

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM
BOARD OF DIRECTORS
1255 Imperial Avenue, Suite 1000
San Diego, CA 92101

MINUTES

September 12, 2019

[Clerk's note: Except where noted, public, staff and board member comments are paraphrased].

1. Roll Call

Chair Gomez called the Board meeting to order at 9:04 a.m. A roll call sheet listing Board member attendance is attached.

2. Approval of Minutes

Ms. Rios moved to approve the minutes of the July 25, 2019, MTS Board of Directors meeting. Mr. Hall seconded the motion, and the vote was 10 to 0 in favor with Mr. Arambula, Mr. Fletcher, Ms. Moreno, Ms. Salas, and Mr. Ward.

3. Public Comments

John Brady – Mr. Brady commented on behalf of the Voices of Dignity. He stated that he has spoken to the Board in the past regarding the aggressive behavior of MTS Security. Mr. Brady commented that the Security Officers still behave in an aggressive manner towards the unsheltered population. He stated that the citation fines for not having a transit fare are exorbitant and can lead to jail time if not paid. Mr. Brady advocated for low or no cost fare options for people who cannot afford the transit fare.

Stacy Williams – Ms. Williams stated that she is a special education teacher for the San Diego Unified School District. She advocated for providing free access to transportation for young residents in San Diego. Ms. Williams commented that this is an equity issue and would like to see students have the same transportation opportunities. She stated that she works with 18 to 22 year old students with disabilities. Her program provides transit passes to the students, but it is very costly. Ms. Williams noted that Los Angeles and Sacramento are providing free transit passes for youth. She asked for MTS to consider providing free transit passes to all youth.

Alan Ridley – Mr. Ridley commented on his recent experience at the Rail-Volution Conference in Vancouver, Canada. He stated that in British Columbia, the meetings begin with a land acknowledgment and acknowledgement of the people who first occupied the nation. Mr. Ridley recommended that all public meetings practice this same acknowledgement. He commented that both regular riders and non-riders of public transportation benefit from enhanced transit service.

CONSENT ITEMS

6. Zero Emission Bus (ZEB) Chargers Engineering Services – Phase 1 – Work Order Amendment
Action would: (1) Ratify Work Order WOA1947-AE-23 to MTS Doc. No. G1947.0-17, with HDR Engineering, Inc. (HDR), in the amount of \$93,624.30; and (2) Authorize the Chief Executive Officer (CEO) to execute Amendment No. 1 to Work Order WOA1947-AE-23, with HDR, in the

amount of \$17,647.68 for Design Services for Zero Emission Bus (ZEB) Chargers – Phase 1. The new total value of the Work Order shall not exceed \$111,271.98.

7. Investment Report – Quarter Ending June 30, 2019
8. Middletown Double Crossover Project – Design Services for Bid Support and During Construction – Work Order Amendment
Action would: (1) Ratify Work Order Amendment No. 3 to Work Order WOA1953-AE-11 under MTS Doc. No. G1953.0-17 with Pacific Railway Enterprises, Inc. (PRE) totaling \$47,548.11 for general engineering services during the construction contract bidding process; and (2) Authorize the Chief Executive Officer (CEO) execute Amendment No. 4 to Work Order WOA1953-AE-11 under MTS Doc. No. G1953.0-17 PRE in the amount of \$256,690.73 for design services during construction.
9. Compressed Natural Gas (CNG) Fueling Facility Operations and Maintenance Services – Contract Amendment
Action would authorize the Chief Executive Officer (CEO) to execute Amendment No. 5 to MTS Doc. No. B0522.0-09 with Trillium USA (Trillium) in the amount of \$246,200.00 for a CNG dryer replacement not covered under the original contract amount. The new total value of the contract shall not exceed \$18,642,699.95.
10. Roadway Worker Early Warning Alarm Electronic Devices – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. L1509.0-19, to Miller Ingenuity, for Roadway Worker Early Warning Alarm Electronic Devices, in the amount of \$633,122.84.
11. San Diego State University (SDSU) Variable Frequency Drives (VFD) Replacement – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWL283.0-19 with NEWest Construction for the replacement of four (4) VFDs at the SDSU Trolley Station, in the amount of \$477,350.00.
12. Enterprise Storage Refresh – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2282.0-19, with Nth Generation Computing, Inc. for the Enterprise Storage Refresh in the amount of \$731,867.40.
13. Imperial Avenue Division Zero Emission Bus Charger Installation Phase I – Change Orders 2 – 10
Action would: (1) Ratify MTS Doc. No. PWB268.2-19 (Construction Change Orders 3 through 5) with Alvarez & Shaw totaling \$96,284.28, for ZEB Charger Installation Phase I Project; and (2) Authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWB268.3-19 for Change Orders 2 and 6 through 10, with Alvarez & Shaw, for \$72,990.26.
14. Trapeze Software License and Maintenance Support Renewal – Sole Source Amendment
Action would authorize the Chief Executive Officer (CEO) to execute Amendment No. 1 to MTS Doc. No. G2253.1-19 with Trapeze Software Group, Inc. to purchase three (3) Trapeze modules PASS-Web, PASS IVR, and EZ-Wallet for MTS Access, for a total amount of \$586,783.00.

15. Google Web Mapping Service – Issuance of Purchase Order
Action would authorize the Chief Executive Officer (CEO) to issue a Purchase Order to Google, Inc. for the purchase of Web-based mapping services in a not to exceed amount of \$600,000 for five years.
16. Zero-Emission Bus (ZEB) Pilot Project: 40-Foot Low-Floor Electric Buses – Issuance of Purchase Order to Gillig, LLC
Action would authorize the Chief Executive Officer (CEO) to issue a Purchase Order to Gillig, LLC for the purchase of two (2), 40-foot, Low-Floor Electric, Battery-Powered buses in the amount of \$2,010,548.40.
17. Transportation Development Act (TDA) Capital Reserves Funds for Transit-Related Projects (University Avenue Bus Lane Pavement Rehabilitation – City of La Mesa)
Action would approve the use of \$718,640 in TDA funds to fund the City of La Mesa’s University Avenue Bus Lane Pavement Rehabilitation capital project.

Action on Recommended Consent Items

Mr. Hall moved to approve Consent Agenda Item Nos. 6 – 17. Mr. Ward seconded the motion, and the vote was 12 to 0 in favor with Mr. Arambula, Mr. Fletcher, and Ms. Moreno absent.

NOTICED PUBLIC HEARINGS (TAKEN BEFORE CLOSED SESSION)

25. None.

DISCUSSION ITEMS (TAKEN BEFORE CLOSED SESSION)

30. None.

REPORT ITEMS

45. Trolley Connection to San Diego International Airport Evaluation Update (Heather Furey, Wayne Terry, and Mott MacDonald Representative) (TAKEN BEFORE CLOSED SESSION)

Heather Furey, Director of Capital Projects, provided a presentation on the Airport Connection Feasibility Study. She introduced Wayne Terry, MTS Chief Operating Officer – Rail, and Farhad Nourbakhsh from Mott MacDonald. Ms. Furey noted that this study was jointly managed by MTS and SANDAG staff. She stated that Mott MacDonald was hired to study two different potential options for trolley service to the airport. Ms. Furey reviewed the two options that are being studied by Mott MacDonald. The first option is an elevated option at Laurel Street. The second option is an underground option at Grape and Hawthorn Street. Ms. Furey presented preliminary maps of the proposed options and discussed details related to obtaining Federal Aviation Administration (FAA) approvals for the project. Lastly, she discussed the feasibility conclusions for both options.

Mr. Hall asked if we have considered submitting to FAA to see if it’s feasible. Ms. Furey replied that the FAA would require a full submission before providing any feasibility feedback. Mr. Jablonski commented that MTS did this study in collaboration with SANDAG. These options will be included in the alternative options at SANDAG for further discussion and final policy decision.

Mr. Ward asked if these options would include a people mover vehicle rather than a traditional trolley vehicle. Mr. Jablonski replied that the automated people mover option is more aligned in the options provided by SANDAG. Mr. Ward asked if land acquisitions were considered in this study. Ms. Furey replied that land acquisitions will be included in the proposal options provided by SANDAG. Mr. Ward asked if discussions have occurred with the North County Transit District (NCTD) or BNSF Railway regarding moving heavy rail line alignments. Mr. Jablonski replied that there have not been discussions regarding heavy rail line alignments.

Ms. Rios asked how these options would be included with the SANDAG proposal options. Mr. Jablonski replied that these two options will be included with other SANDAG options and will be discussed at future SANDAG meetings.

Mr. Sandke commented about the benefits of having a single seat ride to the Airport. He stated that we will also have the ability to potentially leverage more transit service through the Point Loma area with this transportation option.

Action Taken

No action taken. Informational item only.

46. Desert Line Binational Railroad Project – Status Update (Karen Landers) (TAKEN BEFORE CLOSED SESSION)

Karen Landers, General Counsel, provided a presentation on the Desert Line Binational Railroad Project. She provided a brief history of the project and a map of the San Diego freight railroad corridors. Ms. Landers reviewed the current status of the project and the location and design of the Customs Inspection Facility. She presented pictures of the Desert Line area from a recent visit in August. Ms. Landers noted that at the most recent visit to the Desert Line, it was determined that a Non-Intrusive Inspection (NII) facility could be built at the preferred location. She reviewed the next steps for Baja Railroad (BJRR), which include the environmental review, construction plan approval, and Customs and Border Protection Office of Field Operations (CBP-OFO) staffing resources. Lastly, she reviewed the recent processes and outreach meetings that have taken place over the past year.

Ms. Galvez asked if there would be barriers of double stacking trains on this line. Ms. Landers replied that they do not see any barriers with double stacking trains.

Mr. Sandke stated that he attended the recent visit to the Desert Line in August and said that this represents a great binational freight project.

Ms. Moreno stated that she appreciates the work that has been done on the project and with CBP. She commented that she is an advocate of the project and the benefits it can bring to the region.

Mr. McClellan asked if all lease payments have been made by Baja Railroad. Ms. Landers replied that all payments have been made to date.

Action Taken

No action taken. Informational item only.

47. Comic-Con 2019 Recap (Rob Schupp and Tom Doogan) (TAKEN BEFORE CLOSED SESSION)

Rob Schupp, Director of Marketing and Communications, provided a presentation on Comic-Con 2019. He provided an overview of the event and noted that there were 45 trolley wraps this year. Mr. Schupp discussed the details of the activations, ticketing, marketing efforts, and earned media for Comic-Con. He presented a video showing the special events assistants and MTS staff effort during the event. Tom Doogan, Special Events Coordinator, continued the presentation and reviewed the data results on service during Comic-Con, including ridership results, fare media units sold, and fare media revenue.

Ms. Salas asked if the attendance numbers at Comic-Con were lower compared to previous years. Mr. Doogan replied that Comic-Con did not provided total attendance numbers compared to previous years.

Mr. Sandke commented that he learned there is a comparison between the total number of daily border crossings and the crowds at Comic-Con.

Ms. Moreno thanked staff for all of the work that was done during Comic-Con.

Ms. Weber asked why the trolley does not run 24 hours per day during Comic-Con. Mr. Doogan replied that the trolleys are not able to operate 24 hours per day due to freight obligations on the trolley line.

Action Taken

No action taken. Informational item only.

59. Elevate SD 2020 Update (TAKEN BEFORE CLOSED SESSION)

Mr. Jablonski commented that there has been significant community outreach events that will continue into the future. He stated that the financial and planning consultants are working to put together potential options from the feedback that have been received. Mr. Jablonski noted that staff is looking at scheduling special Board Workshops to receive critical information and feedback from the Board regarding Elevate SD 2020. He also stated that an online survey will be pushed out to the public in the near future to gain additional feedback on project preferences.

60. Chair Report (TAKEN BEFORE CLOSED SESSION)

There is no Chair Report.

61. Chief Executive Officer's Report (TAKEN BEFORE CLOSED SESSION)

Mr. Jablonski reminded the Board that the second annual Free Ride Day is scheduled for Wednesday, October 2nd.

62. Board Member Communications (TAKEN BEFORE CLOSED SESSION)

There were no Board Member communications.

63. Additional Public Comments on Items Not on the Agenda (TAKEN BEFORE CLOSED SESSION)

There were no additional public comments.

CLOSED SESSION

24. Closed Session Items

The Board convened to Closed Session at 10:20 a.m.

a. CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATORS Pursuant to California Government Code Section 54957.6

Agency: San Diego Transit Corporation (SDTC)

Employee Organization: International Brotherhood of Electrical Workers, Local 465
(Representing SDTC Mechanics and Servicers)

Agency-Designated Representative: Jeff Stumbo

b. CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to California Government Code Section 54956.9(d)(1) Augustino vs. San Diego Metropolitan Transit System, et al. San Diego Superior Court Case No. 37-2018-00009620-CU-OE-CTL

The Board reconvened to Open Session at 10:50 a.m.

Oral Report of Final Actions Taken in Closed Session

Karen Landers, General Counsel, reported the following:

a. The Board received a report and gave instructions to negotiators.

b. The Board received a report and gave instructions to legal counsel.

64. Next Meeting Date

The next regularly scheduled Board meeting is October 10, 2019.

65. Adjournment

Chair Gomez adjourned the meeting at 10:50 a.m.

/s/ Georgette Gómez
Chairperson
San Diego Metropolitan Transit System

Filed by:

Approved as to form:

/s/ Julia Tuer
Clerk of the Board
San Diego Metropolitan Transit System

/s/ Karen Landers
General Counsel
San Diego Metropolitan Transit System

Attachment: Roll Call Sheet

SAN DIEGO METROPOLITAN TRANSIT SYSTEM
BOARD OF DIRECTORS
ROLL CALL

MEETING OF (DATE): September 12, 2019

CALL TO ORDER (TIME): 9:04 a.m.

RECESS: _____

RECONVENE: _____

CLOSED SESSION: 10:20 a.m.

RECONVENE: 10:50 a.m.

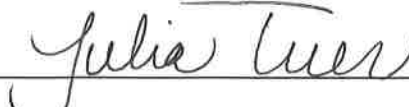
PUBLIC HEARING: _____

RECONVENE: _____

ORDINANCES ADOPTED: _____

ADJOURN: 10:50 a.m.

BOARD MEMBER	(Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
AGUIRRE	<input checked="" type="checkbox"/> (Spriggs) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
ARAMBULA	<input type="checkbox"/> (Mendoza) <input type="checkbox"/>		
ARAPOSTATHIS	<input type="checkbox"/> (Weber) <input checked="" type="checkbox"/>	9:00 a.m.	10:50 a.m.
FAULCONER	<input type="checkbox"/> (Moreno) <input checked="" type="checkbox"/>	9:23 a.m.	10:50 a.m.
FLETCHER	<input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>	9:47 a.m.	10:50 a.m.
FRANK	<input checked="" type="checkbox"/> (Mullin) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
GALVEZ	<input checked="" type="checkbox"/> (Diaz) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
GOMEZ	<input checked="" type="checkbox"/> (Campbell) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
HALL	<input checked="" type="checkbox"/> (McNelis) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
MCCLELLAN	<input checked="" type="checkbox"/> (Goble) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
MONTGOMERY	<input checked="" type="checkbox"/> (Bry) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
RIOS	<input checked="" type="checkbox"/> (Sotelo-Solis) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
SALAS	<input checked="" type="checkbox"/> (Diaz) <input type="checkbox"/>	9:08 a.m.	10:50 a.m.
SANDKE	<input checked="" type="checkbox"/> (Donovan) <input type="checkbox"/>	9:00 a.m.	10:50 a.m.
WARD	<input checked="" type="checkbox"/> (Kersey) <input type="checkbox"/>	9:08 a.m.	10:50 a.m.

SIGNED BY THE CLERK OF THE BOARD: 

CONFIRMED BY THE GENERAL COUNSEL: 