

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

Board of Directors  
Minutes of the 1,647th Meeting  
January 26, 2012

A regular meeting of the Board of Directors was held January 26, 2012, convening at 9:11 a.m. in the Board Room, 344 20<sup>th</sup> Street, Oakland, California. President McPartland presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Blalock, Fang, Franklin, Murray, Raburn, Radulovich, Sweet, and McPartland.

Absent: Director Keller.

President McPartland brought the matter of Introduction of Special Guests before the Board. Ms. Yolanda Vega, Transit System Development and Gold Star Mom, introduced Gary Pforr, Nathan Johnson, and Jerry Yahiro of AMVETS Post 26. Mr. Pforr, Mr. Johnson, and Mr. Yahiro addressed the Board.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of January 12, 2012.
2. Appointment to Oversight Board to Successor Agency of the San Francisco Redevelopment Agency.

Consent Calendar motions, as follow, were moved as a unit by Director Blalock. Director Sweet seconded the motions, which carried by unanimous electronic vote. Ayes – 8: Directors Blalock, Fang, Franklin, Murray, Raburn, Radulovich, Sweet, and McPartland. Noes – 0. Absent – 1: Director Keller.

1. That the Minutes of the Meeting of January 12, 2012, be approved.
2. That the Board of Directors ratify the appointment of the District's representatives to the Oversight Board to the successor agency of the San Francisco Redevelopment Agency: Director Sweet, Primary, and Director Radulovich, Alternate.

Consent Calendar Report brought before the Board was:

1. Fiscal Year 2012 First Quarter Financial Report.

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

Director Fang, Chairperson of the Engineering and Operations Committee, brought the matter of Award of Contract No. 09AU-110, Transbay Tube Internal Retrofit, before the Board.

Directors Radulovich and Sweet exited the Meeting.

Director Fang moved that the General Manager be authorized to award Contract No. 09AU-110, BART Earthquake Safety Program, Transbay Tube Internal Retrofit, to California Engineering Contractors, Inc., for the Bid price of \$7,735,000.00, pursuant to notification to be issued by the General Manager and subject to the District's protest procedures. Director Blalock seconded the motion, which carried by unanimous electronic vote. Ayes – 6: Directors Blalock, Fang, Franklin, Murray, Raburn, and McPartland. Noes – 0. Absent – 3: Directors Keller, Radulovich, and Sweet.

Director Fang brought the matter of Change Order to Contract No. 15IF-110, Powell Street Station – Station Modernization, with West Bay Builders, Inc., for Station Concourse Ceiling Asbestos Abatement (C.O. No. 1), before the Board.

Directors Radulovich and Sweet reentered the Meeting.

Mr. James Gravesande, Group Manager, Transit System Development, presented the item. The item was discussed. Director Fang moved that the General Manager be authorized to execute Change Order No. 1 to Contract No. 15IF-110, Powell Street Station, Station Modernization, to West Bay Builders, Inc., in an amount not to exceed \$762,222.00, for station concourse ceiling asbestos abatement. Director Blalock seconded the motion, which carried by unanimous electronic vote. Ayes – 8: Directors Blalock, Fang, Franklin, Murray, Raburn, Radulovich, Sweet, and McPartland. Noes – 0. Absent – 1: Director Keller.

Director Fang brought the matter of Warm Springs Extension Semi-Annual Report before the Board. Mr. Paul Medved, Project Manager, Warm Springs Extension Program, and Ms. Melena Gallagher, Manager of Capital Program – Stations, presented the item. The item was discussed.

Director Blalock, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, had no report.

President McPartland called for the General Manager's Report. General Manager Grace Crunican reported on the recent launch of the "Make Your Voice Heard" campaign and the District's upcoming activities in celebration of the Lunar New Year. Ms. Crunican reported on steps she had taken and meetings she had participated in.

Director Sweet, Chairperson of the BART Police Department Review Special Committee, reported on the January 23, 2012, Committee meeting, and requested the Board's guidance on the upcoming appointment process and advised the Board of potential amendments to the Citizen Review Board model. The item was discussed. Independent Police Auditor Mark Smith addressed the Board and introduced Mr. Kobia West, Independent Police Investigator.

President McPartland called for Board Member Reports.

Director Raburn reported that he had attended an Oakland Planning Commission meeting regarding the Lake Merritt Station area, a presentation on the America's Cup at Metropolitan Transportation Commission, the District's Police Explorer kick-off event,

President McPartland brought Roll Call for Introductions before the Board.

Director Raburn requested a report on the impact of the recent lowering of the District's bond rating by one rating firm.

Director Franklin requested a future agenda item to address assaults on Station Agents to include consideration of a resolution describing the Board's position.

Director Franklin requested consideration of a District policy for the naming/designation of station sections or areas in honor of individuals, organizations, communities, etc.

Director Radulovich requested development of a strategy for addressing the long term capital maintenance needs of stations in San Mateo County.

Director Sweet requested a review of the strategy for public information officers in lieu of a District spokesperson.

President McPartland called for General Discussion and Public Comment.

The following individuals addressed the Board.

Ms. Antonette Bryant

Mr. Randall Glock

President McPartland announced that the Board would enter into closed session under Item 9-A (Conference with Labor Negotiators; Public Employee Performance Evaluation) of the regular meeting agenda, and that the Board would reconvene in open session at the conclusion of the closed session.

The Board Meeting recessed at 11:17 a.m.

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The Board Meeting reconvened in closed session at 11:33 a.m.

Directors present: Directors Blalock, Fang, Murray, Raburn, Radulovich, Sweet, and McPartland.

Absent: Directors Franklin and Keller.

Director Blalock exited the Meeting.

Director Fang exited the Meeting.

Director Raburn exited the Meeting.

The Board Meeting recessed at 12:12 p.m.

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The Board reconvened in open session at 12:13 p.m.

Directors present: Director McPartland.

Absent: Directors Blalock, Fang, Keller, Murray, Raburn, Radulovich, Sweet, and Franklin.

President McPartland announced that the Board had met in closed session under Item 9-A, and that there was no announcement to be made.

Board Meeting was adjourned at 12:14 p.m.

Kenneth A. Duron  
District Secretary