

**SANTA CRUZ METROPOLITAN TRANSIT DISTRICT**

**Minutes- Board of Directors**

**August 9, 2002**

A Regular Meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District met on Friday, August 9, 2002 at the District's Administrative Office, 370 Encinal Street, Santa Cruz, CA.

Vice-Chairperson Reilly called the meeting to order at 9:00 a.m.

**SECTION 1: OPEN SESSION**

**1. ROLL CALL:**

**DIRECTORS PRESENT**

Sheryl Ainsworth  
Tim Fitzmaurice  
Michelle Hinkle  
Mike Keogh  
Dennis Norton  
Ana Ventura Phares  
Emily Reilly  
Ex-Officio Mike Rotkin  
Pat Spence  
Marcela Tavantzis

**DIRECTORS ABSENT**

Jeff Almquist (arrived after roll call)  
Jan Beautz

**STAFF PRESENT**

Mark Dorfman, Asst. General Manager  
Margaret Gallagher, District Counsel

Elisabeth Ross, Finance Manager  
Tom Stickel, Fleet Maint. Manager  
Judy Souza, Base Superintendent

**EMPLOYEES AND MEMBERS OF THE PUBLIC WHO INDICATED THEY WERE PRESENT**

April Axton, Lift Line  
Richard Camperud, Courtesy Cab  
Linda Clayton, SEA

Bonnie Morr, UTU  
Karena Pushnik, SCCRTC  
Will Regan, VMU

**2. ORAL AND WRITTEN COMMUNICATION**

- a. David Konno, Grid Rock RE: Wharf-to-Wharf Race

Director Reilly commented on the Wharf-to-Wharf race and that it was great to see the METRO banner with the Grid Rock band.

3. **LABOR ORGANIZATION COMMUNICATIONS**

No questions or comments.

4. **METRO USERS GROUP (MUG) COMMUNICATIONS**

No questions or comments.

5. **METRO ACCESSIBLE SERVICES TRANSIT FORUM (MASTF) COMMUNICATIONS**

No questions or comments.

6. **ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS**

A replacement Page 8 of the July 12<sup>th</sup> Board meeting Minutes and replacement Page 9 of the July 26<sup>th</sup> Board meeting Minutes were distributed to the Board.

**CONSENT AGENDA**

ITEM #7-4 WHICH REQUIRES ACTION TODAY WAS TAKEN OUT OF ORDER.

7-4. **CONSIDERATION OF TORT CLAIMS: Deny the Claim of: AAA Ins. (subro. Watkins)**  
**ACTION REQUIRED AT THE AUGUST 9<sup>TH</sup> BOARD MEETING.**

**ACTION: MOTION: DIRECTOR AINSWORTH SECOND: DIRECTOR REILLY**

**Deny the claim of AAA Ins. (subro. Watkins)**

**Motion passed unanimously with Directors Almquist and Beautz being absent.**

**Deny the Claim of #02-0023; Cecilia Sosa, Claim #02-0024**

7-1. **APPROVE REGULAR BOARD MEETING MINUTES OF JULY 12 AND JULY 26, 2002**

Replacement pages were distributed as stated in Item #6 above.

7-2. **ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS**

No questions or comments.

7-3. **ACCEPT AND FILE JULY 2002 RIDERSHIP REPORT**

No questions or comments.

**7-5. ACCEPT AND FILE MINUTES OF MASTF COMMITTEE MEETING OF JULY 18, 2002**

No questions or comments.

**7-6. ACCEPT AND FILE MINUTES OF MUG COMMITTEE MEETING OF JULY 17, 2002**

No questions or comments.

**7-7. ACCEPT AND FILE MONTHLY BUDGET STATUS REPORT FOR JUNE 2002;  
APPROVAL OF BUDGET TRANSFERS; DESIGNATION OF EXCESS SALES TAX  
FUNDS IN THE AMOUNT OF \$300,000 FOR LIABILITY INSURANCE RESERVES,  
\$150,000 FOR WORKERS' COMPENSATION RESERVES; \$550,0000 FOR  
CARRYOVER IN THE FY 02-03 BUDGET, AND THE REMAINDER, IF ANY, FOR  
CAPITAL RESERVES; AND ADOPTION OF SCHEDULE OF RESERVE ACCOUNTS**

No questions or comments.

**7-8. ACCEPT AND FILE STATUS REPORT ON PARACRUZ PARATRANSIT PROGRAM  
FOR MAY 2002**

No questions or comments.

**7-9. ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR JUNE 2002**

No questions or comments.

**7-10. ACCEPT AND FILE UNIVERSITY OF CALIFORNIA, SANTA CRUZ SERVICE UPDATE**

No questions or comments.

**DIRECTOR ALMQUIST ARRIVED.**

**7-11. ACCEPT AND FILE METROBASE STATUS REPORT**

It was requested that staff continue to talk with the Board about slippage in the timeframe of the MetroBase Environmental Impact Report (EIR).

**7-12. CONSIDERATION OF NOTIFICATION OF ACTIONS TAKEN IN CLOSED SESSION –  
GARY SHIRK VS. SANTA CRUZ METROPOLITAN TRANSIT DISTRICT**

No questions or comments.

**7-13. ACCEPT AND FILE RESPONSE TO THE 2001 AUDIT NOTE REGARDING  
COMPUTER SECURITY**

No questions or comments.

**REGULAR AGENDA**

**8. CONSIDERATION OF RENEWAL OF CONTRACT FOR STATE LEGISLATIVE SERVICES**

**Summary:**

Mark Dorfman reported that METRO has had a contract with Shaw/Yoder for state legislative services for the last seven years. In August of 2000 Shaw/Yoder was awarded a one-year contract with four one-year renewals. They are interested in renewing for another year and Staff is requesting approval of a one-year extension, which would leave two one-year extensions remaining on this contract. There would be no rate increase with the extension.

**Discussion:**

Mr. Dorfman informed the Board of Josh Shaw's work with identifying funding through the Traffic Congestion Relief Program (TCRP) and his work on the CalPERS HMO issue. Mr. Shaw is working with UTU and other organizations to oppose the bill that would limit CalPERS' ability to contract out if there is no HMO in the Santa Cruz area.

**ACTION: MOTION: DIRECTOR TAVANTZIS SECOND: DIRECTOR ALMQUIST**

**Move this item to the Consent Agenda.**

**Motion passed unanimously with Director Beautz being absent.**

**9. CONSIDERATION OF RENEWAL OF CONTRACT FOR FEDERAL LEGISLATIVE SERVICES**

**Summary:**

Mark Dorfman stated that this contract is for federal legislative services and was awarded to Carolyn Chaney & Associates in October 2000. This firm has provided these services to METRO for the last seven years. Staff is requesting a one-year extension, which would leave two one-year extensions remaining on the current contract.

**Discussion:**

Director Norton asked about Chaney & Associates' performance over the last few years. Mr. Dorfman responded that in order to obtain special earmark funding, it is necessary to have representation in Washington, DC, at committee meetings and meetings with Congressional staff. This firm also represents the Regional Transportation Commission and the City of Santa Cruz Redevelopment Agency. Director Rotkin added that Ms. Chaney has a good relationship with Sam Farr's office. It was confirmed that Staff receives an accounting of Ms. Chaney's expenses for reimbursement.

**ACTION: MOTION: DIRECTOR NORTON SECOND: DIRECTOR TAVANTZIS**

**Move this item to the Consent Agenda.**

**Motion passed with Director Beautz being absent.**

**10. CONSIDERATION OF APPROVAL OF BOARD OF DIRECTORS MEETING SCHEDULE FOR 2003**

**Summary:**

Mark Dorfman reported that there are two meetings scheduled for 2003 which require Board input. They are: November 28 and December 26.

**Discussion:**

Staff was directed to schedule these two meetings one week earlier since they both immediately follow major holidays.

**ACTION: MOTION: DIRECTOR ALMQUIST SECOND: DIRECTOR REILLY**

**Approve the proposed dates for the 2003 Board meetings but change meeting dates for November 28 and December 26, 2003 to the prior week at the same location.**

**Motion passed with Director Beautz being absent.**

**ACTION: MOTION: DIRECTOR ALMQUIST SECOND: DIRECTOR NORTON**

**Adopt consent agenda and Items 8, 9 and 10 as amended.**

There was a brief discussion regarding cancellation of the upcoming August 23, 2002 Board Meeting. If this occurs, staff will submit a Press Release to the media notifying the public of this change and advising the public to contact staff with any concerns they might have regarding this change.

**Motion passed with Director Fitzmaurice voting no and Director Beautz being absent.**

**11. REVIEW OF ITEMS TO BE DISCUSSED IN CLOSED SESSION: District Counsel**

Margaret Gallagher reported that the Board would discuss the case of Ramon Martinez vs. METRO in Closed Session.

Director Almquist informed the Board that Ana Eshoo would be in Scotts Valley today if anyone was interested in meeting her.

**12. ORAL AND WRITTEN COMMUNICATIONS REGARDING CLOSED SESSION**

None

**SECTION II: CLOSED SESSION**

Vice-Chairperson Reilly adjourned to Closed Session at 9:22 a.m. and reconvened to Open Session at 9:44 a.m.

**SECTION III: RECONVENE TO OPEN SESSION**

**13. REPORT OF CLOSED SESSION**

There was nothing to report at this time.

**ADJOURN**

There being no further business, Vice-Chairperson Reilly adjourned the meeting at 9:44 a.m.

Respectfully submitted.

DALE CARR  
Administrative Services Coordinator