

**From:** VTA Board Secretary

**Sent:** Wednesday, January 31, 2024 3:51 PM

**To:** VTA Board Secretary

**Subject:** VTA Information: February 1, 2024 Board of Directors Meeting Update to Agenda Packet

**VTA Board of Directors:**

The February 1, 2024 Board of Directors meeting agenda packet has been updated to include additional information for the following agenda items:

**Agenda Item #5.1** – Committee Reports (SSTPO, BSV II Steering Committee)

**Agenda Item #5.2** – General Manager Report (ridership, security stats)

**Agenda Item #5.2.A** – Government Affairs Report

**Agenda Item #6.2** – Clipper Regional Pilot Programs Update (updated memo)

**Agenda Item #6.4** – Minor Amendments to the Administrative Code (memo and attachments)

**Agenda Item #6.7** – Unapproved Minutes/Summary Reports from VTA Committee, Joint Powers Boards (JPB), and Regional Commissions (CAC)

**Agenda Item #6.8** – SB 129 Joint Labor Management Committee Update

**Agenda Item #7.1** – Climate Action and Adaptation Plan (updated memo, public comment)

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

Thank you,

Office of the Board Secretary  
Santa Clara Valley Transportation Authority  
3331 North First Street, Building B  
San Jose, CA 95134-1927  
Phone [408-321-5680](tel:408-321-5680)



**From:** VTA Board Secretary  
**Sent:** Wednesday, January 31, 2024 5:16 PM  
**To:** VTA Board of Directors  
**Cc:** VTA Board Secretary  
**Subject:** VTA Information - Notification: News Story on BART Ad Hoc Committee

**VTA Board of Directors:**

Please see attached memorandum from Patrice Smith, Chief Communications Officer, regarding a news story on the BART Ad Hoc Committee.

Thank you.

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## MEMORANDUM

TO: Board of Directors

FROM: Patrice Smith, Chief Communications Officer

DATE: January 31, 2024

SUBJECT: Notification: News Story on BART Ad hoc Committee

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*San Jose Mercury News* reporter Gabriel Greschler is writing an article in reference to a comment made by Tom Maguire, Chief Megaprojects Officer, at the January 19 BART Ad hoc Committee meeting about a potential higher cost estimate when the Federal Risk Assessment is received in mid-to-late February.

The reporter interviewed Tom regarding the comment and the December PMOC report. Additionally, the reporter reached out to VTA Board Members Marie Blankley and Matt Mahan as well as Board Chair Cindy Chavez for comment.

The story is expected to post online later today or Thursday morning, February 1.

Thank you.

**From:** VTA Board Secretary

**Sent:** Thursday, February 1, 2024 1:52 PM

**To:** VTA Board of Directors

**Subject:** VTA Information: February 1, 2024 Board of Directors Meeting Update to Agenda Packet

**VTA Board of Directors:**

The February 1, 2024 Board of Directors meeting agenda packet has been updated to include additional information for the following agenda items:

**Agenda Item #3** – Public Comment (written comment)

**Agenda Item #5.1** – Committee Reports (Ad Hoc BSV II Steering Committee)

**Agenda Item #6.7** – Unapproved Minutes/Summary Reports from VTA Committee, Joint Powers Boards (JPB), and Regional Commissions (SSTPO)

**Agenda Item #7.1** – Climate Action and Adaptation Plan (public comment)

**Agenda Item #7.2** – VTA Response to Board Referral on Revisions to Contract Transparency (presentation)

**Agenda Item #8.1** – Items of Concern and Referral to Administration

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

Also you can find attached the timed agenda for this evening's meeting.

Thank you,

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Santa Clara Valley Transportation Authority  
3331 North First Street, Building B  
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## BOARD OF DIRECTORS MEETING

Thursday, January 11, 2024

5:30 PM

**ESTIMATED TIMES:**

**5:30 PM - START MEETING**

**8:55 PM - ADJOURN**

### 1. CALL TO ORDER AND ROLL CALL *(5 MINS: 5:30 – 5:35 P.M.)*

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#### 1.1. ROLL CALL

#### 1.2. Orders of the Day

**Remove from Agenda:** Item 4.1- Resolution of Necessity for BSV II.  
Agreement with property owner signed.

**Place on consent:** Item #7.3 - Updated 2024 Public Transportation Agency  
Safety Plan

**NEED MOTION/SECOND**

### 2. AWARDS AND COMMENDATION *(10 MINS: 5:35 - 5:45 PM)*

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#### 2.1. INFORMATION ITEM - Recognize Employees and Supervisor of the Quarter for the first quarter of 2024:

- Nikko Corpuz, Mail & Warehouse Worker in the Finance/CPM Department.
- Russell Hill, Bus Operator in the Cerone Operations Department.
- Dagoberto Ponce, General Maintenance Mechanic in Facilities Maintenance
- Michael Rivera, Office Support Supervisor, Light Rail Bus Support Department

**All awardees are confirmed to attend.**

**3. PUBLIC COMMENT** *(15 MINS - 5:45 – 6:00 PM)*

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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)*

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4.1 was removed from the agenda.

**5. REPORTS** *(15 MINS - 6:00 – 6:15 PM)*

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**5.1. Committee Reports**

**5.1.A.** Citizens Advisory Committee (CAC) Chairperson's Report.

Ryan Globus, CAC Chair will provide the 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. **Report in the [packet](#).**

**5.1.E.** VTA's BSV II Steering Committee Chairpersons' Report. (Verbal Report).  
**Report in the [packet](#).**

**5.2. General Manager Report. (Verbal Report)**

Slides Available [online](#)

Preliminary Ridership and Security [online](#)

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

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

**6. CONSENT AGENDA** *(10 MINS - 6:15 TO 6:25 PM)*

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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**

*The Administration and Finance Committee did not meet.*

**CONGESTION MANAGEMENT PROGRAM & PLANNING (CMPP) COMMITTEE**

*The Congestion Management Program & Planning Committee did not meet.*

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

- 6.1. INFORMATION ITEM - Receive a report on the January 15, 2024 Transit Service Changes.
- 6.2. INFORMATION ITEM - Receive an informational report on VTA's participation in the Clipper regional pilot programs: BayPass, Regional Inter-Operator Transfer, and START pilots.

**GOVERNANCE AND AUDIT (G&A) COMMITTEE**

- 6.3. ACTION ITEM - Approve the reappointment of Bonnie Packer to the 2016 Measure B Citizens' Oversight Committee for the term ending December 31, 2027.
- 6.4. ACTION ITEM - Adopt a resolution amending the VTA Administrative Code to make minor modifications to the membership structure of the Governance & Audit Committee and the Capital Program Committee.
- 6.5. ACTION ITEM - Amend the task order contract with Macias Gini & O'Connell LLP to increase the contract value by \$500,000, for a total contract value of \$4,966,000, for audit consultative services in providing for, arranging, and managing specialized expert services requested by VTA's BART Silicon Valley Phase II Committee.

**BOARD OF DIRECTORS**

- 6.6. ACTION ITEM - Approve the Regular Meeting Minutes of January 11, 2024.
- 6.7. INFORMATION ITEM - Receive unapproved Minutes/Summary Reports from VTA Committees, Joint Powers Boards (JPB), and Regional Commissions.
- 6.8. INFORMATION ITEM - Receive SB 129 Joint Labor Management Committee Report.
- 6.9. INFORMATION ITEM - Review the status of the Santa Clara County Vehicle Registration Fee (VRF) Program.
- 6.10. INFORMATION ITEM - Review the status of projects in the Santa Clara County

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Transportation Fund for Clean Air County Program Manager Fund.

<b>BOARD OF DIRECTORS</b>
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- 7.3. ACTION ITEM - Approve the updated Santa Clara Valley Transportation Authority (VTA) Public Transportation Agency Safety Plan (PTASP). The PTASP documents VTA's processes and activities related to implementing a Safety Management System (SMS) in compliance with federal and state regulations.

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**7. REGULAR AGENDA**

*(25 MINS: 6:25-6:50 PM)*

- 7.1. ACTION ITEM - Adopt the Climate Action and Adaptation Plan (CAAP).

Staff Presentation: 5 minutes

Presenters: Lani Ho, Sr Environmental Planner and Patty Boonlue, Environmental Planner II

**NEED MOTION/SECOND**

- 7.2. INFORMATION ITEM - Review VTA Staff Response to the Board Referral regarding revisions to policy on transparency of contracts that aim to balance transparency with safeguarding sensitive information that may affect negotiations or procurement requirements. (Verbal Report)

Staff Presentation: 7 minutes

Presenter: Nicole Chapman, Director of Procurement

**INFORMATION ITEM, NO MOTION NEEDED.**

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**8. OTHER ITEMS**

*(5 MINS: 6:50-6:55 PM)*

- 8.1. ITEMS OF CONCERN AND REFERRAL TO ADMINISTRATION

See referral on the [agenda portal](#) from Chavez, et. al.

See staff response on [Narcan](#) and [Employee Respite](#) referrals

- 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** *(2 HOURS 6:55-8:55 PM)*

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*Closed Session will be held in Room 157.*

**9.1. RECESS TO CLOSED SESSION**

- A.** Conference with Real Property Negotiators  
[Government Code Section 54956.8]

Property: 1505 Nicora Avenue, San Jose, California, 95133, also known as APN 254-02-068

Agency Negotiators

Jessie O'Malley Solis, Director, Real Estate & Transit-Oriented Development  
Kathy Bradley, Manager of Real Estate and Project Administration

Negotiating Parties

Baha Hariri, A&F Properties, LLC

Under Negotiation: Price and terms of payment for temporary construction easement

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

Title: General Manager

- C.** Threat to Public Services or Facilities  
[Government Code Section 54957(a)]

Consultation with the following staff:  
Aston Greene, Chief of System Safety & Security

*Go back to the Chambers.*

**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.C.*

*Chairperson Chavez will provide the closed session report for Items 9.1.B*

**10. ADJOURN (@8:55 PM)**

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**From:** VTA Board Secretary  
**Sent:** Friday, February 2, 2024 10:47 AM  
**To:** VTA Board of Directors  
**Cc:** VTA Board Secretary  
**Subject:** VTA Information: Ridership for December 2023

**VTA Board of Directors:**

Attached is a memorandum from Derik Calhoun, Chief Operating Officer, regarding VTA ridership for December 2023.

Thank you.

Office of the Board Secretary  
Santa Clara Valley Transportation Authority  
3331 N. First Street  
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Date: January 30, 2024  
Current Meeting: February 1, 2024  
Board Meeting: NA

## BOARD MEMORANDUM

**TO:** Santa Clara Valley Transportation Authority  
Board of Directors

**THROUGH:** Carolyn Gonot, General Manager/CEO

**FROM:** Derik Calhoun, Chief Operating Officer

**SUBJECT:** VTA Ridership – December 2023

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**Policy-Related Action:** NA

**Government Code Section 84308 Applies:** No

## INFORMATION ITEM

### **EXECUTIVE SUMMARY:**

To present the bus and light rail ridership performance of the Santa Clara Valley Transportation Authority.

### **STRATEGIC PLAN/GOALS:**

The report is an information item only.

### **BACKGROUND:**

This report is routinely produced after each month. This report is for the month of December 2023.

### **CLIMATE IMPACT:**

The report is an information item and will have no impact on climate change.

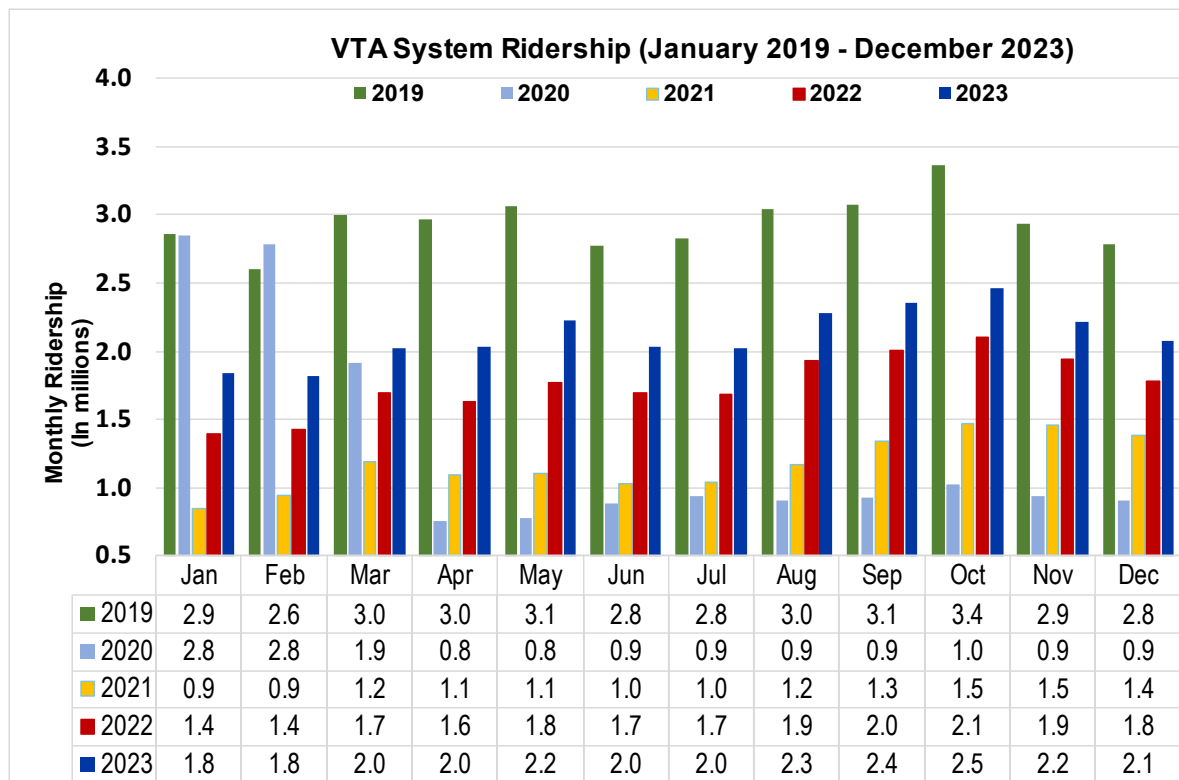
### **DISCUSSION:**

December 2023 total monthly system ridership was 2,072,429, an increase of 16.2% over December 2022. The total monthly bus ridership was 1,696,510, an increase of 15.3% over December 2022. The total monthly light rail ridership in December 2023 was 375,919, an increase of 20.7% over December 2022. December 2023 monthly system ridership decreased by 6.6% compared to November 2023. The system ridership (bus and light rail) in the calendar year through December 2023 is about 28% less compared to a similar period prior to the pandemic.

Levi's Events: There were two San Francisco 49er games at Levi's stadium in December 2023. The average ridership from the two games was recorded at about 15,830 riders.

Ridership	Dec-23	Compared to:				CYTD				
		Dec-22	Percent change	Nov-23	Percent change	Current 2023	Prior 2022	Percent change	Pre-Pandemic 2019	Percent change
						Jan-Dec	Jan-Dec		Jan-Dec	
Bus	1,696,510	1,471,706	15.3%	1,869,126	-9.2%	20,913,789	17,473,307	19.7%	26,928,605	-22.3%
Light Rail	375,919	311,387	20.7%	349,600	7.5%	4,461,089	3,526,274	26.5%	8,350,771	-46.6%
System	2,072,429	1,783,093	16.2%	2,218,726	-6.6%	25,374,878	20,999,581	20.8%	35,279,376	-28.1%

The system ridership (Bus and light rail) in millions from January 2019 through December 2023 is presented in the chart below:



Note: Pre-pandemic data reflected in the chart for the months of January 2019 through February 2020 and a few days in March 2020. Mid-March 2020 onwards had impacts from COVID-19.

The boardings per total hour and boardings per revenue hour for bus and rail for December 2023 are shown in the table below:

	Boardings per Total hour <sup>1</sup>			Boardings per Revenue hour <sup>2</sup>		
	December 2023	December 2022	Percent Change	December 2023	December 2022	Percent Change
Bus	14.1	12.9	9.1%	15.0	13.8	9.1%
Light Rail	28.5	25.1	13.5%	30.4	26.7	13.9%

Total hours – Includes revenue hours and deadhead hours (hours that a vehicle travels when out of revenue service). <sup>2</sup> Revenue hours - Scheduled hours of service available to passengers for transport on the routes. Includes recovery/layover time.

**From:** VTA Board Secretary  
**Sent:** Friday, February 2, 2024 5:33 PM  
**To:** VTA Board of Directors  
**Cc:** VTA Board Secretary  
**Subject:** VTA Correspondence: Week Ending 2/2/24

**VTA Board of Directors:**

We are forwarding to you the following correspondence:

<b>From</b>	<b>Topic</b>
Carolyn M. Gonot, General Manager/CEO	Letter addressed to Honorable Evan Low pertaining to Assembly Bill 1735

Thank you.

Office of the Board Secretary  
Santa Clara Valley Transportation Authority  
3331 North First Street, Building B  
San Jose, CA 95134-1927  
Phone [408-321-5680](tel:408-321-5680)



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January 24, 2024

The Honorable Evan Low  
California Assembly  
State Capitol  
P.O. Box 942849  
Sacramento, CA 95814

Dear Assemblyman Low,

I want to extend my sincere appreciation for your instrumental role in authoring Assembly Bill 1735, with strong support from our labor partners. We welcome this new legislation, which empowers the Santa Clara Valley Transportation Authority (VTA) to issue prohibition orders aimed at safeguarding our riders and employees.

The significance of this new law is notable, as it adds VTA to the list of public transit agencies with the authority to restrict individuals that violate our code of conduct from entering our facilities. Furthermore, it ensures that the implementation of prohibition orders is supported by proper training and a fair and transparent appeals process. Moreover, it will enable VTA to champion effective campaigns and public education about how to safely experience our transit system.

On January 11, 2024, The VTA Board adopted the resolution to establish the agency's Transit Security Advisory Committee (TSAC). The TSAC will be comprised of community-based organizations, youth advocates, law enforcement, bargaining units, and mental health providers, working to design and monitor the effectiveness of this new safety measure. As it develops, TSAC will report back to our Board its progress and successes to improve the quality of public transit with details about the public awareness campaigns and the collaboration with our District Attorney's Office to enhance prosecution and arrests for transit-related offense against our operators.

Your unwavering support in this endeavor is immensely valued, and we anticipate positive outcomes that will contribute to the well-being of our transit community.

Thank you once again for your dedication to fostering a safer and more secure transportation environment.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Carolyn M. Gonot', with a long horizontal flourish extending to the right.

Carolyn M. Gonot  
General Manager/CEO