

1 **[Designation - Treasure Island Mobility Management Agency]**

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3 **Resolution designating the San Francisco County Transportation Authority as the**
4 **Treasure Island Mobility Management Agency for certain purposes pursuant to the**
5 **Treasure Island Transportation Management Act.**

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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 as
12 amended; 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 a California nonprofit public benefit corporation ("Authority"), was created by the City to
18 replace the City as the LRA and to serve as a single entity responsible for the reuse and
19 development of the Base; and

20 WHEREAS, In 2003, after a competitive bid process, the Authority Board selected
21 Treasure Island Community Development, LLC ("TICD") as the proposed master developer of
22 the Base and entered into exclusive negotiations with TICD relating to a Disposition and
23 Development Agreement ("DDA") and other transaction documents relating to the reuse and
24 development of the Base (the "Project"); and

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1 WHEREAS, The Authority, the Treasure Island/Yerba Buena Island Citizens Advisory
2 Board, TICD, the Office of Economic and Workforce Development, the San Francisco County
3 Transportation Authority (“SFCTA”), the San Francisco Municipal Transportation Agency
4 (“SFMTA”) and other City Departments worked collaboratively to develop the Treasure Island
5 Transportation Implementation Plan (“Transportation Plan”) which defines the transportation
6 program and policies for the Project; and

7 WHEREAS, On June 7, 2011, the Board of Supervisors (the “BOS”) unanimously
8 adopted CEQA findings and a Mitigation Monitoring and Reporting Program applicable to the
9 Project (the “MMRP”), and approved a package of legislation authorizing the Project, including
10 approval of a Development Agreement and a Disposition and Development Agreement with
11 TICD, and approval of the Transportation Plan and Infrastructure Plan; and

12 WHEREAS, The Treasure Island Transportation Management Act of 2008 (“AB 981”)
13 authorized the BOS to create or designate a Treasure Island-specific transportation
14 management agency, or the Treasure Island Mobility Management Agency (the “TIMMA”);
15 and

16 WHEREAS, AB 981 authorizes the BOS to grant the exclusive power to the TIMMA to
17 do any or all of the following pursuant to the terms of a resolution or ordinance adopted by the
18 BOS:

- 19 1. Adopt and administer the transportation program and implement rules and
20 regulations.
- 21 2. Recommend to the BOS and the SFCTA an initial fee structure for the
22 imposition of congestion pricing fees applicable to residents and other motorists
23 as they enter or exit Treasure Island in the amount deemed necessary and
24 proper by the TIMMA to implement the transportation program.
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- 1 3. Adopt amendments to the congestion pricing fee structure initially adopted by
2 BOS and SFCTA as the TIMMA deems necessary and appropriate from time to
3 time to implement the transportation program, based upon a finding that the
4 amendments to the fee have a relationship or benefit to the motor vehicle drivers
5 who are paying the fee.
- 6 4. Administer and collect congestion pricing fees on Treasure Island.
- 7 5. Adopt on-street and off-street parking regulations for Treasure Island, including
8 regulations limiting parking, stopping, standing, or loading and establishing
9 parking privileges and locations, parking meter zones, and other forms of
10 parking regulation similar to those adopted for other areas of San Francisco.
- 11 6. Adopt on-street and off-street parking fees, fines, and penalties for Treasure
12 Island and administer and collect all on-street and off-street parking fees, fines,
13 penalties, and other parking-related revenues on Treasure Island.
- 14 7. Adopt a fee structure for mandatory pre-paid transit vouchers for residents and
15 other users of Treasure Island and administer and collect all such voucher fees
16 (transit fares would continue to be set and collected by transit operators).
- 17 8. Fix the rates and charges for services provided or functions performed by the
18 TIMMA and administer and collect those rates and charges.
- 19 9. Apply for, accept, and administer state, federal, local agency, or other public or
20 private grant funds for transportation purposes.
- 21 22 10. Administer and collect all other revenues generated by the transportation
22 program.
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- 1 11. Undertake studies, performance evaluations, and other mechanisms as deemed
2 necessary and proper by the TIMMA to adopt and amend the transportation
3 program with the purpose of relieving transportation-related impacts.
- 4 12. Expend its revenues for any purpose related to the transportation program,
5 including costs of implementation, operation, collection and enforcement,
6 maintenance, construction, and administration under the transportation program.
- 7 13. Enter into contracts, cooperative agreements, and direct funding agreements
8 with private parties and governmental agencies, including City departments, to
9 the extent deemed necessary and proper by the TIMMA to implement the
10 transportation program, including for any of the following:
 - 11 a. The construction and maintenance of transportation facilities serving
12 Treasure Island that are directly related to the transportation program,
13 including design, preconstruction, and other related costs.
 - 14 b. Transit capital improvements and operations for services that directly
15 serve Treasure Island.
 - 16 c. Notwithstanding Section 40717.9 of the Health and Safety Code,
17 implementation of transportation impact mitigation measures as adopted
18 from time to time to improve or encourage the use of transit and other
19 non-motor vehicle means of access to Treasure Island.
- 20 14. Adopt rules and regulations governing high-occupancy vehicles.
- 21 15. Take all other steps as the TIMMA deems necessary and proper to implement
22 the transportation program; and
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1 WHEREAS, The SFCTA is the congestion management agency for San Francisco and
2 the lead agency for recent congestion pricing sector work in San Francisco, and the SFCTA
3 has had an ongoing relationship with the Authority, including the planning, design and
4 implementation of the Yerba Buena Island Ramps Improvement Project; and

5 WHEREAS, In December 2011, the Authority Board of Directors adopted Resolution
6 11-64-10/12 which approved a Memorandum of Agreement (“MOA”) between the Authority
7 and the SFCTA to conduct pre-implementation activities pursuant to the Transportation Plan,
8 including undertaking actions necessary for the formation of the TIMMA; and

9 WHEREAS, Since December 2011, the Authority has engaged the SFCTA and SFMTA
10 regarding each entity's respective role and responsibility in the implementation of the
11 Transportation Plan’s programs and policies; and

12 WHEREAS, The Charter of the City and County of San Francisco establishes the
13 responsibilities of the SFMTA related to the management of the City’s streets, traffic and
14 transportation infrastructure. These responsibilities specifically include the following exclusive
15 powers that AB 981 allows the BOS to assign to the TIMMA with respect to streets, traffic and
16 transportation on Treasure Island:

- 17 1. Authority to adopt regulations limiting parking, stopping, standing or loading as
18 provided by state law and to establish parking privileges and locations subject to
19 such privileges for categories of people or vehicles as provided by state law, and
20 to establish parking meters; and
- 21 2. Authority to set parking rates for on-street and off-street parking, and to set
22 parking fines and penalties; and

23 WHEREAS, AB 981 establishes the following as three of the main purposes of the
24 Treasure Island transportation programs and policies: (i) to develop a comprehensive set of
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1 transportation demand management (“TDM”) programs to encourage and facilitate transit use
2 and to minimize the environmental and other impacts of private motor vehicles traveling to,
3 from, and on Treasure Island; (ii) to manage Treasure Island-related transportation in a
4 sustainable manner with the goal of reducing vehicle miles traveled and minimizing carbon
5 emissions and impacts on air and water quality; and (iii) to create a flexible institutional
6 structure that can set parking and congestion pricing rates, monitor the performance of the
7 transportation program, collect revenues, and direct generated revenues to transportation
8 services and programs serving Treasure Island; and

9 WHEREAS, AB 981 establishes, and the Authority, SFCTA and SFMTA understand,
10 that all fees, rates, and charges adopted and collected on Treasure Island in furtherance of
11 the Transportation Plan, which do not include transit fares or SFMTA advertising revenue, but
12 do include all congestion pricing fees, on-street and off-street parking fees, fines and
13 penalties, transit voucher fees, and any other rates and charges that are collected, be
14 expended and used by the TIMMA to implement the Transportation Plan; and

15 WHEREAS, The Transportation Plan establishes that all non-residential on-street and
16 off-street parking on Treasure Island will incur a parking charge, and that such charges will be
17 applied at a level to encourage the use of transit services and discourage the use of single-
18 occupancy vehicles, consistent with the Project goals; and

19 WHEREAS, The Authority, the SFCTA and the SFMTA understand that pricing of all
20 non-residential on-street and off-street parking to meet the transportation system performance
21 goals of the Transportation Plan, including to effect mode split and travel behavior on and off
22 of Treasure Island, and to generate revenues to cover the costs of the Transportation Plan, is
23 fundamental to the TIMMA’s ability to successfully implement the Transportation Plan in an
24 economically feasible and self sustaining manner, as well as being important to the overall
25 success of the Project; and

1 WHEREAS, On January 8, 2014, the Authority Board of Directors adopted Resolution
2 14-02-01/08 recommending to the BOS that the SFCTA be designated as the TIMMA for
3 certain purposes pursuant to AB 981; now, therefore, be it

4 RESOLVED, That the BOS hereby designates the SFCTA as the TIMMA to oversee
5 the implementation of the Transportation Plan through the exercise of all of the exclusive
6 powers, listed above, that the BOS may grant to the TIMMA in accordance with AB 981, with
7 the exception of the power to:

- 8 1. Adopt regulations for on-street parking and for off-street parking within publicly-
9 owned facilities on Treasure Island that are open to the public, including
10 regulations limiting parking, stopping, standing, or loading and establishing
11 parking privileges and locations, parking meter zones, and other forms of
12 parking regulation; and
- 13 2. Adopt parking fees, fines, and penalties for on-street parking and off-street
14 parking within publicly-owned facilities on Treasure Island that are open to the
15 public and administer and collect all such on-street and off-street parking fees,
16 fines, and penalties on Treasure Island; and, be it

17 FURTHER RESOLVED, That parking fees, fines and penalties collected on Treasure
18 Island shall, in accordance with AB 981, be expended by the TIMMA to implement the
19 Transportation Plan; and, be it

20 FURTHER RESOLVED, That the BOS urges the SFMTA, in exercising the above
21 powers not granted to the TIMMA, to consult with the Authority and the TIMMA on the
22 development of regulations, fees, fines, and penalties, before adoption by the SFMTA Board
23 of Directors, to ensure that such regulations, fees, fines, and penalties, are in conformance
24 with the Project, the Transportation Plan, and the Development Agreement and can
25 reasonably be expected to allow the TIMMA to achieve the Transportation Plan's financial and

1 TDM performance benchmarks, including generating and collecting the revenues necessary
2 for the TIMMA to implement the Transportation Plan’s programs and policies, as may be
3 amended from time to time; and, be it

4 FURTHER RESOLVED, That the BOS urges the SFCTA, in performing its duties as
5 the TIMMA, to establish a community advisory process for the Transportation Plan
6 implementation that would include Treasure Island residents and businesses and other
7 interested stakeholders; and, be it

8 FURTHER RESOLVED, That the BOS may, at any time and for any reason, revise the
9 TIMMA designation and expand or reduce the powers of the TIMMA or the parking
10 responsibilities reserved to the SFMTA; and, be it

11 FURTHER RESOLVED, That the designation of the SFCTA as the TIMMA does not
12 affect the authority of the SFMTA to perform those duties related to management of the City’s
13 streets, traffic, transit and transportation infrastructure on Treasure Island that are within the
14 exclusive jurisdiction of the SFMTA under Article 8A of the Charter. Those duties include but
15 are not limited to:

- 16 1. Providing Municipal Railway service on Treasure Island.
- 17 2. Establishing, collecting and enforcing SFMTA transit fares.
- 18 3. Along with the SFPD, enforcing parking regulations through issuance of
19 citations and towing illegally parked vehicles.
- 20 4. Adopting regulations that control the flow and direction of motor vehicle,
21 bicycle and pedestrian traffic, limiting streets to certain categories of
22 vehicles, and limiting the speed of vehicles on City streets.
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- 1 5. Designing, selecting, locating, installing, operating, maintaining and removing
- 2 all official traffic control devices, signs, roadway features and pavement
- 3 markings that control the flow of traffic on City streets.
- 4 6. Regulating Taxi Service.
- 5 7. Exercising exclusive authority over the acquisition, construction,
- 6 management, supervision, maintenance, extension, operation, use and
- 7 control of all SFMTA property and assets; and, be it.
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9 FURTHER RESOLVED, That actions of the TIMMA to establish toll rates and locations
10 and to design, install, operate, and maintain the tolling equipment and associated signage,
11 traffic control devices, roadway features and pavement markings and to otherwise perform the
12 responsibilities granted to the TIMMA implement the Transportation Plan's programs and
13 policies, shall not be deemed to conflict with the powers retained by the SFMTA; and, be it

14 FURTHER RESOLVED, That, in accordance with AB 981, the SFCTA in its role as the
15 TIMMA shall consult with the SFMTA on (1) decisions regarding transit service, parking
16 enforcement, traffic signaling, and all other SFMTA operational responsibilities, and (2)
17 identifying adequate and reliable funding as necessary for the SFMTA to carry out its
18 responsibilities on Treasure Island.