



BOARD OF DIRECTORS MEETING

February 1, 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 5:40 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 Oaths of Office to Alternate Board Member Roland Velasco, Council Member from the City of Gilroy representing Cities Group 5, and Ex-Officio Board Member Ken Yeager, representing the Metropolitan Transportation Commission.

Eugene Bradley, Interested Citizen, congratulated the new Board Members and expressed his support for Board Member Reed's excellent public service. He also expressed concern about the approval process of Agenda Item #13, State Legislative Advocacy Contract, on the December 14, 2006 Board of Directors agenda.

3. ROLL CALL

Members Present

Nora Campos
Dean J. Chu, Chairperson
David Cortese
Don Gage
Breene Kerr
Liz Kniss, Vice Chairperson
Sam Liccardo
Laura Macias
John McLemore, Ex-Officio
Chuck Reed
Dolly Sandoval
Greg Sellers
Forrest Williams
Ken Yeager, Ex-Officio

Members Absent

None

Alternates Present

Pete McHugh
Roland Velasco

Alternates Absent

Dominic Caserta
Judy Chirco
Kathleen King

* 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: 1) **Agenda Item #4**, Adjourn to Closed Session and **Agenda Item #5**, Closed Session Report, were moved to the end of the Agenda; and 2) **Agenda Item #21**, Receive a Report on the Caltrain Capital Priorities Study, was moved under **Agenda Item #9**, Report from the General Manager.

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

7. AWARDS AND COMMENDATIONS

A. Employees of the Month for February 2007

Mark DeLong, representing the Employee Advisory Committee, recognized Janice Burton, Graphic Designer II, River Oaks Administration; Bennie Allen, Coach Operator, North Division Operations; and Victor "James" Branco, Signal Maintainer, Guadalupe Maintenance, as VTA Employees of the Month for February 2007.

B. Resolution of Commendation No. 07.02.02 for Former Ex-Officio Board Member James T. Beall, Jr.

Chairperson Chu recognized the Honorable Assembly Member James T. Beall, Jr. for his past service as: 1) Ex-Officio Member of the VTA Board of Directors for six years; 2) Member of the Board of Directors for Santa Clara County in 1997 and 1998, and as an Alternate Member in 1995, 1996, 1999, and 2000; and 3) Commissioner for the Metropolitan Transportation Commission from 1987 until 2006.

During his tenure on the VTA Board of Directors, Assembly Member Beall also served as a Member of the following Committees: Transit Planning and Operations Committee; Vasona Light Rail Policy Advisory Board; Capitol Corridor Joint Powers Board; Caltrain Policy Advisory Board; and Silicon Valley Rapid Transit Corridor.

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

M/S/C (**Kniss/Campos**) to adopt a Resolution of Commendation No. 07.02.02 for Former Ex-Officio Board Member James T. Beall, Jr.

Chairperson Chu presented the Resolution of Commendation to Assembly Member Beall who was present at the meeting. Chairperson Chu expressed the Board's gratitude for his years of dedicated public service.

8. HEARING - NOTICE OF INTENTION TO ADOPT RESOLUTION OF NECESSITY

Close Hearing and adopt a Resolution of Necessity determining that the public interest and necessity require the acquisition of fee and temporary construction easement property interests from one parcel of land owned by Gilroy Energy Center, LLC for the State Route 152 B-1 Improvement Project.

Property ID/Owner/Assessor's Parcel Numbers

27327-02 & 27327-02 / Gilroy Energy Center, LLC / APN: 27327-02 & 27327-02

John Ristow, Deputy Director of Programming and Project Development, conducted a PowerPoint presentation describing the subject property. He reported that this item concerns fee and easement property interests to be acquired from the Gilroy Energy Center for the construction of the State Route 152 B-1 Improvement Project.

Mr. Ristow referenced the Board memorandum and noted that it highlights the need for adoption of the resolution. He added that this action will authorize the filing of an eminent domain proceeding to acquire the subject property.

Mr. Ristow reported that Gilroy Energy Center's representatives were notified of the hearing. He added that under the terms of a Right of Way Agreement between VTA and Gilroy Energy Center, Gilroy Energy Center waived their right to appear and be heard regarding the adoption of the resolution.

Duncan Brown, Officer from Gilroy Energy Center, LLC, addressed the Board and stated that he concurs with staff and has no concerns.

M/S/C (Gage/Kniss) to adopt a Resolution of Necessity No. 07.02.03 determining that the public interest and necessity require the acquisition of fee and temporary construction easement property interests from one parcel of land owned by Gilroy Energy Center, LLC for the State Route 152 B-1 Improvement Project.

Board Member Macias expressed concern regarding the eminent domain proceedings. She queried about the cost of eminent domain proceedings compared to the cost of paying legal charges to the Gilroy Energy Center, LLC.

Mr. Ristow responded that it would cost more to pay the legal charges of Gilroy Energy Center, LLC, than the actual estimated property fee.

Board Member Macias inquired about the possibility of the property acquisition going to trial. Kevin Allmand, Assistant General Counsel, responded that there is a slim chance of going to trial with the eminent domain proceedings. He added that this approach was chosen because the other option was difficult to accomplish. He stated that the eminent domain proceedings would resolve the issue through a judgment from the Superior Court.

9. REPORT FROM THE GENERAL MANAGER

Michael Burns, General Manager, provided an update on the BART project and noted the following: 1) The California Transportation Commission (CTC) approved \$364 million to fund Preliminary Engineering and 65% design work; 2) VTA met with the Federal Transit Administration (FTA) Administrator and Senior Staff from the FTA Regional Office on January 18, 2007 and provided a tour of the proposed alignment; 3) VTA technical staff met with FTA technical staff to resolve issues with the Travel Forecasting models; 4) The Draft Supplemental Environmental Impact Report (SEIR) was released and VTA will hold four public meetings to discuss the findings.

Mr. Burns provided an update on various construction projects and highlighted the following: 1) The Transit Mall Station Platform Retrofit Project is almost complete. Five of the seven platforms were retrofitted and the Downtown Station has reopened; 2) Work on the Santa Clara Station Platform is underway and completion is expected in May 2007; 3) Construction of the Route 17 Auxiliary Lane between Camden Avenue and Hamilton Avenue is almost complete; 4) The 152/156 Interchange Project is out to bid and award of the contract is expected in March 2007.

Mr. Burns noted that the VTA will issue a Request for Proposals (RFP) for the disparity study. The study will comply with FTA and Federal Highway Administration's Neutral Contracting Policy.

Mr. Burns reported on ridership performance and noted that overall ridership has increased by 7% as compared to December 2005. He added that there was an 8.8% increase in ridership for the first six months of fiscal year 2007.

Lastly, Mr. Burns introduced Tom Fink, Amalgamated Transit Union (ATU) Political Director, who reported on the Joint Workforce Investment (JWI) between VTA and ATU.

Eugene Bradley, Interested Citizen, expressed concern about a conflict of interest with the contractor who received the preliminary engineering contract for the BART extension. He also inquired about the installation of canopies at the Saint James Light Rail Station. Lastly, he expressed concern with the cake issue that he read about in the San Jose Mercury News.

Chairperson Chu responded that staff will review the conflict of interest issue. Mr. Burns noted that the two canopies were installed on January 31, 2007. He added that the contractor will install two more later in the week. .

21. Report on the Caltrain Capital Priorities Study

Former VTA Alternate Board Member Norman Kline conducted a PowerPoint presentation titled, "Policy Advisory Committee Subcommittee Caltrain Capital Need Study Recommendations" that highlighted the following: 1) Caltrain Capital Needs Study; 2) Caltrain Policy Decision Timeline; 3) Ridership Estimates; 4) Study Framework; 5) Project Scoring Criteria; 6) Project Organization; 7) 96 Train Service

Level (1-5 years); 8) 148 Train Service Level (6-10 years); 9) 172 Train Service Level (11-30 years); 10) Non-Service Level (1-30 years); and 11) Project Implementation; and 12) Next Steps.

Martin Bishop, Interested Citizen, queried about accessibility issues of projects under the Caltrain Capital Priorities Study. Mr. Kline responded that each project will address accessibility requirements.

Board Member Kerr expressed concern regarding funding for the projects and electrification of locomotives. Mr. Burns responded that VTA is currently examining sources of funds. He added that a study about locomotive technology is currently underway.

Ex-Officio Board Member Yeager referenced the slide titled, “96 Train Service Level (1-5 years)” and asked about the College Park Station Closure Project. Jim Lawson, Government Affairs Manager, responded that the project estimate was based on input from Caltrain staff and took into consideration the necessary track work.

Ex-Officio Board Member Yeager queried about the prioritization of the projects. Mr. Kline responded that the projects were ranked using the Project Scoring Criteria and safety was established as the most important factor.

Ex-Officio Board Member Yeager recommended inclusion of funding recommendations for high priority projects.

Board Member Macias expressed concern regarding the accuracy of ridership estimates. Mr. Burns responded that staff will provide a report on the ridership estimates.

Board Member Kniss left her seat at 6:45 pm.

10. REPORT FROM THE CHAIRPERSON

Chairperson Chu recommended appointments to the Board Standing Committees.

M/S/C (Gage/Sandoval) to approve appointments to the Board Standing Committees.

Board Standing Committees

Administration & Finance

Breene Kerr, Chair
Don Gage
Chuck Reed
Forrest Williams

Congestion Management Program & Planning

Liz Kniss, Chair
Nora Campos
Sam Liccardo

Laura Macias

Transit Planning & Operations

Dolly Sandoval, Chair

Dean J. Chu

David Cortese

Greg Sellers

Joint Powers Boards

Peninsula Corridor Joint Powers Board

Don Gage

Forrest Williams

Ken Yeager (Ex-Officio - MTC Seat)

Capitol Corridor Joint Powers Board

Dean J. Chu

Forrest Williams

I-680 Sunol SMART Carpool Lane Joint Powers Board

Dean J. Chu

Policy Advisory Boards

Dumbarton Rail Project Policy Advisory Board

Dean J. Chu

Breene Kerr

Silicon Valley Rapid Transit Corridor Policy Advisory Board

Sam Liccardo

Downtown East Valley Policy Advisory Board

Nora Campos

Dave Cortese

Sam Liccardo

Committee for Transit Accessibility

Forrest Williams (Board Liaison)

Ad Hoc Committees

Project Advisory Committee

Dean J. Chu

Don Gage

Liz Kniss

Dolly Sandoval

Forrest Williams

Executive Evaluation Committee

Dean J. Chu

Liz Kniss

Don Gage

11. PUBLIC PRESENTATIONS

Martin Bishop, Interested Citizen, requested that the Board of Directors: 1) Reevaluate the mandatory securement policy; 2) Direct staff to develop a system to monitor Workers Compensation claims, wheelchair repairs, and other issues related to the four point securement; 3) Place this item on the TP&O Committee Agenda; and 4) Establish a team to test the current securement device in use at VTA.

12. Policy Advisory Committee (PAC) Chairperson's Report

PAC Committee Member Christopher Moylan reported on the January 11, 2007 PAC meeting and noted the following items were discussed: 1) Received the Quarterly Monitoring Report for October to December 2006; 2) Received the 2007 First Quarter Transit Operations Performance Report; 3) Reviewed and provided feedback on the Transit Sustainability Guidelines and PAC members suggested that the Service Design Guidelines address a minimum operating speed for light rail; 4) Reviewed and provided feedback on the revised evaluation criteria and procedures for selecting projects and awarding Community Design and Transportation Program Capital Grants. The PAC recommended that staff include a statement encouraging agencies to work together in developing projects; and 5) Reviewed the list of projects for the 2006 State Transportation Improvement Program (STIP).

Committee Member Moylan stated that the next PAC meeting will take place on February 8, 2007 and the agenda will include the following: Study of Soundwall Locations, Service Restructuring Workshop Preview, and update on the Corridor Mobility Improvement Account. He also requested that the Board reconsider its March 30, 2005 decision regarding the PAC's quorum requirements for passage of an item.

Board Member Sandoval referenced Mr. Moylan's comment regarding the PAC's quorum requirement and queried about the Board discussing the issue in the future. Michael Burns, General Manager, responded that the PAC members need to vote on the recommendation for it to go to the Board of Directors. Suzanne Gifford, General Counsel, stated that discussion of this topic does not comply with the Brown Act and added that the issue can be referred to staff. She noted that the Board could amend the Administrative Code's quorum requirements for all committees.

CONSENT AGENDA

Board Member Macias requested to remove **Agenda #15**, Approve the 2007 Federal Legislative Program for the Santa Clara Valley Transportation Authority (VTA), from the Consent Agenda to Regular Agenda. Board Member Sandoval requested to remove

Agenda #17, Modify the criteria used to evaluate and select projects for the Transportation Fund for Clean Air (TFCA) Program Manager Fund, from the Consent Agenda to Regular Agenda.

M/S/C (Gage/Cortese) to approve items on the Consent Agenda with the exception of **Agenda #15** and **Agenda #17**.

- 13.** Approve the Minutes of the Regular Board of Directors' Meeting of December 14, 2006.

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

- 14.** Approve the Minutes of the Regular Board of Directors' Meeting of January 4, 2007.

M/S/C (Gage/Cortese) to approve the Minutes of the Regular Board of Directors' Meeting of January 4, 2007.

ADMINISTRATION AND FINANCE COMMITTEE

- 15. (Removed from Consent Agenda to Regular Agenda.)**

Approve the 2007 Federal Legislative Program for the Santa Clara Valley Transportation Authority (VTA).

CONGESTION MANAGEMENT PROGRAM AND PLANNING COMMITTEE

- 16.** Review the Programmed Projects Quarterly Monitoring Report for October to December 2006.

M/S/C (Gage/Cortese) to review the Programmed Projects Quarterly Monitoring Report for October to December 2006.

- 17. (Removed from Consent Agenda to Regular Agenda.)**

Modify the criteria used to evaluate and select projects for the Transportation Fund for Clean Air (TFCA) Program Manager Fund.

TRANSIT PLANNING AND OPERATIONS COMMITTEE

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.)

15. Approve the 2007 Federal Legislative Program for the Santa Clara Valley Transportation Authority (VTA)

Board Member Macias expressed concern about High Occupancy Toll (HOT) Lanes and stated that it does not encourage transit use. Michael Burns, General Manager, responded that the discussion of the HOT Lane project will take place at a future meeting. Chairperson Chu noted that he serves on the Sunol Smart Carpool Lane Joint Powers Authority Governing Board and stated that the revenue from the HOT Lanes will go toward maintenance of the lane and the rest of the roadway.

M/S/C (**Gage/Yeager**) to approve the 2007 Federal Legislative Program for the Santa Clara Valley Transportation Authority (VTA).

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

17. Modify the criteria used to evaluate and select projects for the Transportation Fund for Clean Air (TFCA) Program Manager Fund

Board Member Sandoval recommended a change in Attachment B, Proposed Scoring Criteria. Board Member Campos supported the recommendation of Board Member Sandoval.

M/S/C (**Sandoval/Sellers**) to modify the criteria used to evaluate and select projects for the Transportation Fund for Clean Air (TFCA) Program Manager Fund so that Cost Effectiveness equals a maximum of 30 points; the Community Benefits including the five sections, which are: 1) Reduce Congestion, 2) Countywide Significance, 3) Serve “Communities of Concern,” 4) Number of People Served, and 5) Mode Shift, receive eight points maximum each; and that the Local Matching Funds be increased to 30 points with a point per percent ratio, for a total of 100 points.

Attachment B: Proposed Scoring Criteria

(Revised per 2/1/07 Board Action)

Criteria	Staff Recommendation (Maximum Points)	Board Approved (Maximum Points)
Cost Effectiveness, Relative Scale - See Cost Effectiveness values below:	30	30
Community Benefits:		
Reduce Congestion	10	8
Countywide Significance	10	8
Serve “Communities of Concern”	10	8

Number of People Served	10	8
Mode Shift	10	8
Local Matching Funds		
30%+ = 20 pts, 25% = 17.5, 20% = 15, 15% = 12.5, 10% = 10, <10% = 0.	20	30 *with a point per percent ratio.
Total = 100	100	100

18. Approve the programming of \$57.54 million from the 2006 STIP Augmentation Program to the Capitol Light Rail Extension Project; and authorize allocation of \$57.54 million of 2000 Measure A funds to projects and programs listed in Attachment A

John Ristow, Deputy Director of Program and Highway Administration, provided a PowerPoint presentation on the State Transportation Improvement Program (STIP) that highlighted the following: 1) What is the STIP?; 2) STIP Fund Sources; 3) 2006 STIP Augmentation; 4) What is VTA's role?; 5) Staff Recommendation; 6) Programming; 7) Benefits of STIP-Measure A Fund Exchange; and 8) STIP Programming Schedule.

Board Member Cortese expressed concern about the coordination with various cities. Mr. Ristow responded that staff currently interacts with different cities and the STIP represents a good source of funds for projects already submitted by cities.

Board Member Williams expressed concern regarding the release of STIP funds. Mr. Ristow responded that the STIP program schedule is set by the California Transportation Commission (CTC), and the sale of bonds will generate funds for the program.

Board Member Kerr expressed concern regarding the second round of STIP and the projects that would qualify for funding in the VTP 2030 Plan. Carolyn Gonot, Chief Development Officer, responded that there are 46 projects in the VTP 2030 Plan that qualified for funding.

Board Member Kerr queried about the cycle of updating the VTP 2030 Plan. Ms. Gonot responded that the plan is updated every four years. The next update is scheduled for 2008.

M/S/C (Gage/Williams) to approve the programming of \$57.54 million from the 2006 STIP Augmentation Program to the Capitol Light Rail Extension Project; and authorize allocation of \$57.54 million of 2000 Measure A funds to projects and programs listed in Attachment A.

19. Approve the revised evaluation criteria and procedure clarification for selecting projects and awarding Community Design and Transportation Program Capital Grants

Carolyn Gonot, Chief Development Officer, gave a brief background of the evaluation criteria and noted that the updates are based on experiences with the first call for projects. She added that once the revised criteria is approved, VTA will issue a second call for projects for \$2.9 million in funding.

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

Board Member Gage left his seat at 7:43 pm.

<p style="text-align: center;">TRANSIT PLANNING AND OPERATIONS COMMITTEE CHAIRPERSON'S REPORT – (See Agenda Item #24.C.)</p>

20. Adopt the Transit Sustainability Policy (TSP) and Service Design Guidelines (SDG)

Board Member Sandoval, TP&O Committee Chairperson, stated that the Committee has had numerous discussions about the TSP and SDG. She noted the support of the Silicon Valley Leadership Group and stated that the Policy will help the Board make decisions on transit investments.

Chris Augenstein, Transportation Planning Manager, conducted a PowerPoint presentation on the Transit Sustainability Policy (TSP) that highlighted the following: 1) Background; 2) Purpose and Need; 3) Key Events Timeline; 4) Research and Analysis; 5) TSP/COA Goals and Core Principles; 6) Service Design Guidelines; 7) TSP Evaluation Process; 8) TSP Applications; 9) Comments and Suggestions; and 10) Next Steps.

Chairperson Chu expressed concern regarding the implementation of the Comprehensive Operational Analysis (COA). Mr. Augenstein responded that the implementation of Community Bus service in Morgan Hill and Gilroy will occur in July and implementation of the COA will take place in January 2008.

M/S/C (Sandoval/Sellers) to adopt the Transit Sustainability Policy and Service Design Guidelines.

OTHER ITEMS

22. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

There were no Items of Concern and Referral to Administration.

23. MONTHLY LEGISLATIVE HISTORY MATRIX

On order of Chairperson Chu, there being no objection, the Monthly Legislative History Matrix was accepted as contained in the Agenda Packet.

24. SUMMARY MINUTES FROM STANDING COMMITTEES

A. Administration and Finance Committee

On order of Chairperson Chu, there being no objection, the January 18, 2007 Administration and Finance Committee Summary Minutes was accepted as contained in the Agenda Packet.

B. Congestion Management Program and Planning

On order of Chairperson Chu, there being no objection, the January 18, 2007 Congestion Management Program and Planning Summary Minutes was accepted as contained in the Agenda Packet.

C. Transit Planning and Operations Committee

On order of Chairperson Chu, there being no objection, the January 17, 2007 Transit Planning and Operations Committee Summary Minutes 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 January 10, 2007 Committee for Transit Accessibility Summary Minutes was accepted as contained in the Agenda Packet.

B. Citizens Advisory Committee (CAC)

On order of Chairperson Chu, there being no objection, the January 10, 2007 Citizens Advisory Committee Minutes was accepted as contained in the Agenda Packet.

C. Bicycle & Pedestrian Advisory Committee (BPAC)

On order of Chairperson Chu, there being no objection, the December 13, 2006 Bicycle & Pedestrian Advisory Committee Minutes was accepted as placed on the dais.

D. Technical Advisory Committee (TAC)

On order of Chairperson Chu, there being no objection, the December 14, 2006 and January 11, 2007 Technical Advisory Committee Minutes were accepted as contained in the Agenda Packet.

E. Policy Advisory Committee (PAC)

On order of Chairperson Chu, there being no objection, the January 11, 2007 Policy Advisory Committee Summary Minutes was accepted as contained in the Agenda Packet.

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

Chairperson Chu advised the Board of Directors that the Reports from the Joint Powers Boards (JPBs) & Regional Commissions were placed 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

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

D. Metropolitan Transportation Commission (MTC)

On order of Chairperson Chu, there being no objection, the Metropolitan Transportation Commission (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

There was no report from the Silicon Valley Rapid Transit Corridor PAB.

C. Downtown East Valley PAB

On order of Chairperson Chu, there being no objection, the December 1, 2006 Downtown East Valley PAB Minutes was accepted as contained in the Agenda Packet.

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.

28. ANNOUNCEMENTS

There were no Announcements.

4. ADJOURNED TO CLOSED SESSION at 7:57 p.m.

Ex-Officio Board Member McLemore left his seat at 7:57 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:
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)

RECONVENED TO OPEN SESSION at 8:09 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

Suzanne Gifford, General Counsel, noted that the Board of Directors approved the settlement, which will be made public as soon as it is finalized and signed by the other party.

- 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)

There was no action taken during Closed Session.

29. ADJOURNED at 8:10 p.m.

Respectfully Submitted,

Michael Diaresco, Board Assistant
VTA Board of Directors