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Agenda

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

June 17, 2021

9:00 a.m.

Meeting will be held via webinar

To request an agenda in an alternative format or to request accommodations to facilitate meeting participation, please email the Clerk of the Board, dalia.gonzalez@sdmts.com at least two working days prior to the meeting. Meeting webinar/teleconference instructions can be accessed under '[Additional Materials](#).' Click the following link to access the meeting: <https://zoom.us/j/98288032362>

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ACTION RECOMMENDED

1. Roll Call
2. Approval of Minutes - May 13, 2021 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



CONSENT ITEMS

6. Stormwater Management Services - Contract Award Approve
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWG332.0-21, with SoCal Stormwater Runoff Solution Services, Inc. (SoCal), for the provision of stormwater management services for a period of five (5) years, and one (1) optional five-year extension for a total contract value of \$1,177,200.18.
7. Traction Power Substations (TPSS) Buildings Repair – Construction Change Orders (CCO) Approve
Action would 1) Ratify CCO 01 to Work Order MTSJOC312-01, under Job Order Contract (JOC) MTS Doc No. PWL312.0-20 with HMS Construction, Inc. (HMS), totaling \$11,042.92 for sealing, caulking, and painting of the siding panels of the substations; and 2) Authorize the Chief Executive Officer (CEO) to execute CCO 02 to Work Order MTSJOC312-02, under JOC MTS Doc No. PWL312.0-20 with HMS, totaling \$146,341.65 for the repair of an additional seven (7) TPSS locations on the Green Line.
8. Design Services For South Bay Maintenance Facility (SBMF) Electric Bus Charging Project – Work Order Amendment Approve
Action would 1) Ratify Work Order WOA2075-AE-50.02 under MTS Doc No. G2075.0-18 with Dokken Engineering (Dokken) totaling \$88,412.96, to support Phase 2 battery electric bus (BEB) improvements, charging to dispenser ratio changes, as well as the application and processing of a Building Permit package through the City of Chula Vista Development Services Department; and 2) Authorize the Chief Executive Officer (CEO) to execute Work Order WOA2075-AE-50.03 under MTS Doc. No. G2075.0-18 with Dokken in the amount of \$36,896.94 for additional design services to add a permanent natural gas generator to the project.
9. Rail Replacement - America Plaza and Kettner Grade Crossing - Work Order Agreement Approve
Action would authorize the Chief Executive Officer (CEO) to execute Work Order No. MTSJOC269-11, under Job Order Contract (JOC) to MTS Doc. No. PWG269.0-19, with Herzog Contracting Corp. (Herzog), in the amount of \$698,473.76 for the replacement of the rail at America Plaza Trolley Station and the replacement of the adjacent grade crossing located at Kettner Boulevard.
10. On-Call Plumbing Repair Services - Contract Award Approve
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWG331.0-21, with Drain Medic, Inc., (Drain Medic), a Woman Owned Business Enterprise (WBE) and Small Business (SB), for on-call plumbing repair services for a period of one (1) base year and an additional two (2) option years for a total contract value of \$341,849.61.
11. Amendment to Codified San Diego Metropolitan Transit System (MTS) Fare Ordinance No.4 Approve
Action would approve the revisions to MTS Fare Ordinance No.4 to comply with the San Diego Association of Governments (SANDAG) recently adopted Regional Comprehensive Fare Ordinance revisions (as described in Attachment

A) generated by the Fare Study, and other non-substantive changes.

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| 12. | <u>Supply 115RE Head Hardened Steel Rail – Contract Award</u>
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. L1575.0-21 (in substantially the same format as Attachment A), with Progress Rail Services Corporation, for the one-time supply of 106 tons of 115RE head hardened steel rail, in the amount of \$132,375.19. | Approve |
| 13. | <u>Fare Collection Change Orders – Amendment</u>
Action would authorize the Chief Executive Officer (CEO) to execute Amendment No. 7 to MTS Doc. No. G2091.0-18, with Innovations in Transportation, Inc. (INIT), for a total contract increase of \$270,050.09. | Approve |
| 14. | <u>Closed-Circuit Television (CCTV) System Installation for The Mid-Coast Trolley Extension Project – Change Orders</u>
Action would 1) Ratify Construction Change Order (CCO) 1 under MTS Doc No. PWL320.0-21 with Electro Specialty Systems (ESS) totaling \$52,939.53; and 2) Authorize the Chief Executive Officer (CEO) to execute CCO 2 under MTS Doc No. PWL320.2-21 with ESS in the amount of \$92,252.16 for additional camera coverage at all Mid-Coast Stations and Parking Lots/Structures. | Approve |
| 15. | <u>Kearny Mesa Division (KMD) Hoists Construction – Contract Award</u>
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWB317.0-20, with Western Pump Inc., a Small Business (SB), for KMD Hoists Construction in the amount of \$4,213,648 plus 10% contingency, for a total of \$4,635,012.80. | Approve |
| 16. | <u>Printed Circuit Boards (PCBs) and Electronic Components for Light Rail Vehicles (LRVs) – SOLE SOURCE CONTRACT AWARD</u>
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. L1572.0-21, a Sole Source award to Siemens Mobility Inc., to provide PCBs and Electronic Components for LRVs as further described in the attached list, in the amount of \$14,600,000 for a seven (7) year period from July 1, 2021 to June 30, 2028. | Approve |
| 17. | <u>Semiannual Uniform Report of Disadvantaged Business Enterprise (DBE) Awards and Payments</u> | Informational |
| 18. | <u>Disadvantaged Business Enterprise (DBE) Overall Goal for Federal Fiscal Years 2022-2024</u>
Action would adopt a 6.3% Overall DBE Goal for DBE-participation in federally funded contracts for Federal Fiscal Years (FFY) 2022 to 2024. | Adopt /
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> : 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
<u>Agency Negotiators</u> : Sharon Cooney, Chief Executive Officer; Karen Landers, | Possible
Action |
|-----|---|--------------------|

General Counsel

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, Inc.)

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: Sharon Cooney, CEO

Possible
Action

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS

30. Riverwalk Station Agreement (Karen Landers)

Approve

Action would 1) In compliance with CEQA Guidelines 15096:

(a) independently review the environmental effects of the project as shown in Final Environmental Impact Report No. 581984/State Clearing House No. 2018041028 certified by the City of San Diego on November 17, 2020 (EIR), and find that none of the conditions described in CEQA Guidelines 15162 or 15163 exist as there has been no substantial change in the project, change in circumstances, or new information regarding a new impact or significant increase in the severity of an environmental impact in the months since the EIR was certified so no subsequent or supplemental EIR is required; (b) independently review the CEQA Guidelines Section 15091 and 15093 findings for the Riverwalk EIR, incorporated by reference herein, and adopt the findings as its own; (c) consider the EIR as prepared by the City; (d) find that, consistent with the CEQA Guidelines Section 15091 and 15093 findings, there are no feasible alternatives or feasible mitigation measures within MTS's powers that would substantially lessen or avoid any significant effect the project would have on the environment; and (e) order MTS staff to file a notice of determination. 2) Authorize the Chief Executive Officer (CEO) to execute the Riverwalk Station Agreement, and effectuate the property rights transfers set forth therein. 3) Declare the Triangle Parcel (Exhibit I to the Agreement) and the Fashion Valley Road Dedication Parcel (Exhibit H to the Agreement) to be "Exempt Surplus Land" pursuant to Government Code section 54221(f)(1)(C), (D), and (E).

31. Ridership Recovery Action Plan (Rob Schupp)

Approve

Action would approve a PRONTO promotional event providing free rides during September 2021 to any customer that registers with a new PRONTO account.

REPORT ITEMS

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| 45. | <u>Draft 2021 Regional Plan Update (Hasan Ikhata, Coleen Clementson and Jennifer Williamson)</u> | Informational |
| 46. | <u>Non-Fare Operating Revenue Report (Sharon Cooney)</u> | Informational |
| 47. | <u>Operations Budget Status Report for April 2021 (Gordon Meyer)</u> | Informational |

OTHER ITEMS

- | | | |
|-----|---|---------------|
| 60. | <u>Chair Report</u> | Informational |
| 61. | <u>Chief Executive Officer's Report</u> | Informational |
| 62. | <u>Board Member Communications</u> | Informational |
| 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> July 29, 2021. | |
| 65. | <u>Adjournment</u> | |