



**TRANSBAY JOINT POWERS AUTHORITY
BOARD OF DIRECTORS**

MINUTES

Thursday, July 13, 2023

1 Dr. Carlton B. Goodlett Place, Room 416
San Francisco, CA

REGULAR MEETING

9:30 a.m.

BOARD OF DIRECTORS

Jeff Gee, Chair
Rafael Mandelman, Vice Chair
Elaine Forbes
Alicia John-Baptiste
Boris Lipkin
Sarah Syed
Jeffrey Tumlin
Dina El-Tawansy (*ex-officio*)

Executive Director
Adam Van de Water

Secretary
Nila Gonzales

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9:30 – REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chair Gee called the meeting to order at 9:30 a.m.

2. Roll Call

Assistant Board Secretary Bonner announced that Director El-Tawansy was absent due to a scheduling conflict; further she noted that Director John-Baptiste and Vice Chair Mandelman were expected shortly and lastly, she welcomed newly appointed AC Transit Representative Director Sarah Syed.

Present: Elaine Forbes

Alicia John-Baptiste *(arrived during Item 5)*

Boris Lipkin

Sarah Syed

Jeffrey Tumlin

Rafael Mandelman *(arrived during Item 5)*

Jeff Gee

Absent: Dina El-Tawansy

3. Communications

Assistant Board Secretary Bonner provided instructions on the Public Call-in/Comment process. Chair Gee gave well wishes to former AC Transit Representative Diane Shaw and welcomed newly appointed AC Transit Representative Director Syed.

4. Board of Director's New and Old Business

None.

5. Executive Director's Report

- Project Labor Agreement (PLA) Quarterly Report
- Facility Operations Update

Executive Director (ED) Van de Water presented the ED report and provided the PLA Report.

R.E. Walsh, TJPA Facility Director, presented the Facility Operations Update.

Public Comment:

Jim Patrick, Patrick & Co., expressed concern regarding the reported number of park attendees and suggested the park attendance slide displaying event attendance should capture the highest attendance number in the park.

6. Citizens Advisory Committee Update (CAC) Update

Brian Larkin, CAC Chair, presented the update.

No public comment.

7. Public

Members of the public may address the Authority on matters that are within the Authority's jurisdiction and are not on today's calendar.

Jim Patrick, Patrick & Co., expressed his concern regarding the PLA and suggested the policy should be revisited.

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

REGULAR CALENDAR

8. Approving the Minutes of the June 8, 2023 meeting

No public comment.

On motion to approve:

ADOPTED: AYES – Forbes, John-Baptiste, Tumlin, Mandelman and Gee
ABSTAIN – Lipkin and Syed

9. Authorizing the Executive Director to execute a professional services agreement with Stantec Consulting Services, Inc. to provide archaeology services relating to Phase 2 of the Transbay Program, now known as The Portal, for a five-year base term, with the option to extend the term for up to three additional one-year terms, and an amount not to exceed \$1,192,525 for the base term.

Anna Harvey, TJPA Deputy Project Director for The Portal, presented the item.

No public comment.

RESOLUTION 23- 032

On motion to approve:

ADOPTED: AYES – Forbes, John-Baptiste, Lipkin, Syed, Tumlin, Mandelman and Gee

10. San Francisco Peninsula Rail Program Executive Steering Committee (ESC) Update and status of the Downtown Rail Extension/The Portal Workplan schedule.

Michelle Bouchard, ESC Chair, provided the ESC update and Alfonso Rodriguez, TJPA Project Director for The Portal, presented the status of the schedule.

Public Comment:

Roland Lebrun noted Caltrain's most recent award of funding for battery electric multiple Visual Memory Unit (VMU) should be excluded from the Master Agreement with TJPA. He further noted there may be concerns with the Federal Transit Administration regarding potential ridership levels of the extension moving forward. Additionally, Mr. Lebrun stated that there is no statutory requirement for the High-Speed Rail authority to be included in the Transit Center and suggested integrating Caltrain as a transportation method with Google maps. Lastly, he suggested coordination with Link21.

11. Presentation of the Downtown Rail Extension/The Portal Procurement Approach.

Alfonso Rodriguez, TJPA Project Director for The Portal, presented the item.

Director Lipkin noted that the Project Team should ensure sufficient contract management and agency resources to oversee the work being performed as well as the multiple procurements, contracts and support contracts that will be issued.

Director Forbes inquired if prior performance will be considered during the Request for Qualifications or Request for Proposals. Mr. Rodriguez stated that elements will be evaluated during the Request for Qualifications in order to establish a benchmark of qualified firms.

Director Tumlin inquired whether there is a current mechanism to check references for all projects in a specific time period including all local work completed. Mr. Rodriguez responded that he will coordinate with the Project Team at their next weekly meeting to further discuss.

Director John-Baptiste inquired on the Project Team's process to evaluate personnel during the qualification process and assurance of long-term commitments including previous experience of contractors with subcontractors and the materials provided. Mr. Rodriguez stated that it is an on-going process that is conducted during contract documents and noted there are contractual mechanisms to hold contractors responsible, including succession planning. He further noted that there are numerous considerations the team is currently going through in the contract model.

Chair Gee noted the succession plan is a critical component of the contracting process and inquired how to ensure the continuity of decisions being made in 2023 are carried over into 2025. He emphasized the importance of prequalifying based on recent experience is critical. Chair Gee further noted a target price, or a range price should be included for full transparency and to give thought to providing additional points to bids that are near the target price.

Public Comment:

Roland Lebrun noted a different Value Engineering solution during the pre-proposal phase may be the solution to deliver the project at a lower cost. He also stated he supported Director Tumlin's comment to coordinate with the San Francisco Municipal Transportation Agency Central Subway team regarding lessons learned.

ADJOURN – Chair Gee adjourned the meeting at 10:30 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) 252-3112 and web site: www.sfethics.org.