

**SACRAMENTO REGIONAL TRANSIT DISTRICT  
BOARD OF DIRECTORS  
BOARD MEETING  
December 8, 2014**

**ROLL CALL:** Roll Call was taken at 6:02 p.m. PRESENT: Directors Budge, Hansen, Hume, MacGlashan, Miller, Nottoli and Chair Serna. Absent: Directors Morin and Schenirer.

**CONSENT CALENDAR**

1. Motion: Approval of the Action Summary of November 10, 2014
2. Rejection of Claims:           *Ross, L.*                           *Smith, B.*
3. Resolution: Approve the First Amendment to the Contract with Thompson Coburn, LLP for Legal Services (Spangler)
4. Resolution: Approving the Second Amendment to the Contract for Personal Services - Structural Engineer for the South Sacramento Corridor Phase 2, Video Infrastructure and Communication Enhancements and Bus Maintenance Facility 2 Project with Luis Moreno (Abansado)
5. Resolution: Approving the Third Amendment to the Personal Services Contract for James Busby for Project Assistance (Boswell)
6. Resolution: Approving the Eighth Amendment to the Contract for Bus Shelter and Bench Placement and Advertising Services with Clear Channel Outdoor, Inc. (Cain)
7. Resolution: Approving Thirteenth Amendment to Contract for the South Sacramento Corridor Phase II Civil, Track and Structure Design Services with Lockwood, Andrews & Newnam, Inc. (Abansado)
8. Resolution: Approving Amendment No. 1 to Work Order No. 20 Horn Road Light Rail Station Design to the Contract with Psomas for General Engineering Support Services (Abansado)
9. Resolution: Approving Contract Change Order No. 44 to the Contract for South Sacramento Corridor Phase 2 Aerial Structures with MCM Construction, Inc. (Gamble)
10. Whether or Not to Approve Renewals and Contracts for RT's Health Care Providers (Bonnel)

- A. Resolution: Delegating Authority to the General Manager/CEO to Approve Amendment No. 11 to the Agreement with Delta Dental of California; and
  - B. Resolution: Delegating Authority to the General Manager/CEO to Approve an Amendment to the DeltaCare USA Dental Service Contract; and
  - C. Resolution: Delegating Authority to the General Manager/CEO to Execute a Contract for the Flexible Spending Account with Flex-Plan Services, Inc.; and
  - D. Resolution: Approving the Amendments to Vision Care Agreement with Vision Service Plan
11. Resolution: Authorizing the Solicitation of Bids for the Purchase of 116 Light Rail Vehicle Tire Kits (Miller)
  12. Resolution: Delegating Authority to the General Manager/CEO to Pay the Annual Support Fee under the 2001 Software Maintenance Agreement with SAP Public Services, Inc. (Thorn)
  13. Resolution: Amending Title II (Conflict of Interest and Code of Ethics) of the Sacramento Regional Transit District's Administrative Code to Revise Appendix A (Spangler)
  14. Resolution: Establishing the Regular Meeting Schedule for 2015 (Brooks)
  15. Resolution: Approving Changes to Certain Terms and Conditions of Employment Applicable to Employee Members of the Management and Confidential Employee Group to be Effective January 1, 2015 (Bailey)
  16. Resolution: Delegating Authority to the General Manager/CEO to Execute an Agreement with the City of Citrus Heights for Bus Service (Covington)
  17. Resolution: Delegating Authority to the General Manager/CEO to Execute a Service Agreement between Regional Transit and the City of Elk Grove (Covington)

**ACTION: APPROVED - Director Budge moved; Director Hansen seconded approval of the consent calendar as written. Motion was carried by voice vote.**

**GENERAL MANAGER'S REPORT**

18. General Manager's Report
  - a. Government Affairs Update

- 1) Federal Legislative Update – Holland and Knight
- 2) State Legislative Update – Smith, Watts & Martinez
- b. Monthly Performance Report (October 2014)
- c. RT Meeting Calendar

Rich Gold, Mike Galano and Jeff Boothe provided an update on the federal budget, tax extenders, transportation reauthorization and related federal level activities.

**INTRODUCTION OF SPECIAL GUESTS**

**UNFINISHED BUSINESS**

**PUBLIC HEARING**

\*Note: A court reporter was present for Items 19 and 20 and recorded verbatim testimony.

- 19\*. Resolution: Approving a Resolution of Necessity to Acquire Certain Real Property Interests by Eminent Domain for the South Sacramento Corridor Phase 2 Light Rail Extension Project {Stone Boswell Property} (Scofield) – **{Requires 2/3rds vote}**

Speakers: None.

**ACTION: APPROVED - Director Nottoli moved; Director Hansen seconded approval of the item as written. Motion was carried by roll call vote. Ayes: Directors Budge, Hansen, Hume, MacGlashan, Miller, Nottoli and Chair Serna. Noes: None. Abstain: None. Absent: Directors Morin and Schenirer.**

- 20\*. Accepting Public Comment and Approving Service Changes for Route 28 (Drake)
  - A. Accept Public Comment on Potential Service Changes to Route 28; and
  - B. Resolution: Approving Service Changes to Route 28 for April 5, 2015

Speakers: Irene Call     Mike Barnbaum     Jerry Jaggars     Barbara Stanton  
 Rivkah Sass     Jill Stockinger     Arthur Ketterling

**ACTION: APPROVED - Director Budge moved; Director Nottoli seconded approval of the item as written. Motion was carried by voice vote. Absent: Directors Morin and Schenirer.**

## **NEW BUSINESS**

21. Intent Motion: To Elect a Chair and Vice Chair for the RT Board of Directors for 2015 (Brooks)

**ACTION: APPROVED – Chair Serna moved; Director Hume seconded approval of the nomination of Vice Chair Schenirer as the 2015 Chair. Motion was carried by voice vote. Absent: Directors Morin and Schenirer.**

**ACTION: APPROVED – Chair Serna moved; Director MacGlashan seconded approval of the nomination of Director Morin as the 2015 Vice Chair. Motion was carried by voice vote. Absent: Directors Morin and Schenirer.**

22. Information: Security Peer Review and Community Meeting Outreach Report (Lonergan)

Mark Lonergan introduced Dion Dwyer and Harry Saporta who participated in the peer review panel. Mr. Saporta described the scope of the project which included looking at existing security services, policies and procedures. The panel expanded the scope to look at five key areas (Police Services staffing and deployment, technology, fare enforcement, station design, rider experience and addressing public perception), and then added a sixth area which they are calling miscellaneous. There were 38 total recommendations.

Lieutenant Norm Leong noted that the panel brought forward some best practices from their individual systems that will enhance what Police Services is already doing, as well as implementing some of their recommendations to make RT a much safer system.

Some of the short-term recommendations described included expanding the utility of the security guards to increase the fare inspection rate, guards assisting with cleanliness of stations and trains, enhance communication with the guards, exploring the arming of guards; increased deployment of officers on buses and major connection points; expand partnership with outside agencies to patrol RT's system; expand awareness of the See It, Hear It, Report It program; work out details establishing and enforcing fare paid zones at light rail stations and bus stops; pursue legislation to establish a blended process for adjudicating fare violations; environmental design review of light rail stations; addressing public perception; focus current level of effort for facility maintenance on safety sensitive maintenance at specific stations; and work with local businesses, associations and public entities to augment RT station and bus stop maintenance programs. Lt. Leong reviewed the longer term recommendations with the Board as well.

Director Budge is concerned that the guards should be focused on safety and security instead of clean-up of the stations. Lt. Leong clarified that the guards and officers would focus on safety and security; however, during down times they could assist with

clean-up. Director Budge suggested that Police Services acquire a mobile camera.

Director Hansen made the following suggestions: 1) He would like to see a cost benefit analysis for the recommendations in the report and allow the Board to make decisions on implementation based on RT's assets; 2) have staff provide a matrix of success with each of the recommendations with a timeline, and would like to see quarterly updates; 3) have RT focus more on technology, like the ease of purchasing fares; 4) use crime data and geographic policing in the analysis; 5) see a partially closed system for light rail, with the possibility of redesigning some of the stations to be fully closed; and 6) see the guards turned into ambassadors like the Downtown Partnership.

Director Hume agreed with most of the points that Director Hanson made, and noted that he is not in favor of armed guards at this time. Technology at the stations will allow the guards to be more transient to make their presence known.

Chair Serna reminded everyone that he suggested this review because of the ride he took earlier in the year with the General Manager, and the comments that he received via social media and people's perception and that this was prior to the incidents in the last couple of months. He suggested quarterly or biannual reports after the Board takes action earlier next year. He thanked the Peer Review Panel and everyone involved in the coordinating this effort.

Speakers: Mike Barnbaum  
Independence Taylor

### **ACTION: NONE**

23. Receive and File the Comprehensive Annual Financial Report and Request the Use of RT's Operating Reserve Funds (Bernegger)\*
  - A. Motion: Receive and File the Comprehensive Annual Financial Report (CAFR), Reports on Compliance and Internal Controls as Required by OMB Circular A-133 and the Transportation Development Act, the Report to the Board of Directors for the Fiscal Year Ended June 30, 2014; and
  - B. Resolution: Authorizing the Use of \$3,342,478 of RT's Operating Reserve Funds to Fund RT's Decrease in Net Position in the Fiscal Year Ended June 30, 2014\* **{Requires 2/3<sup>rd</sup> vote}**

Brent Bernegger noted that Gilbert and Associates completed the audit for Regional Transit. Mr. Bernegger provided a summary of what happened during the prior fiscal year.

Peggy Van de Vooren of Gilbert and Associates noted that her firm issued clean reports on all of RT, no audit adjustments or findings, no difficulties and no disagreements with management. Her firm also audits the Pension Plan and it is included the CAFR.

**ACTION: APPROVED - Director Hume moved; Director Budge seconded approval of item 12A as written. Motion was carried by voice vote. Absent: Directors Morin and Schenirer.**

Director Hume noted his concerns with the use of reserve funds.

Director MacGlashan noted that staff should have done something to address the loss of funds during the year so that we did not have to use reserve funds now.

Mike Wiley noted that staff attempted to secure a number of fund sources that did not materialize. The natural gas rebate is still a concern since it has not been approved to date. Unfortunately the overrun of parts was attributed to the service RT is operating, and the age of the system. Staff also underestimated the cost recovery of the capital program. Staff will closely monitor the budget this year so that the trend does not happen again.

Director Nottoli noted that the budget is a projected one, and that carrying over a negative balance is not a good idea, and hopes that next year's budget is closer to the "mark".

Director Hansen asked that any funds that come in later (i.e., gas tax) be placed back into the reserves.

**ACTION: APPROVED - Director Nottoli moved; Director Hansen seconded approval of item 12B as written. Motion was carried by roll call vote. Ayes: Directors Budge, Hansen, Hume, MacGlashan, Nottoli and Chair Serna. Noes: Director Miller. Abstain: None. Absent: Directors Morin and Schenirer.**

24. Resolution: Exempting Route 95 from the Sacramento Regional Transit District's Route Sunset Process; and Providing a Report on the Quarterly Ridership for the Period of July – September 2014 (Drake)

Speaker: Mike Barnbaum

**ACTION: APPROVED - Director Budge moved; Director MacGlashan seconded approval of the item as written. Motion was carried by voice vote. Absent: Directors Morin and Schenirer.**

25. Information: First Quarter Fiscal Year 2015 Financial Position (Tyler)

Les Tyler reviewed the revenues and expenses for the first quarter of FY 2015. Mr. Tyler noted that fare revenues are under budget because ridership is below budget by 3% and RT had a ticket exchange from September – November that impacts fare revenue and monthly sales are down by 3%. Staff is researching this issue as well as monitoring it. Salary and benefits are over budget by \$344,000 due to overtime and

RT's capital recovery.

**ACTION: NONE**

**REPORTS, IDEAS AND COMMUNICATIONS FROM BOARD MEMBERS**

26. Capitol Corridor Joint Powers Authority Meeting - November 19, 2014 (Cohn)

No additional comments were provided.

27. Paratransit, Inc. Board of Directors - November 20, 2014 (Nottoli)

No additional comments were provided.

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

Speakers:

The following five speakers asked the Board to provide a discount to patrons based on their income level: Pamela Haney, Kimberly Moen, Beverly Valley, Lindsay Slama, and Independence Taylor.

Director Nottoli requested that staff provide the Board with a report that shows all discounts that are currently provided to entities/agencies by RT.

Chair Serna requested that RT work with Ann Edwards from the County Department of Human Assistance regarding discounted passes.

**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 9:01 p.m.

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PHILLIP R. SERNA, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

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