



**TRANSBAY JOINT POWERS AUTHORITY
BOARD OF DIRECTORS**

MINUTES

Thursday, April 11, 2019

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
Matt Haney
Michael Hursh
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

Chair Nuru called the meeting to order at 9:35 a.m.

2. Roll Call

Secretary Gonzales announced that Director Chang was joining as Director Haney's alternate.

Present: Tilly Chang
Michael Hursh
Boris Lipkin
Ed Reiskin
Nadia Sesay
Jeff Gee
Mohammed Nuru

Absent: Matt Haney
Tony Tavares

3. Communications

Director Reiskin stated he would need to recuse himself from Item 11.

4. Board of Director's New and Old Business

None.

5. Executive Director's Report

- Retail Leasing Update
- Project Labor Agreement (PLA) Quarterly Update

Executive Director Zabaneh reported that several parallel tracks were underway to reopen the transit center which include repairing the girders at Fremont Street and reinforcing similarly designed beams at First Street. He stated that the team is continuing an exhaustive review of the facility, fully cooperating with the Metropolitan Transportation Commission (MTC) Peer Review Panel (PRP) and completing a facility-wide life and safety reinspection with City oversight. He further stated that staff is taking the necessary steps to prepare a seamless reopening for the public, which includes ensuring a vibrant park, active pop-up retail opportunities and a clean, well-functioning facility. He reported that staff has been meeting regularly with transit operators so that bus operations can resume as soon as possible after reopening. He stated that staff has developed a comprehensive communications plan to properly

inform the public about the reopening which will be presented to transit operators, community stakeholders and the Board. Regarding the Downtown Rail Extension (DTX)/Phase 2 Supplemental Environmental Impact Statement/Environmental Impact Report (SEIS/EIR), he stated that the Federal Transit Administration (FTA) continues to work to finalize the amended Record of Decision (ROD) which staff hopes will be issued soon. He also stated that the San Francisco County Transportation Authority (SFCTA) held a kickoff meeting on April 8, 2019 for their peer review of the management and delivery of Phase 1 and a review of alternative oversight and governance models for the management and delivery of Phase 2. He indicated the SFCTA peer review is expected to be complete by mid-June 2019. Executive Director Zabaneh also reported that the San Francisco Superior Court judge recently dismissed the lawsuit blocking the use of Regional Measure 3 (RM3) which provides \$4.5 billion in funding for transportation projects in the Bay Area including \$325 million for DTX/Phase 2. He stated that RM3 funds could be available as early as Summer 2019 and discussions would resume with MTC on updating the design development for DTX/Phase 2. Executive Director Zabaneh further reported that the American Public Transportation Association (APTA) peer review was well underway with the kickoff meeting and workshops held in March 2019. The draft report is expected from APTA in April 2019 with a final report and presentation to the TJPA Board in May. He also stated an advance copy of the APTA report would be provided to the SFCTA peer review panel per Director Chang's request.

Director Reiskin asked when the subsequent review being done by the team would be going to the MTC PRP and when the team expects the MTC PRP determination. Executive Director Zabaneh requested Ron Alameida of SF Public Works, Director of Design and Construction for the Transit Center, respond; however, he stated that the repair of the fissures and facility-wide review would be done by June 1, 2019 and that the TJPA is awaiting two sets of documents from Webcor's subcontractors which would allow the team to have a better assessment on timing. Director Reiskin also inquired about the process to recover incurred costs due to the temporary closure and Mr. Alameida replied that the process of reconciling accounts and accountability is ongoing, and he expects it to be done in the next few months.

Martha Velez, TJPA Facility Manager, presented the Retail Leasing Update.

Dennis Turchon, TJPA Senior Construction Manager, presented the PLA Update.

Public Comment:

Jim Patrick, Patrick & Company, expressed his concerns with the PLA and suggested the Board not consider another PLA for Phase 2.

6. Update on Construction and Temporary Closure of the Salesforce Transit Center

Dennis Turchon, TJPA Senior Construction Manager, and Ron Alameida of SF Public Works Director of Design and Construction for the Transit Center, presented the item.

Chair Nuru asked if the construction close out work would be completed by the reopening and Mr. Turchon stated that there is field work and punch list items, unrelated to the beams, projected to be complete by September 1, 2019.

Public Comment:

Roland Lebrun stated that the only way to safely reopen the building is to install a structural health monitoring package which will detect a microcrack failure ahead of time.

7. Citizens Advisory Committee (CAC) Update

Executive Director Zabaneh congratulated and introduced Derrick Holt, recently elected CAC Chair. Mr. Holt expressed his appreciation to the Board for continuing to receive CAC updates and he acknowledged the three new CAC members, Dan Bell; Andrew Robinson; and Owen Stephens, that the Board appointed in March. He stated the CAC was pleased that leasing interest remains strong at the transit center with current retail spaces 59% leased, the costs related to tenant improvements being \$1 million under budget, and the transit center projected to be fully leased by fiscal year 2020. He also stated the CAC received a peer review update from Luis Zurinaga of SFCTA who indicated that workshops examining technical studies, funding plans, and studies exploring delivery methods were being held. He conveyed the CAC's satisfaction with the Caltrain Business Plan presentation and stated that the likelihood of increased ridership which could exceed 200k per day by the year 2040 makes the importance of the transit center even more critical to the vibrancy of the Bay Area. He relayed that the CAC was pleased with the repair progress of the girders and its expected completion by June 1, 2019. He expressed that the CAC is looking forward to the reopening as soon as possible with the improvement of the park pathway in addition to the girder repairs. He stated the CAC appreciates the details and processes in place as well as the transparency of the overall reporting surrounding the temporary closure and hopes the cost of the repairs and activities surrounding the temporary closure will be passed on to the responsible party for the cause of the fissures.

8. 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.

None.

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

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Transbay Joint Powers Authority, and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

Secretary Gonzales announced that the Consent Calendar items would be called separately as Director Reiskin requested to abstain from item 9.1.

(9.1) Approving the Minutes of the March 14, 2019 meeting.

No public comment.

On motion to approve:

ADOPTED: AYES – Chang, Hursh, Lipkin, Sesay, Gee and Nuru
ABSTAIN – Reiskin

(9.2) Authorizing the Executive Director to execute an amendment to the agreement for Independent Auditing Services with Vavrinek, Trine, Day & Co. to extend the agreement for one additional year for an amount of \$48,000.

No public comment.

RESOLUTION 19-007

On motion to approve:

ADOPTED: AYES – Chang, Hursh, Lipkin, Reiskin, Sesay, Gee and Nuru

REGULAR CALENDAR

10. Presentation of the budget outlook for TJPA's Fiscal Year 2019-20 operating and capital budgets.

Erin Roseman, TJPA Chief Financial Officer, presented the item.

11. Authorizing the Executive Director to execute Amendment No. 4 to Intergovernmental Agreement No. IGA-09-018- MTA with the San Francisco Municipal Transportation Agency to reallocate task budgets within the total existing budget of \$5,393,677 and extend the term of the Agreement to December 31, 2019.

Executive Director Zabaneh presented the item.

No public comment.

RESOLUTION 19-008

On motion to approve:

ADOPTED: AYES – Chang, Hursh, Lipkin, Sesay, Gee and Nuru
RECUSE – Reiskin

12. Caltrain Business Plan Presentation.

Casey Fromson, Director of Government and Community Affairs, and Sebastian Petty, Senior Policy Advisor, of Caltrain presented the item.

Director Reiskin commended Caltrain on the thorough and inclusive process. He stated that looking at the pace of growth and Plan Bay Area 2040 projections, the high growth scenario is what the region needs, and he is hopeful the 16 trains per hour issue at the transit center can be resolved. He also stated the burden of the decision, supporting and funding should not fall solely on the Caltrain Joint Powers Board as it is a regionally significant issue.

Vice Chair Gee expanded on Director Reiskin's comments and requested Mr. Petty address the concern regarding achieving the growth scenarios that are being modeled with the issue of grade crossings/grade separations. Mr. Petty stated that Caltrain is currently looking at all grade crossings throughout the corridor and prioritizing the need based on the region as a whole instead of city by city. Vice Chair Gee stated that cooperation is needed from the region on the grade separation program and if grade separations are delayed then a backup location to the Salesforce Transit Center, possibly at the 4th and King Station, may be needed to store trains in order to manage service levels. Mr. Petty stated that Caltrain feels that something will be needed at 4th and King but the specifics have not yet been determined. Vice Chair Gee wondered if all the trains always have to go downtown.

Director Chang agreed with the other Directors that the region should be striving to meet the demand which is a good problem to have as a region. In response to Vice Chair Gee's question if all trains have to go downtown, she stated the SFCTA is working SFMTA, TJPA, Caltrain, CHSRA and others on a Citywide transit master plan, the Transit Corridor Study. Director Chang asked whether Caltrain looked at layering on regional buses perhaps on an express lane and Mr. Petty replied that they did assume some level of an express bus, but he would have to get back to her with the details.

Director Lipkin stated the evolution and upgrades for the region is very exciting and CHSRA remains supportive and looks forward to continuing its partnership with Caltrain.

Chair Nuru thanked Mr. Petty for the presentation and stated that the region is growing so it is important to focus on the high growth scenario and it is important to get to the transit center.

Public Comment:

Jim Patrick suggested looking broader and consider expanding train service to Treasure Island and the East Bay to effectively move people around the Bay Area.

Roland Lebrun provided comments regarding CHSRA obtaining environmental clearance between San Jose and San Francisco to terminate at the 4th and King Station but says the 2016 court ruling clearly states the San Francisco terminus is the Transbay transit center. He also suggested the need for double-length platforms at the transit center to meet the demand of

carrying passengers during peak hours and using Brisbane as a backup solution during a major disaster to turn trains around. He also stated that he recently testified at a Senate Transportation Committee hearing where he asked for the resignation of the individual in Sacramento responsible for the platform height issue as it is a high-speed rail design issue that has nothing to do with Caltrain.

ADJOURN – Chair Nuru adjourned the meeting at 11:05 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.