

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

MINUTES

January 16, 2020

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

1. Roll Call

Chair Fletcher called the Board meeting to order at 9:02 a.m. A roll call sheet listing Board member attendance is attached.

2. Approval of Minutes

Ms. Salas moved to approve the minutes of the December 12, 2020, MTS Board of Directors meeting. Mr. Sandke seconded the motion, and the vote was 11 to 0 in favor with Mr. Arambula, Ms. Moreno, Ms. Sotelo-Solis, and Mr. Ward absent.

3. Public Comments

Valerie Hightower – Ms. Hightower commented on the great customer service staff that she has spoken with over the years. She stated that MTS should issue service dog passes for riders that qualify to bring their dogs on board the vehicles. Ms. Hightower asked for service increases to Route 4. She asked for the bus windows to be unlocked for fresh air on the buses. Lastly, she asked for more bus benches to be installed.

James Anderson – Mr. Anderson commented on the Transit Optimization Plan (TOP) implementation results. He stated that some of the changes should be reconsidered and readjusted including the Route 848 and Route 815. He stated that he would like to see another TOP meeting to discuss needed changes and updates to the system.

David Rodger – Mr. Rodger commented on MTS security services. He stated that MTS uses security as revenue collectors. Mr. Rodger stated that MTS should create a collections department and not use their security for collections when they can be used for actual security purposes.

Helen Bourne – Ms. Bourne commented on rapid bus service. She stated that she lives in a northern coastal community and does not have sufficient transit access. She requested for MTS to consider implementing rapid bus service from downtown to the northern coastal communities.

Clive Richard – Mr. Richard commented on project costs and timelines related to Elevate SD 2020. He asked for the Board to be aware of the project budget and timeline implications for proposed projects.

4. Elect Vice Chair, Chair Pro Tem, and Committee Appointments (Sharon Cooney)

Chair Fletcher noted that the Ad Hoc Nominating Committee has made recommendations for the Vice Chair, Chair Pro Tem, and Committee appointments for 2020. He stated that he would like to make an amendment to replace Mr. Arapostathis on the Public Security Committee with

Ms. Weber, as Ms. Weber is now the primary representative for the City of La Mesa. Chair Fletcher stated that there are two other vacant spots open for the alternate position for the SANDAG Regional Planning Committee and the alternate position for the SANDAG Transportation Committee. He noted that some of these appointments may need to be brought back at the February Board meeting for additional changes in case of conflicts with other city appointments that are still pending.

PUBLIC COMMENTS

Kelvin Barrios – Mr. Barrios voiced his support for Ms. Sotelo-Solis to be appointed as Vice Chair of the Board.

Oscar Medina – Mr. Medina voiced his support for Ms. Sotelo-Solis to be appointed as Vice Chair of the Board.

Action Taken

Mr. Hall moved to elect Alejandra Sotelo-Solis as Vice Chair and Bill Sandke as Chair Pro Tem; and to approve the nominating slate proposed by the Ad Hoc Nominating Committee for the appointment of representatives to MTS Committees for 2020, with the amendment of replacing Ms. Weber with Mr. Arapostathis on the Public Security Committee. Ms. Sotelo-Solis seconded the motion, and the vote was 14 to 0 in favor with Mr. Arambula absent.

CONSENT ITEMS

6. Amend 2019-20 State Transit Assistance (STA) Claim
Action would authorize the Chief Executive Officer (CEO) to execute Resolution No. 20-1 approving the amended fiscal year (FY) 2019-20 STA Claim.
7. Amend 2019-20 California Senate Bill 1 (SB 1) State of Good Repair (SGR) Funding Allocation
Action would authorize the Chief Executive Officer (CEO) to execute Resolution No. 20-2 approving the amended California SB 1, SGR funding allocation.
8. Kearny Mesa Division (KMD) Concrete Lot Pavement Rehabilitation– Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWB303.0-20 with Miramar General Engineering, a Small Business (SB), for the concrete paving replacement work at the KMD in the amount of \$422,571.00.
9. Rail Car Maintenance Training Consortium Agreement - Contract Extension
Action would authorize the Chief Executive Officer (CEO) to ratify the original agreement G1867.0-16 and Amendment No. 1, and execute Amendment No. 2, with Transportation Learning Center for the Rail Car Maintenance Training Consortium Agreement, in the amount of \$128,000.
10. Fashion Valley Elevator Construction Management Services – Work Order Agreement
Action would authorize the Chief Executive Officer (CEO) to execute Work Order No. WOA2015-CM02 to MTS Doc. No. G2015.0-17 with AECOM Technical Services Inc. for the Fashion Valley Station Elevator Construction Management (CM) Services in the amount of \$220,915.

11. Overhead Catenary System (OCS) Pole Disposal - Award Work Order Under A Job Order Contract (JOC)
Action would authorize the Chief Executive Officer (CEO) to execute Work Order No. MTSJOC275-07, under MTS Doc. No. PWG275.0-19, with ABC Construction Co., Inc. (ABC), for the provision of services, materials and equipment for the removal and disposal of 150 old and obsolete precast concrete OCS poles near Switzer Creek in the MTS rail yard in the amount of \$170,909.67.
12. Network Equipment For San Diego Metropolitan Transit System Network Devices Refresh – Purchase Order
Action would authorize the Chief Executive Officer (CEO) to issue a Purchase Order to NetXperts Inc., a Small Business (SB), for the provision of network equipment for MTS Network Devices Refresh in the amount of \$261,005.04.
13. Design Services For Fare Collection Upgrade – New Validators - Work Order Amendment
Action would: (1) Ratify Work Order WOA1946-AE-47 under MTS Doc. No. G1946.0-17, with Global Signals Group, Inc. (GSG), a Small Business (SB), in the amount of \$49,086.20 to provide 30% design for the electrical and communication cabling requirements to install each new validator; and (2) Authorize the Chief Executive Officer (CEO) to execute Amendment No. 1 to Work Order WOA1946-AE-47.01 under MTS Doc. No. G1946.0-17 with GSG in the amount of \$156,853.12 for design services to produce 100% design for electrical and communication connections and cabling requirements to install each new validator.
14. Commvault Support & Maintenance And Purchase Of Additional Capacity – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. G2334.0-20, with Nth Generation Computing, Inc., a Woman Owned Business Enterprise (WBE), for Commvault support & maintenance and the purchase of additional capacity for a three (3) year base period in the amount of \$292,716.20.
15. Zero Emission Bus (ZEB) Charger - Electrical Infrastructure Inspection - Task Order Contract Amendment
Action would: (1) Ratify Work Order WOA2016-CM002 under MTS Doc. No. G2016.0-17 with TRC Engineers, Inc. for electrical inspection services for the ZEB Phase I Charger Project in the amount of \$43,944.81; and (2) Authorize the Chief Executive Officer (CEO) to execute Amendment No. 1 to MTS Doc. No. WOA2016-CM002.1 (in substantially the same format as Attachment A) under MTS Doc. No. G2016.0-17 with TRC Engineers, Inc. in the amount of \$84,438.36 to provide additional ZEB charger electrical infrastructure inspection for the ZEB Phase II Charger Project.
16. Number not used.
17. Fare Media Retail Network – Contract Award
Action would authorize the Chief Executive Officer (CEO) (1) Execute MTS Doc No. G2287.0-19 (in substantially the same format as Attachment A) with Ready Credit Corporation (RCC) for the provision of a fare media retail network for a period of ten (10) base years (minimum annual cost of \$180,000 plus 6.65% commission on all sales) with two (2) 5-year options (minimum annual cost of \$198,900 plus 6.65% commission for Option Period 1 and \$241,956 plus 6.65% commission for Option Period 2); and (2) Authorize the CEO to exercise the option periods at their discretion..

18. Radio Repeater Replacements - Contract Award

Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWL305.0-20, with Day Management Corp (dba Day Wireless Systems), for Radio Repeater Replacements as detailed in the scope of work, in the amount of \$264,387.38 effective February 2020.

BOARD COMMENTS

Chair Fletcher noted that consent item number 12 would be pulled from the agenda and brought back at the next Board meeting.

PUBLIC COMMENT – ITEM NO. 15

David Rodger – Mr. Rodger commented on the ZEB chargers that are approved to be installed. He stated that more testing and research should be conducted before money is spent on installing charging stations that may have to be moved in the future.

Action on Recommended Consent Items

Ms. Moreno moved to approve Consent Agenda Item Nos. 6 – 18, excluding number 12. Ms. Sotelo-Solis seconded the motion, and the vote was 14 to 0 in favor with Mr. Arambula absent.

NOTICED PUBLIC HEARINGS (TAKEN BEFORE CLOSED SESSION)

25. None.

DISCUSSION ITEMS (TAKEN BEFORE CLOSED SESSION)

30. None.

REPORT ITEMS (TAKEN BEFORE CLOSED SESSION)

45. Next Generation Fare Collection System Implementation Update (Israel Maldonado and Rob Schupp)

Israel Maldonado, Fare Systems Administrator, and Rob Schupp, Director of Marketing and Communications, provided an update on the Next Generation Fare Collection System implementation. Mr. Maldonado provided details on the budget and project timeline. He also discussed the current network and future network capabilities. Mr. Maldonado reviewed the project launch information, and future required updates to the regional fare ordinance.

Mr. Schupp continued the presentation and reviewed the branding for the new fare system. He reviewed the development process to decide on the new branding. Mr. Schupp discussed the research conducted for the branding. He noted that the agency decided on 'Pronto' as the new branding name. Mr. Schupp discussed results from consumer testing and presented various examples of the new brand design.

Mr. Hall asked if the fare products could be auto loaded onto the cards. Mr. Schupp replied that the new system will be capable of automatic loading.

Vice Chair Sotelo-Solis asked if customers will be able to reload the cards online or at other locations. Mr. Maldonado replied that the cards will be able to be reloaded online, at ticket vending machines, and at other store locations.

Ms. Moreno asked about the youth pass purchasing requirements for the new cards. Mr. Maldonado explained the purchasing process for the new cards, and noted that once the customer has been verified, their profile will remain on their account for easy fare reloading capabilities. Ms. Moreno asked if staff had been working with the San Diego Unified School District to implement a partnership to more easily distribute youth passes to students. Mr. Schupp stated that staff has been working towards implementing those partnerships.

Ms. Galvez asked about potential policies regarding photos on the cards to identify the riders. Ms. Cooney replied that staff is working to make the photo ID card process an easy experience for the customer. The accounts will allow customers to upload their own photos and ask for a replacement card with their photo on the card. By utilizing photo ID cards, customers will not have to provide additional backup information for previously approved discount fare products.

Ms. Montgomery asked about the partnership with NCTD. Ms. Cooney replied that NCTD has participated in the meetings related to Pronto. She noted that NCTD has been working to determine how they want to implement and update their jurisdiction related to the new system. Mr. Maldonado commented that we have been working to ensure that the system will be flexible enough to easily incorporate NCTD's jurisdiction and system.

Ms. Aguirre asked for clarification on the application process for the disabled discounted fare products. Ms. Cooney stated that for customers that do not automatically qualify for the disabled discounted fare product, they are required to obtain and show proof of a medical certification before being approved for the discounted fare.

Action Taken

No action taken. Informational item only.

46. Operations Budget Status Report for November 2019 (Gordon Meyer)

Gordon Meyer, Operating Budget Supervisor, provided an update on the operations budget status report for November 2019. He reviewed the total operating revenues, fare revenues, total operating expenses, total operating variance, and ongoing concerns.

Action Taken

No action taken. Informational item only.

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

Chair Fletcher provided a brief update on the Elevate SD 2020 efforts. He stated that the public participation effort is ongoing. The Board has directed staff to develop a hybrid plan based on what was previously presented. Staff will be bringing that updated plan back to the Board, outside working groups, and the public for additional input and feedback. He noted that the next round of polling will take place next week and staff plans to present all of the findings at the next Board Workshop on Saturday, February 1. Lastly, Chair Fletcher noted that staff will continue to keep the public engaged by planning webinars and community events.

60. Chair Report (TAKEN BEFORE CLOSED SESSION)

Chair Fletcher updated the Board briefly on the Alvarado Creek issue. He stated MTS had provided direction to work with the City and other stakeholders to resolve the issues with the flood plain. Chair Fletcher stated that staff recently had a follow up meeting with the City and all parties have decided on a plan to move forward and work together on these issues.

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

There was no Chief Executive Officer's Report.

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 10:01 a.m.

- a. CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to California Government Code Section 54956.9(d)(1) Christine Hall v San Diego Metropolitan Transit System et al. San Diego Superior Court Case No. 37-2018-00040358-CU-PA-CTL
- b. CLOSED SESSION - PUBLIC EMPLOYEE PERFORMANCE EVALUATION/ CONFERENCE WITH LABOR NEGOTIATORS – CHIEF EXECUTIVE OFFICER Pursuant to California Government Code Sections 54957 and 54957.6;
Agency-Designated Representative: Nathan Fletcher, Chair
Employee: Paul C. Jablonski
- c. CLOSED SESSION – CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to California Government Code Section 54956.8
Property: The San Diego and Arizona Eastern Railway Company (SD&AE) Desert Line from approximate Mile Post 60 to approximate Mile Post 130 (Division to Plaster City) in San Diego and Imperial Counties
Agency Negotiators: Paul Jablonski, Chief Executive Officer; Karen Landers, General Counsel; and Tim Allison, Manager of Real Estate Assets
Negotiating Parties: Baja California Railroad, Inc. (BJRR)
Under Negotiation: Price and Terms of Payment under Desert Line Lease and Operating Agreement

CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Pursuant to California Government Code Section 54959.9(d)(4) (One potential case – Baja California Railroad)

- d. **CLOSED SESSION – CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to California Government Code Section 54956.8
Property: Assessors' Parcel Number (APN) 384-041-07; 8733 Cuyamaca Street,
Santee, California
Agency Negotiators: Paul Jablonski, Chief Executive Officer; Karen Landers, General
Counsel; and Tim Allison, Manager of Real Estate Assets
Negotiating Parties: Another Partnership, a California General Partnership
Under Negotiation: Price and Terms of Payment

The Board reconvened to Open Session at 11:02 a.m.

Oral Report of Final Actions Taken in Closed Session

Karen Landers, General Counsel, reported the following:

- a. The Board received a report from legal counsel and gave instructions.
- b. The Board conducted a performance evaluation and gave instructions to the designated
negotiating representative.
- c. The Board received a report and gave instructions to negotiators and legal counsel.
- d. The Board received a report and gave instructions to negotiators.

64. Next Meeting Date

The next regularly scheduled Board meeting is February 13, 2020.

65. Adjournment

Chair Fletcher adjourned the meeting at 11:03 a.m.

/s/ Nathan Fletcher
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): January 16, 2020

CALL TO ORDER (TIME): 9:02 a.m.

RECESS: _____

RECONVENE: _____

CLOSED SESSION: 10:01 a.m.

RECONVENE: 11:02 a.m.

PUBLIC HEARING: _____

RECONVENE: _____

ORDINANCES ADOPTED: _____

ADJOURN: 11:03 a.m.

BOARD MEMBER	(Alternate)	PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
AGUIRRE	<input checked="" type="checkbox"/> (Spriggs) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
ARAMBULA	<input type="checkbox"/> (Mendoza) <input type="checkbox"/>		
ARAPOSTATHIS	<input type="checkbox"/> (Weber) <input checked="" type="checkbox"/>	9:00 a.m.	11:03 a.m.
FAULCONER	<input type="checkbox"/> (Moreno) <input checked="" type="checkbox"/>	9:04 a.m.	11:03 a.m.
FLETCHER	<input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
FRANK	<input checked="" type="checkbox"/> (Mullin) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
GALVEZ	<input checked="" type="checkbox"/> (Diaz) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
GOMEZ	<input type="checkbox"/> (Campbell) <input checked="" type="checkbox"/>	9:00 a.m.	10:32 a.m.
HALL	<input checked="" type="checkbox"/> (McNelis) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
MCCLELLAN	<input checked="" type="checkbox"/> (Goble) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
MONTGOMERY	<input checked="" type="checkbox"/> (Bry) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
SALAS	<input checked="" type="checkbox"/> (Diaz) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
SANDKE	<input checked="" type="checkbox"/> (Donovan) <input type="checkbox"/>	9:00 a.m.	11:03 a.m.
SOTELO-SOLIS	<input checked="" type="checkbox"/> (Quintero) <input type="checkbox"/>	9:05 a.m.	11:03 a.m.
WARD	<input checked="" type="checkbox"/> (Kersey) <input type="checkbox"/>	9:09 a.m.	10:20 a.m.

SIGNED BY THE CLERK OF THE BOARD:



CONFIRMED BY THE GENERAL COUNSEL:

