

Metropolitan Transit System

05-23-11 P03:22 LN

1255 Imperial Avenue, Suite 1000
San Diego, CA 92101-7490
619.231.1466 FAX 619.234.3407

Agenda

JOINT MEETING OF THE EXECUTIVE COMMITTEE

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

June 2, 2011

Executive Conference Room

(Immediately following the 9:00 a.m. Audit Oversight Committee meeting)

ACTION RECOMMENDED

- A. ROLL CALL
- B. APPROVAL OF MINUTES - May 5, 2011 Approve
- C. COMMITTEE DISCUSSION ITEMS
 - 1. SDTC: CLOSED SESSION - CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to California Government Code Section 54957.6; Agency-Designated Representative - Jeff Stumbo; Employee Organization - Amalgamated Transit Union, Local 1309 Possible Action
- D. REVIEW OF DRAFT JUNE 9, 2011, JOINT BOARD AGENDA
- E. REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA Possible Action
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.
- F. COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS
- G. PUBLIC COMMENTS
- H. NEXT MEETING DATE: June 16, 2011
- I. ADJOURNMENT

Please SILENCE electronics
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.

**EXECUTIVE COMMITTEE
METROPOLITAN TRANSIT SYSTEM**

ROLL CALL

MEETING OF (DATE) June 2, 2011

CALL TO ORDER (TIME) 9:35 AM

RECESS _____

RECONVENE _____

CLOSED SESSION 9:38 AM

RECONVENE 10:47 AM

ADJOURN 10:48 AM

BOARD MEMBER (Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
YOUNG <input checked="" type="checkbox"/> (Lightner) <input type="checkbox"/>	9:55 AM	
MATHIS <input checked="" type="checkbox"/>		
OVROM <input checked="" type="checkbox"/> (Janney) <input type="checkbox"/>		
ROBERTS <input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>		
MINTO <input type="checkbox"/> (Cunningham) <input checked="" 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: Karen Le

JOINT MEETING OF THE EXECUTIVE COMMITTEE FOR THE
METROPOLITAN TRANSIT SYSTEM (MTS),
SAN DIEGO TRANSIT CORPORATION (SDTC), AND
SAN DIEGO TROLLEY, INC. (SDTI)
1255 Imperial Avenue, Suite 1000
San Diego, CA 92101

May 5, 2011

MINUTES

A. ROLL CALL

Vice Chairman Roberts called the Executive Committee meeting to order at 9:07 a.m. A roll call sheet listing Executive Committee member attendance is attached.

B. APPROVAL OF MINUTES

Mr. Ovrom moved for approval of the minutes of the April 7, 2011, MTS Executive Committee meeting. Mr. Minto seconded the motion, and the vote was 3 to 0 in favor.

C. COMMITTEE DISCUSSION ITEMS

1. MTS: Proposed Revisions to MTS Policy No. 43 - Bus Stop and Minor Reroute Procedure

Denis Desmond, Senior Transportation Planner, presented to the Executive Committee MTS Policy No. 43 regarding bus stop and minor reroute procedures and proposed revisions to the policy. He explained that the policy is out-of-date and that an appeal has not been taken to the Board of Directors in many years. He also explained that Title VI complaints would not undergo a thorough analysis under this policy.

Mr. Desmond then briefly discussed the proposed changes to Policy No. 43. He mentioned that step 1 would be taken over by Service Planning, step 2 would go to the Chief Executive Officer, and step 3 would go to the Executive Committee for approval instead of the Board of Directors.

Action Taken

Mr. Ovrom moved to approve the proposed revisions to MTS Policy No. 43 - Bus Stop and Minor Reroute Procedures, and forward to the Board of Directors as a consent item. Mr. Minto seconded the motion, and the vote was 3 to 0 in favor.

3. MTS: Station Renaming Request (Taken Out of Order)

Sharon Cooney, Chief of Staff, explained that the City of National City has requested MTS rename and re-sign its 24th Street Trolley Station to "Mile of Cars Way" Trolley Station to reflect the fact that the city renamed a portion of 24th Street that is near the transit center. She stated that the National City 24th Street Transit Center is one of busiest transit facilities in San Diego County with 6,791 daily boardings. She explained

that the transit center is bordered to the south by the National City Adult School, to the north by commercial properties, to the west by the train tracks, and to the east by Wilson Avenue. She also explained that the city's 22nd Street intersects the center from the east, and that the current configuration of the center needs improvement as bus-to-rail connections are poor.

Ms. Cooney stated that the Blue Line Improvement Project is planning a reconfiguration of the center to address these deficiencies while at the same time upgrading and retrofitting the trolley station to accommodate low-floor vehicles. She explained that the improvements will include new station furniture, paving and amenities, and redesigned bus bays and station parking.

The Executive Committee members unanimously agreed that MTS should continue working with The Superlative Group for naming rights as the transit center could have considerable value.

Action Taken

Mr. Ovrom moved to receive a report and provide direction to staff. Mr. Minto seconded the motion, and the vote was 3 to 0 in favor.

The Executive Committee convened to Closed Session at 9:37 a.m.

2. **CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to California Government Code Section 54956.8
Property: 1313 National Avenue, San Diego, California (Assessor Parcel No. 535-612-01;
Agency Negotiators: Karen Landers, General Counsel; Tim Allison, Manager of Real Estate Assets;
Negotiating Parties: Greyhound Lines, Inc.;
Under Negotiation: Price and Terms of Payment

The Executive Committee reconvened to open Session at 10:06 a.m.

Oral Report of Final Actions Taken in Closed Session

Karen Landers, MTS General Counsel, reported the following:

2. The Committee received a report and made a recommendation to forward to the Board of Directors.

D. REVIEW OF DRAFT MAY 12, 2011, JOINT BOARD AGENDA

Recommended Consent Items

6. MTS: San Diego and Arizona Eastern (SD&AE) Railway Company Quarterly Reports and Ratification of Actions Taken by the SD&AE Board of Directors at its meeting on April 19, 2011

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 April 19, 2011.

7. MTS: Unallocated Transportation Development Act Funds for Transit-Related Projects

Action would approve the use of \$140,335.67 in unallocated Transportation Development Act (TDA) funds currently held by the County of San Diego for transit-related expenses for the City of El Cajon.

Recommended Consent Items

There was no additional discussion of the recommended Consent Items.

E. REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA

There was no SANDAG Transportation Committee agenda discussion.

F. COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS

There were no Committee Member communications.

G. PUBLIC COMMENTS

Margo Tanguay – Ms. Tanguay explained that she is a taxi driver and has experienced problems during the Padres Games at Petco. She mentioned that she was directed by traffic controllers to go through intersections as the signal gate for the trolley was coming down. Mr. Jablonski stated that he would talk with the police chief about the problem.

H. NEXT MEETING DATE

The next Executive Committee meeting is scheduled for May 19, 2011, at 9:00 a.m. in the Executive Committee Conference Room.

I. ADJOURNMENT

Vice Chairman Roberts adjourned the meeting at 10:08 a.m.



Chairman

Attachment: A. Roll Call Sheet

**EXECUTIVE COMMITTEE
METROPOLITAN TRANSIT SYSTEM**

ROLL CALL

MEETING OF (DATE) May 5, 2011

CALL TO ORDER (TIME) 9:07 AM

RECESS _____

RECONVENE _____

CLOSED SESSION 9:37 AM

RECONVENE 10:06 AM

ADJOURN 10:08 AM

BOARD MEMBER	(Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
YOUNG	<input type="checkbox"/> (Lightner) <input type="checkbox"/>		
MATHIS	<input type="checkbox"/>		
OVROM	<input checked="" type="checkbox"/> (Janney) <input type="checkbox"/>		
ROBERTS	<input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>		
MINTO	<input checked="" type="checkbox"/> (Cunningham) <input type="checkbox"/>		
Transportation Committee Rep Slot (Mathis)			

SIGNED BY OFFICE OF THE CLERK OF THE BOARD: Valerie Vizkeletti

CONFIRMED BY OFFICE OF THE GENERAL COUNSEL: Paul Conder



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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.

June 9, 2011

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 (ALDs) 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 - May 26, 2011
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.

Approve

Please SILENCE electronics
during the meeting

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CONSENT ITEMS

6. MTS: Portable Toilet Rental Services - Contract Award Approve
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G1379.0-11 with Diamond Environmental for portable toilet rental services for a three-year base with 2 one-year options.
7. MTS: Certifications and Assurances for the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) Funds Approve
Action would approve Resolution No. 11-7, which agrees to comply with all conditions and requirements set forth in the Certifications and Assurances document and applicable statutes, regulations, and guidelines for all Public Transportation Modernization, Improvement, and Service Enhancement Account- (PTMISEA)-funded transit projects and authorizes the CEO or designated representative to execute all required documents of the PTMISEA program and any amendments thereto with the California Department of Transportation (Caltrans).
8. MTS: NABI Brake Linings and Disc Brake Pads - Contract Award Approve
Action would authorize the CEO to execute a five-year contract (MTS Doc. No. B0556.0-11) with North American Bus Industries (NABI) for brake linings and disc brake pads.

CLOSED SESSION

24. None.

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS

30. None.

REPORT ITEMS

45. None.
60. Chairman's Report Information
61. Audit Oversight Committee Chairman's Report Information
62. Chief Executive Officer's Report Information
63. Board Member Communications
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: June 23, 2011
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.

**Draft for
Executive Committee
Review Date: 6/2/11**

June 9, 2011

SUBJECT:

MTS: PORTABLE TOILET RENTAL SERVICES - CONTRACT AWARD

RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G1379.0-11 (in substantially the same format as Attachment A) with Diamond Environmental for portable toilet rental services for a three-year base with 2 one-year options.

Budget Impact

Diamond Environmental bid prices per year are as follows:

➤	Year 1 Base Year	\$32,790.72
➤	Year 2 Base Year	\$33,400.92
➤	Year 3 Base Year	\$34,175.52
➤	Year 4 Option Year	\$35,115.24
➤	Year 5 Option Year	<u>\$36,287.52</u>
	Total:	\$171,769.92

The funds are budgeted under San Diego Transit Corporation's (SDTC's) and San Diego Trolley, Inc.'s (SDTI's) operating maintenance funds, which include federal and local funds.



DISCUSSION:

MTS Policy No. 52 governing procurement of goods and services requires a formal competitive bid process for procurements exceeding \$100,000.

MTS solicited an Invitation for Bids for portal toilet rental service (for a three-year base with 2 one-year options) on February 25, 2011, and opened the bids on April 20, 2011. Three bids were received—two bids were responsive and one was nonresponsive (see Attachment B). Diamond Environmental was the lowest responsive, responsible bidder for the five-year period; therefore, pursuant to MTS policy, staff recommends award of MTS Doc. No. G1379.0-11 to Diamond Environmental in the amount of \$171,769.92.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Marco Yniguez, 619.557.4576, marco.yniguez@sdmts.com

JUNE9-11.6.PORTABLE TOILET RENTAL SVCS.MYNIGUEZ

Attachments: A. MTS Doc. No. G1379.0-11
B. Bid Summary

STANDARD SERVICES AGREEMENT

DRAFT

G1379.0-11

CONTRACT NUMBER

OPS 970.2

FILE NUMBER(S)

THIS AGREEMENT is entered into this _____ day of _____ 2011, in the state of California by and between San Diego Metropolitan Transit System ("MTS"), a California public agency, and the following contractor, hereinafter referred to as "Contractor":

Name: Diamond EnvironmentalAddress: 807 East Mission RoadForm of Business: Corporation
(Corporation, partnership, sole proprietor, etc.)San Marcos, CA 92069Telephone: 760.744.7191

Authorized person to sign contracts: Tanno Gomolka Sales Manager
Name Title

The attached Standard Conditions are part of this agreement. The Contractor agrees to furnish to MTS services and materials, as follows:

Provide portal toilet rental services as stipulated in MTS's Invitation for Bids (IFB) MTS Doc. No. G1379.0-11 in accordance with the Standard Services Agreement, including the Standard Conditions Services, Safety Department's Standard Operating Procedures (SAF-016), and Diamond Environmental Bid Proposal dated 4/18/11. If there are inconsistencies between the Contract Documents (as per attached CD), the following order of precedence will govern the interpretation of this contract:

1. MTS's Invitation for Bids and Diamond Environmental Bid Proposal dated 4/18/11.
2. Standard Services Agreement, including the Standard Conditions Services, and Federal Requirements.

The term of this contract shall be a three-year base with 2 one-year options (July 1, 2011, through June 30, 2016). The total cost of this contract shall not exceed \$171,769.92.

Year 1	Base Year	\$32,790.72
Year 2	Base Year	\$33,400.92
Year 3	Base Year	\$34,175.52
Year 4	Option Year	\$35,115.24
Year 5	Option Year	\$36,287.52
Total:		\$171,769.92

SAN DIEGO METROPOLITAN TRANSIT SYSTEM	CONTRACTOR AUTHORIZATION
By: _____ Chief Executive Officer	Firm: _____
Approved as to form:	By: _____
By: _____ Office of General Counsel	Signature
	Title: _____

AMOUNT ENCUMBERED	BUDGET ITEM	FISCAL YEAR
\$171,769.92	201-53910/380-53710	2011 - 2016

By: _____
Chief Financial Officer Date

PORTABLE TOILET RENTAL SERVICE**BID SUMMARY****Invitation for Bids**

COMPANY NAME	BID AMOUNT Total of Five (5) Years
*DIAMOND ENVIRONMENTAL	\$ 171,769.92
SPANKY'S	\$ 222,625.09
UNITED SITE SERVICES	\$ <i>NONRESPONSIVE</i> 198,838.27

*** Lowest Responsive, Responsible Bidder**



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Agenda

Item No. 7

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

**Draft for
Executive Committee
Review Date: 6/2/11**

June 9, 2011

SUBJECT:

MTS: CERTIFICATIONS AND ASSURANCES FOR THE PUBLIC TRANSPORTATION
MODERNIZATION, IMPROVEMENT, AND SERVICE ENHANCEMENT ACCOUNT
(PTMISEA) FUNDS

RECOMMENDATION:

That the Board of Directors approve Resolution No.11-7 (Attachment A), which agrees to comply with all conditions and requirements set forth in the Certifications and Assurances document and applicable statutes, regulations, and guidelines for all Public Transportation Modernization, Improvement, and Service Enhancement Account-(PTMISEA)-funded transit projects and authorizes the Chief Executive Officer (CEO) or designated representative to execute all required documents of the PTMISEA program and any amendments thereto with the California Department of Transportation (Caltrans).

Budget Impact

None.

DISCUSSION:

Caltrans provides funding for the PTMISEA, which was created by Proposition 1B. As a condition of the receipt of PTMISEA bond funds, MTS must agree to comply with specific terms and conditions outlined in the PTMISEA certifications and assurances. In addition, the Board must authorize the CEO or designated representative to execute all required documents of the PTMISEA program and any amendments thereto with Caltrans.

Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Nancy Dall, 619.557.4537, nancy.dall@sdmts.com

Attachment: A. Resolution No. 11-7

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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.



SAN DIEGO METROPOLITAN TRANSIT SYSTEM

RESOLUTION NO. 11-7

AUTHORIZATION FOR THE EXECUTION OF THE CERTIFICATIONS AND ASSURANCES
FOR THE PUBLIC TRANSPORTATION MODERNIZATION, IMPROVEMENT, AND
SERVICE ENHANCEMENT ACCOUNT BOND PROGRAM

WHEREAS, the San Diego Metropolitan Transit System is an eligible project sponsor and may receive state funding from the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) now or sometime in the future for transit projects; and

WHEREAS, the statutes related to state-funded transit projects require a local or regional implementing agency to abide by various regulations; and

WHEREAS, Senate Bill 88 (2007) named the California Department of Transportation (Caltrans) as the administrative agency for the PTMISEA; and

WHEREAS, Caltrans has developed guidelines for the purpose of administering and distributing PTMISEA funds to eligible project sponsors (local agencies); and

WHEREAS, the San Diego Metropolitan Transit System wishes to delegate authorization to execute these documents and any amendments thereto to the Chief Executive Officer or designated representative.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED by the Board of Directors of the San Diego Metropolitan Transit System that the fund recipient agrees to comply with all conditions and requirements set forth in the Certifications and Assurances document and applicable statutes, regulations, and guidelines for all PTMISEA-funded transit projects.

NOW THEREFORE, BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the Chief Executive Officer or designated representative be authorized to execute all required documents of the PTMISEA program and any amendments thereto with Caltrans.

PASSED AND ADOPTED, by the Board of Directors this _____ day of ____ 2011, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAINING:

Chairperson
San Diego Metropolitan Transit System

Filed by:

Approved as to form:

Clerk of the Board
San Diego Metropolitan Transit System

Office of the General Counsel
San Diego Metropolitan Transit System

JUNE9-11.7.PTMISEA FUNDS.RESO 11-7.NDALL



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San Diego, CA 92101-7490
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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.

June 9, 2011

**Draft for
Executive Committee
Review Date: 6/2/11**

SUBJECT:

MTS: NABI BRAKE LININGS AND DISC BRAKE PADS - CONTRACT AWARD

RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute a five-year contract (MTS Doc. No. B0556.0-11 - in substantially the same format as Attachment A) with North American Bus Industries (NABI) for brake linings and disc brake pads.

Budget Impact

Funding not to exceed \$180,537.94 for this contract would be allocated under the MTS Bus Maintenance operation budget (312/322-54510), which uses 80% federal funds and 20% local funds.

DISCUSSION:

MTS Policy No. 52 governing procurement of goods and services requires a formal competitive bid process for procurements exceeding \$100,000.

The brake linings and disc brake pads specified in the Invitation for Bids (IFB) MTS Doc. No. B0556.0-11 are used by the MTS Bus Maintenance Department to make bus repairs and are inventoried at both MTS Bus operating divisions (Imperial Avenue Division and Kearny Mesa Division).




On March 11, 2011, MTS issued an IFB to interested parties for brake linings and disc brake pads for a five-year period. The solicitation required that bid prices be fixed for the five-year period of the contract. The Maintenance Department's estimated annual usage was the multiplier used to evaluate and award the contract, but its actual usage may be more or less than estimated.

Bids were opened on April 19, 2011, in response to the solicitation (see Bid Summary – Attachment B). A total of eight bids were evaluated, and none of the eight bids meet the Buy America requirements. MTS has requested a general waiver according to 49 C.F.R., Section 661.7 (c). Under the provision of Section 165 (b) (4) of the Act, the Administrator may waive the general requirements if the Administrator finds that the materials for which a waiver is requested are not produced in the United States in sufficient and reasonably available quantities and of a satisfactory quality. Therefore, under this provision, the brake linings and disc brake pads qualify for a general waiver from the Federal Transit Administration (FTA). North American Bus Industries (NABI) is the lowest bidder at \$180,537.94.

MTS has applied for the general waiver from the FTA and expects to receive approval of this waiver in the next few weeks. Therefore, staff is requesting approval of this contract award contingent upon the receipt of an FTA-approved waiver.

Therefore, pursuant to MTS policy, staff recommends award of MTS Doc. No. B0556.0-11 to NABI for brake linings and disc brake pads.


Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Ray Thompson, 619.238.0100, Ext. 6504, ray.thompson@sdmts.com

Attachments: A. MTS Doc. No. B0556.0-11
B. Bid Summary

STANDARD PROCUREMENT AGREEMENT

DRAFT

B0556.0-11
 CONTRACT NUMBER
 OPS 960.2
 FILE NUMBER(S)

THIS AGREEMENT is entered into this _____ day of _____ 2011, in the state of California by and between San Diego Metropolitan Transit System ("MTS"), a California public agency, and the following contractor, hereinafter referred to as "Contractor":

Name: North American Bus IndustriesAddress: 1275 S. Houk RoadForm of Business: Corporation
(Corporation, partnership, sole proprietor, etc.)Delaware, OH 43015Telephone: 740.368.7934

Authorized person to sign contracts: Mary Stacklin Contract Analyst
 Name Title

The attached Standard Conditions are part of this agreement. The Contractor agrees to furnish to MTS services and materials, as follows:

Provide brake linings and disc brake pads to MTS Bus as stipulated in MTS's Invitation for Bids (IFB) for the Brake Linings and Disc Brake Pads IFB (MTS Doc. No. B0556.0-11); including MTS's Responses to Written Questions and Clarifications/RFAs, Addendum No. 1; and in accordance with the Standard Procurement Agreement, including the Standard Conditions Procurement, Federal Requirements, Safety Department's SOP (SAF-016), and North American Bus Industries' Bid Proposal (hereinafter Contract Documents") dated 4/19/11. If there are inconsistencies between the Contract Documents, the following order of precedence will govern the interpretation of this contract:

1. MTS's Brake Linings and Disc Brake Pads IFB, MTS's Response to Written Questions/Clarifications, Addendum No. 1, and North American Bus Industries' Bid Proposal dated 4/19/11.
2. Standard Procurement Agreement, including the Standard Conditions Procurement, and Federal Requirements.

The total cost of this contract shall not exceed \$180,537.94. Payment terms shall be net 30 days from invoice date. This contract shall be for a five-year base period effective July 1, 2011, through June 30, 2016.

SAN DIEGO METROPOLITAN TRANSIT SYSTEM	CONTRACTOR AUTHORIZATION
By: _____ Chief Executive Officer	Firm: _____
Approved as to form:	By: _____ Signature
By: _____ Office of General Counsel	Title: _____

AMOUNT ENCUMBERED	BUDGET ITEM	FISCAL YEAR
\$180,537.94	312/322-54510	12-16

By: _____ Date
 Chief Financial Officer



Purchasing Department
 1255 Imperial Ave., Suite 1000
 San Diego, CA 92101
 619.231.1466 FAX 619.696.7084

BID SUMMARY

BRAKE LININGS AND DISC BRAKE PADS IFB MTS DOC. NO. B0556.0-11

COMPANY NAME	BID AMOUNT	Meets Buy America Requirements (Y/N)
*North American Bus Industries (NABI)	\$ 180,537.94	N
San Diego Friction Products	\$ 190,123.17	N
New Flyer Industries	\$ 196,069.40	N
Gillig	\$ 204,332.44	N
Daimler Buses	\$ 208,917.23	N
American Moving Parts (AMP)	\$ 224,266.43	N
Muncie	\$ 228,168.27	N
E-W Truck & Equipment	\$ 257,214.80	N

None of the eight (8) bidders meet the Buy America requirements. MTS submitted a general waiver according to 49 C.F.R. Section 661.7 (c). Under the provision of Section 165(b) (4) of the Act, the brake linings and disc brake pads qualify for a general waiver. ***Contract award to North American Bus Industries (NABI), the lowest bidder, is contingent upon receipt of an FTA-approved waiver.**

JUNE9-11.8.AttB.BRAKES BID SUMMARY.CAQUINO



Metropolitan Transit System (MTS) is comprised of the Metropolitan Transit Development Board (MTDB) a California public agency, San Diego Transit Corp., and San Diego Trolley, Inc., in cooperation with Chula Vista Transit and National City Transit. MTS is Taxicab Administrator for eight cities. MTDB is owner of the San Diego and Arizona Eastern Railway Company. MTDB Member Agencies include: City of Chula Vista, City of Coronado, City of El Cajon, City of Imperial Beach, City of La Mesa, City of Lemon Grove, City of National City, City of Poway, City of San Diego, City of Santee, and the County of San Diego.