

**SACRAMENTO REGIONAL TRANSIT DISTRICT
BOARD OF DIRECTORS
BOARD MEETING
June 11, 2012**

ROLL CALL: Roll Call was taken at 6:01 p.m. PRESENT: Directors Budge, Cohn, Hume, MacGlashan, Miller, Morin, Nottoli, Serna, and Chair Pannell. Absent: Director Schenirer. Director Fong arrived at 6:06 p.m.

Director Serna led the Pledge.

CONSENT CALENDAR

1. Motion: Approval of the Summary - Board Meeting of May 14, 2012
2. Resolution: Awarding a Contract for Breath Alcohol Testing and Urine Specimen Collection Services to Collection Plus (Bailey)
3. Resolution: Approving an Agreement with the County of Sacramento for Sheriff Deputy Services (Lonergan)
4. Resolution: Approving Easement Agreement between the City of Sacramento and Sacramento Regional Transit District for Light Rail Facilities at St. Rose of Lima Park (Fultz)
5. Resolution: Approving the First Amendment to Agreement for California State University, Sacramento Student and Employee Transit Pass Program (Brookshire)
6. Resolution: Approving the Fifth Amendment to the Contract for Purchase of Paratransit Buses with Creative Bus Sales, Inc. (Ham)
7. Resolution: Reject All Bids and Authorize Release of an Invitation to Bid for Purchase of Aerial Platform Truck (Harbour)
8. Resolution: Approving Memorandum of Agreement between Sacramento Regional Transit District and American Federation of State, County and Municipal Employees, District Council 57, Local 146 - Administrative/Technical Unit, Establishing a Collective Bargaining Agreement for the Term of July 1, 2012 through December 31, 2013 (Bailey)

9. Resolution: Authorizing Renewal of General Liability Insurance Coverage Including Public Officials Errors and Omissions, Property; Boiler & Machinery, Excess Workers' Compensation, Employment Practices Liability; Crime/Employee Dishonesty Insurance; Privacy and Network Liability; and Underground Storage Tank Pollution Liability for the Period of July 1, 2012 through July 1, 2013 (Bailey)

ACTION: APPROVED - Items 7 questioned by Director Nottoli but not pulled off consent. Director MacGlashan moved; Director Fong seconded approval of the consent calendar as written. Motion was carried by voice vote. Absent: Director Schenirer.

GENERAL MANAGER'S REPORT

10. General Manager's Report
 - a. Government Affairs Update
 - b. Light Rail Events
 - c. Monthly Performance Report (April 2012)
 - d. RT Meeting Calendar

Mike Wiley verbalized his written report. Mr. Wiley noted that at we continue to look for movement in reauthorization. The conference committee stays behind closed doors with no progress about the reauthorization bill. Mr. Wiley noted the attempt by Rep. Paul Braun out of Georgia pushed for reduction in funding generated by federal gas tax but did not pass house vote. Mr. Wiley addressed dates and times of the Green Line event.

Speaker: Mike Barnbaum

Chair Pannell showed appreciation for the great attendance and event of the ground breaking event of the South Line Phase 2. Chair gave thanks for Directors Fong, Hume, Cohn and Budge.

INTRODUCTION OF SPECIAL GUESTS

UNFINISHED BUSINESS

PUBLIC HEARING

NEW BUSINESS

11. Protest Hearing: Whether or Not to Deny Alston's Protest and Conditionally Award a Contract to Siemens or Reject all Proposals for UTDC Light Rail Vehicle Refurbishment
(Wiley)

A1. Adopt Resolution No. 12-06-____, Denying Alston Transportation Inc.'s Protest; and

A2. Adopt Resolution No. 12-06-____, Conditionally Awarding a Contract for UTDC Light Rail Vehicle Refurbishment to Siemens Industry, Inc.; or

B. Adopt Resolution No. 12-06-____, Rejecting all Proposals for UTDC Light Rail Vehicle Refurbishment

Mike Wiley verbalized how the protest will be conducted. Mr. Wiley introduced the item. Legal Counsel Bruce Behrens give additional information and guidance with respect to standards the board should be considering in the bid protest. Chair Pannell gave protest instruction and structure on how the protest will be conducted. Mr. Jim Lindsay presented Alston's protest and affirmed that RT offered participation and negotiation with them to discuss the protest. Mr. Lindsay presented a power point presentation which showed how Alston presented technical capability and experience in overhaul, customer service and resources. Mr. Scott Emblidge a public agency attorney consulting with Alston as a second view for the bidding process and protest process gave viewpoints on how the bidding process was viewed by Alston. Justin Bulpitt from Alston declined his remaining time to closing statements. Michael Cahill, President of Siemens presented his views in regard to how his company went into detail and took the time review the vehicles and to state their approach; explain their approach; and highlighted the approach of how they would do the refurbishments of the light rail vehicles. Mr. Cahill stated they put their best forward on the bid. Mark Lonergan gave RT's explanation on the approach to how the point assignments were made to the decision and the outcome as why RT felt the best vendor was chosen. Director Nottoli, Budge, Morin, Cohn, MacGlashan, Hume, Miller questioned the proposal process and how specs were looked at. Mark Lonergan with assistance from Melissa Noble, RT Sr. Attorney, gave reason to the questions regarding how points were looked at and viewed in the proposal process. Closing statements were made by Justin BulPitt for Alston. Michael Cahill gave closing statements for Siemens and Mark Lonergan gave closing statements for RT. Director Budge asked if motion for closing public hearing was needed or if public was needed to be addressed. There were no public speakers on this item. Motion to close public hearing was made.

Speakers: Jim Lindsay (Alston), Scott Emblidge (Alston), Michael Cahill (Siemens)

ACTION: APPROVED - Director Budge moved; Director Hume seconded approval of closing public hearing. Motion was carried by voice vote. Absent: Director Schenirer.

Director Notolli asked for guidance and clarity by Mr. Behrens, Legal Counsel, on what RT procurement process is and what Board is being asked to give a determination about. Mr. Behrens gave guidance in the Board action process regarding the protest. Director Hume requested that the policy be brought be review and brought back before the Board since it meets with issues and needs to be changed.

ACTION: APPROVED – Director Budge moved; Director Serna seconded approval of the item (A1 and A2) as written. Item B was pulled from agenda. Motion was carried by Roll call vote. Ayes: Budge, Cohn, Fong, MacGlashan, Miller, Morin, Nottoli, Serna and Chair Pannell; Noes: Hume; Absent: Director Schenirer.

12. Whether or Not to Award a Contract Granting License to Lamar Transit Advertising for Bus Advertising (Masui)
 - A. Resolution: Awarding a Contract for Transit Vehicle Advertising to Lamar Transit Advertising; or
 - B. Resolution: Awarding a Contract for Transit Vehicle Advertising with Full Wrap Bus Advertising to Lamar Transit Advertising

Director Budge made comment for Alane Masui to explain what media trade/production credit. Alane explained the media trade could be media advertising for billboards as an example and the production credit could be the production of the billboard. Director Cohn stated the surprise of the small 10% differential of price in the full wrap option also stating their disruption on what they can do to the train itself. Director Hume asked about a painting fee regarding using full wraps. Mr. Wiley did state how the full wraps may be an option on the painting of the light rail fleet as it is a lower cost and is an indirect issue to what the action is noting. Director Notolli questioned about the direct/indirect operating cost. Mr. Wiley gave comment of how operating cost will and will not affected. Director Hume asked if RT had control over the type of full wrap used. Mr. Wiley stated that their were criteria and how the bid had certain exclusions of alcohol, tobacco, firearms and violence, but didn't impede on free speech.

Speaker: Mike Barnbaum

ACTION: APPROVED - Director Cohn moved; Director Morin seconded approval of the item (A) as written. Item B was pulled from agenda. Motion was carried by voice vote. Noes: Director MacGlashan, Miller Absent: Director Schenirer.

REPORTS, IDEAS AND COMMUNICATIONS FROM BOARD MEMBERS

13. Sacramento-Placerville Transportation Corridor JPA - May 14, 2012 (Budge)

No additional comments were provided.

14. Paratransit Board of Directors - May 24, 2012 (Hume)

No additional comments were provided.

PUBLIC ADDRESSES THE BOARD ON MATTERS NOT ON THE AGENDA

Speaker: Eric Hoover – Discussed how the wrap should have a RT logo. Mr. Hoover asked about the Green line and how many cars will be on that line. Also if RT can give better reference to the various lines. Also if on the Green line can have catering truck spacing so people can eat at the locations. Mr. Wiley did post discussion comments with Mr. Hoover regarding his comment.

ANNOUNCEMENT OF CLOSED SESSION ITEMS

RECESS TO CLOSED SESSION

CLOSED SESSION

RECONVENE IN OPEN SESSION

CLOSED SESSION REPORT

ADJOURN

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

BONNIE PANNELL, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By:

Cindy Brooks, Assistant Secretary