

BOARD OF DIRECTORS MEETING

Thursday, June 6, 2019

MINUTES

1. CALL TO ORDER AND ROLL CALL

The Regular Meeting of the Santa Clara Valley Transportation Authority's (VTA) Board of Directors (Board) was called to order by Chairperson O'Neill at 4:30 p.m. in the Board of Supervisors' Chambers, County Government Center, 70 West Hedding Street, San José, California.

1.1. ROLL CALL

| Attendee Name | Title | Status |
|--------------------|------------------------|---------|
| Marie Blankley | Alternate Board Member | Absent |
| Larry Carr | Board Member | Present |
| Magdalena Carrasco | Board Member | Present |
| Cindy Chavez | Vice Chairperson | Present |
| David Cortese | Board Member | Present |
| Dev Davis | Alternate Board Member | Absent |
| Lan Diep | Board Member | Present |
| Susan Ellenberg | Alternate Board Member | Absent |
| Adrian Fine | Alternate Board Member | Absent |
| Glenn Hendricks | Alternate Board Member | Present |
| Chappie Jones | Board Member | Present |
| Sam Liccardo | Board Member | Present |
| John McAlister | Board Member | Present |
| Howard Miller | Alternate Board Member | Present |
| Teresa O'Neill | Chairperson | Present |
| Raul Peralez | Board Member | Present |
| Rob Rennie | Board Member | Present |
| Rich Tran | Board Member | Present |
| Jeannie Bruins | Ex-Officio Member | Present |

A quorum was present.

* Alternates do not serve unless participating as a Member.

1.2. Pledge of Allegiance

The Pledge of Allegiance commenced.

1.3. Orders of the Day

Chairperson O'Neill noted staff request to remove **Closed Session Items #2.1.C** and **#2.1.E** from the agenda.

M/S/C (Liccardo/Hendricks) to accept the Orders of the Day.

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| RESULT: | ACCEPTED – Agenda Item #1.3 |
| MOVER: | Sam Liccardo, Board Member |
| SECONDER: | Glenn Hendricks, Alternate Board Member |
| AYES: | Carr, Chavez, Hendricks (Alt.), Liccardo, McAlister, O'Neill, Peralez, Rennie |
| NOES: | None |
| ABSENT: | Carrasco, Cortese, Diep, Jones |

Board Member Cortese arrived at the meeting at 4:36 p.m.

2. CLOSED SESSION

2.1. Recessed to Closed Session at 4:36 p.m.

A. Conference with Legal Counsel - Existing Litigation

[Government Code Section 54956.9(d)(1)]

Name of Case: Santa Clara Valley Transportation Authority v. Montague Parkway Associates, LP (Santa Clara County Superior Court Case No.: 112CV220334)

B. Conference with Legal Counsel - Existing Litigation

[Government Code Section 54956.9(d)(1)]

Name of Case: Cheung v. Santa Clara Valley Transportation Authority, et al. (Santa Clara County Superior Court Case No. 17-CV-314496)

C. (Removed from the Agenda.)

Conference with Legal Counsel - Existing Litigation

[Government Code Section 54956.9(d)(1)]

Name of Case: Momi v. City of San Jose, et al. (Santa Clara County Superior Court Case No. 17-CV-318467)

D. Conference with Legal Counsel - Existing Litigation

[Government Code Section 54956.9(d)(1)]

Name of Case: Marquez v. Santa Clara Valley Transportation Authority, et al. (Santa Clara County Superior Court Case No. 17-CV-311003)

E. (Removed from the Agenda.)

Conference with Real Property Negotiators
[Government Code Section 54956.8]

Property: Proposed Transit-Oriented Development on Santa Clara Caltrain Station Park & Ride Lot, on the VTA-owned parcel at APN 230-08-061, also known as 500 Benton Street/Railroad Avenue, Santa Clara, CA

Agency Negotiators: Ron Golem, Director, Real Estate & Transit-Oriented Development; Jessie O'Malley Solis, Manager of Transit-Oriented Development

Negotiating Parties: Robert Mendelsohn, Republic Metropolitan, LLC

Under Negotiation: Terms and conditions of ground lease

F. Conference with Labor Negotiators
[Government Code Section 54957.6]

VTa Designated Representatives

Bob Escobar, Negotiator

Raj Srinath, Deputy General Manager/Chief Financial Officer

Inez Evans, Chief Operating Officer

Geoff Holland, Employee Relations Supervisor

Employee Organization

Amalgamated Transit Union, Local 265

Board Member Jones arrived at the meeting at 4:39 p.m.

Board Member Tran arrived at the meeting at 5:00 p.m.

Board Member Diep arrived at the meeting at 5:16 p.m.

2.2. Reconvened to Open Session at 5:30 p.m.

2.3. Closed Session Report

A. Conference with Legal Counsel - Existing Litigation
[Government Code Section 54956.9(d)(1)]

Name of Case: Santa Clara Valley Transportation Authority v. Montague Parkway Associates, LP (Santa Clara County Superior Court Case No.: 112CV220334)

Evelynn Tran, General Counsel, noted no reportable action was taken during closed session.

B. Conference with Legal Counsel - Existing Litigation
[Government Code Section 54956.9(d)(1)]

Name of Case: Cheung v. Santa Clara Valley Transportation Authority, et al.
(Santa Clara County Superior Court Case No. 17-CV-314496)

General Counsel Tran noted no reportable action was taken during closed session.

D. Conference with Legal Counsel - Existing Litigation
[Government Code Section 54956.9(d)(1)]

Name of Case: Marquez v. Santa Clara Valley Transportation Authority, et al.
(Santa Clara County Superior Court Case No. 17-CV-311003)

General Counsel Tran noted no reportable action was taken during closed session.

F. Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives

Bob Escobar, Negotiator

Raj Srinath, Deputy General Manager/Chief Financial Officer

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Geoff Holland, Employee Relations Supervisor

Employee Organization

Amalgamated Transit Union, Local 265

General Counsel Tran noted no reportable action was taken during closed session.

3. AWARDS AND COMMENDATION

3.1. Retiree's Recognition June 2019

The Board recognized Joyce Warner-Manina, Electronic Technician, for 31 years of distinguished public service with VTA.

The following retirees were unable to attend, but were recognized for their public service with VTA: 1) Ronald Angell, Coach Operator, for 31 years of distinguished public service; and 2) April Jones, Parts Clerk, for 30 years of distinguished public service.

3.2. Cristo Rey Corporate Work Study Program Intern Commendation

The Board recognized the following Cristo Rey San José Jesuit High School student interns for their outstanding contributions to VTA: Ramon Alcantar; Victoria Ascencio; Alexis Martinez; Bianca Martinez; and Pedro Ramirez.

The following interns were unable to attend the meeting, but were recognized for their outstanding contributions to VTA: Cristian Cardenas; Maria Lopez; Jazmine Lozano; and Kyle Martinez.

Public Comment

Tessa Woodmansee, Interested Citizen, expressed her dissatisfaction on the open meeting process and provided suggestions for improvement.

Vice Chairperson Chavez left her seat at 5:39 p.m.

4. PUBLIC COMMENT

Ms. Woodmansee expressed concern on climate change and offered suggestions on transit infrastructure.

Monica Mallon, Interested Citizen, encouraged the Board to consider the public comments on the proposed budget and expressed concern on the impact of reduced bus service.

Bruce Roberts, Interested Citizen, expressed concern on Access Paratransit service and called for improved bus service to the Santa Clara Kaiser Hospital.

Board Member Cortese returned to his seat at 5:43 p.m.

Board Member Carrasco arrived at the meeting at 5:44 p.m.

Vice Chairperson Chavez returned to her seat at 5:45 p.m.

Andrew Boone, Interested Citizen, advocated for allocating more funding to bus service and expressed concern on projects that increase highway capacity.

Board Member Carrasco left her seat at 5:47 p.m.

Alexis Achilleoudis, Interested Citizen, commented about a transportation infrastructure concept.

Rose Villegas, Interested Citizen, commented about her claim against VTA.

5. PUBLIC HEARINGS

There were no Public Hearings.

6. COMMITTEE REPORTS

6.1. Citizens Advisory Committee (CAC) Chairperson's Report

CAC Chairperson Marty Schulter provided a brief overview of the May 8, 2019, CAC meeting and the proposed on-boarding program for new members.

Board Member Carrasco took her seat at 5:56 p.m.

6.2. Policy Advisory Committee (PAC) Chairperson's Report

PAC Chairperson Glenn Hendricks provided an overview of the May 8, 2019, PAC meeting and noted the June 13, 2019, PAC meeting has been cancelled.

Board Member Carrasco left her seat at 5:58 p.m.

6.3. Standing Committee Chairpersons' Report

Chairperson O'Neill noted the Standing Committee Chairpersons' Reports were included in the Board Members' reading folders and placed on the public table.

6.4. Policy Advisory Board Chairpersons' Report

Chairperson O'Neill noted the Policy Advisory Board Chairperson's Report was included in the Board Members' reading folders and placed on the public table.

7. CONSENT AGENDA

Board Member Liccardo noted his recusal from **Agenda Item #7.9** - Montague Pedestrian Overcrossing Contract (C18231F); **Agenda Item #7.10** - Light Rail Track Intrusion Prevention Contract; **Agenda Item #7.11** - I-680 Soundwalls Contract (Final Design and ROW Engineering Services); and **Agenda Item #7.13** - Berryessa Extension Project DB11002F (C700) Design-Build Contract, Modify and Redistribute Incentive Budget.

Public Comment

Simon Oh, Interested Citizen, referenced **Agenda Item #7.3** - Citizens Advisory Committee Appointments, and congratulated the appointees.

Ms. Woodmansee referenced **Agenda Item #7.4** - FY2019/20 TDA3 Project Priorities; **Agenda Item #7.5** - 2018 Congestion Management Program Monitoring and Conformance Report; and **Agenda Item #7.7** - Fiscal Year 2019 Federal Transit Administration (FTA) Grants, and expressed concern on climate change, advocated for greener transportation options, and suggested funding strategies for projects.

Board Member Carrasco took her seat at 6:02 p.m.

Roland Lebrun, Interested Citizen, referenced **Agenda Item #7.7** - Fiscal Year 2019 FTA Grants, and commented on funding pertaining to FTA Section 5307 and FTA Section 5537 programs.

Aboubacar Ndiaye, Interested Citizen, referenced **Agenda Item #7.10** - Light Rail Track Intrusion Prevention Contract; **Agenda Item #7.12** - FY 2019 VTA Transit Fund Budget Augmentation; **Agenda Item #7.13** - Berryessa Extension Project DB11002F (C700) Design-Build Contract, Modify and Redistribute Incentive Budget; and **Agenda Item #7.15** - Fast Transit Program Speed and Reliability Toolbox, and noted opportunities to increase efficiency and sustainability and reduce service delivery cost.

7.1. Workshop Meeting Minutes of April 19, 2019

M/S/C (Peralez/Carr) to approve the Board of Directors Workshop Meeting Minutes of April 19, 2019.

7.2. Regular Meeting Minutes of May 2, 2019

M/S/C (Peralez/Carr) to approve the Board of Directors Regular Meeting Minutes of May 2, 2019.

7.3. Citizens Advisory Committee Appointments

M/S/C (Peralez/Carr) to ratify the appointments to the Citizens Advisory Committee.

7.4. FY2019/20 TDA3 Project Priorities

M/S/C (Peralez/Carr) to adopt **Resolution No. 2019.06.11** approving the project priorities for the FY 2019/20 Countywide Transportation Development Act (TDA) Article 3 program.

7.5. 2018 Congestion Management Program Monitoring and Conformance Report

M/S/C (Peralez/Carr) to adopt the 2018 Monitoring and Conformance Findings in Compliance with State Congestion Management Legislation.

7.6. Fiscal Years 2020 & 2021 Congestion Management Program Work Program

M/S/C (Peralez/Carr) to approve the Congestion Management Work Program and budget for Fiscal Years 2020 and 2021.

7.7. Fiscal Year 2019 FTA Grants

M/S/C (Peralez/Carr) to 1) authorize the General Manager to submit Federal Fiscal Year 2019 grant applications and execute grant agreements with the Federal Transit Administration (FTA) for Section 5307 Urbanized Area Formula, Section 5337 Fixed Guideway and High Intensity Motorbus, and Section 5339 Bus and Bus Facilities funds; and 2) adopt **Resolution No. 2019.06.12** authorizing the filing of applications with the Federal Transit Administration for Federal transportation assistance authorized by 49 U.S.C. chapter 53, title 23 United States Code, and other Federal statutes administered by the Federal Transit Administration.

7.8. Establishment of a Trust for the excess Employee Pension Contribution Withholdings not accepted by CalPERS

M/S/C (Peralez/Carr) to 1) adopt **Resolution No. 2019.06.13** to establish a trust for the funds held by the Santa Clara Valley Transportation Authority (VTA) for the excess employee pension contribution withholdings not accepted by CalPERS; and 2) authorize the General Manager to transfer to a Trust all assets held by the general fund pertaining to the excess employee pension contribution withholdings not accepted by CalPERS.

7.9. Montague Pedestrian Overcrossing Contract (C18231F)

M/S/C (Peralez/Carr) on a vote of 11 ayes and 1 recusal, to authorize the General Manager to execute a contract in the amount of \$11,224,530 with the lowest responsive and responsible bidder, DMZ Builders, for the construction of the Montague Pedestrian Overcrossing Contract (C18231F). Board Member Liccardo recused.

7.10. Light Rail Track Intrusion Prevention Contract

M/S/C (Peralez/Carr) on a vote of 11 ayes and 1 recusal, to authorize the General Manager to execute a contract with George Bianchi Construction, Inc., the lowest responsive and responsible bidder, in the amount of \$4,664,059 for the construction of the Light Rail Track Intrusion Prevention contract. Board Member Liccardo recused.

7.11. I-680 Soundwalls Contract (Final Design and ROW Engineering Services)

M/S/C (Peralez/Carr) on a vote of 11 ayes and 1 recusal, to authorize the General Manager to execute a contract amendment with BKF Engineers in the amount of \$737,850 for a total contract value of \$939,801 and extend the contract term to December 31, 2020 to complete final design services for the I-680 Soundwalls Project. Board Member Liccardo recused.

7.12. FY 2019 VTA Transit Fund Budget Augmentation

M/S/C (Peralez/Carr) to augment the FY 2019 VTA Transit Fund Operating Budget by \$60 million to enable VTA to fully fund both the FY 2018 and FY 2019 set-aside for the local share of capital.

7.13. Berrvessa Extension Project DB11002F (C700) Design-Build Contract, Modify and Redistribute Incentive Budget

M/S/C (Peralez/Carr) on a vote of 11 ayes and 1 recusal, to authorize the General Manager to change contract scope and payment provisions related to incentives payments for Contract DB11002F (C700) Line, Track, Stations and Systems contract in the amount of \$10,050,000 to make such remaining unpaid amounts available to fund contract changes to various SVBX construction contracts in a cumulative amount not to exceed \$10,050,000, with no additional contingency. Board Member Liccardo recused.

7.14. Financial Recommendations Work Plan

M/S/C (Peralez/Carr) to receive the work plan for the Board-adopted financial recommendations.

7.15. Fast Transit Program Speed and Reliability Toolbox

M/S/C (Peralez/Carr) to receive information on the Fast Transit Program tools for improving speed and reliability.

7.16. Scope of Work - Annual Financial Audit FY 2019

M/S/C (**Peralez/Carr**) to review and receive the scope of work for Annual Financial Audit Services for Fiscal Year 2019.

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| RESULT: | APPROVED [UNANIMOUS] – Agenda Items #7.1 – 7.8, 7.12, 7.14 – 7.16 |
| MOVER: | Raul Peralez, Board Member |
| SECONDER: | Larry Carr, Board Member |
| AYES: | Carr, Carrasco, Chavez, Cortese, Diep, Jones, Liccardo, McAlister, O'Neill, Peralez, Rennie, Tran |
| NOES: | None |

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| RESULT: | APPROVED [11 TO 0] – Agenda Items #7.9, 7.10, 7.11, 7.13 |
| MOVER: | Raul Peralez, Board Member |
| SECONDER: | Larry Carr, Board Member |
| AYES: | Carr, Carrasco, Chavez, Cortese, Diep, Jones, McAlister, O'Neill, Peralez, Rennie, Tran |
| RECUSED: | Liccardo |
| NOES: | None |

8. REGULAR AGENDA

Administration and Finance Committee

8.1. Approval of Biennial Budget for Fiscal Years 2020 and 2021

Carol Lawson, Deputy Director of Finance, provided a brief presentation entitled Biennial Budget Fiscal Years 2020 and 2021.

Public Comment

Mr. Ndiaye asked about an update to the budget after resolution of labor negotiations.

Board Member Liccardo left his seat at 6:14 p.m.

The following Interested Citizens urged the Board to prioritize funding for more bus service:

- Tessa Woodmansee
- Monica Mallon
- Eugene Bradley
- Andrew Boone

Board Member Liccardo returned to his seat at 6:21 p.m.

M/S/C (Jones/Liccardo) to adopt **Resolution No. 2019.06.14** approving the Fiscal Years 2020 and 2021 Biennial Budget for the period July 1, 2019 through June 30, 2021.

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| RESULT: | ADOPTED [UNANIMOUS] – Agenda Item #8.1 |
| MOVER: | Chappie Jones, Board Member |
| SECONDER: | Sam Liccardo, Board Member |
| AYES: | Carr, Carrasco, Chavez, Cortese, Diep, Jones, Liccardo, McAlister, O'Neill, Peralez, Rennie, Tran |
| NOES: | None |

8.2. CalPERS Resolutions for Health Plans

Board Member McAlister left his seat at 6:23 p.m.

Chairperson O'Neill introduced the item.

M/S/C (Chavez/Carr) to adopt the CalPERS Health Contract **Resolution Nos. 2019.06.15 through 2019.06.22** changing the designated pricing region for the employer contribution from “Bay Area” to “Region 1.” These resolutions are effective January 1, 2020 and apply to employees and retirees represented by Transportation Authority Engineers and Architects Association (TAEA) Local 21; Service Employees International Unions (SEIU) Local 521; American Federation of State, County, and Municipal Employees (AFSCME) Local 101; and Non-Represented Employees.

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| RESULT: | ADOPTED [11 TO 0] – Agenda Item #8.2 |
| MOVER: | Cindy Chavez, Vice Chairperson |
| SECONDER: | Larry Carr, Board Member |
| AYES: | Carr, Carrasco, Chavez, Cortese, Diep, Jones, Liccardo, O'Neill, Peralez, Rennie, Tran |
| ABSENT: | McAlister |

8.3. Eastridge to BART Regional Connector: Capitol Expressway Light Rail Project Final Second Supplemental Environmental Impact Report

Ken Ronsse, Deputy Director of Rail & Facilities, and Christina Jaworski, Senior Environmental Planner, provided a presentation entitled Eastridge to BART Regional Connector – Capitol Expressway Light Rail.

Board Member Peralez left his seat at 6:49 p.m.

Members of the Board and staff discussed project impacts, ridership, schedule, and future development plans.

Upon query of Chairperson O'Neill, Nuria I. Fernandez, General Manager and CEO, noted an analysis of the technological alternatives for light rail would be presented to the VTA Capital Program Committee at a future meeting.

Board Member Peralez returned to his seat at 7:06 p.m.

Public Comment

The following Interested Citizens expressed support for the project:

- Carl Guardino, CEO of Silicon Valley Leadership Group
- Sylvia Arenas, City of San Jose Council Member
- Matt Savage
- Sunil Sharma
- Steve Bennette
- Laura Arechiga
- Sandra Rodriguez
- Aboubacar Ndiaye
- Andres Solomonoff, concern on alternative technology
- Andres Quintero
- Josue Garcia
- Ernesto
- Anurag Pal, Assembly Member Kansen Chu's office
- Hugo Marquez
- Tessa Woodmansee
- Council Member Arenas spoke on behalf of Johnny Khamis, City of San Jose Council Member
- Lupe Rosales
- Christina Rosales

Vice Chairperson Chavez left her seat at 7:15 p.m.

Vice Chairperson Chavez returned to her seat at 7:17 p.m.

Mr. Lebrun noted an alternative piling method and suggested a project design alternative.

Board Member Cortese left his seat at 7:31 p.m.

Board Member Tran left his seat at 7:33 p.m.

Board Members Cortese and Tran returned to their seats at 7:38 p.m.

Mr. Bradley noted opportunity for promoting light rail through a partnership with Raging Waters.

Members of the Board expressed general support of the project and noted their concerns on the significant and unavoidable impacts. They thanked staff for their work and the community for their advocacy and provided the following comments: 1) continue to look for ways to improve project cost-benefit, ridership projections, and transit performance; 2) importance of a robust community outreach and communication effort, especially on the negative impacts; and 3) ensure vibrations would not damage historical landmarks.

Board Member Peralez left his seat at 7:48 p.m.

Board Member Peralez returned to his seat at 7:50 p.m.

M/S/C (Chavez/Liccardo) to approve the changes to the Eastridge to BART Regional Connector: Capitol Expressway Light Rail Project (hereafter referred to as “Project”, or “proposed changes to the approved project”) through the following actions:

1. Certify that the Final Second Supplemental Environmental Impact Report (SEIR-2):
 - a. Meets the requirements of the California Environmental Quality Act (CEQA);
 - b. Represents the independent judgment of the Santa Clara Valley Transportation Authority (VTA) as the Lead Agency; and
 - c. Was presented together with any comments received during the public review process to the VTA Board of Directors for review and consideration.
2. Adopt:
 - a. Findings;
 - b. Facts in Support of Findings;
 - c. Statement of Overriding Considerations; and
 - d. Mitigation Monitoring and Reporting Program.
3. Amend the Project as described in the Final SEIR-2.

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| RESULT: | ADOPTED [UNANIMOUS] – Agenda Item #8.3 |
| MOVER: | Cindy Chavez, Vice Chairperson |
| SECONDER: | Sam Liccardo, Board Member |
| AYES: | Carr, Carrasco, Chavez, Cortese, Diep, Jones, Liccardo, McAlister, O'Neill, Peralez, Rennie, Tran |
| NOES: | None |

8.4. Santa Clara Station Exclusive Negotiation Period Update

Ron Golem, Director of Real Estate & Joint Development, and Jessie O'Malley-Solis, Manager of Transit-Oriented Development, provided a presentation of the VTA proposed alternative.

Board Members Carrasco, Cortese, Diep, McAlister, and Tran
left their seats at 8:31 p.m., and a Committee of the Whole was declared.

General Counsel Tran noted the recusals of Vice Chairperson Chavez and Board Members Carrasco and Liccardo.

Board Member Tran returned to his seat at 8:33 p.m.

Board Member Cortese returned to his seat at 8:35 p.m.
and a quorum was established.

Board Member McAlister returned to his seat at 8:38 p.m.

Bob Mendelsohn, President, Republic Metropolitan, provided a presentation of the developer proposal.

A robust discussion ensued, concerning affordability, ridership forecasts, and the type of housing that could be incorporated.

Board Member Diep returned to his seat at 8:58 p.m.

Board Member Jones left the meeting at 9:17 p.m.

Board Member Rennie left his seat at 9:21 p.m.

Chairperson O'Neill left her seat at 9:22 p.m.

Board Member Rennie returned to his seat at 9:23 p.m.

Chairperson O'Neill returned to her seat at 9:24 p.m.

Board Member Cortese left his seat at 9:28 p.m.

Board Member Cortese returned to his seat at 9:30 p.m.

Board Member Peralez left his seat at 9:31 p.m.

Board Member Peralez returned to his seat at 9:34 p.m.

Ex-officio Member Bruins left her seat at 9:37 p.m.

Public Comment

Mr. Ndiaye expressed support of the staff option.

Members of the Board discussed the direction to staff, focusing on workforce housing and enhancing ridership and community benefit.

M/S/C (McAlister/Carr) on a vote of 8 ayes and 3 recusals, to direct staff to continue Exclusive Negotiations with Republic Metropolitan, LLC, for a Transit-Oriented Development (TOD) project on VTA-owned land at the Santa Clara Caltrain Station Park and Ride Lot, and asked staff to obtain guidance from the City of Santa Clara. Staff would return to the Board at a future meeting to present a proposal for an alternative. Vice Chairperson Chavez, Board Member Carrasco, and Board Member Liccardo recused.

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| RESULT: | ADOPTED AS AMENDED [8 TO 0] – Agenda Item #8.4 |
| MOVER: | John McAlister, Board Member |
| SECONDER: | Larry Carr, Board Member |
| AYES: | Carr, Cortese, Diep, McAlister, O'Neill, Peralez, Rennie, Tran |
| ABSENT: | Jones |
| RECUSED: | Carrasco, Chavez, Liccardo |

8.5. Amendment of Sheriff's Office Contract with VTA

Vice Chairperson Chavez, Board Member Carrasco, and Ex-officio Bruins returned to their seats at 9:54 p.m.

Angelique Gaeta, Chief of System Safety & Security, provided a brief staff report.

General Counsel Tran stated on behalf of Directors Chavez and Cortese that they have a non-interest in this particular item. She noted that: 1) the Directors are not recusing themselves and are allowed to vote on the item; and 2) the Directors are Supervisors on the Santa Clara County Board of Supervisors, the other party to this contract; they receive a salary; in addition, they receive a per diem for attending VTA meetings.

M/S/C (Peralez/Diep) to authorize the General Manager/CEO to execute a contract amendment to the existing contract with the County of Santa Clara - Office of the Sheriff to extend the term of the current contract for a period of six (6) months, from July 1, 2019 through December 31, 2019; and, to increase the approved contract amount by \$8,219,136 for a new total contract amount not to exceed \$74,400,742.

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| RESULT: | APPROVED [UNANIMOUS] – Agenda Item #8.5 |
| MOVER: | Raul Peralez, Board Member |
| SECONDER: | Lan Diep, Board Member |
| AYES: | Carr, Carrasco, Chavez, Cortese, Diep, McAlister, O'Neill, Peralez, Rennie, Tran |
| ABSENT: | Jones, Liccardo |

9. OTHER ITEMS

9.1. General Manager's Report

Board Member Peralez left his seat at 9:58 p.m.

Nuria I. Fernandez, General Manager and CEO, provided a report, highlighting the following:

- “Movers and Shakers Bike Ride” on Bike to Work Day;
- Testing of VTA’s redesigned webpage at <http://beta.vta.org>;
- VTA’s Summer Youth Pass; and
- Bay Area Metro Award for the Joint Workforce Investment Development Apprenticeship Program.

Board Member Perez returned to his seat at 10:02 p.m.

Ms. Fernandez introduced Inez Evans, Chief Operating Officer, and Mr. Ronsse who provided a brief presentation on Phase 2 of the Overhead Contact System (OCS) Rehabilitation Construction Project.

Board Member Carr left his seat at 10:06 p.m.

Board Member Carr returned to his seat at 10:08 p.m.

Board Member Perez suggested staff could work with his office on outreach efforts concerning the OCS rehabilitation project.

Ms. Fernandez introduced Scott Haywood, Transportation Planning Manager, who provided a brief update on Faster Bay Area.

Members of the Board provided the following comments: 1) ensure fair share to Santa Clara County; 2) ensure ongoing operations funding; 3) establish clear goals over list of projects; 4) requested an update at the June 21st Board meeting; 5) suggested staff reach out to local agencies through the Technical Advisory Committee; 6) consider better integration of projects at corridor-level; and 7) consider reopening the Port of Alviso.

Public Comment

Omar Chatty, Interested Citizen, suggested including crimes by undocumented immigrants in the public safety data and urged support for funding of the Pacheco Pass environmental document.

Mr. Lebrun provided the following comments: 1) expressed dissatisfaction on VTA’s beta site; 2) asked about contractor who installed the OCS between Santa Clara and St. James stations; and 3) expressed concern on the timing of the proposed Faster Bay Area measure and the Caltrain sales tax measure.

9.1.A. Government Affairs Update

Ms. Fernandez noted that the Government Affairs Update was included in the Board Members’ reading folders and placed on the public table.

9.1.B. Silicon Valley Rapid Transit (SVRT) Program Update

Jorge Martinez, Silicon Valley Berryessa Extension (SVBX) Project Manager, Bechtel, provided an update on Phase 1 of VTA's BART Silicon Valley Extension Project.

Dennis Ratcliffe, Deputy Director, SVRT/BART Capital Program, provided an update on Phase 2 of VTA's BART Silicon Valley Extension Project.

Board Member Peralez left the meeting at 10:52 p.m.

Ms. Fernandez noted the preliminary Ridership Report of May 2019 and the Public Safety Data for May 2019 was included in the Board Members' reading folders and placed on the public table.

9.2. Chairperson's Report

Chairperson O'Neill provided a report, highlighting: 1) VTA's 2018-2019 Leadership Academy Graduation on May 7, 2019; 2) the Joint VTA/BART Working Committee meeting on May 31, 2019; and 3) noted upcoming Board regular meeting on June 21, 2019.

Ad Hoc Board Enhancement Committee Chairperson McAlister provided a brief overview of the May 29, 2019, inaugural meeting, noting: 1) Alternate Board Member Hendricks was elected as committee vice chair; and 2) next steps.

9.3. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

There were no Items of Concern and Referral to Administration.

9.4. Unapproved Minutes/Summary Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions

9.4.A. VTA Standing Committees

- Congestion Management Program & Planning (CMPP) Committee - The May 16, 2019, Minutes were accepted as contained in the Agenda Packet.
- Administration & Finance (A&F) Committee - The May 16, 2019, Minutes were accepted as contained in the Agenda Packet.
- Safety, Security, and Transit Planning & Operations (SSTP&O) Committee - The May 17, 2019, Cancellation Notice was accepted as contained in the Agenda Packet.
- Capital Program Committee - The May 23, 2019, Cancellation Notice was accepted as contained in the Agenda Packet.
- Governance and Audit (G&A) Committee - The June 6, 2019, Cancellation Notice was accepted as contained in the Agenda Packet.

9.4.B. VTA Advisory Committees

- Technical Advisory Committee (TAC) - The May 8, 2019, Minutes were accepted as contained in the Agenda Packet.
- Citizens Advisory Committee (CAC) and 2000 Measure A Citizens Watchdog Committee (CWC) - The May 8, 2019, Minutes were accepted as contained in the Agenda Packet.
- Bicycle and Pedestrian Advisory Committee (BPAC) - The May 8, 2019, Minutes were accepted as contained in the Agenda Packet.
- Committee for Transportation Mobility and Accessibility (CTMA) - The May 9, 2019, Minutes were accepted as contained in the Agenda Packet.
- Policy Advisory Committee (PAC) - The May 9, 2019, Minutes were accepted as contained in the Agenda Packet.

9.4.C. VTA Policy Advisory Boards (PAB)

- Eastridge to BART Regional Connector PAB (formerly Downtown East Valley PAB) - There was no report.
- State Route 85 Corridor PAB - There was no report.
- Diridon Station Joint Policy Advisory Board - The May 17, 2019, Minutes were accepted as contained in the Agenda Packet.

9.4.D. Joint and Regional Commissions

- Caltrain Peninsula Corridor Joint Powers Board – The June 6, 2019, Summary Notes were accepted as contained on the dais.
- Capitol Corridor Joint Powers Authority - There was no report.
- Dumbarton Rail Corridor Policy Committee - There was no report.
- Metropolitan Transportation Commission (MTC) - There was no report.
- Sunol Smart Carpool Lane Joint Powers Authority - There was no report.
- Sunol SR 152 Mobility Partnership - There was no report.

9.5. Announcements

Ms. Fernandez announced Chris Augenstein, Deputy Director of Planning & Programming, and Jim Unites, Deputy Director of Transit Planning & Capital Development, will be retiring at end of June 2019.

10. ADJOURN

On order of Chairperson O'Neill and there being no objection, the meeting was adjourned at 11:03 p.m.

Respectfully submitted,

Michelle Oblena, Board Assistant
VTA Office of the Board Secretary