

**TRANSBAY JOINT POWERS AUTHORITY
BOARD OF DIRECTORS**

MINUTES

Thursday, July 20, 2006
1 Carlton B. Goodlett Place, Room 416
San Francisco, CA

REGULAR MEETING
9:00 a.m.

BOARD OF DIRECTORS

Nathaniel Ford, Chairman
Jerry Hill, Vice Chairman
Michael Cohen
Chris Daly
Greg Harper

Executive Director
Maria Ayerdi

Secretary
Roberta Boomer

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9:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Vice Chairman Hill called the meeting to order at 9:00 a.m. and stated that in the absence of Chairman Ford, he would be presiding.

2. Roll Call

Present: Michael Cohen
Chris Daly
Greg Harper
Jerry Hill

Absent: Nathaniel Ford

3. Communications

4. Board of Director's New and Old Business

None.

5. Executive Director's Report

Exec. Director Ayerdi reviewed the staff's progress to date on the project including engineering and design progress, funding and new press kits and an updated website. Planning Department plans by end of year to have consultants on board to put together land use and implementation plan for increasing tower heights for the Transbay district and assessing the feasibility of establishing a Mello Roos district. Staff submitted an application for \$3.774 million to SFCTA to fund the Planning Department's efforts and fund continued downtown extension value management study. Staff continues to meet with MTC regarding the housing and transportation bonds that go to voters this Fall. Staff is also focused on the loop feasibility study and will return to the TJPA with recommendations regarding that aspect of the project.

Ms. Ayerdi expressed appreciation to Mr. Wil Kempton, Director of the Department of Transportation for their letter of support for the recommended phased implementation plan adopted by the Board on June 2..

Julie van Hoff, Finance Manager, presented the quarterly investment report.

Emilio Cruz, Project Manager, URS, presented the design criteria that would be considered in order to make the transit center a support facility for the community in the event of a natural or intentional disaster.

Vice Chairman Hill requested that staff provide regular reports regarding the TJPA's efforts to

acquire additional funding for the project.

6. Public Comment

James Haas stated that the city was fully and unconditionally involved in the project and that the Director of City Planning has been providing a fresh look at the project. Mr. Haas expressed concern regarding the appearance that the TJPA was just moving forward with just the bus terminal. He stated that the TJPA needed to become more transparent about their activities. He urged the TJPA to work with the city to re-establish an effective advisory committee.

Director Cohen suggested that the TJPA Board calendar a discussion regarding establishment of a Citizen's Advisory Committee at an upcoming meeting.

Vice Chairman Hill concurred but stated the specifics of forming a Citizen's Advisory Committee would need to be established.

E.D. Ayerdi requested clarification on what staff was to report on.

Vice Chairman Hill clarified the request to be a report outlining efforts currently underway to involve the citizens of San Francisco in this project.

E.D. Ayerdi stated that staff would report on all of their public outreach efforts.

Norman Rolfe stated that if Prop. 90 passed, it would wipe out the ability of local agencies to control land use issues. He expressed hope that the Agency was aware of it and was working on it. Mr. Rolfe stated that the Transbay CAC was an open meeting and any one was welcome to attend.

E.D. Ayerdi stated that staff plans to brief the board about Prop. 90 at a future meeting.

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

CONSENT CALENDAR

7. 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.

(7.1) Approving the Minutes of the June 2, 2006 meeting.

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Cohen, Daly, Harper and Hill

ABSENT – Ford

REGULAR CALENDAR

8. Approving the annual budget for FY 2007 in an amount not to exceed \$92,327,000.

Nancy Whelan, Transbay Financial Consulting, presented the staff report. Ms. Whelan stated it was presented to the Finance Committee prior and instead of presenting specifics she'll address questions that were raised. Addressing Director Daly's question, from the Finance Committee, of the increase on the Professional Memberships line item, Ms. Whelan clarified that line item has exceeded the budgeted amount the prior year; additionally the TJPA provides individual professional staff to join professional associations and there is an increase in staff. A memo will be provided with confirmation of calculations.

PUBLIC COMMENT:

Jane Morrison stated that she keeps hearing that the TJPA was just building a bus terminal because we don't have the money to build the train and expressed interest in knowing what the TJPA was doing.

E.D. Ayerdi referenced the budget indicating portions dedicated to the Caltrain Downtown Extension piece of the program and that staff will continue to seek additional funding.

Director Cohen stated that there has been a unanimous and unwavering commitment from both the TJPA Board and staff to extend Caltrain to downtown San Francisco. Director Harper noted that approximately 63% of next year's budget was going for right-of-way acquisition for Caltrain.

RESOLUTION 06-016

On motion to approve:

ADOPTED: AYES – Cohen, Daly, Harper and Hill

ABSENT – Ford

9. Approving and adopting the Disadvantaged Business Enterprise Program for FY 2007.

Nancy Whelan, Transbay Financial Consulting, presented the staff report.

No public comment.

RESOLUTION 06-017

On motion to approve:

ADOPTED: AYES – Cohen, Daly, Harper and Hill

ABSENT – Ford

10. Approving and adopting a Labor Representation Policy that would require hotels or restaurants operating within the Transbay Transit Center or Tower to agree to a card check agreement.

PUBLIC COMMENT:

Ian Lewis, HERE Local 2, stated that the proposal requires card check agreement that guarantees a clear and unambiguous agreement by which employees could choose to join a union. This agreement is an industry standard in San Francisco for both public and privately financed hotels and restaurants. He expressed hope that the board would vote to approve the policy.

Director Cohen questioned if there were any material differences compared to the City and County of San Francisco's adopted card check ordinance.

E.D. Ayerdi introduced Jerry Schaefer of Hanson Bridgett to respond. Mr. Schaefer stated the substantive content is identical to the City ordinance.

RESOLUTION 06-018

On motion to approve:

ADOPTED: AYES – Cohen, Daly, Harper and Hill

ABSENT – Ford

11. Approving a contract with Carneghi-Blum & Partners in the amount of \$350,000 to provide real estate appraisals for a term not to exceed three years.

No public comment.

RESOLUTION 06-019

On motion to approve:

ADOPTED: AYES – Cohen, Daly, Harper and Hill

ABSENT – Ford

12. Approving a contract with Clifford Associates in the amount of \$350,000 to provide real estate appraisals for a term not to exceed three years.

No public comment.

RESOLUTION 06-020

On motion to approve:

ADOPTED: AYES – Cohen, Daly, Harper and Hill

ABSENT – Ford

ADJOURN - The meeting was adjourned at 9:57 a.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

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.