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Agenda

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM EXECUTIVE COMMITTEE

April 10, 2014

Executive Conference Room
Immediately following the Audit Oversight Committee Meeting

ACTION RECOMMENDED

- | | | |
|----|--|--------------------|
| A. | ROLL CALL | |
| B. | APPROVAL OF MINUTES - March 13, 2014 | Approve |
| C. | COMMITTEE DISCUSSION ITEMS | |
| 1. | <u>Trolley Renewal Project (Bruce Schmith of SANDAG)</u> | Informational |
| 2. | <u>Mid-Coast Corridor Transit Project (John Haggerty of SANDAG)</u>
Action would receive a report regarding the Mid-Coast Corridor Transit Project and provide comment. | Possible
Action |
| D. | REVIEW OF DRAFT APRIL 17, 2014 BOARD AGENDA | |
| E. | <u>REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA</u>
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. | Possible
Action |
| F. | COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS | |
| G. | PUBLIC COMMENTS | |
| H. | NEXT MEETING DATE: May 8, 2014 | |
| I. | ADJOURNMENT | |

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

March 13, 2014

MINUTES

A. ROLL CALL

Chairman Mathis called the Executive Committee meeting to order at 9:07 a.m. A roll call sheet listing Executive Committee member attendance is attached.

B. APPROVAL OF MINUTES

Mr. Ovrom moved for approval of the minutes of the February 13, 2014, MTS Executive Committee meeting. Ms. Lightner seconded the motion, and the vote was 3 to 0 in favor with Messrs. Cunningham and Roberts absent.

C. COMMITTEE DISCUSSION ITEMS

1. Trolley Renewal Project Update

Bruce Schmith of SANDAG discussed Blue Line Stations and rail construction. He reviewed the construction status of the Barrio Logan, Harborside, Pacific Fleet, 8th Street, 24th Street and E Street stations. He provided status on additional Blue Line projects. He reviewed the trackway reconstruction on 12th Street. He gave a traction power substation (TPSS) update. Paul Jablonski, Chief Executive Officer provided further details regarding the TPSS. Wayne Terry, Chief Operating Officer of Rail discussed the light rail procurement process and provided status.

Action Taken

Informational item only. No action taken.

2. Update on Contract Services Fixed-Route Procurement

Mr. Jablonski introduced the agenda item and provided background regarding the procurement. Bill Spraul, Chief Operating Officer, Transit introduced Jeff Codling, Manager of South Bay Operations and manager in charge of the proposal. Mr. Spraul provided a fixed-route bus service overview and discussed the particulars of the fixed-route RFP. He reviewed fixed-route RFP highlights. He reviewed the fixed-route independent cost estimate (ICE) and provided the RFP timeline.

Mr. Jablonski provided further specifics with regard to the procurement and information with regard to revenue miles.

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Mr. Roberts asked about the bidding process. Mr. Jablonski reviewed the extensive and thorough procurement process.

Action Taken

Informational item only. No action taken.

3. Taxicab Contract Renewal

Sharon Cooney, Chief of Staff, introduced Bill Kellerman, Taxicab Manager. Karen Landers, General Counsel advised there was no conflict of interest with those Executive Committee members who also sit on The City of San Diego's City Council.

Ms. Cooney stated the names of those MTS Board members who sit on MTS's Ad Hoc Taxicab Contract Negotiating Committee. She provided a handout outlining the principles for negotiation of the Taxicab Administration Contract and reviewed each principle. She handed the discussion over to Ron Roberts. Mr. Roberts discussed current taxi arrangements with cities across the County in addition to the City of San Diego. He conveyed MTS's interest in continuing to administer taxicabs. He discussed particulars with regard to taxi administration. Ms. Lightner asked with regard to length of the contract. Ms. Landers answered that historically the contracts were typically five years in length. Mr. Jablonski discussed possible policy issues. Ms. Landers reviewed the approval process. Ms. Cooney discussed research on taxi vehicle age limits.

PUBLIC COMMENTS

Sarah Saez – Ms. Saez of United Taxi Workers of San Diego stated that she did not believe these current principles would change the current state of Taxi which would continue exploitation of drivers. She stated she is opposed to the five year contract extension. Mr. Mathis responded that there is nothing in the contract which gives MTS authority with regard to Ms. Saez's grievances, and MTS is a transit agency and she should bring her grievances to the City of San Diego.

Margo Tanguay – Ms. Tanguay discussed historical taxicab issues. She discussed the working habits of taxi drivers including the rationale for working long hours. She discussed the business relationship between taxicab and MTS stating it has built business for drivers and owners. She stated the safety issues were not an issue under the City of San Diego, but as a whole it is a better arrangement for taxicab administration to stay with MTS.

Michel Anderson – Mr. Anderson said he approved the contract extension. He discussed the hours of the taxicab drivers whom are independent contractors and the fact is that the drivers as a whole want to remain independent contractors. He stated the five year contract will provide much needed security in the industry.

Action Taken

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Mr. Roberts moved to forward a recommendation to the Board of Directors to adopt the principles for renewal of the taxicab administration contract with the City of San Diego as recommended by the Ad Hoc Taxicab Contract Renewal Committee. Mr. Ovrom seconded and the vote was 3 to 0 in favor with Mr. Cunningham absent and Ms. Lightner abstaining.

D. REVIEW OF DRAFT MARCH 20, 2014, BOARD AGENDA (TAKEN OUT OF ORDER)

Recommended Consent Items

6. Investment Report - January 2014

Informational only.

7. Cubic Software Maintenance

Action would authorize the Chief Executive Officer (CEO) to execute Doc. No. G1695.0-14, with Cubic Transportation Systems, Inc., on a sole-source basis, for the provision of annual maintenance services for the proprietary Cubic Compass Card Back Office software.

8. Purchase and Installation of two Compressed Natural Gas (CNG) Dispensers - Contract Award

Action would authorize the CEO to execute MTS Doc. No. PWB151.0-14, with Go Natural Gas, Inc., for the purchase and installation of two new CNG dispensers at the City of Chula Vista Public Works Center.

9. Legal Services Agreement with Wheatley, Bingham & Baker, LLP - Contract Amendment

Action would authorize the CEO to execute MTS Doc. No. PWB151.0-14, with Go Natural Gas, Inc., for the purchase and installation of two new CNG dispensers at the City of Chula Vista Public Works Center.

10. California Governor's Office of Emergency Services (CalOES) California Transit Security Grant Program (CTSGP) Funding, Fiscal Year 2013-2014

Action would approve Resolution No.14-4, authorizing the use of, and application for, \$2,779,445 of California CTSGP for capital projects that provide increased protection against security and safety threats, and/or increases the capacity of transit operators to prepare for and provide disaster-response transportation systems.

11. Proposed Revisions to MTS Policy No. 41 - Signature Authority

Action would approve the proposed revisions to MTS Policy No. 41 - Signature Authority.

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12. Property Insurance Renewal

Action would authorize the CEO to renew the property insurance coverage for the San Diego Metropolitan Transit System (MTS), San Diego Transit Corporation (SDTC), and San Diego Trolley, Inc. (SDTI) with the California State Association of Counties – Excess Insurance Authority (CSAC-EIA) Property Insurance Program, effective March 31, 2014, through March 31, 2015, with various coverage deductibles of \$25,000 (real estate and personal contents property), \$100,000 (bus fleet), \$250,000 (light rail fleet) and \$1,500,000 (roads, bridges and tunnels).

13. Verizon Wireless Data Service for Mobile Data Terminal/Automatic Vehicle Locator - Contract Award

Action would authorize the CEO to execute MTS Doc. No. G1698.0-14 with Verizon Wireless for the provision of monthly cellular service and data usage for a contract base period of five (5) years with five (5) one year options to be exercised exclusively at the CEO's discretion.

14. California Department of Transportation (Caltrans) Program of Projects for Federal Transit Administration (FTA) Section 5311 Funding, Federal Fiscal Year 2014

Action would approve Resolution No.14-5 authorizing the use of and application for \$432,356 of FTA Section 5311 funds: \$287,000 for operating assistance and \$145,356 for capital improvements in non-urbanized areas.

15. Trapeze Software License and Maintenance Agreement (Paratransit and Mini-bus Services)

Action would authorize the CEO to: 1) ratify Amendment Nos. 3 and 5 to MTS Document No. B0563.0-11 with Trapeze Software Group, Inc. (Trapeze) which were previously approved under the CEO's approval authority for a total cost of \$83,491.00; and 2) execute Amendment No. 6 to MTS Doc. No. B0563.0-11 with Trapeze Software License and Maintenance Agreement to consolidate all services under a single multi-year maintenance agreement totaling \$1,471,135.25.

16. Collaboration with Zizhu National Hi-Tech Industrial Development Zone (Minhang District of Shanghai, China)

Action would approve MTS Doc. No. G1700.0-14 to execute an agreement with the Zizhu National Hi-tech Industrial Development Zone for an exchange of expertise and reimbursement of travel expenses.

Mr. Jablonski provided background and discussed in further detail consent item 16 on the March 20, 2014 draft Board agenda. He discussed the reasoning behind the trip to China. Ms. Landers discussed her research of the Shanghai company and their qualifications along with the legal rules with regard to gifts of travel. She discussed the

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payment agreement. Mr. Roberts discussed the trip and discussed the group of those who would be in attendance.

E. REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA

No discussion for this agenda item.

F. COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS

There were no Committee member communications.

G. PUBLIC COMMENTS

There were no public comments.

CLOSED SESSION (TAKEN OUT OF ORDER)

The Executive Committee convened to Closed Session at 10:01 a.m.

4. CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to California Government Code section 54956.8
Property: San Diego and Arizona Eastern (SD&AE) Railway Company Desert Line (Division to Plaster City)
Agency Negotiators: Karen Landers, General Counsel; Tim Allison, Manager of Real Estate Assets; and Paul Jablonski, Chief Executive Officer
Negotiating Parties: RD Griffin Partners LLC, David Rohal, Ernest Dahlman
Under Negotiation: Price and Terms of Payment.

The Executive Committee reconvened to Open Session at 11:20 a.m.

Oral Report of Final Actions Taken in Closed Session

Karen Landers, General Counsel, reported the following:

4. The Executive Committee received a report from negotiators and gave direction.

H. NEXT MEETING DATE

The next Executive Committee meeting is scheduled for April 10, 2014.

I. ADJOURNMENT

Chairman Mathis adjourned the meeting at 11:21 a.m.

Chairman

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Attachment: A. Roll Call Sheet

**EXECUTIVE COMMITTEE
METROPOLITAN TRANSIT SYSTEM**

ROLL CALL

MEETING OF (DATE) March 13, 2014

CALL TO ORDER (TIME) 9:07 a.m.

RECESS N/A

RECONVENE N/A

CLOSED SESSION 10:01 a.m.

RECONVENE 11:20 a.m.

ADJOURN 11:21 a.m.

BOARD MEMBER (Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
LIGHTNER <input checked="" type="checkbox"/> (Emerald) <input type="checkbox"/>	9:00 a.m.	
MATHIS <input checked="" type="checkbox"/>	9:00 a.m.	
OVROM <input checked="" type="checkbox"/> (Bragg) <input type="checkbox"/>	9:00 a.m.	
ROBERTS <input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>	9:09 a.m.	
CUNNINGHAM <input type="checkbox"/> (McClellan) <input type="checkbox"/>		
Transportation Committee Rep Slot (Mathis)		

SIGNED BY THE CLERK OF THE BOARD:



CONFIRMED BY THE GENERAL COUNSEL:





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Agenda Item No. C1

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM EXECUTIVE COMMITTEE

April 10, 2014

SUBJECT:

TROLLEY RENEWAL PROJECT UPDATE (BRUCE SCHMITH OF SANDAG)


INFORMATIONAL

Budget Impact

None.

DISCUSSION:

The Trolley Renewal Project is a system-wide rehabilitation and upgrade of the existing trolley system. The project includes the purchase of new low-floor vehicles, the rehabilitation and retrofit of stations and transit centers throughout the system, new crossovers and upgraded signaling, replacement of the overhead catenary wire, track work and rail replacement, slope repair, and traction power substation replacement and rehabilitation. Construction and infrastructure work is currently underway in downtown San Diego and on the Orange and Blue Lines. Staff will provide an update on the construction project.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, Sharon.Cooney@sdmts.com





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Agenda Item No. C2

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM EXECUTIVE COMMITTEE

April 10, 2014

SUBJECT:

MID-COAST CORRIDOR TRANSIT PROJECT (JOHN HAGGERTY OF SANDAG)

RECOMMENDATION:

That the Executive Committee receive a report regarding the Mid-Coast Corridor Transit Project and provide comment.

Budget Impact

None.

DISCUSSION:

The Mid-Coast Corridor Transit Project is being developed by the San Diego Association of Governments (SANDAG) with MTS's assistance. The Mid-Coast Project will extend Trolley service from Santa Fe Depot in Downtown San Diego to the University City community, serving major activity centers such as Old Town, the University of California, San Diego (UCSD), and Westfield University Town Center. The proposed project would be funded by SANDAG and the Federal Transit Administration (FTA) New Starts Program. In November 2013, the SANDAG Board of Directors adopted a number of refinements to the Locally Preferred Alternative, including the addition of a station at the Veterans Administration Medical Center, the elimination of one of the two design options for the Genesee Avenue aerial guideway, and adjustments to the alignment in select areas. SANDAG submitted the Project's Administrative Draft of the Environmental Impact Statement to the FTA for review on February 20, 2014. SANDAG staff will provide an update on the project along with some refinements of station concepts initially presented to the MTS Executive Committee in October 2013.

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



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Agenda

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

April 17, 2014

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 - March 20, 2014
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

- | | | |
|----|---|---------------|
| 6. | <u>Investment Report - February 2014</u> | Informational |
| 7. | <u>California Department of Transportation (CALTRANS) Program of Projects for Federal Transit Administration (FTA) Section 5311(f) Funding, Fiscal Year 2014</u>
Action would approve Resolution No. 14-6 authorizing the use of and application for \$200,000 of FTA Section 5311(f) for operating assistance in non-urbanized areas. | Approve |
| 8. | <u>Light Rail Vehicle Paint and Body Rehabilitation-Sole Source Contract Award</u>
Action would authorize CEO to execute MTS Doc. No. L1176.0-14 with Carlos Guzman Inc. on a sole-source basis for the provision of Light Rail Vehicle (LRV) Paint and Body Rehabilitation Services for five (5) SD-100s. | Approve |
| 9. | <u>MTS Enterprise Infrastructure for RTMS Back Office Upgrade and Contract Bus Fleet Expansion Project - Contract Award</u>
Action would authorize the CEO to execute MTS Doc. No. G1707.0-14 with Nth Generation for the provision of HP computer hardware, maintenance and technical services in support of the Regional Transportation Management System (RTMS) Back Office Upgrade and Contracted Bus Fleet Expansion project. | Approve |

CLOSED SESSION

- | | | |
|-----|--|-----------------|
| 24. | a. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - Existing Litigation Pursuant to California Government Code Section 54956.9 (D)(1): <u>Virginia De Los Santos v. San Diego Metropolitan Transit System, et al</u> (SDSC Case No. 37-2013-00032020-CU-PA-CTL | Possible Action |
| | b. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - Existing Litigation Pursuant to California Government Code Section 54956.9 (D)(1): <u>Michele Zubak v. San Diego Metropolitan Transit System, et al</u> (SDSC Case No. 37-2013-00077126-CU-PA-CTL | |

Oral Report of Final Actions Taken in Closed Session

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS

30. None.

REPORT ITEMS

45. None.

- | | | |
|-----|--------------------------|---------------|
| 60. | <u>Chairman's Report</u> | Informational |
|-----|--------------------------|---------------|

- | | | |
|-----|---|---------------|
| 61. | <u>Audit Oversight Committee Chairman's Report</u> | Informational |
| 62. | <u>Chief Executive Officer's Report</u> | Informational |
| 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> May 15, 2014 (Finance Workshop) | |
| 66. | <u>Adjournment</u> | |



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Agenda Item No. 6

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

APRIL 17, 2014

SUBJECT:

INVESTMENT REPORT – February 2014

**Draft for
Executive Committee
Review Date: 4-10-2014**

RECOMMENDATION:

That the Board of Directors receive a report for information.

Budget Impact

None.

DISCUSSION:

Attachment A comprises a report of MTS investments as of February 28, 2014. The combined total of all investments has decreased from \$202.6 million to \$200.0 million in the current month. This \$2.6 million decrease is attributable to expenditure of \$6.9 million for acquisition of capital assets, partially offset by \$4.9 million in STA revenue, as well as normal timing differences in other payments and receipts.

The first column provides details about investments restricted for capital improvement projects and debt service, which are related to the 1995 lease and leaseback transactions. The funds restricted for debt service are structured investments with fixed returns that will not vary with market fluctuations if held to maturity. These investments are held in trust and will not be liquidated in advance of the scheduled maturities.

The second column, unrestricted investments, reports the working capital for MTS operations allowing payments for employee payroll and vendors' goods and services.

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

Attachment: A. Investment Report for February 2014



**San Diego Metropolitan Transit System
Investment Report
February 28, 2014**

	Restricted	Unrestricted	Total	Average rate of return
Cash and Cash Equivalents				
JP Morgan Chase - concentration account	-	10,479,660	10,479,660	0.00%
Total Cash and Cash Equivalents	-	10,479,660	10,479,660	
Cash - Restricted for Capital Support				
US Bank - retention trust account	8,545,827	-	8,545,827	N/A *
San Diego County Investment Pool Proposition 1B TSGP grant funds	5,302,413	442,565	5,744,978	
Total Cash - Restricted for Capital Support	13,848,240	442,565	14,290,805	
Investments - Working Capital				
Local Agency Investment Fund (LAIF)	18,155,040	39,029,281	57,184,321	0.236%
Total Investments - Working Capital	18,155,040	39,029,281	57,184,321	
Investments - Restricted for Debt Service				
US Bank - Treasury Strips - market value (Par value \$39,474,000)	39,367,489	-	39,367,489	
Rabobank - Payment Undertaking Agreement	78,692,891	-	78,692,891	7.69%
Total Investments Restricted for Debt Service	118,060,380	-	118,060,380	
Total cash and investments	\$ 150,063,660	\$ 49,951,506	\$ 200,015,166	

N/A* - Per trust agreements, interest earned on retention account is allocated to trust beneficiary (contractor)



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Agenda Item No. 7

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

April 17, 2014

**Draft for
Executive Committee
Review Date: 4-10-2014**

SUBJECT: CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) PROGRAM OF
PROJECTS FOR FEDERAL TRANSIT ADMINISTRATION (FTA) SECTION 5311(f)
FUNDING, FISCAL YEAR 2014

RECOMMENDATION:

That the Board of Directors approve Resolution No.14-6, (Attachment A) authorizing the use of, and application for, \$200,000 of FTA Section 5311(f) for operating assistance in non-urbanized areas.

Budget Impact

If awarded, MTS will receive FY2014 5311(f) funds in the amount of \$200,000. Based on the maximum percent federal share 55.33% of eligible expenditures, MTS will be required to provide nonfederal matching funds in the amount of \$161,468.

DISCUSSION:

Caltrans administers a statewide competitive grant program wherein transit agencies and nonprofit organizations are eligible to apply for up to \$300,000 in financial assistance for operations serving areas outside of the federally defined urban boundary. Eligible projects can include existing operations, new services or service expansion. However, projects must be consistent with the state-adopted objectives and meet federal certifications and assurance guidelines. MTS already meets the federal guidelines as an eligible recipient of other federal funds.



Caltrans requires the submission of a resolution by agency Board of Directors authorizing the submission of a grant application and project programming. Staff has also requested SANDAG to certify that it will amend the Regional Transportation Improvement Program in the event of a grant award, as per Caltrans requirements.



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, Sharon.Cooney@sdmts.com

Attachment: A. Board Resolution 14-6

SAN DIEGO METROPOLITAN TRANSIT SYSTEM

Resolution No. 14-6

Resolution Authorizing Federal Funding Under FTA Section 5311(f)
with the California Department of Transportation

WHEREAS, the U.S. Department of Transportation is authorized to make grants to states through the Federal Transit Administration (FTA) to support capital and operating assistance projects for nonurbanized public transit services under Section 5311(f) of the Federal Transit Act; and

WHEREAS, the California Department of Transportation has been designated by the Governor of the State of California to administer Section 5311(f) grants for public transportation projects; and

WHEREAS, San Diego Metropolitan Transit System (MTS) desires to apply for said financial assistance to operate rural transit service in San Diego County; and

WHEREAS, MTS has, to the maximum extent feasible, coordinated and consulted with other transportation providers and users in the region, including consultation with San Diego County Health and Human Services;

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 with the California Department of Transportation to aid in the financing of operating or capital assistance projects pursuant to Section 5311(f) of the Federal Transit Act of 1964, as amended; that the designated representatives are:

1. The Chief of Staff is authorized to file and execute any actions necessary on behalf of MTS with the California Department of Transportation to aid in the financing of operating or capital assistance projects pursuant to Section 5311(f) of the Federal Transit Act of 1964, as amended.
2. The General Counsel is authorized to file and execute any actions necessary on behalf of MTS with the California Department of Transportation to aid in the financing of operating or capital assistance projects pursuant to Section 5311(f) of the Federal Transit Act of 1964, as amended.
3. The Chief Financial Officer is authorized to provide additional information as the California Department of Transportation may require in connection with the application for Section 5311(f) projects.

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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Agenda Item No. 8

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

April 17, 2014

**Draft for
Executive Committee
Review Date: 4-10-2014**

SUBJECT:

LIGHT RAIL VEHICLE PAINT AND BODY REHABILITATION – SOLE SOURCE
CONTRACT AWARD

This item will be provided with the
Board meeting materials





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Agenda Item No. 9

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

April 17, 2014

**Draft for
Executive Committee
Review Date: 4-10-2014**

SUBJECT: MTS ENTERPRISE INFRASTRUCTURE FOR RTMS BACK OFFICE UPGRADE AND CONTRACT BUS FLEET EXPANSION PROJECT – CONTRACT AWARD

RECOMMENDATION:

That the Board of Directors authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G1707.0-14 (in substantially the same format as Attachment A) with Nth Generation for the provision of HP computer hardware, maintenance and technical services in support of the Regional Transportation Management System (RTMS) Back Office Upgrade and Contracted Bus Fleet Expansion project.

Budget Impact

The value of this agreement will not exceed \$387,787.56 for hardware, maintenance and technical services and approximately \$22,608.31 for California sales tax, for an estimated grand total of \$410,395.70. Funding for this project is provided as follows for fiscal year 2014:

	Hardware, Maint., Technical Svcs.	Estimated Sales Tax	Grand Total
Hardware	\$ 251,768.19	\$ 22,608.31	\$ 274,376.50
Maintenance	99,513.60		99,513.60
Technical Services	36,505.60		36,505.60
Total	\$ 387,787.39	\$ 22,608.31	\$ 410,395.70
Capital Project (11290)	\$ 288,273.79	\$ 22,608.31	\$ 310,882.10
Operating Budget (661-53910)	\$ 99,513.60	\$ -	\$ 99,513.60

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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.

DISCUSSION:

In December 2013, the MTS Board of Directors approved a contract with ACS/Xerox for the RTMS Back Office Upgrade and Contract Bus Fleet Expansion Project to purchase, install, test, verify, and warranty RTMS equipment, and vehicle hardware for the MTS Bus, MTS Contracted Bus, and North County Transit District (NCTD) bus fleets. In order to proceed with the RTMS Back Office Upgrade portion of this contract, MTS will supply the required servers, storage, network equipment, workstations, laptops, off-the-shelf software, and specialized back office hardware required for the back office infrastructure for the new and expanded RTMS system.

NCTD participates in cost sharing of the RTMS infrastructure upgrade based upon an existing Memorandum of Understanding and the relevant costs of back office infrastructure will be allocated appropriately.

These goods are being purchased from the California Department of General Services (DGS) Contract B27164 of which Nth Generation is an authorized reseller.

This purchase is in accordance with MTS Policy No. 52 (52.2) governing the procurement of goods and services and Federal Transit Administration (FTA) Circular 4220.1F (Third Party Contracting Guidance) Chapter V, Section 4 (State or Local Government Purchasing Schedules or Purchasing Contracts).



Paul C. Jablonski
Chief Executive Officer

Key Staff Contact: Sharon Cooney, 619.557.4513, Sharon.Cooney@sdmts.com

Attachment: A. Draft Standard Service Agreement; Contract G1707.0-14

STANDARD PROCUREMENT AGREEMENT

G1707.0-14
 CONTRACT NUMBER
 CIP 11290 OPS960.2
 FILE NUMBER(S)

THIS AGREEMENT is entered into this _____ day of _____ 2014, 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: Nth GENERATION COMPUTING, INC. Address: 17055 Camino San Bernardo

Form of Business: Corporation San Diego, CA 92127

(Corporation, partnership, sole proprietor, etc.)

Telephone: 858-451-2383

Authorized person to sign contracts: Joyce Russell Executive Vice President / Chief Financial Officer
 Name Title

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

Provide Computer Equipment as described in Nth Generation Quotations 83412, 83413, 83415, 83416, 83417, 83418, 83427, 83434, 83435, 83437, 84026, and 84039 under California Department of Government Services (DGS) Contract No. B27164 (attached as Exhibit A), the MTS Standard Procurement Agreement, Standard Conditions - Procurement, (attached as Exhibit B), the Federal Requirements, (attached as Exhibit C), and MTS Safety SOP (SAF-016-03), (attached as Exhibit D).

Delivery Address: (To be determined prior to Contract issue)

This is a firm-fixed-price contract. The total cost shall not exceed \$387,787.56 without the express, written consent of MTS. MTS shall be responsible for remittance of applicable sales tax.

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
\$288,273.79	CIP 11290	FY 14
\$99,513.60	661-53910	FY 14
Grand Total \$ 387,787.39		

By: _____
 Chief Financial Officer
 (____ total pages, each bearing contract number)

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