

BOARD OF DIRECTORS MEETING

Thursday, March 5, 2020

5:30 PM

Board of Supervisors' Chambers

County Government Center
70 West Hedding Street
San Jose, CA 95110

AGENDA

To help you better understand, follow, and participate in the meeting, the following information is provided:


- Persons wishing to address the Board of Directors on any item on the agenda or not on the agenda are requested to complete a blue card located at the public information table and hand it to the Board Secretary staff prior to the meeting or **before the item is heard**.
- Speakers will be called to address the Board when their agenda item(s) arise during the meeting and are asked to limit their comments to 2 minutes. The amount of time allocated to speakers may vary at the Chairperson's discretion depending on the number of speakers and length of the agenda. **If presenting handout materials, please provide 25 copies to the Board Secretary for distribution to the Board of Directors.**
- The Consent Agenda items may be voted on in one motion at the beginning of the meeting. The Board may also move regular agenda items on the consent agenda during Orders of the Day. If you wish to discuss any of these items, please request the item be removed from the Consent Agenda by notifying the Board Secretary staff or completing a blue card at the public information table prior to the meeting or prior to the Consent Agenda being heard.

- Disclosure of Campaign Contributions to Board Members (Government Code Section 84308)

In accordance with Government Code Section 84308, no VTA Board Member shall accept, solicit, or direct a contribution of more than \$250 from any party, or his or her agent, or from any participant, or his or her agent, while a proceeding involving a license, permit, or other entitlement for use is pending before the agency. Any Board Member who has received a contribution within the preceding 12 months in an amount of more than \$250 from a party or from any agent or participant shall disclose that fact on the record of the proceeding and shall not make, participate in making, or in any way attempt to use his or her official position to influence the decision.

A party to a proceeding before VTA shall disclose on the record of the proceeding any contribution in an amount of more than \$250 made within the preceding 12 months by the party, or his or her agent, to any Board Member. No party, or his or her agent, shall make a contribution of more than \$250 to any Board Member during the proceeding and for three months following the date a final decision is rendered by the agency in the proceeding. The foregoing statements are limited in their entirety by the provisions of Section 84308 and parties are urged to consult with their own legal counsel regarding the requirements of the law.

- All reports for items on the open meeting agenda are available for review in the Board Secretary's Office, 3331 North First Street, San Jose, California, (408) 321-5680, the Monday, Tuesday, and Wednesday prior to the meeting. This information is available on our website, www.vta.org, and also at the meeting. Any document distributed less than 72-hours prior to the meeting will also be made available to the public at the time of distribution. Copies of items provided by members of the public at the meeting will be made available following the meeting upon request.

In accordance with the Americans with Disabilities Act (ADA) and Title VI of the Civil Rights Act of 1964, VTA will make reasonable arrangements to ensure meaningful access to its meetings for persons who have disabilities and for persons with limited English proficiency who need translation and interpretation services. Individuals requiring ADA accommodations should notify the Board Secretary's Office at least 48-hours prior to the meeting. Individuals requiring language assistance should notify the Board Secretary's Office at least 72-hours prior to the meeting. The Board Secretary may be contacted at (408) 321-5680 or *e-mail: board.secretary@vta.org or (408) 321-2330 (TTY only). VTA's home page is on the web at: www.vta.org or visit us on  Facebook at: www.facebook.com/scvta. (408) 321-2300: 中文 / Español / 日本語 / 한국어 / tiếng Việt / Tagalog.

**NOTE: THE BOARD OF DIRECTORS MAY ACCEPT, REJECT OR MODIFY
ANY ACTION RECOMMENDED ON THIS AGENDA.**

[70 West Hedding St.](#), San Jose, California is served by bus lines *61, 62, 66, 181, and Light Rail. (*61 Southbound last trip is at 8:55 pm for this location.)

For trip planning information, contact our Customer Service Department at (408) 321-2300 between the hours of 6:00 a.m. to 7:00 p.m. Monday through Friday and 7:30 a.m. to 4:00 p.m. on Saturday. Schedule information is also available on our website, www.vta.org.

1. CALL TO ORDER AND ROLL CALL

- 1.1. Administer Oath of Office**
- 1.2. ROLL CALL**
- 1.3. Pledge of Allegiance**
- 1.4. Orders of the Day**

2. AWARDS AND COMMENDATION

- 2.1. INFORMATION ITEM** - Recognize Tracene Crenshaw, Assistant Board Secretary in the Office of the Board Secretary, and Jamaine Gibson, Coach Operator at North Yard Operations, as the Employees of the Year for 2019.
- 2.2. ACTION ITEM** - Adopt a Resolution of Appreciation for outgoing VTA Board Member Richard Tran.

3. PUBLIC COMMENT

This portion of the meeting is reserved for persons desiring to address the Board of Directors on any item within the Board's jurisdiction. Speakers are **limited to 2 minutes**. The law does not permit Board action or extended discussion of any item not on the agenda except under special circumstances. If Board action is requested, the matter can be placed on a subsequent agenda. All statements that require a response will be referred to staff for reply in writing.

4. PUBLIC HEARINGS

There are no public hearings.

5. COMMITTEE REPORTS

- 5.1. Citizens Advisory Committee (CAC) Chairperson's Report.** (Verbal Report) (Schulter)
- 5.2. Policy Advisory Committee (PAC) Chairperson's Report.** (No Report)
- 5.3. Standing Committee Chairpersons' Report.** (Verbal Report)
- 5.4. Policy Advisory Board Chairpersons' Report.** (No Report)

6. CONSENT AGENDA

ADMINISTRATION AND FINANCE (A&F) COMMITTEE

- 6.1.** ACTION ITEM - Declare, pursuant to the requirements of the California Surplus Lands Act, approximately 6,871 square feet of Santa Clara Valley Transportation Authority (VTA) Parcel B4202 to be surplus property based on the finding that it is not needed for VTA's operation of the Vasona light-rail extension or any other VTA activities, and authorize the General Manager to sell the property pursuant to the requirements of the Surplus Land Act.

- 6.2.** ACTION ITEM - Authorize the General Manager to execute a cost plus fixed fee contract with Jacobs Engineering Group Inc. to perform alternatives analysis and preliminary engineering services for the Project Initiation Document ("PID") phase of the SR 17 Corridor Congestion Relief Project for the amount of \$544,436.

- 6.3.** ACTION ITEM - Authorize the General Manager to execute a cost plus fixed fee contract with WSP to perform Engineering Services for the Project Approval and Environmental Document ("PA/ED") phase of the State Route ("SR") 237 and Middlefield Road Interchange Improvement Project ("Project") in the amount of \$989,366.

CONGESTION MANAGEMENT PROGRAM & PLANNING (CMPP) COMMITTEE

There were no items submitted for the Consent Agenda from the Congestion Management Program and Planning Committee.

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

- 6.4.** ACTION ITEM - Review and receive the Auditor General's report on the BART Invoicing Audit.

- 6.5.** INFORMATION ITEM - Receive the Second Quarter Fiscal Year 2020 general liability and workers' compensation report for settled claims and payments made.

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- 6.6.** ACTION ITEM – Approve the Board of Directors Regular Meeting Minutes of February 6, 2020.

- 6.7.** ACTION ITEM – Approve the revised appointment to Board Standing Committee for 2020.

- 6.8. INFORMATION ITEM - Receive unapproved Minutes/Summary Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions.

7. REGULAR AGENDA

- 7.1. INFORMATION ITEM - Receive Silicon Valley Rapid Transit (SVRT) Program Update.

ADMINISTRATION AND FINANCE (A&F) COMMITTEE

- 7.2. ACTION ITEM - Review and accept the Fiscal Year 2020 Statement of Revenues and Expenses for the period ending December 31, 2019.

CONGESTION MANAGEMENT PROGRAM & PLANNING (CMPP) COMMITTEE

There were no items submitted for the Regular Agenda from the Congestion Management Program and Planning Committee.

GOVERNANCE AND AUDIT (G&A) COMMITTEE

There were no items submitted for the Regular Agenda from the Governance and Audit Committee.

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

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

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- 7.3. ACTION ITEM - Authorize the General Manager/CEO to execute a contract with the County of Santa Clara - Office of the Sheriff for supplemental law enforcement support services for certain VTA properties and service areas for a base contract period of two (2) years, from April 1, 2020 through March 31, 2022, and a base contract amount of \$25,160,878; with four (4) additional option periods to extend the contract through June 30, 2026, for a total contract amount not to exceed \$84,066,266.

8. OTHER ITEMS

- 8.1. General Manager Report. (Verbal Report)

- 8.1.A. INFORMATION ITEM - Receive Government Affairs Update.

- Transit Fare Bills (AB 1350, AB 2012 and AB 2176)
- Caltrain Sales Tax Resolution (SB 797)
- Bay Area Public Transportation (AB 2057)

- 8.2. Chairperson's Report. (Verbal Report)
- 8.3. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION
- 8.4. Announcements

9. CLOSED SESSION

9.1. Recess to Closed Session

A. Conference with Real Property Negotiators [Government Code Section 54956.8]

Property: Portion of Cerone Division, 3990 Zanker Road, San Jose, CA
(APN:097-04-020, 097-04-037)

Agency Negotiators: Ron Golem, Director of Real Estate & Transit-Oriented Development; Josselyn Hazen, Associate Real Estate Agent, TOD

Negotiating Parties: David Binswanger, Senior Executive Vice President, Lincoln Property Company (LPC) West; Brandon Wang, Executive Vice President, LPC West

Under Negotiation: Terms and conditions for proposed Cerone Transit-Oriented Development project

9.2. Reconvene to Open Session

9.3. Closed Session Report

10. ADJOURN
