



CITY MANAGER'S OFFICE

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September 14, 2026

Honorable Julie A. Emede
Presiding Judge (2026)
Superior Court of California
County of Santa Clara
191 North First Street
San José, CA 95113

RE: Civil Grand Jury Report

Dear Judge Emede:

Pursuant to California Penal Code section 933 et seq., please find enclosed the City of Cupertino's response to the 2026 Santa Clara County Civil Grand Jury Report entitled "VTA's Management and Oversight of BART Silicon Valley Phase II." The enclosed response was approved by the City Council for your review. Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tina Kapoor', is located below the word 'Sincerely,'.

Tina Kapoor
City Manager

Enclosure

RESPONSE OF THE CITY OF CUPERTINO
TO THE FINDINGS AND RECOMMENDATIONS OF
THE 2026 SANTA CLARA COUNTY CIVIL GRAND JURY REPORT
“VTA’s MANAGEMENT AND OVERSIGHT OF BART SILICON VALLEY PHASE II”

Finding 6

VTA Board Appointing Authority Groups 2 through 5 often do not follow VTA Administrative Code (Section 2-14) admonitions to “appoint individuals with appropriate experience and qualifications in transportation” and to “reappoint representatives to consecutive terms.”

Response: **Agree.**

Recommendation 6

VTA Board Appointing Authority Groups 2 through 5 should certify to the VTA Board that they will adhere to VTA Administrative Code (Section 2-14) admonitions, regarding Board member expertise and appointment to consecutive terms.

This should be implemented by December 31, 2026.

Response: **Agree.**

Finding 7

VTA Board Appointing Authority Groups 2 through 5 have different processes for making Board appointments.

Response: **Agree.**

Recommendation 7

The cities represented in Appointing Authority Groups 2 through 5 should agree on a uniform process for making Board appointments.

This should be implemented by December 31, 2026.

Response: **Agree.** VTA Board Appointing Authority Groups 2 through 5 should consider developing a uniform process of making VTA Board appointments that includes a standard weighting system of various metrics relevant to the VTA’s purpose. Such metrics might include: board candidates’ prior appointment to or experience with the VTA Board to enhance continuity and institutional memory; board candidates’ prior expertise with or education in urban transit systems generally; board candidates’ willingness and ability to attend transit board trainings offered by industry experts; and board candidates’ other relevant experience with large regional boards.

This should be implemented by December 31, 2026.