

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

Board of Directors  
Minutes of the 1,708th Meeting  
May 8, 2014

A regular meeting of the Board of Directors was held May 8, 2014, convening at 9:02 a.m. in the Board Room, 344 20<sup>th</sup> Street, Oakland, California. President Keller presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Blalock, Fang, Mallett, McPartland, Murray, and Keller.

Absent: None. Directors Raburn, Radulovich, and Saltzman entered the Meeting later.

President Keller announced that under the provisions of the Rules of the Board of Directors of the San Francisco Bay Area Rapid Transit District, this was the time set to hold a public hearing on Modifications to the South Hayward Parking Fee Program, that staff would give a brief presentation on the item, and that the meeting would then be opened for comments from the public.

Mr. Jeffrey Ordway, Department Manager, Real Estate and Property Development, presented the item.

Directors Radulovich and Raburn entered the Meeting.

Mr. John De Clerq addressed the Board.

There being no further public comment, the Public Hearing was closed.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of April 24, 2014.
2. Award of Contract No. 15QL-110, Maintenance Yards Surface Improvement – OHY.
3. Award of Contract No. 15SV-120, BART Earthquake Safety Program Seismic Retrofit Miscellaneous Structures.

Director Raburn requested that Award of Contract No. 15QL-110, Maintenance Yards Surface Improvement – OHY, be removed from the Consent Calendar.

Director Blalock moved the following motions as a unit. Director Murray seconded the motions, which carried by unanimous acclamation. Ayes - 8: Directors Blalock, Fang, Mallett, McPartland, Murray, Raburn, and Keller. Noes - 0. Absent – 1: Director Saltzman.

1. That the Minutes of the Meeting of April 24, 2014, be approved.
2. That the General Manager be authorized to award Contract No. 15SV-120, Earthquake Safety Program Seismic Retrofit – Miscellaneous Structures, to Ashron Construction and Restoration, Inc., for the Bid Price of \$1,037,715.00, pursuant to notification to be issued by the General Manager, and subject to the District's protest procedures.

President Keller brought the matter of Award of Contract No. 15QL-110, Maintenance Yards Surface Improvement – OHY, before the Board.

Director Saltzman entered the meeting.

The item was discussed.

The following individuals addressed the Board.

Mr. Darrel Carey

Mr. Dustin Jones

Mr. Eddie Dillard

Director Murray moved that the General Manager be authorized to award Contract No. 15QL-110, Maintenance Yards Surface Improvement – OHY, to Bay Cities Paving and Grading, Inc., of Concord, California, for the Bid Price of \$1,030,000.00, pursuant to notification to be issued by the General Manager and subject to compliance with the District's protest procedures; and that the General Manager also be authorized to exercise the Option Bid Price of \$149,500.00. Director Blalock seconded the motion, which carried by electronic vote. Ayes – 7: Directors Blalock, Mallett, McPartland, Murray, Radulovich, Saltzman, and Keller. Noes – 2: Directors Fang and Raburn.

President Keller announced that the Board would enter into closed session in the adjacent conference room under Item 4-A (Conference with Legal Counsel) of the regular meeting agenda, and that the Board would reconvene in open session at the end of that closed session.

The Board Meeting was recessed at 9:44 a.m.

---

---

The Board reconvened in closed session at 9:46 a.m.

Directors present: Directors Blalock, Fang, Mallett, McPartland, Murray, Raburn, Radulovich, Saltzman, and Keller.

Absent: None.

The Board Meeting was recessed at 9:53 a.m.

---

---

The Board reconvened in open session at 9:55 a.m.

Directors present: Directors Blalock, Fang, Mallett, McPartland, Murray, Raburn, Radulovich, Saltzman, and Keller.

Absent: None.

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

President Keller announced that the order of agenda items would be changed.

Director Saltzman, Chairperson of the Administration Committee, brought the matter of Fiscal Year 2015 Preliminary Budget Operating Sources, Uses, and Service Plan before the Board. Mr. Carter Mau, Assistant General Manager, Administration and Budget; Mr. Robert Umbreit, Department Manager, Operating Budget and Analysis; Mr. Gregg Marrama, Department Manager of Capital Development; and Mr. Paul Oversier, Assistant General Manager, Operations, presented the item. The item was discussed.

The following individuals addressed the Board.

Mr. Jerry Grace

Ms. Megan Hope Gurrentz

Director Saltzman brought the matter of Approval of BART to Oakland International Airport Project New Fare and New Service Title VI Equity Analysis before the Board. Mr. Wayne Wong, Department Manager, Office of Civil Rights; Ms. Pamela Herhold, Financial Planning; and Mr. Robert Mitroff, Manager of Fleet and Capacity Planning, presented the item.

Director Blalock exited the meeting.

The following individuals addressed the Board.

Mr. Jeff Hobson

Mr. Jerry Grace

The item was discussed. Director Raburn moved that the Board approve the BART to Oakland International Airport Project Title VI Equity Analysis. Director Mallett seconded the motion, which carried by unanimous electronic vote. Ayes - 8: Directors Fang, Mallett, McPartland, Murray, Raburn, Radulovich, Saltzman, and Keller. Noes - 0. Absent - 1: Director Blalock.

Director McPartland, Chairperson of the Engineering and Operations Committee, brought the matter of Award of Contract No. 04SF-130, Construction of East Contra Costa BART Extension Project Trackwork, Systems, and Facility Finishes, before the Board. Ms. Chris Quinn, Chief Extensions Officer, presented the item.

The following individuals addressed the Board.

Mr. Kurt Kniffer

Mr. Brian Seamount

Mr. Ural Yal

Mr. Dustin Jones  
Mr. Martin Gillmore  
Mr. Eddie Dillard  
Mr. Jerry Grace

The item was discussed. The item was continued to a future meeting.

President Keller announced that the Board would recess for a short break.

The Board Meeting was recessed at 1:08 p.m.

---

---

The Board reconvened at 1:34 p.m.

Directors present: Directors Mallett, Murray, Raburn, Radulovich, and Saltzman.

Absent: Directors Blalock, Fang, McPartland, and Keller.

Director Saltzman, in the absence of the President and Vice President, assumed the gavel.

Director Raburn, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Reconciliation of South Hayward BART Station Access Authority Implementation of Action Plan, including Parking Fees, before the Board. Mr. Ordway presented the item.

Directors Fang and McPartland entered the Meeting.

The item was discussed. Director Saltzman moved adoption of Resolution No. 5259, In the Matter of Adopting Modifications to Parking Fees at and adjacent to the South Hayward BART Station. Director Murray seconded the motion, which carried by the required two-thirds majority by unanimous electronic vote. Ayes - 7: Directors Fang, Mallett, McPartland, Murray, Raburn, Radulovich, and Saltzman. Noes - 0. Absent – 2: Directors Blalock and Keller.

Director McPartland brought the matter of Award of Contract No. 59CT-110A, Wayfinding Improvements Phase II, before the Board. Mr. Tian Feng, District Architect, presented the item. Director Fang moved that the General Manager be authorized to award Contract No. 59CT-110A, Wayfinding Improvements Phase II, to L C General Engineering & Construction, Inc., for the Bid price of \$4,778,259.00, pursuant to notification to be issued by the General Manager, subject to the District's protest procedures and Federal Transit Administration's requirements related to protest procedures; and that the General Manager also be authorized to exercise Options 1 through 7 for \$2,698,179.00, consistent with the requirements of the Contract. Director Mallett seconded the motion. The item was discussed. The motion carried by unanimous electronic vote. Ayes - 7: Directors Fang, Mallett, McPartland, Murray, Raburn, Radulovich, and Saltzman. Noes - 0. Absent – 2: Directors Blalock and Keller.

Director McPartland brought the matter of Train Control Modernization Project Update before the Board. Mr. Oversier; Mr. Robert Powers, Assistant General Manager, Planning and Development; Mr. John Slama, Group Manager, Systems Engineering; and Mr. Keith Fullington, Acting Group Manager, Planning and Development Systems, presented the item.

Director Fang exited the Meeting.

The following individuals addressed the Board.

Mr. Chris Finn

Mr. Jerry Grace

The item was discussed.

Director Saltzman called for Public Comment. The following individuals addressed the Board.

Mr. Michael Ludwig

Mr. Jerry Grace

Mr. Chris Finn

Director Raburn, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, announced that the BART Vision Update would be continued to a future meeting, and brought the matter of Downtown Berkeley Bike Station One-Year Lease Extension before the Board. Mr. Ordway presented the item. Director Saltzman moved that the General Manager or her designee be authorized to execute an amendment for a one year extension to the lease with HSR Berkeley Investments, LLC, for approximately 4,000 square feet of commercial space at 2208 Shattuck Avenue, Berkeley, for the Downtown Berkeley Bike Station, commencing July 1, 2014. Director Raburn seconded the motion, which carried by unanimous electronic vote. Ayes - 6: Directors Mallett, McPartland, Murray, Raburn, Radulovich, and Saltzman. Noes - 0. Absent – 3: Directors Blalock, Fang, and Keller.

Director 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 Board Meeting of June 11, 2014.

General Manager Grace Crunican reported on progress in reducing outstanding Roll Call for Introduction items, steps she had taken and activities and meetings she had participated in, and she reminded the Board of upcoming events.

Director Saltzman announced that the Quarterly Report of the Controller/Treasurer would be continued to a future meeting.

Director Saltzman called for Board Member Reports and Roll Call for Introductions.

Director Saltzman reported she had participated in the Earth Day event in El Cerrito, and that she had been a judge for marketing plans created by high school freshman through a Haas School of Business training program.

Director Saltzman announced that the Board would adjourn in memory of her co-worker, Mr. Michael Hawk.

The Board Meeting was adjourned at 2:56 p.m.

Kenneth A. Duron  
District Secretary