

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

Board of Directors
Minutes of the 1,789th Meeting
June 8, 2017

A regular meeting of the Board of Directors was held June 8, 2017, convening at 9:04 a.m. in the Board Room, 344 20th Street, Oakland, California. President Saltzman presided; Kenneth A. Duron, District Secretary.

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

Absent: Director Simon. Director Josefowitz entered the Meeting later.

Director Allen introduced and welcomed Rebecca Patchen.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of May 25, 2017.
2. Change Order to Agreement No. 6H3098, General Engineering Services - Warm Springs Extension Project, with WSP USA, Inc., for Period of Performance Time Extension C.O. No. 35).
3. Appointment of BART Police Citizen Review Board Members.

Director Keller made the following motions as a unit. Director Dufty seconded the motions, which carried by unanimous acclamation. Ayes – 7: Directors Allen, Blalock, Dufty, Keller, McPartland, Raburn, and Saltzman. Noes - 0. Absent – 2: Directors Josefowitz and Simon.

1. That the Minutes of the Meeting of May 25, 2017, be approved.
2. That the General Manager be authorized to execute Change Order No. 35 to Agreement No. 6H3098, with WSP USA, Inc., extending the period of performance through June 30, 2018.
3. That the Board of Directors ratify the BART Police Citizen Review Board reappointment of the following members for the term of two years, beginning on July 1, 2017, and expiring on June 30, 2019: Cathryn Freitas, District 2; Darren White, District 4; Les Mensinger, District 6; David Rizk, District 8; and Richard Knowles, BART Police Officers' Association/BART Police Managers' Association.

Director Josefowitz entered the Meeting.

President Saltzman called for Public Comment. Aleta Dupree addressed the Board.

Director McPartland, Chairperson of the Administration, Workforce, and Legislation Committee, had no report.

Director Josefowitz, Chairperson of the Finance, Budget, and Bond Oversight Committee, brought the matter of Title VI Fare Equity Analyses before the Board. Mr. Carter Mau, Assistant General Manager, Administration and Budgets; Ms. Pamela Herhold, Department Manager, Financial Planning; and Ms. Sharon Moore, Program Manager, Workforce and Policy Compliance, presented the item.

Aleta Dupree addressed the Board.

The item was discussed. Director McPartland moved that the Board approve the Title VI Fare Equity Analysis of Possible Changes to the Fare Discount Offered to Youth Riders and the Title VI Fare Equity Analysis for the Proposed Productivity-Adjusted Inflation-Based Fare Increase and Fiscal Year 2018 Fare Changes effective January 1, 2018. Director Blalock seconded the motion. (The analyses are attached and hereby made a part of these Minutes.)

President Saltzman requested that the motion be amended to include instruction to staff to return to the Board for approval of an action plan for implementation. The maker and seconder of the motion accepted the amendment. Discussion continued.

John Arantes addressed the Board.

Director Raburn exited the Meeting.

The motion carried by unanimous acclamation. Ayes – 7: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, and Saltzman. Noes – 0. Absent – 2: Directors Raburn and Simon.

Director Raburn re-entered the Meeting.

Director Keller, Chairperson of the Operations and Safety Committee, brought the matter of Change Orders to Contract No. 79HM-120, SFTS MB, with Manson Construction Co. Inc., before the Board. Mr. Thomas Horton, Group Manager, Earthquake Safety Program, presented the item. Director McPartland moved that the General Manager be authorized to execute Change Order No. 67, Part 2, Vierendeel Frame Revisions, in the not-to-exceed amount of \$754,467.00; and Change Order No. 75, Additional Costs to Remove Existing Coating on SFTS, in the not-to-exceed amount of \$388,861.00, both to Contract No. 79HM-120, SFTS MB, with Manson Construction Company Inc. Directors Blalock and Saltzman seconded the motion, which carried by unanimous acclamation. Ayes – 8: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, and Saltzman. Noes – 0. Absent – 1: Director Simon.

Director Keller brought the matter of Ordinance No. 2017-1, Repealing All Enactments Adopted into Law by Ordinance No. 2016-1, Which Sought to Prohibit Patrons from Utilizing More Than One Seat in a Train During Commute Hours, before the Board. President Saltzman presented the item. The item was discussed. Director Keller moved that additional options to prohibit utilization of more than one seat be brought back to the Board for discussion at a future meeting. Director Blalock seconded the motion. Discussion continued. The motion carried by electronic

vote. Ayes – 5: Directors Allen, Blalock, Josefowitz, Keller, and McPartland. Noes – 3: Directors Dufty, Raburn, and Saltzman. Absent – 1: Director Simon.

Director Raburn, Chairperson of the Planning Committee, brought the matter of Lease Rider and Estoppel Agreements for Affordable Housing Projects before the Board. Mr. Sean Brooks, Department Manager, Real Estate and Property Development; and Ms. Abigail Thorne-Lyman, Manager of Planning, presented the item. President Saltzman moved that the General Manager or her designee be authorized to execute State-required rider and estoppel agreements for the following Board-approved projects: the Mural Project at the MacArthur Station, the Marea Alta Project at the San Leandro Station, the Coliseum Transit Village Project at the Coliseum Station, the San Leandro Senior Housing Project at the San Leandro Station, and the Millbrae Transit Village at the Millbrae Station. Director Raburn seconded the motion. The item was discussed. The motion carried by electronic vote. Ayes – 7: Directors Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, and Saltzman. Noes – 1: Director Allen. Absent – 1: Director Simon.

President Saltzman announced that the Board Meeting would recess to the Special Board Meeting, and that the Regular Board Meeting would reconvene in open session upon conclusion of the Special Board Meeting.

The Board Meeting recessed at 10:24 a.m.

The Board Meeting reconvened in open session at 10:44 a.m.

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

Absent: Director Simon.

President Saltzman called for the General Manager's Report.

Mr. David Kutrosky, Managing Director, Capitol Corridor, gave a brief presentation on the draft agenda for the Capitol Corridor Joint Powers Regular Board Meeting and Special Board Meeting Workshop of June 22, 2017. The report was discussed.

General Manager Grace Crunican reported on steps she had taken and activities and meetings she had participated in, including the Women's Transportation Seminar (WTS) awards where former Director Gail Murray was honored, ridership, upcoming events, the potential Warriors championship parade, and outstanding Roll Call for Introductions items.

President Saltzman brought the matter of Proposed Revision to Rules of the Board of Directors, Section 3, Committees, Number and Functions, before the Board. The item was discussed.

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

Director Blalock reported he had attended the WTS award event.

Director McPartland reported he had been a keynote speaker at a Memorial Day event.

Director Raburn reported he had attended the Bridge Academy festival and the San Leandro Cherry City festival.

President Saltzman called for Public Comment. Aleta Dupree addressed the Board.

President Saltzman announced that the Board would enter into closed session under Item 11-A (Conference with Labor Negotiators) and Item 11-B (Conference with Labor Negotiators) 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 11:32 a.m.

The Board Meeting reconvened in closed session at 11:43 a.m.

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

Absent: Director Simon.

The Board Meeting recessed at 2:44 p.m.

The Board Meeting reconvened in open session at 2:51 p.m.

Directors present: Directors Saltzman.

Absent: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, and Simon.

President Saltzman announced that the Board had concluded its closed session and that there were no announcements to be made.

The Meeting was adjourned at 2:52 p.m.

Kenneth A. Duron
District Secretary