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Agenda

MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

February 21, 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 - January 17, 2013
3. Public Comments - Limited to five speakers with three minutes per speaker. Others will be heard after Board Discussion items. If you have a report to present, please give your copies to the Clerk of the Board.

Approve

Please SILENCE electronics
during the meeting

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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

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| 6. | <u>San Diego and Arizona Eastern (SD&AE) Railway Company Quarterly Reports and Ratification of Actions Taken by the SD&AE Board of Directors at its Meeting on January 15, 2013</u>
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 January 15, 2013. | Receive/
Ratify |
| 7. | <u>Investment Report - November 2012</u>
Action would receive a report for information. | Receive |
| 8. | <u>Pay Phone Services - Contract Award</u>
Action would authorize the CEO to: (1) execute MTS Doc. No. L1086.0-12 with Western Communication Systems, Inc. (WESCOMM) as a revenue contract for pay phone services for a five-year base period with 2 one-year option terms; and (2) exercise each option year at the CEO's discretion. | Approve |
| 9. | <u>Excess Insurance Renewals for Liability and Workers' Compensation Program</u>
Action would approve the purchase of excess liability insurance (at limits of \$75 million less a \$2 million self-insured retention) and excess workers' compensation insurance (at statutory limits less a \$1 million self-insured retention) The new policies would be in effect from March 1, 2013, through March 1, 2014. | Approve |
| 10. | <u>Fiber-Optics Link Project - Funds Transfer</u>
Action would approve the transfer of funds from the Fiber-Optics Link Project (CIP 11340) to the Orange/Green Lines Fiber-Optics Cable Project (CIP 1144400) to complete the fiber loop from Old Town to Santa Fe Depot. | Approve |
| 11. | <u>Investment Report - December 2012</u>
Action would receive a report for information. | Receive |
| 12. | <u>Kearny Mesa Division Garage Floor Epoxy Coating - Job Order Contract Work Order</u>
Action would authorize the CEO to execute Job Order Contract (JOC) MTSJOC1431-04 with ABC Construction for the Kearny Mesa Division (KMD) Garage Floor Epoxy Coating Project. | Approve |
| 13. | <u>Onboard CCTV System Installation - Contract Amendment</u>
Action would authorize the CEO to execute MTS Doc. No. L0955.2-10 with UTC Fire and Security for the provision of onboard video surveillance systems on 8 additional S70 light rail vehicles (LRVs). | Approve |
| 14. | <u>Proposed Revisions to MTS Policy No. 50 (Engineering and Construction Expense Cost Recovery for Plan Review, Real Estate Actions, and Right of Entry Permits)</u>
Action would approve revisions to MTS Policy No. 50 (Engineering and Construction Expense Cost Recovery for Plan Review, Real Estate Actions, and Right of Entry Permits) to increase the current right of entry permit fee as recommended by the San Diego and Arizona Eastern Railway Company (SD&AE) Board of Directors at its quarterly meeting on January 15, 2013. | Approve |

CONSENT ITEMS - Continued

15. California Department of Transportation (Caltrans) Program of Projects for Federal Transit Administration (FTA) Section 5311 Funding - Fiscal Year 2013 Approve
Action would approve Resolution No. 13-3 authorizing the application for and use of FTA Section 5311 funding for operating assistance and miscellaneous improvements in nonurbanized areas.

CLOSED SESSION

24. a. CLOSED SESSION - PUBLIC EMPLOYEE PERFORMANCE EVALUATION/CONFERENCE WITH LABOR NEGOTIATORS CHIEF EXECUTIVE OFFICER Pursuant to California Government Code Sections 54957 and 54957.6; Agency-Designated Representative: Harry Mathis; Employee: Paul C. Jablonski Possible Action
- b. CLOSED SESSION - CONFERENCE WITH LABOR NEGOTIATORS Pursuant to California Government Code section 54957.6 Agency-Designated Representative: Jeff Stumbo Employee Organization: Amalgamated Transit Union, Local 1309 Possible Action
- c. CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to California Government Code Section 54956.8 Property: 6645 Imperial Avenue, San Diego, California (Assessor Parcel No. 549-181-05) Agency Negotiators: Paul Jablonski, Chief Executive Officer; Karen Landers, General Counsel; Tim Allison, Manager of Real Estate Assets; and Bruce W. Beach, Best Best & Krieger LLP Negotiating Parties: Thomas and Tiffany Mannion Under Negotiation: Price and Terms of Payment Possible Action

Oral Report of Final Actions Taken in Closed Session

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS

30. 2013 State and Federal Legislative Programs (Sharon Cooney and Peter Peyser and Beth Boehlert of Peyser Associates, LLC) Approve
Action would: (1) receive a report on state and federal issues and advocacy; and (2) approve staff recommendations for 2013 state and federal legislative programs.
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.

DISCUSSION ITEMS - Continued

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| 32. | <u>Gas Service Provider Agreement Extension (Mike Thompson)</u>
Action would authorize the CEO to: (1) extend the gas service provider agreement with BP Energy Company (BP) for a five-year base term with 2 one-year option terms; (2) exercise each option year at the CEO's discretion; and (3) execute any documents necessary for MTS to participate in the BP direct market, federal Renewable Identification Number (RIN), and state low-carbon fuel standard (LCFS) | Approve |
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REPORT ITEMS

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| 45. | <u>Los Angeles-San Diego-San Luis Obispo Rail Corridor (LOSSAN) Joint Powers Authority (Sharon Cooney)</u>
Action would receive an update on efforts to amend the LOSSAN Joint Powers Authority (JPA). | Receive |
| 46. | <u>Bus Rapid Transit (BRT) Project Updates (Denis Desmond)</u>
Action would receive a report for information. | Receive |
| 47. | <u>Bus Rapid Transit (BRT) Branding (Rob Schupp)</u>
Action would receive a report on Bus Rapid Transit (BRT) branding for buses procured for Interstate 15 (I-15), Mid-City, and South Bay BRT services. | Receive |
| 48. | <u>Service Performance Monitoring Report for July 2012 through December 2012 (Sharon Cooney)</u>
Action would receive a report for information. | Receive |
| 49. | <u>Operations Budget Status Report for December 2012 (Mike Thompson)</u>
Action would receive the MTS operations budget status report for December 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>
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> March 21, 2013 (Finance Workshop starts at 9:00 a.m.) | |
| 66. | <u>Adjournment</u> | |