

BOARD OF DIRECTORS MEETING

April 6, 2006

MINUTES

1. CALLED TO ORDER

The Regular Meeting of the Santa Clara Valley Transportation Authority's (VTA) Board of Directors 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 Jose, California.

2. ROLL CALL

Members Present

Jim Beall, Ex-Officio
Nora Campos
Cindy Chavez, Chairperson
Dean Chu, Vice Chairperson
David Cortese
Don Gage
Dennis Kennedy
Breene Kerr
Liz Kniss
John McLemore, Ex-Officio
Greg Perry
Dolly Sandoval
Forrest Williams

Members Absent

Madison Nguyen

Alternates Present

Jamie Matthews, Alternate
Al Pinheiro, Alternate

Alternates Absent

Norm Kline
Pete McHugh
Ken Yeager, Alternate

* Alternates do not serve unless participating as a Member.

A quorum was present.

3. ADJOURNED TO CLOSED SESSION at 5:31 p.m.

Board Member Perry arrived at the meeting and entered Closed Session at 5:32 p.m.

Ex-Officio Board Member Beall arrived at the meeting at 5:34 p.m.

Board Member Kniss arrived at the meeting and entered Closed Session at 5:40 p.m.

- A.** Existing Litigation – Conference with Legal Counsel
[Government Code Section 54956.9(a)]

Name of Case: Karen Donehoo v. Santa Clara Valley Transportation Authority
(Santa Clara County Superior Court Case No: 1-05-CV-040468)

- B.** Existing Litigation – Conference with Legal Counsel
[Government Code Section 54956.9(a)]

Name of Case: Noe Madrigal v. Santa Clara Valley Transportation Authority
WCAB Nos. SJO 0242143 and SJO 0242044

- C.** Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:
Roger Contreras, Chief Financial Officer
Robert Escobar, Manager, Office of Employee Relations
Matthew O. Tucker, Chief Operating Officer

Employee Organization:
Amalgamated Transit Union (ATU) Local 265

- D.** Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:
Roger Contreras, Chief Financial Officer
Robert Escobar, Manager, Office of Employee Relations

Employee Organization:
Service Employees International Union (SEIU) Local 715

- E.** Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:
Roger Contreras, Chief Financial Officer
Robert Escobar, Manager, Office of Employee Relations

Employee Organization:

Transportation Authority Engineers and Architects (TAEA)

Ex-Officio Board Member McLemore left his seat at 6:10 p.m.

RECONVENED TO OPEN SESSION at 6:21 p.m.

4. CLOSED SESSION REPORT

- A.** Existing Litigation – Conference with Legal Counsel
[Government Code Section 54956.9(a)]

Name of Case: Karen Donehoo v. Santa Clara Valley Transportation Authority
(Santa Clara County Superior Court Case No: 1-05-CV-040468)

Suzanne Gifford, General Counsel, reported that the Board of Directors approved settlement and details of the settlement would be available for public review upon request when agreed to by the other party.

- B.** Existing Litigation – Conference with Legal Counsel
[Government Code Section 54956.9(a)]

Name of Case: Noe Madrigal v. Santa Clara Valley Transportation Authority
WCAB Nos. SJO 0242143 and SJO 0242044

Ms. Gifford reported that the Board of Directors approved settlement and details of the settlement would be available for public review upon request when agreed to by the other party.

- C.** Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:

Roger Contreras, Chief Financial Officer
Robert Escobar, Manager, Office of Employee Relations
Matthew O. Tucker, Chief Operating Officer

Employee Organization:

Amalgamated Transit Union (ATU) Local 265

There was no reportable action taken during Closed Session.

- D.** Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:

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

Employee Organization:

Service Employees International Union (SEIU) Local 715

There was no reportable action taken during Closed Session.

- E.** Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:

Roger Contreras, Chief Financial 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.

4.X. Addendum to the Collective Bargaining Agreement Between VTA and the Amalgamated Transit Union, Local 265 – Implementation of Community Bus Service

Tom Fink, ATU Local 265, stated that ATU Local 265 agreed to lower wages for the Community Bus because the union recognizes that in order to progress for the greater good, it is necessary to share a sacrifice. He noted that drivers are attuned to the concept of public service and recognize the need to make the transit system more efficient and cost effective. ATU Local 265 believes that the transit system should be multimodal. He stated that service should be enhanced at heavily used corridors and along alignments of high density developments. He relayed that ATU Local 265 looks forward to working collaboratively and creatively with the Board of Directors and stakeholders to implement Bus Rapid Transit (BRT), extend light rail, lower headways, and better coordinate transfer points. Mr. Fink noted that the new agreement enhances VTA's ability to respond more efficiently to communities that demand service models that fit their needs. Lastly, he commented that this agreement shows that the best way to improve service, efficiency, and restore VTA's fiscal health is by good faith collaboration.

Aaron Morrow, Committee for Transit Accessibility (CTA) Chairperson, expressed concern about the timing of the union agreement ratification and sidebar agreement. He noted that this is an intent to bring paratransit service in-house and has been done behind the backs of the public and Outreach and urged that the Board of Directors conduct an investigation through an independent process to make VTA accountable.

David Julian, CTA Member, expressed concern about the statement in the agreement relating to “on-demand” transportation, which he believes translates to paratransit services. He expressed support for labor unions and expressed concern that substandard wages could negatively impact riders.

Terry Applegate, Silicon Valley Independent Living Center, distributed a packet of information to the Board of Directors containing the following:

- 1) letter to the Board of Directors from Ms. Applegate dated March 27, 2006 regarding concerns about the Community Bus Agreement;
- 2) copy of VTA memorandum on Paratransit Service Business Practices Improvement Plan: Project Update, dated January 15, 2004;
- 3) copy of the side letter agreement between VTA and ATU;
- 4) copy of page 42 and 43 of the VTA and ATU agreement dated December 19, 2003;
- 5) copy of Addendum to CBA, copy of ATU Summary of Terms of the Community Bus Agreement;
- 6) copy of ATU Summary of the Community Bus Agreement;
- 7) copy of ATU CBA Changes regarding Community Bus Agreement
- 8) definition of Demand Response, consultant study, and past editorials from the San Jose Mercury News.

Ms. Applegate expressed concern that the contract addendum will bring paratransit services in-house. She further expressed concern about the use of the term “demand response,” which is Federal Transit Administration’s (FTA) terminology for paratransit service. She speculated that VTA Staff was meeting with the Union about bringing paratransit in-house behind the backs of the Board, CTA, and the public.

Michael T. Burns, General Manager, responded that the side letter agreement was negotiated as part of 2004 ATU Labor Negotiations and was included in the labor agreement that the Board approved. Mr. Burns clarified that since there are no service quality issues and Outreach performs an excellent job, VTA does not intend to bring the paratransit operations in-house. Mr. Burns indicated that the agreement with ATU regarding Community Bus does not involve paratransit services.

Member Cortese inquired about the rationale of the timing for the signing of the agreement. Matthew O. Tucker, Chief Operations Officer, responded that there is no legal or technical issue involved in the timing of the contract signing. Given the issue of adjusting wages of the ATU members during the negotiation, VTA and ATU did not have sufficient time to discuss all matters; hence the time lapse and conversation between two parties were extended. It is also due to the fact that VTA and ATU were working on the contract language.

Member Cortese appreciated the logical explanation.

Member Kennedy noted that Morgan Hill is satisfied with the current paratransit service. He inquired about the contract amendment's impact to the expansion of Community Bus operations.

Mr. Burns stated that staff is evaluating where the Community Bus Program will be appropriate. Mr. Burns cautioned that VTA is working within a budget and any type of new services will need to be funded through new revenues or savings from other services. Mr. Burns added the most critical part of Community Bus implementation is the procurement of the vehicles and recruitment of operators, which is expected by the end of 2006.

Chairperson Chavez requested staff to prepare a report of the chronology of events relating to the agreement with ATU. She directed staff to include acknowledgment of VTA's partnership with Outreach, the contract length, and contract amount. She further directed staff to bring the report for review to CTA and provide copies to Outreach. She noted that this would clarify that VTA Board of Directors did not take any action or given direction to bring paratransit services in-house.

Member Kerr requested that staff inform the Board of Directors about the details of Community Bus procurement including the different types of bus technologies that will be considered.

Mr. Burns thanked the union leadership for working with VTA particularly, Loretta Springer, Al Triplett, and Tom Fink.

Chairperson Chavez acknowledged Ms. Applegate for her efforts.

M/S/C (Kennedy/Kerr) on a vote of to 10 ayes, 1 no, and 0 abstention to authorize the General Manager to amend the current Collective Bargaining Agreement (CBA) between Santa Clara Valley Transportation Authority (VTA) and the Amalgamated Transit Union (ATU) Local 265 to implement the Community Bus Program. Board Member Perry opposed.

5. ORDERS OF THE DAY

Chairperson Chavez noted that staff requested that the following agenda items be moved from Regular Agenda to Consent Agenda:

- 1) Agenda Item #25., Ratify the series of principles recommended by the Ad-Hoc Infrastructure Bond Committee as outlined in the memo to guide the advocacy efforts of the Santa Clara Valley Transportation Authority (VTA) in Sacramento with regard to the various infrastructure bond proposals that are currently being discussed by the Schwarzenegger Administration and the California State Legislature;
- 2) Agenda Item #26., Approve the programming of federal Surface Transportation Program (STP) funding for local streets and roads rehabilitation projects during federal Fiscal Years (FFY) 2007 through 2009;

- 3) Agenda Item #27., Program \$41,000 in Local Program Reserve funds for the City of Monte Sereno's Local Streets and Roads Rehabilitation Program; and authorize the General Manager to enter into a funding agreement with the City of Monte Sereno;
- 4) Agenda Item #28., Approve the Draft 2005 Monitoring and Conformance Report and Conformance Findings;
- 5) Agenda Item #29., Approve the evaluation criteria and procedures for selecting projects and awarding Community Design and Transportation Program Capital Grants, and;
- 6) Agenda Item #30., Approve the programming of \$1.39 million Congestion Mitigation and Air Quality funds for bicycle and pedestrian improvements along Almaden Expressway.

Member Perry requested that Agenda Item #25., Ratify the series of principles recommended by the Ad-Hoc Infrastructure Bond Committee as outlined in the memo to guide the advocacy efforts of the Santa Clara Valley Transportation Authority (VTA) in Sacramento with regard to the various infrastructure bond proposals that are currently being discussed by the Schwarzenegger Administration and the California State Legislature remain in the Regular Agenda.

M/S/C (Gage/Campos) to accept the Orders of the Day.

6. AWARDS AND COMMENDATIONS

A. Employees of the Month for April 2006

Chairperson Chavez presented awards to Lewis Turner, Chaboya Technical Training Administration; Cetin Kayaer, Chaboya Division Operations; and Carol Selby, Guadalupe Maintenance, as VTA's Employees of the Month for April 2006.

B. Employees of the Year for 2005

Chairperson Chavez presented awards to Philip Hines, North Division Operations and Belete Bekele, Guadalupe Division Maintenance as VTA's Employees of the Year for 2005.

C. Adopt a Resolution of Commendation for Retiring VTA Employee Michael Aro

The Board of Directors adopted Resolution No. 06.04.02 and recognized Michael Aro, Deputy Director, Bus and Rail Operations, for over 31 years.

D. Adopt a Resolution of Commendation for Retiring VTA Employee Jerri Cooper

The Board of Directors adopted Resolution No. 06.04.03 and recognized Jerry Cooper, Transportation Supervisor, for 31 years of service with VTA.

E. Adopt a Resolution of Commendation for Retiring VTA Employee Judi A. Scott

The Board of Directors adopted Resolution No. 06.04.04 and recognized Judi Scott, Transportation Supervisor, for 28 years of service with VTA.

F. Special Recognition to VTA Employee Jasbir Bains

Chairperson Chavez recognized Jasbir Bains, Coach Operator at the North Operating Division, for providing extraordinary service to the public.

7. REPORT FROM THE GENERAL MANAGER

Mr. Burns noted Senator Al Alquist's passing on March 27, 2006. Mr. Burns advised the Board that staff would bring a resolution in honor of Senator Al Alquist at the next Regular Board Meeting. He introduced Manny Valerio, former VTA Board Member and long-time staff to the late Senator.

Ex-Officio Board Member McLemore took his seat at 7:10 p.m.

Mr. Valerio noted the late Senator's roots, character, vision, and his accomplishments and contributions to transportation, Santa Clara County, and State of California.

Mr. Burns reported on the 1996 Measure B's Completion event hosted by the Silicon Valley Leadership Group (SVLG) on March 30, 2006. Over the course of the program, VTA successfully delivered over \$900 million in Rail Program and over \$500 million in Highway Improvements. VTA helped secure over \$170 million in federal, state, and local grants for the Highway Program and over \$228 million in federal, state, and local funding for the Rail Program. Currently, VTA staff is working closely with Santa Clara County staff to complete the three outstanding Caltrain projects.

Jack Collins, Chief Construction Officer, provided a Power Point presentation on the project status and progress of Route 87 High Occupancy Vehicle and Coleman/880 Interchange Projects.

Mr. Burns reported that on March 23, 2006, the Capitol Corridor welcomed its ten-millionth rider, where Board Member Williams was in attendance. Mr. Burns referred to the memorandum at the dais dated April 4, 2006, containing the status of the referrals from the Board of Directors. The report will be updated monthly to keep the Board apprised of the status of referrals.

A. Receive an update on the Request for Proposal (RFP) for Organizational and Financial Assessment Consulting Services as requested by Chairperson Cindy Chavez at the January 5, 2006 Board of Directors' meeting.

Mr. Burns stated that the organizational and financial assessment is a response to Chairperson Chavez' and his initiative to pursue an analysis of VTA's business practices, effectiveness, staffing levels, methods and forms of reporting, and identify opportunities for further cost savings. The independent review is aimed at maximizing VTA's ability to provide service to the community. During the review process, staff intends to ensure Committees and the Board's involvement.

Mr. Burns reported that VTA contracted with Robert Kuo of Robert Kuo Consulting to develop the RFP. Mr. Kuo interviewed executive staff and representatives from the three bargaining units for their input as he developed the RFP scope. The RFP is organized into four parts: organizational review and assessment; division by division review and assessment; financial information and financial policies, and; program specific review which includes fringe benefits, worker's compensation, ATU Pension fund, paratransit, contracted services, security, use of consultants, procurement process, and information technology.

The plan is to advertise the RFP on April 7, 2006 in the Wall Street Journal, San Jose Mercury News, and American Public Transportation Association (APTA) Passenger Transport. VTA will allow 60 days for proposal preparation and comments. Mr. Burns stated that he anticipates bringing the contract to the Board for approval by August 2006. He reiterated that the intent is for this audit to be an overall review, an open process, inclusive of Advisory and Standing Committees and the Board, and have a good assessment of management processes. The results of the audit will provide solid recommendations to help VTA improve overall services for the community, improve conditions for VTA employees, and involving all stakeholders. Mr. Burns urged the Board to provide input regarding the RFP.

Member Perry expressed concern about the composition of the panel for the selection of the consultants. He stated that having VTA's Executive Management and selected stakeholders choose the consultants could possibly influence the integrity of the consultant reports. Negative comments and findings may not be reflected.

Member Perry suggested that the RFP include more analysis of productivity measures and evaluation of efficiencies. He referred to contracted services and stated that the RFP does not completely address issues regarding the cost benefit analysis of contracting vs. in-house operations. Lastly, he commented that the selection of consultants should be independent of VTA staff.

Member Cortese inquired if there is intent to build upon the work of the Ad Hoc Financial Stability Committee.

Mr. Burns responded that the RFP includes a review of all the reports that were done in the past, including consultant reports prepared for the Ad Hoc Financial Stability Committee and civil grand jury reports. Mr. Burns noted that VTA is looking for a fresh look that involves all reviews, good and bad.

Member Cortese suggested that a third consultant that has never worked with VTA in the past be hired to perform a check and balance, ensure a fair process, and eliminate any perception of bias.

Mr. Burns reiterated that the audit would go through the Advisory and Standing Committees process, as appropriate.

Member Kerr referred to the Board Referrals and inquired about the timeframe when VTA can consider offering wireless Internet connectivity at light rail stations. He noted that this service could potentially increase ridership and improve relationship with the riders.

Chairperson Chavez directed staff to bring the discussion relating to the possibility of offering the wireless Internet at light rail stations to the Administration and Finance (A&F) Committee. She noted the importance of examining small marketing opportunities that could improve ridership.

Member Kerr requested that staff take further steps such as providing incentives such as Identification Cards or transit passes, which could potentially encourage Board Members to use VTA transit services.

Member Perry commented that passes could have a motivational impact for Board Members to use VTA transit services and improve the Board's familiarity with the system.

Board Member Williams recommended Board Members' respective city to participate in the Eco Pass program, thus eliminating any need for transit passes.

Chairperson Chavez directed staff to bring the discussion of incentive program for Board Members to utilize VTA services to the Congestion Management Program and Planning (CMPP) Committee.

Board Member Kniss left the meeting at 7:40 p.m.

Ms. Applegate stated that the audit proposal does not have checks and balances or oversight body. She commented that VTA staff should not be given the responsibility of selecting stakeholders or consultants and instead have an independent investigator lead these tasks. Ms. Applegate referred to the Committee Agendas and expressed concern that VTA staff should not frame the agendas. She stated that now is the time to "clean house" and "build trust."

Eugene Bradley, VTA Riders Union, expressed concern about the relationship of VTA with certain consultants and the SVLG. Mr. Bradley expressed concern that VTA is not accountable to any state or federal organization. He commented that it is now time to make changes and the direction should be set by the people and not by politicians.

Board Member Perry suggested recruiting Mr. Bradley as a stakeholder in the panel for the selection of the consultants.

The Agenda was taken out of order.

REGULAR AGENDA

32. Paratransit Eligibility Certification Program Modifications

Art Hulscher, Disability Services at Orthopaedic Hospital, expressed concern about the proposed shift of contract of eligibility certification to Outreach and stated that there should have been a competitive bid process. Mr. Hulscher commented that the proposed tiered approach implies discrimination and the proposed changes do not save money.

8. PUBLIC PRESENTATIONS

Bruce Stevens, Interested Citizen, offered to buy the Board of Directors tickets for VTA transit system. Mr. Stevens expressed concern about the on-going deterioration of security services due to limited security personnel for VTA. He noted that studies show that VTA is very behind in security personnel compared to its peers.

Charles Flores, VTA Fare Inspector, expressed concern about Santa Clara County Sheriff's policy to report non-injury assaults on fare inspectors. Mr. Flores reported that the assaults have been increasing and commented that the current policy of preparing a transit incident report for non-injury incidents is unacceptable. He stated that Fare Inspectors believe that a mandatory police report is a more appropriate method of reporting for non-injury incidents.

Bob Jaffee, San Jose Council on Aging, commended VTA for making the paratransit eligibility certification user-friendlier. Mr. Jaffee urged VTA to broaden transit services for the senior community. He noted Outreach's pilot program for senior transportation.

Board Member Kerr left his seat at 7:55 p.m.

Jerry Grace, Interested Citizen, informed the Board of Directors that he attended a party in Washington, DC. Mr. Grace wished San Jose mayoral candidates in the VTA Board good luck.

Board Member Kerr took his seat at 7:56 p.m.

Martin Bishop, Interested Citizen, referred to Santa Clara County Supervisor Beall's letter regarding the deferment of mandatory mobility device restraints. He noted the importance to consider avoiding delays in bus service, mitigating damage to wheelchairs, and avoiding injuries to operators when choosing a device restraint. He referred to Agenda Item #31., FY 2006 and 2007 Biennial Budget Review, and urged that the Board consider appropriating monies for a request for proposal for device restraints.

32. Paratransit Eligibility Certification Program Modifications (continued)

Mr. Burns publicly apologized to all stakeholders and community for the negative experience and concerns they had due to the unsuccessful implementation of the previous Eligibility Certification Program. He noted that the proposed changes recommended in the memorandum have been worked through by CTA including a CTA sub-committee, and the Transit Planning and Operations Committee (TP&O). Mr. Burns thanked the CTA for working with VTA staff and expressed his intent to work with stakeholders in the future to ensure better communication and collaboration.

Board Member Perry referred to the public comment made earlier and inquired about the reason why there was no open bid for the paratransit Eligibility Certification.

Mr. Burns responded that the intent was to make the process more efficient and customer friendly by having applicants work with one entity. Outreach has the infrastructure in place to successfully accomplish these goals.

Mr. Julian expressed support for staff recommendations noting that the proposed changes are well received by the disabled community and has strong support from the CTA.

Ms. Applegate stated that in one year, there were nine San Jose Mercury News Editorials that criticized the previous Eligibility Certification Program. She stated that she was disappointed about the passage of Agenda Item 4.X. and the Board's lack of action to make VTA staff accountable.

Mr. Morrow urged the Board of Directors to approve staff recommendations. He noted that proposal is a step to the right direction and stated that it is time to look into the future and start anew. He stated that he looks forward working with VTA staff to make things better.

Chairperson Chavez thanked Mr. Morrow for all his service and efforts.

Kathy Bonilla, Interested Citizen, expressed that she is in favor of the proposal that Outreach will conduct Eligibility Certification. She expressed appreciation for the paratransit program as it provides her the opportunity to be independent.

Phoenix Rainey, Interested Citizen, informed the Board of Directors that she was denied eligibility by Orthopaedic Hospital and expressed concern about privacy issues during the appeals process. She expressed support for the proposed changes and urged the Board of Directors to turn over the Eligibility Certification back to Outreach.

Board Member Sandoval noted that the TP&O Committee recommends approval of the proposed one-stop model for Eligibility Certification. Board Member Sandoval noted that in March 2005, the Board modified the Eligibility Certification Program and directed staff to further evaluate the process, work with the community for improvements, and report after a year. Currently, the recommendation is a one-stop model with Outreach implementing the Eligibility Certification. Board Member Sandoval noted that the CTA has been very involved in the process and recommends the changes. VTA staff expects to save approximately \$300,000 after the proposed changes are implemented.

Board Member Kennedy apologized to the senior and disabled community for the implementation of the previous program.

Ex-Officio Board Member Beall noted the importance of being consistent with the whole region in terms of Eligibility Certification. He stated that the process should be further simplified and be standardized throughout the State. He commented that this action will remove a black mark that has been on VTA since the implementation of the previous Eligibility Certification Program. He requested VTA staff to take the charge of developing a vision or strategic plan for elder and disabled transportation.

Board Member Perry expressed concern on side letter agreements that the Board has not fully read.

Chairperson Chavez thanked speakers for their time. She apologized for the damage that has been done to the community. She thanked the disabled and elderly community and non-profit advocacy organizations for their continued leadership and thanked CTA for their tenacious and bullish efforts to get VTA on the right path.

Chairperson Chavez referred to Ex-Officio Board Member Beall's comments and noted that it should come back on the work plan.

Board Member Cortese referred to the side letter agreements and cautioned that in the future, agreements should be made public at the time they are executed to avoid confusion and suspicion. He also noted the importance of the date or timing that agreements are signed.

Board Member Williams noted that in the past, the Eligibility Certification was changed to ensure that the program was not abused, be equitable, fair, and cut costs. However, he stated, that the techniques used were not right. He referred to the current proposed changes and noted that it is in the right direction. He thanked staff, General Manager, and the community for bringing it forward.

M/S/C (**Sandoval/Perry**) to approve the proposed modifications to the Paratransit Eligibility Certification process, adopting a VTA “hybrid” model based on the Metropolitan Transportation Commission (MTC) Regional Model and having Outreach manage both eligibility and appeals processes. Further, authorize the General Manager to amend Outreach’s contract to perform eligibility and appeals functions. The proposed modifications would become effective July 2006.

9. Policy Advisory Committee (PAC) Chairperson’s Report

Steve Glickman, PAC Chairperson, provided a report on the PAC’s March 9, 2006 meeting. He reported that PAC discussed Chairperson Chavez’ Full Participation, Full Information and stated that the PAC appreciates that initiative. The PAC recommends that the PAC and Citizens Advisory Committee (CAC) have a joint meeting annually. PAC discussed the individual city transportation presentation from its members or representatives of its members to identify each city’s transportation needs. Mr. Glickman stated that PAC wants more feedback from the Board beginning May 2006. PAC recommended that the Board approves the following: programming of the Federal Surface Transportation Program for Local Streets and Roads and evaluation criteria for Community Design Transportation grants. Lastly, he reported that as chair, he appointed PAC Members Caserta, Glickman, Kishimoto, Kline, Lezotte, and Moyland to serve on an advisory committee for the Caltrain Capital Needs Study.

Board Member Kerr noted that the City of Los Altos Hills is having difficulty recruiting a representative for PAC. He inquired about ways to address impact of the absence of Los Altos Hills representative to PAC.

Mr. Glickman requested that staff determine whether a representative of an agency other than an elected official as it is a legal question. Mr. Glickman referred to the individual city presentation and noted that it is appropriate for the agency to send a representative to provide the presentation.

Chairperson Chavez noted that the individual city presentation is a good idea and requested that the report is provided to the Board of Directors as well.

On order of Chairperson Chavez, the PAC Chairperson’s report was received.

CONSENT AGENDA: Approved as amended.

10. Minutes of March 2, 2006

M/S/C (**Cortese/Campos**) to approve the Minutes of the Regular Board of Directors’ Meeting of March 2, 2006.

ADMINISTRATION AND FINANCE COMMITTEE

11. Bicycle and Pedestrian Advisory Committee Appointment

M/S/C (Cortese/Campos) to ratify the appointment of Carl Hagenmaier to the Bicycle and Pedestrian Advisory Committee (BPAC) representing the City of Los Altos for the term ending June 30, 2006.

12. Citizens Advisory Committee Appointment

M/S/C (Cortese/Campos) to ratify the appointment of Jennifer Paedon to the Citizens Advisory Committee (CAC) position representing the Silicon Valley Leadership Group.

13. Appointment to the Committee for Transit Accessibility

M/S/C (Cortese/Campos) to approve the appointment of Randy Tamez to the Committee for Transit Accessibility (CTA) for a two-year term.

14. Contract with EFI Actuaries for Actuarial Services

M/S/C (Cortese/Campos) to authorize the General Manager to execute a contract with EFI Actuaries for actuarial services for the Santa Clara Valley Transportation Authority/Amalgamated Transit Union Pension Plan from June 1, 2006 through May 31, 2009, with an option to extend the contract two additional years through May 31, 2011, in an amount not to exceed \$400,000.

15. Contract Award for Public Liability/Property Damage Third Party Administrator Services

M/S/C (Cortese/Campos) to authorize the General Manager to execute a contract with John Glenn Adjusters & Administrators (JGAA) for Third Party Administrator (TPA) services for a three-year term from June 1, 2006 through May 31, 2009, with options for two one-year extensions for an amount not to exceed \$2,684,480.

16. 1996 Measure B Transportation Improvement Program – Route 152 Improvements – Project B, Phase 2, Construction Contract Award

M/S/C (Cortese/Campos) to authorize the General Manager to execute a contract in the amount of \$1,783,736 with FCI Constructors, Inc., the lowest responsible bidder, for construction of the Route 152 Improvements - Project B, Phase 2, a 1996 Measure B Transportation Improvement Program (MBTIP) project.

17. Federal Fiscal Year 2006 Federal Transit Administration Grant Application

M/S/C (Cortese/Campos) to authorize the General Manager to submit federal Fiscal Year 2006 grant applications and execute grant agreements with the Federal Transit Administration (FTA) and Federal Highway Administration (FHWA) for Section 5307 Urbanized Area Formula and Congestion Mitigation Air Quality funds; Section 5309 Fixed Guideway and Bus/Bus Facility funds, and a FHWA Surface Transportation Project earmark for the Guaranteed Ride Home Program.

18. VTA FY 2006-07 Transportation Development Act and State Transit Assistance Allocation Claim

M/S/C (Cortese/Campos) to adopt Resolution No. 06.04.05 authorizing the filing of an annual claim to the Metropolitan Transportation Commission for allocation of FY 2006 – 2007 Transportation Development Act (TDA) and State Transit Assistance (STA) funds.

19. Contract with Brian Kangas Foulk Engineers for Design and Environmental Studies Related to the Mary Avenue Extension Project in Sunnyvale

M/S/C (Cortese/Campos) to authorize the General Manager to execute a contract with Brian Kangas Foulk Engineers to prepare a Project Study Report/Project Report (PSR/PR) and an environmental document for the Mary Avenue Extension Project for a total contract value of \$720,000 and an initial contract term through December 31, 2007.

20. Cooperative Agreements with the City of San Jose for Funding Preliminary Phases of Project Development

M/S/C (Cortese/Campos) to authorize the General Manager to execute cooperative agreements with the City of San Jose specifying funding and project development responsibilities for the following four projects: Union Pacific Railroad Pedestrian Crossing Safety Project near Blossom Hill Road; U.S. 101/Old Oakland Road Interchange; U.S. 101/Trimble Road/De La Cruz Avenue Interchange; and Charcot Avenue Extension; and approve adding the four projects to the VTA Capital Budget.

21. Contract with Nolte Associates to Prepare a Project Study Report for Proposed Improvements on the State Route 85 between El Camino Real and State Route 237 at the State Route 237/Middlefield Road Interchange

M/S/C (Cortese/Campos) to authorize the General Manager to execute a contract with Nolte Associates to prepare a Project Study Report for the proposed improvements in Mountain View on State Route 85 between State Route 237 and El Camino Real and at the State Route 237/Middlefield Road Interchange for a total contract value of \$500,000 and an initial contract term through December 31, 2007.

22. Consultant Contract for BART Economic Effects Evaluation

M/S/C (Cortese/Campos) to authorize the General Manager to execute a contract with Wilbur Smith Associates to conduct an Economic Effects Analysis for the proposed BART Extension to Milpitas, San Jose, and Santa Clara for an 18-month period with a total value not to exceed \$400,000.

23. Resolution Authorizing the Filing of Applications with the Federal Transit Administration by the General Manager or his Designee

M/S/C (Cortese/Campos) to adopt Resolution No. 06.04.06 authorizing the General Manager or his designee to file applications with the Federal Transit Administration (FTA).

CONGESTION MANAGEMENT PROGRAM AND PLANNING COMMITTEE

The Congestion Management Program and Planning Committee did not meet in March 2006. Accordingly, no items were submitted for the Consent Agenda.

TRANSIT PLANNING AND OPERATIONS COMMITTEE

24. Agreement with Parking Company of America for Los Gatos Community Bus Light Rail Shuttle Service

M/S/C (Cortese/Campos) to authorize the General Manager to enter into up to ten one-month contract extensions (from May 2006 through February 2007) at an estimated cost of \$71,000 per month with the Parking Company of America Management, LCC (PCA) for the provision of the Los Gatos Community Bus Light Rail Shuttle Service (Lines 48 and 49) for a total estimated cost of up to \$710,000.

26. Third Cycle Federal Surface Transportation Program Funds for Local Streets and Roads Rehabilitation Projects for Federal Fiscal Years 2007 through 2009

M/S/C (Cortese/Campos) to approve the programming of federal Surface Transportation Program (STP) funding for local streets and roads rehabilitation projects during federal Fiscal Years (FFY) 2007 through 2009.

27. Local Program Reserve Funds for the City of Monte Sereno's Local Streets and Roads Rehabilitation Program

M/S/C (Cortese/Campos) to program \$41,000 in Local Program Reserve funds for the City of Monte Sereno's Local Streets and Roads Rehabilitation Program; and authorize the General Manager to enter into a funding agreement with the City of Monte Sereno.

28. Draft 2005 Monitoring and Conformance Report and Conformance Findings

M/S/C (Cortese/Campos) to approve the Draft 2005 Monitoring and Conformance Report and Conformance Findings.

29. Application Procedures and Evaluation Criteria for Community Design and Transportation Program Capital Grants

M/S/C (Cortese/Campos) to approve the evaluation criteria and procedures for selecting projects and awarding Community Design and Transportation Program Capital Grants.

30. Congestion Mitigation and Air Quality Funding for Almaden Expressway Bicycle and Pedestrian Improvements

M/S/C (Cortese/Campos) to approve the programming of \$1.39 million Congestion Mitigation and Air Quality funds for bicycle and pedestrian improvements along Almaden Expressway.

REGULAR AGENDA (continued)

25. Infrastructure Bond Advocacy Principles

Board Member Perry commented that most of the principles were solid. He expressed concern about the following principles: 1) Principle #4 General Obligation Bonds – he expressed concern about borrowing on other funds such as education; 2) Principle #9 Urban Passenger Rail – he expressed concern that separating projects apart misses the point of choosing and implementing the most efficient mode of transportation; 3) Principle #12 High Speed Rail – he stated doubts regarding the viability HSR, and; 4) Principle #10 - Public Transit Security – he requested clarification about specific infrastructure requirements.

Kurt Evans, Government Affairs Manager, referred to the Public Transit Security and stated that the intention is to use revenues for transit security capital purposes expanding security camera installation and intrusion detection systems at tunnels. On Principles #8 & #9, Mr. Evans noted that the Ad Hoc Infrastructure Bond Committee wanted to ensure that some of the bond revenues would go for capital improvements for local and regional transportation systems. On Principle #4, Mr. Evans stated that the legislature expressed the same concerns but assured that the education funds have constitutional protection.

Board Member Kerr stated that the Ad Hoc Infrastructure Bond Committee could only evaluate the strategy, methodology, and areas that monies are proposed to be spent on. He stated that if VTA does not earmark for urban passenger rail, it could lose money. He also noted the importance of keeping the possibility of High Speed Rail alive.

Board Member Williams stressed the importance of taking some action for the future and noted that the principles could be changed for the better in the future.

M/S/C (Kerr/Williams) on a vote of to 9 ayes, 1 no, and 0 abstention to ratify the series of principles recommended by the Ad-Hoc Infrastructure Bond Committee as outlined in the memo to guide the advocacy efforts of the Santa Clara Valley Transportation Authority (VTA) in Sacramento with regard to the various infrastructure bond proposals that are currently being discussed by the Schwarzenegger Administration and the California State Legislature. Board Member Perry opposed.

26. Third Cycle Federal Surface Transportation Program Funds for Local Streets and Roads Rehabilitation Projects for Federal Fiscal Years 2007 through 2009

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

Approve the programming of federal Surface Transportation Program (STP) funding for local streets and roads rehabilitation projects during federal Fiscal Years (FFY) 2007 through 2009.

27. Local Program Reserve Funds for the City of Monte Sereno's Local Streets and Roads Rehabilitation Program

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

Program \$41,000 in Local Program Reserve funds for the City of Monte Sereno's Local Streets and Roads Rehabilitation Program; and authorize the General Manager to enter into a funding agreement with the City of Monte Sereno.

28. Draft 2005 Monitoring and Conformance Report and Conformance Findings

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

Approve the Draft 2005 Monitoring and Conformance Report and Conformance Findings.

29. Application Procedures and Evaluation Criteria for Community Design and Transportation Program Capital Grants

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

Approve the evaluation criteria and procedures for selecting projects and awarding Community Design and Transportation Program Capital Grants.

30. Congestion Mitigation and Air Quality Funding for Almaden Expressway Bicycle and Pedestrian Improvements

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

Approve the programming of \$1.39 million Congestion Mitigation and Air Quality funds for bicycle and pedestrian improvements along Almaden Expressway.

<p style="text-align: center;">ADMINISTRATION AND FINANCE COMMITTEE CHAIRPERSON'S REPORT – (See Agenda Item #37.A.)</p>
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31. FY 2006 and 2007 Biennial Budget Review

Board Member Williams noted that the A&F unanimously approved forwarding this item to the Board of Directors for approval. Board Member Williams briefly reviewed the changes in the budget.

Board Member Kennedy inquired about the reduced Community Bus program. Mr. Burns responded that the program is not being cut but instead moved out to FY 07-08.

Board Member Perry inquired about the declining operating reserves and inquired about ways to address it. He expressed support for community bus and looks forward to seeing it grow.

Roger Contreras, Chief Financial Officer, responded that the operating reserves are directly correlated to expenditures.

Board Members Campos and Kerr left their seats at 8:56 p.m.

Mr. Grace expressed support for the practice of preparing the budget every two years and noted its positive impact to the riders.

Board Members Campos and Kerr took their seats at 8:57 p.m.

Ms. Applegate demanded a solid explanation of the relationship of grants in the budget and the sidebar agreements. She noted that the non-profit community is considering a number of alternatives including a temporary restraining order against the ATU contract.

Chairperson Chavez requested staff to provide an informational memorandum that examines the possibility of shared fuel purchase to extend VTA's benefit of not paying gasoline sales tax to Outreach be provided to the Board of Directors.

M/S/C (Williams/Gage) to approve amendment of the FY 2006 and FY 2007 Biennial Operating Budget augmenting the total appropriation by \$2.7 million and \$3.5 million respectively to fund increasing fuel costs and higher variable interest rates on debt service payments. Other fluctuations in the expenditure budget will be offset by cost saving and

to approve amendment of the FY 2006 and FY 2007 Biennial Enterprise Capital Budget in the amounts of \$0.5 million and \$4.2 million increases respectively. This amendment will allow VTA to take advantage of additional \$2.9 million in grant funds while increasing VTA's enterprise fund portion by approximately \$1.8 million over the two-year period.

**CONGESTION MANAGEMENT PROGRAM AND PLANNING COMMITTEE
CHAIRPERSON'S REPORT – (See Agenda Item #37.B.)**

The Congestion Management Program and Planning Committee did not meet in March 2006. Accordingly, no items were submitted for the Regular Agenda.

**TRANSIT PLANNING AND OPERATIONS COMMITTEE
CHAIRPERSON'S REPORT – (See Agenda Items #37.C.)**

33. Transit Service Change Proposal

Board Member Sandoval commented one of the exciting aspects of this item is that staff is proposing to reinvest those savings resulting from service reductions right back into VTA service. She commented that this will potentially attract more riders.

Board Member Perry requested staff to examine partnerships with other agencies at the next round of transit service changes to determine the most optimum way to add service that will increase ridership.

M/S/C (Sandoval/Perry) to adopted the recommended Transit Service Change Proposal to reallocate resources from underutilized transit services to areas in need of service improvements, to become effective Monday, July 3, 2006.

OTHER ITEMS

34. Coyote Valley Specific Plan

Board Member Chu left his seat at 9:04 p.m.
Board Member Chu took his seat at 9:06 p.m.

City of San Jose Staff, Hans Larsen, Deputy Director of the Transportation Division and Laurel Prevetti, Deputy Director of the Planning Services Division provided the Board of Directors a presentation regarding the Coyote Valley Specific Plan. They reviewed the growth projections of population and jobs in 2030, reviewed San Jose Development History, and the planned growth areas in San Jose. The key strategies for the planned growth includes VTA Best Practices Transit Oriented Development, downtown revitalization, economic vitality, infill housing, strong neighborhoods, affordable

housing, mixed land use, reverse commute, and urban growth boundary. They also reviewed the housing units and job growth in certain areas in San Jose, totaling 98,000 housing units with 245,000 residents and 197,000 jobs by 2030.

The San Jose City Council envisions the following: 1) plan includes a north and central for land planning, and South Coyote only for infrastructure financing; 2) plan North and Mid-Coyote as urban, pedestrian, transit-oriented community with mixed uses; 3) plan for extension of light rail and add a Caltrain station; 4) maximize efficient land usage with 25,000 residences and 50,000 minimum jobs; 5) North and Mid-Coyote should contain a rich system of parks, trails, and recreation areas; 6) create financing plan for required capital improvements; 7) plan must be financially feasible for private development; 8) 20 percent of units shall be deed-restricted and below-market-rate units; 9) facilitate permanent acquisition of fee title or conservation easements in South Coyote. The presentation listed the consultants and the outreach and participation efforts that the City of San Jose conducted. The presentation illustrated the environmental footprint, blue infrastructure, green infrastructure, and transportation system. Lastly, the presentation defined the next steps, which includes: continuous collaboration with agencies; completion of specific plan, zoning code, financing plan, fiscal study, and environmental document, and; continuous involvement with the task force, stakeholders and the community.

Board Member Kennedy thanked City of San Jose staff for their presentation. He referred to the South County Circulation Study that is working with the City of San Jose, Gilroy, and Morgan Hill that aim to integrate the transportation needs for all of South County including Coyote Valley. He stated that reverse commute on Caltrain is critical and noted that there is a great need for Caltrain double tracking to South County. He noted that it will provide a great service for all South County residents.

Board Member Perry commended the City of San Jose for its effort and commented that this project has better jobs and housing balance and better density.

Chairperson Chavez requested that the Board receive an update regarding Coyote Valley Specific Plan in the future to ensure full integration and transportation issues.

Board Member Gage stated that there is a Caltrain station added at Bailey Avenue off of Monterey. He noted that it will be key link for the residents to either go north or south.

Board Member Perry suggested that the Standing Committees, as appropriate, review particular aspects of the plan in the future, when it comes back.

Board Member Kerr commented that the water shed management portion of the plan is one of the best he has ever seen. He noted the importance of making adequate investment in Caltrain if there would be no future light rail in that area.

Upon inquiry of Ex-Officio Board Member McLemore, Ms. Prevetti stated that there is recognition of the importance of regional transportation connection and the plan hopes that the addition of the Caltrain station will be in the first phase, which is approximately at year 2009 - 2010.

Chairperson Chavez requested that staff continue collaborating with the City of San Jose and come back to the Board of Directors with information regarding the best way of gathering input from the Board and Committees.

Mr. Grace stated that the presentation was good. He referred to the proposed lake and expressed concern about flooding and mitigation.

On order of Chairperson Chavez, the presentation on Coyote Valley Specific Plan was received.

35. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

There were no Items of Concern and Referral to Administration.

36. LEGISLATIVE REPORT

On order of Chairperson Chavez, there being no objection, the Legislative Report was accepted as contained in the Agenda Packet.

37. SUMMARY MINUTES FROM STANDING COMMITTEES

A. Administration and Finance Committee

On order of Chairperson Chavez, there being no objection, the Administration and Finance Committee Report was accepted as contained in the Agenda Packet.

B. Congestion Management Program and Planning Committee

There was no report from the Congestion Management Program and Planning Committee

C. Transit Planning and Operations Committee

On order of Chairperson Chavez, there being no objection, the Transit Planning and Operations Committee Report was accepted as contained in the Agenda Packet.

38. REPORTS FROM AD HOC COMMITTEES

A. Ridership Initiative to Develop Energy-Efficiency (RIDE) Task Force

Board Member Campos noted that the RIDE Taskforce examined fare affordability, leisure travel campaign, and 8-hour light rail excursion fare.

Upon inquiry of Member Cortese, Mr. Burns responded that the 8-hour light rail excursion fare is time based, cost is a roundtrip fare, will potentially attract transit usage, and minimize lines at ticket machines at the end of events. He added that tickets are not validated every time a rider boards or gets off the light rail.

Board Member Perry suggested that VTA consider a \$3.00 day pass.

Board Member Campos requested that issues raised at tonight's meeting be brought back to the RIDE Taskforce.

Board Member Kerr suggested that VTA considers a round-trip fare that is not time based.

Mr. Stevens noted that the 8-hour light rail excursion fare is a good idea as it could reduce the machine usage.

On order of Chairperson Chavez, the Ridership Initiative to Develop Energy-Efficiency (RIDE) Task Force Report was accepted.

B. Project Priority and Revenue Advisory Committee Chairperson's Report

Vice Chairperson Chu reported that the Committee has met twice since its formation. On the first meeting, the Committee focused the discussion on how the Advisory Committees would conduct its business and meet the Board's direction and project status. At the same meeting, the Committee developed a work plan with the goal of completing the work of the Committee by late June 2006. Vice Chairperson Chu advised the Board of the meeting dates, locations, and topics of discussion for future meetings.

Vice Chairperson Chu noted that at its last meeting, the Committee received feedback about the importance of moving Caltrain double tracking further up the expenditure plan. The Committee also received and discussed the General Counsel's a report regarding VTA's obligation under the 2000 Measure A Program. The Committee adopted a series of guiding principles; a final version is available at the dais reflecting a change in Item #1 – The objective of the Committee is the delivery of all projects identified in the 2000 Measure A Transit Improvement Program that was approved by more than 70 percent of the County voters in November 2000 and that VTA strives to keep faith with the voters of Santa Clara County.

Vice Chairperson Chu stated that the Committee decided to focus on the recommended VTA Scenario with new revenue from quarter-cent sales tax or equivalent revenue. The Committee will also consider a scenario that assumes no additional revenue growth.

The next meeting scheduled for April 27, 2006 in the City of Milpitas will focus on BART and receive solicitation from the public and Board Members regarding the VTA Scenario.

Vice Chairperson Chu encouraged everyone to attend the meetings as the meetings provide the opportunity for the public and the Board Members to introduce issues and ideas that the Committee can consider.

Mr. Grace expressed concern that the April 27, 2006 was not in the meetings at a glance calendar. Mr. Grace expressed concern that some of the meetings at meetings at a glance is cancelled.

Vice Chairperson Chu responded that the April 27, 2006 meeting date and location was decided by the Committee after the meetings at a glance calendar was printed.

Chairperson Chavez requested that the Board Members attend or provide written comments to the Committee.

On order of Chairperson Chavez, the Project Priority and Revenue Advisory Committee Chairperson's Report was accepted.

39. REPORTS (UNAPPROVED MINUTES) FROM ADVISORY COMMITTEES

A. Committee for Transit Accessibility (CTA)

On order of Chairperson Chavez, there being no objection, the Committee for Transit Accessibility (CTA) Report was accepted as contained in the Agenda Packet.

B. Citizens Advisory Committee (CAC)

On order of Chairperson Chavez, there being no objection, the Citizens Advisory Committee (CAC) Report was accepted as contained in the Agenda Packet.

C. Bicycle & Pedestrian Advisory Committee (BPAC)

There was no BPAC report.

D. Technical Advisory Committee (TAC)

On order of Chairperson Chavez, there being no objection, the Technical Advisory Committee (TAC) Report was accepted as contained in the Agenda Packet.

E. Policy Advisory Committee (PAC)

On order of Chairperson Chavez, there being no objection, the Policy Advisory Committee (PAC) Report was accepted as contained in the Agenda Packet.

40. REPORTS FROM JOINT POWERS BOARDS (JPBs) & REGIONAL COMMISSIONS

Chairperson Chavez advised the Board Members that the Reports from the Joint Powers Boards (JPBs) & Regional Commissions were placed in front of them on the dais.

A. Peninsula Corridor JPB

Ex-Officio Board Member McLemore informed the Board of Directors that Caltrain recently revised estimated cost for electrification to approximately \$471 million, with \$29 million from the Air Quality Board. He requested staff to revise the electrification cost in VTA spreadsheet to reflect VTA's share of electrification to approximately \$150 million.

Board Member Perry requested that staff add a column in the expenditure plan that states VTA's share in 2006 dollars.

On order of Chairperson Chavez, there being no objection, the Peninsula Corridor JPB Report was received.

B. Capitol Corridor JPB

On order of Chairperson Chavez, there being no objection, the Capitol Corridor JPB Report was received.

C. Dumbarton Rail Corridor Policy Committee

On order of Chairperson Chavez, there being no objection, the Dumbarton Rail Corridor Policy Committee Report was received.

D. Metropolitan Transportation Commission (MTC)

On order of Chairperson Chavez, there being no objection, the Metropolitan Transportation Committee (MTC) Report was received.

41. REPORTS FROM VTA POLICY ADVISORY BOARDS (PABs) AND AD HOC COMMITTEES

A. Vasona Light Rail PAB

There was no report from the Vasona Light Rail PAB.

B. Silicon Valley Rapid Transit Corridor PAB

On order of Chairperson Chavez, there being no objection, the Silicon Valley Rapid Transit Corridor PAB Report was received.

C. Downtown East Valley PAB

On order of Chairperson Chavez, there being no objection, the Downtown East Valley PAB Report was received.

D. Highway PAB – South

There was no report from the Highway PAB-South.

E. I-680 Sunol SMART Carpool Lane Policy Advisory Committee

There was no report from the I-680 Sunol SMART Carpool Lane Policy Advisory Committee.

42. REPORT FROM THE CHAIRPERSON

Chairperson Chavez thanked the Board Members, staff, and public for attending the Board Meeting.

43. ANNOUNCEMENTS

Vice Chairperson Chu informed the Board of Directors that the City of Sunnyvale is taking care of the Caltrain issue at a station in Sunnyvale.

44. ADJOURNMENT

On order of Chairperson Chavez, there being no objection, the meeting was adjourned at 9:58 p.m. in memory of Senator Alfred Ernest Alquist who passed away on March 27, 2006, author of the bill that created a countywide transit system in Santa Clara County.

Respectfully submitted,

Elaine F. Baltao, Board Assistant
VTA Board of Directors