

EXECUTIVE COMMITTEE MEETING FOR THE  
METROPOLITAN TRANSIT SYSTEM (MTS),  
SAN DIEGO TRANSIT CORPORATION (SDTC),  
AND SAN DIEGO TROLLEY, INC. (SDTI)

MINUTES

March 4, 2010

MTS  
1255 Imperial Avenue, Suite 1000, San Diego

A. ROLL CALL

Chairman Mathis called the meeting to order at 9:24 a.m. A roll call sheet listing Executive Committee member attendance is attached.

B. APPROVAL OF MINUTES

Mr. Selby moved for approval of the minutes of the January 14, 2010, Executive Committee meeting. Ms. Lightner seconded the motion, and the vote was 5 to 0 in favor.

C. COMMITTEE DISCUSSION ITEMS

3. MTS - Report on Blue and Orange Line Construction Activities (Taken out of order)

John Haggerty, Principle Engineer at SANDAG, stated that he is the Program Manager for the Blue Line rehabilitation program and will be discussing the design elements of the project. He stated that Wayne Terry will be discussing the vehicle procurement and the impact of construction on the operation and will give an update on public relations and outreach. He added that Angel Morales is the Program Construction Manager who is in charge of managing the construction throughout the project on the Orange, Blue, and Green Lines. He also introduced Jim Neal, Parsons Brinkerhoff Program Manager, who will be managing the schedule, quality, and budgeting for the project.

Mr. Haggerty gave a PowerPoint presentation on the Blue and Orange Line corridor program. He stated that the program has two objectives, to create a low-floor operation on the entire system and to return the Blue Line to a state of good repair. He reviewed a map that showed all of the elements that are involved in the project and described the status of the contract to procure 57 light rail vehicles.

Mr. Haggerty reviewed the proposed extension of the Green Line to the Bayside platform, adding that there are 9 stations that need to go from a 6-inch to 8-inch platform height. He stated that the Orange Line will be coming from the east and will terminate at Santa Fe Depot. He added that the Blue Line will be running from San Ysidro through downtown and will terminate at America Plaza. He stated that there are 4 stations to modify downtown, 9 on the Orange Line, and 12 on the Blue Line. Mr. Terry added that these modifications to the operating plan will save \$75,000 a year in operations.

Mr. Haggerty stated the bulk of the work is on the Blue Line from 12<sup>th</sup> & Imperial to San Ysidro. He described the work that will be done on the contact wire, fiber-optic improvement, crossovers and signaling, platforms, transit center improvements, grade crossing improvements, replacement of rail, retaining walls, and improvements to yard capacity.

Mr. Haggerty reviewed the budget, program organization chart, program design, and construction schedule. He described the design challenges at the stations downtown and on the Green Line, and the development of the designs to resolve the issues. Mr. Jablonski added that an aesthetic approach is being taken for the design of the stations and other options for shelters are being reviewed.

Mr. Terry gave an update on the status of the procurement of the low-floor vehicles and described how issues with interior LED lighting, automatic passenger counters, and closed-circuit television (CCTV) cameras are being resolved. He stated that production phase will commence in September 2010, and the delivery schedule will commence September 2011 through May 2013.

Mr. Haggerty reviewed next steps and described the condition of the poles on the south line. He added that a number of the poles are cracked, and criteria are being established to determine which poles need to be repaired, replaced, or watched. He added that there is capacity in the poles at present to put up the new contact wire and fiber optics, and the poles could be replaced side by side with a new steel pole at a later date. He stated that he does not know the budget implication.

Mr. Terry reviewed the plan for contact wire replacement on the Blue Line. He stated that construction is scheduled to commence in late June 2010 and will begin at the south end of the line. He described how operations would commence with shuttle bus service during the time that a section of track is out of service. He stated that there will be public outreach to alert riders about service delays and bus augmentation.

#### Action Taken

Mr. Rindone moved to receive the report and to give kudos to staff for their attention to detail in putting this plan together. Mr. Selby seconded the motion, and the vote was 5 to 0 in favor.

#### 1. MTS: First Transit, Inc. ADA Paratransit Services

Claire Spielberg introduced Jim Byrne, Director of Transportation, who gave a PowerPoint presentation on the paratransit contract award. Mr. Byrne stated that paratransit services are provided to individuals who are not able to use the fixed-bus route system. He stated that the services are provided in full compliance with the Americans with Disabilities Act and provide nearly 350,000 passenger trips annually. He stated the service is provided by 120 MTS-owned paratransit vehicles operated by First Transit, which is a contracted provider based in El Cajon.

Mr. Byrne stated that MTS issued a Request for Best and Final Offers from the two finalist firms, and it was determined by the evaluation panel that First Transit was the best choice. He reviewed staff's recommendation to forward a recommendation to the Board to award a contract to First Transit based on its management team and video recording devices, automatic vehicle locators, and mobile data terminals. The contract would include \$106,007,025 for the provision of paratransit services for a base period of five years with two 2-year option periods. MTS's FY 11 cost would increase less than 1% from \$59.52 to \$59.58 per revenue hour.

Mr. Jablonski gave recognition to Mr. Byrne for his experienced input on this procurement and RFP. He stated that this is an example of a multifaceted procurement team at MTS, including operations, maintenance, and finance staffs, which has produced a cost-effective contract.

#### Action Taken

Mr. Selby moved to forward staff's recommendation to the Board to approve awarding a contract to First Transit. Mr. Rindone seconded the motion, and the vote was 5 to 0 in favor.

## 2. MTS: Consultant Services for Naming Rights - Contract Award

Rob Schupp, Director of Marketing, gave a PowerPoint presentation on the naming rights contract award. He stated that an RFP was issued last year for a consultant to evaluate MTS assets, conduct market research to identify potential sponsors, develop a database and valuation of assets, develop a marketing strategy, and implement strategy and secure sponsorships.

Mr. Schupp stated that two qualified responses to the RP were received by The Superlative Group and Creative Intellects. He added that The Superlative Group was by far the leader in expertise and also submitted a superior work plan. He described The Superlative Group team, consultants, and experience. He reviewed the work plan and Phases I and II.

Mr. Schupp described two options that covered payments for asset valuation, retainer, commission, other sponsors, travel, duration, and North County Transit District (NCTD) inclusion. Members discussed the two options and recommended Option A (as described in the following table).

Option A

|                 |  |
|-----------------|--|
| Asset Valuation | \$125,000 made in three payments. Deducted from future commissions   |
| Retainer        | \$7,500 per month + travel   |
| Commission      | <ul style="list-style-type: none"> <li>● 12% over term if less than 3 years</li> <li>● if more than 3 years, MTS chooses either 6% if paid in first 3 years or 12% if paid over duration of agreement</li> </ul> |
| Other Sponsors  | Same as above  |
| Travel          | Reimbursed at cost according to MTS guidelines   |
| Duration        | 2 years with two 1-year options  |
| NCTD Inclusion  |  |

Mr. Jablonski stated that the expanded presentation to the Board will include examples that will clarify the points that have been raised by Board members.

Action Taken

Mr. Rindone moved to recommend and forward Option A to the Board. Mr. Selby seconded the motion, and the vote was 5 to 0 in favor.

D. REVIEW OF DRAFT MARCH 11, 2010, BOARD AGENDA

Recommended Consent Items

6. MTS: Increased Authorization for Legal Services - Best Best & Krieger LLP  
Action would authorize the CEO to execute MTS Doc. No. G1274.1-09 with Best Best & Krieger, LLP (BBK) for legal services and ratify the prior contract entered into under the CEO's authority.
7. MTS: FY 2010/11 Community-Based Transportation Planning Grant  
Action would approve Resolution No. 10-2 authorizing the CEO to enter into a contract with the California Department of Transportation (Caltrans) for the use of a community-based transportation planning grant (if awarded).
8. MTS: Investment Report - January 2010  
Action would receive a report for information.
9. MTS: Fixed Assets Internal Audit Report  
Action would receive an internal audit report on fixed assets.
10. MTS: Trolley Automatic Passenger Counters - Contract Award  
Action would authorize the CEO to execute MTS Doc. No. L0912.0-10 with Init Innovations in Transportation (Init) for the purchase of automatic passenger counters (APCs) for the trolley fleet, including 53 base vehicles, 26 optional vehicles, and all required hardware, software, and services in an amount not to exceed the project balance of \$1.5 million to include the base contract (\$1,211,581) plus optional equipment in the amount of up to \$288,419.

11. MTS: Support for SANDAG Application for Proposition 1A Funds Assigned to MTS  
Action would approve Resolution No. 10-6 stating the commitment of San Diego Trolley, Inc.'s (SDTI's) share of California State Proposition 1A (2008) revenue for use on the Blue Line Rehabilitation Project and in support of the San Diego Association of Governments' (SANDAG's) application for funding.

E. REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA (Taken out of order)

Sharon Cooney stated that there are a couple of items on the Transportation Committee Agenda related to the Smart Growth Incentive Plan that extend the deadlines for a couple of the projects and to cover shortfalls in funding. She pointed out that the local transit fee proposal is going to the senate under special session, and state law will allow for that to go into effect in 90 days or an urgency provision with a two-thirds vote could go into effect immediately. She added that this will go to the senate and the assembly shortly thereafter. This bill this could mean a one-time appropriation of \$400 million for STA quarterly through July 2011, and MTS's share would be approximately \$18 million. She stated that in FY 2012 and FY 2013, MTS's share of STA, based on diesel sales tax, will be \$16 million; however, she cautioned that this funding is not guaranteed.

F. COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS

None.

C. COMMITTEE DISCUSSION ITEMS (continued)

4. CLOSED SESSION (Taken out of order)

MTS: Conference with Real Property Negotiators Pursuant to California Government Code Section 54956.8; Properties: 7490 and 7550 Copley Park Place, San Diego, California (Assessor Parcel Nos. 356-410-08, 356-410-09); Agency Negotiators: Tiffany Lorenzen, General Counsel; Tim Allison, Manager Of Real Estate Assets; Negotiating Parties: (RV Investment CC, LLC, RV Investment CA, LLC II); Under Negotiation: Price and Terms of Payment.

Oral Report of Final Actions Taken in Closed Session

Tiffany Lorenzen, MTS General Counsel, reported the following:

The Executive Committee received a report and gave direction to the agency negotiators.

G. PUBLIC COMMENTS

None.

H. NEXT MEETING DATE: March 18, 2010

I. ADJOURNMENT

Chairman Mathis adjourned the meeting at 11:15 a.m.

A handwritten signature in black ink, appearing to read "Ray Mathis", is written over a horizontal line.

Chairman

VRogers/  
MINUTES - Executive Committee 3-4-10.doc

Attachment: Roll Call Sheet

**EXECUTIVE COMMITTEE  
METROPOLITAN TRANSIT SYSTEM**

ROLL CALL

MEETING OF (DATE) March 4, 2010

CALL TO ORDER (TIME)      a.m.

RECESS None

RECONVENE     

CLOSED SESSION 10:50 a.m.

RECONVENE 11:14 a.m.

ADJOURN 11:15 a.m.

| BOARD MEMBER<br>(Alternate)   | PRESENT<br>(TIME ARRIVED) | ABSENT<br>(TIME LEFT) |
|---|---------------------------|-----------------------|
| LIGHTNER <input checked="" type="checkbox"/> (Young) <input type="checkbox"/>           |                           |                       |
| MATHIS <input checked="" type="checkbox"/>  |                           |                       |
| Imperial Beach Rotated to Chula Vista   |                           |                       |
| RINDONE (VC) <input checked="" type="checkbox"/> (Young - CPT) <input type="checkbox"/> |                           |                       |
| ROBERTS <input checked="" type="checkbox"/> (Cox) <input type="checkbox"/>              |                           |                       |
| SELBY <input checked="" type="checkbox"/> (Ryan) <input type="checkbox"/>               |                           |                       |
| Transportation Committee Rep Slot (Mathis)  |                           |                       |

SIGNED BY OFFICE OF THE CLERK OF THE BOARD

Vicki Rogers

CONFIRMED BY OFFICE OF THE GENERAL COUNSEL:

[Signature]