



## BOARD OF DIRECTORS MEETING

Thursday, September 2, 2010

### MINUTES

#### CALL TO ORDER

The Regular Meeting of the Santa Clara Valley Transportation Authority’s (VTA) Board of Directors was called to order by Vice Chairperson Abe-Koga at 5:33 p.m. in the Board of Supervisors’ Chambers, County Government Center, 70 West Hedding Street, San José, California.

#### 1. ROLL CALL

Attendee Name	Title	Status
Margaret Abe-Koga	Vice Chairperson	Present
Marshall Anstandig	Alternate Board Member	NA
Nora Campos	Alternate Board Member	Absent
Dean Chu	Ex-Officio Board Member	Present
Don Gage	Board Member	Present
Rose Herrera	Board Member	Present
Ash Kalra	Board Member	Present
Liz Kniss	Board Member	Present
Rich Larsen	Board Member	Present
Sam Liccardo	Chairperson	Absent
Jamie Matthews	Alternate Board Member	Present
Pete McHugh	Alternate Board Member	Present
Chris Moylan	Board Member	Absent
Chuck Page	Board Member	Present
Nancy Pyle	Board Member	Present
Chuck Reed	Board Member	Absent
George Shirakawa	Alternate Board Member	NA
Perry Woodward	Board Member	Present
Ken Yeager	Ex-Officio Board Member	Present

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

**A quorum was present.**

#### 2. RECESS TO CLOSED SESSION at 5:34 p.m.

- A. Anticipated Litigation-Conference with Legal Counsel  
 [Government Code Section 54956.9(b)]  
 Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:  
 One case involving termination of freight rail service to Clean Harbors Environmental Services, Inc.

- B.** Anticipated Litigation - Conference with Legal Counsel  
Initiation of litigation pursuant to subdivision (c) of Government  
Code Section 54956.9: Four Potential Cases

**RECONVENED TO OPEN SESSION at 5:54 p.m.**

**3. CLOSED SESSION REPORT**

- A.** Anticipated Litigation-Conference with Legal Counsel  
[Government Code Section 54956.9(b)]  
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:  
One case involving termination of freight rail service to Clean Harbors  
Environmental Services, Inc.

**There was no reportable action taken during Closed Session.**

- B.** Anticipated Litigation - Conference with Legal Counsel  
Initiation of litigation pursuant to subdivision (c) of Government  
Code Section 54956.9: Four Potential Cases

**There was no reportable action taken during Closed Session.**

**4. ORDERS OF THE DAY**

Vice Chairperson Abe-Koga noted the Morgan Hill, Gilroy, and Milpitas City Grouping (MGM) requested to defer the following Item to the October 7, 2010 Board of Directors Regular Meeting: **Agenda Item #20.** Authorize the General Manager to execute a Cooperative Agreement with the City of Morgan Hill to engage in a site planning process to determine the optimal replacement parking solution for the Morgan Hill Caltrain ParkNRide Lot.

Vice Chairperson Abe-Koga stated that the meeting would adjourn in memory of Tim Loughran, a twenty-five year VTA employee.

Vice Chairperson Abe-Koga noted a request to move **Agenda Item #11.** Report from the Ad-Hoc Financial Recovery Committee to the Regular Agenda.

Vice Chairperson Abe-Koga noted a request to remove from the Consent Agenda to the Regular Agenda; **Agenda Item #19.** Approve the evaluation criteria and procedures for selecting projects and awarding Vehicle Emissions Reductions Based at Schools (VERBS) Program grants.

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

**M/S/C (Kniss/Page)** to approve the Consent Agenda.

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

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

## CONSENT AGENDA

**14. Board of Directors Regular Meeting Minutes of August 5, 2010**

M/S/C (Kniss/Page) to approve the Board of Directors Regular Meeting Minutes of August 5, 2010.

**15. Amended Conflict of Interest Code, Designated Positions and Disclosure Categories**

M/S/C (Kniss/Page) to adopt the amended Conflict of Interest Code for the Santa Clara Valley Transportation Authority (VTA) and its Appendix of Designated Positions and Disclosure Categories and direct the Board Secretary to submit the revised Conflict of Interest Code and the list of designated positions to the Santa Clara County Board of Supervisors for approval.

**16. Retirement Recognition Program Resolution**

M/S/C (Kniss/Page) to adopt a **Resolution No. 2010.09.21** authorizing the General Manager and Chairperson of the Board to issue Commendations on behalf of VTA for the Employee Retirement Recognition Program.

**17. Award of Contracts for VTA Cellular Phone Equipment and Services**

M/S/C (Kniss/Page) to authorize the General Manager to execute contracts with Sprint (Nextel of California, Inc.) and AT&T Mobility for cellular voice and data services. The initial term for each contract will be three years with an option to extend the contract on an annual basis for two additional years. The cost of the initial three year term is \$809,750 for both firms, plus an optional \$296,000 per year for each of optional one-year periods, for a total of \$1,401,750.

**18. Resolution to Accept Regional Measure 2 Safe Routes to Transit (SRTT) Funds for the VTA Pilot Bike Share Program**

M/S/C (Kniss/Page) to adopt a **Resolution No. 2010.09.22** and authorize the General Manager to enter into a funding agreement with the Metropolitan Transportation Commission (MTC) to accept \$500,000 in RM2 Safe Routes to Transit funds for the purpose of implementing a pilot bike share program in Santa Clara County.

**20. (Deferred to the October 7, 2010 Board of Directors Regular Meeting.)**

Authorize the General Manager to execute a Cooperative Agreement with the City of Morgan Hill to engage in a site planning process to determine the optimal replacement parking solution for the Morgan Hill Caltrain ParkNRide Lot.

**21. VTA Deficiency Plan Requirements Update**

M/S/C (Kniss/Page) to adopt the updated VTA Deficiency Plan Requirements document.

**22. Grand Boulevard Initiative – Multimodal Transportation Corridor Plan**

M/S/C (Kniss/Page) to receive a report on the Grand Boulevard Initiative Multimodal Transportation Corridor Plan.

**23. Proactive Congestion Management Program (CMP) Quarterly Report for April – June 2010**

M/S/C (Kniss/Page) to receive the Proactive Congestion Management Program (CMP) Quarterly Report for April through June 2010.

**24. Programmed Projects Quarterly Monitoring Report**

M/S/C (Kniss/Page) to receive the Programmed Projects Quarterly Monitoring Report for April 2010 - June 2010.

**25. October 2010 Service Changes**

M/S/C (Kniss/Page) to receive report on Service Changes effective October 4, 2010.

**5. AWARDS AND COMMENDATIONS**

**Employees of the Month for September 2010**

Vice Chairperson Abe-Koga recognized and presented an award to Sue Niemiste, Office Specialist II, External Affairs, River Oaks Administration; and Glen Rands, Coach Operator, Chaboya Operations Division as Employees of the Month for September 2010.

Ernie Avila, Service Worker, Guadalupe Light Rail Maintenance Division was unable to attend.

**6. PUBLIC PRESENTATIONS**

James Wightman, Interested Citizen, queried about VTA's Light Rail Commuter Express Trains schedule. Michael T. Burns, General Manager, responded that information on the trains would be provided in the Report from the General Manager.

Michael Ludwig, Interested Citizen, referenced the August 5, 2010 Board of Directors Meeting, where he noted concern regarding the frequency of the automatic public announcements played on the bus. He expressed concern that the announcements are excessive and disturb the riders and noted only important announcements should be played.

Vice Chairperson Abe-Koga requested that the following Items be taken as soon as the Board has 10 members present: **Agenda Item #7.** Adopt a resolution electing to hear Resolutions of Necessity for the US 101 Auxiliary Lanes Project; and **Agenda Item #8.** Adopt a resolution electing to hear Resolutions of Necessity for the I-880 High Occupancy Vehicle (HOV) Lane Widening Project.

**9. REPORT FROM THE GENERAL MANAGER**

Mr. Burns provided a brief report on the following:

- VTA's overall system-wide ridership for July 2010 declined 5.9 percent compared to July 2009. Bus and Light Rail average weekday ridership declined 7.3 percent and 1.5 percent, respectively. Dumbarton Express, Highway 17 Express, Caltrain, Paratransit, and IBM/Hitachi Light Rail shuttle experienced average weekday ridership decreases in July 2010, noting ridership is tied to employment.
- VTA continues to market new service, such as the Eco Pass and Hybrid Bus, and utilizes other marketing opportunities, for example VTA sent out 15,000 notices

- regarding VTA's transit services to new residents throughout the County. VTA continues to participate in event partnerships, such as the San José Jazz Festival, Rock and Roll Marathon, and Dance in Transit event.
- VTA's Light Rail Commuter Express service will begin on October 4, 2010. Three Trains with limited stops will travel between Santa Teresa and Bay Point Stations on weekday morning and afternoon peak periods. Select commuter express trains will have partial wraps to increase visibility, added safety, and promote new service. Commuter express trains will display distinctive color-coded signage in the front window to emphasize the morning and evening express service. To promote the new service, VTA sent direct mailers, will use on-line ads through the San Jose Mercury news and Yahoo, media releases, weekly interviews, and public outreach.
  - Interstate 680 Express Lane between State Route (SR) 84 and Highway 237 is scheduled to open for revenue service on September 20, 2010 at 5:00 a.m., noting a commemorative opening event of the southbound lane is scheduled on Thursday, September 16, 2010 at 10:00 a.m.
  - VTA utilized federal funding from the American Recovery and Reinvestment Act (ARRA) stimulus funds to purchase 90 Low-Emission Diesel Electric Hybrid Buses. The Hybrid Buses were available for viewing at the August Standing Committee Meetings and will be available for viewing at the October 7, 2010 Board Meeting. The Hybrid vehicles were well received by the Committee for Transit Accessibility (CTA). VTA's Hybrid Buses were manufactured locally by Gillig LLC in Hayward, California, noting tours of the manufacturing facility are available on October 8<sup>th</sup>, 13<sup>th</sup>, and 28<sup>th</sup> in the morning.
  - Invitation to attend VTA's Family Day 2010 event held on Saturday, October 2, 2010 at Saratoga Springs.

Board Member Gage arrived at the meeting and took his seat at 6:16 p.m.

Ray Halsell, Transit Division Supervisor and VTA's Employee Advisory Committee (EAC) Chairperson, reported that VTA's EAC have worked hard over the last year and a half to raise funds to organize VTA's Family Day 2010. Mr. Halsell extended the invitation to the Board Members to participate in VTA's Family Day 2010 event, noting the Board may contact Michelle M. Garza, Board Assistant, if they are interested in attending the event.

Board Member Larsen noted the importance for VTA to be more aggressive and focus on increasing ridership ideas. Mr. Burns responded that staff is conducting in-house group brain storming sessions to come up with ideas to increase ridership. Mr. Burns stated a significant part of VTA's ridership base is tied directly to employment.

Board Member Larsen noted the importance for VTA to expand the in-house brain storming group and allow others the opportunity to participate and contribute.

#### **10. REPORT FROM THE CHAIRPERSON**

There was no report from the Chairperson.

#### **12. Citizens Advisory Committee (CAC) Chairperson's Report**

There was no Citizens Advisory Committee (CAC) Chairperson's Report.

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

There was no Policy Advisory Committee (PAC) Chairperson's Report.

**7. HEARING - NOTICE OF INTENTION TO ADOPT RESOLUTIONS OF NECESSITY**

Vice Chairperson Abe-Koga requested the Board of Directors adopt the following Items to elect to hear the Resolutions of Necessity for the projects then proceed to open the hearing: **Agenda Item #7.** Adopt a resolution electing to hear Resolutions of Necessity for the US 101 Auxiliary Lanes Project; and **Agenda Item #8.** Adopt a resolution electing to hear Resolutions of Necessity for the I-880 HOV Lane Widening Project.

Kevin Allmand, General Counsel, concurred with Vice Chairperson Abe-Koga, noting the first resolutions are to hear the resolutions of necessity for the projects.

**M/S/C (Page/Kniss)** to adopt **Resolution No. 2010.09.23** electing to hear Resolutions of Necessity for the US 101 Auxiliary Lanes Project, as required by State law. Motion approved by 4/5 of the Board (10 members).

**8. HEARING - NOTICE OF INTENTION TO ADOPT RESOLUTIONS OF NECESSITY**

**M/S/C (Page/Kniss)** to adopt **Resolution No. 2010.09.24** electing to hear Resolutions of Necessity for the I-880 HOV Lane Widening Project, as required by State law. Motion approved by 4/5 of the Board (10 members).

**7. HEARING - NOTICE OF INTENTION TO ADOPT RESOLUTIONS OF NECESSITY (continued)**

Bijal Patel, Congestion Management Agency (CMA) Property Development Deputy Director, reported that the recommendation pertains to property interests to be acquired for construction of the US 101 Auxiliary Lanes Project, which will add auxiliary lanes and extend existing HOV lanes on Highway 101 between Mountain View and Palo Alto.

Ms. Patel continued the public interest and necessity require the acquisition of highway easement and temporary construction easement property interests from five parcels of land for the US 101 Auxiliary Lanes Project.

Ms. Patel stated that staff has made numerous offers for the parcels of land and will continue to negotiate with the land owners. The owners of each of the properties have been notified of the hearing notice of intention to adopt the resolutions of necessity for the project.

Ms. Patel stated that staff has received a request to speak from Broadreach Capital Partners (BRCP) – Landmark, LLC.

**Public Presentation**

Pedro Marques, Representative speaking on behalf of BRCP – Landmark, LLC., stated that BRCP is in favor of the project and not trying to unnecessarily impede the progress of the project; however, BRCP contests the market valuation of the property. The remuneration offered by VTA is inadequate for the permanent loss of the 20 parking spaces.

**M/S/C (Kniss/Herrera)** to close hearing and adopt Resolutions of Necessity determining

that the public interest and necessity require the acquisition of highway easement and temporary construction easement property interests from five parcels of land owned by: BRCP-Landmark, LLC; Google, Inc.; Richard T. Peery & John Arrillaga (two properties); and the Santa Clara Valley Water District, located in Mountain View and Palo Alto, for the US 101 Auxiliary Lanes Project. Motion approved by 2/3 of the Board (8 members).

**Resolution No. 2010.09.25**

**Property ID/Assessor's Parcel Number/Owner**

61917 (APN 116-08-100) owned by BRCP-Landmark, LLC

**Resolution No. 2010.09.26**

**Property ID/Assessor's Parcel Number/Owner**

61918 (APN 116-13-033) owned by Google, Inc.

**Resolution No. 2010.09.27**

**Property ID/Assessor's Parcel Number/Owner**

61922 (APN 116-03-026) owned by Richard T. Peery & John Arrillaga

**Resolution No. 2010.09.28**

**Property ID/Assessor's Parcel Number/Owner**

61927 (APN 116-09-094) owned by Santa Clara Valley Water District

**Resolution No. 2010.09.29**

**Property ID/Assessor's Parcel Number/Owner**

61928 (APN 116-09-140) owned by Richard T. Peery & John Arrillaga

**8. HEARING - NOTICE OF INTENTION TO ADOPT RESOLUTIONS OF NECESSITY (continued)**

Ms. Patel reported that the recommendation pertains to property interests to be acquired for construction of the I-880 HOV Lane Widening Project, which will add 4.6 miles of high occupancy vehicle lanes in both directions of Interstate 880 between US Highway 101 and State Route 237.

Ms. Patel continued the public interest and necessity require the acquisition of fee, utility easement and temporary construction easement property interests from two parcels of land for the I-880 HOV Lane Widening Project.

Ms. Patel stated that the owners of each of the properties have been notified of the hearing notice of intention to adopt the resolutions of necessity for the project.

Ms. Patel stated that staff has received a request to speak from Ernest Speno on behalf of MVFT, LLC.

**Public Presentation**

Ernest Speno, Property Owner speaking on behalf of Mission Valley Ford Truck (MVFT), LLC, expressed concern regarding the loss of a 10 foot property strip used for two small billboards, which are owned by the City of San José. Mr. Speno stated that he is unable to attain a permit for the billboards and requested assistance to resolve the issue.

Upon inquiry from Board Member Larsen, Ms. Patel responded that the legal status of the property strip used for the two billboards is in question by the City of San José.

Ms. Patel stated the City of San José has not confirmed that they can authorize the billboard permit since Mr. Speno does not have documentation showing that he has the right to use the 10 feet property strip for the two billboards.

Board Member Gage suggested that a Board Member representing the City of San José work with Mr. Speno to address the billboard permit issue.

Board Member Herrera volunteered to have the City Attorney and City Council staff work with Mr. Speno.

Board Member Woodward expressed his support to move forward with the understanding that legal counsel will work with Mr. Speno regarding the billboard permit issue.

**M/S/C (Kniss/Page)** to close hearing and adopt Resolutions of Necessity determining that the public interest and necessity require the acquisition of fee, utility easement and temporary construction easement property interests from two parcels of land owned by: Caracol Ltd. and MVFT, LLC, located in San José, for the I-880 HOV Lane Widening Project. Motion approved by 2/3 of the Board (8 members).

**Resolution No. 2010.09.30**

**Property ID/Assessor's Parcel Number/Owner**

61815 (APN 237-08-075) owned by Caracol Ltd.

**Resolution No. 2010.09.31**

**Property ID/Assessor's Parcel Number/Owner**

61816 (APN 237-08-076) owned by MVFT, LLC

Alternate Board Member Matthews left the meeting at 6:37 p.m.

**REGULAR AGENDA**

**11. Report from the Ad-Hoc Financial Recovery Committee**

Board Member Page left the meeting at 6:38 p.m.

Board Member Gage provided a report on the September 1, 2010 Ad-Hoc Financial Recovery Committee meeting, noting the Committee was responsible to find a way to address VTA's \$40 million a year deficit. The assignment was a long and difficult process; however, the Committee and Stakeholders worked diligently to complete the assigned task.

The Committee and Stakeholders met twice monthly since January 2010 and weekly for the month of August 2010. The Committee was composed of Board Members Abe-Koga, Herrera, and Gage.

The Stakeholder Group consisted of representatives from the Chamber of Commerce, SVLG, the PAC, the CAC, the Committee for Transit Accessibility (CTA), Amalgamated Transit Union (ATU), Service Employees International Union (SEIU), American Federation of State, County, and Municipal Employees (AFSCME), Transportation Authority Engineers & Architects Association (TAEA), and the South Bay Labor Council.

The Committee and Stakeholders reviewed a significant amount of background material and received presentations from Moody's Analytics on the methodology and rationale for

VTA's sales tax forecasts. The Committee and Stakeholders received reports about other transit agencies experiences with contracted services, reviewed various approaches to forecasting, and performed several different scenarios.

Board Member Gage stated that VTA faces a serious financial challenge beyond the current economic downturn, noting the Committee and Stakeholders recognized the need to address the escalation in costs that caused the problem.

In the past, VTA has moved through difficult economic times with a strategy of belt tightening and using one time revenues; however, this is no longer possible. As a result, the Committee and Stakeholders came to a unanimous recommendation, which consists of three parts. A rank ordering of Priorities for VTA to consider as the budget is developed, a set of principles to follow in the creation of VTA's FY 2012 - 2013 Budget, and targets to achieve in addressing the structural deficit.

The Priorities establish the preservation of VTA's Transit Service as the first priority, which is followed by activities that directly support the provision of transit services. These priorities serve as a roadmap for replacing activities or services as new, sustainable revenue sources are discovered.

Board Member Gage continued that a series of six Key Financial Principles were developed, noting the first three establish the basis for the budget and the last three directly address the annual structural deficit that tie directly to the Deficit Reduction Targets.

Board Member Gage expressed his appreciation and thanked VTA's labor groups and the South Bay Labor Council for their willingness to support the important and difficult concept, which will establish reduction targets to achieve in the areas of Internal Efficiencies, Employee Expenses, and Service Delivery that will equate to the \$40 million deficit.

The reductions will involve sacrifice and cooperation on the part of management and labor to achieve success, noting there is still a great deal of work to accomplish to ensure VTA is on the road to long-term survival.

Board Member Gage stated the Committee and Stakeholders worked through a difficult process and extended his appreciation to Board Member Herrera and Vice Chairperson Abe-Koga, the Stakeholder Group, Mr. Burns, and staff for their diligent work and effort.

Vice Chairperson Abe-Koga and Board Member Herrera expressed appreciation and thanked Board Member Gage for his leadership and thanked the Stakeholder Group for their diligent work, dedication to reach a consensus, and for working collaboratively to develop several ideas.

Upon query from Board Member Larsen, Board Member Gage responded that the Priorities, Principles, and Reduction Targets as adopted will be distributed to the Board Members within the next two days, noting the item will be an Information Item agendaized at the October 7, 2010 Board of Directors Meeting then forwarded for consideration as an Action Item at the November 4, 2010 Board of Directors Meeting.

Board Member Herrera expressed appreciation and thanked Jim Lawson, Executive Policy Advisor and Ad-Hoc Financial Recovery Committee Staff Liaison, for his diligent work and effort.

### **Public Presentation**

Eugene Bradley, Silicon Valley Transit Union, distributed a handout related to the Ad-Hoc Financial Recovery Committee recommendations. Mr. Bradley urged the Board to consider the Silicon Valley Transit Union recommendations to address VTA's financial constraints.

Lavon Hamilton, Ad-Hoc Financial Recovery Committee Stakeholder, expressed appreciation and thanked the Board of Directors for allowing each union representation at VTA to participate in the Ad-Hoc Financial Recovery Committee. Ms. Hamilton noted the importance for VTA's unions to provide input and assist in developing the recommendations.

Mr. Ludwig concurred with Mr. Bradley's comments and urged the Board of Directors to consider the Silicon Valley Transit Union recommendations.

### **19. Vehicle Emissions Reduction Based at Schools (VERBS) Program**

John Ristow, Chief CMA Officer, reported that the Metropolitan Transportation Commission (MTC) directed each county's CMA to develop an approach to administer a new funding program that focuses on reducing Greenhouse Gases (GHG) by promoting walking, biking, transit, and carpooling to school.

Mr. Ristow stated the Vehicle Emissions Reduction Based at Schools (VERBS) Program will build on and expand the existing Safe Routes to School Program efforts within the Santa Clara County by providing additional funds and expand coverage to the high schools. The Program will fund infrastructure and non-infrastructure projects, which are necessary to create a County wide program to further reduce GHG emissions.

If the recommendation is approved by the Board Members, VTA will issue a Call for Projects in September then forward the proposed project list for consideration to the December 9, 2010 Board of Directors Meeting.

Upon query from Board Member Kniss, Mr. Ristow responded each project will be screened to ensure that it contains all of the screening criteria then the scoring committee will score the projects based on merit.

Board Member Kniss noted the importance for the project selection to be geographically balanced and equitable, noting some areas do not receive their fair share of project grant funding.

Board Member Larsen concurred with Board Member Kniss' comments and concerns.

**M/S/C (Gage/Herrera)** to approve the evaluation criteria and procedures for selecting projects and awarding Vehicle Emissions Reductions Based at Schools (VERBS) Program grants.

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**26. Silicon Valley Rapid Transit (SVRT) Program Update**

Mr. Burns noted the SVRT Program Update will be a standing item on the Board of Directors Regular Agenda to provide key significant updates on the project status.

Carolyn M. Gonot, Chief SVRT Officer, reported that the Federal Transit Administration (FTA) approved the BART Silicon Valley Berryessa Extension (SVBX) Project into the preliminary engineering phase of the Federal New Starts Program in December 2009.

VTA is working with the FTA to meet the September 10, 2010 submittal requirements to advance into the next phase of the Federal New Starts Program, noting that VTA anticipates moving into Final Design Phase in December 2010.

Ms. Gonot commented that VTA is working with BART in their vehicle procurement process to include 60 vehicles for the BART SVBX Project, noting the contract award is scheduled for July 2011. The SVBX vehicles will be maintained at the Hayward Facility, which requires an investment to modify the existing facilities.

In May, VTA's Board authorized the General Manager to pursue Design Build as the delivery method for the BART SVBX Project, noting VTA anticipates the project will be delivered using two separate contract packages.

VTA will host a Design Build Contract Information Forum scheduled on Thursday, September 30, 2010 at the San Jose Convention Center. The Design Build Contract Request for Qualifications (RFQ) is scheduled to be issued on October 8, 2010, noting VTA will issue the Request for Proposals (RFP) in January 2011 then award the contract in September 2011.

Ms. Gonot provided a brief overview of the presentation entitled, "Berryessa Extension Project Update September 2010," highlighting: 1) Milpitas Campus Plan; 2) Milpitas Station; 3) Berryessa Campus Plan; 4) Berryessa Station; and 5) Corridor Preparation.

**On order of Vice Chairperson Abe-Koga** and there being no objection, the Silicon Valley Rapid Transit Program Update was received.

**27. Valley Transportation Authority (VTA) – Amalgamated Transit Union (ATU) Pension Plan Actuarial Valuation**

Ali Hudda, Deputy Director of Accounting, reported that EFI Actuaries prepared the actuarial valuation report of the Plan as of January 1, 2010. The VTA/ATU Pension Plan Actuarial Valuation is performed annually to determine the financial condition and contribution requirements of the Plan, to project and analyze trends in plan cost, and to present the items required for disclosure under Statement No. 25 of the Governmental Accounting Standards Board (GASB).

Mr. Hudda stated that EFI Actuaries recommended that the Plan contribution rate decrease from 18.25 percent of covered payroll to approximately 18 percent for Fiscal Year 2011.

The Plan had Actuarial Assets of \$354.8 million and Actuarial Accrued Liability (AAL) of \$462.9 million, which resulted in a decrease in Unfunded Actuarial Accrued Liability (UAAL) from \$117.6 million to \$108.1 million compared to the previous year.

VTA's Board of Pensions reviewed key economic assumptions for the Plan and determined the current 8 percent assumed rate of return was appropriate.

Mr. Hudda introduced Graham Schmidt, EFI Actuaries Representative, who provided a brief overview of the presentation entitled, "VTA/ATU Pension Plan - 2010 Actuarial Valuation," highlighting: 1) Plan Cost; 2) Funded Status; 3) Peer Group Comparisons; 4) Economic Assumptions; and 5) GASB Preliminary Views.

**On order of Vice Chairperson Abe-Koga** and there being no objection, a report on the VTA-ATU Pension Plan Actuarial Valuation as of January 1, 2010 was received.

**28. State Route 152 Trade Corridor Project**

Mr. Ristow reported on the improvements to SR 152 between US 101 and SR 99 as an east-west Trade and Mobility Corridor. In December 2008, the California Transportation Commission (CTC) awarded \$5 million in Interregional Transportation Improvement Program (ITIP) funds to study SR 152 between US 101 in Santa Clara County and SR 99 in Madera County.

In February 2009, VTA's Board of Directors approved \$5 million in local funds to match the \$5 million funds from ITIP and to negotiate an amendment to the contract with HDR Engineering related to the evaluation of a new SR 152 alignment in the unincorporated areas of Santa Clara County and San Benito Counties from the SR 152/156 Interchange to SR 25.

Casey Emoto, Deputy Director of Project Development, provided a brief overview of the presentation entitled, "State Route (SR) 152 Trade Corridor Project Status," highlighting: 1) Project Goals and Objectives; 2) Corridor Significance; 3) Project Description – Route Characteristics; 4) Truck Data: East–West Crossing Distribution; 5) Need for Corridor Improvements; 6) Highway Improvements Traffic and Revenue Study; 7) Order of Magnitude Costs; 8) Tolling Alternatives; 9) Financing Capacity Assessment; 10) Traffic and Revenue Study Summary; 11) Alternative 3 – A (Shared Corridor); 12) Stakeholder Outreach; 13) Schedule Overview; and 14) Next Steps for SR 152.

The SR 152 Trade Corridor project started in July 2009, where the first phase of work focused on evaluation of existing conditions, outreach to interested stakeholders, high level assessment of improvement alternatives, and an assessment of possible approaches for financing improvements.

Mr. Emoto commented that the specific work elements include evaluating highway improvements to support trade traffic and greater area mobility as well as investigating tolling as a possible source of funding for construction, operation, and maintenance of the proposed improvements.

VTA completed an initial Traffic and Revenue Feasibility Study (T&R), which evaluated ten different tolling alternatives along the corridor including the infrastructure improvements necessary to implement the project.

Mr. Emoto stated that VTA is currently in the process of developing the next phase of work, which is focused on the environmental clearance phase of the project.

Mr. Ristow stated that VTA has worked collaboratively on this project with the CTC; Caltrans Districts 4, 5, 6, and 10; the cities of Gilroy and Los Banos; the counties of Santa Clara, San Benito, Merced, and Madera; and other interested parties.

**On order of Vice Chairperson Abe-Koga** and there being no objection, a status report on State Route (SR) 152 Trade Corridor Project was received.

## **OTHER ITEMS**

### **29. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION**

There were no Items of Concern and Referral to Administration.

### **30. MONTHLY LEGISLATIVE HISTORY MATRIX**

**On order of Vice Chairperson Abe-Koga** and there being no objection, the Monthly Legislative History Matrix was accepted as contained in the Agenda Packet.

### **31. REPORTS (UNAPPROVED MINUTES) FROM STANDING COMMITTEES**

#### **A. Administration and Finance Committee**

**On order of Vice Chairperson Abe-Koga** and there being no objection, the August 19, 2010 Administration and Finance Committee Minutes were accepted as contained in the Agenda Packet.

#### **B. Congestion Management Program and Planning Committee**

**On order of Vice Chairperson Abe-Koga** and there being no objection, the August 20, 2010 Congestion Management Program and Planning Committee Minutes were accepted as contained in the Agenda Packet.

#### **C. Transit Planning and Operations Committee**

**On order of Vice Chairperson Abe-Koga** and there being no objection, the August 19, 2010 Transit Planning and Operations Committee Minutes were accepted as contained in the Agenda Packet.

#### **D. Audit Committee**

There was no report from the Audit Committee.

### **32. REPORTS (UNAPPROVED MINUTES) FROM ADVISORY COMMITTEES**

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

There was no report from the Committee for Transit Accessibility (CTA).

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

**On order of Vice Chairperson Abe-Koga** and there being no objection, the August 11, 2010 Citizens Advisory Committee (CAC) and 2000 Measure A Citizens Watchdog Committee (CWC) Minutes were accepted as contained in the Agenda Packet.

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

**On order of Vice Chairperson Abe-Koga** and there being no objection, the August 11, 2010 Bicycle & Pedestrian Advisory Committee (BPAC) Minutes were accepted as contained in the Agenda Packet.

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

**On order of Vice Chairperson Abe-Koga** and there being no objection, the August 12, 2010 Technical Advisory Committee (TAC) Minutes were accepted as contained in the Agenda Packet.

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

**On order of Vice Chairperson Abe-Koga** and there being no objection, the August 12, 2010 Policy Advisory Committee (PAC) Notice of Cancellation was accepted as contained in the Agenda Packet.

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

**A. Peninsula Corridor JPB**

**On order of Vice Chairperson Abe-Koga** and there being no objection, the Summary Notes from the September 2, 2010 Peninsula Corridor Joint Powers Board were accepted as contained on the dais.

**B. Capitol Corridor JPB**

There was no report from the Capitol Corridor Joint Powers Board.

**C. Dumbarton Rail Corridor Policy Committee**

There was no report from the Dumbarton Rail Corridor Policy Committee.

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

There was no report from the Metropolitan Transportation Committee.

**E. Sunol Smart Carpool Lane Joint Powers Authority**

**On order of Vice Chairperson Abe-Koga** and there being no objection, the Summary Notes from the August 9, 2010 Sunol Smart Carpool Lane Joint Powers Authority Governing Board were accepted as contained on the dais.

**34. 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 and BART Warm Springs Extension PAB**

There was no report from the Silicon Valley Rapid Transit Corridor and BART Warm Springs Extension PAB.

**C. Downtown East Valley PAB**

There was no report from the Downtown East Valley PAB.

**35. ANNOUNCEMENTS**

There were no Announcements.

**36. ADJOURNMENT**

**On order of Vice Chairperson Abe-Koga** and there being no objection, the meeting was adjourned in memory of VTA employee Tim Loughran at 7:24 p.m.

Respectfully submitted,

Michelle M. Garza, Board Assistant  
VTA Office of the Board Secretary