

JOINT MEETING OF THE BOARD OF DIRECTORS FOR THE
METROPOLITAN TRANSIT SYSTEM (MTS),
SAN DIEGO TRANSIT CORPORATION (SDTC), AND
SAN DIEGO TROLLEY, INC. (SDTI)

January 15, 2009

MTS
1255 Imperial Avenue, Suite 1000, San Diego

MINUTES

1. Roll Call

Chairman Mathis called the Board meeting to order at 9:05 a.m. A roll call sheet listing Board member attendance is attached.

Welcome to New Board Members and Employee Award

Chairman Mathis welcomed new Board members Sherri Lightner from District 1 of the City of San Diego, Merrilee Boyack from Poway, and Al Ovrom from Coronado.

Chairman Mathis recognized Mr. Gerry Nunn, a bus operator, who has worked for SDTC since 1968. Chairman Mathis provided some details on fares at the start of his career, the number of different buses Mr. Nunn drove, and Mr. Nunn's hobbies. He also recognized Mr. Nunn for consistently displaying a positive attitude, being highly respected by his peers and supervisors, and for maintaining excellent attendance. Chairman Mathis read a letter sent to Mr. Nunn by Paul Jablonski, CEO. Mr. Nunn expressed his thanks to his coworkers and stated it had been a pleasure working at SDTC.

2. Approval of Minutes

Mr. Young moved to approve the minutes of the December 11, 2008, MTS Board of Directors meeting. Mr. McLean seconded the motion, and the vote was 13 to 0 in favor.

3. Public Comments

Virginia Conway: Ms. Conway stated that she liked the new format of the route maps in the schedules. She also stated that she did not like the new articulated buses because operators are not able to pull close enough to the curb. She also requested that fewer roundabouts be constructed, that the metal spikes at the Old Town Transit Center be taken out, and that an earthquake plan be developed for the end of Broadway. She also requested that MTS have North County Transit District complaint forms available and stated that she hoped that Trolley police would keep teenagers from going across the border. Chairman Mathis suggested that she write her comments down and give them to Claire Spielberg, Chief Operating Officer – Transit Services.

Clive Richard: Mr. Richard stated that he has been a transit advocate for 45 years. He stated that the public has a perception that transit has not been effective for the people who need it most.

4. MTS: Election of Vice Chair and Chair Pro Tem and Appointments to Committees for 2009
(ADM 110)

Chairman Mathis reported that the Executive Committee appointed him to represent MTS on the SANDAG Transportation Committee and Mr. Rindone as his alternate. He added that the Ad Hoc Nominating Committee (Mr. Roberts, Mr. Ewin, and Chairman Mathis) developed the recommended slate of candidates. He reported that the Ad Hoc Railroad Committee is recommended for discontinuation due to its long-time activity. He stated that any matters normally handled by this committee will now fall under the purview of the Executive Committee. He also pointed out that the Vice Chair serves on the Executive Committee with the Chair Pro Tem as his alternate.

Chairman Mathis took nominations from the floor.

Action Taken

Chairman Mathis moved to approve the proposed slate of nominations as outlined below and Jerry Rindone as Vice Chair and Fred McLean as Chair Pro Tem:

Mr. Ewin nominated Mr. Ovrom to the Ad Hoc Public Security Committee.
Mr. Ewin nominated Ms. Lightner as the alternate on the Joint Committee on Regional Transit.
Mr. Ewin nominated Mr. Ovrom as the alternate on the Regional SANDAG Planning Committee.
Mr. Young nominated Mr. Faulconer as the alternate on the Taxicab Committee.

Vice Chair and Chair Pro Tem

Jerry Rindone, Vice Chair: 12 to 0 in favor, with Mr. Rindone abstaining.
Fred McLean, Chair Pro Tem: 12 to 0 in favor, with Mr. McLean abstaining.

Accessible Services Advisory Committee

Thomas Clabby, Chairman: 13 to 0 in favor.

Ad Hoc Airport Regional Policy Committee

Harry Mathis, Committee Member: 12 to 0 in favor, with Mr. Mathis abstaining.
Jerry Rindone, Alternate: 12 to 0 in favor, with Mr. Rindone abstaining.

Ad Hoc Public Security Committee

Tony Young, Chair: 12 to 0 in favor, with Mr. Young abstaining.
Ernie Ewin, Committee Member: 12 to 0 in favor, with Mr. Ewin abstaining.
Fred McLean, Committee Member: 12 to 0 in favor, with Mr. McLean abstaining.
Harry Mathis, Committee Member: 12 to 0 in favor, with Mr. Mathis abstaining.
Al Ovrom, Alternate: 12 to 0 in favor, with Mr. Ovrom abstaining.

Ad Hoc Railroad Subcommittee

Discontinued

Audit Oversight Committee

Ernie Ewin, Chairman: 12 to 0 in favor, with Mr. Ewin abstaining.
Remaining members set by Board policy.

Budget Development Committee

Jerry Rindone, Chairman: 12 to 0 in favor, with Mr. Rindone abstaining.
Harry Mathis, Vice Chairman: 12 to 0 in favor, with Mr. Mathis abstaining.
Bob McClellan, Committee Member: 12 to 0 in favor, with Mr. McClellan abstaining.
Ron Roberts, Committee Member: 12 to 0 in favor, with Mr. Roberts abstaining.
Tony Young, Committee Member: 12 to 0 in favor, with Mr. Young abstaining.

Executive Committee

Set by Board Policy.

Joint Committee on Regional Transit (JCRT)

Ernie Ewin, Committee Member: 12 to 0 in favor, with Mr. Ewin abstaining.
Harry Mathis, Committee Member: 12 to 0 in favor, with Mr. Mathis abstaining.
Bob McClellan, Committee Member: 12 to 0 in favor, with Mr. McClellan abstaining.
Alternate: Sherri Lightner, Committee Member: 12 to 0 in favor, with Ms. Lightner abstaining.

Los Angeles-San Diego Rail Corridor Agency (LOSSAN)

Jerry Rindone, Committee Member: 12 to 0 in favor, with Mr. Rindone abstaining.
Alternate: Harry Mathis, Committee Member: 12 to 0 in favor, with Mr. Mathis abstaining.

SANDAG Board

Harry Mathis, Advisory Representative: 12 to 0 in favor, with Mr. Mathis abstaining.
Alternate: Ron Roberts: 12 to 0 in favor, with Mr. Roberts abstaining.
Second Alternate: Ernie Ewin: 12 to 0 in favor, with Mr. Ewin abstaining.

SANDAG Regional Planning Committee

Ernie Ewin, Committee Member: 12 to 0 in favor, with Mr. Ewin abstaining.
Alternate: Al Ovrom: 12 to 0 in favor, with Mr. Ovrom abstaining.

Taxicab Committee

Todd Gloria, Chair: 12 to 0 in favor. Mr. Gloria was not present for the meeting and vote.
Alternate: Kevin Faulconer, 12 to 0, with Mr. Faulconer abstaining.

CONSENT ITEMS:

6. MTS: Trash Disposal Services (SDTC and SDTI) (CIP 53710)

Recommend that the Board of Directors authorize the CEO to execute MTS Doc. No. G1209.0-09 (in substantially the same format as Attachment A) with Daily Disposal Services, Inc. for trash disposal services for a period of five years.

7. MTS: Amendments to Assignment of Contract for San Diego Association of Governments' (SANDAG) On-Call General Transportation Planning Services (IBI Group) (CIP 50451)

Recommend that the Board of Directors authorize the CEO to ratify MTS Doc. No. G1135.0-08 (Attachment A of the agenda item) and execute Amendment No. 1 (Attachment B of the agenda item) to MTS Doc. No. G1135.0-08 with IBI Group as part of SANDAG's On-Call General Transportation Planning Service Agreement, which was established as a jobs order contract with MTS. Amendment No. 1 would allow MTS to proceed with evaluating weekend service structure and productivity.

8. MTS: Bus Operator Uniforms – Contract Award (OPS 960.6)

Recommend that the Board of Directors authorize the CEO to execute MTS Doc. No. B0509.0-09 (in substantially the same format as Attachment A of the agenda item) with Kingsbury Uniforms, Inc. for bus operator uniforms for up to a five-year period.

9. MTS: Transportation Development Act (TDA) Claim Amendment (FIN 340.2)

Recommend that the Board of Directors adopt Resolution Nos. 09-1 (Attachment A of the agenda item), 09-2 (Attachment B of the agenda item), and 09-3 (Attachment C of the agenda item) approving the revised FY 21009 TDA Article 4.0, 4.5, and 8.0 claims, respectively.

10. MTS: Security Patrol Services – Contract Amendment (Option Years One and Two) (OPS 970.6 and 970.11)

Recommend that the Board of Directors authorize the CEO to exercise option years 1 and 2 to MTS Doc. No. C.O.066.0-06 with Heritage Security Services/Transit Systems Security for security patrol services pursuant to the original Request for Proposals.

11. MTS and SDTI: Internal Revenue Service-Required CalPERS Pension Resolutions (ADM 150.3)

Recommend that the Board of Directors approve Resolution Nos. 09-5, 09-6, and 09-7 (Attachments A, B, and C, respectively) that would allow MTS to continue to make employee pension contributions on a pretax basis.

Public Comment

Lorraine Leighton: Ms. Leighton wanted to know how many times trash would be collected under the new trash disposal contract. Mr. Jablonski reported that this particular contract is not for trash collection at transit centers. He stated that trash collection at transit centers is the responsibility of shelter provider, CBS Outdoor. He advised Ms. Leighton to report overflowing trash containers to MTS and that information will be passed along to CBS Outdoor.

Action on Recommended Consent Items

Mr. Rindone moved to approve Consent Agenda Item Nos. 6, 7, 8, 9, 10, and 11. Mr. McLean seconded the motion, and the vote was 13 to 0 in favor.

CLOSED SESSION:

24. Closed Session Items (ADM 122)

The Board convened to Closed Session at 9:31 a.m.

- a. MTS: CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Significant Exposure To Litigation Pursuant to California Government Code section 54956.9(a): (MTS v. Zurich Insurance), (AAA Case No. 51 195 Y 00164 08)
- b. MTS: CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to California Government Code section 54956.9(a) Balfour

Beatty/Ortiz v. Metropolitan Transit System (Superior Court Case No. GIC 868963)

- c. MTS: CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to California Government Code section 54956.9(a): San Diego Public Transit Riders Alliance v. MTS et al. (San Diego Superior Court Case Nos. 07-2007-0082217-CU-TT-CTL and 37-2008-00086580-CU-TT-CTL)
- d. MTS: CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to California Government Code Section 54956.9(a): Guzman v. SDTC, (GIC 847471)
- e. MTS: CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATORS Pursuant to California Government Code Section 54957.6. Agency-Designated Representative – Jeff Stumbo. Employee Organization – Transit Enforcement Officers Association

The Board reconvened to Open Session at 10:33 a.m.

Oral Report of Final Actions Taken in Closed Session

Ms. Tiffany Lorenzen, MTS General Counsel, reported the following:

- a. The Board received a report.
- b. The Board received a report and gave direction to General Counsel and outside counsel.
- c. This item was continued to the Board meeting on February 19, 2009.
- d. The Board received a report and gave direction to outside counsel and General Counsel.
- e. The Board received a report and gave direction to the Director of Human Resources and the CEO.

NOTICED PUBLIC HEARINGS

25. MTS: Public Hearing – Service Adjustments for Sorrento Valley Coaster Connection (S RTP 830)

Mr. Jablonski reported that the Sorrento Valley Coaster Connection has been operating for several years funded by special grants. He stated that those resources no longer exist. He stated that MTS has received many comments about other options for funding this service, which were carefully considered by MTS's Planning Department during the development of alternatives. Mr. Jablonski reminded everyone that in light of the Governor's and the state legislature's proposals as well as the current fiscal state of California, MTS is facing large cuts in funding. He stated that those factors need to be given consideration when reviewing options, including termination of the service.

Mr. Brent Boyd, Senior Transportation Planner, reviewed the current routing for this service, the subsidy per passenger for each of the routes, and the history of this route, including the fact that ridership dropped from 980 to 554 in November after MTS implemented a \$1 fare and the fare for the Coaster increased. He reported that because of this ridership decrease, the subsidy for these routes actually increased, even after accounting for the fare increase. Mr. Boyd reviewed the two alternatives under consideration and reported that there are currently about 270

passengers who would be affected by a termination of the service. He added that under the alternative for partial discontinuation, the subsidy does decrease but is still higher than the subsidy for MTS's other routes. He further reported that ridership has been declining each month over all of the routes.

Mr. Boyd then reviewed the Title VI analysis reporting that neither proposed alternative will negatively impact low-income or minority (LIM) populations more than non-LIM populations and that a complete Title VI analysis was contained in Attachment C of the agenda item. He reported that these routes are shuttle bus routes designed to meet Coaster commuter train trips and primarily serve the business districts within Sorrento Valley and University Towne Center. He added that the vast majority of riders are coming from the North County coastal communities of Oceanside, Carlsbad, and Encinitas on the Coaster. He also stated that the demographics of the census tracts where these routes operate contain a smaller percentage of LIM residents than there is in the MTS service area as a whole.

Ms. Sharon Cooney, Interim Director of Planning, reported that public comments regarding this matter will be collected and presented to the Board at its February 19 meeting. She added that, in the meantime, staff will continue discussing possible funding opportunities with SANDAG and North County Transit. Mr. Jablonski pointed out that the second alternative, partial discontinuation, was developed because SANDAG and North County Transit expressed an interest in trying to find funding for the service. He stated that he felt that the second option should only be considered if such funding is found.

Ms. Lorenzen read into the record a memo from Cliff Telfer, Chief Financial Officer, to Mr. Jablonski, declaring a fiscal emergency for MTS. Each Board member received a copy of this letter.

Chairman Mathis opened the public hearing at 10:47 a.m.

Tom Lichterman, Director of Operations for North County Transit: Mr. Lichterman thanked MTS staff for their assistance in this matter and emphasized that North County Transit understands MTS's financial difficulties because it is experiencing the same problems. He stated that it is also important to recognize that this service provides Coaster riders with a way to get to their jobs in Sorrento Valley. He added that this is a regional service that serves another regional service, and North County Transit would like to see as much of the service continued as possible. He stated that they will continue to work with MTS toward identifying a viable option.

Lorraine Leighton: Ms. Leighton complained that there were no notices on the buses and the trolley about this service cut. She suggested using minivans to provide this service.

Greg Daunoras: Mr. Daunoras reported that his wife, who rides the Coaster, is not a high-income resident of North County. He also stated that 20 percent of the people using this service are disabled.

Gary Knight, President, San Diego North Economic Development Council: Mr. Knight stated that this service is part of an intermodal system. He stated that people who are using this service will most likely not come back to transit if it is discontinued. He suggested that MTS work with the major employers to try to save this service.

Robert Wozniak, Scripps Health, Senior Administrative Director: Mr. Wozniak opposed elimination of this service and also stated that Alternative 2 was inadequate. He stated that

employers would have to provide the service, and it would be very expensive. He stated that they received little notice that this service was in jeopardy. He also suggested meeting with major employers to explore more subsidy options.

Elyse Lowe, Executive Director, Move San Diego: She stated that her organization advocates fast, effective transit and asked the Board to adopt Alternative 2. She stated that Move San Diego will advocate with the state legislature to support funding for transit. She reported that QualComm has started its own shuttle and that more transit is needed in this area and in the Golden Triangle.

Debra Gutzmer, SAIC: She requested a delay in action on this item to give local businesses an opportunity to maximize service in this area. She stated that her company would be willing to divert the funds it uses for its own shuttle into the Sorrento Valley Coaster Connection if this action would not negatively affect their own employees.

Chairman Mathis closed the public hearing at 11:03 a.m.

Chairman Mathis stated that nothing is more frustrating for the Board and MTS than not being able to meet the recent increase in demand because of funding shortfalls. He stated that the Board may have to make hard choices in order to meet its goal of providing the greatest amount of service to the greatest number of people while remaining a viable agency. He stated that the Board is not unsympathetic.

Mr. Jablonski reported that he lead an effort last summer, along with Reed Vickerman of Amylin, to involve the employers in Sorrento Valley in finding funding for this service. He stated that these meetings yielded no solutions. He stated that he told Mr. Vickerman that MTS was willing to meet one more time. He stated that MTS has also worked with Move San Diego toward that same end. He stated that this service can be continued if new funding is identified within the next 30 days. He also stated that transit funding has been cut an inordinate amount and suggested that everyone call their legislators to advocate for the continuation of state funding for public transportation. Ms. Lightner thanked staff for offering to continue to work on finding funding for this service. She also pointed out that this area of San Diego has been promised certain transit services, and that this particular service should serve as a model.

Mr. Roberts stated that the identification of funding for continuation of this service should be a high priority over the next 30 days. He added that the severity of MTS's funding problem as well as the lack of performance on this service mandates an effective solution. He added that it is difficult to justify such a high subsidy going into one area of San Diego when that funding could be used to increase ridership in another area. He stated that the Board needs to be prepared to act on this matter at its February meeting.

Action Taken

Mr. Rindone moved to (1) conduct a public hearing on the recommended restructuring of the Sorrento Valley Coast Connection (SVCC) (Routes 89, 971, 972, 973, 974, 975, 976, 977, and 978; and (2) adopt MTS Resolution 09-4, (Findings in Support of Exemption Under the California Environmental Quality Act (CEQA) Relating to Proposed Service Adjustments to Sorrento Valley Coaster Connection" (Attachment A of the agenda item); and (3) respond to suggestions made by the public and take action (if any) on the SVCC at the next regularly scheduled Board meeting on February 19. Mr. Ewin seconded the motion, and the vote was 11 to 1 in favor, with Ms. Lightner casting the dissenting vote.

DISCUSSION ITEMS:

30. MTS: Increased Authorization for Legal Services – Law Offices of David C. Skyer (LEG 490)

The report on this item was waived.

Action Taken

Mr. Young moved to authorize the CEO to execute MTS Doc. No. G1108.5-07 (in substantially the same form as Attachment A of the agenda item) with the Law Offices of David C. Skyer for legal services and ratify prior amendments entered into under the CEO's authority. Mr. McLean seconded the motion, and the vote was 12 to 0 in favor.

31. MTS: Fiscal Year 2010 Capital Improvement Program (CIP) (FIN 310.1)

Mr. Larry Marinesi, Budget Manager, reviewed the process that was used to develop the fiscal year 2010 CIP. He explained that the FY 2009 budget included \$29 million in federal funding that was used for Preventative Maintenance (PM). He added that there is total of \$41 million in federal funding that could be used for PM and stated that staff proposes using that entire amount and replacing it in the CIP with local funding. He added that the use of local dollars in the CIP is preferable because local dollars can be collected and held until needed and will generate interest in the meantime. He stated that federal dollars have to be used in the year in which they were appropriated and cannot be collected until the expenses are incurred. He also reported that there are many regulations, audit requirements, and restrictions on the use of federal funding.

Mr. Marinesi then provided an overview of Proposition 1B funding that MTS has used and expected to receive. He reported that MTS applied for and received \$27.8 million, which was used to purchase new buses, and that the remaining Proposition 1B funding is now in jeopardy. He stated that MTS decided to purchase buses with the funding already received because there was uncertainty that SANDAG would be ready to begin construction on the Blue/Orange Line Rehabilitation project in the three-year period specified under the funding provisions. He stated that MTS's original intention was to use this funding as a match with TransNet funding for the rehabilitation of the Blue and Orange Lines. He reported that the funding originally allocated for buses is now allocated for rail rehabilitation and will remain allocated until the funds are used for that project.

Mr. Marinesi then reviewed highlights of the fiscal year 2010 CIP as well as the five-year outlook of funding levels compared to CIP requests. He then reviewed staff's recommendations as outlined in the agenda item.

Action Taken

Mr. Ewin moved to (1) approve the fiscal year 2010 Capital Improvement Program (CIP) with the estimated federal and nonfederal funding levels (Attachments A and B of the agenda item). As the federal appropriation figures are finalized and/or other project funding sources become available, allow the Chief Executive Officer (CEO) to identify and adjust projects for the adjusted funding levels (any adjustments in excess of \$500,000 will be brought to the Board's attention); (2) recommend that the San Diego Association of Governments (SANDAG) Board of Directors approve the submittal of federal Sections 5307 and 5309 applications for the MTS fiscal year 2010 CIP (shown in Attachment A of the agenda item) after the federal appropriations are

finalized; (3) approve the \$12.5 million Preventative Maintenance increase and, in turn, swap Transportation Development Act (TDA) funding from operations to the CIP. There would be no net change to operations or capital; this exercise would simply provide more flexibility in funding within the CIP and would permit the agency to expend federal funding more quickly; (4) approve the transfer of \$1,627,724 from previous CIP projects to the fiscal year 2010 CIP; (5) approve the transfer of \$27,787,888 in nonfederal funding from previous fiscal year CIP projects to fiscal year 2010 Blue Line Rehabilitation (11266) to reflect the receipt of Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA); (6) approve the transfer of \$3.1 million of nonfederal funds currently allocated to the East County Bus Maintenance Facility (ECBMF) in exchange for \$3.1 million of federal funding currently allocated to bus procurement projects in fiscal year 2010; and (7) recommend that the SANDAG Board of Directors approve the amendment of the Regional Transportation Improvement Program (RTIP) in accordance with the fiscal year 2010 CIP recommendations. Mr. McLean seconded the motion, and the vote was 12 to 0 in favor.

32. MTS: New Flyer Buses – Contract Amendment (CIP 11239)

Mr. Jablonski advised the Board that this contract amendment authorizes the purchase of an additional 38 buses before the price escalates. He added that these new buses will replace CNG buses that are nearing the end of their 15-year life. He stated that there is one more bus purchase currently planned for the fall. He stated that the decision regarding this purchase will be made after MTS evaluates its service levels after service cuts.

Action Taken

Mr. Rindone moved to authorize the CEO to execute MTS Doc. No. G1101.5-07 (in substantially the same form as Attachment A of the agenda item) with New Flyer Industries, Inc. to purchase 38 low-floor, 40-foot, compressed natural gas transit buses. Mr. McLean seconded the motion, and the vote was 12 to 0 in favor.

33. MTS: Uniform Report of DBE Awards or Commitments and Payments and Approval of 2008 DBE Program (LEG 430)

The report on this item was waived.

Action Taken

Mr. McClellan moved to receive the Uniform Report of Disadvantaged Business Enterprise (DBE) Awards or Commitments and Payments (Attachment A of the agenda item). Mr. Jones seconded the motion, and the vote was 12 to 0 in favor.

34. MTS: Approval of Design Modifications at the Old Town Transit Center as Mandated and Approved by the California Public Utilities Commission (AG 225)

Mr. Jablonski stated that MTS worked very closely with the California Public Utilities Commission (CPUC) on identifying modifications that would make the Old Town Transit Center safer for pedestrians who cross the railroad tracks at this location. He reported that MTS worked with DMJM Harris to do a study of this area, which was then presented to the CPUC. He stated that the CPUC reviewed this report and then mandated certain improvements. He stated that DMJM Harris as well as SDTI's resident engineer reviewed these mandated improvements and agreed that they were reasonable.

Mr. Jablonski reviewed other improvements that have been made at this transit center over the last three years to enhance pedestrian safety, showing a visual depiction of the station while he reviewed these improvements. He then reviewed the modifications proposed by the CPUC and reported that he had a verbal commitment from Caltrans for \$300,000 of the total estimated expense of \$323,000 for these improvements.

Public Comment

Clive Richard: Mr. Richard stated his support of these improvements.

Action Taken

Mr. Roberts moved to consider and approve the proposed design for improvements at the Old Town Transit Center as mandated and approved by the California Public Utilities Commission. Mr. Rindone seconded the motion, and the vote was 12 to 0 in favor.

REPORT ITEMS:

45. MTS: Year-to-Date Operations Budget Status Report Through October 2008 (FIN 310.2)

Mr. Mike Thompson, Assistant Budget Manager, reported that MTS has a positive budget variance of \$3,344 million through October 2008 primarily due to an increase in ridership and fare revenue as a result of the fare increase. Mr. Jablonski pointed out that this report assumes that MTS will be getting all \$14 million of its State Transit Assistance funding and added that MTS has only received its allocation for one quarter.

Action Taken

Mr. McClellan moved to receive the MTS Year-to-Date Operations Budget Status Report through October 2008. Mr. Ovrom seconded the motion, and the vote was 11 to 0 in favor.

46. MTS: Investment Report – November 2008 (FIN 300)

Ms. Linda Musengo, Finance Manager, reported that MTS has experienced a .14 percent decrease in its interest return from the Local Agency Investment Fund. She stated that there was also a decrease in MTS's cash balance of \$10 million. She stated that these funds were used for the purchase of buses and was planned.

Action Taken

Mr. Ewin moved to receive a report for information. Mr. Ovrom seconded the motion, and the vote was 11 to 0 in favor.

60. Chairman's Report

Chairman Mathis made no report.

61. Audit Oversight Committee Chairman's Report

Mr. Ewin, Chairman of the Audit Oversight Committee, made no report.

62. Chief Executive Officer's Report

Mr. Jablonski referred to a report that each Board received titled "Summary: American Recovery and Reinvestment." He stated that the report consisted of 14 pages outlining the economic stimulus program proposed by the Democrats. He stated that the proposal includes \$10 billion nationwide for transit and \$30 billion for roads. He added that he was disappointed with the recommended funding for new-construction projects for rail systems, which is only \$1 billion nationwide.

Mr. Jablonski informed new Board members that Ms. Gail Williams, Clerk of the Board, would be contacting them regarding the scheduling of an orientation.

63. Board Member Communications

Articulated Buses: Mr. Ewin reported that he observed a bus operator standing on the bike rack of a new articulated bus cleaning the windshield. He then observed the operator walking around the bus cleaning off spots. He stated that it was obvious the operator took a lot of pride in the new equipment he was operating.

Trolley at Palm Avenue Station: Mr. McLean reported that after traveling all over China, he and his wife had to take a taxicab from the Palm Avenue Station to get home when trolley service was interrupted by an accident.

64. Additional Public Comments on Items Not on the Agenda

There were no additional Public Comments.

65. Next Meeting Date

The next regularly scheduled Board meeting is Thursday, February 19, 2009.

66. Adjournment

Chairman Mathis adjourned the meeting at 11:44 a.m.



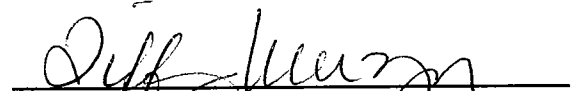
Chairperson
San Diego Metropolitan Transit System

Filed by:



Office of the Clerk of the Board
San Diego Metropolitan Transit System

Approved as to form:



Office of the General Counsel
San Diego Metropolitan Transit System

Attachment: A. Roll Call Sheet
gail.williams/minutes

METROPOLITAN TRANSIT DEVELOPMENT BOARD
ROLL CALL

MEETING OF (DATE): 1/15/09

CALL TO ORDER (TIME): 9:05 a.m.

RECESS: _____

RECONVENE: _____

CLOSED SESSION: 9:31 a.m.

RECONVENE: 10:33 a.m.

PUBLIC HEARING: 10:47 a.m.

RECONVENE: 11:03 a.m.

ORDINANCES ADOPTED: _____

ADJOURN: 11:44 a.m.

BOARD MEMBER (Alternate)			PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
BOYACK	<input checked="" type="checkbox"/>	(Cunningham) <input type="checkbox"/>		
EWIN	<input checked="" type="checkbox"/>	(Allan) <input type="checkbox"/>		
FAULCONER	<input checked="" type="checkbox"/>	(Emerald) <input type="checkbox"/>		11:34 a.m. during AI 45
GLORIA	<input type="checkbox"/>	(Emerald) <input type="checkbox"/>		<input checked="" type="checkbox"/>
LIGHTNER	<input checked="" type="checkbox"/>	(Emerald) <input type="checkbox"/>		
MATHIS	<input checked="" type="checkbox"/>	(Vacant) <input type="checkbox"/>		
MCCLELLAN	<input checked="" type="checkbox"/>	(Hanson-Cox) <input type="checkbox"/>		
MCLEAN	<input checked="" type="checkbox"/>	(Janney) <input type="checkbox"/>		
OVROM	<input checked="" type="checkbox"/>	(Woiwode) <input type="checkbox"/>		
RINDONE	<input checked="" type="checkbox"/>	(McCann) <input type="checkbox"/>		
ROBERTS	<input checked="" type="checkbox"/>	(Cox) <input type="checkbox"/>		
RYAN	<input type="checkbox"/>	(B. Jones) <input checked="" type="checkbox"/>		
YOUNG	<input checked="" type="checkbox"/>	(Emerald) <input type="checkbox"/>	9:10 a.m. during AI 1	10:50 during AI 25
ZARATE	<input type="checkbox"/>	(Parra) <input type="checkbox"/>		<input checked="" type="checkbox"/>
VACANT	<input type="checkbox"/>	(Selby) <input checked="" type="checkbox"/>	9:13 a.m. during AI 1	

SIGNED BY THE OFFICE OF THE CLERK OF THE BOARD

CONFIRMED BY OFFICE OF THE GENERAL COUNSEL