

MINUTES

MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

September 15, 2022

[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 9:01 a.m. A roll call sheet listing Board member attendance is attached.

2. Approval of Minutes

Chair Fletcher moved to approve the minutes of the July 21, 2022, MTS Board of Directors meeting. Board Member Hall seconded the motion, and the vote was 12 to 0 in favor with Vice Chair Sotelo-Solis, Board Member Aguirre and Board Member Salas absent.

3. Public Comment

Valerie Hightower – Provided a verbal statement to the Board during the meeting. Hightower expressed dissatisfaction with conductor training and courtesy. Hightower listed several instances to as examples and advocated for restroom availability and windows that are able to open.

Jose Puga – Representing Teamster 683 made a verbal statement to the Board during the meeting. Puga advocated for driver restrooms to meet the minimum requirement for portable restrooms, along with break areas. Puga also cited the lack of relief vehicles for Transdev drivers and hoped to avoid a labor dispute.

Alan C. – Provided a verbal statement to the Board during the meeting. Alan expressed safety concerns with the bus on shoulder pilot program in the South Bay. Alan expressed concerns for safety and narrowed freeway lanes; he encouraged the Board to remove the program.

Alex Wong – Provided a verbal statement to the Board during the meeting. Wong advocated for increased service in high user routes. Wong advocated for time competitive intervals that are higher in frequency than current 15-minute intervals because it impacts low income riders. Wong encouraged the Board to prioritize shorter frequency intervals over new program such as the youth opportunity pass pilot.

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. Centralized Train Control (CTC) System Maintenance Agreement – Contract Amendment, Work Order Agreements (WOA) Ratification and Approvals
Action would: 1) Ratify WOA # 1 Amendment 1 to MTS Doc. No. L1607.0-22 (WOA 1.1) with Wabtec Transportation Systems, LLC (Wabtec), formally known as ARINC Incorporated, a part of Collins Aerospace, for Beech Street Interlocking Field Integration Testing services, in the amount of \$72,003.50; 2) Authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. L1607.2-22 with Wabtec, in the amount of not-to-exceed \$15,000.00 for travel expense reimbursements paid during the performance of the contract, 3. Authorize the CEO to execute WOA # 1 Amendment 2 to MTS Doc. No. L1607.0-22 (WOA 1.2) with Wabtec, in the amount of \$55,130.00, for final acceptance of Beech Street Double Crossover; 4) Authorize the CEO to execute WOA # 2 to MTS Doc No. L1607.0-22 (WOA 2) with Wabtec, in the amount of \$297,555.00, for San Diego Association of Governments (SANDAG) Traction Power Sub-Station (TPSS) point-to-point testing, field integration testing; 5) Authorize the CEO to execute WOA # 3 to MTS Doc. No. L1607.0-22 (WOA 3) with Wabtec, in the amount of \$1,222,599.00, for Mission Valley West (MVW) Signal, Imperial Terminal (IMT) Double Track, and El Cajon Third Track Upgrades; and 6) Ratify WOA # 5 to MTS Doc. No. L1607.0-22 (WOA 5) with Wabtec, in the amount of \$27,817.00, for Server and Sonicwall SecurID Token Upgrades.
8. Regional Communication System (RCS) Radio Equipment – Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2622.0-22 with Motorola Solutions, Inc. for RCS Radio Equipment and Installation in the amount of \$276,103.60, inclusive of 7.750% CA tax.
9. 40-Foot Low-Floor Compressed Natural Gas (CNG) Buses – Contract Amendment
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. B0660.15-17 with Gillig LLC (Gillig), to approve a 4% increase for the purchase of thirty-eight (38) 40-foot CNG buses.
10. Sale Of 2015 Ford E450 Starcraft To San Diego State University Police Department – Contract Approval
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. B0753.0-23 for the sale of MTS paratransit vehicle #3975 (2015 Ford E450 Starcraft, VIN #1FDFE4FS9GDC03883) to the San Diego State University Police Department (“SDSU PD”) for \$11,400.00.
11. Investment Report – Quarter Ending June 30, 2022
12. Rail Welding Services - Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. PWL359.0-22, with Morrison Metalweld Process Corp. (Morrison), a Small Business (SB), in the amount of \$438,933.00, for a five (5) year period from October 18, 2022 to October 17, 2027 for rail welding services.

13. Joint Defense and Funding Agreement with SANDAG
Action would authorize increased funding of up to \$190,000 for the Joint Defense and Common Interest Agreement between MTS, North County Transit District (NCTD), and San Diego Association of Governments (SANDAG) related to the litigation titled Anna Avenue Associates, LLC, et al., v. SANDAG, et al., San Diego Superior Court Case No. 37-2018-00000231-CU-EI-CTL; consolidated with Case No. 37-2016-00009321-CU-EI-CTL.
14. Fare Collection (Various Amendments) – Contract Amendments
Action would 1) Ratify Amendment 12 to MTS Doc. No. G2091.0-18, with Innovations in Transportation, Inc. (INIT), in the amount of \$14,012.50; 2) Authorize the Chief Executive Officer (CEO) to execute Amendment 13 to MTS Doc. No. G2091.0-18, with INIT, in the amount of \$129,600.00; and 3) Authorize the CEO to execute Amendment 14 to MTS Doc. No. G2091.0-18, with INIT, in the amount of \$91,941.44.
15. Zero-Emission Bus (ZEB) Procurement Project: 60-Foot Low-Floor Electric Buses – Contract Amendment
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. B0722.4-21 with New Flyer, Inc, (“New Flyer”), to approve a 4%, or \$704,775.08, increase for the purchase of twelve (12) 60-foot ZEB buses for a new contract total of \$19,512,289.29.
16. Federal Transit Administration (FTA) Section 5310 Grant Application
Action would 1) Adopt Resolution No. 22-07 agreeing to comply with all terms and conditions of the Federal Transit Administration (FTA) Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Program as set forth by the FTA and the San Diego Association of Governments (SANDAG); 2) Authorize the Chief Executive Officer (CEO) to submit the following applications and execute any grant agreements awarded by SANDAG: a) \$600,000 in federal fiscal year (FFY) 2021 FTA Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities funding for paratransit vehicle replacement; b) \$600,000 in FFY 2022 FTA Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities funding for paratransit vehicle replacement; 3) Authorize the commitment of up to \$300,000 in local matching funds to fully fund the purchase of 7 paratransit vehicles.
17. Fiscal Year (FY) 2022-2023 California Senate Bill (SB) 1 State of Good Repair (SGR) Funding
Action would approve Resolution No. 22-08 in order to: 1) Authorize the use of and application of the estimated \$5,095,907 in FY 2022-23 State of Good Repair funding to be used for the ongoing SD100 Light Rail Vehicle (LRV) Replacement Project; and 2) Approve the acceptance of additional FY 2022-23 SB1-SGR funding if made available to MTS.
18. America Plaza Pedestrian Enhancements Project Construction Management Services – Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order No. WOA2497-CM04 under MTS Doc. No. G2497.0-21 with Jacobs Project Management Co. for the America Plaza Pedestrian Enhancements Project Construction Management (CM) Services in the amount of \$575,591.29.

19. San Diego State University (SDSU) Uninterruptible Power Supply (UPS) and Inverters System Replacement – Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC311-03 to MTS Doc. No. PWL311.0-20 with HMS Construction, Inc. (HMS) in the amount of \$496,883.90 for replacing the obsolete UPS and inverters at the SDSU Station.
20. Digital Signage and Variable Message Sign (VMS) Maintenance and As-Needed Repairs - Contract Amendment
Action would authorize the Chief Executive Officer (CEO) to: 1) Ratify Amendment No. 1 to MTS Doc. No. PWG318.0-20, with Brault, Inc., dba Electro Specialty Systems (ESS), a Small Business (SB), in the amount of \$33,787.90 to add Mid-Coast VMS maintenance during contract year 2; and 2) Execute Amendment No. 2 to MTS Doc. No. PWG318.0-20, with ESS, an SB, in the amount of \$246,402.33 to add Mid-Coast VMS maintenance for remaining contract and option years.
21. Siemens Computer Aids Signaling (SICAS) S7 Components - Sole Source Contract Award
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. L1625.0-23, a sole source award to Siemens Mobility, Inc. (Siemens) in the amount of \$265,762.11 for the purchase of Siemens computer aids signaling components for the Maintenance of Way (MOW) department.
22. Parking Usage and Alternatives Market Study – Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order WOA357-AE-02 under MTS Doc No. PWL357.0-22 with Chen Ryan Associates, Inc., (CRA), a Disadvantaged Business Enterprise (DBE), in the amount of \$136,864.86, to conduct a parking usage study and analysis.
23. Stormwater Management Services - Contract Amendment
Action would authorize the Chief Executive Officer (CEO) to: 1) Ratify Amendment No. 1 to MTS Doc. No. PWG332.0-21 with SoCal Stormwater Runoff Solution Services, Inc. (SoCal), a Small Business (SB), in the amount of \$48,939.62 for the addition of (4) Bus Rapid Transit (BRT) locations and updated various inspection and maintenance services; 2) Ratify Amendment No. 2 to MTS Doc. No. PWG332.0-21, with SoCal for increases in as-needed services and filters. This is a no-cost amendment; and 3) Execute Amendment No. 3 to MTS Doc. No. PWG332.0-21 with SoCal in the amount of \$232,884.65 for additional funds to cover increased services.
24. Imperial Avenue Division (IAD) Ram Bus Maintenance Building Heating Ventilation/Air Conditioning (HVAC) Replacement – Work Order
Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC324-13 to MTS Doc. No. PWG324.0-21 with ABC General Contractor, Inc. (ABCGC) in the amount of \$378,294.06, plus an additional project contingency of \$150,000.00, for a total amount of \$528,294.06 for the removal and replacement of the HVAC units at the IAD RAM bus maintenance building.

Action on Recommended Consent Items, Excluding Consent Item No.15

Board Member Elo-Rivera moved to approve Consent Agenda Item Nos. 1 to 24 with the exception item 15. Vice Chair Sotelo-Solis seconded the motion, and the vote was 14 to 0 in favor with Board Member Aguirre absent.

MEMBER COMMENTS – CONSENT ITEMS 15

Board Member Goble requested item 15 be pulled for further clarification.

Chief Executive Officer, Sharon Cooney introduced Mike Wygant, MTS Chief Operating Officer for Bus who explained that the item is a contract with New Flyer for the purchase of battery electric vehicles to support the Iris Rapid bus route. The purchase of these vehicles is through a state contract. Hyperinflation has affected this purchase and through a negotiation process, the agency has accepted a 4% inflation from the proposed 12% increase. Board Member Goble commended MTS for negotiating down the inflation increase to 4%.

Board Member Hall asked staff if the agency had an existing contract and if the increase was a courtesy to the contractor.

Mr. Wygant replied that the purchase was made through a state contract, the final cost was based off of MTS specific needs and the agreed upon price. There is an inflationary window between negotiations and production, during that window, price for products increased drastically. He confirmed a signed agreement and price, being cognizant that there are only two bus manufacturers that hold industry standard.

Karen Landers, MTS General Counsel replied that all contracts include producer price index (PPI) increase and is added every year to the contract. A typical price escalation is from the time the order is placed to the time of production. Bus manufacturers will typically assume price costs from the date the order is placed, with a typical 2-4% inflation built into the price. Recent inflation spikes caused the PPI to rise to 17%. Contractually, the contractor could have imposed the full PPI from the production start date. Ms. Cooney added that the agency was moving forward with the increase to avoid a mitigation or litigation.

PUBLIC COMMENT FOR ITEM NO.15

Alan C. – Provided a verbal statement to the Board during the meeting. Alan expressed concerned about strain to the electric grid.

Action on Recommended Consent Item No.15

Board Member Goble moved to approve Consent Agenda Item No. 15. Chair Fletcher seconded the motion, and the vote was 13 to 0 in favor with Board Member Aguirre absent and Board Member Hall abstaining.

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS:

30. Rancho Bernardo Transit Station Transit-Oriented Development (Karen Landers)

Ms. Landers presented on the Rancho Bernardo transit station transit-oriented development. She outlined the following items: bus routes and parking, TOD negotiation process, the proposed residential project, office project, and transit replacement parking, the disposition and development agreement (DDA) and ground lease material terms, project schedule, and the recommendation that the Board approved the DDA.

Chair Fletcher acknowledged the transit-oriented developments that the agency has committed to along key points of the trolley system.

PUBLIC COMMENT

Corinna Contreras – Representing Climate Action Campaign, Contreras made a verbal statement to the Board during the meeting. Contreras commended the agency for its 30-month timeline and asked for the park and ride spots set aside for transit. They asked about the parking study used to determine the allocation and asked for palm trees to not be included in the design in the efforts of enabling a drought tolerant landscape. Contreras also advocated for 2 – 3-bedroom units to accommodate families.

Alan C. – Provided a verbal statement to the Board during the meeting. Alan stated that taxpayer money paid for affordable housing. Alan noted that the noise for both freight and trolley would be a nuisance for residents of the developments. Alan was also concerned about the lack of assigned spaces for units.

COMMITTEE COMMENTS

Chair Fletcher asked staff to clarify how parking determinations were assessed. Ms. Cooney explained that the rapid express busses that serve that corridor are not at full capacity. Spaces are allocated based on the assumption that rider levels will be restored.

Board Member Galvez asked if the office lease return would equal the maintenance of the site. Ms. Landers clarified the specific amounts to show the comparable expense. Board Member Galvez asked if the addition of 300 residents, in addition to office spaces and landscape would increase the maintenance of the area. Ms. Landers replied that the developer would be responsible for all maintenance to their facilities. The only responsibility for MTS would be the transit parking lot spaces - lighting and cleanliness - and estimated a similar cost to current expenses. Board Member Galvez stated that it seemed as though the project would have an additional cost, based on the new activity. Ms. Landers stated that the DDA was drafted in a way that the agency would not assume responsibility for additional costs. Ms. Cooney was hopeful that residents would use the transit system rather than personal vehicles.

Board Member Elo-Rivera asked how the communication lines with California Department of Housing & Community Development (HCD) were with MTS throughout the process. Ms. Landers referred to Tania Moshirian, Project Manager for Affirmed Housing. Board Member Elo-Rivera asked to make sure the agency was in good standing with AB1486. Ms. Landers confirmed the agency's compliance and listed the project's upcoming timeline. Board Member Elo-Rivera asked if the agency was in continuous communication with HCD throughout the process. Ms. Landers confirmed general program communication, HCD has stated that it would not review specifics within the project until the DDA was submitted. She explained communication with HCD with other projects. Board Member Elo-Rivera commended the easy transit access. He also asked about Affirmed plans for other mobility options to access education, food and other amenities. He asked about Affirmed's intentionality for such investments. Ms. Moshirian confirmed that residents could potentially receive time limited transit passes, as part of their residential amenities. Board Member Elo-Rivera asked about providing electric bikes for residents. Ms. Moshirian replied that a designated bicycle area would be built for both residents and transit riders. Board Member Elo-Rivera expressed gratitude for the

agency's commitment to affordability for the 2-3-bedroom units. He hoped the project could be an industry example for future developments.

Chair Fletcher replied that micro-mobility was crucial to connect to surrounding communities and invited any options.

Vice Chair Sotelo-Solis supported the incorporation of a flexible fleet to push private vehicle riders out of their car. She also asked staff about the legality to keep the project affordable in perpetuity. Ms. Landers explained the project financing process. If the agency were to incorporate the covenant for 99 years, that could impact their ability to attain financing. The hope is for the agency to continue affordability at the end of the term to maintain the covenant. Lenders and tax credit investors saw issues with affordability being locked to the 99-year term. If at some point the units were to be converted to market rate during the middle of the ground lease, the agency did not want to lock in the subsidized ground lease rental rate. The various funding sources do require affordability that is consistent with a standard 55-year term. Vice Chair Sotelo-Solis asked if there would be a re-opener at 55 years and when the conversation would be revisited. Ms. Lander explained that after the ground lease term, in order to keep the low rent rate, the affordable rent restriction would need to continue at the 55-year point=. If not, it would convert to a market rate formula. Vice Chair Sotelo-Solis asked about restroom availability for the public at the location. Ms. Landers replied that there are no designated public restrooms; however, there are residential and commercial spaces available. She acknowledged that the Board has discussed restroom availability. She clarified that the agency would strategize restroom sites at locations where there are various travel modes, which this site would not offer. Vice Chair Sotelo-Solis acknowledged the opportunity to incorporate a restroom into the site and asked staff about the potential for flexible fleets and mobility services. She asked Affirmed to incorporate restrooms into the design on a good faith effort.

Board Member Whitburn acknowledged that the contract was one piece in addressing unaffordability in San Diego. He commended the agency for their exemplary efforts.

Board Member Shu asked to continue to see such innovative housing developed along the system. He noted the number of one-unit bedrooms and asked staff why the ratio was so high. Ms. Moshirian replied that requirements dictate that at least 50% of the units are required to be 2 – 3 bedrooms for the current funding stack and the remainder are one-bedroom units in order to receive full project funding. He encouraged other state and federal funding sources to increase the site to hold more 2-3-bedroom units. He also asked about the 30% and 60% AMI and the ratio between the two. Ms. Moshirian replied that 30 units will be 30% AMI, the remaining units will be between 50, 55 and 60% AMI, in addition to the manager's unit. He also asked about the designated charging stations. She replied that the project was still moving through the design process and that the site was slated to have stations for MTS, residential and office spaces. He also asked if the design would incorporate solar panels. Ms. Moshirian confirmed that the site will be green point rated. He also asked about how many current residents use transit in developments. Ms. Landers replied that in the past, the agency has been concerned with transit parking co-located with resident parking and was presented with prior project information from other developers that showed there was no impact to rider designated spots. She stated that she had not received updates since then and was not aware of a study being conducted by other parties on this issue. Ms. Landers noted that in today's consent agenda, the Board approved a parking study and staff could rely on that data in the future. Board Member Shu also asked about mode share targets for transit-oriented development. Ms.

Landers replied that the agency has not adopted such goals but policy determinations behind the Board's changes to the TOD program in 2018 assumed that affordable housing residents were more likely to be transit dependent; the more units that the agency could receive, would increase the ridership. Board Member Shu found it disturbing that the agency would relinquish assets to change ridership, he was concerned that data would not be collected without a goal. He encouraged the Board to create ridership goals based off of transit-oriented development.

Board Member Campillo encouraged staff to implement restrooms at the Rancho Bernardo station. He asked about the unit count drop a 10% estimated occupancy would have to incur, he asked whether that was a commensurate increase in estimated occupancy. Ms. Landers replied that the estimated occupancy was 300, if the unit count fell, occupancy would need to remain at 300 or higher. The formula was accounting for mid-project unit changes. He asked staff to confirm that the agency expects a minimum of 307 tenants. He also asked about palm tree renderings and asked if that vegetation was existing or if it would be introduced to the landscape. Ms. Moshirian replied that the street frontage would be re-developed to city standard, and the proposed landscaping on the plans were only renderings.

Chair Fletcher commended MTS staff for transforming surplus land into housing units. He acknowledged the various jurisdictions benefit from housing near transit. He is eager to see the impact of transit system use after the developments are built.

Action Taken

Board Member Elo-Rivera moved to authorize the Chief Executive Officer to: 1) execute a Disposition and Development Agreement with Bernardo Family Housing L.P. for a Rancho Bernardo Station Transit Oriented Development Project (DDA); and 2) Take all actions necessary to fulfill MTS's obligations under the DDA, including, but not limited to, executing a Ground Lease and related regulatory agreements for each project phase. Chair Fletcher seconded the motion, and the vote was 14 to 0 in favor with Board Member Aguirre absent.

REPORT ITEMS:

45. 2022 Customer Satisfaction Survey Report (Mark Olson, MTS; and Judith McCourt, Redhill Group)

Stacie Bishop, MTS Manager of Marketing and Communications and Judith McCourt with Redhill Group presented on the 2022 customer satisfaction survey report. They outlined: methodology, respondents by zip code, demographics, customer profile, ethnicity, age, gender, system satisfaction, systemwide rider satisfaction, overall rider satisfaction by mode, service attributes satisfaction systemwide, customer service/facility attributes systemwide, cleanliness of buses and trolley, cleanliness of transit stops and stations, fare and PRONTO satisfaction, satisfaction with fare, PRONTO satisfaction, satisfaction with PRONTO attributes, safety satisfaction, safety onboard and stations, safety while riding busses or trolleys, safety at bus stop stations, satisfaction with safety by gender and age, visible security, visible security by gender, visible security by age, response time by lighting, response time and lighting by gender and age, courtesy of security team, courtesy of security team by ethnicity, behavior of other passengers, frequency of fare check, trolley fare check by ethnicity, fare check by ethnicity, trolley fare check by gender and age, Voice of the Customer and next steps.

Chair Fletcher stated the importance of incorporating rider feedback into decisions. Taking the time to capture data is a way to hold the agency accountable and inform the Board's thinking

and prioritize the direction of the agency. He acknowledged the positive feedback that the agency received. He commended MTS staff for the high rating and acknowledged areas of improvement.

Ms. Cooney reported on behalf of the Security & Passenger Safety Community Advisory Group (CAG). They asked that the agency conduct a more in-depth analysis of the security-related data with focus groups. Chair Fletcher took pride in the high satisfaction marks and the employees at MTS. He acknowledged improvements the agency could strive for.

PUBLIC COMMENT

Alan C. – Provided a verbal statement to the Board during the meeting. Alan commended MTS staff and acknowledged their personal concern with security. Alan expressed concern over potential MTS tax campaign initiative and encouraged the Board to exclusively use transit.

John Brady – Representing the MTS CAG made a verbal statement to the Board during the meeting. He recognized the impact of the data set and was impressed with the leadership of MTS and commended staff. He explained that the committee wished to read through the subjective comments that rendered the word cloud slide. He was eager for future transit campaigns that would address the survey results.

MEMBER COMMENTS

Board Member Salas encouraged the study to be a priority reassessment tool for the Board. She supported the analysis of the word cloud in order to understand passenger's responses to additional security. She encouraged the Board to strategize and create policy based around data.

Board Member Montgomery Steppe praised the agency for the high satisfactory marks. She stated that the data reflects the comments and issues previously talked about at various Board and committee meetings. She acknowledged that most people are concerned with security issues. She asked how comparable the data sets were between the customer satisfaction survey and the listening tour results. Ms. Bishop replied that they are two different data sets and methodologies. She predicted a report back of the listening tour results early next year with potential actionable items. The social equity listening tour could have some remaining funding to consider customer feedback; however, we would need to discuss with the Pueblo Planning staff. Board Member Montgomery Steppe supported the data focus group idea.

Board Member Shu commended the agency for the high customer satisfaction. He cautioned the agency from perceiving more security as weaponizing the department. He cited SB 1161 that would standardize data about harassment and hate crimes on public transit. He encouraged the agency to provide micro transit or on-demand transit. He asked staff to clarify if survey participants were existing transit users. Ms. McCourt confirmed. He asked that non-transit users be surveyed to see why they are not riding the system.

Board Member Galvez commended the agency for the satisfaction ratings. She acknowledged the security experience being different for younger women and gave an anecdotal story and hoped that additional data is collected with youth opportunity passes so the agency could assess how young women feel about transit.

Board Member Goble commented on reliability, safety and cleanliness. He was surprised by the cleanliness rating and discrepancy between each system and asked about the variances

between jurisdictions. Ms. Bishop clarified that the questions were broken up by stops, stations, bus and trolley riders and replied that bus stop maintenance varied by area. Ms. Cooney clarified that the question was asked jointly, about bus stops and stations, rather than one or the other. He was also surprised about fare check by ethnicity and noted passenger perception. Ms. Cooney added that staff does not profile fare checks by ethnicity; protocol is that inspectors board the train, check everyone and de-board the train. He continued to talk about ridership income levels and noted new riders will be needed. To gain more riders, the system would have to become more convenient.

Board Member Sandke expressed interest in comparability between MTS and airline system's passenger bill of rights. He noted the rider expectation and referenced MTS's weekly Safety and Security reports and asked if riders could lose the right to ride the system. Ms. Landers clarified that the agency does have an exclusion practice that is rarely deployed - only with significant safety or operational issues - since many folks are dependent on the system. He also stated the impact of the unsheltered population on the system. Ms. Cooney cautioned that the unhoused population is not the only concern and acknowledged a change in public perception. He clarified that he did not believe that general homeless population impacted the system but does recognize it as an issue.

Chair Fletcher recognized that this data should point the board to priorities and a desire to continue to do better.

Action Taken

No action taken. Informational item only.

46. Fiscal Year (FY) 2022 Annual Performance Monitoring Report (Denis Desmond, Neomi Woods)

The Board deferred the staff report for this item to the next meeting.

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 20, 2022 at 9am.

CLOSED SESSION (ITEMS TAKEN OUT OF ORDER):

25. Closed Session Items

The Board convened to Closed Session at 11:13 a.m.

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, Local 1309 (“ATU”)

Agency- Designated Representative: Jeffrey M. Stumbo, Chief Human Resources Officer (EEO Officer)

The Board reconvened to open session at 11:45 a.m.

Oral Report of Final Actions Taken in Closed Session

Karen Landers, General Counsel, reported the following:

The Board received a report and gave instructions to negotiators.

65. Adjournment

The meeting was adjourned at 11:46am.

/S/ Nathan Fletcher

Chairperson

San Diego Metropolitan Transit System

Filed by:

Approved as to form:

/S/ Dalia Gonzalez

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):	<u>September 15, 2022</u>	CALL TO ORDER (TIME):	<u>9:01am</u>
RECESS:	<u></u>	RECONVENE:	<u></u>
CLOSED SESSION:	<u>11:13am</u>	RECONVENE:	<u>11:45am</u>
PUBLIC HEARING:	<u></u>	RECONVENE:	<u></u>
ORDINANCES ADOPTED:	<u></u>	ADJOURN:	<u>11:46am</u>

REPRESENTING	BOARD MEMBER		(Alternate)		PRESENT (TIME ARRIVED)	ABSENT (TIME LEFT)
County of San Diego (MTS Chair)	FLETCHER	<input checked="" type="checkbox"/>	(Vargas)	<input type="checkbox"/>	9:01am	11:46am
City of National City (MTS Vice Chair)	SOTELO-SOLIS	<input checked="" type="checkbox"/>	(Bush)	<input type="checkbox"/>	9:05am	11:46am
City of Imperial Beach	AGUIRRE	<input type="checkbox"/>	(Leyba- Gonzalez)	<input type="checkbox"/>	ABSENT	ABSENT
City of San Diego	ELO-RIVERA	<input checked="" type="checkbox"/>	(LaCava)	<input type="checkbox"/>	9:01am	11:46am
City of Poway	FRANK	<input checked="" type="checkbox"/>	(Mullin)	<input type="checkbox"/>	9:01am	11:46am
City of Chula Vista	GALVEZ	<input checked="" type="checkbox"/>	(Cardenas)	<input type="checkbox"/>	9:01am	11:46am
City of Lemon Grove	GASTIL	<input checked="" type="checkbox"/>	(Mendoza)	<input type="checkbox"/>	9:01am	11:46am
City of San Diego	GLORIA	<input type="checkbox"/>	(Whitburn)	<input checked="" type="checkbox"/>	9:01am	11:46am
City of El Cajon	GOBLE	<input checked="" type="checkbox"/>	(Ortiz)	<input type="checkbox"/>	9:01am	11:46am
City of Santee	HALL	<input checked="" type="checkbox"/>	(McNelis)	<input type="checkbox"/>	9:01am	11:46am
City of San Diego	MONTGOMERY STEPPE	<input checked="" type="checkbox"/>	(Von Wilpert)	<input type="checkbox"/>	9:01am	11:46am
City of San Diego	MORENO	<input type="checkbox"/>	(Campillo)	<input checked="" type="checkbox"/>	9:01am	11:46am
City of Chula Vista (MTS Chair Pro Tem)	SALAS	<input checked="" type="checkbox"/>	(Cardenas)	<input type="checkbox"/>	9:04am	11:46am
City of Coronado	SANDKE	<input checked="" type="checkbox"/>	(Donovan)	<input type="checkbox"/>	9:01am	11:46am
City of La Mesa	SHU	<input checked="" type="checkbox"/>	(Arapostathis)	<input type="checkbox"/>	9:01am	11:46am

SIGNED BY THE CLERK OF THE BOARD:

/S/ Dalia Gonzalez