

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

Board of Directors  
Minutes of the 1,782nd Meeting  
February 23, 2017

A regular meeting of the Board of Directors was held February 23, 2017, convening at 9:05 a.m. in the Board Room, 344 20<sup>th</sup> Street, Oakland, California; and 751 Franklin Drive, Brentwood, California. President Saltzman presided; Kenneth A. Duron, District Secretary.

Directors present in Oakland: Directors Blalock, Dufty, Josefowitz, McPartland, Raburn, Simon, and Saltzman.

Director present in Brentwood: Director Keller.

Absent: None. Director Allen entered the Meeting later.

Director Dufty noted that Special Guest BART Police Officer Evola had not yet arrived.

Director Keller exited the Meeting.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of February 9, 2017.
2. Award of Contract No. 79HX-400, 4.9 GHz Wireless Communication on Rail.
3. District Debt Policy.

Director Raburn made the following motions as a unit. Director Blalock seconded the motions, which carried by unanimous roll call vote. Ayes – 7: Directors Blalock, Dufty, Josefowitz, McPartland, Raburn, Simon, and Saltzman. Noes - 0. Absent – 2: Directors Allen and Keller.

1. That the Minutes of the Meeting of February 9, 2017, be approved.
2. That the General Manager be authorized to award Contract No. 79HX-400, 4.9 GHz Wireless Communications on Rail, to Phase 3 Communications, Inc., for the Bid amount of \$492,072.14, pursuant to notification to be issued by the General Manager, and subject to the District's protest procedures.
3. Adoption of Resolution No. 5334, In the Matter of Adopting the District Debt Policy for the San Francisco Bay Area Rapid Transit District.

Consent Calendar Report brought before the Board was:

1. Second Quarter Financial Report for Fiscal Year 2017.

President Saltzman called for Public Comment. Robert Allen addressed the Board.

Director McPartland, Chairperson of the Administration, Workforce, and Legislation Committee, brought the matter of State and Federal Legislation before the Board. Mr. Roddrick Lee, Department Manager, Government and Community Relations; Ms. Amanda Cruz, Senior Government and Community Relations Representative; and Mr. Tim Schott, Schott and Lites, presented the item.

Director Allen entered the Meeting in Oakland.

The item was discussed.

President Saltzman moved that the Board support State Senate Bill (SB) 2, SB 3, Assembly Bill (AB) 17, State Constitutional Amendment 6, and House Resolution 549; and support SB 1 and AB 1 if amended to provide additional funding for public transit. Director Dufty seconded the motion.

Director Allen requested the motion be bifurcated to vote on AB 17 separately. The maker and seconder of the motion agreed to bifurcating the motion.

Director Keller entered the Meeting in Brentwood, and requested that the record reflect his “Aye” vote on the Consent Calendar.

Discussion on State and Federal Legislation continued. The motion to support AB 17 carried by unanimous roll call vote. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, Simon, and Saltzman. Noes - 0. The motion on the remaining bills carried by roll call vote. Ayes – 8: Directors Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, Simon, and Saltzman. Noes – 1: Director Allen.

President Saltzman brought Introduction of Special Guests before the Board. Director Dufty introduced and welcomed Officer Christopher Evola. A video on Officer Evola’s role in reuniting a lost child with his family was displayed.

Director McPartland brought the matter of Proposed Principles and Candidate Project List for Metropolitan Transportation Commission’s Regional Measure 3 before the Board. Ms. Deidre Heitman, Manager, Special Projects, presented the item. The item was discussed. Director Blalock moved that the Board adopt the proposed set of Regional Measure 3 Principles and Candidate Project List. President Saltzman seconded the motion, which carried by unanimous roll call vote. Ayes – 9: Directors Allen, Blalock, Dufty, Josefowitz, Keller, McPartland, Raburn, Simon, and Saltzman. Noes - 0.

Director Josefowitz, Chairperson of the Finance, Budget, and Bond Oversight Committee, brought the matter of Draft Short Range Transit Plan/Capital Improvement Program before the Board. Mr. Carter Mau, Assistant General Manager, Administration and Budgets; Ms. Pamela Herhold, Department Manager, Financial Planning; and Mr. Dennis Markham, Division Manager, Financial Planning, presented the item. The item was discussed.

Director Josefowitz brought the matter of Financial Outlook for Fiscal Year 2018 before the Board. Mr. Mau, Ms. Herhold, Mr. Markham, and Mr. Robert Umbreit, Department Manager, Budget Department, presented the item. The item was discussed.

Jerry Grace addressed the Board.

Director Keller exited the Meeting in Brentwood.

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

Director Raburn, Chairperson of the Planning Committee, brought the matter of Balboa Park Station Upper Yard Transit Oriented Development Update before the Board. Director Dufty introduced and welcomed Mr. Sam Moss, from Mission Housing Development Corporation, and Mr. Kevin Kitchingham, from the Mayor's Office of Housing and Community Development. Mr. Robert Powers, Deputy General Manager; Mr. Robert Mitroff, Acting Assistant General Manager, Planning, Development, and Construction; Mr. Sean Brooks, Department Manager, Real Estate and Property Development; and Mr. Tim Chan, Manager of Planning, presented the item.

The following individuals addressed the Board.

Kevin Kitchingham

Sam Moss

Rafe Rabalais

Jerry Grace

Director Simon exited the Meeting.

The item was discussed.

President Saltzman announced that the Board would enter into closed session under Item 12-A (Conference with Legal Counsel) and Item 12-B (Conference with Real Estate Negotiators) 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 1:02 p.m.

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The Board Meeting reconvened in closed session at 1:11 p.m.

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

Absent: Directors Keller and Simon.

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

The Board Meeting recessed at 2:00 p.m.

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The Board Meeting reconvened in open session at 2:01 p.m.

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

Absent: Directors Keller, Simon, and Saltzman.

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

Vice President Raburn, in the absence of the Chairperson and Vice Chairperson of the Operations and Safety Committee, brought the matter of Quarterly Performance Report, Second Quarter Fiscal Year 2017 - Service Performance Review before the Board. The item was discussed.

Vice President Raburn called for the General Manager's Report. Mr. Powers reported on steps the General Manager had taken and activities and meetings she had participated in and outstanding Roll Call for Introductions items.

Vice President Raburn called for the Controller/Treasurer's Report. Ms. Rose Poblete, Controller/Treasurer, and Mr. Chris Gan, Assistant Controller, presented the report. The report was discussed.

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

Vice President Raburn reported he had attended the Capitol Corridor Joint Powers Authority Board Meeting on February 15.

Vice President Raburn requested the Meeting be adjourned in memory of Whittier Police Officer Keith Boyer, California Highway Patrol Officer Lucas Chellew, and District employee Richard Lu.

Vice President Raburn called for Public Comment. Olivia Rocha addressed the Board.

The Meeting was adjourned at 2:36 in memory of Keith Boyer, Lucas Chellew, and Richard Lu.

Kenneth A. Duron  
District Secretary