

June 12, 2001

**TRANSBAY JOINT POWERS AUTHORITY
BOARD OF DIRECTORS**

MINUTES

REGULAR MEETING
2:00 p.m.

BOARD OF DIRECTORS
Michael Nevin, Chair
Greg Harper, Vice-Chair
Maria Ayerdi
Michael T. Burns
Sophie Maxwell

Executive Director
Maria Ayerdi

Secretary
Roberta Boomer

1 Dr. Carlton B. Goodlett Place, Room 448
c/o Mayor's Office of Economic Development
San Francisco, California 94102
415-554-6896
415-554-4143 fax

2:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

The meeting was called to order by the acting board secretary at 2:06 p.m.

2. Introduction of Directors and Roll Call

Present: Maria Ayerdi
Michael Burns
Greg Harper



Sophie Maxwell
Mike Nevin

3. Public Comment

John Holtzclaw, Sierra Club welcomed the board and noted that Norm Rolfe and he had been working on the Transbay Terminal and Caltrain Extension for 20 years. He is looking forward to the TJPA finding the money to rebuild the Terminal and putting the transit systems at one node to make our regional transit system work.

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

REGULAR CALENDAR

4. Adopting the Transbay Joint Powers Authority Rules of Order to govern the conduct and procedure of all meetings.

Director Harper suggested the TJPA meetings begin at 9:30 a.m. on the first Wednesday of the month.

No public comment.

RESOLUTION 01-001

On motion to approve:

ADOPTED: AYES - Ayerdi, Burns, Harper and Nevin
ABSENT - Maxwell

5. Report on the Transbay Joint Powers Authority Conflict of Interest Code Requirement.

John Cooper, Deputy City Attorney, noted that each board and commission is required to adopt a Conflict of Interest Code within six months. Mr. Cooper will be working on this legislation and will bring the recommended code to the board for consideration, public comment and adoption at a future meeting. The Code will have different types of disclosure categories for employees of the TJPA. Following adoption, the board will be asked to fill out a Statement of Economic Interests.

6. Election of Chair and Vice Chair

Board Secretary Boomer asked for nominations for the position of Chairman. Director Burns nominated Mike Nevin, seconded by Director Ayerdi. There was no public comment on the nomination and there were no further nominations. The board voted unanimously (Maxwell-absent) to elect Mike Nevin as Chairman.

Chairman Nevin opened the floor for nominations for Vice-Chairman. Director Ayerdi nominated Greg Harper, seconded by Director Burns. There was no public comment on the nomination and there were no further nominations. The board voted unanimously (Maxwell-absent) to elect Greg Harper as Vice-Chairman.

7. Report on an agreement with the City and County of San Francisco to provide professional and administrative services and staff assistance to the Authority.

John Cooper, Deputy City Attorney noted that a draft of the administrative agreement with the City and County of San Francisco had been distributed to the Board but no action was to be taken at this meeting because there is no money or budget yet. The Joint Exercise of Powers Act and Agreement that established the TJPA set forth that the City of San Francisco would be the administrative agency to implement the policies of the body according to a contract.

8. Consideration and possible appointment of Officers of the Transbay Joint Powers Authority.

(8.1) Maria Ayerdi to the position of Executive Director

(8.2) Roberta Boomer to the position of Secretary

(8.3) Louise Renne to the position of Legal Counsel.

(8.4) Ed Harrington to the position of Chief Financial Officer.

PUBLIC COMMENT:

Ken Scheidig, AC Transit, noted that the executive director, who runs the day to day operations is normally someone separate and apart from a member of the board. He wanted to raise that as an issue for consideration. John Cooper, Deputy City Attorney said there was no legal conflict with Ms. Ayerdi serving as both executive director and as a board member.

RESOLUTION 01-002

On motion to approve:

ADOPTED: AYES - Ayerdi, Burns, Harper and Nevin
ABSENT - Maxwell

9. Supporting Assembly Bill 1419 regarding the transfer of lands in the vicinity of the Transbay Terminal from the Department of Transportation (Caltrans) to the San Francisco Redevelopment Agency ("SFRA") and the Transbay Joint Powers Authority to facilitate the construction of the Transbay Terminal Project and the extension of the Caltrain rail service.

PUBLIC COMMENT:

Ken Scheidig, AC Transit, noted that AC Transit has worked over the past decade to insure that the Transbay Terminal remains a viable transportation facility for both San Francisco and the East Bay. AC Transit is a primary provider of Transbay service to the facility. When AB1419 was in Committee, Assemblyperson Dutra added a provision that deals with greater representation than what currently exists in the agreement. The position taken by AC Transit is that they understand the cooperative nature of the TJPA agreement and that while AC Transit is in support of AB 1419, they feel that the legislature should not telling the TJPA who sits on the board. AC Transit will honor the current agreement.

Norman Rolfe urged the TJPA to support the bill. He referred to a letter written by CalTrans to Assemblyperson Aroner that does not support AB 1419. He is concerned about approval by the State Senate and the Governor.

Director Ayerdi offered an amendment to the resolution to support AB 1419 but without the inclusion of the provision relating to membership of the Authority. The TJPA will write a letter stating their support of AB1419 without Dutra's amendment.

RESOLUTION 01-003

On motion to approve as amended:

ADOPTED: AYES - Ayerdi, Burns, Harper, and Nevin
ABSENT - Maxwell

10. Presentation by Rod McMillan of the Metropolitan Transportation Commission on Funding for the Transbay Terminal Project.

Director Ayerdi noted that Rod McMillan was detained and gave a report on funding. Approximately \$9.37 million in federal earmark money has been sitting at Caltrans waiting for an entity to claim the money. The TJPA has asked for the money but needs a local match. MTC has recommended a \$1.4 million dollar match but approximately \$900,000 in local match funds needs to be identified. This money will be used as initial start-up capital funds for the TJPA. MTC also recommended to the legislature to allocate Bridge Toll Funds for the project. It's too early to tell if the state will accept the recommendation. Director Ayerdi is working diligently to identify funds.



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Jeff Holt, Goldman Sachs, stated that the aggregate costs of the terminal and rail extension is approximately \$1.9 billion dollars. The funding elements are generally spread across areas of operating revenues from the terminal; tax increment dollars from the development of the property; land sales or air rights; and some amount of money from bridge tolls. He is looking at which tolls can be implemented and is working closely with MTC.

The board secretary noted that there will be no meeting in July. The next meeting is Wednesday, August 1 at 9:30 in room 408 at City Hall.

ADJOURN - The meeting was adjourned at 2:39 p.m.

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

Roberta Boomer
Board Secretary