

**TRANSBAY JOINT POWERS AUTHORITY
BOARD OF DIRECTORS**

MINUTES

Thursday, February 12, 2015
1 Dr. Carlton B. Goodlett Place, Room 416
San Francisco, CA

REGULAR MEETING
9:30 a.m.

BOARD OF DIRECTORS

Greg Harper, Chair
Mohammed Nuru, Vice Chair
Jane Kim
Marian Lee
Edward Reiskin
Bijan Sartipi

Executive Director
Maria Ayerdi-Kaplan

Secretary
Nila Gonzales

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9:30 – REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chair Harper called the meeting to order at 9:40 a.m.

2. Roll Call

Secretary Gonzales announced that Directors Reiskin and Sartipi would not be present due to scheduling conflicts and Director Kim was running late.

Present: Jane Kim (*arrived during ED Report*)

Marian Lee

Mohammed Nuru

Greg Harper

Absent: Ed Reiskin

Bijan Sartipi

3. Communications

Chair Harper stated the Board could make announcements under this item. He also acknowledged San Francisco Government TV staff, Jesse Larson and Egan O'Rourke, for broadcasting each meeting live.

4. Board of Director's New and Old Business

Chair Harper indicated his focus over the next few months will be on the budget and anticipates information items in the months prior to the adoption of the budget. He also stated Directors can request future agenda items under this item.

5. Executive Director's Report

- Construction Update
- Sponsorship Presentation

Executive Director Ayerdi-Kaplan reported that the Mello Roos Community Facilities District (CFD) is now finalized. On January 20th, Mayor Lee signed the Ordinance authorizing the levy and collection of special taxes in the CFD as well as the resolution authorizing the issuance of special tax bonds. The CFD will provide substantial funding for both Phase 1 and Phase 2 of the Transbay Program. She also stated that the sale of Transbay Redevelopment Block 9 closed on February 10th for \$43 million. She further reported that Amtrak commenced construction of their facilities at the Temporary Transbay Terminal and will begin operations in March 2015.

Jack Adams, Turner Construction, presented the Construction Update.

Scott Boule, TJPA Legislative Affairs & Community Outreach Manager, and Randy Volenec, Pelli Clarke Pelli Architects, presented the Sponsorship Presentation.

Vice Chair Nuru inquired on flexibility of the terms in regard to the number of years of sponsorship and how it would be managed within the organization. He supports the sponsorship concept but thinks the timeline is too tight to attract the type of funders that are comparable to the recent General Hospital \$75 million donation which took a long time. Mr. Boule responded that minimum terms of the duration for sponsorship are identified but there is not a set maximum so the proposer can suggest longer terms. Executive Director Ayerdi-Kaplan further clarified that the timeframe for awarding this request for proposals is tied in to the opening of the Rooftop Park and Transit Center at the end of 2017.

Director Kim concurred with Vice Chair Nuru in regards to the timeframe and also suggested that staff meet with SF Beautiful and residents to get feedback.

Director Lee stated this is an exciting initiative. She inquired about the advertising policy and restrictions and suggested staff relook at the advertising policy to confirm it is effective to deal with potential issues. Deborah Miller, TJPA counsel, advised that the sponsorship will be more static than traditional advertising and will not change regularly but rather display the sponsor's name or logo.

Chair Harper agreed with the other Directors' comments and stated it will be beneficial to work with the Citizens Advisory Committee and SF residents on the parameters. He also suggested considering options and rights of first refusal in regards to the terms of the sponsorship. He expressed his support of the sponsorship concept and noted the importance of considering all the factors involved.

6. Citizens Advisory Committee (CAC) Update

Ted Olsson, CAC Chair, reported the CAC was pleased with the Vision Zero presentation that staff scheduled at a prior CAC meeting and suggested the Board might be interested in the same presentation. Vision Zero is a 10-year plan to reduce pedestrian, bicycle, and motorist deaths to zero. He proposed that the Transbay Transit Center be the exemplar of the Vision Zero objective and has suggested a meeting with Executive Director Ayerdi-Kaplan and her team and the Vision Zero team. In regards to the sponsorship request for proposals (RFP), he indicated if sponsorship dollars are not sufficient, no bids should be awarded and the RFP should be resubmitted closer to the end of completion of Phase 1 which could be more valuable and attractive at that time, component sponsorship is a great idea in lieu of large donations to sponsor the entire Transit Center, and depending on the terms accepted in a bid, such as a 10-year sponsorship, the CAC expressed concerns with name changing as the sponsorship changes. He also suggested exploring exhibits on the park, in partnership with the Exploratorium, focused on transportation and SF's historic role as a regional hub including the politics involved in creating a project like this.

Vice Chair Nuru thanked Mr. Olsson for bringing up Vision Zero and advised that his agency is a signatory to the strategy to reduce the number of accidents by 2024. He suggested TJPA staff tap into Vision Zero on the communications and ideas being discussed to address large vehicles and referenced a safety video regarding large vehicles that is being prepared which all drivers should watch once it is complete. Director Kim stated she was glad the Vision Zero program was brought up and looks forward to the team's participation in the large vehicle pedestrian and bicycle safety program. Executive Director Ayerdi-Kaplan concurred with the Directors and she advised Webcor and Turner to participate in the Vision Zero objective and ensure all drivers are getting the necessary training and watching the video as it is available.

7. Public Comment

Jim Patrick, Patrick & Company, provided comments on the Sponsorship presentation in regards to how to sell a product, the particulars on what is being sold, and his disagreement with offering a first right of refusal.

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. Approving an Amendment to Contract No. 08-04-CMGC-000, authorizing Webcor/Obayashi Joint Venture to execute a Trade Work subcontract with Crown Corr, in the amount of \$2,950,000 for the design services for TG08.11R: Glass Curtain Walls and Skylights Design-Build Services, thereby increasing authorized Direct Costs by \$2,950,000, and the authorized Construction Services Fixed Fee by \$224,200.

Mark Zabaneh, TJPA Senior Program Manager, presented the item.

No public comment.

RESOLUTION 15-001

On motion to approve:

ADOPTED: AYES – Kim, Lee, Nuru, and Harper

9. Approving an Amendment to Contract No. 08-04-CMGC-000, authorizing Webcor/Obayashi Joint Venture to execute a Trade Work subcontract with McKendry Door Sales as the responsible bidder submitting the lowest responsive bid in the amount of \$1,599,999 for TG08.9: Roll-up Doors and Grilles, thereby increasing authorized Direct Costs by \$1,599,999, and the authorized Construction Services Fixed Fee by \$121,600.

Mark Zabaneh, TJPA Senior Program Manager, presented the item.

No public comment.

RESOLUTION 15-002

On motion to approve:

ADOPTED: AYES – Kim, Lee, Nuru, and Harper

10. Authorizing the Executive Director to enter into negotiations with Webcor/Obayashi Joint Venture and Olson and Company Steel for Trade Package TG07.3 Miscellaneous Metals to determine a fair and reasonable price for the Trade Package.

Mark Zabaneh, TJPA Senior Program Manager, presented the item.

No public comment.

RESOLUTION 15-003

On motion to approve:

ADOPTED: AYES – Kim, Lee, Nuru, and Harper

11. Authorizing the Executive Director to amend the Professional Services Agreements for Legal Services with the bench of law firms providing services in their respective practice areas for a total compensation under all bench agreements not-to-exceed \$15,000,000.

Secretary Gonzales announced that this item would be continued to a future meeting at the direction of the Executive Director and the Chair and concurrence by the Directors.

12. Approving the Minutes of the January 16, 2015 meeting.

No public comment.

On motion to approve:

ADOPTED: AYES – Kim, Lee, Nuru, and Harper

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

There was no member of the public who indicated that they would like to comment on the item scheduled for discussion in closed session.

CLOSED SESSION

13. Call to Order

Chair Harper called the closed session to order at 11:05 a.m.

14. Roll Call

Present: Jane Kim
Marian Lee
Mohammed Nuru
Greg Harper

Absent: Ed Reiskin
Bijan Sartipi

15. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Gov. Code section 54956.9(a))

Name of case: *DND Construction v. Balfour Beatty Infrastructure, Inc., et al.*, San Francisco County Superior Court case no. CGC-12-525388

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING – The Closed Session was adjourned at 11:25 a.m.

16. Announcement of Closed Session.

Deborah Miller, TJPA Counsel, announced that there was no action to report.

ADJOURN – Chair Harper adjourned the meeting at 11:30 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.