

## Transit Planning & Operations Committee

Thursday, May 19, 2011

### MINUTES

#### CALL TO ORDER

The Regular Meeting of the Transit Planning and Operations (TP&O) Committee was called to order at 4:07 p.m. by Chairperson Larsen in Conference Room B-104, Valley Transportation Authority (VTA), 3331 North First Street, San Jose, California.

#### 1. ROLL CALL

Attendee Name	Title	Status
Margaret Abe-Koga	Member	Absent
Xavier Campos	Vice Chairperson	Present
Rich Larsen	Chairperson	Present
Sam Liccardo	Member	Present
Jamie Matthews	Alternate Member	N/A
Nancy Pyle	Alternate Member	N/A

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

A quorum was present.

#### 2. RECESSED TO CLOSED SESSION at 4:08 p.m.

[Government Code Section 54957.6]

VTA Designated Representatives:

Joseph Smith, Chief Financial Officer  
 Bill Lopez, Chief Administrative Officer  
 Robert L. Escobar, Human Resources Manager

Employee Organizations:

American Federation of State, County and Municipal Employees (AFSCME), Local 101  
 Service Employees International Union (SEIU), Local 521  
 Transportation Authority Engineers and Architects Association (TAEA), IFPTE,  
 Local 21

#### RECONVENED TO OPEN SESSION at 4:14 p.m.

### 3. **CLOSED SESSION REPORT**

[Government Code Section 54957.6]

VTA Designated Representatives:

Joseph Smith, Chief Financial Officer  
Bill Lopez, Chief Administrative Officer  
Robert L. Escobar, Human Resources Manager

Employee Organizations:

American Federation of State, County and Municipal Employees (AFSCME), Local 101  
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Transportation Authority Engineers and Architects Association (TAEA), IFPTE,  
Local 21

Kevin Allmand, General Counsel, noted there was no Closed Session Report.

### 4. **PUBLIC PRESENTATIONS**

There were no Public Presentations.

### 5. **ORDERS OF THE DAY**

There were no Orders of the Day

## **CONSENT AGENDA**

### 6. **Minutes of April 21, 2011**

M/S/C (**Campos/Liccardo**) to approve the regular meeting minutes of April 21, 2011.

### 7. **Semi-Annual Report for the Facilities Program**

M/S/C (**Campos/Liccardo**) to receive the Semi-Annual Report for the Facilities Program for the period ending March 31, 2011.

### 8. **Transit Operations Performance Report FY 2011 Third Quarter**

M/S/C (**Campos/Liccardo**) to receive Transit Operations Performance Report FY 2011 Third Quarter (July 1, 2010-March 31, 2011).

### 9. **Quarterly Marketing Report**

M/S/C (**Campos/Liccardo**) to receive the Quarterly Marketing Report.

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

## REGULAR AGENDA

### 10. Committee for Transit Accessibility Activities

There was no Committee for Transit Accessibility report.

### 11. FY2012 and FY2013 Annual Transit Service Plan

Jim Unites, Deputy Director, Operations, provided an overview of the report and a presentation of the service plan highlighting; 1) Public Outreach; 2) Key Public Input; 3) Major Proposals; and 4) Other Revisions.

Vice Chairperson Campos commented that the planned marketing efforts may increase ridership on the identified low-performing routes. He indicated there are a number of seniors in the Penetencia Creek and San Jose Country Club area, and expressed gratitude that service in that area is continuing.

Member Liccardo thanked VTA for continuing support for the DASH and Airport Flyer service. He suggested connectivity with San Jose State University on bus route 11, to improve ridership.

Michael T. Burns, General Manager, provided background information, noting many of these routes have been in review for the past 3 years.

James Wightman, Interested Citizen, commented on the Light Rail service.

**M/S/C (Liccardo/Campos)** to approve submitting a recommendation to the Board of Directors to adopt the FY2012 and FY3013 Annual Transit Service Plan and the recommended service changes.

### 12. Light Rail Express Ridership Survey

Julia Jones, Senior Management Analyst, provided a presentation on the Survey highlighting; 1) Survey Tools; 2) Passenger Characteristics; 3) Passenger Demographics; 4) Trip Purpose; 5) Boarding/De-boarding Stations; 6) EcoPass and SJSU TAP Riders; 7) New and Existing Express Riders; 8) New/Existing Rider Satisfaction; 9) New/Existing Riders; 10) Wi-Fi Service Satisfaction; 11) Why use Express Service; and 12) Comments.

**On order of Chairperson Larsen** and there being no objection, the Committee received the Light Rail Express Ridership Survey.

### 13. Fiscal Years 2012 and 2013 Recommended Biennial Budget

Joseph Smith, Chief Financial Officer, provided a presentation on the FY2012 and FY2013 Recommended Biennial Budget highlighting; 1) Key Financial Principles; 2) FY12 and FY13 Budget Objectives; 3) Major Operating Assumptions; 4) Follow-up from Budget Workshop; 5) Updates from Draft Budget; 6) Revised Sources and Uses;

7) Revised Appropriation Summary; 8) Budget Summary; and 9) Outreach and Meeting Schedule.

Member Liccardo inquired about the impact to the Actuarial Required Contribution if the full \$35 million was put into the unfunded liability of the Other Post Employment Benefits (OPEB). He voiced appreciation for staff's idea, but noted that he is in favor of paying the unfunded liability if it will mean more annual savings in the actuarially required contributions. He stated this should be discussed at the Board level.

Vice Chairperson Campos referred to the no step increase assumption in the budget and stated that the staff recommendation does not capture the spirit of discussion and the direction of the Board from the April 22, 2011 Workshop meeting.

**M/S/F (Liccardo/Larsen)** on a vote of 2 ayes to 1 no to 0 abstentions to approve submitting a recommendation to the Board to adopt a resolution approving the Fiscal Years 2012 and 2013 Recommended Biennial Budget for the period July 1, 2011 through June 30, 2013, with a further examination of the issue around the contributions to the unfunded liabilities. Vice Chairperson Campos opposed.

**14. SVRT SVBX Project Labor Agreement**

Carolyn Gonot, Chief SVRT Officer, indicated staff has been working with Santa Clara/San Benito County Building and Construction Trades Council on the agreement. Dennis Radcliffe, SVRT Deputy Project Manager, provided information on the status of the agreement, and noted negotiations are scheduled to be completed next week, but the report will not be ready for presentation at the June 2, 2011, Board meeting.

**On order of Chairperson Larsen** and there being no objection, the Committee received the SVRT SVBX Project Labor Agreement report.

**15. SVBX Residential Noise Insulation Program**

Ms. Gonot noted staff is still in the process of negotiations with the selected consultants; therefore, the staff recommendation is not ready as of this time.

Mr. Burns noted this item will be on the Regular Agenda at the June 2, 2011, Board meeting, with a staff recommendation.

**On Order of Chairperson Larsen**, and there being no objection, the SVBX Residential Noise Insulation Program was forwarded to the Board without Committee recommendation or discussion.

**16. Silicon Valley Berryessa Extension (SVBX) Project Utility Rearrangement Construction Authorization**

Ms. Gonot provided a brief overview of the staff report.

**NOTE:** M/S/F MEANS MOTION SECONDED AND FAILED.

**M/S/F (Liccardo/Larsen)** on a vote of 2 ayes, 0 no, 0 abstention and 1 recusal to approve submitting a recommendation authorize the General Manager to commence utility relocation construction activities for the rearrangement of facilities determined to be in conflict with Silicon Valley Berryessa Extension (SVBX) Project improvements. These utility owners include PG&E, San Jose Water Company, Santa Clara Valley Water District, Milpitas Public Works, Verizon, Air Products, Chevron, Comcast, AT&T, and others. The estimated cost for such rearrangements is \$45 million. Vice Chairperson Campos recused.

**17. SVBX Cooperative Agreements**

Ms. Gonot provided a brief overview of the BART Agreements and noted Item #17.C., Authorize the General Manager to enter into a cooperative agreement with the City of San José (CSJ) and Santa Clara Valley Water District (SCVWD) regarding the Upper Penitencia Creek Channel Improvements in support of the BART Silicon Valley Project, may be removed from the June 2, 2011. Board Agenda.

**M/S/C (Liccardo/Campos)** to approve submitting a recommendation to the Board to:

**A. Berryessa Infrastructure Cooperative Agreement between VTA and City of San Jose**

Authorize the General Manager to enter into a cooperative agreement with the City of San José (CSJ) regarding City of San Jose infrastructure improvements in support of the BART Silicon Valley Project. The potential fiscal impact of this agreement is approximately \$350,000.

**B. Lundy-Trimble Siphon Cooperative Agreement between VTA and City of San Jose**

Authorize the General Manager to enter into a cooperative agreement with the City of San José regarding the Lundy-Trimble Siphon in support of the BART Silicon Valley Project.

**C. Upper Penitencia Creek Channel Improvements Cooperative Agreement between VTA, City of San Jose and Santa Clara Valley Water District**

Authorize the General Manager to enter into a cooperative agreement with the City of San José (CSJ) and Santa Clara Valley Water District (SCVWD) regarding the Upper Penitencia Creek Channel Improvements in support of the BART Silicon Valley Project.

**D. Silicon Valley Rapid Transit Master Agreeemtn between VTA and County of Santa Clara**

Authorize the General Manager to enter into a Master Agreement with the County of Santa Clara in support of the BART Silicon Valley Project. This agreement will include provisions to ensure a commitment of cooperation from both parties.

**18. SCAR Agreements**

Bijal Patel, Deputy Director, Property Development and Management, provided a brief overview of the report.

**M/S/C (Campos/Liccardo)** to approve submitting a recommendation to the Board to authorize the General Manager to execute real property acquisition agreements required for the Santa Clara/Alum Rock Rapid Transit Project meeting the following criteria: 1) For any property, where the purchase price equals the statutory offer of just compensation established for the property; 2) For any property, where the negotiated purchase price for the property does not exceed \$150,000; and, further, authorize the General Manager to execute possession and use agreements for this project.

Member Liccardo left his seat at 5:26 p.m. The quorum was lost and a Committee of the Whole was declared.

**OTHER ITEMS**

**19. April 2011 Monthly Ridership and Fare Revenue Performance**

Joonie Tolosa, provided the April 2011 Monthly Ridership and Fare Revenue performance highlighting increases in: bus and light rail ridership, fare revenue, and Clipper use. Mr. Tolosa noted that the high gas prices and good weather as some of the factors that helped to increase ridership.

**On order of Chairperson Larsen** and there being no objection, the April 2011 Monthly Ridership and Fare Revenue Performance was received.

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

There were no Items of Concern or Referral to Administration.

**21. Committee Work Plan**

Dan Smith, Chief Operations Officer and Staff Liaison, provided a brief overview of the Committee work plan noting the next TPO meeting will be held on August 18, 2011.

**On order of Chairperson Larsen** and there being no objection, the Committee Work Plan was reviewed.

**22. Committee Staff Report**

Mr. Smith provided a written handout to the Committee and highlighted the Emergency Preparedness Event and the Fare Inspection Activity Report for March 2011.

**On order of Chairperson Larsen** and there being no objection, the Committee Staff Report was reviewed.

**23. Chairperson's Report**

Chairperson Larsen reported the Revenue Enhancement Committee (REC) is making progress. He thanked staff for providing marketing program funds.

**24. Determine Consent Agenda for the June 2, 2011 Board of Directors Meeting**

**Consent Agenda**

**Agenda Item #16.** Authorize the General Manager to commence utility relocation construction activities for the rearrangement of facilities determined to be in conflict with Silicon Valley Berryessa Extension (SVBX) Project improvements. These utility owners include PG&E, San Jose Water Company, Santa Clara Valley Water District, Milpitas Public Works, Verizon, Air Products, Chevron, Comcast, AT&T, and others. The estimated cost for such rearrangements is \$45 million.

**Agenda Item #17.** Authorize the General Manager to Enter Into the following:

- A.** Authorize the General Manager to enter into a cooperative agreement with the City of San José (CSJ) regarding City of San Jose infrastructure improvements in support of the BART Silicon Valley Project. The potential fiscal impact of this agreement is approximately \$350,000.
- B.** Authorize the General Manager to enter into a cooperative agreement with the City of San José regarding the Lundy-Trimble Siphon in support of the BART Silicon Valley Project.
- C.** Authorize the General Manager to enter into a cooperative agreement with the City of San José (CSJ) and Santa Clara Valley Water District (SCVWD) regarding the Upper Penitencia Creek Channel Improvements in support of the BART Silicon Valley Project.
- D.** Authorize the General Manager to enter into a Master Agreement with the County of Santa Clara in support of the BART Silicon Valley Project. This agreement will include provisions to ensure a commitment of cooperation from both parties.

**Agenda Item #18.** Authorize the General Manager to execute real property acquisition agreements required for the Santa Clara/Alum Rock Rapid Transit Project meeting the following criteria: 1) For any property, where the purchase price equals the statutory offer of just compensation established for the property; 2) For any property, where the negotiated purchase price for the property does not exceed \$150,000; and, further, authorize the General Manager to execute possession and use agreements for this project.

## **Regular Agenda**

**Agenda Item #15.** Authorize the General Manager to execute a contract to prepare noise studies; develop architectural plans, specifications, and estimates; and provide construction support for the Silicon Valley Berryessa Extension (SVBX) Residential Noise Insulation Program (“Program”). This contract will be funded with federal, state, and local funds.

Note: Due to the timing of the consultant interviews on May 5, 2011, the consultant selection process is not yet completed. Following interviews, a revised memorandum with staff’s recommendation will be provided to the Committee.

**Agenda Item #11.** Adopt the FY2012 and FY2013 Annual Transit Service Plan and the recommended service changes.

**Agenda Item #13.** Adopt a resolution approving the Fiscal Years 2012 and 2013 Recommended Biennial Budget for the period July 1, 2011 through June 30, 2013.

## **21. ANNOUNCEMENTS**

Upon inquiry of Vice Chairperson Campos, Mr. Allmand stated staff is meeting with Wrigley Creek representatives and may have some updates to the Board at the June 2, 2011, Board meeting.

## **22. ADJOURNED**

**On order of Chairperson Larsen** and there being no objection, the meeting was adjourned at 5:33 p.m.

Respectfully submitted,

Menominee McCarter, Board Assistant  
Office of the Board Secretary