

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

BOARD MEETING AGENDA

December 15, 2016

9:00 a.m.

A regular meeting of the Board of Directors will be held at 9:00 a.m. on Thursday, December 15, 2016, in the BART Board Room, Kaiser Center 20th Street Mall – Third Floor, 344 – 20th Street, Oakland, California.

Members of the public may address the Board of Directors regarding any matter on this agenda. Please complete a “Request to Address the Board” form (available at the entrance to the Board Room) and hand it to the Secretary before the item is considered by the Board. If you wish to discuss a matter that is not on the agenda during a regular meeting, you may do so under Public Comment.

Any action requiring more than a majority vote for passage will be so noted.

Items placed under “consent calendar” are considered routine and will be received, enacted, approved, or adopted by one motion unless a request for removal for discussion or explanation is received from a Director or from a member of the audience.

Please refrain from wearing scented products (perfume, cologne, after-shave, etc.) to these meetings, as there may be people in attendance susceptible to environmental illnesses.

BART provides service/accommodations upon request to persons with disabilities and individuals who are limited English proficient who wish to address BART Board matters. A request must be made within one and five days in advance of Board meetings, depending on the service requested. Please contact the Office of the District Secretary at 510-464-6083 for information.

Rules governing the participation of the public at meetings of the Board of Directors and Standing Committees are available for review on the District's website (<http://www.bart.gov/about/bod>), in the BART Board Room, and upon request, in person or via mail.

Meeting notices and agendas are available for review on the District's website (<http://www.bart.gov/about/bod/meetings.aspx>), and via email (https://public.govdelivery.com/accounts/CATRANBART/subscriber/new?topic_id=CATRANBART_1904) or via regular mail upon request submitted to the District Secretary. Complete agenda packets (in PDF format) are available for review on the District's website no later than 48 hours in advance of the meeting.

Please submit your requests to the District Secretary via email to BoardofDirectors@bart.gov; in person or U.S. mail at 300 Lakeside Drive, 23rd Floor, Oakland, CA 94612; fax 510-464-6011; or telephone 510-464-6083.

Kenneth A. Duron
District Secretary

Regular Meeting of the
BOARD OF DIRECTORS

The purpose of the Board Meeting is to consider and take such action as the Board may desire in connection with:

1. CALL TO ORDER

- A. Roll Call.
- B. Pledge of Allegiance.
- C. Introduction of Special Guests.
 - i. 2016 Holiday Toy Drive Recipient: Tenderloin Neighborhood Development Corp.

2. CONSENT CALENDAR

- A. Approval of Minutes of the Meetings of December 1, 2016 (Regular), and December 7, 2016 (Special).* Board requested to authorize.
- B. Declaration of November 8, 2016, Election Results.* Board requested to authorize.
- C. Interim Appointments to the Pleasant Hill BART Station Leasing Authority Board of Directors and the West Contra Costa Transportation Advisory Committee.* Board requested to ratify.

3. PUBLIC COMMENT – 15 Minutes

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda. An additional period for Public Comment is provided at the end of the Meeting.)

4. ADMINISTRATION ITEMS

Director Saltzman, Chairperson
NO ITEMS

5. ENGINEERING AND OPERATIONS ITEMS

Director McPartland, Chairperson

- A. Amendments to General Engineering Services Professional Services Agreements for Increased Funding.*
 - a. Agreement No. 6M8067, with PGH Wong Engineering, Inc.
 - b. Agreement No. 6M8068, with Transit Modernization Partnership, a Joint Venture
 - c. Agreement No. 6M8069, with B&C-URS Joint Venture
 - d. Agreement No. 6M8070, with STV Incorporated (dba STV VBN)
 - e. Agreement No. 6M8080, with Kal Krishnan Consulting Services, Inc.
 - f. Agreement No. 6M8081, with Acumen/Parsons, a Joint VentureBoard requested to authorize.

6. PLANNING, PUBLIC AFFAIRS, ACCESS, AND LEGISLATION ITEMS

Director Raburn, Chairperson

NO ITEMS.

7. GENERAL MANAGER'S REPORT

- A. Report of Activities, including Updates of Operational, Administrative, and Roll Call for Introductions Items.

8. BOARD MATTERS

- A. Proposed Revision to Rules of the Board of Directors, Section 3, Committees, Number and Functions.* For information. (Director Saltzman's request.)
- B. Board Member Reports.
(Board member reports as required by Government Code Section 53232.3(d) are available through the Office of the District Secretary. An opportunity for Board members to report on their District activities and observations since last Board Meeting.)
- C. Roll Call for Introductions.
(An opportunity for Board members to introduce a matter for consideration at a future Committee or Board Meeting or to request District staff to prepare items or reports.)
- D. In Memoriam.
(An opportunity for Board members to introduce individuals to be commemorated.)
- E. Election of Officers.
1. President.
2. Vice President.

9. PUBLIC COMMENT

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda.)

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

Board of Directors
Minutes of the 1,776th Meeting
December 1, 2016

A regular meeting of the Board of Directors was held December 1, 2016, convening at 9:06 a.m. in the Board Room, 344 20th Street, Oakland, California; and 5 Atherstone Mews, Kensington, London, United Kingdom. President Radulovich presided; Kenneth A. Duron, District Secretary.

Directors present in Oakland: Directors Blalock, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich.

Directors present in London: Director Josefowitz.

Absent: Director Mallett.

President Radulovich announced that agenda items 8-A, Presentation to Outgoing President, and 8-B, Remarks by Director Murray, would be brought before the Board under Introduction of Special Guests.

Director Murray presented President Radulovich with a plaque in appreciation of his leadership during the past year of his presidency. President Radulovich shared remarks on the 20 years he had served on the Board.

Director Murray shared remarks on the 12 years she had served on the Board.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of November 17, 2016.
2. Substitution of Special Counsel for Energy Matters.
3. Award of Contract No. 11TJ-170, Daly City and Civic Center, HVAC Upgrades.
4. Award of Invitation for Bid No. 9016, Coupling Assembly, Motor Half.
5. Award of Invitation for Bid No. 9017, Coupling Assembly, Gear Unit Half.
6. Reject All Bids for Contract No. 11KH-110, 24th and Mission Station Crossover Facility Improvements.
7. Reject Single Bid for Contract No.15QL-140, Maintenance Yards Surface Improvement - ORY Phase 2.

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

1. That the Minutes of the Meeting of November 17, 2016, be approved.
2. That with the retirement of Mr. Gex, the existing designation of Special Counsel for energy matters be revised to substitute Winston & Strawn as the new counsel.
3. That the General Manager be authorized to award Contract No. 11TJ-170, Daly City Yard and Civic Center HVAC Upgrades, to Integra Construction Services Inc., for the Bid price of \$540,724.00, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's protest procedures.
4. That the General Manager be authorized to award Invitation for Bid No. 9016, for Motor Half Couplings, to Bombardier, for an amount of \$251,625.00, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's protest procedures.
5. That the General Manager be authorized to award Invitation for Bid No. 9017, for Gear Unit Half Couplings, to Bombardier, for the bid price of \$343,200.00, including all applicable taxes, pursuant to notification to be issued by the General Manager, and subject to compliance with the District's protest procedures.

(The foregoing two motions were made on the basis of analysis by the staff and certification by the Controller/Treasurer that funds are available for this purpose.)

6. That all Bids for Contract No. 11KH-110, 24th and Mission Crossover Facility Improvements, are rejected, and that the General Manager be authorized to re-advertise the Contract.
7. That the single bid for Contract No. 15QL-140, Maintenance Yards Surface Improvement – ORY Phase 2, be rejected, and that the General Manager be authorized to re-advertise the Contract.

Consent Calendar report brought before the Board was:

1. Independent Auditor's Report on the Basic Financial Statements and Internal Control for the Fiscal Year Ended June 30, 2016.

Director Saltzman, Chairperson of the Administration Committee, brought the matter of Award of Agreement No. 6M4512, to Provide Rental of Digital Monochrome Copy Machines at Various District Offices/Facilities, before the Board. Mr. Richard Wieczorek, Department

Manager, Procurement, presented the item. Director Murray moved that the General Manager be authorized to award Agreement No. 6M4512, to Toshiba Business Solutions, for the proposed price of \$678,906.60, pursuant to notification to be issued by the General Manager and subject to compliance with the District's protest procedures; and that the General Manager be authorized to exercise the option to rent fifteen additional copy machines for the proposed price of \$193,932.00, subject to availability of funds. Director Blalock seconded the motion, which carried by unanimous roll call vote. Ayes – 8: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 1: Director Mallett.

Director Saltzman brought the matter of National Association of State Procurement Officials (NASPO) Value Point Computer Purchase before the Board. Mr. Travis Engstrom, Manager of Information Systems, presented the item. Director Blalock moved that the General Manager be authorized to utilize the National Association of State Procurement Official's (NASPO) ValuePoint Cooperative Purchasing Organization for selecting vendors for the procurement of computer equipment, computer software, and related installation services, until such time that the State of California ceases these or subsequent contracts, subject to the availability of funding. Director McPartland seconded the motion, which carried by unanimous roll call vote. Ayes – 8: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 1: Director Mallett.

Director Saltzman brought the matters of Side Letter Implementing New Classification Structure for BART Police Officers' Association (BPOA) and Side Letter Implementing New Classification Structure for BART Police Managers' Association (BPMA) before the Board. Ms. Carol Isen, Chief Labor Relations Officer, presented both items together. Director Raburn moved that the General Manager be authorized to execute the Side Letters of Agreement with BPOA and BPMA; and that the BPOA and BPMA Collective Bargaining Agreements be modified as specified therein. Director Murray seconded the motion, which carried by unanimous roll call vote. Ayes – 8: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 1: Director Mallett.

Director Saltzman brought the matter of Fiscal Year 2017 First Quarter Financial Report before the Board. Mr. Carter Mau, Assistant General Manager, Administration and Budgets, and Mr. Robert Umbreit, Department Manager, Budget Department, presented the item. The item was discussed.

Director Saltzman brought the matter of 2016 Disparity Study Update before the Board. Mr. Wayne Wong, Department Manager, Office of Civil Rights, and Ms. Sherry Williams, Miller3 Consulting, presented the item. The item was discussed.

Director McPartland, Chairperson of the Engineering and Operations Committee, brought the matter of Award of Contract No. 09AU-120, BART Earthquake Safety Program TBT Internal Retrofit, before the Board. Mr. Paul Oversier, Assistant General Manager, Operations; Mr. Robert Mitroff, Chief Planning and Development Officer; Mr. Thomas Horton, Group Manager, Earthquake Safety Program; and Mr. Thomas Tumola, Program Manager, presented the item. The item was discussed.

Director Saltzman moved that the General Manager be authorized to award Contract No. 09AU-120, BART Earthquake Safety Program TBT Internal Retrofit, to Shimmick/CEC Joint Venture, for the Base Bid price of \$267,083,110.00, pursuant to notification to be issued by the General Manager, and subject to the District's protest procedures; and that the General Manager be authorized to exercise any or all of Options 1 through 5, subject to certification by the Controller/Treasurer that funds are available; and that staff be directed to refine, analyze, and conduct an inclusive outreach program on early morning service mitigation concepts; and that staff return to the Board in the summer of 2017 for approval of a recommended service mitigation plan. Director Murray seconded the motion. Discussion continued. Director Keller requested the addition of ridership experience as part of the analysis to the motion. Directors Saltzman and Murray accepted the addition. Discussion continued.

Director McPartland made a substitute motion that the matter be continued to a future meeting. The substitute motion died for lack of a second. Discussion continued. The main motion carried by unanimous roll call vote. Ayes – 8: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 1: Director Mallett.

Director McPartland brought the matter of Change Order to Contract No. 01RQ-110, Construction of Hayward Maintenance Complex Project Maintenance Facilities, with Clark Construction, for North Yard Trackwork Constructability Issues (C.O. No. 67) before the Board. Director Keller moved that the General Manager be authorized to execute Change Order No. 67, North Yard Trackwork Constructability Issues, to Contract No. 01RQ-110, Hayward Maintenance Complex Project Maintenance Facilities, for an amount not to exceed \$900,000.00, with Clark Construction. Director Saltzman seconded the motion, which carried by unanimous roll call vote. Ayes – 8: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 1: Director Mallett.

Director McPartland brought the matter of Short-Term System Capacity Improvements: Next Steps, before the Board. Mr. Oversier; Mr. Aaron Weinstein, Department Manager, Marketing and Research; and Mr. David Hardt, Chief Mechanical Officer, Rolling Stock and Shops, presented the item. The item was discussed. Director Keller moved that the item be continued to a future meeting. Director Murray seconded the motion, which carried by roll call vote. Ayes – 6: Directors Blalock, Keller, McPartland, Murray, Raburn, and Saltzman. Noes – 2: Directors Josefowitz and Radulovich. Absent – 1: Director Mallett.

The Board Meeting recessed at 12:52 p.m.

The Board Meeting reconvened at 1:21 p.m.

Directors present in Oakland: Directors Blalock, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich.

Directors present in London: None.

Absent: Director Mallett.

Director Raburn, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Station Access Policy Performance Measures and Targets for 2025 before the Board.

Director Josefowitz entered the Meeting in London.

Ms. Hannah Lindelof presented the item. Director Saltzman moved that the Station Access Policy Performance Measures, which include 2025 Targets, be adopted. Director McPartland seconded the motion, which carried by unanimous roll call vote. Ayes – 8: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent - 1: Director Mallett. (The Station Access Policy Performance Measures are attached and hereby made a part of these Minutes.)

Director Raburn brought the matter of Transit-Oriented Development Policy Performance Measures and Targets for 2040 before the Board. Mr. Sean Brooks, Department Manager, Real Estate and Property Development, and Ms. Abigail Thorne-Lyman, Manager of Planning, presented the item.

The following individuals addressed the Board.

Jeff Levin
Elizabeth Wampler
Craig Adelman
Joel Ramos
LaVerda Allen

Director Saltzman exited the Meeting.

The item was discussed. President Radulovich moved that the attached performance targets that will guide the activities and priorities of BART's Transit-Oriented Development Program from 2016 to 2040 be adopted. Director Blalock seconded the motion, which carried by unanimous roll call vote. Ayes – 7: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, and Radulovich. Noes - 0. Absent - 2: Directors Mallett and Saltzman. (The Transit-Oriented Development Policy Performance Measure and Targets are attached and hereby made a part of these Minutes.)

Director Raburn brought the matter of 2017 Federal and State Legislative Goals before the Board. Mr. Roddrick Lee, Department Manager, Government and Community Relations; Mr. Paul Fadelli, Legislative Analyst; and Mr. Tim Schott, Schott& Lites, presented the item. The item was discussed. Director Blalock moved that the Board approve the 2017 State and Federal Advocacy Programs, as presented by staff and amended by the Board. Director McPartland seconded the motion, which carried by unanimous roll call vote. Ayes – 7: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, and Radulovich. Noes - 0. Absent - 2: Directors Mallett and Saltzman.

Director Raburn brought the matter of Strategic Plan Framework – Goal Indicators and Objectives, before the Board. Ms. Ellen Smith, Planning Division Manager, presented the item. The item was discussed.

Director Raburn brought the matter of Dublin/Pleasanton Parking Garage Expansion Project before the Board. Mr. Val Menotti, Chief Planning and Development Officer, presented the item. The item was discussed.

President Radulovich called for the General Manager's Report. Ms. Marcia deVaughn, Deputy General Manager, reported that Measure RR, the District's \$3.5 billion general obligation bond measure to reinvest in the system, had passed in the November 8, 2016, general election; that the open house events for the public to tour the Fleet of the Future test trains had concluded on October 30, 2016; and that there had been a new top ten ridership record on November 3, 2016, of 464,224 riders. She reported on steps taken by the General Manager and activities and meetings she had participated in, outstanding Roll Call for Introductions items, and reminded the Board of upcoming events.

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

Director Josefowitz requested an update on the status of the escalators at Civic Center/UN Plaza Station. Mr. Oversier provided a brief update.

Director Murray reported she had attended a ribbon-cutting ceremony for four electric trolleys in Walnut Creek.

President Radulovich called for In Memoriam. No requests were received.

President Radulovich called for Public Comment. Chris Finn addressed the Board.

The Meeting was adjourned at 3:36 p.m.

Kenneth A. Duron
District Secretary

BART Board of Directors: Station Access Policy Performance Measures and Targets

Adopted December 1, 2016

Policy Goal	Intent	#	Performance Measures	Baseline	2025 Target
A. Safer, Healthier, Greener	Demonstrate effectiveness of shifting more riders to greener & healthier modes	A1.	Home-based access mode-share	<ul style="list-style-type: none"> Active Access: 44%* Shared Mobility: 29%* Drive & Park: 27%* 	<ul style="list-style-type: none"> Active Access: 52% Shared Mobility: 32% Drive & Park: 16%
	Evaluate: 1) station access safety and 2) success of off-property investments and advocacy	A2.	Decline in collisions within 1/2 mile radius of stations, normalized by ridership by mode	TBD	Zero fatalities or serious injuries consistent with Vision Zero
	Demonstrate reduction in GHG emissions due to mode shift	A3.	GHG emissions per passenger home-based station access trip	TBD	TBD, in coordination with the Sustainability Program
B. More Riders	Demonstrate success at promoting ridership that does not exacerbate peak-period – peak direction crowding	B1.	Growth in morning peak exits at stations with PDA place types including Regional Center (Oakland only), City Center, and Suburban Center, compared to Downtown San Francisco	From 2005-2015, morning peak exits grew 53% in Downtown San Francisco and only 16% in Centers outside San Francisco.	Growth in morning peak hour exits from 2015-2025 is 10% greater in Centers outside San Francisco than in Downtown San Francisco
	Manage parking cost-effectively to not exacerbate peak period – peak direction crowding	B2.	Morning peak parking availability	~1% availability systemwide	5% parking availability during the morning peak, by geographic area
	Track use of access mode infrastructure	C1.	Increase the productivity of parking spaces	Drive and park riders using BART parking lots / parking spaces = 1.1*	Increase the ratio of drive and park riders using BART lots / parking spaces to 1.3
C. More Productive & Efficient	Secure bike parking availability	C2.	Secure bike parking availability	Spring 2016 occupancy survey found that 2 stations with less than 10% secure bike parking availability	10% availability of secure bike parking at each station
	Tracking intermodal/curb use and/or quality of intermodal	C3.	Tracking intermodal/curb use and/or quality of intermodal	TBD	TBD – to evolve out of current mode use study
	Preserve parking options for riders coming from farther away, that lack other options	D1.	Drive-and-park riders that are coming from outside 3-mile radius	46% of Drive and Park riders are coming from distances of 3 miles or greater*	Increase the share of drive-and-park riders that are coming from outside the 3-mile radius to 50% or greater
D. Better Experience	Demonstrate collaboration & coordination with local jurisdictions & transit agencies	D2.	BART Participation in local planning processes and/or collaborations with transit agencies resulting in projects that improve station access and customer experience	Examples of current local planning processes/transit agency collaborations with BART participation: <ul style="list-style-type: none"> Bay Fair TOD Specific Plan Adeline Corridor Plan Downtown Oakland Specific Plan City of Dublin Iron Horse Trail Feasibility Study AC Transit/BART Interagency Liaison Committee 	5 local planning processes or collaborations with transit agencies underway annually
	Ensure adequate access for people of all abilities	E1.	Customer satisfaction – rating for “Access for people with disabilities”	Rating of 5.13 (a decline from prior years)**	Improve rating by 5% every two years to achieve a rating of 6.5 by 2024
	Elevator availability	E2.	Elevator availability	QPR Report for FY2016 4 th Quarter: 98.63% elevator availability	Station elevators available for patron use at least 98% of the time during revenue service periods (efforts should be made to achieve 100% availability for ADA purposes)
E. Equitable Services	Ensure investments improve access choices for all riders, particularly those with the fewest choices	E3.	BART ridership by: <ul style="list-style-type: none"> Low-income populations Minority populations LEP populations Seniors People with disabilities 	<ul style="list-style-type: none"> Low-income populations (less than \$50,000): 29%** Minority populations: 62%** LEP populations: 10%** Seniors: 5%** People with disabilities: 3%** 	Show ridership growth consistent with or higher than overall ridership growth
	Demonstrate innovation through pilot programs	F1.	Number of new/innovative pilot programs that expand opportunities for people to access the BART system	Current pilot programs underway/planned: <ul style="list-style-type: none"> Scoop verifiable carpool program Beacon navigation system for sight impaired 	2 pilots annually

*Preliminary 2015 Station Profile Data; **2014 Customer Satisfaction Survey

BART Board of Directors: Transit-Oriented Development Policy Performance Measures and Targets Adopted December 1, 2016

POLICY GOAL	INTENT	STANDARDS FOR TOD ON BART LAND			Draft Performance Measures		2025 Target		2040 Target		STATION AREA GOALS	
		#	Baseline	2025 Target	2040 Target	2040 Target	Unit of Measurement					
A. Complete Communities	District Vitality and Growth	A1.	Residential Units to be produced on BART property	2,397	7,000	20,000	84%	Increase in Housing Units within 1/2 mile of BART stations from 2010 to 2040 ¹ (155,800 new units)				
		A2.	Office/Commercial Square Feet to be produced on BART property	208,682	1,000,000	4,500,000	55%	Increase in Jobs within 1/2 mile of BART stations, 2010-2040 (277,500 new jobs) ¹				
		A3.	Minimum net density threshold for units on BART property	Min 75 DU/Acre				Average Walkscore [®] for BART Stations (2016 Average: 75)				
B. Sustainable Communities Strategy	Mix of Uses	A4.	# Station areas (1/2 mile) more than 1 mile from grocery store	9	7	0	85					
		B1.	% Units on BART Property supporting Station Area goal of 155,800 new units within 1/2 mile of BART	0.4%	3%	12%						
		B2.	% Planned jobs on BART Property supporting Station Area Goal of 277,500 new jobs within 1/2 mile of BART	0%	1%	5%		All stations have a Station Area Plan supporting Plan Bay Area growth targets				
C. Ridership	Reduce Greenhouse Gas Emissions (GHG)	B3.	# Catalytic Development Projects (pushing market, using innovative materials, assembling land, etc)	8 total	1 per year	2 per year						
		B4.	Regional GHG reduced by TOD on BART property (pounds/day)	TBD	TBD	TBD	TBD	% Reduction in per capita CO2 emissions, region-wide ¹				
		C1.	Estimated Weekday Riders generated from TOD on BART property (weekend ridership not included)	3,800	6,000	20,000	200,000	Added weekday ridership from growth within 1/2 mile of BART stations				
D. Value Creation/Value Capture	Increase off-peak and reverse commute ridership	C2.	TDM Programs established by cities, job centers, institutions near BART to encourage transit use	7	16 (All Regional Centers, City Centers)	33 (All Regional Centers, City Centers, Suburban Centers, Mixed-Use Corridors)		Growth in morning peak hour exits from 2015-2040 is 25% greater in Centers outside San Francisco than in Downtown San Francisco ²				
		D1.	Pilot new finance mechanisms to support transit, TOD	1: TBD (In Progress) 2: Density Bonus for Community Benefits (El Cerrito)		Test new tools as needed near BART stations	Successful value capture mechanisms in widespread use to finance transit, TOD					
		E1.	Maximum parking spaces/residential unit	1.47	0.9 average across all BART development	lower than 2025 target of 0.9	65%	Share of HH with 0 or 1 Car within 1/2 mile of BART stations (2014: 57% with 0 or 1, 22% with 0 cars 4-County Total: 32%, 7%) ³				
E. Transportation Choice	Reduce overall car ownership	E2.	Maximum parking spaces per 1,000 square feet office/retail	1.43 (Fruitvale, Richmond, Pleasant Hill)	1.6 average across all BART development	lower than 2025 target of 1.6						
		E3.	Reduction in vehicle trips from standard development via TDM-related measures (e.g. car share, bike share, transit passes) - equivalent to GreenTrip		1/2 of BART housing projects incorporate TDM to reduce vehicle trips	3/4 of BART housing projects incorporate TDM to reduce vehicle trips	65%	Non-auto mode to work share for workers living within 1/2 mile of BART stations (2014: 54%; 4-County Total: 30%) ³				
		F1.	# affordable units on BART property	764	2,450	7,000		No net loss of low income households (91,000 HH earning less than \$50,000 living in 1/2 mile in 2014) ⁴				
F. Affordability & Equity	Increase Opportunities for Disadvantaged Businesses (Federal) and Small Businesses	F2.	Share of housing units systemwide that are affordable	32%		35%						
		F3.	Disadvantaged Business and Small Business Utilization	TBD	TBD	TBD						

¹Source: Plan Bay Area 2040 Preferred Scenario. Scenarios may be changed once ER is complete in 2017. Includes stations that are currently under construction, but not planned stations. Goals for 1/2 mile are derived from evaluation of Plan Bay Area growth allocated to Priority Development Areas in Alameda, Contra Costa, San Francisco and San Mateo counties, and analysis of growth distribution to TAZs near stations. Regional GHG goal will be aligned with forthcoming targets established by State of California.

²Consistent with Station Access Performance Targets, but extended to 2040.

³Source: U.S. Census 2009-2014 American Community Survey. Rolling average data across 4 year period. Data is for U.S. Census tracts clipped to 1/2 mile of BART, and proportionately adjusted.

⁴Ibid. "Low Income" is defined as households earning less than \$50,000. In 2016, HUD defines a 2-person "Low Income" Household as earning less than \$60,150 in the East Bay, and \$78,800 in the West Bay. Data and future targets are in 2014 inflation-adjusted dollars.

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

Board of Directors
Minutes of the 1,777th Meeting
December 7, 2016

A special meeting of the Board of Directors was held December 7, 2016, convening at 9:47 a.m. in the Board Room, 344 20th Street, Oakland, California; and 11A Atherstone Mews, Kensington, London, United Kingdom. Director Saltzman presided; Kenneth A. Duron, District Secretary.

Directors present in Oakland: Directors Allen, Blalock, Keller, McPartland, and Saltzman.

Directors present in London: Director Josefowitz.

Absent: Director Simon. Directors Dufty and Raburn entered the Meeting later.

Director Saltzman called for Public Comment on Item 3 only. No comments were received.

Director Saltzman announced that the Board would discuss only the performance evaluations of the employees identified under Item 3 of the agenda, and would not discuss compensation or benefits at this meeting, either in closed session or open session.

Director Saltzman announced that the Board would enter into closed session under Item 3 (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 9:49 a.m.

The Board Meeting reconvened in closed session at 9:50 a.m.

Directors present in Oakland: Directors Allen, Blalock, Keller, McPartland, and Saltzman.

Directors present in London: Director Josefowitz.

Absent: Director Simon. Directors Dufty and Raburn entered the Meeting later.

Director Dufty entered the Meeting.

Director Raburn entered the Meeting.

Director Josefowitz exited the Meeting.

The Board Meeting recessed at 2:44 p.m.

The Board Meeting reconvened in open session at 2:45 p.m.

Directors present: Directors Allen, Dufty, Keller, and Saltzman.

Absent: Directors Blalock, Josefowitz, McPartland, Raburn, and Simon.

Director Saltzman announced that the Board had concluded its closed session, and that there was no announcement to be made.

The Meeting was adjourned at 2:45 p.m.

Kenneth A. Duron
District Secretary



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: 		GENERAL MANAGER ACTION REQ'D: Approve and place on Board Meeting agenda		
DATE: 12/5/2016		BOARD INITIATED ITEM: No		
Originator/Prepared by: Kenneth Duron Dept: District Secretary Signature/Date: 12-09-16	General Counsel 12/9/16 []	Controller/Treasurer 12/9/16 []	District Secretary 12-09-16 []	BARC []

DECLARATION OF NOVEMBER 8, 2016 ELECTION RESULTS

PURPOSE:

This proposed action is to declare the results of the general district election held on November 8, 2016, for Districts 1, 3, 5, 7, 9 and ballot Measure RR for the BART Safety, Reliability and Traffic Relief bond.

DISCUSSION:

The San Francisco Bay Area Rapid Transit District was scheduled to hold a general district election on November 8, 2016, for the purpose of electing one Director in each of Districts 1, 3, 5, 7 and 9.

The Registrars of Voters of Alameda County, Contra Costa County and the City and County of San Francisco have reported the election returns for Election Districts 1, 3, 5, 7, 9 and Measure RR.

***ELECTION RETURNS, NOVEMBER 8, 2016**

<u>District/Candidates</u>	<u>Total</u>	<u>Percent</u>	<u>Alameda</u>	<u>Contra Costa</u>	<u>San Francisco</u>
District No. 1					
Gail Murray	56,381	35.08		56,381	
Debora Anne Allen	103,697	64.51		103,697	
Write in	666	.41		666	
Total	160,744			160,744	
District No. 3					
Rebecca Saltzman	87,369	55.91	72,616	14,753	
Ken Chew	44,498	28.48	29,778	14,720	
Worth Freeman	7,299	4.67	6,023	1,276	
Varun Paul	16,432	10.52	11,134	5,298	
Write in	667	.43	564	103	
Total	156,265		120,115	36,150	

DECLARATION OF NOVEMBER 8, 2016 ELECTION RESULTS

District No. 5

John McPartland	83,473	62.11	83,473
Jennifer Hosterman	49,952	37.17	49,952
Write in	965	.72	965
Total	134,390		134,390

District No. 7

Zakhary Mallett	33,885	27.22	8,885	19,757	5,243
Roland Emerson	6,168	4.96	1,211	4,024	933
Will Roscoe	21,196	17.03	4,623	12,858	3,715
Lateefah Simon	62,700	50.37	22,422	30,849	9,429
Write in	529	.42	236	195	98
Total	124,478		37,377	67,683	19,418

District No. 9

Gwyneth J. Borden	48,970	32.23		48,970
Bevan Dufty	91,763	60.39		91,763
Michael Petrelis	10,499	6.91		10,499
Write in	723	.48		723
Total	151,955			151,955

Measure RR

Yes	994,140	70.53	434,001	262,499	297,640
No	415,366	29.47	174,591	172,396	68,379
Total	1,409,506		608,592	434,895	366,019

*Returns as certified by the Registrars of Voters of Alameda County and as reported by the Registrar of Voters for Contra Costa County and the City and County of San Francisco.

FISCAL IMPACT: None.

ALTERNATIVES: None.

RECOMMENDATION:

That the Board of Directors adopts the following motion:

MOTION:

That there be entered into the Minutes of the Board the official canvass of the returns for Election Districts 1, 3, 5, 7, 9 and Measure RR as taken by the Registrars of Voters of Alameda County, Contra Costa County and the City and County of San Francisco for the election of November 8, 2016; the elected candidates having received the highest number of votes cast in their respective election districts based on said official canvass; and that Measure RR, the BART Safety, Reliability and Traffic Relief bond, received a "Yes" vote of more than two-thirds majority of votes cast, based on said official canvass. That the following candidates are hereby declared elected to the Board of Directors of the San Francisco Bay Area Rapid Transit District:

DECLARATION OF NOVEMBER 8, 2016 ELECTION RESULTS

District Number/Candidate Elected

- 1 Debora Anne Allen
- 3 Rebecca Saltzman
- 5 John McPartland
- 7 Lateefah Simon
- 9 Bevan Dufty

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

MEMORANDUM

TO: Board of Directors **DATE:** December 8, 2016
FROM: District Secretary
SUBJECT: 2016 Standing Committee and Special Appointments – Interim Appointments

With the departures of Mr. Mallett and Ms. Murray from the Board of Directors we have vacancies on the Pleasant Hill BART Station Leasing Authority Board of Directors and the West Contra Costa Transportation Advisory Committee. Both bodies have or are expected to have business before them best served with District representation.

Directors Keller and Saltzman are recommending the appointment of Director Allen to the Leasing Authority Board and Director Simon to the Advisory Committee to ensure continuity until the Board ratification of the 2017 Standing Committee and Special Appointments proposed by the incoming President expected in January.

Board Rule 3-3.2 requires the ratification by a majority vote of all members of the Board any appointment of any Committee member. The Rule includes a provision that such appointments shall be submitted directly to the Board.

In accordance with Board Rule 3-3.2, the proposed revisions to the 2016 Standing Committee and Special Appointments will be before the Board of Directors for ratification at the Regular Board Meeting on December 15, 2016.

Should you have any questions about the recommended actions, please contact me at your convenience.



Kenneth A. Duron

cc: Board Appointed Officers
Deputy General Manager
Executive Staff

MOTION:

That the Board of Directors ratifies the proposed revision to the Standing Committee and Special Appointments for 2016: Appointment of Director Debora Allen to the Pleasant Hill BART Station Leasing Authority Board of Directors and Director Lateefah Simon to the West Contra Costa Transportation Advisory Committee.



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <i>Garcia de la Fuente</i>		GENERAL MANAGER ACTION REQ'D: Approve and forward to the Board of Directors		
DATE: 12/5/2016 <i>12/6/16</i>		BOARD INITIATED ITEM: No		
Originator/Prepared by: Robert Mitroff Dept: Planning, Development, & Construction	General Counsel <i>[Signature]</i>	Controller/Treasurer <i>[Signature]</i>	District Secretary	BARC <i>[Signature]</i>
Signature/Date: <i>Robert Mitroff</i> 12/6/16	12/6/16 []	12/6/16 []	[]	12/6/16 []

Change Orders to Amend the General Engineering Services Professional Services Agreements No. 6M8067, 6M8068, 6M8069, 6M8070, 6M8080, and 6M8081

Purpose: To authorize the General Manager to execute Change Orders to the General Engineering Services Professional Services Agreements No. 6M8067, 6M8068, 6M8069, 6M8070, 6M8080, and 6M8081 in order to increase each of their not-to-exceed limits from \$15,000,000 to \$19,000,000.

Discussion: The Board of Directors awarded six \$15,000,000 general engineering consulting (GEC) Agreements on April 10, 2014 to the firms and joint ventures shown in the table below. The \$90,000,000 in combined commitment capacity from these six Agreements has been put to work to advance the design and engineering of the District's capital program, and, as shown below, is now nearly fully committed.

Agreement No.	Firm / Joint Venture	Committed to Date
6M8067	PGH Wong Engineering, Inc.	\$12.2 million
6M8068	Transit Modernization Partnership, a Joint Venture	\$15.0 million
6M8069	B&C-URS Joint Venture	\$15.0 million
6M8070	STV Incorporated (dba STV VBN)	\$14.2 million
6M8080	Kal Krishnan Consulting Services, Inc.	\$14.0 million
6M8081	Acumen/Parsons, a Joint Venture	\$14.6 million
Total		\$85.0 million

As noted in Robert Powers' Letter to Board dated November 14, 2016, BART is issuing a Request for Proposals for six new GEC Agreements valued at \$25,000,000 each, or \$150 million combined. The anticipated Board of Directors award action on these Agreements is projected for the end of the first quarter of calendar year 2017.

In order to bridge any potential gap between now and the award and the execution of the six new GEC agreements, staff recommends that the amounts of these existing, April 2014 GEC Agreements be increased by \$4,000,000 each or \$24,000,000 combined.

The Office of the General Counsel will approve these Change Orders as to form, prior to execution. The Procurement Department will review these Change Orders for compliance with the District's procurement guidelines prior to execution.

Fiscal Impact:

The \$24,000,000 for the six agreements will be obligated by the District through a series of Work Plans. Each Work Plan will have a defined Scope of Services with a separate schedule and budget. Any Work Plan funded under a State or Federal Grant will be subject to State and Federal grant compliance requirements. The Controller/Treasurer will certify the availability of funding, and the Capital Development and Control Department will certify the eligibility of identified fund sources prior to the execution of any Work Plan.

Alternatives:

Not approve these Change Orders and wait until the new GEC Agreements are approved at the end of the first quarter of 2017. There is, however, a significant risk that unforeseen delays in the approval and execution of these new agreements could delay the implementation of urgent capital program needs if the full commitment capacity of the original \$90,000,000 in commitment authority is reached in the next few months.

Recommendation:

It is recommended that the Board adopt the following motion

Motion:

The General Manager is authorized to execute Change Orders to the General Engineering Services Professional Services Agreements No. 6M8067, 6M8068, 6M8069, 6M8070, 6M8080, and 6M8081 in order to increase each of their not-to-exceed limits from \$15,000,000 to \$19,000,000.

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

MEMORANDUM

To: Board of Directors

Date: December 9, 2016

From: District Secretary

Re: Proposed Revision to Rules of the Board of Directors: Chapter III, Section 3. Committees

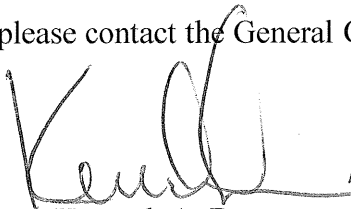
The attached document is a Board Rules revision proposed by Director Saltzman and presented for discussion.

The proposal may affect several subsections of the Rules of the Board of Directors: Chapter III Board Meetings and Committees, Section 3. Committees (attached) including:

- 3-3.1 Number
- 3-3.2 Recording of Committee Meetings
- 3-3.3 Membership
- 3-3.4 Attendance at Meetings
- 3-3.6 Nature and Responsibilities of Committees
- 3-3.7 Functions of the Standing Committees

Staff has not completed review of other Board Rules sections for potential impacts.

Should you require any additional information, please contact the General Counsel or me at your earliest convenience.



Kenneth A. Duron

cc: Board Appointed Officers
Deputy General Manager

Proposal Objective

This proposal seeks to make more efficient use of Directors' and staff's time, generate more Board consensus, and give clearer direction to staff. It also seeks to facilitate the Board, as a whole, meeting its responsibilities to the district and the public. Toward this objective, this proposal includes recommendations for an updated committee structure. The proposed committee structure should facilitate more detailed policy discussion which will free Board meeting time for higher level discussion and remove most policy development from the RCI process.

Proposed Committee Structure

The Board shall have four standing committees as follows in order to provide the opportunity for Directors to work through the majority of policy issues and concerns prior to full Board meetings:

1. Finance, Budget & Bond Oversight
 - Budget
 - Financial Planning & Policy
 - Audit
 - Fares & Revenue
 - Bond Oversight

2. Administration, Workforce & Legislation
 - Board Rules
 - Board Technology
 - Workforce
 - Administration
 - Legislation

3. Operations & Safety
 - Operations
 - Rider experience
 - Police
 - Safety & Security

4. Planning
 - Planning
 - Real Estate
 - Stations
 - Station Access
 - System Expansion
 - Sustainability

Committee Agendas: Items may be placed on a Committee Agenda by a Board Appointed Officer, with the consent of the Committee Chair, or by two members of the committee. Questions about which Committee has jurisdiction of a particular item shall be resolved by the President of the Board of Directors. Committee agendas shall be posted with the same notice as Board agendas.

Committee Membership: Each Director shall be a member of two committees, except the President and Vice-President who shall be a member of one committee. Directors shall submit their Committee preferences to the Board President. The Board President shall make committee assignments taking into account Director preferences. Each Committee shall have four members.

Agendizing Committee items to Board: Items that receive at least three affirmative votes in committee shall be forwarded to the full Board for consideration a full Board meeting.

Bypassing Committees: No action item that falls under the jurisdiction of a committee, other than procurement and contracting, shall come before the full Board of Directors without receiving at least three votes in Committee unless one of the following conditions is met:

- The General Manager and the President together determine that an item requires the timely attention of the board.
- At least three Directors ask the President to bring the item before the full Board.

Committee Meeting Schedule:

Board committees shall meet once a month for up to two hours on a regular to be determined schedule. The committee meetings shall take place in the board room, with audio recording.

Committee Chairs: The President shall appoint Committee chairs and vice-chairs. The Committee chairs shall be responsible for the orderly functioning of their committees.

3-2.9 Pledge of Allegiance

The Pledge of Allegiance to the Flag shall be made at meetings of the Board.

3-2.10 Reading of Resolutions

It shall be unnecessary for the District Secretary to read aloud any portion of a written resolution submitted to the Board for action in the absence of a request by a Director for such a reading.

3-2.11 Display of Electronic Voting

Votes taken using electronic voting system shall display the vote only after all Directors have completed voting. Votes taken in compliance with Brown Act requirements (i.e. roll call vote for teleconferenced meeting) are exempt from this rule.

New Rule, Adopted
March 10, 2016

SECTION 3. COMMITTEES

3-3.1 Number

Committees of the Board shall consist of the following:

(a) Standing Committees:

- (1) Administration.
- (2) Engineering and Operations.
- (3) Planning, Public Affairs, Access, and Legislation.

(b) Special Committees:

Such special committees as may be authorized by the Board from time to time. A special committee shall cease to exist when the Board determines that the committee is no longer needed.

Special Committees shall adhere to the Brown Act.

Special Committees shall be noticed 72 hours in advance.

All agendas will be distributed, posted and published on-line before the meeting.

The meetings will normally be held in the BART Board Room, Kaiser Center 20th Street Mall, 344 20th Street, Third Floor, at 9:00 a.m. on the first Thursday of each month, unless otherwise directed by the Chairperson.

Materials provided to members in advance of the meeting will be available on the District's website at www.bart.gov. Materials distributed at the meeting will be made available to the public during the meeting and by request to the District Secretary following the meeting.

Special committee meetings shall be recorded and such recordings shall be available through the District Secretary's office.

Revised and Adopted
July 23, 2015

(c) Ad Hoc Committees:

The Board may create such Ad Hoc Committees as it deems necessary and proper. It is the intent of the Board that such Ad Hoc Committee meetings be open to the public and noticed as such in a manner consistent with the Brown Act.

New Rule, Adopted
July 23, 2015

3-3.2 Recording of Committee Meetings

The District shall record all meetings of committees except portions not open to the public. Such recordings shall be available through the District Secretary's Office. Recording method (i.e.: audio, video, minutes, notes, etc.) may be determined by staff supporting the committee.

New Rule, Adopted
March 10, 2016

3-3.3 Membership

The President shall make appointments to all Committees and designate the Chairperson and Vice Chairperson thereof. Any appointment by the President of any Committee or liaison member or Committee Chairperson or Vice

Chairperson of any Committee shall be ratified by a majority vote of all members of the Board. Such appointments shall be submitted directly to the Board for ratification.

Revised and Adopted
July 23, 2015

- (a) The Administration, Engineering and Operations, and Planning, Public Affairs, Access, and Legislation Committees shall be composed of three (3) members. No business of these Committees shall be conducted unless a quorum of the Committee is present. A quorum of the Administration, Engineering and Operations, and Planning, Public Affairs, Access, and Legislation Committees shall be two (2) members of the Committee.

Revised and Adopted
June 23, 2011

3-3.4 Attendance at Meetings

All Board members are authorized to be compensated in accordance with Resolution Nos. 4739 and 5044 for attendance at Board, standing and special committee meetings.

Revised and Adopted
March 13, 2008

No Director shall be compensated for a meeting from which the Director was absent while on official District business unless that Director provides a timely, brief written explanation of the official business conducted to the District Secretary.

New Rule, Adopted
November 19, 1998

For purposes of this Rule, "official District business" shall mean acting in one's capacity as Director on behalf of the District. Examples of official District business include, but are not limited to: meeting with legislators and other public officials and their representatives on matters concerning the District; making or attending presentations on behalf of the District; traveling to and attending other meetings as District representatives; and participating in activities related thereto.

New Rule, Adopted
January 28, 1999

3-3.5 Term of Office

The term of office for members of the committees shall be from the date of appointment until their successors are appointed. It is understood that the committees are reappointed annually, following the election of officers. Whenever a vacancy occurs on a standing or special committee, the President shall make either a temporary or a permanent appointment to fill the vacancy, subject to Board ratification.

Revised and Adopted
June 11, 1998

3-3.6 Nature and Responsibilities of Committees

- (a) All Committees are advisory only.
- (b) Tape recordings shall be kept of each committee meeting. These tapes will be available for listening by each Director or member of the public through the District Secretary's Office.
- (c) Committees may initiate consideration of any problem or measure relating to the general or specific functions assigned to that committee.
- (d) Matters coming to committees which require action by the Board of Directors may be recommended to the Board by the vote of a majority of the committee members present at a committee meeting. If a matter receives a tie vote in a committee, it shall be forwarded to the Board without recommendation from the committee.
- (e) At the request of three Directors, any matter will be placed directly on the agenda of an upcoming regular Board Meeting regardless of whether it has been assigned to a specific committee, provided applicable meeting notice and agenda requirements are met. Similarly, at the request of three Directors, any topic will be scheduled for a Board workshop, provided applicable meeting notice and agenda requirements are met. Such requests shall be directed to the Secretary.

Revised and Adopted
June 23, 2011

3-3.7 Functions of the Standing Committees

- (a) Administration Committee

This committee shall make recommendations to the Board concerning the following subjects:

1. Financial planning and budgets.
2. Insurance.
3. Personnel.
4. Employee relations.
5. Supply.
6. Rules of the Board of Directors.
7. General policy.
8. Real estate, except space acquisition.
9. Audit review.
10. Strategic funding initiatives.
11. Small/Minority/Women owned Businesses.

To aid Directors in undertaking and fulfilling their responsibilities for financial reporting to the general public, the Administration Committee will, periodically, convene as a special Audit Review Group. Meetings of this group may be called by the Chairperson or any members of the Administration Committee.

When acting in this capacity, the group will recommend to the full Board the appointment of independent outside auditors. They shall also review the annual financial statements of the District prior to their submission to the Board of Directors and may examine and consider such other matters in relation to the internal and external audit of the District's accounts and in relation to the financial affairs of the District and its accounts as the group may, in its discretion, determine to be desirable.

(b) Engineering and Operations Committee

This committee shall make recommendations to the Board concerning the following subjects:

1. Engineering and construction.
2. Space acquisition.
3. Transportation service planning and operations.
4. Equipment and communications facilities.
5. Maintenance.
6. Research and development.
7. Physical design.
8. Safety, security and emergency management.
9. Sustainability and "Green" initiatives.

(c) Planning, Public Affairs, Access, and Legislation Committee

This committee shall make recommendations to the Board concerning the following subjects:

1. Public information.
2. Passenger information.
3. Advertising.
4. Marketing.
5. Public relations.
6. Legislation.
7. Station access.
8. Station area development.
9. Strategic planning.

Strategic planning issues addressed by this committee shall concern the following subjects:

1. Approach, direction and roles for the strategic plan process.
2. Responsibilities and tasks for subcommittees, task forces or work groups, as needed, to further the development of and updates to the strategic plan.
3. Review and revision of BART's mission and objectives, as needed.
4. Identification of key issues and strategies to respond to changing conditions and needs in the future as related to the strategic plan.
5. Develop strategies that define how BART will realize its mission and achieve its vision of the future.
6. Review the BART strategic plan on at least an annual basis.

Revised and Adopted
June 23, 2011