

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM
BOARD OF DIRECTORS

MINUTES

September 16, 2021

[Clerk's note: Except where noted, public, staff and board member comments are paraphrased. Note that the meeting was conducted via webinar to comply with public health orders].

1. Roll Call

Vice Chair Sotelo-Solis called the Board meeting to order at 9:03 a.m. A roll call sheet listing Board member attendance is attached.

2. Approval of Minutes

Board Member Salas moved to approve the minutes of the July 29, 2021, MTS Board of Directors meeting. Board Member Hall seconded the motion, and the vote was 13 to 0 in favor with Chair Fletcher and Board Member Frank absent.

3. Public Comment

There were no Public Comments.

CONSENT ITEMS:

6. Fiscal Year (FY) 2020-2021 and FY 2021-2022 California Senate Bill (SB) 1 State of Good Repair (SGR) Funding

Action would approve Resolution No. 21-15 in order to: 1) Authorize the use of, and application for, \$4,952,279 in FY 2021-22 State of Good Repair funding to be used for the ongoing SD100 Light Rail Vehicle (LRV) Replacement Project; and 2) Approve the transfer of FY 2020-21 SB1 SGR funding in the amount of \$4,955,508 to the same SD100 LRV Replacement Project as approved in the FY 2022 Capital Improvement Program (CIP).

7. System, Applications & Products (SAP) Support Services – Contract Award

Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2447.0-21, with Labyrinth Solution, Inc., for SAP Support Services for a five (5) years base term with one (1) one-year option in the amount of \$1,800,000.00.

8. Investment Report – Quarter Ending June 30, 2021

9. Communication Equipment Heating Ventilation Air Conditioning (HVAC) Maintenance Services – Amendment

Action would authorize the Chief Executive Officer (CEO) to exercise Amendment No. 8 to MTS Doc No. PWG225.0-17, with Comfort Mechanical, a Small Business (SB), for an increase in unscheduled repair funds and include the new stations along the Mid-Coast Trolley extension of the UC San Diego Blue Line for the remainder of the contract term, in the amount of \$110,029.00.

10. Variable Message Signs (VMS) Display Assemblies for the Iris Bus Rapid Transit (BRT) Stations Project – Contract Award

Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. L1591.0-21, with Nanov Display, Inc. (Nanov), for the supply of VMS display assemblies for the Iris Bus Rapid Transit (BRT) Stations project, in the amount of \$200,455.50.

11. Alternating Current (AC) Switchgear Replacement at 43rd Street Traction Power Substation (TPSS) – Work Order Agreement
Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC312-02 to MTS Doc. No. PWL312.0-20, with HMS Construction, Inc. (HMS), in the amount of \$261,186.31 for replacement of the obsolete AC Switchgear at the 43rd Street TPSS.
12. Rail Replacement - America Plaza and Kettner Grade Crossing - Work Order Amendment
Action would authorize the Chief Executive Officer (CEO) to execute Work Order Amendment No. MTSJOC269-11.01, under MTS Doc. No. PWG269.0-19, with Herzog Contracting Corp. (Herzog), for the procurement of additional direct fixation fasteners necessary per the revised construction drawings in the amount of \$51,721.15, plus an additional project contingency of \$150,000 for potential unforeseen repairs.
13. Closed Circuit Television (CCTV) Maintenance Services – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWG335.0-21, with Electro Specialty Systems (ESS), for CCTV Maintenance Services totaling \$771,035.74 for five (5) years.
14. California Network and Telecommunications (CALNET) Program Next Generation Telecommunications Services (CALNET 4)
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2510.0-22 with AT&T Corp. for Telecommunication Services under the specified CALNET Next Generation (CALNET 4) Authorization to Order (ATO) in the amount of \$3,084,795.00 from January 1, 2022 through June 30, 2029.
15. Enterprise and Rio Vista Wall Survey – Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order No. WOA1948-AE-67 to MTS Doc. No. G1948.0-17 with HNTB Corporation (HNTB) in the amount of \$111,766.08 for the Enterprise and Rio Vista retaining wall survey.
16. Minibus and Americans With Disabilities Act (ADA) Paratransit Fixed Route Services – Contract Amendment
Action would 1) Ratify Amendments 1-3 with First Transit, Inc. (First Transit) in the total amount of \$70,866.84; and 2) Approve Amendment No. 4 to MTS Doc. No. B0703.0-19 to authorize the Chief Executive Officer (CEO) to purchase one set of four mobile column lifts, for a total of \$49,507.24.
17. Trapeze Software License and Maintenance Support – Contract Amendment
Action would authorize the Chief Executive Officer (CEO) to execute Amendment No. 4 to MTS Doc. No. G2253.4-19 with Trapeze Software Group, Inc. in amount of \$599,554.00 to add the renewal of Software licensing and maintenance support for a three (3) year base period with five (5) one-year options exercisable under MTS sole discretion.
18. Americans With Disabilities Act (ADA) Bus Stop Improvements Phase 2 – Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC275-22 under Job Order Contract (JOC) to MTS Doc. No. PWG275.0-19 with

ABC General Contractor, Inc. (ABCGC), in the amount of \$107,606.85 plus a 30% contingency in the amount of \$32,282.06 for anticipated design changes for installing of ADA bus stop improvements in various locations in the southern San Diego Area, for a total of \$139,888.91.

19. Transit on Board Video Surveillance System (OBVSS) Post-Warranty Maintenance, Repair, And Support Services – Sole Source
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. B0733.0 -21, with Luminator Technology Group (LTG), on a sole source contract for the provision of post-warranty maintenance, repair and support services for the MTS bus fleet OBVSS for a five (5) years base term with five (5) one-year options in the amount of \$10,970,864.20.
20. Building C Roof Rehabilitation – Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC324-06 under Job Order Contract (JOC) to MTS Doc. No. PWG324.0-21 with ABC General Contractor, Inc. (ABCGC), in the amount of \$155,228.61, for rehabilitating the roof at Building C, Building A, and the Paint Booth in the Trolley yard.
21. Planning Services for Imperial Avenue Division (IAD) Zero Emission Bus Master Planning - Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order WOA2075-AE-69 to MTS Doc. No. G2075.0-18 with Dokken Engineering (Dokken) in the amount of \$367,670.49 to provide planning services for the IAD zero emission bus master planning.
22. Middletown – Switch 9 And 11 Construction Management Services – Work Order Amendments
Action would 1) Ratify Work Order Amendment No. WOA2017-CM05.01 under MTS Doc No. G2017.0-17 with CH2M HILL Engineering Group, Inc. (Jacobs) totaling \$43,082.86 for staff changes and adding inspection services for the Overhead Catenary System (OCS) at Middletown crossover; and 2) Authorize the Chief Executive Officer (CEO) to execute Work Order Amendment No. WOA2017-CM05.02 under MTS Doc. No. G2017.0-17 with CH2M HILL totaling \$54,214.90 for required construction management services for the replacement of the crossover at 25th and Commercial.
23. Regional Communication Systems (RCS) Radio Equipment – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2476.0-21 with Motorola Solutions, Inc. for RCS Radio Equipment and Installation in the amount of \$226,001.42.
24. Wireless Voice Communications Network Agreement with San Diego County – Imperial County Regional Communications Systems (RCS) – Contract Amendment
Action would authorize the Chief Executive Officer (CEO) to execute Amendment No. 3 to MTS Doc. G1893.0-16 with RCS to add an additional seventy-five (75) radio connections to the RCS network for a total of two-hundred forty-five (245), and extend the contract through June 30, 2026, in the amount of \$1,047,404.89.

25. Elevator and Escalator Preventive Maintenance and Repair – Contract Amendment
Action would 1) Ratify Amendment No. 2 to MTS Doc No. PWG281.0-19 with KONE, Inc. (KONE) totaling \$27,625.00 for the provision of elevator emergency call monitoring services, and the addition of a second elevator at the Fashion Valley Station; and 2) Authorize the Chief Executive Officer (CEO) to execute Amendment No. 3 to MTS Doc No. PWG281.0-19 with KONE totaling \$993,886.29 for the provision of elevator emergency call monitoring services for sixteen (16) elevators in the Mid-Coast stations along the UC San Diego Blue Line, and elevator and escalator preventive maintenance and repair services for the aforementioned Mid-Coast elevators, as well as the second elevator at the Fashion Valley Station.
26. California Department of Housing and Community Development (HCD) Transit Oriented Development Program Award: Grantville Trolley Apartments
Action would 1) Approve Resolution No. 21-16, a revision of Resolution No. 20-15 which authorized an application to the HCD Transit-Oriented Development (TOD) Housing Program; and 2) Authorize the Chief Executive Officer to execute an Indemnification Agreement, in substantially the same format as Attachment B, with Affirmed Housing Group, Inc.
27. Employee Appreciation Bonus
Action would authorize the Chief Executive Officer to provide a one-time employee appreciation bonus for employees of MTS for a cost of up to \$800,000.

Action on Recommended Consent Items

Board Member Hall moved to approve Consent Agenda Item Nos. 6 to 27. Board Member Gastil seconded the motion, and the vote was 13 to 0 in favor with Chair Fletcher and Board Member Frank absent.

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS:

30. Palm Avenue Trolley Station Transit Oriented Development – Palm City Village (Karen Landers)

Karen Landers, MTS General Counsel, presented on the Palm Avenue Trolley Station Transit Oriented Development (TOD). She presented on: the Palm Avenue Station; access easement owed to ambient property; project proposal; Disposition and Development (DDA) and ground lease process; DDA and ground lease material terms; MTS replacement parking; other DDA and ground lease material terms; consideration and ground rent; Keyser Marston Associates, Inc. review; financial feasibility review of National CORE; financial feasibility review of Malick Infill Development; recommendation and next steps. John Seymour of National CORE and Andrew Malick of Malick Infill Development presented on the Palm City Village including: National Community Renaissance; Malick Infill Corporation description; intermodal connectivity; adjacent developments; Palm Avenue Trolley Station; adjacent developments in entitlement; joint development policy goals; affordable and middle-income housing; mobility hub features; zero carbon future; pedestrian design; Palm City Village and Expanding Potential in

Communities (EPIC) grant support; Palm City Village summary; project history and milestone timeline.

Sharon Cooney, MTS Chief Executive Officer, provided background on the conversation the Executive Committee had about the project. She listed parking needs at the TOD site and throughout the remainder of the service territory. She summarized that the recommendation would execute a DDA with the development team.

PUBLIC COMMENTS

Gretchen Newsom – Representing IBEW 569, made a verbal statement to the Board during the meeting. Newsom stated that the PLA negotiations have been going well and they look forward to building the development and are a strong supporter of the project.

Madison Coleman – Representing Climate Action Campaign, made a verbal statement to the Board during the meeting. Coleman supported the project and noted the developer as industry leaders and that the affordable housing development will encourage biking, walking and transit ridership. Coleman acknowledged the concerns about park-and-ride users, but stated that TOD developments are the most effective way to incentivize increased ridership. Coleman encouraged the Board to develop a park-and-ride policy for future developments. Coleman also recommended the hire of dedicated staff to provide additional in-house expertise to develop future TODs throughout the system.

Tania Moshirian – Representing Affirmed Housing, supported the TOD project and would like to further discuss the parking replacement policy. Moshirian stated that a policy should be implemented to assist developers in planning for parking early on in project design. Moshirian recommended the policy be established by relying on parking study data and also recommended there should be flexibility in allowances to reduce the parking cap depending on affordability, smart transit implementation and other factors. Moshirian recommended similar ongoing projects be reevaluated to have the same parameters as the Palm Avenue project, in terms of replacement parking, during the policy formalization.

BOARD COMMENTS

Ms. Landers made a clarifying comment noting that Malick Infill is a corporation and not a non-profit benefit corporation as stated in the agenda item and attachment.

Board Member Moreno stated she was a strong supporter of perusing the exclusive negotiating agreement with National CORE and Malick Infill. She acknowledged that the project would create housing opportunities and increase ridership for the system. She noted that the proposed project does not reflect the original proposal. She noted a higher unit density from the original proposal. She followed by citing the decrease allotment of parking and that 45 of the newly proposed 80 spaces will be built in conjunction with the City for street parking, leaving 35 spaces for transit users. She was concerned about equity to access transit with the reduced number of parking spaces at the site, while comparing the parking availability to those in Clairemont. She supports the project, but wants to ensure the station can effectively function and continue to attract choice riders. Board Member Moreno clarified that the lack of methodology for assessing parking spaces needed to be reassessed in order to optimize ridership. She acknowledged that the proposed DDA is the last public process for the program to be ministerial. She acknowledged that the original proposal had been presented to the Otay Nestor Community Planning Group and asked that the developers solicit public input for the

updated proposal presented today. She moved to return the item to staff for further analysis, bring the updated proposal to the public for additional input and bring both findings back to the Board.

Ms. Landers clarified that the project was initially drafted to have all shared parking spaces, including an additional 45 off site spaces in addition to the proposed 80 spaces being presented today.

Board Member Salas summarized the concerns of the Executive Committee, including loss of parking and the impacts of future projects. She voiced concerns about delays of the project that would occur if they resolicit for public input and instead asked that community feedback be incorporated moving forward in the development. She advocated for an overall parking strategy for MTS. She suggested that delegating parking spaces to other transit spots along the Trolley line would deter choice riders and impact neighboring jurisdictions. She noted this topic offered too many complexities and that the motion suggested by Board Member Moreno would not create additional solutions to the project.

Board Member Sandke summarized the motion crafted at the Executive Committee meeting. He acknowledged that he did not agree with the motion presented today and that delaying the project would not help the region's housing anticipation. He noted that the guiding policy needed to be thoughtful to have both MTS and developers' best interest.

Board Member Aguirre asked the developers if public presentations were made to the Imperial Beach community.

Mr. Seymour replied that they presented to the Otay Mesa Community development Board, the Land Use Committee and the full Board. He cited a letter written by the Community Group, in support of the development, with the request to work with the City on parking improvements on adjacent streets and helping with the reconstruction of the Palm City neighborhood monument sign. He continued that the Community Board also approved the proposal as presented today. He acknowledged an October 29th funding deadline to the Housing Commission, which if missed, would delay the project by one year.

Board Member Aguirre asked if additional community organizations were addressed in Imperial Beach.

Mr. Seymour clarified they have not yet, but intend to do so, along with additional surrounding communities.

Board Member Aguirre was concerned of the drastic parking reduction being proposed without community input from Imperial Beach residents and supported the motion made by Board Member Moreno. She favored the creation of a guiding parking policy for MTS.

Ms. Cooney clarified that while the funding deadline is approaching, the next regularly scheduled MTS Board of Directors meeting is October 14th. She proposed ongoing strategies to address the Board's concerns while simultaneously assisting the developers to reach their funding deadline, in the case that a solution was not made in today's discussion.

Board Member Elo-Rivera asked the developer for additional design clarification.

Mr. Seymour noted the developers have maximized the units on the site and listed the various options that would make the project feasible. He acknowledged there is only room for 191

parking spaces and cannot create additional spaces, because that would render the project infeasible.

Board Member Elo-Rivera clarified that based on the motion made, there would be an opportunity for staff to work with the developer to bring additional options to the Board. He acknowledged his frustration that the current conversation should be guided by policy. He reminded the Board that parking spaces are necessary to accommodate riders that need flexibility in their day. He encouraged the Board to suggest creative solutions beyond the parking space count and encouraged the implementation of charging station infrastructure.

Board Member Montgomery Steppe noted many of her concerns were answered, and stated that community outreach is extremely important. She asked for commitment to educating community groups that will be most impacted by this project.

Board Member Galvez supported looking at additional options. She asked for a plan to be established for Imperial Beach residents to get to the trolley reliably and quickly. She asked this item be taken to the next Board meeting.

Board Member Whitburn asked if there was any data analysis of downsized park-and-ride facilities.

Ms. Cooney acknowledged she was not aware of any specific statistics.

Denis Desmond, Director of Planning, acknowledged he could not cite a study that was related to downsized park-and-rides and stated that information could be analyzed for inclusion in any future proposed policy. He acknowledged the localized impact and that the analysis would be station specific. He noted that each individual station could be analyzed and that a parking impact study was conducted for this project.

Board Member Whitburn asked staff to work with the developer to create additional solutions to propose to the Board at the next Board meeting.

Board Member Moreno revised her motion so that the development team could bring back additional options for the project at the October 14th MTS Board meeting.

Board Member Sotelo-Solis acknowledged that a parking policy can serve as a guiding document for the Board and would like staff to bring a draft policy to a future meeting for discussion.

Board Member Salas expressed her support for the amended motion and an opportunity to take another look at the current obstacles.

Ms. Cooney noted that the project would be entering into a PLA. She agreed that revisiting the solution is necessary to ensure a comfortable approach for the surrounding communities. She commended the opportunities and amenities the development would bring to the region. She expressed staff commitment to helping the developers reach their funding deadline and present a solution that shows compromise at the October 14th Board of Director's meeting.

Action Taken

Board Member Moreno moved to bring back this item to the October 14, 2021 MTS Board of Directors meeting with alternative parking options. Board Member Whitburn seconded the motion, and the vote was 13 to 0 in favor with Chair Fletcher and Board Member Frank absent.

31. Evaluation of Restroom Facilities (Sharon Cooney)

Ms. Cooney presented on the evaluation of restroom facilities. She provided details on: restroom availability; public restrooms in: Downtown, America Plaza, Civic Center, 12th and Imperial, Gaslamp Quarter, Ruocco Park, Harbor Drive and West Broadway, Waterfront Park, Fault Line Park, G and 14th; public restrooms in development of Downtown; public restrooms within and outside of Downtown, San Ysidro, E Street, Old Town, El Cajon, Santee; passenger boarding vs restroom availability; passenger activity vs restroom availability; comparison to other light rail systems; closed public restrooms at 24th Street, San Diego State University, Lemon Grove Depot, Downtown 14th and L; cost per restroom; public information example; staff recommendation; and follow up items from the Executive Committee.

Board Member Galvez voiced support for an application based restroom map. She encouraged staff to integrate this feature into the PRONTO application.

PUBLIC COMMENTS

John Brady – Representing Lived Experience Advisors, made a verbal statement to the Board during the meeting. He acknowledged restroom access is a concern around the region and particularly for the unhoused population. He thanked the Board for taking a leadership position on this issue.

Randy Torres Van Vleck – Representing City Heights Community Development Corporation, made a verbal statement to the Board during the meeting. Torres Van Vleck noted transit restroom access as critical and was excited to see this analysis move forward. The organization identified bathroom access as a transit lifeline, which was identified by the San Diego Transportation Equity Working Group. Torres Van Vleck asked for bathroom access to overlap with operation hours along with City Heights transit plaza station to be re-opened and cleaned regularly.

Carolina Martinez – Representing Environmental Health Coalition, made a verbal statement to the Board during the meeting. Martinez supported having a dedicated page online that would assist riders in identifying restroom access. Martinez also encouraged visible signage to be displayed at transit stops. Martinez asked for a long-term plan for expanding the restroom network with ongoing system expansions.

BOARD COMMENTS

Board Member Elo-Rivera appreciated public comment from community advocates and thanked staff for their analysis. He reiterated the importance for the Board to set goals and policy to create guiding clarity for the agency to ensure a dignified and equitable riding experience for customers. He asked staff to include additional identifier amenities such as baby changing tables and use the County as a leading example to offer menstrual products in restrooms.

Board Member Whitburn acknowledged the Board and staff around evaluating access to bathroom facilities. He agreed with Board Member Elo-Rivero, that this effort should be formalized in a policy.

Board Member Moreno was shocked that many other transit agencies did not have facilities available and stated that this statistic should not deter the agency to being a leader.

Board Member Aguirre thanked staff for the presentation. She encouraged the agency to be leaders in offering bathroom facility services and encouraged services to be gender equitable, particularly for riders who ride at night.

Board Member Sandke noted obstacles this amenity would bring to the system and encouraged a data driven approach to close facilities if they became too problematic. Board Member Sandke supported the motion, but cautioned the Board to understand the mission of the system, which is to move people while encouraging additional new riders.

Board Member Salas supported added restroom accessibility for riders, but also noted the role of MTS. She stated that this is not MTS's primary mission statement and the system should be a safe and convenient mode of transportation for riders.

Vice Chair Sotelo-Solis cited the Executive Committee recommendation and agreed with Board Member Aguirre. She encouraged the Board to be leaders in this industry effort. She hoped to reopen the 24th Street Station restroom. She encouraged infrastructure that would not charge a fee, but rather return payment after use. She recalled an anecdote from Monterey Bay where she noticed restroom availability on every block and acknowledged these sites were maintained by the City, transit and business centers. She supported the map availability on PRONTO and acknowledged the item would go to the Accessible Services Advisory Committee (ASAC).

Action Taken

Board Member Moreno moved to: 1) Exploration of potential additional restroom locations provided by other businesses that MTS can leverage; 2) Legal and feasibility analysis of charging fees for restroom usage and/or limiting usage to transit riders, and to ensure that all Americans with Disabilities Act (ADA) requirements are met; 3) Potential development of long-term plan and Board policy to direct the long-term plan, including achievable goals for restroom accessibility based on time, distance, ridership or other metrics; 4) Budgetary consideration for possibly adding portable units at locations based on goals of a program; and 5) Information regarding baby-changing table availability around the system, which could be incorporated into the public information and maps to be created by MTS. Board Member Aguirre seconded the motion, and the vote was 13 to 0 in favor with Chair Fletcher and Board Member Frank absent.

REPORT ITEM:

45. Pronto Launch Update (Rob Schupp)

Rob Schupp, MTS Director of Marketing and Communications, provided an update on the launch of PRONTO. He outlined: key topics; agency involvement; getting the system ready; testing and troubleshooting; establishing the retail network; getting customers ready; advertising; phase one impression; creative samples; direct mail; outreach; results; and free ride with PRONTO promotion.

PUBLIC COMMENTS

Michael Horgan: Horgan made a verbal statement to the Board during the meeting. Horgan asked when the agency would expand to the retail network and acknowledged the current accessibility obstacles with select carriers. Horgan encouraged NFC online verification systems for Seniors Disabled and Medicare (SDM) riders.

BOARD COMMENTS

Mr. Schupp clarified that the current retail network consists of 129 stores and continues to grow, with a goal of 400 stores being available within the year. He encouraged the public speaker to visit the PRONTO website to access the map that shows the retail network.

Board Member Sandke thanked staff for adding the ferry onto the PRONTO system. The ferry administration reported a 4-6-month timeline for system integration. He encouraged the Board to reimagine the ferry as another mode of transportation rather than a novelty. He listed the infrastructure and South Bay regional benefits. He acknowledged that connecting North Island to the system would be beneficial and asked for marketing efforts to target the military bases on Coronado.

Board Member Ortiz stated that riding the Trolley to Padres games is convenient and listed additional benefits of transit accessibility. He asked about partnerships with the Padres.

Mr. Schupp replied that MTS conducts a lot of its outreach around the Padre games and continues to work with their organization on various partnerships.

Ms. Coney added that MTS hosts an additional 4,000 riders during game days, which is a similar amount to pre-pandemic numbers.

Board Member Aguirre thanked staff for all of their efforts, particularly with South Bay non-choice riders. She asked about the new capabilities to add payment for restroom use.

Mr. Schupp replied that the integration is possible, however staff is currently focused on the initial integration of PRONTO.

Ms. Landers added that one directive from the Executive Committee was to review legal limitations as to whether MTS could charge riders for restroom access.

Vice Chair Sotelo-Solis thanked staff for their efforts with the launch of PRONTO.

Action Taken

No action taken. Informational item only.

OTHER ITEMS:

60. Chair Report

There was no Chair report.

61. Chief Executive Officer's Report

There was no Chief Executive Officer's Report.

62. Board Member Communications

There were no Board Member communications.

63. Additional Public Comments on Items Not on the Agenda

There were no additional public comments.

64. Next Meeting Date

The next regularly scheduled Board meeting is October 14, 2021.

CLOSED SESSION (ITEMS TAKEN OUT OF ORDER):

24. Closed Session Items

The Board convened to Closed Session at 11:20 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: Amalgamated Transit Union ("ATU"), Local 1309
(Representing Bus Operators and Clerical Staff At SDTC)
AGENCY- DESIGNATED REPRESENTATIVE: Jeffrey M. Stumbo, Chief Human Resources Officer (EEO Officer)
- b. CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Pursuant to California Government Code Section 54956.9(b) (Significant exposure to litigation: one potential case)

The Board reconvened to Open Session at 11:43 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 negotiating instructions.
- b. The Board received a report and gave instructions to legal Counsel.

65. Adjournment

The meeting adjourned at 11:44 am.



Chairperson
San Diego Metropolitan Transit System

Filed by:



Clerk of the Board
San Diego Metropolitan Transit System

Approved as to form:



General Counsel
San Diego Metropolitan Transit System

SAN DIEGO METROPOLITAN TRANSIT SYSTEM
BOARD OF DIRECTORS
ROLL CALL

MEETING OF (DATE): September 16, 2021 CALL TO ORDER (TIME): 9:03 am
 RECESS: _____ RECONVENE: _____
 CLOSED SESSION: 11:20 am RECONVENE: 11:43 am
 PUBLIC HEARING: _____ RECONVENE: _____
 ORDINANCES ADOPTED: _____ ADJOURN: 11:44 am

BOARD MEMBER		(Alternate)		PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
FLETCHER	<input type="checkbox"/>	(Vargas)	<input type="checkbox"/>	-	-
SOTELO-SOLIS	<input checked="" type="checkbox"/>	(Bush)	<input type="checkbox"/>	9:03 am	11:43 am
AGUIRRE	<input checked="" type="checkbox"/>	(Leyba-Gonzalez)	<input type="checkbox"/>	9:03 am	11:43 am
ELO-RIVERA	<input checked="" type="checkbox"/>	(LaCava)	<input type="checkbox"/>	9:03 am	11:43 am
FRANK	<input type="checkbox"/>	(Mullin)	<input type="checkbox"/>	-	-
GALVEZ	<input checked="" type="checkbox"/>	(Cardenas)	<input type="checkbox"/>	9:03 am	11:43 am
GASTIL	<input checked="" type="checkbox"/>	(Mendoza)	<input type="checkbox"/>	9:03 am	11:43 am
GLORIA	<input type="checkbox"/>	(Whitburn)	<input checked="" type="checkbox"/>	9:03 am	11:43 am
GOBLE	<input type="checkbox"/>	(Ortiz)	<input checked="" type="checkbox"/>	9:03 am	11:43 am
HALL	<input checked="" type="checkbox"/>	(McNelis)	<input type="checkbox"/>	9:03 am	11:43 am
MONTGOMERY STEPPE	<input checked="" type="checkbox"/>	(Von Wilpert)	<input type="checkbox"/>	9:03 am	11:43 am
MORENO	<input checked="" type="checkbox"/>	(Campillo)	<input type="checkbox"/>	9:03 am	11:43 am
SALAS	<input checked="" type="checkbox"/>	(Cardenas)	<input type="checkbox"/>	9:04 am	11:43 am
SANDKE	<input checked="" type="checkbox"/>	(Bailey)	<input type="checkbox"/>	9:05 am	11:43 am
ARAPOSTATHIS	<input checked="" type="checkbox"/>	(Shu)	<input type="checkbox"/>	9:03 am	11:43 am

SIGNED BY THE CLERK OF THE BOARD:

