

1 **[Memorandum of Agreement Between the Authority and the San Francisco County**
2 **Transportation Authority]**
3 **Resolution Approving a Memorandum of Agreement Between the Treasure Island**
4 **Development Authority and the San Francisco County Transportation Authority and**
5 **Authorizing the Treasure Island Project Director to Negotiate Contracts and Develop**
6 **Formation Documents for the Treasure Island Mobility Management Agency.**

7 WHEREAS, Former Naval Station Treasure Island is a military base located on
8 Treasure Island and Yerba Buena Island (together, the "Base" or "Treasure Island"), which is
9 currently owned by the United States of America; and,

10 WHEREAS, The Base was selected for closure and disposition by the Base
11 Realignment and Closure Commission in 1993, acting under Public Law 101-510, and its
12 subsequent amendments; and,

13 WHEREAS, The United States Department of Defense designated the City and County
14 of San Francisco ("City") as the Local Redevelopment Authority ("LRA") responsible for the
15 conversion of the Base under the federal disposition process; and,

16 WHEREAS, In 1997, the Base closed and the Treasure Island Development Authority
17 ("TIDA") was created to replace the City as the LRA and to serve as a single entity
18 responsible for the reuse and development of the Base; and,

19 WHEREAS, The Board of Supervisors approved the designation of TIDA as a
20 redevelopment agency with powers over Treasure Island in Resolution No. 43-98, dated
21 February 6, 1998; and,

22 WHEREAS, The Authority is not exercising any of its redevelopment powers
23 under California community redevelopment law in connection with the reuse and development
24 of the Base, and no redevelopment project area or redevelopment plan has been adopted for
25 the Base; and,

1 WHEREAS, After a competitive bid process, the TIDA Board selected Treasure Island
2 Community Development, LLC ("TICD") as the proposed master developer of the Base and
3 entered into a Disposition and Development Agreement ("TICD DDA") and other transaction
4 documents relating to the reuse and development of the Base (the "Project"); and,

5 WHEREAS, The Treasure Island Transportation Management Act of 2008 ("AB 981")
6 authorized the creation or designation of a Treasure Island-specific transportation
7 management agency for Treasure Island, and authorized the Board of Supervisors of the City
8 and County of San Francisco ("BOS") to designate a board or agency to act as the
9 transportation management agency for Treasure Island; and,

10 WHEREAS, AB 981 authorizes the transportation management agency to recommend
11 an initial fee structure for congestion pricing fees, to adopt on-street and off-street parking
12 fees, fines and penalties, as well as administer a transportation program and the collection
13 and use of revenues generated from fees; and,

14 WHEREAS, The San Francisco County Transportation Authority ("SFCTA") is the
15 congestion management agency for San Francisco and the lead agency for recent congestion
16 pricing sector work in San Francisco, and the SFCTA has had an ongoing, positive
17 relationship with the Authority, including the planning, design and implementation of the
18 Treasure Island/Yerba Buena Island Ramps Project; and,

19 WHEREAS, Authority staff have collaboratively negotiated a Memorandum of
20 Agreement ("MOA") with the SFCTA to conceptually outline the roles and responsibilities
21 associated with the transportation management agency, now called the Treasure Island
22 Mobility Management Agency ("TIMMA"), in the event the BOS designates the SFCTA as the
23 TIMMA; and,

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1 WHEREAS, The MOA states the Authority's intention to recommend to the BOS that
2 the SFCTA be designated as the TIMMA, and the SFCTA's intention to accept such
3 designation; and,

4 WHEREAS, The MOA states the Authority's intention to negotiate initial operating
5 contracts and prepare formation documents for the TIMMA to be presented to the Authority
6 Board before March 31, 2012; now, therefore, be it

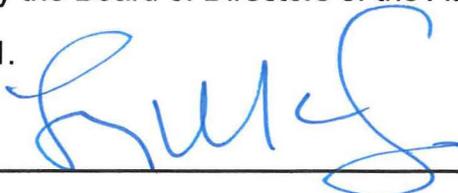
7 RESOLVED, That the Authority Board hereby approves the Memorandum of
8 Agreement between the Treasure Island Development Authority and the San Francisco
9 County Transportation Authority in substantially the form attached hereto as Exhibit A; and, be
10 it

11 FURTHER RESOLVED, That the Authority Board authorizes the Treasure Island
12 Project Director to negotiate initial operating contracts and develop formation documents for
13 the Treasure Island Mobility Management Agency for consideration by the Authority Board by
14 March 31, 2012; and, be it

15 FURTHER RESOLVED, That the Authority Board hereby authorizes the Treasure
16 Island Project Director to enter into any additions, amendments or other modifications to the
17 Memorandum of Agreement that the Treasure Island Project Director determines in
18 consultation with the City Attorney are in the best interests of the Authority, that do not
19 materially increase the obligations or liabilities of the Authority, that do not materially reduce
20 the rights of the Authority, and are necessary or advisable to complete the preparation and
21 approval of the Memorandum of Agreement, such determination to be conclusively evidenced
22 by the execution and delivery by the Treasure Island Project Director of the documents and
23 any amendments thereto.

1 **CERTIFICATE OF SECRETARY**

2 I hereby certify that I am the duly elected and acting Secretary of the Treasure Island
3 Development Authority, a California nonprofit public benefit corporation, and that the above
4 Resolution was duly adopted and approved by the Board of Directors of the Authority at a
5 properly noticed meeting on October 12, 2011.

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8 *Larry Mazzola Jr.*, Secretary