

Tri-Valley San Joaquin Valley Regional Rail Authority (TVSJVRRA)
Minutes of March 10, 2020 meeting via Zoom Teleconference

1. Call to Order and Pledge of Allegiance

Meeting was called to order by Board Chair Veronica Vargas at 2:00 p.m.

2. Roll Call of Members

Members Present

Chair Veronica Vargas, City of Tracy
Director Melissa Hernandez, City of Dublin
Director Paul Akinjo, City of Lathrop
Director David Haubert, Alameda County
Director David Hudson, San Ramon
Director Brittni Kiick (Livermore), LAVTA
Director Bernice King Tingle, Mountain House
Director John McPartland (District 5), BART
Director Kathy Narum, City of Pleasanton
Director Robert Rickman, San Joaquin County
Director Karen Stepper, Town of Danville
Director Bob Woerner, City of Livermore
Director Leo Zuber (Ripon), ACE

Members Absent

Director Sol Jobrack, City of Stockton
Director Benjamin Cantu, City of Manteca

3. Public Comments

Public comment was heard from Alice English.

4. Consent Calendar – ACTION

Motion to approve all items on Consent Calendar as follows:

- a. Minutes of February 10, 2021 Board of Directors Meeting.
- b. Treasurer's Report for January 2021.

Motion: Stepper/McPartland

Aye: Akinjo, Haubert, Hernandez, Hudson, Kiick, King-Tingle, Narum, Rickman, Stepper, Vargas, Woerner, Zuber

Nay: None

Abstain: None

Absent: Jobrack, Cantu

Motion Passed

5. Executive Directors Report – INFORMATION

Executive Director Michael Tree gave a presentation and oral report

- **SB 548** – Michael updated the Board on SB 548.
- **EIR** – Staff is working on draft responses to the comments received during the comment period and revisions to the document. The final is expected to come before the board at the May 12th meeting for certification and adoption.

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- **FTA Grantee Application** – Staff has been working to attain FTA Grantee status, which will allow the Authority to receive and manage federal funds. The details of this will be discussed today in agenda items 6 through 9.
- **TV Transportation Council** – Staff is keeping an eye on a nexus study being conducted by the group on developer fees for the future and auth has an estimated \$40 million of fees packaged into this study.
- **Transportation Planning** – Staff is following:
 - i. SJCOG and its update to the Regional Transportation Plan.
 - ii. MTC as it expects to finalize the Plan Bay Area 2050 in the fall.
 - iii. The State of California as it begins the process of updating the State Rail Plan.
- **Appropriation Requests** – The Authority has submitted appropriation requests. Staff is working with the offices of Congressmen Harder, Swalwell and McNerney to both submit and move forward requests for Valley Link.
- **Agenda Item 10** – Request to pull this agenda item if no objection. Tree advised the board that Program Manager Ric Rattray is retiring from BART so will not continue to serve as the projects program manager. Tree noted that Rattray would continue to do consulting work and would be utilized by the Authority while a job recruitment takes place. Tree thanked Rattray for all his work on the project.

Director McPartland also thanked Rattray for his extemporaneous work on the Valley Link Project. Chair Vargas noted that the City of Tracy has included Valley Link as a top priority for One Voice this year. The directors discussed ways to support SB 548 and advocacy regarding appropriation requests. There was no public comment.

6. Consideration of Authorizing Resolution R02-2021 for the Filing of Applications with the USDOT, FTA, and Execution of Certifications, Assurances and Grant Agreements Required to Receive Federal Financial Assistance – ACTION

Michael Conneran introduced the team charged with working on this and the following agenda items in regard to the Authority's FTA Grantee application; Jerry Kay-Phillips, Shayna Van Hoften; Title VI, Catherine Groves, upcoming federal requirements. Operations Consultant David Kutrosky gave a presentation on the overview of key legal requirements.

Directors discussed this item.

Motion: Haubert/Zuber

Aye: Akinjo, Haubert, Hernandez, Hudson, Kiick, King-Tingle, McPartland, Narum, Rickman, Stepper, Woerner, Vargas, Zuber

Nay: None

Abstain: None

Absent: Jobrack, Cantu

Motion Passed

7. Consideration to Approve Resolution R03-2021 and Adopt a Drug & Alcohol-Free Workplace Policy for the Authority Full-Time and Part-Time Employees and Contractors in Safety-Sensitive Positions – ACTION

Kay-Phillips gave a presentation on the requirement for a Drug and Alcohol-Free Workplace Policy. Directors discussed this item.

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Motion: McPartland/King-Tingle

Aye: Akinjo, Haubert, Hernandez, Hudson, Kiick, King-Tingle, McPartland, Narum, Rickman, Stepper, Woerner, Vargas, Zuber

Nay: None

Abstain: None

Absent: Jobrack, Cantu

Motion Passed

8. Approve Resolution R04-2021 to approve the following and authorize submittal of the 2021 Title VI Program to the Federal Transit Administration – ACTION

- Updated Equity Statement (with the understanding that and expanded statement will be made available on the Authority's website.)
- Public Participation Plan
- Language Assistance Plan for Individuals with Limited English Proficiency
- Title VI Program

Van Hoften gave a presentation on the requirement for submission and adoption of a Title VI policy. Directors discussed all sections of this item with focus on the language assistance plan and the posting of an expanded equity policy statement. There was no public comment.

Motion: Kiick/Narum

Aye: Akinjo, Haubert, Hernandez, Hudson, Kiick, King-Tingle, McPartland, Narum, Rickman, Stepper, Woerner, Vargas, Zuber

Nay: None

Abstain: None

Absent: Jobrack, Cantu

Motion Passed

9. Presentations on Upcoming Actions on Federal Grantee Requirements – INFORMATION

- a. Disadvantaged Business Enterprise (DBE) Program
- b. Equal Employment Opportunity (EEO) Program
- c. Transit Asset Management (TAM) Plan
- d. Public Transportation Agency Safety Plan (PTASP)
- e. Cyber Security Policy
- f. Rail Safety Training and Oversight

Groves gave a presentation on future federal grantee requirements noting that the DBE Program is in process and will be brought to the board at a subsequent meeting.

There was no Director discussion or public comment on this item.

10. Employment Agreement with Deputy Executive Director/Program Manager – ACTION

This item was pulled from the agenda with no objections.

11. Directors' Discussion

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Director Hudson reminded everyone about the upcoming 2021 APTA's TRANSform Conference & Expo in August and urged all to attend.

12. Adjourn to **CLOSED SESSION** pursuant to Government Code Section 54957(b):
13. Reconvene to **OPEN SESSION**
Due to the removal of Agenda Item #10, Closed Session (Items # 12, 13) was not needed.
14. **Next Meeting**
April 14 10, 2021 at 2 p.m. – Via Teleconference
15. **Adjourn (King-Tingle/McPartland – No objection)**
Meeting adjourned at 4.08 p.m.