

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**  
300 Lakeside Drive, P.O. Box 12688, Oakland, CA 94604-2688

Board of Directors  
Minutes of the 1,492nd Meeting  
October 12, 2006

A regular meeting of the Board of Directors was held October 12, 2006, convening at 9:08 a.m. in the Board Room, 344 20th Street, Oakland, California. President Ward Allen presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Blalock, Franklin, Luce, Murray, Sweet, and Ward Allen.

Absent: Directors Fang and Radulovich. Director Keller entered the meeting later.

President Ward Allen brought Consent Calendar before the Board. Director Sweet requested the removal of Item 2-B, Selection and Retention of Recruitment Firm for Recruitment and Possible Relocation of Group Manager of Electrical and Mechanical Engineers and Manager of Rail Security Programs.

Consent Calendar items brought before the Board were:

1. Approval of the Minutes of the Meeting of September 28, 2006.
2. Resolution to Adopt the National Incident Management System (NIMS).
3. Award of Invitation for Bid No. 8750, Kit, High Speed Gear Assembly.
4. Award of Invitation for Bid No. 8786, Bag, Liners, with Logo.
5. Award of Invitation for Bid No. 8791, Axle Bearing.
6. Reject Bid for Contract No. 15NV-110, North Berkeley and Colma Stations Accessibility Upgrade.

Consent Calendar motions, as follow, were moved as a unit by Director Sweet. Director Murray seconded the motions, which carried by unanimous voice vote. Ayes – 6: Directors Blalock, Franklin, Luce, Murray, Sweet, and Ward Allen. Noes – 0. Absent – 3: Directors Fang, Keller, and Radulovich.

1. That the Minutes of the Meeting of September 28, 2006, be approved.
2. Adoption of Resolution No. 4995, In the Matter of Adopting the National Incident Management System (NIMS).

3. That the General Manager be authorized to award Invitation for Bid No. 8750, for High Speed Gear Assembly Kits, to Bombardier Transportation, Inc., for an amount of \$556,868.00, including sales tax, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's protest procedures.
4. That the General Manager be authorized to award Invitation for Bid No. 8786, Bag Liners, to Mercury Plastic, Inc., for the amount of \$106,409.70, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's protest procedures.
5. That the General Manager be authorized to award Invitation for Bid No. 8791, an estimated quantity contract, for Axle Bearings, to SKF Railway N.A., for an amount of \$1,764,393.00, including sales tax, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's protest procedures.
6. That the sole bid, tendered by Sposeto Engineering, Inc., for Contract No. 15NV-110, for the North Berkeley and Colma Stations Accessibility Upgrade, be rejected.

President Ward Allen brought the matter of Selection and Retention of Recruitment Firm for Recruitment and Possible Relocation of Group Manager of Electrical and Mechanical Engineers and Manager of Rail Security Programs before the Board. Assistant General Manager - Administration, Teresa E. Murphy, introduced the item. After discussion, the item was amended, and Director Sweet moved that the General Manager or his designee be authorized, in conformance with established District procedures governing the procurement of professional services, to obtain executive search services to identify suitable candidates both inside and outside of California for the position of Group Manager of Electrical and Mechanical Engineers; and that the General Manager be authorized to enter into a relocation agreement, if necessary, in an amount not to exceed \$18,000 for the position, in accordance with Management Procedure Number 70, New Employee Relocation Expense Reimbursement. Director Franklin seconded the motion, which carried by unanimous voice vote. Ayes – 6: Directors Blalock, Franklin, Luce, Murray, Sweet, and Ward Allen. Noes – 0. Absent – 3: Directors Fang, Keller, and Radulovich.

The Board Meeting was recessed at 9:23 a.m.

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The Board Meeting reconvened at 10:22 a.m.

Directors present: Directors Blalock, Franklin, Keller, Luce, Murray, Sweet, and Ward Allen.

Absent: Directors Fang and Radulovich.

President Ward Allen noted that there were no Consent Calendar Addenda items.

Director Keller, Chairperson of the Administration Committee, had no report.

Director Murray, Vice Chairperson of the Engineering and Operations Committee, brought the matter of Sole Source Procurement with Andrew Corporation for Tunnel Communication Equipment for Oakland Shops Radio Site before the Board, and moved that the Board find, pursuant to Public Contract Code Section 20227, that Andrew Corporation is the single source for procurement of equipment necessary to modify the District's existing underground radio network pursuant to the requirements of Project 17BJ Oakland Shops (OKS) Radio Site, and that the procurement is for the purpose of duplicating or replacing equipment or material in use at the District; and that the General Manager be authorized to enter into direct negotiations with Andrew Corporation, and to execute a contract with Andrew Corporation to provide engineering, parts, software, equipment placement, and startup services to modify the District's existing underground radio network pursuant to the requirements of Project 17BJ, Oakland Shops (OKS) Radio Site, for a total price not to exceed \$458,925.00, including applicable taxes. Director Blalock seconded the motion, which carried by the required two-thirds majority. Ayes – 7: Directors Blalock, Franklin, Keller, Luce, Murray, Sweet, and Ward Allen. Noes – 0. Absent – 2: Directors Fang and Radulovich.

Director Murray brought the matter of Sole Source Procurement with Dailey Wells, Incorporated, for Trunked Radio System Equipment for Oakland Shops Radio Site before the Board, and moved that the Board find, pursuant to Public Contract Code Section 20227, that Dailey Wells Incorporated is the single source for procurement of 800 MHz Enhanced Digital Access Communications System (EDACS) trunked radio system equipment pursuant to the requirements of Project 17BJ Oakland Shops (OKS) Radio Site, and that the procurement is for the purpose of duplicating or replacing equipment or material in use at the District; and that the General Manager be authorized to enter into direct negotiations with Dailey Wells Incorporated and to execute a contract with Dailey Wells Incorporated to provide engineering, parts, software, equipment placement, and startup services necessary for modifying the existing and in-service trunked radio network pursuant to the requirements of Project 17BJ, Oakland Shops (OKS) Radio Site, for a total price not to exceed \$1,200,000.00, plus applicable taxes. Director Blalock seconded the motion, which carried by the required two-thirds majority. Ayes – 7: Directors Blalock, Franklin, Keller, Luce, Murray, Sweet, and Ward Allen. Noes – 0. Absent – 2: Directors Fang and Radulovich.

Director Murray brought the matter of Sole Source Procurement with Cisco Systems, Inc., for Network Switching Equipment, Optical Equipment, and Related Software before the Board, and moved the Board find, pursuant to Public Contract Code Section 20227, that Cisco Systems, Inc., is the single source of supply for the procurement of Catalyst 6500 network switching equipment, ONS-15454 Optical equipment and related software, and that the purchase is for the sole purpose of duplicating or replacing equipment or material in use at the District; and that the General Manager be authorized to enter into direct negotiation with Cisco Systems, Inc., and to execute a sole source contract for the purchase of Catalyst 6500 network switching equipment,

ONS-15454 Optical equipment and related software, at a price not to exceed \$2,729,650.00, applicable shipping and sales tax included. Director Blalock seconded the motion, which carried by the required two-thirds majority. Ayes – 7: Directors Blalock, Franklin, Keller, Luce, Murray, Sweet, and Ward Allen. Noes – 0. Absent – 2: Directors Fang and Radulovich.

Director Franklin, Vice Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, reported that the committee had received and discussed a report on Strategic Plan Discussion: Status of Transit-Oriented Development.

Director Murray exited the meeting.

President Ward Allen asked for the General Manager's Report. Deputy General Manager Dorothy W. Dugger announced that the District had received the 2006 Grand Prize AdWheel Award for the BART QuickPlanner for Apple iPod at the American Public Transportation Association's Annual Meeting earlier in the week.

Vice President Sweet, Chairperson of the District Security Advocacy Ad Hoc Committee, had no report.

President Ward Allen brought the matter of Ratification of AC Transit Central Alameda County Policy Advisory Committee Appointment before the Board, and moved that the Board of Directors ratify the appointment of Director Bob Franklin to the AC Transit Central Alameda County Policy Advisory Committee. Director Blalock seconded the motion, which carried. Ayes – 6: Directors Blalock, Franklin, Keller, Luce, Sweet, and Ward Allen. Noes – 0. Absent – 3: Directors Fang, Murray, and Radulovich.

President Ward Allen brought Roll Call for Introductions before the Board.

Director Franklin requested analysis of what is involved in making live audio and video feeds of Board meetings available through the District website.

President Ward Allen called for General Discussion and Public Comment. Mr. Jerry Grace addressed the Board.

The Board Meeting adjourned at 10:34 a.m.

Kenneth A. Duron  
District Secretary