



1255 Imperial Avenue, Suite 1000
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Agenda

JOINT MEETING OF THE EXECUTIVE COMMITTEE

for the
Metropolitan Transit System
San Diego Transit Corporation, and
San Diego Trolley, Inc.

January 14, 2010

Executive Conference Room
9:00 a.m.

ACTION RECOMMENDED

- A. ROLL CALL
- B. APPROVAL OF MINUTES - November 5, 2009 (December 3 meeting was cancelled) Approve
- C. COMMITTEE DISCUSSION ITEMS
1. MTS: Appointment of San Diego Association of Governments Transportation Committee Representative and Alternate (Sharon Cooney) Elect
Action would take nominations from the floor and elect and appoint a representative and an alternate from the MTS Board to serve on the San Diego Association of Governments (SANDAG) Transportation Committee for the 2010 calendar year.
 2. MTS: Legislative Workshop (Sharon Cooney) Approve
Action would: (1) receive a report on 2009 legislative and intergovernmental activities; (2) discuss approaches to advocacy in 2010; and (3) review staff recommendations for state and federal legislative programs and recommend approval by the Board of Directors.
 3. This number not used
 4. SDTI: LRV Repair and Retrofit Status (Lee Summerlott) Receive
Action would receive a report on repairs to light rail vehicle (LRV) 2052 and the retrofit of LED interior lighting and door light barriers.
 5. MTS: Advertising Update (Rob Schupp) Receive
Action would receive an update on revenues generated by advertising on MTS vehicles and bus shelters.

Please turn off cell phones and pagers
during the meeting

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Metropolitan Transit System (MTS) is a California public agency comprised of San Diego Transit Corp., San Diego Trolley, Inc., San Diego and Arizona Eastern Railway Company (nonprofit public benefit corporations), and San Diego Vintage Trolley, Inc., a 501(c)(3) nonprofit corporation, in cooperation with Chula Vista Transit. MTS is the taxicab administrator for seven cities. MTS member agencies include the cities of Chula Vista, Coronado, El Cajon, Imperial Beach, La Mesa, Lemon Grove, National City, Poway, San Diego, Santee, and the County of San Diego.

- | | | |
|----|--|-----------------|
| 6. | MTS: CLOSED SESSION - PUBLIC EMPLOYEE PERFORMANCE
EVALUATION <u>CHIEF EXECUTIVE OFFICER</u> PURSUANT TO CALIFORNIA
GOVERNMENT CODE SECTION 54957 | Possible Action |
| D. | REVIEW OF DRAFT JANUARY 21, 2010, JOINT BOARD AGENDA | |
| E. | <u>REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA</u>
Review of SANDAG Transportation Committee Agenda and discussion regarding any
items pertaining to MTS, San Diego Transit Corporation, or San Diego Trolley, Inc.
Relevant excerpts will be provided during the meeting. | Possible Action |
| F. | COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS | |
| G. | PUBLIC COMMENTS | |
| H. | NEXT MEETING DATE: February 11, 2010 | |
| I. | ADJOURNMENT | |

EXECUTIVE COMMITTEE MEETING FOR THE
METROPOLITAN TRANSIT SYSTEM (MTS),
SAN DIEGO TRANSIT CORPORATION (SDTC),
AND SAN DIEGO TROLLEY, INC. (SDTI)

MINUTES

November 5, 2009

MTS
1255 Imperial Avenue, Suite 1000, San Diego

A. ROLL CALL

Chairman Mathis called the meeting to order at 9:27 a.m. A roll call sheet listing Executive Committee member attendance is attached.

B. APPROVAL OF MINUTES

Mr. Selby moved for approval of the minutes of the October 15, 2009, Executive Committee meeting. Mr. Roberts seconded the motion, and the vote was 3 to 0 in favor (Mr. Rindone abstained).

C. COMMITTEE DISCUSSION ITEMS

1. MTS: Report on the Creation of a Central MTS Database and Reporting Tool
(Devin Braun)

Mr. Jablonski stated that MTS's operations are varied with entities for trolley, transit, and contracted services, which each have separate data reporting definitions. He described the in-house initiative that began with planning, IT, and operations to create a centralized database that uses the same definitions and format.

Devin Braun, Senior Transportation Planner, gave a PowerPoint presentation on the database and reporting tool. He stated that MTS's data is collected from many different systems, contractors, and places, and the goal is to organize the information into one centralized location. He stated that currently the operators create spreadsheets relating to miles, hours, ridership, revenues, employees, road calls, accidents, and complaints.

Mr. Braun described the current methods of gathering information regionally to be imported into the MTS database. He stated that data is consolidated, and the automated data import process provides almost instantaneous data on ridership, including fare types, time of day, vehicle location, and operations and scheduling data spreadsheets.

Mr. Braun described the benefits and savings realized because the database is created by MTS, instead of having to pay the vendor to create it. He showed

examples of various reports, including the on-time performance summary, ridership using Compass Cards, performance, and collisions.

Action Taken

Mr. Rindone moved to receive the report. Mr. Selby seconded the motion, and the vote was 4 to 0 in favor.

2. MTS: Weekend Service Analysis (Mike Daney)

Mike Daney, Senior Transportation Planner, gave a PowerPoint presentation on the weekend service analysis. The purpose of the analysis is to better understand how weekend transit markets are being served, budget impacts from service cuts, and bus passenger counts.

Mr. Daney reviewed the funding and budget and described how staff time was spent on the analysis. He stated that the in-house data collection and outreach included surveys and 2,500 hours of onboard manual passenger counts of all of the weekend routes. Analysis of the key survey results included ridership maps, survey validation, market segmentation profiles, route profiles, and frequencies of span and service types.

Mr. Daney stated that data was reviewed and compared for weekday and weekend service. He pointed out that because of the level of demand, Sunday service operates half as efficiently as weekday service and about half of the number of routes are operated. He added that Sunday carries 43% of the weekday riders, and Saturday carries 56% of weekday riders.

Mr. Daney reviewed the survey results of where riders are going, how often they ride the system, and which fare type is used. He showed an example of how the data was reviewed and analyzed to confirm the survey results. He stated that the weekend rider's are considered to be "Easy Goers." Easy Goers' are profiled as the least demanding, most flexible, lowest income, over the age of 60 or students, with a low level of auto access, and home ownership.

Mr. Daney reviewed the pros and cons of each of the service strategies that included increasing weekend frequencies and span of service, time connections/transfer points, increased system coverage, realignment of weekend system and routes, optimization of Sunday service levels to improve efficiencies, and reducing weekend service to reinvest into weekday service.

Ms. Cooney stated that what is being analyzed is that the added dollars that are invested do not produce the same level of increase in ridership on the weekend as the weekday. She added that the productivity levels on Sunday warrant some adjustments in order to achieve the productivity goals expected for the rest of the workweek.

Action Taken

Mr. Rindone moved to receive the report. Mr. Selby seconded the motion, and the vote was 4 to 0 in favor.

3. MTS: Old Town Pilot Signage Update (Rob Schupp)

Rob Schupp, Director of Marketing, gave a PowerPoint presentation on the implementation of the pilot signage project in Old Town. He stated that the goal is to increase the amount of signage and to improve way-finding ability for the customer. He reported that bus connections and destinations are displayed on easy-to-understand maps that include timetable information.

Mr. Schupp stated that customer reactions to the new signage were captured through surveys collected on the platforms, onboard buses and trolleys, and via the Web. He stated that 81.4% of customers responded that the new signs were helpful. He added that 71% of those who responded are regular riders; 27.4% were split between new riders and occasional riders (1-5 times per month) and infrequent riders (1-2 times per month). The result was that 21% of those riding use the signs every time they use the system.

Mr. Schupp stated that 75% of those surveyed indicated they would like to see the signs at other transit centers. He added that the plan is to expand the project to stations where there is a lot of bus and trolley interaction, specifically El Cajon, Euclid Avenue, 12th & Imperial, Fashion Valley, and City College.

Action Taken

Mr. Rindone moved to receive the report. Mr. Selby seconded the motion, and the vote was 4 to 0 in favor.

4. MTS: Appointment of MTS Chairperson

Mr. Mathis stated that this discussion is being held pursuant to MTS Policy No. 22 related to the requirement that the Executive Committee make a recommendation to the Board of Directors regarding the appointment of the MTS Chairperson.

Mr. Mathis referred to his communication dated November 2, 2009, that was distributed to the members for reference. He stated that he would welcome the members' consideration for reappointment as Chairperson.

Mr. Mathis excused himself from the meeting at 10:16 a.m. during member discussion.

Tiffany Lorenzen, General Counsel, gave a review of the procedures related to Policy No. 22. The policy was modified by the Board of Directors to create a process for appointment of the MTS Chairperson. The Executive Committee can make a recommendation on whether it would like to reappoint the existing Chair, or a recommendation can be made to the Board to pursue the alternative procedure to

select from members of the public at large who reside in the County of San Diego. She directed members' attention to the communication from Mr. Mathis stating his willingness to continue to serve as the Chairman. She stated that the Vice Chair can open the floor for nominations or discussion. Mr. Rindone opened the floor for discussion.

Action Taken

Mr. Selby moved to forward the recommendation to the Board of Directors to nominate Mr. Mathis as the MTS Chairperson for a 4-year term. Mr. Roberts seconded the motion, and the vote was 3 to 0 in favor.

Mr. Jablonski stated that at next week's Board meeting on November 12, 2009, the agenda will include Appointment of Ad Hoc Nominating Committee for Recommending Appointments to MTS Committees for 2010.

Mr. Mathis was invited back to the meeting.

D. REVIEW OF DRAFT NOVEMBER 12, 2009, BOARD AGENDA

Recommended Consent Items

6. MTS: San Diego Trolley, Inc. Safety Process Audit Report
Action would receive an internal audit report on San Diego Trolley, Inc.'s (SDTI's) safety process.
7. MTS: Public Transportation Modernization, Improvement, and Service Enhancement Account Funding
Action would adopt Resolution No. 09-24 authorizing the CEO or his designee to submit allocation requests for interest earned from fiscal year 2007-2008 California Public Transportation Modernization, Improvement, and Service Enhancement Account-State Transit Assistance Agencies funding.
8. MTS: Semiannual Uniform Report of DBE Awards or Commitments and Payments
Action would receive the Semiannual Uniform Report of Disadvantaged Business Enterprise (DBE) Awards or Commitments and Payments.
9. MTS: San Diego Transit Corporation Warranty Process Audit Report
Action would receive an internal audit report on San Diego Transit Corporation's (SDTC's) warranty process.
10. MTS: Investment Report – September 2009
Action would receive a report for information.
11. MTS: Southland Transit, Inc. – Contract Option Year
Action would authorize the CEO to execute MTS Doc. No. B0449.2-06 for: (1) one 12-month option period for central minibus fixed-route services with Southland Transit, Inc. (Southland); and (2) one 12-month option period for Sorrento Valley Coaster Connection (SVCC) services with Southland.

12. MTS: Capital Improvement Project Grant Award
Action would approve the addition of Federal Grant No. CA-04-0145 funding to MTS Capital Improvement Program (CIP) 11239 (40-Foot Compressed Natural Gas Bus Procurement Project).
13. MTS: Investment Report – August 2009
Action would receive a report for information.

Recommended Consent Items

Ms. Cooney stated that appointment of the Chairperson will be added to the November 12, 2009, Board Agenda, in addition to the semiannual Security Report (forwarded by the Ad Hoc Public Security Committee) the Comprehensive Annual Finance Report (CAFR), and Devin Braun's report on the Central MTS Database and Reporting Tool.

Mr. Rindone requested that Mr. Jablonski give a report on LOSSAN at the next Board meeting and stated that he will follow up under Board Member comments. In response to Mr. Selby, Mr. Jablonski stated that in reference to Consent Item No. 11, Southland Transit, Inc., willingly agreed to an increase of less than 1%, which is more in line with MTS's financial status at present.

E. REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA

Sharon Cooney reviewed a number of items of interest on the SANDAG Transportation Committee agenda for the November 6, 2009, meeting:

- #3 - Revision to FY 2010 TransNet Revenues and Transportation Development Act Apportionment;
- #4 - Blue and Orange Trolley Line Corridor Update;
- #6 - Initial Input into Urban Core Transit Strategy;
- #7 - Draft 2009-2013 Coordinated Public Transit and Human Services Transportation Plan; and
- #8 - North County Transit District Mobility Plan Update.

F. COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS

Mr. Rindone gave a brief overview on the LOSSAN MOU to get additional funding to upgrade the corridor. The next LOSSAN meeting on December 9, 2009, will review the funding allocation between the six counties.

G. PUBLIC COMMENTS

No public comments.

H. NEXT MEETING DATE

The next meeting is scheduled for Thursday, December 3, 2009, at 9:00 a.m. in the Executive Conference Room.

I. ADJOURNMENT

Chairman Mathis adjourned the meeting at 10:21 a.m.

Chairman

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MINUTES - Executive Committee 11-5-09.doc

Attachment: Roll Call Sheet

**EXECUTIVE COMMITTEE
METROPOLITAN TRANSIT SYSTEM**

ROLL CALL

MEETING OF (DATE) November 5, 2009

RECESS None

CLOSED SESSION None

CALL TO ORDER (TIME) 9:26 a.m.

RECONVENE ---

RECONVENE ---

ADJOURN 10:21 a.m.

BOARD MEMBER (Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
LIGHTNER <input type="checkbox"/> (Young) <input type="checkbox"/>		
MATHIS <input checked="" type="checkbox"/>		
Imperial Beach Rotated to Chula Vista		
RINDONE (VC) <input checked="" type="checkbox"/> (Young - CPT) <input type="checkbox"/>		
ROBERTS <input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>		
SELBY <input checked="" type="checkbox"/> (Ryan) <input type="checkbox"/>		
Transportation Committee Rep Slot (Mathis)		

SIGNED BY OFFICE OF THE CLERK OF THE BOARD

Vicki Rogers

CONFIRMED BY OFFICE OF THE GENERAL COUNSEL:

[Signature]



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Agenda

Item No. C1

JOINT MEETING OF THE EXECUTIVE COMMITTEE
for the
Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

LEG 405 (PC 50101)

January 14, 2010

SUBJECT:

MTS: APPOINTMENT OF SAN DIEGO ASSOCIATION OF GOVERNMENTS
TRANSPORTATION COMMITTEE REPRESENTATIVE AND ALTERNATE
(SHARON COONEY)

RECOMMENDATION:

That the Executive Committee take nominations from the floor and elect and appoint a representative and an alternate from the MTS Board to serve on the San Diego Association of Governments (SANDAG) Transportation Committee for the 2010 calendar year.

Budget Impact

None.

DISCUSSION:

MTS Board Policy No. 22 specifies:

On or before its first meeting in January, the Executive Committee shall appoint one of its members to serve as the representative and one of its members to serve as the alternate to the San Diego Association of Governments (SANDAG) Transportation Committee to serve for a term of one year. In the event that the Executive Committee feels a member of the Board who does not serve on the Executive Committee is their preferred representative or alternate for the SANDAG Transportation

Committee, the Executive Committee shall have the ability to select the representative or alternate from the full Board. In that instance, the SANDAG Transportation Committee representative, or the alternate in his or her absence, shall attend the Executive Committee meetings as a voting member.

The most recent SANDAG Transportation Committee representative was Harry Mathis, and the alternate was Jerry Rindone.

The nomination and election procedures pursuant to Robert's Rules of Order are as follows:

1. The Chairman of the Executive Committee opens the agenda item.
2. The Chairman requests nominations from the floor. Nominations do not require a second.
3. The Chairman closes the nominations.
4. The Chairman asks for any Executive Committee discussion.
5. The Chairman calls for the vote on each candidate in the order in which they were received. The vote continues until a candidate is elected.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, sharon.cooney@sdmts.com

JAN14-10.C1.ELECT SANDAG REP.SCOONEY.doc



Metropolitan Transit System

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Agenda

Item No. C2

JOINT MEETING OF THE EXECUTIVE COMMITTEE
for the
Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

LEG 410

January 14, 2010

SUBJECT:

MTS: LEGISLATIVE WORKSHOP (SHARON COONEY)

RECOMMENDATION:

That the Executive Committee:

1. receive a report on 2009 legislative and intergovernmental activities;
2. discuss approaches to advocacy in 2010; and
3. review staff recommendations for state and federal legislative programs and recommend approval by the Board of Directors.

Budget Impact

None.

DISCUSSION:

Staff will provide a report on 2009 legislative and intergovernmental activities. The draft state and federal legislative programs (Attachments A and B) are attached for review. The federal legislative program includes recommended capital project appropriation requests. Upon recommendation of the Executive Committee and approval by the MTS Board, these programs will be used to define MTS legislative advocacy efforts in calendar year 2010.

Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, sharon.cooney@sdmts.com

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Attachments: A. Draft Federal Legislative Program
B. Draft State Legislative Program

San Diego Metropolitan Transit System (MTS) 2010 Federal Legislative Program

I. Transit Funding

- Oppose legislation that would reduce direct funding to transit agencies or transportation funding in general.
- Reauthorization of the Surface Transportation Act:
 - a. Support appropriation of MTS earmarks and New Starts designation for Mid-Coast Trolley Extension.
 - b. Seek favorable revision of the Rail Modernization Program.
 - c. Seek more flexibility in use of funding for capital projects and operations.
- Seek a permanent compressed natural gas credit program for transit operators.
- Support legislation that would help offset the impact on transit budgets caused by increases in fuel costs.
- Support legislation that would generate new revenue for transit projects and operating costs.
- Support legislation to bring funding to railroad corridors.
- Seek funding for railroad bridge and infrastructure rehabilitation.
- Seek funding to offset the costs associated with implementation of hybrid and alternative technologies in the transit fleet.
- In partnership with interested cities, seek funding dedicated to grade-separation projects.
- Support programs in the defense appropriation process that would help offset the cost to provide transit services for military facilities.
- Oppose attempts to discontinue federal funding for school paratransit services or for nonemergency medical transport.
- Oppose actions by the General Services Administration that might adversely impact transit functions at the San Ysidro Border and seek funding to mitigate any changes to transit facilities currently used or owned by MTS.
- Oppose attempts to impose requirements for implementing positive train control (PTC) on MTS pursuant to the Rail Safety Improvement Act of 2008, and support national efforts to find funding to support the goals of that Act.

II. Public Safety

1. Oppose attempts to create duplicative state rail safety regulatory agencies.
2. Seek Tier 1 status under the Transit Security Grant Program.
3. Seek stiffer criminal penalties for vandalism or theft of transit property.
4. Support legislation that increases funding for transit security projects and personnel.
5. Support legislation that provides reimbursement to transit operators for lost employee work hours due to emergency preparedness and antiterrorism training.
6. Oppose legislation or regulations that would have an adverse impact on transit agencies' ability to provide safe transportation to their customers.
7. Support legislation that assists transit operators to carry out their responsibilities as first responders to emergency situations.
8. Support efforts to enhance the transit agency's ability to coordinate with other local emergency personnel for disaster response and evacuation preparedness.

III. Regulatory Matters

1. Support legislation that would facilitate the delivery of capital projects.

2. Oppose unfunded mandates that impact transit operators.
3. Support efforts to increase competition in the fuel market.
4. Support legislation that would require manufacturers of wheelchairs and scooters to notify customers prior to purchase of any vehicles that are larger than what the Americans with Disabilities Act requires transit agencies to accommodate for boarding.
5. Oppose proposals that limit the use of eminent domain for public transportation projects.
6. Monitor and respond to legislation in the areas of finance, employment, and safety that could affect agency governance or operations, including issues related to contractors.
7. Support efforts to ensure that climate change legislation recognizes that transit investment can help achieve emission reduction goals, and seek inclusion of transit funding in any climate change legislation.
8. Seek clarification of the charter bus regulations to permit transit agencies to serve special events.
9. Oppose efforts to enlarge the universe of paratransit service eligibility to classifications of individuals that could effectively be served through fixed-route services.
10. Monitor and respond to attempts to alter access guidelines in a way that would financially burden transit operators without providing funding.

IV. Support for Legislative Programs of Other Agencies or Organizations

1. Support the legislative programs of other agencies, such as SANDAG, NCTD or other jurisdictions, where consistent with the MTS legislative program.
2. Support provisions in the legislative programs of organizations, such as the California Transit Association and American Public Transportation Association, where consistent with the MTS legislative program.

V. Capital Projects

1. Seek funding for the following capital projects in the Fiscal Year 2010 Transportation, Housing and Urban Development Appropriations Bill, any economic stimulus or jobs programs, and in the reauthorization of the Surface Transportation Act:
 - Mid Coast Trolley Extension
 - MTS Bus Replacement Vehicles
 - East County Bus Maintenance/Paratransit Facility
 - Blue Line Station Improvements
 - South Bay Bus Maintenance Facility
 - Regional Transportation Management System

San Diego Metropolitan Transit System (MTS) 2010 State Legislative Program

I. Transit Funding

1. Seek expeditious reimbursement of funds that the Court has ruled are owed to transit agencies by the State.
2. Seek legislation to expedite the allocation of state infrastructure bond funding designated for transit operators/projects.
3. Oppose efforts to eliminate the Public Transportation Account and the State Transit Assistance program.
4. Oppose legislation that would reduce direct funding to transit agencies, or transportation funding in general; support legislation that would generate new revenue for transit projects and operating costs.
5. Support legislation that would help offset the impact on transit budgets caused by increases in fuel costs.
6. Support legislation to bring funding to railroad corridors and for railroad bridge and infrastructure rehabilitation.
7. In partnership with interested cities, seek funding dedicated to grade-separation projects.
8. Seek legislation to exempt transit agencies from sales tax.

II. Transit-Oriented Development

1. Seek legislation to expedite the allocation of state infrastructure bond funding for transit-oriented development and support legislation that provides funding incentives for mixed-use projects and transit-oriented development.
2. Support legislation that aids transit operators' efforts to create transit-oriented development.

III. Public Safety

1. Seek actions that would expedite the allocation of the \$1 billion in Proposition 1B bond funding designated for transit security projects.
2. Oppose legislation or regulations that would have an adverse impact on transit agencies' ability to provide safe transportation to their customers.
3. Support efforts to enhance penalties for crimes against transit staff or related to transit property, such as wire theft.
4. Seek legislation that would protect the records of transit code compliance officers to the same degree as sworn officers.
5. Seek legislation that would allow agencies to pass an ordinance to allow national criminal background checks for taxicab operators.

IV. Climate Change

1. Advocate for favorable implementation of AB 32.
2. Oppose efforts to require actions by the transit operators in support of state climate change initiatives that constitute unfunded mandates.

V. Regulatory Matters

1. Support legislation that would facilitate the delivery of transit capital projects—especially through the availability of alternative procurement practices, such as design build and construction manager at risk.
2. Oppose unfunded mandates that impact transit operators.
3. Support legislation that would require manufacturers of wheelchairs and scooters to notify customers prior to purchase of any vehicles that are larger than what the Americans with Disabilities Act requires transit agencies to accommodate for boarding.
4. Monitor proposals that limit the use of eminent domain for public transportation projects.
5. Support legislation that would remedy Bonanno v. Central Contra Costa Transit Authority, which is a case that substantially broadened the liability exposure of transit agencies.
6. Seek relief from regulations which prevent MTS from providing service in the most cost efficient way possible.
7. Support legislation that would clarify Public Utilities Commission rail oversight authority.
8. Monitor and respond to efforts to regulate MTS operations.
9. Seek clarification of regulations governing the disposition of real property purchased with TDA funds to prevent using the property for nontransit purposes.
10. Oppose efforts to eliminate or restrict transit exemption provisions in the California Environmental Quality Act (CEQA); seek legislative clarification that service and fare adjustments are always exempt from CEQA.

VI. Labor Relations

1. Monitor and respond to legislation relating to personnel matters.
2. Support legislation that protects the integrity of collective bargaining agreements, and oppose efforts to mandate benefits or working conditions.

VII. Support Legislative Programs of Other Agencies or Organizations

1. Support the legislative programs of other agencies, such as SANDAG and NCTD, where consistent with the MTS legislative program.
2. Support provisions in the legislative programs of organizations, such as the California Transit Association and American Public Transportation Association, where consistent with the MTS legislative program.



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Agenda

Item No. C3

JOINT MEETING OF THE EXECUTIVE COMMITTEE
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January 14, 2010

This number not used.



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Agenda

Item No. C4

JOINT MEETING OF THE EXECUTIVE COMMITTEE
for the
Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

OPS 970.2

January 14, 2010

SUBJECT:

SDTI: LRV REPAIR AND RETROFIT STATUS (LEE SUMMERLOTT)

RECOMMENDATION:

That the Executive Committee receive a report on repairs to light rail vehicle (LRV) 2052 and the retrofit of LED interior lighting and door light barriers.

Budget Impact

Repairing LRV 2052 in house has resulted in a cost savings of \$243,860. A fleet-wide retrofit of the light barrier system would potentially result in a cost savings of \$137,956 (\$2,653 per SD 100).

DISCUSSION:

On March 14, 2008, LRV 2052 sustained damages as a result of an LRV/auto accident and has been out of revenue service since that time. On August 17, 2008, LRV 2052 was shipped to Siemens in Sacramento for repair evaluation and preparation. The estimated repair cost was quoted at \$1,084,311 with an additional \$37,919 for vehicle commissioning. It was determined by staff that completing the repairs in house would cost \$871,834 with an additional \$6,536 needed for commissioning for a total savings of \$243,860.

On May 7, 2009, LRV 2052 was shipped back to San Diego unrepaired at the request of SDTI. Repairs to the car body, step wells, and propulsion container were completed by Carlos Guzman, Inc. Repairs made by staff included the propulsion system and trucks in addition to replacement of the following major components:

- Slewing rings (center truck and power truck)
- Coupler
- Coupler shank/draft gear (buffer)
- Gear boxes (2 each)
- Traction motor
- Truck bolster
- Axles (2 each)
- Steel tires (4 each)
- Power truck brake EHU
- Brake calipers (2 each)
- Propulsion components (electrical refurbishment)

Commissioning of this LRV will take approximately two weeks and will commence on December 28, 2009. Once completed, LRV 2052 will be returned to revenue service.

The scope of work involved in repairing LRV 2052 has designated it as a pilot car for systems being investigated for future use throughout the fleet, including:

1. Door Light Barrier Sensors - manufactured by Telco. This system is currently in use in Denver RTD light rail vehicles. The light barriers currently installed on the SD 100s are obsolete. Moreover, the cost to repair each door light barrier (\$600 - \$800) versus a new Telco barrier system (\$250 plus 1-2 hours labor to retrofit) is cost prohibitive. The cost per vehicle retrofit (8 doors plus labor) is \$2,247 resulting in a potential cost savings of \$2,653 per vehicle.
2. LED Interior Lighting System - provided by Luminator. The LED system completely replaces the existing fluorescent overhead lighting on the interior of the car increasing light output using less energy. LED lamps also have a longer lifespan than fluorescent tubes. This system increases customer comfort and security while reducing operating costs.
3. LED Destination Signs – provided by Luminator. These destination signs are used for the front, sides, and back of the vehicle. The new LED signs feature increased visibility in all weather and lighting conditions as well as an energy savings using LED technology versus the original fluorescent signs.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Wayne Terry, 619.595.4906, wayne.terry@sdmts.com

JAN14-10.C4.LRV 2052 REPAIRS.WTERRY.doc



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Agenda

Item No. C5

JOINT MEETING OF THE EXECUTIVE COMMITTEE
for the
Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

MKPC 660

January 14, 2010

SUBJECT:

MTS: ADVERTISING UPDATE (ROB SCHUPP)

RECOMMENDATION:

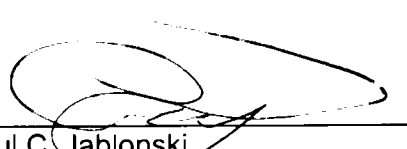
That the Executive Committee receive an update on revenues generated by advertising on MTS vehicles and bus shelters.

Budget Impact

None.

DISCUSSION:

MTS has several advertising programs that are generating revenue. This report will review the programs, revenues being produced, challenges to maintaining revenue levels, and opportunities to generate additional revenues.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Rob Schupp, 619.557.4511, rob.schupp@sdmts.com

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DRAFT

Agenda

JOINT MEETING OF THE BOARD OF DIRECTORS

for the
Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

January 21, 2010

9:00 a.m.

James R. Mills Building
Board Meeting Room, 10th Floor
1255 Imperial Avenue, San Diego

This information will be made available in alternative formats upon request. To request an agenda in an alternative format, please call the Clerk of the Board at least five working days prior to the meeting to ensure availability. Assistive Listening Devices (ADLs) are available from the Clerk of the Board/Assistant Clerk of the Board prior to the meeting and are to be returned at the end of the meeting.

ACTION RECOMMENDED

1. Roll Call
2. Approval of Minutes - January 7, 2010 Approve
3. Public Comments - Limited to five speakers with three minutes per speaker. Others will be heard after Board Discussion items. If you have a report to present, please give your copies to the Clerk of the Board.
4. MTS: Elect Vice Chair, Chair Pro Tem, and Committee Appointments (Sharon Cooney) Elect/Appoint
Action would: (1) elect a Vice Chair and a Chair Pro Tem for 2010; and (2) consider the nominating slate proposed by the Ad Hoc Nominating Committee for the appointment of representatives to MTS committees for 2010 and vote to appoint representatives to those committees.

Please turn off cell phones and pagers
during the meeting

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Metropolitan Transit System (MTS) is a California public agency comprised of San Diego Transit Corp., San Diego Trolley, Inc., San Diego and Arizona Eastern Railway Company (nonprofit public benefit corporations), and San Diego Vintage Trolley, Inc., a 501(c)(3) nonprofit corporation, in cooperation with Chula Vista Transit. MTS is the taxicab administrator for seven cities. MTS member agencies include the cities of Chula Vista, Coronado, El Cajon, Imperial Beach, La Mesa, Lemon Grove, National City, Poway, San Diego, Santee, and the County of San Diego.

CONSENT ITEMS

- | | | |
|-----|---|--------------------|
| 6. | <u>MTS: Increased Authorization for Legal Services - Wheatley Bingham & Baker</u>
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G1111.13-07 with Wheatley Bingham & Baker for legal services and ratify prior amendments entered into under the CEO's authority. | Approve/ |
| 7. | <u>MTS: Increased Authorization for Legal Services - McDougal Love Eckis Smith Boehmer & Foley, APC</u>
Action would authorize the CEO to execute MTS Doc. No. G1067.8-07 with McDougal Love Eckis Smith Boehmer & Foley, APC for legal services and ratify prior amendments entered into under the CEO's authority. | Approve/
Ratify |
| 8. | <u>MTS: Increased Authorization for Legal Services - Law Offices of Mark H. Barber, APC</u>
Action would authorize the CEO to execute MTS Doc. No. G1162.8-08 with the Law Offices of Mark H. Barber, APC for legal services and ratify prior amendments entered into under the CEO's authority. | Approve/
Ratify |
| 9. | <u>MTS: Coast United Advertising - Contract Option Years</u>
Action would authorize the CEO to execute MTS Doc. No. B0201.1-99 for three 12-month option periods with Coast United Advertising. | Approve |
| 10. | <u>MTS: I-15 Bus Rapid Transit Station - Property Transfers</u>
Action would authorize the CEO to execute all documents necessary to transfer property to the State of California Department of Transportation (Caltrans) for state highway purposes and to the City of San Diego for street purposes. | Approve |

CLOSED SESSION

- | | | | |
|-----|----|--|--------------------|
| 24. | a. | <u>MTS: CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS</u>
Pursuant to California Government Code Section 54956.8;
<u>Property:</u> 3650 Main Street, Chula Vista, California (Assessor Parcel No. 623-250-23);
<u>Agency Negotiators:</u> Tiffany Lorenzen, General Counsel; Tim Allison, Manager of Real Estate Assets; and Bruce Beach, Best Best & Krieger, LLP;
<u>Negotiating Parties:</u> Sav-On Systems, a California Limited Partnership;
<u>Under Negotiation:</u> Price and Terms of Payment | Possible
Action |
| | b. | <u>SDTI: CLOSED SESSION - CONFERENCE WITH LABOR NEGOTIATORS</u> Pursuant to California Government Code Section 54957.6
Agency-Designated Representative - Jeff Stumbo
Employee Organizations - International Brotherhood of Electrical Workers 465 | Possible
Action |

CLOSED SESSION CONTINUED

- | | |
|--|--------------------|
| c. MTS: CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION Pursuant to California Government Code section 54956.9(a): <u>Betty Joyce Jones v. City of San Diego, MTS, et. al</u> (Case No. 37-2008-00087149-CU-PO-CTL) | Possible
Action |
| d. MTS: CLOSED SESSION - PUBLIC EMPLOYEE PERFORMANCE EVALUATION <u>CHIEF EXECUTIVE OFFICER</u> Pursuant to California Government Code Section 54957 | Possible
Action |

Oral Report of Final Actions Taken in Closed Session

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS

- | | |
|---|---------|
| 30. <u>MTS: Los Angeles-San Diego-San Luis Obispo (LOSSAN) Rail Corridor Member Agency Memorandum of Understanding for Rail Service Integration (Linda Culp of SANDAG)</u>
Action would authorize the CEO to sign the interagency Memorandum of Understanding (MOU) MTS Doc. No. G1303.0-10. | Approve |
| 31. <u>MTS: Legislative Update (Sharon Cooney)</u>
Action would: (1) receive a report on 2009 legislative and intergovernmental activities; and (2) approve staff recommendations for state and federal legislative programs. | Approve |

REPORT ITEMS

- | | |
|--|-------------|
| 45. <u>MTS: Safety and Transit Facilities (Kristen Rohanna from SANDAG)</u>
Action would receive a report for information. | Receive |
| 46. <u>MTS: Chargers Year-End Report (Tom Doogan)</u>
Action would receive a report for information. | Receive |
| 47. <u>MTS: Report on the Creation of a Central MTS Database and Reporting Tool (Devin Braun)</u>
Action would receive a report on the new central database and reporting tool. | Receive |
| 60. <u>Chairman's Report</u> | Information |
| 61. <u>Audit Oversight Committee Chairman's Report</u> | Information |
| 62. <u>Chief Executive Officer's Report</u> | Information |
| 63. <u>Board Member Communications</u> | |

64. Additional Public Comments Not on the Agenda
If the limit of 5 speakers is exceeded under No. 3 (Public Comments) on this agenda, additional speakers will be taken at this time. If you have a report to present, please furnish a copy to the Clerk of the Board. Subjects of previous hearings or agenda items may not again be addressed under Public Comments.
65. Next Meeting Date: February 18, 2010
66. Adjournment



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Agenda

Item No. 6

JOINT MEETING OF THE BOARD OF DIRECTORS
for the

Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

January 21, 2010

LEG 491 (PC 50633)

**Draft for
Executive Committee
Review Date: 1/14/10**

SUBJECT:

MTS: INCREASED AUTHORIZATION FOR LEGAL SERVICES - WHEATLEY
BINGHAM & BAKER

RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G1111.13-07 (in substantially the same form as Attachment A) with Wheatley Bingham & Baker for legal services and ratify prior amendments entered into under the CEO's authority.

Budget Impact

Not to exceed \$150,000 for Wheatley Bingham & Baker. Recommended amounts should be contained within the FY 2010/2011 budgets.

DISCUSSION:

On January 18, 2007, the Board approved a list of qualified attorneys for general liability and workers' compensation for use by MTS, San Diego Trolley, Inc. (SDTI), and San Diego Transit Corporation (SDTC) (hereinafter referred to as the Agencies) staffs on an as-needed basis. Thereafter, MTS began to contract with approved attorneys for various amounts depending upon current and anticipated needs.

Pursuant to Board Policy No. 52 (Procurement of Goods and Services), the CEO may enter into contracts with service providers for up to \$100,000. The Board must approve all agreements in excess of \$100,000. All attorneys listed have multiple cases that are scheduled to proceed to trial, and the total cost of their legal services will exceed the CEO's authority.

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Wheatley Bingham & Baker are currently under contract with the Agencies for \$1,080,000. Attorney Roger Bingham has successfully defended the Agencies in a number of tort liability matters. Pending future invoices for two open matters heading for trial along with past billings are anticipated to exceed the current contract authority.

The CEO has approved contracts up to the \$100,000 authority level. Staff is requesting Board approval of MTS Doc. No. G1111.13-07 with Wheatley Bingham & Baker for legal services and ratification of prior contracts/amendments entered into under the CEO's authority.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: James Dow, 619.557.4562, jim.dow@sdmts.com

JAN21-10.6.LEGAL SVCS.WHEATLEY ET AL.JDOW.doc

Attachment: A. MTS Doc. No. G1111.13-07

DRAFT

January 21, 2010

MTS Doc. No. G1111.13-07
LEG 491 (PC 50633)

Mr. Roger Bingham
Wheatley Bingham & Baker
1201 Camino Del Mar, Suite 201
Del Mar, CA 92014-2569

Dear Mr. Bingham:

Subject: AMENDMENT NO. 13 TO MTS DOC. NO. G1111.0-07: LEGAL SERVICES - GENERAL
LIABILITY

This letter will serve as Amendment No. 13 to MTS Doc. No. G1111.0-07. This contract amendment authorizes additional costs not to exceed \$150,000 for professional services. The total value of this contract, including this amendment, is \$1,230,000. Additional authorization is contingent upon MTS approval.

If you agree with the above, please sign below, and return the document marked "Original" to the Contracts Specialist at MTS. The other copy is for your records.

Sincerely,

Accepted:

Paul C. Jablonski
Chief Executive Officer

Roger Bingham
Wheatley Bingham & Baker

JAN21-10.6.AttA.G1111.13-07.WHEATLEY.JDOW.doc

Date: _____



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Agenda

Item No. 7

JOINT MEETING OF THE BOARD OF DIRECTORS

LEG 491 (PC 50633)

for the
Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

January 21, 2010

**Draft for
Executive Committee
Review Date: 1/14/10**

SUBJECT:

MTS: INCREASED AUTHORIZATION FOR LEGAL SERVICES - MCDUGAL LOVE
ECKIS SMITH BOEHMER & FOLEY, APC

RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G1067.8-07 (in substantially the same form as Attachment A) with McDougal Love Eckis Smith Boehmer & Foley, APC for legal services and ratify prior amendments entered into under the CEO's authority.

Budget Impact

Not to exceed \$45,000 for McDougal Love Eckis Smith Boehmer & Foley, APC. The recommended amounts should be contained within the FY 2010/2011 budget.

DISCUSSION:

On January 18, 2007, the Board approved a list of qualified attorneys for general liability and workers' compensation for use by MTS, San Diego Trolley, Inc. (SDTI), and San Diego Transit Corporation (SDTC) (hereinafter referred to as the Agencies) staffs on an as-needed basis. Thereafter, MTS began to contract with approved attorneys for various amounts depending upon current and anticipated needs.

Pursuant to Board Policy No. 52 (Procurement of Goods and Services), the CEO may enter into contracts with service providers for up to \$100,000. The Board must approve all agreements in excess of \$100,000. All attorneys listed have multiple cases that are scheduled to proceed to trial, and the total cost of their legal services will exceed the CEO's authority.

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McDougal Love Eckis Smith Boehmer & Foley, APC are currently under contract with the Agencies for \$385,000. Attorney Steven Boehmer has successfully defended the Agencies in a number of tort liability matters. Pending invoices for recent and current services are anticipated to exceed current contract authority due to legal defense costs.

The CEO has approved contracts up to the \$100,000 authority level. Staff is requesting Board approval of MTS Doc. No. G1067.8-07 with McDougal Love Eckis Smith Boehmer & Foley, APC for legal services and ratification of prior contracts/amendments entered into under the CEO's authority.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: James Dow, 619.557.4562, jim.dow@sdmts.com

JAN21-10.7.LEGAL SVCS.MCDOUGAL ET AL.JDOW.doc

Attachment: A. MTS Doc. No. G1067.8-07

DRAFT

January 21, 2010

MTS Doc. No. G1067.8-07
LEG 491 (PC 50633)

Mr. Steven E. Boehmer
McDougal Love Eckis Smith Boehmer & Foley, APC
460 North Magnolia Avenue, PO Drawer 1466
El Cajon, CA 92020-1466

Dear Mr. Boehmer:

Subject: AMENDMENT NO. 8 TO MTS DOC. NO. G1067.0-07: LEGAL SERVICES – GENERAL
LIABILITY

This letter will serve as Amendment No. 8 to MTS Doc. No. G1067.0-07. This contract amendment authorizes additional costs not to exceed \$45,000 for professional services. The total value of this contract, including this amendment, is \$430,000. Additional authorization is contingent upon MTS approval.

If you agree with the above, please sign below, and return the document marked "Original" to the Contracts Specialist at MTS. The other copy is for your records.

Sincerely,

Accepted:

Paul C. Jablonski
Chief Executive Officer

Steven E. Boehmer
McDougal Love Eckis Smith Boehmer & Foley, APC

JAN21-10.7.AttA.G1067.8-07.MCDOUGAL.JDOW.doc

Date: _____



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Agenda

Item No. 8

JOINT MEETING OF THE BOARD OF DIRECTORS
for the
Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

LEG 491 (PC 50633)

January 21, 2010

**Draft for
Executive Committee
Review Date: 1/14/10**

SUBJECT:

MTS: INCREASED AUTHORIZATION FOR LEGAL SERVICES – LAW OFFICES OF
MARK H. BARBER, APC

RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G1162.8-08 (in substantially the same form as Attachment A) with the Law Offices of Mark H. Barber, APC for legal services and ratify prior amendments entered into under the CEO's authority.

Budget Impact

Not to exceed \$85,000 for the Law Offices of Mark H. Barber, APC. The recommended amounts should be contained within the fiscal year 2010/2011 budget.

DISCUSSION:

On January 18, 2007, the Board approved a list of qualified attorneys for general liability and workers' compensation for use by MTS, San Diego Trolley, Inc. (SDTI), and San Diego Transit Corporation (SDTC) (hereinafter referred to as the Agencies) staffs on an as-needed basis. Thereafter, MTS began to contract with approved attorneys for various amounts depending upon current and anticipated needs.

Pursuant to Board Policy No. 52 (Procurement of Goods and Services), the CEO may enter into contracts with service providers for up to \$100,000. The Board must approve all agreements in excess of \$100,000. All attorneys listed have multiple cases that are

scheduled to proceed to trial, and the total cost of their legal services will exceed the CEO's authority.

The Law Offices of Mark H. Barber, APC are currently under contract with the Agencies for \$355,000. Attorney Mark Barber has successfully defended the Agencies in a number of workers' compensation matters. Pending invoices for recent and current services are anticipated to exceed current contract authority due to legal defense costs.

The CEO has approved contracts up to the \$100,000 authority level. Staff is requesting Board approval of MTS Doc. No. G1162.8-08 with the Law Offices of Mark H. Barber, APC for legal services and ratification of prior contracts/amendments entered into under the CEO's authority.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: James Dow, 619.557.4562, jim.dow@sdmts.com

JAN21-10.8.LEGAL SVCS.BARBER.JDOW.doc

Attachment: A. MTS Doc. No. G1162.8-08

DRAFT

January 21, 2010

MTS Doc. No. G1162.8-08
LEG 491 (PC 50633)

Mr. Mark H. Barber
Law Offices of Mark H. Barber, APC
2727 Camino Del Rio South, Suite 220
San Diego, CA 92108

Dear Mr. Barber:

Subject: AMENDMENT NO. 8 TO MTS DOC. NO. G1162.0-08: LEGAL SERVICES – WORKERS' COMPENSATION

This letter will serve as Amendment No. 8 to MTS Doc. No. G1162.0-08. This contract amendment authorizes additional costs not to exceed \$85,000 for professional services. The total value of this contract, including this amendment, is \$440,000. Additional authorization is contingent upon MTS approval.

If you agree with the above, please sign below, and return the document marked "Original" to the Contracts Specialist at MTS. The other copy is for your records.

Sincerely,

Accepted:

Paul C. Jablonski
Chief Executive Officer

Mark H. Barber
Law Offices of Mark H. Barber, APC

JAN21-10.8.AttA.G1162.8-08.BARBER.JDOW.doc

Date: _____



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Agenda

Item No. 9

JOINT MEETING OF THE BOARD OF DIRECTORS
for the

Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

January 21, 2010

SRTP 850.2, 850.3

**Draft for
Executive Committee
Review Date: 1/14/10**

SUBJECT:

MTS: COAST UNITED ADVERTISING – CONTRACT OPTION YEARS

RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. B0201.1-99 (in substantially the same format as Attachment A) for three 12-month option periods with Coast United Advertising.

Budget Impact

MTS staff is estimating \$135,240 in revenue from the Coast United Advertising contract each year for three option years. Three additional option years would result in an approximately \$405,720 in revenue for MTS.

DISCUSSION:

MTS administers programs for the placement of bus shelters and bus benches within the City of San Diego pursuant to a Memorandum of Understanding (MOU). MTS received revenue pricing from Coast United Advertising for the three option years that reflects a 14.5% increase in the unit rate per bench. Due to reductions in the numbers of benches because of MTS service reductions over the past three years, MTS has proposed as part of this amendment to reduce the baseline minimum number of benches in the bench advertising contract from 1,500 to 1,400 benches. There are currently about 1,450 benches at MTS bus stops in the region. Coast United Advertising is responsible for all maintenance required for the benches.

A handwritten signature in black ink, appearing to read 'Paul C. Jablonski', is written over a horizontal line.

Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Claire Spielberg, 619.238.0100 Ext. 6400, claire.spielberg@sdmts.com

JAN21-10.9.COAST UNITED ADV.OPTION YEARS.EHURWITZ.doc

Attachment: A. Draft MTS Doc. No. B0201.1-99

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DRAFT

Att. A, AI 9, 1/21/10

January 21, 2010

MTS Doc. No. B0201.1-99
S RTP 850.2

Mr. William M. Giamela
Coast United Advertising
8020 Deering Avenue
Canoga Park, CA 91304

Dear Mr. Giamela:

Subject: AMENDMENT NO. 1 TO MTS DOC. NO. B0201.1-99; EXERCISE OPTION YEARS ONE, TWO, AND THREE

In accordance with Section A, "Term," of the Standard Services Agreement within MTS Doc No. B0201.0-99, MTS amends the Agreement to exercise option years one, two, and three and to make administrative changes to this Agreement as follows:

This Amendment shall consist of the following:

	<u>Monthly Revenue</u>	<u>Annual Revenue</u>
1. <u>Exercise Option Years One, Two, and Three:</u>	\$11,270.00	\$135,240.00

During this option period, MTS shall receive a fixed rate of \$8.05 per bench with a guaranteed minimum revenue payment for 1,400 benches per month. (1,400 benches x \$8.05 = \$11,270 per month)

2. Effective February 2, 2010, Change Section U, "Compensation," Paragraph 1, "Payment," Subparagraphs b and c to read as follows:

- b. During the term of the Agreement, the contractor shall compensate MTS, at a minimum, for 1,400 benches per month.
- c. If the contractor provides in excess of 1,400 benches, compensation to MTS shall be the monthly revenue plus the unit compensation for each bench over 1,400.

SCHEDULE

Option years one, two, and three period of performance: February 2, 2010 – February 1, 2013.

PAYMENT

The anticipated revenue payments that MTS will receive over the three-year option period will total approximately \$405,720 in revenue for MTS (\$135,240 x 3 years = \$405,720).

All other conditions remain unchanged. If you agree with the above, please sign below, and return the document marked "Original" to the Contracts Specialist at MTS. The other copy is for your records.

Sincerely,

Agreed:

Paul C. Jablonski
Chief Executive Officer

William M. Giamela
President Coast United Advertising

Date: _____



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San Diego, CA 92101-7490
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Agenda

Item No. 10

JOINT MEETING OF THE BOARD OF DIRECTORS
for the

Metropolitan Transit System,
San Diego Transit Corporation, and
San Diego Trolley, Inc.

January 21, 2010

CIP 12016

**Draft for
Executive Committee
Review Date: 1/14/10**

SUBJECT:

MTS: I-15 BUS RAPID TRANSIT STATION - PROPERTY TRANSFERS

RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute all documents necessary to transfer property to the State of California Department of Transportation (Caltrans) for state highway purposes and to the City of San Diego (City) for street purposes.

Budget Impact

None.

DISCUSSION:

The San Diego Association of Governments (SANDAG) finished construction of the Sabre Springs/Rancho Penasquitos Transit Station in September, 2008 and the Rancho Bernardo Transit Station in the winter of 2009 as part of the I-15 Managed Lanes Bus Rapid Transit Corridor Project. MTS acquired property for both stations. After completion of the project and opening the stations to patrons and vehicular traffic, SANDAG needs to complete property transfers to dedicate streets to the City and freeway right-of-way to Caltrans.

MTS purchased a portion of the Sabre Springs/Rancho Penasquitos Transit Station in 2003. The property is approximately 3.6 acres and encompasses the southern portion of the station. Attachment A shows the portion of the property to be dedicated to the City for street purposes. This is the future Carmel Mountain Express Drive that is

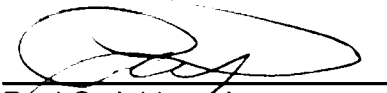
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submitted to the City for approval. The street is currently open and serves to move traffic from Sabre Springs Parkway to I-15.

MTS purchased the property for the Rancho Bernardo Transit Station in 2003. This property covers the entire transit station and is approximately 5.7 acres. Attachment B shows the portion of the property to be dedicated to the City for street purposes. This is the future George Cooke Express Drive that is submitted to the City for approval. The street is currently open and serves to move traffic from West Bernardo Drive to I-15.

After completion of the transit center improvements at Rancho Bernardo, there is a portion of the MTS land that supports freeway improvements and is deemed excess to the transit station. This portion is on the easterly side of the transit station. Caltrans surveyed the area that is on MTS property, and it is recommended to transfer this property to Caltrans for liability and maintenance concerns to be incorporated into the right-of-way for I-15. MTS would retain a footing and maintenance easement to access retaining walls constructed by SANDAG for the transit station. (The portion proposed to be granted to Caltrans is shown on Attachment C.) There are two parcels that total 3,090 square feet.

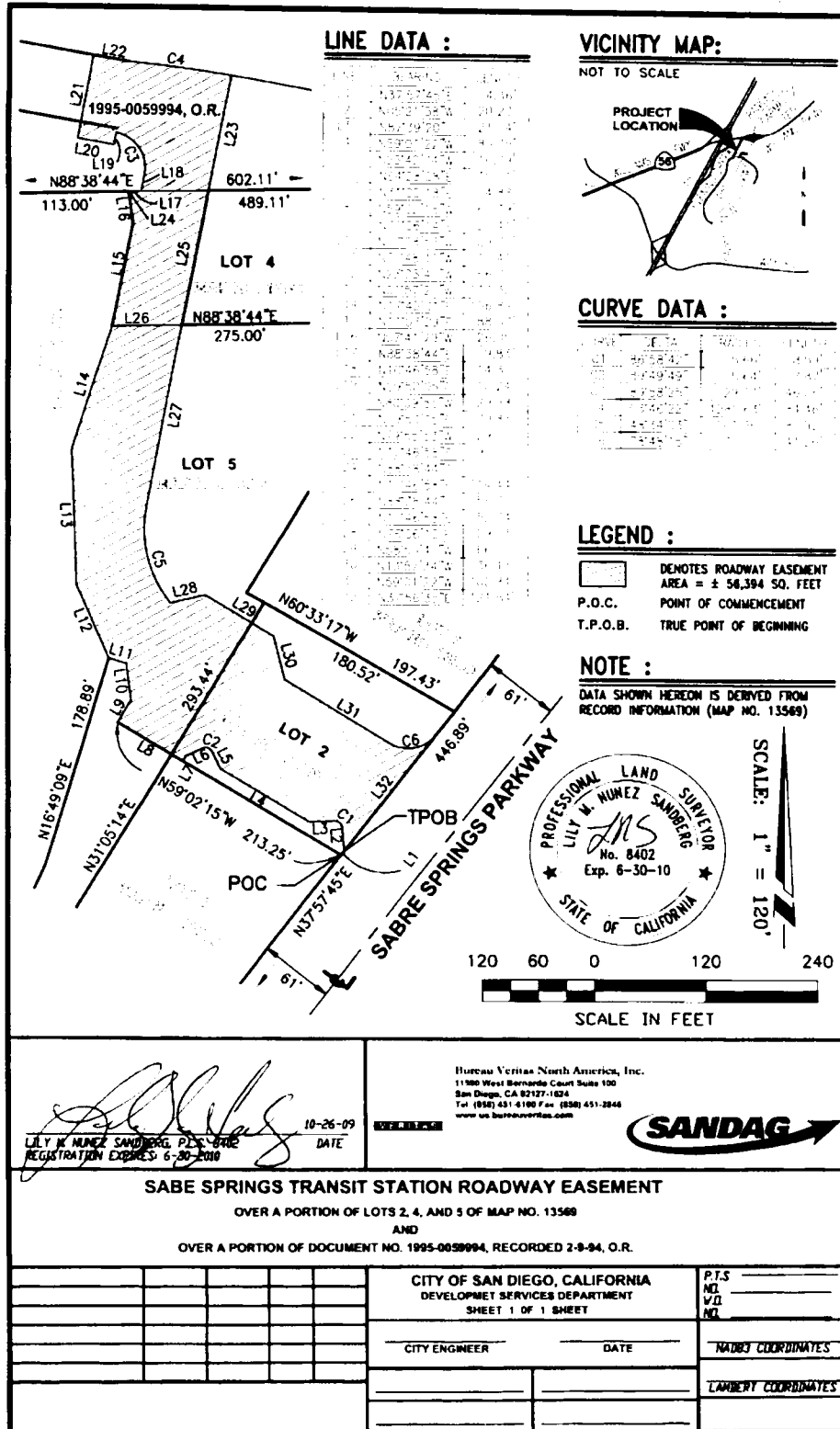

Paul C. Jablonski
Chief Executive Officer

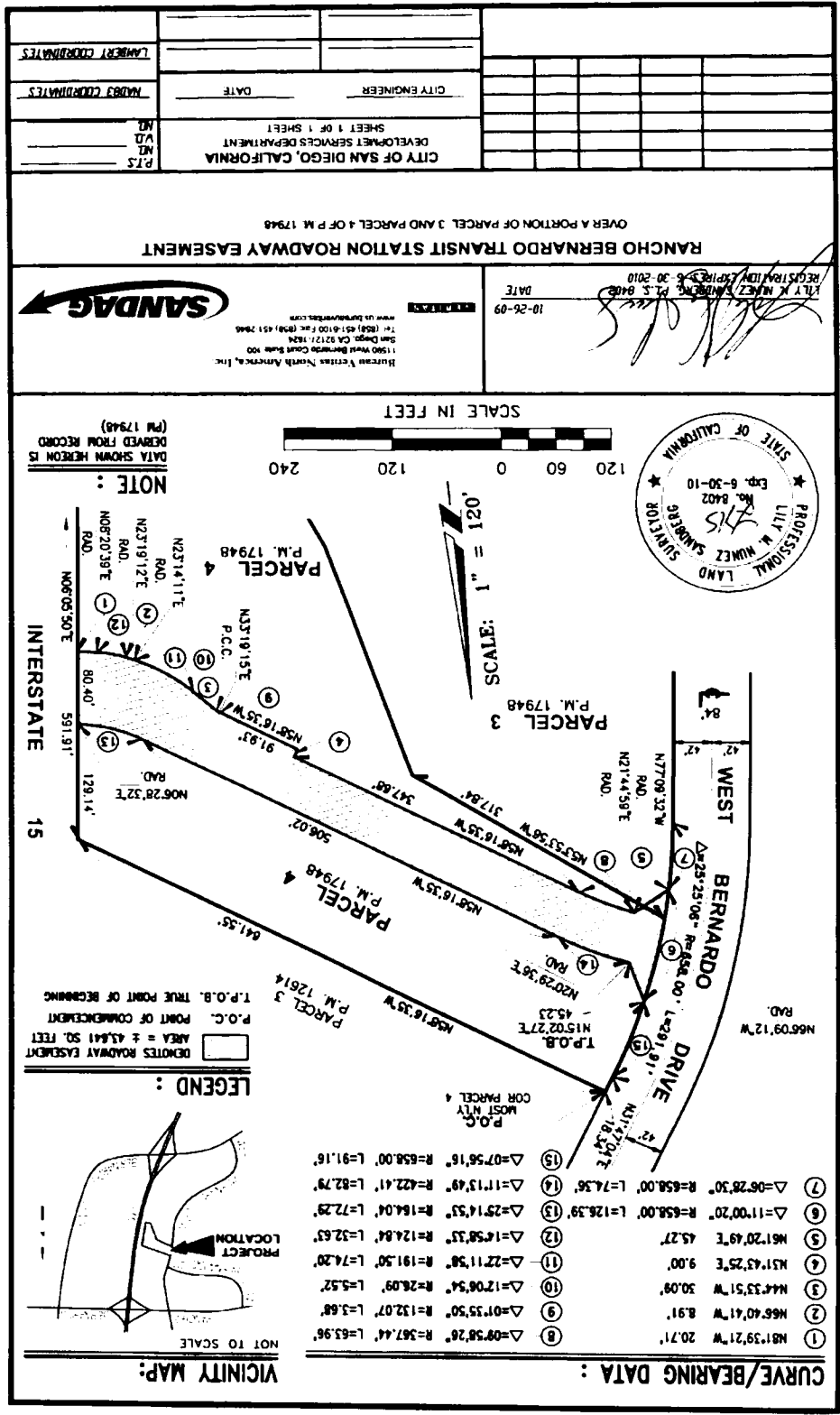
Key Staff Contact: Tim Allison, 619.595.4903, tim.allison@sdmts.com

JAN21-10.10.I-15 BRT STATION PROPERTY TRANSFERS.TALLISON.doc

Attachments: A. Sabre Springs/Rancho Penasquitos Transit Station Street Dedication
B. Rancho Bernardo Transit Station Street Dedication
C. Rancho Bernardo Transit Station Excess Land

EXHIBIT 'B'





CITY OF SAN DIEGO



EXISTING
ACCESS CONTROL
BK 2871 PG 297
REC: 07/14/1948 OR

PARCEL 1
(34551-1)

POB

INTERSTATE 15
MS 875

118.90'
S06°05'16"W

99.31'
S00°50'13"W

48.50'
N89°17'45"E

48.50'
N40°11'52"E
L = 49°
R = 55°50'05"
P = 95°14'05"

33.33'
S58°17'09"E

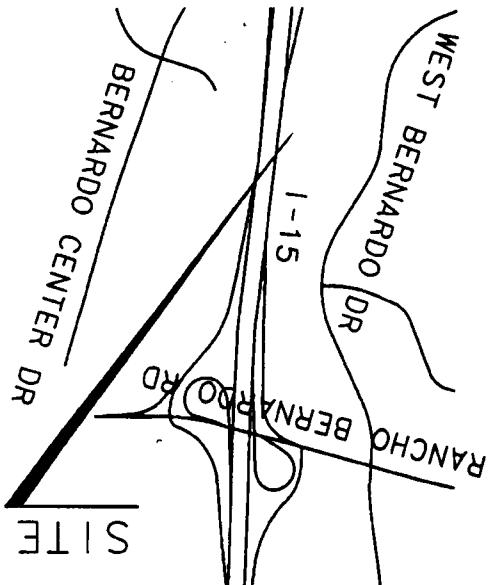
PARCEL 3
PM 12614

PARCEL 4
PM 17948

TRANSIT CENTER

WALL

LOCATION MAP



STATE OF CALIFORNIA		BUSINESS & TRANSPORTATION AGENCY		DISTRICT 11	
EXHIBIT B					
RIGHT OF WAY		MAP NO.		Por. 55625	
COUNTY	ROUTE	POST MILES	SCALE	C-1 NONE C-	
SD	15	23.0	SHEET OF		

PARCEL 1 (34551-1)
AREA = 788 sq ft

CITY OF SAN DIEGO

Att. C, AI 10, 1/21/10



PM 17948

PARCEL 4

TRANSIT CENTER

N83° 54' 44" W
15.36'

216.62'

TPOB

207.67'

207.49'

EXISTING
ACCESS CONTROL
BK 2871 PG 297
REC: 07/14/1948 OR

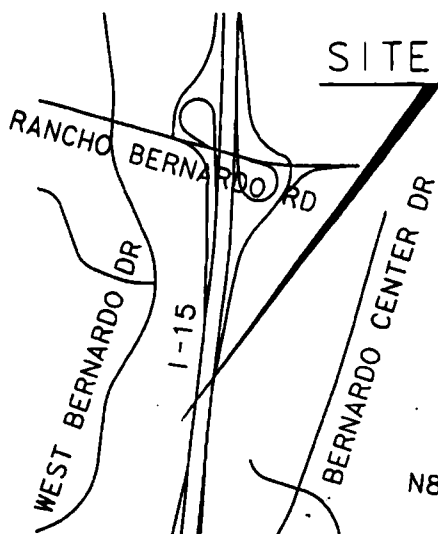
PARCEL 2

(34551-2)

WALL

INTERSTATE 15
MS 875

LOCATION MAP



N03° 44' 03" E

S06° 05' 16" W

N83° 54' 44" W
6.83'

PARCEL 2 (34551-2)
AREA = 2302 sq ft

STATE OF CALIFORNIA BUSINESS & TRANSPORTATION AGENCY DEPARTMENT OF TRANSPORTATION DISTRICT 11			
EXHIBIT C			
RIGHT OF WAY MAP NO.		Por. 55625	
COUNTY	ROUTE	POST MILES	SCALE
SD	15	23.0	C-2 NONE
SHEET		OF	