

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
SAN JOAQUIN REGIONAL TRANSIT DISTRICT
TUESDAY, FEBRUARY 15, 2011

The Board of Directors of the San Joaquin Regional Transit District (RTD) held its regular meeting at 3:00 p.m. on Tuesday, February 15, 2011, **IN THE BOARDROOM OF RTD'S DOWNTOWN TRANSIT CENTER, 421 E. WEBER AVENUE, STOCKTON, CALIFORNIA**

1. CALL MEETING TO ORDER Chair Isetti 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: Joni Bauer Absent: None
Les J. Fong
Gary S. Giovanetti
D. David Smith
Duane Isetti

Staff Present

Donna DeMartino, General Manager/CEO
Gloria Salazar, Assistant General Manager/CFO
Laurrie Brown, Director of Operations
Thomas Webb, Director of Human Resources
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	Sandie Johnson	Jesse Lopez
Deborah Gurley	Alan Wagner	Tammy Jordan
Bobby G.	Bill Lewis	Adrian McCoy

5. SPECIAL PRESENTATION
 - A. EMPLOYEES OF THE MONTH
Special recognition was given to Coach Operator Gabriel Quintero, Transportation Employee of the Month for November; Coach Operator Al Nubie, Transportation Employee of the Month for January; Marketing Senior Specialist Shelly Valenton, Administration Employee of the Month for January; Facilities Tech C Phil Schmit, Maintenance Employee of the Month for January; and Mechanic C Hector Franco, Maintenance Employee of the Month for December.

6. PUBLIC COMMENT

Linda DeGuzman and Jesse Lopez commended RTD for the new Route 44.

Sandie Johnson commented on the Route 23.

Deborah Gurley commended Coach Operator LaJuanna Burton.

Alan Wagner, Tammy Jordan, Bill Lewis, and Adrian McCoy commented on the MV transition.

Bobby G. commented on the Route 80.

7. REPORTS

A. GENERAL MANAGER/CEO REPORT

The General Manager/CEO provided the following additional information:

- Customer comments are down overall for services. She noted that the implementation of the January service changes may cause customer comments to increase.
- The BRT II Metro Express Airport Corridor Grand Opening was a great success.
- President Obama mentioned public transit in his State of the Union Address.

8. CONSENT CALENDAR

A. RESOLUTION: MINUTES OF THE JANUARY 18, 2011, REGULAR BOARD MEETING
Resolution No. 5296: Board approval of the January 18, 2011, regular Board of Directors meeting minutes

B. RESOLUTION: DISPOSITION OF TRANSIT VEHICLES
Resolution No. 5297: Board approval authorizing the disposition of retired vehicles and removal of RTD-owned equipment

C. RESOLUTION: AMENDING EXHIBIT "A" (DESIGNATED POSITIONS) TO THE CONFLICT OF INTEREST CODE
Resolution No. 5302: Board approval amending Exhibit "A" to the Conflict of Interest Code

D. RESOLUTION: AMENDING THE STATE TRANSIT ASSISTANCE (STA) CLAIM FOR FY 2011
Resolution No. 5298: Board approval amending the State Transit Assistance (STA) Claim for FY 2011

E. RESOLUTION: APPROVING AND AUTHORIZING EXECUTION OF CONTRACT FOR LEGAL SERVICES

Resolution No. 5299: Board approval authorizing a contract for Legal Services and authorizing the RTD Board Chair and Secretary to finalize and execute the contract for Legal Services

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

9. ACTION ITEMS

A. RESOLUTION: APPROVING A CONTRACT INCREASE FOR ON-CALL LEGAL SERVICES WITH MAYALL, HURLEY, KNUTSEN, SMITH, & GREEN

Resolution No. 5300: Board approval authorizing the contract increase of \$50,000 for on-call legal services with Mayall, Hurley, Knutsen, Smith, & Green

Director Giovanetti inquired as to why the contract had exceeded \$150,000.

General Manager/CEO Donna DeMartino stated that Mayall, Hurley, Knutsen, Smith, & Green handle RTD's personal injury claims and it is difficult to estimate the cost. She stated that a detailed report of expenses could be prepared.

Director Giovanetti asked Legal Counsel Al Hoslett if he oversaw the Task Orders.

Legal Counsel Al Hoslett responded that he and Insurance Adjustor Art Chapman reviewed the Task Orders.

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

B. RESOLUTION: APPROVING A CONTRACT EXTENSION FOR WORKERS' COMPENSATION CLAIMS THIRD-PARTY ADMINISTRATOR (TPA) SERVICES WITH YORK RISK SERVICES GROUP

Resolution No. 5301: Board approval authorizing a six (6) month contract extension for Workers' Compensation Claims TPA Services with York Risk Services Group
Director Isetti stated there should have been a Request for Proposal (RFP) in place before the contract expiration.

Procurement Manager Sharon Miller stated there was an RFP prepared but because of the change in the scope of work RTD staff decided to make changes to the RFP.

Director of Human Resources Thomas Webb stated that when he started with RTD in October he examined the history of York. York had made progress, but he was looking to move to the next level by identifying performance indicators which he wanted to include in the RFP. There is a standard 30-day notice to terminate the contract in the six-month contract extension with York.

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

10. DISCUSSION ITEMS

A. RTD STANDING BOARD COMMITTEE AND RETIREMENT BOARD ASSIGNMENTS
Chair Isetti proposed to maintain the current RTD Board of Directors Standing Board Committee and Retirement Board Assignments. Following a review of the Board Assignments, the Board of Directors adopted a resolution concurring with the assignments recommended by the Chair.

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

11. INFORMATION ITEMS

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

12. QUESTIONS AND COMMENTS FROM DIRECTORS

Director Fong commended RTD for the electronic version of the Board Report and asked that he no longer receive a printed copy.

13. CLOSED SESSION

Legal Counsel announced that there would be no closed session.

Following a short recess, Chair Isetti reconvened the meeting for the ethics training.

14. SPECIAL PRESENTATION

A. WORKSHOP – ETHICS TRAINING
Shayna Van Hoften, from Hansen Bridgett, provided the required ethics training for Board Members and RTD staff.

15. ADJOURNMENT

Chair Isetti adjourned the meeting at 6:45 p.m.