



# DRAFT MINUTES

## SAN FRANCISCO COUNTY TRANSPORTATION AUTHORITY

Tuesday, June 11, 2019

### 1. Roll Call

Chair Peskin called the meeting to order at 10:01 a.m.

**Present at Roll Call:** Commissioners Brown, Haney, Mar, Mandelman, Peskin, Safai and Walton (7)

**Absent at Roll Call:** Commissioners Fewer (entered during Item 2), Ronen (entered during Item 2), Stefani (entered during Item 2) and Yee (entered during Item 9) (4)

**Commissioner Mandelman moved to excuse Commissioner Yee, seconded by Commissioner Brown. Commissioner Yee was excused without objection.**

### 2. Citizens Advisory Committee Report – INFORMATION

David Klein, Vice-Chair of the Citizens Advisory Committee (CAC), reported that the CAC adopted a motion of support for the proposed fiscal year budget for 2019-2020 and discussed the 30-year Public-Private Partnership (P3) concession arrangement in regard to the Presidio Parkway project. He stated that the CAC was satisfied with the answers provided by Transportation Authority staff. Mr. Klein said the CAC approved a motion of support for the 2019 Prop AA recommendations and approval of the fiscal year 2019/20 Transportation Fund for Clean Air program of projects. With respect to the Prop K allocations (Item 7 on the Board agenda), Mr. Klein mentioned that the CAC severed the BART Powell Station Modernization project Prop K request, due to CAC concerns over the 50% increase in service-related costs. He also noted that the CAC requested that BART return to the CAC in June and provide comparison projects to help justify the costs [At the start of Item 7, Anna LaForte, Deputy Director for Policy and Programming clarified that the high percentage for the BART Powell Station Modernization project was for construction management costs. She said they were related to the oversight that was done for the work performed. Ms. LaForte stated that the Transportation Authority had received information from BART staff and would be reviewing it and expected to present the two allocation requests next month to the Board].

During public comment Francisco Da Costa stated that it was important for all Board members to pay attention when the CAC report was given. He said the CAC needed to focus on one or two issues where they could make improvements on issues that benefited residents of San Francisco.

### Consent Agenda

#### 3. Approve the Minutes of the May 21, 2019 Meeting– ACTION

#### 4. [Final Approval] [Final Approval] Authorize the Executive Director to Execute Agreements and Documents Required for Utilities and Right-of-Way Property

**Acquisition for the Yerba Buena Island Southgate Road Realignment Improvements Project, Including Offers to Purchase for an Aggregate Amount Not to Exceed \$5,534,760 and a Gratuitous Services Agreement, all with the United States Coast Guard, and Utility Agreements with Various Providers in an Amount Not to Exceed \$750,000, and to Execute all Agreements, Documents and Deeds Required to Transfer the Acquired Right-of-Way to the California Department of Transportation and the Treasure Island Development Authority – ACTION**

There was no public comment.

Commissioner Ronen moved to approve the Consent Agenda, seconded by Commissioner Mandelman.

The Consent Agenda was approved without objection by the following vote:

Ayes: Commissioners Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai Stefani and Walton (10)

Absent: Commissioner Yee (1)

**End Consent Agenda**

**5. [Final Approval on First Appearance] State and Federal Legislation Update – ACTION**

Amber Crabbe, Public Policy Manager, presented the item per the staff memorandum.

Chair Peskin expressed disappointment in San Francisco's local assembly delegation for voting on Assembly Bill (AB) 1112 without consulting the Transportation Authority Board. He noted that he was informed that the Board's position letter did not arrive until after the local assembly delegation cast their votes. Chair Peskin said he was subsequently contacted by Assemblymember Chiu who indicated that he would work with AB 1112 sponsor Assemblymember Friedman to effectuate the aforementioned amendments.

During public comment Aleta Dupree spoke in support of AB 1112 and said she used shared mobility because it allowed her to navigate through different communities. She stated that shared electric bicycles and scooters should have the ability to traverse through city, municipal and state lines similar to bicycles, skateboards and automobiles. Ms. Dupree said she was concerned with the arbitrary limitation of mobility services that hampered riders with challenges and disabilities. She also noted that Nevada had just passed AB 485, which she called a landmark statewide scooter bill with minimal opposition.

Francisco Da Costa questioned San Francisco representatives in Sacramento understanding that they represented both the city and county of San Francisco and noted they once had a jurisdiction that went as far as Palo Alto. He reiterated Chair Peskin's earlier comments regarding AB 1112.

Rob Schwartz, owner of San Francisco bicycle rentals, spoke against AB 1112 and said that the bill undermined what it stated to support: an effective and efficient bike-share service. He said San Francisco had 40 bike rental shops and served 3,000 - 4,000 tourists a day who would otherwise take bikes out of the city and out of circulation. He stated he had worked with the San Francisco Municipal Transportation Agency (SFMTA) and the Mayor's Office and supported bike-share's variable pricing system. Mr. Schwartz highlighted that AB 1112 was supported by Jump and Uber, companies who were against the variable pricing system that was supported by the SFMTA and Mayor's Office. He said he believed that the bill needed to be amended to truly work.

Commissioner Safai moved to approve the item, seconded by Commissioner Fewer.

The item was approved without objection by the following vote:

Ayes: Commissioners Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai Stefani and Walton (10)

Absent: Commissioner Yee (1)

Commissioner Safai moved to rescind the vote, seconded by Commissioner Fewer.

The vote was rescinded without objection.

Commissioner Mandelman thanked Chair Peskin for his comments regarding AB 1112 and said he was surprised to hear that local legislators had voted for in favor of the bill. He listed examples of the state legislature preempting local action, whether to protect renters, stop speculative evictions or regulate the proliferation of Transportation Network Companies (TNCs) on city streets. He said big industries received special protections from Sacramento and prevented localities from passing common sense regulations to actually manage issues that were important to San Francisco constituents. Commissioner Mandelman added that AB 1112 appeared to be squarely within that unfortunate tradition.

Commissioner Stefani agreed with Commissioner Mandelman's and Chair Peskin's comments on AB 1112 and thanked Transportation Authority staff for their work regarding AB 1605. In regard to AB 1112, Commissioner Stefani said she opposed the efforts to grant the state authority to preempt local regulation of electric scooters, etc. on the streets, which would be similar to state regulation over TNCs where locals are faced with lots of impacts but no authority to address them. She said state regulation over electric scooters would make it difficult for the city to reach its Vision Zero goals and protect pedestrians and cyclists.

Commissioner Mandelman moved to approve the item, seconded by Commissioner Fewer.

The item was approved without objection by the following vote:

Ayes: Commissioners Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai Stefani and Walton (10)

Absent: Commissioner Yee (1)

**6. [Public Hearing] Adopt the Proposed Fiscal Year 2019/20 Budget and Work Program – ACTION**

Cynthia Fong, Deputy Director for Finance and Administration, presented the item per the staff memorandum.

Commissioner Fewer requested that the congestion pricing study, noted in page 51 of the meeting packet, address the potential impacts on small businesses and commerce. She also requested that the work plan also have a focus on public serving entities such as hospitals.

Ms. Fong replied in the affirmative.

There was no public comment.

Commissioner Fewer moved to approve the item, seconded by Commissioner Brown.

The item was approved without objection by the following vote:

Ayes: Commissioners Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai Stefani and Walton (10)

Absent: Commissioner Yee (1)

**7. Allocate \$1,881,211 in Prop K Sales Tax Funds, with Conditions, for Four Requests and Appropriate \$100,000 in Prop K Funds for One Request – ACTION**

Anna LaForte, Deputy Director for Policy and Programming, presented the item per the staff memorandum.

There was no public comment.

Commissioner Mandelman moved to approve the item, seconded by Commissioner Walton.

The item was approved without objection by the following vote:

Ayes: Commissioners Brown, Fewer, Haney, Mar, Mandelman, Peskin, Stefani and Walton (8)

Absent: Commissioners Ronen, Safai and Yee (3)

**Chair Peskin called Items 8 and 9 together.**

**8. Program \$4,140,270 in Prop AA Vehicle Registration Fee Funds to Five Projects and Amend the 2017 Prop AA Strategic Plan – ACTION**

**9. Approve the Fiscal Year 2019/20 Transportation Fund for Clean Air Program of Projects – ACTION**

Mike Pickford, Senior Transportation Planner, presented both items per the staff memorandum.

Commissioner Haney noted that the recommended amount of Prop AA funds for SFMTA's 5th Street Quick-Build Improvements project would partially fund the project and asked if the SFMTA was providing the remaining funds needed for the project. He asked if the recommendation for partial funding would have an impact on the timeline of the project.

Mr. Pickford said the Transportation Authority staff had worked with SFMTA staff to develop the recommendation and, while the source for the remaining funds had not yet been finalized, there were options between SFMTA's general funds or Prop K funds. He added that last year's adopted Prop K 5-Year Prioritization Programs included place holders for Vision Zero projects that could be a good fit for the 5th Street Quick-Build Improvements project. Mr. Pickford added that Transportation Authority staff had spoken with SFMTA staff and felt confident that the project would be fully funded between the options that were available.

Ms. LaForte stated that the Transportation Authority was in discussion with the SFMTA about the request for Prop K funds for a group of quick and effective Vision Zero projects. She said she believed the 5th Street Quick-Build Improvements project was in that group of projects that would be presented to the Board within the next month or so.

Commissioner Haney asked if there was a delay in programming of funds for bulbouts for the Taylor Street project.

Mr. Pickford said that Transportation Authority staff would follow up to provide a response to Commissioner Haney.

During public comment Aleta Dupree said she was in support of adding street furniture that would provide her more places to park and lock the various shared mobility devices that she used. She also spoke in support of BART's early-bird express program and the expansion of electric car charging stations.

Francisco Da Costa said it was time for the Transportation Authority to perform an audit on city streets that had been given funding. He suggested focusing on commercial corridors that provided millions of dollars to the city. He also asked that the Transportation Authority send staff to evaluate the San Bruno Avenue corridor and develop a plan.

Commissioner Mandelman moved to approve the item, seconded by Commissioner Brown.

The item was approved without objection by the following vote:

Ayes: Commissioners Brown, Fewer, Haney, Mar, Mandelman, Peskin, Stefani, Walton and Yee (9)

Absent: Commissioners Ronen and Safai (2)

**10. Award a One Year and Six Months Professional Services Contract to Nelson\Nygaard Consulting Associates in an Amount Not to Exceed \$700,000 for Technical and Communications Services for the Downtown Congestion Pricing Study – ACTION**

Colin Dentel-Post, Senior Transportation Planner, presented the item per the staff memorandum

There was no public comment.

Commissioner Yee moved to approve the item, seconded by Commissioner Walton.

The item was approved without objection by the following vote:

Ayes: Commissioners Brown, Fewer, Haney, Mar, Mandelman, Peskin, Stefani, Walton and Yee (9)

Absent: Commissioners Ronen and Safai (2)

**Other Items**

**11. Introduction of New Items – INFORMATION**

There were no new items introduced.

**12. Public Comment**

During public comment Aleta Dupree said she was looking for a city that would be active in innovation and the management of congestion. She stated that the ownership and operation of single-occupancy private vehicles were one of the biggest problems in the city and stressed the importance of traffic enforcement.

**13. Adjournment**

The meeting was adjourned at 11:02 a.m.