

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

Board of Directors
Minutes of the 1,536th Meeting
August 28, 2008

A regular meeting of the Board of Directors was held August 28, 2008, convening at 9:03 a.m. in the Board Room, 344 20th Street, Oakland, California. President Murray presided; Kenneth A. Duron, District Secretary.

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

Absent: None. Directors Fang, Keller, and Radulovich entered the meeting later.

Director Sweet displayed the Employer of the Year award the District had received at the Conference of Minority Transportation Officials event on August 14, 2008.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of August 14, 2008.
2. Exchange of Real Property for the Warm Springs Extension Project.

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

1. That the Minutes of the Meeting of August 14, 2008, be approved.
2. That the General Manager or her designee be authorized to transfer excess property in exchange for, and in receipt of, other property of equal fair market value necessary to construct the Warm Springs Extension Project.

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

The Board reconvened at 9:20 a.m.

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

Absent: Directors Fang and Ward Allen.

Consent Calendar Addenda item brought before the Board was:

1. Award of Contract No. 15PG-110, Earthquake Safety Program – Rockridge Station.

Director Blalock moved that the General Manager be authorized to award Contract No. 15PG-110, Earthquake Safety Program – Rockridge Station, to William P. Young Construction, Inc., for the bid amount of \$4,950,235.00, pursuant to notification to be issued by the General Manager and subject to the District’s protest procedures and the Federal Highway Administration’s requirements related to protest procedures. Director Sweet seconded the motion, which carried by unanimous electronic vote. Ayes – 7: Directors Blalock, Franklin, Keller, Luce, Radulovich, Sweet, and Murray. Noes – 0. Absent – 2: Directors Fang and Ward Allen.

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

Director Keller, Vice Chairperson of the Engineering and Operations Committee, reported that the sole item on the committee agenda had been forwarded to Consent Calendar Addenda.

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

President Murray asked for the General Manager’s Report. General Manager Dorothy W. Dugger invited the Board to attend the Ed Roberts Campus groundbreaking ceremony on September 4, 2008. Ms. Dugger announced there would be extra train service over Labor Day weekend.

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

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

President Murray announced that the Board would enter into closed session under Item 8-A (Conference with Labor Negotiators), Item 8-B (Public Employee Performance Evaluation), and Item 8-C (Conference with Labor Negotiators) of the regular meeting agenda, and that the Board would reconvene in open session upon conclusion of the closed session.

The Board Meeting recessed at 9:24 a.m.

The Board entered into closed session at 9:30 a.m.

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

Absent: None.

The Board meeting recessed at 10:46 a.m.

The Board reconvened in closed session at 10:55 a.m.

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

Absent: None.

The Board reconvened in open session at 11:55 a.m.

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

Absent: Director Radulovich.

President Murray brought the matter of Compensation and Benefits for General Manager before the Board. Director Blalock moved that the Board award a merit increase to base salary for the General Manager of 3 percent, effective July 1, 2008, with such salary subject to review effective July 1, 2009; and that the Board President be authorized to execute an amendment to the General Manager's employment agreement incorporating this change and such non-substantive clarifying changes as may be recommended by the Associate General Counsel. Director Keller seconded the motion, which carried by unanimous electronic vote. Ayes – 8: Directors Blalock, Fang, Franklin, Keller, Luce, Sweet, Ward Allen, and Murray. Noes – 0. Absent – 1: Director Radulovich.

The Board Meeting adjourned at 11:57 a.m.

Kenneth A. Duron
District Secretary