Metropolitan Transit System

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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.

August 19, 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 - July 15, 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.

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.   MTS: San Diego and Arizona Eastern (SD&AE) Railway Company Quarterly   Receive/
     Reports and Ratification of Actions Taken by the SD&AE Railway Company   Ratify
     Board of Directors at its July 20, 2010, Meeting
     Action would: (1) receive the San Diego and Imperial Valley Railroad
     (SD&IV), Pacific Southwest Railway Museum Association (Museum), and
     Carrizo Gorge Railway, Inc. (Carrizo) quarterly reports; and (2) ratify actions
     taken by the San Diego and Arizona Eastern (SD&AE) Railway Company
     Board of Directors at its meeting on July 20, 2010.

7.   MTS: Investment Report - June 2010   Receive
     Action would receive a report for information.

8.   MTS: September 2010 Minor Service Adjustments   Receive
     Action would receive a report on minor service adjustments to be
     implemented in September 2010.

9.   MTS: Increased Authorization for Legal Services - Wheatley Bingham &   Approve/
     Baker   Ratify
     Action would authorize the CEO to enter into MTS Doc. No. G1111.16-07
     with Wheatley Bingham & Baker for legal services and ratify prior
     amendments entered into under the CEO's authority.

10. MTS: Increased Authorization for Legal Services - Nossaman, LLP   Approve/
     Action would authorize the CEO to enter into MTS Doc. No. G1344.0-11 with   Ratify
     Nossaman, LLP for legal services regarding light rail vehicle transaction
     agreements and ratify prior amendments entered into under the CEO's
     authority.

11. MTS: LRV Fleet-Cleaning Services - Exercise Contract Option Year Two   Approve
     Action would authorize the CEO to execute option year two of MTS Doc. No.
     L0782.0-07 with NMS Management, Inc. for light rail vehicle (LRV) fleet-
     cleaning services.

CLOSED SESSION

24a. MTS: CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL   Possible
      EXISTING LITIGATION Pursuant to California Government Code section   Action
      54956.9(a): Tsilia Shuvaks v. Metropolitan Transit System (Claim No.
      TL11423508)

24b. MTS: CLOSED SESSION - CONFERENCE WITH REAL PROPERTY   Possible
      NEGOTIATORS Pursuant to California Government Code Section 54956.8;   Action
      Properties: 7490 and 7550 Copley Park Place, San Diego, California
      (Assessor Parcel Nos. 356-410-08 and 356-410-09); Agency Negotiators:
      Tiffany Lorenzen, General Counsel; and Tim Allison, Manager of Real Estate
      Assets; Negotiating Parties: RV Investment CA, LLC, RV Investment CA,
      LLC II; Under Negotiation: Price and Terms of Payment

CLOSED SESSION (Continued)

24c. SDTC: CLOSED SESSION - CONFERENCE WITH LABOR   Possible
     NEGOTIATORS Pursuant to California Government Code Section 54957.6;   Action
     Agency-Designated Representative - Jeff Stumbo; Employee Organization -
     International Brotherhood of Electrical Workers, Local Union 465

     Oral Report of Final Actions Taken in Closed Session

NOTICED PUBLIC HEARINGS

25. MTS: Public Hearing Regarding Equivalent Facilitation for Low-Floor Trolley   Adopt/
     Ramps (Tiffany Lorenzen)   Approve
     Action would: (1) receive public testimony; (2) adopt Resolution No. 10-21
     approving the proposed design for the new low-floor vehicles (SD-8) without
     barriers; and (3) authorize staff to submit a Request for Equivalent
     Facilitation to the Federal Transit Administration (FTA).

DISCUSSION ITEMS

30. MTS: State Transit Assistance and Budget Updates (Larry Marinesi and   Approve
     Cliff Telfer)
     Action would approve distributing $18,806,783 in State Transit Assistance
     (STA) funds as follows:
     (1) Replenish $4,371,345 to the Capital Improvement Program (CIP);
     (2) Pay down the Dexia variable loan by an additional $7,217,719; and
     (3) Retain the remaining $7,217,719 to assist in operating budget
         balancing in fiscal years 2011 and 2012.

REPORT ITEMS

45. MTS; Urban Area Transit Strategy and 2050 Regional Transportation Plan   Receive
     Update (Dave Schumacher of SANDAG)
     Action would receive a report on the San Diego Association of Governments'
     (SANDAG's) long-range planning projects.

46. MTS: Operations Budget Status Report for May 2010 (Mike Thompson)   Receive
     Action would receive a report on MTS's operations budget status for May
     2010.

REPORT ITEMS (Continued)

47.   <u>MTS: Blue Line Rehabilitation and Outreach Schedule (Rob Schupp)</u>   Receive
Action would receive a report for information.

48.   <u>MTS: Update on the Status of the Grossmont Trolley Station Joint</u>   Receive
<u>Development Project (Tim Allison)</u>
Action would receive an update regarding the status of the Grossmont Trolley
Station Joint Development Project.

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</u>: September 23, 2010

66.   <u>Adjournment</u>