

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2011-006

**AUTHORIZE EXECUTION OF A COOPERATIVE AGREEMENT
BETWEEN THE GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION
DISTRICT AND THE
SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
RELATIVE TO SURFACE AND MARINE BARRIERS
AT THE SAN FRANCISCO FERRY PLAZA PLATFORM
REGARDING THE SAN FRANCISCO FERRY TERMINAL**

January 28, 2011

WHEREAS, the Bay Area Rapid Transit District (BART) operates and maintains certain transit facilities on and under the San Francisco Ferry Plaza Platform (Platform); and,

WHEREAS, the Golden Gate Bridge, Highway and Transportation District (District) owns and operates the Stephan C. Leonoudakis Ferry Terminal under an Agreement for Use of Certain Specified Property from the Port of San Francisco (Port) and in accordance with the Third Amendment to the Joint Powers Agreement between BART and the Port; and,

WHEREAS, the District has been cooperating with BART since 2005 on placement of security barriers on and under the Platform, installed as interim measures to protect BART facilities, pending design and construction of enhanced security barriers; and,

WHEREAS, since 2006, the District has been cooperating with BART on its plans for surface and marine barriers to enhance security to BART's Ferry Plaza Platform facilities; and,

WHEREAS, in May 2009, BART secured the approval of the Bay Conservation and Development Commission (BCDC) for its surface barriers; and,

WHEREAS, BART also received approval from the Port and tenants with interests in the Platform, including the District, for the design and layout of enhanced surface security barriers as approved by BCDC; and,

WHEREAS, Port building permits are pending for the surface barriers and the marine barrier; and,

WHEREAS, District and BART staff have conferred on a Cooperative Agreement, which includes a Right-of-Entry Permit, to establish conditions under which the proposed enhanced surface and marine barriers can be constructed by BART and its contractors on and under the Platform with minimal impact, and/or ways to mitigate potential impacts, to the District's San Francisco ferry operations; and,

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WHEREAS, BART has concurrently conferred with the Port and other tenants on separate Cooperative Agreements to allow the project to move forward to construction in 2011; and,

WHEREAS, on October 21, 2010, the Port Commission approved a Cooperative Agreement with BART, to be forwarded to the San Francisco Board of Supervisors, for its authorization of execution by the Port, subject to execution of Cooperative Agreements with the District and other tenants/licenses/stakeholders; and,

WHEREAS, the Cooperative Agreement between the Port and BART provides for BART to assume all costs associated with construction impacts on District facilities, specifically, relocation of a District transformer; and,

WHEREAS, there is no direct fiscal impact to the District associated with entering into the Cooperative Agreement; and,

WHEREAS, the Building and Operating Committee/Committee of the Whole, at its meeting of January 27, 2011, has so recommended; now, therefore, be it


RESOLVED that the Board of Directors of the Golden Gate Bridge, Highway and Transportation District hereby authorizes the General Manager to execute a Cooperative Agreement with the San Francisco Bay Area Rapid Transit District (BART) in connection with BART's Surface and Marine Barriers Project near the District's San Francisco Ferry Terminal, to facilitate BART's construction of surface and marine barriers on and under the Ferry Plaza platform, in a manner that will minimally impact and/or mitigate potential impacts to District's ferry operations.

ADOPTED this 28th day of January 2011, by the following vote of the Board of Directors:

AYES (16): Directors Boro, Campos, Chu, Cochran, Elsbernd, McGlashan, Moylan, Pahre, Rabbitt, Sanders, Snyder, Sobel and Stroeh; Second Vice President Newhouse Segal; First Vice President Eddie; President Reilly
NOES (0): None
ABSENT (2): Directors Brown and Grosboll



Janet Reilly
President, Board of Directors

ATTEST: 
Janet S. Tarantino
Secretary of the District