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 5:36 p.m. in the Board of Supervisors’ Chambers, County Government Center, 70 West Hedding Street, San José, California.

Chairperson Chavez noted Board Member Rose Herrera will be attending the meeting via teleconference. Roll Call votes will be conducted on all action items while she is on the phone.

1.1. ROLL CALL

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<tr>
<th>Attendee Name</th>
<th>Title</th>
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<tr>
<td>Jason Baker</td>
<td>Board Member</td>
<td>Present</td>
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<td>Jeannie Bruins</td>
<td>Vice Chairperson</td>
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<tr>
<td>Larry Carr</td>
<td>Alternate Board Member</td>
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<td>Magdalena Carrasco</td>
<td>Board Member</td>
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<td>Cindy Chavez</td>
<td>Chairperson</td>
<td>Present</td>
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<td>David Cortese</td>
<td>Alternate Board Member</td>
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<td>Jose E Esteves</td>
<td>Alternate Board Member</td>
<td>Present</td>
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<td>Glenn Hendricks</td>
<td>Board Member</td>
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<td>Rose Herrera</td>
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<td>Johnny Khamis</td>
<td>Board Member</td>
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<td>Sam Liccardo</td>
<td>Board Member</td>
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<td>John McAlister</td>
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<td>Howard Miller</td>
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<td>Manh Nguyen</td>
<td>Board Member</td>
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<td>Teresa O'Neill</td>
<td>Board Member</td>
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<td>Raul Peralez</td>
<td>Alternate Board Member</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>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 Chavez requested that Agenda Item #2.2., Resolution of Appreciation for Rod Diridon, Sr., for his retirement as Executive Director of Mineta Transportation Institute (MTI) be heard before Agenda Item #2.1., Employees and Supervisor of the Quarter for the Fourth (4th) Quarter of 2016.
Chairperson Chavez requested to defer Agenda Item #6.23., Dynamic Transit Program - FLEX Pilot Project Update, to the next Regular Board meeting.

Chairperson Chavez requested the following item be removed from the Regular Agenda and placed on the Consent Agenda: Agenda Item #6.20., FY 2016 SR 237 Express Lanes Annual Report.

Chairperson Chavez referenced Agenda Item #6.9: Third-party Agreements of Voluntary Contributions and Programming of VRF Funds to Transportation Improvement Projects. She noted Board Member Khamis’ request to have the final cooperative funding agreements brought to the full Board of Directors once the negotiation is completed.

Chairperson Chavez noted tonight’s meeting would be adjourned in memory of former VTA Employee Tom Smith.

M/S/C (Baker/Nguyen) to approve the Orders of the Day.

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<td>Manh Nguyen, Board Member</td>
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<td>Baker, Carrasco, Chavez, Hendricks, Herrera, Khamis, Nguyen, O’Neill, Woodward</td>
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<td>NOES:</td>
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<td>ABSENT:</td>
<td>Bruins, Liccardo, Yeager</td>
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2. AWARDS AND COMMENDATION

2.2. Resolution of Appreciation for Rod Diridon, Sr., for his retirement as Executive Director of Mineta Transportation Institute (MTI)

M/S/C (Woodward/Nguyen) to adopt a Resolution No. 2016.10.23 of Appreciation for Rod Diridon, Sr., for his retirement as Executive Director of Mineta Transportation Institute (MTI)

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<td>ABSENT:</td>
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Mr. Diridon thanked the VTA Board for their recognition of his retirement.

NOTE: M/S/C MEANS MOTION SECONDED AND CARRIED AND, UNLESS OTHERWISE INDICATED, THE MOTION PASSED UNANIMOUSLY.
2.1. **Employees and Supervisor of the Quarter for the Fourth (4th) Quarter of 2016**

Chairperson Chavez recognized Alex Chrisoulis, Bus Dispatcher, Cerone Operations; Willie Nelson, Service Mechanic, Chaboya Maintenance; as Employees of the Fourth (4th) Quarter of 2016; and Corina Wakefield, Transit Division Supervisor, Cerone Operations as our Supervisor of the Fourth (4th) Quarter of 2016.

Bert Araki, Associate Transportation Engineer, Berryessa Field Office, was unable to attend, but was recognized as Employee of the 4th Quarter of 2016.

Board Member Liccardo arrived at 5:51 p.m. and took his seat.

3. **PUBLIC COMMENT**

An Interested Citizen, encouraged VTA to do the following: 1) enforce the no smoking at/near transit stops; 2) check paperwork for accuracy regarding service animals; and 3) extend light rail to the Palo Alto Transit Center.

Ms. Davis, Interested Citizen, commented about the lack of transportation in the Cupertino and Mountain View areas. She encouraged VTA to help those with disabilities, by providing more transportation opportunities on the weekends.

Jim Stallman, Interested Citizen, commented about the need of bicycle pedestrian access on both sides of the Highway 237 corridor.

Michael Tsai, Interested Citizen, made the following comments: 1) expressed support for VTA’s recognition for Rod Diridon Sr., noting he inspired him to take an active role in transportation; 2) commented about the leadership and stewardship of VTA employee Aaron Vogel, Regional Transportation Services Manager; and 3) noted concerns regarding cities within the region not addressing the transportation needs.

Omar Chatty, Interested Citizen, commented about Rod Diridon Sr., years of service and provided suggestions to help reduce the traffic congestion on State Route (SR) 85.

William MacDonald, Interested Citizen, referenced his written letter about procurement. Mr. MacDonald recognized Mr. Diridon Sr. and Tom Smith for their contributions in transit. He further discussed the importance of VTA being prepared in the event of catastrophes.

4. **PUBLIC HEARINGS**

4.1 **Caltrain Electrification Project Interim Financing**

Michael Smith, Fiscal Resources Manager, provided an overview of the staff report. Mr. Smith introduced Casey Fromson, Caltrain Project Officer.

Chairperson Chavez formally opened the public hearing.
Mr. Smith noted the public hearing notice was posted on the San Jose Mercury News.

Public Comment

Roland Lebrun, Interested Citizen, expressed opposition. He criticized how the funds will be utilized. He also suggested VTA or BART take over the administration of Caltrain.

Discussion ensued about the following: financing costs, VTA’s financial liability and risks associated with the financing, importance of the Caltrain Electrification Project, and risk management. Staff confirmed that Board approval is required if there are additional fund requests for Caltrain.

Chairperson Chavez noted the value in evaluating VTA’s partnerships with external organizations to ensure that VTA’s short and long-term risks are minimized. She recommended adding in the Auditor General work plan a review of VTA’s agreements/partnerships with other organizations.

Ms. Fromson thanked the Board for reviewing the item and noted that an oversight agreement is in place, with the Federal Transit Administration (FTA) acting as the key auditor. Ms. Fromson added Caltrain welcomes audits from its partners.

M/S/C (Hendricks/Carrasco) to close the public hearing and adopt Resolution No. 2016.10.24: (1) that the VTA Board, subsequent to a public hearing, has made a finding that the financing to be issued by the Peninsula Corridor Joint Powers Board (PCJPB) will result in significant public benefits and serves a public purpose and, (2) approving the issuance by PCJPB of up to $150 million of interim financing outstanding at any one time secured by farebox revenue to facilitate advancement of Caltrain's Peninsula Corridor Electrification Project (PCEP).

ADOPTED                       APPROVED [UNANIMOUS]
MOVER: Glenn Hendricks, Board Member
SECONDER: Magdalena Carrasco, Board Member
AYES: Baker, Carrasco, Chavez, Hendricks, Herrera, Khamis, Liccardo
Nguyen, O’Neill, Woodward
NOES: None
ABSENT: Bruins, Yeager

5. COMMITTEE REPORTS

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

Chairperson Chavez noted the 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 Chavez noted the PAC Chairperson’s report was contained in the Board Members’ reading folders and placed on the public table.

5.3. Standing Committee Chairpersons' Report

Chairperson Chavez noted the Standing Committee Chairpersons’ reports were contained in the Board Members’ reading folders and placed on the public table.

5.4. Policy Advisory Board Chairperson’s Report

Chairperson Chavez noted the Policy Advisory Board Chairpersons’ reports were contained in the Board Members’ reading folders and placed on the public table.

Public Comment

Eugene Bradley, Interested Citizen, inquired about the CWC 2000 Measure A Committee Report.

6. CONSENT AGENDA

Board Member Liccardo recused himself from the following: Agenda Item 6.6., Single Bore Tunnel Technical Studies; Agenda Item 6.7., Construction of the Guadalupe Corridor Traction Power Substation (TPSS) Replacement, Phase 3 (C16122F) Contract; Agenda Item 6.8., South Bay Transportation Associates (SBTA) Contract Amendment; Agenda 6.10., Contract Award of Bascom Corridor Complete Streets Study; and Agenda Item 6.11., Contract Award of Tasman Corridor Complete Streets Study.

6.1. Board of Directors Regular Meeting Minutes of September 1, 2016

M/S/C (Woodward/Nguyen) to approve the Board of Directors Regular Meeting Minutes of September 1, 2016.

6.2. Award of Contracts for VTA Wireless Services and Equipment

M/S/C (Woodward/Nguyen) to authorize the General Manager to issue multiple contracts with AT&T, Verizon, Sprint, T-Mobile and other approved providers in accordance with the National Association of State Procurement Officials (NASPO) ValuePoint and CALNET III cooperative agreements for communication services. The initial term for each contract will be three years with an option for two one-year extensions. The combined cost of the initial three year term is $2,400,000 for all firms, plus an $800,000 per year for each of the optional one-year extension, for a total of $4,000,000.

6.3. Renewal of Delta Dental Contract for Employee Benefits

M/S/C (Woodward/Nguyen) to authorize the General Manager to renew benefit contract with Delta Dental for all VTA employees for calendar years 2017 and 2018.
6.4. **Ratification of Appointments to the Bicycle & Pedestrian Advisory Committee**

M/S/C (Woodward/Nguyen) to ratify appointments to the Bicycle & Pedestrian Advisory Committee for the two-year term ending June 30, 2018 of: (1) Jim Stallman, representing the City of Saratoga; (2) Kristal Caidoy, representing the City of Milpitas; (3) David Simons, representing the City of Sunnyvale; and (4) Mila Zelkha, representing the County of Santa Clara.

6.5. **Operations Insurance and Risk Management Brokerage Services**

M/S/C (Woodward/Nguyen) to authorize the General Manager to execute a Contract with Willis Towers Watson, dba, Willis of California, Inc. for Insurance & Risk Management Brokerage Services for a three year fixed fee contract of $375,000 ($125,000 per year) from October 15, 2016 to October 14, 2019 with options for two one year extensions for a total contract amount not to exceed $625,000.

6.6. **Single Bore Tunnel Technical Studies**

M/S/C (Woodward/Nguyen) on a vote of 9 ayes to 0 noes to 1 recusal to authorize the General Manager to negotiate and execute a contract with HNTB Corporation in an amount not to exceed $980,000 for a one year period ending September 2017 to provide technical studies for a single bore tunnel alternative for Phase II of VTA’s BART Silicon Valley Extension. Member Liccardo recused.

6.7. **Construction of the Guadalupe Corridor Traction Power Substation (TPSS) Replacement, Phase 3 (C16122F) Contract**

M/S/C (Woodward/Nguyen) on a vote of 9 ayes to 0 noes to 1 recusal to authorize the General Manager to execute a contract with the lowest responsive and responsible bidder, Siemens Industry, in the amount of $9,997,235, for the construction of the Guadalupe Corridor Traction Power Substation (TPSS) Replacement, Phase 3 (C16122F) contract. Member Liccardo recused.

6.8. **South Bay Transportation Associates (SBTA) Contract Amendment**

M/S/C (Woodward/Nguyen) on a vote of 9 ayes to 0 noes to 1 recusal to authorize the General Manager to execute a contract amendment with South Bay Transportation Associates for program and construction management services, extending the contract term through January 31, 2017 and increasing the approved contract amount by $3.5 million for a new contract amount not to exceed $84.2 million. Member Liccardo recused.
6.9. **Third-Party Agreements of Voluntary Contributions and Programming of VRF Funds to Transportation Improvement Projects**

M/S/C (Woodward/Nguyen) to authorize the General Manager to:

- Negotiate cooperative funding agreements with the City of Santa Clara in the amount of $16.164 million for its voluntary contribution;

- Negotiate cooperative funding agreements with the City of Sunnyvale for an amount up to $11.380 million to help fund mutually defined regional transportation improvements to be delivered by the Santa Clara Valley Transportation Authority;

- Approve $4 million in Vehicle Registration Fee matching funds for the SR 237 Express Lanes Phase 2 project.

Further, directed staff to forward the final agreements to the Board.

6.10. **Contract Award of Bascom Corridor Complete Streets Study**

M/S/C (Woodward/Nguyen) on a vote of 9 ayes to 0 noes to 1 recusal to authorize the General Manager to negotiate and execute a time and materials contract with Moore Iacofano Goltsman, Inc. (MIG, Inc.) to complete the Bascom Corridor Complete Streets Study. The contract shall be for a period of up to 30 months and not to exceed $810,000. Member Liccardo recused.

6.11. **Contract Award of Tasman Corridor Complete Streets Study**

M/S/C (Woodward/Nguyen) on a vote of 9 ayes to 0 noes to 1 recusal to authorize the General Manager to execute a time and materials contract with Kimley-Horn & Associates, Inc. to complete the Tasman Corridor Complete Streets Study. The contract shall be for a period of up to 30 months and not to exceed $825,000. Member Liccardo recused.

6.12. **Vehicle Registration Fund Advance: City of Gilroy North First Street Paving**

M/S/C (Woodward/Nguyen) to approve up to a $5.5 million advance of Vehicle Registration Fee (VRF) Program funding to the City of Gilroy for the First Street repaving project and authorize the GM to sign the appropriate agreements.

6.13. **Succession Planning Assessment**

M/S/C (Woodward/Nguyen) to review and receive the Auditor General's report on the Succession Planning Process Assessment.

M/S/C (Woodward/Nguyen) to review and receive the Auditor General's follow-up report on the implementation status of management's action plans contained in the Third-Party Fare Reporting Process Assessment.

6.15. **Report on Follow-up on the VTA/ATU, Local 265 Pension Plan Program Internal Audit**

M/S/C (Woodward/Nguyen) to review and receive the Auditor General’s follow-up report on the implementation status of management's action plans contained in the VTA/ATU, Local 265 Pension Plan Program Internal Audit.

6.16. **FY 2017 VTA Risk Assessment Refresh**

M/S/C (Woodward/Nguyen) to review and receive the Auditor General's report on the FY 2017 VTA Risk Assessment Refresh.

6.17. **Audit Dashboard Follow up: Audit Recommendations Issued by the Office of the Auditor General**

M/S/C (Woodward/Nguyen) to review and receive the Internal Audit Program's Audit Dashboard on the status of implementation of recommendations issued by the Office of the Auditor General.

6.18. **VTA Complete Streets Policy Development**

M/S/C (Woodward/Nguyen) to review and discuss the development of VTA's Complete Streets Policy.


M/S/C (Woodward/Nguyen) to receive information from the 2016 Transportation Systems Monitoring Report.

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

Receive an update on SR 237 Express Lanes Fiscal Year 2016 annual report.

6.21. **Next Network: Light Rail Service Plan Recommendation**

M/S/C (Woodward/Nguyen) to review recommended 2017 Light Rail Operating Plan.

6.22. **Programmed Project Monitoring - Quarterly Report**

M/S/C (Woodward/Nguyen) to receive the Programmed Projects Quarterly Monitoring Report for April-June 2016.
6.23. **(Deferred)**

Receive information on the FLEX Pilot Project.

6.24. **Legislative Update Matrix**

M/S/C (Woodward/Nguyen) to review the Legislative Update Matrix.

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<td>MOVER: Perry Woodward, Board Member</td>
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<td>NOES: None</td>
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<td>RECUSED: Liccardo</td>
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7. **REGULAR AGENDA**

6.20. **FY 2016 SR 237 Express Lanes Annual Report**

Board Member Khamis commented about the annual report, noting how pleased he was to see the revenues for the program.

On Order of Chairperson Chavez, and there being no objection, the Board received an update on SR 237 Express Lanes Fiscal Year 2016 annual report.

7.1 **Sheriff’s Contract Amendment to Increase Staffing Levels of Law Enforcement for the BART Extension and VTA Bus and Light Rail Service**

Board Member Baker provided a brief report on the discussion and recommendations from the Administration and Finance Committee meeting, held on September 15, 2016. He introduced Rufus Francis, Director of System Safety and Security.
Mr. Francis introduced Octavio Garcia, Manager of Security Programs, who provided a presentation entitled “Sheriff’s Transit Patrol S12060 – Contract Amendment,” highlighting: 1) Current Security Program Configuration; 2) Transit Patrol Staffing Comparison; 3) Justification For Staffing; and 4) Milpitas BART Station-Jurisdiction. Mr. Garcia informed the Board that Captain David Lera, Santa Clara County Sheriff’s Department, is available to answer any questions.

Board Members and staff engaged in a discussion about the following: 1) increased hours and patrol officers walking the streets; 2) cost breakdown; 3) contingency covers overtime for unanticipated events/situations; and 4) the funds used to help cover the cost of the amendment.

Chairperson Chavez made the following requests: 1) provide an off-agenda report to the Board regarding the increased hours/activity and coverage; and 2) consider a closed session item to discuss how VTA handles threats to the transit system.

Upon inquiry of Board Member Khamis, Captain Lera noted that the costs for Allied Barton would be included in the report for the December 2016 Board of Directors meeting.

Board Member Liccardo asked if these security costs were anticipated for BART operations. Carolyn Gonot, Interim Director of Planning and Program Development, noted that the security costs are slightly higher than the projected. Ms. Gonot further noted that once the financial analysis is finished staff would provide the information to the Board.

Ms. Fernandez clarified that the 2008 Measure B funds cover operations, maintenance, and includes security.

**Public Comment**

Mr. Bradley made the following comments: 1) noted that there is never enough security to make the public feel safe; and 2) inquired if there will be undercover security.

Mr. Lebrun made the following comments: 1) commented about the need to feel safer on the Light Rail after 8:00 p.m., and 2) expressed support for the increased security.

Mr. Tsai noted the need for security and encouraged staff to work with the local law enforcement.

M/S/C (Hendricks/Baker) to authorize the General Manager to execute a contract amendment with the County of Santa Clara, Office of the Sheriff to add additional supplemental law enforcement services increasing the approved contract amount by $18,207,195 for a new contract amount not to exceed $66,181,606. Also increase the FY 2017 VTA Transit Fund Operating Budget by $2,500,000.
7.2 Capitol Light Rail Extension to Eastridge: Funding Plan

Chairperson Chavez commented about the long process to provide light rail transit to the east side community and recognized Congresswoman Zoe Lofgren, Congressman Mike Honda, Dave Cortese, Blanca Alvarado, Magdalena Carrasco, Sam Liccardo, Jason Baker, and Rose Herrera for their efforts to advance the project.

Board Member Herrera provided a brief report on the action taken at the Congestion Management Program and Planning Committee meeting held on September 15, 2016.

Board Members Liccardo and Carrasco thanked Chairperson Chavez for her involvement, leadership and efforts to keep the project moving.

Board Members made the following comments: 1) noted how critical the light rail is for the east side community to help get people to their destinations, specifically to and from work; 2) commented how the extension of the light rail provides a broader regional connection in order to get to a destination; and 3) inquired about the 2000 Measure A funds related to the project.

Public Comment

Mr. Chatty made the following comments: 1) expressed support for the extension; 2) suggested staff compare projected ridership to actual ridership; and 3) requested staff ensure that funds are being spent properly.

M/S/C (Herrera/Carrasco) to approve an additional $177 million from 2000 Measure A funds to the Capitol Light Rail Extension to Eastridge project for a total 2000 Measure A commitment of $247 million.
ADOPTED  APPROVED [UNANIMOUS]
MOVER: Rose Herrera, Board Member
SECONDER: Magdalena Carrasco, Board Member
NOES: None
ABSENT: Bruins, Yeager

7.3 Proposed Amendments and Pick-Up Resolution for Employee Contributions to the SCVTA-ATU, Local 265 Pension Plan

Robert Fabela, General Counsel, provided a brief overview of the report.

M/S/C (Khamis/Baker) to: 1) Approve and adopt the proposed Plan Amendments to the Santa Clara Valley Transportation Authority - Amalgamated Transit Union, Local 265 Pension Plan; 2) Approve and adopt the proposed Internal Revenue Code ("Code") Section 414(h)(2) Pick-Up Resolution.

ADOPTED  APPROVED [UNANIMOUS]
MOVER: Johnny Khamis, Board Member
SECONDER: Jason Baker, Board Member
NOES: None
ABSENT: Bruins, Yeager

7.4 Strategic Plan Update


Board Member Herrera left the meeting at 7:26 p.m.
Board Members made the following comments: 1) inquired about reorganization/realignment in private versus public sector; 2) recommended implementing an “employee suggestion program” to help give staff ideas; and 3) suggested replacing the term interesting with the term vibrant on page 3, #5-What does Success Look Like, letter e., of attachment 7.4.a.

Chairperson Chavez referenced page 29 of the VTA Strategic Plan presentation and inquired about the different ways to measure success long term.

Public Comment

David, Interested Citizen, expressed support for the strategic plan. He inquired about VTA’s plan to double ridership in order to reduce traffic congestion.

Marc, Interested Citizen, made the following comments; 1) expressed support for the strategic plan; 2) inquired about how staff will increase farebox recovery, decrease traffic congestion and double ridership; 3) suggested engaging tech companies to help VTA deploy innovation; 4) noted the public’s support to help VTA achieve their goals; and 5) commented about not repeating the past mistakes.

Mathieu Nervet, Interested Citizen, concurred with the previous comments made and suggested using Key Performance Indicators (KPI) to ensure VTA achieves their goals in doubling ridership, reducing traffic congestion and increasing farebox recovery.

Mr. Augenstein made the following comments: 1) VTA continues to conduct a study on the entire system; 2) commented that staff is looking at market based approaches; 2) reported staff is reaching out to various private/public sectors and communities in order to get feedback about what the public wants in order to ride VTA; 3) noted VTA staff has spoken with private sectors regarding their private shuttles, in order to see what VTA can learn from their success; 4) commented that consultant Jarrett Walker, President and Principal Consultant, Jarrett Walker + Associates, was conducting a study and would be providing it to the Board.

Chairperson Chavez commented that the Jarrett Walker study would be discussed at the November 18, 2016, Board Workshop meeting. Chairperson Chavez requested that staff provide a pictograph that depicts the relationship of the strategic plan and other VTA studies/efforts.

Board Member Liccardo left his seat at 7:56 p.m.

8. OTHER ITEMS

8.1. General Manager Report

Ms. Fernandez provided a report, highlighting:
• Ridership Report for August 2016, noting total system-wide ridership decreased by 8.3% compared to August 2015. VTA continues to strive to improve its on-time performance and service recovery.

• On September 22, 2016, two VTA projects were award winners at the American Society of Civil Engineers Awards Banquet. The I-280/I-880/Stevens Creek Boulevard Interchange Project received the Roadway & Highway Project Award; and the Mission Blvd/Warren Avene/Freight Railroad Relocation Program received the Transportation Project Award.

• VTA was awarded the Grand Award from the American Public Transportation Association’s 2016 Ad Wheel Awards for its Envision Silicon Valley Public Engagement.

• Status update on the Alum Rock/Santa Clara Bus Rapid Transit (BRT) Project, noting 16 of the total 20 stations are completed on BRT Project. Each of the BRT stations feature artwork inspired by the local community whether past or present. Ms. Fernandez noted that an update on the BRT Project was in the Board Members’ reading folders.

• On September 19, 2016, thirty-five Gunderson High School students pledged publicly to take precautions around light rail trains and tracks.

• On September 28, 2016, VTA held the Hispanic Heritage Symposium and thanked the various speakers for attending, including Vice Mayor Carmen Montano and Board Member Khamis.

• Announced October 2016 is Earthquake Preparedness Month and shared VTA will prepare a flyer to give tips on what to do before, during and after an earthquake.

• Announced free rides will be offered on the historic trolley between Civic Center and San Jose Diridon Light rail station beginning October 14, noting the historic trolley will be called “The Great Pumpkin Express.”

• Introduced Captain Lera who reported on Security and Public Safety, highlighting the following: 1) August and September 2016 statistics for the Sheriff Transit Patrol and citations from the VTA Fare Inspectors; 2) noted the start of football season and the increased concerts at Levi’s stadium caused the increase on “Total Passengers Check;” and 3) reported on the positive results from the baseline assessment and security review conducted by Homeland Security Surface Transportation Security Inspection Program and the Office of Security Policy and Industrial Engagement.

8.1.A. Government Affairs Update

Chairperson Chavez noted the Government Affairs Update was included in the Board Members’ reading folders and placed on the public table.
8.1.B. **Silicon Valley Rapid Transit (SVRT) Program Update**

Dennis Ratcliffe, Interim Director Engineering and Transportation Infrastructure Development, discussed the progress of the SVRT program and provided a presentation entitled, “SVRT Program Update,” highlighting: 1) Berryessa Extension Earned Progress this Period; 2) Berryessa Extension Cost Summary; 3) Integrated Summary Schedule; 4) Construction Progress; and 5) Phase II Extension Activities.

Upon inquiry of Committee Members, Mr. Ratcliffe reported that the dynamic testing is a phase operated mostly by BART to determine that the system is working properly. Passenger or revenue service will commence after all the testing is completed. Mr. Ratcliffe further reported that the Milpitas and Berryessa station would open simultaneously in August 2017.

On order of Chairperson Chavez and there being no objection, the Board received the Silicon Valley Rapid Transit (SVRT) Program Update.

8.2. **Chairperson's Report**

Chairperson Chavez indicated that the 2017 proposed Board of Directors’ meeting calendar was sent to the Board Members, noting to inform the Office of the Board Secretary of any conflicts.

8.3. **Items of Concern and Referral to Administration**

Board Member Khamis commented about the public complaints his district has received regarding lack of bathrooms at the Ohlone Chynoweth.

Ms. Fernandez noted multiple reasons to why there are no bathrooms at the station, noting that VTA has an arrangement with downtown San Jose.

Chairperson Chavez requested staff to provide the Board a response pertaining to this issue at a later date.

8.4. **Unapproved Minutes/Summary Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions**

Mr. Lebrun made the following comments: 1) expressed concern about the decline of Caltrains ridership for the past two months; 2) noted the reduced number of seats for the new Caltrain cars; and 3) commented about the Caltrain modernization project and cost.

8.4.A. **VTA Standing Committees**

- Silicon Valley Rapid Transit (SVRT) Program Working Committee - There was no report.
• Governance and Audit Committee – The September 1, 2016, Minutes were accepted as contained in the Agenda Packet.

• Congestion Management Program & Planning (CMPP) Committee - The September 15, 2016, Minutes were accepted as contained in the Agenda Packet.

• Administration & Finance (A&F) Committee – The September 15, 2016, Minutes were accepted as contained in the Agenda Packet.

• Transit Planning & Operations (TP&O) Committee - The September 1, 2016, Minutes were accepted as contained in the Agenda Packet.

8.4.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 September 7, 2016, Minutes were accepted as contained in the Agenda Packet.

• Bicycle & Pedestrian Advisory Committee (BPAC) - The September 7, 2016, Minutes were accepted as contained in the Agenda Packet.

• Technical Advisory Committee (TAC) - The September 8, 2016, Minutes were accepted as contained in the Agenda Packet.

• Policy Advisory Committee (PAC) - The September 8, 2016, 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 - The September 7, 2016, Minutes were accepted as contained in the Agenda Packet.

• Diridon Station Joint Policy Advisory Board - The September 16, 2016, Minutes were accepted as contained in the Agenda Packet

• El Camino Real Rapid Transit PAB - The September 28, 2016, Notice of Cancellation was accepted as contained in the Agenda Packet.
8.4.D. Joint Powers Boards and Regional Commissions

- Caltrain Peninsula Corridor Joint Powers Board - The October 6, 2016, Summary Notes were accepted as contained on the dais.
- Capitol Corridor Joint Powers Authority - The September 21, 2016, Summary Notes were accepted as contained on the dais
- 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.
- 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 8:20 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. Outreach and Escort, Inc. (Santa Clara County Superior Court Case No.: 16CV299209)

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

Name of Case: Joseph Ryan v. Santa Clara Valley Transportation Authority, et al. (United State District Court Case No.: 16CV4032)

C. Conference with Legal Counsel - Anticipated Litigation  
[Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)]

Number of potential cases: 2

9.2. Reconvened to Open Session at 9:03 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. Outreach and Escort, Inc. (Santa Clara County Superior Court Case No.: 16CV299209)

Mr. Fabela 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: Joseph Ryan v. Santa Clara Valley Transportation Authority, et al. (United State District Court Case No.: 16CV4032)

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

C.  Conference with Legal Counsel - Anticipated Litigation
[Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)]

Number of potential cases: 2

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

10.  ADJOURNMENT

On order of Chairperson Chavez and there being no objection, the meeting was adjourned at 9:04 p.m.

Respectfully submitted,

Theadora Abraham, Board Assistant
VTA Office of the Board Secretary