

SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

Minutes- Board of Directors

January 9, 2009

A Regular Meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District met on Friday, January 9, 2009 at the District's Administrative Office located at 370 Encinal Street in Santa Cruz, California.

Vice Chair Bustichi called the meeting to order at 9:01 a.m.

SECTION 1: OPEN SESSION

1a. ROLL CALL:

DIRECTORS PRESENT

Dene Bustichi
Ron Graves
Donald Hagen
Michelle Hinkle
Ellen Pirie
Lynn Robinson
Pat Spence
Mark Stone

DIRECTORS ABSENT

Ex-Officio Donna Blitzer

STAFF PRESENT

Ciro Aguirre, Operations Manager
Angela Aitken, Finance Manager
Margaret Gallagher, District Counsel

Shona Harper, Asst. Paratransit Superintendent
Robyn Slater, Human Resources Manager
Les White, General Manager

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

Luis Mendez, SCCRTC
Will Regan, VMU

Bob Yount, MAC

1b. CONSIDERATION OF:

- 1) NOMINATION OF DIRECTORS TO SERVE AS BOARD OFFICERS,**
- 2) NOMINATIONS FOR APPOINTMENTS TO THE HIGHWAY 1 CONSTRUCTION AUTHORITY,**
- 3) NOMINATIONS FOR APPOINTMENTS TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION FOR 2009**

Vice Chair Bustichi reported that the City of Watsonville had not made its appointments to the METRO Board yet and therefore suggested postponing making any nominations until the next Board meeting.

ACTION: MOTION: DIRECTOR STONE SECOND: DIRECTOR HAGEN

Postpone the identification of nominees until the January 23, 2009 Board meeting

Motion passed unanimously with Director Rotkin being absent.

2. ORAL AND WRITTEN COMMUNICATION TO THE BOARD OF DIRECTORS

Written:

None.

Oral:

None.

3. LABOR ORGANIZATION COMMUNICATIONS

Will Regan, VMU, welcomed new Directors and said that the Maintenance department looks forward to continuing working with the Board and providing service to the public.

4. ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS

None.

CONSENT AGENDA

5-1. ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS FOR THE MONTH OF DECEMBER 2008

No questions or comments.

5-2. ACCEPT AND FILE MONTHLY BUDGET STATUS REPORT FOR NOVEMBER 2008

No questions or comments.

5-3. CONSIDERATION OF TORT CLAIMS: None

No questions or comments.

5-4. ACCEPT AND FILE THE METRO ADVISORY COMMITTEE (MAC) AGENDA FOR JANUARY 21, 2009 AND MINUTES OF NOVEMBER 19, 2008

No questions or comments.

5-5. **CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT RENEWAL WITH SC FUELS FOR DELIVERY OF CARB ULTRA LOW SULFUR DIESEL FUEL**

No questions or comments.

5-6. **CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH FIRST CAPITOL AUCTION, INC. FOR PUBLIC AUCTION SERVICES**

No questions or comments.

5-7. **CONSIDERATION OF RESOLUTION DESIGNATING ASSISTANT FINANCE MANAGER TO CALTIP BOARD OF DIRECTORS AND MANAGER OF OPERATIONS AS DESIGNATED ALTERNATE**

No questions or comments.

5-8. **CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH SUE CLARKE FOR CONTINUING TO AUDIT THE TALKING BUSES EXTERNAL ANNOUNCEMENTS AT THE BART CAVALLARO TRANSIT CENTER**

No questions or comments.

REGULAR AGENDA

6. **PRESENTATION OF EMPLOYEE LONGEVITY AWARDS: None**

7. **PUBLIC HEARING: CONSIDERATION OF ADOPTING A PROGRAM OF PROJECTS FOR FY 2009 FEDERAL FUNDING ASSISTANCE AND ADOPTING A RESOLUTION AUTHORIZING THE APPLICATION AND EXECUTION OF GRANTS FOR FY 2009 FUNDS**

Public Hearing will take place at the January 23, 2009 Board Meeting.

Summary:

Angela Aitken reported that if the proposed Program of Projects is adopted at the January 23, 2009 Board meeting, METRO staff will submit applications for \$1,883,357 in FTA §5307 Program funds which have been allocated to METRO in the amounts of \$1,542,399 for FY09 urban operating assistance and \$340,958 in construction funds for MetroBase and \$170,894 in FTA §5311 Program funds for rural operating assistance which has been allocated to METRO by Caltrans.

8. **CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH JOS. J. ALBANESE, INC. FOR DEMOLITION OF THE OLD BUS WASH AREA AT 1200 RIVER STREET**

Summary:

Angela Aitken reported that METRO requested bids for the demolition and repaving of the old bus wash area in order to provide much needed additional parking space at the Operations facility.

ACTION: MOTION: DIRECTOR STONE SECOND: DIRECTOR HAGEN

Authorize the General Manager to execute a contract with Jos. J. Albanese, Inc. for demolition and repaving of the old Bus Wash area at 1200 River Street, Santa Cruz, for an amount not to exceed \$28,850.00

Motion passed unanimously with Director Rotkin being absent.

9. REVIEW OF ITEMS TO BE DISCUSSED IN CLOSED SESSION:

Margaret Gallagher reported that there was no need for Closed Session today and requested that the Board move directly to Item #12.

12. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A TWO-YEAR IRREVOCABLE LICENSE AGREEMENT IN FAVOR OF SANTA CRUZ METRO WITH ROBERT MARIN AND CELESTE DE SCHULTHESS, TRUSTEES, FOR PLACEMENT OF A BUS STOP SHELTER ON THE FELTON FAIRE SHOPPING CENTER PROPERTY AND USAGE OF THE BUS STOP

Summary:

Margaret Gallagher reported that the Board previously approved the agreement at the December 19, 2008 Board meeting but after the meeting, Robert Marin had additional language he wanted added to Item #2, Term and Termination which will allow him to revoke the agreement upon thirty days written notice if METRO violates the Addendum. In light of this revision, Ms. Gallagher added language giving METRO the same right to cancel with thirty days written notice, which Mr. Marin has agreed to.

Ms. Gallagher explained that she prepared a final agreement document with these changes that has been signed by Mr. Marin and the other Trustee, which is ready to be signed by Les White and fully executed, should the Board approve it today.

In the meantime, METRO's Maintenance department is working on installing a temporary bus stop shelter and the permanent shelter should be in place by mid to late February.

ACTION: MOTION: DIRECTOR STONE SECOND: DIRECTOR HAGEN

Authorize the General Manager to execute a Two-Year Irrevocable License Agreement in favor of Santa Cruz METRO with Robert Marin and Celeste De Schulthess, Trustees, for placement of a bus stop shelter and usage by METRO passengers on the Felton Faire Shopping Center Property under the terms and conditions set forth in Attachment A

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Discussion:

Bob Yount reported that this has been a high priority for the Bus Stop Advisory Committee (BSAC) for a long time and he encouraged the Board to approve the agreement.

Motion passed unanimously with Director Rotkin being absent.

ADJOURN

There being no further business, Vice Chair Bustichi adjourned the meeting at 9:18 a.m.

Respectfully submitted,

CINDI THOMAS

Administrative Services Coordinator