

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

April 9, 2009

MTS  
1255 Imperial Avenue, Suite 1000, San Diego

MINUTES

1. Roll Call

Chairman Mathis called the Board meeting to order at 9:00 a.m. A roll call sheet listing Board member attendance is attached.

2. Approval of Minutes

Mr. Ewin moved to approve the minutes of the March 26, 2009, MTS Board of Directors meeting. Mr. Roberts seconded the motion, and the vote was 10 to 0 in favor with Mr. Janney abstaining.

3. Public Comments

*Chuck Lungerhausen:* Mr. Lungerhausen provided the Board with details on the 2009 MS Walk for Land-Lubbers on April 17, 2009, and requested donations. He also expressed his thanks for support given in previous years for this cause. He also referred to an editorial that appeared in the San Diego Union-Tribune. He stated that he was not aware of any funding being taken away from highways to be given to transit and that they were creating news items about things that were not happening.

Chairman Mathis stated that the editorial writer was misinformed.

CONSENT ITEMS:

6. SDTI: SD 100 Brake Rehabilitation – Contract Award (CIP 11254-0200)

Recommend that the Board of Directors authorize the CEO to execute MTS Doc. No. L0888.0-09 (in substantially the same format as Attachment A of the agenda item) with Knorr Brake Corporation as a sole-source contract for a two-year period.

7. SDTI: Audit Report – Revenue Collection (LEG 492)

Recommend that the Board of Directors receive a report for information.

8. MTS: Investment Report (FIN 300)

Recommend that the Board of Directors receive a report for information.

9. MTS: Mission Valley East Legal Services – Contract Amendment (CIP 10426.12)

Recommend that the Board of Directors authorize the CEO to execute MTS Doc. No. M6655.11-07 (in substantially the same form Attachment A of the agenda item) with Hecht, Solberg, Robinson, Goldberg, and Bagley, LLP for legal services on the Mission Valley East Light Rail Transit Project.

10. MTS: GIRO, Inc. Regional Scheduling System – Contract Amendment (CIP 10940)

Recommend that the Board of Directors authorize the CEO to execute MTS Doc. No. G0856-13-03 (in substantially the same format as Attachment A of the agenda item) with GIRO, Inc. to fund the HASTUS Maintenance and Service Support Agreement for the Regional Scheduling System contract.

11. MTS: Motorola Regional Transit Management System – Contract Amendment (CIP 10940)

Recommend that the Board of Directors authorize the CEO to execute (1) MTS. Doc. No. G0867.8-03 (Attachment A of the agenda item) to the Motorola Regional Transit Management System contract to fund the Service Support Agreement; and (2) MTS Doc. No. G0868.4-03 (Attachment B of the agenda item) with North County Transit District for a Fund Transfer Agreement.

12. MTS: Federal Economic Stimulus Programming Recommendation (CIPS 11420, 12100)

Recommend that the Board of Directors approve (1) the use of the American Recovery and Reinvestment Act of 2009 to fund the Overhead Contact Wire Project (Capital Improvement Program 1142000) and the Blue Line Rehabilitation Project (Capital Improvement Program 1210001); and (2) the transfer of \$6 million from the Overhead Catenary Wire Project to the South Bay Facility Land Acquisition Project.

13. MTS: FY 2009/10 Community-Based Transportation Planning Grant (AG 220.3)

Recommend that the Board of Directors approve Resolution No. 09-15 (Attachment A of the agenda item) authorizing the CEO to enter into a contract with the California Department of Transportation for the use of a community-based transportation planning grant (if awarded).

Action on Recommended Consent Items

Mr. Janney requested that Consent Agenda Item No. 12, Federal Economic Stimulus Programming Recommendation, be pulled for discussion.

Mr. Ewin pointed out that Consent Agenda Item No. 7, Audit Report – Revenue Collection, was presented to the Audit Oversight Committee.

Mr. Janney asked how MTS could purchase land for the South Bay Facility Land Acquisition Project given its current funding shortfall and asked if this funding was strictly for capital projects. Mr. Paul Jablonski, CEO, stated that the funding being used for this project is economic stimulus funding, which requires that funding be used for projects that can be started quickly. He stated that the South Bay facility is undersized, and preliminary work on renovation and construction has already been completed so the actual renovation and construction could

be started within a short period of time. Mr. Janney applauded staff's plan related to the Blue Line. He added that he would not be able to support the item on the South Bay facility.

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

Mr. Ewin moved to approve Consent Agenda Item No. 12. Mr. Rindone seconded the motion, and the vote was 11 to 1 in favor, with Mr. Janney casting the dissenting vote.

#### NOTICED PUBLIC HEARINGS

There were no Noticed Public Hearings.

#### CLOSED SESSION:

##### 24. Closed Session Items (ADM 122)

**The Board convened to Closed Session at 9:10 a.m.**

- a. 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)
- b. MTS: CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATORS Pursuant to California Government Code section 54957.6: Agency-Designated Representative – Jeff Stumbo. Employee Organization – International Brotherhood of Electrical Workers, Local 465

**The Board reconvened to Open Session at 9:32 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 the Director of Labor Relations and the Chief Executive Officer.

#### DISCUSSION ITEMS:

There were no Discussion Items.

#### REPORT ITEMS:

##### 45. MTS Fare Policy and SANDAG Fare Study

Ms. Sharon Cooney, Interim Director of Planning and Scheduling, advised the Board that this item covers substantial changes that will be made to MTS's fare structure, including fare increases. Mr. Mark Thomsen, Senior Transportation Planner, reported on the goals for the regional fare study as well as MTS's fare-setting goals. He also reported on the dates of recent

fare changes that were made as a result of the study in order to replace lost funding. He reviewed the existing fare structure, the average fare versus subsidy, passenger revenue trends (shift from cash fares to passes), and pass usage versus average fare. He also provided information on MTS cash/pass fares and senior eligibility age compared to other California peer properties. He then reviewed the fare strategy proposed during the budget process to increase revenues by \$2.2 million in order to address the budget's \$6.9 million shortfall. He reported that the recommended change in the age for senior eligibility, which would be phased in over a five-year period to ensure that no one currently paying the senior fare would be affected by this change, would generate \$ 1.55 million annually in additional revenue when fully implemented. Mr. Thomsen then presented a timeline for the implementation of the recommended fare and fare-related changes.

Ms. Cooney provided the Board with an update on the implementation of the new Compass Card Program. She advised the Board that a Compass Card, which is good for one year, had been placed at each Board member's place and could be used for any transit service in the county including the Sprinter and Coaster. Ms. Cooney stated that, starting next week, paper passes will be replaced with Compass Cards on Premium Express routes and on the Coaster. She also reported that Compass Cards will be stocked in Ticket Vending Machines, and that staff is currently testing the use of credit cards to purchase fare media from these machines. She reported that in addition to MTS staff volunteers, the Workforce Partnership will be providing temporary employees, funded by the economic stimulus program, to serve as Ambassadors during the implementation of this program. She added that paper passes will no longer be available once full implementation of the program has been completed July 1.

Mr. Dave Schumacher, SANDAG Principal Regional Planner, reviewed the Regional Fare Structure & Revenue Sharing Study, which will be finalized later this year. He reviewed the study purpose and reported that the project is being led by SANDAG with MTS and North County Transit District participation throughout. He reviewed the study recommendations already adopted and other recommendations that have been made by the consultant conducting this study. He reviewed the recommendations regarding revenue sharing and reported that the Compass Card will enable the system to track usage, which will result in fewer revenues that are subject to revenue sharing between MTS and North County Transit. He stated that revenue sharing will be limited to trips between systems and won't apply to trips within each of the respective systems.

In response to a question from Mr. Rindone, Ms. Cooney reported that people using Compass Cards cannot accidentally tap on twice for one ride on a bus. She also reported that most people holding Compass Cards will be monthly pass holders and accidentally tapping on twice will be of no consequence. She stated that she would report back on what would happen if someone holding a card with stored value accidentally tapped on twice.

In response to a question from Mr. Cunningham, Mr. Jablonski stated that any unused stored value remaining on a Compass Card would not be refunded. He added that at least 85 to 90 percent of the Compass Cards that will be issued will not have stored value but will be for a specified time period.

#### Action Taken

Mr. Rindone moved to receive a report on the regional fare structure and an update on the SANDAG Fare Study. Mr. Janney seconded the motions, and the vote was 13 to 0 in favor.

46. 2008 Year-End Security Report (OPS 970.11)

Mr. Bill Burke, Director of Security, provided an overview of security activities and results for January through December 2008. He presented information on passenger inspections, passengers carried, inspections conducted and results, Part I incidents (including a comparison with other transit properties), Part II incidents and arrests, robbery comparisons, and K-9 training. He also reported on how funding from the 2006 and 2007 Transit Security Grant Programs has been used. He also briefly discussed emergency preparedness and bus communications and control as well as information on a recent pilot program conducted at the request of the Transit Security Administration. He then reviewed community outreach events and provided information on Compass Card enforcement plans.

Mr. Burke pointed out that some of the Part I incidents reported involve the theft of copper wire and actions taken against MTS's enforcement officers. He stated that, in many cases of robbery of MTS customers, riders have neglected to watch their own property. He also advised the Board that enhanced security at four different transit stations has helped identify problem areas and persons and has allowed MTS to assist the San Diego Police Department in identifying perpetrators.

Mr. Burke advised the Board that enforcement officers plan to hand out cards to people who have not tapped on reminding them of the procedure. He stated that they will continue to do so until the public has been reasonably educated and will then start issuing citations. He reported that the Compass card hand-held unit will enable compliance officers to recognize a repeat offenders as Compass Cards are checked.

In response to a question from Mr. Jones, Mr. Burke reported that people are arrested for drunkenness only if they behave erratically, are bothering someone, or become aggressive

In response to a question from Mr. Cunningham, Mr. Burke stated that he felt he had a sufficient number of officers on staff, but that additional officers may be needed at some point in the future if ridership continues to increase.

Mr. Jablonski pointed that the MTS now has an Ad Hoc Public Security Committee, chaired by Mr. Young, which has held four meetings since its inception. He stated that they receive regular security reports about what is going on with the system.

Mr. Ewin stated that he would like to see a report at some time in the future about how inspections are conducted and how the statistics are gathered.

Action Taken

Mr. Cunningham moved to receive a report for information. Mr. McClellan seconded the motions, and the vote was 13 to 0 in favor.

60. Chairman's Report

Chairman Mathis referred to the editorial that appeared that morning in the San Diego Union-Tribune implying that transit is getting a disproportionate share of TransNet revenues. He stated that the author doesn't understand that if MTS were to get funding deferred from capital projects it would be from transit projects, not highway projects. He also stated that the percentage of the public who use transit that was cited in their article is a state-wide figure that

uses all of California, including areas not served by public transportation. He stated that he was disturbed to see an article authored by someone who made no effort to get accurate information before writing the article. He felt it would be appropriate to respond to the editorial. The Board agreed. He also stated that the public has brought up the question about the flexibility of funding during times of economic crisis. He stated that anyone who is interested in hearing more about this subject can attend the joint SANDAG Board and Transportation Committee meeting being held tomorrow.

Mr. Rindone stated that MTS receives 1/3 of 1 cent and added that Los Angeles gets 1½ cents. He pointed out that transit takes people off the road, reduces pollution, and make the highways better for those who are driving. He spoke in support of a dedicated tax for transit and stated that there is a legitimate demand for service. Chairman Mathis pointed out that the 1/3 of 1 cent is split 70/30 with North County Transit; therefore, MTS only receives 1/8<sup>th</sup> of a cent.

61. Audit Oversight Committee Chairman's Report

No report was given on this item.

62. Chief Executive Officer's Report

Mr. Jablonski had nothing to report.

63. Board Member Communications

There were no Board Member Communications.

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, April 23, 2009.

66. Adjournment

Chairman Mathis adjourned the meeting at 10:51 a.m.



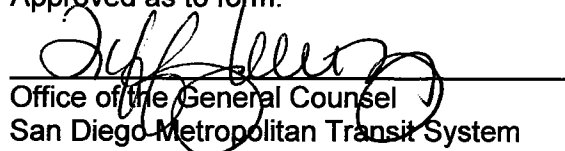
Chairperson  
San Diego Metropolitan Transit System

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

METROPOLITAN TRANSIT DEVELOPMENT BOARD  
ROLL CALL

MEETING OF (DATE): 4/9/09

CALL TO ORDER (TIME): 9:00 a.m.

RECESS: \_\_\_\_\_

RECONVENE: \_\_\_\_\_

CLOSED SESSION: 9:10 a.m.

RECONVENE: 9:32 a.m.

PUBLIC HEARING: \_\_\_\_\_

RECONVENE: \_\_\_\_\_

ORDINANCES ADOPTED: \_\_\_\_\_

ADJOURN: 10:51 a.m.

BOARD MEMBER	(Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
BOYACK	<input type="checkbox"/> (Cunningham) <input checked="" type="checkbox"/>	9:08 a.m. during the Consent	
EWIN	<input checked="" type="checkbox"/> (Allan) <input type="checkbox"/>		
FAULCONER	<input type="checkbox"/> (Emerald) <input type="checkbox"/>		<input checked="" type="checkbox"/>
GLORIA	<input checked="" type="checkbox"/> (Emerald) <input 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 type="checkbox"/> (Janney) <input checked="" type="checkbox"/>		
OVROM	<input checked="" type="checkbox"/> (Woiwode) <input type="checkbox"/>		
RINDONE	<input checked="" type="checkbox"/> (Castaneda) <input type="checkbox"/>		
ROBERTS	<input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>		
RYAN	<input type="checkbox"/> (B. Jones) <input checked="" type="checkbox"/>		
SELBY	<input checked="" type="checkbox"/> (England) <input type="checkbox"/>		
YOUNG	<input checked="" type="checkbox"/> (Emerald) <input type="checkbox"/>	9:10 during AI 24	
ZARATE	<input type="checkbox"/> (Parra) <input type="checkbox"/>		<input checked="" type="checkbox"/>

SIGNED BY THE OFFICE OF THE CLERK OF THE BOARD

CONFIRMED BY OFFICE OF THE GENERAL COUNSEL

*Gail Williams*  
*Jeff Leary*