

MINUTES

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM EXECUTIVE COMMITTEE

July 14, 2022

[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

Chair Fletcher called the Executive Committee meeting to order at 9:36 a.m. A roll call sheet listing Executive Committee member attendance is attached.

2. Approval of Minutes

Chair Fletcher moved to approve the minutes of the June 9, 2022, MTS Executive Committee meeting. Board Member Elo-Rivera seconded the motion, and the vote was 7 to 0 in favor.

3. Public Comments

There were no Public Comments.

COMMITTEE DISCUSSION ITEMS

4. Bus Procurement: Low Floor Compressed Natural Gas (CNG) and Battery Electric Buses (BEB) – Contract Award

Mike Wygant, MTS Chief Operating Officer, Claudine Aquino, MTS Procurement Manager, and Larry Marinesi, MTS Chief Financial Officer, presented on bus procurement: low-floor CNG and the Battery Electric Buses (BEB) contract award. He presented on: Fleet History and Background, Fleet Replacement Schedule, Existing Contract 2017-2022, Request for Proposals, vehicle improvements, technology, procurement, total contract cost, and the staff recommendation.

Sharon Cooney, MTS Executive Officer commented that future bus purchases will be in accordance with the zero-emission transition plan that will be adopted by the Board annually. Infrastructure is moving as fast as possible. The agency submitted a grant proposal to the Federal Transit Administration (FTA) to advance the agency's clean transit advancement campus. That funding would allow the agency to build an all-electric fleet from inception. A recently granted state grant will allow MTS to accelerate electrification catenary at the Imperial Avenue Division (IAD).

PUBLIC COMMENT

Carinna Contreras – Representing Climate Action Campaign provided a verbal statement to the Board during the meeting. Contreras acknowledged the zero-emissions contract beginning in October through September 2027. Contreras was opposed the purchase of CNG buses because of the emissions they produced and asked the Board to reconsider the approval.

Gretchen Newsom – Representing IBEW 569 provided a verbal statement to the Board during the meeting. Newsome expressed concern that the purchase of CNG buses is not aimed toward a zero-emission plan. Newsom proposed that the agency purchase the optional quantity of additional zero emission buses (ZEB).

COMMITTEE COMMENT

Board Member Elo-Rivera asked for confirmation that on yearly basis the annual decisions of the Board will guide how many and what types of buses are purchased for the agency. Ms. Cooney clarified that there were options for the agency to change what is procured annually. The Capital Improvement Program and Zero Emission Plan Transition Plan are both opportunities for the Board to change the type of bus purchases.

Board Member Elo-Rivera asked staff to clarify that the action today would not approve the purchase of CNG buses. Ms. Cooney confirmed that today's action would only approve the contract for different types of buses that the agency can purchase. Through the budgeting process, the Board would assign funding for the purchases.

Board Member Elo-Rivera asked for clarity to ease community concern. He noted that the agency's mission is to move people in the most socially and environmentally conscious ways possible. He looks forward to Board discussion where the agency moves forward with as few carbon-emitting buses as possible. He has made efforts to partner and coordinate organizations to make electric vehicles more feasible.

Chair Fletcher agreed that this item allows the agency flexibility on its path forward to ZEB buses and listed range and infrastructure limitations. Nevertheless, the agency is moving quickly and aggressively towards ZEBs.

Action Taken

Board Member Elo-Rivera moved to forward a recommendation to the Board of Directors to authorize the Chief Executive Officer (CEO) to: 1) Execute the following contracts with New Flyer of America, Inc. (New Flyer), for the base quantity purchase of CNG and BEB buses plus spare parts, tools and diagnostics, training services and sales tax for a period not-to-exceed five (5) years; and 2) Exercise option quantity purchases in the CEO's discretion of CNG and BEB buses plus spare parts, tools and diagnostics, training services and sales tax for a period not-to-exceed five (5) years from the date of the initial contract with New Flyer. Chair Fletcher seconded the motion, and the vote was 7 to 0 in favor.

OTHER ITEMS

5. REVIEW OF DRAFT JULY 21, 2022 BOARD AGENDA

Recommended Consent Items

6. Authorization of Remote Teleconferenced Meetings

Action would authorize remote teleconferenced meetings for any public meetings held by MTS, including all Brown Act committees, for the next thirty (30) days pursuant to Assembly Bill (AB) 361 and make the following findings: 1) The MTS Board has considered the current circumstances of the COVID-19 pandemic and its impact in San Diego County; and 2) State or local officials continue to recommend measures to promote social distancing. On September 23, 2021, County of San Diego Public Health Officer, Wilma J. Wooten, M.D., M.P.H., issued a recommendation supporting the use of teleconferencing for attendance at public meetings as "a social distancing measure that may help control transmission of the SARS-CoV-2 virus."

7. Amendment to Chief Executive Officer Employment Agreement
Action would approve an amendment to the Executive Employment Agreement (EEA) between MTS and Sharon Cooney to provide a base salary increase and a merit bonus.
8. Adoption of Amended 2022 Conflict of Interest Code
Action would 1) Adopt Resolution No. 22-06 amending the MTS Conflict of Interest Code pursuant to the Political Reform Act of 1974; 2) Adopt the amended 2022 MTS Conflict of Interest Code; and 3) Forward the amended 2022 MTS Conflict of Interest Code to the County of San Diego (the designated code-reviewing body).
9. Legal Services – Contract Amendments to Increase Funds for Projected Expenses in Fiscal Year 2023
Action would authorize the Chief Executive Officer (CEO) to execute amendments to the legal services contracts described herein increasing the dollar amounts of fifteen (15) legal services contracts by \$1,865,000.00 to cover anticipated Fiscal Year 2023 (FY 23) expenses.
10. Skid Steer Purchase & Delivery – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. L1620.0-22 with Miramar Bobcat, LLC, at \$159,056.41, for the purchase and delivery of a skid steer.
11. Pyramid Building Initial Cleanup and Repairs – Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC324-17 to MTS Doc. No. PWG324.0-21 with ABC General Contractor, Inc. (ABCGC) in the amount of \$179,476.83, for the rehabilitation of the Pyramid Building.
12. Davra Networks Ruban Software Reporting and Analytics, Server Migration and System Enhancements – Contract Amendment
Action would authorize the Chief Executive Officer (CEO) to execute Amendment No. 4 to MTS Doc. No. G2071.0-18 (in substantially the same format as Attachment A), with Davra Networks, increasing the contract value in the amount of \$666,400.00, bringing the contract total to \$2,216,400.00 (Attachment B) and based on the changes to the scope, extend the agreement from December 1, 2022 through December 31, 2023.
13. Security Services Uniforms – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2608.0-22 to Ace Uniforms, LLC dba Ace Uniforms, for Security Services Uniforms for a five (5) year term in the amount of \$416,449.44.
14. Imperial Avenue Division (IAD) Zero Emission Bus (ZEB) Overhead Charging Phase I – Work Order
15. Vector Environmental Health and Safety (EHS) Management Software – Sole Source Contract Award
16. AT&T CALNET – Add Cloud-Hosted Interactive Voice Response (IVR) Five9 – Contract Amendment
17. ARINC – WOA Centralized Train Control (CTC) System Maintenance Agreement – Work Order Agreement (WOA) #1.1 Ratification and Approval for WOA #3

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18. Annex Paint (Inventory items) – Sole Source Award

Ms. Cooney notified the Board that the last five agenda item drafts were not included in the packet but would be provided before the Board of Director's meeting.

6. Other Staff Communications and Business

There was no Other Staff Communications and Business discussion.

7. Committee Member Communications and Other Business

There was no Committee Member Communications and Other Business discussion.

8. Next Meeting Date

The next Executive Committee meeting is scheduled for September 1, 2022, at 9:00 a.m.

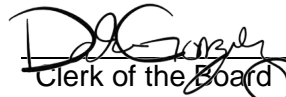
9. Adjournment

Chair Fletcher adjourned the meeting at 10:11 a.m.



Chairperson

San Diego Metropolitan Transit System



Clerk of the Board

San Diego Metropolitan Transit System

Attachment: Roll Call Sheet

SAN DIEGO METROPOLITAN TRANSIT SYSTEM
BOARD OF DIRECTORS
ROLL CALL

MEETING OF (DATE): July 21, 2022 CALL TO ORDER (TIME): 9:00 am
 RECESS: _____ RECONVENE: _____
 CLOSED SESSION: _____ RECONVENE: _____
 PUBLIC HEARING: _____ RECONVENE: _____
 ORDINANCES ADOPTED: _____ ADJOURN: 10:20 am

BOARD MEMBER		(Alternate)		PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
FLETCHER	<input checked="" type="checkbox"/>	(Vargas)	<input type="checkbox"/>	9:00 am	10:20 am
SOTELO-SOLIS	<input checked="" type="checkbox"/>	(Bush)	<input type="checkbox"/>	9:00 am	10:20 am
AGUIRRE	<input type="checkbox"/>	(Leyba-Gonzalez)	<input type="checkbox"/>	ABSENT	ABSENT
ELO-RIVERA	<input checked="" type="checkbox"/>	(LaCava)	<input type="checkbox"/>	9:00 am	10:20 am
FRANK	<input checked="" type="checkbox"/>	(Mullin)	<input type="checkbox"/>	9:00 am	10:20 am
GALVEZ	<input checked="" type="checkbox"/>	(Cardenas)	<input type="checkbox"/>	9:00 am	10:20 am
GASTIL	<input type="checkbox"/>	(Mendoza)	<input checked="" type="checkbox"/>	9:00 am	10:20 am
GLORIA	<input type="checkbox"/>	(Whitburn)	<input checked="" type="checkbox"/>	9:59 am	10:20 am
GOBLE	<input checked="" type="checkbox"/>	(Ortiz)	<input type="checkbox"/>	9:00 am	10:20 am
HALL	<input type="checkbox"/>	(McNelis)	<input type="checkbox"/>	ABSENT	ABSENT
MONTGOMERY STEPPE	<input checked="" type="checkbox"/>	(Von Wilpert)	<input type="checkbox"/>	9:00 am	10:20 am
MORENO	<input checked="" type="checkbox"/>	(Campillo)	<input type="checkbox"/>	9:01 am	10:20 am
SALAS	<input checked="" type="checkbox"/>	(Cardenas)	<input type="checkbox"/>	9:06 am	10:20 am
SANDKE	<input checked="" type="checkbox"/>	(Donovan)	<input type="checkbox"/>	9:00 am	10:20 am
SHU	<input checked="" type="checkbox"/>	(Arapostathis)	<input type="checkbox"/>	9:00 am	10:20 am

SIGNED BY THE CLERK OF THE BOARD:

