

SAN FRANCISCO BAY AREA WATER EMERGENCY TRANSPORTATION AUTHORITY
MINUTES OF THE BOARD OF DIRECTORS MEETING

(November 6, 2014)

The Board of Directors of the San Francisco Bay Area Water Emergency Transportation Authority met in regular session at the WETA offices at Pier 9, Suite 111, San Francisco, CA.

1. ROLL CALL AND CALL TO ORDER

Chair Jody Breckenridge called the meeting to order at 1:00 p.m. and led the pledge of allegiance. Other directors present were Director Jeff DelBono, Director Timothy Donovan and Director Anthony Intintoli.

2. REPORT OF BOARD CHAIR

Chair Breckenridge reported that she had several upcoming outreach meetings with local businesses and in Sacramento and that she would report further on these at the December Board meeting.

3. REPORT OF DIRECTORS

No reports.

4. REPORTS OF STAFF

Executive Director Nina Rannells referred the Board to her written report and offered to respond to any questions.

Director Donovan asked what the impact of the Oakland terminal closure on November 15 and 16 would be. Ms. Rannells said that in addition to an outreach program prior to the closure, signs and guest representatives would be at the Oakland terminal redirecting passengers to the Alameda Main St. terminal on those days. She said that during the Alameda Main St. terminal closure which would follow in several weeks later that the same procedure would be followed in reverse.

Regarding the implementation of Clipper in Vallejo, Director Intintoli passed along a public comment, asking that if a family were to ride together, would each family member would be required to have their own Clipper Card, and if that was the case could it be remedied. Ms. Rannells replied yes, that each rider needed to have their own Clipper card. She also noted that the popular "Friends and Family" promotion would once again be returning to the Vallejo with significantly discounted fares for groups and families.

Director Intintoli noted that the Vallejo schedule brochure stated that day passes would be discontinued on January 1, 2015. Ms. Rannells reminded the board that the fare program approved in September had discontinued several paper fare products in favor of the Clipper card.

Director Intintoli asked if there was a difference between a purchasing a round trip and a Day Pass. Chair Breckenridge noted that a day pass would typically allow unlimited travel rather than a single round trip. Ms. Rannells added that in the case of the Vallejo service, the Day Pass would allow travel on local and Rt 80 SolTrans buses as well. Chair Breckenridge suggested that this be made clear to

Vallejo passengers, also specifically noting that ferry tickets could be used interchangeably with Rt 200 bus service.

Director Intintoli asked for an update on the North Bay Operations and Maintenance Facility project. Senior Planner Chad Mason reported that the project was progressing quickly, noting that fuel tanks had been delivered the prior week, that the metal warehouse building had been erected, that most underground utility work had been completed, and that work on the waterside part of the project had commenced.

Chair Breckenridge asked if it was correct that the Treasure Island service was to begin upon completion of the 50th unit and if that was still projected for 2017. Manager of Planning and Development Kevin Connolly said that some details regarding initial service had been recently clarified, stating that service would be required to start service within 54 months after the completion of the 50th unit (approximately 2021).

Public Comment

Jerry Bellows of the Maritime Administration asked for information about recent public comments received by WETA regarding the Central Bay Operations and Maintenance Facility.

Mr. Connolly noted that WETA had completed its Section 7 National Marine Fisheries review, and reported that comments had been received from Alameda residents regarding harbor seals pulling out on dilapidated piers near the site of the future maintenance facility. Mr. Connolly stated that WETA has not been required to build a haul-out as a result of the review.

Chair Breckenridge asked if there was an update to the timeline regarding potential service to a Warriors Arena. Mr. Connolly said that he anticipated that the Warriors would release a Draft EIR for the arena in early 2015.

As the Board reviewed the September Operations Report, Ms. Rannells noted that ridership was still strong and that October showed continued increase of nearly 15% over the prior year.

Director Donovan asked if the \$33 million Vallejo Vessel Replacement project was on the backburner. Ms. Rannells replied that not all funding was in place yet but that construction was anticipated to start in 2015. She noted that the Vessel Replacement RFP for the Express II and Peralta had been released in September to solicit construction bids.

Chair Breckenridge asked if outcomes in the November elections were likely to impact WETA's funding. Director Intintoli said that his understanding of the legislative report was that there would be little change in the area of transportation.

Ms. Rannells said that she had received a federal legislative update earlier in the day from Peter Friedmann of Lindsay Hart, LLP, noting that he indicated there was a good chance that the federal transportation reauthorization bill would move forward in 2015. She also noted that Congressman Garamendi had expressed interest in sitting on the Transportation and Infrastructure Committee.

Director Intintoli asked who would chair the State Assembly Committee on Transportation. Ms. Rannells recalled that Barry Broad of Broad & Gusman LLP had said that a chair may be named in December, and that she had heard Assembly member Jim Frazier's name mentioned as likely candidate for chair.

Chair Breckenridge referred to the FHWA formula used to distribute federal ferry funding and noted that WETA was at a disadvantage in the formula compared to larger operators. She recommended that where feasible WETA partner with other small agencies to pursue funding formula changes and that WETA continue to look for new opportunities during the changeover in Congress.

5. CONSENT CALENDAR

Director DelBono made a motion to approve the consent calendar which included the Board of Directors meeting minutes of October 2, 2014.

Director Donovan seconded the motion and the consent calendar carried unanimously.

Yeas: Breckenridge, DelBono, Donovan, Intintoli. Nays: None.

6. MEETING SCHEDULE FOR CALENDAR YEAR 2015

Ms. Rannells presented this item requesting that the Board approve a WETA Board of Directors meeting schedule for Calendar Year 2015.

Chair Breckenridge confirmed a December 11, 2014 meeting with the Board and staff, and then recommended that that if the agenda was light that the Board consider meetings near WETA terminals and project sites as a way to become more familiar with them. She suggested that if December was not feasible that the Board consider dates beginning in early 2015. All Directors agreed with the idea.

WETA legal representative Stanley Taylor of Nossaman LLP said that staff had planned two additional installments of Board training beyond the ethics training on the present agenda. The first would be approximately 45 minutes to an hour which would address specific organic documents and relevant statutes that applied to the Board members, and a second session of approximately 30 minutes on the topic of immunity and potential liabilities resulting in the conduct of Board members' activities.

Ms. Rannells noted that the auditor would be presenting a report to the Board in December, and that Chair Breckenridge had also requested an overview of WETA's funding.

Chair Breckenridge suggested that the December meeting remain at WETA in order to address these items and asked the Directors bring back available dates in 2015 that they could commit to for future meetings at other WETA sites.

Chair Breckenridge requested an overview of WETA's capital project priorities for the January 2015 meeting as well as details on how those projects would be funded.

Director Intintoli said that having financial and project overviews as well as the ethics training session was not fair to the as-yet unappointed board member. Chair Breckenridge said that she would inquire on WETA's behalf with the Appointments Office for an update on the status of the vacant seat.

Director Donovan made a motion to adopt the item. Director DelBono seconded the motion and the item carried unanimously.

Yeas: Breckenridge, DelBono, Donovan, Intintoli. Nays: None.

7. PUBLIC COMMENTS

Veronica Sanchez of Masters, Mates & Pilots asked the Board to let her know what MM&P could do in the next year to support WETA's funding efforts, specifically regarding assistance with the funding gap for the Downtown San Francisco Ferry Terminal Expansion project. She said that she was ready to

deploy staff both locally and in Washington, DC, adding that MM&P would like to participate in WETA's funding strategy in a proactive way.

Mr. Bellows thanked WETA for providing additional service during Fleet Week reported that MARAD's demonstration had been successful in highlighting their added emergency response capability.

8. ETHICS TRAINING FOR LOCAL GOVERNMENT OFFICIALS

WETA legal representative Stanley Taylor of Nossaman LLP introduced this informational item which would include a training session in two parts on general ethics principles and specific laws concerning conflicts of interest, perquisites of office and government transparency.

Mr. Taylor noted that as most public agency boards were made up of elected officials that they would be likely to have received their mandated biennial training elsewhere, but as this was not the case for the WETA board, they would require a comprehensive training session every two years to meet this legal requirement. Mr. Taylor then introduced Amber Maltbie of Nossaman LLP, an expert on California political law and AB 1234 ethics training. Ms. Maltbie then presented the training session.

Upon conclusion of the training session, Ms. Maltbie presented each board member with a certificate of completion.

9. ADJOURNMENT

All business having concluded, the meeting was adjourned at 3:38 p.m.

Respectfully Submitted,

Board Secretary
