BOARD OF DIRECTORS MEETING
Thursday, January 7, 2016
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 Chavez at 5:38 p.m. in the Board of Supervisors’ Chambers, County Government Center, 70 West Hedding Street, San José, California.

1.1. ROLL CALL

<table>
<thead>
<tr>
<th>Attendee Name</th>
<th>Title</th>
<th>Status</th>
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<tbody>
<tr>
<td>Jason Baker</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Jeannie Bruins</td>
<td>Vice Chairperson</td>
<td>Present</td>
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<tr>
<td>Larry Carr</td>
<td>Alternate Board Member</td>
<td>Present</td>
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<td>Magdalena Carrasco</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Cindy Chavez</td>
<td>Chairperson</td>
<td>Present</td>
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<td>Dave Cortese</td>
<td>Alternate Board Member</td>
<td>Absent</td>
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<tr>
<td>Jose Esteves</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Rose Herrera</td>
<td>Board Member</td>
<td>Present</td>
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<td>Johnny Khamis</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Sam Liccardo</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Jamie Matthews</td>
<td>Board Member</td>
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<tr>
<td>John McAlister</td>
<td>Alternate Board Member</td>
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<td>Howard Miller</td>
<td>Alternate Board Member</td>
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<td>Mahn Nguyen</td>
<td>Board Member</td>
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<td>Raul Peralez</td>
<td>Alternate Board Member</td>
<td>Absent</td>
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<td>David Whittum</td>
<td>Alternate Board Member</td>
<td>Absent</td>
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<tr>
<td>Perry Woodward</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Ken Yeager</td>
<td>Board Member</td>
<td>Present</td>
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* Alternates do not serve unless participating as a Member.

A quorum was present.

1.2 Orders of the Day - approve Consent Agenda (Item #6)

Chairperson Chavez noted the revised agenda and revised memo for Agenda Item #7.4: 2016 Appointments to Board Standing Committees, Joint Powers Boards, Policy Advisory Boards, and Ad Hoc Committees were in the Board Members’ reading folder.
Board Member Khamis requested that Agenda Item #6.6, Paratransit Operations Assessment, be removed from the Consent Agenda and placed on the Regular Agenda.

Board Member Liccardo recused himself from Agenda Item #6.2, Light Rail Enhancement Contract Amendment.

Chairperson Chavez made the following recommendations on Agenda Item #6.5, Public Safety Process Assessment: 1) have VTA’s Director of System Safety & Security attend County meetings to discuss VTA’s security plan; and 2) have the Director of System Safety & Security meet with the individual cities with the heaviest traffic.

M/S/C (Bruins/Herrera) to accept the Orders of the Day, and approve the Consent Agenda, as amended.

RESULT: APPROVED [UNANIMOUS]  
(Orders of the Day and Consent Agenda Items # 6.1, 6.3-6.5, 6.7-6.10)  
MOVER: Jeannie Bruins, Board Member  
SECONDER: Rose Herrera, Board Member  
AYES: Baker, Bruins, Chavez, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward, Yeager  
NOES: None  
ABSENT: Carrasco, Esteves

2. AWARDS AND COMMENDATION

2.1. Employees and Supervisor of the Quarter for the First (1st) Quarter of 2016

Chairperson Chavez recognized Stanley Fong, Graphic Designer, River Oaks; Leonard Gray, Dispatcher, Guadalupe Operations, as Employees of the Quarter for the First (1st) Quarter of 2016; and Robert Daniels, Transportation Superintendent of Service Management, Guadalupe Division, for Supervisor of the Quarter for the First (1st) Quarter of 2016.

Board Member Carrasco took her seat at 5:44 p.m.

Lemuel Baldevarone, Service Mechanic, Chaboya Maintenance, was unable to attend the meeting and was acknowledged as Employee of the Quarter for the 1st Quarter of 2016.

2.2 Board Resolution of Appreciation

Vice Chairperson Bruins presented the Resolution of Appreciation to outgoing Board Chairperson Perry Woodward.

M/S/C (Matthews/Herrera) to adopt Resolution of Appreciation No. 2016.01.01 for outgoing Board Chairperson Woodward.
The Board thanked Board Member Woodward for his leadership.

| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER:  | Jaime Matthews, Board Member |
| SECONDER: | Rose Herrera, Board Member |
| AYES: | Baker, Bruins, Carrasco, Chavez, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward, Yeager |
| NOES: | None |
| ABSENT: | Esteves |

3. PUBLIC COMMENT

Board Members Liccardo and Yeager left their seats at 5:45 p.m.

Eugene Bradley, Silicon Valley Transit Users, made the following comments; 1) expressed gratitude for the new 522 articulated buses; and 2) expressed gratitude for the installation of monitors at many of the light rail stations showing arrival times.

Akos Szoboszlay, Interested Citizen, commented on sales tax funded projects that encourage car commuting and longer distance commutes. He urged that the proposed sales tax fund projects that will encourage modes of transit other than personal vehicles.

James Wightman, Interested Citizen, made the following comments; 1) expressed gratitude for station monitors with arrival times; 2) route changes are not in effect yet; and 3) inquired about plans for Super Bowl 50.

Joyce Weissman, Interested Citizen, made the following comments: 1) implementing a grace period when changing policy, such as the recent change to Clipper Card; and 2) an incident between a driver and passenger who did not have a Clipper Card to pay the bus fare.

Board Member Liccardo returned to his seat at 5:54 p.m.

Jeffrey Ballou, American Federation of State, County and Municipal Employees (AFSCME) Local 101, commented on the upcoming negotiations between AFSCME and VTA.

4. PUBLIC HEARINGS

4.1 HEARING - NOTICE OF INTENTION TO ADOPT RESOLUTION OF NECESSITY

Ron Golem, Real Estate Deputy Director, provided a brief presentation, highlighting project needs.

Board Member Esteves took his seat at 5:56 p.m.
Public Comment

There was no public comment.

M/S/C (Khamis/Matthews) to close the Public Hearing.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Johnny Khamis, Board Member
SECONDER: Jaime Matthews, Board Member
AYES: Baker, Bruins, Carrasco, Chavez, Esteves, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward
NOES: None
ABSENT: Yeager

Board Member Yeager returned to his seat at 5:59 p.m.

M/S/C (Herrera/Carrasco) to adopt Resolution of Necessity No. 2016.01.02 determining that the public interest and necessity require the acquisition of a property interest in property owned by Standard Guadalupe Venture, LP, a Delaware limited partnership, located in San José, California, for the Santa Clara-Alum Rock Bus Rapid Transit (BRT) Project.

Property ID/Assessor's Parcel Number/Owner

SCAR043 (APN 481-21-149) owned by Standard Guadalupe Venture, LP, a Delaware limited partnership

RESULT: ADOPTED [UNANIMOUS]
MOVER: Rose Herrera, Board Member
SECONDER: Magdalena Carrasco, Board Member
AYES: Baker, Bruins, Carrasco, Chavez, Esteves, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward, Yeager
NOES: None
ABSENT: None

5. REPORTS

5.1. Citizens Advisory Committee (CAC)/2000 Measure A Citizens Watchdog Committee (CWC) Chairperson’s Report

There was no CAC/CWC report.

5.2. Policy Advisory Committee (PAC) Chairperson’s Report

There was no PAC report.
5.3. General Manager’s Report

Nuria I. Fernandez, General Manager, noted ridership information, and the security and support report were located in the Board Members’ reading folders and on the public table. Ms. Fernandez provided a report, highlighting:

- 2015 accomplishments: 1) participation in the Stand Up 4 Transportation; 2) construction progress on VTA’s BART Silicon Valley Berryessa extension project; 3) completion of the new Eastridge Transit Center; 4) completion of the I-280/I-880/Stevens Creek Interchange Improvements Project; 5) delivery of transit service to major events at Levi’s Stadium and Avaya Stadium; 6) innovation at VTA; 7) awards received for various projects; 8) completion of the Mountain View Double Track Project and the Lick Mill Crossover.

- 2016 activities: 1) BART Silicon Valley Phase II funding; 2) transit service for Super Bowl 50; 3) continue Envision Silicon Valley progress; 4) launch of the FLEX, VTA’s dynamic transit service pilot program on January 11, 2016; and 5) through branding efforts and ridership growth be known as a transportation solution provider.

- VTA, in partnership with Mission College, received a grant award in the amount of $1 million for the Transit Apprenticeship for Professional Career Advancement (TAPCA) initiative.

- Letter received from Microsoft expressing support for VTA’s Open Data Policy.

Public Comment

Mr. Bradley expressed concern on public announcement/notification regarding the elimination of the paper day pass and the process for purchasing/reloading Clipper Cards,

Ali Hudda, Deputy Director – Accounting, noted that a robust outreach began in October 2015 to inform passengers regarding the elimination of the paper day pass and transition to Clipper. The outreach included distribution of free Clipper Cards at major bus stops, transit centers, and buses. This effort will continue through the first quarter of 2016.

Mr. Hudda added VTA trained operators on how to provide assistance to riders during the transition. Clipper Cards can be refilled at all Walgreens locations, ticket vending machines, downtown service center, and other locations.

Mr. Wightman inquired about plans for Super Bowl 50, specifically station closures and parking.

Board Member Liccardo noted the following: 1) applauded the progress on achievements in 2015, especially Open Data; and 2) the non-profit community would like to see coordinated ways beyond links on websites.
The Agenda was taken out of order.

5.3.B. Super Bowl 50 Transit Service

Board Member Matthews introduced Walt Dobrowolski, Senior Vice President, Operations and Logistics for Super Bowl 50 Host Committee. Mr. Dobrowolski provided a brief overview highlighting: 1) Super Bowl 50 Host Committee; 2) The Bay Area; 3) Schedule of Events; 4) Day of Game Parking; 5) Game Day Transportation Solution; and 6) Road to 50 App.

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

Jim Unites, Deputy Director, Service and Operations Planning, provided a brief overview, highlighting: 1) Super Bowl 50 – Successful, Safe Transit; 2) VTA Light Rail Service – Super Bowl Sunday; 3) VTA Bus Service – Super Bowl Sunday; 4) Marketing & Communications; and 5) Light Rail Vehicle Train Wrap.

Ms. Fernandez emphasized that the EventTik app will be the only way to ride a Super Bowl train.

Board Member Matthews noted: 1) anyone can purchase a commemorative Super Bowl 50 Clipper card; and 2) January 10, 2016, will be the Run to Super Bowl 50 5 and 10k at Levi’s Stadium.

Board Member Khamis returned to his seat at 6:38 p.m.

Public Comment

Mr. Wightman inquired about plans for closed circuit television (CCTV) in the parking lot for Super Bowl 50.

Board Member Matthews replied that security specifics are confidential but assured that there will be plenty of security.

5.3.A. Government Affairs Update

Kurt Evans, Government Affairs Manager, provided an update, highlighting: 1) the California budget has been submitted with $3 billion for transportation and related programs; and 2) the transportation reform package.

5.3.C. Silicon Valley Rapid Transit (SVRT) Program Update

Carolyn Gonot, Director of Engineering and Transportation Infrastructure Development, showed a video of the Berryessa Station project construction and provided a brief report, highlighting re-opening of Lundy Avenue in December 2015. Ms. Gonot provided an update on SVRT Phase II noting VTA submitted an application letter to the Federal Transit Administration to request entry to the New Starts Project Development.
5.4. Chairperson’s Report

5.4.A Receive Remarks from Incoming 2016 Chairperson Cindy Chavez

Chairperson Chavez noted her vision for VTA in 2016, highlighting the following: 1) the right combination of staff, Board, and community leaders to do some amazing things at VTA; 2) the current leadership team has embraced technology and innovation; 3) VTA can do something that is not happening in other parts of the country with the help of local elected officials who can make land use decisions; 4) career ladders within the organization; 5) increasing farebox recovery; 6) working with local tech companies and the private sector; 7) being bold in an election year; and 8) Board member accountability for attending their committee meetings. Chairperson Chavez reminded Board Members to complete the Self-Assessment survey that was previously emailed to them.

6. CONSENT AGENDA

6.1. Board of Directors Regular Meeting Minutes of December 10, 2015

M/S/C (Bruins/Herrera) to approve the Board of Directors Regular Meeting Minutes of December 10, 2015.

6.2. Light Rail Enhancement Contract Amendment

M/S/C (Bruins/Herrera) to authorize the General Manager to execute a contract amendment to Contract S15038F with Fehr & Peers in an amount not to exceed $150,000 for planning and conceptual design services for the North Bayshore Area, for a new contract amount not to exceed $1,389,125 and increase the contract contingency to 15% of the new contract value.

RESULT: APPROVED [UNANIMOUS]
MOVER: Jeannie Bruins, Board Member
SECONDER: Rose Herrera, Board Member
AYES: Baker, Bruins, Chavez, Herrera, Khamis, Matthews, Nguyen, Woodward, Yeager
NOES: None
ABSENT: Carrasco, Esteves
RECUSED: Liccardo

6.3. Bicycle & Pedestrian Advisory Committee Appointment

M/S/C (Bruins/Herrera) to ratify the appointment to the Bicycle & Pedestrian Advisory Committee of Mila Zelkha, representing the County of Santa Clara, for the two-year term ending June 30, 2016.
6.4. **Approve Alum Rock BRT Construction Delay Assessment Project to be Conducted by VTA Auditor General**

   M/S/C (Bruins/Herrera) to: 1) approve amendment to the FY 2016 Internal Audit Work Plan to add the Alum Rock/Santa Clara BRT Project Construction Delay Assessment at a maximum cost of $73,000; and 2) authorize the General Manager to amend the contract with RSM US LLP for Auditor General and internal audit services to increase the current $1,275,000 maximum contract amount by $73,000, resulting in a revised maximum of $1,348,000.

6.5. **Public Safety Process Assessment**

   M/S/C (Bruins/Herrera) to review and accept the Auditor General’s report on the Public Safety Process Assessment.

6.6. **(Removed from the Consent Agenda and placed on the Regular Agenda)**

   Review and receive the Auditor General’s report on the Paratransit Operations Assessment.

6.7. **Programmed Project Monitoring – Quarterly Report**

   M/S/C (Bruins/Herrera) to receive the Programme Projects Quarterly Monitoring Report for July-September 2015.

6.8. **Transit Service Changes – January 2016**

   M/S/C (Bruins/Herrera) to receive a report on the January 4, 2016 Transit Service Changes.

6.9. **Monthly Investment Report for October 2015**

   M/S/C (Bruins/Herrera) to receive the Monthly Investment Report for October 2015.

6.10. **Transportation Funding Special Session**

    M/S/C (Bruins/Herrera) to review a report on the state legislative special session related to transportation funding.

7. **REGULAR AGENDA**

6.6. **(Deferred)**

    On order of Chairperson Chavez and there being no objection, the Board deferred the Auditor General’s report on the Paratransit Operations Assessment.
Administration and Finance Committee

7.1. 2016 Legislative Program

Mr. Evans provided an overview of the staff report.

Staff and Board Members discussed the following: 1) giving Santa Clara County a bigger voice on the Metropolitan Transportation Commission (MTC) Board; 2) improvement projects in other parts of the State; and 3) reversing the spike in traffic deaths through speed enforcement programs and Envision Zero.

M/S/C (Herrera/Bruins) to approve the 2016 Legislative Program for the Santa Clara Valley Transportation Authority (VTA).

| RESULT: APPROVED [UNANIMOUS] |
| MOVER: Rose Herrera, Board Member |
| SECONDER: Jeannie Bruins, Board Member |
| AYES: Baker, Bruins, Carrasco, Chavez, Esteves, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward, Yeager |
| NOES: None |
| ABSENT: None |

7.2. Diridon Station Intermodal Conceptual Plan

John Ristow, Director of Planning & Program Development, provided an overview of the Diridon Station Intermodal Conceptual Plan.

Public Comment

Laura Tolkoff, SPUR San Jose Policy Director, made the following comments: 1) make Diridon station a place people where want to be; and 2) encouraged members of the Board to approve the agreements.

Roland Lebrun, Interested Citizen, made the following comments: 1) noted the item was for a planning agreement, not for a grant; and 2) encouraged members to look at campaign contributions and recuse themselves as necessary.

Mr. Bradley inquired about the coordination with private transit operators at the Diridon Station.

Upon query of Mr. Bradley, Jim Lawson, Government Affairs Director & Executive Policy Advisor, commented that Greyhound was part of the plan for Diridon and will be included in any study done.

Chairperson Chavez asked staff to inform Board Members on how they can represent VTA’s interests on other Regional Boards and Commissions.
M/S/C (Herrera/Woodward) to authorize the General Manager to 1) enter into funding agreements with California High Speed Rail Authority for the Diridon Station Intermodal Conceptual Plan; 2) enter into inter-agency agreements as needed with City of San José, California High Speed Rail Authority and Caltrain for development and study of the Diridon Station; and 3) augment the 1996 Measure B Transportation Improvement Program Fun Capital Budget by $700,000.

RESULT: APPROVED [UNANIMOUS]
MOVER: Rose Herrera, Board Member
SECONDER: Perry Woodward, Board Member
AYES: Baker, Bruins, Carrasco, Chavez, Esteves, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward, Yeager
NOES: None
ABSENT: None

Governance and Audit Committee

7.3. Auditor General Process Service Delivery Model Report and Resulting GM/CEO Recommendations

Joe Speaks, CH2M, provided a presentation entitled “Auditor General Function”, highlighting: 1) Scope; 2) Benchmarking Results; 3) Board Members and VTA Staff Interviews (12 interviewees); 4) Stakeholder View (12 interviewees); 5) Key Objectives for Auditor General (AG) Function; 6) Potential of Each Model to Fulfill Objectives; and 7) Recommendation.

M/S/C (Matthews/Herrera) to receive the report on the review of the current VTA Auditor General function service delivery model and based on the report’s findings and recommendations, approve the following related actions for the Auditor General function: (1) continue utilizing the outside contract model; and (2) initiate process to have in place by June 2016 or soon thereafter a new contract that stresses the need for a local presence and responsiveness; the contract would have a five-year base term and two one-year extensions to maximize vendor interest and commitment.

RESULT: APPROVED [UNANIMOUS]
MOVER: Jaime Matthews, Board Member
SECONDER: Rose Herrera, Board Member
AYES: Baker, Bruins, Carrasco, Chavez, Esteves, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward, Yeager
NOES: None
ABSENT: None
7.4. **2016 Appointments to Board Standing Committees, Joint Powers Boards, Policy Advisory Boards, and Ad Hoc Committees**

Board Member Baker referenced the revised Staff Report and noted he would be serving on the Ad Hoc Committee – Envision Silicon Valley.


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<th>RESULT:</th>
<th>APPROVED [UNANIMOUS]</th>
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<td>Rose Herrera, Board Member</td>
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<tr>
<td>AYES:</td>
<td>Baker, Bruins, Carrasco, Chavez, Esteves, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward, Yeager</td>
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<tr>
<td>NOES:</td>
<td>None</td>
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<tr>
<td>ABSENT:</td>
<td>None</td>
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**Transit Planning and Operations Committee**

7.5. **Update on Compressed Natural Gas (CNG) Analysis**

Inez Evans, Chief Operating Officer, gave a brief overview highlighting: 1) Zero Emission Buses (ZEB); 2) CNG-Diesel-Hybrid- Electric Bus Comparison; and 3) CNG Facilities Cost.

**Public Comment**

Mr. Lebrun made the following comments: 1) expressed support for the staff recommendation; 2) diesel and natural gas will eventually disappear; and 3) expressed interest in learning more about electric buses.

Board Member Khamis commented on the following: 1) VTA can save a lot of money going to Compressed Natural Gas (CNG) buses; and 2) expressed his gratitude to staff for doing due diligence and looking into the cost of switching.

**On order of Chairperson Chavez** and there being no objection, the Board received an update on Compressed Natural Gas (CNG) analysis.

**8. OTHER ITEMS**

8.1. **ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION**

Chairperson Chavez would like VTA to look at a general approach for a new business line through customer centered design and becoming a mobility agency moving goods, services, and people.

Board Member Herrera expressed support for Chairperson Chavez’ vision.
8.2. Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions.

8.2.A. VTA Standing Committees

- Governance and Audit Committee – The December 14, 2015, Minutes were accepted as contained in the Agenda Packet.

- Silicon Valley Rapid Transit Program Working Committee (SVRT PWC) – There was no report.

- Transit Planning & Operations (TP&O) Committee – The December 16, 2015, Notice of Cancellation was accepted as contained in the Agenda Packet.

- Congestion Management Program & Planning (CMPP) Committee – The December 17, 2015, Notice of Cancellation was accepted as contained in the Agenda Packet.

- Administration & Finance (A&F) Committee – There was no report.

8.2.B. VTA Advisory Committees

- Committee for Transit Accessibility (CTA) – There was no report.

- Citizens Advisory Committee (CAC) and 2000 Measure A Citizens Watchdog Committee (CWC) – The December 9, 2015, Notice of Cancellation was accepted as contained in the Agenda Packet.

- Bicycle & Pedestrian Advisory Committee (BPAC) – The December 9, 2015, Notice of Cancellation was accepted as contained in the Agenda Packet.

- Technical Advisory Committee (TAC) – The December 10, 2015, Notice of Cancellation was accepted as contained in the Agenda Packet.

- Policy Advisory Committee (PAC) – The December 10, 2015, Notice of Cancellation was accepted as contained in the Agenda Packet.

8.2.C. VTA Policy Advisory Boards (PAB)

- Downtown East Valley PAB – There was no report.

- Diridon Station Joint Policy Advisory Board – The December 18, 2015 Minutes were accepted as contained in the Agenda Packet.

- El Camino Real Rapid Transit PAB – There was no report.

- State Route 85 Corridor PAB – The December 14, 2015 Minutes were accepted as contained in the Agenda Packet.
8.2.D. Joint Powers Boards and Regional Commissions

- Peninsula Corridor JPB – The January 7, 2015, Summary Notes were accepted as contained on the dais.
- Capitol Corridor JPB – There was no report.
- Dumbarton Rail Corridor Policy Committee – There was no report.
- Metropolitan Transportation Commission (MTC) – The December 16, 2015, Summary Notes were accepted as contained on the dais.
- Sunol Smart Carpool Lane Joint Powers Authority – There was no report.
- SR 152 Mobility Partnership – There was no report.

8.3. ANNOUNCEMENTS

There were no Announcements.

9. CLOSED SESSION

9.1. Recessed to Closed Session at 7:37 p.m.

Board Member Yeager left the meeting at 7:38 p.m.

A. Existing Litigation - Conference with Legal Counsel
   [Government Code Section 54956.9(d)(1)]
   Name of Cases: Santa Clara Valley Transportation Authority v. Montague Parkway Assoc., et al. (Santa Clara County Superior Court Case No.: 1-12-CV-220334) and related case: Montague Parkway Assoc., et al. v. Santa Clara Valley Transportation Authority (Santa Clara County Superior Court Case No.: 1-15-CV-281544)

B. Existing Litigation - Conference with Legal Counsel
   [Government Code Section 54956.9(d)(1)]
   Name of Case: Santa Clara Valley Transportation Authority v. Union Pacific Railroad Company, et al. (Santa Clara County Superior Court Case No.: 1-15-CV-287909)

C. Public Employee Performance Evaluation
   [Government Code Section 54957]
   Title: General Manager
9.2. Reconvened to Open Session at 9:01 p.m.

9.3. Closed Session Report

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

Name of Cases: Santa Clara Valley Transportation Authority v. Montague Parkway Assoc., et al. (Santa Clara County Superior Court Case No.: 1-12-CV-220334) and related case: Montague Parkway Assoc., et al. v. Santa Clara Valley Transportation Authority (Santa Clara County Superior Court Case No.: 1-15-CV-281544)

Rob Fabela, General Counsel, noted that no reportable action was taken during Closed Session.

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

Name of Case: Santa Clara Valley Transportation Authority v. Union Pacific Railroad Company, et al. (Santa Clara County Superior Court Case No.: 1-15-CV-287909)

Mr. Fabela noted that no reportable action was taken during Closed Session.

C. Public Employee Performance Evaluation
   [Government Code Section 54957]

   Title: General Manager

   Chairperson Chavez noted that no reportable action was taken during Closed Session.

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

   VTA Designated Representatives:
   Perry Woodward, Board Chairperson
   Alberto Lara, Chief Administrative Officer

   Unrepresented Employee:
   General Counsel

   Chairperson Chavez noted that no reportable action was taken during Closed Session.
9.4. Modifications to Employment Contract with VTA General Counsel

M/S/C (Woodward/Herrera) to increase the General Counsel’s compensation by three percent.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Woodward
SECONDER: Herrera
AYES: Baker, Bruins, Carrasco, Chavez, Esteves, Herrera, Khamis, Liccardo, Matthews, Nguyen, Woodward
NOES: None
ABSENT: Yeager

10. ADJOURNMENT

On order of Chairperson Chavez and there being no objection, the meeting was adjourned at 9:02 p.m.

Respectfully submitted,

Thalia Young, Board Assistant
VTA Office of the Board Secretary