From: VTA Board Secretary

Sent: Friday, September 11, 2020 2:28 PM

To: VTA Board of Directors

Subject: VTA Information: Sept. 18, 2020 Board of Directors' Workshop Meeting Agenda packet

Board of Directors:

You may now access the Sept. 18, 2020, Board of Directors' Workshop Meeting agenda packet posted on our agenda <u>portal</u>.

Thank you.

Office of the Board Secretary

Santa Clara Valley Transportation Authority 3331 North First Street, Building B San Jose, CA 95134-1927 Phone 408-321-5680



Solutions that move you

From: VTA Board Secretary

Sent: Friday, September 11, 2020 5:07 PM

To: VTA Board of Directors

Subject: VTA Correspondence: Week ending September 11, 2020

VTA Board of Directors:

We are forwarding to you the following correspondence:

From	Topic
Roland Lebrun, Member of the Public	 Comments addressed to the Caltrain Board pertaining to: 1) Marin St. and Napoleon Ave. bridge closure project; and 2) Unfunded \$11M Stadler EMU upper door reinstallation placeholder project. Comments addressed to the CHSRA Board pertaining to San Francisco to San Jose draft EIR/EIS comments

Thank you.

Office of the Board Secretary Santa Clara Valley Transportation Authority 3331 North First Street, Building B San Jose, CA 95134-1927 Phone 408-321-5680



Conserve paper. Think before you print.

From: Roland Lebrun

Sent: Wednesday, September 2, 2020 5:30 AM **To:** Caltrain Board <board@caltrain.com>

Cc: SFCTA Board Secretary <clerk@sfcta.org>; VTA Board Secretary <Board.Secretary@vta.org>; SFCTA

CAC <cac@sfcta.org>; Caltrain CAC Secretary <cacsecretary@caltrain.com> **Subject:** MARIN STREET AND NAPOLEON AVENUE BRIDGE CLOSURE PROJECT

Dear Chair Pine,

The intent of this email is to alert the Board to multiple discrepancies between:

- Agenda item #6c CAPITAL PROJECTS QUARTERLY STATUS REPORT 4th QUARTER FISCAL YEAR 2020
 https://www.caltrain.com/Assets/ Finance/Quarterly+Capital+Program+Status+Report/
 JPB/Quarterly+Report+FY20+Q4.pdf and
- Agenda item #7 FISCAL YEAR 2021 CAPITAL BUDGET specifically:
- 1) The Capital Projects Quarterly Report (attached) lists the Marin and Napoleon bridges as a bridge <u>closure</u> project while the Capital Budget refers to the Marin and Napoleon Bridge <u>Rehabilitation</u> Project.
- 2) The Capital Projects Quarterly Report (attached) shows an approved budget of \$16,400,000 while the FY2020-2021 CAPITAL BUDGET (attached) shows an approved budget of \$9,696,000

Sincerely,

Roland Lebrun

CC SFCTA Commisioners VTA Board of Directors SFCTA CAC Caltrain CAC

MARIN STREET AND NAPOLEON AVENUE BRIDGE CLOSURE PROJECT









SCOPE:

Marin Street and Napoleon Avenue bridges are located at MP 2.35 and MP 2.45 respectively in the City and County of San Francisco. Project Scope is for:

- (1) Marin Street Bridge Improve safety and security, maintain the bridge at a state of good repair, and improve worker safety.
- (2) Napoleon Street Bridge improve safety and security, minimize future maintenance repairs, and replace deficient bridge components by removing the four short bridge spans not located over box culvert and replace with light weight fill, replacing the main center steel bridge with precast concrete girders and adding new wing walls.
- (3) Additional trackwork to replace the rail on MT1 and MT2 from approximate MP 2.10 to MP 2.63 (optional work).

Issues: None.



Activity ID Activity Name	Start	Finish	2016	2017	2018	2019	2020	2021
002080 - Marin Street & Napoleon Bridge Closure	01-Dec-14 A	31-Oct-21	Q2 Q3 Q4	Q1 Q2 Q3 Q4				
a 002000 - Marini Street & Napoleon Bridge Closure	01-Dec-14 A	31-001-21						
Preliminary Engineering	01-Dec-14 A	30-Apr-16 A	F					
Engineering Design ■	01-May-16 A	31-Aug-19 A						
Revised Final Design ■	06-Jan-20 A	15-Feb-20 A					•	
Bid & Award ■	16-Feb-20 A	09-Jul-20				-	1	
⊕ Construction	10-Jul-20	31-Jul-21		1				
Project Close Out ■	01-Aug-21	31-Oct-21					_	-

- (1) Revised Final Design is due to a change from recast concrete girders to steel girders to mininize risk of high loading on existing box culvert and also accommodate PCEP overhead wires is completed and C&P is reviewing the IFB package with legals.
- (2) The schedule will be rebaselined when we receive the approved construction schedule.

Progress:

Apr - Jun 2020 (1) Working with City of SF, Legal team regarding "major encroachment permit".

- (2) IFB was advertised for construction contract. Worked on Addendum and Bidder Inquiries.
- (3) Conducted pre-bid meeting and jobsite walk with potential bidders.
- (4) Bid Opening was on 04/28/20 Disney Construction was lowest bidder and Proven is 2nd lowest bidder. Disney Construction bids were rejected due to non-compliance with DBE (15% goals). Hearing to be held for Disney's filed protest (5) Bid documents were reviewed by OCR for DBE compliance.

Future

Activities:

- Jul Sep 2020 (1) Hearing for Disney Construction's protest regarding rejection of bids.
 - (2) Determination of responsive bidder.
 - (3) Work on Resolution and Staff Report.
 - (4) Award the construction contract at the board meeting.
 - (5) Begin Construction.

Issues:

Project schedule has been extended due to:

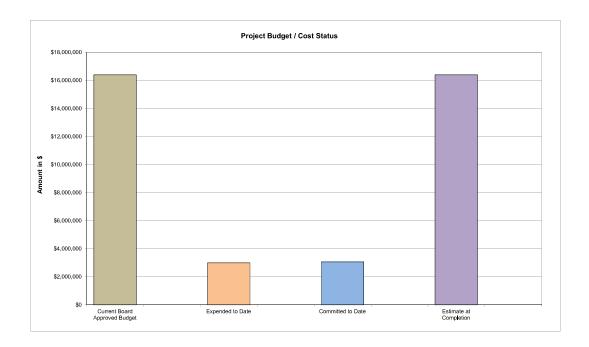
- (1) Existing box culvert coordination at Napoleon Street. Closed, addressed in IFB package
- (2) Crane stage construction issue due to existing constraints. Closed, addressed in IFB package
 (3) Existing job site conditions homeless and DPW on PCJPB right of way. Ongoing coordination with DPW and Hanson Bridgett
- (4) Major encroachment permit requested by City of San Francisco. Ongoing coordination with DPW and Hanson Bridgett
- (5) Design modifications for incorporating PCEP OCS components. Closed, addressed in IFB package

MARIN STREET AND NAPOLEON AVENUE BRIDGE CLOSURE PROJECT

BUDGET:



	(a)	(b)	(c)	(d)	(e) = (a - d)
	Current Board Approved Budget	Expended to Date	Committed to Date	Estimate at Completion	Variance at Completion
Total Project	\$16,400,000	\$2,993,552	\$3,064,606	\$16,400,000	\$0



Issues:

- (1) EAC has been increased this Quarter as per Project Manager latest cost estimate and is due to Risk Register Cost, Box culvert inspection, Permits, Weekend work, Soft cost etc., which were inadvertently missed in the original estimate.
- (2) FY2021 Capital Budget of \$9,696,000 approved at June board approved was added this quarter.

SAFETY:



No incidents reported this quarter.

	Attachment B	Contombor 2020
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FY2020-2021 CAPITAL BUDGET

#						1	į	H	1000	_	Members					Other			F	TOTAL PROPOSED
PROJECT NAME	Project Sponsor	APPROVED	PRIOR YEARS FY21 ADOPTED APPROVED JUNE BOARD	AMENDMENT #1	PROPOSED FY21 CAPITAL BUDGET	Funds	Funds	Funds	Funds	-SF	SM	VTA	Member Funds Total	Project Savings	AB664	SF Prop K I	Regional Funds	Other	Other Funds Total	FY21 CAPITAL BUDGET
iv. PLANNING/STUDIES																				
22nd St. ADA Feasibility Study 5	M Reggiordo	300,000	20,000		20,000				-			-		20,000	-	-			20,000	20,000
Business Plan ⁶	S Petty	5,537,118	509,157		509,157													509,157	509,157	509,157
##### Capital Planning (CIP)	M. Reggiardo	750,000		1,250,000	1,250,000						200,000	* 000'052	1,250,000							1,250,000
##### San Francisco Station and Terminal Planning	ming M. Reggiordo			1,000,000	1,000,000					1,000,000			1,000,000							1,000,000
#### Diridon and South Terminal Area	M. Reggiardo			1,000,000	1,000,000							* 000,000,1	1,000,000							1,000,000
##### Rail Network and Operations Planning	M. Reggiardo			1,250,000	1,250,000						1,250,000		1,250,000							1,250,000
##### Redwood City Station Planning	M. Reggiardo			750,000	750,000						750,000		750,000							750,000
##### System-wide Planning and Policy & Org Design	Design M. Reggiardo			1,168,468	1,168,468						217,175	* 000'052	967,175			201,293			201,293	1,168,468
##### Caltrain Downtown Rail Extension (DTX)) A Simmons		•	000'09	000'09											000'09			000'09	000'09
##### Capital Contingency Funds - Engineering				330,000	330,000						330,000		330,000							330,000
##### Capital Contingency Funds - Rail				000'099	000'099						000'099		000'099							000'099
##### Capital Program Management		,		335,000	335,000						335,000		335,000							335,000
##### Capital Project Development				335,000	335,000						335,000		335,000							335,000
			559,157	8,138,468	8,697,625	•				1,000,000	4,377,175	2,500,000	7,877,175	20,000		261,293		509,157	820,450	8,697,625
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Other funds includes project sowings from the Los Gatos Bridge Replacement project (\$2,102,558) and from the San Mateo Bridge Replacement project (\$4,556,881) made up of Federal Section \$337 funds (\$1,421,948), prior years VTA funds (\$236,402) and \$500,007 and deobligated Prop K funds (\$1,806,624)

Insurance proceeds and/or Obserting funds

Insurance proceeds and/or Obserting funds

San cards of the project stands by operating funds

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Project funds (\$1,806,824)

Project funds (\$1,806,824)

Project funds (\$1,806,824)

Request only for board authority, must be funded by VTA Meoure B funds of \$2.25 million

Indirective the project that will be funded by VTA Meoure B funds of \$2.25 million

From: Roland Lebrun

Sent: Wednesday, September 2, 2020 4:32 AM **To:** Caltrain Board <board@caltrain.com>

Cc: SFCTA Board Secretary <clerk@sfcta.org>; VTA Board Secretary <Board.Secretary@vta.org>; MTC

Commission <info@mtc.ca.gov>; SFCTA CAC <cac@sfcta.org>; Caltrain CAC Secretary

<cacsecretary@caltrain.com>

Subject: Unfunded \$11M Stadler EMU upper door reinstallation placeholder project

Dear Chair Pine,

Having recently authorized a \$736,013 change order for "Plugging of High-Level Doorways", it is unclear why Ms. Bouchard is proposing to introduce an "<u>Unfunded \$11M Board</u>
Authority placeholder project" in the FY21 Capital Budget "for the future reinstallation of the upper level doors in the event that these are required in the Electrical Multiple Units as requested by the funding partners of the electrification program's Change Management Board".

Here is the timeline leading to the latest developments:

5/20/15 Caltrain Board workshop: Mr. Frank Banko informs the Board that SNCF designed the TGV to be compatible with 550mm (21.9 inches) platform heights.

8/21/15 Caltrain issues an RFP for EMUs with two (upper and lower) sets of doors.

7/7/16 Caltrain receives a single bid from Stadler

9/22/16 Meetings with other potential bidders reveal that they did not want to deal with the complexity

10/28/19 The PCEP Change Management Board approves a \$736,013 change order (STA-056-CCO-021) to Stadler for "*Plugging of High-Level Doorways*"

8/24/20 Ms. Bouchard introduces an "<u>Unfunded \$11M Board Authority placeholder project</u>" in the FY21 Capital Budget "for the future reinstallation of the upper level doors in the event that these are required in the Electrical Multiple Units as requested by the funding partners of the electrification program's Change Management Board"

I will be writing a separate email to the Board going back to 2014 outlining how SamTrans continued a practice of ""fake expenses" allowing the District to hide millions to be spent at the discretion of finance managers" after the former Chief Executive was fired for maintaining two sets of books.

https://www.nbcbayarea.com/news/local/former-samtrans-accountant-alleges-second-set-of-books-hid-millions/79709/



SamTrans Accused of Hiding Millions of Public E – NBC Bay Area

SamTrans leaders decline to answer questions after insiders disclose set of books" used to track how millions in public dollars were spent transit district. Vicky Nguyen ...

www.nbcbayarea.com

https://www.nbcbayarea.com/news/local/whistleblower-lawsuit-alleges-samtrans-ignored-questions-of-fraud/88519/



Whistleblower Lawsuit Alleges SamTrans Ignored Questions of Fraud – NBC Bay Area

The San Mateo County Transit District, CEO Mike Scanlon, and a supervisor have been named as defendants in a federal whistleblower lawsuit. Former senior accountant Ling La says transit district ... www.nbcbayarea.com

Sincerely,
Roland Lebrun
CC
SFCTA Commissioners
MTC Commissioners
VTA Board of Directors
Caltrain CAC
SFCTA CAC

From: Roland Lebrun

Sent: Wednesday, September 9, 2020 12:27 AM **To:** CHSRA Board

choardmembers@hsr.ca.gov>

Cc: san.francisco san.jose@hsr.ca.gov; Caltrain Board <board@caltrain.com>; MTC Info

<info@bayareametro.gov>; SFCTA Board Secretary <clerk@sfcta.org>;

CouncilMembers@brisbaneca.org; rholober@ci.millbrae.ca.us; aschneider@ci.millbrae.ca.us; aoliva@ci.millbrae.ca.us; gpapan@ci.millbrae.ca.us; waynejlee@ci.millbrae.ca.us; GRP-City Council <council@redwoodcity.org>; Caltrain CAC Secretary <cacsecretary@caltrain.com>; SFCTA CAC <cac@sfcta.org>; TJPA CAC <CAC@TJPA.org>; VTA Board Secretary <Board.Secretary@vta.org>

Subject: San Francisco to San Jose draft EIR/EIS comments

Dear Chair Richards and Board members,

Thank you for the opportunity to comment on the San Francisco to San Jose draft EIR.

LEGAL ISSUES

Before getting into specific areas of concern with the proposed project, I appreciate the opportunity to highlight how the draft EIR violates two specific sections of Prop1A as codified in Streets and Highways code section 2704

https://www.easylawlookup.com/California-Law/Streets-and-Highways-Code/par-4533/ easylookup.blp?data=STREETS&sidfw=&site=EASY&print=&p start=178&p end=183&p para=4533&p epara=4644&displayer=YES&site=EASY&stype=P&sterm=+&smode=AND&sexact =ON&spon=

- 1) The DEIR proposes to connect the San Jose Diridon station to the existing 4th & King railyard in San Francisco instead of the Transbay terminal as codified in Streets & Highways code Section 2704.04(a)
 - "It is the intent of the Legislature by enacting this chapter and of the people of California by approving the bond measure pursuant to this chapter to **initiate the construction of a high-speed train system that connects the San Francisco Transbay Terminal to Los Angeles Union Station** and Anaheim"
 - https://leginfo.legislature.ca.gov/faces/codes displaySection.xhtml?lawCode=SHC§ion Num=2704.04.
- 2) The DEIR proposes to connect San Jose to San Francisco in 48 minutes instead of 30 minutes as codified in Streets & Highways code Section 2704.09(b)(3)

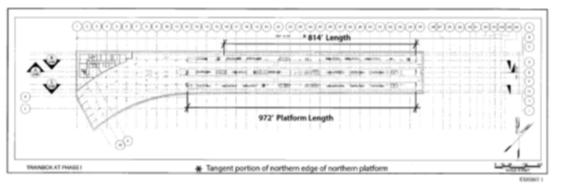
"San Francisco-San Jose: 30 minutes."

https://leginfo.legislature.ca.gov/faces/codes displaySection.xhtml?lawCode=SHC§ion Num=2704.09

OTHER ISSUES

Moving on to other areas of concern, please consider the following alternatives:

- 1) There is no need for 100-foot communication towers every 2-3 miles in the Caltrain right of way because high speed trains are supposed to switch to Union Pacific/Caltrain's I-ETMS signaling system as they transition from the dedicated high-speed line to the Union Pacific right of way south of Gilroy.
- 2) There will be no need for a maintenance facility in Brisbane after the Transbay terminal is connected to the East Bay because the former Amtrak maintenance facility in Oakland can be repurposed to accommodate HSR maintenance requirements.
- 3) **Transbay platforms are 400 feet too short** to accommodate 400-meter (1,312 feet) high speed trains. Please refer to the attached DTX SEIR comments for additional information and solutions.



- 4) There is no need for passing tracks in Millbrae if every train stops at Millbrae. Please refer to TECHNICAL MEMORANDUM 4.1.1 Justification for Two-Track Station Configuration (top of page 2)
 - "Assuming a one to two minute dwell time at the intermediate station(s) and all HST providing local stop service (at this station) along this segment of corridor, there is no need for a second track in each direction (total of four tracks; two mainline and two station siding tracks) at the station that would allow for overtakes because with this operating plan, there are no overtakes."
 - http://www.hsr.ca.gov/docs/programs/eir memos/Proj Guidelines TM4 1 1R00.pdf
- 5) The Final EIR should consider eliminating passing tracks through Redwood City by adding a mid-peninsula high-speed rail station at Redwood Junction with a Dumbarton connection modeled after High Speed One (HS1)'s Ebbsfleet International station.
- 6) There will be no surface parking at Diridon (all parking will be undergrounded).
- 7) **Intrusion detection is** mandatory with quad gates to stop vehicles getting trapped between the entry and exit gates but there is nothing in California statute (CPUC) that mandates that

- intrusion detection should interface with the signaling system to stop an approaching train (even though such a feature is highly desirable).
- 8) Last but not least, given that the Authority does not plan on operating trains at speeds in excess of 125 MPH between San Jose and San Francisco, there is nothing in statute that grants the Authority exclusivity for environmental clearance in the Caltrain right of way: "nothing in this subdivision precludes other local, regional, or state agencies from exercising powers provided by law with regard to planning or operating, or both, passenger rail service."

https://california.public.law/codes/ca_pub_util_code_section_185032

Sincerely,

Roland Lebrun

CC

Caltrain Board
MTC Commissioners
SFCTA Commissioners
VTA Board of Directors
Brisbane City Council
Millbrae City Council
Redwood City Council
Caltrain CAC
SFCTA CAC
TJPA CAC

February 29, 2016

2015 DTX draft SEIR

Dear Mr. Boule,

Thank you for the opportunity to comment on the 2015 Caltrain Downtown Extension draft SEIR.

My comments pertain to the following aspects of the project:

- Train box extension design conflict with SB916 (no Transbay connection to the East Bay)
- Widened throat structure impacts and costs
- Lengthy, risky and prohibitively expensive sequential mining tunnel construction
- Fourth and Townsend underground station location
- Unnecessary 7th Street tunnel stub box proposal
- Turnback track impacts on 16th Street grade crossing gate down time
- Alignment conflict with AB3034 (Diridon to Transbay in 30 minutes)

Each comment is followed by a recommendation for an alternative to be studied in the final SEIR.

Thank you in advance for your consideration.

Roland Lebrun

CC

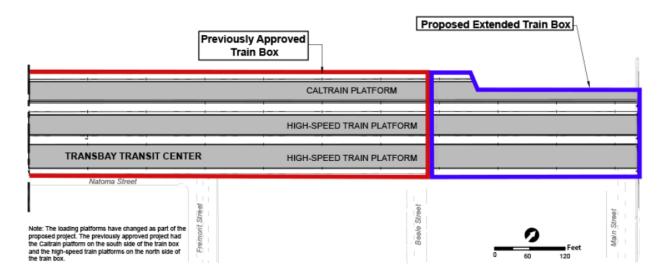
Metropolitan Transportation Commission Board of Directors SFCTA Board of Directors Caltrain Board of Directors California High Speed Rail Authority Board of Directors SFCTA Citizens Advisory Committee Caltrain Citizens Advisory Committee

1) Train Box Extension

- The train box extension design violates SB916 (2003) codified in Streets & Highways Codes section 30914(22) (http://law.justia.com/codes/california/2011/shc/division-17/30910-30922/30914) by failing to provide any kind of engineering solution for a future East Bay extension

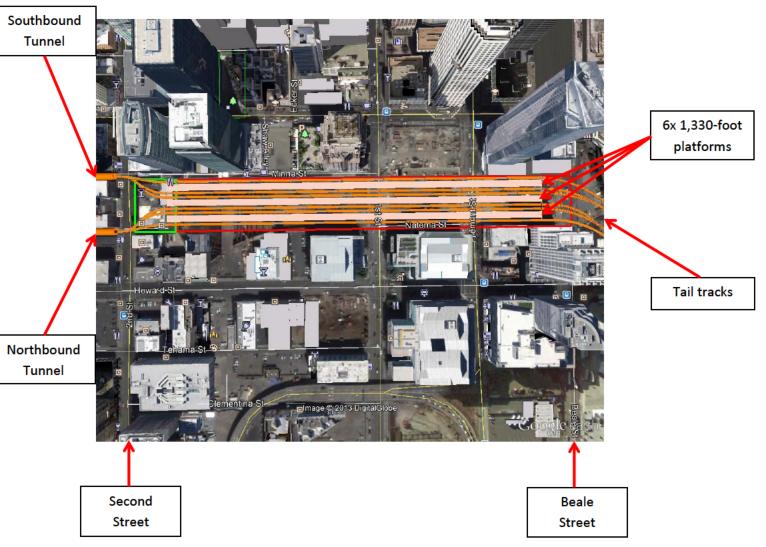


- The proposed Caltrain storage is insufficient to enable Caltrain to vacate the 4th & King railyard until after relocation to Oakland.



Recommendation #1

The SEIR should consider an alternate DTX alignment which would enable platform lengthening by extending the train box one block west (towards 2nd Street) while simultaneously providing a viable connection to a Transbay tunnel. This alignment would also eliminate conflicts with the 201 Mission building and enable a 6th full-length through platform (total 3 eastbound and 3 westbound platforms).



This alignment would eliminate the need to demolish the 201 Mission podium structure.

201 Mission

Crossover

Interim Train storage

Future Transbay tunnel

Main Street

Beale Street

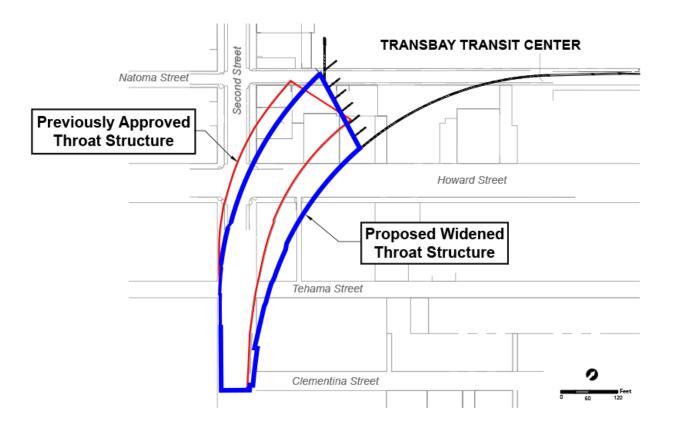
Potential

Block 5

conflict

2) Widened throat structure

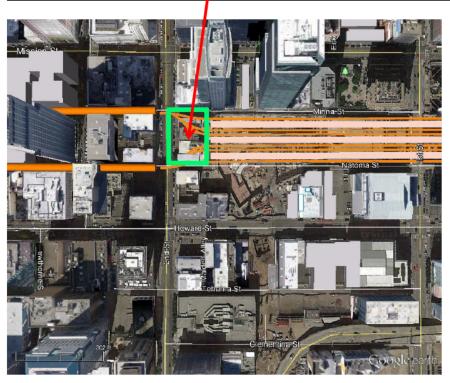
The SEIR proposes a widened approach to the Transbay Center train box via a massive cut & cover structure that will impact numerous properties as far south as Clementina Street. Construction costs are expected to run into the hundreds of millions and will result in massive circulation and noise impacts on the adjacent neighborhoods for many years.

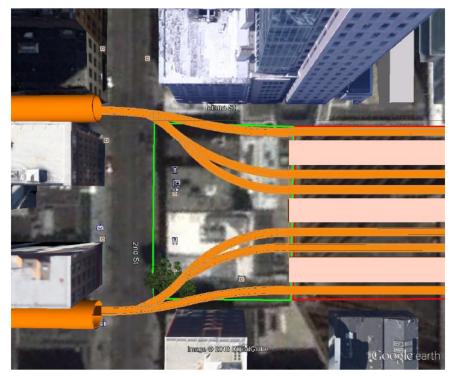


Recommendation #2

The SEIR should consider an alternate DTX alignment and construction technique that would limit impacts to a small number of buildings on 2nd Street between Minna and Natoma.

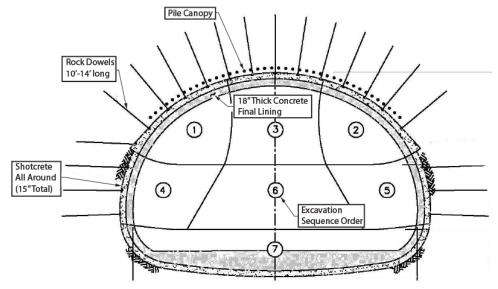
There would be no additional surface impacts in SOMA north of Townsend.





3) Tunnel design

The current DTX design contemplates the construction of a 3-track sequentially excavated tunnel without any apparent plans for the evacuation of a train travelling on the middle track. This is of particular concern with High Speed trains which have a single door per carriage.

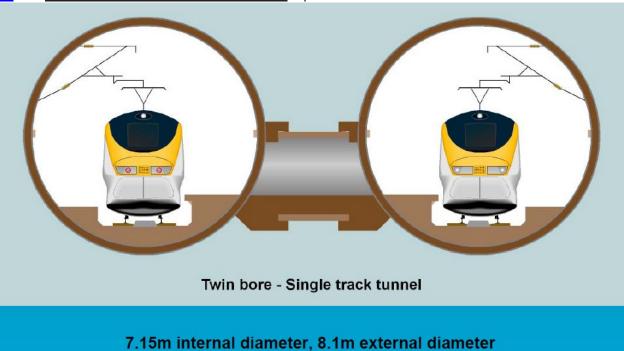


Recommendation #3

The SEIR should consider a twin-bore tunnel design with cross-passages for emergency evacuation (similar to the Central Subway) and a ventilation system designed to eliminate any requirement for vent/evacuation structures north of Townsend.

Please refer to Appendix A (Tunneling Studies) in the HS2 Final Report

http://www.railwaysarchive.co.uk/documents/HS2 RouteEngineeringStudyAppendices 2010.p df and Section A1.4 Fire Safety Engineering in particular for additional information.



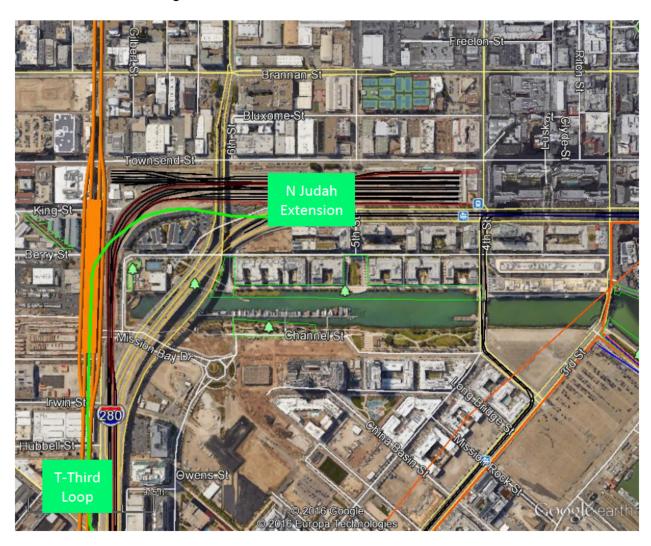
4) Fourth and Townsend Underground Station location

It is unclear how a relocated Caltrain station on Townsend could possibly accommodate the ridership demand from Mission Bay including UCSF, AT&T Park and the proposed Warriors Arena.



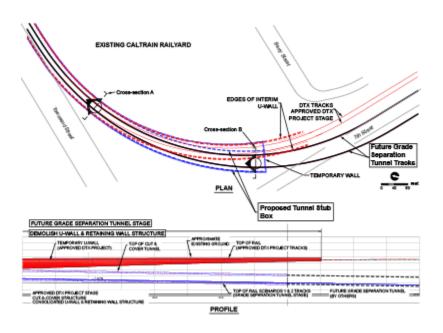
Recommendation #4

The SEIR should consider relocating the Townsend station to 7th Street and providing connectivity to the Central Subway via an extension of the N line connecting to the Mission Bay loop via 16th Street. This station should be designed to accommodate the Grand Boulevard at a later date.



5) 7th Street Tunnel Stub Box

The SEIR proposes to terminate the DTX on 7^{th} Street with a "tunnel stub box" designed to accommodate a future 16^{th} Street grade separation.



Cross-Section B

Outran Bow

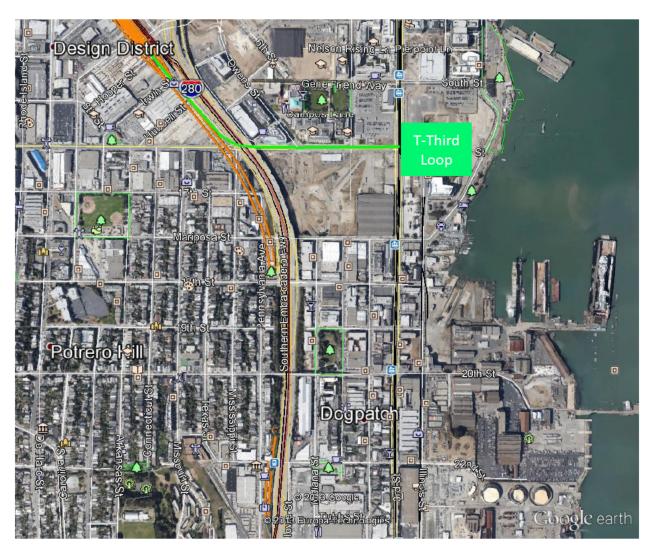
U-Wall

Proposed Tunnel
Stub Box

Cross-Section B

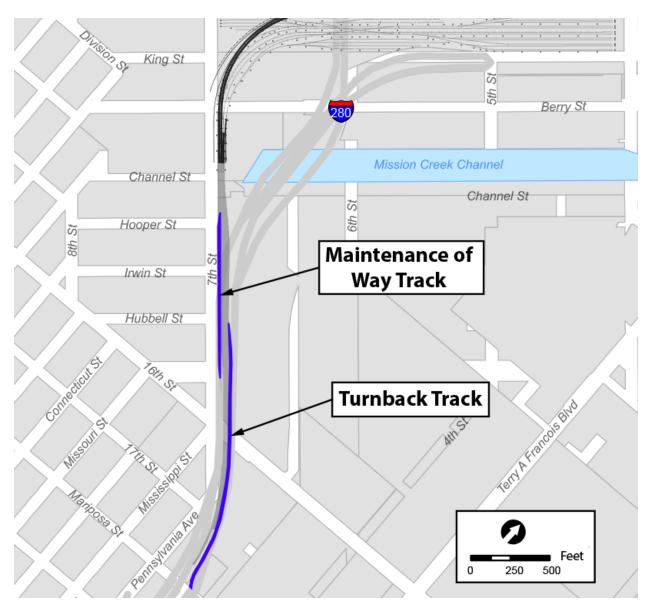
Recommendation #5

The SEIR should consider a direct connection to the Planning Department's Pennsylvania Avenue RAB study alternative. This would achieve 16th Street Grade separation as soon as Caltrain operations are relocated to the Transbay terminal and would save hundreds of millions by eliminating cut & cover structures @ 7th & Townsend



6) Turnback Track impacts on 16th Street grade crossing

The SEIR proposes the addition of two additional tracks on 7th Street, including a turnback track across 16th Street, thereby increasing gate downtime for each train crossing by an additional 10 seconds (10 minutes per day).



Recommendation #6

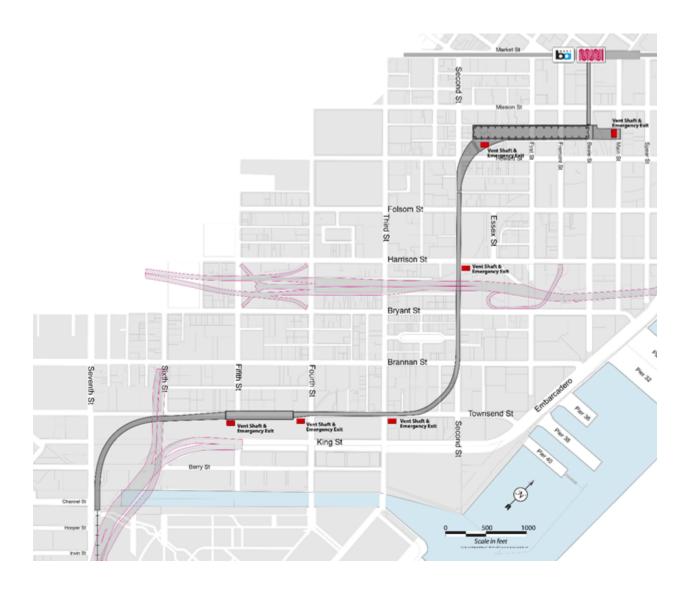
The SEIR should consider a direct connection to the planning department's Pennsylvania Avenue alternative (see recommendation #5 above) and turn trains around further south. The SEIR should also consider the abandoned tunnel #1 for storage.

7) Alignment conflict with AB3034 (San Jose to Transbay in 30 minutes)

The current DTX alignment consists of 3 sharp curves each with a maximum speed of 25 MPH which extend the travel time between 7th Street and the Transbay Terminal by an additional 3 minutes.

This alignment conflicts with AB3034 (2007) codified in Streets & Highways code section 2704.09(b) http://www.leginfo.ca.gov/cgi-bin/displaycode?section=shc&group=02001-03000&file=2704.04-2704.095

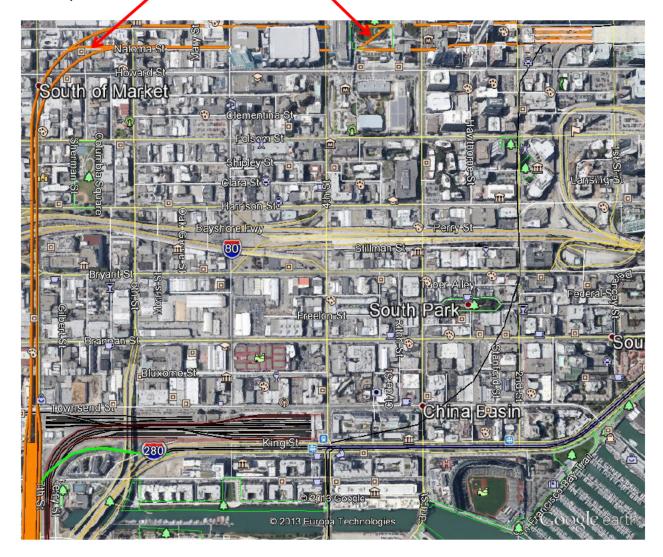
"Maximum nonstop service travel times for each corridor that shall not exceed the following: (3) San Francisco-San Jose: 30 minutes."



Mined crossovers

Recommendation #7

The SEIR should consider an alternate alignment designed to enable an 80 MPH approach to the Transbay Transit Center.



Respectfully submitted for your consideration

Sincerely,

Roland Lebrun