

**1. CALLED TO ORDER at 5:40 p.m.**

**2. ADMINISTERED OATHS OF OFFICE** to newly appointed Board Members.

Eugene Bradley, Interested Citizen, **addressed** the Board.

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, were administered the Oath of Office.

**3. ROLL CALL**

**Board Members Present:** Campos, Chu, Cortese, Gage, Kerr, Kniss, Liccardo, Macias, Reed, Sandoval, Sellers, Williams

**Board Members Absent:** None

**Alternate Board Members Present:** McHugh, Velasco

**Alternate Board Members Absent:** Caserta, Chirco, King

**Ex-Officio Board Member Present:** McLemore, Yeager

**Ex-Officio Board Member Absent:** None

\* 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**

The following Agenda Items were **moved** to the end of the Agenda: **Agenda Item #4**, Adjourn to Closed Session; and **Agenda Item #5**, Closed Session Report.

**Agenda Item #21**, Receive a Report on the Caltrain Capital Priorities Study, was **moved** under **Agenda Item #9**, Report from the General Manager.

The Board of Directors **accepted** the Orders of the Day.

**7. AWARDS AND COMMENDATIONS**

**A. Employees of the Month for February 2007**

**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.**

**Recognized** Honorable James T. Beall, Jr. who recently completed his term on the Santa Clara Valley Transportation Authority (VTA) Board of Directors as an Ex-Officio Member after six years of dedicated and responsible service representing the Metropolitan Transportation Commission.

- 8. Closed Hearing and adopted 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.**

**Property ID/Owner/Assessor’s Parcel Numbers**

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

**9. REPORT FROM THE GENERAL MANAGER**

General Manager, Michael Burns, **provided** a report on the following: 1) California Transportation Commission (CTC) approved \$364 million to fund the BART project to San Jose and Santa Clara; 2) Successful meeting and tour with the Federal Transit Administration (FTA) Administrator; 3) Successful meeting of VTA Technical staff and FTA Technical staff in Washington regarding the Travel Forecasting Model for the BART Project; 4) Draft of the Supplemental Environmental Impact Report (EIR) for the Board of Directors; 5) Transit Mall Station Platform Retrofit Project; 6) Construction of Route 17 Auxiliary lane between Camden Avenue and Hamilton Avenue almost completed; 7) 152/156 Interchange Project; 8) Update on disparity study to comply with FTA and Federal Highway Administration’s Neutral Contracting Policy; and 9) 8.8 percent increase in ridership for the first six months of fiscal year 2007.

Mr. Bradley **addressed** the Board.

- 21. Received a report on the Caltrain Capital Priorities Study.**

Former VTA Alternate Board Member Norman Klein **conducted** a PowerPoint presentation on the Caltrain Capital Priorities Study.

Martin Bishop, Interested Citizen, **addressed** the Board.

Board Member Kniss left at 6:45 p.m.

**10. REPORT FROM THE CHAIRPERSON** (Verbal Report)

**Approved** Appointments to 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**

Mr. Bishop **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 the item on the TP&O Committee Agenda; and 4) Formalize a team to test transit system.

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

Committee Member Christopher Moylan of PAC **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; 2007 First Quarter Transit Operations Performance Report; 2) 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; 3) Reviewed and provided feedback on the revised evaluation criteria and procedures for selecting projects and awarding Community Design and Transportation Program Capital Grants. As stated in the Board Memo, the PAC recommended that staff include a statement encouraging agencies to work together in developing projects; and 4) 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.

## CONSENT AGENDA

13. **Approved** the Minutes of the Regular Board of Directors' Meeting of December 14, 2006.
14. **Approved** the Minutes of the Regular Board of Directors' Meeting of January 4, 2007.

<b>ADMINISTRATION AND FINANCE COMMITTEE</b>
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15. **(Removed from Consent Agenda to Regular Agenda.)**

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

<b>CONGESTION MANAGEMENT PROGRAM AND PLANNING COMMITTEE</b>
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16. **Reviewed** 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.

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

## REGULAR AGENDA

<b>ADMINISTRATION AND FINANCE COMMITTEE CHAIRPERSON'S REPORT – (See Agenda Item #24.A.)</b>
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15. **Approved** the 2007 Federal Legislative Program for the Santa Clara Valley Transportation Authority (VTA).

<b>CONGESTION MANAGEMENT PROGRAM AND PLANNING COMMITTEE CHAIRPERSON'S REPORT – (See Agenda Item #24.B.)</b>
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17. **Modified** 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.
18. **Approved** 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. **Approved** the revised evaluation criteria and procedure clarification for selecting projects and awarding Community Design and Transportation Program Capital Grants.

Board Member Gage left at 7:43 p.m.

<b>TRANSIT PLANNING AND OPERATIONS COMMITTEE CHAIRPERSON'S REPORT – (See Agenda Item #24.C.)</b>
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20. **Adopted** 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**

Accepted as contained in the Agenda Packet.

**24. SUMMARY MINUTES FROM STANDING COMMITTEES**

**A. Administration and Finance Committee**

Accepted the January 18, 2007 Summary Minutes as contained in the Agenda Packet.

**B. Congestion Management Program and Planning**

Accepted the January 18, 2007 Summary Minutes as contained in the Agenda Packet.

**C. Transit Planning and Operations Committee**

Accepted the January 17, 2007 Summary Minutes as contained in the Agenda Packet.

**25. REPORTS (UNAPPROVED MINUTES) FROM ADVISORY COMMITTEES**

**A. Committee for Transit Accessibility (CTA)**

Accepted the January 10, 2007 Summary Minutes as contained in the Agenda Packet.

**B. Citizens Advisory Committee (CAC)**

Accepted the January 10, 2007 Minutes as contained in the Agenda Packet.

**C. Bicycle & Pedestrian Advisory Committee (BPAC)**

Accepted the December 13, 2006 Minutes, which were placed on the dais.

There was no report from the January 10, 2007 Bicycle and Pedestrian Advisory Committee Meeting.

**D. Technical Advisory Committee (TAC)**

**Accepted** the December 14, 2006 and January 11, 2007 Minutes as contained in the Agenda Packet.

**E. Policy Advisory Committee (PAC)**

**Accepted** the January 11, 2007 Summary Minutes as contained in the Agenda Packet.

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

**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**

**B. Capitol Corridor JPB**

**C. Dumbarton Rail Corridor Policy Committee**

**D. Metropolitan Transportation Commission (MTC)**

**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**

**Accepted** the December 1, 2006 Minutes 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.**

Board Member McLemore left 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

**Legal 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]

**SUMMARY MINUTES**  
VTA Board of Directors  
Thursday, February 1, 2007  
70 West Hedding Street  
San Jose, CA

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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.**