

**SACRAMENTO REGIONAL TRANSIT DISTRICT
BOARD OF DIRECTORS
BOARD MEETING
June 8, 2009**

ROLL CALL: Roll Call was taken at 6:05 p.m. PRESENT: Directors Dickinson, Hammond, Hume, MacGlashan, Miller, Morin, Nottoli, Pannell, Sander, Tretheway and Chair Cohn.

CONSENT CALENDAR

1. Motion: Action Summary - Board Meeting of May 11, 2009
2. Motion: Rejection of Claims: *Conners, T. Powell, K. Nunez, R.*
MickKow, D. Allen, M.
3. Motion: Rejection of Application for Leave to Present Late Claim: *Schmitt, M.*
4. Resolution: Awarding a Contract to C & C Construction, Inc. for the 13th and 16th Street Station Improvement Project (Abansado)
5. Resolution: Delegating Authority to the General Manager/CEO to Bind the Sacramento Regional Transit District to an Agreement with Verizon Wireless to Purchase Wireless Services and Products under a Master Agreement between Verizon and the State of California (Cain)
6. Resolution: Approving a Memorandum of Understanding for Planning the Downtown/Riverfront Streetcar Project (Lonergan)
7. Resolution: Approving the Second Amendment to the Retirement Plan for RT Employees who are Members of Amalgamated Transit Union, Local 256 (Bailey)
8. Resolution: Approving the Sixth Amendment to the Contract with the County of Sacramento for Sheriff's Work Project (Cain)
9. Resolution: Approving the Equal Employment Opportunity/Affirmative Action Plan for Sacramento Regional Transit District for the Period January 1, 2009 through December 31, 2011 (Silva)
10. Resolution: Authorizing Renewal of General Liability including Public Officials Errors and Omissions; Property, Boiler and Machinery; Excess Workers' Compensation; Employment Practices Liability; Crime/Employee Dishonesty; Privacy and Network Liability and Pollution/UST Insurance; and Pollution/Amtrak

Union Pacific for the Period of July 1, 2009 through June 30, 2010 (Bailey)

11. Whether to Sell Surplus Buses to the City of Woodland and the California Fire and Rescue Training Authority (Miller)
 - A. Resolution: Authorizing the Sale of Five Surplus Buses to the City of Woodland; and
 - B. Resolution: Authorizing the Sale of One Surplus Bus to the California Fire and Rescue Training Authority
12. Resolution: Approving the Agreement between Sacramento Regional Transit District and Administrative Employees Association for Revising the Memorandum of Understanding and Salaried Employees Retirement Plan for the Term of January 1, 2009 through December 31, 2010 (Bailey)

ACTION: APPROVED - Director Morin moved; Director Tretheway seconded approval of the consent calendar with the exception of Item #12 which was pulled for discussion. Motion was carried by voice vote.

12. Resolution: Approving the Agreement between Sacramento Regional Transit District and Administrative Employees Association for Revising the Memorandum of Understanding and Salaried Employees Retirement Plan for the Term of January 1, 2009 through December 31, 2010 (Bailey)

ACTION: APPROVED - Director MacGlashan moved; Director Tretheway seconded approval of the resolution as written. Motion was carried by voice vote. ABSENT: Director Hammond.

GENERAL MANAGER'S REPORT

13. General Manager's Report
 - a. Federal Updates
 - b. State Updates
 - c. Monthly Performance Report (April 2009)
 - d. RT Meeting Calendar

Speakers: Mike Barnbaum
Jeffrey Tardaguila

No additional comments were provided by Mr. Wiley.

Director MacGlashan requested a report back on ACA 15 at a future meeting.

INTRODUCTION OF SPECIAL GUESTS

*At this time, Items 14 and 15 were presented together. Mike Wiley introduced the items and turned them over to Dee Brookshire and RoseMary Covington for presentation.

UNFINISHED BUSINESS*

- 14. Resolution: Setting a Public Hearing for June 22, 2009 to Consider Fare Increases to Revise the Fiscal Year 2010 Budget (Brookshire)

PUBLIC HEARING*

- 15. Proposed Services Changes for September 2009 (Marx)

Speakers on items 14 and 15:

Barbara Stanton	Bonnie Trottot	Albert Hyst, Jr.
Patti Uplinger	Katharine Thompson	George Greig
Kathleen Mello	Leslie Thom	Shayana Mendes
Russell Rawlings	Barbara Johnson	Lisa Gordon
Catherine Johns	Jeff Tardaguila	Mr. Sympson
Peter Weinberger, Jr.	Regina Hoffman	Linda Williams
Marlene May	Barbara Lundgren	Eileen Ferriot
Peggy Lombardi	Marc Wilson	Lynda Sheppard
William Lowell	Tim Daly	Leoma Lee
Diane Lebbs	Terry Maxwell	Becky Heieck
Sheela Gunn-Cushman	Darrin Byington	Deborah Rafter
Katherine Henderson	Mary Ann Lujan**	Conny Anderson
Carol Moss	Diane Portillo	Elaine Novaic
Thomas Todd	Patrick Jackson	Timothy Byrnes
Frances Gracechild	Chris Jensen	Emilio
Bill Smith	Rick Hodgkins	Regina Brink**

Signed Up to Speak, But Did Not Speak:

Susan Tze	Bill Blads	Crystal Vance
Dale Miles	Etta Larrabee	Ron Cater
Rosalie Rashid	Arthur Ketterling	April Bailey
Shearlene Wilcox		

Provided Written Comments:

Joan Toomire Carol Jackson

for parking.

Director Nottoli asked that Saturday/Sunday service still be provided to hospitals and medical facilities.

Director Hume suggested that RT revisit advertising for revenue. He inquired as to why the Central City was not touched as far as service reductions, and suggested that some headways could be increased.

Director Sander requested that transfers be revisited, that the Central City fare be increased to the same as all other fares, that 15 minute service be changed to 20 minute service. He also suggested that staff look into why buses were lingering at Sacramento City schools.

Director Miller suggested that service be aligned with furloughs, and that RT staff work with Citrus Heights regarding their routes.

Director Pannell wanted staff to relook at changes to the Phoenix Park area route. Director Pannell also requested a one-on-one briefing on service changes.

ACTION: APPROVED - Director Nottoli moved; Director MacGlashan seconded approval of item #14 changing the Exhibit to include all fare categories. Motion was carried by voice vote. ABSENT: Director Hammond.

NEW BUSINESS

16. Resolution: Delegating Authority to the General Manager/CEO to Enter into an Agreement with the City of Rancho Cordova for Shuttle Services (Lonergan)

ACTION: APPROVED - Director Pannell moved; Director Nottoli seconded approval of the item as written. Motion was carried by voice vote. ABSENT: Director Hammond. ABSTAIN: Director Sander.

REPORTS, IDEAS AND QUESTIONS FROM DIRECTORS, AND COMMUNICATIONS

17. Sacramento-Placerville Transportation Corridor Joint Powers Authority Meeting - May 11, 2009 (Sander/Nottoli)

No additional comments were provided on this item.

18. Paratransit Board Meeting: May 28, 2009 (Hammond/Pannell)

No additional comments were provided on this item.

19. Chair's Report (Cohn)

There was no report on this item.

PUBLIC ADDRESSES THE BOARD ON MATTERS NOT ON THE AGENDA

Speakers:

Ron Emslee - Mr. Emslee read a thank you letter to Ms. Hammond from Richard Perry. Mr. Emslee noted his continuing problems with the patrons lingering at the bus bench at Broadway and 36th Street.

Eric Hoover - Mr. Hoover gave some of his ideas for revenue: advertising on buses and trains, billboards. Wants the route from Downtown to West Sacramento to be called the pink line and that some of the proceeds could go to charity.

Written Comments: William Lowell

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 9:35 p.m.

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	06/22/09	Open	Action	05/28/09

Subject: Rejection of Claims

ISSUE

Whether to reject the following claims against Regional Transit.

RECOMMENDED ACTION

Adopt a motion to reject the following claims:

<u>Claimant</u>	<u>Amount Claimed</u>	<u>Description</u>
Whitney, Doris	\$75,000.00	<u>Rejection of Claim:</u> Claim is for injuries allegedly sustained when passenger was struck by doors while boarding a light rail vehicle.
Durrill, Wendy	\$428,000.00	<u>Rejection of Claim:</u> Claim is for injuries allegedly sustained when passenger fell while deboarding a bus.

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 claims are 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

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
3	06/22/09	Open	Action	06/11/09

Subject: Awarding a Contract to C.E. Harris Inc. DBA Harris Electric for North East Corridor Fiber Optic Backbone Installation

ISSUE

Whether or not to award a Contract to C.E. Harris, Inc., DBA Harris Electric for the North East Corridor Fiber Optic Backbone Installation.

RECOMMENDED ACTION

Adopt Resolution No. 09-06-____, Awarding a Contract to C.E. Harris, Inc., DBA Harris Electric for the North East Corridor Fiber Optic Backbone Installation

FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	232,850
Budget Source:	Capital	Next FY:	\$	N/A
Funding Source:	State	Annualized:	\$	N/A
Cost Cntr/GL Acct(s) or Capital Project #:	WBS: G045.01.02.04.01 GL: 910800	Total Amount:	\$	232,850
Total Budget:	\$ 232,850.00			

DISCUSSION

On April 13, 2009, the Board authorized the solicitation of bids for Fiber Optics Communications Cable Installation for the North East Corridor. The Invitation to Bid was issued on April 17, 2009.


The scope of work consist of installing owner-furnished single mode fiber cable through contractor-installed and existing underground and aerial pathways in the light rail corridor. This fiber backbone will be the foundation for all station based communications for fare vending and smart card systems, security cameras, passenger information displays, and public address systems.

On May 28, 2009, the following bids were received:

Contractor	Bid Amount
Golden State Utility Co.	Determined Non Responsive
Harris Electric	\$232,850
Potelco	Determined Non Responsive
F. Connolly Co.	\$349,795

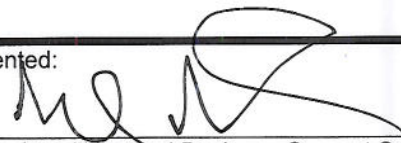
Approved:

General Manager/CEO



Presented:

Chief of Facilities and Business Support Services



REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
3	06/22/09	Open	Action	06/11/09

Subject: Awarding a Contract to C.E. Harris Inc. DBA Harris Electric for North East Corridor Fiber Optic Backbone Installation

The Engineer's estimate for this project is \$280,000. Staff evaluated the low bid and has determined it to be non-responsive and therefore recommends award to the second low bid from C.E. Harris, Inc., DBA Harris Electric with said bid being deemed fair and reasonable based on the Engineers Estimate and other bids recieved.

This project is not federally funded and therefore the DBE regulation under 49 CFR Part 26 is not applicable to the contract and no DBE participation goal was set for the project.

Additionally, RT set a 5% price preference to Bidders meeting the 25% SBE participation goal for this Contract. C.E. Harris, Inc., DBA Harris Electric is a certified SBE firm with said status being confirmed with the State of California Department of General Services. C.E. Harris, Inc., DBA Harris Electric listed no subcontractors. Therefore, 100% SBE participation is achieved with C.E. Harris, Inc., DBA Harris Electric.

Staff recommends award of the Contract to C.E. Harris, Inc., DBA Harris Electric for the North East Corridor Fiber Optic Backbone Installation for an amount not to exceed \$232,850.

RESOLUTION NO. 09-06-_____

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

June 22, 2009

**AWARDING A CONTRACT TO C.E. HARRIS, INC., DBA HARRIS ELECTRIC FOR
THE NORTH EAST CORRIDOR FIBER OPTIC BACKBONE INSTALLATION**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE
SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the Contract between Sacramento Regional Transit District, therein referred to as "RT," and C.E. Harris, Inc., DBA Harris Electric, therein referred to as "Contractor," whereby Contractor agrees to provide North East Corridor Fiber Optic Backbone Installation, as specified, for an amount not to exceed \$232,850, is hereby approved.

THAT, the Chair and General Manager/CEO are hereby authorized and directed to execute said contract.

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
4	06/22/09	Open	Action	05/28/09

Subject: Awarding a Contract to Smith, Watts & Company, LLC for State Lobbying Services

ISSUE

Whether or not to award a contract to Smith, Watts & Company, LLC for State Lobbying Services.

RECOMMENDED ACTION

Resolution No. 09-06-____, Awarding a Contract to Smith, Watts & Company, LLC for State Lobbying Services.

FISCAL IMPACT

Budgeted:	Yes	FY10:	\$60,000
Budget Source:	Operating	FY11:	\$62,400
Funding Source:	Local	FY12:	\$64,896
Cost Cntr/GL Acct(s) or	CC: 48	Total Amount:	\$187,296
Capital Project #:	GL: 630089		
Total Budget:	\$187,2968		

*Total amount is \$187,296, for a 3-year contract with the option to renew for two additional 1-year terms.

DISCUSSION

On January 26, 2009, the RT Board gave authorization to staff to release a Request for Proposals (RFP) for state lobbying services as the current contract expires on June 30, 2009. Staff released the RFP on March 19, 2009, and the solicitation was advertised in publications of general circulation and posted on RT's website under Contracting Opportunities. A pre-proposal meeting was held on March 31, 2009; one Addendum and Letter of Clarification was issued. On April 20, 2009, five responsive proposals were received from: Capital Representation Group, Inc. and JEA & Associates, Joint Venture; Public Policy Advocates, LLC; Molodanof Government Relations; Smith, Watts & Company, LLC; and Townsend Public Affairs, Inc.

The qualifying criteria in the RFP included the Proposer's understanding of the project, staffing and experience, project work plan, and competitiveness of price. The Selection Committee scored the written proposals, short listed, and invited three firms to oral presentations, which were held on May 27, 2009. The chart below represents the final ranking by the Selection Committee:

<u>Rank Order</u>	<u>Proposer</u>
1	Smith, Watts & Company, LLC
2	Capital Representation Group, Inc. and JEA & Associates, Joint Venture
3	Molodanof Government Relations

Approved:


General Manager/CEO

Presented:


Acting Community and Governmental Affairs Manager

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
4	06/22/09	Open	Action	05/28/09

Subject: Awarding a Contract to Smith, Watts & Company, LLC for State Lobbying Services

The Selection Committee consisted of: Michael R. Wiley, General Manager/CEO; Dan Bailey, Chief Administrative Officer; Ed Scofield, Director, Project Management; Olga Sanchez, Attorney III; Jo Noble, Acting Community and Governmental Affairs Manager; Connie G. Garcia, Senior Community and Government Affairs Officer.

Smith, Watts & Company, LLC was selected due to various strengths in their staffing and written proposal, and they excelled during the oral presentations. The state lobbyist assists RT by coordinating state transit-related legislative proposals with existing and proposed federal law and legislation; shepherding client-sponsored legislative proposals through the Legislature; and monitoring transit related legislative proposals and funding initiatives. Smith, Watts & Company, LLC has an impressive record of excelling in all these areas.

RT established a 25% participation goal of the total proposed price for small business enterprises (SBE) for this contract. To be eligible for a 10% point preference, Proposers were to submit with its proposal, an SBE Participation Certification form. Four of the five Proposers included the SBE Participation Certification with its Proposal and all four firms were entitled to a 10% point preference in the evaluation process. Smith, Watts & Company, LLC is a certified SBE with the State of California Department of General Services; therefore, 100% SBE participation is achieved on this contract.

A monthly retainer fee basis is the typical industry method of payment for lobbying services. The lobbyist based its proposed retainer fee to cover all of the required services in the RFP scope of services. The price on this contract has been deemed as fair and reasonable.

Staff recommends the Board award a contract for State Lobbying Services to Smith, Watts & Company, LLC for a not-to-exceed amount of \$187,296 for a 3-year contract with the option to renew for two additional 1-year terms.

RESOLUTION NO. 09-06-_____

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

June 22, 2009

AWARDING A CONTRACT TO SMITH, WATTS & COMPANY, LLC FOR STATE LOBBYING SERVICES

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the Contract between Sacramento Regional Transit District, therein referred to as "RT," and Smith, Watts & Company, LLC, therein referred to as "Consultant," whereby Consultant agrees to provide State Lobbying Services, as specified, for an amount not to exceed \$187,296, for a 3-year contract with the option to renew for two additional 1-year terms, is hereby approved.

THAT, the Chair and General Manager/CEO are hereby authorized and directed to execute said Contract.

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
5	06/22/09	Open	Action	06/10/09

Subject: Approving the First Amendment to Contract with Robert E. Kershaw

ISSUE

Whether or not to approve the first amendment to the contract with Robert E. Kershaw for the Bridges and Structures Engineering Support of the South Sacramento Corridor Phase 2 Project.

RECOMMENDED ACTION

Adopt Resolution No. 09-06_____, Approving the First Amendment to the Contract with Robert E. Kershaw for the Bridges and Structures Engineering Support of the South Sacramento Corridor Phase 2 Project.

FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	10,000
Budget Source:	Capital	Next FY:	\$	34,000
Funding Source:	CMAQ/TCRP/MSA/STA	Annualized:	\$	N/A
Cost Cntr/GL Acct(s) or Capital Project #:	310.03.02.07.01	Total Amount:	\$	44,000
Total Budget:	\$ 44,000			

DISCUSSION

On December 2008, RT entered into a contract for temporary employment with Robert E. Kershaw to provide engineering support services for the bridges and structures for the South Sacramento Corridor Phase 2.

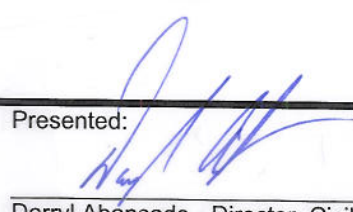
The preliminary engineering design has been extended through the fall of 2009 which will require Mr. Kershaw's expertise in managing the bridge and structures design of the South Sacramento Corridor Phase 2.

Mr. Kershaw is providing engineering support to the bridge design consultant, assisting in the bridge type selection, reviewing bridge plans, specifications and cost estimates for the South Sacramento Corridor Phase 2 Project. Mr. Kershaw has extensive experience in bridge and structures design, construction and construction management for both the public and private industry including highway and transit bridge structures.

Approved:


General Manager/CEO

Presented:


Darryl Abansado - Director, Civil and Track Design

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
5	06/22/09	Open	Action	06/10/09

Subject: Approving the First Amendment to Contract with Robert E. Kershaw

Staff recommends Board approval of the first amendment, which will extend the term of the contract through December 2009, to the contract with Robert E. Kershaw for Bridges and Structures Engineering Support of the South Sacramento Corridor Phase 2 Project.

RESOLUTION NO. 09-06-_____

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

June 22, 2009

**APPROVING THE FIRST AMENDMENT TO THE CONTRACT WITH
ROBERT E. KERSHAW FOR THE BRIDGES AND STRUCTURES ENGINEERING
SUPPORT OF THE SOUTH SACRAMENTO CORRIDOR PHASE 2 PROJECT**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE
SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the First Amendment to Contract for Temporary Employment - Bridges and Structures Engineering Support Services, between Sacramento Regional Transit District, therein referred to as "RT" and Robert E. Kershaw, therein referred to as "Contractor," whereby the term is extended by six months, is hereby approved.

THAT, the General Manager/CEO is hereby authorized and directed to execute said Amendment.

STEVE COHN, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: _____
Cindy Brooks, Assistant Secretary