

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

Board of Directors  
Minutes of the 1,620th Meeting  
March 24, 2011

A regular meeting of the Board of Directors was held March 24, 2011, convening at 9:07 a.m. in the Board Room, 344 20<sup>th</sup> Street, Oakland, California. President Franklin presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Blalock, Fang, Keller, McPartland, Murray, Raburn, Sweet, and Franklin.

Absent: None. Director Radulovich entered the Meeting later.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of March 10, 2011.
2. Resolution Concurring with Contra Costa Transportation Authority's Request for Assembly Bill 1171 Bridge Toll Funds for the eBART Project and Amending Resolution No. 5139.
3. Approval of East Bay Paratransit Consortium Service Plan for Fiscal Year 2012 Alameda County Measure B Claim.

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

1. That the Minutes of the Meeting of March 10, 2011, be approved.
2. Adoption of Resolution No. 5157, In the Matter of the Approval of a Resolution Concurring with Contra Costa Transportation Authority's Resolution of Project Compliance and Initial Project Report for AB1171 Bridge Toll Funds for the East Contra Costa County Rail Extension/eBART Project and Amending BART Resolution No. 5139.
3. Adoption of Resolution No. 5158, In the Matter of Approving the East Bay Paratransit Consortium Service Plan for Fiscal Year 2012 for Submittal to Alameda County Transportation Commission.

Director Blalock, Chairperson of the Administration Committee, had no report.

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

President Franklin announced that the sole item on the Planning, Public Affairs, Access, and Legislation agenda had been moved to Board Matters.

Director Murray, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, had no report.

President Franklin brought the matter of Resolution of Support for Proposed 2011-12 California Budget by Edmund G. Brown Jr., Governor, State of California, before the Board.

Director Fang presented the item, noting that the support for the Governor's proposed budget would not take the form of a resolution, but rather a letter. The item was discussed. Director Fang moved that the Board endorse the Governor's budget proposal for 2010 – 2011, which supports reaffirmation of the gas tax swap enacted in 2010 and the statewide ballot measure in June 2011 to extend certain existing taxes for five years. Director Blalock seconded the motion, which carried by unanimous electronic vote. Ayes – 8: Directors Blalock, Fang, Keller, McPartland, Murray, Raburn, Sweet, and Franklin. Noes – 0. Absent – 1: Director Radulovich.

President Franklin called for the General Manager's report. General Manager Dorothy W. Dugger reported that third quarter sales tax revenue had grown by approximately seven percent over the previous fiscal year, but cautioned that changes to the State budget could adversely affect the District.

President Franklin brought Roll Call for Introductions before the Board.

Director Raburn recommended the Police Associations select their appointee to the Citizens Review Board from the list of candidates submitted to the Board of Directors versus a separate selection process.

Director Raburn requested consideration of changes to the Citizen Review Board (CRB) as follows: a. Include the appointment of Alternates to the CRB and permit their attendance at CRB meetings; b. Include the appointment of youth to the CRB; c. Rename the CRB "Community Review Board."

Director Sweet requested the development of an improvement plan for the Citation Processing Center contractor performance, including consideration of bringing the services in house (i.e., Police Department).

President Franklin called for General Discussion and Public Comment.

Director Sweet, Chairperson of the BART Police Department Review Committee, gave a brief report on the recent activities of the committee.

Director Radulovich entered the Meeting.

President Franklin reported that members of the Board and staff had had a productive trip to Washington, DC, in conjunction with the American Public Transportation Association Legislative Conference.

President Franklin announced that the Board would enter into closed session under Item 9-A (Conference with Real Property Negotiator), Item 9-B (Conference with Real Property Negotiator), Item 9-C (Conference with Legal Counsel – Anticipated Litigation), Item 9-D (Threat to Public Services or Facilities), and Item 9-E (Conference with Labor Negotiators - Public Employee Performance Evaluation) of the regular meeting agenda, and that the Board would adjourn upon conclusion of the closed session.

The Board Meeting recessed at 9:26 a.m.

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The Board reconvened in closed session at 9:36 a.m.

Directors present: Directors Blalock, Fang, Keller, McPartland, Murray, Raburn, Radulovich, Sweet, and Franklin.

Absent: None.

The Board Meeting recessed at 11:42 a.m.

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The Board reconvened in closed session at 11:54 a.m.

Directors present: Directors Blalock, Fang, Keller, McPartland, Murray, Raburn, Radulovich, Sweet, and Franklin.

Absent: None.

The Board Meeting recessed at 1:07 p.m.

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The Board reconvened in closed session at 1:16 p.m.

Directors present: Directors Blalock, Fang, McPartland, Murray, Radulovich, and Franklin.

Absent: Directors Keller, Raburn, and Sweet.

Director Fang exited the Meeting.

The Board Meeting was adjourned at 1:43 p.m. in honor of San Francisco Municipal Transportation Agency Director Cameron Beach.

Kenneth A. Duron  
District Secretary