Roberta Boomer
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.

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 sfgov.org.