



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

January 17, 2013

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 - December 13, 2012 Approve
3. Public Comments - Limited to five speakers with three minutes per speaker. Others will be heard after Board Discussion items. If you have a report to present, please give your copies to the Clerk of the Board.
4. Elect Vice Chair, Chair Pro Tem, and Committee Appointments (Sharon Cooney) Elect/
Appoint
Action would: (1) elect a Vice Chair and a Chair Pro Tem for 2013; and (2) consider the nominating slate proposed by the Ad Hoc Nominating Committee for the appointment of representatives to MTS committees for 2013 and vote to appoint representatives to those committees.

Please SILENCE electronics
during the meeting

1255 Imperial Avenue, Suite 1000, San Diego, CA 92101-7490 • (619) 231-1466 • 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>Internal Revenue Service-Required CalPERS Pension Resolution</u>
Action would adopt Resolution No. 13-1 to allow MTS employees to make pension contributions on a pretax basis. | Adopt |
| 7. | <u>Light Rail Vehicle Vandalism and Accident Repair - Ratification and Amendment</u>
Action would authorize the CEO to execute MTS Doc. No. L0884.2-09 with Carlos Guzman, Inc. to increase the amount of the contract due to a higher-than-expected rate of body repair and paint work services and clarify the scope of work. | Approve |
| 8. | <u>Semiannual Uniform Report of Disadvantaged Business Enterprise Awards or Commitments and Payments</u>
Action would receive the Semiannual Uniform Report of Disadvantaged Business Enterprise (DBE) Awards or Commitments and Payments. | Receive |
| 9. | <u>Transfer of Ten Retired Paratransit Vehicles</u>
Action would approve staff's recommendation to donate ten (10) retired 2006 El Dorado paratransit vehicles to Facilitating Access to Coordinated Transportation (FACT) to assist nonprofit service providers in the MTS Service Area. The recipients will be agencies that provide services to persons with disabilities who may qualify for Americans with Disabilities Act (ADA) paratransit services. | Approve |
| 10. | <u>Audit Report - Carlos Guzman Contract Review (MTS Doc. No. L0844.0-09)</u>
Action would receive a report for information. | Receive |
| 11. | <u>California Sales Tax Increase (Impact on MTS Contracts)</u>
Action would authorize the CEO to: (1) amend contracts, or to otherwise pay invoices on existing contracts, substituting the 8.00% sales tax rate for the sales tax rate included in the individual contract; and (2) make future amendments or payments in response to future sales tax rate changes, if any. | Approve |
| 12. | <u>LiveScan Authorization</u>
Action would approve a minor revision to previously approved MTS Resolution No. 12-13 as required by the California Department of Justice to become a contributing agency for LiveScan fingerprinting. | Approve |

CLOSED SESSION

- | | | |
|-----|--|--------------------|
| 24. | a. CLOSED SESSION - CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to California Government Code section 54957.6
<u>Agency-Designated Representative</u> - Jeff Stumbo
<u>Employee Organization</u> - International Brotherhood of Electrical Workers, Local 465 (IBEW) | Possible
Action |
| | b. CLOSED SESSION - PUBLIC EMPLOYEE PERFORMANCE EVALUATION
<u>CHIEF EXECUTIVE OFFICER</u> Pursuant to California Government Code Section 54957 | Possible
Action |
| | <u>Oral Report of Final Actions Taken in Closed Session</u> | |

NOTICED PUBLIC HEARINGS

25. None

DISCUSSION ITEMS

30. San Diego Transit Corporation Employee Retirement Plan's Actuarial Valuation as of July 1, 2012 (Cliff Telfer) Adopt
Action would receive the San Diego Transit Corporation (SDTC) Employee Retirement Plan's actuarial valuation as of July 1, 2012, and adopt the pension contribution rate of 36.106 percent for SDTC's pension plans in FY 14.
31. Taxicab Administration Contract Renewal (Sharon Cooney) Approve
Action would approve the draft "Eighth Amendment to Agreement for Administration of Taxicab and Other For-Hire Vehicle Regulations Between San Diego Metropolitan Transit System and City of San Diego" and authorize the Chief Executive Officer to negotiate the final contract.
32. LOSSAN Joint Powers Authority and Managing Agency (Brent Boyd and Sharon Cooney) Approve
Action would: (1) approve by MTS Resolution No. 13-2 the amended Joint Powers Authority for the LOSSAN Rail Corridor Agency; and (2) direct staff to submit a proposal to become the LOSSAN Managing Agency.
33. 2013 State and Federal Legislative Programs (Sharon Cooney) Approve
Action would approve staff recommendations for 2013 state and federal legislative programs.

REPORT ITEMS

45. Operations Budget Status Report for November 2012 (Mike Thompson) Receive
Action would receive the MTS operations budget status report for November 2012.
60. Chairman's Report Information
61. Audit Oversight Committee Chairman's Report Information
62. Chief Executive Officer's Report Information
63. Board Member Communications
64. Additional Public Comments Not on the Agenda
If the limit of 5 speakers is exceeded under No. 3 (Public Comments) on this agenda, additional speakers will be taken at this time. If you have a report to present, please furnish a copy to the Clerk of the Board. Subjects of previous hearings or agenda items may not again be addressed under Public Comments.
65. Next Meeting Date: February 21, 2013
66. Adjournment