

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

Board of Directors
Minutes of the 1,542nd Meeting
October 23, 2008

A regular meeting of the Board of Directors was held October 23, 2008, convening at 9:02 a.m. in the Board Room, 344 20th Street, Oakland, California. President Murray presided; Kenneth A. Duron, District Secretary.

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

Absent: Director Sweet.

Director Blalock presented General Manager Dorothy W. Dugger with a symbolic golden spike to be placed when the Santa Clara Valley Transportation Authority light rail, Caltrain, and BART systems join at the proposed Diridon Station.

Director Ward Allen exited the meeting.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meetings of October 9, 2008 (Regular), and October 15, 2008 (Special).
2. Agreements with American Express Travel Related Services Company, Inc., to Provide Acceptance of the American Express Card in the District's Credit/Debit Fare Program and to Provide for Marketing Funds.

Consent Calendar motions, as follow, were moved as a unit by Director Blalock. Director Fang seconded the motions, which carried by unanimous electronic vote. Ayes – 7: Directors Blalock, Fang, Franklin, Keller, Luce, Radulovich, and Murray. Noes – 0.

1. That the Minutes of the Meetings of October 9, 2008 (Regular), and October 15, 2008 (Special), be approved.
2. That the Controller-Treasurer be authorized to execute both an Agency Participation Agreement to provide acceptance of the American Express Card in the District's Credit/Debit Fare Program and a Letter of Understanding to provide marketing funds with American Express Travel Related Services Company, Inc.

Consent Calendar report brought before the Board was:

1. Fiscal Year 2009 First Quarter Financial Report.

The Board Meeting recessed at 9:05 a.m.

The Board reconvened at 10:27 a.m.

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

Absent: Director Sweet.

Director Fang, Chairperson of the Engineering and Operations Committee, announced that Item B-1, Agreement with American Medical Response (AMR) to Provide Ambulance and Paramedic Services between West Oakland and the Downtown Oakland Stations, would be placed on Consent Calendar Addenda.

Consent Calendar Addenda items brought before the Board were:

1. Authority to Negotiate and Award Contract No. 15QD-110, for Lighting Improvements at 16th Street Mission and 24th Street Mission Stations, under the Association of Bay Area Governments (ABAG) Energy Watch Direct Install Lighting Program, Pursuant to California Government Code Section 4217.12.
2. Fiscal Year 2009 Budget Revision.
3. Agreement with American Medical Response (AMR) to Provide Ambulance and Paramedic Services between West Oakland and the Downtown Oakland Stations.

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

1.
 - a) That the Board finds, pursuant to the provisions of Section 4217.12 of the Government Code, that the anticipated cost to the District for electrical energy will be less than the anticipated marginal cost for electrical energy that would be consumed by the District in the absence of the installed energy conservation measures; and
 - b) That the General Manager be authorized to negotiate and award Contract No. 15QD-110 to LINC Lighting & Electrical Group to install lighting improvements at the 16th Street Mission and 24th Street Mission stations under the Association of Bay Area Governments (ABAG) Energy Watch Direct Install Lighting Program and related lighting control and emergency lighting capabilities at a cost not to exceed \$782,000.00.

2. Adoption of Resolution No. 5061, In the Matter of Amending Resolution No. 5052 Regarding Fiscal Year 2009 Annual Budget.
3. That the General Manager be authorized to enter into negotiations and execute an agreement with American Medical Response to provide stand-by emergency medical response staff and equipment to perform patient assessment and disposition as required for stations and underground trackway between West Oakland and the downtown Oakland Stations at a cost not to exceed \$769,691.00 over five years, with the agreement to be for a term of three years with the option to extend for two additional one-year terms.

Director Franklin, Chairperson of the Administration Committee, reported that both items on the committee agenda had been forwarded to Consent Calendar Addenda.

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

Director Ward Allen, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Strategic Plan Update before the Board. Director Ward Allen moved adoption of the proposed Strategic Plan (Attached hereto as Attachment A); and that Staff be directed to use the Strategic Plan to develop metrics and a streamlined reporting process for the Board, conduct outreach on the Strategic Plan to staff throughout the District, and integrate the new Strategic Plan into upcoming budget processes. Director Blalock seconded the motion, which carried by electronic vote. Ayes – 6: Directors Blalock, Fang, Keller, Luce, Ward Allen, and Murray. Noes – 2: Directors Franklin and Radulovich. Absent – 1: Director Sweet.

President Murray asked for the General Manager's Report. Ms. Dugger introduced Mr. Eugene Skoropowski, Managing Director, Capitol Corridor, who reviewed the Agenda for the Capitol Corridor Joint Powers Board Meeting of November 19, 2008.

Ms. Dugger reminded the Board of the upcoming Rail~Volution conference hosted by the District which would be held November 2 through November 5 in the Bay Area.

President Murray brought Roll Call for Introductions before the Board. Director Fang requested a report on the District's Availability and Utilization study progress, to include a report on studies by other transit agencies in the region originally partnered with the District, with the report to be calendared on the appropriate committee agenda on November 20, 2008.

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 Real Property Negotiator) and Item 8-B (Public Employee Performance Evaluation), and that the Board would be adjourned upon conclusion of the closed session.

The Board Meeting recessed at 10:47 a.m.

The Board reconvened in closed session at 10:58 a.m.

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

Absent: Director Sweet. Director Franklin entered the meeting at 10:59 a.m.

The Board Meeting recessed at 12:06 p.m.

The Board reconvened in closed session at 12:14 p.m.

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

Absent: Directors Luce and Sweet.

Directors Fang and Keller exited the meeting.

The Board Meeting adjourned at 12:55 p.m. in honor of Mr. James Strickland

Kenneth A. Duron
District Secretary