BOARD OF DIRECTORS MEETING
Thursday, October 2, 2014
MINUTES

1. CALL TO ORDER AND ROLL CALL

The Regular Meeting of the Santa Clara Valley Transportation Authority’s (VTA) Board of Directors was called to order by Chairperson Kalra at 5:34 p.m. in the Board of Supervisors’ Chambers, County Government Center, 70 West Hedding Street, San José, California.

1.1. ROLL CALL

<table>
<thead>
<tr>
<th>Attendee Name</th>
<th>Title</th>
<th>Status</th>
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<tbody>
<tr>
<td>Jason Baker</td>
<td>Alternate Board Member</td>
<td>Absent</td>
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<tr>
<td>Xavier Campos</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Larry Carr</td>
<td>Alternate Board Member</td>
<td>Absent</td>
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<tr>
<td>Cindy Chavez</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Dave Cortese</td>
<td>Alternate Board Member</td>
<td>Absent</td>
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<tr>
<td>Jose Esteves</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Rose Herrera</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Ash Kalra</td>
<td>Chairperson</td>
<td>Present</td>
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<tr>
<td>Johnny Khamis</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Rich Larsen</td>
<td>Alternate Board Member</td>
<td>Present</td>
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<tr>
<td>Sam Liccardo</td>
<td>Ex-Officio</td>
<td>Absent</td>
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<tr>
<td>Jamie Matthews</td>
<td>Alternate Board Member</td>
<td>Absent</td>
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<tr>
<td>Joe Pirzynski</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Gail A. Price</td>
<td>Board Member</td>
<td>Present</td>
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<td>Donald Rocha</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>David Whittum</td>
<td>Board Member</td>
<td>Present</td>
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<tr>
<td>Perry Woodward</td>
<td>Vice Chairperson</td>
<td>Present</td>
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<tr>
<td>Ken Yeager</td>
<td>Board Member</td>
<td>Present</td>
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* Alternates do not serve unless participating as a Member.

A quorum was present.

1.2. Orders of the Day

Chairperson Kalra requested that the following item be removed from the Regular Agenda and places on the Consent Agenda: Agenda Item #7.2, Amendment to Employment Contract for General Manager Nuria I. Fernandez, to Change the Performance Evaluation Rating Period. He noted that the only change in the proposed amendment is the performance rating period from a fiscal year to a calendar year.
Chairperson Kalra indicated several members of the public expressed interest in addressing the Board of Directors regarding items on the Consent Agenda and noted they would be allowed to provide comment prior to the approval of the Consent Agenda.

**Public Comment**

The following members of the public provided comments on Agenda Item #6.11, Valley Transportation Plan (VTP) 2040: Final Document:

- John Chen, Interested Citizen, made the following comments: 1) opposed additional lanes on State Route (SR) 85; 2) consider more mass transportation options in the West Valley; and 3) consider adding transit connections from Saratoga to the Sunnyvale Caltrain station and future VTA BART Silicon Valley stations.

- Cheriel Jensen, Interested Citizen, commented that the VTP 2040 should have an Environmental Impact Report (EIR) and should be put forth for public review.

- Paul Krug, Interested Citizen, commented that additional lanes on SR 85 will not improve traffic congestion on pinch points.

- Barry Chang, Interested Citizen, commented that the VTP 2040 should be put forth for public review and expressed concern on express lane plans on SR 85.

Board Member Price made the following inquiries concerning Agenda Item #6.13, Update on Senate Bill (SB) 743 Changes to California Environmental Quality Act (CEQA) Transportation Analysis: 1) what are staff concerns regarding definition and utilization of vehicle miles traveled (VMT) as it relates to traffic impact analysis; 2) how will VTA work with appropriate Member Agency staff on implementation of new procedures; and 3) asked for clarification on use of level of service (LOS) metric.

John Ristow, Director of Planning and Program Development, provided a brief overview of SB 743 and responded to Board Member Price’s questions, noting: 1) VTA will work with regional, state, and national partners to determine how VMT will be measured and applied; 2) VTA will work with Member Agencies and County on implementation; 3) staff is developing comments to the Governor’s Office of Planning and Research (OPR) regarding the draft guidelines; and 4) Member Agencies may retain LOS standards outside the CEQA process, such as their General Plans.

Board Member Whittum expressed concern that VMT is difficult to calculate and abandoning LOS may result in more congestion. Mr. Ristow added that SB 743 has already been signed into law.
Public Comment (continued)

The following Interested Citizens expressed concern on express lane plans on SR 85 noting the following: 1) opposed construction of additional lanes; 2) suggested considering more innovative solutions; 3) commented on noise level along the corridor; and 4) suggested addressing pinch points along the corridor.

- Walter Huff
- Lis Lacey
- Lee Pennington
- Donna Poppenhagen

Omar Chatty, Interested Citizen, made the following comments: 1) expressed support for additional lanes on SR 85; 2) noted accident rate on SR 152; 3) suggested that transit-oriented developments be evaluated for effectiveness; and 4) inquired on a document that defines VTA’s highway project prioritization criteria.

Upon query of Board Member Whittum, Mr. Ristow provided a brief overview of the VTP 2040, noting that the document does not require an EIR, however, projects listed on the VTP 2040 may need an EIR as it moves forward.

Board Member Rocha requested to remove Agenda Item #6.17, I-280 Ramp Metering After Study, from the Consent Agenda and be placed on the Regular Agenda for discussion. Chairperson Kalra noted the item could be discussed after Agenda Item #7.1, Amended and Restated Ordinance 98.1, Vehicles and Facilities – First Reading.

Board Member Esteves noted his opposition on Agenda Item #6.11, Valley Transportation Plan 2040: Final Document, referencing express lane plans in the document.

M/S/C (Campos/Khamis) on a vote of 10 ayes, 1 no and 0 abstentions to accept the Orders of the Day, and approve the Consent Agenda, as amended. Board Member Esteves opposed on Agenda Item #6.11.

<table>
<thead>
<tr>
<th>RESULT:</th>
<th>ADOPTED (Orders of the Day, Consent Agenda Items #: 6.1-6.10, 6.12-6.16, 6.18-6.21)</th>
</tr>
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<tbody>
<tr>
<td>MOVER:</td>
<td>Xavier Campos, Board Member</td>
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<tr>
<td>SECONDER:</td>
<td>Johnny Khamis, Board Member</td>
</tr>
<tr>
<td>AYES:</td>
<td>Campos, Chavez, Esteves, Kalra, Khamis, Pirzynski, Price, Rocha, Whittum, Woodward, Yeager</td>
</tr>
<tr>
<td>NOES:</td>
<td>None</td>
</tr>
<tr>
<td>ABSENT:</td>
<td>Herrera</td>
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</tbody>
</table>

NOTE: M/S/C MEANS MOTION SECONDED AND CARRIED AND, UNLESS OTHERWISE INDICATED, THE MOTION PASSED UNANIMOUSLY.
RESULT: ADOPTED (Consent Agenda Item #6.11)
MOVER: Xavier Campos, Board Member
SECONDER: Johnny Khamis, Board Member
AYES: Campos, Chavez, Kalra, Khamis, Pirzynski, Price, Rocha, Whittum, Woodward, Yeager
NO: Esteves
ABSENT: Herrera

2. AWARDS AND COMMENDATION

2.1 Employees of the Month for October 2014


Chairperson Kalra also recognized Bajinder Sandhu, Human Resources Analyst, River Oaks Administration, as Employee of the Month for August 2014.

2.2 Board Resolutions of Appreciation - price/khamis

The Board of Directors thanked Sandra Weymouth, former VTA Board Secretary and Acting Chief of Staff, and Mark Robinson, Director of Engineering & Construction, for their service and congratulated them on their retirement.

M/S/C (Price/Khamis) to adopt Resolution Nos. 2014.10.24 and 2014.10.25 of appreciation for retiring VTA staff Sandra Weymouth, former VTA Board Secretary and Acting Chief of Staff, and Mark Robinson, Director of Engineering & Construction.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gail Price, Board Member
SECONDER: Johnny Khamis, Board Member
AYES: Campos, Chavez, Esteves, Kalra, Khamis, Pirzynski, Price, Rocha, Whittum, Woodward, Yeager
ABSENT: Herrera

3. PUBLIC COMMENT

Maria Kim, Interested Citizen, expressed concern regarding on-time performance of Outreach and Escort Incorporated (OUTREACH) and offered the following comments: 1) stagger client pick-ups in a given time period; 2) upgrade dispatcher software technology to aid in efficiency; 3) increase vendors to increase service; and 4) designate a coordinator who can provide periodic OUTREACH performance report to staff or the Board of Directors.
Board Member Whittum expressed interest in receiving an OUTREACH performance update at a future Board meeting.

Craig Bright, Interested Citizen, expressed concern on VTA claims process.

John Rainville, Interested Citizen, made the following comments: 1) suggested modifying schedules for Bus Lines 26 and 70 to account for passengers who require additional loading/unloading time; and 2) suggested staff investigate station lighting issues along the Bus Line 71 route on Quimby Road.

James Wightman, Interested Citizen, made the following comments: 1) suggested adding closed-circuit cameras at Santa Clara Transit Center and Old Ironsides Station; 2) inquired on the construction start date for the Mountain View Double Track Project; and 3) suggested to maintain two-car trains during certain hours at Paseo de San Antonio Station to accommodate passenger load.

Mr. Chatty made the following comments: 1) commended VTA’s efficiency during Levi’s Stadium event days; 2) expressed appreciation to Chairperson Kalra for his transparency on the Envisioning Silicon Valley initiative; and 3) opined that toll road revenues should be reinvested on roads.

4. PUBLIC HEARINGS

There were no Public Hearings.

5. REPORTS


Herman Wadler, Vice Chairperson, Citizens Advisory Committee (CAC)/2000 Measure A Citizens Watchdog Committee (CWC), provided a brief report of the September 10, 2014, CAC/CWC Regular Meeting, noting the following recommendations and comments: 1) approval of VTP 2040; 2) adoption of the updated Transportation Impact Analysis (TIA) Guidelines; 3) reviewed the Amended and Reinstated Ordinance 98.1, Vehicles and Facilities; 4) reviewed and expressed support on the proposal to establish a Governance Committee; and 5) received an overview of the potential transportation ballot measure process.

Board Member Esteves left the meeting at 6:33 p.m.

5.2. Policy Advisory Committee (PAC) Chairperson’s Report

Howard Miller, Chairperson, Policy Advisory Committee (PAC), provided a brief report of the September 11, 2014, PAC Regular Meeting noting the following recommendations for Board approval and discussion items: 1) approval of VTP 2040; 2) adoption of the updated TIA Guidelines; 3) received an overview of the potential transportation ballot measure process; 4) received a presentation from SPUR staff regarding its report on VTA entitled “Freedom to Move”; 5) reviewed
the Amended and Reinstated Ordinance 98.1, Vehicles and Facilities; and 6) expressed support on the proposal to establish a Governance Committee.

Mr. Miller announced the upcoming Silicon Valley Turkey Trot on November 27, 2014, and expressed support for the formation of a VTA team to participate in the event.

5.3. **General Manager’s Report**

Nuria I. Fernandez, General Manager, provided a report, highlighting:

- Ridership Report for August 2014, noting total system ridership increased 1.7% compared to the same period last year. Ms. Fernandez further noted the Levi’s Stadium events contributed to the overall ridership increase.

- Clipper Ridership at 1.25 million.

- Release of VTA report, "Driving the Economy of Silicon Valley: VTA’s Capital Program Delivers,” outlining how investments in transportation infrastructure contribute to the region’s economic vitality.

- Attended the September 10, 2014, Santa Clara County City Managers Association meeting and presented on the Envisioning Silicon Valley process.

- VTA events in September 2014, noting: 1) celebration of National Rail Safety Month, including the distribution of the “Stay Safe, Stay Alive!” brochure to the community; 2) Hispanic Heritage Diversity Symposium on September 23, 2014; and 3) visit from former San Francisco 49ers Earl Cooper.

- Upcoming October 2014 VTA events, including: 1) "Meet the Primes" event on October 7, 2014, to be held at the VTA River Oaks campus; 2) "Hack my Ride: VTA’s Transportation Idea Jam" event on October 25-26, 2014 to be held at the Tech Museum of Innovation in San Jose; and 3) first semi-annual Service Award Celebration for employees who achieved 25, 30, 35, or 40 years of service to be held on October 9, 2014, in the River Oaks Auditorium.

- Introduced Captain David Lera, Santa Clara County Sheriff’s Department, who reported on Security and Public Safety, highlighting the following: 1) August and September 2014 statistics for the Sheriff Transit Patrol and citations from the VTA Fare Inspectors; and 2) introduced new members of the VTA Transit Patrol Division, Deputy Tyrone Monroe and his K-9 partner, "Niner".

5.3.A **VTA's BART Silicon Valley Program Update**

Carolyn Gonot, Director of Engineering & Transportation Infrastructure Development, provided a brief report and presentation, highlighting:
1) completion of bridges over Warren Avenue in the City of Fremont;  
2) current project activities in the Cities of Milpitas and San Jose;  
3) Project Integrated Summary schedule; and 4) Project Cost Summary.

5.3.B. **Metropolitan Transportation Commission (MTC) and California Transportation Commission (CTC) activities**

Scott Haywood, Policy & Community Relations Manager, provided a brief report, noting the MTC approved $8 million grant to VTA for the Mountain View Double-Track Project.

5.4. **Chairperson’s Report**

Chairperson Kalra provided a brief report, noting: 1) Board approval of the creation of the Ad Hoc Committee on Envisioning Silicon Valley, highlighting staff reports from its first meeting on October 2, 2014; and 2) cancellation of the October 10, 2014, Board of Directors Workshop Meeting.

5.4.A. **Levi’s Stadium Transit Program Committee Report**

There was no Levi’s Stadium Transit Program Committee report.

6. **CONSENT AGENDA**

6.1. **Board of Directors Special Meeting Minutes of August 15, 2014**

M/S/C **(Campos/Khamis)** to approve the Board of Directors Special Meeting Minutes of August 15, 2014.

6.2. **Board of Directors Regular Meeting Minutes of August 28, 2014**

M/S/C **(Campos/Khamis)** to approve the Board of Directors Regular Meeting Minutes of August 28, 2014.

6.3. **BPAC Reappointments**

M/S/C **(Campos/Khamis)** to ratify the appointments to the Bicycle & Pedestrian Advisory Committee for the two-year term ending June 30, 2016 of: 1) Paul Goldstein, representing the City of Palo Alto; and 2) Kristal Caidoy, representing the City of Milpitas.

6.4. **Closed Circuit Television at Various Locations Phase 2**

M/S/C **(Campos/Khamis)** to authorize the General Manager to execute a contract with Itech Solution, the lowest responsible bidder, in the amount of $415,000 for the procurement and installation of Closed Circuit Television at Various Locations Phase 2.
6.5. **Combined Landscaping Maintenance Project Contract Award (Rebid)**

M/S/C (Campos/Khamis) to authorize the General Manager Manager to execute a contract with Restoration Resources, the lowest responsible bidder, in the amount of $348,425 or the Combined Landscaping Maintenance Project (Rebid).

6.6. **On-Call Right-of-Way Engineering, Survey and Aerial Photography Services**

M/S/C (Campos/Khamis) to authorize the General Manager to execute On-Call Right-of-Way Engineering, Survey and Aerial Photography Services task order contracts with up to six of the following firms: BKF Engineers; Chaudhary & Associates, Inc.; HMH Engineers; Psomas; R.E.Y. Engineers, Inc; and Towill, Inc. The executed contracts would span a maximum five-year period and the total of all executed contracts would not exceed $7,500,000.

6.7. **Fourth Amendment to the San Jose Arena Cooperative Parking Management Agreement**

M/S/C (Campos/Khamis) to authorize the General Manager to enter into a Fourth Amendment to the Cooperative Parking Agreement Permitting the Shared Use of Parking at the San Jose Diridon Caltrain Station (Agreement), between the Peninsula Corridor Joint Powers Board (PCJPB) and San Jose Arena Management, LLC (SJAM), granting a five-year extension on revised profit-sharing terms for the management of parking lots collectively owned by VTA and PCJPB at the Diridon Caltrain Station during events at SAP Center (Arena).

6.8. **Limited-Use Smart Cards (LUSC) for Vending Day Passes from Bus Fareboxes- Authorization to Use Preferred Vendor**

M/S/C (Campos/Khamis) to authorize the General Manager to execute a sole source contract for a not to exceed amount of $810,000 with Electronic Data Magnetics, Inc. (EDM) for the purchase of 3.0 million limited-use smart cards (LUSCs) for vending VTA Transit Day Passes from bus fareboxes.

6.9. **Renewal of Employee Health Benefit Contracts**

M/S/C (Campos/Khamis) to authorize the General Manager to renew health benefit contracts with Kaiser, United Health Care (UHC) Medicare, and Valley Health medical plans for SEIU, ATU and TAEA represented employees and retirees for calendar year 2015; and to renew Delta Dental, Pacific Union Dental, Vision Service Plan, CIGNA insurance and Custom Benefit Administrators for all VTA employees for calendar year 2015.

6.10. **Upper Penitencia Creek Trail Addendum**

M/S/C (Campos/Khamis) to consider the Addendum to the Initial Study/Mitigated Negative Declaration (IS/MND) and approve the design changes to the Upper Penitencia Creek Improvement Project (UPC Project).
6.11. **Valley Transportation Plan 2040: Final Document**

M/S/C (Campos/Khamis) on a vote of 10 ayes, 1 no and 0 abstentions to approve the Valley Transportation Plan 2040 (VTP 2040) as Santa Clara County’s long-range countywide transportation plan. Board Member Esteves opposed.

6.12. **Adopt the Updated VTA Transportation Impact Analysis (TIA) Guidelines**

M/S/C (Campos/Khamis) to adopt the updated VTA Transportation Impact Analysis (TIA) Guidelines.

6.13. **Update on SB 743 Changes to CEQA Transportation Analysis**

M/S/C (Campos/Khamis) to receive a staff presentation on the Preliminary Discussion Draft of Updates to the CEQA Guidelines Implementing SB 743 by the Governor’s Office of Planning and Research.


M/S/C (Campos/Khamis) to receive a report on the VTA-ATU Pension Plan Actuarial Valuation as of January 1, 2014.

6.15. **Transit Service Changes - October 2014**

M/S/C (Campos/Khamis) to receive a report on the October 2014 Transit Service Changes.


M/S/C (Campos/Khamis) to receive the report from SPUR on VTA entitled “Freedom to Move”.

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


6.18. **Update on Regional Tolling Policies on Express Lanes**

M/S/C (Campos/Khamis) to receive update on regional tolling policies on express lanes.


M/S/C (Campos/Khamis) to receive the Programmed Projects Quarterly Monitoring Report for April to June 2014.


6.21. **Legislative Update Matrix**

M/S/C (Campos/Khamis) to review the Legislative Update Matrix.

7.2. **Amendment to Employment Contract for General Manager Nuria I. Fernandez, to Change the Performance Evaluation Rating Period**

M/S/C (Campos/Khamis) to amend the employment contract for General Manager Nuria I. Fernandez to change the performance evaluation rating period from a fiscal year to a calendar year term.

7. **REGULAR AGENDA**

7.1. **Amended and Restated Ordinance 98.1, Vehicles and Facilities – First Reading**

Bijal Patel, Deputy Director of Real Estate, provided a background and overview report of the first reading of the Amended and Restated Ordinance 98.1, Vehicles and Facilities, and noted next steps.

Board Member Yeager expressed support for the addition of prohibition of e-cigarettes in the ordinance.

Upon query of Board Member Whittum, Ms. Patel provided the following clarifications: 1) staff is in the process of developing the Policy for Third-Party Use of VTA Property to address private commuter shuttle providers who wish to enter and utilize VTA transit facilities; and 2) noted ordinance objective in managing parking demand for public transit users.

Ms. Fernandez noted that parking on VTA Park & Ride facilities must be prioritized for transit users.

Board Member Whittum expressed support for the ordinance’s goals.

Board Member Chavez commended staff on the report and offered the following comments: 1) aim for balance between partnership with private shuttle providers and use of public assets; 2) ensure private shuttle providers are licensed and insured; and 3) coordinate with law enforcement partners on public safety issues.

Board Member Khamis commented that there is high parking demand at the Ohlone/Chynoweth Park & Ride lot and inquired on parking enforcement issues.

Ms. Patel noted that VTA relies on commuter shuttles providing good faith numbers on their parking demand and the permitting/licensing process should allow for efficient coordination between VTA and private partners.

**M/S/C (Yeager/Pirzynski)** to waive the first reading beyond the title of the ordinance.

Upon query of Board Member Whittum, Ms. Patel clarified the definition of “transit facility” in the ordinance and noted that bus stops on local streets are included in the permitting process.
Public Comment

Roland Lebrun, Interested Citizen, commented that access to the Park-and-Ride lot may be regulated with a Clipper card.

Edward Mason, Interested Citizen, expressed concern on possible traffic impacts on local neighborhoods due to private commuter shuttles loading/unloading passengers near bus stops, and expressed support on implementing a fee to use public transit facilities.

Diana Hermone, ATU, Local 265, VTA Bus Operator, expressed concern that private buses might adversely affect bus operators’ ability to effectively serve transit users.

Board Member Herrera arrived at the meeting and took her seat at 7:18 p.m.

Satnam Gill, Interested Citizen, expressed opposition to the use of transit facilities by private commuter shuttles. He added safety and jurisdiction should be considered.

In response to inquiries from Board Member Whittum, Jim Lawson, Director of Government Affairs and Executive Policy Advisor, noted the following: 1) traffic impacts on local streets upon implementation of the ordinance are unknown at this time; 2) the permitting process should help in regulation of the use of bus stops and coordination with local law enforcement; 3) the operations aspect of the ordinance is not subject to CEQA; and 4) VTA will work collaboratively with Member Agencies upon implementation of the ordinance, and provide updates to the Board of Directors as necessary.

M/S/C (Chavez/Rocha) to (a) Introduce Amended and Restated Ordinance 98.1, Vehicles and Facilities, which updates references to relevant California statutes, adds restrictions that align with current issues faced by the VTA, updates references to the Santa Clara Valley Transportation Authority’s name, and clarifies the conditions under which third parties may use transit vehicles, transit facilities and administrative facilities; (b) Consider the proposed Amended and Restated Ordinance 98.1; and (c) Direct that Amended and Restated Ordinance 98.1 be placed on the agenda for the next regularly scheduled Board meeting for adoption.

RESULT: APPROVED [UNANIMOUS]
MOVER: Cindy Chavez, Board Member
SECONDER: Donald Rocha, Board Member
AYES: Campos, Chavez, Herrera, Kalra, Khamis, Pirzynski, Price, Rocha, Whittum, Woodward, Yeager
NOES: None
ABSENT: Esteves
7.2.  (Removed from the Regular Agenda and placed on the Consent Agenda.)

Amend the employment contract for General Manager Nuria I. Fernandez to change the performance evaluation rating period from a fiscal year to a calendar year term.

6.17.  **I-280 Ramp Metering After Study**

Upon query of Board Member Rocha, Mr. Ristow provided a brief overview of the report and noted the following: 1) clarified queue length figures stated on the report; 2) process to adjust ramp metering timings as conditions warrant it; and 3) next steps, including a forthcoming comprehensive study of Interstate 280 for potential new capital or technological improvements.

**On order of Chairperson Kalra** and there being no objection, the Board of Directors received an update on the I-280 ramp metering study.

8. **OTHER ITEMS**

8.1.  **ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION**

Chairperson Kalra noted the earlier request for a follow up report concerning OUTREACH service issues.

Board Member Price requested staff clarification on potential fiscal impact of Agenda Item #7.1, Amended and Restated Ordinance 98.1, Vehicles and Facilities – First Reading, as the ordinance may require additional staff labor costs due to additional safety and security enforcement.

Board Member Herrera referred to the ordinance and asked about fees and monitoring process.

8.2.  **Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions.**

8.2.A.  **VTA Standing Committees**

- Congestion Management Program & Planning (CMPP) Committee – There was no report.
- Administration & Finance (A&F) Committee – There was no report.
- Transit Planning & Operations (TP&O) Committee – The September 18, 2014, Minutes were accepted as contained on the dais.

8.2.B.  **VTA Advisory Committees**

- Committee for Transit Accessibility (CTA) – There was no report.
- Citizens Advisory Committee (CAC) and 2000 Measure A Citizens Watchdog Committee (CWC) – There was no report.
- Bicycle & Pedestrian Advisory Committee (BPAC) – The September 10, 2014, Minutes were accepted as contained on the dais.
• Technical Advisory Committee (TAC) – The September 11, 2014, Minutes were accepted as contained in the Agenda Packet.

• Policy Advisory Committee (PAC) – There was no report.

8.2.C. **VTA Policy Advisory Boards (PAB)**

• Downtown East Valley PAB – The September 4, 2014, Cancellation Notice was accepted as contained in the Agenda Packet.

• Diridon Station Joint Policy Advisory Board – The September 19, 2014, Cancellation Notice was accepted as contained in the Agenda Packet.

• El Camino Real Rapid Transit PAB – There was no report.

8.2.D. **Joint Powers Boards and Regional Commissions**

• Peninsula Corridor JPB – The October 2, 2014, Summary Notes were accepted as contained on the dais.

• Capitol Corridor JPB – The September 17, 2014, Summary Notes were accepted as contained on the dais.

• Dumbarton Rail Corridor Policy Committee – There was no report.

• Metropolitan Transportation Commission (MTC) – The September 24, 2014, Summary Notes were accepted as contained on the dais.

• Sunol Smart Carpool Lane Joint Powers Authority – There was no report.

• SR 152 Mobility Partnership – There was no report.

8.3. **ANNOUNCEMENTS**

There were no Announcements.

9. **CLOSED SESSION**

9.1. **Recessed to Closed Session at 7:33 p.m.**

A. **Existing Litigation - Conference with Legal Counsel**

[Government Code Section 54956.9(a)]

Name of Case: Santa Clara Valley Transportation Authority v. King, Lim, et al.

Santa Clara County Superior Court Case No.: 1-13-CV-238806
B. Conference with Real Property Negotiators
   [Government Code Section 54956.8]

   Property: Property located at near the intersections of Sunol and
   West San Carlos Streets in San Jose, California
   (APNs: 264-14-69, 90, 122, 130 and 131)

   Agency Negotiator: Bijal Patel, Deputy Director, Property Development &
   Management

   Negotiating Parties: Michael Van Every, Green Republic, LLLP, Michael
   Black, Case Swenson, Barry Swenson Builder

   Under Negotiation: Price and terms of payment for VTA sale of Real
   Property

C. Conference with Labor Negotiators
   [Government Code Section 54957.6]

   VTA Designated Representatives
   Bill Lopez, Director of Business Services
   Robert L. Escobar, Deputy Director, Labor Relations
   Ali Hudda, Acting Chief Financial Officer

   Employee Organization
   Amalgamated Transit Union, Local 265

9.2. Reconvened to Open Session at 8:46 p.m.

9.3. Closed Session Report

A. Conference with Legal Counsel – Existing Litigation
   [Government Code Section 54956.9(a)]

   Name of Case: Santa Clara Valley Transportation Authority v. Martina,
   et al. (CBS Outdoor, Inc.)

   Santa Clara County Superior Court Case #: 1-12-CV-234287

   Rob Fabela, General Counsel, reported that no reportable action was taken
   during Closed Session.

B. Conference with Legal Counsel – Existing Litigation
   [Government Code Section 54956.9(a)]

   Name of Case: Santa Clara Valley Transportation Authority v. MVI., et al.

   Santa Clara County Superior Court Case #: 1-12-CV-238005

   Mr. Fabela reported that no reportable action was taken during Closed
   Session.
C. Conference with Labor Negotiators
[Government Code Section 54957.6]

VTA Designated Representatives
Bill Lopez, Chief Administrative Officer
Robert L. Escobar, Deputy Director, Labor Relations
Ali Hudda, Acting Chief Financial Officer

Employee Organizations
Amalgamated Transit Union, Local 265

Mr. Fabela reported that no reportable action was taken during Closed Session.

10. ADJOURNMENT

On order of Chairperson Kalra and there being no objection, the meeting was adjourned at 8:46 p.m.

Respectfully submitted,

Michelle Oblena, Board Assistant
VTA Office of the Board Secretary