



TRANSBAY JOINT POWERS AUTHORITY
Board of Directors

November 17, 2005

TRANSBAY JOINT POWERS AUTHORITY

BOARD OF DIRECTORS

MINUTES

Thursday, November 17, 2005
1 Carlton B. Goodlett Place, Room 416
San Francisco, CA

REGULAR MEETING
11:30 a.m.

BOARD OF DIRECTORS

Michael Nevin, Chair
Greg Harper, Vice Chair
Michael Cohen
Chris Daly

Executive Director
Maria Ayerdi

Secretary
Roberta Boomer

201 Mission St. #1960
San Francisco, California 94105
415-597-4620
415-597-4615 fax

11:30 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Nevin called the meeting to order at 11:30 a.m.

2. Roll Call

Present: Michael Cohen

Chris Daly

Greg Harper

Mike Nevin

3. Communications

None.

4. Board of Director's New and Old Business

None.

5. Executive Director's Report

-Budget vs. Actual for FY05

Executive Director Ayerdi introduced Ms. Van Hoff as Finance Manager for the TJPA. Ms Ayerdi noted that Scott Emblidge would be sitting as counsel. Ms. Ayerdi announced that escrow on 80 Natoma closed on November 2, 2005. With the settlement of this matter, all challenges to the project and to the EIR have been cleared. She expressed appreciation to MTC, the Transportation Authority, Mayor Newsom, Chairman Nevin and Director Cohen.

Nancy Whelan , Transbay Consulting, presented the FY05 budget vs. actual report.

6. Public Comment

Richard Mylnarik stated that discussions with the Transportation Authority delayed the project for a year that cost nearly \$100 million in construction costs. He stated that the best way to control the budget is to implement the project as soon as possible rather than fritter the money away on bureaucratic infighting.

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

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 October 20, 2005 meeting.

(7.2) Adopting Board Policy 008: Travel, Conference, and Business Expense Policy for the TJPA.

Chairman Nevin requested that Policy 008 be revised to include officers of the TJPA in addition to members of the Board and TJPA staff. He expressed concern about language regarding flying either business or first class should economy class not be available. He stated that the TJPA needed to be careful and not give the impression that the TJPA were big spenders. It's good policy to adhere to flying economy class.

RESOLUTION 05-016

On motion to approve the Consent Calendar (Item 7.2 revised):

ADOPTED: AYES – Cohen, Daly, Harper and Nevin



REGULAR CALENDAR

8. Audit Presentation of the TJPA Financial Statements for the Period July 1, 2002 to June 30, 2004.

E.D. Ayerdi noted that the By-laws of the JPA require the agency to have annual financial audits and thanked Mr. Harrington and his staff for their hard work. The audit gave the TJPA the most favorable opinion that an agency can receive.

Cindy Pon, Macias Gini & Company, reviewed the audit findings and stated that the TJPA received the highest rating possible.

No public comment.

The TJPA Board of Directors accepted the report.

9. Adopting Amendment Number 1 to the TJPA FY06 annual budget to increase the budget by \$32,250,000 for right-of-way acquisition of 80 Natoma St. for a total FY06 budget in the amount of \$108,269,039.

Nancy Whelan , Transbay Consulting presented the staff report.

No public comment.



RESOLUTION 05-017

On motion to approve:

ADOPTED: AYES – Cohen, Daly, Harper and Nevin

CLOSED SESSION

1. Call to Order

Chairman Nevin called the closed session to order at 11:53 p.m.

2. Roll Call

Present: Michael Cohen

Chris Daly

Greg Harper

Mike Nevin

3. Pursuant to Government Code Section 54956.9(a), the TJPA Board of Directors will meet in closed session for:



CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: 80 Natoma Street (Block 3721, Lots 053,045A, 046 & 054)

Agency Negotiator: Andrew W. Schwartz or designee

Negotiating parties: U.S. Parking Inc.

Under negotiation: Price and terms of payment

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 12:02 p.m.

10. Announcement of Closed Session.

Chairman Nevin announced that the board met in closed session for a conference with their real property negotiators. No action was taken.

ADJOURN - The meeting was adjourned at 12:02 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



TRANSBAY JOINT POWERS AUTHORITY
Board of Directors

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.