

MINUTES OF THE SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF THE
SAN JOAQUIN REGIONAL TRANSIT DISTRICT
THURSDAY, JULY 8, 2010

The Board of Directors of the San Joaquin Regional Transit District (RTD) held its special meeting at 4:00 p.m. on Thursday, July 8, 2010, **IN THE BOARDROOM OF RTD'S DOWNTOWN TRANSIT CENTER, 421 E. WEBER AVENUE, STOCKTON, CALIFORNIA**

1. CALL MEETING TO ORDER Chair Giovanetti called the meeting to order at 4:00 p.m.
2. MOMENT OF SILENCE/REFLECTION
3. PLEDGE OF ALLEGIANCE TO THE FLAG
4. ROLL CALL Present: Duane Isetti Absent: D. David Smith
Joni Bauer
Gary S. Giovanetti
Les J. Fong

Staff Present

Donna DeMartino, General Manager/CEO
Laurrie Brown, Director of Operations
Al Hoslett, Legal Counsel
Ericka Rocha, Senior Administrative Assistant
Lorena Herrera, Office Assistant II

Employees and Members of the Public Who Indicated They Were Present

Mark Cain	Linda DeGuzman
Vince Contino	W.C. Pihl
Alan Wagner	Sarah Walter
David Vinson	Loren Faria
Sean Reilley	Noreen Byrne
Darlene Vaughn	

5. PUBLIC COMMENT

Darlene Vaughn inquired about the buses to Manteca and the bus passes.

Linda DeGuzman thanked RTD staff for addressing her concerns about the bus lifts and providing her with schedules and maps for the Route 40. It helps her understand the routes better.

Noreen Byrne commented on the proposed award of contract to MV.

Alan Wagner commented about budget problems around California, the proposed award of contract to MV, and possible negotiations with the new contractor.

Mark Cain commented on the proposed contract award to MV.

Sarah Walter commented about not being a number on a paper, her job, and the proposed contract award to MV.

Sean Reilly commented on MV's services and proposed contract award to MV.

Vince Contino represented the Union employees and spoke about their hard work for RTD. He also commented on the proposed contract award to MV and the negotiation of a fair, equitable, and honest agreement.

MV Transportation Senior Vice President W.C. Pihl assured RTD employees that if MV is awarded the contract for County Transportation Services, MV staff will be immediately available to begin a smooth transition of services. He said that MV does intend to recognize the Union and negotiate a fair and equitable agreement. He mentioned that MV values and needs the experience of RTD employees to be successful. He also assured that members who join MV will not see a severe reduction in wages and benefits. MV would like to partner with RTD, the Union, and the passengers that MV will be serving. If the contract is awarded to MV, MV will continue to provide excellent service and find ways to work together to even improve service.

MV Director of Labor Relations for Western Region David Vinson commented that he has negotiated over 40 collective bargaining agreements and is also a retired president of the Teamsters Union. Mr. Vinson was hired by MV to build bridges to labor. He confirmed that MV has every intention of obtaining the experience of RTD drivers, looks forward to a smooth transition, and bargaining in good faith under the terms of the National Labor Relations Act.

Loren Faria commented on the proposed contract award to MV and inquired whether MV would provide the same level of service as RTD.

6. SPECIAL PRESENTATION

A. EMPLOYEES OF THE MONTH - JUNE

Special recognition was given to Juvenal Gonzalez, Maintenance Employee of the Month; Nelson Nieves, Transportation Employee of the Month; and Damon Thompson, Administration Employee of the Month.

7. REPORTS

A. GENERAL MANAGER/CEO REPORT

The General Manager/CEO provided the following information:

- 19th Annual Mineta Transportation Institute Banquet – RTD's Planning Manager Nathaniel Atherstone graduated with his master's degree at that ceremony.

- Goodwill Donation Drive – Goodwill Industries has been struggling with a downturn in its donations. RTD developed a partnership with Goodwill Industries and has conducted two donation drives on its behalf. RTD employees participated by bringing their donated goods. RTD hopes to continue its partnership with Goodwill Industries by conducting additional drives.
- B. Legislative Report – At 10:00 a.m. EST, Department of Transportation Secretary Ray LaHood announced to Congress in Washington, DC the award winners for a specific grant program. At 10:00 a.m. PST, the Deputy Administrator was at RTD with Congressman Cardoza and Congressman McNerney to announce that RTD was the winner of one of those grants. RTD was awarded over 5.2 million dollars for the Hammer Lane BRT Corridor Project. A total of 281 applications were filed nationwide for this funding opportunity. Only \$162 million dollars were available to give away. RTD was 1 out of 47 applications that were awarded and RTD also received one of the largest awards. Thanks to the Grants Department – Grant Analyst George Lorente and Grants Senior Specialist Tammy Kramp - for working on the grant, submitting it on time and in a complete manner so RTD could successfully win that award.

Chair Giovanetti inquired about the Community Challenge Planning Grant with City of Stockton and for RTD to consider applying for that grant.

8. CONSENT CALENDAR

- A. RESOLUTION: CANCELLATION OF THE REGULAR BOARD OF DIRECTORS MEETING
Resolution No. 5255: Board approval to cancel the Regular Board meeting scheduled on July 13, 2010 at 3:00 p.m.
- B. RESOLUTION: MINUTES OF THE JUNE 10, 2010 ADJOURNED BOARD MEETING
Resolution No. 5256: Board approval of the June 10, 2010, Adjourned Board of Directors meeting minutes
- C. RESOLUTION: MINUTES OF THE JUNE 15, 2010 REGULAR BOARD MEETING
Resolution No. 5257: Board approval of the June 15, 2010, Regular Board of Directors meeting minutes

ACTION: MOTION: VICE CHAIR ISETTI SECOND: DIRECTOR BAUER

Roll Call:

AYES: Directors – Giovanetti, Bauer, Isetti, Fong

NAYES: None

ABSTAIN: None

ABSENT: Director Smith

9. ACTION ITEMS

- A. RESOLUTION: CONTRACT FOR COUNTY TRANSPORTATION SERVICES
Resolution No. 5258: Board approval to award a contract to MV Transportation, Inc. for the County Transportation Services

Procurement Contracts Manager Sharon Miller provided a PowerPoint presentation. Topics included: County Transportation Services Timelines, San Joaquin Regional Transit Act - California Public Utilities (PUC) Code 50075.5, Responsive and Responsible Bidder - FTA Best Practices Procurement Manual Section 4.4.4, Independence and Conflict of Interest, Best and Final Offer Results, and Contract Assurances.

Barbara Duffy provided a summary of her role in the evaluation and scoring of the Transportation Bid document.

ACTION: MOTION: VICE CHAIR ISETTI SECOND: DIRECTOR FONG

Roll Call:

AYES: Directors – Giovanetti, Bauer, Isetti, Fong

NAYES: None

ABSTAIN: None

ABSENT: Director Smith

The Board members made comments, including that they are looking forward to MV providing great service, employing RTD's employees, and that they plan to hold MV accountable.

B. RESOLUTION: FIRST AMENDMENT TO TOLAR MANUFACTURING COMPANY, INC.

Resolution No. 5259: Board approval to award and execute the first amendment for the purchase of additional bus shelters and deleting benches for Bus Rapid Transit (BRT) II Airport Way Corridor

ACTION: MOTION: VICE CHAIR ISETTI SECOND: DIRECTOR BAUER

Roll Call:

AYES: Directors – Giovanetti, Bauer, Isetti, Fong

NAYES: None

ABSTAIN: None

ABSENT: Director Smith

10. INFORMATION ITEMS

A. "TELLING OUR STORY CAMPAIGN"

Marketing Senior Specialist Adam Doi presented videos as part of a series for the "Telling Our Story Campaign"

11. QUESTIONS AND COMMENTS FROM THE DIRECTORS

Vice Chair Isetti congratulated Donna DeMartino on the \$5.2 million grant. Competition was extreme, and for RTD to come out on top speaks well of our agency.

Director Giovanetti emphasized the importance of attending the Legislative trips in Washington. He also thanked staff for the literature they take which is tailor made for quick understanding; that is what congressman and senators are looking for.

12. CLOSED SESSION

A. LABOR NEGOTIATIONS

1. Conference with Labor Negotiator
Agency Negotiator: Donna DeMartino, General Manager/CEO
Employee Organization: Amalgamated Transit Union, Local 276

B. Conference with Real Property Negotiators, pursuant to Government Code section 54956.8:

1. Property: Parcels located at 2849 and 3023 Myrtle Street. Stockton, California
Agency Negotiator: Donna DeMartino, General Manager/CEO
Negotiating Party: Sandra Chavez
Under Negotiation: Modification of terms and conditions of Agreement for Purchase and Sale of Real Property, dated January 19, 2010
2. Property: Parcel located at 2731 Myrtle Street, Stockton, California
Agency Negotiator: Donna DeMartino, General Manager/CEO
Negotiating Party: Steve Sarovich, Trustee
Under Negotiation: Purchase price and other related terms
3. Property: Parcels located at 1533 E. Lindsay St. and 1528 E. Fremont St., Stockton, CA
Agency Negotiator: Donna DeMartino, General Manager/CEO
Negotiating Party: First Commercial Real Estate
Under Negotiation: Modification of terms and conditions of Standard Offer, Agreement and Escrow Instructions for Purchase of Real Estate, dated March 3, 2010.

Upon returning from Closed Session, Legal Counsel announced that the following resolutions were approved:

RESOLUTION: DUE DILIGENCE PERIOD ON SALE OF METRO PROPERTY

Resolution No. 5260: Board approval for request to extend due diligence period on sale of Metro property.

ACTION: MOTION: VICE CHAIR ISETTI SECOND: DIRECTOR FONG

Roll Call:

AYES: Directors – Giovanetti, Bauer, Isetti, Fong

NAYES: None

ABSTAIN: None

ABSENT: Director Smith

RESOLUTION: EXTENSION OF VACATING PROPERTY POSTPONMENT

Resolution No. 5261: Board approval to approve the extension of vacating property postponement for the Chavez property.

ACTION: MOTION: VICE CHAIR ISETTI SECOND: DIRECTOR BAUER

Roll Call:

AYES: Directors – Giovanetti, Bauer, Isetti, Fong

NAYES: None
ABSTAIN: None
ABSENT: Director Smith

Vice Chair Isetti made a motion of adjournment and Director Bauer seconded the motion.

13. ADJOURNMENT

Chair Giovanetti adjourned the meeting at 5:15 p.m.