

**SANTA CLARA VALLEY TRANSPORTATION AUTHORITY
BOARD OF DIRECTORS COMMITTEE OF THE WHOLE MEETING**

**(In Lieu of Administration & Finance Committee,
Congestion Management Program & Planning Committee, and
Transit Planning & Operations Committee Meetings)**

MEETING RECORD

1. CALLED TO ORDER

The Santa Clara Valley Transportation Authority Board of Directors Committee of the Whole (COW) Meeting (In Lieu of Administration and Finance (A&F) Committee, Congestion Management Program and Planning (CMPP) Committee, and Transit Planning and Operations (TP&O) Committee Meetings) was called to order by Board Member Williams at 12:05 p.m. in the Board of Supervisors' Chambers, County Government Center, 70 West Hedding Street, San Jose, California.

Board Member Williams noted that Committee recommendations would be forwarded for consideration at the August 7, 2008 VTA Regular Board of Directors Meeting.

ROLL CALL

Members Present

David Casas
Dominic Caserta
Dean J. Chu, Ex-Officio
Don Gage
Yoriko Kishimoto
Sam Liccardo
Chuck Reed
Greg Sellers
Forrest Williams

Members Absent

Nora Campos
Liz Kniss
Nancy Pyle
Dolly Sandoval
Ken Yeager, Ex-Officio

Alternates Present

David Cortese
Pete McHugh

Alternates Absent

Bob Livengood
Christopher Moylan
Chuck Page

* Alternates do not serve unless participating as a Member.

A Committee of the Whole was declared.

2. ADJOURNED TO CLOSED SESSION at 12:06 p.m.

- A. Audit by Bureau of State Audits
[Government Code Section 54956.75]
- B. Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives:

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

Employee Organization:

Amalgamated Transit Union (ATU)

RECONVENED TO OPEN SESSION at 12:36 p.m.

3. CLOSED SESSION REPORT

- A. Audit by Bureau of State Audits
[Government Code Section 54956.75]

There was no reportable action taken during Closed Session.

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

VTA Designated Representatives:

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

Employee Organization:

Amalgamated Transit Union (ATU)

There was no reportable action taken during Closed Session.

4. PUBLIC PRESENTATIONS

Mark Brodsky, former Mayor of the City of Monte Sereno, expressed concern on the planned construction of BART to downtown San José and the use of the one-eighth cent (1/8 cent) sales tax for operating and maintenance expenses.

Noel Tebo, Modern Transit Society, expressed concern regarding the delay and the high operating cost of the planned construction of BART to San José. He recommended that the Board of Directors demand for a better automated train system with low operating cost.

5. **ORDERS OF THE DAY**

Alternate Board Member Cortese inquired about the referral of the Downtown East Valley Policy Advisory Board (DTEV PAB) to have an item agendized on the Board of Directors Committee of the Whole meeting. He requested that items of referral, as documented by the Downtown East Valley Policy Advisory Board on its June 12, 2008 meeting, be properly agendized on the next VTA Board of Directors meeting.

Michael T. Burns, General Manager, responded that the minutes of the June 12, 2008 DTEV PAB was not transcribed and the referral was not acted upon. He noted that the request would be agendized on the August 7, 2008 Board of Directors meeting.

Board Member Cortese requested that a memorandum describing the procedure to agendize items for the Board of Directors be distributed to the Board Members.

Kevin Allmand, Acting General Counsel, stated that the process of putting items on the Agenda is discussed in the Rules and Procedure for the Board which specifically states that the Agenda would contain any item that is requested by any particular Board Member.

On order of Board Member Williams, there being no objection, the Committee of the Whole accepted the Orders of the Day.

6. **REPORT FROM THE GENERAL MANAGER**

Michael T. Burns, General Manager, reported that VTA is in a better financial condition in relation to the successfully completed bond refunding.

Mr. Burns reported that VTA assisted the Santa Clara County Fire Department by transporting fire fighters to battle the wild fire in Chico, California.

Mr. Burns reported that the July 4 celebration in San José generated the highest Light Rail ridership.

Mr. Burns reported an overall 7.6 percent increase in ridership in June 2008. He noted a ten percent increase in bus average weekday ridership. He stated that the new bus service plan and the continuous increase in the cost of fuel are the main contributors for the positive trend in ridership.

Mr. Burns reported that staff began its outreach effort regarding the conversion of High Occupancy Vehicle Lanes to High Occupancy Toll Lanes on SR85 and US101. He stated that a series of interviews and focus groups will be conducted.

Mr. Burns reported that he had conversations with stakeholders who support the BART project and have an interest in requesting the ballot measure be placed before the voters. He stated that their interest in the BART project was heightened due to the significant increase in gas prices. He added that climate change and dependence on foreign oil are also factors that have peaked peoples' interest in supporting the BART project. He explained that if a Measure is placed on the ballot by the VTA Board, that Measure will be agendized for the August 7, 2008 meeting. The deadline for the County to get an item on the ballot is August 8, 2008.

CONSENT AGENDA

7. Monthly Investment Report – May 2008

On order of Board Member Williams, there being no objection, the Committee of the Whole received the Monthly Investment Report – May 2008.

8. Ratification of Citizens Advisory Committee Appointment

M/S/C (Gage/McHugh) to approve submitting a recommendation to the Board of Directors to ratify the appointment of Bena Chang to the Citizens Advisory Committee position representing the Silicon Valley Leadership Group.

9. Bicycle & Pedestrian Advisory Committee Appointments

M/S/C (Gage/McHugh) to approve submitting a recommendation to the Board of Directors to ratify the appointments to the Bicycle & Pedestrian Advisory Committee of:

- Jerri-Ann Meyer, City of Mountain View
- Nancy Ginzton, Town of Los Altos Hills
- Celia Chung, alternate member for the Silicon Valley Bicycle Coalition

These appointments are for the two-year term ending June 30, 2010.

10. Proactive CMP Reviewed and Approved Project Quarterly Status Report

On order of Board Member Williams, there being no objection, the Committee of the Whole received the Proactive CMP Reviewed and Approved Project Quarterly Status Report.

11. Legislative History Matrix

On order of Board Member Williams, there being no objection, the Committee of the Whole received Legislative History Matrix.

12. VTP Highway Program Semi-Annual Report – April 2008

On order of Board Member Williams, there being no objection, the Committee of the Whole received VTA Highway Program Semi-Annual Report – April 2008.

13. Valley Transportation Plan (VTP) 2035 – Program Area Review: Expressways

On order of Board Member Williams, there being no objection, the Committee of the Whole received the Valley Transportation Plan 2035 – Program Area Review: Expressways.

14. (Removed from the Consent Agenda and placed on the Regular Agenda.)

Valley Transportation Plan (VTP) 2035 – Program Area Review: Local Streets and County Roads.

REGULAR AGENDA

14. Valley Transportation Plan (VTP) 2035 – Program Area Review: Local Streets and County Roads

Board Member Kishimoto expressed that road widening projects under the VTP 2035 – Program Area Review: Local Streets and County Roads, conflict with VTA’s transit goal. She stated that continuous road widening does not encourage people to take public transportation. She commented that projects should promote a multi-modal transit oriented valley and should not worsen safe routes for bicycles and pedestrians.

On order of Board Member Williams, there being no objection, the Committee of the Whole received the Valley Transportation Plan 2035 – Program Area Review: Local Streets and County Roads.

15. Report regarding the June 11, 2008 and July 9, 2008 Committee for Transit Accessibility (CTA) Meetings

Jim Unites, Deputy Director for Operations, reported that CTA received an extensive report on the VTA Bus Stop Accessibility projects and a presentation on Emergency Response Planning. He added that the Committee made a motion requesting the Board to

move the Public Presentation Item at the beginning of the Board of Directors meeting Agenda.

On order of Board Member Williams, there being no objection, the Committee of the Whole received a report regarding June 11, 2008 and July 9, 2008 Committee for Transit Accessibility Meetings.

16. Support Position for AB 3021 (Nava)

Kurt Evans, Government Affairs Manager - State and Federal, reported that AB 3021 (Nava) creates the California Transportation Financing Authority to assist local and regional agencies in obtaining financing through the issuance of revenue bonds to construct new publicly owned transportation projects. He added that the bill also allows the authority to permit local and regional agencies, as part of the financing plan for their projects, to impose tolls for the use of the facilities constructed. He also enumerated the key provisions of AB 3021(Nava).

M/S/C (Liccardo/Kishimoto) to approve submitting a recommendation to the Board of Directors to adopt a support position for AB 3021 (Nava), which creates the California Transportation Financing Authority to assist local and regional agencies in obtaining financing through the issuance of revenue bonds to construct new publicly owned transportation projects. The bill also allows the authority to permit local and regional agencies, as part of the financing plan for their projects, to impose tolls for the use of the facilities constructed.

17. Modified Vision and Mission Statement

Greta Helm, Chief External Affairs Officer, provided a report on the process conducted to develop the VTA Vision and Mission statements. She reported on Board Member Kishimoto's alternative Mission statement and the mission statement from a Stanford class project.

Ms. Helm noted that based upon the discussion with the Advisory Committees, and at CMPP, the VTA Communications staff further modified the recommended Vision and Mission Statements, and created a complimentary list of values.

Board Member Casas stressed on VTA's role to set goals, objectives, strategies and metrics to achieve its Vision and Mission. Michael T. Burns, General Manager, responded that the adopted Vision and Mission would be incorporated in the VTP 2035 Strategic Plan which would have goals and strategies for individual divisions and the whole organization.

Board Member Kishimoto recommended that the Board consider the alternative Mission statements that she suggested. She noted that the alternative Mission statements provide clarity to the direction of the organization.

Mark Brodsky, former Mayor of the City of Monte Sereno, commented that the modified Vision and Mission statements are a good improvement but it lacks the goal to place people in the existing transit network. He made the following recommendations: 1) Hi-tech system for ticketing and information circulation; 2) Express connections; and 3) HOV partnerships.

Board Member Reed clarified that the word sustainable in the Mission statement signifies the economic stability of the transportation system.

Board Member Gage inquired on a process that would measure if the organization's Mission is being achieved. He recommended that the Board of Directors should receive an update periodically. Mr. Burns responded that the organization's performance with regard to its Mission would be monitored under the VTP 2035 Strategic Plan and the findings would be presented to the Board.

Alternate Board Member Cortese inquired if affordability was considered as part of the Vision, Mission, or Values of the organization. Mr. Burns responded that affordability falls under accessibility that deals with people with disability and economic issues. He noted that the fare for the elderly, disabled and youth were recently reduced to show VTA's commitment to provide affordable transportation.

Ex-Officio Member Chu suggested incorporating the phrase "economic prosperity and community vitality" in either the Vision or Mission statements.

Board Member Williams commented that economic prosperity and community vitality could be measured through the Strategic Plan that would be conducted to monitor if the Vision and Mission of the organization are being met.

M/S/C (Gage/Liccardo) to approve submitting a recommendation to the Board of Directors to approve the modified Vision and Mission Statements. Board Member Kishimoto opposed.

18. Recommended FY 09 Congestion Management Program Work Program

John Ristow, Chief CMA Officer, reported that the core task of the FY 09 Work Program is the same from the previous year. He reported that the Work Program focuses on the following: 1) Completion of the VTP 2035; 2) Board directive to explore Development Impact Fee; 3) Continue to monitor system performance; and 4) Review work elements with the Technical Advisory Committee.

M/S/C (Gage/Caserta) to approve submitting a recommendation to the Board of Directors to approve the recommended Fiscal Year 2009 Congestion Management Program Work Program.

19. **Long Range Transportation Plan (LRTP) Final Program Environmental Impact Report**

Tom Fitzwater, Environmental Planning Manager, reported that the LRTP Final Program Environmental Impact Report (PEIR) evaluates the environmental impacts from the VTP 2035 in a cumulative approach. He noted that this would include 300 transit, highway, bicycle, pedestrian and intelligent transportation system improvements. He added that the LRTP would look at mitigation measures.

Mr. Fitzwater reported that the Draft Environmental Impact Report (EIR) that was previously circulated received 14 comments. He reported that the Draft EIR explored two alternatives: 1) No Project Alternative; and 2) Short Range Transit Project Alternative. He reported that the LRTP would provide a two percent reduction in countywide vehicle miles traveled (VMT). He stated that the Final PEIR is currently being prepared.

Board Member Liccardo inquired on the basis of the two percent reduction on VMT. Mr. Fitzwater responded that the figure was based on the projection of the land use in year 2035.

M/S/C (Gage/Cortese) to approve submitting without a recommendation to the Board of Directors to approve the Long Range Transportation Plan (LRTP) through the following actions:

1. Certify that the Final Program Environmental Impact Report (PEIR):
 - a. Meets the requirements of California Environmental Quality Act (CEQA);
 - b. Represents the independent judgment of VTA as the Lead Agency; and
 - c. Was presented to the VTA Board of Directors for review and consideration.
2. Adopt the Findings, including the following:
 - a. Findings;
 - b. Facts in Support of Findings; and
 - c. Statement of Overriding Considerations
3. Adopt a Mitigation Monitoring and Reporting Program (MMRP)

Board Member Casas recused.

20. **Countywide Bicycle Plan**

John Ristow, Chief CMA Officer, reported that the Countywide Bicycle Plan is a compilation of elements and technical guidelines from previous comprehensive

documents as a guide for bicycle policies and project planning. He noted that some of the elements in the Plan set the vision and policy framework for future planning of the bicycle network within the County. He stated that the Plan includes the following: 1) Description of the current condition of the system; 2) Plan for future improvements; 3) Recommended bicycle capital improvements; 4) Bicycle safety; and 5) Other auxiliary projects.

Mr. Ristow stated that staff continues to receive comments from cities and an errata sheet would be prepared to include those comments for the final adoption of the Plan on August 7, 2008 Board of Directors meeting.

Board Member Liccardo inquired if additional bicycle projects could be included in the errata sheet. Chris Augenstein, Transportation Planning Manager, responded that additional projects could be included in the Bicycle Plan.

Board Member Liccardo recommended updating the employer data for the City of San José as reflected on the Countywide Bicycle Plan.

Ex-Officio Board Member Chu commented that the Metropolitan Transportation Commission (MTC) is allocating for bicycle projects under the Regional Bike Network. He noted that the Regional Bike Network was not referenced in the Countywide Bicycle Plan. Mr. Augenstein responded that the Regional Bike Network does not include all projects. He added that staff is working to have the language amended to make any bicycle project eligible for funding.

Board Member Kishimoto expressed concern regarding the one percent modal share for bicycles. She inquired on the goals set for the modal split and recommended setting a ten percent goal. Mr. Ristow responded that the goals for all areas of the transportation system would be addressed under the VTP 2035. He described that vehicle miles reduced, increase in transit trips, and mode share increases were identified in the LRTP. He stated that goal setting would be presented to the Board of Directors as a whole Countywide Plan.

Board Member Williams queried if connections to trails were included in the bicycle network. Mr. Augenstein responded that trails were included.

M/S/C (Gage/Caserta) to approve submitting a recommendation to the Board of Directors to adopt the 2008 Santa Clara Countywide Bicycle Plan.

21. Route 87 Highway Planting Project Contract Award

Mark Robinson, Acting Chief Engineering and Construction Officer, reported that the Route 87 Highway Planting Project is a VTP project that will provide replacement and supplemental planting for Route 87, between the limits of Route 85 and Julian Street in

San José. He noted that two bids were received and staff recommends executing a contract with McGuire and Hester, the lowest responsible bidder, in the amount of \$3,113,520.

M/S/C (Caserta/Kishimoto) to approve submitting a recommendation to the Board of Directors to authorize the General Manager to execute a contract with McGuire and Hester, the lowest responsible bidder, in the amount of \$3,113,520 for the Route 87 Highway Planting Project. This contract is 81% federally funded.

22. Congestion Mitigation and Air Quality Funding for Bicycle Expenditure Program Projects

John Ristow, Chief CMA Officer, provided a brief background about the Congestion Mitigation and Air Quality (CMAQ) funding. He reported that VTA received three proposals from three agencies when a call-for-projects was issued in May 2008. He stated that project requests total \$2.9 million. He noted that staff recommends the three projects be approved for CMAQ funds.

M/S/C (Caserta/Gage) to approve submitting a recommendation to the Board of Directors to approve the programming of approximately \$2.9 million in Congestion Mitigation and Air Quality funds for three Bicycle Expenditure Program bicycle and pedestrian projects.

23. Light Rail Systems Analysis – Contract Award

John Ristow, Chief CMA Officer, reported that the Light Rail Systems Analysis is a comprehensive evaluation of the whole Light Rail system. He stated that the following would be evaluated to increase the effectiveness of Light Rail: 1) Current condition; 2) Constraints; 3) Operational improvements; 4) Capital improvements; and 5) Increase ridership.

Board Member Casas inquired on the cost of funds proposed by other consultants. Mr. Ristow responded that the following six proposals were submitted:

1. URS Corporation of San José, CA proposed \$550,000;
2. McCormick Rankin US, Inc. of Ontario, Canada proposed \$450,000;
3. Connetics Transportation Group of Culver City, CA proposed \$700,000;
4. DMJM+Harris, Inc. of San José, CA proposed \$750,000;
5. Hatch Mott MacDonald, LLC of Pleasanton, CA proposed \$1.3 million; and
6. Steer Davies Gleave of British Columbia, Canada proposed \$250,000.

Mr. Ristow stated that staff recommends executing a contract with URS Corporation because they are licensed to operate the model of the Light Rail system. He added that

additional market analysis and modeling would be integrated with the scope of work that the consultant would perform.

Board Member Kishimoto inquired if possible extension of the system would be included in the analysis. Mr. Ristow responded the analysis would evaluate the ability to extend the system.

Board Member Williams inquired about the return of the invested \$700,000. Mr. Ristow responded that the analysis would result in increased ridership and revenue for the Light Rail system.

M/S/C (Gage/Caserta) to approve submitting a recommendation to the Board of Directors to authorize the General Manager to execute a contract with URS Corporation for consulting services to complete a Light Rail System Analysis. The contract shall be for a three-year period for a total contract value not to exceed \$700,000. Alternate Board Member Cortese opposed.

24. Closed Circuit Television – Light Rail Station Project Contract Award

Mark Robinson, Acting Chief Engineering and Construction Officer, reported that the project would enhance the existing closed circuit television (CCTV) video on demand program to the Mountain View, Alum Rock, Great Mall and Hamilton light rail stations. He stated that the CCTV video on demand system allows for 24/7 monitoring of stations as well as retrieval of data by date/time query.

M/S/C (Caserta/Cortese) to approve submitting a recommendation to the Board of Directors to authorize the General Manager to execute a contract with Siemens Technology, Inc., the lowest responsible bidder, in the amount of \$476,025 for the Closed Circuit Television – Light Rail Stations Project. This contract is 80% funded by the Federal Transit Security Grant Program.

25. Cooperative Agreement with Caltrans for the Blossom Hill Pedestrian and Bicycle Overcrossing Project

M/S/C (Cortese/Caserta) to approve submitting a recommendation to the Board of Directors to authorize the General Manager to execute a Cooperative Agreement with the California Department of Transportation (Caltrans) for the environmental clearance, design, right-of-way and construction of the Blossom Hill Pedestrian and Bicycle Overcrossing Project.

26. San Martin Parking and Roadway Expansion Project – Amendment to the Granite Rock/Pavex Construction Contract

Mark Robinson, Acting Chief Engineering and Construction Officer, reported that the San Martin Parking and Roadway Expansion Project encountered additional work essential for project completion.

Board Member Casas inquired if the underestimated amount of Asphalt Concrete and Roadway Excavation was miscalculated by staff or by the contractor. Mr. Robinson responded that the plan reflected a certain amount on the scope of work and the quantities listed in the bid underestimated the amount of work identified on the plan.

Board Member Sellers commented that the issue of the project being underestimated should be identified and mitigated in the future.

Mr. Robinson stated that staff has a good Quality Assurance Program that addresses all construction contracts. He noted that a more rigorous review of contracts would be conducted.

M/S/C (Gage/Sellers) to approve submitting a recommendation to the Board of Directors to authorize the General Manager to amend the Granite Rock Company DBA, Pavex Construction Division contract to accommodate the final contract close-out adjustments of the San Martin Parking and Roadway Expansion construction contract in an amount of \$300,000, for a new authorized amount of \$1,401,255.

27. Zero Emission Bus Strategy

Michael T. Burns, General Manager, reported that VTA completed the phase I of the Zero Emission Bus (ZEB) Program. He noted that the California Air Resources Board (CARB) is now requiring phase II of the ZEB Program. He stated that staff's recommendation is to designate AC Transit as the lead agency and have them continue operating twelve buses. He added that an alternative is to have VTA continue with four buses and have AC Transit utilize eight buses. He stated that the funding secured for the ZEB would be assigned to AC Transit.

Board Member Liccardo inquired on the cost and life expectancy of a ZEB. Mr. Burns responded that the cost is around \$400,000 to \$500,000 for one transit bus and its life span is less than twelve years. He added that its fuel cell is more expensive than a new bus.

Board Member Gage expressed concern regarding the ZEB Program. He inquired why move forward with the ZEB when it shows that they are very expensive. Mr. Burns responded that we are moving forward because it is a requirement by the CARB.

Board Member Gage requested to receive information on the improved ZEB.

Board Member Kishimoto inquired about VTA's plan to operate ZEB. Mr. Burns responded that VTA has one ZEB in operation that is close to meet its fuel cell consumption. Mr. Burns added that the ZEB station at VTA would be kept on a short term basis.

Board Member Kishimoto queried on other available technology that can be pursued. Mr. Burns responded that staff has been working with CARB to seek approval to purchase hybrid buses.

Board Member Casas expressed concern regarding the effectiveness of the ZEB Program and suggested providing the facts about the ZEB to other agencies so that funds are not misused. Mr. Burns responded that staff has informed all concerned parties regarding the performance of the ZEB.

M/S/C (Gage/Caserta) to approve submitting a recommendation to the Board of Directors to adopt a strategy that authorizes the General Manager to enter into agreements with regional partners to designate AC Transit as the lead agency in the Advanced Zero Emission Bus Demonstration Program with the intent of satisfying the California Air Resources Board requirement for zero emission bus demonstrations.

28. Transportation Advisory Measure for November 2008 Ballot

M/S/C (Gage/McHugh) to approve submitting a recommendation to the Board of Directors to adopt a resolution calling for a special election on November 4, 2008 to submit to the voters an Advisory Measure regarding the comprehensive transportation program identified in Valley Transportation Plan 2035 scheduled for adoption by the Board of Directors by December, 2008; and,

Consider adoption of a separate resolution calling for an additional measure on the November 4, 2008 ballot, delegating this responsibility in future years to the 2000 Measure A Citizens Watchdog Committee.

29. VTA Response to Civil Grand Jury – Dumbarton Rail

Jim Lawson, Senior Policy Advisor, provided a brief report on the following: 1) Letter of the Civil Grand Jury regarding Dumbarton Rail Bridge Project; and 2) VTA's response to the Civil Grand Jury.

Board Member Kishimoto commented that the letter from the Civil Grant Jury was reasonable. She expressed concern on transferring funds from one corridor to another. She inquired on VTA's position regarding the Dumbarton Rail Bridge Project and if the

Metropolitan Transportation Commission (MTC) would act on it. Mr. Burns responded that the Dumbarton Rail Bridge Project is under the strategic plan of MTC. He added that VTA is required to respond to the Civil Grand Jury before MTC takes action on the project.

Ex-Officio Board Member Chu stated that MTC would want to receive input from the Dumbarton Rail Policy Advisory Board before they take action on the issue on September 2008.

M/S/C (Caserta/Gage) to approve submitting a recommendation to the Board of Directors to approve the attached response to the 2007-08 Santa Clara Civil Grand Jury Final Report, Dumbarton Rail Bridge Project – Do We Need It?

Board Member Caserta left the meeting at 2:10 p.m.

OTHER ITEMS

30. Governance update from Board Member Casas

Board Member Casas reported that the Governance Committee was expanded to include two members from the Policy Advisory Committee and two members from the Citizens Advisory Committee. He stated that a report would be drafted for the August 7, 2008 Board of Directors meeting. He explained that the report would have options for the Board to adopt. He expressed appreciation for the work done by Board Member Sellers on the Governance.

Board Member Kishimoto recommended receiving the report as soon as it is ready so she could present it to the council members of the City of Palo Alto.

On order of Board Member Williams, there being no objection, the Committee of the Whole received a Governance update from Board Member Casas.

Board Members Sellers left the meeting at 2:14 p.m.

31. Items of Concern and Referral to Administration

There were no Items of Concern and Referral to Administration.

32. Committee Staff Report

There was no Committee Staff Report.

33. Chairperson's Report

Board Member Williams expressed appreciation for everyone who attended the meeting.

34. Determined Consent Agenda for the August 7, 2008 Board Meeting

CONSENT: Agenda Item # 8., Recommend that the Board of Directors ratify the appointment of Bena Chang to the Citizens Advisory Committee position representing the Silicon Valley Leadership Group; **Agenda Item # 9.,** Ratify the appointments to the Bicycle & Pedestrian Advisory Committee of:

- Jerri-Ann Meyer, City of Mountain View
- Nancy Ginzton, Town of Los Altos Hills
- Celia Chung, alternate member for the Silicon Valley Bicycle Coalition

These appointments are for two-year term ending June 30, 2010; **Agenda Item # 10.,** Receive the report entitled: Proactive CMP Reviewed and Approved Project Quarterly Status Report; **Agenda Item # 12.,** Receive the report entitled: VTA Highway Program Semi-Annual Report; **Agenda Item # 13.,** Receive the Valley Transportation Plan (VTP) 2035 – Program Area Review: Expressways; **Agenda Item # 14.,** Receive the Valley Transportation Plan (VTP) 2035 – Program Area Review: Local Streets and County Roads; **Agenda Item # 16.,** Adopt a support position for AB 3021 (Nava), which creates the California Transportation Financing Authority to assist local and regional agencies in obtaining financing through the issuance of revenue bonds to construct new publicly owned transportation projects. The bill also allows the authority to permit local and regional agencies, as part of the financing plan for their projects, to impose tolls for the use of the facilities constructed; **Agenda Item # 17.,** Approve Modified Vision and Mission Statements; **Agenda Item # 18.,** Approve the Recommended Fiscal Year 2009 Congestion Management Program Work Program; **Agenda Item # 20.,** Adopt the 2008 Santa Clara Countywide Bicycle Plan; **Agenda Item # 21.,** Authorize the General Manager to execute a contract with McGuire and Hester, the lowest responsible bidder, in the amount of \$3,113,520 for the Route 87 Highway Planting Project. This contract is 81% federally funded; **Agenda Item # 22.,** Approve the programming of approximately \$2.9 million in Congestion Mitigation and Air Quality (CMAQ) funds for three Bicycle Expenditure Program bicycle and pedestrian projects; **Agenda Item # 23.,** Authorize the General Manager to execute a contract with URS Corporation for consulting services to complete a Light Rail System Analysis. The contract shall be for a three-year period for a total contract value not to exceed \$700,000; **Agenda Item # 24.,** Authorize the General Manager to execute a contract with Siemens Technology, Inc., the lowest responsible bidder, in the amount of \$476,025 for the Closed Circuit Television - Light Rail Stations Project. This contract is 80% funded by the Federal Transit Security Grant Program; Authorize the General Manager to execute a contract with Siemens Technology, Inc., the lowest responsible bidder, in the amount of \$476,025 for the Closed Circuit Television -

Light Rail Stations Project. This contract is 80% funded by the Federal Transit Security Grant Program; **Agenda Item # 25.**, Authorize the General Manager to execute a Cooperative Agreement with the California Department of Transportation (Caltrans) for the environmental clearance, design, right-of-way and construction of the Blossom Hill Pedestrian and Bicycle Overcrossing Project; **Agenda Item # 26.**, Authorize the General Manager to amend the Granite Rock Company DBA, Pavex Construction Division contract to accommodate the final contract close-out adjustments of the San Martin Parking and Roadway Expansion construction contract in an amount of \$300,000, for a new authorized amount of \$1,401,255; **Agenda Item # 27.**, Adopt a strategy that authorizes the General Manager to enter into agreements with regional partners to designate AC Transit as the lead agency in the Advanced Zero Emission Bus (ZEB) Demonstration Program with the intent of satisfying the California Air Resources Board (CARB) requirement for zero emission bus (ZEB) demonstrations; **Agenda Item # 28.**, Adopt a resolution calling for a special election on November 4, 2008 to submit to the voters an Advisory Measure regarding the comprehensive transportation program identified in Valley Transportation Plan 2035 scheduled for adoption by the Board of Directors by December, 2008; and consider adoption of a separate resolution calling for an additional measure on the November 4, 2008 ballot, delegating this responsibility in future years to the 2000 Measure A Citizens Watchdog Committee; **Agenda Item # 29.**, Approve the attached response to the 2007-08 Santa Clara Civil Grand Jury Final Report, *Dumbarton Rail Bridge Project - Do We Need It?*

REGULAR: Agenda Item # 19., Approve the Long Range Transportation Plan (LRTP) through the following actions:

1. Certify that the Final Program Environmental Impact Report (PEIR):
 - a. Meets the requirements of California Environmental Quality Act (CEQA);
 - b. Represents the independent judgment of VTA as the Lead Agency; and
 - c. Was presented to the VTA Board of Directors for review and consideration.
2. Adopt the Findings, including the following:
 - a. Findings;
 - b. Facts in Support of Findings; and
 - c. Statement of Overriding Considerations
3. Adopt a Mitigation Monitoring and Reporting Program (MMRP)

35. Announcements

Ex-Officio Board Member Chu announced that the California High-Speed Rail Commission adopted the Pacheco Pass Alignment as the route that would be utilized for the High-Speed Rail. He stated that the supplemental EIR would be finalized. He added that the Commission is looking at bringing the bond issue to the ballot.

36. **ADJOURNMENT**

On order of Board Member Williams, there being no objection, the Committee of the Whole Meeting was adjourned at 2:17 p.m.

Respectfully submitted,

Michael Diaresco, Board Assistant
VTA Board of Directors