

MINUTES

**TRANSBAY TRANSIT CENTER PROGRAM
COST REVIEW COMMITTEE SPECIAL MEETING**

Tuesday, April 9, 2019

4:00 p.m. to 5:00 p.m.

TJPA Office
201 Mission Street, Suite 2100
San Francisco, CA

COMMITTEE MEMBERS

Ben Rosenfield, City and County of San Francisco (CCSF) Controller (Chair)
Therese McMillan, Executive Director of the Metropolitan Transportation Commission (MTC)
Mark Zabaneh, Executive Director of the Transbay Joint Powers Authority (TJPA)

Secretary
Michelle Dea

ORDER OF BUSINESS

1. Call to Order
Secretary Dea announced that because the Committee Chair, Ben Rosenfield, was unable to attend the meeting, she would facilitate the meeting. She called the meeting to order at 4:08 p.m.
2. Roll Call

Present: Mark Zabaneh,
Therese McMillan

Absent: Ben Rosenfield
3. Discussion Item/Possible Action:
Opportunity to Comment on Contracts, Change Orders and Contract Amendments that Require CRC Review

Ron Alameida, Director of Design and Construction of the TTC and Dennis Turchon, TJPA Senior Construction Manager, presented the item.

Mr. Turchon went over the amendment to the design firm for costs related to the girder repair, and extended construction administration phase costs.

Ms. McMillan inquired about the authority of the Cost Review Committee (CRC) and whether there were any City Financing that would be used to fund the amendment to the designer. Mary Pryor, TJPA's financial advisor stated that City Financing would not be used to fund the amendment. Mr. Turchon stated that amendments in excess of \$250,000 regardless of fund source, were reviewed by the CRC.

Ms. McMillan stated that the architectural and engineering services for the extended construction administration phase were straightforward and she would concur with those costs. However, costs related to the repairs of the girder were more complex. Ms. McMillan stated that because a final determination related to the girder issue was still outstanding, and because the potential role of the design firm is yet to be determined, MTC would withhold its recommendation.

Mr. Alameida stated that it was a burden on the design team to carry costs related to the girder issue and repairs. He further stated that supporting the design team based on what the facts indicate, was the right and fair thing to do.

Stephen Wolf with the MTC asked for clarification on whether an approval from the CRC was required, or if the CRC may make a recommendation. Secretary Dea stated that the CRC may make a recommendation. Ms. McMillan stated that MTC would not take a position and would not make a recommendation.

Public Comment:

Mr. Lebrun stated that the meeting materials were not on MTC's website, and that he couldn't find the agenda on TJPA's website. He expressed concern about the lack of effort to get transit center to a point where the general public can have 100% confidence that bus operations can resume and the facility was safe. He also questioned whether there was an RFP for the structural health monitoring of the transit center. He opined that the transit center was similar to a bridge and needed the same monitoring as the Bay Bridge.

Mr. Patrick stated that the vendors on the project have completed work, and not compensating the vendors is wrong. He stated that vendors fronted costs and provided results. He felt that vendors should be paid.

Ms. Dea addressed Mr. Lebrun's concerns and stated that the agenda was posted per the Brown Act. Mr. Turchon showed Mr. Lebrun where to find the agenda and meeting materials on the TJPA website.

Mr. Zabaneh motioned to decline commenting on the \$2 million portion of the amendment, related to the girder repairs; and to concur with the \$3 million portion of the amendment related to extending the construction administration services. The motion was seconded by Ms. McMillan and was approved.

4. Public Comment

This item allows members of the public to comment generally on matters within the CRC's purview that are not on the agenda.

Mr. Lebrun stated that Supervisor Peskin has been dissatisfied and concerned with the way projects are done in the Bay Area. He stated that he was familiar with a peer review by McKinsey, regarding the Transbay Tunnel. He stated that the transit center was an asset, and had many liabilities. He opined that the TJPA needed to assess its liabilities, and have the building (the transit center) readied to attract new management who can come in and clear the liabilities.

5. ADJOURN - The meeting was adjourned at 4:34 p.m.

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) 252-3124 and web site: www.sfethics.org.