

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
SAN JOAQUIN REGIONAL TRANSIT DISTRICT
TUESDAY, JANUARY 15, 2013

The Board of Directors of the San Joaquin Regional Transit District (RTD) held a Regular Meeting at 3:00 p.m. on Tuesday, January 15, 2013, **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: Michael P. Restuccia
Gary S. Giovanetti
Duane Isetti
Les J. Fong

Staff Present

Donna DeMartino, General Manager/CEO
Gloria Salazar, Assistant General Manager/CFO
Al Hoslett, Legal Counsel
Shelly Valenton, Executive and Board Support Manager
Lorena Herrera, Administrative Assistant
Sharon Miller, Procurement Manager - Contracts
Mark Fairbanks, Operations Superintendent
Norman Tuitavuki, Acting/Assistant Director of Operations
Nate Knodt, Service Development Manager
Paul Rapp, Marketing and Communications Manager
Virginia Alcayde, Finance Manager
George Fifita, Mechanic A Lead
Gabriel Quintero, Coach Operator
Dámaris Galvan, Planning Senior Specialist
LaShonda Nelson, Coach Operator
Larry Dunkley, Coach Operator
Gerardo Tovar, Mechanic A Lead
Sharlene Torres, Senior Administrative Assistant

Members of the Public Who Indicated They Were Present

James Young Robert Silva Alan Wagner Raymond Vazquez

5. ELECTION OF OFFICERS

Director Isetti made a motion to nominate Director Giovanetti as Chair of the Board. Chair Fong seconded the motion.

Director Isetti made a motion to close the nominations for Chair. Chair Fong seconded the motion.

ACTION: MOTION: DIRECTOR ISETTI SECOND: CHAIR FONG

Roll Call:

AYES: Directors – Bauer, Isetti, Giovanetti, Fong

NAYES: None

ABSTAIN: None

ABSENT: Restuccia

Director Giovanetti made a motion to nominate Director Restuccia as Vice-Chair of the Board. Chair Fong seconded the motion.

Director Isetti made a motion to close the nominations for Vice-Chair. Chair Fong seconded the motion.

ACTION: MOTION: DIRECTOR ISETTI SECOND: CHAIR FONG

Roll Call:

AYES: Directors – Bauer, Isetti, Giovanetti, Fong

NAYES: None

ABSTAIN: None

ABSENT: Restuccia

6. SPECIAL PRESENTATION

A. EMPLOYEES OF THE MONTH

Special recognition was given to Mechanic A Lead George Fifita, Maintenance Employee of the Month for November, Coach Operator Gabriel Quintero, Transportation Employee of the Month for November, Planning Senior Specialist Dámaris Galvan, Administration Employee of the Month for December, Coach Operator LaShonda Nelson, Transportation Employee of the Month for December, and MV Utility Worker Araceli Bernabe de Gonzalez, MV Employee of the Month for December.

B. EMPLOYEES OF THE YEAR

Special recognition was given to Coach Operator Larry Dunkley, Transportation Employee of the Year, Lead Mechanic A Gerardo Tovar, Maintenance Employee of the Year, and Senior Administrative Assistant Sharlene Torres, Administration Employee of the Year.

7. PUBLIC COMMENT

James Young suggested that RTD place cameras at bus stops to prevent graffiti. He noted that there is graffiti on the Fare Vending Machine at Pacific and Ben Holt and on a bench at the Weberstown Mall.

Robert Silva shared that he has experience that can help RTD.

Alan Wagner, President of the Amalgamated Transit Union, Local 276 (Union), congratulated the RTD Employees of the Year. He commented on negotiations between

MV and the Union. He also spoke about RTD's weekend service and labor negotiations between RTD and the Union.

Raymond Vazquez commented that express bus passengers begin to board the bus before passengers that are deboarding have exited the bus.

8. REPORTS

A. MV REPORT

MV General Manager Daniel Coerber introduced himself to the Board. He provided an update on the Drive-Cam fuel module and on MV staffing levels at the County Yard.

B. GENERAL MANAGER/CEO REPORT

The General Manager/CEO provided the following comments:

- The General Manager/CEO noted that there has been a decline in fare citations which may be due to the fare blitzes and the new security officers. The G4S security officers were introduced to the Board.

Director Isetti noted that it would be beneficial for Stockton Unified School District (SUSD) police officers to have a presence when students are leaving school and boarding RTD buses. Officer Martin Miramontes noted that SUSD officer resources are limited and there are more schools than officers available. Acting/Assistant Director of Operations Norman Tuitavuki added that SUSD officers have been responsive when issues arise on RTD buses.

In response to Director Giovanetti's question regarding RTD's absenteeism rate, General Manager/CEO Donna DeMartino noted that RTD pays for the absent employee and pays overtime and benefits for employees covering the work.

C. STATE/FEDERAL LEGISLATIVE REPORT

The General Manager/CEO did not provide additional comments.

9. CONSENT CALENDAR

A. RESOLUTION: MINUTES OF THE NOVEMBER 27, 2012, REGULAR BOARD MEETING
Resolution No. 5425: Board approval of the November 27, 2012, Regular Board of Directors Meeting minutes

B. RESOLUTION: MINUTES OF THE NOVEMBER 30, 2012, SPECIAL BOARD MEETING
Resolution No. 5426: Board approval of the November 30, 2012, Special Board of Directors Meeting minutes

C. RESOLUTION: MINUTES OF THE DECEMBER 14, 2012, SPECIAL BOARD MEETING
Resolution No. 5427: Board approval of the December 14, 2012, Special Board of Directors Meeting minutes

- D. RESOLUTION: FY 2012 – FY 2013 UNMET TRANSIT NEEDS SUMMARY REPORT
Resolution No. 5428: Board approval of the FY 2012 – FY 2013 Unmet Transit Needs Summary Report
- E. RESOLUTION: FY 2013 STATE TRANSIT ASSISTANCE (STA) CLAIM AMENDMENT
Resolution No. 5429: Board approval to authorize the FY 2013 State Transit Assistance (STA) Claim Amendment
- F. RESOLUTION: FY 2012 COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) AND FY 2012 SINGLE AUDIT REPORT
Resolution No. 5430: Board approval of the FY 2012 CAFR and FY 2012 Single Audit Report
- G. RESOLUTION: CHANGE THE DATE OF THE NEXT REGULARLY SCHEDULED BOARD MEETING
Resolution No. 5431: Board approval to change the date of the next regularly scheduled Board Meeting from Tuesday, February 26, 2013, 3:00 P.M. Thursday, February 28, 2013, 3:00 P.M.
- H. RESOLUTION: AMENDMENT NO. 8 TO THE EMPLOYMENT CONTRACT OF THE GENERAL MANAGER/CEO
Resolution No. 5432: Board approval of Amendment No. 8 to the employment contract of the General Manager/CEO

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

In response to Director Giovanetti's question regarding unused FY 2012 State Transit Assistance funds, Grants Manager George Lorente noted that RTD would not lose the unused funds, but that the monies were separated for reporting purposes.

10. DISCUSSION ITEMS

- A. QUARTERLY REPORT – AWARDED CONTRACTS
Procurement Manager Sharon Miller provided information on awarded contracts for the period October through December 2012.

Director Isetti requested that a Board member participate in the upcoming interviews for the Regional Transportation Center Requests for Proposals.

11. INFORMATION ITEMS

- A. JANUARY 2013 SERVICE MODIFICATIONS
Service Development Manager Nate Knodt provided a presentation on the January 2013 Service Modifications.

B. FINANCIAL STATEMENTS

Finance Manager Virginia Alcayde provided the December Financial Reports to the Board.

Director Isetti commended RTD staff for keeping costs down.

11. QUESTIONS AND COMMENTS FROM DIRECTORS

Director Bauer congratulated the Employees of the Year.

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

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

C. LITIGATION – CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation, pursuant to Government Code Section 54956.9, subdivision (a). Three 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, etc., et al., San Joaquin Superior Court Case No. 39-2012-00285364-CU-CO-STK

(k) San Joaquin Regional Transit District vs. Stokes, et al, San Joaquin Superior Court Case No. 39-2010-00248009-CU-PA-STK

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

13. ADJOURNMENT

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