

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

Board of Directors  
Minutes of the 1,775th Meeting  
November 17, 2016

A regular meeting of the Board of Directors was held November 17, 2016, convening at 9:04 a.m. in the Board Room, 344 20<sup>th</sup> Street, Oakland, California. President Radulovich presided; Kenneth A. Duron, District Secretary.

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

Absent: Director Mallett. Director Josefowitz entered the Meeting later.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of October 27, 2016.
2. District Base Pay Schedules.
3. Extension of Time for Agreement No. 6M2020, Brokerage Services for an Owner Controlled Insurance Program (OCIP).
4. Employee Recruitment and Relocation for Chief of Police.
5. Award of Contract No. 47BS-152A, Accessibility Improvements at Various BART Stations.

Director Saltzman made the following motions as a unit. Director Raburn seconded the motions, which carried by unanimous electronic vote. Ayes – 7: Directors Blalock, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 2: Directors Josefowitz and Mallett.

1. That the Minutes of the Meeting of October 27, 2016, be approved.
2. That the base pay schedule in effect July 1, 2016, be approved.
3. That the Controller/Treasurer be authorized to extend the time of performance under Agreement No. 6M2020, with Aon Risk Services, to provide brokerage services for an OCIP, for an additional 12 months, to November 30, 2017; and that the original not-to-exceed amount for the Agreement remain at \$7,500,000.00.
4. That the General Manager or her designee be authorized, in conformance with established District procedures governing the procurement of professional services, to obtain executive search services to identify

suitable candidates both inside and outside of California for the Police Chief position; and that the General Manager be authorized to enter into a relocation agreement, if necessary, in an amount not to exceed \$18,000.00 for each position, in accordance with Management Procedure Number 70, New Employee Relocation Expense Reimbursement.

5. That the General Manager be authorized to award Contract No. 47BS-152A, Accessible Improvements at Various Stations, to Federal Solutions Group, Inc., for the Bid price of \$735,777.00, pursuant to notification to be issued by the General Manager and subject to the District's protest procedures and Federal Transit Administration's requirements related to protests.

Director Saltzman, Chairperson of the Administration Committee, brought the matter of Communications Agreement with the San Francisco Municipal Transportation Agency (SFMTA) to Extend Commercial Fiber and Cellular Infrastructure to the SFMTA Underground System before the Board. Mr. Travis Engstrom, Manager of Information Systems, presented the item. Director McPartland moved that the General Manager be authorized to execute a Communications Agreement with the SFMTA, authorizing the District to negotiate license agreements with telecommunications carriers on behalf of the SFMTA, to extend the existing underground commercial fiber and cellular infrastructure in the District underground to the SFMTA underground system, for a fifteen (15) year term plus two five-year renewal periods. Director Murray seconded the motion.

Director Josefowitz entered the Meeting.

The item was briefly discussed. The motion carried by unanimous electronic vote. Ayes – 8: Directors Blalock, Josefowitz, Keller, McPartland, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 1: Director Mallett.

Director McPartland, Chairperson of the Engineering and Operations Committee, brought the matter of State of California Department of General Services Voyager Fuel Card Program before the Board. Ms. Adwoa Oni, Manager, Procurement & Contracts, Maintenance Administration, presented the item. Director Blalock moved that the General Manager be authorized to enter into an Agreement with U.S. Bank Voyager Fleet Systems, Inc., for participation in the State of California DGS CAL-Card Program, reference Participating Addendum No. 7-16-99-27 DGS-OFA-OPPS-06, for the period November 1, 2016, through December 31, 2018. The item was discussed. Director Keller seconded the motion, which carried by unanimous electronic 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 Award of Agreement to Provide Stand-by Emergency Medical and Advanced Life Support Services at West Oakland Station before the Board. Mr. Shawn Jackson, Principal Administrative Analyst, presented the item. The item was discussed. Director Blalock moved that the General Manager be authorized to execute Agreement No. 6M8125, with Paramedics Plus, to provide Stand-by Emergency and Advance Life Support Services for stations and underground trackway between West Oakland Station and the downtown Oakland stations, for a not-to-exceed price of \$1,623,000.00. Director Saltzman

seconded the motion, which carried by unanimous electronic 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. 79HM-120, SFTS MB, with Manson Construction Co. Inc., for Impact of Stub Wall Design Issues (C.O. No. 49) before the Board. Mr. Thomas Horton, Group Manager, Earthquake Safety Program, presented the item. Director Blalock moved that the General Manager be authorized to execute Change Order No. 49, Impact of Stub Wall Design Issues, in the not-to-exceed amount of \$431,785.89, to Contract No. 79HM-120, SFTS MB, with Manson Construction Company, Inc. President Radulovich seconded the motion, which carried by unanimous electronic 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 Quarterly Performance Report, First Quarter Fiscal Year 2017 - Service Performance Review, before the Board. Mr. Paul Oversier, Assistant General Manager, Operations, presented the item. The item was discussed.

Director Raburn, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Transbay Corridor Core Capacity Project before the Board. Mr. Duncan Watry, Principal Planner, presented the item.

Chris Finn addressed Board.

The item was discussed.

Director McPartland exited the Meeting.

Director Keller made the following motions as a unit.

1. That the Board finds that the following three project elements that are components of the Transbay Core Capacity Project – Train Control Modernization Project, 306 Additional Railcars, and Traction Power Substations (5 locations) – are exempt from the requirements of the California Environmental Quality Act in accordance with the Public Resources Code, Section 21080(b)(10).
2. Adoption of the four-project-element Transbay Corridor Core Capacity Project.
3. That staff be directed to file Notice of Exemption.

Director Saltzman seconded the motions, which carried by unanimous electronic vote. Ayes – 7: Directors Blalock, Josefowitz, Keller, Murray, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 2: Directors Mallett and McPartland.

Director Raburn brought the matter of BART Station Access Policy: Draft Performance Measures and 4-Year Work Plan, before the Board. Ms. Hannah Lindelof, Principal Planner,

and Mr. Robert Powers, Assistant General Manager, Planning, Development, and Construction, presented the item. The item was discussed.

Director Raburn brought the matter of Transit Oriented Development Policy: Draft Performance Measures and 4-Year Work Plan, 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.

Ann Chang

Geeta Rao

Jerry Grace

The item was discussed.

Director McPartland re-entered the Meeting.

Discussion continued.

Joel Ramos addressed the Board.

Discussion continued.

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

President Radulovich called for Public Comment. Jerry Grace addressed the Board.

President Radulovich announced that the Board would enter into closed session under Item 10-A (Conference with Labor Negotiators), and Items 10-B and 10-C (Conference with Legal Counsel) of the regular Meeting agenda, and that the Board would reconvene in open session at the conclusion of that closed session.

The Board Meeting recessed at 1:03 p.m.

---

---

The Board Meeting reconvened in closed session at 1:12 p.m.

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

Absent: Director Mallett. Director Josefowitz entered the Meeting later.

Director Josefowitz entered the Meeting.

Directors Josefowitz and Murray exited the Meeting.

The Board Meeting recessed at 3:39 p.m.

---

---

The Board Meeting reconvened in open session at 3:40 p.m.

Directors present: Directors Blalock, Keller, McPartland, Raburn, and Radulovich.

Absent: Directors Josefowitz, Mallett, Murray, and Saltzman.

President Radulovich announced that there were no announcements to be made on Items 10-A and 10-B.

President Radulovich announced that under Item 10-C (Smith v. BART) of the agenda, the Board authorized settlement of the litigation for the amount of \$3.1 million; and that the vote was as follows: Ayes – 6: Directors Blalock, Keller, McPartland, Raburn, Saltzman, and Radulovich. Noes - 0. Absent – 3: Directors Josefowitz, Mallett, and Murray.

President Radulovich announced that the General Manager's Report and Board Matters would be continued to a future Meeting.

The Meeting was adjourned at 3:41 p.m.

Kenneth A. Duron  
District Secretary