

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
SAN JOAQUIN REGIONAL TRANSIT DISTRICT
TUESDAY, AUGUST 21, 2012

The Board of Directors of the San Joaquin Regional Transit District (RTD) held a Regular Meeting at 3:00 p.m. on Tuesday, August 21, 2012, **IN THE BOARDROOM OF RTD'S DOWNTOWN TRANSIT CENTER, 421 E. WEBER AVENUE, STOCKTON, CALIFORNIA**

1. CALL MEETING TO ORDER Chair Fong 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
Gary S. Giovanetti
Duane Isetti
Michael P. Restuccia
Les J. Fong

Staff Present

Donna DeMartino, General Manager/CEO
Gloria Salazar, Assistant General Manager/CFO
Thomas Webb, Director of Human Resources
Al Hoslett, Legal Counsel
Shelly Valenton, Executive and Board Support Manager
Ericka Rocha, Senior Administrative Assistant
Lorena Herrera, Administrative Assistant
Sharon Miller, Procurement Manager - Contracts
Wendell Krell, Facilities Superintendent - Projects
Virginia Alcaide, Finance Manager
Paul Rapp, Marketing and Communications Manager
Amado Sanchez, Custodian
Cheryl Laughlin, Marketing Specialist
Damon Thompson, Senior Accountant
Elisa Duterte, Finance Senior Specialist
Cherith Greenwood, Accountant I
Helen Sisic, Accountant I
Melissa Comages, Accountant I
Randipa Guaba, Accountant I
Randy Icelow, Accounting Assistant

Members of the Public Who Indicated They Were Present

Jesse Lopez	James Young	Tu Can Nguyen	Alan Wagner
George Woods	Mr. Singh*		

*Spoke with RTD staff prior to the Board Meeting.
Please see the General Manager's/CEO Report Item 7B for more information.

5. SPECIAL PRESENTATION

A. EMPLOYEES OF THE MONTH

Special recognition was given to Custodian Amado Sanchez, Maintenance Employee of the Month for July, Marketing Specialist Cheryl Laughlin, Administration Employee of the Month for July, and Maintenance Technician Robert Bachich, MV Transportation (MV) Employee of the Month for July.

B. GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) AWARD

Special recognition was given to the Finance Department for receiving the GFOA award.

6. PUBLIC COMMENT

Jesse Lopez commended the coach operators on Metro Hopper 1 for doing a good job.

James Young noted that there was graffiti on a bus stop sign for Route 61, suggested that there should be a big "No Smoking" sign at the Downtown Transit Center, and commented on passenger behavior on the bus.

Tu Can Nguyen continued her complaints about organized crime and shared her political views.

Alan Wagner, President of the Amalgamated Transit Union, Local 276 (Union) commented on negotiations between MV and the Union. He also commented on Union and RTD management monthly meetings and on RTD's monthly absenteeism report.

George Woods continued his comments on the Route 63 service restructure.

7. REPORTS

A. MV REPORT

MV Regional Vice President Michael Stewman commented on the negotiations between MV and the Union.

B. GENERAL MANAGER/CEO REPORT

The General Manager/CEO provided the following comments:

- RTD has budgeted additional funds for more fare enforcement and has worked with the Stockton Police Department to conduct up to 60 hours of fare inspections per month. RTD continues to push for AB 492, a legislation that will give transit agencies the authority to enforce civil administrative penalties for fare evasion or passenger misconduct. AB 492 recently passed the Senate Transportation Committee.
- A team from Virginia Tech performed an audit of RTD's Environmental and Sustainability Management Systems (ESMS). RTD received a 96 percent audit score. RTD will continue onto Phase II, which is ISO 14001 certification.
- RTD Board of Directors, managers, staff, members of the community, elected officials, project partners, and customers celebrated the grand

opening of RTD's third Bus Rapid Transit (BRT) service, the Metro Express Hammer Lane Corridor. After the ribbon cutting ceremony, attendees were invited to a brief tour of RTD's Hammer Triangle Station.

- Construction on the Hammer Triangle Station will begin within the next few weeks. RTD is constructing three bus lanes to provide off-street parking for buses.
- The General Manager/CEO attended the White House Champions of Change event where Proterra CEO David Bennett was honored for Proterra's innovation in technology in creating their electric bus technology. RTD, in partnership with Proterra, was awarded a California Energy Commission (CEC) grant in the amount of \$2.56 million towards an electric bus demonstration project valued at over \$4 million. RTD will be the second transit agency in California and the fourth in the nation to operate these new electric buses.

C. STATE/FEDERAL LEGISLATIVE REPORT

The General Manager/CEO provided the following comments:

- AB 1706 is moving through the legislative process; there may be a two year reprieve to work on bus weight limit issues due to ADA and Environmental requirements.
- Department of Transportation Secretary Ray LaHood announced that the Department of Transportation will not allow money to sit idle due to stalled earmark projects. There are \$470 million of unspent money from FY 2003 through FY 2006 appropriations that will be put up immediately for projects. Of the funding, \$43 million is from projects in California including projects within San Joaquin County. RTD was not on the list of stalled projects and will be looking for opportunities to apply for additional funding.

Director Isetti suggested that RTD show the Proterra electric bus video at the San Joaquin Council of Governments Board meeting. General Manager/CEO Donna DeMartino agreed that showing the video is a great idea.

8. CONSENT CALENDAR

- A. RESOLUTION: MINUTES OF THE JULY 17, 2012, REGULAR BOARD MEETING
Resolution No. 5405: Board approval of the July 17, 2012, Regular Board of Directors Meeting minutes

ACTION: MOTION: DIRECTOR RESTUCCIA SECOND: DIRECTOR ISETTI
Roll Call:
AYES: Bauer, Giovanetti, Isetti, Fong
NAYES: None
ABSTAIN: Restuccia
ABSENT: None

9. ACTION ITEMS

- A. RESOLUTION: AWARD A CONTRACT TO G4S SECURE SOLUTIONS (USA) INC. IN A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,303,307.20
Resolution No. 5406: Board approval to award a contract to G4S Secure Solutions (USA) Inc. for security guard services

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

Director Isetti is in favor of this contract because it increases safety on the buses and the new fare enforcement legislation will create funds to pay for increased security.

Director Restuccia asked how this contract will be funded if the new legislation is not approved and asked for clarification on the number of security officers. General Manager/CEO Donna DeMartino commented that the FY 2013 budget includes funds for two security officers.

Director Giovanetti asked staff to include a list of qualified bidders and companies that were made aware of the solicitation in future board reports.

- B. RESOLUTION: AWARD A CONTRACT TO CARL WARREN AND COMPANY FOR GENERAL LIABILITY CLAIMS PROGRAM THIRD PARTY ADMINISTRATOR SERVICES FOR THREE YEARS WITH TWO OPTION YEARS IN A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$137,747.25
Resolution No. 5407: Board approval to award a contract to Carl Warren and Company for general liability claims program third party administrator services

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

10. DISCUSSION ITEMS

- A. FINANCIAL STATEMENTS
Finance Manager Virginia Alcaide provided the July Financial Reports to the Board.

Director Isetti noted that this is a good start to the new fiscal year.

11. QUESTIONS AND COMMENTS FROM DIRECTORS

None.

12. CLOSED SESSION

Chair Fong announced that the Board would recess to Closed Session to discuss 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 East Lindsay Street and 1528 East Fremont Street, Stockton, CA

Agency Negotiator: Donna DeMartino, General Manager/CEO

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) San Joaquin Regional Transit District vs. DSS-2731 Myrtle LLC, et al., San Joaquin Superior Court Case No. 39-2010-00252684-CU-EI-STK

(j) San Joaquin Regional Transit District vs. Alan Wagner, ect., et al., San Joaquin Superior Court Case No. 39-2012-00285364-CU-CO-STK

Upon returning from Closed Session, the Chair Fong announced that no reportable action had been taken.

13. ADJOURNMENT

Chair Fong adjourned the meeting at 5:30 p.m.