



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

MINUTES

Tuesday, March 2, 2021

REGULAR MEETING
1 P.M.

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, March 1, 2021 or call (415) 646-4470. Please see the information on the next page for remote meeting access.

SFMTA BOARD OF DIRECTORS

Gwyneth Borden, Chair
Amanda Eaken, Vice Chair
Cheryl Brinkman
Steve Heminger
Fiona Hinze
Sharon Lai
Manny Yekutieli

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
Fiona Hinze
Sharon Lai
Manny Yekutieli

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

No announcement made.

4. Approval of Minutes

No public comment.

On motion to approve the minutes of the February 16, 2021 Regular Meeting minutes: 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. Board Secretary Celaya reviewed how members of the public could watch the meeting and address the Board.

Chair Borden announced that the meeting would be adjourned in honor of Director Brinkman's father, Dr. Charles Rudolph Brinkman, who passed away.

6. Introduction of New or Unfinished Business by Board Members

Director Lai asked if the SFMTA could post on the website the percentage of staff that have been vaccinated.

PUBLIC COMMENT:

Hayden Miller stated that he supports having as much data as possible online but asked that the SFMTA ensure that the data is accurate. He finds some of the data online difficult to believe such as the number

of masks being made available. The Agency should also ensure that taxi drivers, contractor employees and essential staff are told when they are eligible to receive the vaccine.

7. Director's Report (For discussion only)

-Ongoing Activities

Director Tumlin discussed SFMTA staff involvement in the Englander House move from Franklin to Fulton Street, Vision Zero, federal funding, the Transportation Recovery plan, Scooter allocation, Connect SF and return of the F line and cable car service.

PUBLIC COMMENT:

Richard Rothman asked the Board to look at the big picture when making changes to the Great Highway. This is a mess for the Veterans Hospital and for residents from the Richmond district that commute down to the Peninsula. 19th Avenue and Sunset Boulevard can't handle the traffic. 19th Avenue is backed up. Traffic going through Golden Gate Park is causing pollution. He suggested experimenting with making one lane for pedestrians and bicycles and one side for cars.

Aleta Dupree is encouraged by the scooters permit process especially with the addition of the adapted scooters. She wants to see what they look like because she likes options and wants to use them. She supports a sustainable electric shared scooter program because they are helpful to persons with disabilities. The F line needs to go all the way to Fisherman's Wharf and the Ferry Building. The line needs to continue as close to 5th street as possible. She encouraged the Board to make every effort to turn that line back on.

8. Citizens' Advisory Council Report

No report.

9. Public Comment

Hayden Miller discussed the Proof of Payment (POP) staffing that hasn't been out in the public the way the SFMTA blog suggested. POP staff isn't checking riders. He wants to see POP staff on the buses helping with mask compliance. The SFMTA has a budget issue but the lack of parking enforcement is costing loss of revenue. Every weekend at the Great Highway cars are parked on the shoulder and no one cites these vehicles. The same thing is happening with sidewalk parking. POP and Parking Control Officer deployment needs to be changed.

Richard Rothman stated that he is disturbed by the Controller's report on construction accountability. The Board needs to hold a hearing on it. He questioned why the city should give funding to the SFMTA and suggested funding be transferred to Public Works. He asked why the box installed on the 5R route wasn't done at the same time as the other safety improvements. A Mission Local article questioned if the SFMTA is going to survive.

Aleta Dupree stated that it is important to get the subway open. The SFMTA needs to plan their service to minimize transfers. Passengers with disabilities may be passed up because they are boarding vehicles with too many people already onboard. Pass ups shouldn't happen, especially for wheelchair users. Science-based protocols are needed to determine how many people wearing masks can ride the bus. She asked the Board to consider the future when making improvements.

Sam Tadessi discussed the Locally Based Enterprise (LBE) ordinance. He wants the SFMTA to act on ensuring the requirement for San Francisco Black owned businesses is met. He is frustrated that there has been no enforcement of the requirement. There are unfair and discriminatory practices taking place with the parking garage contracts. He'd like his contract with the SFMTA restored under the LBE ordinance. He has been with the SFMTA for 20 years.

Shalana Willis discussed the unfair unilateral bid forced on SFMTA station agents. She asked the Board to ask Julie Kirschbaum to return to the negotiations. Station agent staff feel violated and would like to see this situation get resolved.

Herbert Weiner stated he plans to drive on the Slow Streets because they are better for him as a motorist. The Slow Streets create congestion.

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. Bernard Tong vs. CCSF, Superior Ct. #CGC19577750 filed on 7/18/19 for \$4,550
- B. Perry Blunt, LaRon Blunt and Laborers Local 261, Grievances and PERB Charge UPC# SFCE1781M filed on 1/29/20 in the amount of \$12,295.31 to Perry Blunt and \$6,548.02 to LaRon Blunt. (Explanatory documents include a resolution.)

RESOLUTION 210301-024

(10.2) Approving the following parking and traffic modifications:

- A. ESTABLISH – ONE WAY STREET – 24th Street, eastbound, from Minnesota Street to Tennessee Street.
- B. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – 3rd Street, north side, from 28 feet west of Minnesota Street to 32 feet easterly, 25th Street, north side, from Minnesota Street to 23 feet easterly, Minnesota Street, east side, from 23rd Street to 23 feet southerly (Explanatory documents include a staff report and resolution. All of the proposed actions listed above are Approval Actions as defined by S.F. Administrative Code Chapter 31.)

RESOLUTION 210301-025

(10.3) Authorizing the Director to execute Blanket Purchase Agreement number 2021-01 with Lytx, for software and maintenance services for DriveCam event recorders for an amount not-to-exceed \$2,500,000 and term of five years. (Explanatory documents include a staff report, resolution and agreement.)

RESOLUTION 210301-026

(10.4) Authorizing the Director to execute the First Amendment to the Transit Shelter Advertising Agreement with Clear Channel Outdoor, Inc., to reduce the minimum annual guarantee payments, as well as administrative and marketing payments, from May 1, 2020 through June 30, 2022, due to the impacts from the COVID-19 pandemic. (Explanatory documents include a staff report, resolution and amendment.)

RESOLUTION 210301-027

PUBLIC COMMENT:

Members of the public expressing support: Victor Hill (10.4), Ramiro Gonzales (10.4), and Lawrence Jossel (10.4)

Members of the public expressing opposition: Hayden Miller (10.4)

On motion to approve the Consent Calendar:

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

REGULAR CALENDAR

11. Authorizing the Director to execute Contract No. SFMTA-2021-07 with Creative Bus Sales, to procure thirty 32-foot, low floor, diesel-hybrid buses and related tools, training, manuals, and spare parts, in an amount not to exceed \$26,071,700, and for a term not to exceed six years. (Explanatory documents include a staff report, resolution and contract.)

PUBLIC COMMENT:

Members of the public expressing support: Cat Carter

Members of the public expressing opposition: Hayden Miller, Aleta Dupree, and Stacey Randeckker

Members of the public expressing neither support nor opposition: Edward Mason

RESOLUTION 210301-028

On motion to approve:

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

SPECIAL ORDER – 2:30 PM

12. Approving the proposed traffic modification associated with the “Twin Peaks for All” project as follows:

- A. ESTABLISH – ROAD CLOSURE, EXCEPT EMERGENCY VEHICLES AND BICYCLES - Twin Peaks Boulevard, between Christmas Tree Point Road and Burnett Avenue. (Explanatory documents include a staff report, resolution and options. The proposed action listed above is an Approval Action as defined by S.F. Administrative Code Chapter 31.)

LaMonte Bishop, Manager of Government Affairs, San Francisco Recreation and Park Department, stated that SF Rec and Park supports the option proposed by staff. This option creates a dedicated space for people biking to Christmas Tree Point. Since the outset of the pandemic, people look to our parks for well-being during this challenging time. While many enjoy the access, there are some issues which impact the community and we have gates, the police department and the department of public works to address these concerns. We urge the Board’s support of this proposal.

Megan Imperial, on behalf of Supervisor Melgar, stated that the supervisor received comments from constituents concerning the proposed modifications. The supervisor would like to see the deployment of ambassadors to assist the public with navigating the changes. She is supportive of this proposal and would like to see staff monitor the impacts of the changes including Vision Zero risks.

Erin Mundy, on behalf of Supervisor Mandelman, stated that the supervisor hopes that through the Twin Peaks for All project, the SFMTA will a long term plan that preserves the many benefits of increased open space while mitigating the negative impacts to the neighborhood. Specifically, consider keeping the Christmas Tree Point parking lot overnight, ensure access to the top of Twin Peaks for those who are mobility impaired and preserve the existing SFMTA street restriction on passenger vehicles with more than nine passengers, which currently prohibits tour buses from accessing Twin Peaks Boulevard through the Burnett Avenue gate.

PUBLIC COMMENT:

Members of the public expressing support: Scott Feeney, Ed Mission District resident, Kristen Leiucke, Matthew Blaine, Sara Mission District resident, Alexis Wallace, Chris Sullots, Craig Persico, Dave Alexander, Mark Ballesteri, Corey Silver, Mary Inner Sunset Resident, Chris, Jessica Lymon, Aaron

Star, and Ken Higgins

Members of the public expressing opposition: Anonymous 1, Twin Peaks resident 1, George Newell, Chris Dist 9, Cliff Barger, Andreas, Eric Shultz, Brad Tardy, Kwadon, Patrick Mission Dist., Hayden Miller, Peter Munson, George Wooding, 3rd generation SF resident, Kenneth Russell, Charles Q., Donna Counter, Anonymous 3, Anonymous 4, Charles Whitfield, Alec Holly, Jorge, Edward Hasbrook, Anonymous 5, Dave Payne, Michael Howley, Rachel, Tom Roberson, Robin District 8 resident, Jeremy District 8 resident, Martin, and Anonymous 6

Members of the public expressing neither support nor opposition: Physician at SF General Hospital, Brock, Charlie Barron, Stacey Randecker, Matthew Burnett Avenue resident, Denise LaPointe, Regina Ballesteri, Sophia Inner Richmond Dist. Resident, Anonymous 2, Gary Russ, Ira Kaplan, Kelly Trousseau, and Redmond Lyne

Director Brinkman left the meeting.

RESOLUTION 210301-029

On motion to approve:

ADOPTED: AYES – Borden, Eaken, Heminger, Hinze, Lai and Yekutieli

ABSENT - Brinkman

13. Approving Contract Modification No. 137 to Contract No. 1300, Third Street Light Rail Program Phase 2 – Central Subway Stations, Surface, Track and Systems with Tutor Perini to increase the contract amount by \$93,600,000 for an amount not to exceed \$1,090,298,587.32 and to extend the Substantial Completion date to March 31, 2021 and the Final Completion date to September 27, 2021, and making environmental review findings. (Explanatory documents include a staff report, resolution, findings and modification.)

Chair Borden asked the Board Secretary to call items 13 and 14 together.

Members of the public expressing opposition: Anonymous, Barry Taranto

RESOLUTION 210301-030

On motion to approve:

ADOPTED: AYES – Borden, Eaken, Heminger, Hinze, Lai and Yekutieli

ABSENT – Brinkman

14. Approving Contract Modification No. 138 to Contract No. 1300, Third Street Light Rail Program Phase 2 - Central Subway Stations, Surface, Track and Systems with Tutor Perini to increase the contract amount by \$53,000,000 for an amount not to exceed \$1,143,298,587.32, with no change to the

term of the contract and making environmental review findings. (Explanatory documents include a staff report, resolution, findings and modification.)

RESOLUTION 210301-031

On motion to approve:

ADOPTED: AYES – Borden, Eaken, Heminger, Hinze, Lai and Yekutiel

ABSENT - Brinkman

ADJOURN - The meeting was adjourned at 6:40 p.m. in honor of Dr. Brinkman

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.

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.