
1. **CALLED TO ORDER at 5:44 p.m.**

2. **ROLL CALL**

Board Members Present: Campos, Chu, Cortese, Gage, Kniss, Liccardo, Sandoval, Sellers, Williams

Board Members Absent: Kerr, Macias, Reed

Alternate Board Members Present: Caserta, McHugh, Velasco

Alternate Board Members Absent: Chirco, King

Ex-Officio Board Member Present: Yeager

Ex-Officio Board Member Absent: None

* Alternates do not serve unless participating as a Member.

A quorum was present.

3. **ORDERS OF THE DAY**

Chairperson Chu **noted** that three items would not be heard at this meeting due to the length of the Agenda and were **deferred** to August 2007: Report from the General Manager, Report from the Chairperson, and Employee Recognitions.

Chairperson Chu **requested** that the following item be heard as the first item under the Regular Agenda: **Agenda Item # 32.**, Consider the following amendments to the Policy Advisory Committee (PAC) bylaws proposed by the PAC: 1) Amend the quorum requirement from “presence of 9 members” (majority of total authorized membership) to “presence of a majority of filled membership positions” and 2) Change the votes required to pass an item from “majority of total authorized membership” to “majority of quorum”; and further, advise staff which, if any, of these proposed or other modifications to the PAC bylaws the Board wants submitted for formal adoption at a subsequent meeting to.

Chairperson Chu **noted** that the following items are related and **recommended** that they be heard as a single item on the Agenda: **Agenda Item #30.**, Approve invoking an exemption under CEQA, P.R.C. §21083 and CEQA Guidelines Section 15061(b)(3) for the purpose of establishing and modifying fares and adopt a resolution establishing rates and fares for VTA bus, light rail, and paratransit services effective July 1, 2007 and **Agenda Item #31.**, Adopt a resolution approving the Recommended Biennial Budget for Fiscal Years 2008 and 2009 as revised herein.

Chairperson Chu **requested** that **Agenda Item #41.D.**, Public Employee Performance Evaluation, [Government Code Section 54957], Title: General Manager, be deferred to the August 2, 2007 Board of Directors Regular Meeting.

Chairperson Chu **noted** that staff requested removal of the following items from the Agenda: **Agenda Item #42.X.**, Approval of the Labor Agreement Between Santa Clara Valley Transportation Authority and the American Federation of State, County and Municipal Employees (AFSCME), Local 101, VTA Chapter and **Agenda Item #43.**, Authorize the General Manager to take all necessary actions to purchase the "Mitchell Block" (property bounded by North First Street, North Market Street, Santa Clara Street, and West St. John Street in downtown San José).

Accepted Orders of the Day.

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

Chris Moylan, PAC Chairperson, **expressed appreciation** to Michael T. Burns, General Manager and Dean J. Chu, VTA Board of Directors Chairperson for attending the May 10, 2007 PAC meeting. He **provided** a report regarding the May 10, 2007 PAC Meeting and highlighted the following: 1) PAC recommended VTA Board of Directors approval of the North San José Deficiency Plan, Draft 2006 Monitoring and Conformance Report and Findings, and Project Priorities for the FY 2008 Countywide Transportation Development Act (TDA) Article 3 Program; 2) PAC approved a motion that the Board approve the Recommended Biennial Budget and indicate the following items within the budget document: a) the number of regular and contracted employees along with the total full time equivalents; b) information regarding retiree medical pensions; c) clarification on IT upgrades; and d) actual number of Marketing employees; 3) PAC recommended that the Board approve the proposed fare changes and consider route changes to the Gilroy Community Bus; and 4) PAC reviewed the following items: a) Comprehensive Operations Analysis Draft Proposed Service Operating Plan; and b) Valley Transportation Plan 2030 Update.

Board Member Liccardo took his seat at 5:48 p.m.

Board Member Sandoval took her seat at 5:49 p.m.

5. **PUBLIC PRESENTATIONS**

Jim Stallman, Interested Citizen, **requested** that the following Agenda Item be removed from the Consent Agenda and placed on the Regular Agenda: **Agenda Item #17.**, Authorize the General Manager to negotiate and execute a contract with Mark Thomas & Company to provide preliminary engineering, environmental planning and final design services for the I-880 Improvements (State Route 237 to US 101) project for a total

contract value not to exceed \$7,500,000 and an initial contract term through August 31, 2011. He **expressed concern** about how VTA spends money and **noted** that this work has been done previously. He **noted** that this money should be used to prevent transit cuts.

Randy Tamez, Committee for Transit Accessibility (CTA) Chairperson, **expressed concern** about VTA staff requesting a CTA Member to provide advice and training. He **requested** that the Board direct staff to discontinue this practice.

Tim Pitsker, Interested Citizen, **expressed concern** about the Dumbarton Rail Project and **noted** the project issues. He **requested** a meeting with each Board Member to discuss the project issues.

John Rolland, Vice President of AFSCME Local Chapter 101, **expressed concern** about the labor contract negotiations with VTA Management and **requested** that the Board provide direction to staff to move forward with the contract negotiations.

Board Member Liccardo and Vice Chairperson Kniss left their seats at 5:55 p.m.

6. HEARING - NOTICE OF INTENTION TO APPROVE THE CITY OF SAN JOSÉ NORTH SAN JOSÉ DEFICIENCY PLAN

Board Members Liccardo took his seat at 5:58 p.m.

Vice Chairperson Kniss took her seat at 5:59 p.m.

Board Member Cortese left his seat at 6:16 p.m.

Board Member Cortese took his seat at 6:19 p.m.

Jim Stallman, Interested Citizen, **addressed** the Board of Directors.

Eugene Bradley, Santa Clara Valley Transportation Authority Riders Union, **addressed** the Board of Directors.

Board Member Gage left his seat at 6:21 p.m.

Board Member Gage took his seat at 6:24 p.m.

M/S/C (Williams/Liccardo) to close hearing and approve the City of San José North San José Deficiency Plan.

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

CONSENT AGENDA

Laurie Smith, County of Santa Clara Sheriff, addressed the Board of Directors.

7. **M/S/C (Gage/Caserta)** to approve the Minutes of the Board of Directors' Workshop Meeting of April 27, 2007.
8. **M/S/C (Gage/Caserta)** to approve the Minutes of the Regular Board of Directors' Meeting of May 3, 2007.

ADMINISTRATION AND FINANCE COMMITTEE

9. **M/S/C (Gage/Caserta)** to adopt support position for AB 256 (Huff), AB 945 (Carter), and SB 445 (Torlakson); and further, adopt an oppose position for SB 204 (Dutton).
10. **M/S/C (Gage/Caserta)** to authorize the General Manager to submit federal Fiscal Year 2007 grant applications and execute grant agreements with the Federal Transit Administration (FTA) for Section 5307 Urbanized Area Formula; and Section 5309 New Starts, Fixed Guideway, and Bus/Bus Facility funds.
11. **M/S/C (Gage/Caserta)** to adopt Resolution No. 07.06.10 authorizing the filing of an annual claim to the Metropolitan Transportation Commission (MTC) for allocation of FY 2008 Transportation Development Act (TDA) and State Transit Assistance (STA) funds.
12. **M/S/C (Gage/Caserta)** to authorize staff to submit an application for \$1 million in Transportation, Community and System Preservation (TCSP) Program funds (§1117 of Pub L. 109-59) for conceptual engineering and environmental clearance for the realignment of State Route 152, and if successful in obtaining funds, authorize the General Manager to enter into all necessary agreements with Caltrans and/or the Federal Highway Administration (FHWA) to accept the grant.
13. **M/S/C (Gage/Caserta)** to authorize the General Manager to execute an agreement with MFS Investment Management (MFS) and terminate the agreement with Pyramis Global Advisors (Pyramis) for the management of the International Growth Equity Index Fund portfolio of the Valley Transportation Authority (VTA)/Amalgamated Transit Union (ATU) Pension Plan assets.
14. **M/S/C (Gage/Caserta)** to authorize staff to submit applications to the "Intelligent Transportation Systems Operational Testing to Mitigate Congestion" (ITS-OTMC), "Value Pricing Pilot (VPPP) Program" and the "Discretionary Bus and Bus Facilities Program" grant programs for the Silicon Valley Comprehensive Mobility Initiative.

Authorize the General Manager to enter into all necessary agreements with the Federal Highway Administration (FHWA), the Federal Transit Administration (FTA), Caltrans and Metropolitan Transportation Commission (MTC) to accept and use these grants.

15. **M/S/C (Gage/Caserta)** to amend the authorization granted to the General Manager on October 7, 2004 to execute task order contracts for the preparation of environmental compliance documents and other environmental support services for highway, transit, and related facility project and approve an increase in the total value for all agreements from \$2,400,000 to \$4,800,000.
16. **M/S/C (Gage/Caserta)** to authorize the General Manager to execute a Five-Year Lease with Bright Horizons Children's Center for occupancy of the Tamien Child Care Center at a rental rate of \$75,000 per year with two-percent annual increases and a six-month termination notice.
17. **(Removed from the Consent Agenda and placed on the Regular Agenda.)**

Authorize the General Manager to negotiate and execute a contract with Mark Thomas & Company to provide preliminary engineering, environmental planning and final design services for the I-880 Improvements (State Route 237 to US 101) project for a total contract value not to exceed \$7,500,000 and an initial contract term through August 31, 2011.

18. **M/S/C (Gage/Caserta)** to authorize the General Manager to negotiate and execute a contract with HMM Engineers to provide preliminary engineering, environmental planning and final design services for the US 101 Operational Improvements Project (I-280/680 to Tully Road), for a total contract value not to exceed \$6,000,000 and an initial contract term through December 31, 2009.
19. **M/S/C (Gage/Caserta)** to authorize the General Manager to negotiate and execute a contract with URS Corporation to provide preliminary engineering and environmental planning services for the US 101 Improvements Project – State Route 85 to Embarcadero Road, for a total contract value not to exceed \$2,500,000 and an initial contract term through December 31, 2009.
20. **M/S/C (Gage/Caserta)** to authorize the General Manager to execute a contract amendment with Mark Thomas & Company, Inc. for Preliminary Engineering and Environmental Document services for the I-280/I-880/Stevens Creek Interchange Project, increasing the approved contract value by \$2,330,000 for a new contract value of \$2,816,025; and extending the term of the contract through December 31, 2010.

21. **M/S/C (Gage/Caserta)** to authorize the General Manager to negotiate and execute a contract amendment with URS Corporation increasing the contract value by \$3,900,000 to perform preliminary engineering and environmental services for the US 101 Widening Project, from Monterey Road to State Route 129 for a total contract value of \$4,650,000 and extending the contract term through August 31, 2010.
22. **M/S/C (Gage/Caserta)** to approve amendments to the Santa Clara Valley Transportation Authority (VTA) - Amalgamated Transit Union (ATU) Pension Plan.
23. **M/S/C (Gage/Caserta)** to adopt Resolution No. 07.06.11 designating positions from which VTA's appointees to the Santa Clara Valley Transportation Authority (VTA) - Amalgamated Transit Union (ATU) Pension Plan Board of Pensions will be made, and authorize the General Manager to make those appointments. Additionally, authorize the General Manager to appoint Gerald A. Rosenquist, former Chairperson to the Board of Pensions, as the jointly-selected seventh Pension Board member.
24. **M/S/C (Gage/Caserta)** to authorize amendments to VTA's 457 Deferred Compensation Plan and 401 (a) Money Purchase Plans to incorporate provisions authorized or mandated by federal regulations and to make clarifications to certain administrative provisions of the Plans.

CONGESTION MANAGEMENT PROGRAM AND PLANNING COMMITTEE

25. **M/S/C (Gage/Caserta)** to review the Proactive CMP Reviewed and Approved Projects Quarterly Status Report January through March 2007.
26. **M/S/C (Gage/Caserta)** to approve project priorities for the FY 2008 Countywide Transportation Development Act (TDA) Article 3 program.
27. **M/S/C (Gage/Caserta)** to approve the programming of Local Program Reserve (LPR) funds to projects.
28. **M/S/C (Gage/Caserta)** to approve the Draft 2006 Monitoring and Conformance Report and Conformance Findings.

TRANSIT PLANNING AND OPERATIONS COMMITTEE

29. **M/S/C (Gage/Caserta)** to authorize the General Manager to execute a contract with the County of Santa Clara Office of the Sheriff for law enforcement services for a period of five years at current staffing levels for a total estimated contract value of \$19,100,000.

REGULAR AGENDA

<p style="text-align: center;">ADMINISTRATION AND FINANCE COMMITTEE CHAIRPERSON'S REPORT – (See Agenda Item #37.A.)</p>
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Board Member Sellers **recused** himself on Agenda Item #17 per Government Code Section 84308.

Board Member Sellers left his seat at 6:32 p.m.

17. **M/S/C (Gage/Williams)** on a vote of 9 ayes, 0 noes, 0 abstentions, and 1 recusal to authorize the General Manager to negotiate and execute a contract with Mark Thomas & Company to provide preliminary engineering, environmental planning and final design services for the I-880 Improvements (State Route 237 to US 101) project for a total contract value not to exceed \$7,500,000 and an initial contract term through August 31, 2011. Board Member Sellers recused.

Ex-Officio Board Member Yeager left his seat at 6:33 p.m.

Jim Stallman, Interested Citizen, **addressed** the Board of Directors.

Board Member Sellers took his seat at 6:35 p.m.

32. **M/S/F (Kniss/Sandoval)** on a vote of 6 ayes, 4 noes, 0 abstentions, and 0 recusals to consider the following amendment to the Policy Advisory Committee (PAC) bylaws proposed by the PAC: 1) Amend the quorum requirement from “presence of 9 members” (majority of total authorized membership) to “presence of a majority of filled membership positions.” Board Members Cortese, Gage, Liccardo and Williams opposed.

Board Member Liccardo left his seat at 6:45 p.m.

Board Member Sandoval left her seat at 6:46 p.m.

Pete McHugh, Santa Clara County Supervisor and PAC Member, **addressed** the Board of Directors.

Board Members Liccardo and Sandoval took their seats at 6:48 p.m.

Steve Glickman, Town of Los Gatos Council Member and PAC Member, **addressed** the Board of Directors.

Ex-Officio Board Member Yeager took his seat at 7:02 p.m.

NOTE: M/S/F MEANS MOTION SECONDED AND FAILED.

M/S/C (Cortese/Gage) on a vote of 8 ayes, 2 noes, 0 abstentions, and 0 recusals to defer to the August 30, 2007 Board of Directors meeting consideration of the following amendments to the Policy Advisory Committee (PAC) bylaws proposed by the PAC: 1) Amend the quorum requirement from “presence of 9 members” (majority of total authorized membership) to “presence of a majority of filled membership positions” and 2) Change the votes required to pass an item from “majority of total authorized membership” to “majority of quorum”; and further, advise staff which, if any, of these proposed or other modifications to the PAC bylaws the Board wants submitted for formal adoption at a subsequent meeting. Board Members Kniss and Sandoval opposed.

Alternate Board Member Caserta left the meeting at 7:29 p.m.

- 30 & 31. M/S/C (Gage/Kniss)** to approve invoking an exemption under CEQA, P.R.C. §21083 and CEQA Guidelines Section 15061(b)(3) for the purpose of establishing and modifying fares and adopt Resolution No. 07.06.12 establishing rates and fares for VTA bus, light rail, and paratransit services effective July 1, 2007.

M/S/C (Gage/Kniss) to adopt Resolution No. 07.06.13 approving the Recommended Biennial Budget for Fiscal Years 2008 and 2009 as revised herein.

Board Member Kniss left her seat at 7:33 p.m.

Board Members Liccardo and Sandoval left their seats at 7:34 p.m. the quorum was lost and a Committee of the Whole was declared.

Board Members Sandoval and Kniss took their seats at 7:36 p.m. and a quorum was declared.

Board Member Liccardo took his seat at 7:41 p.m.

Randy Tamez, Independent Living Center, **addressed** the Board of Directors.

Eugene Bradley, Santa Clara Valley Transportation Authority Riders Union, **addressed** the Board of Directors.

Board Member Sellers left his seat at 7:45 p.m.

Board Member Sellers took his seat at 7:50 p.m.

Board Member Gage left his seat at 7:50 p.m.

- 32. (Moved to the beginning of the Regular Agenda.)**

Consider the following amendments to the Policy Advisory Committee (PAC) bylaws proposed by the PAC: 1) Amend the quorum requirement from “presence of 9 members” (majority of total authorized membership) to “presence of a majority of filled membership positions” and 2) Change the votes required to pass an item from “majority of total

authorized membership” to “majority of quorum”; and further, advise staff which, if any, of these proposed or other modifications to the PAC bylaws the Board wants submitted for formal adoption at a subsequent meeting.

33. **M/S/C (Kniss/Campos)** to defer to the August 2007 Board Meeting the recommendation to authorize the General Manager to negotiate and execute a contract amendment with Karen Antion Consulting, LLC (KAC), increasing the contract value by \$350,000 to provide professional services in support of the implementation of recommendations contained in the Organizational and Financial Assessment of the Santa Clara Valley Transportation Authority, for a total contract value of \$500,000, and extending the term of the contract through April 30, 2008. Board Member Gage was absent.

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

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

Board Member Gage took his seat at 7:54 p.m.

OTHER ITEMS

34. Chairperson Chu left his seat at 7:55 p.m.
Chairperson Chu took his seat at 8:00 p.m.
Board Member Gage relinquished his seat and left the meeting at 8:07 p.m. and Alternate Board Member McHugh took his seat at 8:07 p.m.

Felix Reliford, City of Milpitas, **addressed** the Board of Directors.

Peggy O’Laughlin, FedEx, **addressed** the Board of Directors.

M/S/C (Cortese/McHugh) on a vote of 8 ayes, 0 noes, 1 abstention, and 0 recusal to approve design changes to the Silicon Valley Rapid Transit Corridor Bay Area Rapid Transit (BART) Extension project to Milpitas, San Jose and Santa Clara through the following actions: 1) Certify that the Supplemental Environmental Impact Report (SEIR):
a) Meets the requirements of California Environmental Quality Act (CEQA);

b] Represents the independent judgment of the Lead Agency; and c] Was presented to the VTA Board of Directors and that they reviewed and considered it; 2) Adopt: a] Findings; b] Facts in Support of Findings; and c] Statement of Overriding Considerations; 3) Adopt a Mitigation Monitoring and Reporting Program; and 4) Adopt the Recommended Project Description. Amend staff recommendation to include one parking option – Parking Structure with Surface Parking in the City of Milpitas. Defer to August 2007 the design change for the Downtown San Jose Station Entrance Location (between First and Second Streets) pending the discussions with the City of San Jose. Direct staff to work with Federal Express regarding notification to vacate property. Vice Chairperson Kniss abstained.

35. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

There were no Items of Concern and Referral to Administration.

Ex-Officio Board Member Yeager left the meeting at 8:35 p.m.

36. MONTHLY LEGISLATIVE HISTORY MATRIX

Accepted Monthly Legislative History Matrix as contained in the Agenda Packet.

37. SUMMARY MINUTES FROM STANDING COMMITTEES

A. Administration and Finance Committee

Accepted the May 17, 2007 and May 23, 2007 Summary Minutes as contained in the Agenda packet.

B. Congestion Management Program and Planning

Accepted the May 23, 2007 Summary Minutes as contained in the Agenda packet.

C. Transit Planning and Operations Committee

Accepted the May 16, 2007 Summary Minutes as contained in the Agenda packet.

38. REPORTS (UNAPPROVED MINUTES) FROM ADVISORY COMMITTEES

A. Committee for Transit Accessibility (CTA)

Accepted the May 9, 2007 Minutes as contained in the Agenda packet.

B. Citizens Advisory Committee (CAC) and 2000 Measure A Citizens Watchdog Committee (CWC)

Accepted the May 9, 2007 Minutes as contained in the Agenda packet.

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

Accepted the May 9, 2007 Minutes as contained in the Agenda packet.

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

Accepted the May 10, 2007 Summary Minutes as contained in the Agenda packet.

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

Accepted the April 12, 2007 and May 10, 2007 Minutes as contained in the Agenda packet.

39. **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 in front of them on the dais.

A. **Peninsula Corridor JPB**

B. **Capitol Corridor JPB**

C. **Dumbarton Rail Corridor Policy Committee**

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

40. **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**

Accepted the April 25, 2007 Minutes as contained in the Agenda packet.

C. **Downtown East Valley PAB**

Accepted the April 5, 2007 Minutes as contained in the Agenda packet and **received** a report on the June 4, 2007 Downtown East Valley PAB meeting.

D. **Highway PAB – South**

Received report on the May 23, 2007 the Highway PAB – South Meeting.

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.

41. ADJOURNED TO CLOSED SESSION at 8:35 p.m.

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 José .

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.

C. Conference with Real Property Negotiator
[Government Code 54956.8]

Property: Northerly portion of VTA's WP Milpitas line, approximately 3 miles in length

Negotiator for VTA: Roberta Notrangelo, Manager of Real Estate

Negotiating parties: Laura Giraud, Right of Way Division Manager, BART

Under negotiation: Price and terms of payment.

D. (Deferred)

Public Employee Performance Evaluation
[Government Code Section 54957]

Title: General Manager

RECONVENED TO OPEN SESSION at 8:54 p.m.

42. CLOSED SESSION REPORT

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)

There was no reportable action taken during Closed Session.

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 José .

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 reportable action taken during Closed Session.

C. Conference with Real Property Negotiator
[Government Code 54956.8]

Property: Northerly portion of VTA's WP Milpitas line, approximately 3 miles in length

Negotiator for VTA: Roberta Notrangelo, Manager of Real Estate

Negotiating parties: Laura Giraud, Right of Way Division Manager, BART

Under negotiation: Price and terms of payment.

The Board of Directors will consider this Item under Agenda Item #44., Authorize the General Manager to execute a Purchase Agreement and all other documents necessary to convey approximately three miles of former Western Pacific Railroad Road (WPRR) right-of-way to the Bay Area Rapid Transit District (BART) for \$20,089,756.

D. (Deferred)

Public Employee Performance Evaluation
[Government Code Section 54957]

Title: General Manager

42.X. (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.

43. (Removed from the Agenda)

Authorize the General Manager to take all necessary actions to purchase the "Mitchell Block" (property bounded by North First Street, North Market Street, Santa Clara Street, and West St. John Street in downtown San José). (Verbal Report) (Burns)

- 44. M/S/C (Williams/McHugh)** to authorize the General Manager to execute a Purchase Agreement and all other documents necessary to convey approximately three miles of former Western Pacific Railroad Road (WPRR) right-of-way to the Bay Area Rapid Transit District (BART) for \$20,089,756.

45. ANNOUNCEMENTS

There were no Announcements.

46. ADJOURNED at 8:55 p.m.