

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

Board of Directors  
Minutes of the 1,653rd Meeting  
April 26, 2012

A regular meeting of the Board of Directors was held April 26, 2012, convening at 9:06 a.m. in the Board Room, 344 20<sup>th</sup> Street, Oakland, California. President McPartland presided; Kenneth A. Duron, District Secretary.

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

Absent: None. Director Radulovich entered the Meeting later.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of April 12, 2012.
2. Award of Contract No. 15QH-120, Site Improvements at Various Stations.

Director Sweet requested that Item 2-B, Award of Contract No. 15QH-120, Site Improvements at Various Stations, be removed from Consent Calendar.

Director Radulovich entered the Meeting.

Director Blalock moved that the Minutes of the Meeting of April 12, 2012, be approved.

Director Murray seconded the motion, which carried by unanimous electronic vote. Ayes – 9: Directors Blalock, Fang, Franklin, Keller, Murray, Raburn, Radulovich, Sweet, and McPartland. Noes – 0.

Item 2-B was discussed. Director Blalock moved that the General Manager be authorized to award Contract No. 15QH-120, Site Improvements at Various Stations, to Golden Bay Construction, Inc., for the Bid price of \$1,621,747.00, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's protest procedures. Director Murray seconded the motion, which carried by electronic vote. Ayes – 7: Directors Blalock, Franklin, Keller, Murray, Raburn, Radulovich, and McPartland. Noes – 2: Directors Fang and Sweet.

Director Blalock, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Alameda County 2012 Transportation Expenditure Plan before the Board. Mr. Carter Mau, Executive Manager of Planning and Budgets; Ms. Donna Lee, Principal Planner; Mr. Art Dao, Executive Manager of Alameda County Transportation Commission (ACTC); and Ms. Tess Lengyel, Deputy Director of Policy, Public Affairs, and Legislation, ACTC, presented the item. The item was discussed.

The following individuals addressed the Board.

Mr. Dave Campbell  
Mr. Eddie Dillard

Director Blalock moved that the San Francisco Bay Area Rapid Transit District support the 2012 Alameda County Transportation Expenditure Plan. President McPartland seconded the motion, which carried by electronic vote. Ayes – 8: Directors Blalock, Fang, Franklin, Keller, Murray, Radulovich, Sweet, and McPartland. Noes – 1: Director Raburn.

Director Sweet, Chairperson of the Administration Committee, brought the matter of Issuance of Concession Permit to Administer the District's Parking Permit Programs before the Board. Mr. Kevin Hagerty, Department Manager, Customer Access, presented the item.

Mr. Eddie Dillard addressed the Board.

Representatives of Pacific Park Management, Inc., addressed the Board.

The item was discussed.

Director Blalock moved that the General Manager be authorized to issue Concession Permit No. M342-12 to Pacific Park Management, Inc., to administer the District's Parking Permit Programs, for a three-year period, with an option by the District to extend the Permit for up to two additional one-year periods. Director Sweet seconded the motion, which carried by electronic vote. Ayes – 8: Directors Blalock, Fang, Franklin, Keller, Murray, Raburn, Sweet, and McPartland. Noes – 1: Director Radulovich.

Director Sweet brought the matter of Service Employees International Union (SEIU) Local 1021 Side Letter - Addition of Step to the Senior Programmer Applications Analyst Wage Scale, before the Board. Mr. Rudolph Medina, Department Manager, Labor Relations, presented the item. Director Keller moved that the General Manager be authorized to execute the Side Letter of Agreement with SEIU, Local 1021, SEIU/SL-11-1 RE: Addition of Step to the Senior Programmer Applications Analyst Wage Scale, and modifying the SEIU Collective Bargaining Agreement as specified therein. Director Blalock seconded the motion, which carried by unanimous electronic vote. Ayes – 9: Directors Blalock, Fang, Franklin, Keller, Murray, Raburn, Radulovich, Sweet, and McPartland. Noes – 0.

Director Sweet brought the matter of Execution of Contract Option for CDSNet, LLC, for the Sales and Exchange of Tickets before the Board. Ms. Julie Yim, Department Manager, Customer Service, presented the item. Director Fang moved that the General Manager be authorized to execute a change order to exercise the final five-year option on Agreement No. 6G4435, Operation of Booths for the Sale of Transit Tickets, to modify the scope of services subject to the conditions described in the Executive Decision Document, and to modify the terms of remuneration, including the addition of a minimum guarantee, with the cost of funding the minimum guarantee not to exceed \$70,000.00 per year, for a total not-to-exceed amount of \$350,000.00 for the five-year option period. Director Keller seconded the motion. The item was discussed. The motion carried by electronic vote. Ayes – 8: Directors Blalock, Fang, Franklin, Keller, Murray, Raburn, Sweet, and McPartland. Noes – 1: Director Radulovich.

Director Fang, Chairperson of the Engineering and Operations Committee, brought the matter of Award of Contract No. 40FA-110, Procurement of Transit Vehicles, and Funding Plan Discussion, before the Board. Mr. Paul Oversier, Assistant General Manager, Operations; Mr. Richard Wieczorek, Department Manager, Procurement; and Mr. Mau presented the item.

The following individuals addressed the Board.

Mr. Eddie Dillard  
Mr. Guillaume Mehlman  
Mr. Scott Emblidge  
Mr. Alex Heckler  
Mr. Thomas Brandon  
Mr. Wil Hardee  
Ms. Lisa Hoyos  
Mr. Josh Franco  
Ms. Antonette Bryant  
Ms. Debra Hauser  
Mr. Victor Martinez  
Mr. Tom Faber

The item was discussed.

President McPartland called for the General Manager's Report. General Manager Grace Crunican reported on steps she had taken and meetings she had participated in.

President McPartland called for Board Member Reports.

Director Keller reported he had attended a Concord City Council meeting.

Director Blalock reported he had attended the groundbreaking for the Silicon Valley Extension.

Director Sweet reported she had attended a Personnel Review Special Committee, the event at the Ed Roberts Campus honoring Hale Zukas, and had moderated a panel at San Francisco State on transportation, politics, and the AIDS epidemic.

Director Radulovich reported he had attended a public workshop for the 24<sup>th</sup> Street BART Plaza renovation, had toured the Daly City Station, and had attended the Personnel Review Special Committee.

President McPartland reported he had been a speaker at the National Earthquake Convention, attended the Hale Zukas event, attended meetings regarding distribution of Clipper cards to seniors, and participated in planning sessions for the upcoming Japanese-American photo gallery event at the San Bruno Station.

Director Franklin reported he had attended the Hale Zukas event, the Silicon Valley Extension groundbreaking, a planning meeting for downtown Orinda, and the Alameda County Labor annual dinner.

Director Fang requested a letter to retiring employee Peter Horikoshi.

Director Murray reported she had attended a Concord City Council meeting and had introduced herself in the Town of Danville, and had attended a American Planning Association meeting where BART received an award for the Pleasant Hill/Contra Costa Centre Transit Village.

Director Raburn reported he had attended a public forum hosted by the Citizen Review Board, the Business Advisory Council Board Workshop, the Blue Sky festival, the Silicon Valley Extension groundbreaking, and the Hale Zukas event, had chaired the Oakland Airport Connector Joint Advisory Committee, and had met with AC Transit regarding transit sustainability.

President McPartland brought Roll Call for Introductions before the Board.

Director Fang requested the District conduct a general study of public-private partnership opportunities for future projects.

Director Radulovich recommended the District evaluate and consider expansion of senior certification in every station using Station Agents for processing applications.

Director Radulovich requested a briefing on San Francisco County Transportation Authority planning regulations recognizing the District as a regional carrier versus the major provider of local trips it is.

Director Sweet requested a change to Consent Calendar guidelines to require that procurements wherein the recommended bidder/proposer does not achieve the desired DBE/MBE/WBE/SBE goals, percentages, opportunities, etc., are placed on the regular meeting agenda and not on the Consent Calendar.

Director Sweet requested an update on the District's certification process for minority and women owned business.

President McPartland called for General Discussion and Public Comment. No comments were received.

President McPartland announced that closed session Item 9-A (Conference with Labor Negotiators) would be continued to a future meeting.

Board Meeting was adjourned at 2:16 p.m.

Kenneth A. Duron  
District Secretary