

**SACRAMENTO REGIONAL TRANSIT DISTRICT  
BOARD OF DIRECTORS  
BOARD MEETING  
November 9, 2009**

**ROLL CALL:** Roll Call was taken at 6:04 p.m. PRESENT: Directors Dickinson, MacGlashan, Miller, Morin, Nottoli, Pannell, McGarvey and Chair Cohn.

**CONSENT CALENDAR**

1. Motion: Action Summary - Board Meeting of October 26, 2009
2. Approving Contracts for General Engineering Support Services 2010 (Abansado)
  - A. Resolution: Conditionally Awarding a Contract for General Engineering Support Services 2010 to Psomas; and
  - B. Resolution: Conditionally Awarding a Contract for General Engineering Support Services 2010 to Kimley-Horn
3. Resolution: Approving the First Amendment to the Contract for Insurance Broker Services with Aon Risk Services, Inc. of Central California Insurance Services (Bailey)
4. Resolution: Approving Work Order No. 3 to the Contract with URS Corporation for Project Control Services for the South Sacramento Corridor Phase 2 Project (Scofield)
5. Resolution: Declaring IBEW Wages and Benefits Neither Fixed Nor Definite (Fong)
6. Resolution: Repealing Resolution No. 09-09-0159 and Approving a Project Agreement for Minimal Operable Segment for the Downtown Natomas Airport Rail Corridor Project with the City of Sacramento (Abansado)
7. Resolution: Amending and Restating Title VII of the Sacramento Regional Transit District Administrative Code Regarding Real Property (Arnold)
8. Resolution: Approving a Fee Schedule for Use of RT Owned/Controlled Property (Arnold)
9. Whether or Not to Approve Preliminary Engineering Design Contract Amendments and Delegating Authority to the General Manager/CEO to Execute

Final Design Contract Amendments for the South Sacramento Corridor Phase 2 Project (Nakano)

- A. Resolution: Approving the Fifth Amendment to Contract with Lockwood, Andrews and Newnam for Civil, Track and Structures Design Services and Delegating Authority to the General Manager/CEO to Execute a Contract Amendment for Final Design Services for the South Sacramento Corridor Phase 2 Project; and
- B. Resolution: Approving the Second Amendment to Contract with AECOM for Aerial Structure Design Services and Delegating Authority to the General Manager/CEO to Execute a Contract Amendment for Final Design Services for the South Sacramento Corridor Phase 2 Project; and
- C. Resolution: Approving the First Amendment to Contract with MFDB for Station Design Services and Delegating Authority to the General Manager/CEO to Execute a Contract Amendment for Final Design Services for the South Sacramento Corridor Phase 2 Project; and
- D. Resolution: Approving the First Amendment to Contract with HLA for Station Design Services and Delegating Authority to the General Manager/CEO to Execute a Contract Amendment for Final Design Services for the South Sacramento Corridor Phase 2 Project.

***ACTION: APPROVED - Director MacGlashan moved; Director McGarvey seconded approval of the consent calendar as written. Motion was carried by voice vote. ABSENT: Directors Dickinson, Hammond, Hume, Morin, Nottoli, and Tretheway.***

**GENERAL MANAGER'S REPORT**

- 10. General Manager's Report
  - a. Federal Updates
  - b. State Updates
    - 1. Oral Presentation by Mark Watts of Smith, Watts and Company, LLC.; Introduction of Jaunita Martinez of Smith, Watts and Company, LLC.
  - c. Installation of Beverage Machines at Light Rail Stations
  - d. RT Meeting Calendar

Mike Wiley verbalized his written report. In addition, he noted that SAFETEA-LU had been extended by seven weeks (through December 18). Unfortunately there is not much progress on a permanent reauthorization. Staff is likely to see further extensions to SAFETEA-LU.

Mr. Wiley reminded the Board that Saturday (November 14) is the RT Employee Safety & Service Awards event and that Friday (November 13) is the retirement celebration for

Gene Skoropowski.

Mr. Wiley introduced Mark Watts and Juanita Martinez of Smith Watts & Company - Mr. Watts noted that his firm was hired by RT in the Summer and that the legislature was in the final days of its process at that time. Mr. Watts noted that there were several bills his firm was watching on RT's behalf in connection with the California Transit Association. The most significant of the bills was the bill to extend design-build authority. The bill now provides authority to do design-build in transit through 2015. There were two transit village plan bills that were vetoed by the Governor, and the vetoes had to do with the expansion of the purposes that transit villages could engage in. Smith Watts had some success in expanding the ability for Proposition 1B funds to be advanced by local agencies in the event the State had not made the appropriate appropriations. Transportation agencies can now engage in an advance program when the bond funds come through. This will help on cash flow for some agencies in the State.

Smith Watts had a successful year - Proposition 42 was not suspended. The transit monies that come from Proposition 42 were stolen at a later date after it was transferred to the transportation program, and that money was dedicated for other than transportation purposes, but the local government money and the money that funds the STIP was transferred according to the constitution. Another disappointment was the transfer of nearly a billion dollars from mass transit accounts. The legislation that accompanied the budget suspended the State Transit Assistance program for another three years.

The California Transit Association is negotiating with the Department of Finance and intends to go back to the Superior Court with a plan of action. Mr. Wiley noted that the California Transit Association formed a sub-committee to work with legal staff and CTA staff in the negotiation process, and he is a member of that sub-committee.

The high speed rail authority was fully funded for the consulting staff. Half of the money is being held until an updated business plan is completed. Steve Cohn noted that some time in December or January a scoping meeting will be held.

Mr. Wiley noted that RT and Smith Watts have been working together on future transit funding opportunities, and that the Assembly Transportation Committee is scheduling hearings throughout the State. There is tentatively one scheduled in RT's Auditorium on December 8<sup>th</sup>.

Speaker: Mike Barnbaum

## **INTRODUCTION OF SPECIAL GUESTS**

## **UNFINISHED BUSINESS**

## PUBLIC HEARING

11. Initial Study/Mitigated Negative Declaration for the University/65<sup>th</sup> Street Transit Center Improvement Project (Marx)

Director Dickinson suggested that staff respond to Walt Seifer's letter regarding his suggestions for the plan.

Speakers: Jeffery Tardaguila

## NEW BUSINESS

12. Resolution: Commending Eugene R. Skoropowski (Cohn)

Speaker: Jeffery Tardaguila

***ACTION: APPROVED - Director Dickinson moved; Director Pannell seconded approval of the item as written. Motion was carried by voice vote. ABSENT: Directors Hammond, Hume and Tretheway.***

13. Approving the Five Year Capital Improvement Plan and Amending the FY 2010 Capital Budget (Tyler)
  - A. Resolution: Adopting the Five-Year Capital Improvement Plan for FY 2010 through FY 2014; and
  - B. Resolution: Amending the FY 2010 Capital Budget

Director Nottoli wanted to know if the Horn Road and T Street Stations are still viable projects in the Capital Improvement Plan because it seemed that smaller projects were taking a "back seat" to the larger projects. Mr. Wiley indicated that staff would have dialogue with the Board members to set funding priorities in the future.

***ACTION: APPROVED - Director Nottoli moved; Director Pannell seconded approval of the item as written. Motion was carried by voice vote. ABSENT: Directors Hammond, Hume and Tretheway.***

14. There is no item for this number.

15. Information: Pilot Park-Pay-and Ride Program Update (Brangle)

***ACTION: NONE - Kristi Brangle reviewed the Park-Pay-and Ride Program and provided a demonstration, with assistance from Director Morin, on how to use the new ticket machines for parking.***

**REPORTS, IDEAS AND QUESTIONS FROM DIRECTORS, AND COMMUNICATIONS**

16. Chair's Report (Cohn)

Speaker: Mike Barnbaum

**PUBLIC ADDRESSES THE BOARD ON MATTERS NOT ON THE AGENDA**

Anna Ching\* - Requests that RT provide service in Elk Grove to assist with E-tran's commute problems. Ms. Ching provided a petition of riders who are requesting that the City of Elk Grove return routes that were taken away in September.

Mike Barnbaum\* - Pride Industries is scheduled to move the week after Thanksgiving. Mr. Barnbaum showed the Board members the revised schedule for Route 14 which is also located on RT's website.

**ANNOUNCEMENT OF CLOSED SESSION ITEMS**

**RECESS TO CLOSED SESSION**

**CLOSED SESSION**

**RECONVENE IN OPEN SESSION**

**CLOSED SESSION REPORT**

**ADJOURN**

\*Handout

As there was no further business to be conducted, the meeting was adjourned at 7:35 p.m.

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STEVE COHN, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
2	12/14/09	Open	Action	10/21/09

Subject: Rejection of Claim

## ISSUE

Whether to reject the following claim against Regional Transit.

## RECOMMENDED ACTION

Adopt a motion to reject the following claim:

<u>Claimant</u>	<u>Amount Claimed</u>	<u>Description</u>
Rogel, Mindy	\$50,000.00	<u>Rejection of Claim:</u> Claim is for injuries allegedly sustained when RT bus was involved in a collision with a vehicle.

## FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	N/A
Budget Source:	Operating	Next FY:	\$	N/A
Funding Source:	Local	Annualized:	\$	N/A
Cost Cntr/GL Acct(s) or Capital Project #:	N/A	Total Amount:	\$	N/A
Total Budget:	\$ See Below			

## DISCUSSION

Regional Transit establishes reserves in an aggregate amount sufficient to cover losses for all claims up to the self insurance limit.

The above referenced claim is currently under investigation to determine if RT has any liability. Therefore, staff recommends the Board adopt a motion rejecting the above claims.

Approved:

  
General Manager/CEO

Presented:

  
Chief Administrative Officer/EEO