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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

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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: Election of Vice Chair and Chair Pro Tem and Appointments to Committees for 2010 (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/
Ratify |
| 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>MTS: CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL</u>
Pursuant to California Government Code Section 54956.9(a): <u>Balfour Beatty/Ortiz v. Metropolitan Transit System</u> (Superior Court Case No. GIC 868963 | Possible
Action |
| | c. <u>MTS: CLOSED SESSION - PUBLIC EMPLOYEE PERFORMANCE EVALUATION 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 2010 state and federal legislative programs. | Approve |
| 32. | <u>MTS: Advertising Revenue and Policy (Rob Schupp)</u>
Action would receive an update on revenues generated by advertising on MTS vehicles and bus shelters and consider the placement of advertising on MTS branded vehicles. | Possible
Action |

REPORT ITEMS

- | | | |
|-----|---|-------------|
| 45. | <u>SDTI: LRV Repair and Retrofit Status (Lee Summerlott)</u>
Action would receive a report on repairs to light rail vehicle (LRV) 2052 and the retrofit of LED interior lighting and door light barriers. | Receive |
| 46. | <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. | <u>Additional Public Comments Not on the Agenda</u>
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. | <u>Next Meeting Date: February 18, 2010</u> | |
| 66. | <u>Adjournment</u> | |