



**San Francisco Bay Area Rapid Transit District (BART)
Earthquake Safety Program**

Citizens' Oversight Committee Meeting Minutes

Wednesday, June 19, 2019, 4:30 pm

**Conference Room 1700, Kaiser Center Tower, 17th Floor
300 Lakeside Drive, Oakland CA 94612**

Meeting Number	Meeting Date	Meeting Time
Term 7, Meeting 1	June 19, 2019	4:48 pm – 5:53 pm
Attendees	<p><i>Current Members</i></p> <p>Derek Schaible, chair Clint Loftman Karen Varnado Eric Tandy Sang Bak Lee</p> <hr/> <p><i>Alternate Members</i></p> <p>Tom Horton Kathy Buckley Monica Tell Ken Mark Louise Engel</p>	<p><i>BART Representatives</i></p> <p>Zecharias “Zach” Amare Jose “Ramiro” Salazar Byron Toma Rachel Russell Christopher Vasquez Bianca Grogan</p> <hr/> <p><i>Member of Public</i></p> <p>James Zimmerman</p>
Agenda Item	Action Taken	
A. Welcome, Introductions, and Roll Call	<p>Meeting called to order at 4:40 pm on June 19, 2019.</p> <p>C. Vasquez acknowledged the following BART representatives in attendance: Capital Projects Group Manager Zecharias “Zach” Amare; Senior Planner Rachel Russell (Systems Development/PD&C); Senior Attorney Jose “Ramiro” Salazar (OGC), Attorney Byron Toma (OGC), and Christopher Vasquez & Bianca Grogan, The Allen Group (On-Call Community Relations).</p> <p>C. Vasquez took roll call, noted members in attendance and confirmed there was a quorum.</p> <p>C. Vasquez noted there was one member of the public in attendance: James Zimmerman</p>	
B. Program Overview and Orientation	<p>1. Training on Laws Relevant to Service on COC: B. Toma gave an outline of applicable training laws and notes that his presentation on the matter was meant to supplement – and not replace – the CA AB1234 Ethics Training that all members of the COC must obtain online. Topics of the presentation included: the Brown Act; meeting notifications and the type of meetings; types of subcommittees; purpose and rules governing closed sessions; common mistakes, such as non-notice quorum discussions; public comment requirements; new Brown Act requirements; exemptions from the Public Records Act; Sturgis Parliamentary Procedure v. Robert’s Rules of Order; and the</p>	



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	<p>precedence and ranking of Motions. R. Salazar noted that if Security Sensitive Information (SSI) would need to be discussed in COC meeting, they could call for a closed session, but it must be on the agenda as a security matter.</p> <p>2. History of the Committee/Board Resolution No. 4920: D. Schaible gave a verbal history of the creation of the COC, noted that it was created by the BART Board under Resolution No. 4920 after Measure AA was passed in 2004 establishing a \$980 million bond for BART to establish the Earthquake Safety Program. He stated that the purpose of the COC is to be the “sunshine” for the bond measure and ensure ESP is spending the bond money properly. The COC is made up of five members of the public based on area of expertise (i.e., Seismic, Auditing, Engineering, Project Management/Finance, Community-at-Large), and the Committee normally meets quarterly (or 4-5 times a year).</p>
<p>Informational Report: Service Plan for Transbay Tube Update</p>	<p>Transbay Tube (TBT) Earthquake Safety Service Plan: BART Early Bird Express</p> <p>Rachel Russell, Senior Planner, representing Systems Development/Planning, Development & Construction, provided a verbal update on the Service Plan for the TBT.</p> <p>The report is a follow-up to the February 27, 2019 meeting and covered the following update:</p> <ul style="list-style-type: none"> • The EBX buses have been in service for around 4 months with no major hiccups • There are about 1,500 riders per day, down from the anticipated 2,900 when it was originally planned • A survey was distributed May 1-15 with 622 responses, a majority of them were online respondents, with 586 in English, and the remainder in mostly Chinese and Tagalog. The highest rates of survey return were for Route 701, and the lowest were 711/715 • There has been very robust ridership for Transbay lines, and much lower ridership for the local routes • Outreach for all the routes and changes have included in-person in multiple areas, email blasts, outreach to other advisory committees, through the BART website, and on early AM trains • Survey results included: <ul style="list-style-type: none"> - Earlier arrivals wanted to SF - A direct Antioch to Transbay is needed because local bus services (including AC Transit) couldn't accommodate those routes - Seat size on double-decker AC Transit buses are small - Address homelessness on routes



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	<ul style="list-style-type: none">- Multiple inquiries into the reopening of Salesforce Transit Center• More outreach was done in early June, which included information about changes to EBX routes based on earlier surveys• The next outreach task will take place when the Salesforce Transit Center reopens <p>Chair Schaible asked about load factors of buses, with R. Russel providing specific seat availabilities. The Chair also asked if the late run buses that were canceled decreased the total number of buses, which R. Russell responded that later buses were just moved up earlier so there were the same number of buses on EBX routes.</p> <p>E. Tandy asked if the EBX buses come from Measure AA funds, which T. Horton answered that they do not come from bond money.</p>
Project Update	<p>Z. Amare, Capital Projects Group Manager, provided an overview of the program's progress since the last meeting, noting the completed, current, and upcoming activities, with photos representing construction activity. Below is a summary of the report:</p> <ul style="list-style-type: none">• There are two contracts remaining:<ul style="list-style-type: none">- A-Line Stations: Fruitvale and Coliseum- TBT Retrofit <p><u>A-Line Stations: Fruitvale and Coliseum</u></p> <ul style="list-style-type: none">• The A-Line Stations (Fruitvale and Coliseum) earthquake safety construction is progressing at a swift pace in multiple locations with more than 90% completion at Fruitvale Station.• The Contractor is still projecting substantial completion in Fall of 2019, although the Contract schedule shows completion in 2021.• Noise and dust mitigation measures are being implemented and monitored for compliance; there have still been no customer of community complaints for work at either station. <p><u>TBT Retrofit</u></p> <ul style="list-style-type: none">• Due to the Security Sensitive Information (SSI) nature of the project, details are limited and omitted per BART Attorney from COC Meeting Minutes• Z. Amare gave a demonstration of several bolts and anchors that are being explored to solve a welding failure issue encountered during work in the tube.• Work is active in 16 of 57 sections of the TBT.• Project staff has been busy getting "work trains" ready and operational, as well as getting hundreds of contractor staff badged and trained to operate these trains.



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	<ul style="list-style-type: none"> Z. Amare and T. Hitchings gave presentation on magnetism issue in TBT.
Schedule and Financial Report	<p>Z. Amare provided an overview of the Program’s schedule and finances, noting the following:</p> <ul style="list-style-type: none"> The 2004 Measure AA Bond funds represent \$980M. A request to release the remaining tranche of funds has been made to the Treasury and should be released by next meeting. Money from the 3rd tranche has already been exceeded and ESP is currently pulling from separate accounts until 4th is issued. The financial report provided expenditures available through April 2019, showing that the project had expended \$781,691,772, which amounts to around 80% of the total Bond funds. The Program currently has a \$8.9 million 5-month spending average.
Review of Administrative Matters	<p>C. Vasquez reviewed the following administrative matter:</p> <p>The February 27, 2019 meeting minutes were reviewed, approved and accepted by one motion by D. Schaible and second by K. Varnado. The motion passed by unanimous vote. The minutes will be posted on the BART website.</p> <p>Chair D. Schaible led discussion on remainder of 2019 COC meetings, with a recommendation of next meeting on September 18, 2019, with final meeting of the year on December 4.</p> <p>Nominations were opened for Committee Chair and Vice-Chair. Current Chair D. Schaible nominated himself for chair; with Committee-member K. Varnado nominating herself as Vice-Chair. Email will be sent by C. Vasquez for further nominations before next meeting.</p> <p>C. Vasquez noted that he will work with Committee members to update their official bios and pictures before next meeting.</p> <p>Inclusion of items for next meeting agenda include requests by E. Tandy: update on 4th Bond Tranche from a representative of BART Treasury; update on TBT Magnetism issue</p>
Public Comments	<p>J. Zimmerman gave generalized public comment about earthquakes in the Bay Area.</p>
Next Meeting	<p>Members and staff agreed to meet next on Wednesday, September 18, 2019 at 4:30 pm.</p>
Adjournment	<p>Motion to call meeting to adjourned was made by Chair D. Schaible at 7:02 pm, seconded by K. Varnado; passed unanimously.</p>