

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

Board of Directors
Minutes of the 1,665th Meeting
October 25, 2012

A regular meeting of the Board of Directors was held October 25, 2012, convening at 9:06 a.m. in the Board Room, 344 20th Street, Oakland, California. President McPartland presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Blalock, Fang, King, Raburn, Sweet, and McPartland.

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

President McPartland introduced and welcomed BART Accessibility Task Force members, Randall Glock, Chairperson and Alan Smith, Vice Chairperson who addressed the Board.

The topic was discussed.

Directors Murray and Radulovich entered the Meeting.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of September 13, 2012.
2. Agreement with Environmental Systems Research Institute for Enterprise Geographic Information System Enterprise License Agreement.

Director Blalock made the following motions as a unit. Director Murray seconded the motion, which carried by unanimous voice vote. Ayes – 8: Directors Blalock, Fang, King, Murray, Raburn, Radulovich, Sweet, and McPartland. Noes – 0. Absent – 1: Director Keller.

1. That the Minutes of the Meeting of September 13, 2012, be approved.
2. That the General Manager be authorized to execute a 3 year Enterprise License Agreement with Environmental Systems Research Institute (ESRI) in an amount not to exceed \$450,000 to enable unlimited access to ESRI software.

Director Sweet, Chairperson of the Administration Committee, brought the matter of Approval of a Memorandum Solar Photovoltaic (PV) Canopy Systems at Lafayette and Orinda Stations, before the Board. Mr. Frank Schultz, Manager of Energy Programs, presented the item. The item was discussed. Director Murray moved that the District's representative on the Northern California Power Agency (NCPA) Commission is authorized to vote to approve twenty-five (25) year power purchase agreements (PPA's) between NCPA and LightBeam Energy, Inc. to purchase electrical power generated from solar PV canopy systems at Lafayette and Orinda

Stations when they are brought for a vote at the NCPA Commission meeting, and (2) the General Manager is authorized to execute twenty-five (25) year real property lease agreements with LightBeam at the District's Lafayette and Orinda station parking lots to permit the installation and operation of PV canopy systems. Director Blalock seconded the motion, which carried by unanimous voice vote. Ayes – 8: Directors Blalock, Fang, King, Murray, Raburn, Radulovich, Sweet, and McPartland. Noes – 0. Absent – 1: Director Keller.

Director Sweet, brought the matter of the 2013 BART Plus Agreement for the term January 1, 2013 through December 31, 2013 before the Board. Ms. Pamela Herhold, Manager of Financial Planning, presented the item. The item was discussed. Director Murray moved that the General Manager is authorized to execute a new BART Plus Agreement for the term January 1, 2013 through December 31, 2013 with the Central Contra Costa Transit Authority, City of Union City, Western Contra Costa Transit Authority, and the City of Rio Vista, and to exercise options to extend the agreement annually in one-year increments for up to three years. President McPartland seconded the motion, which carried by unanimous voice vote. Ayes – 8: Directors Blalock, Fang, King, Murray, Raburn, Radulovich, Sweet, and McPartland. Noes – 0. Absent – 1: Director Keller.

Director Sweet, Chairperson of the Administration Committee, brought the matter of the District's Response to US Department of Transportation 49 Code of Federal Regulations Part 26 Disadvantaged Business Enterprise (USDOT 49 CFR Part 26 DBE): Program Implementation Modifications; Proposed Rule. Wayne Wong, Department Manger of Office of Civil Rights presented the item. The item was discussed.

Director Fang, Chairperson of the Engineering and Operations Committee, brought the matter of Award of Contract No. 79LR-110, Installation of Radio Distributed Amplifier System in BART Underground, before the Board. Mr. Paul Oversier, Assistant General Manager of Operations, introduced Mr. Thomas Herold, Manager of Communications Engineering, who presented the item. The item was discussed. Director Murray moved that the General Manager is authorized to award Contract No. 79LR-110 – BART Underground Radio System Equipment Installation to Rodan Builders, Inc. for the Bid price of \$1,184,526.00, pursuant to notification to be issued by the General Manager and subject to the District's protest procedures.

Director Fang brought the matter of Quarterly Performance Report, Fourth Quarter Fiscal Year 2013 - Service Performance Review, before the Board. Mr. Paul Oversier, Assistant General Manager, Operations, and Mr. Kenton Rainey, Chief of Police, presented the item. The item was discussed.

Director Blalock, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Resolution of Support for the Tanforan Assembly Center Committee Grant Application to the National Parks Service before the Board. Ms. Laura Timothy, Manager of Access and Accessible Services, presented the item.

The following individuals addressed the Board.

Mr. Dan Delcollo
Mr. Bill Sugaya
Mr. Tom Graves
Mr. Richard OBA

The item was discussed. Director Fang moved that the Board adopt Resolution No. 5203, In the Matter of Supporting the Tanforan Assembly Center Committee Grant Application to the National Parks Service. Director Sweet seconded the motion, which carried by unanimous voice vote. Ayes – 8: Directors Blalock, Fang, King, Murray, Raburn, Radulovich, Sweet, and McPartland. Noes – 0. Absent – 1: Director Keller.

President McPartland called for the General Manager's report.

Ms. Grace Crunican, General Manager, introduced Mr. David Kutrosky, Managing Director of Capitol Corridor, who briefly presented the Review of the Draft Agenda for the Capitol Corridor Joint Powers Board Meeting of November 14, 2012.

Director Fang exited the meeting.

Ms. Crunican introduced Mr. Wayne Wong, Department Manger of Office of Civil Rights, who presented an update on the Small Business Opportunity Plan.

President McPartland called for Board Member Reports and Roll Call for Introductions.

Director Blalock reported he attended the Asian American Architects and Engineers Annual Dinner; that he had attended a meeting of the Dumbarton Rail System and the Metropolitan Transportation Commission (MTC) 35th year of recognition event.

Director Blalock requested the District evaluate infusing San Bruno Station glass artworks with photos like artworks on Warm Springs Extension. (OPB)

Director Sweet reported she attended the San Francisco Redevelopment Oversight Board meeting, the Asian American Architects and Engineers Annual Dinner, Small Business Advisory Committee meeting and Small Business Advisory Outreach meeting in Richmond, as well as the Silver Spur Luncheon.

Director Radulovich requested that the District ensure its inclusion in the MUNI E line proposal transit planning process for service to the South of Market area (AT&T Park and proposed Warriors arena).

President McPartland reported he attended the Asian American Architects and Engineers Annual Dinner, the Transbay Tube Tour-Inspection , the Great California Shake Out Event and the Mandela Cypress Labor Council meeting.

President McPartland requested personal quarterly briefings of the Earthquake Safety Program.

Director Murray reported that she attended the Asian American Architects and Engineers Annual Dinner; that she had attended the Metropolitan Transportation Commission (MTC) 35th year of recognition event; Walnut Creek Transit Village approval; the Contra Costa Transportation Authority meeting; UC Berkeley Transportation Sustainability Research meeting and that she registered voters at the Walnut Creek Station.

Director Raburn reported he Chaired the Oakland Airport Connector Joint Advisory Committee; attended ABAG Fall General Assembly; attended U. C. Berkeley's Talk by Congressman Oberstar and attended the Metropolitan Transportation Commission (MTC) 35th year of recognition event.

Ms. Crunican reported that Director Blalock was the keynote speaker for the Warm Springs Extension Milestone event commemorating the completion of the tunnel under Lake Elizabeth in Fremont that would be held October 26, 2012. She also reported attending a partnering meeting with Bombardier Transportation.

President McPartland called for General Discussion and Public Comment.

The Board Meeting was adjourned at 12:00 p.m

Kenneth A. Duron
District Secretary