

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
SAN JOAQUIN REGIONAL TRANSIT DISTRICT
FRIDAY, AUGUST 1, 2014

The Board of Directors of the San Joaquin Regional Transit District (RTD) held a Regular Meeting at 10:00 a.m. on Friday, August 1, 2014, **IN THE BOARDROOM OF RTD'S DOWNTOWN TRANSIT CENTER, 421 E. WEBER AVENUE, STOCKTON, CALIFORNIA**

1. CALL MEETING TO ORDER Chair Restuccia called the meeting to order at 10:00 a.m.
2. MOMENT OF SILENCE/REFLECTION
3. PLEDGE OF ALLEGIANCE TO THE FLAG
4. SAFETY ANNOUNCEMENT
5. ROLL CALL Present: Michael P. Restuccia
Balwinder T. Singh
Gary S. Giovanetti

Absent: Joni Bauer
Duane Isetti

Staff Present

Donna DeMartino, General Manager/CEO
Gloria Salazar, Assistant General Manager/CFO
Al Hoslett, Legal Counsel
Shelly Valenton, Manager of Strategic Affairs
Director of Operations, Norman Tuitavuki
Director of Procurement, Sharon Miller
Nate Knodt, Service Development Manager
Nathaniel Atherstone, Planning Manager
Virginia Alcayde, Finance Manager
Nancy Antonio, Risk Management Analyst
Carrie McGrath, Strategic Affairs Analyst
Merab Talamates, Strategic Affairs Office Assistant II

Members of the Public Who Indicated They Were Present

Annette Gonzalez	Douglas Kurowski	Ralph Niz
Jesse Lopez	Mark Cain	Cheryl Ross
Marianne Dania	Chris Finn	Errol Frazier
Nakia Foster	Judy Barrientos	
Alan Wagner	Shalana Murphy	

6. SPECIAL PRESENTATIONS

A. EMPLOYEES OF THE MONTH

Special recognition was given to Strategic Affairs Senior Specialist - Marketing Terry Williams, Administration Employee of the Month for June, and Coach Operator Jennifer Adams, MV Transportation Employee of the Month for April.

7. PUBLIC COMMENT

Annette Gonzalez reported that the fare vending machine on Route 44 on Miner Avenue was not working.

Jesse Lopez commended the Route 80 coach operator for doing a good job.

Marianne Dania discussed safety concerns, the bus air filters, and the 31-day bus pass.

Nakia Foster commented on the coach operator extra board and holiday and weekend bus service.

Alan Wagner discussed holiday and weekend service, operator absenteeism, and ATU grievances.

Douglas Kurowski commented on weekend and holiday service.

Mark Cain commented on a run cut meeting at RTD.

Chris Finn spoke about holiday and weekend service and public safety.

Judy Barrientos discussed holiday and weekend service.

Shalana Murphy spoke about a recent change to RTD service and the Route 43 bus schedule.

Ralph Niz discussed sitting with the Board to come up with solutions for weekend and holiday service.

Cheryl Ross remarked on medical benefits, the bus stop in front of her church, and the importance of holiday bus service.

Errol Frazier discussed transit dependence and the economy.

In response to public comments, Chair Restuccia requested that General Manager/CEO Donna DeMartino report back to the Board with a presentation on weekend and holiday service.

Director Giovanetti commented that RTD's current budget is 24% less than it was five to six years ago.

8. REPORTS

A. MV REPORT

MV General Manager Susanna Sanchez reported on MV events including an emergency evacuation drill and defensive driving skills for employees; safety topic of the month (fire extinguisher training); the upcoming 2nd annual MV employee appreciation picnic; staffing updates; and their monthly wellness topic (neurosurgery awareness).

B. GENERAL MANAGER/CEO REPORT

The General Manager/CEO:

- Stated that RTD's ridership increase this year is over 4% and that the Bus Rapid Transit (BRT) buses transported over two million people last year.
- Relayed that RTD's staff arrives prior to the Board meeting to meet with the public about any service concerns.
- Reported on progress on the building of the Regional Transportation Center and shared recent photos of the work being done.

In response to Director Giovanetti's question, General Manager/CEO Donna DeMartino explained that in the past, RTD provided "lifeline" (limited, demand-response) service using small cutaway vehicles to provide trips to customers who had no other options during cancelled holiday service. Due to the Union request to have RTD pay all 100 operators rather than only those who would be working during that service, RTD discontinued the (holiday) service.

C. STATE/FEDERAL LEGISLATIVE REPORT

The General Manager/CEO:

- Reported that the issue of funding for the Highway Trust Fund still has not been resolved.
- Discussed that highway projects will begin to be jeopardized and funding for projects, including those for Congestion Mitigation and Air Quality, will be cut. The Mass Transit Account (MTA) fund would be effected in one to two months.

9. CONSENT CALENDAR

Director Restuccia announced that Item 9B would be pulled from the agenda.

- A. RESOLUTION: MINUTES OF THE JULY 11, 2014, REGULAR BOARD MEETING
Resolution No. 5533: Board approval of the July 11, 2014, Regular Board of Directors Meeting minutes

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

- C. RESOLUTION: APPROVE REVISIONS TO RULES OF PROCEDURE
Resolution No. 5534: Board approval of the revisions to San Joaquin Regional Transit District's (RTD) Rules of Procedure

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

10. ACTION ITEMS

- A. RESOLUTION: APPROVE REVISED POLICIES
Resolution No. 5535: Board approval of the following revised RTD employment policies: Reporting Business and Personal Ethics Violation, Procurement, Use of Technology, Travel, Conflict of Interest, and Drug and Alcohol-Free Workplace.

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

- B. RESOLUTION: APPROVE A FIRST AMENDMENT TO THE CONTRACT OF HANSON BRIDGETT, LLP FOR ON-CALL LEGAL SERVICES
Resolution No. 5536: Board approval of a first amendment to the contract of Hanson Bridgett, LLP for on-call legal services in a total contract amount not to exceed \$550,000.00

In response to Chair Restuccia's question about the outsourcing of Human Resources functions, Director of Procurement Sharon Miller responded that two of the positions are being outsourced, and the savings to RTD will exceed \$200,000.

ACTION: MOTION: DIRECTOR GIOVANETTI SECOND: DIRECTOR SINGH

Roll Call:
AYES: Restuccia, Giovanetti, Singh
NAYES: None
ABSTAIN: None
ABSENT: Bauer, Isetti

C. RESOLUTION: APPROVE A SPECIAL GENERAL MANAGER/CEO AWARD AUTHORITY LIMIT FOR CONTRACT NO. 2013-021-DB TO MCCARTHY BUILDING COMPANIES, INC. FOR THE DESIGN-BUILD OF THE REGIONAL TRANSPORTATION CENTER

Resolution No. 5537: Board approval of a special General Manager/CEO Award Authority Limit for Contract No. 2013-021-DB to McCarthy Building Companies, Inc. for the Design-Build of the Regional Transportation Center

In response to Director Singh's question, Director of Procurement Sharon Miller stated that zero change orders and amendments have been executed under this contract and that one amendment is pending, which will be presented to the Board containing some changes to the contract.

General Manager/CEO Donna DeMartino stated that she currently has \$150,000 authority on all other procurements, and that her authority is limited to only \$75,000 on contract change orders.

Director Restuccia requested that the Board receive a summary on what the process of approval of change order items are, before reaching the General Manager/CEO Donna DeMartino for final approval.

Director of Procurement Sharon Miller offered to add that information to the next amendment coming to the board.

Director Giovanetti made a motion to approve the item.

Director Singh requested further information before approving the change to the authority limit and suggested approving only the amount needed for the current transaction.

Assistant General Manager/CEO Gloria Salazar suggested approving this item for one month only to ensure that contractors are paid on time while satisfying the Board's request for additional information.

Giovanetti accepted the amendment to the item and Director Singh seconded the motion.

Chair Restuccia announced that the resolution will be modified and will provide the General Manager/CEO an award authority limit for one month only expiring on September 10, 2014.

ACTION: MOTION: DIRECTOR GIOVANETTI SECOND: DIRECTOR SINGH
Roll Call:
AYES: Restuccia, Giovanetti, Singh
NAYES: None
ABSTAIN: None

ABSENT: Bauer, Isetti

Legal Counsel Al Hoslett presented a resolution to add Item 10D on to the agenda as a closed session item with regard to approving the sale of two lots on Lindsay Street.

D. RESOLUTION: APPROVE ADDING ITEM ONTO AGENDA RE: CLOSED SESSION
Resolution No. 5538: Board approval of adding an item onto the agenda re: closed session

ACTION: MOTION: DIRECTOR GIOVANETTI SECOND: DIRECTOR SINGH

Roll Call:

AYES: Restuccia, Giovanetti, Singh

NAYES: None

ABSTAIN: None

ABSENT: Bauer, Isetti

11. DISCUSSION ITEMS

A. CONTRACTS QUARTERLY UPDATE – APRIL - JUNE 2014
Director of Procurement Sharon Miller provided an update on contracts awarded during the period April through June 2014

12. INFORMATION ITEMS

A. FINANCIAL REPORTS
June Financial Reports were not provided to the Board. The financial information will be provided in the FY 2014 year-end financial reports.

B. CHILDREN'S MUSEUM DISPLAY RENOVATION
General Manager/CEO Donna DeMartino provided an update on the Children's Museum Display Renovation

13. QUESTIONS AND COMMENTS FROM DIRECTORS

Director Giovanetti shared information on the Transit Board Members conference he attended with Director Singh July 19-23, 2014. Topics covered at the conference included marketing campaigns, partnerships with chambers of commerce; fixing the Highway Trust Fund; Board development, Board turnover; succession planning; ADA enhancements for riders to participate in fixed routes; National Transportation Safety Board's investigation of accidents; Board members' role in the Metropolitan Planning Organization; emerging trends in labor; and the Affordable Care Act's effect on "Cadillac" healthcare plans.

14. CLOSED SESSION

A. LABOR NEGOTIATIONS

1. Conference with Labor Negotiator

Agency Negotiator: Donna DeMartino, General Manager/CEO
Employee Organization: Amalgamated Transit Union, Local 276

B. LITIGATION – CONFERENCE WITH LEGAL COUNSEL

1. Existing Litigation, pursuant to Government Code Section 54956.9, subdivision
(a). One case:

- (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

C. REAL PROPERTY

1. Conference with Real Property Negotiators, pursuant to Government Code section 54956.8:

Property: Real Property located at 1602 and 1604 East Lindsay Street, Stockton, CA, being APN 153-020-36 and 27
Agency Negotiator: Donna DeMartino, General Manager/CEO
Purchaser: Rabesa Mexican Products Corp.
Under Negotiation: purchase price and other related items

15. ADJOURNMENT

Chair Restuccia adjourned the meeting at 11:37 a.m.