

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

Board of Directors  
Minutes of the 1,480th Meeting  
April 13, 2006

A regular meeting of the Board of Directors was held April 13, 2006, convening at 9:15 a.m. in the Board Room, 344 20th Street, Oakland, California. President Ward Allen presided; Kenneth A. Duron, District Secretary.

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

Absent: None. Directors Blalock, Keller, and Luce entered the meeting later.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of March 23, 2006.
2. Lease with Caltrans for BART Employee Parking.
3. Resolution to Establish the Contribution for Medical for Current and Former Directors Electing Medical Coverage.
4. Award of Contract No. 02EA-110, Demolition/Removal of Irvington Pumping Station.
5. Award of Contract No. 15RZ-110, Reroof Hayward Yard Main Shop.
6. Award of Contract No. 15TA-110, Repave Hayward, South Hayward and Lake Merritt Stations.
7. Consolidation of District Elections.

Lease with Caltrans for BART Employee Parking, was removed from Consent Calendar at the request of Director Franklin. After discussion, the item was replaced on the Consent Calendar.

Consent Calendar motions, as follow, were moved as a unit by Director Sweet. Director Franklin seconded the motions, which carried by unanimous acclamation. Ayes – 6: Directors Fang, Franklin, Murray, Radulovich, Sweet, and Ward Allen. Noes – 0. Absent – 3: Directors Blalock, Keller, and Luce.

1. That the Minutes of the Meeting of March 23, 2006, be approved.
2. That the General Manager or his designee be authorized to enter into a five-year lease with Caltrans, with an option to extend for an additional five-year

period, for an employee parking area bounded by Fifth, Sixth, Oak, and Madison Streets in Oakland commencing January 1, 2005, for an amount not to exceed \$177,250.00, for the first five-year term of the lease.

3. Adoption of Resolution No. 4981, In the Matter of Health and Welfare Benefits for Directors.
4. That the General Manager be authorized to award Contract No. 02EA-110, for the Demolition/Removal of the Irvington Pumping Station, to ICONCO, Inc., for the bid price of \$178,000.00, pursuant to notification to be issued by the General Manager, subject to the District's protest procedures.
5. That the General Manager be authorized to award Contract No. 15RZ-110, Reroof Hayward Yard Main Shop, to IMR Contractor Corp, for the bid price of \$584,000.00, 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 to award Contract No. 15TA-110, Repave Hayward, South Hayward and Lake Merritt Stations, to Bay Cities Paving and Grading, Inc., for the bid price of \$985,400.00, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's protest procedures.
7. Adoption of Resolution No. 4982, Requesting the Boards of Supervisors of Alameda County, Contra Costa County, and the City and County of San Francisco to Provide for the Consolidation of a District Election, Electing Members of the Board of Directors, with the State of California General Election, to Be Held on November 7, 2006.

The Board Meeting was recessed at 9:19 a.m.

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The Board Meeting reconvened at 11:40 a.m.

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

Absent: None.

Director Keller, Chairperson of the Administration Committee, reported that the committee had received and discussed a Review of Fiscal Year 2007 Preliminary Operating Budget. Director Keller moved that staff be directed to publish a Budget Pamphlet for Fiscal Year 2007, to be available for distribution no later than April 17, 2006; and that a public hearing on the Fiscal Year 2007 Preliminary Budget be set for Thursday, May 25, 2006, at 9:00 a.m., in the Board Room. Director

Sweet seconded the motions, which carried. Ayes – 9: Directors Blalock, Fang, Franklin, Keller, Luce, Murray, Radulovich, Sweet, and Ward Allen. Noes – 0.

Director Fang, Chairperson of the Engineering and Operations Committee, brought the matter of Award of Contract No. 09AS-110A, Vibro-Replacement along Transbay Tube – Off Shore Demonstration, before the Board, and moved that the General Manager be authorized to award Contract No. 09AS-110A, Vibro-Replacement along Transbay Tube – Off Shore Demonstration, to Hayward Baker/Soletanche/Traylor, JV, in a total amount not to exceed \$9,624,940.00. Director Blalock seconded the motion, which carried. Ayes – 9: Directors Blalock, Fang, Franklin, Keller, Luce, Murray, Radulovich, Sweet, and Ward Allen. Noes – 0.

Director Fang brought the matter of Award of Contract No. 09AS-120, Vibro-Replacement and Grouting along Transbay Tube – Port of Oakland, before the Board, and moved that the General Manager be authorized to award Contract No. 09AS-120, Vibro-Replacement and Grouting along Transbay Tube – Port of Oakland, to Condon Johnson & Associates, Inc., in the amount of \$9,728,490.00, subject to the District’s protest procedures. Director Blalock seconded the motion, which carried. Ayes – 9: Directors Blalock, Fang, Franklin, Keller, Luce, Murray, Radulovich, Sweet, and Ward Allen. Noes – 0.

Director Radulovich, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, reported that the committee had received and discussed a Presentation by Urban Ecology Seeking BART Support for a Proposed Conceptual Study of the East Bay Greenway, and had received and discussed a report on District Signage Update.

President Ward Allen asked for the General Manager’s Report. General Manager Thomas E. Margro introduced Mr. Paul Oversier, Assistant General Manager, Operations, and Commander Travis Gibson, who reported on three recent service disruptions.

Director Fang exited the meeting.

Vice President Sweet, Chairperson of the District Security Advocacy Ad Hoc Committee, gave a brief report on District security projects.

President Ward Allen brought Roll Call for Introductions before the Board.

Director Franklin requested that in future advertising campaigns involving the wrapping of rail cars that the windows not be obstructed.

Director Franklin requested an update on the proposed smart card pilot program with Stanford University, and a report on other potential applications.

Director Keller requested that the District investigate reported lengthy “All Nighter” bus service headways serving East Bay locations from San Francisco.

Director Murray requested that the District explore the use of text messaging in emergency preparedness plans.

President Ward Allen called for General Discussion and Public Comment. Mr. Russell Klein and Mr. Jerry Grace addressed the Board.

Director Keller exited the meeting.

President Ward Allen announced that the Board would enter into closed session in the adjacent conference room under Item 8-A (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 12:37 p.m.

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The Board entered into closed session at 12:50 p.m.

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

Absent: Directors Fang, Keller, and Luce.

The Board Meeting adjourned at 1:40 p.m.

Kenneth A. Duron  
District Secretary