

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

Board of Directors
Minutes of the 1,745th Meeting
December 2, 2015

A special meeting of the Board of Directors was held December 2, 2015, convening at 9:00 a.m. in the Board Room, 344 20th Street, Oakland, California. President Blalock presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Keller, Josefowitz, Mallett, McPartland, Saltzman, and Blalock.

Absent: Director Saltzman. Directors Raburn and Radulovich entered the Meeting later.

President Blalock called for Public Comment on Item 3 only. No comments were received.

President Blalock announced that the Board would enter into closed session under Items 3-A (Public Employment) and 3-B (Conference with Labor Negotiators) of the Special Meeting agenda, and that the Board would reconvene in open session upon the conclusion of the closed session.

The Board Meeting recessed at 9:02 a.m.

The Board Meeting reconvened in closed session at 9:07 a.m.

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

Absent: Director Saltzman.

Director Radulovich entered the Meeting.

Director Raburn entered the Meeting.

The Board Meeting recessed at 9:34 a.m.

The Board Meeting reconvened in closed session at 9:45 a.m.

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

Absent: Director Saltzman.

The Board Meeting recessed at 12:08 p.m.

The Board Meeting reconvened in open session at 12:09 p.m.

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

Absent: Director Saltzman.

President Blalock announced that the Board had concluded its closed session under Items 3-A, 3-B, and 4-A of the Special Meeting agenda, and that there were no further announcements to be made on Items 3-A and 3-B.

President Blalock called for Public Comment on Item 4 only. No comments were received.

Director Radulovich made the following motions as a unit.

1. That the base salary of the District Secretary be increased by 3.7214 percent, effective July 1, 2016, when his Public Employees' Retirement System (PERS) contribution will also increase by 1 percent of the pensionable compensation.
2. That the base salary of the General Counsel be increased by 1 percent, effective July 1, 2016, when his PERS contribution will also increase by 1 percent of pensionable compensation, and that the General Counsel receive additional contributions to the Money Purchase Pension Plan (MPPP) equal to 2.7214 percent of his pensionable compensation, also effective July 1, 2016; and that the Board reserves the right to modify this annual contribution to the MPPP; and that the contribution will be limited each year by the Internal Revenue Code Section 410(a)(17) compensation limit and the Internal Revenue Code Section 415(c) contribution limit; and that the actuarial impact upon future annual costs to the District as determined by the District's actuaries will not exceed \$3,606 in 2016 and \$7,348 in 2017 and each year thereafter, as adjusted each year for inflation in the Internal Revenue Code Section 401(a)(17) compensation limit; and that the Board work with the Office of the General Counsel and District staff to take the necessary steps to amend the MPPP to provide for such increased benefits, including compliance with Government Code Section 7507.

3. That the General Counsel and District Secretary receive the \$1,000 conditional lump sum payment that was received by other non-represented employees on July 1, 2015.
4. That the Board President be authorized to execute on behalf of the Board any necessary changes to the Board Appointees' employment agreements to incorporate these changes.

Director Raburn seconded the motions. Director Mallett stated that he would abstain from voting. The motions carried by acclamation. Ayes – 7: Directors Josefowitz, Keller, McPartland, Murray, Raburn, Radulovich, and Blalock. Noes – 0. Abstain – 1: Director Mallett. Absent – 1: Director Saltzman.

The Meeting was adjourned at 12:14 p.m.

Kenneth A. Duron
District Secretary