

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

BOARD MEETING AGENDA

July 12, 2018

9:00 a.m.

A regular meeting of the Board of Directors will be held at 9:00 a.m. on Thursday, July 12, 2018, in the BART Board Room, Kaiser Center 20th Street Mall – Third Floor, 2040 Webster Street, Oakland, California.

Members of the public may address the Board of Directors regarding any matter on this agenda. Please complete a “Request to Address the Board” form (available at the entrance to the Board Room) and hand it to the Secretary before the item is considered by the Board. If you wish to discuss a matter that is not on the agenda during a regular meeting, you may do so under Public Comment.

Any action requiring more than a majority vote for passage will be so noted.

Items placed under “consent calendar” are considered routine and will be received, enacted, approved, or adopted by one motion unless a request for removal for discussion or explanation is received from a Director or from a member of the audience.

Please refrain from wearing scented products (perfume, cologne, after-shave, etc.) to these meetings, as there may be people in attendance susceptible to environmental illnesses.

BART provides service/accommodations upon request to persons with disabilities and individuals who are limited English proficient who wish to address BART Board matters. A request must be made within one and five days in advance of Board meetings, depending on the service requested. Please contact the Office of the District Secretary at 510-464-6083 for information.

Rules governing the participation of the public at meetings of the Board of Directors and Standing Committees are available for review on the District's website (<http://www.bart.gov/about/bod>), in the BART Board Room, and upon request, in person or via mail.

Meeting notices and agendas are available for review on the District's website (<http://www.bart.gov/about/bod/meetings.aspx>), at www.bart.legistar.com, and via email (https://public.govdelivery.com/accounts/CATRANBART/subscriber/new?topic_id=CATRANBART_1904) or via regular mail upon request submitted to the District Secretary. Complete agenda packets (in PDF format) are available for review on the District's website no later than 48 hours in advance of the meeting.

Please submit your requests to the District Secretary via email to BoardofDirectors@bart.gov; in person or U.S. mail at 300 Lakeside Drive, 23rd Floor, Oakland, CA 94612; fax 510-464-6011; or telephone 510-464-6083.

Patricia K. Williams
Interim District Secretary

Regular Meeting of the
BOARD OF DIRECTORS

The purpose of the Board Meeting is to consider and take such action as the Board may desire in connection with:

1. CALL TO ORDER

- A. Roll Call.
- B. Pledge of Allegiance.
- C. Introduction of Special Guests.

2. CONSENT CALENDAR

- A. Approval of Minutes of the Meeting of June 28, 2018.* Board requested to authorize.
- B. Amendment to BART Police Citizen Review Board Membership Requirements.* Board requested to authorize.
- C. BART Accessibility Task Force Membership Appointments.* Board requested to authorize.

3. PUBLIC COMMENT – 15 Minutes

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda. An additional period for Public Comment is provided at the end of the Meeting.)

4. ADMINISTRATION ITEMS

Director Allen, Chairperson

- A. Change Order to Agreement No. 6M5096, Parking Citation Processing Services, with Data Ticket Inc., for Proof of Payment Citations (C.O. No. 02).* Board requested to authorize.

5. ENGINEERING AND OPERATIONS ITEMS

Director Simon, Chairperson

- A. Award of Contract No. 15EK-140, Traction Power Substation Replacement ASL Installation.* Board requested to authorize.
- B. Agreement No. 6M3415, with On Site Medical Service, Inc., to Provide Standby Basic Life Support Service Level Prehospital Emergency Medical Services for BART's Embarcadero Station through Civic Center Station.* Board requested to authorize.
- C. Transbay Tube Earthquake Safety Service Plan.* For information.

6. PLANNING, PUBLIC AFFAIRS, ACCESS, AND LEGISLATION ITEMS

Director Blalock, Chairperson

- A. State Legislation for Consideration.* Board requested to authorize.

7. GENERAL MANAGER'S REPORT

- A. Report of Activities, including Updates of Operational, Administrative, and Roll Call for Introductions Items.

8. BOARD MATTERS

- A. Board Member Reports.
(Board member reports as required by Government Code Section 53232.3(d) are available through the Office of the District Secretary. An opportunity for Board members to report on their District activities and observations since last Board Meeting.)
- B. Roll Call for Introductions.
(An opportunity for Board members to introduce a matter for consideration at a future Committee or Board Meeting or to request District staff to prepare items or reports.)
- C. In Memoriam.
(An opportunity for Board members to introduce individuals to be commemorated.)

9. PUBLIC COMMENT

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda.)

10. CLOSED SESSION (Room 303, Board Conference Room)

A. CONFERENCE WITH LABOR NEGOTIATORS:

Designated representatives: Grace Crunican, General Manager; Michael Jones, Assistant General Manager, Administration; and Martin Gran, Chief Employee Relations Officer

Employee Organizations: (1) Amalgamated Transit Union, Local 1555;
(2) American Federation of State, County and Municipal Employees, Local 3993;
(3) BART Police Officers Association;
(4) BART Police Managers Association;
(5) Service Employees International Union, Local 1021; and
(6) Service Employees International Union, Local 1021, BART Professional Chapter
(7) Unrepresented employees (Positions: all)

Government Code Section: 54957.6

B. PUBLIC EMPLOYEE EMPLOYMENT

Title: District Secretary

Government Code Section: 54957(b)(1)

C. CONFERENCE WITH NEGOTIATORS

Designated Representatives: Directors Keller, Raburn, and Simon

Title: District Secretary

Government Code Section: 54957.6

11. OPEN SESSION

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

Board of Directors
Minutes of the 1,816th Meeting
June 28, 2018

A regular meeting of the Board of Directors was held June 28, 2018, convening at 9:01 a.m. in the Board Room, 2040 Webster Street, Oakland, California. President Raburn presided; Patricia K. Williams, Interim District Secretary.

Directors present: Directors Blalock, Dufty, Josefowitz, Keller, McPartland, Saltzman, Simon and Raburn.

Absent: None. Director Allen entered the Meeting later.

President Raburn called for Introduction of Special Guests. Director Blalock introduced Anu Natarajan, Chairperson of the Bond Oversight Committee, who gave an overview of the Annual Report. President Raburn thanked Anu Natarajan and Marian Breitbart for the report and their commitment to the committee. The report was discussed.

Director Keller introduced Peter Longmire, Mayor of the City of Pittsburg and candidate for the BART Police Citizen Review Board District 2. Mr. Longmire addressed the Board.

Director Allen entered the meeting.

General Manager Grace Crunican gave an overview of the American Public Transportation Association (APTA) Rail Rodeo Competition. Mr. Paul Oversier, Assistant General Manager, Operations, introduced Roy Aguilera, Chief Transportation Officer; Asiann Chan-Velasco, Assistant Chief Transportation Officer; David Hardt, Chief Mechanical Officer; and Sean Steele, Assistant Chief Mechanical Officer, and thanked them for their support of the participants.

Paula Fraser, Assistant Chief Transportation Officer, and Scott Fitzgerald, Assistant Superintendent, the BART Rail Rodeo team leaders, introduced the BART Rodeo Team, the overall 3rd Place Team. The team included the following BART employees: Joe Benton and Frank Carvalho (Train Operators); and Gary Crandell, Andre Trujillo, and Michael Biederman (Maintainers).

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of June 14, 2018.
2. Appointment of BART Police Citizen Review Board Members.
3. Revised Citizen Oversight Model.
4. Award of Contract No. 15TC-260 Berkeley Hills Tunnel Lining Surface Treatment.

5. Award of Invitation for Bid No. 9050, R65/A85 Material for A-Line Interlocking.

Director Dufty made the following motions as a unit. Director Saltzman seconded the motions, which carried by unanimous electronic vote. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Saltzman, Simon, and Raburn. Noes – 0.

1. That the Minutes of the Meeting of June 14, 2018, be approved.
2. That the Board of Directors ratify the BART Police Citizen Review Board appointment or reappointment of the following members for the term of two years, beginning on July 1, 2018 and expiring June 30, 2020:

Kenneth Loo -District 1
William White – District 3
Aman Sebahtu – District 7
George D. Perezvelez – District 9

And that the Board of Directors ratify the BART Police Citizen Review Board appointment of Peter Longmire – District 2 for a term expiring on June 30, 2019

3. That the Board of Directors ratify the adoption of a revised BART Citizen Oversight Model that reflects and codifies Board action on March 8, 2018.
4. That the General Manager be authorized to award Contract No. 15TC-260, Berkeley Hills Tunnel Lining Surface Treatment, to DMZ Builders, for the Bid price of \$1,416,600.00, pursuant to notification to be issued by the General Manager.
5. That the General Manager be authorized to award Invitation For Bid No. 9050 for R65/A85 A-Line Interlocking, to Voestalpine Nortrak, for the bid price of \$1,858,237.61, including all taxes, pursuant to notification to be issued by the General Manager, subject to compliance with the District's protest procedures.

(The foregoing motion was made on the basis of analysis by the staff and certification by the Controller/Treasurer that funds are available for this purpose)

President Raburn called for Public Comment.

The following individuals addressed the Board.

Aleta Dupree
Robert S. Allen

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

Director Simon, Chairperson of the Engineering and Operations Committee, brought the matter of Single Source Procurement with Alstom Signaling, Inc., for Automatic Train Control Spare Parts for Warm Springs Extension Project before the Board. Mr. Oversier; and Mr. Paul Medved, Project Manager, Warm Springs Extension, presented the item. The item was discussed.

Director Blalock moved that the Board find, pursuant to the California Public Contract Code Section 20227, that Alstom Signaling, Inc. is the single source for procurement of Automatic Train Control system spare parts, tools, and equipment, that the purchase is for the sole purpose of duplicating or replacing supply, equipment, and material currently in use on the Warm Springs Extension, and that the General Manager be authorized to purchase the Automatic Train Control system spare parts, tools, and equipment from Alstom Signaling, Inc. sufficient to support the continued uninterrupted operations of the Warm Springs Extension, in an amount not exceed \$600,000.00. Director Saltzman seconded the motion, which carried by unanimous electronic vote by the required two-thirds majority. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Saltzman, Simon, and Raburn. Noes - 0.

Director Simon brought the matter of Change Order to Contract No. 15EK-210, Procurement of Traction Power Substations - Phase 1, with Powell Electrical Systems, Inc. (C.O. No. 028), before the Board. Mr. Oversier; and Mr. Steve Sims, Project Manager, presented the item. The item was discussed. Director Blalock moved that the General Manager be authorized to execute Change Order Number 28 to Contract Number 15EK-210, Procurement of Traction Power Substation Phase1, in the amount of \$1,216,584.00, and which extends the Contract period by 1,000 Days. Director Dufty seconded the motion, which carried by unanimous electronic vote. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Saltzman, Simon, and Raburn. Noes - 0.

Director Simon brought the matter of Proposed BART Market Street Canopies and Escalators Modernization Project before the Board. Mr. Oversier; Mr. Tim Chan, Manager of Planning; and Ms. Shirley Ng, Group Manager, Stations Engineering and Construction, presented the item.

The item was discussed.

David Pilpel and Aleta Dupree addressed the Board.

Director Saltzman moved that based on the findings presented in the Final Initial Study, Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan for the Proposed BART Market Street Canopies and Escalators Modernization Project together with the comments received during the public review process, the Board hereby:

1. Finds on the basis of the whole record before it that there is no substantial evidence that the Proposed BART Market Street Canopies and Escalators Modernization Project, as revised by the incorporation of mitigation measures, may have a significant effect on the environment, and therefore no further environmental review is required.

2. Finds that the Initial Study/Mitigated Negative Declaration reflects the Board's independent judgment and analysis.
3. Adopts the Initial Study/Mitigated Negative Declaration.
4. Adopts the Mitigation Monitoring and Reporting Plan.
5. Approves the BART Market Street Canopies and Escalators Modernization Project as proposed.

Director Dufty seconded the motion, which carried by unanimous electronic vote. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Saltzman, Simon, and Raburn. Noes - 0.

Director Blalock, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Revision to Art Policy before the Board. Mr. Carl Holmes, Assistant General Manager, Planning, Development and Construction; Ms. Ellen Smith, Department Manager, Strategic Planning; and Ms. Jennifer Easton, Art Program Manager, presented the item.

The following individuals addressed the Board:

Frank Fuller
Aleta Dupree
Vanessa Whang

The item was discussed.

Director Josefowitz requested an amendment to the policy for the addition of \$100,000 annually for temporary and performance art.

Discussion continued.

Director Josefowitz moved adoption of the BART Art in Transit Policy. (The Policy is attached and hereby made a part of these Minutes.)

Director Dufty seconded the motion, which carried by electronic vote. Ayes – 5: Directors Dufty, Josefowitz, Saltzman, Simon, and Raburn. Noes – 4: Directors Allen, Blalock, Keller, and McPartland.

Director Blalock brought the Sustainability Action Plan before the Board. Mr. Holmes; Ms. Holly Gordon, Sustainability Group Manager; and Ms. Serena Mau, Project Manager, presented the item. The item was discussed.

Aleta Dupree addressed the Board.

Director Blalock brought the Electric Vehicle Charging Update before the Board. Mr. Holmes; Ms. Gordon; and Ms. Mau presented the item. The item was discussed.

Aleta Dupree and Jerry Grace addressed the Board.

President Raburn brought the matter of Appointment of BART Police Citizen Review Board At-Large Member before the Board. Russell Bloom, Independent Police Auditor, presented the item.

Mr. Bloom played the recorded audio testimony of Mr. Alexander Post, a candidate for the At-Large position.

At-Large Candidates Zachary Bruno, Erin Armstrong, Melanie Popper, and Iesha Romero addressed the Board.

The item was discussed.

Director Saltzman exited the meeting.

Director Keller moved that the item be continued to a future Board Meeting to allow a revision to the Citizen Oversight Model and to discuss representation of San Mateo County. Director Allen seconded the motion, which carried by unanimous electronic vote Ayes – 8: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Simon, and Raburn. Noes - 0. Absent - 1: Director Saltzman.

President Raburn brought the matter of Resolution Directing Specific Advertising Funds before the Board. Director Dufty requested the item be tabled.

President Raburn brought the matter of Resolution in Support of BART Unions before the Board. The item was discussed, and the proposed resolution was amended.

John Arantes and Sal Cruz addressed the Board.

Discussion continued.

John Arantes addressed the Board.

Director Dufty moved adoption of Resolution No. 5375 In the Matter of Support of BART Unions Post Janus v. AFSCME Decision. Director Simon seconded the motion, which carried by electronic vote. Ayes – 7: Directors Blalock, Dufty, Josefowitz, Keller, McPartland, Simon, and Raburn. Noes - 0. Absent – 1: Director Saltzman. Abstain – 1: Director Allen.

President Raburn called for the General Manager's Report.

Ms. Crunican reported on steps she had taken and activities and meetings she had participated in, ridership, upcoming events, and outstanding Roll Call for Introductions items.

Director Josefowitz exited the meeting.

President Raburn called for Board Member Reports, Roll Call for Introductions, and In Memoriam.

Director McPartland reported he had attended the Capitol Corridor Joint Powers Authority Meeting, an autonomous vehicle debut at East Dublin/Pleasanton Station, and the Mineta Transportation Institute Graduation.

President Raburn reported he had attended Capitol Corridor Board Ad Hoc Vision Plan Subcommittee, the Capitol Corridor Joint Powers Authority Meeting, and the Mineta Transportation Institute Graduation Ceremony, and had given a Better BART presentation.

President Raburn called for Public Comment. Aleta Dupree and Erin Armstrong addressed the Board.

The Meeting was adjourned at 1:02 p.m.

Patricia K. Williams
Interim District Secretary

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT ART IN TRANSIT POLICY

VISION:

The San Francisco Bay Area Rapid Transit District (BART) seeks to implement an arts program that will enrich rider experience, strengthen station identity, connect to communities, and support a distinctive sense of place at stations and beyond. BART's art program will build on best practices, lead the field in community participation strategies, engage with arts and cultural organizations and artists, and make riding BART more delightful, vibrant, and welcoming.

GOALS:

- A. **Cohesion.** Create a cohesive and consistent art program.
- B. **Opportunity.** Proactively seek opportunities to implement art across the District, and leverage general capital investments by incorporating art and design elements into public-facing infrastructure.
- C. **Partnerships.** Maximize art in the system by leveraging BART's investments through partnerships with other organizations and agencies, and through grant writing and fundraising.
- D. **Make Transit Work.** Use arts programming to further BART's functional goals and enhance public perception of BART as a transit system that works well for its riders.
- E. **Showcase Art.** Maintain and make BART's art collection accessible through effective asset management and interpretive strategies.
- F. **Integrated Design.** Utilize art to elevate the design of stations and affirm the distinct identity of the surrounding community.
- G. **Transparency.** Establish a transparent and effective process for developing and implementing collaborative projects and programming.
- H. **Engagement.** Engage with communities throughout the BART system to enhance customer relations, support BART's positive impact in communities and create visible expressions of the unique characteristics of neighborhoods around stations and along tracks.

STRATEGIES:

Funding:

1. **Capital Funds.** Allocate a share of the construction cost of capital projects for the integration of art, consistent with the requirements of individual fund sources.
 - a. 2% of construction cost of capital improvements to stations and areas adjacent to stations (including parking and transit intermodal facilities) that have a visual impact to riders or communities.
 - b. 0.25% of construction cost of capital improvements for at- and above-grade guideways; shops and yards; above-grade vent structures; substations either above-grade or that require closures of previously publicly accessible areas; and other locations with passenger, community, or employee visibility.
 - c. 0.25% of new train car procurement.
 - d. Omit capital projects related to life safety, system critical (e.g., train control), ADA-required compliance, or are lacking public visibility (e.g., tubes and tunnels).
 - e. Pooling Funds: Where the funding source allows, funds allocated for art may be pooled for use at a future project. An annual art plan will be developed to determine the redistribution of the pooled funds based on the areas of greatest need or impact per the Art Policy and Art Master Plan.

2. **Operating Funds.** Provide a minimum of \$200,000 annual allocation from the Operating Budget, with approximately \$100,000 prioritized for temporary and performance arts; and the balance for art conservation and maintenance, and collection management, and curated programming. Additional funding, if necessary, will be considered as part of the budget process.
3. **Partnerships.** Develop a partnership program with annual funding targets to engage partner agencies and organizations to maximize funding opportunities from outside sources including community, private, government, and foundations.
4. **TOD.** Require BART TOD in cities with existing private percent for art requirements to retain those funds onsite to enhance the TOD or adjacent BART station in accord with city's policy. For cities without a private percent for art requirement, 1% of TOD construction cost is required to implement public art or art amenity onsite or in the adjacent BART station.

Program Elements:

1. **Master Plan.** Create a 15-year system-wide arts master plan, focusing on the art vision for stations and the system as a whole, including the identification and prioritization of arts opportunities. The plan will serve as a valuable tool to guide the allocation of resources as they are available.
2. **Implementation Plan.** Create a five-year art program work plan to identify short-term project workload, establish fundraising goals, and create a phasing and implementation plan for building up the program.
3. **Permanent Works.** Continue to add permanent works to the BART system, including station art works in the stations as well as murals on BART infrastructure visible in public areas, to add visual appeal and abate graffiti.
4. **Integrated Art.** Maximize visual impact of arts funds by identifying opportunities to integrate art and artistic elements into the design of capital improvements.
5. **Temporary Art.** Offer temporary art programming opportunities that appropriately activate public spaces and engage BART riders. This may include visual arts, rotating displays, performance, media, music, literature.

Process Guidelines and Procedures:

1. **Acquisition.** Establish guidelines to ensure that artworks are acquired and maintained in accordance with recognized standards and best practices in the field of public art.
2. **Engagement.** Design effective programs of ongoing engagement for the arts community and the community at large.
3. **Internal Protocols.** Establish an internal protocol to support BART staff in integrating art opportunities early in capital project development, and create tools to educate staff about the appropriate treatment of artworks in BART facilities.
4. **Internal Review.** Establish an internal BART review process to ensure that all works of art are compliant with BART policies, maintenance, safety and operational needs.
5. **Community Generated Projects.** Establish guidelines for the submittal and review of community-generated projects.
6. **Partnerships.** Establish an ongoing plan for cultivating collaborative partnerships with other public agencies, non-profit groups, and private organizations.
7. **Committee.** Establish an external committee to engage the community, support the development of Program Elements, the work plan and art budget, and review the success of the Art Program.

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

Memorandum

TO: Board of Directors

DATE: July 3, 2018

FROM: Independent Police Auditor

SUBJECT: BART Police Citizen Review Board Membership Requirements

As per the instruction of Director Keller at the June 28, 2018 Board of Directors meeting, I have drafted a proposed amendment to the BART Citizen Oversight Model ("Model") to include residents of San Mateo County as eligible members of the BART Police Citizen Review Board ("BPCRB").

OIPA is also aware of one provision in the Model that requires a correction regarding BPCRB member meeting attendance requirements. The Model provides that the appointment of any BPCRB member who has been absent from three (3) regular meetings during the fiscal year, shall automatically expire effective on the date that such absence is reported by the OIPA to the DSO. Revised language reflecting this requirement is proposed in the Motion below.

MOTIONS:

That the BART Citizen Oversight Model Chapter 2-03 "BPCRB Member Qualifications and Restrictions" and Chapter 2-04 "BPCRB Member Meeting Attendance" be amended in two places as follows:

1.

Current language:

Chapter 2-03 BPCRB Member Qualifications and Restrictions

- A. Members of the BART Police Citizen Review Board must reside in one of the three counties that make up the BART District.

Proposed amendment:

Chapter 2-03 BPCRB Member Qualifications and Restrictions

- A. Members of the BART Police Citizen Review Board must reside within Alameda, San Francisco, Contra Costa, or San Mateo County.

2.

Current language:

Chapter 2-04 BPCRB Member Meeting Attendance

- A. BPCRB members may not miss more than three regularly scheduled meeting per year.

Proposed amendment:

Chapter 2-04 BPCRB Member Meeting Attendance

- A. BPCRB members may not miss three regularly scheduled meetings per year.



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <i>Robt M. Power</i> 5 July 2018		GENERAL MANAGER ACTION REQ'D: Yes		
DATE: 7/2/2018		BOARD INITIATED ITEM: Yes		
Originator/Prepared by: Elena Van Loo Dept: Customer Access <i>Elena Van Loo</i> Signature/Date: July 3, 2018	General Counsel <i>[Signature]</i> 7/3/18 []	Controller/Treasurer <i>[Signature]</i> 7/5/18 []	District Secretary []	BARC <i>[Signature]</i> 7/1/18 []

New Member Appointments to the BART Accessibility Task Force (BATF)

PURPOSE:

Request that BART Board of Directors appoint two nominated members, Christina Lasson and Mussie Gebre, to the BART Accessibility Task Force (BATF).

DISCUSSION:

The BATF has been in existence since 1975 to advise the BART Board and BART staff on accessibility issues at BART. The BATF by-laws provide for the committee to be composed of up to eighteen members who live or work in the BART service area. The BATF by-laws also state that to become a member of the committee, an interest applicant must attend three out of four consecutive meetings and then apply for membership. If the applicant is endorsed by the members of the BATF through a majority vote, then the recommendation for membership is submitted to the BART Board of Directors for final approval.

Candidates for BATF Membership:

Christina Lasson, a candidate for membership to the BATF, was endorsed by a majority vote of the members of the BATF that were presented at the May 24, 2018 BATF Committee meeting

Mussie Gebre, a Candidate for membership to the BATF, was endorsed by a unanimous vote of the members of the BATF that were present at the June 28, 2018 BATF Committee meeting.

These BATF membership recommendations are submitted to the BART Board for

consideration.

The prospective candidates, if approved by the BART Board, will be officially seated as members of the BATF on July 26, 2018 for a term of one year, or until the BART Board announces appointments and/or reappointments for a new term, whichever occurs later. If approved, the BATF will be comprised of 18 members.

FISCAL IMPACT:

Members receive a \$15.00 monthly stipend for travel to attend regularly scheduled monthly committee meetings. Additionally, members are eligible to be reimbursed for the actual cost of travel for additional pre-approved meetings.

Funds will be budgeted in the Customer Access Department operating budget (Dept. 1102491, Account 681500-Other Non-Professional Services). Funding for services in the Fiscal Year are included in the Department's existing operating budget. Funding for subsequent years will be included in the proposed annual operating budget, which is subject to Board approval.

This action is not anticipated to have any Fiscal Impact on the unprogrammed District reserves in the current Fiscal Year.

ALTERNATIVES:

Do not make the appointments.

RECOMMENDATION:

Appoint Christina Lasson and Mussie Gebre to the BART Accessibility Task Force (BATF).

MOTION:

The BART Board accepts the recommendations of the BATF and appoints the nominated candidates, Christina Lasson and Mussie Gebre, for membership to the BATF for a term beginning July 26, 2018 for one year, or until the Board makes new appointments and/or reappointments for a new term, whichever occurs later.



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <i>Rob M. Powers</i> 5 July 2018		GENERAL MANAGER ACTION REQ'D: Approve and forward to Board of Directors		
DATE: 7/2/2018		BOARD INITIATED ITEM: No		
Originator/Prepared by: Jason DeVera Dept: Police Department	General Counsel	Controller/Treasurer	District Secretary	BARC
Signature/Date: <i>[Signature]</i> 7-3-18	<i>[Signature]</i> 7/5/18	<i>[Signature]</i> 7/5/18 []	[]	<i>[Signature]</i> FOR P. HIGERLOD []

Change Order No. 2 to Agreement No. 6M5096 for Parking Citation Processing Services

PURPOSE:

To authorize the General Manager to execute Change Order No. 2 to Professional Services Agreement No. 6M5096, Parking Citation Processing Services, to include the processing of Proof of Payment citations as well.

DISCUSSION:

In November 2015, the Board of Directors authorized award of Professional Services Agreement No. 6M5096 to Data Ticket Inc. for a total amount not-to-exceed \$2,399,850.00. The scope of the original Agreement is for processing of parking citations issued by the BART Police Department (BPD); the handling of all noticing requirements, appeals, and hearings, collection and reconciliation of parking fine revenue including interface with the California Department of Motor Vehicles (DMV) to initiate and remove vehicle holds, as well as other available means of collection.

This Change Order consists of additional services to be performed by the Contractor pertaining to the processing and analysis for Proof of Payment citations issued by BPD Fare Inspectors. These services include the mailing of notices, collection and reconciliation of citation payments, the scheduling and entry of hearing requests and dispositions, including a future interface with the Franchise Tax Board (FTB) Interagency Intercept Program for the collection of debts arising from unpaid administrative citation penalties. These additional services are similar to the types of services that Data Ticket currently performs for parking citations. BPD staff are currently providing these additional services. Contracting out these tasks to Data Ticket will free up BPD and District personnel to focus on safety and

efficiency.

The estimated cost to process Proof of Payment citations is about \$135,600 annually. This cost is based on issuance of about annual 13,500 citations, which if paid would result in about \$972,000 in fines collected (assuming 85% of citations will be issued to adults and 15% of citations will be issued to juveniles).

The additional cost to the existing contract is an increase of about \$482,000 over the remaining life of the contract, which ends February 9, 2022.

The Procurement Department will review this Change Order prior to execution for compliance with procurement guidelines. The Office of the General Counsel will approve the Change Order as to form prior to execution.

FISCAL IMPACT:

Funding in the amount of \$482,000 for Change Order No. 2 will come from the revenues generated by citation fines and forfeitures, which will exceed the cost of this change order, so there will be no fiscal impact to BART's operating budget.

This action is not anticipated to have any fiscal impact on unprogrammed District Reserves.

ALTERNATIVES:

The Board can elect not to authorize the execution of this Change Order. Without this Change Order, the District will not have the ability to process Proof of Payment citations in a timely manner regarding notices to the person issued a citation, community service qualification, granting of appeals, and collection of fines.

RECOMMENDATION:

It is recommended that the Board adopt the following motion.

MOTION:

The General Manager is authorized to execute Change Order No. 2 to Professional Services Agreement No. 6M5096, Parking Citation Processing Services, to include the processing of Proof of Payment citations for an amount not to exceed \$482,000.



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <i>Robert M. Powers</i> 3 July 2018		GENERAL MANAGER ACTION REQ'D:		
DATE: 6/27/2018		BOARD INITIATED ITEM: No		
Originator/Prepared by: Mark Letman Dept: Maintenance and Engineering <i>Mark Letman</i> Signatures/Date: 7/3/18	General Counsel <i>[Signature]</i> 7/3/18 []	Controller/Treasurer <i>[Signature]</i> 7/3/18 []	District Secretary	BARC <i>[Signature]</i> 7/3/18 []
Status: Routed		Date Created: 6/27/2018		

Traction Power Substation Replacement ASL Installation

PURPOSE:

To request Board authorization for the General Manager to award Contract No. 15EK-140 For Traction Power Substation Replacement ASL Installation, to Aldridge Electric, Inc., for the bid amount of \$4,783,000.00.

DISCUSSION:

This Contract is for installation of Measure RR funded power infrastructure renewal program equipment, for the District's Traction Power Substation ("TPSS") for the A-Line San Leandro ("ASL") within the city of San Leandro. The contract includes equipment for installation for the substation and two gap breaker stations. Most of the equipment to be installed is to be provided by Powell Electrical Systems, Inc. ("Powell"), under procurement Contract No. 15EK-210, Procurement of Traction Power Substations Phase 1, awarded to Powell in 2012. Aldridge Electric Inc., ("Aldridge") will install and test the replacement equipment in compliance with the drawings and specifications in Contract No. 15EK-140, and coordinate as needed with Powell to ensure timely site preparation, procurement, and delivery of all equipment. Aldridge will also procure, install and test new 34.5kV electrical equipment housing for the site.

On March 21, 2018 Advance Notice of this Contract was sent to 241 potential Bidders including 21 plan rooms, with additional Notice to several Disadvantaged Business Enterprises identified by the District's Office of Civil Rights. The Contract was publicly advertised and posted to the BART Vendor Portal on March 22, 2018 and 40 Plan Holders

downloaded the solicitation documents. Seven prospective bidders attended a Pre-Bid meeting and jobsite tour held on April 4, 2018 and on May 22, 2018 five Bids were received, as follows.

TOTAL BID AMOUNT

Aldridge Electric, Inc., Libertyville, IL	\$4,783,000.00
Cupertino Electric, Inc., San Jose, CA	\$4,744,738.00
Shimmick Construction, Oakland, CA	\$5,856,151.00
DMZ Builders, Concord, CA	\$6,499,000.00
Blocka Construction Inc., Fremont, CA	\$7,745,000.00

BART Engineers Estimate \$3,984,923.00

Pursuant to the District's Disadvantaged Business Enterprise ("DBE") Program, the Office of Civil Rights reviewed the scope of work for this Contract and determined that there were DBE subcontracting opportunities; therefore, a DBE participation goal of 13% was set. The apparent low Bidder, Cupertino Electric, Inc., committed to 12.04% DBE participation. Because Cupertino Electric, Inc., did not meet the DBE goal, it was required to submit Good Faith Efforts documentation to the Office of Civil Rights. The Good Faith Efforts analysis conducted by the Office of Civil Rights concluded that Cupertino Electric, Inc. did not demonstrate sufficient Good Faith Efforts to meet the DBE goal and did not request a Good Faith Efforts hearing, rendering the Bid non-responsive.

Staff has determined that Aldridge Electric, Inc.'s, the second lowest bidder, DBE Goal of 18.1% exceeded the 13% DBE participation goal. Staff further determined that Aldridge Electric, Inc., is a responsible Bidder, and the Bid submitted by them is responsive and the Bid price is fair and reasonable based upon the independent cost estimate and a market survey of qualified contractors.

FISCAL IMPACT:

Funding in the amount of \$4,783,000 for award of Contract No. 15EK-140 is included in the total project budget for FMS #15EK350 Substation Replacement ASL Installation.

The table below lists funding assigned to the referenced project and is included to track funding history against spending authority. Funds needed to meet this request will be expended from the following sources:

Fund Group	Amount
Various FTA Grant Sources	\$7,600,520
Local Area Bridge Toll	\$1,776,000
BART Funds	\$519,463
Measure RR GOB	\$8,300,000
Total	\$18,195,983

As of June 27, 2018, \$18,195,983 is the total budget for this project. BART has expended \$9,847,841 and committed \$535,731 to date. This action will commit \$4,783,000, leaving an available fund balance of \$3,029,411 in these fund sources for this project.

The Office of Controller/Treasurer certifies that funds are currently available to meet this obligation.

This action is not anticipated to have any Fiscal Impact on unprogrammed District reserves.

ALTERNATIVES:

Reject the Bids and re-advertise the Contract. This is not likely to result in increased competition or lower prices and would delay the critical infrastructure TPSS ASL replacement project, which could negatively impact revenue service.

RECOMMENDATION:

On the basis of analysis by Staff and certification by the Controller-Treasurer that the funds are available for this purpose, it is recommended that the Board adopt the following motion.

MOTION:

The General Manager is authorized to award Contract No. 15EK-140 For Traction Power Substation Replacement ASL Installation, to Aldridge Electric, Inc., for the Bid Price of \$4,783,000.00, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's Protest Procedures and Federal Transit Administration requirements related to Protests.



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <i>Robert M. Powner</i> 3 July 2018		GENERAL MANAGER ACTION REQ'D:		
DATE: 6/21/2018		BOARD INITIATED ITEM: No		
Originator/Prepared by: Shawn Jackson Dept: Transportation Signature/Date: <i>[Signature]</i> 7/3/2018	General Counsel <i>[Signature]</i> 7/3/18 []	Controller/Treasurer <i>[Signature]</i> 7/3/18 []	District Secretary	BARC <i>[Signature]</i> 7/3/18 []

Agreement to Provide Standby Basic Life Support (BLS) Service Level Prehospital Emergency Medical Services for BART'S Embarcadero Station Through Civic Center Station

PURPOSE:

To request the Board to authorize the General Manager to execute Agreement No. 6M3415 to provide Standby Basic Life Support (BLS) Service Level Prehospital Emergency Medical Services for BART's Embarcadero Station through Civic Center Station with OnSite Medical Service, Inc. for a term of three years with two (2) additional one-year options.

DISCUSSION:

Since FY 2008 the Transportation Department has secured standby paramedic services at either end of the Transbay tube in order to provide emergency assistance to patrons with medical issues and to reduce associated train delays. Paramedic support is available on non-holiday weekdays during the peak travel times of 6:00-10:00 a.m. and 3:00-8:00 p.m. The existing agreement with King American Ambulance Company will expire on August 31, 2018.

To initiate a new agreement, the Transportation Department sent a Request For Quotes (RFQ) for Standby Advanced Life Support Services to all eligible paramedic companies in San Francisco. No company, including the current incumbent, submitted a proposal for services. Therefore, this new agreement will be for pre-hospital medical service provided by EMT-I's rather than by paramedics.

On June 1, 2018, the revised RFQ package for BLS service was sent to EMT only

providers. In keeping with the State statutory scheme of regulating emergency medical services, each County designates which companies can provide BLS services in its area. In San Francisco, there are five (5) eligible EMT only companies:

Crowd RX

OnSite Medical Service, Inc.

Special Medical

Med-Tech Services

Haight Ashbury Free Clinics/Rock Med

Two proposals were received. OnSite Medical Service, Inc. had the lowest responsive proposal of \$763,640. Crowd RX's bid was \$876,327. The other three (3) companies did not submit bids due to a lack of adequate personnel.

The Office of the General Counsel will approve the Agreement as to form.

Pursuant to the District's Non-Federal Small Business Program, the Office of Civil Rights set a 5% Small Business Prime Preference for this Contract for Small Businesses certified by the California Department of General Services (DGS). It was determined that there were no certified Small Businesses certified by the DGS among the responsive Proposers and, therefore, the Small Business Prime Preference is not applicable.

Pursuant to the District's Non-Discrimination Program for Subcontracting, the Availability Percentages for this Agreement are 5.5% for Minority Business Enterprises (MBEs) and 2.8% for Women Business Enterprises (WBEs). The Proposer, Onsite Medical Services, will not be subcontracting any portion of the Work and therefore, the provisions of the District's Non-Discrimination Program for Subcontracting do not apply.

FISCAL IMPACT:

The EDD proposes a contract providing up to 5 years of services at a total cost of \$763,740 from 09/01/18 – 06/30/23. Funds will be budgeted in the Transportation operating budget (Department 0805701- Chief Transportation Officer, Account 681300-Professional & Technical Services) as follows:

Proposed Funding	
FY 19*	\$130,696
FY 20	\$158,848
FY 21	\$158,236
FY 22	\$157,624
FY 23	\$158,236
TOTAL	\$763,640

*FY 19 funding is not for a full fiscal year.
Funding is expected to begin 9/1/18

Funding for services in this Fiscal Year are included in the Department's existing operating budget. Funding for subsequent years will be included in the proposed annual operating budget, which is subject to Board approval.

This action is not anticipated to have any Fiscal Impact on unprogrammed District reserves in the current Fiscal Year.

ALTERNATIVES:

Do not authorize the proposed Agreement with OnSite Medical Service, Inc. and end Standby Medical Support Services currently being provided at the four (4) downtown San Francisco stations.

RECOMMENDATION:

Adoption of the following motion.

MOTION:

The General Manager is authorized to enter into Agreement No. 6M3415 with Onsite Medical Service, Inc. to provide stand-by Basic Life Support Services at the four (4) downtown San Francisco stations for a term of three (3) years for a three-year total cost of \$447,780.00 from September 2018 through June 2021 with the option to renew the Agreement for up to two (2) additional one-year terms for a total five-year cost not to exceed \$763,640.00,

subject to certification by the Controller-Treasurer that funds are available.

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

MEMORANDUM

TO: Board of Directors


DATE: July 5, 2018

FROM: Robert M. Powers, Deputy General Manager

SUBJECT: Transbay Tube Earthquake Safety Service Plan

Attached is the "Transbay Tube Earthquake Safety Service Plan" presentation. Staff will provide an overview of the draft service plan during the July 12, 2018 Board Meeting.

For further information, please contact Robert Powers, Deputy General Manager at 510-464-6126.



for Robert M. Powers

cc: Board Appointed Officers
Executive Staff

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

MEMORANDUM

TO: Board of Directors

DATE: July 5, 2018

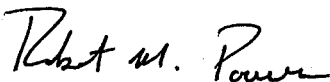
FROM: General Manager

SUBJECT: State Legislation for Consideration

At the July 12 Board of Directors meeting, staff will present on Proposition 6, an Initiative Constitutional Amendment to repeal Senate Bill 1 funding and require voter approval of any future increases in the gas and car tax.

Attached is the staff analysis and language for Proposition 6. Following the presentation, a request will be made of the Board to consider passing the draft motion shown below.

If you have any questions, please contact Kerry Hamill, Assistant General Manager of External Affairs, at 510-464-6153.


for Grace Crunican

Attachments

cc: Board Appointed Officers
Deputy General Manager
Executive Staff

DRAFT MOTION:

That the Board of Directors takes an oppose position on Proposition 6.



Proposition 6 Analysis and Recommendation

TITLE: Proposition 6 – Eliminates Recently Enacted Road Repair and Transportation Funding by Repealing Revenues Dedicated for those Purposes. Requires any Measure to Enact Certain Vehicle Fuel Taxes and Vehicle Fees be Submitted to and Approved by the Electorate. Initiative Constitutional Amendment.

BACKGROUND:

In April 2017, the state enacted SB 1 (Beall and Frazier), the Road Repair and Accountability Act, which makes available more than \$5B annually in new transportation funding generated from various taxes and fees. SB 1 increases existing taxes on gasoline as well as existing excise and sales taxes on diesel. The legislation also creates two new vehicle taxes: 1) a Transportation Improvement Fee (TIF) that varies depending on the value of the vehicle, and 2) a supplemental registration charge for zero-emission vehicles. The taxes are phased in over time with full implementation by 2020-21.

SB 1 dedicates all revenues to transportation improvements including state highways, local streets, and mass transit. In June 2018, California voters passed Proposition 69 which further protects SB 1 revenues derived from the TIF and all diesel sales tax revenue against loans; debt service payments not authorized by voters; and diversions for non-transportation purposes.

PURPOSE:

Proposition 6 will be on the November 2018 ballot and proposes to eliminate all taxes and fees recently imposed by SB 1. The measure would require the Legislature to obtain voter approval to enact any excise or sales tax on gasoline or diesel fuel, as well as taxes on vehicles such as registration fees and license fees. The new voter approval requirements imposed by this measure would also apply to transportation taxes enacted after January 1, 2017 and up to the effective date of the initiative. If passed, SB 1 taxes and fees would cease to be imposed beginning sometime in early November. The initiative does not repeal any of the programs and accountability measures in the bill, but it would eliminate the revenues funding these new programs and greatly increase the challenge of adequately funding the state's transportation needs in the future.

The initiative qualified for the November ballot on June 25. As a constitutional amendment, the measure is subject to a simple majority vote.

BART IMPACT:

BART's Fiscal Year 2019 (FY19) Budget includes approximately \$38M of State Transit Assistance (STA) funds of which a significant portion is derived from SB 1. These funds will support passenger revenue service and help fund critical preventative maintenance efforts addressing areas such as BART's elevators, escalators, train control and electrical, mechanical and traction power infrastructure. Future fiscal years assume similar levels of STA funds for BART.

If voters repeal SB 1, BART could see an immediate revenue reduction of approximately \$19M in STA funds for FY19 and an additional reduction of \$10M in FY20, for a future annual ongoing revenue loss of \$29M per year.

In addition, BART receives, by formula, \$949,000 in both FY18 and FY19 from the Local Partnership Program (LPP). LPP funds are distributed 50% via formula and 50% via a competitive program to local or regional transportation agencies that have voter approved taxes or fees dedicated solely for transportation improvements. BART has applied to use these funds for the escalator replacement project.

In early 2018, BART pursued more than \$600M in competitive grant funding from various SB 1 programs. BART was successful in securing a \$318.6M award through the Transit Intercity Rail Capital Program (TIRCP). These funds will help pay for components of BART's Core Capacity Project and be used to leverage dollars from the Federal Transit Administration's Capital Investment Grant Program, where BART is seeking a \$1.25B Full Funding Grant Agreement. TIRCP is funded through SB 1 and the state's Cap and Trade Program. It is unclear what steps the state will take to deliver funds already awarded to BART and other entities if the repeal of SB 1 is successful.

At the state level, the Legislative Analyst's Office estimates this initiative would reduce transportation revenues by approximately \$2.9 billion in 2018-19, increasing to \$4.9 billion annually by 2020-21. Many new programs will no longer have the necessary funding to continue, which could lead to reductions in transit service, road and other transportation projects no longer being feasible, and projects currently in the process of construction being curtailed or delayed. In addition, Proposition 6 could set a precedent for future initiatives that seek to limit the Legislature's ability to address the state's needs by raising taxes or fees.

KNOWN SUPPORT/OPPOSITION:

Support:

John Cox - Candidate for Governor; Carl DeMaio, Chairman - Reform California; Howard Jarvis Taxpayers Association; Rep. Doug LaMalfa (CA-1); Rep. David Valadao (CA-21); Rep. Devin Nunes (CA-22); Rep. Kevin McCarthy (CA-23); Rep. Steve Knight (CA-25); Rep. Ken Calvert (CA-42); Rep. Mimi Walters (CA-45); Kimberlin Brown (Candidate, CA-36); Diane Harkey (Candidate, CA-49); Cole Harris (Candidate for Lt. Governor); Konstantinos Roditis (Candidate for Controller); Senator Jim Nielsen (District 4); Senator Janet Nguyen (District 34); State Senator Pat Bates (District 36); Senator John Moorlach (District 37); Shannon Grove (Candidate, District 16); Asm. James Gallagher (District 3); Asm. Jay Obernolte (District 33); Asm. Melissa Melendez (District 67); Asm. Steven Choi (District 68); Asm. Marie Waldron (District 75); Henry Nickel (Candidate, District 40); Bill Essayli (Candidate, District 60); Tyler Diep (Candidate, District 74)

Opposition:

(See attachment)

OTHER COMMENTS:

STATUS:

N/A

RECOMMENDATION:

Support

Watch

Oppose

Analysis completed on 07/2/18



We Reject the Attack on Safe Roads and Local Transportation Improvements

Updated: 7/2/18

Public Safety

California Professional Firefighters
American Traffic Safety Services Association
– California Chapter
California Association of Highway Patrolmen

Senior

Congress of California Seniors
California Alliance for Retired Americans

Environment

Environmental Defense Fund
Natural Resources Defense Council (NRDC)
Planning and Conservation League
TransForm

Social Justice

California State Conference NAACP

Public Interest

League of Women Voters of California
Breathe California Sacramento Region
Sonoma County Alliance

Business

California Chamber of Commerce
California Small Business Association
Regional Economic Association Leaders of
California (R.E.A.L. Coalition)
Bay Area Council
Business Council of San Joaquin County
CalAsian Chamber of Commerce
California Hispanic Chamber of Commerce
California Trucking Association
Camarillo Chamber of Commerce

Business (cont.)

Chamber of Commerce Alliance of Ventura
and Santa Barbara Counties
Chamber of Commerce of the Santa Barbara
Region
East Bay Economic Development Alliance
East Bay Leadership Council
Fairfield-Suisun Chamber of Commerce
Flasher Barricade Association
Fremont Chamber of Commerce
Greater Los Angeles African American
Chamber of Commerce (GLAAACC)
Greater Merced Chamber of Commerce
Greater San Fernando Valley Chamber of
Commerce
Lake Tahoe South Shore Chamber of
Commerce
Latin Business Association
Los Angeles Area Chamber of Commerce
Los Angeles County Business Federation (LA
BizFed)
Northern California Engineering Contractors
Association
Orange County Business Council
Oxnard Chamber of Commerce
Ripon Chamber of Commerce
Sacramento Asian-Pacific Chamber of
Commerce
Sacramento Metro Chamber of Commerce
San Gabriel Valley Economic Partnership
San Rafael Chamber of Commerce
Santa Clara Chamber of Commerce
Santa Cruz Area Chamber of Commerce
Santa Cruz County Business Council
Silicon Valley Leadership Group
South Gate Chamber of Commerce
Traffic Management, Inc.

Business (cont.)

Vacaville Chamber of Commerce

Labor

State Building & Construction Trades Council
of California

AFSCME California PEOPLE

AFSCME District Council 36

California Legislative Board – Sheet Metal,
Airline, Railroad and Transportation Workers
Union (SMART – TD)

California Nevada Conference of Operating
Engineers

California State Association of Electrical
Workers (CSAEW)

California State Council of Laborers

Heat and Frost Insulators, Local 16

International Brotherhood of Electrical
Workers Local 6

International Brotherhood of Electrical
Workers Local 47

International Brotherhood of Electrical
Workers Local 100

International Brotherhood of Electrical
Workers Local 234

International Brotherhood of Electrical
Workers Local 302

International Brotherhood of Electrical
Workers Local 340

International Brotherhood of Electrical
Workers Local 441

International Brotherhood of Electrical
Workers Local 551

International Brotherhood of Electrical
Workers Local 569

International Brotherhood of Electrical
Workers Local 617

International Brotherhood of Electrical
Workers Local 639

Laborers International Union of North America
Local 1184

Northern California Carpenters Regional
Council

Operating Engineers Local Union #3

Labor (cont.)

Professional Engineers in California
Government

Sailors' Union of the Pacific

Local Government

California State Association of Counties
(CSAC)

League of California Cities

California Association of Councils of
Governments (CALCOG)

California Contract Cities Association

City/County Association of Governments of
San Mateo County

City of Alameda

City of Albany

City of Arcata

City of Artesia

City of Bell

City of Blue Lake

City of Brisbane

City of Burlingame

City of Carson

City of Cathedral City

City of Clayton

City of Cloverdale

City of Compton

City of Concord

City of Delano

City of Downey

City of Duarte

City of East Palo Alto

City of El Centro

City of El Cerrito

City of Fortuna

City of Hawaiian Gardens

City of Indian Wells

City of Ione

City of King City

City of Lathrop

City of Malibu

City of Manteca

City of Martinez

City of Modesto

Local Government (cont.)

City of Morgan Hill
City of National City
City of Norwalk
City of Pacifica
City of Palos Verdes Estates
City of Piedmont
City of Placerville
City of Pleasant Hill
City of Salinas
City of San Pablo
City of San Rafael
City of Santa Cruz
City of Santa Maria
City of Santa Monica
City of Scotts Valley
City of Soledad
City of Sonoma
City of South Gate
City of Stockton
City of Suisun City
City of Union City
City of Waterford
City of Willits
Contra Costa County Board of Supervisors
Gateway Cities Council of Governments
Humboldt County Association of Governments
Imperial County Board of Supervisors
Lake County Board of Supervisors
League of California Cities Latino Caucus
Los Angeles County Division, League of California Cities
Marin County Council of Mayors and Councilmembers
Mendocino Council of Governments
Mono County Board of Supervisors
Monterey County Board of Supervisors
Peninsula Division, League of California Cities
Rural County Representatives of California
Sacramento Area Council of Governments
San Benito County Board of Supervisors
San Joaquin Council of Governments

Local Government (cont.)

Sonoma County Mayors' and Councilmembers' Association
Southern California Association of Governments
Stanislaus Council of Governments
Town of Fairfax
Town of Portola Valley
Town of Yountville
Urban Counties of California

Infrastructure/Transportation

California Alliance for Jobs
Alameda Corridor – East Construction Authority (ACE)
American Council of Engineering Companies – California
American Public Works Association – Southern California Chapter
American Society of Civil Engineers – California
Associated General Contractors – California
Associated General Contractors – San Diego
California Asphalt Pavement Association (CalAPA)
The California Chapters of the American Public Works Association (APWA)
California Construction & Industrial Materials Association (CalCIMA)
Alameda-Contra Costa Transit District (AC Transit)
California Nevada Cement Association
California PATH
California Transit Association
Coastal Rail Santa Cruz
El Dorado County Transportation Commission
Foothill Transit
Fresno County Transportation Authority
Golden Gate Bridge, Highway and Transportation District
Golden State Gateway Coalition
Intelligent Transportation Society of California
Lake Area Planning Council

Infrastructure/Transportation (cont.)

Los Angeles County Metropolitan
Transportation Authority
Mendocino Transit Authority
Monterey-Salinas Transit District
Move LA
Napa Valley Transportation Authority
Northern California Chapter, National
Electrical Contractors Association (NECA)
Peninsula Corridor Joint Powers Board
(Caltrain)
Placer County Transportation Planning
Agency
Riverside Transit Agency
San Diego Metropolitan Transit System
(MTS)
San Joaquin Joint Powers Authority
San Joaquin Regional Rail Commission
San Joaquin Regional Transit District
San Mateo County Transit District
(SamTrans)
San Mateo County Transportation Authority
(TA)
Santa Cruz County Regional Transportation
Commission
Santa Cruz Metropolitan Transit District
Solano Transportation Authority
Sonoma County Transportation Authority
Sonoma-Marín Area Rail Transit District
(SMART)
Southern California Contractors Association
Southern California Partnership for Jobs
Southwest Concrete Pavement Association
Transportation Authority for Monterey County
Transportation California
United Contractors

Individual Businesses

AnchorCM
Brosamer & Wall, Inc.
BYD America
Chaudhary & Associates, Inc.
Compass Engineering Contractors, Inc.
Ghilotti Bros., Inc.
GILLIG LLC
Granite Construction Inc.
Griffith Company
Harris & Associates, Inc.
HNTB Corporation
Joseph J. Albanese, Inc.
Knife River Construction
MNS Engineers, Inc.
MuniServices, an Avenu company
NCE
Nossaman LLP
Pavement Recycling Systems, Inc.
Reliance Business Park
Rick Engineering Company
Royal Electric Company
Safety Striping Service, Inc.
Surfa Slick, LLC
Teichert Construction
Teichert Materials
Tolar Manufacturing Company, Inc.
Towill, Inc.
Vulcan Materials Company
Way Sine LLC
Western Emulsions, Inc.
WKE, Inc.

Political

Contra Costa Young Democrats
West Hollywood-Beverly Hills Democratic
Club

Paid for by the Coalition to Protect Local Transportation Improvements, sponsored by business,
labor, local governments, transportation advocates and taxpayers
Committee Major Funding from
California Alliance for Jobs
State Building and Construction Trades Council of California
United Contractors
Funding details at www.fppc.ca.gov

INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

SECTION 1. STATEMENT OF FINDINGS AND PURPOSES

- (a) California's taxes on gasoline and car ownership are among the highest in the nation.
- (b) These taxes have been raised without the consent of the people.
- (c) Therefore, the people hereby amend the Constitution to require voter approval of the recent increase in the gas and car tax enacted by Chapter 5 of the Statutes of 2017 and any future increases in the gas and car tax.

SECTION 2. VOTER APPROVAL FOR INCREASES IN GAS AND CAR TAX

Section 3.5 of Article XIII A of the California Constitution is added to read:

Sec. 3.5(a) Notwithstanding any other provision of law, the Legislature shall not impose, increase or extend any tax, as defined in section 3, on the sale, storage, use or consumption of motor vehicle gasoline or diesel fuel, or on the privilege of a resident of California to operate on the public highways a vehicle, or trailer coach, unless and until that proposed tax is submitted to the electorate and approved by a majority vote.

(b) This section does not apply to taxes on motor vehicle gasoline or diesel fuel, or on the privilege of operating a vehicle or trailer coach at the rates that were in effect on January 1, 2017. Any increase in the rate of such taxes imposed after January 1, 2017 shall cease to be imposed unless and until approved by the electorate as required by this section.