

San Francisco Bay Area Rapid Transit District

300 Lakeside Drive, P. O. Box 12688, Oakland, CA 94604-2688



BOARD MEETING AGENDA

Thursday, May 23, 2019

9:00 AM

Board of Directors

A regular meeting of the Board of Directors will be held at 9:00 a.m. on Thursday, May 23, 2019, in the BART Board Room, 2040 Webster Street, Oakland, California.

Members of the public may address the Board of Directors regarding any matter on this agenda. Please complete a "Request to Address the Board" form (available at the entrance to the Board Room) and hand it to the Secretary before the item is considered by the Board. If you wish to discuss a matter that is not on the agenda during a regular meeting, you may do so under Public Comment.

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 service/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 (<http://www.bart.gov/about/bod>), in the BART Board Room, and upon request, in person or via mail.

Meeting notices and agendas are available for review on the District's website (<http://www.bart.gov/about/bod/meetings.aspx>); at bart.legistar.com; and via email (https://public.govdelivery.com/accounts/CATRANBART/subscribe/new?topic_id=CATRANBART_1904) or via regular mail upon request submitted to the District Secretary. Complete agenda packets (in PDF format) are available for review on the District's website and 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; in person or U.S. mail at 300 Lakeside Drive, 23rd Floor, Oakland, CA 94612; fax 510-464-6011; or telephone 510-464-6083.

Patricia K. Williams
District Secretary

Regular Meeting of the
BOARD OF DIRECTORS

1. CALL TO ORDER

- A. Roll Call
- B. Pledge of Allegiance
- C. Introduction of Special Guests.

2. PUBLIC HEARING

- i. Fiscal Year 2020 Annual Budget.
- ii. Fares for the Silicon Valley Berryessa Extension.
- iii. Participation in a Regional Means - Based Transit Fare Discount Pilot Program.
- iv. Extension of the Productivity Adjusted Inflation - Based Fare Increase Program between 2022 and 2028.
- v. Increase to the Per Trip Magnetic Stripe Ticket Surcharge.

Attachments: [Fiscal Year 2020 Annual Budget Public Hearing-Memo-OCR](#)
[Fiscal Year 2020 Annual Budget Public](#)
[Hearing-Presentation-OCR](#)

3. CONSENT CALENDAR

- A. Approval of Minutes of the Meetings of April 25, 2019 and May 9, 2019. Board requested to authorize.

Attachments: [Approval of Minutes of the Meetings of April 25, 2019 and](#)
[May 9, 2019-OCR](#)

- B. Amendment to Legal Services Agreement with Glynn & Finley, LLP. Board requested to authorize.

Attachments: [Amendment to Legal Services Agreement with Glynn &](#)
[Finley, LLP-OCR](#)

- C. Fiscal Year 2020 Proposition 4 Appropriations Limit. Board requested to adopt.

Attachments: [Fiscal Year 2020 Proposition 4 Appropriations Limit-OCR](#)

- D. Award of Agreement No. 6M5147, with Avenu Insights and Analytics, LLC, for Sales Tax Revenue Collection Services.

Attachments: [Award of Agreement No. 6M5147, with Avenu Insights and Analytics, LLC, for Sales Tax Revenue Collection Services-OCR](#)

- E. Award of Contract No. 15QN-110, Installation of Safety Barriers and Right of Way Fencing Systemwide. Board requested to authorize.

Attachments: [Award of Contract No. 15QN-110, Installation of Safety Barriers and Right of Way Fencing Systemwide-OCR](#)

- F. Reject All Bids for Contract No. 15II-120, Station Emergency Lighting. Board requested to reject.

Attachments: [Reject All Bids for Contract No. 15II-120, Station Emergency Lighting-OCR](#)

- G. Invitation for Bid No. 9059, Brushes for Vehicle Traction Motors. Board requested to authorize.

Attachments: [Invitation for Bid No. 9059, Brushes for Vehicle Traction Motors-OCR](#)

- H. Authority to Submit a Grant Application to the California Department of Water Resources for Proposition 1 Funding for the Hayward Maintenance Complex Rainwater Catchment, Bio-Retention Basins, and Solar Wastewater Treatment Project. Board requested to authorize.

Attachments: [Authority to Submit a Grant Application to the California Department of Water Resources for Proposition 1 Funding for the Hayward Maintenance Complex-OCR](#)

- I. Lease with Caltrans for BART Employee Parking and Sublease a Portion of Excess Parking to the Metropolitan Transportation Commission. Board requested to authorize.

Attachments: [Lease with Caltrans for BART Employee Parking and Sublease a Portion of Excess Parking to the Metropolitan Transportation Commission-OCR](#)

- J. Fiscal Year 2019 Third Quarter Financial Report. For information.

Attachments: [Fiscal Year 2019 Third Quarter Financial Report-OCR](#)

4. PUBLIC COMMENT - 15 Minutes

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda. An additional period for Public Comment is provided at the end of the Meeting.)

5. ADMINISTRATION ITEMS

Director Simon, Chairperson

- A. Fiscal Year 2020 Annual Budget. For information.
- B. Title VI Equity Analysis for Silicon Valley Berryessa Extension, Fare Equity Analysis, and Public Participation Report. Board requested to authorize.

Attachments: [Title VI Equity Analysis for Silicon Valley Berryessa Extension, Fare Equity Analysis, and Public Participation Report-OCR](#)
[Title VI Equity Analysis for Silicon Valley Berryessa Extension-Presentation-OCR](#)
[Title VI Equity Analysis for Silicon Valley Berryessa Extension-Public Participation Report-OCR](#)

- C. Title VI Fare Equity Analysis.
- i. Proposed 2020 Productivity - Adjusted Inflation Based Fare Increase; Series 3, 2022-2028 of the Productivity-Adjusted Inflation-Based Fare Increase Program.
 - ii. Magnetic Stripe Ticket Surcharge Increase.
 - iii. Public Participation Report.
- Board requested to authorize.

Attachments: [Title VI Fare Equity Analysis-OCR](#)
[Title VI Fare Equity Analysis-Presentation-OCR](#)
[Title VI Fare Equity Analysis-Public Participation Report-OCR](#)

D. Agreements for On-Call Professional Services for Human Resources.

- i. Agreement No. 6M4639, with Accenture LLP
 - ii. Agreement No. 6M4640, with Sjoberg Evashenk Consulting, Inc.
 - iii. Agreement No. 6M4641, with Slalom, LLC
- Board requested to authorize.

Attachments: [Agreements for On-Call Professional Services for Human Resources-OCR](#)

E. Agreements for On-Call Professional Services for Operating Budgets.

- i. Agreement No. 6M4651, with Accenture LLP
 - ii. Agreement No. 6M4652, with InnoFin Solutions, LLC
 - iii. Agreement No. 6M4653, with Sjoberg Evashenk Consulting, Inc.
 - iv. Agreement No. 6M4654, with Slalom, LLC
- Board requested to authorize.

Attachments: [Agreements for On-Call Professional Services for Operating Budgets-OCR](#)

F. Actuarial Report on Changes to Pension and Other Postemployment Benefits (OPEB) under Consideration by the District. For Information.

Attachments: [Actuarial Report on Changes to Pension and Other Postemployment Benefits \(OPEB\) under Consideration by the District-OCR](#)

6. ENGINEERING AND OPERATIONS ITEMS

Director Foley, Chairperson

- A. Award of Contract No. 15CQ-115, C25 Interlocking Renewal Project. Board requested to authorize.

Attachments: [Award of Contract No. 15CQ-115, C25 Interlocking Renewal Project-OCR](#)

- B. Award of Contract No. 54RR-250, Concord Yard Fire Protection. Board requested to authorize.

Attachments: [Award of Contract No. 54RR-250, Concord Yard Fire Protection-OCR](#)

- C. Change Order to Contract No. 04SF-140, Procurement of eBART Vehicles, for Additional Spare Parts (C.O. No. 025). Board requested to authorize.

Attachments: [Change Order to Contract No. 04SF-140, Procurement of eBART Vehicles, for Additional Spare Parts \(C.O. No. 025\) -OCR](#)

- D. Change Order to Contract No. 15EJ-171, 34.5 KV Cable Replacement M-Line MVS Switching Station and MTF, MSS, MPS, and MTW Substations, for Extension of Time (C.O. No. 004). Board requested to authorize.

Attachments: [Change Order to Contract No. 15EJ-171, 34.5 KV Cable Replacement M-Line MVS Switching Station and MTF, MSS, MPS, and MTW Substations, for Extension of Time \(C.O. No. 004\)-OCR](#)

- E. Next Generation Fare Gates, Conceptual Design. For information.

Attachments: [Next Generation Fare Gates, Conceptual Design-Memo-OCR](#)
[Next Generation Fare Gates, Conceptual Design-Presentation-OCR](#)

- F. BART Silicon Valley Phase I Update. For information.

Attachments: [BART Silicon Valley Phase I Update-Memo-OCR](#)
[BART Silicon Valley Phase I Update-Presentation-OCR](#)

7. PLANNING. PUBLIC AFFAIRS ACCESS. AND LEGISLATION ITEMS

Director Raburn, Chairperson

- A. (CONTINUED From March 14, 2019, Board Meeting)
Metropolitan Transportation Commission, Plan Bay Area 2050 Update. For Information.

Attachments: [Metropolitan Transportation Commission, Plan Bay Area 2050 Update-Memo-OCR](#)
[Metropolitan Transportation Commission, Plan Bay Area 2050 Update-Presentation-OCR](#)

B. Agreements for General Environmental and Planning Services for BART Projects.

- i. Agreement No. 6M6136, with Arup North America, Ltd.
 - ii. Agreement No. 6M6137, with Fehr & Peers
 - iii. Agreement No. 6M6138, with HNTB Corporation
 - iv. Agreement No. 6M6139, with Raimi + Associates
- Board requested to authorize.

Attachments: [Agreements for General Environmental and Planning Services for BART Projects-OCR](#)

C. Revisions to BART's Transit-Oriented Development Policy. For Information.

Attachments: [Revisions to BART's Transit-Oriented Development Policy-Memo-OCR](#)
[Revisions to BART's Transit Oriented Development Policy-Presentation-OCR](#)

D. Survey Results for Fleet of the Future and Bicycle Accommodation. For Information.

Attachments: [Survey Results for Fleet of the Future and Bicycle Accommodation-Memo-OCR](#)
[Survey Results for Fleet of the Future and Bicycle Accommodation-Presentation-OCR](#)

8. GENERAL MANAGER'S REPORT

- A. Report of Activities, including Updates of Operational, Administrative, and Roll Call for Introductions Items.

9. CONTROLLER/TREASURER'S REPORT

- A. Quarterly Report of the Controller/Treasurer for the Period Ending March 31, 2019. For information.

Attachments: [Quarterly Report of the Controller-Treasurer for the Period Ending March 31, 2019-Memo-OCR](#)
[Quarterly Report of the Controller Treasurer for the Period Ending March 31, 2019-Presentation-OCR](#)

10. BOARD MATTERS

A. 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 last Board Meeting.)

B. 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.)

C. In Memoriam.

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

11. 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.)

12. CLOSED SESSION

A. CONFERENCE WITH LABOR NEGOTIATORS:

Designated representatives: Grace Crunican, General Manager; Michael Jones, Assistant General Manager, Administration; and Martin Gran, Chief Employee Relations Officer
Employee Organizations:

- (1) Amalgamated Transit Union, Local 1555;
- (2) American Federation of State, County and Municipal Employees, Local 3993;
- (3) BART Police Officers Association;
- (4) BART Police Managers Association;
- (5) Service Employees International Union, Local 1021; and
- (6) Service Employees International Union, Local 1021, BART Professional Chapter
- (7) Unrepresented employees (Positions: all)

Government Code Section: 54957.6

B. PUBLIC EMPLOYEE EMPLOYMENT:

Title: General Manager

Government Code Section: 54957(b)(1)

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Name of Case: Tahir vs. BART, Alameda Superior Court

Case No.: RG-17883245

Government Code Section: 54956.9(a)

13. OPEN SESSION

A. Announcement from Closed Session, if any.