MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE SAN JOAQUIN REGIONAL TRANSIT DISTRICT MONDAY, MAY 16, 2011

The Board of Directors of the San Joaquin Regional Transit District (RTD) held its regular meeting at 3:00 p.m. on Monday, May 16, 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: Duane Isetti Absent: None

Les J. Fong

Gary S. Giovanetti D. David Smith Joni Bauer

Staff Present

Donna DeMartino, General Manager/CEO
Gloria G. Salazar, Assistant General Manager/CFO
Laurrie Brown, Director of Operations
Al Hoslett, Legal Counsel
Shelly Valenton, Special Assistant to the General Manager/CEO
Ericka Rocha, Senior Administrative Assistant
Lorena Herrera, Office Assistant II
Nate Knodt, Service Development Manager
Sharon Miller, Procurement Manager – Contracts
Virginia Alcayde, Finance Manager

Employees and Members of the Public Who Indicated They Were Present

Linda DeGuzman	Paris Pettiford	Victoria Moreno
Tami Jordan	T TO Can Nguyen	Paul Fairbrook
Leila Griffis	Tom McCormick	Justin Mendoza
Henry Livingston	Jeremiah Stanley	Angelo Johnson
Calvin Taylor	Alan Wagner	Kevin Basso
Chris Baguindo	Daniel Swannel	Lisa Cardoza

5. SPECIAL PRESENTATION

A. EMPLOYEES OF THE MONTH

Special recognition was given to Coach Operator Demond Spradley, Transportation Employee of the Month for April, and Mechanic A Juvenal Gonzalez, Maintenance Employee of the Month for April.

PUBLIC COMMENT

Linda DeGuzman commented on how the reduction of weekend service would affect her.

Paris Pettiford commented on weekend service for Routes 40 and 44.

Victoria Moreno commented on the personal effects of the benefits negotiations for MV employees at RTD's County yard.

Tom McCormick commented on wage and benefits negotiations for MV employees at RTD's County yard.

Tami Jordan commented on MV operations.

T TO Can Nguyen commented on RTD's responsibility to serve the community.

Paul Fairbrook thanked General Manager/CEO Donna DeMartino for the tour of the BRT II Airport Way Corridor.

Leila Griffis commented on advertising RTD's commuter services.

Justin Mendoza commented on wage and benefits negotiations for Metro yard operators.

7. PUBLIC HEARING

Service Development Manager Nate Knodt provided a PowerPoint presentation on the proposed 2011 Stockton Metropolitan Area (SMA) and Commuter Service Changes. Presentation topics included: SMA – Weekday Fixed-Route Proposed Service; SMA Saturday - Sunday/Holiday Route Service; Metro Hopper Services; Intercity Fixed-Route; County Hopper; Interregional Commuter Service; and Service Matrix.

Henry Livingston commented on weekend service for Routes 44 and 76.

Jeremiah Stanley commented on weekend service for Routes 55, 71, 73, and 83.

Leila Griffis commented on Commuter Routes 174 and 177.

Angelo Johnson commented on the mission and vision of RTD.

Calvin Taylor, Alan Wagner, Chris Baguindo, Justin Mendoza, and Lisa Cardoza commented on weekend service.

Kevin Basso commented on continuing service for Routes 54 and 315.

Daniel Swannel commented on reducing service frequency for Route 40.

Director Isetti commented that he appreciated the public comments. Economics will determine if the proposed changes are implemented and RTD will squeeze every dollar to provide as much service as possible.

8. REPORTS

A. GENERAL MANAGER/CEO REPORT

The General Manager/CEO provided the following additional information:

 The American Public Transportation Association (APTA) Safety Peer Review was completed. The reviewers provided good information during their exit meeting and will follow up with a written report. RTD looks forward to implementing the suggested changes.

B. STATE/FEDERAL LEGISLATIVE REPORT

The General Manager/CEO provided the following additional information:

 At every level with every revenue source that RTD has, there is uncertainty. RTD will be watching funding decisions carefully.

9. CONSENT CALENDAR

- A. RESOLUTION: CHANGE THE DATE OF THE REGULAR BOARD OF DIRECTORS MEETINGS IN JUNE AND AUGUST Resolution No. 5311: Board approval to change the date of the regular Board of Directors Meetings from June 21, 2011, at 3:00 p.m. to June 28, 2011, at 3:00 p.m. and from August 16, 2011, at 3:00 p.m. to August 23, 2011, at 3:00 p.m.
- B. RESOLUTION: MINUTES OF THE APRIL 19, 2011 REGULAR BOARD MEETING Resolution No. <u>5312</u>: Board approval of the April 19, 2011 regular Board of Directors meeting minutes
- C. RESOLUTION: FINANCIAL ASSISTANCE THROUGH THE FY 2011 TRANSIT SYSTEM SAFETY, SECURITY, AND DISASTER RESPONSE ACCOUNT (TSSSDRA) PROGRAM Resolution No. <u>5313</u>: Board approval authorizing the necessary actions to obtain financial assistance through the FY 2011 TSSSDRA program

ACTION: MOTION: DIRECTOR SMITH SECOND: DIRECTOR GIOVANETTI

Roll Call:

AYES: Giovanetti, Isetti, Smith, Fong, Bauer

NAYES: None ABSTAIN: None ABSENT: None

10. ACTION ITEMS

A. RESOLUTION: AWARD A CONTRACT TO TRAPEZE ITS U.S.A., LLC Resolution No. <u>5314</u>: Board approval to award a contract to Trapeze ITS U.S.A., LLC to furnish and install radios, mobile data terminals, and automatic vehicle locators

ACTION: MOTION: DIRECTOR SMITH SECOND: VICE CHAIR FONG

Roll Call:

AYES: Giovanetti, Isetti, Smith, Fong, Bauer

NAYES: None ABSTAIN: None ABSENT: None

B. RESOLUTION: AWARD A CONTRACT TO MANN, URRUTIA, NELSON CPAs AND ASSOCIATES, LLP

Resolution No. <u>5315</u>: Board approval to award a contract to Mann, Urrutia, Nelson CPAs and Associates, LLP for fiscal year audit services

ACTION: MOTION: DIRECTOR GIOVANETTI SECOND: VICE CHAIR FONG

Roll Call:

AYES: Giovanetti, Isetti, Smith, Fong, Bauer

NAYES: None ABSTAIN: None ABSENT: None

C. RESOLUTION: AWARD A CONTRACT TO SIEGFRIED ENGINEERING, INC. Resolution No. <u>5316</u>: Board approval to award a contract to Siegfried Engineering, Inc. for preliminary and final engineering for the Bus Rapid Transit (BRT) III Hammer Lane Corridor Project

ACTION: MOTION: DIRECTOR SMITH SECOND: DIRECTOR GIOVANETTI

Roll Call:

AYES: Giovanetti, Isetti, Smith, Fong, Bauer

NAYES: None ABSTAIN: None ABSENT: None

D. RESOLUTION: AWARD A CONTRACT TO YORK RISK SERVICES, INC. (YORK) Resolution No. <u>5317</u>: Board approval to award a contract to York for Workers' Compensation Claims Third-Party Administration (TPA) Services

ACTION: MOTION: DIRECTOR SMITH SECOND: DIRECTOR GIOVANETTI

Roll Call:

AYES: Giovanetti, Isetti, Smith, Fong, Bauer

NAYES: None ABSTAIN: None ABSENT: None

E. RESOLUTION: AMENDMENT ONE TO THE COOPERATIVE AGREEMENT WITH THE CITY OF STOCKTON FOR THE BRT II TRAFFIC SIGNAL PRIORITIZATION PROJECT

Resolution No. <u>5318</u>: Board approval to execute Amendment One of the Cooperative Agreement with the City of Stockton for the BRT II Traffic Signal Prioritization Project

ACTION: MOTION: DIRECTOR GIOVANETTI SECOND: VICE CHAIR FONG

Roll Call:

AYES: Giovanetti, Isetti, Smith, Fong, Bauer

NAYES: None ABSTAIN: None ABSENT: None

F. RESOLUTION: ENVIRONMENTAL POLICY

Resolution No. <u>5319</u>: Board approval to adopt the Environmental Policy

ACTION: MOTION: VICE CHAIR FONG SECOND: DIRECTOR GIOVANETTI

Roll Call:

AYES: Giovanetti, Isetti, Smith, Fong, Bauer

NAYES: None ABSTAIN: None ABSENT: None

11. INFORMATION ITEMS

A. TRANSIT MARKETING & SALES ASSOCIATION (TMSA) COMPASS AWARD OF MERIT

Special Assistant to the General Manager/CEO Shelly Valenton provided a presentation on the 2011 TMSA Compass Award of Merit for RTD's 2010 Multi-Agency Stuff the Bus Food Drive and As the Wheels Turn Newspaper Insert/Newsletter/Direct Mailer.

B. FINANCIAL STATEMENTS

Finance Manager Virginia Alcayde provided an update on the April Financial Reports.

11. QUESTIONS AND COMMENTS FROM DIRECTORS

There were no comments from the directors.

CLOSED SESSION

The Chairman recessed the meeting to go into Closed Session to consider the following matters:

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 NEGOTIATOR, pursuant to Government Code section 54956.8:
 - 1. Sale of Property: Parcels known as 1533 E. Lindsay St. and 1528 E. Fremont St., Stockton, CA

Agency Negotiator: Donna DeMartino, General Manager/CEO Under Negotiation: Purchase Price and other related terms

2. Sale of Property: Parcels known as 1545 East Miner Avenue and 1544, 1602,

and 1604 East Lindsay Street, Stockton, CA

Agency Negotiator: Donna DeMartino, General Manager/CEO Under Negotiation: Purchase Price and other related terms

3. Purchase of Property: Located at 20 North Filbert Street, Stockton, CA (Del Monte Triangle Parcel)

Agency Negotiator: Donna DeMartino, General Manager/CEO

Property Owner Negotiator: Lee & Associates

Under Negotiation: Purchase Price and other related terms

4. Purchase of Property: Located at 7735 Lower Sacramento Road, Stockton, CA

Agency Negotiator: Donna DeMartino, General Manager/CEO

Property Owner Negotiator: Joseph Henry & Ramona Manzo, Trustees

Under Negotiation: Purchase Price and other related terms

C. LITIGATION – CONFERENCE WITH LEGAL COUNSEL

- 1. Existing Litigation, pursuant to Government Code Section 54956.9, subdivision (a). Two cases:
 - (i) Kuhn, et al., vs. San Joaquin RTD, et al., San Joaquin Superior Court Case No. 39-2008-00192086-CU-OE-STK
 - (ii) San Joaquin RTD vs. DSS-2731 Myrtle LLC, et al., San Joaquin Superior Court Case No. 39-2010-00252684-CU-El-STK

Upon returning from Closed Session, Legal Counsel announced that no reportable action had been taken in Closed Session. However, Legal Counsel then reported that the following action had been taken in Closed Session during the meeting of the Board of Directors held on April 19, 2011:

Resolution No. <u>5320</u>: Approving and authorizing execution of Agreement for Stipulated Possession of Real Property, dated April 12, 2011, and authorizing the Chair and the General Manager/CEO to finalize and execute said stipulation.

ACTION: MOTION: DIRECTOR SMITH SECOND: DIRECTOR GIOVANETTI

Roll Call:

AYES: Giovanetti, Isetti, Smith, Fong, Bauer

NAYES: None ABSTAIN: None ABSENT: None

13. ADJOURNMENT

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