

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

Board of Directors
Minutes of the 1,791st Meeting
June 22, 2017

A regular meeting of the Board of Directors was held June 22, 2017, convening at 9:03 a.m. in the Board Room, 344 20th Street, Oakland, California. President Saltzman presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, Simon, and Saltzman.

Absent: None.

Director Simon introduced and welcomed her daughter, Amina Miller Ortiz.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meetings of June 8, 2017 (Regular and Special).
2. Award of Invitation for Bid No. 9026, Fujitec Escalator Step Assemblies.
3. Award of Contract No. 15NL-130, Pleasant Hill Parking Structure Elevator Modernization.

Director Dufty made the following motions as a unit. Director Keller seconded the motions, which carried by unanimous acclamation. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, Simon, and Saltzman. Noes - 0.

1. That the Minutes of the Meetings of June 8, 2017, (Regular and Special), be approved.
2. That the General Manager be authorized to execute award Invitation for Bid No. 9026, for the purchase of Fujitec escalator step assemblies, to Precision Escalator, in the amount of \$765,000.00, pursuant to notification to be issued by the General Manager.

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

3. That the General Manager be authorized to award Contract No. 15NL-130, Pleasant Hill Parking Structure Elevator Modernization, to Ascent Elevator Services Inc., for the Bid Price of \$1,566,000.00, pursuant to

notification to be issued by the General Manager, and subject to the District's protest procedures.

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

Larry Reid
Aleta Dupree
Doug Bloch
Denise Tatum
John Bartee
Adolf Felix

Director McPartland, Chairperson of the Administration, Workforce, and Legislation Committee, had no report.

Director Josefowitz, Chairperson of the Finance, Budget, and Bond Oversight Committee, brought the matter of Fiscal Year 2018 Fare Modifications before the Board. Mr. Carter Mau, Assistant General Manager, Administration and Budgets; and Ms. Pamela Herhold, Department Manager, Financial Planning; presented the item.

The following individuals addressed the Board.

Aleta Dupree
Clarence Fischer
JP

President Saltzman moved adoption of Resolution No. 5344, In the Matter of Adopting Modified Fare Rates and Charges: Apply a \$0.50 Surcharge to Fares Paid with Magnetic Stripe Paper Tickets; Reduce the Discount for Youth Riders Age 5-12 from 62.5% to 50%; and Provide a New Discount of 50% to Youth Riders Age 13-18. Director Blalock seconded the motion. The item was discussed. The motion carried by unanimous acclamation by the required two-thirds majority. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, Simon, and Saltzman. Noes - 0.

Director Josefowitz brought the matter of Resolution Approving the Fiscal Year 2018 Annual Budget before the Board.

General Manager Grace Crunican recognized Mr. Robert Umbreit, Department Manager, Budget Department, on the occasion of his final Annual Budget before retirement.

Mr. Mau presented the item. Director Blalock moved adoption of Resolution No. 5345, In the Matter of Approving the Annual Budget for the San Francisco Bay Area Rapid Transit District and Authorizing Expenditures for the Fiscal Year July 1, 2017, to June 30, 2018. President Saltzman seconded the motion.

Director McPartland exited the Meeting.

The item was discussed. The motion carried by unanimous acclamation. Ayes – 8: Directors Allen, Blalock, Dufty, Josefowitz, Keller, Raburn, Simon, and Saltzman. Noes - 0. Absent – 1: Director McPartland.

Director Keller, Chairperson of the Operations and Safety Committee, brought the matter of Resolution Adopting a Safe Transit Policy before the Board.

Director McPartland re-entered the Meeting.

The following individuals addressed the Board.

Olivia Rocha
Arturo Fernandez
Aleta Dupree
Raha Jorjani
Christian Gutierrez
Tanhya Cardenas
Linda Olvera
Amalia Chamorro
Tracy Rosenberg
JP
Judith Stacey
William Walker
Brytanee Brown
Shasun Sular
Jess Yang
Jane Martin
Mary Lim-Lampe
Kitzra Isteva
Malena Mayorga
John Arantes
Anjali Mehta
Saira Hussain
Yibbi Heras
Carol Rothman
Lili Shidovski
Clarence Fischer
Idalys Perez
Oscar Grande
Bob Allen
Sydney Gamble
David Hein
Margaret Cunningham
Maria Luisa Figueroa

Director Raburn moved adoption of Resolution No. 5346, In the Matter of Setting a Policy to Most Effectively Use Resources to Ensure Safe and Quality Transportation for All Riders. President Saltzman seconded the motion. The item was discussed. The motion carried by electronic vote. Ayes – 8: Directors Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, Simon, and Saltzman. Noes – 1: Director Allen.

Director Keller brought the matter of Proposed Rescission of Ordinance 2016-1 to Prohibit Patrons from Utilizing More Than One Seat during Commute Hours before the Board. The item was discussed.

The following individuals addressed the Board.

William Walker

Aleta Dupree

Discussion continued. President Saltzman moved adoption of Ordinance No. 2017-1, An Ordinance of the San Francisco Bay Area Rapid Transit District Repealing All Enactments Adopted into Law by Ordinance No. 2016-1 which Sought to Prohibit Patrons from Utilizing More than One Seat in a Train during Commute Hours in the Counties of Alameda, Contra Costa, and the City and County of San Francisco, and which Was Duly and Regularly Introduced, Passed, and Adopted by the Board on the 14th Day of April, 2016. Director Dufty seconded the motion. Director Blalock made a substitute motion that the vote be deferred for 30 days. Director Keller seconded the substitute motion. Discussion continued. The substitute motion failed by electronic vote. Ayes – 4: Directors Allen, Blalock, Keller, and McPartland. Noes – 5: Directors Dufty, Josefowitz, Raburn, Simon, and Saltzman. President Saltzman returned to the main motion. The motion to adopt Ordinance No. 2017-1 carried by electronic vote. Ayes – 5: Directors Dufty, Josefowitz, Raburn, Simon, and Saltzman. Noes – 4: Directors Allen, Blalock, Keller, and McPartland.

Director Keller requested staff be directed to develop a one ticket/one seat policy pilot program for implementation on the eBART extension upon start-up in May 2018, with the policy to address concerns including potential targeting of certain groups and service delays. Director Blalock seconded the request.

President Saltzman announced that the order of agenda items would be changed.

Director Raburn, Chairperson of the Planning Committee, brought the matter of Dublin / Pleasanton and West Dublin / Pleasanton Stations Parking Strategy, Advance Environmental Activities, and Planning for Multimodal Access Projects before the Board.

The following individuals addressed the Board.

Don Biddle

Melissa Hernandez

Director McPartland moved that the item be continued to a future meeting. Director Blalock seconded the motion. The item was discussed.

Robert Allen addressed the Board.

The motion to continue the item carried by electronic vote. Ayes – 7: Directors Allen, Blalock, Keller, McPartland, Raburn, Simon, and Saltzman. Noes – 2: Directors Dufty and Josefowitz.

President Saltzman brought the matter of Proposed Revision to Rules of the Board of Directors, Section 3, Committees, Number and Functions, before the Board, and presented the item. Director Raburn moved that the Board of Directors adopt President Saltzman's revised Standing

Committee proposal for the period of July through November 2017 and ratify the Proposed Standing Committee Appointments. Director Dufty seconded the motion, which carried by unanimous electronic vote. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, Simon, and Saltzman. Noes - 0.

President Saltzman announced that the Board would enter into closed session under Item 12-A (Conference with Real Property Negotiator) of the regular Meeting agenda, and that the Board would reconvene in open session upon conclusion of the closed session.

The Board Meeting recessed at 1:10 p.m.

The Board Meeting reconvened in closed session at 1:22 p.m.

Directors present: Directors Allen, Blalock, Dufty, Keller, Raburn, Simon, and Saltzman.

Absent: None. Directors Josefowitz and McPartland entered the Meeting later.

Director Josefowitz entered the Meeting.

Director McPartland entered the Meeting.

The Board Meeting recessed at 1:35 p.m.

The Board Meeting reconvened in open session at 1:37 p.m.

Directors present: Directors Allen, Blalock, Dufty, Josefowitz, Raburn, Simon, and Saltzman.

Absent: None. Directors Keller and McPartland entered the Meeting later.

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

Director Raburn brought the matter of Lake Merritt BART Transit Operations Facility before the Board.

Director McPartland entered the Meeting.

Mr. Val Menotti, Acting Assistant General Manager, Planning, Development, and Construction; Ms. Hannah Lindelof, Principal Planner; and Ms. Seema Parameswaran, Senior Administrative Analyst, presented the Project Update and Title VI Siting Analysis.

Director Keller entered the Meeting.

President Saltzman exited the Meeting and Vice President Raburn assumed the gavel.

The presentation was discussed. Director Blalock moved approval of BART's Transit Operations Facility Title VI Siting Analysis. Director Simon seconded the motion, which carried by unanimous acclamation. Ayes – 8: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, and Simon. Noes – 0. Absent – 1: Director Saltzman.

Vice President Raburn called for the General Manager's Report.

Mr. Paul Oversier, Assistant General Manager, Operations, reported on the service provided for the Warriors' championship parade. General Manager Grace Crunican reported on steps she had taken and activities and meetings she had participated in, ridership, upcoming events, and outstanding Roll Call for Introductions items. Ms. Crunican reported that the BART team had placed first in the overall competition at the 2017 American Public Transportation Association (APTA) International Rail Rodeo.

Vice President Raburn called for the Controller/Treasurer's Report. Ms. Rosemarie Poblete, Controller/Treasurer, presented the report.

Vice President Raburn brought the matter of 2017 Schedule of Board Meetings before the Board and briefly presented the item.

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

Director Simon reported she had attended Carnival in San Francisco, the West Oakland Community Advisory Council, and the groundbreaking ceremony at McArthur Commons.

Director Blalock reported he had attended the Alameda County Mayors' Conference in San Leandro and the Mineta Transportation Institute's graduation ceremony.

Director Keller reported he had attended the APTA Rail Conference in Baltimore, Maryland.

Director McPartland reported he had attended two staff briefings, the BART Police Citizen Review Board meeting, the standing committee meetings, an Alameda/San Joaquin working group meeting, the Alameda County Mayors' Conference, an ACEforward DEIR open house, and the Capitol Corridor Joint Powers Board meeting.

Director McPartland requested staff determine Cal/OSHA noise rate requirements and test all trackways for compliance and develop a plan for bringing the system into compliance, report the findings to the Board, and submit the plan for compliance to Cal/OSHA for comment. Director Raburn seconded the request.

Director Allen reported she had attended a staff briefing, the Capitol Corridor Joint Powers Board meeting, and the megaregional rail workshop.

Director Raburn reported he had attended an affordable housing workshop, the Temescal Street Fair, the Island Jam, the Capitol Corridor Joint Powers Board meeting, and the megaregional rail workshop.

Director Raburn brought In Memoriam before the Board.

Director Simon requested the meeting be adjourned in honor of the three UPS employees who had been killed in San Francisco: Wayne Chan, Michael Lefiti, and Benson Louie.

Vice President Raburn called for Public Comment. Aleta Dupree addressed the Board.

The Meeting was adjourned at 2:41 p.m. in memory of Wayne Chan, Michael Lefiti, and Benson Louie.

Kenneth A. Duron
District Secretary