

**CITIZENS ADVISORY COMMITTEE  
and  
2000 MEASURE A CITIZENS WATCHDOG COMMITTEE**

Wednesday, May 10, 2017

**MINUTES**

**CALL TO ORDER**

The Regular Meeting of the Citizens Advisory Committee (CAC)/2000 Measure A Citizens Watchdog Committee (CWC) was called to order at 4:00 p.m. by Chairperson Wadler in the Auditorium, VTA River Oaks Campus, 3331 North First Street, San Jose, California.

**1. ROLL CALL**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>
Stephen Blaylock	Member	Present
Aneliza Del Pinal	Member	Present
Chris Elias	Member	Present
Sharon Fredlund	Vice Chairperson	Present
William Hadaya	Member	Absent
Ray Hashimoto	Member	Present
Aaron Morrow	Member	Present
Chris O'Connor	Member	Absent
Charlotte Powers	Member	Present
Connie Rogers	Member	Absent
Martin Schulter	Member	Present
Noel Tebo	Member	Present
Herman Wadler	Chairperson	Present

**A quorum was present.**

**The Agenda was taken out of order.**

**3. PUBLIC PRESENTATIONS:**

There were no Public Presentations.

#### 4. Committee Staff Report

Aaron Quigley, Senior Policy Analyst and Staff Liaison, reported the VTA Board of Directors (Board) took the following actions at the May 4, 2017, meeting: 1) adopted the Final VTA Transit Plan; 2) programmed funds under the Vehicle Registration Fee (VRF); 3) awarded contract to CDM Smith for preparation of State Route (SR)85; 4) awarded contract to BKF for Capitol Expressway Light Rail Project final design; 5) awarded contract to Proterra Inc., of Burlingame for purchase of five 40-foot fully electric buses; 6) announced 45 applications have been received for the 2016 Measure B Oversight Committee; 7) General Manager, Nuria I. Fernandez, to host May 11, 2017, Bike to Work Day; 8) announced VTA's BART to Silicon Valley Warm Springs to Berryessa will be energized to begin testing the weekend of May 6, 2017, and; 9) announced on May 11, 2017, VTA and Santa Clara County to kick off collaboration to certify minority-owned businesses, women-owned, LGBT-owned and disabled veteran-owned businesses to complete in the VTA and County contract process.

Mr. Quigley introduced Michael Costa, Transportation Superintendent – Service Management, and Steve Jovel, Assistant Superintendent – Apprenticeship Coordination, who provided a brief verbal report on the Women's March which took place on Saturday, January 21, 2017, highlighting: 1) 8,000 participants were expected and more than 25,000 participated; 2) VTA took immediate corrective actions during the event in response to critical situations which unexpectedly arose due to the large turnout; 3) lessons learned and changes made for events following the Women's March, and; 4) applied lessons learned for similar but more recent events.

Members of the Committee made the following comments: 1) thanked staff for their report; 2) suggested working with city staff and event organizers to coordinate planning and service; 3) expressed concern with service on the Winchester to Mountain View line during the event, and; 4) expressed the need for increased communication.

Mr. Quigley introduced Bernice Alaniz, Director of Communications, who provided a brief marketing and communications update, and a video entitled "VTA, Solutions That Move You," highlighting VTA's brand refresh and service redesign.

Members of the Committee and staff discussed the following: 1) the video was well done and very powerful; 2) suggest featuring San Jose as an intended destination rather than San Francisco; 3) importance of highlighting future plans such as the airport connector; 4) noted the bicyclist looks staged; 5) strategy for reaching employees at smaller and mid-size companies, and; 6) expressed excitement about the video.

#### 2. **ORDERS OF THE DAY**

Chairperson Wadler noted staff requested **Agenda Item #14.**, Development Review Quarterly Report for Jan-Mar 2017, be removed from the Regular Agenda and placed on the Consent Agenda.

**M/S/C (Fredlund/Hashimoto)** to accept the Orders of the Day.

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

**RESULT: APPROVED** (Agenda Item #2)

**MOVER:** Fredlund

**SECONDER:** Hashimoto

**AYES:** Fredlund, Blaylock, Pinal, Elias, Hashimoto, Morrow, Powers, Schuller, Tebo,  
Wadler

**NOES:** None

**ABSENT:** Hadaya, O'Connor, Rogers

5. **Chairperson's Report**

Chairperson Wadler announced the arrival of his new grandson, Felix.

6. **Committee for Transportation Mobility and Accessibility (CTMA) Report**

Member Morrow reported the following: 1) concern with MV Transportation's dispatcher telephone etiquette, noting there will be dispatcher retraining; 2) expressed safety concerns with downtown San Jose bus and light rail stations, and; 3) his concern of being verbally accosted when boarding VTA light rail in downtown San Jose, noting this is a County of Santa Clara mental health issue that is bleeding into VTA's service.

Members of the Committee requested a light rail safety update.

**On order of Chairperson Wadler** and there being no objection, the Committee received the Committee for Transportation Mobility and Accessibility (CTMA) Report.

7. **Bicycle and Pedestrian Advisory Committee (BPAC) Report**

There was no Bicycle and Pedestrian Advisory Committee (BPAC) Report.

**COMBINED CAC AND 2000 MEASURE A CITIZENS WATCHDOG  
COMMITTEE CONSENT AGENDAS**

8. **Regular Meeting Minutes of April 12, 2017**

M/S/C (Fredlund/Hashimoto) to approve the Regular Meeting Minutes of April 12, 2017.

9. **Legislative Update Matrix**

M/S/C (Fredlund/Hashimoto) to review the Legislative Update Matrix.

14. **Development Review Quarterly Report for Jan-Mar 2017**

M/S/C (Fredlund/Hashimoto) to receive the Development Review Quarterly Report for January to March 2017.

**RESULT: APPROVED**    **(Agenda Items #8-9, 14)**

**MOVER:** Fredlund

**SECONDER:** Hashimoto

**AYES:** Fredlund, Blaylock, Pinal, Elias, Hashimoto, Morrow, Powers, Schuler, Tebo,  
Wadler

**NOES:** None

**ABSENT:** Hadaya, O'Connor, Rogers

## **CITIZENS ADVISORY COMMITTEE REGULAR AGENDA**

### **11.    2016 Measure B Program Area Guidelines**

Jane Shinn, Senior Management Analyst, provided a brief overview of the staff report and a presentation entitled “2016 Measure B,” highlighting: 1) 2016 Measure B Program Areas; 2) Local Streets & Roads – Proposed Modifications & Allocations; 3) BART Phase II – Proposed Modifications & Allocations; 4) Bicycle/Pedestrian - Proposed Modifications & Allocations; 5) Caltrain Grade Separation - Proposed Modifications & Allocations; 6) Caltrain Corridor Capacity Improvements - Proposed Modifications & Allocations; 7) Highway Interchanges – Proposed Modifications & Allocations; 8) County Expressways – Proposed Modifications & Allocations; 9) SR 85 Corridor - Proposed Modifications & Allocations; 10) Transit Operations - Proposed Modifications & Allocations, and; 11) Next Steps

Members of the Committee and staff discussed the following: 1) VTA opportunities to incorporate solar panel technology into facilities will be added to the work plan; 2) consider including incentives for agencies receiving 2016 Measure B funds to move towards more environmentally sustainable solutions; 3) avoid acronyms; 4) 2016 Measure B Bicycle/Pedestrian project list is not a prioritized list, and; 5) expressed concern that the Caltrain Grade Separation Program Category did not provide funds for other grade separation railways in Santa Clara County.

**M/S/C (Elias/Morrow)** to recommend that the VTA Board of Directors adopt the 2016 Measure B Program Area Guidelines, further that the Board consider including incentives for projects that would reduce greenhouse gas emissions to mitigate the environmental footprint.

**RESULT: APPROVED**    **(Agenda Item #11)**

**MOVER:** Elias

**SECONDER:** Morrow

**AYES:** Fredlund, Blaylock, Pinal, Elias, Hashimoto, Morrow, Powers, Schuler, Tebo,  
Wadler

**NOES:** None

**ABSENT:** Hadaya, O'Connor, Rogers

**12. FY 2018 and 2019 Proposed Biennial Budget**

Carol Lawson, Fiscal Resources Manager, provided a brief overview of the staff report, and a presentation entitled “FY2018 and 2019 Proposed Biennial Budget,” highlighting: 1) Strategic Plan Core Values; 2) VTA 2017 Priorities; 3) Competing Uses for Revenue Dollars; 4) VTA Budgeted Funds; 5) VTA Transit - FY18 & FY19 – Projected Revenues; 6) VTA Transit - FY18 & FY19 – Proposed Expenses; 7) VTA Transit - FY18 & FY19 – Service Delivery Breakdown; 8) Operating Assumption Risks; 9) VTA Transit Capital Budget – New Appropriation by Funding Source; 10) VTA Transit Capital Budget – New Appropriation by Project Type; 11) Congestion Management Program - Member Assessments - 5% Increase per Year; 12) 2008 Measure B - BART Operating Sales Tax Program; 13) Proposed Budget Summary; 14) Budget Meeting Schedule, and; 15) Questions.

Members of the Committee and staff discussed the following: 1) deficit reduction; 2) budget impact of community bus salary negotiations; 3) pension funding is currently at 73% with a 20 year amortization schedule, and; 4) estimated growth for paratransit service.

**On order of Chairperson Wadler** and there being no objection, the Committee reviewed and discussed FY 2018 and 2019 proposed biennial budget.

**13. Fare Policy Review**

Ali Hudda, Deputy Director Finance & Budget, provided the staff report, and a presentation entitled “VTA Fare Policy Review,” highlighting: 1) Fare Policy Review Objectives; 2) Proposed Fare Adjustments; 3) Intra-Operator Transfers (VTA-to-VTA); 4) Fares for Low Income Riders and Community Bus Fares, and; 5) Eco Pass Changes.

Chairperson Wadler announced the 2000 Measure A Citizens Watchdog Committee Public Hearing was to begin at 6:00 p.m., and questions regarding **Agenda Item #13.**, Fare Policy Review, would be continued after the Public Hearing.

**2000 MEASURE A CITIZENS WATCHDOG COMMITTEE (CWC)  
PUBLIC HEARING**

**CALL TO ORDER**

The 2000 Measure A Citizens Watchdog Committee (CWC) Public Hearing on Measure A Program Expenditures was called to order at 6:00 p.m. by Chairperson Wadler.

**10. Conduct CWC Public Hearing**

Chairperson Wadler indicated that the Citizens Watchdog Committee (CWC) was conducting the Public Hearing (Hearing) in accordance with the 2000 Measure A ballot. He noted the purpose of the hearing is to provide the community an opportunity to express to the CWC its views, opinions and concerns on 2000 Measure A Program

expenditures, the results of the annual independent compliance audit, and on 2000 Measure A Program reports.

Chairperson Wadler stated the following: 1) the results of any input, combined with other data received, would be used by the CWC to form its conclusion if Measure A tax dollars for the period were spent in accordance with the intent of the ballot; 2) the results will also be contained in the CWC's Annual Report on FY 2016, which will be made available to the public through various methods and also placed on VTA's website; 3) because the hearing is to receive input exclusively on the Measure A Program, members of the public wishing to speak will be required to limit their comments to 2000 Measure A Program-related issues only; 4) since the hearing is to receive community input, the Committee does not debate or engage in extended discussion with speakers or other Committee members but may ask brief questions; 5) the Committee or staff may provide brief answers to questions but all other questions will be referred to staff to formulate a written response from the Committee.

Chairperson Wadler queried if any written comments had been received from the public, either via email or U.S. mail, noting those received would be provided to the Committee and audience and be entered into the official hearing record. No written comments were received.

Chairperson Wadler encouraged speakers to fill out a speaker card and verbally state their name for the record.

### **Public Comment**

Jim Stallman, Interested Citizen, made the following comments: 1) expressed gratitude to the Committee for all their work; 2) expressed appreciation to the Committee for listening and following up with community concerns, and; 3) requested the Committee keep an eye on Eastridge Light Rail Extension as a 2000 Measure A Project.

Eugene Bradley, Interested Citizen, provided a handout regarding VTA ridership decline since the passage of 2000 Measure A, and made the following comments: 1) current service level is one-third lower than what was promised to voters in 2000; 2) expressed concern that VTA will not be spending funds on bus service improvements until 2035; 3) supports faster, more frequent bus service as promised in 2000 Measure A language; 4) requested a written response on what it would take to get the VTA Board to prioritize improving bus service, as promised in 2000 Measure A, rather than the continued cutbacks, and; 5) expressed concern that over 50% of 2000 Measure A funds have been used for BART while bus service continues to be cut.

Chairperson Wadler asked if there were any additional members of the public wishing to speak. Seeing none, Chairperson Wadler closed the Public Hearing 6:18 p.m.

Chairperson Wadler stated in conclusion, the input received would be combined with other information received by the CWC to render its conclusion on if 2000 Measure A tax dollars are being spent in accordance with the intent of the Measure. The CWC will then inform Santa Clara County residents of its findings by publishing its conclusion in local newspapers and placing it on VTA's website, among other methods.

Chairperson Wadler stated that the transcript of the Hearing prepared by the court

reporter and an audio recording of the Hearing will be available to the public within a reasonable timeframe following the Hearing.

## **CITIZENS ADVISORY COMMITTEE REGULAR AGENDA (continued)**

### **13. Fare Policy Review (Continued)**

Chairperson Wadler announced the return to **Agenda Item #13.**, Fare Policy Review, for Committee Member questions and further discussion.

Member Morrow left the meeting at 6:39 p.m.

Members of the Committee and staff discussed the following: 1) work with event organizers to distribute Clipper® cards to visitors; 2) suggested increasing transfer window to two hours; 3) expressed concern with disabled college students being required to pay the Eco Pass fee when they will never use the service as they use paratransit; 4) suggested that the residential Eco Pass pricing structure is too high and should not be charged the same as the corporate pricing structure; 5) suggested private, for profit universities should also be included in the collegiate category for Eco Pass; 6) suggested future fare increase categories need to be listed separately so they can be voted on individually rather than lumped together; 7) offer Clipper® Card purchase at VTA ticket vending machines; 8) Eco Pass consolidation of pricing structure from four tiers to two tiers; 9) equity of Eco Pass tier consolidation; 10) use of 2016 Measure B funding to offset youth fares and the Transit Assistance Program (TAP), and; 11) increasing the cost of the normal Eco Pass fare to help offset youth fares and TAP.

**M/S/F (Elias/Tebo)** to recommend that the VTA Board of Directors:

1. Adopt a finding that a fare increase is necessary to meet operating expenses, including employee wages and fringe benefits and purchasing or leasing supplies, equipment, or materials.
2. Invoke a Statutory Exemption under CEQA, P. R.C. §21080(b)(8) and CEQA Guidelines Section 15273(a) (Rates, Tolls, Fares and Charges) for the purpose of modifying and increasing fares.
3. Adopt a resolution establishing rates and fares for VTA bus, light rail, and paratransit services effective January 1, 2018.
4. Adopt a resolution establishing rates and fares for VTA bus, light rail, and paratransit services effective January 1, 2019.

**RESULT: FAILED** (**Agenda Item #13**)

**MOVER:** Elias

**SECONDER:** Tebo

**AYES:** Elias, Fredlund, Hashimoto, Powers, Schuler, Tebo, Wadler

**NOES:** Blaylock

**ABSTAINED:** Del Pinal

**ABSENT:** Hadaya, Morrow, O'Connor, Rogers

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

Receive the Development Review Quarterly Report for January to March 2017.

**COMBINED CAC AND CITIZENS WATCHDOG COMMITTEE ITEMS**

**15. Citizens Advisory Committee and Citizens Watchdog Committee Work Plans**

**On order of Chairperson Wadler** and there being no objection, the Committee reviewed the Citizens Advisory Committee and Citizens Watchdog Committee Work Plans.

**OTHER**

**16. ANNOUNCEMENTS**

Member Tebo requested information on the prioritization of at grade railway separation crossings in Santa Clara County that are not covered by 2016 Measure B funding.

Mr. Quigly indicated he would provide a written report to the Committee.

**17. ADJOURNMENT**

**On order of Chairperson Wadler** and there being no objection, the meeting was adjourned at 6:47 p.m.

Respectfully submitted,

Anita McGraw, Board Assistant  
VTA Office of the Board Secretary