

SAN FRANCISCO BAY AREA WATER TRANSIT AUTHORITY

MINUTES OF THE BOARD OF DIRECTORS MEETING

(September 13, 2007)

The Board of Directors of the San Francisco Bay Area Water Transit Authority met in regular session at the Port of San Francisco, Bayside Conference Room, Pier 1 on the Embarcadero, San Francisco, CA.

1. ROLL CALL AND CALL TO ORDER

A meeting of the Board of Directors began at 12:35 p.m. Directors present were President Johnson, Directors Boro, Fang, Intintoli, Johnson, Mancinelli, Secchitano and Withington.

2. REPORT OF BOARD PRESIDENT

President Johnson reported on the recent Community Advisory Committee meeting and the impact SB 976 will have on that committee going forward.

3. REPORT OF DIRECTORS

No Directors had a report to make.

4. REPORTS OF STAFF

CEO Steve Castleberry reviewed the CEO report highlighting the following issues related to the South San Francisco service:

- The cities of South San Francisco and Redwood City have not reached an agreement on division of the sales tax measure funds.
- Staff is meeting with the San Mateo County OES to discuss the funding allocation.
- Google is investigating new ferry service to Moffatt Field.

Mr. Castleberry reported on the introduction of SB 976 and reviewed the legislation and its impacts on the WTA. Of particular note are the following: a change in number of Directors, agency name change to Water Emergency Transportation Authority (WETA), agency focus modification and the agency's new powers under the legislation.

Mr. Barry Broad, WTA's State Lobbyist, reviewed the timelines associated with SB 976, noting the Governor has until October 20 to take action on the bill, and it is predicted the Governor will sign the bill by that time. Further, he noted the new agency's Board would be appointed as early as January 1, 2008 and the first meeting of the WETA would be held no later than April, 2008. He added that an extensive clean-up bill may be written.

There was much discussion and many concerns expressed about the legislation as written, particularly among the Directors, particularly those Directors whose cities currently operate ferries, and about financial impacts and others. Staff and Mr. Broad provided suggestions on how to move forward with the transition such as contacting Senator Perata to give their concerns about the legislation.

Mr. Castleberry suggested a meeting with the cities of Vallejo and Alameda to discuss potential actions.

PUBLIC COMMENT

Mr. Jerry Grace offered his congratulations on the new legislation, and noting his enjoyment riding the Alameda-Oakland ferry regularly.

President Johnson said the agenda order would be changed to allow for voting to occur earlier in the meeting.

5. SELECTION OF GHIRARDELLI ASSOCIATES FOR SOUTH SAN FRANCISCO FERRY TERMINAL CONSTRUCTION MANAGEMENT SERVICES (Item 10)

Mr. John Sindzinski, Manager, Planning and Development, presented this item for approval, reviewing the services to be provided under this contract.

Director Secchitano asked if there is a prevailing wage requirement. Mr. Sindzinski answered that the contractors hired to do the construction are yet to be determined, but will be paid pursuant to prevailing wage requirements.

PUBLIC COMMENT

Mr. Dan Chow, The Dutra Group, said his company is interested in this contract and asked for a construction timeline. Mr. Sindzinski said those would be provided to him offline.

Director Intintoli moved to approve the item. Director Withington seconded the motion and the item carried unanimously.

Director Fang asked if the WTA has a DBE or local business outreach plan in place. Mr. Castleberry answered that the WTA maintains a DBE Plan and conducts extensive outreach efforts to local businesses. Ms. Shirley Douglas, Manager, Community Relations, added that the focus is now on the historical performance of federally funded contracts and to encourage bidding participation locally.

6 PROPOSITION 1B SPENDING PRIORITIES (Item 11)

Mr. Castleberry presented this item for approval, reviewing the process for the granting of Proposition 1B funds to the WTA by the California Office of Emergency Services.

Director Secchitano asked if a maintenance facility for the WTA be included in the allocation plan. Mr. Castleberry answered that one was included.

Director Withington moved to approve the item. Director Johnson seconded the motion and the item carried unanimously.

7 PUBLIC EMPLOYEES RETIREMENT SYSTEM UPDATE (Item 12)

Mr. Castleberry presented this item for review, reviewing the process for joining PERS independently instead of through a third party JPA, as the agency currently receives PERS benefits. He noted that the item was presented for discussion to the Administrative/Legislative/Finance Committee, which recommended proceeding with efforts to join PERS independently. There would be no budget affect as a result of the change.

Director Secchitano asked if Social Security will be included in the WTA's retirement. Mr. Castleberry answered that a proposal containing PERS and Social Security benefits will be

presented to the Board at an upcoming meeting. President Johnson added that the proposal to join PERS independently now would not affect the future entity (WETA).

Director Intintoli moved to approve the item. Director Withington seconded the motion and the item carried unanimously.

8 SOUTH SAN FRANCISCO SERVICE DELIVERY – AC TRANSIT PROPOSAL (Item 9)

Mr. Castleberry presented this item for review, noting that action would be deferred pending further negotiations on operating costs and management of their proposed services. No action was taken.

9 RECESS INTO CLOSED SESSION AND REPORT ON CLOSED SESSION (Items 13 and 14)

President Johnson called the meeting into closed session at 2:40 pm. Upon reopening of the meeting at 2:50 pm, a motion was made by Director Boro to direct staff to continue negotiations with the parties involved. The motion was seconded by Director Mancinelli. Director Fang was absent. Directors Boro, Intintoli, Johnson, President Johnson, Secchitano and Withington voted in favor of the motion.

10 OPEN TIME FOR PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Mr. Jerry Grace commented that he is pleased by the passage of SB 976, asked if new ferry service would go to Ghirardelli Square, and mentioned his Special Olympics team going to compete in Sunnyvale. Mr. Castleberry clarified that “Ghirardelli” is the name of the firm hired to do construction management, that there is no plan to provide ferry service to Ghirardelli Square.

11 ADJOURNMENT

All business having concluded, the meeting was adjourned at 3:00 pm.

Respectfully Submitted,



Karen Shelver,
Board Secretary
