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Agenda

MEETING OF THE METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

June 20, 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 - May 16, 2013 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.

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>Credit Agreement Resolution</u>
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. | Approve |
| 7. | <u>Fiscal Year 2014 Transportation Development Act Claims</u>
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. | Adopt |
| 8. | <u>Investment Report - April 2013</u>
Action would receive a report for information. | Receive |
| 9. | <u>Orange/Green Lines Fiber-Optics Cable Project - Funds Transfer</u>
Action would approve an amendment to Addendum No. 17 Project Scope of Work No. 11 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. | Approve |
| 10. | <u>Closed-Circuit Television (CCTV) System Project Amendment</u>
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. | Approve |
| 11. | <u>Work Order for Orange Line Print Verification Project</u>
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. | Approve |
| 12. | <u>Federal Communications Commission-Mandated 800 MHz Band Reconfiguration - Consulting Services</u>
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. | Ratify/
Approve |
| 13. | <u>Mills Building Improvement Project 2013</u>
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). | Approve |
| 14. | <u>Taxicab Maximum Allowable City and Airport Rates of Fare - Stabilization of Rates for 2013 (Sharon Cooney)</u>
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. | Approve |

CLOSED SESSION

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| 24. | a. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION Pursuant to California Government Code Section 54956.9(a): <u>Margot Clines vs. MTS</u> (San Diego Superior Court Case No. 37-2013-00031879-CU-PO-CTL) | Possible
Action |
| | b. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL Existing Litigation Pursuant to California Government Code Section 54956.9(a): <u>Rodney Maxwell v. Metropolitan Transit System et al.</u> (SDSC Case No. 37-2012-00101898-CU-PA-CTL; MTS Claim No. TS-27411) | Possible
Action |
| | c. CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to California Government Code Section 54956.8
<u>Property</u> : 1603 Main Street, San Diego, California (Assessor Parcel No. 538-210-25)
<u>Agency Negotiators</u> : Paul Jablonski, Chief Executive Officer; Karen Landers, General Counsel; and Tim Allison, Manager of Real Estate Assets
<u>Negotiating Parties</u> : Helf Investments, L.P.
<u>Under Negotiation</u> : Price and Terms of Payment | Possible
Action |

Oral Report of Final Actions Taken in Closed Session

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS

- | | | |
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| 30. | <u>Language Assistance Plan (Denis Desmond)</u>
Action would approve the draft Language Assistance Plan as submitted to the Federal Transit Administration (FTA) as part of the Title VI Triennial Program Update. | Approve |
| 31. | <u>Title VI and Environmental Justice Policy No. 42 Updates (Denis Desmond)</u>
Action would approve the proposed Policy No. 42 amendments, including the Title VI policies and service standards. | Approve |

REPORT ITEMS

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|-----|--|---------|
| 45. | <u>Virginia Avenue Intermodal Transportation Center (Sharon Cooney)</u>
Action would receive a report on regional efforts to establish an intermodal transportation center at a new pedestrian international border crossing to be located at Virginia Avenue and provide comments and direction. | Receive |
| 46. | <u>Operations Budget Status Report for April 2013 (Mike Thompson)</u>
Action would receive the MTS operations budget status report for April 2013. | Receive |
| 47. | <u>Zero Emission Bus Requirements (Sharon Cooney)</u>
Action would receive a report for information. | Receive |
| 48. | <u>Pacific Imperial Railroad (PIR) Desert Line Agreement - Status Update (Karen Landers)</u>
Action would receive a report for information. | Receive |

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| 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> July 18, 2013 | |
| 66. | <u>Adjournment</u> | |