

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

Board of Directors
Minutes of the 1,505th Meeting
April 26, 2007

A regular meeting of the Board of Directors was held April 26, 2007, convening at 9:10 a.m. in the Board Room, 344 20th Street, Oakland, California. President Sweet presided; Kenneth A. Duron, District Secretary.

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

Absent: None. Director Radulovich entered the meeting later.

President Sweet recognized Miss Alyssa Arhontes, attending as part of Take Our Daughters and Sons to Work Day. Director Franklin introduced his son, Ivan Franklin. Ms. Diahann Daniels of American Express introduced herself.

Consent Calendar items brought before the Board were:

1. Approval of the Minutes of the Meeting of April 12, 2007.
2. Adoption of Resolutions of Local Support for a Transportation for Livable Communities Grant and a Lifeline Grant Related to the Ed Roberts Campus Project at the Ashby BART Station.
3. Award of Contract No. 79HE-234, Procurement of Mobile Data Computers for BART Police Patrol Cars.
4. Reject All Bids for Contract No. 11AF-130, Fabrication and Installation of Street-Level Elevator Enclosures at Civic Center, Embarcadero, Montgomery Street, and Powell Street Stations.

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

1. That the Minutes of the Meeting of April 12, 2007, be approved.
2. Adoption of Resolution No. 5009, Resolution of Local Support – Safe, Accountable, Flexible, Efficient Transportation Equity Act (SAFETEA) Surface Transportation Program (STP), Congestion Mitigation and Air Quality Improvement (CMAQ) Funding; and Resolution No. 5010, Resolution of Local Support – Lifeline Project Funding.

3. That the General Manager be authorized to award Contract No. 79HE-234, for the Procurement of Mobile Data Computers for BART Police Patrol Cars, which is a requirements contract, to DSFreeman Co, LLC, dba Wireless Mobiledata, for the bid price of \$245,491.50, including applicable taxes, pursuant to notification by the General Manager.
4. That all bids received for Contract No. 11AF-130, Fabrication and Installation of Street-Level Elevator Enclosures at Civic Center, Embarcadero, Montgomery Street, and Powell Street Stations, be rejected.

President Sweet announced that the Board would enter into closed session under Item 8-A (Public Employment Appointment) and Item 8-B (Conference with Labor Negotiators – Public Employee Performance Evaluation) of the regular meeting agenda, and that the Board would reconvene in open session upon conclusion of the closed session.

The Board Meeting recessed at 9:12 a.m.

The Board entered into closed session at 9:22 a.m.

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

Absent: None. Director Radulovich entered the meeting later.

Director Radulovich entered the meeting.

The Board Meeting recessed at 11:02 a.m.

The Board Meeting reconvened in open session at 12:07 p.m.

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

Absent: Director Keller.

Consent Calendar Addenda item brought before the Board was:

1. New Employee Relocation Expense Reimbursement for the Component Shop Superintendent Position.

Director Blalock moved that the General Manager or his designee be authorized to enter into a relocation agreement with the recommended candidate for the position of Component Shop Superintendent in an amount not to exceed \$18,000.00, consistent with Management Procedure

No. 70, New Employee Relocation Expense Reimbursement. Director Murray seconded the motion, which carried. Ayes – 8: Directors Blalock, Fang, Franklin, Luce, Murray, Radulovich, Ward Allen, and Sweet. Noes – 0. Absent – 1: Director Keller.

Director Franklin, Chairperson of the Administration Committee, reported that the committee had received and discussed a presentation on District Participation in Proposed Northern California Power Agency (NCPA) Power Plant, and that the action item had been forwarded to Consent Calendar Addenda.

Director Fang, Chairperson of the Engineering and Operations Committee, had no report.

Director Radulovich, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Authorize Developer Solicitation for the Glen Park BART Station before the Board, and moved that the Board authorize release of a private development solicitation for the Glen Park BART Station property. Director Blalock seconded the motion, which carried. Ayes – 8: Directors Blalock, Fang, Franklin, Luce, Murray, Radulovich, Ward Allen, and Sweet. Noes – 0. Absent – 1: Director Keller.

Director Radulovich reported that the Execution of Contract Option for CDSNet, LLC for the Sales and Exchange of Tickets had been discussed and continued to a future Planning, Public Affairs, Access, and Legislation Committee meeting, and that Strategic Plan Update had been continued to a future Planning, Public Affairs, Access, and Legislation Committee meeting.

President Sweet asked for the General Manager's Report. General Manager Thomas E. Margro had no report.

Director Fang exited the meeting.

Director Ward Allen, Chairperson of the District Security Advocacy Ad Hoc Committee, had no report.

Director Blalock, Chairperson of the District Organizational Review Ad Hoc Committee, introduced the Committee's proposed actions and invited comments from the Board and audience. After discussion, Director Blalock moved that the Board of Directors concur with the first set of actions proposed by the District Organizational Review Ad Hoc Committee, dated April 6, 2007, regarding the recommendations contained in the *Organizational Audit and Review of the Bay Area Rapid Transit District – Final Report* prepared by the Doolittle & Associates Team. Director Murray seconded the motion, which carried by unanimous acclamation. Ayes - 5: Directors Blalock, Luce, Murray, Radulovich, and Sweet. Noes – 0. Absent – 4: Directors Fang, Franklin, Keller, and Ward Allen.

President Sweet brought Roll Call for Introductions before the Board. No items were introduced.

President Sweet called for General Discussion and Public Comment. No comments were received.

President Sweet announced that Employee Recruitment and Relocation for the Position of General Manager would be continued to a future meeting.

The Board Meeting adjourned at 12:19 p.m.

Kenneth A. Duron
District Secretary