

MEETING OF THE EXECUTIVE COMMITTEE FOR THE
METROPOLITAN TRANSIT SYSTEM (MTS)
1255 Imperial Avenue, Suite 1000
San Diego, CA 92101

June 13, 2013

MINUTES

A. ROLL CALL

Chairman Mathis called the Executive Committee meeting to order at 9:49 a.m. A roll call sheet listing Executive Committee member attendance is attached.

Mr. Mathis brought to the attention of the Executive Committee the revised agenda. Ms. Landers discussed the additional Closed Session item for Conference with Real Property Negotiators pursuant to Government Code Section 54954.2(b)(2) and MTS's legal obligation. The Executive Committee can add an item to the agenda less than 72 hours before the meeting if the committee makes two findings; 1) there is a need to take immediate action and in this particular case the property is currently vacant and the property owner is willing to negotiate with MTS. Significant delays in negotiations may adversely impact the negotiations; and 2) the need for action came to MTS's attention subsequent to the agenda posting and MTS negotiators met with the property owner on Friday and at that time the agenda had been previously established. A two-thirds favorable vote of the Executive Committee is required to add the Closed Session item to the agenda.

Action Taken

Mr. Ovrom moved to affirm Ms. Landers' findings and add the Closed Session item to the June 13, 2013 Executive Committee meeting agenda. Mr. Gloria seconded the motion, and the vote was 5 to 0 in favor.

B. APPROVAL OF MINUTES

Mr. Gloria moved for approval of the minutes of the May 23, 2013, MTS Executive Committee meeting. Mr. Ovrom seconded the motion, and the vote was 5 to 0 in favor.

C. COMMITTEE DISCUSSION ITEMS

1. Trolley Renewal Update

Bruce Schmith, Principal Engineer of SANDAG gave a presentation and discussed the status of the Blue Line Crossover and Signaling project, the Orange Line station and Downtown stations. Paul Jablonski, Chief Executive Officer stated the 12th and Imperial station would be open on Tuesday, June 18th for full service. Mr. Schmith reviewed the Blue Line station construction milestones. He advised the one outstanding item was working with the Navy to acquire the Right of Way at 8th Street

Transit Center which is primarily where bus improvements would be done. Mr. Jablonski stated that he and Supervisor Roberts were scheduled to meet with the Admiral the following day. The current Admiral has two weeks left of service, and the Captain would be in attendance also. Navy approval is required by October 1, 2013, or this station will be delayed a year and a half. Sharon Cooney, Chief of Staff advised MTS had to go with a lease route instead of an easement and once this was complete the project could move forward. Mr. Schmith continued with discussion on the rail train, future Blue Line projects, traction power substation installation and traction power substation site acquisition.

Ms. Landers discussed the traction power substation site acquisition at Mt. Hope Cemetery. She advised MTS sent a legal opinion to the City Attorney's office and discussed objections from the Parks and Recreation Department that the substation would conflict with a groundwater project and if it was placed in the maintenance yard it may conflict with future maintenance projects with the height of the substation also of concern. Ms. Landers responded that she had emailed a possible solution for placement of the substation in the hillside and was awaiting a response. With regard to Charter Section 55, MTS has to prove the use does not substantially interfere with the cemetery's operations both with aesthetic concerns and future use of the space.

Ms. Cooney said they were hoping to convince Parks and Recreation and the City Attorney's office that the trolley was an amenity to the City and the City should assist MTS in providing the location for the substation. Mr. Jablonski advised it is becoming more of a legal issue. Mr. Schmith stated the cost would be less expensive at Mount Hope versus the Lockridge site. Mr. Jablonski stated that if an adjacent substation loses power there isn't the redundancy to maintain full power and a train would be stopped out there until a substation gets brought out. He indicated field tests have been done under actual conditions with two trains passing and the power drops and both trains go through, so it is ideal to try to build in some redundancy so the entire system is not shut down.

Wayne Terry, Chief Operating Officer of Rail presented the light rail vehicle procurement status.

Action Taken

Mr. McClellan moved to receive a report for information. Mr. Gloria seconded the motion, and the vote was 5 to 0 in favor.

2. Zero Emission Bus Requirements (Sharon Cooney)

Ms. Cooney gave a presentation on the Zero Emission Bus Program including alternate fuel paths as those being taken by MTS. She further discussed the challenges of implementation and discussed the California Air Resources Board and implementation ("CARB").

Mr. Jablonski discussed issues with CARB.

Mr. Roberts said it would be good for MTS to begin looking at electric technology.

Mr. Jablonski stated Proterra is the lead manufacturer of electric buses and currently the buses are extremely expensive with docking stations required. He commented infrastructure would need to be implemented and currently MTS is utilizing alternate fuel CNG technology and has invested a lot of money in implementation of CNG infrastructure. MTS has not yet completed the CNG infrastructure at this time. MTS needs to complete CNG infrastructure implementation before taking on another obligation such as electric infrastructure implementation which would compete with MTS's current obligation to CNG alternate fuel technology. Mr. Jablonski and Mr. Roberts discussed the possibility of implementing demos prior to full implementation of electric technology.

Action Taken

Mr. Gloria moved to receive a report for information. Mr. McClellan seconded the motion, and the vote was 5 to 0 in favor.

D. REVIEW OF DRAFT JUNE 20, 2013, BOARD AGENDA (TAKEN OUT OF ORDER)

Recommended Consent Items

6. Credit Agreement Resolution

Action would approve Resolution No. 13-16 authorizing the Chief Executive Officer (CEO) to execute an amendment(s) to the contract with JP Morgan Chase Bank N.A. (MTS Doc. No. G1413.0-12) and any other ancillary documents necessary to complete the transaction. The amendment would allow MTS to borrow up to \$40 million on its credit line.

7. Fiscal Year 2014 Transportation Development Act Claims

Action would adopt Resolution Nos. 13-13, 13-14, and 13-15 approving fiscal year (FY) 2014 Transportation Development Act (TDA) Article 4.0, 4.5, and 8.0 claims.

8. Investment Report - April 2013

Action would receive a report for information.

9. Orange/Green Lines Fiber-Optics Cable Project - Funds Transfer

Action would approve MTS Doc. No. G0930.17-04.11.1 (Scope of Work 11.1) authorizing the purchase of labor, materials, and supplies to install additional fiber-optic cables between the Grossmont Summit and Arnele Avenue Station on the MTS Trolley's Green Line.

10. Closed-Circuit Television (CCTV) System Project Amendment

Action would approve an amendment to Addendum 17 Project Scope of Work (MTS Doc. No. G0930.17-04.21.1) for the installation of additional CCTV cameras at Orange Line stations.

11. Work Order for Orange Line Print Verification Project

Action would authorize the CEO to execute an amendment to Work Order No. 13.01, Task Order 1 of MTS Doc. No. G1494.0-13.01.1 (general engineering contract with Pacific Railway Enterprises, Inc.) for additional services necessary to complete the updating of the existing signal drawings and for the installation of event recorders at crossings and interlockings on the Orange Line.

12. Federal Communications Commission-Mandated 800 Mhz Band Reconfiguration - Consulting Services

Action would: (1) ratify MTS Doc. No. G1546.0-13 dated June 10, 2013, with Ross & Baruzzini for consulting services related to the Federal Communications Commission- (FCC)-mandated 800 MHz Band Reconfiguration, which was previously executed pursuant to the CEO's authority; and (2) authorize the CEO to execute MTS Doc. No. G1546.1-13 for the balance of funding for proposed consulting services detailed in Ross & Baruzzini's proposal.

13. Mills Building Improvement Project 2013

Action would authorize the CEO to authorize the San Diego Regional Building Authority (SDRBA), acting through its Mills Building Property Manager (Colliers International), to act as general contractor for the renovation of the 9th floor pursuant to an amendment to the Mills Building Property Management Agreement (MTS Doc. No. G1233.1-09).

14. Taxicab Maximum Allowable City and Airport Rates of Fare - Stabilization of Rates for 2013 (Sharon Cooney)

Action would approve Resolution No. 13-17 stabilizing the maximum allowable City of San Diego and airport rates of fare for the year 2013 at current rates.

BOARD MEMBER COMMENTS:

Ms. Landers advised the bids are in on the 9th Floor Mills Building remodel to house Compass Card staff. Mr. Jablonski advised the scope of the project was changed because of the high prices to minor items such as new paint and carpet which would bring the cost down from approximately \$275K to approximately \$130K.

Ms. Cooney discussed specifics regarding Consent Item 14.

E. REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA

Review of SANDAG Transportation Committee Agenda and discussion regarding any items pertaining to MTS, San Diego Transit Corporation, or San Diego Trolley, Inc. Relevant excerpts will be provided during the meeting.

F. COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS

There were no Committee member communications.

G. PUBLIC COMMENTS

There were no Public comments.

C. COMMITTEE DISCUSSION ITEMS (CONTINUED)

The Executive Committee convened to Closed Session at 10:27 a.m.

3. CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to California Government Code Section 54956.8
Property: 1603 Main Street, San Diego, California (Assessor Parcel No. 538-210-25)

Agency Negotiators: Paul Jablonski, Chief Executive Officer; Karen Landers, General Counsel; and Tim Allison, Manager of Real Estate Assets
Negotiating Parties: Helf Investments, L.P.
Under Negotiation: Price and Terms of Payment

The Executive Committee reconvened to Open Session at 11:15 a.m.

Oral Report of Final Actions Taken in Closed Session

Karen Landers, General Counsel, reported the following:


3. The Executive Committee received a report and gave directions to negotiators.

H. NEXT MEETING DATE

The next Executive Committee meeting is scheduled for July 11, 2013.

I. ADJOURNMENT

Chairman Mathis adjourned the meeting at 11:16 a.m.


Chairman

Attachment: A. Roll Call Sheet

**EXECUTIVE COMMITTEE
METROPOLITAN TRANSIT SYSTEM**

ROLL CALL

MEETING OF (DATE) June 13, 2013

CALL TO ORDER (TIME) 9:49 a.m.

RECESS N/A

RECONVENE N/A

CLOSED SESSION 10:27 a.m.

RECONVENE 11:15 a.m.

ADJOURN 11:16 a.m.

BOARD MEMBER	(Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
GLORIA	<input checked="" type="checkbox"/> (Emerald) <input type="checkbox"/>	9:49 a.m.	11:16 a.m.
MATHIS	<input checked="" type="checkbox"/>	9:49 a.m.	11:16 a.m.
OVROM	<input checked="" type="checkbox"/> (Bragg) <input type="checkbox"/>	9:49 a.m.	11:16 a.m.
ROBERTS	<input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>	9:49 a.m.	11:16 a.m.
CUNNINGHAM	<input type="checkbox"/> (McClellan) <input checked="" type="checkbox"/>	9:49 a.m.	11:16 a.m.
Transportation Committee Rep Slot (Mathis)			

SIGNED BY THE CLERK OF THE BOARD: 

CONFIRMED BY THE GENERAL COUNSEL: 