



**SANTA CLARA VALLEY TRANSPORTATION AUTHORITY  
BOARD OF DIRECTORS COMMITTEE OF THE WHOLE MEETING  
(In Lieu of ADMINISTRATION & FINANCE COMMITTEE MEETING)**

Thursday, July 20, 2006

Valley Transportation Authority (VTA)  
River Oaks Administrative Campus  
3331 North First Street – Auditorium  
San Jose, California

**SUMMARY MINUTES**

**1. CALLED TO ORDER at 12:03 p.m.**

**ROLL CALL**

**Members Present**

Cindy Chavez, Chairperson  
Dean Chu, Vice Chairperson  
Dennis Kennedy  
Greg Perry  
Forrest Williams

**Members Absent**

Jim Beall, Ex-Officio  
Nora Campos  
David Cortese  
Don Gage  
Breene Kerr  
Liz Kniss  
John McLemore, Ex-Officio  
Madison Nguyen  
Dolly Sandoval

**Alternates Present**

None

**Alternates Absent**

Norman Kline, Alternate  
Jamie Matthews, Alternate  
Pete McHugh, Alternate  
Al Pinheiro, Alternate  
Ken Yeager, Alternate

**The Committee of the Whole noted** that Committee recommendations would be forwarded for consideration at the August 3, 2006 VTA Regular Board of Directors Meeting.

\* Alternates do not serve unless participating as a Member.

**A quorum was not present and a Committee of the Whole was declared.**

Board Member Williams **requested** Agenda Item # 2., Adjourn to Closed Session and Agenda Item # 3., Closed Session Report be placed towards the end of the Committee of the Whole Committee Meeting Agenda in an effort to accommodate everyone's time schedule due to the time length of Closed Session.

**2. (Placed towards the end of the Committee of the Whole Committee Meeting Agenda.)**

**ADJOURN TO CLOSED SESSION**

Conference with Labor Negotiators  
[Government Code Section 54957.6]

VTA Designated Representatives:

Roger Contreras, Chief Financial Officer  
Bill Lopez, Chief Administrative Officer  
Robert Escobar, Manager, Office of Employee Relations

Employee Organization:

Transportation Authority Engineers and Architects (TAEA)

**RECONVENE TO OPEN SESSION**

**3. (Placed towards the end of the Committee of the Whole Committee Meeting Agenda.)**

**CLOSED SESSION REPORT**

Conference with Labor Negotiators  
[Government Code Section 54957.6]

VTA Designated Representatives:

Roger Contreras, Chief Financial Officer  
Bill Lopez, Chief Administrative Officer  
Robert Escobar, Manager, Office of Employee Relations

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**4. PUBLIC PRESENTATIONS**

There were no Public Presentations.

**5. ORDERS OF THE DAY**

**The Committee of the Whole removed Agenda Item # 6.,** Report on Santa Clara Valley Transportation Authority Investments for the Months of April and May 2006 from the Consent Agenda and placed on the Regular Agenda.

**The Committee of the Whole removed Agenda Item # 7.** Review the Monthly Legislative History Matrix from the Consent Agenda and placed on the Regular Agenda.

**The Committee of the Whole removed Agenda Item # 8.** Review the Programmed Projects Quarterly Monitoring Report for April to June 2006 from the Consent Agenda and placed on the Regular Agenda.

**The Committee of the Whole removed Agenda Item # 9.** Ratify the appointment of Norma Rome representing the City of Morgan Hill and reappointments of Bill Reisinger representing the City of Milpitas; John Carpenter representing the City of Mountain View; and David Simons representing the City of Sunnyvale to the Bicycle and Pedestrian Advisory Committee (BPAC) for the term ending June 30, 2008 from the Consent Agenda and placed on the Regular Agenda.

**The Committee of the Whole approved the Orders of the Day.**

## **CONSENT AGENDA**

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

Report on Santa Clara Valley Transportation Authority Investments for the Months of April and May 2006.

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

Review the Monthly Legislative History Matrix.

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

Review the Programmed Projects Quarterly Monitoring Report for April to June 2006.

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

Ratify the appointment of Norma Rome representing the City of Morgan Hill and reappointments of Bill Reisinger representing the City of Milpitas; John Carpenter representing the City of Mountain View; and David Simons representing the City of Sunnyvale to the Bicycle and Pedestrian Advisory Committee (BPAC) for the term ending June 30, 2008.

## **REGULAR AGENDA**

**6. The Committee of the Whole reviewed the Report on Santa Clara Valley Transportation Authority Investments for the Months of April and May 2006.**

**7. The Committee of the Whole reviewed the Monthly Legislative History Matrix.**

8. **The Committee of the Whole reviewed** the Programmed Quarterly Monitoring Report for April to June 2006.
9. **The Committee of the Whole approved** submitting a recommendation to the Board of Directors for the ratification of the appointment of Norma Rome representing the City of Morgan Hill and reappointments of Bill Reisinger representing the City of Milpitas; John Carpenter representing the City of Mountain View; and David Simons representing the City of Sunnyvale to the Bicycle and Pedestrian Advisory Committee (BPAC) for the term ending June 30, 2008 be removed from the Consent Agenda and placed on the Regular Agenda.
10. **The Committee of the Whole authorized** the General Manager to execute a contract amendment with Rajappan & Meyer Consulting Engineers, Inc. in an amount not to exceed a total of \$15,400,000 for a new contract total amount of \$27,049,059 and extend the contract term by two years to perform final design services for the Capitol Expressway Light Rail Project to the Eastridge Transit Center. (Collins)
11. **The Committee of the Whole approved** submitting a recommendation to the Board of Directors to augment the budget for the Downtown East Valley Santa Clara/Alum Rock Transit Improvement Project by \$600,000; and authorize the General Manager to increase the contract with EIP Associates, Inc. for preparation of the Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Project, by \$250,000 and extend the term by 17 months; and authorize the General Manager to increase the contract with Korve Engineering, for the analysis of project alternatives and evaluation of the phased light rail concept in the EIS/EIR by \$350,000, and extend the term by 17 months.
12. **The Committee of the Whole approved** submitting a recommendation to the Board of Directors to designate Republic Properties and Green Valley Corporation as the Selected Developer and Avalon Bay Corporation and ROEM Corporation as the Alternate Selected Developer for the West San Carlos site.

Barry Swenson, Interested Citizen, **stressed the importance** of smart land use in Santa Clara Valley.

Bob Mendelsohn, Republic Properties, **stressed the importance** of utilizing maximum density to achieve smart growth for the West San Carlos Project.

**Responded** that VTA staff work closely with the City of San Jose Planning.

13. **The Committee of the Whole approved** submitting a recommendation to the Board of Directors to adopt the Authorizing Resolution permitting the transfer of eight 1992 Model Year standard diesel coaches from VTA's bus fleet, and authorize the General Manager to execute a transfer agreement with the Santa Barbara Metropolitan Transit District for the transfer of the eight coaches, including the Federal Transit Administration grant guidelines, conditions, and statutory requirements attached to the coaches.

14. **The Committee of the Whole approved** submitting a recommendation to the Board of Directors to authorize the General Manager to execute a Funding Agreement for Transportation Fund for Clean Air Regional Funds with the Bay Area Air Quality Management District (BAAQMD) for the Altamont Commuter Express (ACE) Shuttle Program.
15. **The Committee of the Whole approved** submitting a recommendation to the Board of Directors to authorize the General Manager to increase the FY 2007 Capital Budget by \$742,050 to include the FY 2005 Transit Security Grant awarded to VTA for the purchase and installation of cameras on 20 light rail vehicles and CCTV video on demand at the Great Mall/Main and Hamilton light rail stations. In addition, adopt a Resolution authorizing the submittal and execution of grant applications and agreements, certifications and assurances and other documents as necessary to obtain federal financial assistance provided by the US Department of Homeland Security Office of State and Local Government Coordination and Preparedness Office of Domestic Preparedness (ODP). No local funds are required to match this grant.

Aaron Morrow, Interested Citizen, **expressed concern and stressed the importance** of funding for the Transit Security Grant Program.

16. **The Committee of the Whole approved** submitting a recommendation to the Board of Directors to authorize the General Manager to execute a contract for as needed disposal of hazardous industrial waste and industrial waste emergency response services with 21<sup>st</sup> Century Environmental Management, Inc. for a term of three years, with two additional one-year options in an estimated amount of \$375,000 annually for a total of \$1,875,000 over a five-year period.
17. **The Committee of the Whole approved** submitting a recommendation to the Board of Directors to authorize the General Manager to enter into a one-year Memorandum of Understanding with Monterey-Salinas Transit (MST) and the Capitol Corridor Joint Powers Authority (CCJPA) to provide \$90,000 to fund and implement a new express bus route from Monterey to San Jose as a pilot program.

## OTHER ITEMS

18. **The Committee of the Whole received** an update on current status of the Federal Disadvantaged Business Enterprise Program (DBE).
19. **The Committee of the Whole forwarded** the Committee Referral: Transportation Development Act Funds to the Transit Planning & Operations Committee.
20. **The Committee of the Whole received** a report on Monthly Ridership and Fare Revenue Performance.
21. **The Committee of the Whole received** a report on the Paratransit Operations – Vehicles, Fueling, Facility, and Vendor Contract.

22. **The Committee of the Whole received** a report regarding the June 7, 2006 and July 12, 2006 Committee for Transit Accessibility Meeting.

Aaron Morrow, Chairperson, Committee for Transit Accessibility (CTA), **provided** a brief report regarding the July 12, 2006 CTA meeting **noting** that CTA will discuss the National Transit Database (NTD) Reporting and Paratransit Services Program costs at the September 13, 2006 meeting.

Martin Bishop, Interested Citizen, **requested** VTA staff provide him administrative assistance with his restraint device concept.

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

There were no items of Concern and Referral to Administration.

24. **The Committee of the Whole received** the Committee Staff Report.

25. **The Committee of the Whole received** the Chairperson's Report.

**Chairperson's Report: Acknowledged and thanked** VTA Board of Directors for their attendance and participation within the Committee of the Whole Meeting. **Thanked** staff and VTA Board of Directors for their diligent work and efforts within the organization to address issues.

26. **Determined Consent Agenda for the August 3, 2006 Board Meeting**

**CONSENT: Agenda Item # 9.**, Ratify the appointment of Norma Rome representing the City of Morgan Hill and reappointments of Bill Reisinger representing the City of Milpitas; John Carpenter representing the City of Mountain View; and David Simons representing the City of Sunnyvale to the Bicycle and Pedestrian Advisory Committee (BPAC) for the term ending June 30, 2008 be removed from the Consent Agenda and placed on the Regular Agenda; **Agenda Item # 13.**, Adopt the Authorizing Resolution permitting the transfer of eight 1992 Model Year standard diesel coaches from VTA's bus fleet, and authorize the General Manager to execute a transfer agreement with the Santa Barbara Metropolitan Transit District for the transfer of the eight coaches, including the Federal Transit Administration grant guidelines, conditions, and statutory requirements attached to the coaches; **Agenda Item # 14.**, Authorize the General Manager to execute a Funding Agreement for Transportation Fund for Clean Air Regional Funds with the Bay Area Air Quality Management District (BAAQMD) for the Altamont Commuter Express (ACE) Shuttle Program; **Agenda Item # 15.**, Authorize the General Manager to increase the FY 2007 Capital Budget by \$742,050 to include the FY 2005 Transit Security Grant awarded to VTA for the purchase and installation of cameras on 20 light rail vehicles and CCTV video on demand at the Great Mall/Main and Hamilton light rail stations. In addition, adopt a Resolution authorizing the submittal and execution of grant applications and agreements, certifications and assurances and other documents as necessary to obtain federal financial assistance provided by the US Department of Homeland Security Office of State and Local Government Coordination and Preparedness Office of Domestic Preparedness (ODP). No local funds are required to match this grant;

**Agenda Item # 16.**, Authorize the General Manager to execute a contract for as needed disposal of hazardous industrial waste and industrial waste emergency response services with 21<sup>st</sup> Century Environmental Management, Inc. for a term of three years, with two additional one-year options in an estimated amount of \$375,000 annually for a total of \$1,875,000 over a five-year period; **Agenda Item # 17.**, Authorize the General Manager to enter into a one-year Memorandum of Understanding with Monterey-Salinas Transit (MST) and the Capitol Corridor Joint Powers Authority (CCJPA) to provide \$90,000 to fund and implement a new express bus route from Monterey to San Jose as a pilot program.

**REGULAR: Agenda Item # 10.**, Authorize the General Manager to execute a contract amendment with Rajappan & Meyer Consulting Engineers, Inc. in an amount not to exceed a total of \$15,400,000 for a new contract total amount of \$27,049,059 and extend the contract term by two years to perform final design services for the Capitol Expressway Light Rail Project to the Eastridge Transit Center; **Agenda Item #11.**, Augment the budget for the Downtown East Valley Santa Clara/Alum Rock Transit Improvement Project by \$600,000; and authorize the General Manager to increase the contract with EIP Associates, Inc. for preparation of the Environmental Impact Statement/Environmental Impact Report (EIS/EIR) for the Project, by \$250,000 and extend the term by 17 months; and authorize the General Manager to increase the contract with Korve Engineering, for the analysis of project alternatives and evaluation of the phased light rail concept in the EIS/EIR by \$350,000, and extend the term by 17 months;

**Agenda Item # 12.**, Designate Republic Properties and Green Valley Corporation as the Selected Developer and Avalon Bay Corporation and ROEM Corporation as the Alternate Selected Developer for the West San Carlos site.

**27. Announcements**

There were no Announcements.

**ADJOURN TO CLOSED SESSION at 2:22 p.m.**

Conference with Labor Negotiators  
[Government Code Section 54957.6]

VTA Designated Representatives:

Roger Contreras, Chief Financial Officer  
Bill Lopez, Chief Administrative Officer  
Robert Escobar, Manager, Office of Employee Relations

Employee Organization:

Transportation Authority Engineers and Architects (TAEA)

**RECONVENE TO OPEN SESSION at 2:46 p.m.**

**3. CLOSED SESSION REPORT**

Conference with Labor Negotiators  
[Government Code Section 54957.6]

VTA Designated Representatives:

Roger Contreras, Chief Financial Officer  
Bill Lopez, Chief Administrative Officer  
Robert Escobar, Manager, Office of Employee Relations

Employee Organization:

Transportation Authority Engineers and Architects (TAEA)

There was no reportable action taken during Closed Session.

**28. ADJOURNED at 2:47 p.m.**