

**Peninsula Corridor Joint Powers Board
Board of Directors Meeting
1250 San Carlos Avenue, San Carlos CA**

MINUTES OF JULY 1, 2021

MEMBERS PRESENT: C. Chavez (left at 11:32 am), D. Davis (Chair), J. Gee, G. Hendricks, S. Heminger (Vice Chair), D. Pine, C. Stone S. Walton (left at 11:32 am), M. Zmuda

MEMBERS ABSENT: None

STAFF PRESENT: M. Bouchard, D. Hansel, J. Harrison, , S. Petty, K. Yin, J. Funghi, B. Shaw, R. Rios, A. Simmons, B. Tietjen, R. Barnard, L. Leung, T. Burgwyn, T. Bartholomew, D. Seamans, S. Wong

1. CALL TO ORDER / PLEDGE OF ALLEGIANCE

Chair Dev Davis called the meeting to order at 9:00 am and led the pledge of allegiance.

2. ROLL CALL

District Secretary Dora Seamans called the roll and a quorum was confirmed.

Public Comment

Roland Lebrun, San Jose, commented on Samtrans management, new station designs, right of way, and project losses.

3. GENERAL COUNSEL REPORT – CLOSED SESSION:

- a. **Closed Session: Conference with Legal Counsel – Anticipated Litigation. Initiation of Litigation pursuant to Government Code Section 54956.9(d)(4): One potential case**
- b. **Closed Session: Conference with Legal Counsel – Conference with Legal Counsel – Existing Litigation Pursuant to Government Code Section 54956.9(d)(1): JPB v. Parsons, et al, San Mateo County Superior Court, Case No. 17CIV00786**
- c. **Closed Session: Conference with Legal Counsel – Existing Litigation Pursuant to Government Code Section 54956.9(d)(1): JPB v. Golden Bay Fence Plus Iron Works, Inc., City & County of San Francisco, Caltrans, San Francisco County Superior Court, Case No. Case No. CGC-19-573781**

*The Board convened in closed session at 9:05 am
The Board reconvened in regular session at 11:33 am*

Director Cindy Chavez left at 11:32am
Director Shamann Walton left at 11:32am.

District Secretary Dora Seamans called the roll and a quorum was confirmed.

4. GENERAL COUNSEL REPORT – REPORT OUT FROM ABOVE CLOSED SESSION

General Counsel James Harrison stated that there was no action to report.

5. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

Roland Lebrun, San Jose, commented on the Peninsula Corridor Electrification Project, an incident in San Jose, and the San Jose station design.

Aleta Dupree, Oakland, commented on hopes to be on the new trains soon, operating fully on Clipper cards, and running trains every half hour.

Adina Levin, Friends of Caltrain, commented on the re-scheduling the Special Meeting on regional processes, and Caltrain guidance on upcoming goals.

6. CONSENT CALENDAR

- a. **Approve Regular Meeting Minutes of June 3, 2021**
- b. **Receive Key Caltrain Performance Statistics – May 2021**
- c. **Award of Contract to Provide Third Party Administrator Services for Public Liability Claims**
- d. **Approve and Ratify Fiscal Year 2022 Property Casualty Insurance Program**
- e. **Authorize Execution of Memorandum of Understanding with Prologis 4th & King LLC for Joint Delivery of the Caltrain San Francisco Railyards Preliminary Business Case**
- f. **Report of the Chief Financial Officer (CFO)**
- g. **Accept Statement of Revenues and Expenses for the Period Ended May 31, 2021**
- h. **Accept On-Call Transportation Planning and Consultant Support Services Update**
- i. **State and Federal Legislative Update**
- j. **Update on Service Restoration**

Director Charles Stone requested items 6e and 6j be pulled for further discussion.

Public Comment

Roland Lebrun, San Jose, commented on costs for item 6h, contracts with Kimley-Horn, Google parcels at Diridon in affordable housing, historical depot, and contracts for Transbay.

Jeff Carter, Millbrae, commented on performance statistics, recent chart months, and providing the source for these charts on the website.

Motion/Second: Hendricks/Stone to approve the consent calendar with the exception of items 6e and 6j

Ayes: Gee, Hendricks, Pine, Stone, Heminger, Davis
Noes: None
Absent: Chavez, Walton, Zmuda

6e. Authorize Execution of Memorandum of Understanding with Prologis 4th & King LLC for Joint Delivery of the Caltrain San Francisco Railyards Preliminary Business Case

Anthony Simmons, System Wide Planning and Policy Director, provided a presentation that included the following:

- Background on Prologis--owned railyard at 4th and King
- Caltrain's needs at the site
- MOU group ensuring coordination with several projects
- Prologis' work to date
- Caltrain Interests
- Next phase of work

Public Comment

Roland Lebrun, San Jose, commented on the SF Planning Department's planning, platform length, and staff locations.

Jeff Carter, Millbrae, commented on customer service, convenience, and longer platforms.

Aleta Dupree, Oakland, commented on railroad development.

The Board members had a discussion and staff provided further clarification in response to the Board comments and questions on the following topic:

- How air rides work at this location (who owns them)
- Director Stone asked for regular (quarterly) updates on this item

Motion/Second: Stone/Heminger moved to approve item 6e.

Ayes: Gee, Hendricks, Pine, Stone, Zmuda, Heminger, Davis
Noes: None
Absent: Chavez, Walton

6j. Update on Service Restoration

Ted Burgwyn, Director of Rail Networks and Operations Planning, provided a brief presentation. He spoke about the service planning strategy, Fall 2021 service expansion, ongoing analysis, and next steps (timetable, partner agencies, and marketing).

Public Comment

Roland Lebrun, San Jose, commented on restoring ridership by proving safety and increasing baby bullets and new Caltrain schedule.

Adina Levin, Friends of Caltrain, commented on, weekend baby bullet service, restoring to full number of trains prior to COVID, and following ridership data.

Jeff Carter, Millbrae, commented on mix of express and baby bullet service throughout the day, and weekend baby bullets.

David, Burlingame, commented on commuting to school with hourly schedules, lack of frequency causing issues commuting to school, missing stops, and reaching every stop.

Hayden Miller commented on service restoration, more baby bullet service during midday and weekends, and offering free transfers to Samtrans.

Adrian Brandt, San Mateo County, commented on moving from commuter schedule to an off peak schedule and moving to distance based fare structure.

Abigail Renteria, San Jose, commented on transfers with shuttles and shuttles with Stanford.

Kueller commented on restoring service to pre-pandemic levels minimally and electric trains.

The Board members had a discussion and staff provided further clarification in response to the Board comments and questions on the following topic:

- Financial data on service restoration (run rate before and after, percentage of service increase compared to cost increase)
- A more thorough presentation next month
- Tighter connections at Millbrae BART connection since we worked 20 years for the connection

Chair Davis moved Item #8 up to precede Item #7.

8. CONDITIONALLY AUTHORIZING INCREASES OF \$20,000,000 TO SOUTH SAN FRANCISCO STATION IMPROVEMENT CONTRACT, AND \$25,000,000 TO BOTH THE PROJECT BUDGET AND THE FISCAL YEAR 2022 CAPITAL BUDGET

Director Jeff Gee recused himself from this item.

Michelle Bouchard, Acting Executive Director, stated this item would provide the authority to use resources for project completion.

Rob Barnard, Deputy Chief of Rail Development, provided a presentation. He spoke about construction cost, schedule, and progress. Mr. Barnard shared the staff recommendation to seek supplemental funding for timely completion of work and timely resolution of commercial issues.

Public Comment

Roland Lebrun, San Jose, commented on staff experience, building for high speed rail, federal regulations, and eventually replacing center platform with level boarding passing tracks,

The Board members had a robust discussion and staff provided further clarification in response to the Board comments and questions regarding:

- System issues with delivering large capital projects
- Dealing with capital projects in closed session or ad hoc committees that are not in the public eye (constituent transparency)
- Having potential challenges with capital projects heard at a committee level with the public and stakeholders present
- Is there any JPB money in this project
- Whether the funding was entirely from South San Francisco

Motion/Second: Stone/Zmuda

Ayes: Hendricks, Pine, Stone, Zmuda, Heminger, Davis

Noes: None

Recused: Gee

Absent: Chavez, Walton

7. REPORTS

a. Report of the Citizens Advisory Committee (CAC)

Brian Shaw, Chair, reported that the Committee passed a resolution to promote distance based fares and for JPB to take this issue up at its earliest convenience, they also requested a return of the safety and security report. He stated they would have an update on COVID 19 cleaning efforts, Blue Ribbon Task Force work, and a return to service update.

b. Report of the Chair

i. Report on Governance

Chair Davis stated a special meeting was scheduled last Friday and adjourned with lack of quorum. She briefly discussed the Samtrans resolution passed June 22 regarding efforts at reimbursement of Samtrans funds and requested this item come back after internal discussions at a future special meeting. Chair Davis announced the agenda for the next Special Meeting #4 for financial and legal analyses and would like to reschedule the governance meeting.

ii. Pride Month Resolution

Chair Davis announced June as Pride month and put forward resolution reaffirming commitment to diversity access and inclusion

Public Comment

Aleta Dupree, Oakland, commented on ensuring equity and welcome year round and Caltrain is a peoples' train.

Motion/Second: Hendricks/Heminger

Ayes: Gee, Hendricks, Pine, Stone, Zmuda, Heminger, Davis

Noes: None

Absent: Chavez, Walton

Director Stone left the meeting at 1:00pm

c. Report of the Local Policy Maker

Director Jeff Gee deferred to next month.

d. Report of the Transbay Joint Powers Authority

Director Jeff Gee deferred to next month

e. Report of the Executive Director

**i. Peninsula Corridor Electrification Project (PCEP)
Monthly Progress Report – May**

Michelle Bouchard, Acting Executive Director, reported on the following:

- 144 foundations completed (2nd highest productivity month)
- In August, bringing a business strategy to the board regarding COVID recovery work and strategies to move forward (financial and organizational resourcing)

Public Comment

Aleta Dupree, Oakland, commented on maintain momentum of foundations completed.

Jeff Carter, Millbrae, commented on pride resolution vote, foundations report, CAC resolution, and urged staff to move on this resolution.

Roland Lebrun, San Jose, commented on Blue Ribbon Task Force and governance, PCEP meetings in public, electric train storage, and testing diesel motors to test in Colorado.

Paul Wendt, Belmont, commented on distance based fares.

9. CORRESPONDENCE

Correspondence was available online.

10. BOARD MEMBER REQUESTS

Director Stone requested regular updates on the MOU with Prologis (quarterly).

Director Hendricks requested financial data on service restoration (run rate before and after, percentage of service increase compared to cost increase)

Director Heminger requested tighter service connection with Millbrae BART station since it took about twenty years to get it.

Director Heminger requested capital projects be heard at the committee level rather than ad hoc committees for public and stakeholder input.

11. GENERAL COUNSEL REPORT

There was none.

12. DATE/TIME OF NEXT REGULAR MEETING:

Thursday, August 5, 2021 at 9:00 am via Zoom

13. ADJOURN

The meeting adjourned at 1:06 pm

An audio/video recording of this meeting is available online at www.Caltrain.com. Questions may be referred to the Board Secretary's office by phone at 650.508.6242 or by email to Board@Caltrain.com.