



Board of Directors Agenda

March 16, 2023 at 9:00 a.m.

In-Person Participation: James R. Mills Building, 1255 Imperial Avenue, 10th Floor Board Room, San Diego CA 92101

Teleconference Participation: (669) 444-9171; Webinar ID: 982 8803 2362, <https://zoom.us/j/98288032362>

NO.	ITEM SUBJECT AND DESCRIPTION	ACTION
1.	Roll Call	
2.	Public Comments This item is 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		
3.	Approval of Minutes Action would approve the February 16, 2023 Board of Director meeting minutes.	Approve
4.	Imperial Avenue Division (IAD) Chassis Wash Cover – Work Order Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC324-19 under Job Order Contract (JOC) MTS Doc. No. PWG324.0-21 with ABC General Contracting, Inc. (ABCGC) in the amount of \$448,798.80 to construct a cover over the bus chassis wash area at IAD.	Approve
5.	Property Insurance Renewal Action would authorize the Chief Executive Officer (CEO) to renew the property insurance coverage for the San Diego Metropolitan Transit System (MTS), San Diego Transit Corporation (SDTC), and San Diego Trolley, Inc. (SDTI) with the Public Risk Innovation, Solutions, and Management (PRISM) Property Insurance Program, effective March 31, 2023 through March 31, 2024, with various coverage deductibles of \$50,000 (real property, personal property and business interruption), \$100,000 (bus fleet), \$250,000 (light rail fleet) and \$3,000,000 sublimit each occurrence subject to a \$500,000 deductible for unscheduled infrastructure.	Approve



- 6. Microsoft 365 Implementation Consultant – Contract Award** Approve

Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2689.0-23 with AdaptivEdge LLC, in the amount of \$332,380.00 for the provision of Microsoft (MS) 365 implementation consulting services.
- 7. Battery Electric Bus (BEB) Charge Management Software System – Contract Award** Approve

Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. B0751.0-23 with BP Pulse Fleet North America Inc., (“BP Pulse”) for \$1,505,322.73 for charge management software system, for five (5) base years, and two (2) option years exercisable at MTS’s sole discretion, for a total of seven (7) years.
- 8. SAP Punchout Catalog for Office Supplies – Piggyback Contract** Approve

Action would authorize the Chief Executive Officer (CEO) to execute MTS Doc. No. G2713.0-23 with ODP Business Solutions, Inc. (ODP) for a base period of April 1, 2023 through December 31, 2024 and three (3) option years for SAP punchout catalog for office supply purchases for a total contract amount of \$600,000.
- 9. 115 Re Head Hardened Steel Rail – Contract Award** Approve

Action would authorize the Chief Executive Officer (CEO) to: 1) Execute MTS Doc. No. L1628.0-23 with A&K Railroad Materials, Inc. (A&K), for the provision of 212 tons of 115 RE Head Hardened Steel Rail at a cost of \$506,929.57 plus an option for the purchase of an additional 106 tons of 115 RE Head Hardened Steel Rail in 2024/2025 at a cost of \$285,890.42, for an overall estimated contract total of \$792,820.00; and 2) Exercise the option purchase at the CEO’s discretion.
- 10. Blue Line Right-Of-Way Fencing Repairs – Work Order Agreement** Approve

Action would authorize the Chief Executive Officer (CEO) to execute Work Order MTSJOC347-09 under Job Order Contract (JOC) to MTS Doc. No. PWG347.0-22, with ABC General Contractor, Inc. (ABCGC), in the amount of \$301,035.56 for the removal and replacement of chain link fence sections along the Blue Line right-of-way.
- 11. Blue Line Right of Way Retaining Wall – Work Order** Approve

Action would authorize the Chief Executive Officer (CEO) to execute Work Order No. MTSJOC348-01, under MTS Doc. No. PWG480.0-22, with Veterans Engineering Services, Inc. (Veterans), in the amount of \$1,241,292.37 for the installation of 550 linear feet of a new sheet pile retaining wall near Switch 85 along the Blue Line right-of-way.

PUBLIC HEARING

- 12. Iris Rapid Public Hearing (Denis Desmond)** Approve
- Action would 1) Receive public testimony; and 2) Approve the implementation of the Iris Rapid as a permanent route, waiving the Policy 42 twelve-month trial; and the replacement of Route 950.

DISCUSSION AND REPORT ITEMS

- 13. Fiscal Year (FY) 2023 Operating Budget Mid-Year Amendment (Mike Thompson)** Approve
- Action would: 1) Enact Resolution No. 23-02 amending the FY 2023 operating budget for MTS, San Diego Transit Corporation (SDTC), San Diego Trolley, Inc. (SDTI), MTS Contract Services, and the Coronado Ferry; and 2) Direct staff to accelerate the draws of Federal Stimulus funding and create an Operating Deficit Reserve with this excess funding for use in future fiscal years.
- 14. Fiscal Year (FY) 2024 Operating Budget (Mike Thompson)** Informational
- 15. Fiscal Year (FY) 2023 Mid-Year Performance Monitoring Report (Denis Desmond, Neomi Woods)** Informational
- 16. PRONTO Fare System Update (Emily Outlaw, Israel Maldonado, Kristine Villa)** Informational

OTHER ITEMS

 Informational

- 17. Chair's Report** Informational
- 18. Chief Executive Officer's Report** Informational
- 19. Board Member Communications** Informational
- 20. Additional Public Comments Not on The Agenda**
- If the limit of 5 speakers is exceeded under No. 3 (Public Comments) on this agenda, additional speakers will be taken at this time. Subjects of previous hearings or agenda items may not again be addressed under Public Comments.

CLOSED SESSION

- 21. Closed Session – Conference with Legal Counsel – Existing Litigation Pursuant to California Government Code Section 54956.9(d)(1)** Potential Action
- Christine Hall v San Diego Metropolitan Transit System et al.
San Diego Superior Court Case No. 37-2018-00040358-CU-PA-CTL

- 22. Closed Session – Conference with Real Property Negotiators Pursuant to California Government Code Section 54956.8** Potential Action
5801 and 5805 Fairmount Ave, San Diego, CA (APNs 461-320-20 and 461-320-21)
Agency Negotiators: Sharon Cooney, Chief Executive Officer; Karen Landers, General Counsel; Heather Furey, Director of Capital Projects; Sean Myott, Manager of Real Estate Assets;
Negotiating Parties: Four D Properties, Inc.
Under Negotiation: Price and Terms of Payment
- 23. Closed Session – Conference with Real Property Negotiators Pursuant to California Government Code Section 54956.8** Potential Action
Agency Negotiators: Sharon Cooney, Chief Executive Officer; Karen Landers, General Counsel; Heather Furey, Director of Capital Projects; Sean Myott, Manager of Real Estate Assets; Chip Willett, Bender Rosenthal Inc.
Negotiating Parties: 2525 Ramona, LLC., or related assignee; Adel Somo and/or Assignee(s); Brian Garmo, and/or assignee; CEG Capital Partners, or Assignee; Chris Salem; Mishil Yousif, Sami Younan, Sami Harmis and/or Assignees; Raad Attisha and Amad Attisha, or assignee; Sage Investco Deux, LLC and/or assigns; Sam Hanna/AY Hanna and or assignee
Under Negotiation: Price and Terms of Payment

ADJOURNMENT

- 24. Next Meeting Date**
The next Board of Director's meeting is scheduled for April 20, 2023 at 9:00am.
- 25. Adjournment**