

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

Board of Directors  
Minutes of the 1,676h Meeting  
April 25, 2013

A regular meeting of the Board of Directors was held April 25, 2013, convening at 9:07 a.m. in the Board Room, 344 20<sup>th</sup> Street, Oakland, California. President Radulovich presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Blalock, Fang, Keller, Mallett, McPartland, Murray, Raburn, Saltzman, and Radulovich.

Absent: None.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of April 11, 2013.
2. BART Accessibility Task Force (BATF) Membership Appointment.

Director Murray made the following motions as a unit. Director McPartland seconded the motions, which carried by unanimous electronic vote. Ayes - 9: Blalock, Fang, Keller, Mallett, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes – 0.

1. That the Minutes of the Meeting of April 11, 2013, be approved.
2. That the Board accept the recommendation of the BATF and appoint the nominated candidate, Don Queen, for membership to the BATF for a term effective April 25, 2013, to June 30, 2013, or until the Board makes new appointments, whichever occurs later.

Director Murray, Chairperson of the Administration Committee, brought the matter of Small Business Opportunity Plan Update before the Board. Mr. Wayne Wong, Department Manager, Office of Civil Rights, presented the item. The item was discussed.

Director Fang, Chairperson of the Engineering and Operations Committee, brought the matter of Sole Source Procurement with Dailey and Wells Communications for Harris Radio Equipment before the Board. Mr. Paul Oversier, Assistant General Manager – Operations, presented the item. The item was discussed. Director Raburn moved that the Board find that in accordance with Public Contract Code 20227 Dailey and Wells Communications is the single source of supply for Harris radio equipment, the only equipment which is compatible with the BART 800 MHz radio system, and that this procurement is for the purpose of replacing old and outdated equipment in use at the District; and that the General Manager be authorized to enter into direct negotiations with Dailey and Wells Communications and to execute a contract with Dailey and Wells Communications to provide approximately 650 units of model P7370 portable

radios pursuant to the requirements of Project 79LS000, for a total price not to exceed \$2,200,000.00, including applicable taxes. Director Blalock seconded the motion, which carried by the required two-thirds majority by unanimous electronic vote. Ayes - 9: Blalock, Fang, Keller, Mallett, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes – 0.

Director Fang brought the matter of Award of Contract No. 15PU-130, K-Line 34.5KV Cable Section Replacement between KTE and KWS Substations, before the Board. Mr. Robert Powers, Assistant General Manager – Planning and Development, presented the item. The item was discussed. Director Blalock moved that the General Manager be authorized to award Contract No. 15PU-130, for K-Line 34.5kV Cable Section Replacement between KTE and KWS Substations, to Shimmick Construction Co., Inc., for the Bid price of \$4,554,900.00, pursuant to notification to be issued by the General Manager, and subject to the District’s protest procedures. Director Raburn seconded the motion, which carried by unanimous electronic vote. Ayes - 9: Blalock, Fang, Keller, Mallett, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0.

Director Fang brought the matter of Earthquake Safety Program Update before the Board. Mr. Thomas Horton, Manager of Earthquake Safety Programs, presented the item. The item was discussed.

Mr. Jerry Grace addressed the Board.

Director Fang brought the matter of Customer and Employee Safety before the Board. Mr. Kenton Rainey, Chief of Police, and Mr. Rudy Crespo, Chief Transportation Officer, presented the item. The item was discussed.

The following individuals addressed the Board.

Ms. Antonette Bryant

Ms. Yuri Hollie

Mr. Jerry Grace

Director Blalock, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of District Art Program before the Board. Mr. Powers and Ms. Laura Timothy, Manager of Access and Accessible Services, presented the item. The item was discussed.

The following individuals addressed the Board.

Mr. Alan Smith

Mr. Scott Donahue

Mr. Jerry Grace

Ms. Rachel Dinno Taylor

Ms. Jaime Pursuit

Mr. Randolph Belle

Discussion continued.

Director Blalock brought the matter of BART Metro Update before the Board.

Director Fang exited the Meeting.

Mr. Val Menotti, Department Manager, Planning, and Ms. Ellen Smith, Planning Division Manager, presented the item. The item was discussed.

Mr. Jerry Grace addressed the Board.

President Radulovich called for the General Manager's report. General Manager Grace Crunican reported on steps she had taken and meetings she had participated in. Ms. Crunican reported that train load factors had been added to the District's web site.

President Radulovich called for Board Member Reports.

Director Mallett reported he had met with councilmembers, supervisors, other elected officials, District staff, and WestCAT's General Manager, and attended a few city council meetings.

Director Keller reported he had met with Brentwood City Councilmember Gene Clare and Brentwood City Manager, and had attended the Contra Costa Transportation Authority meeting.

Director Raburn reported he had attended the Oakland A's and Salvation Army benefit, Transform's statewide summit in Sacramento, and the Chinatown spring banquet.

President Radulovich called for Roll Call for Introductions. No items were introduced.

President Radulovich called for Public Comment.

The following individuals addressed the Board.

Mr. Jerry Grace  
Ms. Yuri Hollie  
Ms. Antonette Bryant  
Ms. Sarah Bump

President Radulovich announced that the Board would enter into closed session in the adjacent conference room under Item 9-A (Conference with Labor Negotiators) of the regular Meeting agenda, and that the Board would reconvene in open session at the end of that closed session.

The Board Meeting recessed at 1:38 p.m.

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The Board reconvened in closed session at 1:45 p.m.

Directors present: Directors Blalock, Keller, Mallett, Murray, Raburn, Saltzman, and Radulovich.

Absent: Directors Fang and McPartland.

Director Blalock exited the Meeting.

The Board Meeting recessed at 3:58 p.m.

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The Board reconvened in open session at 3:59 p.m.

Directors present: Directors Radulovich.

Absent: Directors Blalock, Fang, Keller, Mallett, McPartland, Murray, Raburn,  
and Saltzman.

President Radulovich announced that the Board had met in closed session and there were no announcements to be made.

The Board Meeting was adjourned at 4:00 p.m.

Kenneth A. Duron  
District Secretary