

SAN DIEGO METROPOLITAN TRANSIT SYSTEM BOARD OF DIRECTORS

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

June 2, 2005

MINUTES

A. ROLL CALL

Vice Chair Rindone called the meeting to order at 9:05 a.m. Committee members present: Bob Emery, Jerry Rindone, and Ron Roberts. Ex Officio member present: Shirley Kaltenborn.

B. APPROVAL OF MINUTES

Mr. Emery moved approval of the minutes of the May 19, 2005, Executive Committee meeting. Mr. Roberts seconded the motion, and the vote was 3 to 0 in favor.

C. COMMITTEE DISCUSSION ITEMS

1. MTS: Mission Valley East (MVE) Light Rail Transit (LRT) Project – Update on the Status of Start-Up Activities (CIP 10426.15)

Mr. Wayne Terry, SDTI Vice President of Operations, reviewed the status of start-up activities related to the opening of MVE. He reported that many start-up activities will be completed by the time the next status report is given. During the discussion about using Transit Ambassadors to help customers at the new stations along the new line, Mr. Rindone suggested they also be available to assist students at the SDSU station at the beginning of the fall semester.

Mr. Terry informed the Committee regarding a compatibility problem between the new S70 and the old SD100 trolley cars. He reported that an S70 car goes through a cleansing of its brake hydraulic system after it is stationary for a period of time, and, during this process, there is diminished braking capacity. He stated that when there is a mixed consist and the S70 is not the lead car, the operator cannot tell when this process is occurring. He stated that staff is currently working on resolving this problem. Mr. Terry also reported that the operator in an S70 car can troubleshoot problems using a panel located in the lead car. Mr. Jablonski, MTS Chief Executive Officer (CEO) pointed out that the SD100 car has only 1 on-board computer while the S70 has 11.

In response to a question from Mr. Rindone, Mr. Terry reported that the security office will be manned 24 hours a day/7 days a week. He also reported that the new intrusion alarm has been installed at the portal entrances in the SDSU station.

Action Taken

Mr. Emery moved to receive the report on the status of the start-up activities and related construction elements on the MVE line extension. Mr. Roberts seconded the motion, and the vote was 3 to 0 in favor.

2. MTS: Legal Opinion on Workforce Analysis Reports (LEG 420, PC 30100)

Ms. Tiffany Lorenzen, MTS General Counsel, reviewed the considerations on which she based her legal opinion on attaching Workforce Analysis Reports to agenda items. She reminded Committee members that this issue was raised by Clive Richard during Public Comment at a recent Executive Committee. She pointed out that these reports are available to the public upon written request consistent the California Public Records Act.

Mr. Roberts suggested the form be eliminated altogether. Ms. Lorenzen stated that contractors will still need to certify that they comply with MTS's EEO Program. In response to a question from Mr. Jablonski, Ms. Lorenzen stated that on the federal side, MTS must track its Disadvantaged Business Enterprise (DBE) program compliance. She stated that DBE reports are submitted to the Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) and, to her knowledge, MTS does not submit information on contractors. Mr. Prey stated that there are requirements that construction contractors submit Workforce Analysis Reports. Ms. Lorenzen stated that this was not her understanding, and she will double check that issue.

Action Taken

Mr. Rindone directed staff to (1) modify the form to include only information that is needed for certification that a contractor complies with MTS's EEO Program and make that form available to the public; (2) provide clarification on the issue of reporting requirements for construction contractors; and (3) bring the item back to the Executive Committee when feasible.

3. MTS: Platform Modifications Project Status Report (CIP 10426.15)

Mr. Bill Prey, SANDAG, reviewed the status of the Platform Modification Project by station. He also reviewed activities that are underway to speed up the completion of this project, which include adding workers and lengthening work hours/days. He stated that the shortage of materials, which has caused delays on this project, has been resolved. He stated that the contractors working on this project are starting to catch up, and staff is closely monitoring progress. He added that staff will take additional actions as necessary to meet the deadline for completion of this project. He stated that staff is most concerned about the Old Town, Mission Valley Center, and Qualcomm Stations. Mr. Prey then showed pictures of the various stations. Mr. Jablonski stated that the Qualcomm Station is the most important station and work must be completed as this station will be used for the opening ceremony, which dignitaries will be attending. Mr. Prey stated that the contractor has been made aware of the critical nature of this work, and staff continues to monitor progress at this station very closely. Mr. Jablonski requested that the next status report include more pictures of completed stations, especially the stations not part of the MVE extension. He stated that Board members will see the new stations on

the MVE extension as tours are conducted but will not have the same opportunity to view the existing stations that are in the process of being modified.

Mr. Jablonski stressed the importance of having a firm commitment from contractors so the MVE opening can occur as scheduled on July 8, 9, and 10. Mr. Linthicum briefly discussed contractors' efforts to increase work hours in order to meet the deadlines. He stated that contractors may be willing to extend the work week to 6 12-hour days for a short period of time if needed. He stated that they are currently working 6 10-hour days. Mr. Rindone requested that staff's next report include a plan of action that could be implemented if staff is not comfortable with the progress that is being made.

Action Taken

Mr. Emery moved to receive the report on the status of the Platform Modifications Project. Mr. Roberts seconded the motion, and the vote was 3 to 0 in favor.

D. REVIEW OF DRAFT JUNE 9, 2005 BOARD AGENDA

Recommended Consent Items

6. MTS: Internal Audit Report on the Payroll Process (LEG 492, PC 30100)

Recommend that the Board of Directors receive this report for information.

7. MTS: San Ysidro Intermodal Transportation Center Project Update and Phase II Ticket Booth Project Construction Contract Award (CIP 10453)

Recommend that the Board of Directors (1) waive the irregularity in the bid submitted by HAR Construction, Inc; (2) authorize the CEO to execute a contract (MTS Document No. L0726.0-05) with HAR to construct the San Ysidro Intermodal Transportation Center Phase II Ticket Booth Project (LRT-10453C), in substantially the same form as shown in Attachment A of the agenda item, in an amount not to exceed \$393,888; and (3) approve a 10 percent construction contingency totaling \$39,389.

8. MTS: Leased Bus Tires and Related Services: Contract Award (OPS 960.6, PC 30101)

Recommend that the Board of Directors authorize the MTS Chief Operating Officer – Bus to execute a three-year contract with 2 one-year options (SDTC Doc. No. B05-001 – Attachment A of the agenda item), in substantially the same form as attached, in an amount not to exceed \$3,791,182.43 with Michelin North America, Inc. for leased bus tires and related services for the Imperial Avenue and Kearny Mesa Divisions.

9. MTS: Construction Change Orders for Mission Valley East (CIP 426.2, 426.3, 426.4, 426.5)

Recommend that the Board of Directors authorize the CEO to (1) execute Contract Change Order (CCO) No. 206, Supplement No. 3, with Balfour Beatty/Ortiz Enterprises, Inc., Joint Venture, in substantially the

same form as Attachment A of the agenda item, for additional removal and disposal of rock, and furnishing bedding materials for pipelines, under Contract LRT 426.4, La Mesa Segment, in an amount not to exceed \$41,654.48. This will increase the CCO total amount to \$131,654.48; (2) execute CCO No. 124, Supplement No. 2, with Stacy & Witbeck, Inc., in substantially the same form as Attachment B of the agenda item, for increases in bid item quantities under Contract LRT-426.5, Track & Systems, in an amount not to exceed \$108,260; and (3) execute CCO No. 121 with Orion/Balboa Construction, Joint Venture (OBJV), in substantially the same form as Attachment C of the agenda item, to construct a pressure-reducing vault under Contract LRT-426.2 in an amount not to exceed \$165,000. This CCO would pay OBJV to install water main improvements, which were originally slated to be installed by the contractor for the Grantville Segment of the Mission Valley East Project under Contract LRT-426.3 but were deleted.

10. MTS: Disadvantaged Business Enterprise (DBE) Semiannual Report
(LEG 430, PC 30100)

Recommend that the Board of Directors receive the semiannual fiscal year 04 DBE reports for Federal Highway Administration (FHWA)- and Federal Transit Administration (FTA)-assisted contracts (Attachments A and B of the agenda item).

11. MTS: Rural Bus Services – Contract Amendment (OPS 920.5, PC 30207)

Recommend that the Board of Directors authorize the CEO to execute (1) Amendment No. 1 to contract No. B0397.0-03 for Rural Bus services for the first one-year option period; and (2) Amendment No. 1 to Contract No. B0439.0-04 for Rural Bus automated vehicle location services for a 17-month period.

12. MTS: Election to Fill Vacant Position of San Diego and Arizona Eastern (SD&AE) Railway Company Treasurer and Alternate Board Member
(SDAE 710.1, PC 40099)

Recommend that the Board of Directors (1) receive the San Diego and Imperial Valley (SD&IV) Railroad, Pacific Southwest Railway Museum Association (PSRMA), and Carrizo Gorge Railway, Inc. (CZRy) quarterly reports (Attachment A of the agenda item); (2) ratify actions taken by the San Diego and Arizona Eastern (SD&AE) Railway Board of Directors at its meeting of May 10, 2005 (Attachment B of the agenda item); and (3) appoint Jim Bertram, as recommended by the SD&AE Board, to replace Mike Ortega's positions as Treasurer and Alternate for Tom Schlosser (Board Member).

Recommended Consent Items

There was no discussion of Recommended Consent Items.

Recommended Board Discussion Items

There was no discussion of Recommended Board Discussion Items.

E. REVIEW OF SANDAG TRANSPORTATION COMMITTEE AGENDA

Nobel Drive Coaster Station – Transfer of Section 5309 New Start Funds: Mr. Jablonski reported that this agenda item was presented to the Joint Committee on Regional Transit (JCRT) at its last meeting, and there was a tie vote on staff's recommendation. He reported that staff's recommendation was to approve a request to have the Federal Transit Administration (FTA) transfer the Nobel Drive New Starts funds to the Super Loop early action project. He reported that staff made this recommendation to ensure that these funds are not lost since the Nobel Drive Station project is being shelved. He reported that staff also recommended that, should the FTA deny this request, the funds be transferred to either the Mid-Coast LRT or Sorrento Valley Coaster Station. Staff also recommended re-examining the need for Coaster access in the Mid-Coast area once the Super Loop is implemented. He reported that this agenda item is being presented to the SANDAG Transportation Committee on June 3, 2005.

Mr. Emery expressed support of this recommendation and suggested reconsidering a Miramar Station. Mr. Jablonski stated that he has discussed the Miramar Station issue with Eugene Mitchell of the San Diego Chamber of Commerce. SANDAG Director of Transit Engineering and Construction Jim Linthicum reported that staff's recommendation will be to study the feasibility of a Miramar Station along with the Super Loop. Mr. Roberts expressed his support for a Miramar Station.

FY 2006 Transportation Development Act (TDA) Allocations: Mr. Emery stated that this agenda item is being presented at the SANDAG Transportation Committee meeting on June 3. Mr. Jablonski stated that this item may be pulled, and Mr. Cheung reported that staff has concerns regarding SANDAG's evaluation as it relates to different performance measures. He reported that SANDAG formulated an annual projection by extrapolating the results from the first two quarters of FY 05. He stated that, based on the results of that extrapolation, MTS will not meet some of its goals. Mr. Cheung reported that SANDAG's extrapolation did not take into consideration the savings that are expected as a result of MTS's Comprehensive Operational Analysis, nor does it take into consideration the recent upward trends in MTS's performance indicators. Mr. Emery agreed with staff's concern that the results of SANDAG's extrapolation may not be valid. Mr. Jablonski pointed out that MTS either meets its goals or is within .10 percent. Mr. Jablonski also reported that April initially did not show positive ridership results, but the receipt of pass sales information has substantially improved this indicator. He stated that MTS is under budget by 100,000 passengers for the year. He briefly discussed that MTS overstated trolley ridership to and from PETCO Park. Staff added that Padres gate counts are lower this year.

F. COMMITTEE MEMBER COMMUNICATIONS AND OTHER BUSINESS

Preview of MVE for UCSD Chancellor: Mr. Roberts advised Mr. Jablonski that his office is in the process of setting up a date for UCSD's Chancellor Fox to have a preview of MVE. Mr. Jablonski stated that the SANDAG Board and some staff members will be given a tour of MVE on June 24. Ms. Judy Leitner, Interim Director of Marketing and Community Relations, stated that a bus will pick up SANDAG Board members and transport them to Qualcomm to board the trolley, and then meet them at 70th Street to bring them back to

SANDAG. She stated that this condenses the tour in order to make it more convenient and thereby encourage participation.

Repainting of Trolley Cars: Mr. Rindone complimented SDTI President-General Manager Peter Tereschuck and SDTI staff on their progress in repainting of trolley cars. He stated that the appearance of the cars has vastly improved. Mr. Rindone pointed out that car 1002, which is a second original car, is in dire need of repainting.

Los Angeles-San Diego Rail Corridor Agency (LOSSAN) Meeting: Mr. Rindone reviewed discussions from the June 1, 2005, LOSSAN meeting, which he attended as a representative of the MTS Board of Directors. Mr. Rindone stated that there was a special Amtrak fifth anniversary celebration for the Surfliner. Mr. Rindone suggested that Amtrak and LOSSAN Board members be invited to the MVE opening. He stated that there was substantial discussion of Amtrak's strategic plan initiative and gave a brief overview of those discussions. Mr. Rindone also briefly discussed the Surfliner's ridership increase and their lack of equipment to meet additional ridership increases. He reported that the next LOSSAN meeting will be held in Santa Barbara on September 14, 2005.

G. PUBLIC COMMENTS

Margo Tanguay: Ms. Tanguay reminded Committee members that Miramar Naval Air Station did not want light-rail transit to run through the base for safety reasons. She also stated that the mid-coast line should run through the center of the campus.

H. NEXT MEETING DATE:

The next meeting is scheduled for Thursday, June 16, 2005 in the Executive Conference Room.

I. ADJOURNMENT

Vice Chair Rindone adjourned the meeting at 10:14 a.m.

Chairman

Attachment: A. Roll Call Sheet
gailwilliams/minutes