

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

## Agenda

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

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 two 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 - June 21, 2012
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

1255 Imperial Avenue, Suite 1000, San Diego, CA 92101-7490 • (619) 231-1466 • [www.sdmts.com](http://www.sdmts.com)

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>Fiscal Year 2013 Transportation Development Act (TDA) Claim</u><br>Action would adopt Resolution Nos. 12-7, 12-8, and 12-9 approval fiscal year (FY) 2013 Transportation Development Act (TDA) Article 4.0, 4.5, and 8.0 claims.   | Adopt              |
| 7.  | <u>Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) - Transit Security Grant Program</u><br>Action would adopt Resolution No. 12-11 authorizing the CEO, or designated representative, to take any actions necessary to obtain funds provided by the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA).  | Adopt              |
| 8.  | <u>Parking Lot Sweeping Services for San Diego Transit Corporation and San Diego Trolley, Inc. - Contract Award</u><br>Action would authorize the CEO to: (1) execute MTS Doc. No. G1450.0-12 for a three-year base period with 2 one-year options with Alpha & Omega Venture Group LLC for parking lot sweeping services for San Diego Transit Corporation (SDTC) and San Diego Trolley, Inc. (SDTI); and (2) exercise the option years at the CEO's discretion.   | Approve            |
| 9.  | <u>Light Rail Vehicle Pantograph Carbon Strips</u><br>Action would authorize the CEO to: (1) execute MTS Doc. No. L1074.0-12 with Schunk Graphite Industries for provision of light rail vehicle (LRV) pantograph carbon strips for a five-year period from August 1, 2012, through July 31, 2017; and (2) adjust annual expenditures to address any fluctuations in demand during the contract term.   | Approve            |
| 10. | <u>Internal Audit Plan for Fiscal Year 2013</u><br>Action would receive the MTS Internal Auditor's Audit Plan for fiscal year 2013.   | Receive            |
| 11. | <u>Type II Class B Paratransit Buses - Contract Award</u><br>Action would authorize the CEO: (1) to execute MTS Doc. No. B0588.0-12 with Creative Bus Sales to purchase 40 Class B Cutaway buses manufactured by Starcraft Bus; (2) exercise an option to purchase up to 6 additional Class B Cutaway buses for paratransit services; and (3) amend the contract to adjust the sales tax rate if necessary to be consistent with state law during the term of the contract. This is a piggyback procurement under the CalACT Purchasing Cooperative Contract No. 11-03 CBS. | Approve            |
| 12. | <u>Sperry Rail Service/Ultrasonic Rail Testing - Contract Amendment</u><br>Action would: (1) ratify MTS Doc. No. L0936.0-10 dated December 17, 2009, with Sperry Rail Services for ultrasonic rail testing, which was previously executed pursuant to the CEO's authority; and (2) authorize the CEO to negotiate and execute an amendment to MTS Doc. No. L0936.0-10 for ultrasonic rail testing through December 2012.  | Ratify/<br>Approve |
| 13. | <u>San Diego and Arizona Eastern (SD&amp;AE) Railway Company Quarterly Reports and Ratification of Actions Taken at its Meeting on July 10, 2012</u><br>Action would: (1) receive the San Diego and Imperial Valley Railroad (SD&IV), Pacific Southwest Railway Museum Association (Museum), and Pacific Imperial Railroad, Inc. (PIR) quarterly reports for information; and (2) ratify actions taken by the SD&AE Board at its quarterly meeting on July 10, 2012.  | Receive/<br>Ratify |

## CONSENT ITEMS - Continued -

- |     |   |         |
|-----|---|---------|
| 14. | <u>Job Order Contract (JOC) Approval and SDSU Station Fire Alarm and Security System Upgrade - Contract Award</u><br>Action would authorize the CEO to approve Job Order No. 1337-10 under MTS Doc. No. PWL132.0-11 with Southland Electrical Inc. for SDSU station fire alarm and security system upgrades and installation. | Approve |
| 15. | <u>RTMS for 26 Premium Express Coach Buses - Sole Source</u><br>Action would authorize the CEO to execute MTS Doc. No. G1481.0-12 with ACS Transport Solutions, Inc. (ACS) to install, test, verify, and warranty Regional Transportation Management System (RTMS) equipment for 26 Premium Express coach buses.              | Approve |

## CLOSED SESSION

- |     |   |                    |
|-----|---|--------------------|
| 24. | a. CLOSED SESSION - CONFERENCE WITH LABOR NEGOTIATORS<br>Pursuant to California Government Code section 54957.6 <u>Agency-Designated Representative</u> - Jeff Stumbo; <u>Employee Organization</u> - Amalgamated Transit Union, Local 1309 | Possible<br>Action |
|     | b. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION PURSUANT to California Government Code Section 54956.9(a): <u>Barton Bair v. MTS</u> (SDSC Case No. 37-2009-00103892-CU-PA-CTL)                                       | Possible<br>Action |
|     | c. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION Significant Exposure to Litigation Pursuant to California Government Code Section 54956.9(b) ( <u>One Potential Case</u> )   | Possible<br>Action |

### Oral Report of Final Actions Taken in Closed Session

## NOTICED PUBLIC HEARINGS

25. None.

## DISCUSSION ITEMS

30. None.

## REPORT ITEMS

- |     |   |         |
|-----|---|---------|
| 45. | <u>City/Park Streetcar Feasibility Study Update and Final Report (Denis Desmond and Sharon Cooney)</u><br>Action would receive a report for information and provide comments.   | Receive |
| 46. | <u>Semiannual Uniform Report of Disadvantaged Business Enterprise Awards or Commitments and Payments (Karen Landers)</u><br>Action would receive the Semiannual Uniform Report of Disadvantaged Business Enterprise (DBE) Awards or Commitments and Payments. | Receive |
| 47. | <u>2012 Comic-Con Service Recap and Rock 'n' Roll Marathon Overview (Tom Doogan and Jim Byrne)</u><br>Action would receive a report for information.  | Receive |
| 48. | <u>Operations Budget Status Report for May 2012 (Mike Thompson)</u><br>Action would receive the MTS operations budget status report for May 2012.   | 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><br>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> August 16, 2012   |             |
| 66. | <u>Adjournment</u>  |             |

MEETING OF THE BOARD OF DIRECTORS FOR THE  
METROPOLITAN TRANSIT SYSTEM (MTS)

1255 Imperial Avenue, Suite 1000  
San Diego, CA 92101

June 21, 2012

MINUTES

1. Roll Call

Chairman Mathis called the Board meeting to order at 9:04 a.m. A roll call sheet listing Board member attendance is attached.

2. Approval of Minutes

Mr. Minto moved to approve the minutes of the May 17, 2012, MTS Board of Directors meeting. Mr. Ewin seconded the motion, and the vote was 10 to 0 in favor with Ms. Bragg and England, and Messrs. Alvarez, Cunningham, and Young absent.

NOTICED PUBLIC HEARINGS: *(Taken Out of Order)*

25. FY 2013 Budget - Public Hearing and Adoption

Mike Thompson, Budget Manager, provided an overview of the fiscal year 2013 budget. He explained that the fiscal year 2013 total budgeted revenue is projected at \$243,921,000, and total projected expenses are budgeted at \$243,921,000 resulting in a balanced budget for fiscal year 2013. He stated that operating revenue totals \$99 million, which is an increase from the fiscal year 2012 amended budget of \$1.9 million or 1.9 %, primarily due to a projected increase in ridership.

Mr. Thompson explained that subsidy revenue totals \$139.1 million, which is an increase from the fiscal year 2012 amended budget of \$5.8 million due to an increase in STA and TransNet funding. He stated that there is a \$3.2 million increase in federal revenue, which is a funding shift from the MTS Capital Improvement Program (CIP) offset by a \$3.0 million decrease in TDA shifted back into the CIP allowing MTS to draw the federal funding in a timelier manner.

He explained that other revenue totaled \$5.8 million, which is a decrease from the fiscal year 2012 amended budget of \$1.8 million due to the proposed increase of \$1.8 million in MTS contingency reserves to reach the 10.0% total MTS contingency balance threshold. He mentioned that the current operating budget utilizes \$10.8 million in one-time funds; \$5.0 million in TDA funds, \$0.8 million in CNG credits, and \$5.0 million in fiscal year 2013 STA funds.

Mr. Thompson talked about the fiscal year 2013 combined expenses total of \$243.9 million, which is an increase from the fiscal year 2012 amended budget of \$11.0 million. He stated that passenger revenues are projected to increase by approximately 2% over the next four years, and that early sales tax projections for fiscal year 2013 show an increase of approximately 4%, which impacts MTS's TDA and TransNet subsidy revenue. He explained that expenses are

projected to increase by approximately 3% over the following four fiscal years primarily due to expected continued operating expense increases, including energy costs.

Mr. Thompson stated that the MTS fiscal year 2013 operating budget closing strategy includes the utilization of one-time funds, including \$5 million in TDA capital funds and \$789,000 in CNG credits that previously have been used in the capital budget, as well as \$624,000 in STA to fund additional service. He stated that the one-time funds sources will grow to \$8.2 million in fiscal year 2014 resulting in projected deficits ranging from \$879,000 in fiscal year 2014 to \$7.8 million in fiscal year 2017.

Mr. Roberts talked about the makeup of the Budget Development Committee (BDC) and mentioned that the BDC has had discussions about pensions and pension contributions. He stated that the BDC is recommending that the Chief Executive Officer require management employees to contribute 2% to pensions. He explained that the BDC concluded that this requirement will help create a long-term sustainable program. He stated that the BDC will continue to look at pensions and will have more recommendations near the end of summer.

**Chairman Mathis opened the hearing at 9:19 a.m.**

*Nohella Patel* – Ms. Patel is part of an advocacy network representing City Heights bus riders. She thanked the Board for restoring services and asked to implement a free student ridership initiative. She stated that the free ride will help the roughly 400 families who have lost bus transportation due to cuts by the City School District. She stated that students are at the Board meeting today hoping to forge relationships with MTS and SANDAG and would like a Board member designated to work with their organization.

*Jobana Castellon* – Ms. Castellon is a full-time student at City College and explained that from Mid-City the cost to ride the bus is high. She did not receive financial aid for 3 months making it difficult for her family to pay for other things such as food and clothing. She is requesting that student fares be subsidized.

*Abdul Mohamed* – Mr. Mohamed is part of the Mid-City network and a full-time student at Grossmont College. He stated that it is very difficult to afford to get to school, and acknowledges that this is a difficult economic time, but is requesting the Board look into a subsidized bus program.

*Jeanette Neeley* – Ms. Neeley explained that education is the means to get out of poverty. She stated that City Heights is located between San Diego State University and Downtown San Diego. She explained that when the school system cut the bus program it hurt this community greatly and is asking for the Board to look into subsidy program.

*Congressman Bob Filner* – Mr. Filner stated that balancing a budget is not an easy thing to do and that these are tough times. He requested that staff take a closer look at some of the recent proposals. He stated that the MTS system is built around bus drivers and that you cannot take away their health care benefits and require them to contribute their own money - it is wrong. He feels that you cannot sacrifice the current employees. Including lifetime health care for the CEO and his wife, then cut the healthcare costs for the employees that make 10% of what their leader does; this action does not give trust to the public. He explained that MTS should not give the impression that you are taking care of the top employees and not the people who run the

show, which is the bus drivers and the operators. When he is Mayor he intends to work with MTS to get kids to school on time and free. He thanked the Board of Directors for their service and stated that he is looking forward to working with MTS to create a better system and a more cost-efficient system that cares about its employees.

*Jorge Dominguez* – Mr. Dominguez stated that he was not eligible for financial aid and could not attend San Diego State University, which was his first choice of schools because of the cost. Instead he will go to City College and will no longer qualify for the youth pass making it very difficult to afford transportation.

*Randy Van Vleck* – Mr. Van Vleck is asking for support for a pilot program in the City Heights area for a transit discount program. He stated that free routes in that area similar to that near the University of California, San Diego would greatly benefit their community. He is asking staff to investigate the feasibility of a pilot program in fiscal year 2013.

*Sara Garcia* – Ms. Garcia is a community organizer in support of a pilot program and stated that it is not fair to students that they cannot go to school because they cannot afford the transportation to get there.

**Chairman Mathis closed the hearing at 9:43 a.m.**

Mr. Gloria wanted to know if staff had an idea of what it would cost to provide a student subsidy. He also stated that families in City Heights sacrifice inordinately for their children and based upon conversations with members of his district, adults are amenable to looking at increased fares to provide a subsidy program for their children. Mr. Jablonski stated that a subsidy program would cost the agency approximately \$8 million at current levels of ridership - not taking into consideration an increase in ridership.

Mr. Ewin wanted clarification as to whether or not the San Diego City School District has shifted the responsibility of transit to MTS. He also stated that there is a Green Keepers program provided through Grossmont College that Mr. Mohamed could look into.

Mr. Roberts commented that it is a direct contradiction to pay drivers more and subsidize ridership. He stated that the Board is very enthusiastic in establishing some real basic services and looking for creative ways to create revenue. He stated that the BDC can look into student subsidy, but the subsidy will probably not be possible unless something is cut.

Mr. Young mentioned that he is meeting with the School Board in September to talk about transportation issues, and he stated that it is not the burden of MTS to transport students to school.

**Action Taken**

Mr. Roberts moved to: (1) hold a public hearing, receive testimony, and review and comment on the fiscal year 2013 budget information presented in the report; and (2) enact Resolution No. 12-10 adopting the operating and capital budget for MTS and approving the operating budgets for San Diego Transit Corporation (SDTC), San Diego Trolley, Inc. (SDTI), MTS Contract Services, Chula Vista Transit, and the Coronado Ferry subject to the Budget Development

Committee continuing to evaluate pensions; and (3) directed the Chief Executive Officer (CEO) implement a 2% pension contribution for management employees by the end of 2012. Mr. Ovrom seconded the motion, and the vote was 13 to 0 in favor with Ms. Emerald and Mr. Alvarez absent.

3. Public Comments

*John Wood* – Mr. Wood commented that the construction contractor working at the Massachusetts Avenue trolley station in Lemon Grove has no common sense. He stated that the construction is taking longer than the construction at the 47<sup>th</sup> Street Station.

*Thomas Brill* – Mr. Brill commented that his previous employer had a policy that MTS could use to reduce its healthcare costs. He stated that bus drivers that are overweight would be put on notice to lose weight or lose their job.

CONSENT ITEMS:

6. Investment Report - April 2012

Action would receive a report for information.

7. Batteries for Buses and Automobiles - Contract Awards

Action would authorize the Chief Executive Officer (CEO) to: (1) execute MTS Doc. No. B0571.0-12 with Battery Systems, Inc. for a three-year base contract with two 1-year options for the procurement of bus and automotive batteries for Groups A and B; (2) execute MTS Doc. No. B0587.0-12 with New Flyer Industries for a three-year base contract with two 1-year options for the procurement of bus and automotive batteries for Group C; and (3) exercise each option year at the CEO's discretion.

8. Towing Services for Buses and Nonrevenue Vehicles - Contract Award

Action would authorize the CEO to: (1) execute MTS Doc. No. B0573.0-12 with Star Towing for a three-year base contract with 2 one-year options for the procurement of towing services for buses and nonrevenue vehicles; and (2) exercise each option year at his discretion.

9. Internal Audit Report - Payroll Operations

Action would receive an internal audit report on payroll operations.

10. Internal Audit Report - Procurement Regulatory Compliance

Action would receive an internal audit report on Procurement Department regulatory compliance.

11. Increased Authorization for Legal Services - Law Offices of David C. Skyer

Action would authorize the CEO to execute MTS Doc. No. G1423.1-12 with the Law Offices of David C. Skyer for current and future legal expenses throughout FY 2013.

12. Softchoice Microsoft Enterprise Agreement - Contract Renewal

Action would authorize the CEO to execute MTS Doc. No. G1477.0-12 with Softchoice for Microsoft Enterprise Agreement licensing for a five-year period.

13. UTC Superloop Bus Stop Maintenance Program - Contract Award

Action would authorize the CEO to: (1) execute MTS Doc. No. B0572.0-12 for a one-year base contract with 2 six-month options with ISS Facility Services, Inc. for maintenance services at the new UTC SuperLoop bus stops; and (2) exercise each option period at his discretion.

14. GIRO, Inc. Regional Scheduling System (RSS) - Contract Amendment

Action would authorize the CEO to execute MTS Doc. No. G0856.18-03 with GIRO, Inc. to fund the HASTUS Maintenance and Service Support Agreement for the Regional Scheduling System (RSS) from July 1, 2012, through June 30, 2013.

Action on Recommended Consent Items

Mr. McClellan moved to approve Consent Agenda Item Nos. 6, 7, 8, 9, 10, 11, 12, 13, and 14. Mr. Ovrom seconded the motion, and vote was 12 to 0 in favor with Ms. Emerald, Mr. Alvarez, and Mr. Roberts absent.

DISCUSSION ITEMS:

30. None.

REPORT ITEMS:

45. Compass Card Update

Rob Schupp, Director of Marketing, gave an update on the Compass Card conversion. He gave an overview of the card and talked about the advantages of the card. He talked about milestones of implementation. He explained the different types of fare products with monthly pass holders consisting of 63.7% from first to last day of the month. Mr. Schupp talked about the sales by volume stating that 46.8% of riders use a Compass Card. He explained the next steps in converting day pass users to Compass Card holders with the plan of selling Compass Cards for \$2 as of October 1.

Action Taken

Mr. Cunningham moved to receive a report on Compass Card implementation. Mr. Ovrom seconded the motion, and the vote was 12 to 0 in favor with Ms. Emerald, Mr. Alvarez, and Mr. Roberts absent.

46. Service Performance Monitoring Report for July 2011 through March 2012

Devin Braun, Senior Transportation Planner, gave a report on service performance for July 2011 through March 2012. He stated that report is based upon evaluation criteria outlined in Policy No. 42. He gave an overview of total passenger ridership and explained that system-wide ridership is up approximately 5.7% from last April. He then explained that for fixed-route buses, riders per revenue hour increased from 32.6 to 34.2, which is a rate change of 5%.

Mr. Braun explained that on-time performance has remained around 84% to 86%. He explained that preventable accidents for MTS Bus and MTS Contract Services are down slightly for FY 12, and MTS Rail has had 3 preventable accidents in FY 12 compared to none in FY 11. He stated that complaints per 100,000 passengers for MTS Bus have fallen by 32.8% and MTS Rail have fallen 21.7%.

Mr. Braun talked about the In-Service Hours and Miles per week with MTS operating approximately 123 more hours per week and 3,070 more in-service miles per week. He talked about the Weekday Peak-Vehicle Requirement, which shows the maximum number of vehicles that are on the road at any time in order to provide the levels of service that have been planned with MTS Bus having an overall decrease of one vehicle while Contract Services increased by one peak bus in the same time period.

Ms. England asked for clarification of preventable accidents on MTS Rail. Wayne Terry, Chief Operating Officer of Rail, gave an overview of the internal procedures following an accident.

Ms. Rios commented on the Contract Services complaints. Claire Spielberg, Chief Operating Officer of Transit, explained that cameras have been installed on buses, which now allow MTS to know exactly what occurred during a reported incident. Mr. Jablonski explained that several years ago, the agency added Contract Services to the call center; therefore there is a natural progression in the number of complaints.

Action Taken

Mr. Minto moved to receive a report for information. Mr. McClellan seconded the motion, and the vote was 12 to 0 in favor with Ms. Emerald, Mr. Alvarez, and Mr. Roberts absent.

47. Operations Budget Status Report for April 2012

Mr. Thompson gave a status report on the Operations Budget for April 2012. He explained that the year-to-date MTS net-operating income unfavorable balance totaled \$356,000, operations produced a \$445,000 unfavorable variance, and the administrative/other activities areas were favorable by \$90,000. He stated that the year-to-date combined revenues through April 2012 were \$80,228,000 compared to the year-to-date budget of \$80,811,000 representing a negative variance of (-0.7%).

Mr. Thompson stated that the year-to-date combined expenses through April 2012 were \$184,292,000 compared to the budgeted \$184,519,000 resulting in a \$227,000 favorable variance. He talked about the unfavorable personnel costs, favorable outside services, unfavorable materials and supplies, unfavorable energy costs, favorable risk management, and a favorable general and administrative balance.

Action Taken

Ms. England moved to receive an MTS operations budget status report for April 2012. Mr. Cunningham seconded the motion, and the vote was 11 to 0 in favor with Ms. Emerald and Messrs. Alvarez, Roberts, and Young absent.

60. Chairman's Report

Chairman Mathis stated that there was a favorable article regarding covering costs with fares that was recently in the San Diego Union-Tribune.

61. Audit Oversight Committee Chairman's Report

Mr. Ewin stated that the preliminary audit report is complete, and the final report will be brought before the Board in November for action.

62. Chief Executive Officer's Report

Mr. Jablonski stated that he attended the CTA Spring Legislative Conference in Sacramento last month and talked with Legislators about current issues. He mentioned that he traveled last weekend to Boston at the expense of the Transit Cooperative Research Board and participated in a Committee meeting, and yesterday he traveled to Sacramento to meet and participate in legislation regarding bus axle weights.

63. Board Member Communications

There were no Board member communications.

64. Additional Public Comments on Items Not on the Agenda

There were no additional public comments.

CLOSED SESSION: *(Taken Out of Order)*

24. Closed Session Items

**The Board convened to Closed Session at 10:38 a.m.**

- a. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION  
Pursuant to California Government Code Section 54956.9(a): L.C. Douglas (WCAB  
Case Number ADJ3098621)

- b. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION  
Pursuant to California Government Code Section 54956.9(a): Twyla Kaneakua (WCAB  
Case Number ADJ7249281)

**The Board reconvened to Open Session at 10:49 a.m.**

Oral Report of Final Actions Taken in Closed Session

Karen Landers, General Counsel, reported the following:

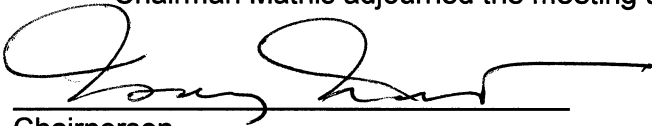
- a. The Board received a report and gave direction to staff.
- b. The Board received a report and gave direction to staff.

65. Next Meeting Date

The next regularly scheduled Board meeting is Thursday, July 19, 2012.

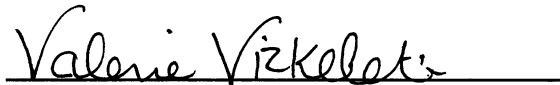
66. Adjournment

Chairman Mathis adjourned the meeting at 10:50 a.m.



Chairperson  
San Diego Metropolitan Transit System

Filed by:



Clerk of the Board  
San Diego Metropolitan Transit System

Approved as to form:



General Counsel  
San Diego Metropolitan Transit System

Attachment: Roll Call Sheet

METROPOLITAN TRANSIT SYSTEM  
BOARD OF DIRECTORS  
ROLL CALL

MEETING OF (DATE): June 21, 2012

CALL TO ORDER (TIME): 9:04 AM

RECESS: \_\_\_\_\_

RECONVENE: \_\_\_\_\_

CLOSED SESSION: 10:38 AM

RECONVENE: 10:49 AM

PUBLIC HEARING: 9:19 AM

RECONVENE: 9:43 AM

ORDINANCES ADOPTED: \_\_\_\_\_

ADJOURN: 10:50 AM

BOARD MEMBER	(Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
ALVAREZ	<input type="checkbox"/> (Faulconer) <input type="checkbox"/>		
BRAGG	<input checked="" type="checkbox"/> (King) <input type="checkbox"/>	9:18 AM	
CASTANEDA	<input type="checkbox"/> (Rindone) <input checked="" type="checkbox"/>		
CUNNINGHAM	<input checked="" type="checkbox"/> (Mullin) <input type="checkbox"/>	9:07 AM	
EWIN	<input checked="" type="checkbox"/> (Arapostathis) <input type="checkbox"/>		
EMERALD	<input type="checkbox"/> (Faulconer) <input type="checkbox"/>		
ENGLAND	<input checked="" type="checkbox"/> (Gastil) <input type="checkbox"/>		
GLORIA	<input checked="" type="checkbox"/> (Faulconer) <input type="checkbox"/>		
MATHIS	<input checked="" type="checkbox"/>		
MCCLELLAN	<input checked="" type="checkbox"/> (Ambrose) <input type="checkbox"/>		
MINTO	<input checked="" type="checkbox"/> (McNelis) <input type="checkbox"/>		
OVROM	<input checked="" type="checkbox"/> (Denny) <input type="checkbox"/>		
RIOS	<input checked="" type="checkbox"/> (Zarate) <input type="checkbox"/>		
ROBERTS	<input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>		10:00 AM
YOUNG	<input checked="" type="checkbox"/> (Faulconer) <input type="checkbox"/>	9:05 AM	10:33 AM

SIGNED BY THE CLERK OF THE BOARD:

*Valerie Vizkelety*

CONFIRMED BY THE GENERAL COUNSEL:

*Will Can...*



AGENDA ITEM NO.

3

## REQUEST TO SPEAK FORM

ORDER REQUEST RECEIVED

/

PLEASE SUBMIT THIS COMPLETED FORM (AND YOUR WRITTEN STATEMENT)  
TO THE CLERK OF THE BOARD PRIOR TO DISCUSSION OF YOUR ITEM

## 1. INSTRUCTIONS

This Request to Speak form must be filled out and submitted in advance of the discussion of your item to the Clerk of the Board (please attach any written statement to this form). Communications on hearings and agenda items are generally limited to three minutes per person unless the Board authorizes additional time; however, the Chairperson may limit comment to one or two minutes each if there are multiple requests to speak on a particular item. General public comments on items not on the agenda are limited to three minutes. Please be brief and to the point. No yielding of time is allowed. Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.

(PLEASE PRINT)

DATE	7/19/12	7/19/12
Name	Juliet Bracamonte	
Address	3768 National Ave	
Telephone	(619) 862-1019	
Organization Represented	Atu / mts Drivers	
Subject of Your Remarks	Contract	
Regarding Agenda Item No.		
Your Comments Present a Position of:	<input type="checkbox"/>	<input checked="" type="checkbox"/> <b>SUPPORT</b> <input checked="" type="checkbox"/> <b>OPPOSITION</b>

## 2. TESTIMONY AT NOTICED PUBLIC HEARINGS

At Public Hearings of the Board, persons wishing to speak shall be permitted to address the Board on any issue relevant to the subject of the Hearing.

## 3. DISCUSSION OF AGENDA ITEMS

The Chairman may permit any member of the public to address the Board on any issue relevant to a particular agenda item.

## 4. GENERAL PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

Public comment on matters not on the agenda will be limited to five speakers with three minutes each, under the Public Comment Agenda Item. Additional speakers will be heard at the end of the Board's Agenda.

NOTE: Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.



AGENDA ITEM NO.

3

**REQUEST TO SPEAK FORM**

ORDER REQUEST RECEIVED

2

**PLEASE SUBMIT THIS COMPLETED FORM (AND YOUR WRITTEN STATEMENT)  
TO THE CLERK OF THE BOARD PRIOR TO DISCUSSION OF YOUR ITEM**

**1. INSTRUCTIONS**

This Request to Speak form must be filled out and submitted in advance of the discussion of your item to the Clerk of the Board (please attach any written statement to this form). Communications on hearings and agenda items are generally limited to three minutes per person unless the Board authorizes additional time; however, the Chairperson may limit comment to one or two minutes each if there are multiple requests to speak on a particular item. General public comments on items not on the agenda are limited to three minutes. Please be brief and to the point. No yielding of time is allowed. Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.

(PLEASE PRINT)

DATE	July 19, 2012		
Name	John L. Wood		
Address			
Telephone			
Organization Represented			
Subject of Your Remarks			
Regarding Agenda Item No.	3 PUBLIC COMMENT		
Your Comments Present a Position of:	<input type="checkbox"/>	<input checked="" type="checkbox"/> <b>SUPPORT</b>	<input type="checkbox"/> <b>OPPOSITION</b>

**2. TESTIMONY AT NOTICED PUBLIC HEARINGS**

At Public Hearings of the Board, persons wishing to speak shall be permitted to address the Board on any issue relevant to the subject of the Hearing.

**3. DISCUSSION OF AGENDA ITEMS**

The Chairman may permit any member of the public to address the Board on any issue relevant to a particular agenda item.

**4. GENERAL PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA**

Public comment on matters not on the agenda will be limited to five speakers with three minutes each, under the Public Comment Agenda Item. Additional speakers will be heard at the end of the Board's Agenda.

**NOTE: Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.**



AGENDA ITEM NO.

3

## REQUEST TO SPEAK FORM

ORDER REQUEST RECEIVED

3

PLEASE SUBMIT THIS COMPLETED FORM (AND YOUR WRITTEN STATEMENT)  
TO THE CLERK OF THE BOARD PRIOR TO DISCUSSION OF YOUR ITEM

## 1. INSTRUCTIONS

This Request to Speak form must be filled out and submitted in advance of the discussion of your item to the Clerk of the Board (please attach any written statement to this form). Communications on hearings and agenda items are generally limited to three minutes per person unless the Board authorizes additional time; however, the Chairperson may limit comment to one or two minutes each if there are multiple requests to speak on a particular item. General public comments on items not on the agenda are limited to three minutes. Please be brief and to the point. No yielding of time is allowed. Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.

(PLEASE PRINT)

DATE	7/19/12
Name	K Lawler
Address	7396 Mission Dam Ter Santee, CA
Telephone	619-888-7949
Organization Represented	ATU 1309
Subject of Your Remarks	Contract
Regarding Agenda Item No.	
Your Comments Present a Position of:	<input checked="checked" type="checkbox"/> SUPPORT <input type="checkbox"/> OPPOSITION

## 2. TESTIMONY AT NOTICED PUBLIC HEARINGS

At Public Hearings of the Board, persons wishing to speak shall be permitted to address the Board on any issue relevant to the subject of the Hearing.

## 3. DISCUSSION OF AGENDA ITEMS

The Chairman may permit any member of the public to address the Board on any issue relevant to a particular agenda item.

## 4. GENERAL PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

Public comment on matters not on the agenda will be limited to five speakers with three minutes each, under the Public Comment Agenda Item. Additional speakers will be heard at the end of the Board's Agenda.

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AGENDA ITEM NO.

3

## REQUEST TO SPEAK FORM

ORDER REQUEST RECEIVED

4

PLEASE SUBMIT THIS COMPLETED FORM (AND YOUR WRITTEN STATEMENT)  
TO THE CLERK OF THE BOARD PRIOR TO DISCUSSION OF YOUR ITEM

## 1. INSTRUCTIONS

This Request to Speak form must be filled out and submitted in advance of the discussion of your item to the Clerk of the Board (please attach any written statement to this form). Communications on hearings and agenda items are generally limited to three minutes per person unless the Board authorizes additional time; however, the Chairperson may limit comment to one or two minutes each if there are multiple requests to speak on a particular item. General public comments on items not on the agenda are limited to three minutes. Please be brief and to the point. No yielding of time is allowed. Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.

(PLEASE PRINT)

DATE	7-19-12
Name	Lisa Irving
Address	P.O. 42 La Mesa 91944
Telephone	619-884-0189
Organization Represented	California Counsel of Blind
Subject of Your Remarks	Cart and stroller policy/Compass Card/ Disabled Seating
Regarding Agenda Item No.	
Your Comments Present a Position of:	<input type="checkbox"/> <b>SUPPORT</b> <input type="checkbox"/> <b>OPPOSITION</b>

## 2. TESTIMONY AT NOTICED PUBLIC HEARINGS

At Public Hearings of the Board, persons wishing to speak shall be permitted to address the Board on any issue relevant to the subject of the Hearing.

## 3. DISCUSSION OF AGENDA ITEMS

The Chairman may permit any member of the public to address the Board on any issue relevant to a particular agenda item.

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Public comment on matters not on the agenda will be limited to five speakers with three minutes each, under the Public Comment Agenda Item. Additional speakers will be heard at the end of the Board's Agenda.

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AGENDA ITEM NO.

3

## REQUEST TO SPEAK FORM

ORDER REQUEST RECEIVED

5

PLEASE SUBMIT THIS COMPLETED FORM (AND YOUR WRITTEN STATEMENT)  
TO THE CLERK OF THE BOARD PRIOR TO DISCUSSION OF YOUR ITEM

## 1. INSTRUCTIONS

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(PLEASE PRINT)

DATE	7-19-12		
Name	LYN GWIZDAK		
Address	3810 WABASH AVE.		
Telephone	619-405-5554		
Organization Represented	CAL. COUN. OF THE BLIND		
Subject of Your Remarks	POLICY FOR STROLLERS & CARTS D/A SEATING		
Regarding Agenda Item No.			
Your Comments Present a Position of:	<input type="checkbox"/>	SUPPORT	<input type="checkbox"/> OPPOSITION

## 2. TESTIMONY AT NOTICED PUBLIC HEARINGS

At Public Hearings of the Board, persons wishing to speak shall be permitted to address the Board on any issue relevant to the subject of the Hearing.

## 3. DISCUSSION OF AGENDA ITEMS

The Chairman may permit any member of the public to address the Board on any issue relevant to a particular agenda item.

## 4. GENERAL PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

Public comment on matters not on the agenda will be limited to five speakers with three minutes each, under the Public Comment Agenda Item. Additional speakers will be heard at the end of the Board's Agenda.

NOTE: Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.

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San Diego, CA 92101-7490  
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## Agenda Item No. 6

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

FISCAL YEAR 2013 TRANSPORTATION DEVELOPMENT ACT (TDA) CLAIM

#### RECOMMENDATION:

That the MTS Board of Directors adopt Resolution Nos. 12-7 (Attachment A), 12-8 (Attachment B), and 12-9 (Attachment C) approving fiscal year (FY) 2013 Transportation Development Act (TDA) Article 4.0, 4.5, and 8.0 claims.

#### Budget Impact

The FY 2013 TDA claims would result in the approval of \$71,437,805 in TDA Article 4.0 funds, \$3,853,644 in Article 4.5 funds, and \$441,644 in Article 8.0 funds for MTS. Article 4.0 provides authority for claiming funds for general transit operations and capital. Article 4.5 funds are set aside by the San Diego Association of Governments (SANDAG) for Americans with Disabilities Act (ADA) Access services. Article 8.0 funds are used for the ferry/commuter express.

#### DISCUSSION:

On February 24, 2012, SANDAG estimated a total of \$117,143,185 of TDA funds available for the region based on the San Diego County Auditor's sales tax projections. A total of \$74,680,877 is estimated to be allocated to MTS less \$2,801,428 in regional planning/ capital project and transferred functions and plus \$3,853,644 in total community transit service. As a result, MTS is expected to receive a net amount of \$75,733,093 in TDA for FY 2013; \$65,123,146 of the claim amount would be utilized for operating activities under the Article 4.0, 4.5, and 8.0 guidelines, and \$10,609,948 would be used to fund the Capital Improvement Program.



Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachments: A. Resolution No. 12-7  
B. Resolution No. 12-8  
C. Resolution No. 12-9



SAN DIEGO METROPOLITAN TRANSIT SYSTEM

RESOLUTION NO. 12-7

Resolution Approving Fiscal Year 2013 Transportation Development Act

WHEREAS, effective August 10, 2000, the MTS-area consolidated Transportation Development Act (TDA) claim process provides that MTS will be responsible for submitting a single claim for each article of the TDA for all MTS operators; and

WHEREAS, consistent with the intent of consolidating all transit funding for MTS-area operators, the San Diego Association of Governments (SANDAG) approved MTS's FY 2013 TDA claim, and

WHEREAS, MTS and SANDAG Boards must approve any alternate use of said balances differing from that for which they were originally claimed; and

WHEREAS, MTS and SANDAG staffs have analyzed this amendment and found it to be warranted pursuant to Section 6659 of Title 21 of the California Code of Regulations (CCR);

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED that the MTS Board of Directors does hereby approve the FY 2012 TDA Article 4.0 MTS TDA claim of \$71,437,805; \$60,827,857 of the 4.0 TDA claim will be used for operating activities, and the remaining \$10,609,948 will be used to fund capital.

PASSED AND ADOPTED by the Board of Directors this \_\_\_\_\_ day of \_\_\_\_\_, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAINING:

---

Chairperson  
San Diego Metropolitan Transit System

Filed by:

Approved as to form:

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Clerk of the Board  
San Diego Metropolitan Transit System

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Office of the General Counsel  
San Diego Metropolitan Transit System

SAN DIEGO METROPOLITAN TRANSIT SYSTEM

RESOLUTION NO. 12-8

Resolution Approving Fiscal Year 2013 Transportation Development Act

WHEREAS, effective August 10, 2000, the MTS-area consolidated Transportation Development Act (TDA) claim process provides that MTS will be responsible for submitting a single claim for each article of the TDA for all MTS operators; and

WHEREAS, consistent with the intent of consolidating all transit funding for MTS-area operators, the San Diego Association of Governments (SANDAG) approved MTS's FY 2013 TDA claim, and

WHEREAS, MTS and SANDAG Boards must approve any alternate use of said balances differing from that for which they were originally claimed; and

WHEREAS, MTS and SANDAG staffs have analyzed this amendment and found it to be warranted pursuant to Section 6659 of Title 21 of the California Code of Regulations (CCR);

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED that the MTS Board of Directors does hereby approve the FY 2013 TDA Article 8.0 of \$441,644. The allocation will be used to fund the ferry/commuter express services.

PASSED AND ADOPTED by the Board of Directors this \_\_\_\_\_ day of \_\_\_\_\_, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAINING:

---

Chairperson  
San Diego Metropolitan Transit System

Filed by:

Approved as to form:

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Clerk of the Board  
San Diego Metropolitan Transit System

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Office of the General Counsel  
San Diego Metropolitan Transit System

SAN DIEGO METROPOLITAN TRANSIT SYSTEM

RESOLUTION NO. 12-9

Resolution Approving Fiscal Year 2013 Transportation Development Act

WHEREAS, effective August 10, 2000, the MTS-area consolidated Transportation Development Act (TDA) claim process provides that MTS will be responsible for submitting a single claim for each article of the TDA for all MTS operators; and

WHEREAS, consistent with the intent of consolidating all transit funding for MTS-area operators, the San Diego Association of Governments (SANDAG) approved MTS's FY 2013 TDA claim, and

WHEREAS, MTS and SANDAG Boards must approve any alternate use of said balances differing from that for which they were originally claimed; and

WHEREAS, MTS and SANDAG staffs have analyzed this amendment and found it to be warranted pursuant to Section 6659 of Title 21 of the California Code of Regulations (CCR);

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED that the MTS Board of Directors does hereby approve the FY 2012 TDA Article 4.5 of \$3,853,644. The allocation will be used to fund the MTS Access/CTS Paratransit services.

PASSED AND ADOPTED by the Board of Directors this \_\_\_\_\_ day of \_\_\_\_\_, 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



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San Diego, CA 92101-7490  
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## Agenda Item No. 7

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

PUBLIC TRANSPORTATION MODERNIZATION, IMPROVEMENT, AND SERVICE  
ENHANCEMENT ACCOUNT (PTMISEA) - TRANSIT SECURITY GRANT PROGRAM

#### RECOMMENDATION:

That the Board of Directors adopt Resolution No. 12-11 (Attachment A) authorizing the Chief Executive Officer (CEO), or designated representative, to take any actions necessary to obtain funds provided by the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA).

#### Budget Impact

None.

#### DISCUSSION:

Resolution No. 12-11 would authorize filing applications with and requesting reimbursements from the California Emergency Management Agency (CalEMA) and would satisfy requirements of the fiscal year 2011-2012 PTMISEA security funding. MTS's allocation of \$2,779,445 would be used for the following projects:

- Bus Yard Fencing Improvements
- Fare Collection Video Surveillance System
- Fire Alarm Monitoring System
- Relocation of CCTV Cameras at Trolley Stations
- Security Headquarters Command Center CCTV
- Video Surveillance Systems for ADA/Paratransit Vehicles
- Video Surveillance Systems for New Buses

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: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachment: A. Resolution No. 12-11

1255 Imperial Avenue, Suite 1000, San Diego, CA 92101-7490 • (619) 231-1466 • [www.sdmts.com](http://www.sdmts.com)

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. 12-11

Resolution Approving the Submittal of Applications and Requests for Reimbursements  
for Fiscal Year 2010-2011 Public Transportation Modernization, Improvement, and Service  
Enhancement Account (PTMISEA)

WHEREAS, the San Diego Metropolitan Transit System (MTS) is a public entity established under the laws of the State of California for the purpose of providing transportation services in the County of San Diego that desires to apply for and obtain funding for transit-security purposes.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED that MTS does hereby authorize the Chief Executive Officer, or designated representative, to file and execute any actions necessary on behalf of MTS for the purpose of obtaining state financial assistance provided by the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) and subgranted through the California Emergency Management Agency.

1. Chief of Staff, or designated representative, is authorized to file and execute any actions necessary on behalf of MTS or any other documents required by the California Emergency Management Agency.
2. The Chief Financial Officer, or designated representative, is authorized to file and execute any actions necessary on behalf of MTS or any other documents required by the California Emergency Management Agency.

PASSED AND ADOPTED, by the Board of Directors this \_\_\_\_\_ day of \_\_\_\_ 2012, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAINING:

---

Chairperson  
San Diego Metropolitan Transit System

Filed by:

Approved as to form:

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Clerk of the Board  
San Diego Metropolitan Transit System

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Office of the General Counsel  
San Diego Metropolitan Transit System



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San Diego, CA 92101-7490  
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## Agenda Item No. 8

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

PARKING LOT SWEEPING SERVICES FOR SAN DIEGO TRANSIT CORPORATION  
AND SAN DIEGO TROLLEY, INC. – CONTRACT AWARD

#### RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to:

1. execute MTS Doc. No. G1450.0-12 (in substantially the same format as Attachment A) for a three-year base period with 2 one-year options with Alpha & Omega Venture Group LLC for parking lot sweeping services for San Diego Transit Corporation (SDTC) and San Diego Trolley, Inc. (SDTI); and
2. exercise the option years at the CEO's discretion.

#### Budget Impact

Alpha & Omega Venture Group LLC bid prices per year are as follows:

➤	Year 1	8/1/12 – 7/31/13	\$32,864.00
➤	Year 2	8/1/13 – 7/31/14	\$32,864.00
➤	Year 3	8/1/14 – 7/31/15	<u>\$32,864.00</u>
			\$98,592.00
➤	Option Year 1	8/12/15 – 7/31/16	\$32,864.00
➤	Option Year 2	8/12/16 – 7/31/17	<u>\$32,864.00</u>
			\$65,728.00

Total contract with 2 options years: \$164,320.00

The funds would be budgeted under SDTI and SDTC's operating maintenance funds, which uses federal funds (80 percent federal and 20 percent local).



Metropolitan Transit System (MTS) is a California public agency and is comprised of San Diego Transit Corporation and San Diego Trolley, Inc. nonprofit public benefit corporations, in cooperation with Chula Vista Transit and National City Transit. MTS is the taxicab administrator for eight cities and the owner of the San Diego and Arizona Eastern Railway Company. MTS 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.

## DISCUSSION:

SDTC and SDTC would be entering into a contract for power vacuum sweeping services for three-year base with 2 one-year options. The contract would be effective August 1, 2012. The scope of work would consist of parking lot sweeping at all 19 SDTI parking lots and SDTC Imperial Avenue Division. The contractor would power vacuum the lots designated (see Attachment B). The contractor would also clean the perimeter of the lots, including the corners, behind the curb stops, underneath parked vehicles, and all entrances/exits. Sweeping services would begin after 10:00 p.m. and prior to 4:00 a.m. All SDTI parking lots would be cleaned two times per week while SDTC's Imperial Avenue Division would be done once every two weeks.

MTS's Invitation for Bids was solicited and opened on April 24, 2012, for parking lot sweeping services for SDTI and SDTC for a five-year period. Seven responsive bids were received (see Bid Summary - Attachment C). Alpha & Omega Venture Group LLC was the lowest responsive, responsible bidder at \$164,320.00. Pursuant to MTS Policy No. 52, staff recommends award of MTS Doc. No. G1450.0-12 to Alpha & Omega Venture Group LLC.



Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachments: A. MTS Draft MTS Doc. No. G1450.0-12  
B. List of Trolley Parking Lots  
C. Bid Summary

## ATTACHMENT A

**DRAFT**STANDARD SERVICES AGREEMENT  
FOR  
PARKING LOT SWEEPING SERVICESG1450.0-12  
CONTRACT NUMBEROPS 960.2/970.2  
FILE/PO NUMBER(S)

THIS AGREEMENT is entered into this \_\_\_\_\_ day of \_\_\_\_\_ 2012, in the state of California by and between San Diego Metropolitan Transit System ("MTS"), a California public agency, and the following hereinafter referred to as "Contractor":

Name: Alpha & Omega Venture Group LLC.Address: 7107 Broadway Suite 172Form of Business: Corporation  
(Corporation, Partnership, Sole Proprietor, etc.)Lemon Grove, CA 91945Telephone: 619-654-3509Authorized person to sign contracts: Deborah Bravandt  
NameOwner  
Title

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

Parking lot sweeping services (as specified in the Scope of Work) as specified in Alpha & Omega Venture Group LLC's bid, in accordance with the MTS Standard Services Agreement, including the Standard Conditions Services, and the Federal Requirements.

The base term of the contract shall be from August 1, 2012, through July 31, 2015. Option Years, if exercised by MTS, shall be from August 1, 2015 – July 31, 2016 and August 1, 2016 – July 30, 2017.

The total contract amount shall not exceed \$98,592.00 for the three-year base period and \$65,728.00 for the two option years to be exercisable exclusively at SDMTS's discretion for a grand total not to exceed of \$164,320.00.

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

AMOUNT ENCUMBERED  
\$164,320.00BUDGET ITEM  
331-53710 / 38053710FISCAL YEAR  
FY 13-17By: \_\_\_\_\_  
Chief Financial Officer

(\_\_\_\_\_ total pages, each bearing contract number)

## LIST OF TROLLEY STATION PARKING LOTS

LOTS	SQUARE FOOTAGE
1. 47 <sup>th</sup> Street Trolley Station – 350 47 <sup>th</sup> St, San Diego	35,000
2. Euclid Avenue Trolley Station – 450 Euclid Ave, San Diego	14,000
3. 62nd Street Trolley Station – 6249 Akins Dr, San Diego	32,000
4. Massachusetts Street Trolley Station – 1787 San Altos Pl, San Diego	35,000 upper/ 50,000 lower
5. Spring Street Trolley Station – 4250 Spring St, La Mesa	85,000
6. Amaya Trolley Station – 9100 Amaya Dr, La Mesa	46,000
7. El Cajon Trolley Station – 352 S Marshall, El Cajon	150,000
8. Arnele Trolley Station – 762 ½ N Marshall, El Cajon	14,000
9. Gillespie Field Trolley Station – 1990 ½ N Cuyamaca St, El Cajon	38,000
10. 8th Street (National City) Trolley Station – 555 W 8th St, National City	12,000
11. 24th Street (National City) Trolley Station – 506 W 22nd St, National City	20,000
12. “E” Street (Chula Vista) Trolley Station – 750 E Street, Chula Vista	24,000
13. “H” Street (Chula Vista) Trolley Station – 745 H St, Chula Vista	70,000
14. Palomar Street Trolley Station – 1265 Industrial Ave, Chula Vista	50,000
15. Palm Avenue Trolley Station – 2340 Palm Ave, Chula Vista	90,000
16. Iris Street Trolley Station – 3120 Iris Ave, Chula Vista	50,000
17. Beyer Street Trolley Station – 4035 Beyer Blvd, Chula Vista	25,000
18. Grantville Trolley Station – 4510 Alvarado Canyon Rd, San Diego	70,000
19. 70th Street Trolley Station – 7255 Alvarado Road, San Diego	35,000
20. Imperial Avenue Division – 100 16th Street, San Diego	100,000

**PARKING LOT SWEEPING**

Bid Summary IFB (MTS Doc. No. G1450.0-12)

<b>LOWEST BIDDER - PARKING LOT SWEEPING</b>	<b>AMOUNT</b>
<b>** Alpha &amp; Omega</b>	<b>\$164,320.00</b>
San Diego Sweeping	\$176,280.00
Superior Sweeping	\$176,722.00
J & S Sweeping	\$177,034.00
Clean Lot Maintenance Services	\$194,350.00
Day & Night	\$409,370.00
Cannon Pacific Services	\$573,757.86

**\*\* Lowest responsive, responsible bidder**



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## Agenda Item No. 9

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

LIGHT RAIL VEHICLE PANTOGRAPH CARBON STRIPS

#### RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to:

1. execute MTS Doc. No. L1074.0-12 (in substantially the same format as Attachment A) with Schunk Graphite Industries for provision of light rail vehicle (LRV) pantograph carbon strips for a five-year period from August 1, 2012, through July 31, 2017; and
2. adjust annual expenditures to address any fluctuations in demand during the contract term.

#### Budget Impact

The annual cost of the contract would be as follows:

➤	Year 1	\$72,240.00
➤	Year 2	\$72,240.00
➤	Year 3	\$73,920.00
➤	Year 4	\$75,600.00
➤	Year 5	\$76,720.00
	<b>Subtotal:</b>	<b>\$370,720.00</b>
	<b>CA Sales Tax 7.75%</b>	<b>\$28,730.80</b>
	<b>Grand Total:</b>	<b>\$399,450.80</b>

The funding for this contract would be allocated under San Diego Trolley, Inc. operating maintenance funds (352-54510), 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. This solicitation was to obtain LRV pantograph carbon strips from a qualified provider.

MTS's goal is to purchase an estimated quantity of 2,800 LRV pantograph carbon strips for a five-year period. This agreement would provide LRV pantograph carbon strips for MTS's Siemens' LRV models U-2, SD 100, S70, and SD-8.

On May 15, 2012, MTS issued an Invitation for Bids (IFB) for Light Rail Vehicle (LRV) Pantograph Carbon Strips for a five-year period. On June 19, 2012, MTS received three bids. All three bids were responsive and responsible (see Bid Summary - Attachment B). Schunk Graphite, Inc. was found to be the lowest responsive and responsible bidder for the five-year period at \$370,720.00. Based on the comparison between the in-house cost estimate, and Schunk Graphite, Inc.'s bid amount, MTS's cost savings would be approximately 23 percent, which is a decrease of \$114,637.00 over the five-year period (see Cost Analysis - Attachment C).

Pursuant to MTS Policy No. 52, staff recommends award MTS Doc. No. L1074.0-12 to Schunk Graphite, Inc.



---

Paul C. Jablonski  
Chief Executive Officer

Staff Contact: Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachments: A. Draft MTS Doc. No. L1074.0-12  
B. Bid Summary  
C. Cost Analysis

DRAFT

STANDARD PROCUREMENT AGREEMENT  
FOR  
PANTOGRAPH CARBONS STRIPS

L1074.0-12 CONTRACT NUMBER
OPS/970.2 FILE/PO NUMBER(S)

THIS AGREEMENT is entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2012, in the state of California by and between San Diego Metropolitan Transit System ("MTS"), a California public agency, and the following, hereinafter referred to as "Contractor":

Name: Schunk Graphite Technology, Inc. Address: W146 N9300 Held Drive  
Form of Business: Corporation Menomonee Falls, WI 53051  
(Corporation, Partnership, Sole Proprietor, etc.) Telephone: 262.250.4801

Authorized person to sign contracts: David Da Rin Vice President  
Name Title

**The attached Standard Procurement Conditions are part of this agreement. The Contractor agrees to furnish to MTS Materials, as follows:**

Pantograph Carbon Strips as specified in the Scope of Work, Schunk Graphite Technology, Inc. Bid, in accordance with the MTS Standard Procurement Agreement including the Standard Conditions for Procurement, and the Federal Requirements.

This contract shall be effective from August 1, 2012, through July 31, 2017.

The total contract amount shall not exceed \$370,720.00 for the five-year period.

SAN DIEGO METROPOLITAN TRANSIT SYSTEM		CONTRACTOR AUTHORIZATION
By: _____ Paul C. Jablonski, Chief Executive Officer		Firm: _____
Approved as to form: _____		By: _____ Signature
By: _____ Office of General Counsel		Title: _____
AMOUNT ENCUMBERED \$370,720.00	BUDGET ITEM 352-54510	FISCAL YEAR FY 13-17

By: \_\_\_\_\_  
Chief Financial Officer

(\_\_\_\_\_ total pages, each bearing contract number)

## PANTOGRAPH CARBON STRIPS

Bid Summary IFB (MTS Doc. No. L1074.0-12)

LOWEST BIDDER – PANTOGRAPH CARBON STRIPS	AMOUNT
SCHUNK GRAPHITE **	\$ 370,720.00
NATIONAL ELECTRICAL	\$ 381,544.80
AFFINITY RESOURCE	\$ 407,814.40

**\*\* Lowest responsive, responsible, bidder**



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Att. C, AI 9, 7/19/12

## COST ANALYSIS

MTS Doc. No. L1074.0-12

LRV Pantograph Carbons	
In-House Cost Estimate	\$485,357.00
Schunk Graphite Inc.	\$370,720.00
Cost Savings	\$114,637.00

LRV Carbon strips show a decrease of 23.6% compared to the MTS in-house cost estimate.





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## Agenda Item No. 10

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

INTERNAL AUDIT PLAN FOR FISCAL YEAR 2013 (DANIEL MADZELAN)

#### RECOMMENDATION:

That the Board of Directors receive the MTS Internal Auditor's Audit Plan for fiscal year 2013.

#### Budget Impact

None.

#### DISCUSSION:

The MTS Internal Auditor prepared an audit plan consisting of 5 internal audits, follow-up reviews of FY 12 projects, and one nonreportable project (establishing a continuous monitoring program for Finance/Accounting operations). The plan allocates 240 hours for audit administration and 200 hours for management requests. The operations, business unit, type of audit, risk profile, and estimated time to complete are shown within the audit plan. Projects selected are based on:

- Internal Audit's Risk Assessments
- Management Interviews/Recommendations
- Audit Universe Coverage

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: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachment: A. FY 13 Internal Audit Plan

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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.



Operation	Primary Business Unit	Audit Type	Risk Impact Profile	Risk Likelihood Profile	Estimated Hours
Follow Up Audits - FY 12 Projects	Multiple Business Units	Follow Up/Assurance	Medium	Possible	220.0
Contract Compliance and Administration	Integrated Review - Multiple Business Units	External Business Relationships/Operational/Performance	High	Probable	400.0
Stores Operations (Including Offsite Property Mgmt.)	Finance	Consultative/Operational	High	Possible	280.0
IT - Business Continuity Management	IT	Operational	High	Probable	160.0
Token Management Operations	Finance	Business Process Review	High	Possible	104.0
Special Events - Revenue Mgmt.	SDTI	Operational	High	Possible	96.0
Finance/Accounting Operations - Establishing Continuous Monitoring Program (Non Reportable Project)	Finance/Accounting Operations	Operational/Finance	High	Possible	88.0
Total Estimated Hours - Scheduled Audits					1,348.00
Hours - Audit Administration					240.00
Unscheduled Projects/Management Requests					200.00
TOTAL AUDIT HOURS					1,788.00
TOTAL AVAILABLE BUDGETED HOURS					1,792.00
DIFFERENCE					(4.00)
<b>Other Audits (No Mgmt. Requests and Time Available) - 200 Hours</b>					
Claims and Liability Mgmt.	Legal	Operational/Consultative	High	Possible	160.0
Title VI Audit Remediation (If Applicable)	Integrated Review - Multiple Business Units	Compliance	High	Possible	
CPUC Audit Remediation (if applicable)	SDTI	Compliance	High	Possible	



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## Agenda Item No. 11

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

TYPE II CLASS B PARATRANSIT BUSES - CONTRACT AWARD

#### RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO): (1) to execute MTS Doc. No. B0588.0-12 (in substantially the same form as Attachment A) with Creative Bus Sales to purchase 40 Class B Cutaway buses manufactured by Starcraft Bus; (2) exercise an option to purchase up to 6 additional Class B Cutaway buses for paratransit services; and (3) amend the contract to adjust the sales tax rate if necessary to be consistent with state law during the term of the contract. This is a piggyback procurement under the CalACT Purchasing Cooperative Contract No. 11-03 CBS.

#### Budget Impact

This purchase is budgeted under MTS Capital Improvement Program (CIP) 11306.

- The purchase of 40 Class B buses would not exceed \$2,817,504.00. The cost per bus would be \$66,640.25 plus 7.75% sales tax of \$3,797.35 for a total amount of \$70,437.60 per bus.
- The option for the additional 6 Class B buses would not exceed \$419,625.60. The cost per option bus would be \$66,140.25 plus 7.75% sales tax of \$3,797.35 for a total amount of \$69,937.60 per bus.
- The grand total budget impact, including options, would not exceed \$3,237,129.60.



## DISCUSSION:

MTS has a contractual obligation to provide its paratransit contractor with a bus fleet capable of meeting service demands. The Federal Transit Administration (FTA) regulations require that MTS schedule 100% of its daily trip demand with a zero-denial rate. In order to fulfill this obligation, MTS must maintain a sufficient spare ratio to accommodate routine preventative maintenance and demand growth while meeting its current service requirements. These vehicles will replace existing vehicles in the fleet, which are close to the end of their service life.

The FTA Circular 4220.1F, Chapter V, Section 4, encourages federal grant recipients to use state and local intergovernmental agreements for procurements of property and services. Based on this, MTS staff identified an intergovernmental agreement that provides Class B buses that meet MTS specifications. The Class B buses are available through a local government purchasing schedule administered by the California Association of Coordinated Transportation (CalACT). The CalACT Vehicle Purchasing Cooperative allows MTS to select vehicles from a pre-competed menu of choices from different vendors and manufacturers.

The CalACT Vehicle Purchasing Cooperative was competitively bid in accordance with FTA procurement guidelines and contains all of the federally required clauses and certifications. Pricing obtained through the latest CalAct purchasing cooperative represents a price savings of roughly \$5,400 per vehicle or a total savings of \$216,000.00 for the initial order of 40 vehicles. The vehicles being purchased are the same make and model and are similarly equipped as the majority of the current MTS paratransit fleet.

MTS staff has conducted a preaward audit and certifies that the Class B buses are compliant with federal regulations for purchasing rolling stock with federal financial assistance.

Delivery of the initial 40 Class B buses would occur approximately 120 days after contract award and would allow MTS to continue to provide Americans with Disabilities Act (ADA) services with zero denials.

Based on the above information, MTS staff has concluded that awarding a contract to Creative Bus Sales for Class B buses manufactured by Starcraft Bus represents the best value to MTS. Pricing and other factors considered, it is recommended that the Board approve awarding a base contract to Creative Bus Sales in the amount of \$2,817,504.00 for 40 Class B buses and grant the CEO the authority to exercise the option in the amount of \$419,625.60 for up to 6 additional Class B paratransit buses.



---

Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachment: A. Draft MTS Doc. No. B0588.0-12

## STANDARD PROCUREMENT AGREEMENT

B0588.0-12

CONTRACT NUMBER

CIP11306

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, hereinafter referred to as "Contractor":

Name: Creative Bus SalesAddress: 13501 Benson Avenue

Form of Business: Corporation  
(Corporation, partnership, sole proprietor, etc.)

Chino, CA 92710Telephone: 909.465.5529

Authorized person to sign contracts: Tony Matijevich President  
Name Title

**The attached Standard Conditions are part of this agreement. The Contractor agrees to furnish to MTS the following:**

Procure 40 Type II Cutaway Class B Minibuses with the option to purchase up to an additional 6 units as specified in the Creative Bus Sales Specification Quotation dated June 26, 2012, the MTS Standard Conditions Procurement, and the Federal Requirements.

Delivery of the 40 Class B Minibuses shall be completed no later than December 31, 2012, unless otherwise specified by MTS in writing.

Vehicle shall be delivered to: **Metropolitan Transit System (MTS)**  
7490 Copley Park Place  
San Diego, CA 92111  
Attn: Dan McCaslin – 619.235.2648

The registered owner will be: **San Diego Metropolitan Transit System (MTS)**  
1255 Imperial Avenue, Suite 1000  
San Diego, CA 92101

This is a firm fixed-price contract not subject to escalation. The total cost for the 40 Class B Minibuses shall not exceed \$2,817,504.00, which includes sales tax, "exempt" license, California tire fee, training, and delivery. The total cost for the optional six (6) Class B minibuses, if exercised at MTS's discretion, shall not exceed \$419,625.60, which includes sales tax, "exempt" license, California tire fee, training, and delivery for a grand total of \$3,237,129.60.

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
<u>\$2,817,504.00</u>	<u>11306</u>	<u>FY 13</u>

By: \_\_\_\_\_  
Chief Financial Officer  
(\_\_\_\_ total pages, each bearing contract number)



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## Agenda Item No. 12

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

SPERRY RAIL SERVICE/ULTRASONIC RAIL TESTING – CONTRACT AMENDMENT

#### RECOMMENDATION:

That the Board of Directors:

1. ratify MTS Doc. No. L0936.0-10 dated December 17, 2009, with Sperry Rail Services for ultrasonic rail testing, which was previously executed pursuant to the Chief Executive Officer's (CEO) authority<sup>1</sup>; and
2. authorize the CEO to negotiate and execute an amendment to MTS Doc. No. L0936.0-10 for ultrasonic rail testing through December 2012.

#### Budget Impact

Contract amounts would increase by approximately \$55,000 for rail testing paid for from the San Diego Trolley, Inc. Track Department Operating Budget (371-53710). No increase in the fiscal year 2013 budget would be required by this action.

#### DISCUSSION:

In December 2009, following a Request for Quotes process, the CEO awarded a 3-year contract for ultrasonic rail testing to low bidder Sperry Rail Services for \$93,356.67. The contract set an annual lump sum for mobilization and testing expenses and established an hourly rate for testing services. The contract also used hourly estimates for how long each rail test would take to complete:

---

<sup>1</sup> Board Policy No. 52.2(A)(i) grants the CEO authority to approve all procurements up to \$100,000.



Contract Estimates			
	2010	2011	2012
<u>Test 1 (January): Full System (Blue Line, Orange Line, Green Line)</u> 56 hours/7 days	\$276/hour \$1,500 expenses \$16,956 est. cost	\$284.28/hour \$1,545 expenses \$17,464.68 est. cost	\$292.80/hour \$1,591.35 expenses \$1,7988.15 est. cost
<u>Test 2 (June/July): Blue Line</u> 24 hours/3 days	\$276/hour \$6,624 est. cost	\$284.28/hour \$6,822.72 est. cost	\$292.80/hour \$7,027.20 est. cost
<u>Test 3 (Sept/Oct): Blue Line</u> 24 hours/3 days	\$276/hour \$6,624 est. cost	\$284.28/hour \$6,822.72 est. cost	\$292.80/hour \$7,027.20 est. cost
Annual Total	\$30,204.00	\$31,110.12	\$32,042.55
<b>TOTAL</b>	<b>\$93,356.67</b>		

The Federal Railroad Administration (FRA) requires that MTS conduct a full system rail test every 12 months. Because of the age of the line, MTS has elected to conduct 2 additional tests each year on the south end of the Blue Line. Ultrasonic rail testing is vitally important to MTS safe operations because rail defects can lead to a train derailment.

The contract requires testing of the rail lines, including all freight crossovers, yard leads, and spurs. Testing is done when the light rail operations have concluded, generally between 12:00 a.m. and 5:00 a.m. The testing vehicle must work around the active freight operations during this time.

The time required to complete each test depends upon any rail conditions that are found, additional manual inspections conducted, and delays caused by the freight activities in the corridor. Over the first 30 months of the contract, the time to complete each test has in general exceeded the estimates provided in the contract document. In addition, MTS staff has requested that testing focus on more time-intensive areas. Therefore, additional funds are needed to complete testing through calendar year 2012. Staff also proposes adding an Orange and Green Line test to the Test 3 schedule. This would ensure that the annual FRA testing is current in the event that there are delays in the upcoming procurement for a new testing contract beginning January 1, 2013.

Actual Testing Costs			
	2010	2011	2012
<u>Test 1 (January): Full System (Blue Line, Orange Line, Green Line)</u>	\$20,372	\$24,761.21	\$32,628.15 <sup>2</sup>
	(9 days)	(10 days)	(12 days)
<u>Test 2 (June/July): Blue Line</u>	\$10,332	\$8367.72	\$10,000 <sup>3</sup>
	(4 days)	(3 days)	(4 days)
<u>Test 3 (Sept/Oct): Blue Line</u>	\$6486	\$10,191.86	\$26,000 <sup>4</sup>
	(3 days)	(4 days)	(11 days)
Annual Total	\$37,190.00	\$43,320.79	\$68,628.15
<b>TOTAL</b>	<b>\$149,138.94</b>		



Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

<sup>2</sup> Invoice still under review with vendor.

<sup>3</sup> Estimate based on previous year costs/time required to complete Blue Line test.

<sup>4</sup> Estimate based on previous year costs/time required for full system test.



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## Agenda Item No. 13

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

SAN DIEGO AND ARIZONA EASTERN (SD&AE) RAILWAY COMPANY QUARTERLY  
REPORTS AND RATIFICATION OF ACTIONS TAKEN AT ITS MEETING ON JULY 10,  
2012

#### RECOMMENDATION:

That the Board of Directors:

1. receive the San Diego and Imperial Valley Railroad (SD&IV), Pacific Southwest Railway Museum Association (Museum), and Pacific Imperial Railroad, Inc. (PIR) quarterly reports (Attachment A) for information; and
2. ratify actions taken by the SD&AE Board at its quarterly meeting on July 10, 2012.

#### Budget Impact

None.

#### DISCUSSION:

Pursuant to the Agreement for Operation of Freight Rail Services, SD&IV, Museum, and PIR have provided operations reports during the second quarter of 2012 (Attachment A).



Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachment: A. SD&AE Meeting Agenda & Materials (**Board Only Due to Volume**)





# AGENDA

San Diego and Arizona Eastern (SD&AE)  
Railway Company  
Board of Directors Meeting

July 10, 2012

9:00 a.m.

Executive Committee Room  
James R. Mills Building  
1255 Imperial Avenue, 10th Floor

San Diego & Arizona Eastern  
Railway Company

A Nevada Nonprofit  
Corporation

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

BOARD OF DIRECTORS  
Randy Perry, Chairman  
Bob Jones  
Paul Jablonski

OFFICERS  
Paul Jablonski, President  
Bob Jones, Secretary  
Linda Musengo, Treasurer

GENERAL COUNSEL  
Karen Landers

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 prior to the meeting and are to be returned at the end of the meeting.

	ACTION RECOMMENDED
1. <u>Approval of the Minutes of April 10, 2012</u> Action would approve the SD&AE Railway Company Minutes of April 10, 2012.	Approve
2. <u>Statement of Railway Finances (Linda Musengo)</u> Action would receive a financial report for the quarter ended June 30, 2012.	Receive
3. <u>Report on San Diego and Imperial Valley Railroad (SD&amp;IV) Operations (Matt Domen)</u> Action would receive a report for information.	Receive
4. <u>Report on Pacific Southwest Railway Museum (Diana Hyatt)</u> Action would receive a report for information.	Receive
5. <u>Report on the Desert Line (Chas McHaffie)</u> Action would receive a report for information.	Receive
6. <u>Real Property Matters (Tim Allison)</u>	
a. <u>Summary of SD&amp;AE Documents Issued Since January 24, 2012</u> Action would receive a report for information.	Receive
b. <u>Amended Agreement with the United States Border Patrol (USBP)</u> Action would authorize the President to execute a new agreement with USBP (aka Office of Homeland Security) for the utilization of right-of-way for law enforcement purposes.	Approve

6. Real Property Matters (Tim Allison) - CONTINUED

- |    |  |                    |
|----|--|--------------------|
| c. | <u>Tierra del Sol Solar Project Transmission Line</u><br>Action would receive a report and provide direction to staff.   | Possible<br>Action |
| d. | <p>CLOSED SESSION – CONFERENCE WITH REAL<br/>PROPERTY NEGOTIATORS Pursuant to California<br/>Government Code section 54956.8<br/><u>Property:</u> MP 86.7, 89.0, and 94.0 over Railroad Street in<br/>Jacumba, California<br/><u>Agency Negotiators:</u> Karen Landers, MTS General Counsel;<br/>Tim Allison, Manager of Real Estate Assets; and Paul<br/>Jablonski, President and CEO<br/><u>Negotiating Parties:</u> San Diego Gas and Electric (SDG&amp;E)<br/><u>Under Negotiation:</u> Price and Terms of Payment</p> | Possible<br>Action |

7. Board Member Communications

8. Public Comments

9. Next Meeting Date: October 16, 2012

10. Adjournment

# MINUTES

## BOARD OF DIRECTORS MEETING OF THE SAN DIEGO & ARIZONA EASTERN RAILWAY COMPANY

April 10, 2012

A meeting of the Board of Directors of the San Diego & Arizona Eastern (SD&AE) Railway Company, a Nevada corporation, was held at 1255 Imperial Avenue, Suite 1000, San Diego, California 92101, on April 10, 2012, at 9:00 a.m.

The following persons, constituting the Board of Directors, were present: Bob Jones, Randy Perry, and Paul Jablonski. Also in attendance were:

MTS staff:	Tim Allison, Karen Landers, Wayne Terry, Linda Musengo, Lynda Marquis
San Diego & Imperial Valley R.R. staff:	Matt Domen
Pacific Southwest Railway Museum:	Diana Hyatt
Carrizo Gorge Railway, Inc.:	Sheila Lemire, Chas McHaffie, Randall Polcyn
Burlington Northern Santa Fe:	John Hoegemeier
Law Offices of Michael A. Gardiner:	Michael Gardiner

1. Approval of Minutes

Mr. Jablonski moved to approve the Minutes of the January 24, 2012, SD&AE Railway Board of Directors meeting. Mr. Jones seconded the motion, and it was unanimously approved.

2. Statement of Railway Finances

Linda Musengo reviewed the financial statement for the 1st quarter of 2012 (attached to the agenda item). Ms. Musengo explained that due to server issues (over the past two weeks), current financial data has not been available. Once these issues are resolved, an updated report will be submitted at the next meeting.

Karen Landers added that \$625,000 in income is anticipated as a result of a General Services Administration (GSA) condemnation case, which will replace the Greyhound income that SD&AE no longer receives.

Action Taken

Mr. Jablonski moved to receive the report for information. Mr. Jones seconded the motion, and it was unanimously approved.

3. Report on San Diego and Imperial Valley Railroad (SD&IV) Operations

Matt Domen presented the report of activities for the 1st quarter of 2012 (attached to the agenda item).

Mr. Domen clarified for Mr. Jablonski that the monthly railcar traffic for gas has increased, and SD&IV is going to receive over 100 cars in the next 48 hours. He added that the volume of traffic for gas is averaging 5 to 10 cars per day. Mr. Domen stated that there has been a continuous volume of railcar traffic with over 200 cars in April, and he anticipates about 300 cars in May.

Action Taken

Mr. Jablonski moved to receive the report for information. Mr. Jones seconded the motion, and it was unanimously approved.

4. Report on Pacific Southwest Railway Museum Operations

Diana Hyatt presented the 1st quarter of 2012 report (attached to the agenda item). In response to the Museum's request to install a 36-inch drain pipe under the mainline away from the tracks (east of mile post 66 in Campo), Tim Allison clarified for the Board that staff has extensively reviewed the drainage issues over the past years, which are due to the construction of the Campo Hills Housing Project. Mr. Allison stated that the issues are complicated, and there are a lot of factors involved. He added that Bureau Veritas did a lot of work regarding water runoff issues in 2006. Mr. Allison reported that there are concerns that a 36-inch pipe might create problems elsewhere. An engineering analysis of installing a pipe would be needed to research downstream effects, environmental issues, etc.

Ms. Hyatt added that Museum personnel have tried to work with the County of San Diego to help to rectify the issues, but there has been no action to date. She clarified for the Board that the Museum is primarily the entity being affected.

Action Taken

Mr. Jablonski moved to receive the report for information. Mr. Jones seconded the motion, and it was unanimously approved.

5. Report on the Desert Linea. Report on the Desert Line

Sheila Lemire reviewed the 1<sup>st</sup> quarter report (attached to the agenda item).

Karen Landers stated that she received an e-mail sent by Ed Kravitz (attached) who was inquiring about two railcars (Metra Coach Car #7774 and Metra Cab Car #8728) that were purchased several years ago from CZRY by his client IFE Leasing but that were never delivered. Mr. Kravitz requested a response as to whether the sale would be honored or IFE's money would be refunded. Ms. Lemire responded that she received the e-mail from Ms. Landers and called Mr. Kravitz. Ms. Lemire stated that Mr. Kravitz told her that he located the cars on the line and took pictures of them; she will follow up on his request and report back to the Board. Mr. Allison added that the railcars are located at Dubbers spur siding, which is north of Interstate 8 toward Carrizo Gorge.

Mr. Jablonski noted that a revision to page 5a-6 of the report (attached) was submitted by CZRY.

Action Taken

Mr. Jones moved to receive the report for information. Mr. Jablonski seconded the motion, and it was unanimously approved.

5. Report on the Desert Line – Continued –b. Assignment of Carrizo Gorge Railway, Inc. Operating Rights

Karen Landers stated that Pacific Imperial Railroad, Inc. (PIR) is requesting that SD&AE and MTS acknowledge and consent to the assignment of the CZRY Desert Line Operating Agreement to PIR (supporting documentation is attached to the agenda item). Under the current agreement, SD&AE, SD&IV, and CZRY are required to consent and approve. The SD&AE Board's recommendation would be forwarded to the MTS Board for approval, and SD&IV would go through its own procedures.

Mr. Jones asked if the documentation supports the request. Ms. Landers responded that the documents were signed by Dwight Jory, who was the President of CZRY at the time that Amendment No. 3 was signed (on January 7, 2012).

Public Comment:

- Michael Gardiner (Law Offices of Michael A. Gardiner) – Mr. Gardiner stated that he represents Ken Kahan, who is a CZRY shareholder. Mr. Gardiner requested that the following issues be considered before SD&AE Board approval of Amendment No. 3:

1. The proposed assignee PIR is a Delaware Corporation and is not qualified to do business in the state of California. Mr. Gardiner believes that bars approval of a contract regarding rights to operate in the state of California.
2. The contract itself is illegal because no notice was given to CZRY shareholders or Mr. Kahan. This contract potentially exposes all of the assets of CZRY.
3. There was no approval by CZRY shareholders or no request for shareholders to approve the disposition of potentially all of the assets of CZRY.
4. There is a failure of consideration for CZRY to have bargained for the acquisition of PIR for SD&IV's rights on the line, which would have alleviated concerns regarding potentially imminent rights over the Desert Line.

Mr. Gardiner requested that this matter be tabled until the next meeting to determine if PIR has addressed its failure to qualify to do business in the state of California.

- Randy Polcyn – (New Director of CZRY) – Mr. Polcyn stated that Agenda Item 5b proposes to assign CZRY's rights and obligations to PIR (under "Recommendation"), but further along in the item, the assignment goes to Pacific Imperial Industries, LCC (PII) (page 5b-1 of the agenda item under "a") and then to PIR.

Ms. Landers explained that the operating agreement is currently in the name of CZRY. The Board is aware of moves being made between CZRY and some of its creditors and shareholders. She added that it is not required to do multiple assignments from CZRY to PII to PIR, and that this action is acknowledging that the documents that were provided go from CZRY to PII and from PII to PIR; the

entity that holds these assigned rights (subject to SD&IV and SD&AE approval) is PIR.

Ms. Landers stated that she was not aware of the issue regarding PIR's right to do business in the state of California. It is her understanding that PIR has an interim operating agreement with CZRY wherein CZRY continues to operate and do the work on the line on behalf of PIR (PIR would need to go through STB's processes before taking over the operations).

Mr. Jablonski added that the agenda item states that as of November 1, 2011, there was an Assignment Agreement between PII and PIR (transfer of operating and trackage rights to PIR).

Mr. Jones stated that he is aware of Delaware corporations operating in the state of California and also sat on one of the boards. He added that unless something has changed since 2010, PIR's right to do business in the state of California shouldn't be an issue.

- Michael Gardiner (public speaker) – Mr. Gardiner responded that there is nothing wrong with a Delaware corporation operating a railroad in California if it is qualified to do business. The problem is that PIR is not qualified to do business in California. He added that PIR can rectify the issue but has not, which he believes should bar approval of this request at this time. Mr. Gardiner feels that the Board should look into this issue before approving assigning the operating rights, which can be terminated with 30 days' notice without any requirement that this body be made aware of the termination.

Ms. Landers responded that this issue could be resolved by approving Amendment No. 3 contingent upon confirmation that PIR is authorized to do business in state of California.

Mr. Jablonski asked if there is any documentation stating that CZRY will be authorized to continue to conduct business after this action regardless of who owns it.

- Randy Polcyn (public speaker) – In response to Mr. Jablonski's question, Mr. Polcyn referenced page 5b-2 of the agenda item, which states *Pursuant to a November 10, 2011, "Interim Operating Agreement" between PIR and CZRY, CZRY continues to operate on the Desert Line, under the supervision of PIR and subject to PIR's discretion.*

Mr. Jablonski added that the people who are doing business as CZRY are qualified to do business in California.

#### Action Taken

Mr. Jablonski moved to authorize the SD&AE President to consent to Amendment No. 3<sup>1</sup> of the Carrizo Gorge Railway, Inc. (CZRY) 2002 Operating Agreement (MTDB Doc. No. S200-02-194) assigning CZRY's rights and obligations to Pacific Imperial Railroad (PIR) contingent upon General Counsel's confirmation that PIR is licensed to operate in the state of California (before going to the MTS Board for approval). Mr. Jones seconded the motion, and it was unanimously approved.

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<sup>1</sup> The actual Amendment No. is 4 (for future reference).

6. Real Property Matters

Tim Allison reported that he has not been able to access the documents executed because agency servers are down, so he will have that information for the next meeting.

Ms. Landers reported that SDG&E served SD&AE with an eminent domain complaint in regard to its East County Substation Project that will cross SD&AE right-of-way. Ms. Landers stated that there are some deficiencies in the lawsuit. She added that normally SDG&E works with staff to acquire an easement voluntarily. SDG&E has included SD&AE as a defendant with another private property owner in the complaint. Ms. Landers is working with SDG&E to hopefully resolve the issue and will give an update. Mr. Allison added that there will be three crossings involved when SDG&E makes official contact with us.

7. Board Member Communications

None.

8. Public Comments

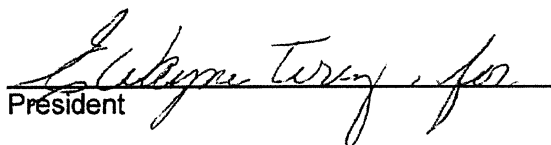
None.

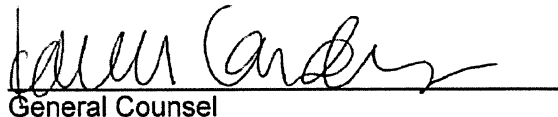
9. Next Meeting Date

The next meeting of the SD&AE Railway Company Board of Directors is on Tuesday, July 10, 2012.

10. Adjournment

The meeting was adjourned at 9:37 a.m.

  
President

  
General Counsel

JGardetto/  
DRAFT MINUTES SDAE 2012-4-10

Attachments: E-mail Dated 4/9/12 from Ed Kravitz  
Revised page 5a-6 to Carrizo 1<sup>st</sup> Quarter Report

## Jan Gardetto

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**From:** Ed Kravitz <ekatsdrp@yahoo.com>  
**Sent:** Monday, April 09, 2012 7:46 AM  
**Cc:** Jan Gardetto; Philip Sheridan  
**Subject:** STATUS OF MISSING I.F.E. LEASING's RAILCARS ?  
**Attachments:** sheridan bos carrizo metra cars.jpg; Sheridan bos czry cars B.jpg; gorge to h's 049.jpg; gorge to h's 026.jpg; gorge to h's 028.jpg

Dear Copied Parties:

With the latest SDAE Railway Board Meeting Tuesday morning at 9:00 AM, I would like to remind participants that it has been over a year since I first asked the SDAE Railway Board to address the status of two railcars purchased from CZRY by my client IFE Leasing (several years ago). These cars were never delivered for interchange at San Ysidro or other interchange as agreed.

Will someone please ask Gary Sweetwood or Mr. McCaffee whether the attached bills of sale will be honored? Will the cars ever be interchanged to IFE Leasing? Will CZRY refund the purchase prices and applicable interest if cars are not delivered ?

I can't be there but, during public comments I would certainly appreciate it if someone would ask "*whoever the responsible party is*" to respond to myself or IFE Leasing declaring what action will or will not be taken in this matter.

As you know, we recently determined that the cars had not been fully scrapped, but some parts in the running gear had been removed.

Your attention to this matter would be most appreciated.

**Ed Kravitz <[charter@rent-a-train.com](mailto:charter@rent-a-train.com)>**  
**San Diego & Midwestern Railway Partners LLC**  
**619-890-8894**

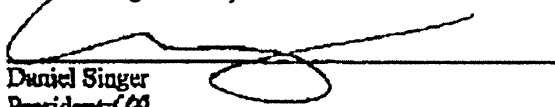
**Bill of Sale**  
**For**  
**Metra Coach Car #7774**

Carrizo Gorge Railway, whose principal place of business is 2295 Fletcher Parkway Suite 101, El Cajon, CA. 92020 (the Seller), in consideration of the sum of Six Thousand Five Hundred dollars. (\$6,500.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby sell, convey, transfer, set over and deliver unto IFE Leasing, a Nevada Corporation, having their principal place of business at 207 Channel Dr. Novato CA. 94945 (the Buyer) all of the Seller's right, title and interest and equity in and to the following railroad equipment

**One Metra Coach Car. #7774**

Seller agrees that it is the lawful owner of the above described equipment; that same is free from all liens, encumbrances, claims, adverse interest and or legal processes of creditors against the same; that it has full right and legal authority to sell the same; and that it will warrant and defend title to the same against any and all claims thereunto pertaining. These two pieces are sold in its present existing condition and except for the foregoing warranty of title, ownership and legal authority, no other warranties, expressed or implied, or presentations whatsoever are made as to the same by Seller, and this sale to the Buyer is final without recourse to the Seller.


Dated at El Cajon this 19<sup>th</sup> day of July 2007.  
Carrizo Gorge Railway

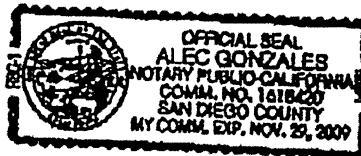
  
Daniel Singer  
President-CEO

STATE OF CALIFORNIA  
COUNTY OF San Diego

The forgoing instrument was acknowledged before me this 3<sup>rd</sup> day of July, 2007 by  
DANIEL SINGER  
Witness my hand and official seal

My commission expires Nov. 29, 09

  
Notary Public



**Bill of Sale**  
**For**  
**Metra Cab Car #8728**

Carrizo Gorge Railway, whose principal place of business is 2295 Fletcher Parkway Suite 101, El Cajon, CA. 92020 (the Seller), in consideration of the sum of Seven Thousand Five Hundred dollars. (\$7,500.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby sell, convey, transfer, set over and deliver unto IFE Leasing, a Nevada Corporation, having their principal place of business at 207 Channel Dr. Novato CA. 94945 (the Buyer) all of the Seller's right, title and interest and equity in and to the following railroad equipment:

**Metra Cab Car, #8728**

Seller agrees that it is the lawful owner of the above described equipment; that same is free from all liens, encumbrances, claims, adverse interest and or legal processes of creditors against the same; that it has full right and legal authority to sell the same; and that it will warrant and defend title to the same against any and all claims thereunto pertaining. These two pieces are sold in its present existing condition and except for the foregoing warranty of title, ownership and legal authority, no other warranties, expressed or implied, or presentations whatsoever are made as to the same by Seller, and this sale to the Buyer is final without recourse to the Seller.

Dated at El Cajon this 19<sup>th</sup> day of July 2007.  
Carrizo Gorge Railway

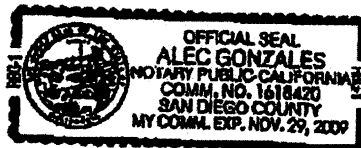
  
Daniel Singer  
President COO

STATE OF CALIFORNIA  
COUNTY OF San Diego

The foregoing instrument was acknowledged before me this 3<sup>rd</sup> day of July, 2007 by DANIEL SINGER.  
Witness my hand and official seal

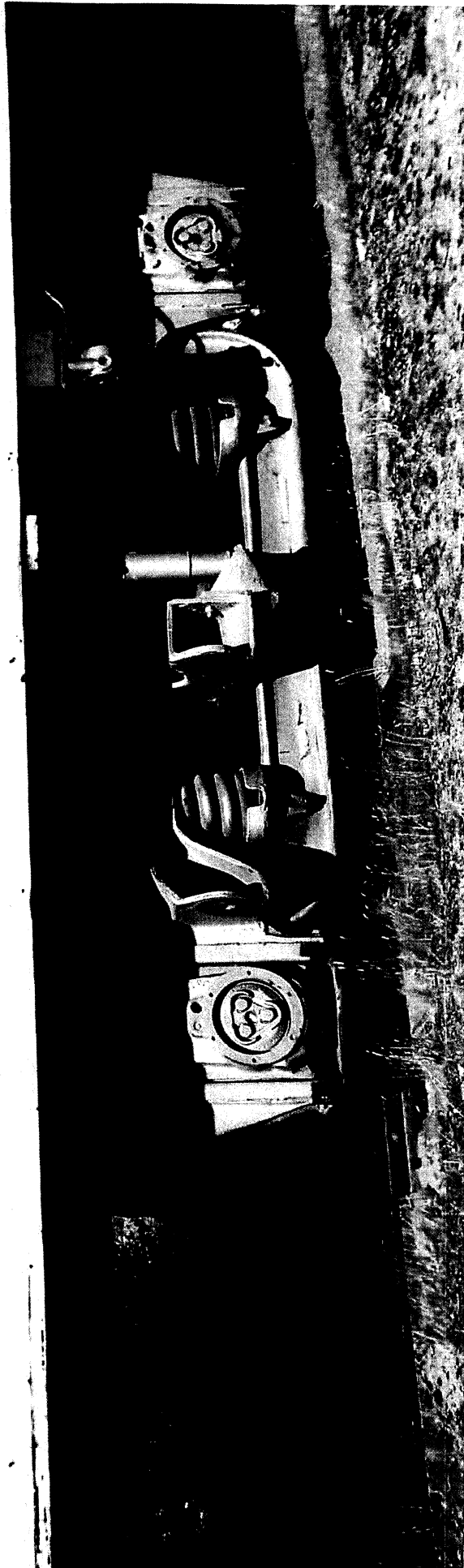
My commission expires NOV. 29, 2009

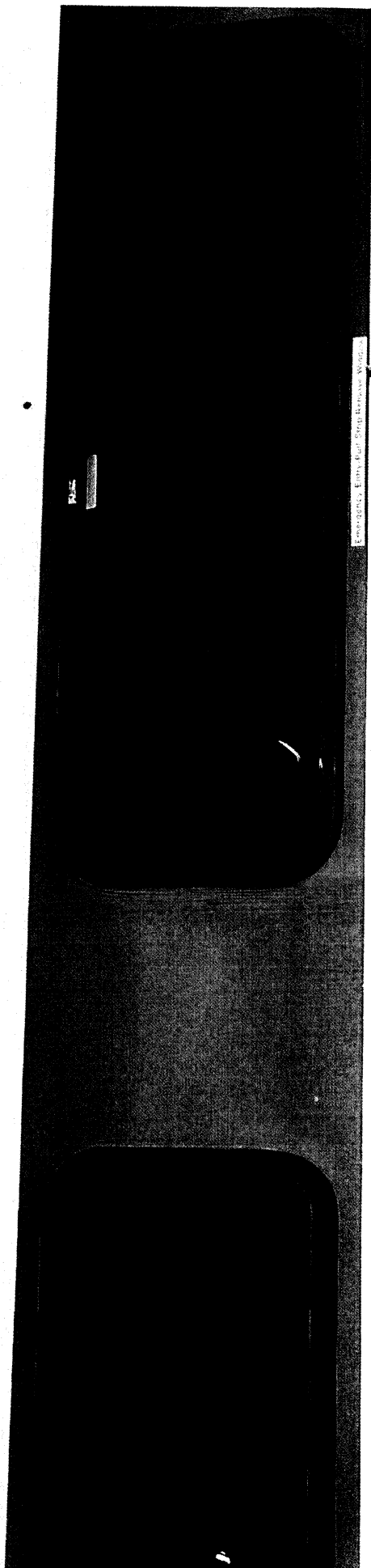
  
Notary Public





8728





7774

## **REVISED**

### **CARRIZO GORGE RAILWAY, INC.**

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#### **VI. Mexican Railroad**

Carrizo Gorge Railway is in negotiations with the State of Baja California, Mexico. Here is an update of Carrizo Gorge Railway, Inc. Mexico's Operation.

##### **CURRENT MEXICO PERSONNEL**

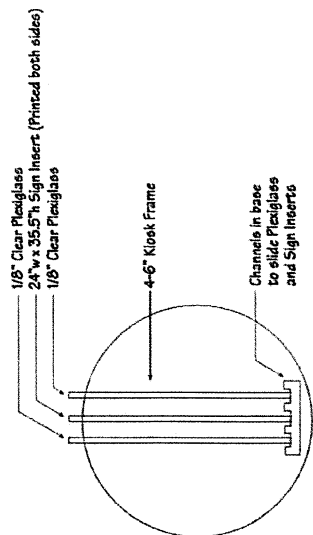
###### **5 Trust Employees**

~~Carrizo Gorge Railway is the rail freight operator for the State of Baja California, Mexico and continues to employ the following personnel dedicated to freight service south of the border.~~

~~Here is an update of Carrizo Gorge Railway, Inc. Mexico's Operation.~~

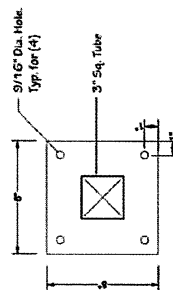
##### **~~CURRENT MEXICO PERSONNEL~~**

- ~~-1 — Director of Operations~~
- ~~-1 — Supervisor of Operations~~
- ~~-3 — Dispatchers~~
- ~~-3 — Train Engineers~~
- ~~-6 — Conductors~~
- ~~-1 — Mechanic~~
- ~~-1 — Division Engineer~~
- ~~-1 — Track Inspector~~
- ~~-1 — Track Supervisor~~
- ~~-8 — Track laborer~~
- ~~-2 — Traffic~~



**DETAIL**

**SCALE:NTS**



SIGN DESCRIPTION	KIOSK SIZE (4 PANEL): 108" x 64"	NOTES:  ILLUMINATION : NON-ILLUMINATED  KIOSK TO BE MOUNTED IN CONCRETE FOOTINGS.  SEE DETAIL IN SPECIFICATIONS.  KIOSK WILL BE INSTALLED NEAR FARE MACHINES SIGN CONTRACTOR TO FIELD VERIFY MOUNTING CONDITIONS.  REFER TO SPECIFICATIONS FOR ADDITIONAL NOTES
PANEL INSERT SIZE : 24" x 35.5"	MATERIAL : KIOSK FABRICATED TO MATCH EXISTING	
COLOR: BLACK UNLESS SPECIFIED OTHER		




DETAIL SCALE: 1-1/2" = 1'-0"

## 6 Sign Type 45 - Information Kiosk

Quantity: Three (3)

Overall height: 7' - 0"

Overall width: 9'-7"

 <b>CLEAR SIGN &amp; DESIGN, INC.</b> 170 NAVAJO STREET • SAN MARCO, CA 92078 (61) 760-736-0111 (61) 760-736-0181		Let's get REBID! <small>The following information is for the use of the Bidder only. It is not to be used for advertising or promotional purposes without the written permission of CLEAR SIGN &amp; DESIGN, INC.</small> <input type="checkbox"/> Approved <input type="checkbox"/> Approved on Hold Signature: _____ Date: _____	
Client Name & Number ABC Construction COB110 Design Number 10252 D-45 - Info Kiosk		Job Location One America Plaza San Diego, CA Personnel Subcontractor: SW Project Manager: RG	
Scale: 3/4" = 1'-0" on 11" x 17"		Sheet Number 10-10-1 Initial Design - B1	
		GLC V	
		GLC V	

## Agenda Item No. 2

San Diego and Arizona Eastern (SD&AE)  
Railway Company  
Board of Directors Meeting

July 10, 2012

### SUBJECT:

#### STATEMENT OF RAILWAY FINANCES

### RECOMMENDATION:

That the SD&AE Board of Directors receive a financial report for the quarter ended June 30, 2012.

#### Budget Impact

None.

### DISCUSSION:

Attached are the financial results for the four quarters ended June 30, 2012, and 2011. The current year depreciation expense, which is approximately \$17,000, will be recorded as a part of the audit process. In addition, it is likely that other adjusting entries will be recorded during the three to four months that comprise the audit preparation process.

The current year-to-date results show a \$59,000 decrease in total revenue comprised of a \$43,000 decrease in right of entry revenue, \$10,000 decrease in lease income, and \$6,000 decrease in San Diego and Imperial Valley Railroad freight fee compared to the same period last year. Expenses decreased by \$49,000 due to the timing of depreciation expense and reduced expenses for outside services and insurance premiums. The net income before the audit for FY 12 was \$11,815 compared to the net income of \$22,358 in FY 11.

Attachment: SD&AE Operating Statement 4<sup>th</sup> Quarter FY 12

**SD&AE operating statement FY2012 and FY2011**

	FY2012					FY2011				
	Q1	Q2	Q3	Q4	YTD	Q1	Q2	Q3	Q4	YTD
Revenue										
Right of entry permits	\$ 1,221	\$ 4,400	\$ 500	\$ 3,000	\$ 9,121	\$ 12,250	\$ 5,450	\$ 21,370	\$ 13,040	\$ 52,110
Lease income	19,155	20,836	10,251	28,520	78,762	22,072	28,845	19,340	18,580	88,837
SD&IV 1% freight fee	-	-	-	31,866	31,866	-	-	38,187	-	38,187
Total revenue	20,376	25,236	10,751	63,386	119,748	34,322	34,295	78,897	31,620	179,134
Expense										
Personnel costs	20,284	17,151	16,877	29,696	84,008	19,916	22,595	18,746	22,892	84,149
Outside services	-	-	-	-	-	-	260	-	24,429	24,689
Risk management	5,798	5,974	6,093	5,678	23,543	8,352	8,194	7,771	5,974	30,291
Misc operating expenses	309	-	-	74	383	303	194	70	-	567
Depreciation	-	-	-	-	-	-	-	-	17,080	17,080
Total expense	26,391	23,125	22,970	35,448	107,934	28,571	31,243	26,587	70,375	156,776
Net income/(loss)	\$ (6,015)	\$ 2,111	\$ (12,219)	\$ 27,938	\$ 11,815	\$ 5,751	\$ 3,052	\$ 52,310	\$ (38,755)	\$ 22,358

<b>Reserve balance 2011 - actual</b>	<b>\$ 919,524</b>
Allocated interest earnings - estimated	5,245
Operating profit (loss)	11,815
Improvement expense 2012	-
<b>Reserve balance 2012- estimated</b>	<b>\$ 936,584</b>

## **Agenda Item No. 3**

San Diego and Arizona Eastern (SD&AE)  
Railway Company  
Board of Directors Meeting

July 10, 2012

**SUBJECT:**

REPORT ON SAN DIEGO AND IMPERIAL VALLEY RAILROAD (SD&IV) OPERATIONS

**RECOMMENDATION:**

That the SD&AE Board of Directors receive a report for information.

Budget Impact

None.

**DISCUSSION:**

An oral report will be given during the meeting.

Attachment: Periodic Report for the 2nd Quarter of 2012



SD&AE Board  
C/O MTS  
1255 Imperial Avenue, Suite 1000  
San Diego, California 92101

June 25, 2012

## Periodic Report

In accordance with Section 20 of the Agreement for Operational Freight Service and Control through Management of the San Diego and Arizona Eastern Railway Company; activities of interest for the 2<sup>nd</sup> Quarter of 2012 are listed as follows:

### 1. Labor

At the end of June 30, 2012 the San Diego & Imperial Railroad had 10 employees:

- 1 General Manager
- 1 Asst. General Manager
- 1 Asst. Trainmaster
- 1 Manager - Marketing & Sales
- 1 Office Manager
- 1 Mechanical Manager
- 1 Roadmaster
- 1 Maintenance of Way Employee
- 2 Train Service Employees

### 2. Marketing

Volume in the 2nd Quarter was impacted by the return of TG&O into Mexico, LPG's impacted this increase. LPG volume was up 132%. Overall, the volume increased 22% over last year. Bridge traffic was up 36% over last year. Traffic destined or originated on the SDIY was down 26% 65 cars to last year.

### 3. Reportable Injuries/Environmental

Days through year to date, June 30, 2012, there were no FRA Reportable injuries or environmental incidents on the SDIV Railroad.

Days FRA Reportable Injury Free: 4659

#### 4. Summary of Freight

	2012	2011	2010
Total rail carloads that moved by SDIY Rail Service in the quarter.	1349	1100	1458
Total railroad carloads Terminating/Originating Mexico in the quarter.	1166	852	1211
Total railroad carloads Terminating/Originating El Cajon, San Diego, National City, San Ysidro, California in the quarter.	183	248	247
Total customers directly served by SDIY in the quarter	10	11	12
Regional Truck trips that SDIY Railroad Service replaced in the quarter	4586	3740	4957

Respectfully,

Randy Perry  
General Manager

## Agenda Item No. 4

San Diego and Arizona Eastern (SD&AE)  
Railway Company  
Board of Directors Meeting

July 10, 2012

**SUBJECT:**

REPORT ON PACIFIC SOUTHWEST RAILWAY MUSEUM

**RECOMMENDATION:**

That the SD&AE Board of Directors receive a report for information.

Budget Impact

None.

**DISCUSSION:**

A report will be presented during the meeting.

Attachment: Second Quarter Report for 2012



## Pacific Southwest Railway Museum

La Mesa Depot 4695 Nebo Drive La Mesa, CA 91941 619-465-7776

July 2, 2012

SD&AE Board  
c/o Metropolitan Transit System  
1255 Imperial Avenue, Suite 1000  
San Diego, CA 92101

Re: Second Quarter 2012

Dear SD&AE Board:

During the second quarter of 2012, the Pacific Southwest Railway Museum carried 2,882 passengers with no FRA reportable accidents or injuries. Total Income from SD&AE property for second quarter 2012 was \$35,365.00, a check for \$707.30 is enclosed. By comparison, PSRM carried 2,434 passengers during the second quarter of 2011 and total income from SD&AE property for that quarter was \$33,954.16.

The Museum operated two special event trains during the quarter: the annual Bunny Trains and our annual Father's Day BBQ. Both events seem to be increasing in popularity and help boost the Museum's springtime ridership figures. These two events will continue to be annual events at Campo.

The Campo Depot restoration project is winding down with the completion of the interior of the downstairs waiting room. Passengers can now enjoy one of two documentaries about the San Diego & Arizona Railway or the history of the railroad and the Museum's efforts at preserving that history on a large flat screen television. Several more benches need to be purchased as funds are available. The long awaited air conditioning systems have been purchased and are onsite. We are eager to have it operational very soon as the temperatures are already in the nineties during the day.

Maintenance of Way work continues along the right of way, some weeding was necessary to maintain clearances for Cal Fire. Museum personnel continue to perform the monthly signal inspections and remain under the supervision of the signal inspector with Transit America. Recently, there have been some unexplained activations, primarily at the east Highway 94 crossing; it is currently under investigation and more information should be available by the time this board meets in July.

The Museum has closed escrow and is now the owner of 12.9 acres adjacent to the railroad right of way east (railroad south) of the Campo Depot and has entered into a lease to own agreement for another 6.25 acres of land adjacent to both of these two parcels. This is positive news for the museum as the acquisition of both properties has been a long range vision of museum management. This land is expected to be utilized for insulation from surrounding encroachment and future expansion of the museum facility.

Sincerely,



Diana Hyatt  
President

Enc.

## Agenda Item No. 5

San Diego and Arizona Eastern (SD&AE)  
Railway Company  
Board of Directors Meeting

July 10, 2012

**SUBJECT:**

REPORT ON THE DESERT LINE

**RECOMMENDATION:**

That the SD&AE Board of Directors receive a report for information.

Budget Impact

None.

**DISCUSSION:**

A report will be presented during the meeting.

Attachment: Report not submitted in time for mail-out

## DESERT LINE

### Q2 2012 SUMMARY OF MAINTENANCE OF WAY

CONTRACT MAINTENANCE OF WAY PERSONNEL: Eight (8)

CZRY MAINTENANCE OF WAY PERSONNEL: Two (2)

#### MAINTENANCE OF WAY SUMMARY:

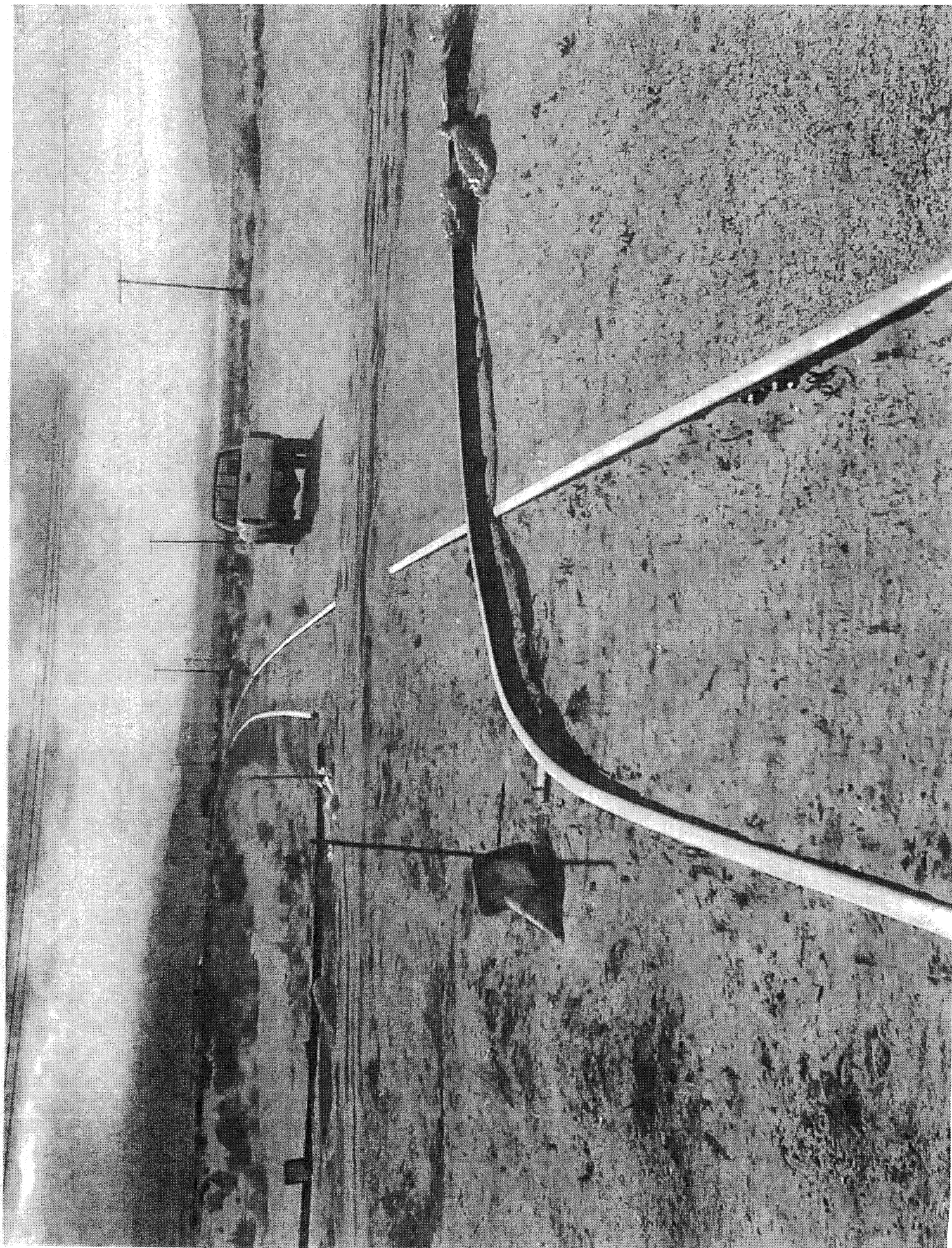
- An inspection of track and right of way between Milepost 93 (Jacumba) and Milepost 129.5 (Plaster City) revealed numerous locations where rock and debris had encroached upon right of way.
- Heavy equipment was employed to clear rock, sand and other debris from the track and right of way allowing for safe clearance of railroad equipment.
- Approximately 60 feet of main line track at Milepost 129 (Plaster City) was repaired and replaced due to damage by construction equipment working on the SDG&E power line during November 2011.
- We are currently working with Cal-Fire (CA Dept. of Forestry) to reinstate the right of way brushing program to establish brush clearances to specifications.
- We are surveying the railroad bridges between Milepost 60 (Division) and Milepost 129.5 (Plaster City) for current condition and repairs needed. Work scope and repair estimates are being developed and prioritized for structures in need of repair.
- Maintenance and repairs are currently underway for the automatic highway crossing signals at Highway 94 (working in conjunction with the San Diego Railroad Museum) and at Highway S-2 in the Imperial Valley near Ocotillo.

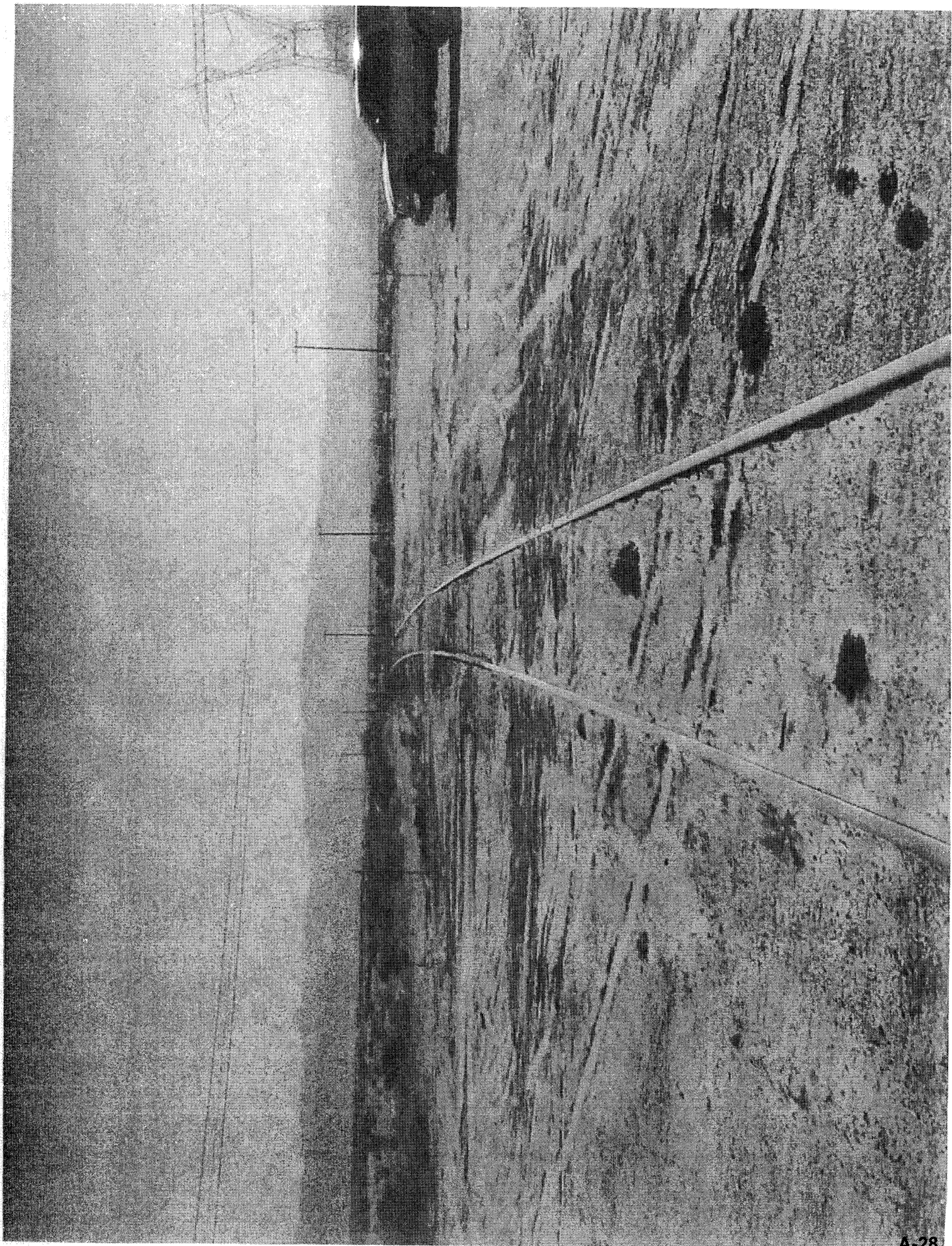
**DESERT LINE**

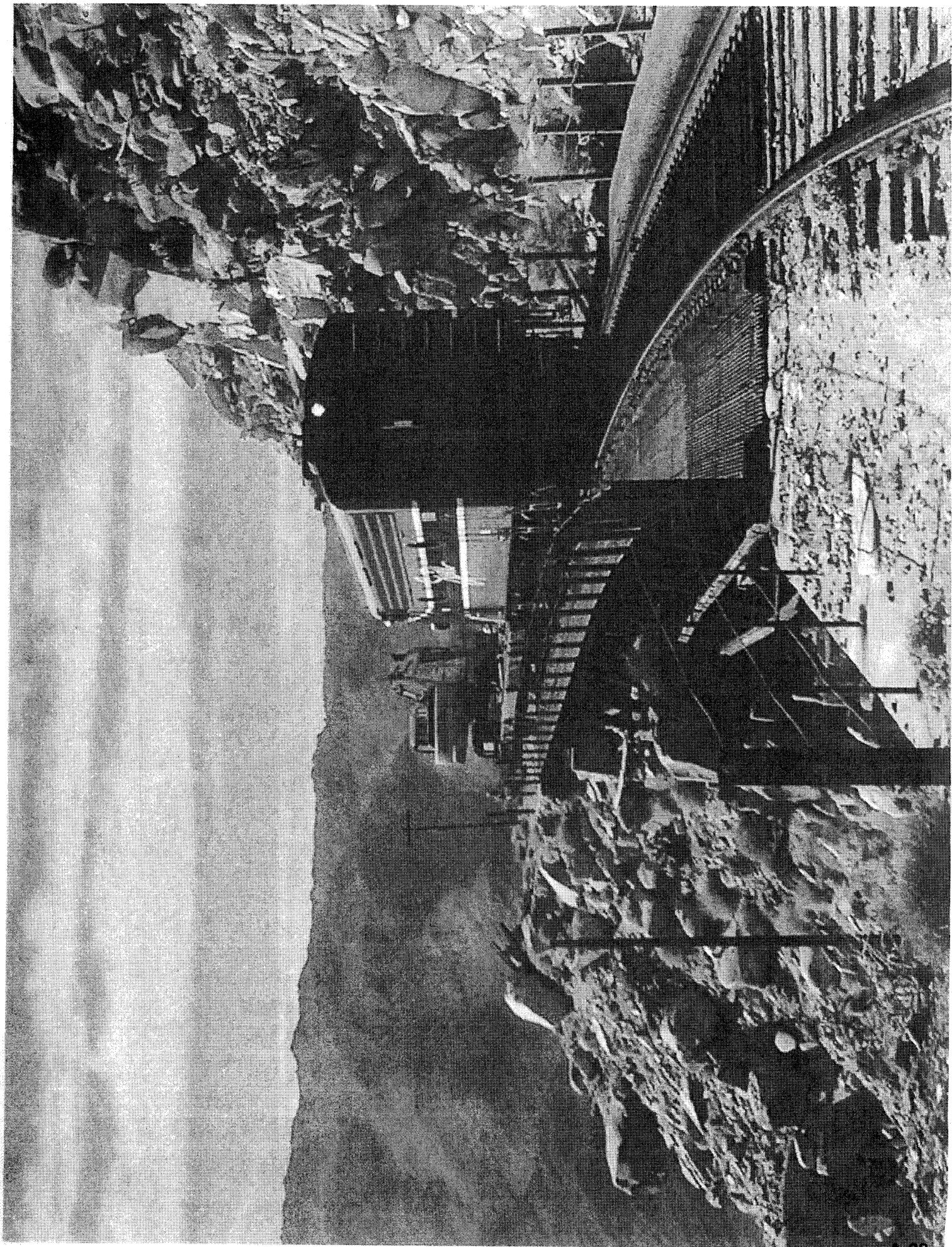
**Q2 2012 SUMMARY OF MAINTENANCE OF WAY**

**TRACK**

Ties Installed (7" x 9" x 9')	35 each
75 lb. yd. rail (33')	3 each
Track spikes (new)	150 each
Angle bars (75 lb.)	12 each
Track bolts	34 each











# Agenda

Item No. 6a

San Diego and Arizona Eastern (SD&AE)  
Railway Company  
Board of Directors Meeting

SDAE 710.1 (PC 50771)

July 10, 2012

## SUBJECT:

SUMMARY OF SD&AE DOCUMENTS ISSUED SINCE JANUARY 24, 2012

## RECOMMENDATION:

That the SD&AE Railway Company Board of Directors receive a report for information.

### Budget Impact

None.

## DISCUSSION:

Since the January 24, 2012, SD&AE Railway Company Board of Directors meeting, the documents described below have been processed by staff.

- S200-12-518: Lease to Innovative Cold Storage, Inc. for building use at the San Ysidro Freight Yard.
- S200-12-521: Right of Entry Permit to Navy Region Southwest Morale, Welfare and Recreation Department for the Bay Bridge Run/Walk.
- S200-12-528: Right of Entry Permit to Outdoor Dimensions to install banners at the Grossmont Trolley Station.
- S200-12-529: Right of Entry Permit to the City of La Mesa for the Flag Day Parade.
- S200-12-530: Right of Entry Permit to Hazard Construction, Inc. to construct the COMM 22 project in the City of San Diego.
- S200-12-513: Right of Entry Permit to Peterson Chase General Engineering Construction, Inc. to repair bridge railings at the Grossmont Trolley Station.
- S200-12-532: Right of Entry Permit to Ninyo & Moore to perform field investigations for various SANDAG projects.
- S200-12-534: Construction and Maintenance Agreement to the Ocotillo Express LLC for crossings in the Ocotillo area of the Desert Line.

## Agenda

Item No. 6b

San Diego and Arizona Eastern (SD&AE)  
Railway Company  
Board of Directors Meeting

July 10, 2012

### SUBJECT:

AMENDED AGREEMENT WITH THE UNITED STATES BORDER PATROL (USBP)

### RECOMMENDATION:

That the SD&AE Board of Directors authorize the President to execute a new agreement with USBP (aka Office of Homeland Security) for the utilization of right-of-way for law enforcement purposes in substantially the same form as attached (Attachment A).

#### Budget Impact

None.

### DISCUSSION:

On April 3, 2007, CZRy, SD&AE, SD&IV, and USBP executed an agreement authorizing USBP's San Diego Sector to utilize certain portions of the Desert Line for law enforcement and Border Patrol activities subject to its compliance with all operating rules and regulations. SD&AE/MTS has been approached by USBP about updating the agreement. A copy of the April 3, 2007, Agreement is included with this agenda item as Attachment A.

The term of the agreement was for one year and may be amended upon review of the SD&AE Board.

Attachment: A. 4/3/07 Agreement (MTS Doc. No. S200-04-234.1)

**ORIGINAL**

SDAE Doc. No. S200-04-234.1  
SDAE 710.1

**AGREEMENT BETWEEN THE  
SAN DIEGO AND ARIZONA EASTERN RAILWAY COMPANY,  
UNITED STATES BORDER PATROL, AND CARRIZO GORGE RAILWAY  
TO ALLOW BORDER PATROL ACCESS TO PORTIONS OF THE  
SD&AE RIGHT-OF-WAY FOR LAW ENFORCEMENT PURPOSES**

THIS AGREEMENT is entered into on this 3RD day of April 2007 to be effective with the provisions hereof between the SD&AE Railway Company (hereinafter referred to as SD&AE), Carrizo Gorge Railway (hereinafter referred to as CZRy), a California Corporation with principal offices in El Cajon, California, and the United States Government with principal offices in Chula Vista and Campo, California (hereinafter referred to as the United States Border Patrol aka USBP).

**1. Intent**

The Metropolitan Transit Development Board (hereinafter referred to as MTDB aka MTS) purchased and acquired SD&AE, which owns the right-of-way, physical assets, and operating rights, agreements, and licenses referred to as the Desert Line. MTS has contracted with RailAmerica, Inc., a Florida Corporation (hereinafter referred to as RA) to provide all freight service on the Desert line and Blue Line through its assignee, the San Diego and Imperial Valley Railroad (hereinafter referred to as SD&IV).

CZRy is the subcontractor to SD&IV, which operates freight service solely on the Desert Line. SD&AE hereby authorizes and SD&IV and CZRy hereby consent to the USBP utilizing a limited and specified portion of the Desert Line in conjunction with and subject to the operating rules and procedures of CZRy for the operation of on-track Hy-rail vehicles for the purpose of law enforcement. During the term of this Agreement, the USBP shall fully and without reservation, hold harmless MTS, SD&AE, SD&IV, RA, CZRy, and the Pacific Southwest Railroad Museum, Inc. (hereinafter referred to as PSRMA) from any risk of loss, damage, injury, or death that shall occur in connection with USBP's use of the Desert Line under this Agreement.

**2. Obligations of the USBP**

- A. Safely operate at its own cost a fleet of Hy-rail vehicles on the designated portion of the railroad as provided herein, including providing for regular maintenance, inspection, and repair of said vehicles and adequate safety training and supervision of persons performing the services, at its own expense. Vehicles so designated and equipped as Hy-rail vehicles shall be equipped with two-way radio communications and shall have the ability to transmit and receive on all applicable railroad frequencies. Hy-rail vehicles operating on track shall have either a rotating or flashing highly visible amber warning light that will operate and remain on day or night while the vehicle is in motion on the rail. Additionally the headlights of the vehicle will remain on day or night while the vehicle is in motion on the rail.
- B. At its own cost, maintain an inventory of parts and equipment necessary and appropriate to safely operate Hy-rail vehicles on the railroad and provide the functions authorized under the terms of this Agreement.

- C. Continuously comply in all material respects with all lawfully enacted federal, state, and local laws, ordinances, rules, and directives applicable to railroad Hy-rail vehicle operations, including compliance with all applicable safety standards and operating regulations of CZRy. The USBP shall be solely responsible for payment of fines levied by any regulatory agency relating to USBP railroad Hy-rail vehicle operations, equipment, and maintenance hereunder.
- D. Make timely and accurate reports to all federal, state, and local regulatory and safety agencies having jurisdiction over USBP railroad Hy-rail vehicle activities.
- E. File with CZRy and SD&AE one copy of every report filed with a federal, state, or local regulatory or safety agency at the same time such report is filed with any such agencies as it relates to the use and operation of USBP railroad Hy-rail vehicles used on the Desert Line.
- F. Assume full responsibility for all liabilities of the USBP in accordance with applicable federal and state laws and all causes of action arising out of facts occurring during any period in which the USBP is operating railroad Hy-rail vehicles on the Desert Line and right-of-way and hold MTS, SD&AE, SD&IV, RA, CZRy, and PSRMA harmless from all such claims and liabilities.
- G. The USBP shall designate personnel who will operate and can be trained and certified to safely operate railroad Hy-rail vehicles in the service of the USBP for the purpose of providing law enforcement on designated portions of the railroad. Said personnel must be able to attend a training program taught by qualified CZRy personnel that will include classroom and field training and shall be required to pass a written examination. Following this, each participant will undergo an operating proficiency test to determine if said individual can operate an on-track Hy-rail vehicle safely and be compliant with the rules, regulations, and procedures of the CZRy.  
  
The USBP shall at all times operate railroad Hy-rail vehicles in compliance with the CZRy "Hy-rail and Motorcar Operation Procedures" attached hereto as Exhibit A or such other updated operating procedures as may be agreed upon by CZRy and the USBP.
- H. Fully comply with all instructions and orders from the CZRy dispatcher regarding USBP Hy-rail vehicle operations over the railroad right-of-way whether they are received by radio and/or in writing.

### 3. Obligations of CZRy

CZRy will conduct training and certifications for USBP personnel selected to become certified railroad Hy-rail vehicle operators. CZRy will be responsible for the dispatching and train orders necessary to operate railroad Hy-rail vehicles, motorcars, trains, and other types of on-track vehicles on the railroad. CZRy retains the right to decertify any personnel and preclude decertified persons from operating any railroad equipment on the railroad.

CZRy will cooperate with and assist the USBP to maintain all necessary permits, clearances, agreements, and requirements for operations and maintenance.

CZRy will work with the USBP to ensure that necessary operating schedules for railroad Hy-rail vehicle activities by USBP are planned and implemented to ensure no disruption of any freight or passenger service operated by PSRMA over the Desert Line.

CZRy will provide dispatching and authorizations for use of any given section of right-of-way by both radio and written train orders from the CZRy dispatcher. All instructions received from the dispatcher regarding movement of any rail vehicle over the railroad must be followed.

4. Identification of Designated Track and Right-of-Way

The right-of-way owned by SD&AE over which the USBP will provide law enforcement functions by way of on-track railroad Hy-rail vehicles as described in Exhibit B attached hereto and incorporated herein by reference and in general terms consists of the nonexclusive use by the USBP of the portion of the SD&AE trackage and right-of-way on the Desert Line MP 74 past Miller Creek to Dos Cabazas (Milepost 109) subject to the operations of maintenance-of-way equipment, freight and passenger trains, fire-protection equipment, and railroad security or railroad police. No USBP Hy-rail operations will occur from Milepost 59.9 to Milepost 74 where the PSRMA operates limited passenger services.

5. Term

The initial trial term of this Agreement shall run for one year from the date of signature. Upon review by the SD&AE Board, this Agreement may be amended. USBP must be in compliance with all terms of this Agreement as a condition precedent to the SD&AE considering extending the term.

6. Hold Harmless Agreement

- A. The USBP agrees to hold CZRy, SD&IV, RA, MTS, SD&AE, and PSRMA harmless against any form of claims, costs, liabilities, expenses (including, without limitation, court costs and reasonable attorneys' fees), or demands of whatsoever nature or source arising from: (i) any contamination or environmental problems, latent or obvious, discovered or undiscovered, on the right-of-way; (ii) any personal injury or death of persons whomsoever; or (iii) any property damage or destruction of whatsoever nature (including, without limitation, property of CZRy, SD&IV, RA, MTS, SD&AE, and PSRMA or property in their care, custody, or control and third-party property) where such contamination environmental problems, injury, death, or damage arise out of acts, omissions, or events occurring in connection with this Agreement during the term of this Agreement.
- B. Environmental problems are defined as any cause of action under the Federal Comprehensive Environmental Response Comparison and Liability Act, 42 U.S.C. 6901 et seq., the Federal Water Pollution Act, 33 U.S.C. 1201 et seq., the Clean Water Act, 42 U.S.C. 7401 et seq., and any other federal, state, local, or other government statute, regulation, law, or ordinance dealing with the protection of human health, natural resources, or environmental cause of action arising from similar federal, state, or local regulations or other rules of law, and private causes of action of whatsoever nature that arise from any pollutant, contamination, hazardous substance or waste, solid waste, petroleum or any fraction of petroleum or any other chemical, substance, or material listed or identified in or regulated by any environmental law.

## 7. Insurance

All policies required shall be issued by companies that are licensed or approved to do business in the State of California and hold a current policyholder's alphabetic and financial-size category rating of not less than A-VI, in accordance with A.M. Best.

USBP shall include the contract number on all insurance-related correspondence; i.e., the insurance certificate itself. USBP agrees to keep the following insurance requirements in force for the duration of the contract:

### 7.1 COVERAGE REQUIRED - ALL CONTRACTS

#### A Liability

1. Commercial General Liability. At all times during this contract, USBP agrees to maintain Commercial General Liability Insurance for bodily injury and property damage in an occurrence form and with insurance companies acceptable to SD&AE. Commercial General Liability Insurance must include coverage for the following:

- Premises/Operations Liability
- Products/Completed Operations Liability (for up to a 10-year statute)
- No Explosion, Collapse, and Underground (XCU) exclusion
- Contractual Liability, with respect to this Agreement
- Personal Injury Liability
- Broad Form Property Damage
- Independent USBPs

All such policies shall name in the endorsement San Diego Metropolitan Transit System (MTS), San Diego Trolley, Inc. (SDTI), San Diego and Arizona Eastern Railway (SD&AE), and San Diego and Imperial Valley Railroad (SD&IV), their directors, officers, agents, and employees as additional insureds as their interests may appear.

2. Automobile Liability. At all times during this contract, USBP agrees to maintain Automobile Liability Insurance (commercial auto coverage on a symbol 1 basis) for bodily injury and property damage including coverage for all owned, nonowned, and hired vehicles.
3. Workers' Compensation/Employer Liability. At all times during this contract, USBP agrees to maintain Workers' Compensation and Employers' Liability Insurance in compliance with the applicable statutory requirements. USBP waives any rights of subrogation against MTS, SDTI, SD&AE, and SD&IV, and the policy form must permit and accept such waiver.

## 7.2 ADDITIONAL COVERAGES REQUIRED (AS INDICATED)

### A. Railroad Protective or Equivalent REQUIRED

Any exclusions relating to performance of operations within the vicinity of any railroad, bridge, trestle, track, roadbed, tunnel, underpass, or crossing must be deleted. Option: purchase separate Railroad Protective Liability Policy as required.

### B. Primary and Non-Contributory Insurance REQUIRED

USBP agrees that all general liability coverages required under this insurance section are PRIMARY and that any insurance of MTS, SDTI, SD&AE, and SD&IV shall be excess and noncontributory (endorsement required).

## 7.3 MINIMUM POLICY LIMITS REQUIRED

Combined Single Limit (CSL)	\$	<u>1,000,000</u>
Commercial General Liability (Per Occurrence)	\$	<u>1,000,000</u>
Automobile Liability	\$	<u>1,000,000</u>
Workers' Compensation Employer's Liability	\$	<u>1,000,000</u>

Additional Coverages (as indicated under Section 7.2A, Additional Coverages Required):

Railroad Protective	\$	<u>1,000,000</u>
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## 7.4 POLICY PROVISION REQUIRED

All policies and coverages shall contain a provision for 30 days' written notice by the Insurer(s) to SD&AE of any cancellation or material reduction of coverage. A ten-day notice is required for nonpayment of premium.

## 7.5 EVIDENCE REQUIRED

Prior to signing this Agreement, USBP shall have provided SD&AE with satisfactory certification by a qualified representative of the Insurer(s) that USBP's insurance complies with all provisions in this insurance section. **In the alternative, satisfactory evidence of self-insurance may be provided by USBP and approved at the sole discretion of SD&AE.**

## 7.6 SPECIAL PROVISIONS

The foregoing requirements as to the types and limits of insurance coverage to be maintained by USBP, and any approval of said insurance by MTS, SDTI, SD&AE, and SD&IV, or their insurance consultant(s) are not intended to and shall not in any manner limit or qualify the liabilities and obligations otherwise assumed by USBP pursuant to this Agreement, including, but not limited to the provisions concerning indemnification.

SD&AE reserves the right to terminate this Agreement in the event of material noncompliance with the insurance requirements outlined above.

8. Termination of Agreement

SD&AE shall have the right to terminate this Agreement as follows:

- A. Failure by USBP to safely operate and/or maintain Hy-rail or other rail-mounted vehicles by the rules, regulations, requirements, and stipulations of this Agreement;
- B. Any other material violation of the terms of this Agreement by USBP; or
- C. 60 days' written notice of termination issued by SD&AE for any reason whatsoever.

9. Assignment

This Agreement shall not be assigned by the USBP without the prior written consent of SD&AE.

10. Miscellaneous

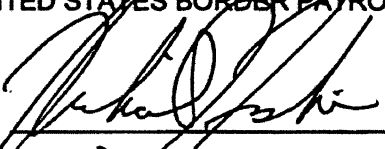
- A. This Agreement constitutes the entire understanding and agreement by and between the parties, hereto relative to the subject matter set forth herein. No prior negotiations, statements, warranties, representations, or agreements, whether oral or written, not specifically set forth or incorporated herein shall be permitted to alter, vary, or add to the written terms of this Agreement, nor shall the same be binding upon any party hereto unless first reduced to writing and signed by the party or parties sought to be charged therewith. No written waiver shall effect any other term or condition hereof other than one specified therein and then only for the time and the manner specifically stated.
- B. The right of either party to require strict performance and observance of any obligation hereunder will not be affected in any way by any previous waiver, forbearance, or course of dealing. Exercise by either party of its right to terminate hereunder will in no way affect or impair its right to bring suit for any default or breach of this Agreement.
- C. Any supplement, modification, or waiver of any provision of this Agreement must be in writing and signed by authorized representatives of the parties.
- D. Section 6 of this Agreement shall survive any termination of the Agreement.
- E. In the event that any provisions of this Agreement shall be held to be invalid or unenforceable by a court having jurisdiction over the interpretation and enforceability of the terms of this Agreement, the same shall not affect, in any respect whatsoever, the validity or enforceability of the remaining provisions of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in duplicate this 3<sup>rd</sup> day of April 2007.


SD&AE RAILWAY COMPANY

By:   
Title: President

UNITED STATES BORDER PATROL

By:   
Title: DCPA

SAN DIEGO AND IMPERIAL VALLEY  
RAILROAD, INC.

By:   
Title: General Manager

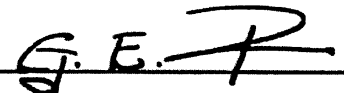
METROPOLITAN TRANSIT SYSTEM

By:   
Title: Chief Executive Officer

JGarde/  
OCT24-06.9.A11A.BORDERPATROLAGMT.TLORENZEN

Attachments: Exhibit A  
Exhibit B

CARRIZO GORGE RAILWAY, INC.

By:   
Title: CEO

APPROVED AS TO FORM

By:   
MTS Office of General Counsel  
SD&AE Railway Company of Counsel

## **EXHIBIT A**

# **CZRY Student Study Guide for Hyrail Equipment**

**Part 1 – Applies to all positions.**

**Part 2 – Applies to all positions except switchmen.**

**Part 3 – Applies to all positions except switchmen & motorcar operators.**

**Part 4 – Applies to all positions except motorcar operators.**

**Part 5 – Applies only to Engineers and Conductors.**

**Part 6 – Applies only to Engineers.**

16. In using railroad radio, when the transmitting employee uses the word "Over", what will it indicate? [2.4]

17. Who is required to make an inspection of passing trains for defects such as overheated journals, brakes sticking, wheel sliding, etc.? [8.29.1]

18. If in doubt as to the meaning of any rule or instruction, employees must apply to whom for an explanation? [1.3.1]

18.A \_\_\_\_\_ signal signifies that workmen are on, under, or between rolling equipment and that the equipment must not be coupled to or moved. [8.13]

20. Is quarrelsome or discourteous conduct permitted by employees in their dealings with one another? [1.6]

21. If an unsafe condition such as hot journals, sticking brakes, sliding wheels, dragging equipment is observed on a passing train, employees observing these conditions must notify a member of the crew of that train. (T/F): [8.29.1]

22. Any emergency radio call will be preceded by the word \_\_\_\_\_ repeated 3 times. [2.10]

23. To indicate to the receiving employee that transmission is ended and a response is expected, the transmitting employee must say the word \_\_\_\_\_. [2.4]

24. In the above question, if NO response is expected, the transmitting employee must state his identification followed by the word \_\_\_\_\_. [1.5]

34. When train movement is to be restricted by track bulletin, track warrant or general order due to track conditions, structures, personnel or equipment, where will the yellow flag be placed with reference to restrictions? [5.4.2]

35. When a series of locations requiring reduced speeds are so closely spaced that the green flags will overlap the yellow flags, how will the green flags be placed? [5.4.5]

36. If a signal is improperly displayed, or a signal, flag, or sign is absent from the place it is usually shown, how should it be regarded? [5.15]

37. A Main Track is a track extending through yards and between stations that:  
[Glossary]

38. "An engine or more than one engine coupled, with or without cars, displaying a marker" is the definition of: [Glossary]

39. "A system of tracks, within defined limits provided for the making up of trains, storing of cars and other purposes," is the definition of: [Glossary]

40. On the CGRY, a train finding an unattended fusee burning on or near its track must stop before passing the fusee and: [5.6]

41. On the CGRY, a yellow flag will be displayed  $\frac{1}{2}$  mile from point of each location where train movement is to be restricted due to track conditions, structures, men or equipment. Restrictions must be complied with until:

42. If a train encounters a yellow flag and no restriction is specified in the Track Warrant, what is the maximum speed for such train 1 mile from the flag?  
[5.4.2,

43. Can a speeder operate between the Stone Store and the Mill (truck museum) without a track warrant?



# CARRIZO RAILWAY, INC

2295 Fletcher Parkway, Suite 101, El Cajon, Ca 92020  
Phone: (619) 930-1943 Fax: (619) 561-4367

9620.

## CZRY Instructors Guide for Hyrail Equipment

### References:

#### CZRY Study Guide

Part 1 .....	1-24
Part 2 .....	25-47

#### General Code of Operating Rules (GCOR)

Chapters .....	1-8
Chapters .....	14-15
Glossary .....	GL 1-GL 5
Index .....	IN 1-IN 16

#### Maintenance of Way Rules

Chapters .....	42
Glossary .....	GL 1-GL 12
Index .....	IN 1-IN 12

#### Safety Rules

Chapters .....	70-74
Chapters .....	76
Chapters .....	80-82
Chapter .....	90
Glossary .....	GL 1-GL 2
Index .....	IN 1-IN 18

Hy-Rail Safety, Operating and Troubleshooting Procedures Test Questions (1-67)

CZRY Timetable

Equipment Operators Manual

Bulletins

General Orders

Track Warrants

# **CZRY Instructors Guide for Hy-Rail Equipment**

## **Discussion Topic**

## **Remarks**

### **Chapter#2 Railroad Radio Rules**

#### **Rules (GCOR)**

- 2.1 Transmitting
- 2.2 Required Identification
- 2.3 Repetition
- 2.4 Ending Transmissions
- 2.5 Communication Redundancy
- 2.6 Communication Not Understood or Incomplete
- 2.10 Emergency Calls
- 2.14

### **Chapter#2 Standard Time**

#### **Rules (GCOR)**

- 3.1 Standard Clocks
- 3.2 Watch Requirement
- 3.3 Time Comparison

### **Chapter#4 Timetables**

#### **Rules (GCOR)**

- 4.1 New Timetable
  - 4.1.1 Notice of New Timetable

# CZRY Instructors Guide for Hy-Rail Equipment

Discussion Topic	Remarks
<b>Chapters 5 Signals and Their Use</b>	
<b>5.0 Signals and Their Use</b>	
<b>Rules (GCOR)</b>	
<b>5.2.1 Looking for Signals</b>	
<b>5.2.2 Signals Used by Employees</b>	
<b>5.4 Flags for Temporary Track Conditions</b>	
<b>5.4.1 Temporary Restrictions</b>	
<b>5.4.2 Display of Yellow Flag</b>	
<b>5.4.3 Display of Yellow-Red Flag</b>	
<b>5.4.4 Authorized Protection by Yellow or Yellow-Red Flag</b>	
<b>5.4.5 Display of Green Flag</b>	
<b>5.4.6 Display of Flags Within Current of Traffic</b>	
<b>5.4.7 Display of Red Flag or Red Light</b>	
<b>5.4.8 Flag Location</b>	
<b>5.6 Unattended Fuses</b>	
<b>5.7 Torpedoes</b>	
<b>5.13 Blue Signal Protection of Workmen</b>	
<b>5.13.1 Utility Employees</b>	
<b>5.13 A</b>	
<b>5.15 Improperly Displayed Signals</b>	

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5 of 13

# **CZRY Instructors Guide for Hy-Rail Equipment**

## **Discussion Topic**

## **Remarks**

### **Chapter #14 Rules Applicable Only Within Track Warrant Control (TWC) Limits**

#### **Rules (GCOR)**

- 14.1 Authority to Enter TWC Limits
- 14.2 Designated Limits
- 14.3 Operating with Track Warrants
  - 14.3.1 Leaving the Main Track
- 14.4 Occupying Same Track Warrant Limits
- 14.5 Protecting Men or Equipment
- 14.6 Movement Against the Current of Traffic
- 14.7 Reporting Clear of Limits
- 14.8 Track Warrant Requests
- 14.9 Copying Track Warrants
  - 14.9.1 Duplicating Track Warrants
- 14.10 Track Warrant in Effect
- 14.11 Changing Track Warrants
- 14.12 Voiding Track Warrants
- 14.13 Mechanical Transmission of Track Warrants

# **CZRY Instructors Guide for Hy-Rail Equipment**

## **Discussion Topic**

## **Remarks**

### **Chapter #42 Rules for On-Track Operation of Track Cars, Roadway Machines and Work Equipment**

#### **Rules (MOW)**

42.2 Maximum Speed

42.3 Main Track Authorization

42.5 Use of Yard Limits

42.6 Grade Crossings

42.14 Hy-Rails

42.15 Flag Protection

# **CZRY Instructors Guide for Hy-Rail Equipment**

## **Discussion Topic**

## **Remarks**

### **Railroad Safety Rules**

#### **Cardinal Safety Rules For Personal Hy-Rail Operation**

##### **Chapter #74 Vehicles/Batteries**

###### **Rules (Safety)**

74.2.1 Dot-Qualified Drivers

74.5 Tools And Material

74.6 Clearing Obstructions

74.8 Seat Belts

74.11 Back Up Moves

74.12 Railroad Grade Crossing

##### **Chapter #76 Tools General**

###### **Rules (Safety)**

76.1 Use Of Tools And Equipment

76.5 Tool Placement

##### **Chapter #80 Walking / Working Surfaces**

###### **Rules (Safety)**

80.1 Avoiding Slips, Trips And Falls

80.5 Jumping

80.6 Working At Night Or Low Light Level

# **CZRY Instructors Guide for Hy-Rail Equipment**

**Discussion Topic**

**Remarks**

**Railroad Safety Rules**

**Safety Rules For Personal Hy-Rail Operation**

**Chapter #71 PERSONNAL PROTECTION EQUIPMENT**

**CZRY Timetable**

**Bulletins**

**General Orders**

**Track Warrants**

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13 of 13



# Agenda

Item No. 6C

San Diego and Arizona Eastern (SD&AE)  
Railway Company  
Board of Directors Meeting

July 10, 2012

## SUBJECT:

TIERRA DEL SOL SOLAR PROJECT TRANSMISSION LINE

## RECOMMENDATION:

That the Board of Directors receive a report and provide direction to staff.

### Budget Impact

None.

## DISCUSSION:

Soitec proposes to construct an energy-generation project southwest of HiPass on the Desert Line. The energy would be conducted to the San Diego Gas and Electric (SDG&E) power grid using a 138-kilovolt overhead power line. The proposal would include the use of SD&AE right-of-way from Tierra Del Sol to Jewel Valley Road stretching approximately 13,000 lineal feet (see Attachment A).

Staff requests that the Board consider this proposal in concept. If acceptable, staff will negotiate the license agreement and bring the package back to the Board for final approval.

Attachment: A. Plat Map



LEGEND  
 — WTS ROUTE ALIGNMENT  
 — PROJECT SITE

SOURCE: PARCEL COMPILED FROM - SHANE DATA AREA - AERIAL PHOTO MAPS, SCALE 1:25000

TERRA DEL SOL SOLAR ENERGY PROJECT  
 PROPERTY ACQUISITION MAP  
 JULY 2, 2012



1255 Imperial Avenue, Suite 1000  
San Diego, CA 92101-7490  
(619) 231-1466 • FAX (619) 234-3407

## Agenda Item No. 14

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

JOB ORDER CONTRACT (JOC) APPROVAL AND SDSU STATION FIRE ALARM AND  
SECURITY SYSTEM UPGRADE - CONTRACT AWARD

#### RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to approve Job Order No. 1337-10 under MTS Doc. No. PWL132.0-11 (Attachment A) with Southland Electrical Inc. for SDSU station fire alarm and security system upgrades and installation.

#### Budget Impact

The total amount would not exceed \$700,000.00 and would be allocated under Proposition 1B Transit System Safety, Security, and Disaster Response Account (TSSSDRA) funds for MTS fiscal year 2011–2012 (Capital Improvement Project Budget No. 11325-0800).

#### DISCUSSION:

#### Background

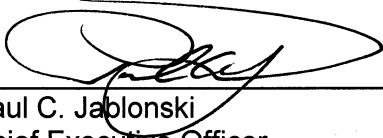
In order to meet current State of California Deputy Fire Marshall's codes, MTS has an urgent need to upgrade the existing SDSU Station fire alarm to a Simplex Grinnell True-Site fully addressable fire/life/safety detection and alarm system with a train-detection system built-in for SDSU underground tunnels. This project allows the work to be accomplished using TSSSDRA funding and utilizes SANDAG JOC process. This process allows the work to be accomplished prior to the grant funding deadline of March 31, 2015.

The recommended improvements would provide the most current true-site automatic fire alarm system, train location-tracking system, and high-quality, infrared light support security surveillance cameras with automatic detection.



SANDAG and MTS utilize a JOC Program. This innovative program allows the agencies to contract with preapproved contractors in various building trades. The cost of projects administered through the JOC Program is determined by an independent, industry-approved, unit price book that was developed and is maintained by the Gordian Group. MTS has a JOC contract with Southland Electrical Inc. Southland Electrical Inc. is qualified to complete the SDSU Station fire alarm and security system upgrade and installation work. The cost for this project would not exceed \$700,000.00.

The costs to perform work using the JOC Program are prenegotiated through a competitive bid process.



---

Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachment: A. Draft Contract SANDAG JOC No. 1337-10/MTS Doc. No. PWL137.0-11

# DRAFT

Att. A, AI 14, 7/19/12

## JOB ORDER CONTRACT WORK ORDER

PWL132.0-11  
CONTRACT NUMBER  
MTSJOC1337-10  
WORK ORDER NUMBER

THIS AGREEMENT is entered into this \_\_\_\_\_ day of \_\_\_\_\_ 2012, in the state of California by and between San Diego Metropolitan Transit System ("MTS"), a California public agency, and the following, hereinafter referred to as "Contractor":

Name: Southland Electric, Inc. Address: 4950 Greencraig Lane

Form of Business: Corporation San Diego, CA 92123  
(Corporation, partnership, sole proprietor, etc.)

Telephone: (858) 634-5050

Authorized person to sign contracts: Tim Corley Manager  
Name Title

Pursuant to the existing Job Order Contract (MTS Doc. No. PWL132.0-11), MTS issues a Work Order to Contractor to complete the detailed Scope of Work (attached as Exhibit A.), the Cost Breakdown for the Scope of Work (attached as Exhibit B.), and the subcontractor listing form applicable to this Work Order (attached as Exhibit C.)

### **TOTAL AMOUNT OF WORK ORDER SHALL NOT EXCEED \$ 700,000.00**

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
<u>\$ 700,000</u>	<u>11325-0800</u>	<u>2013</u>

By: \_\_\_\_\_  
Chief Financial Officer Date

( \_\_\_\_ total pages, each bearing contract number and work order number)



1255 Imperial Avenue, Suite 1000  
San Diego, CA 92101-7490  
(619) 231-1466 • FAX (619) 234-3407

## Agenda Item No. 15

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

RTMS FOR 26 PREMIUM EXPRESS COACH BUSES – SOLE SOURCE

#### RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G1481.0-12 (in substantially the same form as Attachment A) with ACS Transport Solutions, Inc. (ACS) to install, test, verify, and warranty Regional Transportation Management System (RTMS) equipment for 26 Premium Express coach buses.

#### Budget Impact

This purchase would be budgeted under MTS Capital Improvement Program (CIP) 11290. Funding would come from a Federal Highway Administration (FHWA) grant as part of the Integrated Corridor Management System (described below) awarded to the San Diego Association of Governments (SANDAG) as well as other funding sources to be specified by SANDAG. The execution of this contract would be contingent upon MTS and SANDAG establishing a task order for this project under the comprehensive funding Memorandum of Understanding between the two agencies.

The purchase and installation of equipment, software, and licenses would be implemented on the 26 MTS Premium Express coach buses and would not exceed \$770,763.51. The cost per bus is \$28,142.51 plus 7.75% sales tax of \$1,502.24 for a total amount of \$29,644.75 per bus.

#### DISCUSSION:

The Integrated Corridor Management System (ICMS) is a project on the Interstate 15 (I-15) corridor to improve mobility, maximize system efficiency, and provide traveler choices along the corridor. SANDAG received a grant from FHWA to study, plan, and implement the system. Cities along the I-15 corridor and agencies with services in the I-15 corridor are planning this incident-management system, which will coordinate the response to disruptions in traffic flow.



MTS's participation will allow travelers to choose alternate forms of transportation to their destination if freeway disruptions occur. Through the use of real-time passenger ridership information, bus location, and traffic flows on the Premium Express buses, MTS will be able to assist in moving commuters safely and efficiently during an incident.

The RTMS is the radio, computer-aided dispatch (CAD) and automatic vehicle location (AVL) system that MTS uses for dispatching and tracking buses in the MTS fleet. This system also includes Automatic Passenger Counting System (APCS) devices that allow MTS to gather and view information about on and off passenger boardings per stop.

Currently, the 26 Premium Express buses do not have this system, and information such as location, passenger counts, and dispatching is transmitted via cell phone communication between the driver and dispatch. These buses are part of the contracted fleet services currently provided by Veolia Transportation. Adding the RTMS system to these 26 buses will allow MTS staff to receive and manage important ridership data in the same system as with the remainder of the MTS bus fleet.

ACS is the original equipment manufacturer (OEM) of the RTMS equipment on the current MTS fleet of buses, which have RTMS. ACS would provide the new equipment, install and verify operation of the equipment with qualified technicians at Veolia's local facility, and provide warranty support. ACS RTMS equipment is proprietary to ACS, and no other equipment can be sourced to communicate with its equipment or system.

In accordance with third-party contracting guidelines, FTA Circular 4220.1F, Chapter VI, Section 3i(1)(b)1b, a sole source award may be recommended in cases where the recipient (MTS) requires supplies or services available from only one responsible source, and no other supplies or services will satisfy its requirements.

Based on the above information, MTS staff has concluded that awarding a contract to ACS represents the best value to MTS. Pricing and other factors considered, staff finds ACS pricing to be fair and reasonable; therefore staff is requesting Board approval of MTS Doc. No. G1481.0-12 not to exceed \$770,763.51 (inclusive of sales tax) for RTMS equipment, systems, and warranty support provided by ACS for 26 Premium Express buses.



Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachment: A. Draft MTS Doc. G1481.0-12

## STANDARD PROCUREMENT AGREEMENT

G1481.0-12  
 CONTRACT NUMBER  
 CIP11290  
 FILE NUMBER(S)

THIS AGREEMENT is entered into this \_\_\_\_\_ day of \_\_\_\_\_ 2012, in the state of California by and between San Diego Metropolitan Transit System ("MTS"), a California public agency, and the following, hereinafter referred to as "Contractor":

Name: ACS Transport Solutions, Inc. Address: 7160 Riverwood Drive  
Columbia, MD 21046  
 Form of Business: Corporation  
 (Corporation, partnership, sole proprietor, etc.)  
 Telephone: 443-413-1762  
 Authorized person to sign contracts: Ian Newberg Managing Director  
 Name Title

**The attached Standard Conditions are part of this agreement. The Contractor agrees to furnish to MTS the following:**

Hardware, software, installation, and implementation products and services as specified in the ACS Transport Solutions, Inc. proposal, MTS Standard Conditions Procurement, Federal Requirements, MTS Safety Department's SOP (SAF 016-03), and Travel Expense Policy Guidelines applicable to this contract.

The project shall be completed by December 31, 2012, unless otherwise amended by MTS in writing.

The total cost for the project shall not exceed \$731,705.33 for products, services, and software and \$39,058.18 for sales tax, for a total of \$770,763.51.

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
\$770,763.51	11290	FY 13

By: \_\_\_\_\_  
 Chief Financial Officer  
 (\_\_\_ total pages, each bearing contract number)



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San Diego, CA 92101-7490  
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## Agenda Item No. 45

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

CITY/PARK STREETCAR FEASIBILITY STUDY UPDATE AND FINAL REPORT  
(DENIS DESMOND AND SHARON COONEY)

#### RECOMMENDATION:

That the Board of Directors receive a report for information and provide comments.

#### Recommendation by the Executive Committee

At its meeting on May 10, 2012, the Executive Committee recommended forwarding this agenda item to the Board of Directors for information and comments.

#### Budget Impact

None.

#### DISCUSSION:

Several American cities have built new or vintage streetcar systems within the past 15 years to spur economic development, reduce parking demands, and enhance pedestrian mobility. Streetcars differ from light rail because they generally feature single-car consists and operate in mixed-traffic. San Diego's last streetcar turned into the barn in 1949, but the recent implementation of the Silver Line by San Diego Vintage Trolley, and the upcoming centennial of Balboa Park, has sparked an interest by many in seeing streetcars once again ply the streets of our area. MTS received a Caltrans planning grant last year to study the feasibility of constructing and operating a streetcar line between Downtown San Diego and Balboa Park. MTS retained Parsons-Brinkerhoff to conduct the technical portions of the study, which is now complete. Staff will provide a final report on the findings of the feasibility study and discuss potential next steps.

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: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

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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.



# **MTS City/Park STREETCAR Feasibility Study**

July 19, 2012



CITY / PARK STREETCAR FEASIBILITY STUDY

①

## **PURPOSE OF THE FEASIBILITY STUDY**

- 1) Assess engineering related to infrastructure
- 2) Identify/evaluate potential alignments & vehicles
- 3) Develop ridership estimates and conceptual service characteristics
- 4) Estimate costs & identify possible financing options

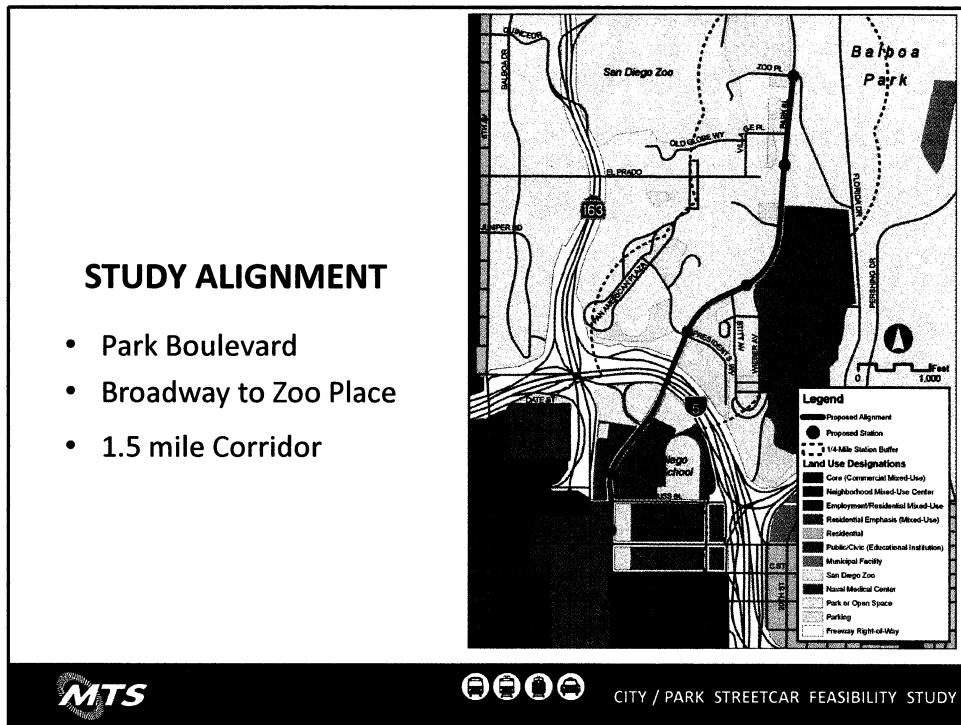


Streetcar in Mixed-Flow Traffic in Portland, OR

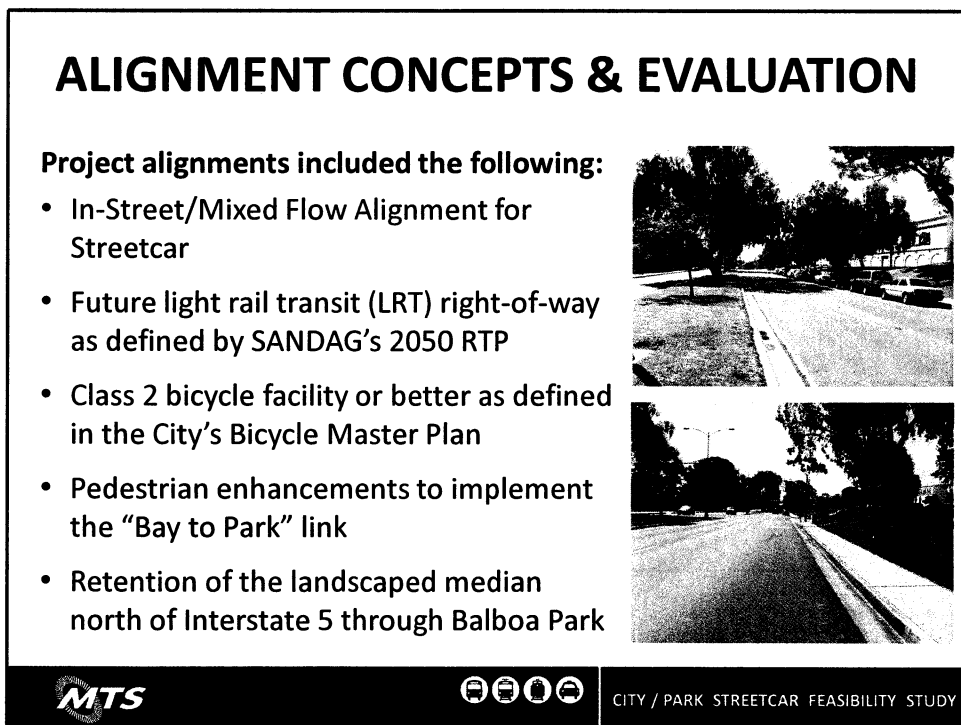


CITY / PARK STREETCAR FEASIBILITY STUDY

②



(3)



(4)

## ALIGNMENT CONCEPTS & EVALUATION

### Alternatives Developed for North of I-5 Segment

- Option 1 – Right Lane Mixed Flow w/ Parking
- Option 2 – Provides Additional Travel Lane
- Option 3 – Right Lane Mixed Flow w/o Parking and Class 2 Bicycle Facility
- Option 4 – Curbside Lane Mixed Flow w/o Parking and Class 1 Bicycle Facility \*
- Option 5 – Median Side Mixed Flow /w Parking and Class 2 Bicycle Facility\*\*

\* Ranked the highest

\*\* Note: LRT not provided



CITY / PARK STREETCAR FEASIBILITY STUDY

5

## ALIGNMENT CONCEPTS & EVALUATION

### Evaluation matrix scored each alternative on:

- Engineering Feasibility
- Operational Feasibility
- Cost Feasibility
- Others – Consistency with approved plans, stakeholder comments, complete streets, etc.



Streetcar at Balboa Park Terminal Near Park Boulevard, c. 1915

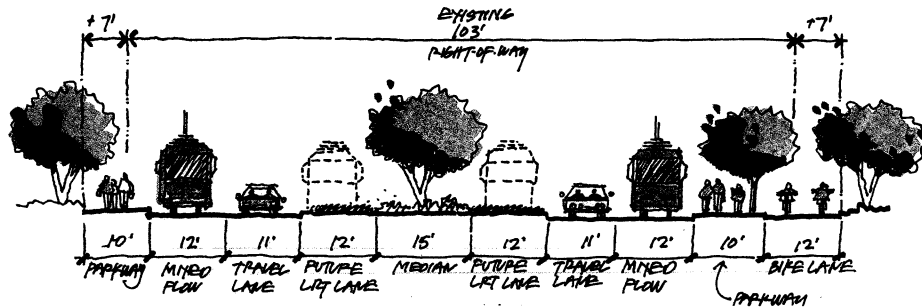


CITY / PARK STREETCAR FEASIBILITY STUDY

@

## HIGHEST SCORING ALTERNATIVE

### Concept North of Interstate 5



- Addresses future operational plans.
- Eliminates on-street parking.
- Accommodates all streetcar types.
- Reduces bike/rail conflict.
- Reduces circulation conflict.
- Enhances bay-to-park link.

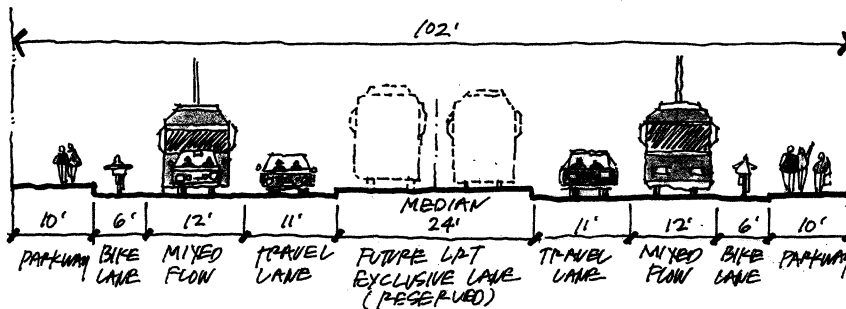


CITY / PARK STREETCAR FEASIBILITY STUDY

⑦

## HIGHEST SCORING ALTERNATIVE

### Concept South of Interstate 5 to C Street



CITY / PARK STREETCAR FEASIBILITY STUDY

⑧

## BRIDGES

### I-5 Bridge

- Insufficient structural capacity for streetcar.
- Stray current issues.
- Rebuilding a new bridge possibly best solution.
- Future light rail.



### Balboa Park Pedestrian Bridge

- Insufficient clearance for overhead wire.
- Not ADA accessible, likely not historic.
- May require at-grade pedestrian crossing.
- Options: build new bridge or lower street.



CITY / PARK STREETCAR FEASIBILITY STUDY

9

## VEHICLES

### Vintage Cars

- Historical charm
- Local availability of vehicles
- More compact size



### Replica Cars

- Historical charm
- Modern running gear
- Availability of additional cars



### Modern Cars

- Integration with current Trolley
- Low-floor access
- Availability of additional cars



CITY / PARK STREETCAR FEASIBILITY STUDY

10

## VEHICLES

### Major Considerations

- Accessibility
- Capacity
- Reliability
- System integration
- Expandability into larger streetcar network

### Hybrid Model

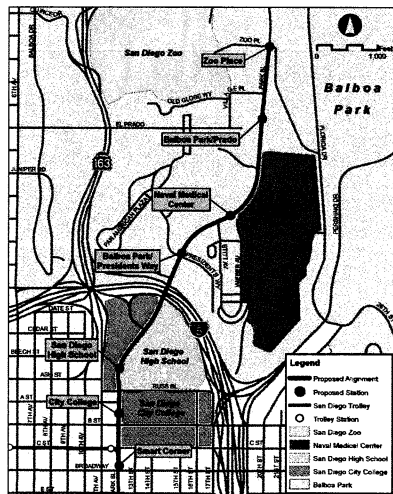
- Modern streetcar as the “workhorse” of the system
- Historic cars operating when their aesthetic appeal would be most appreciated (e.g. special events)



CITY / PARK STREETCAR FEASIBILITY STUDY

(11)

## SERVICE CONCEPT



- 7 stations
- 1.5 miles each way
- Transfers to two Trolley lines and 14 bus routes at City College Trolley Station
- Hours: 8 AM - 6 PM, 7 days a week
- 15 minute frequency
- 377,000 passengers annually



CITY / PARK STREETCAR FEASIBILITY STUDY

(12)

## PUBLIC PARTICIPATION

- 1) Stakeholder Steering Committee
- 2) Community outreach meeting in Balboa Park (June 2011)
- 3) On-line & outreach session survey
- 4) Project materials available on the MTS website

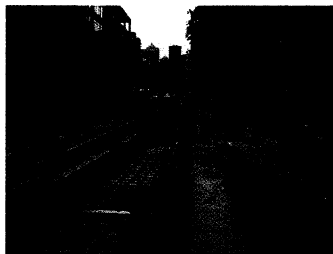


CITY / PARK STREETCAR FEASIBILITY STUDY

13

## COSTS

- 1) Capital Cost: \$68.8 - \$77.7 Million
  - Construction Estimate: \$65.9 Million
  - Vehicles: \$2.9 - \$11.8 Million
- 2) Operating Cost: \$1.1 Million Annually



Guideway and Track Construction



CITY / PARK STREETCAR FEASIBILITY STUDY

14

## CAPITAL COSTS

Description	COST
<b>GUIDEWAY &amp; TRACK ELEMENTS</b>	<b>\$25,395,000</b>
Guideway: At-grade in mixed traffic	\$9,295,000
I-5 bridge (including demo)	\$14,000,000
Turntables	\$2,100,000
<b>STATION PLATFORMS (12)</b>	<b>\$3,424,200</b>
<b>SUPPORT FACILITIES: YARDS, SHOPS, ADMIN BLDGS</b>	<b>\$0</b>
<b>SITE WORK &amp; SPECIAL CONDITIONS</b>	<b>\$6,021,000</b>
Demolition, clearing, earthwork, utilities, environmental	\$580,000
Site structures, incl. retaining walls and sound walls	\$200,000
Curbs, gutters, landscaping, pedestrian & bicycle facilities	\$5,241,000
<b>SYSTEMS</b>	<b>\$8,875,000</b>
Traffic signals and crossing protection	\$375,000
Substations	\$4,000,000
Overhead catenary	\$3,750,000
Communications	\$750,000
<b>R.O.W, LAND, &amp; EXISTING IMPROVEMENTS</b>	<b>\$0</b>
<b>PROFESSIONAL SERVICES (Environmental/Engineering/Mngmt)</b>	<b>\$16,814,928</b>
<b>UNALLOCATED CONTINGENCY (10%)</b>	<b>\$5,993,013</b>
<b>TOTAL PROJECT COST (EXCLUDING VEHICLES)</b>	<b>\$65,923,141</b>

15

## FINANCING OPTIONS FOR STREETCAR

- Federal, State
- Transit agency
  - General fund, operating revenue
  - General obligation bonds
- Local options
  - Tax increment financing
  - Parking revenues (meters, garages, fines)
  - Assessment district
  - Investment by adjacent property owners/P3s
  - Sale of sponsorships
  - Local option sales/gas tax
  - Tourism fees
  - Developer agreements
  - Joint development
  - Carbon offsets



CITY / PARK STREETCAR FEASIBILITY STUDY

16

## NEXT STEPS

**Estimated timeline once project is identified/funded:**

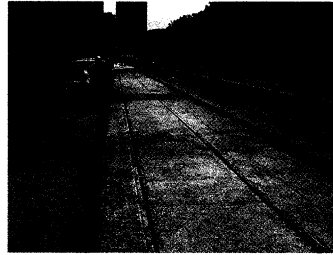
1.5 years - Conceptual Engineering & Environmental

1.0 years - Preliminary Engineering/Vehicle Procurement

1.0 years - Final Design

1.5 years - Construction/Vehicle Delivery

**5.0 years - Total**



Paved Track Nearing Completion



CITY / PARK STREETCAR FEASIBILITY STUDY

17



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## Agenda Item No. 46

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

SEMIANNUAL UNIFORM REPORT OF DISADVANTAGED BUSINESS ENTERPRISE  
AWARDS OR COMMITMENTS AND PAYMENTS (KAREN LANDERS)

#### RECOMMENDATION:

That the Board of Directors receive the Semiannual Uniform Report of Disadvantaged Business Enterprise (DBE) Awards or Commitments and Payments (Attachment A).

#### Budget Impact

None.

#### DISCUSSION:

As a Federal Transit Administration (FTA) grantee, MTS complies with the federal regulations set forth in Title 49 of the Code of Federal Regulations Part 26 regarding participation by DBEs in the U.S. Department of Transportation (DOT) Program. The DBE regulations require MTS to prepare DBE goals based upon the number of ready, willing, and able DBE-certified contractors available to bid on certain categories of MTS procurements.

The goals of the DBE program are to:

1. ensure nondiscrimination in the award and administration of DOT-assisted contracts;
2. create a level playing field on which DBEs can compete fairly for DOT-assisted contracts;
3. ensure that the DBE program is narrowly tailored in accordance with applicable law;



4. ensure that only firms that fully meet 49 CFR Part 26 eligibility standards are permitted to participate as DBEs;
5. help remove barriers to the participation of DBEs in DOT-assisted contracts;
6. assist the development of firms that can compete successfully in the marketplace outside of the DBE program; and
7. provide appropriate flexibility to recipients of federal financial assistance in establishing and providing opportunities for DBEs.

MTS has a race-neutral program with an aspirational goal of 12.6% DBE participation. This means that no special quotas or advantages are provided to DBE contractors. Instead, MTS conducts outreach to DBE and other contractors in an effort to inform them of upcoming MTS procurements. Successful bidders are chosen using race-neutral means, generally through a low-bid or best-value procurement process. For purposes of reporting DBE participation rates to the FTA, MTS may only count participation by certified DBE contractors. Contractors with only women, disabled veteran, or minority-owned certifications do not qualify for DBE reporting. Certified DBE contractors must (1) have a woman or minority as a majority owner, and (2) meet specified income limits for both the business and the majority owner.

#### Summary of Semiannual DBE Report Findings

The current FTA semiannual reporting period runs from October 1, 2011, to March 31, 2012. For projects using federal funds, there were a total of 26 contracts that were entered into during the reporting period (Attachment A), and 22 contracts that were completed during the reporting period (Attachment B).

<b>REPORTING PERIOD</b>	<b>Contract Awards/Commitments</b>		
	<b>Total Federal \$\$</b>	<b>DBE \$\$</b>	<b>DBE %</b>
<b>Oct 1 11 to Mar 31 12 including Veolia Contract (\$137,048,355.95)</b>	\$154,463,950.06	\$1,460,173.40	0.95%
<b>Oct 1 11 to Mar 31 12 excluding Veolia Contract</b>	\$17,415,594.11	\$1,460,173.40	8.38%
<b>Cumulative FY 11-12 period (Oct 10 to Mar 12) including Veolia contract</b>	\$188,296,020.59	\$5,010,611.32	2.66%
<b>Cumulative FY 11-12 period (Oct 10 to Mar 12) excluding Veolia contract</b>	\$51,247,664.64	\$5,010,611.32	9.78%

<b>REPORTING PERIOD</b>	<b>Contracts Completed (Actual Payments)</b>		
	<b>Total Federal \$\$</b>	<b>DBE \$\$</b>	<b>DBE %</b>
<b>Oct 1 11 to Mar 31 12</b>	\$11,459,415.06	\$4,800.00	0.04%
<b>Cumulative FY 11-12 period (Oct 10 to Mar 12)</b>	\$35,318,279.22	\$3,695,292.22	10.46%

The MTS History of DBE Semiannual Reports (Attachment C) shows MTS DBE participation from fiscal year 2004 to present.



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Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Karen Landers, 619.557.4512, [Karen.Landers@sdmts.com](mailto:Karen.Landers@sdmts.com)

Attachments: A. Semiannual DBE Report Spreadsheet 10/1/11 - 3/31/12 – Contracts Awarded  
B. Semiannual DBE Report Spreadsheet 10/1/11 - 3/31/12 – Contracts Completed  
C. History of Semiannual DBE Reports (FY 2004 to Present)

October 1, 2011 to March 31, 2012  
Contracts Awarded  
Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts

Doc #	Organization	Subject	Amount	Funding Source	Local	DBE	/MBE/WBE/D	Day	Completion	FTA
<b>CONTRACTS, WORK ORDERS AND POS AWARDED -- FEDERAL FUNDS</b>										
1	G1399.0-12	PRIZM JANITORIAL SERVICES	FASHION VALLEY TRANSIT CTR DRIVER RESTRM	\$43,924.10	50840-53114	Y	N	N	10/6/2011	9/30/2014 Y
2	G1406.0-12	GENERAL INFORMATION SYSTEMS	HANDHELD READERS AND SOFTWARE DEVELOPMEN	\$164,667.21	11200-0200	N	N	N	10/13/2011	Y
3	B0453.2-06	VEOLIA TRANSPORTATION	AMENDMENT FOR POWER WASHING SERVICES	\$92,100.32	53114-840	Y	N	N	10/25/2011	6/30/2015 Y
4	B0563.0-11	TRAPEZE SOFTWARE GROUP, INC.	SOFTWARE LICENSE AND MAINTENANCE	\$291,335.00	850-53910 661-53910	N	N	N	10/25/2011	6/30/2014 Y
5	B0566.0-12	EF ENTERPRISES	IN-PLANT INSP. PRE-DELIV INSP. POST COMP	\$4,800.00	1136	N	Y	36553	10/25/2011	2/1/2012 Y
6	L1025.0-11	NMS MANAGEMENT, INC.	ANTI-GRAFFITI WINDOW FILM	\$1,306,985.80	35653610	Y	Y	36051	10/31/2011	10/31/2016 Y
7	G1408.0-12	CUBIC TRANSPORTATION SYSTEMS	SOFTWARE TVM AND DCU	\$634,775.00	11320	Y	N	N	11/8/2011	9/30/2012 Y
8	B0545.1-11	TRUCK TRAILER TRANSIT	AMEND 1 - DELETE PART	(\$1,344.00)	321/322-54510	N	N	N	11/22/2011	11/30/2015 Y
9	L1059.0-12	J.L. PATTERSON & ASSOCIATES	BRIDGE INSPECTION SERVICES	\$79,768.00	360-53910	N	Y	7770	12/22/2011	12/31/2012 Y
10	G0867.13-03	MOTOROLA	REGIONAL TRANSIT MANAGEMENT SYSTEM	\$1,260,887.52	50661-53910	Y	N	N	12/28/2011	6/30/2013 Y
11	L1062.0-12	SIMPLEX GRINELL	FIRE ALARM MONITORING	\$99,990.00	360-53720	Y	N	N	1/5/2012	1/8/2015 Y
12	B0521.2-09	APOLLO VIDEO TECHNOLOGY	AMENDMENT FOR DVR ENCLOSURES	\$11,073.00			N	N	1/17/2012	Y
13	B0563.1-11	TRAPEZE SOFTWARE GROUP	REPLACE IVR SYSTEMS	\$130,000.00			N	N	1/27/2012	Y
14	G1367.1-11	NMS MANAGEMENT, INC.	ADD DAILY TERMINAL CLEANER TO SAN YSIDRO	\$68,619.60	352-53615	Y	Y	36051	1/31/2012	9/30/2014 Y
15	L1032.0-12	SIEMENS INDUSTRY, INC.	TRACTION POWER SUBSTATION	\$12,902,805.47	12817-0800	N	N	N	2/10/2012	Y
16	L0894.1-09	RAM INDUSTRIAL SERVICES	ADDITIONAL UPGRADES TO SOW	\$0.00	11214-0800	N	N	N	2/13/2012	9/30/2014 Y
17	B0547.1-11	SD FRICTION PRODUCTS/WETMORES	AMEND 1 CHANGE P/N'S	\$0.00					2/29/2012	Y
18	B0453.3-06	VEOLIA TRANSPORTATION	AMENDMENT FOR OPTION YEARS	\$137,048,355.95	58110, 58910, 58310, 58210, 53114, 53810, 54210, 58510	Y	N	N	3/13/2012	6/30/2015 Y
19	L0894.2-09	RAM IND SERVICES	ADDITIONAL UPGRADES TO THE SOW	\$0.00	11214-0800	N	N	N	3/23/2012	Y
20	PWL132.0-11.03	SOUTHLAND ELECTRIC, INC.	HVAC SYSTEM QUALCOMM CONTR. BOOTH	\$21,167.56					01/27/12	Y
21	PWL132.0-11.04	SOUTHLAND ELECTRIC, INC.	INSTALL ROOF FASHION VALLEY ELEVATO	\$76,202.70					02/08/12	Y
22	G1246.0-09.12.1	DAVID EVANS & ASSOC.	PLAN AND SPEC PREP FOR BLDG A/QUALC	\$0.00					02/21/12	Y
23	PWL123.0-11.01	HERZOG CONTRACTING CORP.	JOC REPLACE TRACK AT 10TH & C STREE	\$181,123.10					03/01/12	Y
24	G1246.0-09.10.1	DAVID EVANS & ASSOC.	ADDITIONAL DESIGN SERVICES WHEEL TR	\$15,798.28					03/01/12	Y
25	PWL132.0-11.05.2	SOUTHLAND ELECTRIC, INC.	CCTV UPGRADE GROSSMONT TROLLEY	\$5,868.19					03/23/12	Y



### Contracts Awarded

## PURCHASE ORDERS

October 1, 2011 to March 31, 2012

Contracts Awarded

Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts

43	3066	CDW GOVERNMENT, INC.	ANTENNAS HAWKING	\$921.57			N		10/6/2011	
44	3054	ASPARIAN LLC	DBA SERVICES	\$3,000.00			N		10/7/2011	
45	3067	TRAFFIC CONTROL SERVICES, INC.	CLIPS - BANDING	\$2,183.87			N		10/7/2011	
46	3068	EN POINTE TECHNOLOGIES	SMART UPS	\$21,986.53			N		10/7/2011	
47	3069	CDW GOVERNMENT, INC.	TAPE DRIVE	\$11,046.53			N		10/10/2011	
48	3070	EN POINTE TECHNOLOGIES	BES ADVANTAGE PROGRAM	\$1,404.57			N		10/10/2011	
49	3071	CDW GOVERNMENT, INC.	CISCO CATALYST, FIBER CABLE	\$1,292.72			N		10/10/2011	
50	3072	ARAMARK REFRESHMENT SERV INC	COFFEE BEVERAGE SERVICES AGREEMENT	\$6,600.24			N		10/12/2011	
51	3073	LOADBALANCER.ORG, INC.	COMPUTER HARDWARE	\$1,868.75			N		10/13/2011	
52	3074	LINKEDIN CORP.	RECRUITER ACCOUNT	\$10,000.00			N		10/14/2011	
53	3075	KRONOS, INC.	SUPPORT RENEWAL	\$10,163.09			N		10/18/2011	
54	PW001071	NEAL ELECTRIC	ON-CALL ELECTRICAL SERVICES	\$12,017.37			N		10/19/2011	
55	3079	AAA PRINTING COMPANY	TAKE ONE TRAVEL ADVISORY	\$5,045.93			N		10/21/2011	
56	3076	CDW GOVERNMENT, INC.	NETGEAR SWITCH	\$606.00			N		10/24/2011	
57	3077	K&F ASSOCIATES	BACKUP STORAGE TAPES	\$9,298.13			N		10/24/2011	
58	3078	ABTECH SYSTEMS, INC.	HP TECH SUPPORT	\$17,388.00			N		10/24/2011	
59	3080	INSIGHT	WHAT'S UP GOLD PREMIUM	\$2,412.63			N		10/24/2011	
60	3081	DELL COMPUTER CORP	DELL MONITOR	\$10,510.22			N		10/24/2011	
61	3082	EN POINTE TECHNOLOGIES	D-LINK SWITCH	\$3,069.37			N		10/24/2011	
62	3083	TECHNOLOGY INTEGRATIONS	ARCSERVE	\$2,469.35			N		10/25/2011	
63	3084	COMVIEW INC.	COMPUTER SUPPLIES	\$2,219.01			N		10/25/2011	
64	3085	KEARNY PEARSON FORD	2012 FORD EXPLORER	\$26,836.63			N		10/26/2011	
65	3086	PHONE SUPPLEMENTS	WIRELESS HEADSET	\$991.30			N		10/27/2011	
66	3087	CDW GOVERNMENT, INC.	EMC ASSY DISK	\$1,068.12			N		10/28/2011	
67	3088	CDW GOVERNMENT, INC.	DIMM KIT AND RACK	\$1,629.79			N		10/31/2011	
68	3089	NUMARA	RENEWAL OF TRACK IT HELP DESK	\$6,907.20			N		11/1/2011	
69	3090	REID AND CLARK SCREEN ARTS	SURVEILLANCE CAMERAS	\$5,649.33			N		11/1/2011	
70	3091	CDW GOVERNMENT, INC.	APPLE IPAD	\$669.96			N		11/3/2011	
71	3092	CDW GOVERNMENT, INC.	OFFICE MAC, APPLE	\$1,916.86			N		11/3/2011	
72	3094	MATERIAL AND CONTRACT SERVICES	RECRUITMENT SERVICES	\$25,000.00			N		11/16/2011	
73	3096	NTH GENERATION COMPUTING, INC.	HP BLADES	\$63,119.32			N		11/22/2011	
74	3097	CARLOS GUZMAN, INC.	DECAL INSTALLATION FOR SD8	\$19,950.00			N		11/30/2011	
75	3098	CDW GOVERNMENT, INC.	MODEM	\$894.96			N		11/30/2011	
76	3099	THE FRENCH GOURMET INC.	CATERING FOOD	\$2,699.14			N		12/2/2011	
77	3100	FIRESTONE TIRE AND SERVICE	WIPER BLADES-TIRES	\$623.70			N		12/5/2011	
78	3101	SOFTCHOICE CORPORATION	IRONPORT RENEWAL LICENSE C160	\$7,392.80			N		12/9/2011	
79	3102	CDW GOVERNMENT, INC.	VISIONTEK RADEON	\$994.38			N		12/12/2011	
80	3103	KINGSBURY UNIFORMS	UNIFORM PATCHES	\$2,297.75			N		12/12/2011	

October 1, 2011 to March 31, 2012

Contracts Awarded  
Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts

81	3104	NETWRX	CHANGE REPORTER SUITE	\$6,277.50		N	12/15/2011	
82	3105	MADDEN CONSTRUCTION, INC.	TRANSIT STORE REPAIRS	\$999.31		N	12/19/2011	
83	3106	AAA PRINTING COMPANY	COMPASS CARD TAKE ONE	\$4,565.37		N	12/21/2011	
84	3107	TECHNOLOGY INTEGRATION GROUP	ARCSERVE	\$803.83		N	12/27/2011	
85	3108	INTERIOR SOLUTIONS	OFFICE FURNITURE	\$10,650.95		N	12/27/2011	
86	3109	CDW GOVERNMENT, INC.	SPEAKERS, COMPUTER, SCREEN	\$697.09		N	12/27/2011	
87	3110	SAFEGWAY SIGN CO.	BUS STOP BLADES	\$10,365.55		N	12/27/2011	
88	3111	PHONE SUPPLEMENTS	HEADSET, EAR PADS	\$445.22		N	1/4/2012	
89	3113	CITY HEIGHTS DEV. CENTER	BUSINESS DIRECTORY	\$2,500.00		N	1/6/2012	
90	3115	DAY WIRELESS SYSTEMS	ANTENNA, REMOTE RADIOS, INSPECTION	\$7,338.02		N	1/13/2012	
91	3116	DELL COMPUTER CORP	DELL LATITUDE LAPTOP	\$1,898.41		N	1/17/2012	
92	3118	DELL COMPUTER CORP.	20 INCH FLAT PANEL DISPLAY	\$145.06		N	1/17/2012	
93	3114	CDW GOVERNMENT, INC.	MOUSE, CHARGER, DVDS	\$119.90		N	1/19/2012	
94	3117	CDW GOVERNMENT, INC.	HP LJ P4015TN	\$4,403.79		N	1/19/2012	
95	3119	ADDONS, INC.	SUPPORT	\$42,000.00		N	1/19/2012	
96	3120	CDW GOVERNMENT, INC.	WD SATA 160 GB, MICRO BATTERY	\$708.01		N	1/25/2012	
97	3122	ACCESSIBLE SAN DIEGO	2012 ACCESS GOLD MEMBERSHIP	\$6,250.00		N	1/25/2012	
98	PW001072	CROSSMAN LANDSCAPE, INC.	WEED ABATEMENT SERVICES	\$7,800.00		N	1/26/2012	
99	3121	IPSWITCH	WHATS UP SERVER	\$1,073.25		N	1/26/2012	
100	3123	L & L PRINTERS	2012 RIDER NEWSLETTER	\$15,128.10		N	1/26/2012	
101	3125	SAN DIEGO POSTAL AND SHIPPING	YEARLY MAINTENANCE AGREEMENT	\$1,100.00		N	2/1/2012	
102	3126	ARIZONA PACIFIC WOOD PRESERVIN	7X9X9 HARDWOOD PLATES	\$14,233.25		N	2/1/2012	
103	3124	CDW GOVERNMENT, INC.	ACROBAT PRO 10	\$1,025.00		N	2/1/2012	
104	3128	INC PERFORMANCE POLYMERS INNOV	216FT OF 115# RE PPI RUBBER 2 1/2	\$6,559.22		N	2/3/2012	
105	3129	EMPLOYTEST	MICROSOFT WORD ASSESSMENTS	\$129.00		N	2/3/2012	
106	3132	PIXEL IMAGING MEDIA	TROLLEY WRAP, REMOVAL AND INSTALL	\$9,834.75		N	2/6/2012	
107	3137	TECHNOLOGY INTEGRATION GROUP	CATALYST LAN BASE, TRANSCIEVER	\$9,073.13		N	2/9/2012	
108	3138	SAN DIEGO READER	FULL PAGE ADS	\$18,456.00		N	2/10/2012	
109	3139	CDW GOVERNMENT, INC.	CISCO LC CONNECTOR	\$2,033.25		N	2/10/2012	
110	3140	CDW GOVERNMENT, INC.	HARD DRIVE, CABLE, MAINT KIT	\$1,802.18		N	2/13/2012	
111	3141	WEST COAST CABLING, INC.	TRACER SYSTEM UPGRADES	\$5,570.47		N	2/17/2012	
112	3142	ANDERSON & BRABANT	APPRAISAL WOODENMAN ST.	\$3,750.00		N	2/17/2012	
113	3143	DELL COMPUTER CORP.	DELL LATITUDE LAPTOP	\$1,887.53		N	2/17/2012	
114	3144	CDW GOVERNMENT, INC.	APC NETSHELTER	\$368.85		N	2/17/2012	

October 1, 2011 to March 31, 2012

Contracts Awarded

Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts

115	3145	CDW GOVERNMENT, INC.	HP PAPER CASSETTE, USB MOUSE	\$697.17		N		2/17/2012	
116	3146	FUSION STORM	CISCO INTRUSION WEB SECURITY BNL	\$30,070.12		N		2/17/2012	
117	PW001073	DRAIN MEDIC, INC.	REZNOR HEATERS, LABOR	\$8,320.57		N		2/21/2012	
118	3147	TECHNOLOGY INTEGRATION GROUP	DATADOMAIN SUPPORT	\$5,151.60		N		2/22/2012	
119	3148	TECHNOLOGY INTEGRATION GROUP	NETWORK SERVER	\$3,137.56		N		2/22/2012	
120	3149	TECHNOLOGY INTEGRATION GROUP	EMC NAS & MAINT.	\$28,089.50		N		2/22/2012	
121	3150	CDW GOVERNMENT, INC.	GOV VEEAM VMWARE - VEEAM BU MAINT	\$13,552.00		N		2/23/2012	
122	3151	IKON OFFICE SOLUTIONS, INC.	1 YR MAINT RENEW EMC AX SUPPORT	\$6,423.00		N		2/24/2012	
123	3152	CALHOUN TECHNOLOGIES	HP DL360 HOT PLUG REDUNDANT POWER	\$743.48		N		2/24/2012	
124	3153	RECOGNITION IDEAS & CONCEPTS	SERVICE PINS	\$5,816.39		N		2/27/2012	
125	3154	IACCESS	HID CARDS	\$2,747.63		N		2/29/2012	
126	3155	HSQ TECHNOLOGY	ILON SYSTEM SUPPORT SERVICES APPRAISAL FOR 24TH ST NATIONAL CITY	\$84,000.00		N		3/2/2012	
127	3165	ANDERSON & BRABANT	CANON SCANNER ROLLER KIT	\$7,500.00		N		3/19/2012	N
128	3168	IKON OFFICE SOLUTIONS	HP LJ ENT	\$129.30		N		3/22/2012	Y
129	3170	CDW GOVERNMENT INC	SHELTER INSERT, KIOSK INSERTS HARDWARE FOR CRITICAL DATA STORAGE	\$967.12		N		3/28/2012	N
130	3169	DIMENSIONAL SILKSCREEN INC		\$4,191.48		N		3/28/2012	N
131	3171	NTH GENERATION COMPUTING, INC.		\$77,141.06		N		3/29/2012	Y
Subtotal Local PO's				\$799,130.95					
Total Local Contracts & PO's				\$4,192,738.59					
Total Local DBE				\$80,091.86					
% Local DBE				1.91%					

October 1, 2011 to March 31, 2012  
Contracts, Work Orders and POs Completed --  
Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts

Doc #	Organization	Subject	Amount	Funding Source	Local	DBE	M/BE/WBE/D	DBE Reported	Day	Completion	FTA
<b>CONTRACTS COMPLETED -- FEDERAL FUNDS</b>											
1	G1031.0-07	AZTEC JANITORIAL SERVICES			Y	N			9/29/2006	10/1/2011 Y	
2	G1194.2-08	THE BUSINESS CLEANING COMPANY	\$1,129,786.44		Y	N		\$100.00	7/15/2010	10/14/2011 Y	
3	G1348.0-11	COX COMMUNICATIONS	\$12,010.56		Y	N		\$0.00	11/1/2010	10/31/2011 Y	
4	PWB131.0-11	PARK WEST LANDSCAPE	\$50,000.00		Y	N		\$0.00	12/13/2010	11/30/2011 Y	
5	PWB127.0-10	TRILLIUM USA	\$21,220.62		Y	N		\$0.00	7/12/2010	12/31/2011 Y	
6	B0537.0-10	FUEL SOLUTIONS, INC.	\$5,688,922.50	11280-0200	Y	N		\$0.00	7/19/2010	12/31/2011 Y	
7	PWB127.1-10	TRILLIUM USA	\$29,562.00		Y	N		\$0.00	3/28/2011	12/31/2011 Y	
8	PWB127.2-10	TRILLIUM USA	\$23,995.00	11280-0200	N	N		\$0.00	6/10/2011	12/31/2011 Y	
9	G0867.12-03	MOTOROLA	\$191,037.34	11280-0200	Y	N		\$0.00	7/1/2011	12/31/2011 Y	
10	L0888.1-09	KNORR BRAKE CORP	\$406,737.48	50661-53910	N	N		\$0.00	7/30/2009	1/16/2012 Y	
11	B0566.0-12	EF ENTERPRISES	\$0.00		N	N		\$0.00	10/25/2011	2/1/2012 Y	
12	G1135.0-08	IBI GROUP	\$4,800.00	1136	Y	N	DBE 36553 - hisp/WBE	\$0.00	10/18/2007	3/31/2012 Y	
13	G1107.1-07	TRANSPORTATION MGMT & DESIGN	\$188,652.05		Y	N		\$0.00	12/3/2007	3/31/2012 Y	
14	G1107.2-07	TRANSPORTATION MGMT & DESIGN	\$20,000.00		N	N		\$0.00	4/21/2008	3/31/2012 Y	
15	PWL132.0-11.03	SOUTHLAND ELECTRIC, INC.	\$29,245.76						01/27/12		Y
16	PWL132.0-11.04	SOUTHLAND ELECTRIC, INC.	\$21,167.56						02/08/12		Y
17	G1246.0-09.12.1	DAVID EVANS & ASSOC.	\$76,202.70						02/21/12		Y
18	PWL123.0-11.01	HERZOG CONTRACTING CORP.	\$0.00						03/01/12		Y
19	G1246.0-09.10.1	DAVID EVANS & ASSOC.	\$181,123.10						03/01/12		Y
20	PWL132.0-11.05.2	SOUTHLAND ELECTRIC, INC.	\$15,798.28						03/23/12		Y
21	PWL132.0-11.02	SOUTHLAND ELECTRIC, INC.	\$5,868.19						03/28/12		Y
22	M6655.0-07	HECHT SOLBERG ROBINSON GOLDBER	\$25,047.26		Y	N		\$0.00	4/23/2007	1/18/2012 Y	
<b>Total Federal Dollars</b>			<b>\$11,459,415.06</b>								
<b>Total Federal DBE</b>			<b>\$4,800.00</b>								
<b>% of DBE</b>			<b>0.04%</b>								

**Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts**

**B-2**

October 1, 2011 to March 31, 2012

**Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts**

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October 1, 2011 to March 31, 2012  
Contracts, Work Orders and POs Completed --

Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts

51	3069	CDW GOVERNMENT, INC.	TAPE DRIVE	\$11,046.53		N		10/10/2011	
52	3070	EN POINTE TECHNOLOGIES	BES ADVANTAGE PROGRAM	\$1,404.57		N		10/10/2011	
53	3071	CDW GOVERNMENT, INC.	CISCO CATALYST, FIBER CABLE	\$1,292.72		N		10/10/2011	
54	3072	ARAMARK REFRESHMENT SERV INC	COFFEE BEVERAGE SERVICES AGREEMENT	\$6,600.24		N		10/12/2011	
55	3073	LOADBALANCER.ORG, INC.	COMPUTER HARDWARE	\$1,868.75		N		10/13/2011	
56	3074	LINKEDIN CORP.	RECRUITER ACCOUNT	\$10,000.00		N		10/14/2011	
57	3075	KRONOS, INC.	SUPPORT RENEWAL	\$10,163.09		N		10/18/2011	
58	PW001071	NEAL ELECTRIC	ON-CALL ELECTRICAL SERVICES	\$12,017.37		N		10/19/2011	
59	3079	AAA PRINTING COMPANY	TAKE ONE TRAVEL ADVISORY	\$5,045.93		N		10/21/2011	
60	3076	CDW GOVERNMENT, INC.	NETGEAR SWITCH	\$606.00		N		10/24/2011	
61	3077	K&F ASSOCIATES	BACKUP STORAGE TAPES	\$9,298.13		N		10/24/2011	
62	3078	ABTECH SYSTEMS, INC.	HP TECH SUPPORT	\$17,388.00		N		10/24/2011	
63	3080	INSIGHT	WHATS UP GOLD PREMIUM	\$2,412.63		N		10/24/2011	
64	3081	DELL COMPUTER CORP	DELL MONITOR	\$10,510.22		N		10/24/2011	
65	3082	EN POINTE TECHNOLOGIES	D-LINK SWITCH	\$3,069.37		N		10/24/2011	
66	3083	TECHNOLOGY INTEGRATIONS	ARCSERVE	\$2,469.35		N		10/25/2011	
67	3084	COMVIEW INC.	COMPUTER SUPPLIES	\$2,219.01		N		10/25/2011	
68	3085	KEARNY PEARSON FORD	2012 FORD EXPLORER	\$26,836.63		N		10/26/2011	
69	3086	PHONE SUPPLEMENTS	WIRELESS HEADSET	\$991.30		N		10/27/2011	
70	3087	CDW GOVERNMENT, INC.	EMC ASSY DISK	\$1,068.12		N		10/28/2011	
71	3088	CDW GOVERNMENT, INC.	DIMM KIT AND RACK	\$1,629.79		N		10/31/2011	
72	3089	NUMARA	RENEWAL OF TRACK IT HELP DESK	\$6,907.20		N		11/1/2011	
73	3090	REID AND CLARK SCREEN ARTS	SURVEILLANCE CAMERAS	\$5,649.33		N		11/1/2011	
74	3091	CDW GOVERNMENT, INC.	APPLE IPAD	\$669.96		N		11/3/2011	
75	3092	CDW GOVERNMENT, INC.	OFFICE MAC, APPLE	\$1,916.86		N		11/3/2011	
76	3094	MATERIAL AND CONTRACT SERVICES	RECRUITMENT SERVICES	\$25,000.00		N		11/16/2011	
77	3096	NTH GENERATION COMPUTING, INC.	HP BLADES	\$63,119.32		N		11/22/2011	
78	3097	CARLOS GUZMAN, INC.	DECAL INSTALLATION FOR SD8	\$19,950.00		N		11/30/2011	
79	3098	CDW GOVERNMENT, INC.	MODEM	\$894.96		N		11/30/2011	
80	3099	THE FRENCH GOURMET INC.	CATERING FOOD	\$2,699.14		N		12/2/2011	
81	3100	FIRESTONE TIRE AND SERVICE	WIPER BLADES-TIRES	\$623.70		N		12/5/2011	
82	3101	SOFTCHOICE CORPORATION	IRONPORT RENEWAL LICENSE C160	\$7,392.80		N		12/9/2011	
83	3102	CDW GOVERNMENT, INC.	VISIONTEK RADEON	\$994.38		N		12/12/2011	
84	3103	KINGSBURY UNIFORMS	UNIFORM PATCHES	\$2,297.75		N		12/12/2011	
85	3104	NETWRX	CHANGE REPORTER SUITE	\$6,277.50		N		12/15/2011	
86	3105	MADDEN CONSTRUCTION, INC.	TRANSIT STORE REPAIRS	\$999.31		N		12/19/2011	
87	3106	AAA PRINTING COMPANY	COMPASS CARD TAKE ONE	\$4,565.37		N		12/21/2011	
88	3107	TECHNOLOGY INTEGRATION GROUP	ARCSERVE	\$803.83		N		12/27/2011	
89	3108	INTERIOR SOLUTIONS	OFFICE FURNITURE	\$10,650.95		N		12/27/2011	

October 1, 2011 to March 31, 2012

Contracts, Work Orders and POs Completed --

Deleted: Vehicle Purchases, Revenue or \$0 Contracts and Real Property Contracts

90	3109	CDW GOVERNMENT, INC.	SPEAKERS, COMPUTER, SCREEN	\$697.09		N			12/27/2011	
91	3110	SAFEGWAY SIGN CO.	BUS STOP BLADES	\$10,365.55		N			12/27/2011	
92	3111	PHONE SUPPLEMENTS	HEADSET, EAR PADS	\$445.22		N			1/4/2012	
93	3113	CITY HEIGHTS DEV. CENTER	BUSINESS DIRECTORY	\$2,500.00		N			1/6/2012	
94	3115	DAY WIRELESS SYSTEMS	ANTENNA, REMOTE RADIOS, INSPECTION	\$7,338.02		N			1/13/2012	
95	3116	DELL COMPUTER CORP.	DELL LATITUDE LAPTOP	\$1,898.41		N			1/17/2012	
96	3118	DELL COMPUTER CORP.	20 INCH FLAT PANEL DISPLAY	\$145.06		N			1/17/2012	
97	3114	CDW GOVERNMENT, INC.	MOUSE, CHARGER, DVDS	\$119.90		N			1/19/2012	
98	3117	CDW GOVERNMENT, INC.	HP LJ P4015TN	\$4,403.79		N			1/19/2012	
99	3119	ADDONS, INC.	SUPPORT	\$42,000.00		N			1/19/2012	
100	3120	CDW GOVERNMENT, INC.	WD SATA 160 GB, MICRO BATTERY	\$708.01		N			1/25/2012	
101	3122	ACCESSIBLE SAN DIEGO	2012 ACCESS GOLD MEMBERSHIP	\$6,250.00		N			1/25/2012	
102	PW001072	CROSSMAN LANDSCAPE, INC.	WEED ABATEMENT SERVICES	\$7,800.00		N			1/26/2012	
103	3121	IPSWITCH	WHATS UP SERVER	\$1,073.25		N			1/26/2012	
104	3123	L & L PRINTERS	2012 RIDER NEWSLETTER	\$15,128.10		N			1/26/2012	
105	3125	SAN DIEGO POSTAL AND SHIPPING	YEARLY MAINTENANCE AGREEMENT	\$1,100.00		N			2/1/2012	
106	3126	ARIZONA PACIFIC WOOD PRESERVIN	7X9X9 HARDWOOD PLATES	\$14,233.25		N			2/1/2012	
107	3124	CDW GOVERNMENT, INC.	ACROBAT PRO 10	\$1,025.00		N			2/1/2012	
108	3128	INC PERFORMANCE POLYMERS INNOV	216FT OF 115# RE PPI RUBBER 2 1/2	\$6,559.22		N			2/3/2012	
109	3129	EMPLOYTEST	MICROSOFT WORD ASSESSMENTS TROLLEY WRAP, REMOVAL AND INSTALL	\$129.00		N			2/3/2012	
110	3132	PIXEL IMAGING MEDIA TECHNOLOGY INTEGRATION	CATALYST LAN BASE, TRANSCEIVER	\$9,834.75		N			2/6/2012	
111	3137	GROUP	FULL PAGE ADS	\$9,073.13		N			2/9/2012	
112	3138	SAN DIEGO READER	CISCO LC CONNECTOR	\$18,456.00		N			2/10/2012	
113	3139	CDW GOVERNMENT, INC.	HARD DRIVE, CABLE, MAINT KIT	\$2,033.25		N			2/10/2012	
114	3140	CDW GOVERNMENT, INC.	TRACER SYSTEM UPGRADES	\$1,802.18		N			2/13/2012	
115	3141	WEST COAST CABLING, INC.	APPRAISAL WOODENMAN ST.	\$5,570.47		N			2/17/2012	
116	3142	ANDERSON & BRABANT	DELL LATITUDE LAPTOP	\$3,750.00		N			2/17/2012	
117	3143	DELL COMPUTER CORP.	APC NETSHELTER	\$1,887.53		N			2/17/2012	
118	3144	CDW GOVERNMENT, INC.	HP PAPER CASSETTE, USB MOUSE	\$368.85		N			2/17/2012	
119	3145	CDW GOVERNMENT, INC.	CISCO INRONPORT WEB SECURITY BNDL	\$697.17		N			2/17/2012	
120	3146	FUSION STORM	REZNOR HEATERS, LABOR	\$30,070.12		N			2/17/2012	
121	PW001073	DRAIN MEDIC, INC.	DATADOMAIN SUPPORT	\$8,320.57		N			2/21/2012	
122	3147	GROUP	TECHNOLOGY INTEGRATION	\$5,151.60		N			2/22/2012	
123	3148	GROUP	NETWORK SERVER	\$3,132.56		N			2/22/2012	



MTS History of DBE Semi Annual Reports									
GOAL	REPORTING PERIOD	Contract Awards/Commitments				Contracts Completed (Actual Payments)			
		Total Federal \$\$	DBE \$\$	DBE %	Total Federal \$\$	DBE \$\$	DBE %	Total Federal \$\$	DBE %
FY 04	Oct 1 03 to Mar 31 04	\$ 68,933,772.00	\$ 3,789,506.00	5.50%	\$ 253,216.00	\$ 67,220.00	26.55%		
	Apr 1 04 to Sept 30 04	\$ 1,019,427.00	\$ 22,298.00	2.19%	\$ -	\$ -	n/a		
FY 05	Oct 1 04 to Mar 31 05	\$ 15,427,536.00	\$ 258,655.00	1.68%	\$ 88,441,868.00	\$ 10,158,403.00	11.49%		
	Apr 1 05 to Sept 30 05	\$ 7,309,808.00	\$ 626,128.00	8.57%	\$ 53,609,229.00	\$ 821,053.00	1.53%		
FY06	Oct 1 05 to Mar 31 06	\$ 16,025,156.00	\$ 1,231,189.00	7.68%	\$ 7,041,539.00	\$ 898,523.00	12.76%		
	Apr 1 06 to Sept 30 06	no report	no report	n/a	no report	no report	n/a		
FY07	Oct 1 06 to Mar 31 07	\$ 249,875,613.13	\$ 40,700.00	0.02%	\$ 35,600.00	\$ 35,600.00	100.00%		
	Apr 1 07 to Sept 30 07	\$ 14,531,851.03	\$ 144,000.00	0.99%	\$ 1,182,111.63	\$ -	0.00%		
FY08	Oct 1 07 to Mar 31 08	\$ 41,995,633.95	\$ -	0.00%	\$ 5,057,656.55	\$ -	0.00%		
	Apr 1 08 to Sept 30 08	\$ 29,945,298.82	\$ 30,000.00	0.10%	\$ 6,158,102.32	\$ -	0.00%		
FY09	Oct 1 08 to Mar 31 09	\$ 55,246,022.46	\$ -	0.00%	\$ 60,644,404.46	\$ -	0.00%		
	Apr 1 09 to Sept 30 09	\$ 23,987,652.82	\$ 135,836.00	0.57%	\$ 7,013,082.98	\$ 135,836.00	1.94%		
FY 10	Oct 1 09 to Mar 31 10	\$ 3,008,808.00	\$ -	0.00%	\$ 4,011,752.00	\$ -	0.00%		
	Apr 1 10 to Sept 30 10	\$ 170,230,393.00	\$ 12,000.00	0.01%	\$ 19,397,031.00	\$ 12,000.00	0.06%		
FY 11	Oct 1 10 to Mar 31 11	\$ 11,545,746.55	\$ -	0.00%	\$ 16,092,041.86	\$ -	0.00%		
	Apr 1 11 to Sept 30 11	\$ 22,286,323.98	\$ 3,550,437.92	15.93%	\$ 7,766,822.30	\$ 3,690,492.22	47.52%		
FY 12	Oct 1 11 to Mar 31 12	\$ 154,463,950.06	\$ 1,460,173.40	0.95%	\$ 11,459,415.06	\$ 4,800.00	0.04%		
	Apr 1 12 to Sept 30 12								
	1st Rpt w/o Veolia	\$ 17,415,594.11	\$ 1,460,173.40	8.38%	n/a	n/a	n/a		

Cumulative Averages (Triennial Period)									
GOAL	REPORTING PERIOD	Contract Awards/Commitments				Contracts Completed (Actual Payments)			
		Total Federal \$\$	DBE \$\$	DBE %	Total Federal \$\$	DBE \$\$	DBE %	Total Federal \$\$	DBE %
FY 11	12.6%	FY 2011 Averages	\$ 33,832,070.53	\$ 3,550,437.92	10.49%	\$ 23,858,864.16	\$ 3,690,492.22	15.47%	
		October 1, 2010 to March 31, 2011							
		October 1, 2010 to March 31, 2012							
FY	12.6%	excluding Veolia contract	\$ 51,247,664.64	\$ 5,010,611.32	9.78%	\$ 35,318,279.22	\$ 3,695,292.22	10.46%	
11-12		including Veolia contract	\$ 188,296,020.59	\$ 5,010,611.32	2.66%	\$ 35,318,279.22	\$ 3,695,292.22	10.46%	

## Semi-Annual DBE Report

Board of Directors Meeting  
July 19, 2012

Agenda Item 46



1



## DBE Program Requirements

- Requirement for Federally-Funded Contracts
- Race-Neutral program
- Ensure non-discrimination in contract awards
- Create level playing field for DBE contractors to compete for work
- 12.6% goal



2



## DBE Participation in MTS Contracts

REPORTING PERIOD	Contract Awards/Commitments		
	Total Federal \$\$	DBE \$\$	DBE %
Oct 1 11 to Mar 31 12 including Veolia Contract (\$137,048,355.95)	\$154,463,950.06	\$1,460,173.40	0.95%
Oct 1 11 to Mar 31 12 excluding Veolia Contract	\$17,415,594.11	\$1,460,173.40	8.38%
Cumulative FY 11-12 period (Oct 10 to Mar 12) including Veolia contract	\$188,296,020.59	\$5,010,611.32	2.66%
Cumulative FY 11-12 period (Oct 10 to Mar 12) excluding Veolia contract	\$51,247,664.64	\$5,010,611.32	9.78%



3



## DBE Participation in MTS Contracts

REPORTING PERIOD	Contracts Completed (Actual Payments)		
	Total Federal \$\$	DBE \$\$	DBE %
Oct 1 11 to Mar 31 12	\$11,459,415.06	\$4,800.00	0.04%
Cumulative FY 11-12 period (Oct 10 to Mar 12)	\$35,318,279.22	\$3,695,292.22	10.46%



4



## History of MTS DBE Participation

GOAL	BREAKING PERIOD	Total Federal SS	DBE SS	DBE %	Total Federal SS	DBE SS	DBE %
FY 04	Oct 1 03 to Mar 31 04	\$ 68,933,772.00	\$ 3,789,506.00	5.50%	\$ 253,216.00	\$ 67,220.00	26.55%
	Apr 1 04 to Sept 30 04	\$ 1,019,427.00	\$ 22,298.00	2.19%	\$ -	\$ -	n/a
	Oct 1 04 to Mar 31 05	\$ 15,427,536.00	\$ 258,655.00	1.68%	\$ 88,441,868.00	\$ 10,158,403.00	11.49%
FY 05	Apr 1 05 to Sept 30 05	\$ 7,309,808.00	\$ 626,128.00	8.57%	\$ 53,609,229.00	\$ 821,053.00	1.53%
FY 06	Oct 1 05 to Mar 31 06	\$ 16,025,156.00	\$ 1,231,189.00	7.68%	\$ 7,041,539.00	\$ 898,523.00	12.76%
	Apr 1 06 to Sept 30 06	no report	no report	n/a	no report	no report	n/a
FY 07	Oct 1 06 to Mar 31 07	\$ 249,875,613.13	\$ 40,700.00	0.02%	\$ 35,600.00	\$ 35,600.00	100.00%
	Apr 1 07 to Sept 30 07	\$ 14,531,851.03	\$ 144,000.00	0.99%	\$ 1,182,111.63	\$ -	0.00%
FY 08	Oct 1 07 to Mar 31 08	\$ 41,995,633.95	\$ -	0.00%	\$ 5,057,656.55	\$ -	0.00%
	Apr 1 08 to Sept 30 08	\$ 29,945,298.82	\$ 30,000.00	0.10%	\$ 6,158,102.32	\$ -	0.00%
FY 09	Oct 1 08 to Mar 31 09	\$ 55,246,022.46	\$ -	0.00%	\$ 60,644,404.46	\$ -	0.00%
	Apr 1 09 to Sept 30 09	\$ 23,987,652.82	\$ 135,836.00	0.57%	\$ 7,013,082.98	\$ 135,836.00	1.94%
FY 10	Oct 1 09 to Mar 31 10	\$ 3,008,808.00	\$ -	0.00%	\$ 4,011,752.00	\$ -	0.00%
	Apr 1 10 to Sept 30 10	\$ 170,230,393.00	\$ 12,000.00	0.01%	\$ 19,397,031.00	\$ 12,000.00	0.06%
FY 11	Oct 1 10 to Mar 31 11	\$ 11,545,746.55	\$ -	0.00%	\$ 16,092,041.86	\$ -	0.00%
	Apr 1 11 to Sept 30 11	\$ 22,286,323.98	\$ 3,550,437.92	15.93%	\$ 7,766,822.30	\$ 3,690,492.22	47.52%
FY 12	Oct 1 11 to Mar 31 12	\$ 154,463,950.06	\$ 1,460,173.40	0.95%	\$ 11,459,415.06	\$ 4,800.00	0.04%
	Apr 1 12 to Sept 30 12	\$ 17,415,594.11	\$ 1,460,173.40	8.38%	n/a	n/a	n/a
	1st Rpt w/o Veolia	\$ 17,415,594.11	\$ 1,460,173.40	8.38%	n/a	n/a	n/a



5



## MTS DBE Participation - Triennial Period

Cumulative Averages (Triennial Period)								
October 1, 2010 to March 31, 2011								
FY 11-13	12.6%	FY 2011 Averages	\$ 33,832,070.53	\$ 3,550,437.92	10.49%	\$ 23,858,864.16	\$ 3,690,492.22	15.47%
October 1, 2010 to March 31, 2012								
FY 11-13	12.6%	excluding Veolia contract	\$ 51,247,664.64	\$ 5,010,611.32	9.78%	\$ 35,318,279.22	\$ 3,695,292.22	10.46%
		including Veolia contract	\$ 188,296,020.59	\$ 5,010,611.32	2.66%	\$ 35,318,279.22	\$ 3,695,292.22	10.46%



6





1255 Imperial Avenue, Suite 1000  
San Diego, CA 92101-7490  
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## Agenda Item No. 47

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

2012 COMIC-CON SERVICE RECAP AND ROCK 'N' ROLL MARATHON OVERVIEW  
(TOM DOOGAN AND JIM BYRNE)

#### RECOMMENDATION:

That the Board of Directors receive a report for information.

#### Budget Impact

None.

#### DISCUSSION:

The 2012 Comic-Con consumer and trade show was held at the San Diego Convention Center from Wednesday, July 11, through Sunday, July 15. Several new elements associated with rail service were implemented this year, including the operation of low-floor vehicles to the Convention Center area. A brief overview of the recent Rock 'n' Roll Marathon will also be included as a part of this report.

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: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)



## Metropolitan Transit System 2012 Comic Con Recap

Board of Directors Meeting  
July 19, 2012



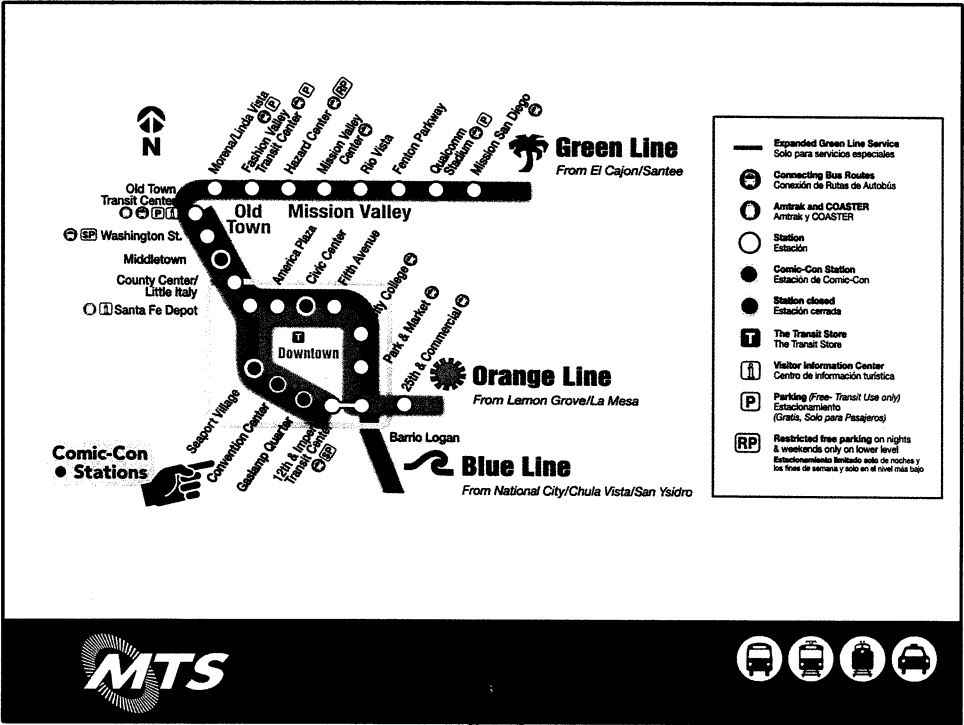
①

### Event Overview

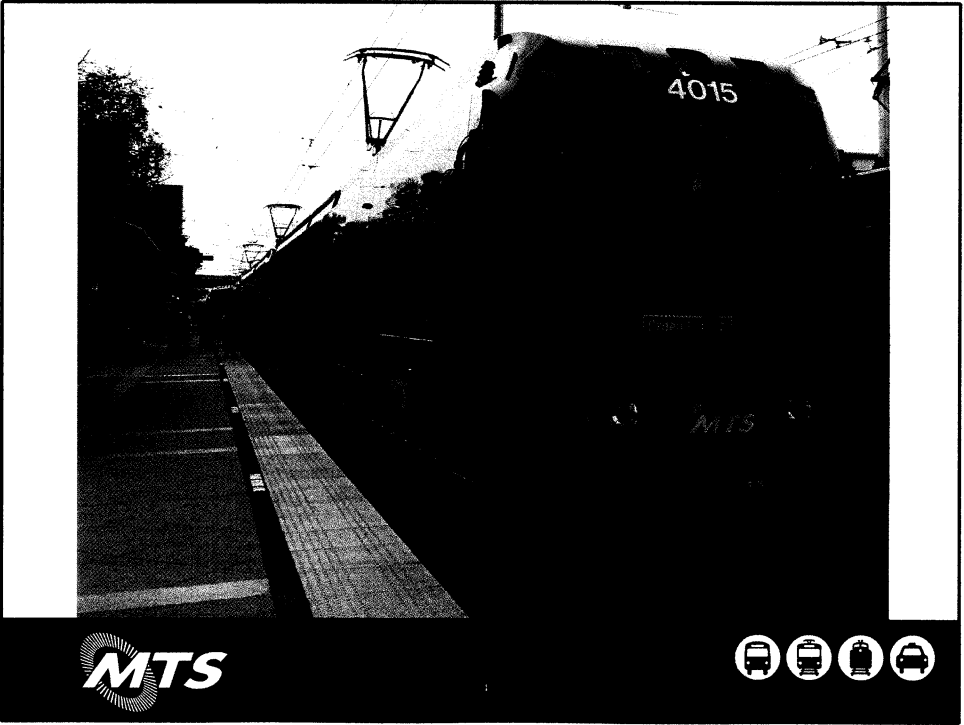
- Wednesday, July 11 - Preview Night, Estimated attendance: 15,000
- Thursday through Sunday: Daily attendance 60 - 75,000
- After hours events held each night through Saturday
- Heaviest ridership from Mission Valley / Old Town
- Expanded Green Line service operated each day
- Service level maintained during weekday evening commute for the first time



②



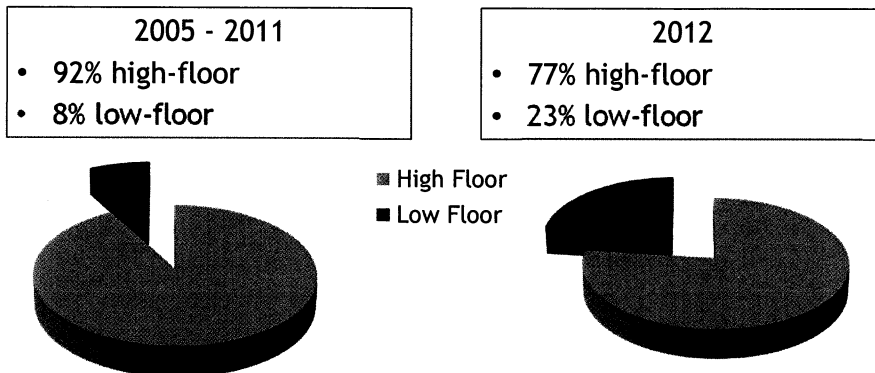
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4

## Operational Issues: Fleet Dynamics

Since the 2011 event, a greater percentage of the overall fleet is now low-floor



5

## Operational Issues: Fleet Dynamics (cont.)

The challenge: Provide adequate service to the Convention Center

Most stations between Old Town and 12<sup>th</sup> and Imperial have been modified to accept low floor cars

- Washington: Completed
- Middletown: Currently closed during construction
- Santa Fe: Partially completed; able to accommodate LF cars
- Seaport Village: Currently closed during construction
- Convention Center: Completed
- Gaslamp Quarter: Completed
- 12<sup>th</sup> & Imperial - Bayside platform: Completed



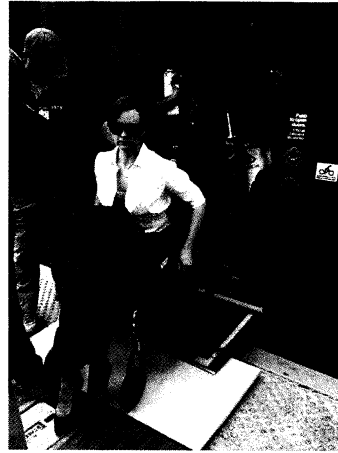
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## Operational Issues: Fleet Dynamics (cont.)

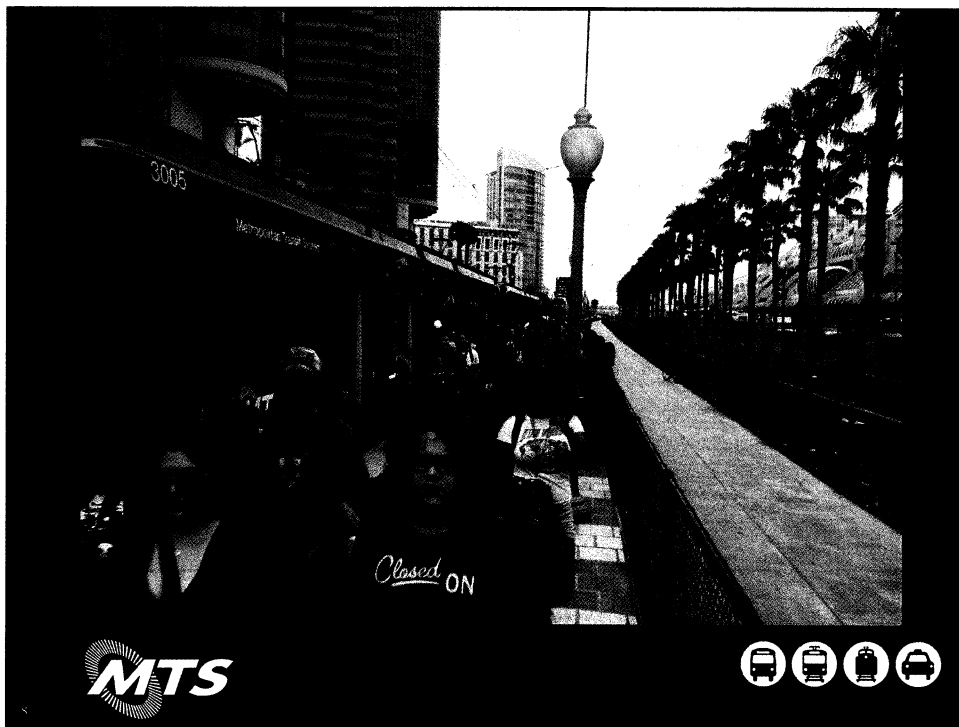
County Center / Little Italy

Special ramp extensions were created to allow ramp deployment within acceptable slope parameters

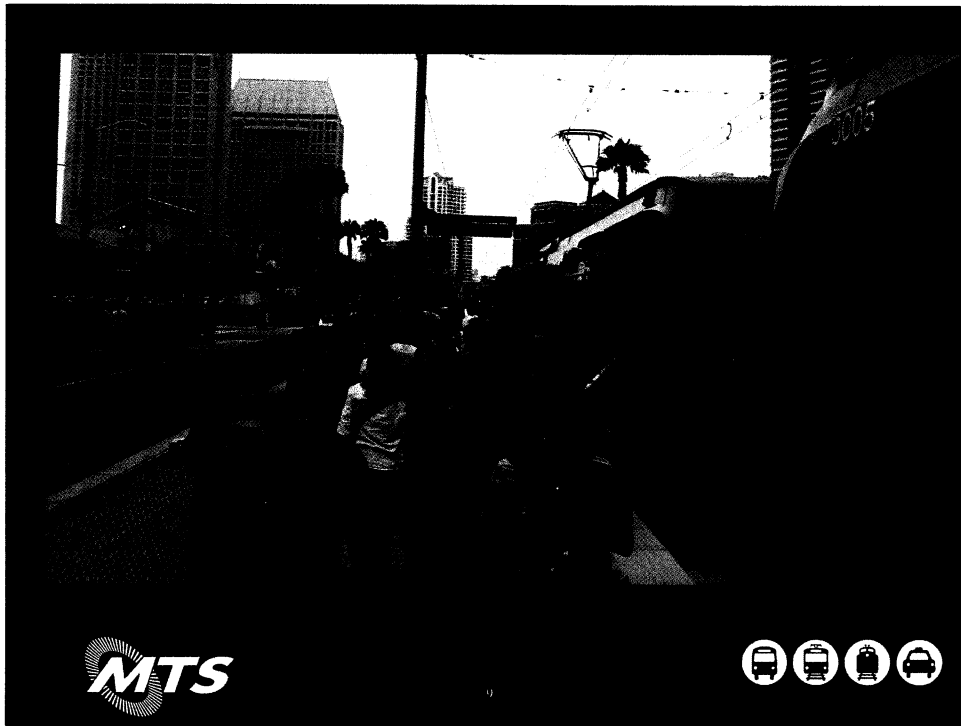
Station ambassadors were assigned to assist during special operations

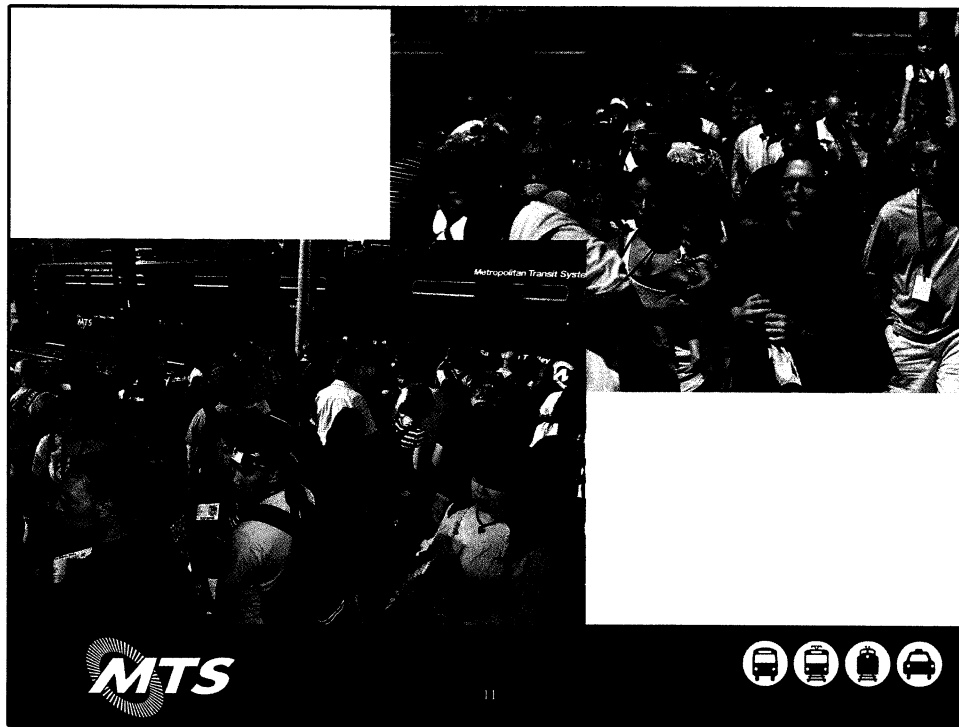


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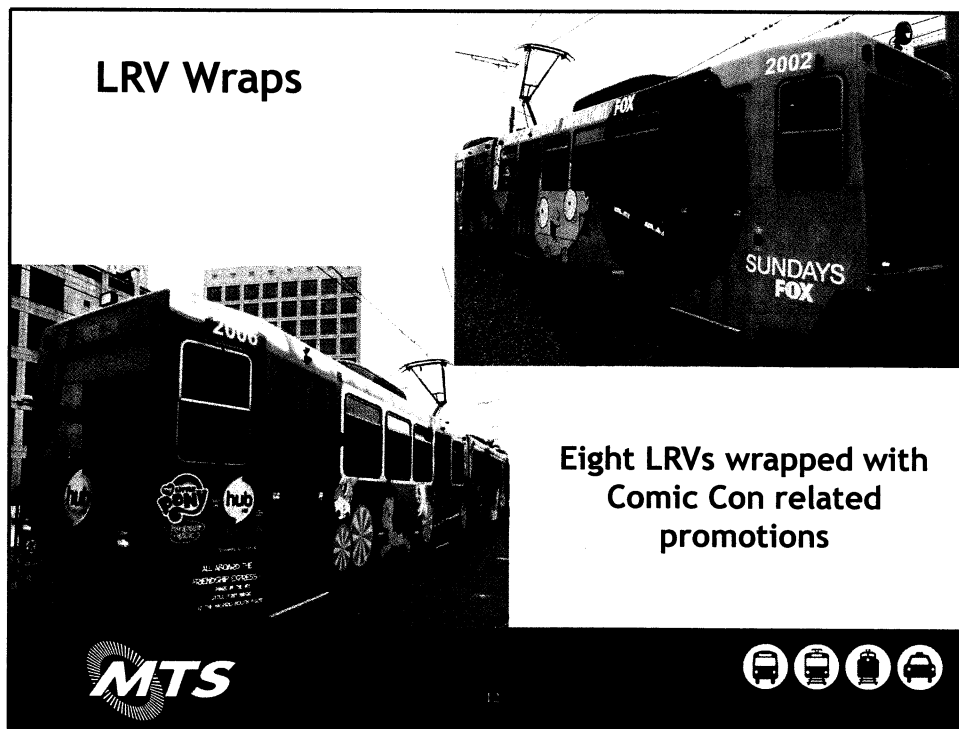


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11



12

### Pass/Ticket Sales Summary - 2012

Denomination	Units	Year over Year
1-Way Tickets	= 14,579	↓ -7%
1-Day Passes	= 38,801	↑ 8%
2-Day Passes	= 1,744	↑ 17%
3-Day Passes	= 2,054	↑ 3%
4-Day Passes	= 6,378	↑ 3%
5-Day Passes	= 644	N/A
Units Sold	64,200	↑ 5%
Est. Trips	192,597	



13

### Lessons Learned - LRT

- Event continues to grow in scope as more off site and after hours activities are included
- Maintaining service during the evening commute hours allowed for a constant flow resulting in a better customer experience
- Low floor vehicles provided much better service for mobility impaired riders through increased capacity



14

## Metropolitan Transit System 2012 Rock N Roll Marathon Recap

MTS Board Meeting  
July 19, 2012



(15)

### Pre Event Planning

- Competitor Group continued their relationship with Bauer's Intelligent Transportation of San Francisco to coordinate their marathon transportation efforts nationwide. We worked with Bauer and Competitor to ensure adequate capacity and full cost recovery.
- MTS Bus staff coordinated Competitor, Bauer, SDPD and MTS Trolley to develop our transportation plan. MTS Bus had staff assigned to every loading/unloading area.
- For this year's event: service was provided from the pre-race parking at Sports Arena; Sea World; and a southbound Coaster at the Old Town Transit Center. MTS Bus provided transportation from these three locations to the Starting Line at Balboa Park.



(16)

## Bus Services for Marathon Day

- MTS Bus and Veolia Transportation provided buses, operators, supervisors and service trucks. The service worked seamlessly to provide timely shuttles for runners and guests.
- The Marathon impacted existing service and placed 18 routes on detour. Most of the downtown routes resumed normal operations after 9:45 AM.
- Trolley Bridge required eight (8) buses to shuttle passengers between Smart Corner and Fifth and B Street. Trolley Bridge operated from 6:30 - 9:45 AM.



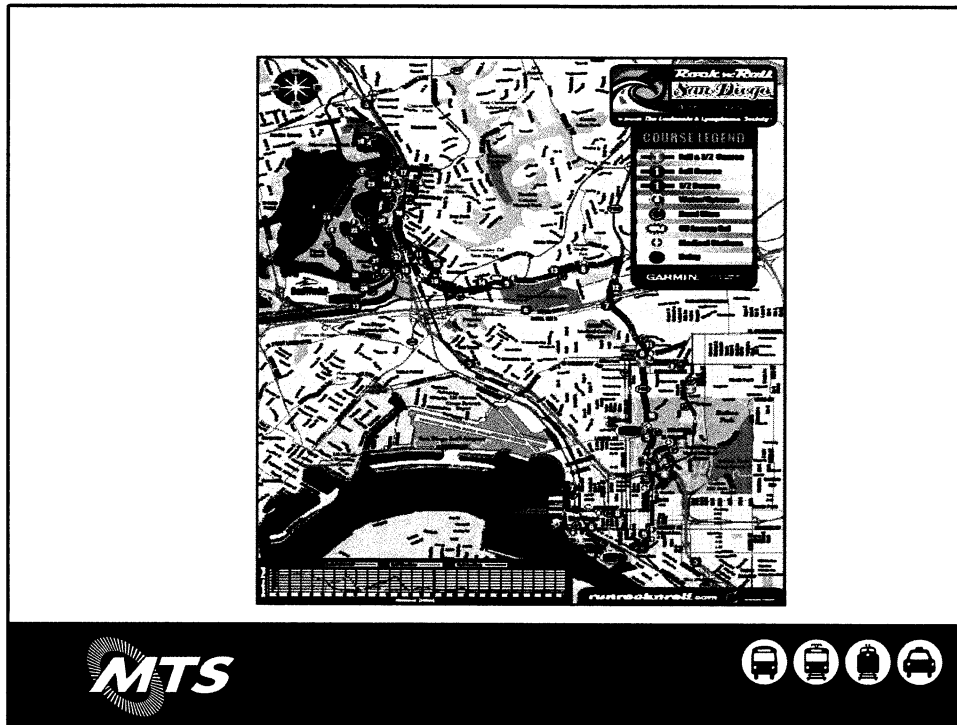
(17)

## Event Operations

- MTS Bus is represented in the Marathon Command Post established by SDPD to resolve any last minute routing and/or barricade issues.
- Our Communications Center monitors the location of all MTS Bus vehicles using GPS and AVL technologies. This technology advises managers at the loading points of estimated vehicle arrival times.



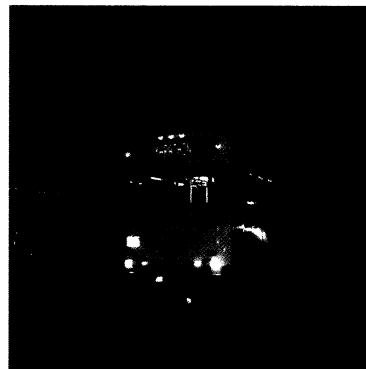
(18)



(19)

## Multiple Operations in the Early Morning

- The primary shuttle service utilized 75 buses and commenced from the Sports Arena lot at 3:40 AM.
- The second shuttle operated from a premium parking lot at Sea World to the Starting Line utilizing 30 buses.
- The third shuttle met the Coaster at OTTC at 5:05 AM, 20 buses were used for this transfer.
- We also operated the Trolley Bridge while the downtown right of way was impacted by the runners.



**MTS**



(20)

## To the Starting Line

- Sent 195 trips to the Start Line between 3:40 and 6:40 AM.
- 8,511 runners were transported to the Starting Line.
- We completed 17 trips from the Coaster, 47 trips from Sea World and 131 trips from Sports Arena.

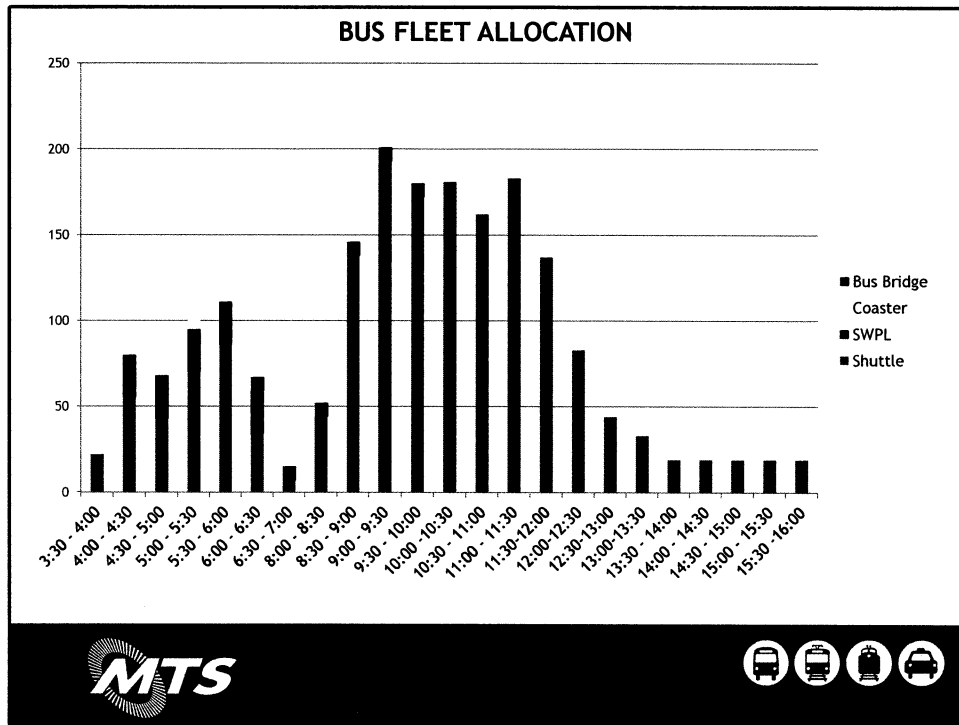


(21)

## Passengers Boarding at the Finish Line

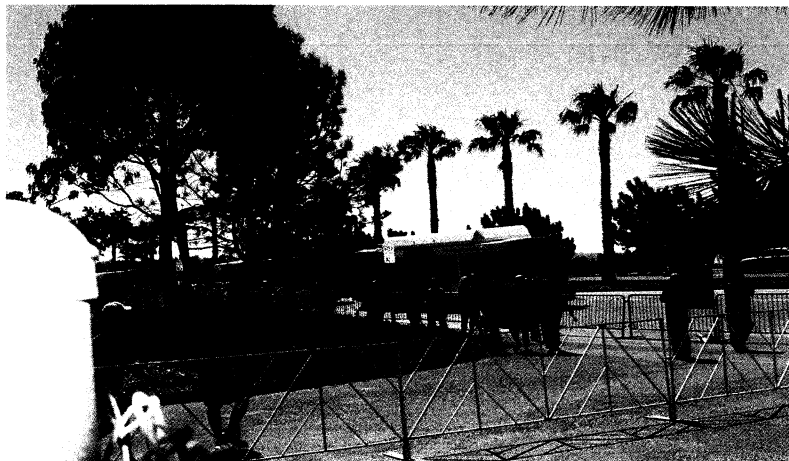


(22)



23

## Simultaneously Loading Buses

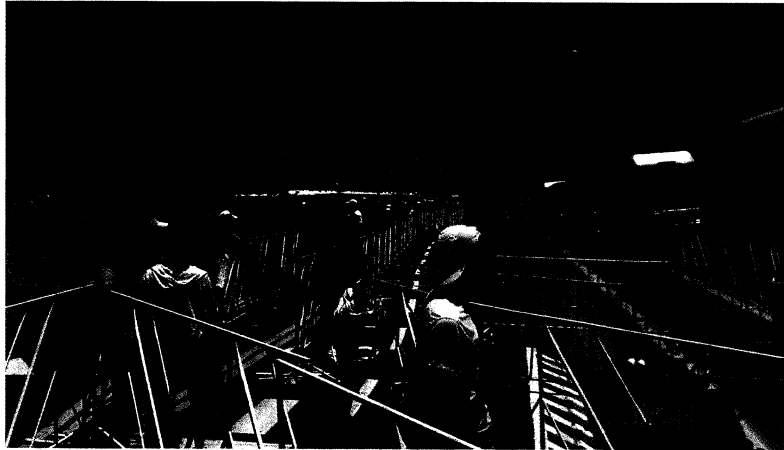


**MTS**



24

## Steady Stream of Passengers



(25)

## From the Finish Line

- Continuous shuttle from Sea World to Old Town Transit Center to the Sports Arena parking lot and the Old Town Transit Center.
- From Sea World, we loaded 437 buses between 8:15 AM and 3:30 PM. Loading multiple buses from multiple chutes allowed us to transport 19,665 passengers in a very timely manner.



(26)

LOGISTICS	TRIPS	PASSENGERS
Pre Race Sports Arena to the Start Line	115	5,764
Pre Race Sea World to the Start Line	30	2,067
Pre Race Coaster to the Start Line	20	680
During Race Bus Bridge for Trolley Operations	8	960
Post Race Finish Line to Sports Arena and Old Town Transit Ctr.	155	19,665
GRAND TOTAL		29,136



(27)

## 2012 Rock N Roll Marathon LRT Service Recap



(28)

### Significant Change for 2012

- For the first time, Start Line shuttle buses were not based near LRT facilities
- As a result, fewer participants used LRT to get to the Start Line area
- Some runners did ride to the 5<sup>th</sup> Avenue Station before hiking 1 mile up the hill to the Start Line area
- Ridership was estimated to have been down approximately 17% as a result



29

(29)

### LRT Service Impact

- Downtown route remained the same
- The course intersected Trolley tracks at four locations:
  - 11<sup>th</sup> & C
  - Market Street at Harbor Dr.
  - Kettner & Broadway
  - 10<sup>th</sup> & C
- Special downtown operations lasted 3½ hours
- Half Marathon route bypassed downtown
- Participation was down 2% (25,824 vs. 26,485 in 2011)



30

(30)



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## Agenda Item No. 48

### MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

July 19, 2012

#### SUBJECT:

OPERATIONS BUDGET STATUS REPORT FOR MAY 2012 (MIKE THOMPSON)

#### RECOMMENDATION:

That the Board of Directors receive the MTS operations budget status report for May 2012.

#### Budget Impact

None at this time.

#### DISCUSSION:

This report summarizes MTS's operating results for May 2012 compared to the amended fiscal year 2012 budget. Attachment A-1 combines the operations, administration, and other activities results for May 2012. Attachment A-2 details the May 2012 combined operations results, and Attachments A-3 to A-8 present budget comparisons for each MTS operation. Attachment A-9 details budget comparisons for MTS Administration, and A-10 provides May 2012 results for MTS's other activities (Taxicab/San Diego and Arizona Eastern Railway Company/debt service).

#### MTS NET-OPERATING SUBSIDY RESULTS

As indicated within Attachment A-1, the year-to-date May 2012 MTS net-operating income unfavorable variance totaled \$823,000 (-0.7%). Operations produced a \$702,000 (-0.6%) unfavorable variance and the administrative/other activities areas were unfavorable by \$121,000.



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.

## MTS COMBINED RESULTS

### Revenues

Year-to-date combined revenues through May 2012 were \$88,290,000 compared to the year-to-date budget of \$89,162,000 representing an \$872,000 (-1.0%) negative variance. This is primarily due to an unfavorable variance within passenger revenue.

### Expenses

Year-to-date combined expenses through May 2012 were \$203,171,000 compared to the year-to-date budget of \$203,219,000, resulting in a \$49,000 (0.0%) favorable variance.

Personnel Costs. Year-to-date personnel-related costs totaled \$102,966,000 compared to a year-to-date budgetary figure of \$102,607,000, producing an unfavorable variance of \$359,000 (-0.3%). This is primarily due to unfavorable year-to-date variances within Administration.

Outside Services and Purchased Transportation. Total outside services for the first 11 months of the fiscal year totaled \$65,588,000 compared to a budget of \$66,338,000, resulting in a year-to-date favorable variance of \$750,000 (1.1%). This is primarily due to other outside service expense favorable variances within Administration, as well as favorable experience with repairs and maintenance costs within Operations.

Materials and Supplies. Total year-to-date materials and supplies expenses totaled \$7,098,000 compared to a budgetary figure of \$7,130,000, resulting in a favorable expense variance of \$32,000 (0.4%).

Energy. Total year-to-date energy costs were \$21,827,000 compared to the budget of \$21,154,000 resulting in a year-to-date unfavorable variance of \$672,000 (-3.2%). Year-to-date energy rates are as follows:

- Diesel: cost per gallon was \$3.41 versus a budgeted rate of \$3.45
- Gasoline: cost per gallon was \$3.55 versus a budgeted rate of \$3.44
- CNG: cost per therm was \$0.861 versus a budgeted rate of \$0.909

Risk Management. Total year-to-date expenses for risk management were \$3,336,000, compared to the year-to-date budget \$3,587,000 resulting in a favorable variance totaling \$251,000 (7.0%).

General and Administrative. Year-to-date general and administrative costs, including vehicle and facilities leases, were \$46,000 (1.9%) favorable to budget, totaling \$2,356,000 through May 2012, compared to a year-to-date budget of \$2,402,000.

## YEAR-TO-DATE SUMMARY

The May 2012 year-to-date net-operating income totaled an unfavorable variance of \$823,000 (-0.7%). These factors include unfavorable variances in passenger revenue, other operating revenue, personnel costs, and energy, partially offset by favorable variances in outside services, general and administrative, and risk management.



---

Paul C. Jablonski  
Chief Executive Officer

Key Staff Contact: Key Staff Contact: Sharon Cooney, 619.557.4513, [Sharon.Cooney@sdmts.com](mailto:Sharon.Cooney@sdmts.com)

Attachment: A. Comparison to Budget

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**MTS**  
**CONSOLIDATED**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ 83,283	\$ 84,114	\$ (831)	-1.0%
Other Revenue	5,007	5,048	(40)	-0.8%
<b>Total Operating Revenue</b>	<b>\$ 88,290</b>	<b>\$ 89,162</b>	<b>\$ (872)</b>	<b>-1.0%</b>
Personnel costs	\$ 102,966	\$ 102,607	\$ (359)	-0.3%
Outside services	65,588	66,338	750	1.1%
Transit operations funding	-	-	-	-
Materials and supplies	7,098	7,130	32	0.4%
Energy	21,827	21,154	(672)	-3.2%
Risk management	3,336	3,587	251	7.0%
General & administrative	1,455	1,534	79	5.1%
Vehicle/facility leases	901	868	(33)	-3.8%
Amortization of net pension asset	-	-	-	-
Administrative Allocation	0	0	(0)	-93.9%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 203,171</b>	<b>\$ 203,219</b>	<b>\$ 49</b>	<b>0.0%</b>
<b>Operating income (loss)</b>	<b>\$ (114,880)</b>	<b>\$ (114,057)</b>	<b>\$ (823)</b>	<b>-0.7%</b>
<b>Total public support and nonoperating revenues</b>	<b>1,312</b>	<b>1,057</b>	<b>255</b>	<b>24.1%</b>
<b>Income (loss) before capital contributions</b>	<b>\$ (113,569)</b>	<b>\$ (113,001)</b>	<b>\$ (568)</b>	<b>0.5%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**OPERATIONS**  
**CONSOLIDATED OPERATIONS**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ 83,283	\$ 84,114	\$ (831)	-1.0%
Other Revenue	595	597	(2)	-0.3%
<b>Total Operating Revenue</b>	<b>\$ 83,879</b>	<b>\$ 84,712</b>	<b>\$ (833)</b>	<b>-1.0%</b>
Personnel costs	\$ 88,851	\$ 88,986	\$ 135	0.2%
Outside services	56,901	57,357	456	0.8%
Transit operations funding	-	-	-	-
Materials and supplies	7,083	7,098	16	0.2%
Energy	21,239	20,607	(632)	-3.1%
Risk management	3,057	3,216	159	4.9%
General & administrative	227	218	(9)	-4.1%
Vehicle/facility leases	727	735	7	1.0%
Amortization of net pension asset	-	-	-	-
Administrative Allocation	21,761	21,761	(0)	0.0%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 199,847</b>	<b>\$ 199,978</b>	<b>\$ 131</b>	<b>0.1%</b>
<b>Operating income (loss)</b>	<b>\$ (115,969)</b>	<b>\$ (115,266)</b>	<b>\$ (702)</b>	<b>-0.6%</b>
<b>Total public support and nonoperating revenues</b>	<b>1,923</b>	<b>1,816</b>	<b>106</b>	<b>5.8%</b>
<b>Income (loss) before capital contributions</b>	<b>\$ (114,046)</b>	<b>\$ (113,450)</b>	<b>\$ (596)</b>	<b>0.5%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**OPERATIONS**  
**TRANSIT SERVICES (SAN DIEGO TRANSIT CORPORATION)**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ 25,094	\$ 25,432	\$ (338)	-1.3%
Other Revenue	99	9	91	1044.6%
<b>Total Operating Revenue</b>	<b>\$ 25,193</b>	<b>\$ 25,440</b>	<b>\$ (247)</b>	<b>-1.0%</b>
Personnel costs	\$ 59,909	\$ 59,903	\$ (6)	0.0%
Outside services	1,692	1,784	92	5.2%
Transit operations funding	-	-	-	-
Materials and supplies	4,169	4,122	(47)	-1.2%
Energy	5,265	5,262	(4)	-0.1%
Risk management	1,543	1,568	25	1.6%
General & administrative	126	125	(1)	-0.7%
Vehicle/facility leases	216	221	5	2.2%
Amortization of net pension asset	-	-	-	-
Administrative Allocation	8,010	8,010	(0)	0.0%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 80,931</b>	<b>\$ 80,995</b>	<b>\$ 64</b>	<b>0.1%</b>
<b>Operating income (loss)</b>	<b>\$ (55,738)</b>	<b>\$ (55,555)</b>	<b>\$ (184)</b>	<b>-0.3%</b>
<b>Total public support and nonoperating revenues</b>	<b>(1,768)</b>	<b>(1,778)</b>	<b>9</b>	<b>-0.5%</b>
<b>Income (loss) before capital contributions</b>	<b>\$ (57,506)</b>	<b>\$ (57,332)</b>	<b>\$ (174)</b>	<b>0.3%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**OPERATIONS**  
**RAIL OPERATIONS (SAN DIEGO TROLLEY, INCORPORATED)**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ 32,525	\$ 32,384	\$ 141	0.4%
Other Revenue	496	589	(93)	-15.7%
<b>Total Operating Revenue</b>	<b>\$ 33,021</b>	<b>\$ 32,972</b>	<b>\$ 49</b>	<b>0.1%</b>
Personnel costs	\$ 27,975	\$ 28,105	\$ 130	0.5%
Outside services	3,580	3,607	27	0.8%
Transit operations funding	-	-	-	-
Materials and supplies	2,904	2,969	65	2.2%
Energy	7,910	7,516	(394)	-5.2%
Risk management	1,500	1,634	134	8.2%
General & administrative	91	77	(14)	-17.8%
Vehicle/facility leases	219	220	2	0.7%
Amortization of net pension asset	-	-	-	-
Administrative Allocation	12,406	12,406	(0)	0.0%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 56,584</b>	<b>\$ 56,534</b>	<b>\$ (50)</b>	<b>-0.1%</b>
<b>Operating income (loss)</b>	<b>\$ (23,563)</b>	<b>\$ (23,562)</b>	<b>\$ (1)</b>	<b>0.0%</b>
<b>Total public support and nonoperating revenues</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Income (loss) before capital contributions</b>	<b>\$ (23,563)</b>	<b>\$ (23,562)</b>	<b>\$ (1)</b>	<b>0.0%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**OPERATIONS**  
**MULTIMODAL OPERATIONS (FIXED ROUTE)**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ 21,572	\$ 21,884	\$ (313)	-1.4%
Other Revenue	-	-	-	-
<b>Total Operating Revenue</b>	<b>\$ 21,572</b>	<b>\$ 21,884</b>	<b>\$ (313)</b>	<b>-1.4%</b>
Personnel costs	\$ 380	\$ 382	\$ 2	0.6%
Outside services	36,836	37,084	248	0.7%
Transit operations funding	-	-	-	-
Materials and supplies	8	4	(4)	-103.9%
Energy	5,726	5,504	(222)	-4.0%
Risk management	-	-	-	-
General & administrative	1	3	2	71.3%
Vehicle/facility leases	14	15	1	7.0%
Amortization of net pension asset	-	-	-	-
Administrative Allocation	915	915	0	0.0%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 43,879</b>	<b>\$ 43,907</b>	<b>\$ 28</b>	<b>0.1%</b>
<b>Operating income (loss)</b>	<b>\$ (22,307)</b>	<b>\$ (22,022)</b>	<b>\$ (285)</b>	<b>-1.3%</b>
<b>Total public support and nonoperating revenues</b>	<b>89</b>	<b>-</b>	<b>89</b>	<b>-</b>
<b>Income (loss) before capital contributions</b>	<b>\$ (22,218)</b>	<b>\$ (22,022)</b>	<b>\$ (196)</b>	<b>0.9%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**OPERATIONS**  
**MULTIMODAL OPERATIONS (PARATRANSIT)**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ 1,550	\$ 1,744	\$ (193)	-11.1%
Other Revenue	-	-	-	-
<b>Total Operating Revenue</b>	<b>\$ 1,550</b>	<b>\$ 1,744</b>	<b>\$ (193)</b>	<b>-11.1%</b>
Personnel costs	\$ 119	\$ 119	\$ 1	0.4%
Outside services	9,504	9,561	57	0.6%
Transit operations funding	-	-	-	-
Materials and supplies	-	-	-	-
Energy	2,075	2,001	(74)	-3.7%
Risk management	14	14	-	0.0%
General & administrative	3	4	1	35.2%
Vehicle/facility leases	278	278	(0)	0.0%
Amortization of net pension asset	-	-	-	-
Administrative Allocation	323	323	(0)	0.0%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 12,316</b>	<b>\$ 12,301</b>	<b>\$ (15)</b>	<b>-0.1%</b>
<b>Operating income (loss)</b>	<b>\$ (10,765)</b>	<b>\$ (10,557)</b>	<b>\$ (208)</b>	<b>-2.0%</b>
<b>Total public support and nonoperating revenues</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Income (loss) before capital contributions</b>	<b>\$ (10,765)</b>	<b>\$ (10,557)</b>	<b>\$ (208)</b>	<b>2.0%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**OPERATIONS**  
**CONSOLIDATED CHULA VISTA TRANSIT OPERATIONS**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ 2,542	\$ 2,671	\$ (128)	-4.8%
Other Revenue	-	-	-	-
<b>Total Operating Revenue</b>	<b>\$ 2,542</b>	<b>\$ 2,671</b>	<b>\$ (128)</b>	<b>-4.8%</b>
Personnel costs	\$ 281	\$ 288	\$ 7	2.6%
Outside services	4,987	5,019	32	0.6%
Transit operations funding	-	-	-	-
Materials and supplies	2	4	2	54.0%
Energy	263	324	62	19.0%
Risk management	-	-	-	-
General & administrative	6	8	2	22.0%
Vehicle/facility leases	-	-	-	-
Amortization of net pension asset	-	-	-	-
Administrative Allocation	107	107	-	0.0%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 5,646</b>	<b>\$ 5,750</b>	<b>\$ 105</b>	<b>1.8%</b>
<b>Operating income (loss)</b>	<b>\$ (3,103)</b>	<b>\$ (3,080)</b>	<b>\$ (24)</b>	<b>-0.8%</b>
<b>Total public support and nonoperating revenues</b>	<b>3,447</b>	<b>3,447</b>	<b>-</b>	<b>0.0%</b>
<b>Income (loss) before capital contributions</b>	<b>\$ 344</b>	<b>\$ 367</b>	<b>\$ (24)</b>	<b>-6.5%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**OPERATIONS**  
**CORONADO FERRY**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ -	\$ -	\$ -	-
Other Revenue	-	-	-	-
<b>Total Operating Revenue</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>-</b>
Personnel costs	\$ -	\$ -	\$ -	-
Outside services	147	147	-	0.0%
Transit operations funding	-	-	-	-
Materials and supplies	-	-	-	-
Energy	-	-	-	-
Risk management	-	-	-	-
General & administrative	-	-	-	-
Vehicle/facility leases	-	-	-	-
Amortization of net pension asset	-	-	-	-
Administrative Allocation	-	-	-	-
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 147</b>	<b>\$ 147</b>	<b>\$ -</b>	<b>0.0%</b>
<b>Operating income (loss)</b>	<b>\$ (147)</b>	<b>\$ (147)</b>	<b>\$ -</b>	<b>0.0%</b>
<b>Total public support and nonoperating revenues</b>	<b>154</b>	<b>161</b>	<b>(7)</b>	<b>-4.1%</b>
<b>Income (loss) before capital contributions</b>	<b>\$ 7</b>	<b>\$ 14</b>	<b>\$ (7)</b>	<b>-47.4%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**ADMINISTRATION**  
**CONSOLIDATED**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ -	\$ -	\$ -	-
Other Revenue	3,524	3,489	35	1.0%
<b>Total Operating Revenue</b>	<b>\$ 3,524</b>	<b>\$ 3,489</b>	<b>\$ 35</b>	<b>1.0%</b>
Personnel costs	\$ 13,503	\$ 13,037	\$ (466)	-3.6%
Outside services	8,602	8,873	271	3.1%
Transit operations funding	-	-	-	-
Materials and supplies	11	28	16	58.6%
Energy	580	538	(42)	-7.8%
Risk management	257	347	90	25.9%
General & administrative	1,135	1,218	83	6.8%
Vehicle/facility leases	174	134	(40)	-30.1%
Amortization of net pension asset	-	-	-	-
Administrative Allocation	(21,847)	(21,847)	0	0.0%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 2,415</b>	<b>\$ 2,327</b>	<b>\$ (88)</b>	<b>-3.8%</b>
<b>Operating income (loss)</b>	<b>\$ 1,109</b>	<b>\$ 1,162</b>	<b>\$ (53)</b>	<b>4.6%</b>
<b>Total public support and nonoperating revenues</b>	<b>(611)</b>	<b>(760)</b>	<b>149</b>	<b>-19.6%</b>
<b>Income (loss) before capital contributions</b>	<b>\$ 498</b>	<b>\$ 402</b>	<b>\$ 96</b>	<b>23.7%</b>

**SAN DIEGO METROPOLITAN TRANSIT SYSTEM**  
**OTHER ACTIVITIES**  
**CONSOLIDATED**  
**COMPARISON TO BUDGET - FISCAL YEAR 2012**  
**MAY 31, 2012**  
**(in \$000's)**

	YEAR TO DATE			
	ACTUAL	BUDGET	VARIANCE	VAR. %
Passenger Revenue	\$ -	\$ -	\$ -	-
Other Revenue	888	961	(73)	-7.6%
<b>Total Operating Revenue</b>	<b>\$ 888</b>	<b>\$ 961</b>	<b>\$ (73)</b>	<b>-7.6%</b>
Personnel costs	\$ 612	\$ 584	\$ (27)	-4.7%
Outside services	84	108	23	21.5%
Transit operations funding	-	-	-	-
Materials and supplies	4	4	0	8.4%
Energy	8	10	2	20.5%
Risk management	22	25	3	11.4%
General & administrative	93	98	5	5.2%
Vehicle/facility leases	-	-	-	-
Amortization of net pension asset	-	-	-	-
Administrative Allocation	85	85	0	0.0%
Depreciation	-	-	-	-
<b>Total Operating Expenses</b>	<b>\$ 908</b>	<b>\$ 914</b>	<b>\$ 6</b>	<b>0.6%</b>
<b>Operating income (loss)</b>	<b>\$ (20)</b>	<b>\$ 47</b>	<b>\$ (67)</b>	<b>143.2%</b>
<b>Total public support and nonoperating revenues</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Income (loss) before capital contributions</b>	<b>\$ (20)</b>	<b>\$ 47</b>	<b>\$ (67)</b>	<b>-143.2%</b>

# Metropolitan Transit System FY 2012 - May 2012 Financial Review

MTS Board of Directors Meeting  
July 19, 2012

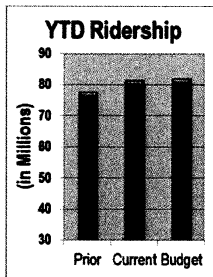


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## COMBINED MTS TRANSIT OPERATORS COMPARISON TO BUDGET - MAY 31, 2010 - FY 2012 (in \$000's)

	ACTUAL	BUDGET	VARIANCE	VAR %
Fare Revenue	\$ 83,283	\$ 84,114	(\$831)	-1.0%
Other Revenue	595	597	(2)	-0.3%
<b>Total Operating Revenue</b>	<b>\$83,879</b>	<b>\$84,712</b>	<b>(\$833)</b>	<b>-1.0%</b>

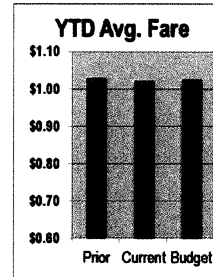


### Ridership Comparison

- Budget: -0.6% lower
- \$471K negative variance
- Prior Year: 5.0% higher

### Average Fare Comparison

- Budget: -0.4% lower
- \$360K negative variance
- \$1.022 versus \$1.027 budgeted
- Prior Year: -0.7% lower
- \$1.022 versus \$1.030



2



**COMBINED MTS TRANSIT OPERATORS  
COMPARISON TO BUDGET - MAY 31, 2010 - FY 2012  
(in \$000's)**

	<u>ACTUAL</u>	<u>BUDGET</u>	<u>VARIANCE</u>	<u>VAR %</u>
Personnel Costs	\$ 88,851	\$ 88,986	\$135	0.2%
Purchased Transportation	49,961	50,117	156	0.3%
Other Outside Services	6,940	7,240	300	4.1%
Energy	21,239	20,607	(632)	-3.1%
Other Expenses	32,856	33,028	172	0.5%
<b>Total Expenses</b>	<b>\$199,847</b>	<b>\$199,978</b>	<b>\$131</b>	<b>0.1%</b>

**Other Outside Services**

- Repairs & Maintenance: \$216K favorable variance
- Engines & Transmissions: \$110K favorable variance

**Energy**

- Diesel/Gasoline: \$244K unfavorable variance
- Traction Power: \$338K unfavorable variance, will be partially offset by pending credit of \$177K from SDG&E



**METROPOLITAN TRANSIT SYSTEM  
COMPARISON TO BUDGET - MAY 31, 2012 - FY 2012  
TOTAL OPERATING REVENUE LESS EXPENSES (\$000's)**

**Combined Net Operating Variance**

MTS Operating Revenue	\$ (833)	
MTS Operating Expenses	<u>131</u>	
Combined MTS Operators		\$ (702)
MTS Administration / Other Activities		<u>(121)</u>
<b>Total Combined Net Operating Variance</b>		<b>\$ (823)</b>
Variance Percentage		-0.7%

\*FY12 Amended Budget includes total revenues over expenses of \$5.2 million



**METROPOLITAN TRANSIT SYSTEM**  
**COMPARISON TO BUDGET - MAY 31, 2012 - FY 2012**  
**ON-GOING CONCERNS**

	<b>FY12</b>				<b>FY13</b>
	<b>Amended Budget</b>	<b>YTD Actual</b>	<b>Projection</b>	<b>Status</b>	<b>Budget</b>
<b>Sales Tax Subsidy Revenue</b>	5.0%	7.5%	7.5%	<b>G</b>	4.5%
<b>Energy Prices</b>					
CNG	\$ 0.91	\$ 0.86	\$ 0.87		\$ 0.72
Diesel	\$ 3.45	\$ 3.41	\$ 3.40	<b>Y</b>	\$ 3.85
Gas	\$ 3.44	\$ 3.55	\$ 3.55		\$ 3.83
<b>Passenger Levels</b>	89.3 M	81.5 M	88.5 M	<b>R</b>	91.6 M
<b>State of California Budget</b>	\$19.0M	\$13.9M	\$19.0M	<b>Y</b>	\$19.7M

**G** Positive    **Y** Holding    **R** Negative





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San Diego, CA 92101-7490  
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## Agenda

Item No. 62

Chief Executive Officer's Report

ADM 121.7

July 19, 2012

In accordance with Board Policy No. 52, Procurement of Goods and Services, attached are listings of contracts, purchase orders, and work orders that have been approved within the CEO's authority (up to and including \$100,000) for the period June 13, 2012, through July 11, 2012.

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### EXPENSE CONTRACTS

Doc #	Organization	Subject	Amount	Day
G1406.1-12	GENERAL INFORMATION SYSTEMS	SOFTWARE PROGRAMMING AND ENGINEERING	\$48,872.00	6/14/2012
G1252.1-09	DELL MARKETING LP	YEAR 3 TRUE UP	\$12,057.72	6/20/2012
G1476.0-12	SD SHERIFFS DEPARTMENT	REGIONAL COMMUNICATION SYSTEM NETWORK	\$46,800.00	6/25/2012
G1262.1-09	SUPERLATIVE GROUP	NAMING RIGHTS OPT YR	\$90,000.00	7/5/2012
G1482.0-12	SAN DIEGO CHARGERS	PARTNERSHIP FOR CHARGER SD100 WRAP	\$14,250.00	7/5/2012
G1483.0-12	LIVE NATION, INC.	COLLEGE PASS PARTNERSHIP/CONCERTS	\$5,000.00	7/9/2012
G1484.0-13	DOCUFLOW SOLUTIONS, INC.	MAINT & SVC AGRMT FOR MTS & SDTC COPIERS	\$38,050.24	7/9/2012

### REVENUE OR NO VALUE CONTRACTS

Doc #	Organization	Subject	Amount	Day
G1395.1-11	GREYHOUND LINES, INC.	LEASE AGREE AMEND 1313 NATIONAL	(\$2,000.00)	6/14/2012
S20097028.2	A.I.C., INC.	SECOND AMEND TO LEASE AGRMT JACKSON DR	(\$350.00)	6/14/2012
L0974.3-10	SANDAG	MOU ADD MEMBERSHIP TO RIVERSIDE CNTY	\$0.00	6/15/2012
L5730.0-12	HMS CONSTRUCTION, INC.	JROE NCTD PERMIT GENERAL CIVIL CONST SER	\$0.00	6/15/2012
L5259.0-12	IMAGE GROVE PRODUCTIONS	ROE PERMIT FILM ON LRV - BUS	(\$815.00)	6/20/2012
L4614.0-12	CITY OF SAN DIEGO	ROE TO REPLACE GASLAMP FOUNTAIN / COMIC	\$0.00	6/22/2012
B0536.1-10	CALTRANS DISTRICT 11	AGMT BTWN CALTRANS/MTS/SANDAG DEL LAGO	\$0.00	6/25/2012
L1090.0-12	HARRIS & ASSOC.	ROE PERMIT CITY OF SD LAND SURVEY	(\$1,000.00)	6/25/2012
L4612.0-12	VECTOR RESOURCES	ROE PERMIT UNIFIED PORT SD FIBER OPTIC	\$0.00	6/25/2012
L4613.0-12	HP COMMUNICATIONS, INC.	ROE PERMIT UNIFIED PORT SD FIBER OPTIC	\$0.00	6/25/2012
L5258.0-12	NEW ALTERNATIVES, INC.	LEASE AGREEMENT 306 FRONT ST EL CAJON	(\$1,100.00)	6/25/2012
L5731.0-12	SELECT ELECTRIC, INC.	JROE NCTD GEN CONST	\$0.00	6/25/2012
L5735.0-12	M.C. DEAN	ROE PERMIT - AMTRAK CCTV SANTE FE STATIO	(\$2,200.00)	6/25/2012
L6670.0-12	ABC CONSTRUCTION	JROE NCTD PERMIT CIVIL CONST SVCS	\$0.00	6/25/2012
S200-12-533	BAJA EXPLORATION	ROE PERMIT GEOTECHNICAL DRILLING BORE	\$0.00	6/25/2012
G1480.0-12	COMIC-CON INTERNATIONAL	USE OF SDCC TRADEMARK EYE LOGO	\$0.00	6/29/2012
S200-12-532	NINYO & MOORE	ROE PERMIT GEOTECH FIELD TESTING	\$0.00	6/29/2012
S200-12-535	SAN DIEGO COUNTY BICYCLE COALI	ROE BIKE THE BAY 2012	(\$500.00)	7/3/2012
L1089.0-12	CABRILLO NATIONAL MONUMENT FOU	ROE 35TH AMERICAS FINEST HALF MARATHON	(\$500.00)	7/5/2012
B0521.3-09	APOLLO VIDEO TECHNOLOGY	NON-DISCLOSURE AGREEMENT	\$0.00	7/9/2012

# REVENUE OR NO VALUE CONTRACTS

Doc #	Organization	Subject	Amount	Day
G0930.18-04	NORTH COUNTY TRANSIT DISTRICT	COLLABORATIVE FUNCTIONS AND RESP MOU	\$0.00	7/10/2012
L6672.0-12	HARRIS & ASSOCIATES, INC.	JROE SUTHERLAND WATER MAIN REPAIR	(\$500.00)	7/10/2012
S200-12-537	ORTIZ CORP	ROE PERMIT - CITY SD SEWER PRJ 33RD ST	(\$1,500.00)	7/10/2012
S200-13-539	SDG&E	ROE PERMIT - ELEC SERVICE UPGRADES ORANG	\$0.00	7/10/2012
L1091.0-12	BURTECH PIPELINE INC.	ROE PERMIT - CITY SD SEWER WATER PRJ	(\$2,500.00)	7/11/2012

# PURCHASE ORDERS (IFAS)

DATE	PO NUMBER	Organization	Subject	AMOUNT
6/18/2012	3210	ABTECH SYSTEMS, INC.	SUPPORT/MAINT HP UX SERVER	\$2,005.50
6/18/2012	3211	CDW GOVERNMENT, INC.	VISION TEK, CANON P-150 IMAGE	\$1,463.33
6/21/2012	3212	DELL COMPUTER CORP	DELL LATITUDE LAPTOP	\$2,029.90
6/22/2012	3213	PROVIDEA CONFERENCEING LLC	ONE YEAR REAL TIME SUPPORT	\$905.00
6/25/2012	3214	CRUZ ESTRELLA'S CADD AND DRAFT	AS BUILT DRAWING FOR YARD SUBSTATIO	\$9,000.00
6/25/2012	3215	BROWN & BIGELOW	MTS OUTREACH JACKET	\$3,572.25
7/3/2012	3216	JOHN HERMAN WISSENBERG	CEO REPORT DEVELOP SVCS	\$5,000.00
7/3/2012	3217	ABTECH SYSTEMS INC	REVIEW AND DR RECOVERY AUDIT	\$5,000.00
7/3/2012	3218	CDW GOVERNMENT, INC.	BLUE RAY WRITER, SCANNER, PRINTER	\$926.13
7/3/2012	3219	AAA PRINTING COMPANY	SEPTEMBER SVC CHANGES TAKE ONE	\$7,635.37
7/3/2012	3220	DENT ACQUISITION GROUP	VIDEO TUTORIAL	\$2,180.00
7/6/2012	3221	ELECTRO SPECIALTY SYSTEMS	KANTECH IP LINK ETHERNET EQUIP	\$885.00
7/6/2012	3222	CDW GOVERNMENT, INC.	ADOBE ACROBAT X PRO LICENSE	\$2,050.00
7/9/2012	3223	PRESSNET EXPRESS	2012 CHARGERS/MTS DAY PASSES	\$2,995.45
7/9/2012	3224	SAN DIEGO POSTAL AND SHIPPING	HASSLER WEIGHT PLATFORM	\$418.83
7/9/2012	3225	IPSWITCH, INC.	WHATSUP LOG MGMT SERVER LICENSE	\$1,538.75

# WORK ORDERS

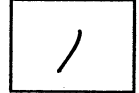
Doc #	Organization	Subject	Amount	Day
G1245.0-09.07.1	KIMLEY-HORN & ASSOC.	ENGINEERING DESIGN SVCS SY TRANSIT	\$5,200.00	6/25/2012
PWL132.0-11.08	SOUTHLAND ELECTRIC	FASHION VALLEY ELEVATOR REPAIRS	\$19,750.42	7/5/2012



AGENDA ITEM NO.

**REQUEST TO SPEAK FORM**

ORDER REQUEST RECEIVED



**PLEASE SUBMIT THIS COMPLETED FORM (AND YOUR WRITTEN STATEMENT)  
TO THE CLERK OF THE BOARD PRIOR TO DISCUSSION OF YOUR ITEM**

**1. INSTRUCTIONS**

This Request to Speak form must be filled out and submitted in advance of the discussion of your item to the Clerk of the Board (please attach any written statement to this form). Communications on hearings and agenda items are generally limited to three minutes per person unless the Board authorizes additional time; however, the Chairperson may limit comment to one or two minutes each if there are multiple requests to speak on a particular item. General public comments on items not on the agenda are limited to three minutes. Please be brief and to the point. No yielding of time is allowed. Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.

(PLEASE PRINT)

DATE	7-19-12		
Name	WYNNE M. LIGHTON		
Address	2514 Samachar Rd, Ste. H 502 - P. M. B# 82 ECLATON, CALIF. 92019		
Telephone	Ø		
Organization Represented	DISABLED PUBLIC		
Subject of Your Remarks	RT833 W SHOW SECHRS on 7-4-12, AS WELL AS THE CPUC REPORT RE "VEALIA + CLOUDG SUPPLY" (handwritten)		
Regarding Agenda Item No.	PUBLIC SPEAKING		
Your Comments Present a Position of:	<input type="checkbox"/>	<input checked="" type="checkbox"/> <b>SUPPORT</b>	<input type="checkbox"/> <b>OPPOSITION</b>

**2. TESTIMONY AT NOTICED PUBLIC HEARINGS**

At Public Hearings of the Board, persons wishing to speak shall be permitted to address the Board on any issue relevant to the subject of the Hearing.

**3. DISCUSSION OF AGENDA ITEMS**

The Chairman may permit any member of the public to address the Board on any issue relevant to a particular agenda item.

**4. GENERAL PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA**

Public comment on matters not on the agenda will be limited to five speakers with three minutes each, under the Public Comment Agenda Item. Additional speakers will be heard at the end of the Board's Agenda.

**NOTE: Subjects of previous hearings or agenda items may not again be addressed under General Public Comments.**