

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

Board of Directors  
Minutes of the 1,530th Meeting  
May 22, 2008

A regular meeting of the Board of Directors was held May 22, 2008, convening at 9:02 a.m. in the Board Room, 344 20<sup>th</sup> Street, Oakland, California. President Murray presided; Kenneth A. Duron, District Secretary.

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

Absent: None. Directors Keller, Radulovich, and Sweet entered the meeting later.

President Murray announced that under the provisions of the Rules of the Board of Directors of the San Francisco Bay Area Rapid Transit District, now was the time set to hold a public hearing on the Fiscal Year 2009 Budget, and that staff would give a brief presentation, and that the meeting would then be opened for comments from the public.

Mr. Robert Umbreit, Department Manager, Operating Budgets, and Mr. Dale Fousel, Capital Development and Control, gave a presentation on the Fiscal Year 2009 Budget.

Directors Keller and Radulovich entered the meeting.

President Murray called for public comment. No comments were received. The public hearing was closed.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of May 8, 2008.
2. Resolution of Support for Proposition 1B Security Funds – Fiscal Year 2008.
3. Recycled, Specialty Cut and Rolled Stock Paper Purchase through Alameda County Master Contract.
4. Award of Contract No. 15QB-120, Reroof Hayward Yard Technical Center, Chestnut Street Vent Structure and Oakland Shop Annex.
5. Award of Contract No. 15QC-120, Repaving Parking Lots at Concord Station.
6. Procurement of Replacement Service Vehicles.

Consent Calendar motions, as follow, were moved as a unit by Director Fang. Director Blalock seconded the motions, which carried by unanimous electronic vote. Ayes – 8: Directors

Blalock, Fang, Franklin, Keller, Radulovich, Ward Allen, and Murray. Noes – 0. Absent – 1: Director Sweet.

1. That the Minutes of the Meeting of May 8, 2008, be approved.
2. Adoption of Resolution No. 5048, In the Matter of Authorizing Actions Necessary to Obtain Financial Assistance from the Federal Department of Homeland Security; and Resolution No. 5049, In the Matter of Authorizing Actions Necessary to Obtain Financial Assistance from the Governor's Office of Homeland Security.
3. That the General Manager or her designee be authorized to utilize the County of Alameda Master Contract No. 900271 for the procurement of recycled cut stock, specialty cut and rolled stock paper, through January 31, 2010, in accordance with the Joint Powers Agreement dated July 3, 1973, between the County and the District, in an amount not to exceed \$240,000.00.
4. That the General Manager be authorized to award Contract No. 15QB-120, Reroof Hayward Yard Technical Training Center, CHS Vent Structure, and Oakland Shop Annex, to Western Roofing Service, for the bid price of \$350,685.00, pursuant to notification to be issued by the General Manager, and subject to the District's protest procedures.
5. That the General Manager be authorized to award Contract No. 15QC-120, Repaving Parking Lots at Concord Station, to Bay Cities Paving and Grading, Inc., for the bid price of \$1,350,500.00, pursuant to notification to be issued by the General Manager, and subject to the District's protest procedures.
6. That the General Manager be authorized, pursuant to Government Code Section 54205 and Public Contract Code Section 10298, to purchase replacement non-revenue service vehicles through State of California Department of General Services contracts for an amount not to exceed \$900,000.00, including applicable taxes.

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

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The Board reconvened at 12:18 p.m.

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

Absent: Directors Fang and Keller.

Consent Calendar Addenda items brought before the Board were:

1. Condemnation of Real Property for the Warm Springs Extension Project BART Parcel No. J-1030-1,-2A, -2B, -2C, -3A, -3D, -3C and J-1031-1.
2. Award of Contract No. 79HH-110, Closed Circuit Television (CCTV) Project – Phase I Installation.
3. Agreement with Alameda Bicycle for Management Services to Operate BART's Bike Parking Facilities Program at Embarcadero, Fruitvale and Berkeley Stations (Agreement No. 6M6015).

Consent Calendar Addenda motions, as follow, were moved as a unit by Director Blalock. Director Sweet seconded the motions, which carried by unanimous electronic vote. Ayes – 7: Directors Blalock, Franklin, Luce, Radulovich, Sweet, Ward Allen, and Murray. Noes – 0. Absent – 2: Directors Fang and Keller.

1. Adoption of Resolution No. 5050, Resolution of Necessity to Condemn Real Property; Make Findings and Determinations; Authorize Eminent Domain Proceedings and Application for Possession Prior to Judgment; Draw and Deposit Warrant. (Carried by the required two-thirds vote.)
2. That the General Manager be authorized to award Contract No. 79HH-110, for Closed Circuit Television Project – Phase I Installation, to Adesta Limited Partnership, for the bid price of \$5,899,842.33, pursuant to notification to be issued by the General Manager.
3. That the General Manager be authorized to enter into Agreement No. 6M6015, with Alameda Bicycle, to provide management services to operate BART's Bike Parking Facilities Program at Embarcadero, Fruitvale, and Berkeley BART Stations, for a total cost not to exceed \$846,260.00, for five years (three-year base term with two one-year options), subject to compliance with the District's protest procedures.

Director Franklin, Chairperson of the Administration Committee, reported that the committee had received and discussed presentations on the Fiscal Year 2009 Budget: Capital Budget, and on the Proposed Senior and Disabled Fast Pass Joint Interim Pilot Program with San Francisco Municipal Transportation Agency.

Director Blalock, Vice Chairperson of the Engineering and Operations Committee, reported that the committee had received and discussed presentations on the Status of Wi-Fi Prototype Project and Commercial Negotiations and on the Quarterly Performance Report, Third Quarter Fiscal Year 2008 - Service Performance Review.

Director Ward Allen, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, reported that the committee had received and discussed presentations on the Internet

Subscription Pilot for Student Discount Tickets and on the Status of Proposed BART to Livermore Extension Environmental Study.

President Murray asked for the General Manager's Report. General Manager Dorothy W. Dugger expressed appreciation for the District's employees' cooperation and extraordinary efforts in responding to the May 10, 2008, Hayward Yard fire.

President Murray brought Roll Call for Introductions before the Board.

Director Ward Allen congratulated and acknowledged the contributions made by KTVU news anchor Dennis Richmond on the occasion of his retirement.

Director Radulovich requested an update on the District's participation in the Regional Fare Integration Study and the overall status of the study.

President Murray called for General Discussion and Public Comment.

President Murray reported that she and Mr. Val Menotti, Executive Assistant, Planning, attended the Women's Transportation Seminar Conference in Atlanta to make a presentation about BART's sustainability efforts, and while there they rode MARTA and noted the on-board LED signs announcing each station and the excellent customer service received in the stations.

Mr. Jerry Grace addressed the Board.

President Murray announced that Item 8 (Closed Session) and Item 9 (Open Session) would be continued to a future meeting.

The Board Meeting adjourned at 12:28 p.m.

Kenneth A. Duron  
District Secretary