

**TRANSBAY JOINT POWERS AUTHORITY
BOARD OF DIRECTORS**

MINUTES

Thursday, October 11, 2018
1 Dr. Carlton B. Goodlett Place, Room 416
San Francisco, CA

REGULAR MEETING
9:30 a.m.

BOARD OF DIRECTORS

Mohammed Nuru, Chair
Jeff Gee, Vice Chair
Greg Harper
Jane Kim
Boris Lipkin
Edward Reiskin
Nadia Sesay
Tony Tavares

Executive Director
Mark Zabaneh

Secretary
Nila Gonzales

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9:30 – REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Vice Chair Gee called the meeting to order at 9:30 a.m.

2. Roll Call

Secretary Gonzales announced that Chair Nuru was absent and; therefore, Vice Chair Gee would preside over the meeting. She also stated Director Chang was attending as the alternate for Director Kim.

Present: Tilly Chang
Greg Harper
Boris Lipkin
Ed Reiskin
Nadia Sesay
Jeff Gee

Absent: Jane Kim
Mohammed Nuru
Tony Tavares

3. Communications

None.

4. Board of Director's New and Old Business

None.

5. Executive Director's Report

Executive Director Zabaneh stated that the TJPA shares the public's disappointment at the temporary closure of the Salesforce Transit Center and is working diligently to reopen the center as soon as safely possible. He indicated the work starts with the shoring of Fremont Street which is on track to be complete by Wednesday, October 17, 2018; however, the street will be opened sooner if the work and monitoring is able to be completed earlier. He stated that the status of the shoring system on Fremont Street and a similar shoring system that is being deployed on First Street, as a prudent proactive measure given the similar designs on both Fremont and First streets, will be presented later on the agenda. He further stated that, as previously reported,

as soon as the shoring is in place, samples can be taken of the steel beams in question to begin testing to determine a cause for the fissures. However, at this time, he did not have a timeline for reopening the center as the cause must be determined and a permanent reinforcement finalized, and peer reviewed before a construction schedule can be developed. He also reported that in order to introduce another layer of independent review and to reassure the public, Mayor Breed and Mayor Schaaf requested the Metropolitan Transportation Commission (MTC) assist the TJPA in a peer review process to determine the cause that led to the development of fissures in the two beams at Fremont street. He explained the scope of the peer review which will include determining the appropriate permanent repair and any follow up inspections or evaluations that are needed to confirm the structural integrity of the transit center. He expressed his appreciation to Mayor Breed and Mayor Schaaf for their leadership and stated that the TJPA shares their goal of reassuring the public that the transit center is safe and secure. He also thanked MTC Executive Director Steve Heminger in advance for the MTC's work on this important and urgent endeavor and stated that the TJPA has provided MTC with pertinent documentation that will be needed by the peer review panels and the TJPA will continue to provide MTC with additional information as needed.

He also reported that initial comments on the Final Supplemental Environmental Impact Statement/Environmental Impact Report (SEIS/EIR) were received from the Federal Transit Administration (FTA) on October 2, 2018 and the team continues to work with FTA to address additional comments. There is a meeting planned for October 15, 2018 to ensure that all comments have been addressed and then the TJPA would provide the Final SEIS/EIR to FTA on October 17, 2018 for their signature. Additionally, he reported that the San Francisco County Transportation Authority (SFCTA) Board approved the Rail Alignment and Benefits (RAB) Study with the Pennsylvania Alignment Extension (PAX) on September 25, 2018 meeting and the next step is for the City & County of San Francisco to approve the recommendation after which is would be brought to the TJPA Board for consideration and inclusion in the Transbay Program as a second phase to the DTX project.

6. Citizens Advisory Committee (CAC) Update

Bruce Agid, CAC Chair, stated the CAC was pleased with staff's report of the SFCTA approval of the RAB/PAX as well as the progress with FTA. He also stated that the CAC shares the disappointment of the temporary closure; however, the CAC applauded the Transbay project team and the Board for taking the appropriate actions to close the center and they appreciate the efforts to keep them and the public updated with the latest information. The CAC appreciated staff's presentation and dialogue on the temporary closure and they are supportive of the peer reviews and MTC involvement. The CAC also thought it would be nice to plan activities to celebrate the reopening of the transit center at the appropriate time.

7. Public Comment

Members of the public may address the Authority on matters that are within the Authority's jurisdiction and are not on today's calendar.

Roland Lebrun provided comments regarding the Draft SEIS/EIR posted on the TJPA website and stated he is interested in the response to his comments made February 15, 2016.

THE FOLLOWING MATTERS BEFORE THE TRANSBAY JOINT POWERS AUTHORITY ARE RECOMMENDED FOR ACTION AS STATED BY THE EXECUTIVE DIRECTOR OR THE CHAIR.

REGULAR CALENDAR

8. Update on the Temporary Closure of the Salesforce Transit Center

Dennis Turchon, Senior Construction Manager, presented the item.

Director Reiskin inquired on why there was a change in the date to opening Fremont Street and Mr. Turchon replied that the design ended up being more significant than originally planned and; therefore, took a little more time. Director Reiskin also asked for assurances regarding the redistributed loads and Mr. Turchon explained the assurances. There was discussion regarding the ability to open the park or portions of the center prior to the permanent fix. Additionally, Director Reiskin asked if a system had been set up to track all costs that are being incurred and revenues lost because of the issue caused by a responsible party, which is yet to be determined but expected to provide reimbursement, and Executive Director Zabaneh confirmed that full reimbursement will be sought once the responsible party is determined.

Director Harper inquired if the peer review committee would be subject to the Brown Act and suggested the agency be prepared to address attendee interest. Deborah Miller, TJPA counsel, stated that MTC, rather than TJPA, is establishing the peer review committee and she does not anticipate that any members of any legislative body will be participating in the peer review committee, only technical experts. She further stated that the Brown Act only applies to bodies that are created by legislative action which is not the case with this peer review committee. Additionally, the Brown Act does not apply to temporary committees that are established for a short period of time with a limited purpose.

Director Chang suggested that monitoring continue throughout the entire building to keep public confidence and safety in mind.

Director Harper stated AC Transit will need as much advance notice as possible to not conflict with their driver route signups once operations are to return to the Salesforce Transit Center.

Vice Chair Gee thanked staff for the update and noted the Board's disappointment of the temporary closure but acknowledged that the public and safety of the transit riders and operators are a priority. He stated that while there is a sense of urgency for reopening, the team needs to take the necessary time to determine the cause and fix in addition to having it peer reviewed to ensure the facility is safe for everyone prior to reopening.

Public Comment:

Roland Lebrun provided comments regarding his understanding of the Brown Act; he made suggestions on what to focus on in regard to the hanger beam; and, he referenced various monitoring systems.

Mr. Bruce provided comments regarding the girders and the redistributed load.

Executive Director Zabaneh stated that the peer review panel will assess what other structural members need to be evaluated. Vice Chair Gee advised Executive Director Zabaneh to request the MTC peer review panel to opine on what else needs to be reviewed. Vice Chair Gee also advised Executive Director Zabaneh to schedule Board meetings as necessary so if Special Meetings are needed, feel free to schedule as often as necessary.

9. Retail Leasing Update

Martha Velez, Facility Manager, presented the item.

Director Harper stated that tenant improvement construction should continue while the transit center is temporarily closed and Executive Director Zabaneh confirmed that lease holders are actively developing their tenant improvement plans and the TJPA is encouraging them to expeditiously complete their plans to begin construction during the temporary closure of the transit center for maximum access to the facility to expedite tenant improvements.

Director Reiskin suggested staff explore whether the food trucks want to return to the exterior of the west end of the facility since the area is safe.

ADJOURN – Vice Chair Gee adjourned the meeting at 10:50 a.m.

A recording of the meeting is on file in the office of the Secretary to the Transbay Joint Powers Authority Board of Directors.

Nila Gonzales
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [Campaign and Gov't Conduct Code, Article II, Chapter 1, § 2.100, et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102, telephone (415) 252-3100, fax (415) 252-3124 and web site: www.sfethics.org.