



## Agenda

### MEETING OF THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

November 10, 2022

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, [ClerkoftheBoard@sdmts.com](mailto:ClerkoftheBoard@sdmts.com) at least two working days prior to the meeting. Meeting webinar/teleconference instructions can be accessed under '[Meeting Link and Webinar Instructions](#).' 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 - September 15, 2022 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.



## CONSENT ITEMS

6. Authorization of Remote Teleconferenced Meetings Approve  
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. Janitorial Services (E Street Restroom, Fashion Valley Restroom & San Diego Metropolitan Transit System (MTS) Mills Building 8th, 9th & 10th Floor Appliances) – Contract Award Approve  
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2621.0-22 with Nova Commercial Co. Inc. (Nova), for the provision of janitorial services for the E Street Restroom (Group 1), Fashion Valley Restroom (Group 2), and MTS Mills Building 8th, 9th, and 10th Floor (Group 3) Appliances for six (6) years in the amount of \$200,064.00.
8. Roadway Worker Protection (RWP) Safety Training Services – Contract Award Approve  
Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. L1622.0-22 with Jacobs Engineering Group (“Jacobs”), for RWP Safety Training Services for five (5) years.
9. Background Investigation Services – Contract Award Approve  
Action would authorize the Chief Executive Officer (CEO) to: 1) Execute MTS Doc. No. G2646.0-22 with Kristy Investigative Services Inc. for Background Investigation Services for five (5) base years and five (5) 1-year options for a total cost of \$358,500.00; and 2) Exercise each option year at the CEO’s discretion.
10. Procurement Thresholds and Signature Authority Levels – Policy Revisions Approve  
Action would 1) Adopt the revisions to MTS Board Policy No. 52, “Procurement of Goods and Services”; 2) Authorize the Chief Executive Officer (CEO) to modify MTS Board Policy No. 52 Exhibit A relating to MTS’s Statutory and Regulatory Requirements; 3) Adopt the revisions to MTS Board Policy No. 41, “Signature Authority”; and 4) Adopt the revisions to MTS Board Policy No. 64, “Inventory Controls and Signature Authority Policy”
11. Board Policy No. 30, Investment Policy – Policy Revision Approve  
Action would approve and adopt the updated Board Policy No. 30, “Investment Policy.”

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| 12. | <u>Quarter Ending September 30, 2022 – Investment Report</u>  | Informational |
| 13. | <u>ACE Parking Lot Improvements – Work Order</u><br>Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC347-03 to MTS Doc. No. PWG347.0-22 with ABC General Contractor, Inc. (ABCGC) in the amount of \$140,183.26 for the upgrade of fencing, gates, lighting, striping, card reader, and cameras at the parking lot located at 1341 National Avenue, San Diego, CA (ACE Parking Lot).  | Approve       |
| 14. | <u>Adoption of 2022 Conflict of Interest Code – Amendment</u><br>Action would 1) Adopt Resolution No. 22-16 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).  | Approve       |
| 15. | <u>Adoption of the 2023 San Diego Metropolitan Transit System (MTS) Executive Committee and Board of Directors Meeting Schedule</u><br>Action would adopt the 2023 Executive Committee and Board of Directors meeting schedule.   | Approve       |
| 16. | <u>San Diego and Arizona Eastern (SD&amp;AE) Railway Company Quarterly Reports and Ratification of Actions Taken by the SD&amp;AE Board of Directors at Its Meeting on October 27, 2022</u><br>Action would 1) Receive the San Diego and Imperial Valley Railroad (SD&IV), Pacific Southwest Railway Museum Association (Museum), and Desert Line quarterly reports for information; and 2) Ratify actions taken by the SD&AE Board of Directors.   | Approve       |
| 17. | <u>Davra Networks Ruban Software Support and Licenses – Contract Amendment</u><br>Action would authorize the Chief Executive Officer (CEO) to execute Amendment No. 5 to MTS Doc. No. G2071.0-18, with Davra Networks, increasing the contract value in the amount of \$239,200.00, bringing the contract total to \$2,455,600.00.  | Approve       |
| 18. | <u>Fire Alarm Monitoring and Maintenance Services – Contract Amendment</u><br>Action would 1) Ratify the addition of Sapphire fire suppression system monitoring services at the UTC bus transit center to the Johnson Controls Fire Protection, LP (JCI) fire alarm monitoring services contract, MTS Doc. No. PWG329.0-21, at a cost of \$4,080.00, including option years; and 2) Authorize the Chief Executive Officer (CEO) to execute Amendment No. 1 to the JCI fire alarm monitoring services contract, MTS Doc. No. PWG329.0-21, to add five Mid-Coast locations to the fire alarm monitoring and maintenance services locations for the remaining duration of the contract, in the amount of \$350,976.40 including option years. | Approve       |

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| 19. | <u>Uninterruptible Power Supply (UPS) Maintenance and Battery Refresh – Contract Amendment</u><br>Action would authorize the Chief Executive Officer (CEO) to execute Amendment No. 5 to MTS Doc. No. G2009.0-17, with Schneider Electric Information Technology (IT) Corporation (Schneider Electric), increasing the contract value in the amount of \$386,612.35, bringing the contract total to \$1,418,263.76. | Approve |
| 20. | <u>Gas Service Provider – Contract Award</u><br>Action would authorize the Chief Executive Officer (CEO) to: 1) Execute MTS Doc. G2627.0-22 with Clean Energy Renewable Fuels, LLC for Gas Service Provider (GSP) services for a six (6) year base period with one (1) 4-year option period; and 2) Exercise the option years at the CEO's discretion.  | Approve |
| 21. | <u>E Street Transit Station - City of Chula Vista And Mts Joint Transit-Oriented Development (TOD)</u><br>Action would authorize the Chief Executive Officer to execute a three-party Exclusive Negotiation Agreement with the City of Chula Vista (City) and Bayview Point, LLC (Developer) for an E Street Transit-Oriented Development Project (ENA).  | Approve |

CLOSED SESSION

24. None.

NOTICED PUBLIC HEARINGS

25. None.

DISCUSSION ITEMS

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| 30. | <u>Fiscal Year 2022 Annual Comprehensive Financial Report (ACFR) (Erin Dunn And Larry Marinesi; Ken Pun and Coley Delaney of the Pun Group)</u>  | Informational |
| 31. | <u>Fiscal Year (FY) 2022 Final Budget Comparison (Gordon Meyer)</u><br>Action would approve the programming of excess revenues less expenses as follows: 1) Allocate \$3,067,000 to the Capital Improvement Program (CIP) to fund the Clean Transit Advancement Campus (CTAC) project; and 2) Allocate \$2,444,000 to contingency reserve to achieve the 12.5% Board-recommended target for FY 2023. | Approve       |

REPORT ITEMS

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| 45. | <u>2022 Special Events Update (Brent Boyd)</u>  | Informational |
| 46. | <u>PRONTO Roadmap Update (Israel Maldonado)</u> | Informational |

OTHER ITEMS

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| 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><br>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> December 8, 2022 at 9:00 a.m.   |               |
| 65. | <u>Adjournment</u>  |               |