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Revised Agenda

SAN DIEGO METROPOLITAN TRANSIT SYSTEM

****BOARD OF DIRECTORS MEETING & FINANCE WORKSHOP****

April 13, 2017

» » 9:00 a.m. « «

(Following items to be heard first: 5a, 5b, Consent Items 6 - 15 and Item 30)

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.

FINANCE WORKSHOP - Immediately following Item 30

**ACTION
RECOMMENDED**

1. Roll Call
2. a. Fiscal Year 2018 Operating Budget Discussion (Mike Thompson)
Action would receive a report regarding Fiscal Year (FY) 2018 operating budget development and provide guidance on budgetary issues. Possible Action
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. Next Finance Workshop: May 11, 2017

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. and San Diego and Arizona Eastern Railway Company (nonprofit public benefit corporations). 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.

BOARD MEETING - Meeting will begin when the Finance Workshop ends.

5. a. Roll Call
- b. Approval of Minutes - March 9, 2017 Approve
- c. 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 furnish a copy to the Clerk of the Board.

CONSENT ITEMS

6. Investment Report - February 2017 Informational
7. Lease Agreement with Infinity Investments, LLC at 1695 Main Street, San Diego Approve
Action would authorize the Chief Executive Officer (CEO) to execute a Lease Agreement with Infinite Investments, LLC for a lease at 1695 Main Street, San Diego (MTS Doc. No. G2002.0-17).
8. Amended and Restated Lease Agreement with San Diego Sports Entertainment Center, LLC at 1699 Main Street, San Diego Approve
Action would authorize the Chief Executive Officer (CEO) to execute an amended and restated lease agreement with San Diego Sports Entertainment Center, LLC for a lease at 1699 Main Street, San Diego (MTS Doc. No. L1221.3-15).
9. California Office of Emergency Services (CalOES) Designation of Applicant's Agent Resolution for Non-State Agencies (CalOES Form 130) Approve
Action would adopt the Designation of Applicant's Agent Resolution for Non-State Agencies (CalOES Form 130) to authorize the Chief Executive Officer (CEO), or designated representative, to execute all required documents for the purpose of obtaining certain federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.
10. Batteries for Buses - Contract Award Approve
Action would: (1) Authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. B0665.0-17 with Battery Systems, Inc., and B0667.0-17 with Battery Power, Inc., for batteries for buses for three (3) base years with two (2) 1-year options; and (2) Authorize the CEO to exercise option years, in his discretion.
11. Americans with Disabilities Act (ADA) Paratransit Service - Contract Amendment No. 3 Approve
Action would authorize the Chief Executive Officer (CEO) to: (1) Execute Amendment No. 3 to MTS Doc. No. G1205.0-10 (in substantially the same format as Attachment A) with First Transit, Inc. (FTI) to exercise option period 2 (contract years 8 and 9); (2) Reallocate \$1,271,139.00 originally encumbered and included under Amendment No. 1 from the Mobile Data Terminal System (MDTS) and OnBoard Vehicle Video Event Recorder (OBVVER) services to the operational budget; and (3) Increase the contract expenditure authority by \$7,777,264.86 to support services needed for increased ridership and demands in ADA/paratransit services.

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| 12. | <u>Federal Legislative Representation - SANDAG Partial Assignment</u>
Action would authorize the Chief Executive Officer (CEO) to execute the Partial Assignment 1 of Agreement for San Diego Association of Governments (SANDAG) Federal Representation Services for a fifty (50) month period effective May 1, 2017. | Approve |
| 13. | <u>Contract with the City of National City for Taxicab Administration</u>
Action would authorize the Chief Executive Officer (CEO) to enter into an agreement for Taxicab Administration with the City of National City in substantially the same format as in Attachment A. | Approve |
| 14. | <u>Drug and Alcohol Policy for All San Diego Metropolitan Transit System (MTS) Employees</u>
Action would adopt Resolution No. 17-6, which will implement MTS's updated Drug and Alcohol Policy, in order to comply with Federal Transit Administration regulations and further public safety. | Approve |
| 15. | <u>Text Messaging Services for Go MTS Short Code</u>
Action would: (1) Ratify previous Purchase Order (PO) 4500001379 award of \$79,750.00 with MIS Sciences, Inc. which was previously issued under MTS's Board Policy Section 41.4.2 "Stand-Alone Purchase Orders"; and (2) Authorize the Chief Executive Officer (CEO) to execute a sole source extension to the PO with MIS Sciences, Inc. (MIS Sciences) through July 31, 2017 and increase capacity by \$55,500.00 for a revised total PO value of \$135,250.00. | Approve |

CLOSED SESSION

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| 24. | a. CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to California Government Code Section 54956.8
<u>Property:</u> Assessors Parcel Number (APN) 451-690-55-00 (Southeasterly of Vine Street and California Street, San Diego)
<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> San Diego Gas and Electric Company
<u>Under Negotiation:</u> Price and Terms of Payment | Possible Action |
| | b. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Pursuant to California Government Code Section 54956.9(d)(1) Donald Wood v. San Diego Metropolitan Transit System San Diego Superior Court Case No. 37-2015-00034512-CU-PO-CTL | Possible Action |

Oral Report of Final Actions Taken in Closed Session

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS

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| 30. | <u>Assembly Bill 805 (Sharon Cooney)</u>
Action would oppose Assembly Bill 805 (Gonzalez Fletcher) unless amended to remove everything related to MTS except the sales tax authority. | Possible Action |
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| 31. | <u>Desert Line Lease and Operating Agreement: Consent To Assignment and Assumption of PIR-SD&AE-MTS Desert Line Lease and Operating Agreement (Karen Landers)</u>
Action would authorize the Chief Executive Officer (CEO) to consent to the Assignment and Assumption of the Desert Line Lease and Operating Agreement by and between Pacific Imperial Railroad, Inc. (PIR) and MTS to International Transportation Association, LLC (ITA) (Attachment A). | Approve |
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REPORT ITEMS

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| 45. | <u>Fiscal Year 2017 Second Quarter Performance Monitoring Report (Denis Desmond)</u> | Informational |
| 46. | <u>Transit Optimization Plan (TOP) Update (Denis Desmond)</u> | Informational |
| 60. | <u>Chairman's Report</u> | Informational |
| 61. | <u>Chief Executive Officer's Report</u> | Informational |
| 62. | <u>Board Member Communications</u> | |
| 63. | <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. | |
| 64. | <u>Next Meeting Date:</u> May 11, 2017 | |
| 65. | <u>Adjournment</u> | |