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## Agenda

Joint Meeting of the Board of Directors for  
Metropolitan Transit System,  
San Diego Transit Corporation, and  
San Diego Trolley, Inc.

January 18, 2007

9:00 a.m.

James R. Mills Building  
Board Meeting Room, 10th Floor  
1255 Imperial Avenue, San Diego

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### ACTION RECOMMENDED

1. Roll Call
2. Approval of Minutes - December 14, 2006
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.

Approve



Metropolitan Transit System (MTS) is a California public agency and is comprised of San Diego Transit Corporation and San Diego Trolley, Inc. nonprofit public benefit corporations, in cooperation with Chula Vista Transit and National City Transit. MTS is the taxicab administrator for eight cities and the owner of the San Diego and Arizona Eastern Railway Company. MTS member agencies include: City of Chula Vista, City of Coronado, City of El Cajon, City of Imperial Beach, City of La Mesa, City of Lemon Grove, City of National City, City of Poway, City of San Diego, City of Santee, and the County of San Diego.

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| 4. | <u>MTS: Election of Vice Chair and Chair Pro Tem and Appointments to Committees for 2007</u><br>Action would: (1) elect a Vice Chair and a Chair Pro Tem for 2007; and (2) consider the nominating slate proposed by the Ad Hoc Nominating Committee for the appointment of representatives to the MTS Committees as listed on the attachment to the agenda item and vote to appoint representatives to those committees. | Nominate |
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CONSENT ITEMS

- |     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |         |
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| 6.  | <u>MTS: Investment Report</u><br>Action would receive an investment report through November 2006.                                                                                                                                                                                                                                                                                                                                                                  | Receive |
| 7.  | <u>MTS: An Ordinance Amending Ordinance No. 13, An Ordinance Regarding Prohibited Conduct Onboard Transit Vehicles and Prohibited Actions on or about a Transit Facility or a Bus Stop</u><br>Action would adopt the ordinance attached to the agenda item entitled "An Ordinance Regarding Prohibited Conduct Onboard Transit Vehicles and Prohibited Actions on or About a Transit Facility or a Bus Stop" and direct publication of an ordinance summary.       | Approve |
| 8.  | <u>MTS: LRV Traction Motors Repair and Rehabilitation Services Agreement - Work Orders</u><br>Action would: (1) accept the assignment of the LRV Traction Motors Repair and Rehabilitation Services Agreement from the San Diego Association of Governments (SANDAG); and (2) authorize the CEO to issue Work Order Nos. 07-01 and 07-02 to Siemens Energy and Automation for rehabilitation of 30 U2 traction motors and for U2 traction motor repairs as needed. | Approve |
| 9.  | <u>MTS: Escrow Agreement</u><br>Action would approve an Escrow Agreement with the Bank of New York Trust Company, N.A. as Trustee.                                                                                                                                                                                                                                                                                                                                 | Approve |
| 10. | <u>SDTI: Uniform Service Contract Award</u><br>Action would authorize the SDTI President to execute a five-year contract (SDTI Doc. No. C.O.065.0-07) with Prudential Overall Supply for uniform services for SDTI.                                                                                                                                                                                                                                                | Approve |
| 11. | <u>MTS: Policies and Procedures No. 18 (Joint Use and Development of Property)</u><br>Action would approve changes to Policy No. 18 as recommended by the Executive Committee.                                                                                                                                                                                                                                                                                     | Approve |

12. MTS: Emergency Work Authorization Under Policy No. 52.4(c) and MTS/SANDAG MOU Approval Approve
- Action would: (1) find that immediate remedial measures are required at the West Park Avenue and L Street grade crossing to comply with Federal Railroad Administration (FRA) Rule Nos. 213.127 and 213.113(7) to replace deteriorated rail and ties to ensure that the system is available to serve the transportation needs of the general public, and that the procurement of construction services in compliance with MTS Policy No. 52.2 is inadequate due to the urgency of the rehabilitation work; and (2) authorize the CEO to execute an MOU with SANDAG to reimburse SANDAG for West Park Avenue and L Street rehabilitation work to be done under a contract change order to the Broadway Rail Replacement Project (CIP 11061).

#### CLOSED SESSION

24. a. MTS: CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Pursuant to of California Government Code  
Section 54956.9(a): Stella Reed v. MTS, Et Al. (Claim No. Unassigned)
- b. MTS: CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Pursuant to California Government Code Section 54956.9(a):  
Wooten v. San Diego Trolley, Inc., Et Al. (Superior Court Case No. GIC 853080)

#### Oral Report of Final Actions Taken in Closed Session

#### NOTICED PUBLIC HEARINGS

25. None.

#### DISCUSSION ITEMS

30. MTS: Fiscal Year 2008 Capital Improvement Program Approve
- Action would: (1) approve the fiscal year 2008 Capital Improvement Program (CIP) with the estimated federal and nonfederal funding levels. As the federal appropriation figures are finalized and/or other project funding sources become available, allow the CEO to identify and adjust projects for the adjusted funding levels; (2) recommend that the SANDAG Board of Directors approve the submittal of federal Sections 5307 and 5309 applications for the MTS fiscal year 2008 CIP after the federal appropriations are finalized; and (3) recommend that the SANDAG Board of Directors approve the amendment of the Regional Transportation Improvement Program (RTIP) in accordance with the fiscal year 2008 CIP recommendations.

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| 31. | <u>MTS: FY 2006 Comprehensive Annual Financial Report (CAFR) and Final Budget Comparison</u><br>Action would: (1) receive the FY 2006 CAFR; and (2) approve applying the FY 2006 positive variance to the MTS Contingency Reserve.                                                                                                   | Approve |
| 32. | <u>MTS: Memorandum of Understanding between MTS and the City of Chula Vista Regarding Consolidation of Bus Operations</u><br>Action would receive a report and authorize the CEO to execute a Memorandum of Understanding with the City of Chula Vista and MTS Regarding Provision of Public Transportation Services.                | Approve |
| 33. | <u>MTS: Contract Award for MTS Legal Services</u><br>Action would authorize the CEO or appropriate staff persons to execute contracts on an as-needed basis to attorneys and firms from the prequalified list (attached to the agenda item) for MTS and its subsidiaries contingent upon successful negotiations with each law firm. | Approve |

#### REPORT ITEMS

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| 45. | <u>MTS: C Street Master Plan Update Regarding Station Configuration</u><br>Action would receive an update regarding the Centre City Development Corporation's (CCDC's) C Street Master Plan.                                            | Receive         |
| 46. | <u>MTS: I-805/SR 52 Bus Shoulder Lanes Project Update</u><br>Action would receive a report for information.                                                                                                                             | Receive         |
| 47. | <u>MTS: First Quarter 2007 Performance Indicators</u><br>Action would receive a report for information.                                                                                                                                 | Receive         |
| 48. | <u>MTS: Year-to-Date Operations Budget Status Report through November 2006</u><br>Action would receive a report for information.                                                                                                        | Receive         |
| 49. | <u>MTS: Leon Williams Station Dedication Working Group Report</u><br>Action would receive a report on the efforts to date in regard to dedicating the San Diego State University (SDSU) Station to former Board Chairman Leon Williams. | Receive         |
| 60. | <u>Chairman's Report</u>                                                                                                                                                                                                                | Possible Action |
| 61. | <u>Chief Executive Officer's Report</u>                                                                                                                                                                                                 | Information     |
| 62. | <u>Board Member Communications</u>                                                                                                                                                                                                      |                 |

63. Additional Public Comments Not on the Agenda Possible Action  
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. Next Meeting Date: February 15, 2007 **(Finance Workshop at 8:00 a.m.)**
65. Adjournment