

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

Board of Directors
Minutes of the 1,717th Meeting
September 25, 2014

A regular meeting of the Board of Directors was held September 25, 2014, convening at 5:06 p.m. in the Board Room, 344 20th Street, Oakland, California. President Keller presided; Kenneth A. Duron, District Secretary.

Directors present: Directors Blalock, Mallett, McPartland, Raburn, Saltzman, and Keller.

Absent: Director Murray. Directors Fang and Radulovich entered the Meeting later.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of September 11, 2014.
2. Award of Contract No. 17AK-110, Refurbish Train Operator Facilities at Hayward, Richmond and Concord Yards.
3. Award of Invitation for Bid No. 8936, Magnetic Stripe Plastic Tickets.
4. Participation in the State of California Fuel Card Program.

Director Blalock made the following motions as a unit. Director McPartland seconded the motions, which carried by unanimous acclamation. Ayes - 6: Directors Blalock, Mallett, McPartland, Raburn, Saltzman, and Keller. Noes - 0. Absent – 3: Directors Fang, Murray, and Radulovich.

1. That the Minutes of the Meeting of September 11, 2014, be approved.
2. That the General Manager be authorized to award Contract No. 17AK-110, Refurbish Train Operator Facilities at Hayward, Richmond, and Concord Yards, to Alta Engineering Group, Inc., for the Bid price of \$892,659.00, pursuant to notification to be issued by the General Manager, and subject to the District's protest procedures.
3. That the General Manager be authorized to award Invitation for Bid No. 8936, an estimated quantity contract, for Magnetic Stripe Plastic Tickets, to Electronic Data Magnetics, Inc., for up to 150% of the total contract bid price of \$1,094,300.00, subject to the availability of funds, to which will be added 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 motion was made on the basis of analysis by the staff and certification by the Controller/Treasurer that funds are available for this purpose.)

4. 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 Fuel Card Program, Contract DGS-OFA-OPPS-06, through contract expiration October 31, 2016.

President Keller called for Public Comment. No comments were received.

Director Saltzman, Chairperson of the Administration Committee, brought the matter of Ratification of Collective Bargaining Agreements: BART Police Officers Association, and BART Police Managers Association, before the Board. Ms. Ericka Mitchell, Assistant Chief Employee Relations Officer, presented the item. The item was discussed. Director Blalock moved adoption of Resolution No. 5269, In the Matter of Ratifying the 2013 – 2018 Collective Bargaining Agreement between the District and the BART Police Officers Association; and Resolution No. 5270, In the Matter of Ratifying the 2013 – 2018 Collective Bargaining Agreement between the District and the BART Police Managers Association. Director McPartland seconded the motion, which carried by electronic vote. Ayes - 5: Directors Blalock, McPartland, Raburn, Saltzman, and Keller. Noes - 0. Abstain – 1: Director Mallett. Absent - 3: Directors Fang, Murray, and Radulovich.

Director Saltzman brought the matter of Fix the Employer’s Contribution to California Public Employees’ Retirement System Medical Premium for BART Police Officers Association and BART Police Managers Association before the Board. Ms. Allison Picard, Assistant General Manager, Employee Relations, presented the item. Director Blalock moved adoption of Resolution No. 5271, In the Matter of Fixing the Employer’s Contribution under the Public Employees’ Medical and Hospital Care Act for Employees Represented by BPMA; and Resolution No. 5272, In the Matter of Fixing the Employer’s Contribution under the Public Employees’ Medical and Hospital Care Act for Employees Represented by BPOA. Director McPartland seconded the motion, which carried by electronic vote. Ayes - 5: Directors Blalock, McPartland, Raburn, Saltzman, and Keller. Noes - 0. Abstain – 1: Director Mallett. Absent - 3: Directors Fang, Murray, and Radulovich.

Director Saltzman brought the matter of Resolutions Establishing Retiree Medical Contribution Vesting Schedules with California Public Employees’ Retirement System for Amalgamated Transit Union; Service Employees International Union; American Federation of State, County and Municipal Employees; BART Police Officers Association; BART Police Managers Association; and Non-Represented Employees, before the Board. Ms. Picard presented the item. Director McPartland moved adoption of the following resolutions as a unit.

Resolution No. 5273, Resolution Establishing the San Francisco Bay Area Rapid Transit District’s Vesting Contribution under Section 22902 of the Public Employees’ Medical and Hospital Care Act for Group 001 AFSCME Local 3993

Resolution No. 5274, Resolution Establishing the San Francisco Bay Area Rapid Transit District’s Vesting Contribution under Section 22902 of the Public Employees’ Medical and Hospital Care Act for Group 002 Police Officers Assoc

Resolution No. 5275, Resolution Establishing the San Francisco Bay Area Rapid Transit District's Vesting Contribution under Section 22902 of the Public Employees' Medical and Hospital Care Act for Group 003 Police Managers Assoc

Resolution No. 5276, Resolution Establishing the San Francisco Bay Area Rapid Transit District's Vesting Contribution under Section 22902 of the Public Employees' Medical and Hospital Care Act for Group 004 Amalgamated Transit Union

Resolution No. 5277, Resolution Establishing the San Francisco Bay Area Rapid Transit District's Vesting Contribution under Section 22902 of the Public Employees' Medical and Hospital Care Act for Group 005 SEIU Local 1021

Resolution No. 5278, Resolution Establishing the San Francisco Bay Area Rapid Transit District's Vesting Contribution under Section 22902 of the Public Employees' Medical and Hospital Care Act for Group 006 Non-Represented Employees

Director Blalock seconded the motion, which carried by electronic vote. Ayes - 5: Directors Blalock, McPartland, Raburn, Saltzman, and Keller. Noes - 0. Abstain – 1: Director Mallett. Absent - 3: Directors Fang, Murray, and Radulovich.

Director Saltzman brought the matter of Bay Area Rapid Transit Collective Bargaining Report by Agreement Dynamics, Inc., before the Board. Ms. Picard presented the item. Director Blalock moved that the Board accept the report provided by Agreement Dynamics, Inc., on September 11, 2014. Director Mallett seconded the motion.

Director Fang entered the Meeting.

The motion carried by electronic and voice vote. Ayes - 7: Directors Blalock, Fang, Mallett, McPartland, Raburn, Saltzman, and Keller. Noes - 0. Absent - 2: Directors Murray and Radulovich.

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

Director Raburn, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of 2014 State and Federal Legislative Update before the Board. Mr. Paul Fadelli, Legislative Officer, and Mr. Roddrick Lee, Department Manager, Government and Community Relations, presented the item.

Director Radulovich entered the Meeting.

The item was discussed. Mr. Tim Schott and Mr. Jim Lites, representing Schott & Lites Advocates, addressed the Board on the State Legislative Update. Ms. Emily Bacque, representing CJ Lake, LLC, addressed the Board on the Federal Legislative Update.

Discussion continued.

Mr. Jerry Grace addressed the Board.

Director McPartland, Chairperson of the Engineering and Operations Committee, brought the matter of Change Order to Contract No. 01VM-110A, Union City Intermodal Station Phase 2 – BART Station Improvements, with West Bay Builders, Inc., for Additional Cost for Glass Elevator Upgrade (C.O. No. 07), before the Board. Ms. Shirley Ng, Acting Group Manager, Stations Engineering and Construction, presented the item. Director Blalock moved that the General Manager be authorized to execute Change Order No. 07, additional costs for glass elevator upgrade, in an amount not to exceed \$650,000.00, to Contract No. 01VM-110A, Union City Intermodal Station Phase 2 – BART Station Improvements, with West Bay Builders, Inc. Director Raburn seconded the motion, which carried by unanimous electronic vote. Ayes - 8: Directors Blalock, Fang, Mallett, McPartland, Raburn, Radulovich, Saltzman, and Keller. Noes - 0. Absent - 1: Director Murray.

Director McPartland brought the matter of BART to Oakland International Airport Project: Quarterly Update, before the Board. Mr. Thomas Dunscombe, Project Manager – Oakland Airport Connector, presented the item. The item was discussed.

Mr. Jerry Grace addressed the Board.

Director Raburn brought the matter of Award of Contract No. 91CY-110, Civic Center Bicycle Facility, before the Board. Mr. Steve Beroldo, Manager of Access Programs, presented the item.

Director McPartland exited the Meeting.

The item was discussed. Director Saltzman moved that the General Manager be authorized to award Contract No. 91CY-110, Construction of Civic Center Bike Station, to LC General Engineering and Construction, Inc., of San Francisco, California, for the Bid price of \$539,680.00, pursuant to notification to be issued by the General Manager and subject to compliance with the District's protest procedures. Director Blalock seconded the motion. Discussion continued. The motion carried by unanimous electronic vote. Ayes - 7: Directors Blalock, Fang, Mallett, Raburn, Radulovich, Saltzman, and Keller. Noes - 0. Absent - 2: Directors McPartland and Murray.

President Keller called for the General Manager's Report. Ms. Marcia deVaughn, Deputy General Manager, reported on steps the General Manager had taken and activities and meetings she had participated in, reminded the Board of upcoming events, and gave a report on the progress of outstanding Roll Call for Introductions items.

Director McPartland re-entered the Meeting.

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

Director Saltzman reported she had attended Rail~Volution in Minneapolis/St. Paul.

Director Raburn reported he had attended the Capitol Corridor Joint Powers Board meeting in Suisun City.

Director Mallett reported he had attended Rail~Volution in Minneapolis/St. Paul.

President Keller called for In Memorium commemorations.

Director Blalock requested the Meeting be adjourned in honor of former State Senator John Foran.

President Keller called for Public Comment. Mr. Jerry Grace addressed the Board.

The Board Meeting was adjourned at 6:33 p.m. in memory of Mr. John Foran.

Kenneth A. Duron
District Secretary