

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

Board of Directors
Minutes of the 1,719th Meeting
October 23, 2014

A regular meeting of the Board of Directors was held October 23, 2014, convening at 4:02 p.m. in the Board Room, 344 20th Street, Oakland, California. Vice President Blalock presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Blalock, Mallett, McPartland, Murray, and Saltzman.

Absent: Director Keller. Directors Fang, Raburn, and Radulovich entered the Meeting later.

Vice President Blalock announced that the Board would enter into closed session under Item 2-A (Conference with Real Property Negotiators) of the Regular Meeting agenda, and that the Board would reconvene in open session at the end of the closed session.

The Board Meeting was recessed at 4:03 p.m.

The Board reconvened in closed session at 4:12 p.m.

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

Absent: Director Keller. Directors Fang and Radulovich entered the Meeting later.

Director Fang entered the meeting.

Director Radulovich entered the Meeting.

The Board Meeting was recessed at 4:53 p.m.

The Board reconvened in open session at 5:01 p.m.

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

Absent: Director Keller.

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

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of October 9, 2014.
2. Appointment of Glynn and Finley as Special Counsel.

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

1. That the Minutes of the Meeting of October 9, 2014, be approved.
2. Adoption of Resolution No. 5280, In the Matter of the Appointment of Special Counsel for Cal/OSHA Matters.

Vice President Blalock called for Public Comment. The following individuals addressed the Board.

Ms. Elsa Ramos
Mr. Tony Wilkinson
Mr. Byron Kirkendoll

Director McPartland, Chairperson of the Engineering and Operations Committee, brought the matter of District Emergency Preparedness before the Board. Director McPartland, Ms. Marla Blagg, Emergency Manager, and Lieutenant Kevin Franklin, Manager of Security Programs, presented the item. The item was discussed.

Mr. Jerry Grace addressed the Board.

Director Saltzman, Chairperson of the Administration Committee, brought the matter of Financial Stability Policy – Reserve for Economic Uncertainty (Reserve Fund), before the Board. Mr. Scott Schroeder, Controller-Treasurer, presented the item. The item was discussed. Director Murray moved adoption of Resolution No. 5281, In the Matter of the Amendment of the Financial Stability Policy to Provide for an Increase in the District Reserves Goal. Director Blalock seconded the motion, which carried by unanimous acclamation. Ayes - 8: Directors Blalock, Fang, Mallett, McPartland, Murray, Raburn, Radulovich, and Saltzman. Noes - 0. Absent – 1: Director Keller.

Director Saltzman brought the matter of Agreement No. 6M4367, with The Hay Group, to Conduct a Classification and Compensation Study for Non-Represented Employees, before the Board. Ms. Patrice McElroy, Human Resources Program Manager, presented the item. The item was discussed.

Director McPartland exited the Meeting.

Director Blalock moved that the General Manager be authorized to award Agreement No. 6M4367, to Hay Group, Inc., to conduct a classification and compensation study for non-represented employees, for a cost not to exceed \$340,350.00, subject to compliance with the District's protest procedures. Director Murray seconded the motion, which carried by

unanimous acclamation. Ayes - 7: Directors Blalock, Fang, Mallett, Murray, Raburn, Radulovich, and Saltzman. Noes - 0. Absent – 2: Directors Keller and McPartland.

Director Saltzman brought the matter of Retiree Dental and Vision Benefits before the Board. Ms. Diane Iwata, Benefits and HRIS Manager, presented the item. The item was discussed.

Mr. Chris Finn addressed the Board.

Director Radulovich moved that the General Manager be authorized to extend the opportunity to enroll in the same vision plans and dental plan (the Contracted Retiree Dental Plan) offered to active employees to individuals who retire from BPOA represented positions and from non-represented positions as have been approved for retirees from positions represented by ATU, SEIU, AFSCME and BPMA; and to offer retirees a lower premium dental plan, which may be unilaterally discontinued by the District effective at the end of any plan year, all on a no cost to the District basis; and to enter into amended agreements with Principal Life Insurance Company and Vision Service Plan; and to adopt amendments to the District's dental and vision plans to provide such dental and vision benefits to retirees. Director Murray seconded the motion, which carried by electronic vote. Ayes - 7: Directors Blalock, Fang, McPartland, Murray, Raburn, Radulovich, and Saltzman. Noes - 0. Absent – 1: Director Keller. Abstain – 1: Director Mallett.

Director Raburn, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Letter from Board President regarding Location of Los Medanos College in Contra Costa County before the Board.

The following individuals addressed the Board.

Mr. John Nejedly
Mr. John Marquez
Mr. Bob Kratochvil
Mr. David Soldani

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

Vice President Blalock 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 November 19, 2014. The presentation was discussed.

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

Vice President Blalock called for Board Member Reports and Roll Call for Introductions.

Director Raburn reported he had attended the Capitol Corridor Vision Planning meeting, given introductory comments at the Oakland Chamber of Commerce Pulse of Oakland award event,

had attended the Future BART event at Fruitvale Station, and gave a Building a Better BART presentation at Alameda's Elder Village.

Director Saltzman reported she had attended the Future BART event at the Downtown Berkeley Station. Director Saltzman requested more descriptive agenda item titles to better inform the public.

Director Murray reported she had attended the Capitol Corridor Vision Planning meeting, the Future BART event at the Walnut Creek Station.

Director McPartland reported he had attended the American Public Transportation Association Annual Conference in Houston, and had testified to a State Senate committee on early earthquake warning, had attended Future BART events at Dublin/Pleasanton and Fremont Stations, and had attended the memorial service for retired Alameda County Fire Chief Bill McCammom.

Vice President Blalock reported he had attended the Future BART event at Fremont Station.

Vice President Blalock requested that the meeting be adjourned in honor of retired Alameda County Fire Chief Bill McCammom.

Vice President Blalock called for Public Comment. Mr. Jerry Grace addressed the Board.

The Board Meeting was adjourned at 7:05 p.m. in memory of Mr. Bill McCammom.

Kenneth A. Duron
District Secretary