

# **San Francisco Bay Area Rapid Transit District**

2150 Webster Street, P. O. Box 12688, Oakland, CA 94604-2688



## **BOARD MEETING AGENDA**

**The Board Meeting will be held in person in the BART Board Room, 2150 Webster Street, 1st Floor, Oakland, CA 94612 with an option for public participation via teleconference.**

**Thursday, December 5, 2024**

**9:00 AM**

**BART Board Room, 2150 Webster Street, 1st Floor, Oakland, CA 94612.**

**Zoom Link: <https://us06web.zoom.us/j/87629957216>**

**Board of Directors**

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SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT  
2150 Webster Street, P.O. Box 12688, Oakland, CA 94604-2688

BOARD MEETING AGENDA

December 5, 2024

9:00 a.m.

A regular meeting of the Board of Directors will be held at 9:00 a.m. on Thursday, December 5, 2024, in the BART Board Room, 2150 Webster Street, 1st Floor, Oakland, California 94612.

Please note that this meeting will be held in person in the BART Board Room, 2150 Webster Street, 1st Floor, Oakland, California 94612 with an option for public participation via teleconference.

You may watch the Board Meeting live or archived at <https://bart.gov/boardtv>

Presentation and agenda materials will be available via Legistar at <https://bart.legistar.com>

You may attend the Board Meeting in person or join the Board Meeting via Zoom by calling 833-548-0282 and entering access code 876 2995 7216; logging in to Zoom.com and entering access code 876 2995 7216; or typing the following Zoom link into your web browser:  
<https://us06web.zoom.us/j/87629957216>

Members of the public may address the Board of Directors regarding any matter on this agenda. If you wish to discuss a matter that is not on the agenda during a regular meeting, you may do so under Public Comment.

If you wish to make a public comment:

- 1) Submit written comments via email to [board.meeting@bart.gov](mailto:board.meeting@bart.gov), using “public comment” as the subject line. Your comment will be provided to the Board and will become a permanent part of the file. Please submit your comments as far in advance as possible. Emailed comments must be received before 4:00 p.m. on December 4, 2024, in order to be included in the record.
- 2) Complete a “Request to Address the Board of Directors” form (available at the entrance to the Board Room) and give it to the District Secretary before the Item is considered by the Board.
- 3) Call 833-548-0282, enter access code 876 2995 7216, dial \*9 to raise your hand when you wish to speak, and dial \*6 to unmute when you are requested to speak; log in to Zoom.com, enter access code 876 2995 7216, and use the raise hand feature; or join the Board Meeting via the Zoom link (<https://us06web.zoom.us/j/87629957216>) and use the raise hand feature.

Public comment is limited to three (3) minutes per person.

Any action requiring more than a majority vote for passage will be so noted.

Items placed under “consent calendar” are considered routine and will be received, enacted, approved, or adopted by one motion unless a request for removal for discussion or explanation is received from a Director or from a member of the audience.

Please refrain from wearing scented products (perfume, cologne, after-shave, etc.) to these meetings, as there may be people in attendance susceptible to environmental illnesses.

BART provides services/accommodations upon request to persons with disabilities and individuals who are limited English proficient who wish to address BART Board matters. A request must be made within one and five days in advance of Board meetings, depending on the service requested. Please contact the Office of the District Secretary at 510-464-6083 for information.

Rules governing the participation of the public at meetings of the Board of Directors and Standing Committees are available for review on the District's website (<https://www.bart.gov/about/bod>).

Meeting notices and agendas are available at [bart.legistar.com](http://bart.legistar.com); via email (<https://cloud.info.bart.gov/signup>); or via regular mail upon request submitted to the District Secretary.

Complete agenda packets (in PDF format) are generally available for review at [bart.legistar.com](http://bart.legistar.com) no later than 48 hours in advance of the meeting.

Please submit your requests to the District Secretary via email to [BoardofDirectors@bart.gov](mailto:BoardofDirectors@bart.gov); in person or U.S. mail at 2150 Webster Street, 10th Floor, Oakland, California 94612; or telephone at 510-464-6083.

April B. A. Quintanilla  
District Secretary

Regular Meeting of the  
BOARD OF DIRECTORS

The purpose of the Board Meeting is to consider and take such action as the Board may desire in connection with:

1. CALL TO ORDER

- A. Roll Call.
- B. Pledge of Allegiance.
- C. Introduction of Special Guests.
  - i. The Honorable Phil Ting, California State Assemblymember, District 19.
  - ii. Mark Chekal, Former District Director for California State Assemblymember Phil Ting.

2. REPORT OF THE BOARD PRESIDENT

3. BOARD COMMITTEE REPORTS

(An opportunity for Committee Chairpersons to report out on the activities of Board Committees that have met since the last Board Meeting.)

4. CONSENT CALENDAR

- A. Approval of Minutes of the Meeting of October 24, 2024. [24-486](#)  
*Board requested to authorize.*
- B. Amendments to Transit Security Advisory Committee (TSAC) Bylaws. [24-518](#)  
*Board requested to authorize.*
- C. Amendment to the District Contractor Code of Conduct. [24-499](#)  
*Board requested to adopt.*
- D. Non-California Public Employees' Retirement System (CalPERS) [24-501](#)  
Medical Plan Structure and Rates for Calendar Year 2025.  
*Board requested to adopt.*
- E. Extension of Agreement No. 6M4607, with PayPal/Braintree, for [24-504](#)  
Mobility as a Service (MaaS) - Payment Processor.  
*Board requested to authorize.*
- F. Procurement with RightStar for BMC Remedyforce Software as a [24-506](#)  
Service Subscription for a Cloud-Based Information Technology (IT)  
Management Solution.  
*Board requested to authorize.*

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- G. Results of Independent Audit for the Fiscal Year Ending on June 30, 2024. [24-507](#)  
*For information.*
- H. Award of Agreement No. 6M3695 and Agreement No. 6M3696 to Elite Pressure Washing Services, LLC., for Systemwide High Pressure Power Washing Services at Area 1 - West Bay and Area 4 - East Bay South. [24-498](#)  
*Board requested to authorize.*
- I. Reject the Sole Responsive Bid for Invitation for Bid No. 9137, Procurement of Rectifiers and Transformers. [24-500](#)  
*Board requested to authorize.*
- J. Authorization to Execute Agreements with Bus Operators to Continue Early Bird Express Bus Service. [24-503](#)  
*Board requested to authorize.*
- K. Procurement with Pacific Mobile Structures for a Single Mobile Trailer for the Hayward Training Center for Communications Based Train Control Training. [24-502](#)  
*Board requested to authorize.*
- L. Change Order to Contract No. 15EK-102, TCCCP New Traction Power Facilities, West Bay, with C3M Clark Cupertino A Joint Venture, for Project Delays. [24-508](#)  
*Board requested to authorize.*
5. GENERAL MANAGER'S REPORT
- A. Report of Activities, including Updates of Operational, Administrative, and Roll Call for Introductions Items.
6. BOARD MATTERS - PART I
- A. Not One More Girl Initiative Update. [24-489](#)  
*For information.*
- B. Lake Merritt Station Renaming Consideration. [24-510](#)  
*For information and possible action.*
7. PLANNING, PUBLIC AFFAIRS, ACCESS, AND LEGISLATION ITEMS
- Robert Raburn, Chairperson
- A. BART's 2025 Federal and State Legislative Advocacy Program. [24-488](#)
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*Board requested to authorize.*

8. ADMINISTRATION ITEMS

Janice Li, Chairperson

- A. District Suspension and Debarment Policy. [24-497](#)  
*Board requested to adopt.*
- B. Award of Agreements for Financial On-Call Professional Services. [24-496](#)  
i. Agreement No. 6M2099 with Bell Burnett & Associates.  
ii. Agreement No. 6M2100 with Crowe LLP.  
iii. Agreement No. 6M2101 with Deloitte & Touche.  
iv. Agreement No. 6M2102 with Equilibrium Collaborative LLC.  
v. Agreement No. 6M2103 with Sjoberg Evashenk Consulting, Inc.  
vi. Agreement No. 6M2104 with Sperry Capital, Inc.  
vii. Agreement No. 6M2105 with Steer Group.  
*Board requested to authorize.*

9. ENGINEERING AND OPERATIONS ITEMS

Lateefah Simon, Chairperson

- A. Next Generation Fare Gates Update. [24-495](#)  
*For information.*

10. BOARD MATTERS - PART II

- A. Review of the BART Citizen Oversight Model and Proposed Revisions to the Model. [24-487](#)  
*For discussion and possible action.*

B. Board Member Reports.

(Board member reports as required by Government Code Section 53232.3(d) are available through the Office of the District Secretary. An opportunity for Board members to report on their District activities and observations since the last Board Meeting.)

C. Roll Call for Introductions.

(An opportunity for Board members to introduce a matter for consideration at a future Committee or Board Meeting or to request District staff to prepare items or reports.)

D. In Memoriam.

(An opportunity for Board members to introduce individuals to be commemorated.)

11. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION

Name of Case: Andrew Pisano and Kaitlyn Pisano v. San Francisco Bay Area Rapid Transit District, Philip M. Valenzuela, et al.

Case No.: RG-19-041496

Government Code Section: 54956.9(d)(1)

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Titles: General Manager, General Counsel, District Secretary, Independent Police Auditor, and Inspector General

Government Code Section: 54957

C. CONFERENCE WITH LABOR NEGOTIATORS

Agency Negotiators: President Dufty, Vice President Foley, and Director Simon

Titles: General Manager, General Counsel, District Secretary, Independent Police Auditor, and Inspector General

Government Code Section: 54957.6

12. OPEN SESSION

A. Announcements from Closed Session, if any.

B. Compensation and Benefits for General Manager, General Counsel, District Secretary, Independent Police Auditor, and Inspector General.  
For action.

13. PUBLIC COMMENT

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda. Public comment is limited to three (3) minutes per person.)

14. ADJOURNMENT