

**TRANSBAY JOINT POWERS AUTHORITY
BOARD OF DIRECTORS**

MINUTES

Thursday, August 14, 2008
1 Dr. Carlton B. Goodlett Place, Room 416
San Francisco, CA

REGULAR MEETING
9:30 a.m.

BOARD OF DIRECTORS

Nathaniel Ford, Chair
Elsa Ortiz, Vice Chair
Michael Cohen
Chris Daly
Jerry Hill
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

Chairman Ford called the meeting to order at 9:32 am

2. Roll Call

Secretary Gonzales announced that Vice Chair Ortiz would not be present due to a conflict; however, her alternate, Director Harper would be sitting in for her.

Present: Michael Cohen
Chris Daly
Greg Harper
Jerry Hill
Bijan Sartipi
Nathaniel Ford

Absent: Elsa Ortiz

3. Communications

None.

4. Board of Director's New and Old Business

None.

5. Executive Director's Report

- Funding Update

Executive Director Ayerdi-Kaplan reported on work to date and that Community outreach continues. A community meeting was held last month in Supervisor Elsbernd's district and KRON 4 did a story on the project and presentation that night. On August 6th, TJPA participated in the San Francisco Positively Sixth Street fair; on September 10th at 6pm the TJPA will hold a public presentation at the Port Commission Bayside conference room on the Temporary Terminal update; on September 14th TJPA will participate at the South Beach Rincon Hill fair; and, on September 27th TJPA will participate in the Sunset district fair.

Nancy Whelan, TJPA Financial Consultant, presented the Funding Update.

6. Public Comment

Simmie Graves, owner of Computer Design Solutions and subconsultant to Parsons Transportation Group, stated he has tried to get corrections on what he considers contract violations dating back to 2005. He states he has been denied work by Parsons on this project. He has spoken with Parsons and was told there was no funding for the work he was contracted to do. He feels the documentation he has clearly shows a contract violation and has brought this complaint to the attention of the TJPA but he is not satisfied with the response. He requests the Board to review and render a different decision.

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

REGULAR CALENDAR

7. Approving the FY 2008-09 Annual Anticipated Disadvantaged Business Enterprise Participation Level of 29.2%.

No public comment.

RESOLUTION 08-033

On motion to approve:

ADOPTED: AYES – Cohen, Daly, Harper, Hill and Ford

8. Approving the Minutes of the July 10, 2008 meeting.

No public comment.

On motion to approve:

ADOPTED: AYES – Cohen, Daly, Hill and Ford

ABSTAIN - Harper

The minutes were approved.

RECESS 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

1. Call to Order

Chairman Ford called the closed session to order at 9:45 am

2. Roll Call

Present: Michael Cohen
Chris Daly
Greg Harper
Jerry Hill
Bijan Sartipi
Nathaniel Ford

Absent: Elsa Ortiz

3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Gov. Code section 54956.8)

Property: Portion of Caltrans Parcel T bounded by the Transbay Terminal, Fremont, Mission, and First Streets

TJPA Negotiators: Maria Ayerdi, Executive Director; Charles Sullivan, Deputy City Attorney; and Andrew W. Schwartz, Shute, Mihaly & Weinberger LLP, outside counsel

Negotiating parties: TJPA and Hines

Under negotiation: Terms of the Exclusive Negotiating Agreement between the TJPA and Hines and the price and terms of Hines' purchase of the Property from the TJPA

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING – The closed session adjourned at 10:30 am.

9. Announcement of Closed Session.

Deborah Keeth, TJPA Counsel, announced that the Board met for a conference with their real property negotiators and took no action.

ADJOURN – Chairman Ford adjourned the meeting at 10:35 am

A tape 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