

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
SAN JOAQUIN REGIONAL TRANSIT DISTRICT
TUESDAY, SEPTEMBER 21, 2010

The Board of Directors of the San Joaquin Regional Transit District (RTD) held its regular meeting at 3:00 p.m. on Tuesday, September 21, 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 3:00 p.m.
2. MOMENT OF SILENCE/REFLECTION
3. PLEDGE OF ALLEGIANCE TO THE FLAG
4. ROLL CALL Present: Duane Isetti Absent: None
Joni Bauer
Gary S. Giovanetti
Les J. Fong
D. David Smith

Staff Present

Donna DeMartino, General Manager/CEO
Gloria Salazar, Assistant General Manager/CFO
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

Linda DeGuzman	Vince Contino	Bill Lewis
Loren Faria	Leila Griffis	

5. PUBLIC COMMENT

Linda DeGuzman, commented on service improvements.

Loren Faria, Vince Contino, Leila Griffis, and Bill Lewis commented on MV services.

6. SPECIAL PRESENTATION

A. EMPLOYEES OF THE MONTH

Special recognition was given to Employee and Labor Relations Specialist Ramona Steele, Administration Employee of the Month for August. Utility Worker Santokh Singh, Maintenance Employee of the Month for August and Bus Operator LaShonda Nelson, Transportation Employee of the Month for August could not be present but will be recognized at a future meeting.

- B. GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) AWARD
Special recognition to the Finance Department for receiving the GFOA award for FY 2009, the seventh consecutive year.

7. REPORTS

A. GENERAL MANAGER/CEO REPORT

The General Manager/CEO provided the following information:

- RTD takes customer comments very seriously. RTD staff investigates every customer comment received and takes corrective action as necessary. RTD staff will investigate all comments received regarding MV services. The General Manager asked that customers report any concerns so that RTD staff may address them.
- RTD is preparing for the United Way Campaign. As an organization, RTD has been very committed to United Way for a number of years and RTD employees have always been very generous. This year the Administrative team will lead the United Way Campaign. Staff will report back at the next board meeting with updated goals based on the current personnel level.

Director Isetti commented that he is amazed at the generosity of our employees.

Director of Operations Laurie Brown introduced Mobility Manager Ashish John.

Mobility Manager Ashish John thanked RTD for the opportunity to work with a great team.

8. CONSENT CALENDAR

- A. RESOLUTION: MINUTES OF THE AUGUST 17, 2010, REGULAR BOARD MEETING
Resolution No. 5268: Board approval of the August 17, 2010, Regular Board of Directors meeting minutes
- B. RESOLUTION: MINUTES OF THE SEPTEMBER 2, 2010, SPECIAL BOARD MEETING
Resolution No. 5269: Board approval of the September 2, 2010, Special Board of Directors meeting minutes
- C. RESOLUTION: REPORTING BUSINESS AND PERSONAL ETHICS VIOLATION POLICY
Resolution No. 5270: Board approval of the Reporting Business and Personal Ethics Violation Policy
- D. RESOLUTION: DISADVANTAGED BUSINESS GOALS (DBE) PLAN
Resolution No. 5271: Board approval of RTD's Overall DBE goal of 4.5% for FY 2011 – 2013
- E. RESOLUTION: MEMORANDUM OF UNDERSTANDING (MOU) WITH NORWALK TRANSIT SYSTEM

Resolution No. 5272: Board approval authorizing an MOU for the purpose of transferring two (2) buses from Norwalk Transit Systems to San Joaquin Regional Transit District

F. RESOLUTION: FINANCIAL ASSISTANCE THROUGH THE FY 2010 TRANSIT SYSTEM SAFETY, SECURITY, AND DISASTER RESPONSE ACCOUNT PROGRAM

Resolution No. 5273: Board approval authorizing actions necessary to obtain financial assistance through the FY 2010 Transit System Safety, Security, and Disaster Response Account Program

ACTION: MOTION: DIRECTOR SMITH SECOND: VICE CHAIR ISETTI
Roll Call:
AYES: Giovanetti, Bauer, Isetti, Fong, Smith
NAYES: None
ABSTAIN: None
ABSENT: None

9. ACTION ITEMS

A. RESOLUTION: AMENDMENT TO CONTRACT WITH AMERICAN LOGISTICS COMPANY LLC, (ALC)

Resolution No. 5274: Board approval to award and execute second amendment with ALC for Transportation Services: Stockton Metro Area ADA and General Public Dial-A-Ride

ACTION: MOTION: CHAIR GIOVANETTI SECOND: VICE CHAIR ISETTI
Roll Call:
AYES: Giovanetti, Bauer, Isetti, Fong, Smith
NAYES: None
ABSTAIN: None
ABSENT: None

B. RESOLUTION: AWARD TO TRAPEZE U.S.A., LLC

Resolution No. 5275: Board approval to award a sole source contract to Trapeze ITS U.S.A., LLC for maintenance of the automatic vehicle locator system

ACTION: MOTION: VICE CHAIR ISETTI SECOND: DIRECTOR SMITH
Roll Call:
AYES: Giovanetti, Bauer, Isetti, Fong, Smith
NAYES: None
ABSTAIN: None
ABSENT: None

C. RESOLUTION No. 5276: FINDING AND DETERMINING THAT THE PUBLIC USE AND NECESSITY REQUIRE THE ACQUISITION OF CERTAIN REAL PROPERTY FOR THE REGIONAL TRANSPORTATION CENTER PROJECT AND DIRECTING ACQUISITION OF SAID REAL PROPERTY BY EMINENT DOMAIN (2731 E. MYRTLE STREET, STOCKTON, CALIFORNIA – SAN JOAQUIN COUNTY ASSESSOR'S PARCEL NO. 157-020-02)

The Chairman of the Board of Directors called this item and declared the hearing on the Resolution of Necessity to be open. RTD's Legal Counsel, Al Warren Hoslett, stated that this item constitutes a Hearing of Necessity for the consideration of the adoption of a Resolution of Necessity, to support a finding and determination that the public use and necessity require the acquisition of the property and directing acquisition of the subject real property by eminent domain. In support of this matter, Mr. Hoslett gave a comprehensive summary including a PowerPoint presentation.

Attorney John H. McKinley with the law firm of Brown, Hall, Shore & McKinley addressed the Board on behalf of the owner of said property.

Thereafter, some members of the Board of Directors directed questions to RTD's representatives.

Director Fong advised the Board that he had a social relationship with Mr. McKinley, and Chairman Giovanetti advised the Board that Mr. McKinley had represented him in connection with a legal matter. Mr. Hoslett advised them that neither of these items would constitute a conflict of interest that would prohibit them from participating in the consideration of this matter. Director Bauer advised the Board that Mr. McKinley sits on the Board of Directors of her employer, the Blind Center, and therefore she would abstain from participation in the consideration of this matter.

ACTION: MOTION: DIRECTOR SMITH SECOND: VICE CHAIR ISETTI
Roll Call:
AYES: Directors – Giovanetti, Isetti, Fong, Smith
NAYES: None
ABSTAIN: Director Bauer
ABSENT: None

10. DISCUSSION ITEMS

A. INSIDE RTD – SERVICE DEVELOPMENT DEPARTMENT
Service Development Manager Nate Knodt provided a PowerPoint presentation on the Service Development Department functions. Presentation topics included, Public Outreach, Metro Operations, Route/Schedule Building, Trapeze Run Cut, and Schedule Design.

11. INFORMATION ITEMS

A. FINANCIAL STATEMENTS
Finance Manager Virginia Alcayde provided an update on the August Financial Reports.

12. QUESTIONS AND COMMENTS FROM THE DIRECTORS

Director Fong provided an update on items discussed at the CTA Fall Conference in San Diego, CA. He noted that RTD has already implemented some of the groundbreaking ideas he heard of at the conference.

Chair Giovanetti provided an update on items discussed at the CTA Fall Conference in San Diego, CA. He commented that in these tough economic times RTD could donate marketing space to non-profit organizations.

Director Smith asked for clarification on the MOU with Norwalk.

General Manager/CEO Donna DeMartino stated that Norwalk purchased two hybrid buses which are not approved for their area. They are consistent and compatible with our system and we received the buses at no cost.

Director Bauer thanked RTD employees for their support of the United Way campaign.

Chair Giovanetti and Director Bauer will form an Ad Hoc Committee to select the non-represented member of the Retirement Board.

13. CLOSED SESSION

Upon returning from Closed Session, Legal Counsel announced that the following actions had been taken in Closed Session:

- A. The Board of Directors adopted a motion authorizing and directing that the General Manager/CEO be and she hereby is authorized and directed to execute on behalf of RTD extension agreements with respect to the Agreement for the sale of the Metro Facility

ACTION: MOTION: DIRECTOR ISETTI SECOND: DIRECTOR SMITH
Roll Call:
AYES: Directors – Giovanetti, Smith, Isetti, Fong, Bauer
NAYES: None
ABSTAIN: None
ABSENT: None

- B. The Board of Directors adopted a motion authorizing and directing that the General Manager/CEO be and she hereby is authorized and directed to execute on behalf of RTD extension agreements with respect to the Agreement for the sale of the Miner Street Properties

ACTION: MOTION: DIRECTOR ISETTI SECOND: DIRECTOR SMITH
Roll Call:
AYES: Directors – Giovanetti, Smith, Isetti, Fong, Bauer
NAYES: None
ABSTAIN: None
ABSENT: None

14. ADJOURNMENT

Chair Giovanetti adjourned the meeting at 5:00 p.m.

MINUTES OF THE SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF THE
SAN JOAQUIN REGIONAL TRANSIT DISTRICT
THURSDAY, SEPTEMBER 2, 2010

The Board of Directors of the San Joaquin Regional Transit District (RTD) held its special meeting at 3:30 p.m. on Thursday, September 2, 2010, **IN THE BOARDROOM OF RTD'S DOWNTOWN TRANSIT CENTER, 421 E. WEBER AVENUE, STOCKTON, CALIFORNIA**

1. MOMENT OF SILENCE/REFLECTION Moment of silence/reflection held.
2. PLEDGE OF ALLEGIANCE TO THE FLAG Pledge of Allegiance to the Flag held.
3. ROLL CALL Present: Gary S. Giovanetti Absent: Joni Bauer
Duane Isetti
D. David Smith
Les J. Fong

Staff Present

Gloria Salazar, Assistant General Manager/CFO
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

Vince Contino
Jesse Lopez
Amir Mustafa

4. PUBLIC COMMENT

Vince Contino commented on the MV contract.

Jesse Lopez commented about his positive experience on the route 73.

Amir Mustafa commented on the MV contract.

5. RESOLUTION: CONTRACT TO DIEDE CONSTRUCTION, INC.

Resolution No. 5267: Board approval to award a contract to Diede Construction, Inc. for the construction of the BRT II Airport Corridor Improvements

ACTION: MOTION: VICE CHAIR ISETTI SECOND: DIRECTOR SMITH

Roll Call:

AYES: Directors – Giovanetti, Isetti, Smith, Fong

NAYES: None

ABSTAIN: None

ABSENT: Director Bauer

6. QUESTIONS AND COMMENTS FROM DIRECTORS

Director Smith commented on the RTD newspaper insert.

Director Isetti inquired if the newspaper insert was a part of the budget.

Assistant General Manager/CFO Gloria Salazar commented that RTD had saved money on the newspaper inserts. She mentioned that the inserts would also be distributed in Tracy and Manteca for a total of 37,996 copies distributed.

Chair Giovanetti suggested placing copies of RTD's newspaper insert in the DTC lobby.

7. CLOSED SESSION:

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to subdivision (c) of Section 54956.9: 1 case

8. ADJOURNMENT

Chair Giovanetti adjourned the meeting at 4:00 p.m.