

From: VTA Board Secretary

Sent: Wednesday, January 10, 2024 4:59 PM

To: VTA Board of Directors

Subject: VTA Information: January 11, 2024 Board of Directors Meeting Update to Agenda Packet

Board Members:

The January 11, 2024 Board of Directors meeting agenda packet has been updated to include additional information for the following agenda items:

Item #2.1 – Adopt a Resolution of Appreciation for 2023 VTA Board Chairperson Pat Burt

Item #2.2 – Adopt a Resolution of Appreciation for outgoing Board Member Sergio Jimenez

Item #5.1.c – Standing Committee Chairpersons' Report (A&F, SSTPO)

Item #5.2 – General Manager Report (ridership and security data, crime stats)

Item #5.2.a – Government Affairs Report

Item #6.4 – Consideration of a Transit Signal Priority Policy (Public Comment)

Item #6.9 – Unapproved Minutes (BART Silicon Valley Phase II Ad Hoc Steering Committee minutes, A&F)

Item #6.10 – SB 129 Joint Labor Management Committee Update

Item #7.2.a – Metropolitan Transportation Commission's Proposed Regional Transit Measure (presentation)

You may access the updated outline and agenda packet on [our agenda portal](#).

Thank you,

Office of the Board Secretary

3331 North First Street

San Jose, CA 95134-1927

Phone: [408-321-5680](tel:408-321-5680)



From: VTA Board Secretary
Sent: Wednesday, January 10, 2024 5:17 PM
To: VTA Board of Directors
Subject: RE: VTA Information: January 11, 2024 Board of Directors Meeting Update to Agenda Packet

Board Members:

The January 11, 2024 Board of Directors meeting agenda packet has been updated to include additional information for **Item #5.3.A** – Committee Appointments.

You may access the updated outline and agenda packet on [our agenda portal](#).

Thank you,
Office of the Board Secretary
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San Jose, CA 95134-1927
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- Item #2.1** – Adopt a Resolution of Appreciation for 2023 VTA Board Chairperson Pat Burt
- Item #2.2** – Adopt a Resolution of Appreciation for outgoing Board Member Sergio Jimenez
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- Item #5.2.a** – Government Affairs Report
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- Item #6.10** – SB 129 Joint Labor Management Committee Update
- Item #7.2.a** – Metropolitan Transportation Commission’s Proposed Regional Transit Measure (presentation)

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Thank you,
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3331 North First Street
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From: VTA Board Secretary

Sent: Thursday, January 11, 2024 3:05 PM

To: VTA Board of Directors

Subject: VTA Information: January 11, 2024 Board of Directors Meeting 3rd Update to Agenda Packet

Board Members:

The January 11, 2024 Board of Directors meeting agenda packet has been updated to include additional information for the following agenda items:

Item #2.1. – Resolution of Appreciation for 2023 VTA Board Chairperson Pat Burt (revised)

Item #5.2. – General Manager Report (presentation)

Item #6.4. – Consideration of a Transit Signal Priority Policy (Public Comment)

Item #6.7. – Amendments to the VTA Administrative Code (revised)

Item #6.9.E. – Caltrain Meeting Summary (addition)

Item #7.2. - VTA's 2024 Legislative Program related to the Metropolitan Transportation Commission (Public Comment)

You may access the updated outline and agenda packet on [our agenda portal](#).

Also, attached you will find the timed agenda for tonight's meeting.

Thank you,

Office of the Board Secretary

3331 North First Street

San Jose, CA 95134-1927

Phone: [408-321-5680](tel:408-321-5680)



BOARD OF DIRECTORS MEETING

Thursday, January 11, 2024

5:30 PM

ESTIMATED TIMES:

5:30 PM - START MEETING

8:40 PM - ADJOURN

1. CALL TO ORDER AND ROLL CALL *(8 MINS: 5:30 – 5:38 P.M.)*

1.1. ADMINISTER OATHS OF OFFICE to newly appointed Board Members.

Chair Chavez will note changes to the Board Membership

- Carmen Montano will be a regular voting member and Suds Jain will be the alternate for the North East City Group

- Rosemary Kamei will be a regular voting member and David Cohen will be the alternate for the City of San Jose City Group

1.2. ROLL CALL

1.3 Orders of the Day

Remove Item #7.3, Legislative position on SB 397. The bill was withdrawn by the author earlier this week.

For Item #5, Reports: Hear Item 5.3 (Chairperson's Report) then 5.2 (GM/CEO Report); then 5.1 (Committee Chair Reports)

Adjourn the meeting in memory of Gary Richards (Mercury News) and William Alameda (VTA Employee)

Moment of Silence

NEED MOTION/SECOND

2. AWARDS AND COMMENDATION *(12 MINS: 5:38 - 5:50 PM)*

- 2.1. ACTION ITEM - Adopt a Resolution of Appreciation for 2023 VTA Board Chairperson Pat Burt.

NEED MOTION/SECOND

WHEN PROMPTED, PLEASE GO DOWN THE DAIS FOR THE GROUP PHOTO

- 2.1. ACTION ITEM - Adopt a Resolution of Appreciation for outgoing Board Member Sergio Jimenez.

NEED MOTION/SECOND

Sergio Lopez is unable to attend.

3. PUBLIC COMMENT *(15 MINS - 5:50 – 6:05 PM)*

This is for items NOT on the agenda.

1 minute per speaker. Those in person will be heard first then those who are on Zoom.

Total time allotted is up to 30 minutes.

After 30 minutes, those who were unable to address the Board on matters not on the agenda may address the board before adjournment.

4. PUBLIC HEARINGS *(0 mins)*

No items.

5. REPORTS *(35 MINS - 6:05 – 6:40 PM)*

- 5.3. Chairperson's Report. (Verbal Report)

Chair Chavez will note her 2024 priorities.

- 5.3.A ACTION ITEM – Committee Appointments

Appointments are [online](#) and in your supplemental folder, under tab 5.3.A.

NEED MOTION/SECOND

5.2. General Manager Report. (Verbal Report)

Slides Available [online](#)

Security [online](#)

Preliminary Ridership [online](#)

5.2.A. INFORMATION ITEM - Receive Government Affairs Update. [online](#)

5.1. Committee Reports

5.1.A. Citizens Advisory Committee (CAC) Chairperson's Report. **No report.**

5.1.B. Policy Advisory Committee (PAC) Chairperson's Report. **No report.**

5.1.C. Standing Committee Chairpersons' Report. **Report in the [packet](#).**

5.1.D. Policy Advisory Board Chairpersons' Report. **No report.**

5.1.E. Ad Hoc Committee Chairperson's Report. **No report.**

6. CONSENT AGENDA

(10 MINS - 6:40 TO 6:50 PM)

Chair will open public comment before asking for a motion/second.

Note before motion/second if you are abstaining or recusing from an item.

NEED MOTION/SECOND

ADMINISTRATION AND FINANCE (A&F) COMMITTEE

6.1. ACTION ITEM - Authorize the General Manager/CEO to amend contract S16253 with NEPC, LLC to extend the contract end date by four months to July 31, 2024, and add \$53,500 for a revised not to exceed contract amount of \$1,430,500.

6.2. ACTION ITEM - Authorize the General Manager/CEO to: 1) execute a contract amendment with Consor North America, Inc. to complete the Project Approval/Environmental Documentation (PA/ED) phase for the US 101/SR 152/10th Street Interchange Improvement project in the amount of \$2,897,338 for a total contract value of \$3,494,214.88 and use the new contract value to calculate the General Manager's amendment authority under Administrative Code Section 9.2(h).

6.3. ACTION ITEM - Authorize the General Manager to execute a sole source contract with IFE North America LLC (IFE) in the amount up to \$3,187,274 for the seven-year contract term for the Light Rail Vehicle (LRV) door control unit (DCU) upgrade.

CONGESTION MANAGEMENT PROGRAM & PLANNING (CMPP) COMMITTEE

The Congestion Management Program & Planning Committee did not meet.

SAFETY, SECURITY, AND TRANSIT PLANNING & OPERATIONS (SSTP&O) COMMITTEE

- 6.4. INFORMATION ITEM - Receive information on transit signal priority policy adoption by Member Agencies.
- 6.5. INFORMATION ITEM - Receive an update on VTA's ACCESS Paratransit Program Performance for the first quarter of FY2024.

GOVERNANCE AND AUDIT (G&A) COMMITTEE

- 6.6. ACTION ITEM - Review and accept the Auditor General's Innovation Study.
- 6.7. ACTION ITEM - Adopt a resolution amending the VTA Administrative Code to establish the Transit Security Advisory Committee.

BOARD OF DIRECTORS

- 6.8. ACTION ITEM - Approve the Regular Meeting Minutes of December 7, 2023.
- 6.9. INFORMATION ITEM - Receive unapproved Minutes/Summary Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions.
- 6.10. INFORMATION ITEM - Receive SB 129 Joint Labor Management Committee Update.

7. REGULAR AGENDA

(1 HOUR - 6:50 TO 7:50 PM)

- 7.1. ACTION ITEM - Adopt the Transit-Oriented Communities Policy update, as set forth in Attachment A of the staff report, and 2) adopt a resolution declaring exemption of 22 TOD Portfolio properties pursuant to the Surplus Lands Act (SLA).

Staff Presentation: 10 minutes

Presenters: Jessie O'Malley-Solis, Director of Real Estate and TOD and Cristina Nape, Sr. Real Estate Agent

NEED MOTION/SECOND

- 7.2 ACTION ITEM - Discuss and approve language for VTA's 2024 Legislative Program related to the Metropolitan Transportation Commission's (MTC) proposed Regional Measure for Transit.

Staff Presentation: 10 minutes

Presenter: Jim Lawson, Chief External Affairs Officer

NEED MOTION/SECOND

~~7.3. ACTION ITEM – Adopt an OPPOSE position to the proposed legislation SB 397 by Senator Whahab and direct staff to communicate this opposition to the legislature.~~

Removed from the Agenda under Orders of the Day.

8. OTHER ITEMS *(10 MINS - 7:50 TO 8:00 PM)*

8.1. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

8.2. Announcements

8.3. Public Comment (Continued)

This portion of the meeting is reserved for persons who had requested but were not able to address the Board of Directors under Item #3 due to the time limit and for those individuals who would like to address the Board on agenda items under “Other Items.” **Speakers are limited to 1 minute.** The law does not permit Board action or extended discussion of any item not on the agenda except under special circumstances. If Board action is requested, the matter can be placed on a subsequent agenda. All statements that require a response will be referred to staff for reply in writing.

9. CLOSED SESSION *(40 MINS - 8:00 TO 8:40 PM)*

Closed Session will be held in the back room.

9.1. RECESS TO CLOSED SESSION

A. Conference with Legal Counsel - Existing Litigation
[Government Code Section 54956.9(d)(1)]

Name of Case: Santa Clara Valley Transportation Authority v. Honco Investment Company, LLC, et al.
(Santa Clara County Superior Court Case No. 21CV388966)

B. Conference with Legal Counsel - Existing Litigation
[Government Code Section 54956.9(d)(1)]

Name of Case: Santa Clara Valley Transportation Authority v. Harduman and Kulwant Sanghera "S&S Market"
(Santa Clara County Superior Court Case No. 21-CV-392664)

- C. Public Employee Performance Evaluation
[Government Code Section 54957]

Title: General Manager

- D. Public Employee Performance Evaluation
[Government Code Section 54957]

Title: General Counsel

9.2. Reconvene to Open Session

9.3. Closed Session Report

Evelynn Tran will provide the closed session report for Items 9.1.A and 9.1.B.

Chairperson Chavez will provide the closed session report for Items 9.1.C and 9.1.D.

10. ADJOURN (@8:40 PM)
