

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

Wednesday, October 7, 2009

**MINUTES**

**CALL TO ORDER**

The Regular Meeting of the Citizens Advisory Committee (CAC) was called to order at 4:40 p.m., by Chairperson Tebo, in Conference Room B-104, 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	CAC Member	Absent
Chris Elias	CAC Member	Absent
Ray Hashimoto	CAC Member	Present
Roberta Hughan	CAC Member	Present
Erik Larsen	CAC Member	Present
Gaye Morando	CAC Member	Present
Charlotte Powers	CAC Member	Present
Sally Probst	CAC Member	Present
Connie Rogers	CAC Member	Present
Martin Schulter	CAC Member	Absent
Peter Skinner	CAC Member	Present
Robert Jacobvitz	CAC Vice Chair	Present
Noel Tebo	CAC Chair	Present

**A quorum was present.**

**2. ORDERS OF THE DAY**

Scott Haywood, Policy and Community Relations Manager, reported Michael T. Burns, General Manager, was unable to attend the meeting due to a schedule conflict. Mr. Haywood noted the Quarterly Report from the General Manager will be rescheduled.

Member Skinner arrived at the meeting and took his seat at 4:41 p.m.

**On order of Chairperson Tebo** and there being no objection, the Committee accepted the Orders of the Day.

**3. PUBLIC PRESENTATIONS:**

There were no Public Presentations.

#### **4. Committee Staff Report**

Stephen Flynn, Senior Management Analyst, provided an update on the Advisory Committee Enhancement (ACE) Process status, noting the item was presented at the September 17, 2009 Administration and Finance (A&F) Committee meeting.

Mr. Flynn stated the A&F Committee Members directed staff to return to the ACE Task Force to finalize the ACE recommendations and streamline the resources required.

Mr. Flynn noted the ACE Task Force members have been notified of the ACE Task Force meeting, which is scheduled on Wednesday, October 28, 2009 at 11:30 a.m. at VTA River Oaks Campus in Conference Room B-104.

Mr. Flynn referenced Alternate Board Member and Policy Advisory Committee (PAC) Member Chris Moylan's comments at the September 17, 2009 A&F Committee meeting. Alternate Board Member Moylan stated the ACE Task Force recommended to utilize the Consolidated Board and Committee Work Plan to define the Advisory Committees reorganization.

Member Powers stated she respectfully disagreed with Alternate Board Member Moylan's statement regarding the ACE Task Force members recommendation to restructure VTA's Advisory Committees.

Member Powers stated the goal of the ACE Task Force was to improve communications, to be more effective and efficient, and work collaboratively as a group with VTA's other Advisory Committees.

Member Powers suggested the ACE Task Force list the final recommendations and vote on the items at the next ACE Task Force scheduled meeting.

Mr. Flynn noted Herman Wadler, Bicycle and Pedestrian (BPAC) Committee Member, has submitted an application for the current vacant Bicyclist Community Interest position on the CAC/CWC Committee.

Mr. Flynn commented at the October 1, 2009, the Board adopted a resolution amending the CAC Bylaws to incorporate the additional duties specified by the 2008 Measure D ballot and amended the VTA Administrative Code.

Mr. Flynn reported the 2000 Measure A Transit Improvement Program Annual Report from the Citizens Watchdog Committee (CWC) for Fiscal Year 2008 was noticed in local newspapers, available on VTA's website at [www.vta.org](http://www.vta.org), and printed copies of the report are at local public libraries as well as at VTA River Oaks Campus in Building B Lobby.

Scott Haywood, Policy and Community Relations Manager, provided a brief report highlighting: 1) VTA's Governance; 2) VTA's Service Reduction Plan; 3) Silicon Valley Rapid Transit (SVRT) Corridor contracts; 4) decline in sales tax revenues and the impact to VTA's FY 2010 and 2011 Budget; 5) VTA Staff directed to develop strategies regarding VTA's financial issues; and 6) The State appeal was rejected by the California Supreme Court, which upholds the lower court decision regarding the California Transit Association (CTA) lawsuit.

#### **Report from the General Manager**

There was no Report from the General Manager.

**5. Chairperson's Report**

Chairperson Tebo provided a brief report, highlighting: 1) The CAC Chairperson's Report provided at the October 1, 2009 Board of Directors Regular Meeting; 2) The 2000 Measure A Transit Improvement Program Annual Report from the Citizens Watchdog Committee (CWC) for Fiscal Year 2008 noticed in local newspapers, available on VTA's website, and at local libraries; and 3) The ACE Task Force Process status.

Vice Chairperson Jacobvitz expressed concern the ACE Task Force never called for a vote on the recommendations, noting the importance for the ACE Task Force to finalize a decision.

Stephen Flynn, Senior Management Analyst, responded staff was directed to go back to the ACE Task Force to work through the issues to determine a consensus on the recommendation. If a consensus cannot be established then staff was directed to develop recommendations to present to the A&F Committee then forward the information for consideration to the Board of Directors.

**BUSINESS REFERRED TO COMMITTEE BY THE BOARD OF DIRECTORS/  
GENERAL MANAGER**

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

Chairperson Tebo noted a request to move the following Agenda Item from the Consent Agenda to the Regular Agenda: **Agenda Item #8**, Monthly Legislative History Matrix.

**6. Minutes of September 9, 2009**

M/S/C (Powers/Larsen) on a vote of 9 ayes to 1 abstention to approve the Regular Meeting Minutes of September 9, 2009. Member Hashimoto abstained.

**7. CAC Quarterly Attendance Report**

M/S/C (Powers/Larsen) to review the CAC Quarterly Attendance Report.

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

Review the Monthly Legislative History Matrix.

**2000 MEASURE A CITIZENS WATCHDOG COMMITTEE REGULAR  
AGENDA**

**CITIZENS ADVISORY COMMITTEE REGULAR AGENDA**

**8. Monthly Legislative History Matrix**

Member Probst requested staff provide information to the Committee on State Assembly Bill (AB) 338 (Ma) - Transit Village Developments: Infrastructure Financing and AB 1158 (Hayashi) - Transit Village Plans: Educational Facilities.

Scott Haywood, Policy and Community Relations Manager, responded staff will forward the information to the Committee Members.

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

Member Probst stressed the importance for VTA to keep track of AB 1072 (Eng) Proposition 1B Transit Capital Program.

**M/S/C (Probst/Jacobvitz)** to review the Monthly Legislative History Matrix.

#### **9. CAC Election Process for 2010**

Stephen Flynn, Senior Management Analyst, reported the CAC Bylaws specify the Committee will elect from its membership a Chairperson and Vice Chairperson to serve for a one year term and are eligible for election to successive terms.

The duties of the Chairperson are to preside at all meetings of the Committee and represent the Committee before the Board of Directors. The CAC Chairperson provides a verbal report to the Board of Directors at each of the Board of Directors Regular Meetings.

The duty of the Vice Chairperson is to perform the duties of the Chairperson when the Chairperson is absent.

It is the responsibility of VTA's Advisory Committee Chairpersons and Vice Chairpersons to participate in quarterly coordination meetings with VTA's Board Chairperson and Vice Chairperson. Also, the CAC Chairperson and Vice Chairperson are required to attend one brief training and orientation session prior to the commencement of their terms.

The election process is comprised of the following three steps: 1) Appoint a nomination subcommittee at the October 7, 2009 meeting; 2) Nomination subcommittee's report to the Committee at the November 10, 2009 meeting; and 3) Conduct elections to select the Chairperson and Vice Chairperson at the December 9, 2009 meeting.

Chairperson Tebo requested two or three volunteers serve on the nomination subcommittee; however, noted if there are no volunteers then the Chairperson may appoint Committee Members to serve on the nomination subcommittee. The nomination subcommittee identifies Committee Members interested in serving as the Chairperson or Vice Chairperson, noting the nomination subcommittee's responsibility to determine that members who have been nominated are willing to serve.

Members Hashimoto and Morando agreed to serve as volunteers on the nomination subcommittee.

**M/S/C (Powers/Rogers)** to appoint Members Hashimoto and Morando to serve as volunteers on the nomination subcommittee to identify Committee Members interested in serving as the Chairperson or Vice Chairperson for 2010.

#### **10. Express Lanes Program Update**

Murali Ramanujam, Senior Transportation Engineer, reported on the Express Lanes projects, which will implement a roadway pricing system to allow for the use of unused capacity in the carpool lanes to provide congestion relief. The roadway pricing system will allow solo commuters to use the carpool lanes for a fee. The fee would change dynamically in response to existing congestion levels and available capacity in the carpool lanes.

Mr. Ramanujam stated the progress of the Express Lane projects will be forwarded to the

Board of Directors in spring 2010 regarding policy directions on toll rates, hours of operation, and carpool requirements. The Express Lane projects will require Board action to enter into Inter-agency agreements with Caltrans, California Highway Patrol (CHP), and Bay Area Toll Authority (BATA). Staff will solicit direction from the Board on marketing and outreach efforts for the Express Lanes projects.

Mr. Ramanujam commented on Assembly Bill (AB) 744 (Torrico) that would authorize the BATA to develop, administer, operate, and maintain a Bay Area Express Lanes Network. BATA would collect revenues and have authority to issue revenue bonds for the Express Lanes Network. Toll revenues would be used to pay for expenses of the Express Lanes facility including payments to Caltrans for operations and maintenance and the CHP to provide enforcement.

The I-680 Express Lanes project will convert the existing 14 mile southbound carpool lane between State Route (SR) 84 in Alameda County and SR 237 in Santa Clara County to Express Lanes. The I-680 Express Lanes project is expected to open to traffic and tolling operations in the fall of 2010.

The SR 237 and I-880 Express Connectors project will convert the direct carpool lane to carpool lane connectors at the SR 237 and I-880 Interchange for Express Lanes operations. The SR 237 and I-880 Express Connectors project will receive \$2.7 million from the American Recovery and Reinvestment Act (ARRA) funds and \$3.96 million from Value Pricing Pilot Program funds and is expected to open in the spring of 2011.

The SR 85 Express Lanes project includes a conversion of the entire length of the existing 24 miles of carpool lanes on SR 85 from US 101 in Mountain View to US 101 in south San Jose to Express Lanes operations for both directions of the freeway. The project will receive \$3.3 million in ARRA funds, which will be utilized for the preliminary engineering, environmental documentation, and final design efforts. The SR 85 Express Lanes project is expected to open in early 2013.

US 101 Express Lanes project will convert 34 miles of existing carpool lanes on US 101 between Cochrane Road in Morgan Hill and the San Mateo County line. The US 101 Express Lanes project is expected to open in 2015.

Mr. Ramanujam commented on the hours of operation with the long term goal that all Express Lanes will operate 24 hours a day and 7 days a week. Vehicle registration is preferred for all Express Lane users, noting the Los Angeles Metropolitan Transportation Agency (MTA) Board decided to have FasTrak tags in all vehicles using the Express Lanes beginning December 2010.

Mr. Ramanujam commented on the adoption of switchable transponders starting with beta testing conducted on Bay Bridges with the tolling of carpool vehicles, noting Los Angeles MTA will partner with BATA to participate in the beta testing and joint procurement of switchable transponders. Tolling will be based on Vehicle Miles Traveled (VMT) using an electronic communication device.

The CHP will provide enforcement for occupancy violations and moving violations only, noting toll evasions will be enforced separately through License Plate Recognition (LPR) capabilities and other technologies.

Chairperson Tebo expressed his appreciation and thanked staff for the informative presentation.

**On order of Chairperson Tebo** and there being no objection the Committee reviewed the Express Lanes Program Update.

**11. Transit Operations Performance report: Preliminary Annual Report (Fiscal Year 2009) (July 1, 2008 – June 30, 2009)**

Joonie Tolosa, Reporting and Systems Operations Analysis Manager, reported on the Fiscal Year 2009 Preliminary Annual Performance Report, which presents key performance information regarding the operation of the Valley Transportation Authority (VTA). Mr. Tolosa stated for FY 2009, bus ridership increased 4.20 percent compared to the previous fiscal year. Light Rail recorded 10.8 million boardings with a 2.90 percent increase in ridership compared to last year. VTA's overall transit system ridership increased by 3.90 percent for FY 2009.

Mr. Tolosa stated all categories for unscheduled absenteeism has continued to meet established goals. VTA's daily service reliability performance in FY 2009 was higher compared to last year. VTA's bus miles between major mechanical schedule losses improved 10.90 percent and light rail improved 34.10 percent compared to last year.

Light rail on time performance was 90.10 percent for FY 2009, which is 3.10 percent increase compared to last year, while bus was 88.60 percent, which is 1.50 percent decrease due to increased ridership and major constructions.

VTA's Total Transit Operating Expense in FY 2009 was \$257.6 million. Fare Revenue collected in FY 2009 was \$36.2 million, which is an increase of 1 percent compared to the previous year. VTA's Farebox Recovery Ratio was 14 percent, which is the same level as last year. Paratransit ridership increased by 1.10 percent from 1,055,429 in FY 2008 to 1,067,115 in FY 2009.

**On order of Chairperson Tebo** and there being no objection the Committee reviewed the Transit Operations Performance report: Preliminary Annual Report (Fiscal Year 2009) (July 1, 2008 – June 30, 2009).

**12. Light Rail (LR) Systems Analysis – Alternatives Analysis**

Kevin Connolly, Transportation Planning Manager, reported on the Light Rail (LR) Systems Analysis designed to provide the first comprehensive evaluation of the infrastructure and operational flexibility of VTA's existing light rail lines as a system, and an evaluation of operational impacts, and user benefits to the system of the planned light rail (LRT) and BART extensions.

The LR System Analysis represents the second phase of VTA's Comprehensive Operations Analysis (COA) for the transit system. The Comprehensive Evaluation of the existing light rail system focuses on making the system as effective and efficient as possible. The intent of the evaluation of the system is to ensure the ability of LRT to handle projected passenger growth to the year 2035.

Mr. Connolly provided a presentation entitled, "Light Rail System Analysis Alternatives Analysis." He reviewed the Project Background, Stakeholder Meetings, Project Schedule, VTA's Light Rail System: Constraints, Peak Travel Times, Improvements to

the LRT system, Components Tested, Components to Move Forward, Scenarios and Technical Assessment, Scenarios A – E, Headlines, and the Next Steps.

Mr. Connolly reported eleven preliminary scenarios were developed to test proposed components. Each scenario was tested using On Track Operations Simulation Model and VTA Travel Demand Model utilizing travel time savings for each scenario, operational constraints, and ridership forecasts. Mr. Connolly noted five new scenarios were developed based on the results of the technical analysis.

Member Larsen left the meeting at 6:02 p.m.

Member Skinner queried if Mr. Connolly could provide a presentation on the Light Rail (LR) Systems Analysis – Alternatives Analysis at the next Leadership Group meeting scheduled on Monday, November 2, 2009. Mr. Connolly agreed to provide a presentation at the Leadership Group meeting.

Member Skinner left the meeting at 6:04 p.m., and the quorum was lost, and a Committee of the Whole was declared.

Mr. Connolly stated the LR System Analysis intent is to provide faster service, provide better rail connections, to integrate Almaden into the LRT system, and create new direct service to San Jose State University as well as direct service from Alum Rock to Mountain View.

The cost and cost benefits analysis will be presented to VTA's Advisory Committees in November 2009 and the draft investment plan is scheduled to be presented in December 2009.

Chairperson Tebo noted the importance to develop alternatives that do not involve spending a lot of money, noting the benefits to place funding where it is needed and where it will do the most good for the community.

Member Powers noted the importance for staff to have a visionary approach with the Light Rail Systems Analysis and to look for opportunities to address the current Light Rail System constraints.

Member Rogers suggested staff consider what has worked well in other cities and utilize the information to address current issues as well as to provide insightful ideas for VTA's Light Rail System.

Chairperson Tebo distributed a handout entitled, "Questions for the VTA Light Rail Analysis," noting the importance for staff to review and consider the information as part of the Light Rail System Analysis.

Scott Haywood, Policy and Community Relations Manager, noted Mr. Connolly will provide additional information on the Light Rail Systems Analysis Technical Analysis at the November 10, 2009 CAC Meeting.

Mr. Connolly reported the next steps include the technical analysis, cost estimating, cost and benefit analysis, preparing investment plan, and forwarding the recommendations for consideration to the December 10, 2009 Board of Directors Regular Meeting.

**On order of Chairperson Tebo** and there being no objection the Committee of the Whole reviewed the Light Rail (LR) Systems Analysis – Alternatives Analysis.

## **COMBINED CAC AND CITIZENS WATCHDOG COMMITTEE ITEMS**

### **13. Citizens Advisory Committee and Citizens Watchdog Committee Work Plans**

Stephen Flynn, Senior Management Analyst, referenced Veterans' Day Holiday on Wednesday, November 11, 2009, noting the Citizens Advisory Committee and 2000 Measure A Citizens Watchdog (CWC) Committee meeting was scheduled on Tuesday, November 10, 2009.

Mr. Flynn noted VTA Board of Directors Chairperson Dolly Sandoval is scheduled to attend the November 10, 2009 CAC/CWC meeting.

### **OTHER**

#### **14. ANNOUNCEMENTS**

There were no Announcements.

#### **15. ADJOURNMENT**

**On order of Chairperson Tebo** and there being no objection, the meeting was adjourned at 6:30 p.m.

Respectfully Submitted,

Michelle M. Garza, Board Assistant  
VTA Office of the Board Secretary