



BOARD OF DIRECTORS MEETING

January 4, 2007

MINUTES

1. CALL TO ORDER

The Regular Meeting of the Santa Clara Valley Transportation Authority's (VTA) Board of Directors was called to order by Chairperson Chu at 5:36 p.m. in the Board of Supervisors' Chambers, County Government Center, 70 West Hedding Street, San Jose, California.

2. ADMINISTER OATHS OF OFFICE

Maria Marinos, Board Secretary, administered the Oath of Office to newly appointed Board Member Laura Macias representing the City of Mountain View (Group 2).

3. ROLL CALL

Members Present

Dean J. Chu, Chairperson
David Cortese
Don Gage
Breene Kerr
John McLemore, Ex-Officio
Laura Macias
Dolly Sandoval
Greg Sellers
Forrest Williams

Alternates Present

None

Members Absent

Nora Campos
Liz Kniss, Vice Chairperson
Madison Nguyen

Alternates Absent

Pete McHugh, Alternate
Al Pinheiro, Alternate
Ken Yeager, Alternate

* Alternates do not serve unless participating as a Member.

A quorum was present.

The Agenda was taken out of order.

6. ORDERS OF THE DAY

Chairperson Chu requested the following changes to the Agenda:

- **Agenda Item #4.A.** Conference with Legal Counsel - Existing Litigation, [Government Code Section 54956.9(a)], Name of Case: William Burton vs. VTA, WCAB Case No. SAL 97158 moved to the end of the Agenda.
- Move **Agenda Item #4.B.** Conference with Labor Negotiators [Government Code Section 54957.6] to the end of the Agenda.
- Defer **Agenda Item #12.** Minutes of the Regular Board of Directors' Meeting of December 14, 2006 to the February 1, 2007 Board Meeting.
- Defer **Agenda Item #21.** Caltrain Capital Priorities Study to the February 1, 2007 Board Meeting.

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

4. (Placed towards the end of the Board Meeting Agenda.)

CLOSED SESSION

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

Name of Case: William Burton vs. Santa Clara Valley Transportation Authority
WCAB No. SAL 97158

- B.** 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:

American Federation of State, County, and Municipal Employees (AFSCME)

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

RECONVENE TO OPEN SESSION

5. (Placed towards the end of the Board Meeting Agenda.)

CLOSED SESSION REPORT

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

Name of Case: William Burton vs. Santa Clara Valley Transportation Authority
WCAB No. SAL 97158

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

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7. AWARDS AND COMMENDATIONS

A. Employees of the Month for January 2007

Chairperson Chu presented awards to Ehsan Ilyas, Senior Transportation Engineer, Vasona Administration; and Paul Perea, Utility Worker, River Oaks Maintenance, as VTA Employees of the Month for January 2007, as well as Carolyn Stinemat, Transit Supervisor, North Division, as Supervisor of the Quarter for the first quarter of 2007.

B. Adopt Resolution of Commendation No.07.01.01 for Congressman Richard Pombo

M/S/C (Gage/Sandoval) on a vote of 7 Ayes to 1 Noes to 0 Abstention to adopt Resolution of Commendation No.07.01.01 for Congressman Richard Pombo. Board Member Kerr voted no.

C. Adopt Resolution of Commendation No.07.01.02 for Outgoing Board Member Jamie Matthews

Chairperson Chu reported at the December 14, 2006 Board meeting, the Board of Directors approved a Resolution of Commendation for Former Board

Member Jamie Matthews. Mr. Matthews completed his term on the VTA Board of Directors after two years of dedicated service representing Cities Group 2 that includes the Cities of Sunnyvale, Mountain View, Santa Clara, and the Town of Los Altos Hills. He served as a Member of the Board of Directors in 2005 and as an Alternate Board member in 2006.

During his tenure on the VTA Board, Mr. Matthew served as a member of the Administration and Finance Committee in 2005 and as Alternate Member on the Administration & Finance and Transit Planning & Operations Committees in 2006. He also served with distinction as Co-Chair of the RIDE Task Force.

Chairperson Chu expressed the Board's appreciation and gratitude for Mr. Matthew's dedication to public service.

M/S/C (Gage/Sandoval) to adopt Resolution of Commendation No.07.01.02 for Former Board Member Jamie Matthews.

8. REPORT FROM THE GENERAL MANAGER

Michael T. Burns, General Manager, welcomed newly appointed Board Member Macias and wished the Board Members a happy and healthy 2007.

Mr. Burns referred to the memorandums received by the Board regarding major incidents occurring on VTA's transit system and their potential impacts on the system and customers. He reported that the Board will receive updates on all developments concerning the incidents.

Mr. Burns announced that VTA would provide a Zero Emission Bus (ZEB) to shuttle inaugural guests to and from Governor Schwarzenegger's Inauguration in Sacramento.

Mr. Burns reported that the free New Year's Eve service was without incident. VTA provided approximately 12,500 free rides between the hours of 7:00 p.m. on New Year's Eve and 3:59 a.m. on New Year's Day.

Mr. Burns reported on the successful transfer of Outreach operations to VTA contracted property. This will result in a savings of lease payments for the Outreach operations. Outreach has executed maintenance and fueling agreements with the County and the transfer was accomplished with no impact to Paratransit service.

Mr. Burns reported the Mandatory Securement Policy went into effect January 1, 2007. He stated VTA would continue to work closely with the Committee for Transit Accessibility (CTA) and the CTA Securement Task Force to monitor and report on the progress of the implementation.

Mr. Burns announced that the Downtown Platform Retrofit Project at the Convention Center Station is near completion and if weather permits the contractor will complete final tile work and the opening will proceed on schedule.

Mr. Burns distributed a brochure titled, "Santa Clara Station Closure-Effective January 2, 2007," and clarified that the Santa Clara Light Rail Station in Downtown San Jose is closing for five months of renovations and improvements. VTA has placed ambassadors at the location to provide information and assistance to riders regarding the closure and the routes of relocated bus stops.

A. Presentation by 1stAct Silicon Valley

Mr. Burns introduced Mr. Dan Keegan, Executive Director of the San Jose Museum of Art and Co-Chair of the Creative Urban Center Committee of 1st Act of Silicon Valley.

Mr. Keegan provided a PowerPoint presentation titled, "Downtown San Jose: Silicon Valley's City Center-Creating a Vibrant Urban Center," highlighting: 1) San Jose: Silicon Valley City Center; 2) Components needed for a vibrant city center that includes arts, entertainment, shopping, dining, urban living, work environment and proposed future enhancements to the public realm. Mr. Keegan explained that Act is an acronym for Art Creativity and Technology.

Mr. Keegan reported that concepts of a community advancing a shared vision include: 1) Business and industry who locate Downtown, recruit peers, and invest in Downtown's future; 2) Developers who invest and recruit businesses and residents to move Downtown; 3) Individuals who relocate to Downtown; 4) Foundations that refocus their giving and help San Jose achieve its potential through investment in arts and culture; and 5) The removal of barriers to achieve vision, prioritize/focus public investment, and promote public-private partnerships and funding mechanisms.

Chairperson Chu thanked Mr. Keegan for his presentation.

9. REPORT FROM THE CHAIRPERSON

Chairperson Chu expressed his appreciation to the Board of Directors for their confidence in electing him as Chairperson for 2007. He stated that his goal is to move the organization forward in a cooperative and open manner.

Chairperson Chu noted three major challenges in 2007 including: the Comprehensive Management Audit, Comprehensive Operational Analysis (COA), and updates regarding the 2006 Measure A Program Projects.

Chairperson Chu reported that the Board will receive the results of the Comprehensive Management Audit in the next few months. This report will provide an in-depth look at

VTA finances, governance and staffing by outside experts. The Board will evaluate the reports and recommendations and move forward on those recommendations that would advance VTA's mission and goals.

The results of the Comprehensive Operational Analysis (COA) will provide the Board a realistic view of existing service and recommendations on improving cost effectiveness. The COA will evaluate VTA as an organization and provide recommendations to improve the efficiency and effectiveness of transit services provided to the people of Santa Clara County.

Chairperson Chu reported that he looks forward to working on VTA's commitments to capital projects. He recognized the successful completion of the 1996 Measure B Program and noted that VTA must proceed cautiously and responsibly in delivering the 2000 Measure A projects.

Chairperson Chu noted that usually at the January Board of Directors meeting, appointments for all the Policy Advisory Committees and Joint Powers Boards would occur. However, with the change of administration at San Jose City Hall, the San Jose City Council will not make VTA appointments until January 9, 2007. He asked the indulgence of the Board to continue with the current assignments that until the Regular Board of Directors Meeting of February 2, 2007. Chairperson Chu stated appointments would be made for the balance of the year at that time.

Chairperson Chu thanked the Board for their willingness to serve and be an important part of the process.

M/S/C (Gage/Sandoval) to approve the Appointments to Board Standing Committees for 2007.

Board Standing Committees:

Administration & Finance

Forrest Williams, Chair

Breene Kerr

Don Gage

Madison Nguyen

Congestion Management Program & Planning

Liz Kniss, Chair

Nora Campos

San Jose Representative

Laura Macias

Transit Planning & Operations

Dolly Sandoval, Chair

Dean Chu

Dave Cortese

Greg Sellers

10. PUBLIC PRESENTATIONS

Candy Russell, Interested Citizen, expressed concern regarding the bus stop benches in Downtown San Jose and their accessibility impact on the disabled community. Chairperson Chu requested that Sam Lau, Deputy Director of Operations, meet with Ms. Russell to address her concerns.

Eugene Bradley, Interested Citizen, congratulated Chairperson Chu on his new position as Chairperson of the VTA Board of Directors, and welcomed new Board Member Macias. He suggested extending the duration of comments during Public Presentations from two minutes to three minutes per speaker.

Bruce Stevens, VTA Employee, expressed appreciation for the safety and rain gear provided by VTA. He expressed concern regarding the Light Rail closure at First and Santa Clara Streets because there is no shelter cover for riders. He stated that riders wait in the elements or cross over the tracks to board the Light Rail.

Margaret Okuzumi, BayRail Alliance, referenced the presentation made by 1st Act of Silicon Valley and suggested the Diridon Station be the designated “Grand Central Station.”

Ron Compton, Retired VTA Employee, expressed concern regarding the BART project.

Michael Wilhelmi, VTA Employee, distributed a handout concerning second-hand smoke and expressed concern regarding the enforcement of the smoking ban at Light Rail platforms.

Martin Bishop, Interested Citizen, referenced a letter he presented to the Board of Directors at the Board meeting of December 14, 2006, and expressed concern regarding worker’s compensation costs associated with the enforcement of the mandatory securement policy.

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

PAC Chairperson Glickman, reported that at the December 14, 2006 the Policy Advisory Committee meeting the PAC:

- Received a presentation from Rod Diridon of the Mineta Transportation Institute on Transportation in Santa Clara County and the importance of High Speed Rail for California;
- Reviewed and provided comments to staff on the criteria used to evaluate and select projects for the Transportation Fund for Clean Air (TFCA) Program Manager Fund;
- Reviewed the Caltrain Capital Needs Study and the work of the PAC subcommittee;

- Received the following nominations from the Nominating Subcommittee for Chairperson and Vice Chairperson for 2007:
 - Sunnyvale Council Member Christopher Moylan for Chairperson
 - Cupertino Mayor Kris Wang for Vice Chairperson

Chairperson Chu thanked PAC Chairperson Glickman for his diligence, commitment and hard work on the Committee over the past year.

CONSENT AGENDA

12. Minutes of the Regular Board of Directors' Meeting of December 14, 2006

M/S/C (Gage/Cortese) to defer the Minutes of the Regular Board of Directors' Meeting of December 14, 2006.

ADMINISTRATION AND FINANCE COMMITTEE

13. Fiscal Year 2007 Budget Review

M/S/C (Gage/Cortese) to approve the amendment of the FY 2007 Operating Budget, augmenting the total appropriation by \$6.7 million to fund increasing operating costs, along with a net increased estimate of \$26.2 million in operating revenues; approve amendment of the FY 2007 VTA Enterprise Capital Budget to reduce \$1.5 million in grant funding, to be funded from VTA Enterprise funds; the two actions result in a net projected increase in Operating Reserves of \$18.0 million; and further, approve amendment of the FY 2007 Measure A Capital Budget, increasing appropriations by \$45.0 million. This Item requires an affirmative vote of at least eight Directors.

CONGESTION MANAGEMENT PROGRAM AND PLANNING COMMITTEE

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

TRANSIT PLANNING AND OPERATIONS COMMITTEE
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There were no items submitted for the Consent Agenda by the Transit Planning and Operations Committee.

REGULAR AGENDA

ADMINISTRATION AND FINANCE COMMITTEE CHAIRPERSON'S REPORT – (See Agenda Item #24.A.)

14. **2007 State Legislative Program for the Santa Clara Valley Transportation Authority (VTA)**

Kurt Evans, Government Affairs Manager, reported that the VTA annually adopts a State Legislative program to provide direction for its legislative and policy activities during the year. The State Legislative Program establishes statutory, regulatory and administrative policies and principles to guide VTA's advocacy efforts at the state level. The flexibility of the program enables VTA to pursue unanticipated legislative and administrative opportunities during the year. It allows VTA to respond expeditiously to the dynamic policy and political processes at the State Capitol.

Mr. Evans reported that the 2007 State Legislative Program is divided into the following twelve sections:

1. Infrastructure Bonds
2. Existing Transportation Funding Sources
3. Future Transportation Investments
4. Project Delivery
5. California Public Utilities Commission
6. State Transportation Improvement Program
7. High-Speed Rail
8. Multimodalism
9. Transit-Oriented Development
10. Transportation and Social Equity
11. Transportation and the Environment
12. Sponsored Bills

Mr. Evans summarized the transportation forecasts from Sacramento for 2007 related to:
1) Implementation of Proposition 1B which is the \$20 billion Transportation Infrastructure Bond Measure approved by the voters November 2006; and
2) The FY 2008 California State Budget.

Mr. Evans reported that VTA is heavily engaged and committed to the efforts set before the California Transportation Commission (CTC) as it looks to develop specific programs and projects for particular pieces of the Infrastructure Bond Measure. Mr. Evans reported that a number of items within the Infrastructure Bond Measure require an enactment of follow-up legislation in order to determine how the monies will be distributed.

Mr. Evans reported that those items include: 1) Transit Securities, 2) State and local partnership programs, and 3) Trade Corridors.

Mr. Evans reported that it is important for VTA to have an adopted updated State Legislative Program in order to be prepared to address the policy and legislative issues that may arise in Sacramento during the coming year. Mr. Evans stated that the Board may augment, modify, or delete elements contained in the recommended program.

Mr. Evans reported that Gasoline Sales Tax Spillover Revenues are generated in years when gasoline prices are elevated. Mr. Evans reported that estimates provided by the State Department of Finance indicate that approximately \$600 million will be generated in 2008. Although these revenues are slated for public transit since 2000 these funds have been diverted for other purposes, with the majority of those funds utilized to assist with the General Fund deficit. Mr. Evans reported that public transportation agencies must work diligently to ensure that the legislature and administration allocate those funds for public transportation.

M/S/C (Gage/Sandoval) to approve the 2007 State Legislative Program for the Santa Clara Valley Transportation Authority.

15. Amendment No. 19 to the County 1996 Measure B Master Agreement for Caltrain Projects and Authority for the General Manager to Amend a Cooperative Agreement with the Peninsula Joint Powers Board to Advance Construction of Palo Alto and Caltrain Station Improvements

Mr. Burns reported that this item addresses the issue of the holdout rule at the California Avenue Station that has been discussed extensively during the past year.

Martin Bishop addressed the Board of Directors regarding the retrofit project and Caltrain accessibility for mobility devices.

Member Sandoval asked when this agenda item would be considered by the Santa Clara Board of Supervisors. Jack Collins, Chief Construction Officer, reported that this item as well as Agenda Item # 16., Authorize the General Manager to negotiate and amend the Master Agreement with the County of Santa Clara related to the 1996 Measure B Transportation Improvement Program to define the financial terms and responsibilities to complete the Program, would be considered by the Board of Supervisors at its January 23, 2007 meeting.

M/S/C/ (Gage/Williams) to approve the Amendment No. 19 to the Master Agreement with the County of Santa Clara defining the Baseline Scope, Schedule, and Cost Estimate for two Caltrain Pedestrian Underpass projects at the Palo Alto Station and the California Avenue Station, in accordance with Article V of the Master Agreement. Delegate authority to the General Manager to amend a cooperative agreement with the Peninsula Corridor Joint Powers Board (JBP) in the amount of \$13.85 million for construction of Pedestrian Underpasses at the Palo Alto Station and the California Avenue Station contingent upon the County of Santa Clara Board of Supervisors approving 1996 Measure B funding for the two projects.

16. **Amendment No. 20 to the Master Agreement – 1996 Measure B Program Completion Agreement**

Mr. Collins reported that Amendment No. 20 to the Master Agreement 1996 Measure B Program Completion Agreement with Santa Clara County defines the responsibilities and financial terms to complete the Program. Mr. Collins stated Amendment No. 20 closes out the Measure B Program and smoothly transitions VTA to conclude the remaining projects. Mr. Collins noted there are three Caltrain projects slated for completion. VTA is working closely with Santa Clara County Measure B staff and the County Administrator to facilitate an Agreement that would transfer the remaining budget authority for all approved budgets less all payments that have been made to VTA as of September 31, 2006. This represents approximately \$50 million of the entire remaining \$1.6 billion program. Mr. Collins stated that a payment of \$4 million is due to VTA to cover seen or unforeseen risks that may occur with the completion of the projects.

Member Williams congratulated staff for their diligent hard work in completing the 1996 Measure B Projects.

M/S/C (Gage/Sandoval) to authorize the General Manager to negotiate and amend the Master Agreement with the County of Santa Clara related to the 1996 Measure B Transportation Improvement Program to define the financial terms and responsibilities to complete the Program.

17. **Cooperative Funding Agreement with the Alameda County Transportation Authority (ACTA) and City of Fremont for Final Engineering Services for the I-880/ Boulevard Interchange Project**

Mr. Collins reported that in December 2002, VTA purchased the right-of-way located in Fremont and San Jose from Union Pacific Railroad (UPRR) for planned transportation improvements in the Silicon Valley Rapid Transit Corridor (SVRTC). The right-of-way includes the extension of Bay Area Transit District (BART) service from Fremont into Silicon Valley.

VTA is obligated by the contract to relocate the UPRR operations, freight tracks and other railroad facilities off the acquired property and onto adjacent UPRR property, including the freight alignment crossing Mission Boulevard and Warren Avenue in Fremont.

Mr. Collins reported that, The Alameda County Transportation Authority (ACTA), Caltrans, and the City of Fremont are planning and constructing roadway improvements at I-880/Mission Boulevard Interchange that effect the UPRR freight location planned by VTA at the same location. VTA has entered into a Cooperative Funding Agreement with ACTA for the Preliminary Engineering Design services related to the project. Pursuant to the agreement, VTA completed a preliminary design for the improvements that satisfies all agencies involved. Under the proposed agreement, VTA's financial obligation would be limited to \$4.45 million and would complete final engineering for

the new UPRR facilities and related improvements necessary for the widening of Mission Boulevard and the grade separation at Warren Avenue in Fremont.

Mr. Collins reported that the Cooperative Funding Agreement would provide that ACTA and the City of Fremont contribute funds to pay for one-half of the costs VTA would incur with the completion of the final design of the proposed improvements.

M/S/C (Gage/Cortese) to authorize the General Manager to execute a Cooperative Funding Agreement with the Alameda County Transportation Authority (ACTA) and City of Fremont (City) in an amount not to exceed \$8.9 million for Final Engineering Services related to the I-880/Mission Boulevard Interchange Project. Under the proposed agreement, VTA's financial obligation would be limited to \$4.45 million and would substantially complete final engineering for new Union Pacific Railroad (UPRR) facilities and related improvements that are necessary for the widening of Mission Boulevard (State Route 262) and for the grade separation of Warren Avenue in Fremont.

18. Santa Clara Station Area Plan Phase II

John Ristow, Deputy Director Program and Planning, reported that this action would allow an amendment to the VTA Capital Budget by increasing both total expenditures and revenue by \$700,000 each and reflect the Phase II of the Santa Clara Station Area Plan.

Mr. Ristow reported that VTA and the cities of San Jose and Santa Clara formed a partnership to pursue funding as a component of the MTC and Transit-Oriented Development (TOD) policy funding to complete a Station Area Plan for the Santa Clara Transit Center.

Mr. Ristow reported that the estimated cost of Phase II of the Santa Clara Station Area Plan is \$700,000. Funding for Phase II includes a grant from MTC and contribution of \$50,000 each from Santa Clara and San Jose. VTA provided \$150,000 to fund the initial phase and the funds were included in the Capital Budget. VTA's share of funds was provided by the State Traffic Congestion Relief Program (TCRP) funds. The amendment would allow VTA to accept these funds.

Mr. Ristow reported VTA is the lead agency for the project and holds the responsibility for the grant reimbursements and contractor payment. He stated that the Capital Budget must include the expenditure and reimbursement for the plan.

M/S/C (Sandoval/Williams) to amend the VTA Capital Budget by increasing both total expenditures and revenue by \$700,000 each to reflect the Phase II of the Santa Clara Station Area Plan.

19. Transfer of Guadalupe Corridor Easements to Various Public Utility Companies and Private Property Owners

M/S/C/ (Sandoval/Williams) to authorize the General Manager to execute Easement Deeds to various utility companies and impacted private property owners at no cost, to

complete the transfer of properties acquired in connection with the construction of the Guadalupe Corridor Highway and Light Rail Projects.

**CONGESTION MANAGEMENT PROGRAM AND PLANNING COMMITTEE
CHAIRPERSON'S REPORT – (See Agenda Item #24.B.)**

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

**TRANSIT PLANNING AND OPERATIONS COMMITTEE
CHAIRPERSON'S REPORT – (See Agenda Item #24.C.)**

There were no items submitted for the Regular Agenda by the Transit Planning and Operations Committee.

OTHER ITEMS

20. Transit Sustainability Policy and Service Design Guidelines

Ms. Okuzumi, BayRail Alliance, suggested VTA further study the fare policy related to senior and youth fares in regards to the Transit Sustainability Policy and Service Design Guidelines.

On order of Chairperson Chu, there being no objection, the Transit Sustainability Policy and Service Design Guidelines was deferred.

21. (Deferred)

Report on the Caltrain Capital Priorities Study.

22. Approval of Agreement with AFSCME and Amendment of 401 (a) Deferred Compensation Plan for Include AFSCME Represented Employees

Mr. Burns reported that currently the 401(a) Deferred Compensation Plan only allows for participation by non-represented VTA employees. The Board approval of the Agreement with AFSCME and the Amendment of 401(a) Deferred Compensation Plan would allow AFSCME represented employees to be covered by the plan.

Mr. Burns reported that there is no fiscal impact to VTA with this action.

M/S/C (Gage/Cortese) to approve the agreement with AFSCME to allow VTA's 401(a) Deferred Compensation Plan to continue to be available to AFSCME-represented employees, and amend the Plan accordingly.

23. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

Board Member Cortese requested that staff provide a rebuttal to Martin Bishop's comments regarding the securement policy that would include a more detailed analysis and technical explanation.

Board Member Kerr requested that staff report back on his request that VTA consider the use of teleconference equipment within the parameters of existing law.

24. SUMMARY MINUTES FROM STANDING COMMITTEES

A. Administration and Finance Committee

On order of Chairperson Chu, there being no objection, Summary Minutes of the December 21, 2006 Administration and Finance Committee meeting was accepted as contained in the Agenda Packet.

B. Congestion Management Program and Planning Committee

On order of Chairperson Chu, there being no objection, the Cancellation Notice for the December 21, 2006 Congestion Management Program and Planning Committee meeting was accepted as contained in the Agenda Packet.

C. Transit Planning and Operations Committee

On order of Chairperson Chu, there being no objection, the Cancellation Notice for the December 20, 2006 Transit Planning and Operations Committee meeting was accepted as contained in the Agenda Packet.

25. REPORTS (UNAPPROVED MINUTES) FROM ADVISORY COMMITTEES

A. Committee for Transit Accessibility (CTA)

On order of Chairperson Chu, there being no objection, the Minutes of the December 13, 2006 Committee for Transit Accessibility (CTA) meeting was accepted as contained in the Agenda Packet.

B. Citizens Advisory Committee (CAC)

On order of Chairperson Chu, there being no objection, the Minutes of the December 13, 2006 Citizens Advisory Committee (CAC) meeting was accepted as contained in the Agenda Packet.

C. Bicycle & Pedestrian Advisory Committee (BPAC)

There were no December 13, 2006 Bicycle and Pedestrian Advisory Committee (BPAC) Minutes received.

D. Technical Advisory Committee (TAC)

There were no December 14, 2006 Technical Advisory Committee (TAC) Minutes received.

E. Policy Advisory Committee (PAC)

On order of Chairperson Chu, there being no objection, the December 14, 2006 Policy Advisory Committee (PAC) Report was accepted as contained in the Agenda Packet.

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

Vice Chairperson Chu 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

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

B. Capitol Corridor JPB

There was no report from the Capitol Corridor JPB.

C. Dumbarton Rail Corridor Policy Committee

There was no report from the Dumbarton Rail Corridor Policy Committee.

D. Metropolitan Transportation Commission (MTC)

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

27. REPORTS FROM VTA POLICY ADVISORY BOARDS (PABs)

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 Chu, there being no objection, the November 29, 2006 Silicon Valley Rapid Transit Corridor PAB Report was accepted as contained in the Agenda Packet.

C. Downtown East Valley PAB

There was no Report received from the December 1, 2006 Downtown East Valley PAB.

D. Highway PAB - South

There was no report from the Highway PAB - South.

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

The I-680 Sunol SMART Carpool Lane Policy Advisory Committee Report was accepted as provided on the dais.

28. ANNOUNCEMENTS

There were no Announcements.

4. ADJOURNED TO CLOSED SESSION at 7:16 p.m.

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

Name of Case: William Burton vs. Santa Clara Valley Transportation Authority
WCAB No. SAL 97158

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

VTA Designated Representatives:
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Bill Lopez, Chief Administrative Officer
Robert Escobar, Manager, Office of Employee Relations

Employee Organization:
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RECONVENED TO OPEN SESSION at 7:33 p.m.

5. CLOSED SESSION REPORT

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

Name of Case: William Burton vs. Santa Clara Valley Transportation Authority
WCAB No. SAL 97158

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

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There was no reportable action taken during Closed Session.

29. ADJOURNMENT

On order of Chairperson Chu, there being no objection, the meeting was adjourned at 7:37 p.m.

Respectfully submitted,

Jacqueline Golzio, Board Assistant
VTA Board of Directors