

**SUMMARY MINUTES**  
VTA Board of Directors Special Meeting  
Thursday, June 21, 2007

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**On General Consensus**, there being no objection, the Board of Directors **appointed** Board Member Gage as Chairperson Pro Tempore.

**1. CALLED TO ORDER at 12:05 p.m.**

**ROLL CALL**

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

**Board Members Absent:** Chu, Sandoval

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

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

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

**Ex-Officio Board Member Absent:** Yeager

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

**A quorum was present.**

Board Member Sellers arrived at the meeting at 12:06 p.m.

**2. ORDERS OF THE DAY**

Chairperson Pro Tempore Gage **requested** that the following Agenda Item be moved to the end of the Regular Agenda: **Agenda Item # 5.**, Public Presentations.

Chairperson Pro Tempore Gage **requested** that the following Agenda Items be removed from the Agenda: **Agenda Item # 11.**, Closed Session and **Agenda Item # 12.**, Closed Session Report. Chairperson Pro Tempore Gage **stated** that the following Agenda Items will be addressed under **Agenda Item # 3.**, General Managers Report: **Agenda Item # 11.A.**, Conference with Labor Negotiators and **Agenda Item # 11.B.**, Conference with Real Property Negotiators.

Chairperson Pro Tempore Gage **requested** that the following Agenda Item be removed from the Agenda: **Agenda Item # 13.**, Approval of Labor Agreement between VTA and American Federation of State, County and Municipal Employees (AFSCME).

Chairperson Pro Tempore Gage **noted** that the Board of Directors Meeting would adjourn in memory of Martin Bishop.

**M/S/C (Williams/McHugh)** to accept the Orders of the Day.

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

**3. REPORT FROM THE GENERAL MANAGER**

Michael T. Burns, General Manager, **provided** a brief report highlighting the following: 1) VTA/American Federation of State, County and Municipal Employees (AFSCME) tentative agreement was rejected by its membership; however, VTA representatives were directed to continue negotiations with AFSCME to resolve outstanding issues and come to an agreement; 2) VTA submitted an offer on the Mitchell block property and was advised that the property owner will submit a counter offer to VTA; and 3) VTA has obtained a tentative settlement on the Caltrain Right-of-Way issue.

Mr. Burns **stated** that the Board of Directors will receive an update memorandum regarding the Caltrain Right-of-Way Settlement via email on Friday, June 22, 2007.

Vice Chairperson Kniss arrived at the special meeting at 12:11 p.m.

Chairperson Pro Tempore Gage **requested** that staff investigate and bring back to the Board of Directors for consideration at the August 2, 2007 Meeting a proposal to provide passes to homeless shelters through the ECO Pass Program at no additional cost to VTA.

**4. REPORT FROM THE CHAIRPERSON**

There was no report from the Chairperson.

**The Agenda was taken out of order.**

**CONSENT AGENDA**

6. **M/S/C (Kniss/Williams)** to receive the Monthly Legislative History Matrix.
7. **M/S/C (Kniss/Williams)** to adopt a support position for AB 534 (Smyth).

Chairperson Pro Tempore Gage relinquished his seat as Chairperson Pro Tempore at 12:13 p.m. and Vice Chairperson Kniss presided for the remainder of the meeting.

**REGULAR AGENDA**

8. **M/S/C (Williams/Sellers)** to authorize the General Manager to execute a Lease Renewal Option for approximately 2,840 square feet located at Two North First Street for the VTA Downtown Customer Service Center starting at a rate of \$2.10 per square foot or \$71,568 per year with annual increases of 3.5 percent per year.
9. **M/S/C (Gage/Cortese)** to authorize the General Manager to purchase insurance coverage for Excess Liability, General and Auto Liability, Public Officials Errors and Omissions Liability, Property/Boiler and Machinery, Inland Marine for Buses, Vans and Mobile Equipment, Inland Marine for Light Rail Vehicles, and Flood exposures, for the FY 2008 Annual Operations Program Insurance Renewal for an amount not to exceed \$1,810,435.

**5. PUBLIC PRESENTATIONS**

Allysson McDonald, Escuela Schools Traffic Reduction Committee and President of the Sunny Hills Neighborhood Association, **expressed concern** regarding Milpitas' traffic problems on Escuela Parkway.

Board Member Kerr **requested** that staff include a part of the Milpitas request a cost analysis of a pilot program that allows free fares to children under 18 years of age.

Vice Chairperson Kniss **requested** that an analysis prepared by Joanne Benjamin, Policy Staff Aide representing Board of Supervisor Liz Kniss, be sent to the Board of Directors related to VTA providing free Fares.

Board Member Macias arrived at the meeting at 12:20 p.m.

Board Member Gage **stressed the importance** to discuss the fiscal aspects and precedence setting by implementing a program to allow utilization of VTA's system for free.

Board Members Liccardo and Campos arrived at the meeting at 12:24 p.m.

Board Member Williams **asked** if the cost analysis would be conducted on both the homeless program and youth program referrals. Mr. Burns responded, "yes."

**OTHER**

**10. Announcements**

There were no Announcements.

**11. CLOSED SESSION**

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

VTA Designated Representatives:

Bill Lopez, Chief Administrative Officer  
Robert Escobar, Manager, Office of Employee Relations

Employee Organization:

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

- B.** Conference with Real Property Negotiator  
[Government Code 54956.8]

Property: Block bounded by North First Street, North Market Street, Santa Clara Street and West St. John Street located in downtown San Jose.

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Negotiator for VTA: Roberta Notrangelo, Manager of Real Estate

Negotiating parties: The Mitchell Family, Owners, acting through an exclusive listing by CB Richard Ellis.

Under negotiation: Price and terms of payment.

**There was no Closed Session.**

**12. CLOSED SESSION REPORT**

**There was no Closed Session Report.**

**13. (Removed from the Agenda.)**

Approval of the Labor Agreement Between Santa Clara Valley Transportation Authority and the American Federation of State, County and Municipal Employees, Local 101, VTA Chapter.

**14. ADJOURNED in Memory of Martin Bishop at 12:26 p.m.**