

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

MINUTES

June 17, 2010

MTS  
1255 Imperial Avenue, Suite 1000, San Diego

A. ROLL CALL

Chairman Mathis called the Executive Committee meeting to order at 9:48 a.m. A roll call sheet listing Executive Committee member attendance is attached.

B. APPROVAL OF MINUTES

Ms. Lightner moved for approval of the minutes of the May 20, 2010, MTS Executive Committee meeting. Mr. Roberts seconded the motion, and the vote was 5 to 0 in favor.

C. COMMITTEE DISCUSSION ITEMS

REQUEST TO ADD CLOSED SESSION AGENDA ITEM

Ms. Tiffany Lorenzen, MTS General Counsel, state that Government Code Section 54954.2 discusses the provisions under the Brown Act for discussing matters that are not on the agenda. Subsection b says that the legislative body may take action on an item of business not appearing on the posted agenda under any of the following conditions stated below. Prior to discussing any items pursuant to the subdivision, the legislative body shall publicly identify the item. Subsection 2 specifies upon a determination by a 2/3 vote of the members of the legislative body present at the meeting, or if less than 2/3 of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted as specified in Subdivision a.

Ms. Tiffany Lorenzen, MTS General Counsel, explained that she and the CEO, Mr. Jablonski, received critical information on Wednesday, June 16, 2010, regarding the following litigation:

Metropolitan Transit System v. San Diego State University (appeal of Case No. 37-2007-00083692-CU-WM-CTL)

Ms. Lorenzen recommended the Executive Committee take a vote in order to add this item to the discussion of Closed Session. Mr. Roberts made a motion to add the item to Closed Session discussion. Mr. Rindone seconded the motion, and the vote was 5 to 0 in favor.

**The Executive Committee convened to Closed Session at 9:50 a.m.**

1. MTS: CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to California Government Code Section 54956.8  
Property: Palomar Street and Palm Avenue Transit Stations (Assessor Parcel Nos. 622-081-27 and 628-050-60)  
Agency Negotiators: Tiffany Lorenzen, General Counsel; Tim Allison, Manager of Real Estate Assets  
Negotiating Parties: BLT Family Housing, LLC  
Under Negotiation: Price and Terms of Payment
2. MTS: CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to California Government Code Section 54956.8  
Property: Assessor Parcel Nos. 547-200-51, 52, and 53, San Diego, California, 220 47th Street  
Agency Negotiators: Tiffany Lorenzen, General Counsel; Tim Allison, Manager of Real Estate Assets; Gerald Trimble, Keyser-Marston Associates, Inc.  
Negotiating Parties: Creekside Holdings, Ltd., a Utah Limited Partnership; Wasatch Advantage Group, LLC; San Diego Housing Commission  
Under Negotiation: Price and Terms of Payment
3. MTS: CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Pursuant to California Government Code Section 54956.9(a)  
Metropolitan Transit System v. San Diego State University (Case No. 37-2007-00083692-CU-WM-CTL)

**The Executive Committee reconvened to open session at 11:24 a.m.**

Oral Report of Final Actions Taken in Closed Session

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

1. The Committee received a report and gave direction to staff.
2. The Committee received a report and gave direction to staff.
3. The Committee received a report and gave direction to General Counsel and CEO.

**D. REVIEW OF DRAFT JUNE 24, 2010, JOINT BOARD AGENDA**

Recommended Consent Items

6. MTS: Proposed Revisions to MTS Policy No. 44 - Travel Expense Policy

Action would approve the proposed revisions to MTS Policy No. 44 - Travel Expense Policy.

7. MTS: Crane Truck Equipment Vehicle - Contract Award

Action would authorize the CEO to execute MTS Doc. No. L0969.0-10 with Altec Industries to purchase one crane truck vehicle.

8. MTS: Exercise Tire Run-Out with Michelin North America, Inc. for Leased Bus Tires - Contract Amendment

Action would authorize the CEO to execute MTS Doc. No. B05-001.2 with Michelin North America, Inc. to exercise the run-out option to cover payments for the remaining useful life of Michelin tires currently installed on buses at the Imperial Avenue and Kearny Mesa Divisions. The total duration of this run-out period would not exceed 36 months.

9. MTS: Assignment of Contract for San Diego Association of Governments' On-Call General Transportation Planning Services (Kimley-Horn and Associates, Inc.)

Action would authorize the CEO to execute MTS Doc. No. G1327.0-10 with Kimley-Horn and Associates (KHA) as part of the San Diego Association of Governments' (SANDAG's) On-Call General Transportation Planning Service Agreement, which was established as a jobs-order contract with MTS. The execution of this agreement would allow MTS to use KHA on an as-needed basis for all planning and engineering-related activities.

10. MTS: Assignment of Contract for San Diego Association of Governments' On-Call General Transportation Planning Services (PB America's Inc.)

Action would authorize the CEO to execute MTS Doc. No. G1328.0-10 with Parsons Brinckerhoff America's Inc. (PB) as part of the San Diego Association of Governments' (SANDAG's) On-Call General Transportation Planning Service Agreement, which was established as a jobs-order contract with MTS. The execution of this agreement would allow MTS to use PB on an as-needed basis for all planning and engineering-related activities.

11. MTS: Trolley Ticket Vending Machine (TVM) Procurement - Memorandum of Understanding

Action would authorize the CEO to: (1) execute a Memorandum of Understanding (MOU) with the San Diego Association of Governments (SANDAG) for procurement of additional Ticket Vending Machines (TVMs); and (2) transfer funds from Capital Improvement Project (CIP) 11276 (SDTI Ticket Vending Machines) to SANDAG.

Recommended Consent Items

There was no additional discussion of the recommended Consent Items.

Recommended Board Discussion Items

There was no discussion of recommended Discussion Items.

E. REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA

Ms. Sharon Cooney, Director of Government Affairs, reported that the Blue and Orange Trolley Line Corridor Update is on the June 18, 2010, agenda for the Transportation Committee.

F. COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS

There were no Committee Member communications.

G. PUBLIC COMMENTS

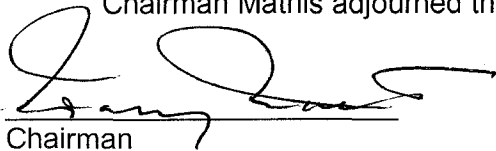
There were no public comments.

H. NEXT MEETING DATE

The next Executive Committee meeting is scheduled for Thursday, July 8, 2010, at 9:00 a.m. in the Executive Committee Conference Room.

I. ADJOURNMENT

Chairman Mathis adjourned the meeting at 11:27 a.m.

  
Chairman

Attachment: A. Roll Call Sheet

**EXECUTIVE COMMITTEE  
METROPOLITAN TRANSIT SYSTEM**

**ROLL CALL**

MEETING OF (DATE) June 17, 2010

CALL TO ORDER (TIME) 9:48 AM

RECESS \_\_\_\_\_

RECONVENE \_\_\_\_\_

CLOSED SESSION 9:50 AM

RECONVENE 11:24 AM

ADJOURN 11:27 AM

BOARD MEMBER (Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
LIGHTNER <input checked="" type="checkbox"/> (Young) <input type="checkbox"/>		10:34 AM
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"/>		10:30 AM
SELBY <input checked="" type="checkbox"/> (Ryan) <input type="checkbox"/>		
Transportation Committee Rep Slot (Mathis)		

SIGNED BY OFFICE OF THE CLERK OF THE BOARD:

Valerie Vizkeleti

CONFIRMED BY OFFICE OF THE GENERAL COUNSEL:

