

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

Board of Directors  
Minutes of the 1,525th Meeting  
February 28, 2008

A regular meeting of the Board of Directors was held February 28, 2008, convening at 9:04 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, Keller, Luce, Radulovich, Sweet, Ward Allen, and Murray.

Absent: None.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of February 14, 2008.
2. Quitclaim of Surplus Utility Easement in the City of Walnut Creek (Parcel 0-C130X).
3. Sale of Parcel in South San Francisco to Bimbo Bakeries.
4. Award of Contract No. 09DJ-210, Procurement of Anode Array Assemblies for Transbay Tube Cathodic Protection.

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 – 9: Directors Blalock, Fang, Franklin, Keller, Luce, Radulovich, Sweet, Ward Allen, and Murray. Noes – 0. Absent – 0.

1. That the Minutes of the Meeting of February 14, 2008, be approved.
2. Adoption of Resolution No. 5041, In the matter of Authorizing the Quitclaim of a Surplus Utility Easement in Walnut Creek – BART Parcel O-C130X (Portion of APN# 172-140-028-9).
3.
  - a. That the proposed sale parcel, BART Parcel D-3153X2, be designated as surplus to operational needs and declared as excess land; and
  - b. That, subject to concurrence by the Federal Transit Administration, the Board concurs with SamTrans' quitclaim to BART of a portion of Parcel D-3153; the total compensation of \$381,465.00 will be paid to BART; and

c. Adoption of Resolution No. 5042, In the Matter of Authorizing the Grant of Fee Simple Interest to Bimbo Bakeries USA, Inc. – BART Parcel D-3153X2 (Portion of S.B.E. 872-41-17B, Parcel 5).

4. That the General Manager be authorized to award Contract No. 09DJ-210, Procurement of Anode Arrays Assemblies for Transbay Tube Cathodic Protection, to Corpro Companies, Inc., for the bid price of \$327,000.00, pursuant to notification issued by the General Manager, subject to compliance with the District's protest procedures and Federal Transit Administration's requirements related to protest procedures.

The Board Meeting recessed at 9:06 a.m.

---

---

The Board reconvened at 10:16 a.m.

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

Absent: None.

President Murray noted that there were no Consent Calendar Addenda items, and called for the Reports of Standing Committees.

Director Franklin, Chairperson of the Administration Committee, reported that the committee had received and discussed the Fiscal Year 2009 Budget: Pro Forma Operating Budget Review.

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

Director Ward Allen, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Environmental Certification of Mitigated Negative Declaration for the Exchange of Properties between BART and the City of Hercules before the Board. Director Blalock moved that the Board find, after review and consideration of the environmental findings for the exchange of the BART Park-and-Ride parcel for the C1 parcel owned by the Redevelopment Agency of the City of Hercules, as shown in Attachment 1 and the Mitigated Negative Declaration adopted by the Hercules Planning Commission on December 3, 2007, that there are no significant environmental effects of the exchange which have not been mitigated to insignificance and no further environmental review is required under the California Environmental Quality Act (Attachment 1 is attached and hereby made a part of these Minutes). Director Sweet seconded the motion, which carried by unanimous electronic vote. Ayes – 9: Directors Blalock, Fang, Franklin, Keller, Luce, Radulovich, Sweet, Ward Allen, and Murray. Noes – 0. Absent – 0.

President Murray asked for the General Manager's Report. General Manager Dorothy W. Dugger gave a brief update on the District's efforts toward improvements for next year's reauthorization of the federal transportation bill.

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

President Murray called for General Discussion and Public Comment.

Director Luce briefly described the initial meeting of the new District Security Advocacy Ad Hoc Committee.

Director Blalock reported that he had made a presentation at a convention of the American Society of Civil Engineers.

Director Sweet thanked staff for their presentation to the participants in the Up from Darkness program.

The Board Meeting recessed at 10:27 a.m.

---

The Board reconvened at 10:32 a.m.

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

Absent: Directors Fang and Keller.

A workshop on Strategic Plan Update – Climate Change was held.

The following people made presentations during the Workshop.

Mr. Daniel Iacofano, Moore Iacofano Goltsman, Inc.

Mr. Bruce Riordan, Elmwood Consulting

Director Ward Allen exited the meeting.

Mr. Aaron Weinstein, Department Manager, Marketing and Research

Mr. Val Menotti, Deputy Planning Manager – Stations

Director Sweet exited the meeting.

The Board Meeting adjourned at 12:02 p.m.

Kenneth A. Duron  
District Secretary