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 Bruins at 5:37 p.m. in the Board of Supervisors’ Chambers, County Government Center, 70 West Hedding Street, San José, California.

1.1. ROLL CALL

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<tr>
<th>Attendee Name</th>
<th>Title</th>
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<tr>
<td>Jeannie Bruins</td>
<td>Chairperson</td>
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<td>Larry Carr</td>
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<td>Cindy Chavez</td>
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<td>David Cortese</td>
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<td>Dev Davis</td>
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<tr>
<td>Lan Diep</td>
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<td>Daniel Harney</td>
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<td>Glenn Hendricks</td>
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<td>Chappie Jones</td>
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<td>Johnny Khamis</td>
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<td>Sam Liccardo</td>
<td>Vice Chairperson</td>
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<td>John McAlister</td>
<td>Alternate Board Member</td>
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<td>Bob Nunez</td>
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<td>Teresa O’Neill</td>
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<td>Raul Peraldez</td>
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<td>Rob Rennie</td>
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<tr>
<td>Savita Vaidhyanathan</td>
<td>Board Member</td>
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<tr>
<td>Ken Yeager</td>
<td>Board Member</td>
<td>Absent</td>
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* Alternates do not serve unless participating as a Member.

A quorum was present.

1.2. Orders of the Day

Chairperson Bruins noted staff’s request to move the following Regular Agenda items to the Consent Agenda: 1) Agenda Item #7.1., Authorize the General Manager to execute a contract with BKF in the amount up to $14,100,000 to perform final design services for the Capitol Expressway Light Rail Project, and 2) Agenda Item #7.2., Authorize the General Manager to execute a contract with Protrerra, Inc. of Burlingame, California (“Protrerra”) for the Purchase of five 40-foot electric buses,
charging systems, and related support in the amount of $5,222,318. The execution of the contract will be subject to compliance with the Federal Transit Administration’s (“FTA”) pre-award requirements and with the satisfactory clearance of any protests against VTA.

M/S/C (Hendricks/Chavez) to approve the Orders of the Day.

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<td>MOVER:</td>
<td>Glenn Hendricks, Board Member</td>
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<td>SECONDER:</td>
<td>Cindy Chavez, Board Member</td>
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<td>AYES:</td>
<td>Bruins, Carr, Chavez, Cortese, Diep, Hendricks, Jones, Khamis, Liccardo, O'Neill, Peralez, Vaidhyanathan</td>
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2. AWARDS AND COMMENDATION

2.1. Retirement Commendation

The Board recognized retiree Lewis Turner, Bus Technical Trainer, for his distinguished 30 years of public service with VTA.

The following retirees were unable to attend, but were recognized for their distinguished public service with VTA: Michael Drayton, Coach Operator, for his 28 years of service; and Jose Espinoza, Coach Operator, for his 30 years of service.

2.2. Recognition for Deputies who stopped Human Trafficking

The Board recognized the following deputies for their efforts to stop human trafficking and for saving a teenager from a tragic situation: Chris Tolbertson, Cody Cogliandro, John Rizqallah and Tony Chang.

3. PUBLIC COMMENT

Arthur Keller, Interested Citizen, expressed concern with the increase in fare for Caltrain, VTA’s budget issues and service cuts.

James Wightman, Interested Citizen, expressed concern with Capitol Light Rail completion and questioned the timeframe for the implementation of the Next Network changes.

Omar Chatty, Interested Citizen, expressed concern with accidents on SR 152 and expressed the need for funds to begin the study for making improvements.

The following interested citizens addressed the Board and expressed their opposition with the proposed Eco Pass price increase. They noted the negative impacts of the proposed price increase to students:

- Elias Kamal
- Raphael Villagracia
- Neal McClintick
- Ahmad Ali-Ahmad

NOTE: M/S/C MEANS MOTION SECONDED AND CARRIED AND, UNLESS OTHERWISE INDICATED, THE MOTION PASSED UNANIMOUSLY.
4. PUBLIC HEARINGS

There were no Public Hearings.

5. COMMITTEE REPORTS

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

Chairperson Bruins noted that the Citizens Advisory Committee (CAC) Chairperson’s report was contained in the Board Members’ reading folders and placed on the public table.

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

Chairperson Bruins noted that the Policy Advisory Committee (PAC) Chairperson’s report was contained in the Board Members’ reading folders and placed on the public table.

5.3. Policy Advisory Board Chairpersons' Report

The Eastridge to BART Regional Connector Policy Advisory Board (formerly known as Downtown East Valley Policy Advisory Board) Chairperson’s report was contained in the Board Members’ reading folders and placed on the public table.

6. CONSENT AGENDA

Roland Lebrun, Interested Citizen, referenced **Agenda Item #6.9.**, Delegation of Authority to Reprogram Federal, State, and Regional Funds, and expressed concern with transparency, noting any items needing programming should be placed on the Board’s Regular Agenda.

The following Board Members noted recusals on these items:

Board Member Khamis - **Agenda Item #6.5.**, contract for I-280/Wolf Road Interchange Project.

Vice Chairperson Liccardo - **Agenda Item #6.2.**, contract for Montague Expressway Pedestrian Overcrossing Project; **Agenda Item #6.4.**, contract for SR 237 Express Lanes Phase 2 Electronic Toll Systems (ETS) Integrator Services; **Agenda Item #6.5.**, contract for I-280/Wolf Road Interchange Project; and **Agenda Item #7.1.**, contract for Capitol Expressway Light Rail Project.

Board Member Chavez - **Agenda Item #6.2.**, contract for Montague Expressway Pedestrian Overcrossing Project; **Agenda Item #6.3.**, contract for State Route 85 Transit Guideway Study; **Agenda Item #6.4.**, contract for SR 237 Express Lanes Phase 2 Electronic Toll Systems (ETS) Integrator Services; **Agenda Item #6.5.**, contract for I-280/Wolf Road Interchange Project; and **Agenda Item #7.1.**, contract for Capitol Expressway Light Rail Project.

Upon inquiry of Board Member Vaidhyanathan regarding **Agenda Item #6.5.**, contract for the I-280/Wolf Road Interchange Project, Chris Augenstein, Planning Deputy Director, clarified that the funding from the City of Cupertino will qualify as part of the local match for the 2016 Measure B funding for this project.
6.1. **Board of Directors’ Regular Meeting Minutes of April 6, 2017**

M/S/C (Cortese/Diep) to approve the Board of Directors’ Regular Meeting Minutes of April 6, 2017.

| RESULT: | APPROVED [UNANIMOUS] - Agenda Item # 6.1 |
| MOVER:  | David Cortese, Alternate Board Member |
| SECONDER: | Lan Diep, Board Member |
| AYES: | Bruins, Carr, Chavez, Cortese, Diep, Hendricks, Jones, Khamis, Liccardo, O'Neill, Peralez, Vaidhyanathan |

6.2. **Montague Expressway Pedestrian Overcrossing Project**

M/S/C (Cortese/Diep) on a vote of 10 ayes to 0 noes to 2 recusals to authorize the General Manager to execute a contract in an amount not to exceed $1,200,150 with Biggs Cardosa and Associates, Inc. (BCA) to perform final design and engineering services for the Montague Expressway Pedestrian Overcrossing project. Board Members Chavez and Liccardo recused.

| RESULT: | APPROVED - Agenda Item #6.2 |
| MOVER:  | David Cortese, Alternate Board Member |
| SECONDER: | Lan Diep, Board Member |
| AYES: | Bruins, Carr, Cortese, Diep, Hendricks, Jones, Khamis, O'Neill, Peralez, Vaidhyanathan |
| RECUSED: | Chavez, Liccardo |

6.3. **State Route 85 Transit Guideway Study**

M/S/C (Cortese/Diep) on a vote of 11 ayes to 0 noes to 1 recusal to authorize the General Manager to execute a contract with CDM Smith for an amount not-to-exceed $1,600,000 for a task order contract for the preparation of the State Route 85 Transit Guideway Study. Board Member Chavez recused.

| RESULT: | APPROVED – Agenda Item #6.3 |
| MOVER:  | David Cortese, Alternate Board Member |
| SECONDER: | Lan Diep, Board Member |
| AYES: | Bruins, Carr, Cortese, Diep, Hendricks, Jones, Khamis, Liccardo, O'Neill, Peralez, Vaidhyanathan |
| RECUSED: | Chavez |

6.4. **SR 237 Express Lanes Phase 2 Electronic Toll Systems (ETS) Integrator Services**

M/S/C (Cortese/Diep) on a vote of 10 ayes, to 0 noes, to 2 recusals to authorize the General Manager to amend the contract with TransCore in an amount of $1,552,229 for the SR 237 Express Lanes Phase 2 Electronic Toll Systems (ETS) Integrator services and to use the new total contract amount of $7,452,556 to calculate the General Manager’s amendment authority under the Administrative Code Section 9.2(h). This amendment will cover the addition to the original scope of the
development and implementation of a Violation Enforcement System (VES) and a fiber optic communications system to the Electronic Toll System for the SR 237 Express Lanes corridor. Board Members Chavez and Liccardo recused.

RESULT: APPROVED – Agenda Item #6.4  
MOVER: David Cortese, Alternate Board Member  
SECONDER: Lan Diep, Board Member  
AYES: Bruins, Carr, Cortese, Diep, Hendricks, Jones, Khamis, O'Neill, Peralez, Vaidhyanathan  
RECUSED: Chavez, Liccardo

6.5. **I-280/Wolfe Road Interchange Project**

M/S/C (Cortese/Diep) on a vote of 9 ayes to 0 noes to 3 recusals to authorize the General Manager to execute contract amendments with HMH Engineers to perform Project Approval/Environmental Documentation (PA/ED) services in an amount not to exceed a total of $1,825,000 for the I-280/Wolfe Road Interchange Project, and further authorize the General Manager to negotiate and execute the necessary agreements with State, local and regulatory agencies to complete PA/ED phase tasks. Board Members Chavez, Khamis and Liccardo recused.

RESULT: APPROVED – Agenda Item #6.5  
MOVER: David Cortese, Alternate Board Member  
SECONDER: Lan Diep, Board Member  
AYES: Bruins, Carr, Cortese, Diep, Hendricks, Jones, O'Neill, Peralez, Vaidhyanathan  
RECUSED: Chavez, Khamis, Liccardo

6.6. **California Transit Security Grant Program - California Transit Assistance Fund**

M/S/C (Cortese/Diep) to adopt Resolution No. 2017.05.15 granting the individual authority to the General Manager, the Chief Operating Officer, the Director of Planning and Program Development, and the General Counsel to file and execute grant applications and agreements with the State of California for California Transit Security Grant Program - California Transit Assistance Fund (CTSGP-CTAF) funds.

6.7. **Soundwall Project on I-680 between Capitol Expressway and Mueller Avenue**

M/S/C (Cortese/Diep) to program an additional $500,000 in Vehicle Registration Fee (VRF) Countywide Matching funds for the Soundwall Project on I-680 between Capitol Expressway and Mueller Avenue in San Jose.

6.8. **Santa Clara’s Citywide Network Repair and Troubleshooting Project**

M/S/C (Cortese/Diep) to approve the programming of $20,000 of Vehicle Registration Fee (VRF) Countywide Program Intelligent Transportation System (ITS) funds for the City of Santa Clara’s Citywide Network Repair and Troubleshooting project.
6.9. **Reprogram Funds Between Board-approved Projects**
M/S/C (Cortese/Diep) to approve the delegation of authority to the General Manager or her or his delegate to work with federal, state and regional agencies to reprogram funds between Board-approved projects in the same funding program as needed, unless one or more of the projects is being deleted from the program.

6.10. **Complete Streets Corridor Studies**
M/S/C (Cortese/Diep) to receive information on the status of three Complete Streets Corridor Studies.

6.11. **US 101 On-ramp Metering - SR 85 South in San Jose to Monterey Road in Gilroy**
M/S/C (Cortese/Diep) to receive an update on the metering of US 101 on-ramps between SR 85 South in San Jose to Monterey Road in Gilroy.

6.12. **Legislative Update Matrix**
M/S/C (Cortese/Diep) to review the Legislative Update Matrix.

M/S/C (Cortese/Diep) to receive the Programmed Projects Quarterly Monitoring Report for October - December 2016.

| RESULT: | APPROVED [UNANIMOUS] |
| MOVER: | David Cortese, Alternate Board Member |
| SECONDER: | Lan Diep, Board Member |
| AYES: | Bruins, Carr, Chavez, Cortese, Diep, Hendricks, Jones, Khamis, Liccardo, O'Neill, Peralez, Vaidhyanathan |

7.1. **Capitol Expressway Light Rail Project**
M/S/C (Cortese/Diep) on a vote of 10 ayes to 0 noes to 2 recusals to authorize the General Manager to execute a contract with BKF in the amount up to $14,100,000 to perform final design services for the Capitol Expressway Light Rail Project. Board Members Chavez and Liccardo recused.

| RESULT: | ADOPTED – Agenda Item #7.1 |
| MOVER: | David Cortese, Alternate Board Member |
| SECONDER: | Lan Diep, Board Member |
| AYES: | Bruins, Carr, Cortese, Diep, Hendricks, Jones, Khamis, O'Neill, Peralez, Vaidhyanathan |
| RECUSED: | Chavez, Liccardo |
7.2. **Purchase of Five 40-foot Electric Buses**

M/S/C (Cortese/Diep) to authorize the General Manager to execute a contract with Proterra Inc. Of Burlingame, California (“Proterra”) for the purchase of five 40-foot electric buses, charging systems, and related support in the amount of $5,222,318. The execution of the contract will be subject to compliance with the Federal Transit Administration’s (“FTA”) pre-award requirements and with the satisfactory clearance of any protests against VTA.

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7. **REGULAR AGENDA**

*Administration and Finance Committee*

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

Authorize the General Manager to execute a contract with BKF in the amount up to $14,100,000 to perform final design services for the Capitol Expressway Light Rail Project.

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

Authorize the General Manager to execute a contract with Proterra Inc. Of Burlingame, California (“Proterra”) for the purchase of five 40-foot electric buses, charging systems, and related support in the amount of $5,222,318. The execution of the contract will be subject to compliance with the Federal Transit Administration’s (“FTA”) pre-award requirements and with the satisfactory clearance of any protests against VTA.

*Board of Directors*

7.3. **Final VTA Transit Service Plan**

*Public Comment*

Norma Barragan, Interested Citizen, expressed concern with cutting Route 37, and suggested it run every 30 minutes to increase ridership.

Roan Horng Shiau, Interested Citizen, expressed concern with cutting bus Route 63, noting the difficulty of walking to Blossom Hill Road to catch the bus especially for senior citizens.
The following Interested Citizens expressed Concern with cutting Route 181 and raised the following issues: 1) lack of other viable transportation options; 2) affordability of additional BART service; 3) impact on San Jose State University (SJSU) parking and students; 4) additional transportation methods and travel time; and 5) increased costs and decreased service.

- Carmen Halstrom
- Melissa Miller
- Jerry Li
- Vivian Ho
- Tiffany Rodriguez
- Lisa Tran

Eyedin Zohobi, Interested Citizen, expressed concern with the discontinuance of DASH shuttle and Route 181.

Mr. Keller, Interested Citizen, expressed concern with service to Palo Alto, and requested VTA coordinate with City of Palo Alto to fill service gaps that cuts will create and make paratransit service clear.

Elizabeth Alexis, Californians Advocating Responsible Rail Design (CAARD), expressed concern with the transit service plan, noting better coordination is needed to find the right solution and assessing what is and is not working should be done quickly.

Penny Ellson, Gunn High School Parent Teacher Student Association (PTSA), expressed concern with VTA line 88, service cuts in the City of Palo Alto, and expressed the need for VTA to work in partnership with the City to fill gaps in service immediately after changes are made.

Eugene Bradley, Silicon Valley Transit Users, expressed concern with the elimination of Routes 181, 328 and 330, and expressed the need to get more bus service in the county to address the population growth.

Ason Ndaiye, Working Partnerships USA, urged the Board to maintain original priorities as it works to balance issues, and noted they look forward to working with VTA on the implementation of the Next Network.

Nate Echeverria, San Jose Downtown Association, expressed support for the preservation of DASH service, noting it solves a lot of first/last mile issues and will support downtown development.

Satnam Gill, Interested Citizen, expressed concern with eliminating service and requested staff think again before approving the transit plan and removing routes.

Jim Unites, Transportation Planning and Development Manager, and Adam Burger, Senior Transportation Planner, provided a brief overview of the staff report and a presentation, highlighting: 1) 34 changes from Draft Plan to Final Plan; and 2) Final Transit Service Plan.

Mr. Unites addressed the following concerns: 1) Route 181 changes with the implementation of BART into the county; 2) DASH service and Rapid 500; and
3) Route 45 in East Foothills.

Members of the Board discussed the following: 1) Route 181 service; 2) elimination of DASH and plans for service during BART Phase II construction; 3) Rapid 500 and cost of service; 4) Route 45 service changes and solution for veterans; 5) strategies for course correction; 6) evaluation of plan and individual routes and timeline for coming back to the Board; 7) core connectivity; 8) Houston, TX., transit system redesign and effects on ridership; 9) timeline for addressing first/last mile solutions; 10) possible discounts; and 11) Route 88 to Gunn High School.

Upon inquiry of Board Member Khamis, Mr. Burger addressed the discontinuance of Route 63 and the extension of Route 64 as a solution to keep Almaden connected.

Board Member Khamis requested staff provide the information so that he can have it to put into a newsletter for his constituents and to look at new ways of providing the best service possible. He thanked staff for their commitment to try and satisfy commuters.

Alternate Board Member Cortese expressed appreciation for the consideration of Route 45, noting the regional connectivity with the BART extension that will be servicing the area. He questioned the transition plan for Route 181 and requested clarity for the Board and public speakers.

Mr. Unites indicated Route 181 is scheduled to discontinue when the BART extension occurs. He noted the trip will be shorter but it is more of a fare issue.

Upon inquiry of Board Member Diep, Mr. Burger explained the differences and similarities between DASH service and Rapid 500.

Alternate Board Member Cortese left the meeting at 6:48 p.m.

Board Member Liccardo commented on the financial implications of the elimination of Route 181 and DASH. He urged staff to look at San Fernando alignment for Rapid 500. He requested the maker of the motion have staff come back and take a look at the plan after the budget is approved.

Board Member Chavez suggested the following: 1) re-evaluate San Fernando Street for Rapid 500 due to its proximity to SJSU and other opportunities in the downtown corridor; 2) look at investing in capital expenses and things that can be reused; 3) have a better understanding of all of the sources of funding; and 4) address operations and maintenance in budget discussions.

Board Member Carr thanked staff for addressing issues and called attention to a letter from South County which noted support of the plan and addressed core connectivity. He expressed the need to revisit the plan when the budget is approved. He also urged staff to look at the first/last mile concerns and develop innovative solutions.

Board Member O'Neill noted people are starting to look at transportation in a different way and stressed the need to figure out where people are going and what needs to be done to provide a way to get them there.

Board Member Peralez expressed concern with the EcoPass increase. He expressed disagreement with the discontinuance of the DASH shuttle and recommendation for
Rapid 500 as a replacement. He noted realigning the Rapid 500 route is a step in the right direction especially for SJSU students, but indicated there would no longer be free shuttle service for those who are traveling to and throughout downtown. He urged staff to work with the city to see if there is a way to preserve service.

Board Member Hendricks congratulated staff on the plan. He noted the need to discuss cost if service would be added, noting no services are free. He stressed that staff not forget about paratransit in the changes.

Board Member Vaidhyanathan indicated she would like to see an increase in stops for Route 23 to better serve students and for it to be tested when school starts.

Board Member Jones indicated the West Valley is dealing with growth and development and stressed the need for flexibility in the ridership model.

Upon request of Chairperson Bruins, Mr. Unites summed up light rail changes under the transit plan.

Chairperson Bruins made the following requests 1) the transit plan be revisited relative to the budget; 2) staff bring back monitoring and sustainability item to the Board; 3) staff look at the alignment of Rapid 500; 4) encouraged cities to have discussions with staff on solutions to fill any service gaps; 5) staff look at criteria to evaluate proposals; and 6) staff research ongoing operational costs and sustainability.

Board Member Chavez requested the following be included in the motion: 1) staff come back to the Board with framework of working with cities; 2) use of San Fernando Street on Rapid 500 be evaluated; 3) staff come back to the Board after budget for further refinement of the plan; and 4) staff provide a clear evaluation of framework for course correction. Board Member Hendricks seconded.

Chairperson Bruins thanked staff for their work, community outreach and listening to feedback and responding to it.

M/S/C (Chavez/Hendricks) to adopt the Final VTA Transit Service Plan with the following: 1) framework for working with cities; 2) evaluate route for Rapid 500 and consider using San Fernando Street; 3) bring the plan back to the board during/after the budget for further refinements; 4) include Route 45; and 5) develop framework for evaluation and methods for course-correction.

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7.4. **Draft Plan Bay Area 2040**

Chris Augenstein, Deputy Director, Transportation Planning, provided a brief overview of the item and introduced David Vautin, Senior Transportation Planner, Metropolitan Transportation Commission (MTC), who provided a presentation,
highlighting: 1) 24-year regional vision for growth and investment; 2) economy booming but not enough housing; 3) new pressures on transportation system - worse than the "dot com" boom; 4) the road so far; 5) Draft plan accelerates housing growth in the "Big 3" cities, with the lowest growth forecasted for inland cities and towns; 6) more than 80 percent of future regional growth expected in "Big 3" and bayside cities; 7) Santa Clara County specifically, draft growth plan; 8) Transportation investments supporting land use through operations, maintenance, and modernization;

Members of the Board discussed the following: 1) adequate housing targets and performance measures; 2) incentives or strategies to tie in jobs, transportation and housing 3) affordable housing; and 4) addressing the process and plan.

Board Member Liccardo expressed the need to place jobs where the houses are and the need to provide strong incentives for developing cities. He noted he cannot support the plan until there are mechanisms in place where housing has to be provided for the jobs.

Board Member Khamis indicated he is not supportive of the plan, noting it underfunds cities that are trying to build housing.

Board Member Chavez expressed the need to look at other regions to structure policies in a way that enhances the ability to address issues and reward communities that are building housing.

Board Member Hendricks expressed the need to spur housing production at all income levels. He expressed the need for MTC and Association of Bay Area Governments (ABAG) to educate the community about the need for housing.

Board Member Vaidhyanathan noted the difficulty of getting housing built and stressed the need for transportation around housing and jobs and for a plan which addresses transportation first.

**Public Comment**

Mr. Chatty expressed concern with the plan and the lack of planning for roads and traffic.

**On order of Chairperson Bruins** and there being no objection, the Committee received a report from Metropolitan Transportation Commission on the Draft Plan Bay Area 2040.

8. OTHER ITEMS

8.1. **General Manager Report**

Nuria I. Fernandez, General Manager and CEO, thanked the Board for working with staff on the Next Network plan and thanked Mr. Burger, Brandi Childress, Community Outreach and Public Engagement Manager, and the Communications team for going out to community meetings.

event; 5) Regional Business Diversity Program; and 6) May 11, 2017, Bike to Work Day Movers and Shakers Bike Ride event.

Captain Lera, Protective Services, provided a brief presentation, highlighting: 1) April 2017 public safety data; 2) 12-month April 2016 - March 2017 public safety data; and 3) 12-month transit patrol data as compared to same 12 months last year.

Rufus Francis, Director of Safety and Compliance, provided a presentation, highlighting: 1) Light rail incidents Fiscal Year 2017 to date; 2) Light rail incidents by type; 3) Bus incidents; and 4) Bus and rail safety actions taken.

Board Member Khamis questioned if anything more can be done to prevent hitting trees, poles and other objects. Mr. Francis indicated those things can be eliminated and are being looked at.

8.1.A. Government Affairs Update

Kurt Evans, Government Affairs Manager, provided a brief report, highlighting: 1) FY2017 Omnibus appropriation bill; 2) SB 1 signed into law; and 3) Regional Measure 3 SB 595 toll bridge increase.

On order of Chairperson Bruins and there being no objection, the Board received the Government Affairs update.

8.1.B. VTA’s Procurement Process

Tina Yoke, Procurement, Contracts and Materials Manager, provided a presentation, highlighting: 1) Procurement overview; 2) Materials Management section; 3) Procurements; 4) Procurement supply chain risk - top 10; Factors of enhanced risk to VTA; and 5) solutions.

Board Member Chavez raised an issue of budget management and requested staff think about how to best budget for Operations and Maintenance in riskier situations.

Thomas Esch, Construction Contracts Administrative Manager, and Carlos Orellana, Senior Assistant Counsel, provided a presentation, highlighting: 1) Construction project delivery methods for VTA; 2) Key reasons why agencies use Design-Build or Construction Manager/General Contractor; 3) Legal basis for alternative project delivery; and 4) Current/Planned Efforts.

Board Member Chavez requested implications of the change be provided to the Board in writing for better understanding.

On order of Chairperson Bruins and there being no objection, the Board received a report on VTA’s Procurement Process.

8.1.C. Employer Transit Pass Program

Bernice Alaniz, Director of Communications, provided a video to the Board on the VTA Solutions that move you. She indicated the video would be shared with businesses to market VTA.

On order of Chairperson Bruins and there being no objection, the Board received a report on the Employer Transit Pass Program.
8.1.D. Silicon Valley Rapid Transit (SVRT) Program Update

Mr. Ratcliffe provided a presentation, highlighting: 1) Berryessa Extension activities; 2) Berryessa Extension summary schedule; 3) Berryessa Extension cost summary; 4) Berryessa Extension progress; and 5) Phase II Extension activities.

Public Comment

Mr. Lebrun indicated he wrote a letter to staff regarding potential safety issue with the crossover of the single bore tunnel and wanted to ensure the letter was received and would be addressed.

Mr. Ratcliffe confirmed receipt of the letter and thanked Mr. Lebrun for his concerns. He noted, however, that staff has fully engaged with the professionals on the technical matters of the project and have scrutinized the design solutions with the experts. Mr. Ratcliffe stressed all operational and safety standards will be adhered to. He addressed Mr. Lebrun's concerns with the Barcelona Project and noted BART Phase II will be unique and not a replica.

Board Member Liccardo commented on the timeframe of the delivery of vehicles and staff training and questioned if that can be expedited.

Ms. Fernandez indicated the milestones that need to be achieved have been identified and some are under the control of BART. She noted conversations with the BART General Manager will be had so there are no surprises.

Board Member Chavez requested milestones and challenges be spelled out for the Board. Board Member Peralez requested the information be provided as soon as possible to ensure the Board would know if any delays in delivery are expected.

On order of Chairperson Bruins and there being no objection, the Board received the Silicon Valley Rapid Transit program update.

Board Member Carr left the meeting at 9:02 p.m.

8.2. Chairperson's Report

Chairperson Bruins provided a brief update on the 2016 Measure B Oversight Committee, noting 45 applications were received. Chairperson Bruins noted she has formed a subcommittee composed of herself, Vice Chairperson Liccardo, and Board Members Carr, Chavez to review the applications.

On order of Chairperson Bruins and there being no objection, the Board received the Chairperson's Report.

8.3. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

There were no Items of Concern and Referral to Administration.
8.4. **Unapproved Minutes/Summary Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions**

**Public Comment**

Mr. Chatty expressed concern with Caltrain capacity and advocated for BART around the Bay.

8.4.A. **VTA Standing Committees**

- Congestion Management Program & Planning (CMPP) Committee - The April 20, 2017, Minutes were accepted as contained in the Agenda Packet.

- Administration & Finance (A&F) Committee - The April 20, 2017, Minutes were accepted as contained in the reading folder.

- Safety, Security, and Transit Planning & Operations (SSTP&O) Committee - April 21, 2017, Minutes were accepted as contained in the Agenda Packet.

8.4.B. **VTA Advisory Committees**

- Technical Advisory Committee (TAC) - The April 12, 2017, Minutes were accepted as contained in the reading folder.

- Citizens Advisory Committee (CAC) and 2000 Measure A Citizens Watchdog Committee (CWC) - The April 12, 2017, Minutes were accepted as contained in the Agenda Packet.

- Bicycle & Pedestrian Advisory Committee (BPAC) - The April 12, 2017, Minutes were accepted as contained in the Agenda Packet.

- Committee for Transportation Mobility and Accessibility (CTMA) - April 13, 2017, Minutes were accepted as contained in the reading folder.

- Policy Advisory Committee (PAC) - The April 13, 2017, Minutes were accepted as contained in the Agenda Packet.

8.4.C. **VTA Policy Advisory Boards (PAB)**

- State Route 85 Corridor PAB - There was no report.

- Downtown East Valley Policy Advisory Board – There was no report.

- Diridon Station Joint Policy Advisory Board – There was no report.
• El Camino Real Rapid Transit PAB - There was no report.

8.4.D. Joint Powers Boards and Regional Commissions

• Caltrain Peninsula Corridor Joint Powers Board - The May 4, 2017, Summary Notes were accepted as contained in the reading folder.
• 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.

8.5. Announcements

There were no Announcements.

9. CLOSED SESSION

9.1. Recessed to Closed Session at 9:16 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. Cox, et al.
   (Santa Clara County Superior Court Case No. 1-15-CV-278289)

B. Conference with Legal Counsel - Existing Litigation
   [Government Code Section 54956.9(d)(1)]
   Name of Case: Santa Clara Valley Transportation Authority v. Outreach and Escort, Inc.
   (Santa Clara County Superior Court Case No.: 16CV299209)

C. Conference with Legal Counsel - Existing Litigation
   [Government Code Section 54956.9(d)(1)]
   Name of Case: Cheriel Jensen v. Santa Clara Valley Transportation Authority, et al. (Santa Clara County Superior Court Case No. 17-CV-304960)
9.2. **Reconvened to Open Session at 9:34 p.m.**

9.3. **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. Cox, et al.  
      (Santa Clara County Superior Court Case No. 1-15-CV-278289)

      Rob Fabela, 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: Santa Clara Valley Transportation Authority v. Outreach and Escort, Inc.  
      (Santa Clara County Superior Court Case No.: 16CV299209)

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

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

      Name of Case: Cheriel Jensen v. Santa Clara Valley Transportation Authority, et al. (Santa Clara County Superior Court Case No. 17-CV-304960)

      Mr. Fabela noted VTA was able to secure a victory and dismissal of the case.

10. **ADJOURNMENT**

    On order of Chairperson Bruins and there being no objection, the meeting was adjourned at 9:35 p.m.

    Respectfully submitted,

    Menominee McCarter, Board Assistant  
    VTA Office of the Board Secretary