

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

(February 7, 2013)

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 Charlene Haught Johnson called the meeting to order at 1:05 p.m. Additional Directors present were Vice Chair Anthony Intintoli, Director Gerald Bellows and Director Timothy Donovan. Chair Johnson led the pledge of allegiance.

2. REPORT OF BOARD CHAIR

No report.

3. REPORT OF DIRECTORS

No report.

4. REPORTS OF STAFF

Executive Director Nina Rannells reported that Director Bellows had brought to staff's attention an \$89 million vessel in Alaska that was being offered free of charge. Ms. Rannells then introduced Operations Manager Keith Stahnke who advised the Board that after examining the particulars, the one-off ice breaking vessel was not found to be suitable as there were no compatible docking facilities for the vessel in the Bay Area. Mr. Stahnke added that the vessel is not well-suited for passenger transit and maintenance costs were estimated at \$1 million per year.

Director Bellows responded that it had caught his attention for potential use as ready vehicular transport for emergency response. Mr. Stahnke said that the vessel was rated for 120 passengers and 20 cars and that it would be difficult to adapt it for one or the other. Mr. Stahnke noted that the vessel was designed for beach landings and that the Alaska Marine Highway System had already passed on it due to its estimated \$90,000 per month maintenance cost. Director Donovan said he felt that this was too much for an emergency vehicle that would have limited ability to dock anywhere.

Ms. Rannells then directed the Board's attention to the report of WETA's federal legislative representative Peter Friedmann of Lindsay, Hart, Neil & Weigler, LLP outlining the work Mr. Friedmann had been focused on regarding the formula for distributing Federal Ferry Boat Discretionary funds administered by the Federal Highway Administration (FHWA). She indicated that FHWA has preliminarily indicated that WETA would receive approximately \$425,000 funds from this annually to support agency capital needs.

Ms. Rannells introduced WETA's state representative, Barry Broad of Broad & Gusman, LLP, who delivered a state legislative report. Mr. Broad reported that there were no bills in the current session which he anticipated would affect WETA. He reminded the Board that their terms were all expiring at the end of the year and that the positions would be reappointed to staggered terms. He said that applications were now being accepted for gubernatorial appointments, but the Assembly and Senate both thought it was too early to receive applications at this time.

Mr. Broad recommended that individual Board members consider visiting district offices in their roles as constituents in order to introduce themselves to their new representatives and deliver background and updates regarding WETA's activities. Mr. Broad emphasized the importance of developing these relationships.

Chair Johnson asked if Mr. Broad could arrange these meetings. Mr. Broad replied that he could assist Ms. Rannells, adding that the best time to catch representatives in their local district offices was generally later on Thursdays and early on Fridays.

5. CONSENT CALENDAR

Vice Chair Intintoli made a motion to approve the consent calendar which included the minutes from the January 10, 2013 meeting. Director Bellows seconded the motion and the item carried unanimously.

6. APPROVE AMENDMENT NO. 4 TO THE CONTRACT WITH URS CORPORATION FOR ENVIRONMENTAL REVIEW AND PERMITTING RELATED TO THE BERKELEY FERRY TERMINAL PROJECT

Planner/Analyst Chad Mason presented this item requesting that the Board approve Amendment No. 4 to the contract with URS Corporation, authorizing \$100,000 in additional funds to cover completion of the Environmental Impact Statement/Environmental Impact Report and Endangered Species Act Section 7, and to authorize the Executive Director to execute the contract amendment.

Director Donovan asked if there was a not-to-exceed cost for this project. Mr. Mason replied that there was. Vice Chair Intintoli said that he felt it was important to time the Berkeley project carefully and make sure that funding sources for operations be identified before getting ahead of the project and spending too much on environmental review. He then reiterated his concern that WETA's capital funding exceeded identified sources for funding of ongoing service operations. He said that that he would never vote to curtail existing services in order to fund new services, emphasizing that it would be essential to coordinate the sourcing of operations funding for new and existing routes.

Ms. Rannells thanked the Vice Chair for his comments and pointed out that it highlighted the issue currently being discussed with the Contra Costa County cities, noting the robust dialogue underway regarding the need for both capital construction and ongoing operating funds to support the development of new ferry services.

Director Bellows made a motion to approve the resolution. Director Donovan seconded the motion and the item carried unanimously.

7. APPROVE CONTRACT AWARD FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE VALLEJO FERRY MAINTENANCE AND OPERATIONS FACILITY

Mr. Mason presented this item requesting that the Board approve a contract award for construction management services for the Vallejo Ferry Maintenance and Operations Facility to Weston Solutions Inc. in an amount not to exceed \$1,400,000, and to authorize the Executive Director to negotiate and execute a final contract and take any other such related actions to support this work.

Director Donovan asked if the \$ 1.4 million was only for construction management services. Mr. Mason said that it was. Mr. Donovan then asked if the project labor agreements that had been in place with the City of Vallejo and Lennar would be considered as the project moved forward. WETA legal counsel Stanley Taylor III of Nossaman LLP noted that the agreement was expressly made to be not technically applicable to WETA's procurement process, but that was not to say it could not be considered. Mr. Donovan asked that it be considered.

Public Comment

Leah Dreger of Weston Solutions thanked the board for the opportunity to provide these services and offered to answer any questions.

Vice Chair Intintoli made a motion to approve the resolution. Director Bellows seconded the motion and the item carried unanimously.

8. APPROVE ACTIONS RELATED TO SPARE FLOAT REHABILITATION PROJECT INCLUDED IN THE FY 2012-13 CAPITAL BUDGET

Mr. Stahnke presented this item recommending Board approval of several actions related to the Spare Float Rehabilitation Project included in the FY 2012/13 Capital Budget, including a re-scope of the project from rehabilitation of an existing float to construction of a new float, an increase of the project budget from \$470,000 to \$3,300,000, and to authorize the release of a Request for Qualifications for Construction Management Services to support project development and construction.

Director Donovan asked what would be done with the old float. Mr. Stahnke replied that the old float was not viable for reuse and would be scrapped. Ms. Rannells noted that this re-scoped project would provide the opportunity to design and build a new float that is appropriately sized to serve as a spare float for multiple facilities including the downtown San Francisco ferry berthing. Mr. Stahnke further added that the Port of San Francisco was twelve years into a ten year float maintenance cycle and that without a back-up float, WETA would potentially be left with a single terminal at the Ferry Building when the floats are eventually cycled out for maintenance work. Director Donovan asked if there were standards for float sizes. Mr. Stahnke replied that with so many facilities and vessels standardization was difficult but that flexibility of use was a key objective of this project.

Director Bellows made a motion to approve the resolution. Director Donovan seconded the motion and the item carried unanimously.

9. APPROVE ACTIONS RELATED TO THE CLAY STREET GANGWAY & PIER REHABILITATION PROJECT

Mr. Stahnke presented this item recommending Board approval of actions related to the Clay Street Gangway & Pier Rehabilitation Project, including: amending the FY 2012/13 Capital Budget to add the Clay Street Gangway & Pier Rehabilitation Project at a total project budget of \$625,000, including \$30,000 in FY 2012/13; and to authorized the release of a Request for Qualifications for Construction Management Services for the Clay Street Gangway & Pier Rehabilitation Project.

Director Donovan asked if there would be a timing issue with multiple float projects. Mr. Stahnke responded that both projects consisted of many smaller tasks and that he anticipated that would be staggered and easily managed.

Director Bellows made a motion to approve the resolution. Director Donovan seconded the motion and the item carried unanimously.

10. PUBLIC COMMENT

Bill Kelly, Council Member, City of Hercules, thanked the Board for considering the City's comments in regard to the final SRTP approved at the January WETA Board of Directors meeting. He said that staff would continue to be available to work with WETA.

11. RECESS INTO CLOSED SESSION AND REPORT ON CLOSED SESSION

Chair Johnson called the meeting into closed session at 1:55 p.m. Upon reopening of the meeting at 3:00 she reported that no action had been taken.

12. ADJOURNMENT

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

Respectfully Submitted,

Board Secretary
