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Agenda

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

September 27, 2007

9:00 a.m.

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

This information will be made available in alternative formats upon request. To request an agenda in an alternative format, please call the Clerk of the Board at least five working days prior to the meeting to ensure availability. Assistive Listening Devices (ADLs) are available from the Clerk of the Board/Assistant Clerk of the Board prior to the meeting and are to be returned at the end of the meeting.

ACTION RECOMMENDED

1. Roll Call
2. Approval of Minutes - September 13, 2007
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

Please turn off cell phones and pagers
during the meeting



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.

CONSENT ITEMS

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| 6. | <u>MTS: Contract Assignments for On-Call Engineering and Construction Services</u>
Action would authorize the CEO to execute assignments of contracts from the San Diego Association of Governments (SANDAG) for on-call construction and engineering services with Bureau Veritas/Berryman and Henigar, PGH Wong, Kimley-Horn and Associates, and LAN Engineering. | Approve |
| 7. | <u>MTS: Budget Transfer and Construction Management Contract Amendment for Mission Valley East</u>
Action would authorize the CEO to: (1) transfer funds from the Mission Valley East Light Rail Transit (MVE LRT) Project Right-of-Way line item (10426-0900) into the Construction Management line item; and (2) execute Contract Amendment No. 47 to MTS Doc. No. L6343.0-01) with Washington Group International, Inc. for construction management services on the MVE LRT Project and the extension of those services through June 30, 2008. | Approve |
| 8. | <u>MTS: State Transit Assistance (STA) Claims</u>
Action would adopt Resolution No. 07-12 approving Fiscal Year 2008 State Transit Assistance claims. | Adopt |
| 9. | <u>MTS: SANDAG Memorandums of Understanding and Budget Transfers</u>
Action would: (1) authorize the CEO to execute a Memorandum of Understanding (MOU) with the San Diego Association of Governments (SANDAG) to fund a change order to construct a steam rack at the East County Bus Maintenance Facility (ECBMF); (2) authorize the CEO to execute an MOU with SANDAG to fund a change order to install fire system upgrades at the Imperial Avenue Division (IAD) bus facility; and (3) forward a request to the SANDAG Board of Directors to approve the transfer of funds from the SANDAG Compressed Natural Gas (CNG) Fuel Stations Project to the SANDAG East County Maintenance CNG Station Project. | Approve |
| 10. | <u>MTS: Federal Transit Administration 5311 Program of Projects</u>
Action would approve Resolution No. 07-13 authorizing the use of FTA Section 5311 funds for operating assistance in nonurbanized areas. | Approve |

CLOSED SESSION

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| 24. | a. MTS: CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Pursuant to California Government Code section 54956.9(a) <u>MTDB v. RV Communities</u> , California Supreme Court Case No. S133786 | Possible Action |
| | b. MTS: CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Pursuant to California Government Code section 54956.9(a): <u>Balfour Beatty/Ortiz v. MTS</u> , Superior Court Case No. GIC 868963 | Possible Action |

- c. MTS: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Pursuant To California Government Code Section 54956.9(a): Harry Eustace, Fed Ex, Nadia Hanna and Hisham Razzoki Hanna v. SDTC (TS18890)

Possible Action

Oral Report of Final Actions Taken in Closed Session

NOTICED PUBLIC HEARINGS

25. MTS: Public Hearing on FY 2008 Budget-Related Service Changes
Action would: (1) conduct a public hearing on the recommended budget-related service changes for FY 2008; and (2) approve the changes for implementation in January 2008.

Approve

DISCUSSION ITEMS

None.

REPORT ITEMS

45. MTS Bus: FY 07 Year-End Report
Action would receive a report for information.
46. MTS: Preliminary Operations Budget for FY 2007
Action would receive a report on the preliminary operations budget for FY 07.
47. SDTI: FY 07 Year-End Rail Operations Report
Action would receive a report for information.
60. Chairman's Report
61. Audit Oversight Committee Chairman's Report
62. Chief Executive Officer's Report
63. Board Member Communications
64. 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. 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.
65. Next Meeting Date: October 18, 2007
66. Adjournment

Receive

Receive

Receive

Information

Information

Information