

BOARD OF DIRECTORS MEETING

Thursday, February 6, 2020

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 5:30 p.m. in the Board of Supervisors' Chambers, County Government Center, 70 West Hedding Street, San José, California.

1.1. ROLL CALL

Attendee Name	Title	Status
Marie Blankley	Alternate Board Member	N/A
Larry Carr	Board Member	Present
Magdalena Carrasco	Board Member	Present
Cindy Chavez	Chairperson	Present
David Cortese	Board Member	Present
Dev Davis	Alternate Board Member	N/A
Lan Diep	Board Member	Present
Susan Ellenberg	Alternate Board Member	N/A
Adrian Fine	Alternate Board Member	N/A
Glenn Hendricks	Vice Chairperson	Present
Charles "Chappie" Jones	Board Member	Present
Sam Liccardo	Board Member	Present
John McAlister	Board Member	Present
Howard Miller	Alternate Board Member	Present
Teresa O'Neill	Alternate Board Member	Present
Raul Peralez	Board Member	Present
Rob Rennie	Board Member	Present
Rich Tran	Board Member	Present
Jeannie Bruins	Ex-Officio Member	Present

* Alternates do not serve unless participating as a Member.

A quorum was present.

Board Member Liccardo arrived and took his seat at 5:33 p.m.

1.2. Pledge of Allegiance

The Pledge of Allegiance commenced.

1.3. Orders of the Day

Vice Chairperson Hendricks moved the following items from the Regular Agenda to the Consent Agenda: 1) **Agenda Item #7.6**, Vehicle Registration Fee Countywide Program Cycle 3; and 2) **Agenda Item #7.7**, Resolution to Declare a Climate Emergency.

M/S/C (Hendricks/Jones) to accept the Orders of the Day.

RESULT:	ACCEPTED – Agenda Item #1.3
MOVER:	Glenn Hendricks, Vice Chairperson
SECONDER:	Chappie Jones Board Member
AYES:	Carr, Carrasco, Chavez, Cortese, Diep, Hendricks, Jones, Liccardo, McAlister, Peralez, Rennie, Tran
NOES:	None

2. AWARDS AND COMMENDATION

2.1. Retirement Commendations

The Board recognized the following retirees for their public service with VTA: 1) Kevin Andres, Coach Operator, for 35 years of service; 2) David Hohl, Bus Maintenance Instructor, for 39 years of service; 3) Silvia Jovel, Coach Operator, for 33 years of service; 4) Roy Molseed, Senior Environmental Planner, for 32 years of service; 5) Terry Russell, Coach Operator, for 32 years of service; and 6) Jane Yu, Senior Transportation Engineer, for 32 years of service.

The following retirees were unable to attend, but were recognized for their public service with VTA: 1) Vijay Aggarwal, Accountant III, for 25 years of service; 2) Guy Bavoukian, Transit Foreperson, for 39 years of service; 3) Lionel Emata, Bus Dispatcher, for 30 years of service; 4) Annee Ruiz, Executive Secretary, for 25 years of service; 5) Jose Ruiz, Coach Operator, for 31 years of service; 6) Cynthia Sparling, Transportation Supervisor, for 29 years of service; 7) Mely Taganas, Executive Secretary, for 28 years of service; 8) James Unites, Deputy Director, Transit Planning and Capital Development, for 34 years of service; and 9) Pete Willson, Transit Maintenance Supervisor, for 37 years of service.

Board Member Carr arrived and took his seat at 5:35 p.m.
Board Member Cortese arrived and took his seat at 5:38 p.m.

3. PUBLIC COMMENT

Thom Mayer, Interested Citizen, commented on speeding up light rail.

David Truslow, Interested Citizen, commented on VTA's firearm policy.

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

Board Member Diep arrived and took his seat at 5:47 p.m.

Blair Beekman, Interested Citizen, commented on the following: 1) high-speed rail; and 2) VTA's Automated License Plate Recognition (ALPR) policy.

Board Member Carrasco arrived and took her seat at 5:49 p.m.

JoAnn, Interested Citizen, commented on VTA service to medical centers and hospitals.

4. PUBLIC HEARINGS

There were no public hearings.

5. COMMITTEE REPORTS

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

Marty Schuler, Citizens Advisory Committee (CAC) Chairperson, provided a brief report on the items discussed at the January 15, 2020 CAC meeting.

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

Chairperson Chavez noted that the Policy Advisory Committee (PAC) Chairperson's report was in the Board Members' reading folders and public binder.

5.3. Standing Committee Chairpersons' Report

The following Board Members provided Standing Committee reports on the items discussed at their respective meetings:

Chairperson Rennie	Congestion Management Program and Planning (CMPP) Committee meeting on January 23, 2020
Chairperson Jones	Safety, Security and Transportation Planning & Operations (SSTPO) Committee meeting on January 23, 2020
Chairperson Chavez	Governance and Audit (G&A) Committee meeting on February 6, 2020

Public Comment

Tessa Woodmansee, Interested Citizen, commented on climate emergency.

5.4. Policy Advisory Board Chairpersons' Report

There were no Policy Advisory Board (PAB) Chairperson reports.

6. CONSENT AGENDA

Public Comment

The following Members of the Public expressed support for **Agenda Item #7.7**, Resolution to Declare a Climate Emergency:

- Tahoe Roe, Interested Citizen;
- Monica Mallon, Interested Citizen;
- Jon Johnston, Interested Citizen;
- Bruce Naegel, Interested Citizen;
- Rachel Wu, Interested Citizen;
- Ms. Woodmansee, Interested Citizen;
- Marshall Woodmansee, Interested Citizen;
- Mr. Beekman;
- Judy Young, Interested Citizen; and
- Hoai-An Truong, Interested Citizen.

Board Member Tran left his seat at 6:15 p.m.

Board Member Tran returned to his seat at 6:22 p.m.

Chairperson Chavez noted that a workplan will be developed for **Agenda Item #7.7**, Resolution to Declare a Climate Emergency and go through CMPP. Board Member Cortese encouraged VTA to focus on and participate in the climate restoration efforts.

Board Member Diep noted his recusal on **Agenda Item #6.4**, Silicon Valley Express Lanes Program – US 101 Phase 5.

Board Member Liccardo noted his recusal on the following agenda items: 1) **Agenda Item #6.1**, Design Services Contract for Pedestrian Gates – RSE; 2) **Agenda Item #6.3**, I-280/Foothill Expressway Ramp Improvement; and 3) **Agenda Item #6.4**, Silicon Valley Express Lanes Program – US 101 Phase 5.

Board Member Cortese noted his recusal on **Agenda Item #6.3**, I-280/Foothill Expressway Ramp Improvement.

ADMINISTRATION AND FINANCE (A&F) COMMITTEE

6.1. Design Services Contract for Pedestrian Gates – RSE

M/S/C (Cortese/Carrasco) on a vote of 11 ayes to 0 noes to 1 recusal to authorize the General Manager to execute a contract with Rail Surveyors and Engineers, Inc. to perform engineering design services for Pedestrian Gates at certain light rail crossings. Board Member Liccardo recused.

6.2. Cupertino-Funded On-Demand Community Shuttle Pilot Program

M/S/C (Cortese/Carrasco) to authorize the General Manager to execute funding agreements with the City of Cupertino and the Bay Area Air Quality Management District (BAAQMD) to help the City fund the Cupertino On-Demand Community Shuttle Pilot Program using \$423,000 in Transportation Fund for Clean Air (TFCA) funds administered by the Bay Area Air Quality Management District.

6.4. Silicon Valley Express Lanes Program – US 101 Phase 5

M/S/C (Cortese/Carrasco) on a vote of 10 ayes to 0 noes to 2 recusals to authorize the General Manager to execute a cost plus fixed fee contract with AECOM Technical Services, Inc. to perform the Final Design and Right-of-Way (ROW) Engineering Services for the US 101 Express Lanes Phase 5 Project (Phase 5 Project) for the amount of \$8,730,811. Board Members Diep and Liccardo recused.

CONGESTION MANAGEMENT PROGRAM & PLANNING (CMPP) COMMITTEE

6.5. Eastridge to BART Regional Connector – Second Addendum to Second Supplemental Environmental Impact Report

M/S/C (Cortese/Carrasco) on a vote of 11 ayes to 1 no to approve the changes to the Eastridge to BART Regional Connector: Capitol Expressway Light Rail Project (hereafter referred to as “Project” through the following actions):

1. Adopt the Second Addendum to the Final Second Supplemental Environmental Impact Report (SEIR-2) (Attachment A) acknowledging that the Addendum:
 - a. Meets the requirements of the California Environmental Quality Act (CEQA);
 - b. Represents the independent judgment of the Santa Clara Valley Transportation Authority (VTA) as the Lead Agency; and
 - c. Was presented to the VTA Board of Directors for review and consideration.
2. Amend the Project as described in the Final SEIR-2.

Board Member McAlister opposed.

6.6. Vehicle Registration Fee (VRF) Annual Report

M/S/C (Cortese/Carrasco) to review the status of ongoing Santa Clara County Vehicle Registration Fee (VRF) activity.

6.7. 2019 TFCA Project Status Report

M/S/C (Cortese/Carrasco) to review the status of ongoing Santa Clara County Transportation Fund for Clean Air County Program Manager (TFCA CPM) projects.

6.8. Programmed Project Monitoring – Quarterly Report

M/S/C (Cortese/Carrasco) to receive the Programmed Projects Quarterly Monitoring Report for October - December 2019.

6.9. FY 2019 Transportation Systems Monitoring Program Report

M/S/C (Cortese/Carrasco) to receive the Annual FY 2019 Transportation Systems Monitoring Program (TSMP) Report.

7.6. Vehicle Registration Fee Countywide Program Cycle 3

M/S/C (Cortese/Carrasco) to program a total of \$9.7 million in Vehicle Registration Fee (VRF) Countywide Program funds to projects.

**SAFETY, SECURITY, AND TRANSIT PLANNING & OPERATIONS (SSTP&O)
COMMITTEE**

There were no items submitted for the Consent Agenda from the Safety, Security and Transit Planning and Operations Committee.

GOVERNANCE AND AUDIT (G&A) COMMITTEE

7.7. Resolution to Declare a Climate Emergency

M/S/C (Cortese/Carrasco) to adopt **Resolution No. 2020.02.04** declaring a climate emergency. Further the Board added carbon restoration as part of the climate emergency.

BOARD OF DIRECTORS

6.10. Board of Directors Regular Meeting Minutes of January 9, 2020

M/S/C (Cortese/Carrasco) to approve the Board of Directors Regular Meeting Minutes of January 9, 2020.

6.11. Board of Directors Workshop Meeting Minutes of January 24, 2020

M/S/C (Cortese/Carrasco) to approve the Board of Directors Workshop Meeting Minutes of January 24, 2020.

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

M/S/C (Cortese/Carrasco) to receive unapproved Minutes/Summary Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions.

RESULT: APPROVED – Agenda Item #6.1
MOVER: David Cortese, Board Member
SECONDER: Magdalena Carrasco, Board Member
AYES: Carr, Carrasco, Chavez, Cortese, Diep, Hendricks, Jones, McAlister, Peralez, Rennie, Tran
NOES: None
RECUSED: Liccardo

RESULT: APPROVED – Agenda Item #6.2. 6.6-6.12, 7.6-7.7
MOVER: David Cortese, Board Member
SECONDER: Magdalena Carrasco, Board Member
AYES: Carr, Carrasco, Chavez, Cortese, Diep, Hendricks, Jones, Liccardo, McAlister, Peralez, Rennie, Tran
NOES: None

RESULT: APPROVED – Agenda Item #6.4
MOVER: David Cortese, Board Member
SECONDER: Magdalena Carrasco, Board Member
AYES: Carr, Carrasco, Chavez, Cortese, Hendricks, Jones, McAlister, Peralez, Rennie, Tran
NOES: None
RECUSED: Diep, Liccardo

RESULT: APPROVED – Agenda Item #6.5
MOVER: David Cortese, Board Member
SECONDER: Magdalena Carrasco, Board Member
AYES: Carr, Carrasco, Chavez, Cortese, Diep, Hendricks, Jones, Liccardo, Peralez, Rennie, Tran
NOES: McAlister

7. REGULAR AGENDA

7.1. Appointment of VTA’s BART Program Delivery Chief

Nuria I. Fernandez, General Manager/CEO, provided a brief overview of the staff report and introduced Takis Salpeas.

Public Comment

Ms. Woodmansee commented on the following: 1) the location of BART Board meetings; and 2) BART stopping at Diridon Station.

M/S/C (Hendricks/Rennie) to authorize the General Manager to execute a contract with Takis Salpeas (dba Transit Project Strategies, LLC) to provide leadership, oversight and accountability in the management, administration and delivery of VTA's BART Silicon Valley Berryessa Extension (Phase I) to revenue service and commencement of Phase II. The contract is for a term of three years with two additional one-year options for an amount, including, incidentals, not to exceed \$3,182,500.

RESULT:	APPROVED – Agenda Item #7.1
MOVER:	Glenn Hendricks, Vice Chairperson
SECONDER:	Rob Rennie, Board Member
AYES:	Carr, Carrasco, Chavez, Cortese, Diep, Hendricks, Jones, Liccardo, McAlister, Peralez, Rennie, Tran
NOES:	None

7.2. Silicon Valley Rapid Transit (SVRT) Program Update

Jorge Martinez, Consultant, VTA BART Silicon Valley, provided a presentation, entitled "VTA's BART Silicon Valley Program Update."

Public Comment

Ms. Woodmansee commented on climate emergency.

Roland, Interested Citizen, commented on the discrepancies and what they really mean.

A brief discussion ensued on BART Phase I including budget vs. actual expenses, requirements for revenue opening, and lessons learned.

Board Members Cortese and Peralez left their seats at 6:51 p.m.

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

ADMINISTRATION AND FINANCE (A&F) COMMITTEE

7.3. Berryessa Extension Project DB11002F (C700) Design-Build Contract, Contract Amendment

A&F Chairperson Carr provided an overview of the discussion at the January 23, 2020 A&F meeting, noting they recommended Board approval.

Public Comment

Ms. Woodmansee made the following comments: 1) expressed concern with giving the General Manager more power; and 2) expressed support for an elected Board.

Mr. Roland commented on looking at alternatives and referenced Elon Musk's hyperloop tunnel.

Board Member Liccardo noted his recusal on this item.

M/S/C (Carr/Hendricks) on a vote of 11 ayes to 0 noes to 1 recusal to authorize the General Manager to amend construction Contract DB11002F (C700 SSH) Line, Track, Stations, and Systems (LTSS) with Skanska-Shimmick-Herzog Joint Venture, and its partial assignment contract DB11002F (C700 AR) with Aldrich/Rosendin JV by \$11,200,000 resulting in a combined total contract amount of \$932,486,050, and increasing the General Manager's contract amendment authority provided by the VTA Administrative Code from 15% to 25% of this recommended amendment amount. Board Member Liccardo recused.

RESULT:	APPROVED – Agenda Item #7.3
MOVER:	Larry Carr, Board Member
SECONDER:	Glenn Hendricks, Vice Chairperson
AYES:	Carr, Carrasco, Chavez, Cortese, Diep, Hendricks, Jones, McAlister, Peralez, Rennie, Tran
NOES:	None
RECUSED:	Liccardo

7.4. 2019 Title VI Program and Results of the 2019 Monitoring Program

A&F Chairperson Carr provided an overview of the discussion at the January 23, 2020 A&F meeting, noting they recommended Board approval.

Public Comment

Ms. Woodmansee commented on the climate emergency.

Chairperson Chavez requested additional information about the data from the Title VI Program.

M/S/C (Carr/Hendricks) to adopt: (1) **Resolution No. 2020.02.02** approving the results of VTA's 2019 Monitoring Program; and (2) **Resolution No. 2020.02.03** approving VTA's 2019 Title VI Program.

RESULT:	APPROVED – Agenda Item #7.4
MOVER:	Larry Carr, Board Member
SECONDER:	Glenn Hendricks, Vice Chairperson
AYES:	Carr, Carrasco, Chavez, Cortese, Diep, Hendricks, Jones, Liccardo, McAlister, Peralez, Rennie, Tran
NOES:	None

7.5. Selection of a Developer for the Cerone Transit-Oriented Negotiations

A&F Chairperson Carr provided an overview of the discussion at the January 23, 2020 A&F meeting, noting they recommended Board approval.

Public Comment

Ms. Woodmansee commented on prioritizing housing over hotels.

Mr. Roland commented that the City of San José wants hotels because it gets money from hotels. He suggested those revenues should go into an affordable housing fund.

Members of the Board requested the General Counsel re-think the process for bringing the transit-oriented development items to the Board.

Board Members Liccardo and Diep noted their recusal on this item.

M/S/C (Carr/Hendricks) on a vote of 10 ayes to 0 noes to 2 recusals to authorize the General Manager to enter into an Exclusive Negotiations Agreement (ENA) with Lincoln Property Company for a term of twelve (12) months for negotiation of the proposed terms and conditions of a Lease Option Agreement (LOA) for a Transit-Oriented Development project at the Cerone property. If agreement cannot be reached with Lincoln Property Company during the ENA term, authorize the General Manager to enter into an ENA with TMG Partners. Board Members Liccardo and Diep recused.

RESULT:	APPROVED – Agenda Item #7.5
MOVER:	Larry Carr, Board Member
SECONDER:	Glenn Hendricks, Vice Chairperson
AYES:	Carr, Carrasco, Chavez, Cortese, Hendricks, Jones, McAlister, Peralez, Rennie, Tran
NOES:	None
RECUSED:	Diep, Liccardo

CONGESTION MANAGEMENT PROGRAM & PLANNING (CMPP) COMMITTEE

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

Program a total of \$9.7 million in Vehicle Registration Fee (VRF) Countywide Program funds to projects.

GOVERNANCE AND AUDIT (G&A) COMMITTEE

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

Adopt a resolution declaring a climate emergency.

A&F, CMPP, SSTP&O

7.8 Express Bus Partnership Program Service Plan

Janice Soriano-Ramos, Senior Transportation Planner - Transit Planning, provided a presentation, entitled “Express Bus Partnership Program.”

Board Member Diep left his seat at 7:22 p.m.

Members of the Board discussed the following: 1) changing the employer contribution rate when there are multiple companies for a route; and 2) cross-county vanpools and express buses.

Board Member Rennie returned to his seat at 7:32 p.m.

Board Member Cortese left his seat at 7:34 p.m.

Board Member Diep returned to his seat at 7:39 p.m.

Public Comment

Ms. Woodmansee commented on the following: 1) companies contributing more; and 2) electrifying buses.

Ms. Mallon opposed the elimination of Line 181.

Mr. Roland commented on the following: 1) opposed the elimination of Line 181; and 2) noted electric vans are manufactured.

Eugene Bradley, Interested Citizen, made the following comments: 1) expressed support for keeping Line 181; and 2) expressed concern about the express bus partnerships and recommended they run 24 hours a day instead of limited hours.

Members of the Board requested that staff reach out to San José State regarding the express bus program and the elimination of Line 181.

M/S/C (Peralez/Hendricks) to adopt a new Express Bus Partnership Program and a new pilot Vanpool Subsidy Program for implementation in April 2020. Further the Board asked staff to consider using hybrid or electric vehicles for the vanpool program, to the extent possible.

RESULT:	ADOPTED as amended – Agenda Item #7.8
MOVER:	Raul Peralez, Board Member
SECONDER:	Glenn Hendricks, Vice Chairperson
AYES:	Carr, Carrasco, Chavez, Cortese, Diep, Hendricks, Jones, Liccardo, McAlister, Peralez, Rennie, Tran
NOES:	None

The Agenda was taken out of order.

6. CONSENT AGENDA (continued)

6.3. I-280/Foothill Expressway Ramp Improvement

M/S/C (Hendricks/Carrasco) on a vote of 10 ayes to 0 noes to 2 recusals to authorize the General Manager to execute a contract with Granite Rock Company, the lowest responsive and responsible bidder, in an amount of \$2,744,706.50 for the construction of the I-280 Foothill Expressway Off-Ramp Improvement Project (Project). Board Members Cortese and Liccardo recused.

RESULT:	APPROVED – Agenda Item #6.3
MOVER:	Glenn Hendricks, Vice Chairperson
SECONDER:	Magdalena Carrasco, Board Member
AYES:	Carr, Carrasco, Chavez, Diep, Hendricks, Jones, McAlister, Peralez, Rennie, Tran
NOES:	None
RECUSED:	Cortese, Liccardo

8. OTHER ITEMS

8.1. General Manager Report

Ms. Fernandez provided a report, highlighting the following: 1) VTA received a federal grant to launch the new “Not on Transit” (NoT) project; 2) February 11, 2020, VTA’s BART Phase II Industry Forum; 3) Active Shooter Training to be held from February 9 -22, 2020; 4) Senior’s Agenda Network Summit on February 6, 2020; and 5) Youth Summit on Transportation and Climate Change.

Board Member Cortese returned to his seat at 7:47 p.m.
Board Members Carrasco and Peralez left their seats at 7:52 p.m.

Chairperson Chavez left her seat at 7:55 p.m. and
relinquished her seat to Vice Chairperson Hendricks.
Chairperson Chavez returned to her seat at 7:59 p.m. and
chaired the remainder of the meeting.

Joonie Tolosa, Manager, Operations Analysis, Reporting & Systems, provided a presentation, entitled “Ridership.”

Captain David Lera, Santa Clara County Sheriff’s Department, provided the safety and security statistics for December 2019.

8.1.A. Government Affairs Update

Ms. Fernandez noted that the Government Affairs Update was in the Board Members' reading folders and in the public binder.

Public Comment

Ms. Woodmansee commented that jobs and housing not being in the same area is a problem.

Board Members McAlister and Tran left their seats at 8:08 p.m.

John Courtney, Interested Citizen, expressed appreciation to Capt. Lera for his efforts in protecting bus and light rail operators.

Board Member Carrasco returned to her seat at 8:11 p.m.

Eugene Bradley, Interested Citizen, commented on the driver shortage.

Board Member McAlister returned to his seat at 8:13 p.m.

Mr. Beekman commented on the following: 1) human trafficking and transit; 2) the VTA logo; and 3) Vision Zero.

Omar Chatty, Interested Citizen, expressed concern about Santa Clara County's sanctuary policy.

Board Member Peralez returned to his seat at 8:14 p.m.

Board Member Tran returned to his seat at 8:15 p.m.

8.2. Chairperson's Report

Chairperson Chavez reported that RSM has asked to be relieved of their Auditor General duties effective February 14, 2020.

8.3. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

Board Member Carrasco suggested VTA collaborate with the Alum Rock School District and help them have a community shuttle pilot program similar to Cupertino.

Board Member McAlister commented on equity issues related to express lanes.

Ex-Officio Member Bruins noted that the Metropolitan Transportation Commission (MTC) partnered with UCLA for a transit ridership study and inquired if VTA would be interested in hearing the presentation.

8.4. Announcements

There were no Announcements.

9. CLOSED SESSION

Evelynn Tran, General Counsel, announced **Agenda Item #9.1.A** is in connection with a potential litigation involving Brannon Tires and Carey L. Brannon-Cumberlege and **Agenda Item #9.1.B** is in connection with a potential litigation involving Whitton Avenue, LLC.

9.1. Recessed to Closed Session at 8:22 p.m.

- A. Conference with Legal Counsel - Potential Litigation to be Initiated by VTA
[Government Code Section 54956.9(d)(4)]

Number of potential cases: 1

- B. Conference with Legal Counsel - Potential Litigation to be Initiated by VTA
[Government Code Section 54956.9(d)(4)]

Number of potential cases: 1

- C. Conference with Legal Counsel - Anticipated Litigation
Significant Exposure to Litigation

[Government Code Section 54956.9(d)(2)]

Number of potential cases: 1

9.2. Reconvened to Open Session at 8:34 p.m.

9.3. Closed Session Report

- A. Conference with Legal Counsel - Potential Litigation to be Initiated by VTA
[Government Code Section 54956.9(d)(4)]

Number of potential cases: 1

Ms. Tran noted in regard to **Agenda Item #9.1.A.**, the Board unanimously authorized General Counsel to initiate litigation against Brannon Tires and Carey L. Brannon-Cumberlege.

- B. Conference with Legal Counsel - Potential Litigation to be Initiated by VTA
[Government Code Section 54956.9(d)(4)]

Number of potential cases: 1

Ms. Tran noted in regard to **Agenda Item #9.1.B.**, the Board unanimously authorized General Counsel to initiate litigation against Whitton Avenue, LLC.

C. Conference with Legal Counsel - Anticipated Litigation
Significant Exposure to Litigation

[Government Code Section 54956.9(d)(2)]

Number of potential cases: 1

Ms. Tran 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 8:35 p.m.

Respectfully submitted,

Thalia Young, Board Assistant
VTA Office of the Board Secretary