

SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

Minutes- Board of Directors

July 23, 2004

A Regular Meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District met on Friday, July 23, 2004 at the Santa Cruz City Council Chambers, 809 Center Street, Santa Cruz, CA.

Chair Reilly called the meeting to order at 9:10 a.m.

SECTION 1: OPEN SESSION

1. ROLL CALL:

DIRECTORS PRESENT

Mike Keogh
Dennis Norton
Emily Reilly
Mike Rotkin (arrived after roll call)
Pat Spence
Mark Stone
Marcela Tavantzis

DIRECTORS ABSENT

Sheryl Ainsworth
Jan Beautz
Michelle Hinkle
Dale Skillicorn
Ex-Officio Wes Scott

STAFF PRESENT

Bryant Baehr, Operations Manager	Elisabeth Ross, Finance Manager
Dale Carr, Administrative Services Coord.	Robyn Slater, Human Resources Manager
Frank Cheng, M/B Project Manager	Tom Stickel, Fleet Maint. Manager
Mark Dorfman, Assistant General Manager	Les White, General Manager
Margaret Gallagher, District Counsel	
Steve Paulson, Paratransit Administrator	

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

Sharon Barbour, MASTF
Harvey Contreras, Bus Operator
Ron Dean, UTU
Pat Dellin, SCCRTC
Gary Klemz, SEIU
Manny Martinez, PSA

Bonnie Morr, UTU
Ian McFadden, SEA
Will Regan, VMU
David Sumner
Bob Yount, MASTF
Amy Weiss, Spanish Interpreter
Brelis Young

2. ORAL AND WRITTEN COMMUNICATION

Written:

b. Michael Edwards RE: Resignation as MAC Chair

Oral:

Bob Yount thanked Staff for the progress being made on the District's No-Smoking Policy.

Sharon Barbour, MASTF Chair, read MASTF's list of Unmet Transit Needs to be submitted to the Santa Cruz County Regional Transportation Commission. The list is attached as part of these minutes

Brelis Young requested an annual report indicating the percentage of total rides taken by UCSC pass holders.

Written:

Les White distributed 3 items from MAC. 1). Motions from the July 21, 2004 MAC meeting; 2) letter from Norm Hagen regarding his resignation from the Paratransit Coordination Task Force (PCTF); and 3) a memo regarding the Board appointing a new MAC representative to the PCTF. All three items are attached to these minutes. Mr. White also reported that MAC member Lesley Wright had volunteered to attend only the August PCTF meeting as a temporary MAC representative and that the Board could appoint a permanent replacement. Staff was directed to place this item on next month's agenda for action at the August 13, 2004 meeting.

Director Rotkin Arrived

3. LABOR ORGANIZATION COMMUNICATIONS

Bonnie Morr reported that UTU and their Legislative Director urged the Board to actively pursue MetroBase funding from the California Transportation Commission (CTC).

Margaret Gallagher asked the Board to make the necessary findings to add the Worker's Compensation claim of Donna Morse to today's Closed Session agenda since it came to the Board's attention after the posting of the regular meeting agenda and there is a need to take action before the next Board meeting.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR KEOGH

Make the necessary findings to add the Worker's Compensation claim of Donna Morse to today's Closed Session agenda.

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

4. ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS

SECTION I:
OPEN SESSION:

ADD TO ITEM #2 ORAL AND WRITTEN COMMUNICATION

b. Michael Edwards RE: Resignation of MAC Chair
(Insert Letter)

CONSENT AGENDA:

ADD TO ITEM #5-1 APPROVE REGULAR BOARD MEETING MINUTES OF JUNE 11
AND JUNE 25, 2004
(Insert Minutes)

ADD TO ITEM #5-3 ACCEPT AND FILE JUNE 2004 RIDERSHIP REPORT
(Insert Ridership Report)

ADD TO ITEM #5-4 CONSIDERATION OF TORT CLAIMS: REJECT THE CLAIM
ENTIRELY OF DEAN McCREARY, CLAIM #04-0011; REJECT THE
CLAIM ENTIRELY OF MARIA CAMPOS AND MINOR ALEJANDRA
SANTANA, CLAIM #04-0012
(Insert Claims)

ADD TO ITEM #5-5 ACCEPT AND FILE AGENDA FOR THE METRO ADVISORY
COMMITTEE (MAC) MEETING OF JULY 21, 2004
(Insert Agenda)

ADD TO ITEM #5-9 ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR MAY 20,
2004
(Report will be distributed at the July 23, 2004 Board Meeting)

ADD TO ITEM #5-10 ACCEPT AND FILE UNIVERSITY OF CALIFORNIA, SANTA CRUZ
SERVICE UPDATE
(Insert Staff Report)

REGULAR AGENDA:

ADD TO ITEM #7 CONSIDERATION OF RECEIPT OF REPORT OF THE SANTA
CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION'S
PARATRANSIT COORDINATION TASK FORCE (PCTF)
**(Insert Additional Documentation from Director Spence and
Minutes from the May 19, 2004 PCTF Meeting)**

DELETE ITEM #8 CONSIDERATION OF MODIFICATION OF THE CONTRACT FOR
ADMINISTRATION OF PARATRANSIT ELIGIBILITY SCREENING
PROCESS
(Action taken at the July 9, 2004 Board Meeting)

- DELETE ITEM #9** CONSIDERATION OF:
- a. PUBLIC HEARING TO PROVIDE PROPERTY OWNERS, WHOSE PROPERTY IS TO BE ACQUIRED, AN OPPORTUNITY TO APPEAR AND BE HEARD REGARDING METRO'S RIGHT TO TAKE CERTAIN REAL PROPERTY FOR THE CONSTRUCTION OF A MAINTENANCE FACILITY; AND
 - b. ADOPTION OF A RESOLUTION OF NECESSITY FINDING AND DETERMINING THAT THE PUBLIC INTEREST AND NECESSITY REQUIRE THE ACQUISITION IN FEE OF ASSESSOR PARCEL NUMBER 008-103-04 LOCATED AT 120 GOLF CLUB DRIVE
- (Action taken at the July 9, 2004 Board Meeting)**
- DELETE ITEM #10** CONSIDERATION OF APPROVAL OF 25 YEAR LEASE WITH THE CITY OF SANTA CRUZ FOR PROPERTY NEEDED FOR THE METROBASE PROJECT
(Insert Notice to Defer to the August 27, 2004 Board Meeting)
- DELETE ITEM #14** CONSIDERATION OF MODIFICATIONS TO SANTA CRUZ METRO'S BYLAWS INCLUDING ADDING RULES OF PROCEDURE FOR BOARD MEETINGS, SELECTING REPRESENTATIVES TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION, SETTING TIME LIMITS FOR TESTIMONY ON AGENDA ITEMS AND OTHER CHANGES
(Staff recommends this Item be deferred to the August 27, 2004 Board Meeting)
- ADD ITEM #18** CONSIDERATION OF OPERATING THE WATSONVILLE STRAWBERRY FESTIVAL SHUTTLE BEING HELD ON JULY 31, 2004 AND AUGUST 1, 2004
(Insert Staff Report)
- ADD ITEM #19** CONSIDERATION OF OPERATION OF THE CAPITOLA ART & WINE FESTIVAL SHUTTLE ON SEPTEMBER 18 & 19, 2004
(Insert Staff Report)
- ADD ITEM #20** CONSIDERATION OF THE CALL STOP AUDIT REPORT
(Insert Staff Report)
- DELETE ITEM #21** CONSIDERATION OF RATIFICATION OF CONTRACT WITH UNITED TRANSPORTATION UNION LOCAL 23 FOR THE OPERATION OF PARACRUZ PROGRAM FOR THE PERIOD OF JULY 9, 2004 THROUGH JUNE 30, 2006
(Action taken at the July 9, 2004 Board Meeting)

ADD ITEM #22 **PUBLIC HEARING** TO IDENTIFY A LIST OF UNMET TRANSIT NEEDS FOR SUBMISSION TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION
(Insert Staff Report)

ADD ITEM #23 CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE AN AMENDMENT TO THE RNL DESIGN CONTRACT FOR ARCHITECTURAL/ENGINEERING SERVICES FOR THE METROBASE PROJECT
(Insert Staff Report)

CONSENT AGENDA

- 5-1. **APPROVE REGULAR BOARD MEETING MINUTES OF JUNE 11 AND JUNE 25, 2004**
- 5-2. **ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS**
- 5-3. **ACCEPT AND FILE JUNE 2004 RIDERSHIP REPORT**
- 5-4. **CONSIDERATION OF TORT CLAIMS: None**
- 5-5. **ACCEPT AND FILE AGENDA FOR THE METRO ADVISORY COMMITTEE (MAC) MEETING OF JULY 21, 2004**
- 5-6. **ACCEPT AND FILE AGENDA FOR THE MASTF COMMITTEE MEETING OF JULY 15, 2004 AND THE MINUTES OF THE JUNE 17, 2004 MEETING**
- 5-7. **ACCEPT AND FILE MONTHLY BUDGET STATUS REPORT FOR MAY 2004 AND APPROVAL OF BUDGET TRANSFERS**
- 5-8. **ACCEPT AND FILE PARACRUZ STATUS REPORT FOR APRIL 2004**
- 5-9. **ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR MAY 2004**
- 5-10. **ACCEPT AND FILE UNIVERSITY OF CALIFORNIA, SANTA CRUZ SERVICE UPDATE**
- 5-11. **ACCEPT AND FILE METROBASE STATUS REPORT**
- 5-12. **ACCEPT AND FILE MINUTES REFLECTING VOTING RESULTS FROM APPOINTEES TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION FOR THE JUNE MEETINGS**
- 5-13. **CONSIDERATION OF AUTHORIZATION TO RENEW AGREEMENT WITH SANTA CRUZ COUNTY FOR ACQUISITION AND RELOCATION ASSISTANCE SERVICE**
- 5-14. **CONSIDERATION OF APPROVAL OF A RESOLUTION AUTHORIZING DECREASE IN PETTY CASH FUND FOR THE METRO CENTER**
- 5-15. **CONSIDERATION OF AUTHORIZATION FOR DISPOSAL OF FIVE (5) 1988 NEW FLYER BUSES, TWO (2) 1996 SEDANS, ONE 1989 PICK-UP, AND ASSOCIATED PARTS**
- 5-16. **ACCEPT AND FILE NOTIFICATION OF ACTIONS TAKEN IN CLOSED SESSION ON THE WORKERS' COMPENSATION CLAIM SETTLEMENT OF JAMES HOLODNICK**
- 5-17. **CONSIDERATION OF ADOPTING AN ANNUAL DISADVANTAGED BUSINESS ENTERPRISE (DBE) PARTICIPATION RATE OF 2.4% FOR FEDERALLY-FUNDED PROCUREMENTS IN FY 2005**
- 5-18. **CONSIDERATION OF THE IMPACT OF RECENT FUEL PRICE INCREASES ON PUBLIC TRANSIT RIDERSHIP AND OPERATING COST**
- 5-19. **CONSIDERATION OF SUBMITTING A RESPONSE TO THE GRAND JURY REGARDING RECOMMENDATIONS FROM THE 2003-2004 FINAL REPORT**

Director Spence pointed out an error in the 6/25/04 Minutes. The file copy of these minutes were changed to reflect the following: "...person using an ADA MediCal coupon,"

ACTION: MOTION: DIRECTOR NORTON SECOND: DIRECTOR ROTKIN

Approve the Consent Agenda with the correction to the 6/25/04 Minutes.

Motion passed by a unanimous voice vote in lieu of a roll call with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

REGULAR AGENDA

6. PRESENTATION OF EMPLOYEE LONGEVITY AWARDS

The following employee was acknowledged with a longevity certificate for his years of service:

TWENTY YEARS

Harvey F. Contreras, Bus Operator

7. CONSIDERATION OF RECEIPT OF REPORT OF THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION'S PARATRANSIT COORDINATION TASK FORCE (PCTF)

Summary:

Director Spence summarized the additional documentation and the history of the PCTF, and reported that there was no July meeting.

Discussion:

Director Reilly explained that the first meeting was spent setting the meeting schedule, the second meeting was a presentation on Paratransit in Sacramento, and that Margaret Gallagher will make a presentation at the August meeting regarding the ADA legal mandates.

Pat Dellin explained that the spreadsheet of Specialized Transportation Services is in progress and not the final version. Ms. Dellin confirmed that the Board wished to receive the Minutes from the Task Force, follow up with any questions, and receive the final presentation.

Directors Tavantzis, Reilly and Rotkin requested that Supervisor Mardi Wormhoudt's letter regarding no expectation that the District would not move ahead with any necessary action prior to the final recommendation from the PCTF be reiterated to the members of the Task Force. Pat Dellin will agendized this for the next PCTF meeting.

8. DELETED – ACTION TAKEN AT THE JUNE 11, 2004 BOARD MEETING

9. DELETED – ACTION TAKEN AT THE JUNE 11, 2004 BOARD MEETING

10. CONSIDERATION OF APPROVAL OF 25 YEAR LEASE WITH THE CITY OF SANTA CRUZ FOR PROPERTY NEEDED FOR THE METROBASE PROJECT

Les White reported that negotiations were ongoing and requested that this item be deferred to August.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR REILLY

Continue this item to the August Board Meeting.

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

11. MOVED TO CONSENT AGENDA AS ITEM #5-17

12. CONSIDERATION OF COSTS OF EXTENSION OF SERVICE TO THE SANTA CRUZ COUNTY FAIRGROUNDS THROUGH THE CONCLUSION OF THE FAIR

Summary:

Mark Dorfman reported that service to the Fairgrounds would be eliminated in September with the Fall Service Revision. Mr. Dorfman spoke with Fair personnel who indicated they were not interested in a Fair Shuttle this year, or promoting the service in the Fair advertisements. They did request that the District keep a log and, if necessary, meet with Fair personnel regarding the number of people having problems accessing the Fair. Fair personnel also said that their business is running the Fair, not a transportation system.

There were 73 rides in 2002, which is the last year the shuttle ran. Providing this service would cost the District \$4,752, which it cannot afford, especially with no advertising assistance from the Fair.

ACTION: MOTION: DIRECTOR TAVANTZIS SECOND: DIRECTOR ROTKIN

Do not provide an extension of service to the Santa Cruz County Fairgrounds through the conclusion of the Fair.

Discussion:

Director Tavantzis expressed concern that this would also eliminate ParaCruz service and disappointment that Fair personnel chose not to help promote the shuttle service.

Director Stone asked how many Paratransit trips had been taken to the Fair in the past. Mr. Dorfman responded to Director Stone that there had been 28 Paratransit trips to and from the Fair in 2002.

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

13. CONSIDERATION OF SUBMITTING COMMENTS WITH REGARD TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION'S PROPOSED EXPENDITURE PLAN

Summary:

Les White reported that RTC's proposed expenditure plan would be finalized at their July 27, 2004 meeting and submitted to the voters for consideration in November 2004. He asked if the Board had any comments to formally transmit to the Regional Transportation Commission (RTC).

Discussion:

Pat Dellin clarified that the amount allocated to Highway 1 Express service would not be limited to capital expenditures, but could also be used for the operational side and that the Senior & Disabled Services funding could be used for the District as well. RTC would decide annually how the funding would be allocated.

Director Rotkin commented that the Board should not direct the RTC on how to allocate funds for the entire county, but that the plan needs to appeal to the whole community by including more public transit funding in order to pass a tax measure.

Direction:

Staff was directed to provide language, for the July 27, 2004 RTC meeting, regarding assigning a dedicated portion of the Senior and Disabled Services funding to the District.

Public Comments:

Paul Marcelin-Sampson spoke in favor of dedicated funding for the District's Paratransit service to seniors and disabled, as well as fixed route, including the Talking Bus equipment.

Bob Yount agreed with Director Rotkin's comment above and he feels the 4% allocated for Senior & Disabled Services is not enough.

Chair Reilly adjourned to a Special Board of Directors Meeting at this time. After that meeting, Chair Reilly reconvened the regular meeting of the Board of Directors.

14. CONSIDERATION OF MODIFICATIONS TO SANTA CRUZ METRO'S BYLAWS INCLUDING ADDING RULES OF PROCEDURE FOR BOARD MEETINGS, SELECTING REPRESENTATIVES TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION, SETTING TIME LIMITS FOR TESTIMONY ON AGENDA ITEMS AND OTHER CHANGES

Margaret Gallagher requested that this item be deferred to August in order to provide information requested by the Board at the July 9, 2004 Board meeting.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR NORTON

Continue this item to the August Board Meeting.

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

15. **MOVED TO CONSENT AGENDA AS ITEM #5-18**

16. **CONSIDERATION OF THE REQUEST FROM THE SCOTTS VALLEY CITY COUNCIL TO RECONFIGURE ROUTE #31 TO REMOVE SERVICE FROM VINE HILL SCHOOL ROAD AND REDIRECT THE SERVICE TO OPERATE ON GLENWOOD DRIVE IN SCOTTS VALLEY SERVING THE SCOTTS VALLEY HIGH SCHOOL ON ALL TRIPS**

Summary:

Les White reported that he had spoken with the City of Scotts Valley regarding their request that METRO redeploy the Route #31 service by deleting service from Vine Hill School Road and reassigning the service to operate on Glenwood Drive serving the Scotts Valley High School on all trips. An accessible location for a bus stop has been identified on Glenwood Drive and the City of Scotts Valley has agreed to pay for the installation of this new bus stop.

Discussion:

Director Tavantzis expressed concern that METRO expended over \$4,000 to make a change at the request of the Scotts Valley City Council and now is changing it again. Mr. White said the cost to the City of Scotts Valley for the new bus stop would be \$150 for a 3' x 5' 4" deep concrete pad.

ACTION: MOTION: DIRECTOR TAVANTZIS SECOND: DIRECTOR REILLY

Redeploy Route #31 service by deleting service from Vine Hill School Road and reassigning the service to operate on Glenwood Drive serving the Scotts Valley High School on all trips, with the understanding that there is no capital expenditure to the District.

Direction:

Convey to the Scotts Valley City Council that METRO is responding to this request because the City Council believes it is the best route, and not because of complaints.

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

17. **MOVED TO CONSENT AGENDA AS ITEM #5-19**

18. **CONSIDERATION OF OPERATING THE WATSONVILLE STRAWBERRY FESTIVAL SHUTTLE BEING HELD ON JULY 31, 2004 AND AUGUST 1, 2004**

Summary:

Bryant Baehr reported that the City of Watsonville has requested two (2) buses for the Watsonville Strawberry Festival being held July 31, 2004 and August 1, 2004. The City of Watsonville has agreed to pay all costs for this service, which is free to the public.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR KEOGH

Authorize the General Manager to operate two (2) buses for the Watsonville Strawberry Festival being held on July 31, 2004 and August 1, 2004, at the City of Watsonville's expense.

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

19. CONSIDERATION OF OPERATION OF THE CAPITOLA ART & WINE FESTIVAL SHUTTLE ON SEPTEMBER 18 & 19, 2004

Summary:

Bryant Baehr reported that the City of Capitola has requested two (2) buses for the Capitola Art & Wine Festival being held July 18 & 19, 2004. The City of Capitola has agreed to pay all costs for this service, which is free to the public.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR REILLY

Authorize the General Manager to operate two (2) buses for the Capitola Art & Wine Festival being held September 18 & 19, 2004, at the City of Capitola's expense.

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

20. CONSIDERATION OF THE CALL STOP AUDIT REPORT

Summary:

Bryant Baehr reported that this report covers the period of April – June of 2004. Mr. Baehr explained that although Attachment B indicates that there were 63 call stops missed, the actual number was 58 due to road construction affecting 5 stops that should not have been on the list. This is reflected in the footnote on Attachment A.

Discussion:

Director Norton questioned spending \$20,000 per year on this service and asked if it could be done less expensively. Mr. Baehr responded that this must be done for two (2) years as part of the lawsuit settlement, effective February 2004.

21. **DELETED – ACTION TAKEN AT THE JULY 9, 2004 BOARD MEETING**
22. **PUBLIC HEARING TO IDENTIFY A LIST OF UNMET TRANSIT NEEDS FOR SUBMISSION TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION**

Summary:

Les White reported that annually, the SCCRTC adopts a list of unmet transit needs pursuant to the requirements of the State of California Transportation Development Act. In previous years, the list of unmet needs has focused on Paratransit. Next year, METRO's list of unmet needs will be based on a new Short Range Transit Plan, which will be developed in FY 04-05. This year, Staff is recommending that the Board hold a Public Hearing to develop a list of unmet Transit needs for submission to the SCCRTC.

Mr. White clarified that the RTC does not determine who should provide or pay for these services and that METRO is not aggressively pursuing funding for items on the list.

Attachment A to the Staff Report is a list that was developed by Staff from comments received at the recent Public Hearings on service reductions. Both MAC and MASTF have submitted their contributions to the list, which are attached to these minutes.

Public Hearing opened at 10:45 a.m.

Bonnie Morr: 1) Extending Hwy 17 service into South County, and 2) Restoration of cut service.

Paul Marcelin-Sampson: encouraged the Board to be equal with fixed route and Paratransit needs.

Public Hearing closed at 10:48 a.m.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR REILLY

Authorize the General Manager to submit a list of unmet transit needs to the SCCRTC, which includes the current draft list, the MAC list, the MASTF list, and comments received at today's Public Hearing.

Friendly Amendments by Directors Keogh, Norton and Spence and accepted by Director Mike Rotkin as follows:

**Expand South County Highway 17 service
Bus Rapid Transit possibilities
General increase in Express service
Increase in mid-county service
Add service down Portola.
Advertise and provide free bus service to children 13 and under
Increase frequency of commute trips between Watsonville and mid-county**

Increase frequency throughout system

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

Les White clarified that the list submitted by METRO would be 3 separate parts in the form of a list from the Board, referencing and endorsing the MAC and MASTF lists, which will be attached to the Board list.

23. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE AN AMENDMENT TO THE RNL DESIGN CONTRACT FOR ARCHITECTURAL/ENGINEERING SERVICES FOR THE METROBASE PROJECT

Summary:

Frank Cheng reported that there are two (2) necessary changes that are beyond the original scope of the MetroBase Architectural/Engineering contract with RNL 1) Some of the LCNG components required long lead times and need to be pre-purchased; and 2) soil analysis showed that a Driven Concrete Pile Foundation System is necessary for the River Street site. These changes require a Change Order in the amount of \$109,080

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR REILLY

Authorize the General Manager to execute an Amendment to the MetroBase Architectural/Engineering Contract with RNL Design.

Motion passed unanimously with Directors Ainsworth, Beautz, Hinkle, and Skillicorn being absent.

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

Margaret Gallagher reported that the Board would discuss the Workers Compensation claims of Laura Harrell, Guillermo Chavez, and Donna Morse. The Board will also review the case of Beverly Beams vs. SCMTD.

25. ORAL AND WRITTEN COMMUNICATIONS REGARDING CLOSED SESSION

None.

SECTION II: CLOSED SESSION

Chair Reilly adjourned to Closed Session at 11:04 a.m. and reconvened to Open Session at 11:29 a.m.

SECTION III: RECONVENE TO OPEN SESSION

26. REPORT OF CLOSED SESSION

Margaret Gallagher had nothing to report at this time.

ADJOURN

There being no further business, Chair Reilly adjourned the meeting at 11:04 a.m.

Respectfully submitted,

CINDI THOMAS
Administrative Services Coordinator