



Sacramento Regional Transit District Agenda

SPECIAL CLOSED SESSION MEETING
5:00 P.M., Monday, February 10, 2020
REGIONAL TRANSIT CONFERENCE ROOM,
ROOM #221 (2nd FLOOR)
1400 – 29TH STREET, SACRAMENTO, CALIFORNIA

ROLL CALL — Directors Budge, Harris, Howell, Hume, Jennings, Kennedy, Miller, Nottoli, Schenirer, Serna and Chair Hansen

Alternates: Directors Detrick, Kozlowski, Sander and Slowey

1. **Announce Closed Session Items:**
 - A. Conference with Labor Negotiator
Pursuant to Section 54957.6
District Negotiator: Stephen Booth

Employee Organization: OE3
2. **Recess To Closed Session**
3. **Open Session**
4. **Closed Session Report**



Sacramento Regional Transit District Agenda

BOARD MEETING
5:30 P.M., MONDAY, FEBRUARY 10, 2020
REGIONAL TRANSIT AUDITORIUM
1400 29TH STREET, SACRAMENTO, CALIFORNIA
Website Address: www.sacrt.com
(29th St. Light Rail Station/Bus 38, 67, 68)

ROLL CALL — Directors Budge, Harris, Hume, Jennings, Kennedy, Miller, Nottoli, Schenirer, Serna and Chair Hansen

Alternates: Directors Detrick, Kozlowski, Sander and Slowey

1. PLEDGE OF ALLEGIANCE

2. CONSENT CALENDAR

2.1 Motion: Approval of the Action Summary of January 13, 2020

2.2 Resolution: Ratifying the General Manager/CEO's Actions to Executing a Purchase and Sale Agreement with Loaves and Fishes, and a Purchase and Sale Agreement with Bruce Booher, for the Acquisition of Real Property and Temporary Construction Easements Necessary to Construct the Rail Realignment for the Dos Rios Station Project (B. Bernegger)

2.3 Resolution: Delegating Authority to the General Manager/CEO to Approve Work Order No. 21 to the Contract for General Engineering Support Service – 2016 with Mark Thomas and Company, Inc. for the Watt/I-80 Transit Center Design Project (L. Ham)

2.4 Resolution: Approving the Terms and Implementing the Last, Best and Final Offer in Lieu of a Collective Bargaining Agreement for Operating Engineers, Local 3 (Administrative Employees Association) for the Term of February 16, 2020 through September 30, 2022 (S. Booth/S. Valenton)

3. INTRODUCTION OF SPECIAL GUESTS

3.1 Information: Employee Service Recognition (H. Herrera/S. Valenton)

4. UNFINISHED BUSINESS

5. PUBLIC HEARING

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

7. NEW BUSINESS

- 7.1 Resolution: Commending Patrick Kennedy (Chair Hansen)
- 7.2 Information: Transit Oriented Development/Surplus Property Update (B. Bernegger)

8. GENERAL MANAGER'S REPORT

- 8.1 General Manager's Report
 - a. Quarterly Financial Report (2nd Quarter FY 2020) (Bernegger)
 - b. Paratransit Inc. Board Meeting (January 9, 2020) (Hume)
 - c. San Joaquin JPA Board Meeting (January 24) (Hume)
 - d. Sacramento-Placerville JPA Board Meeting (February 3) (Budge)
 - e. SacRT Meeting Calendar

9. REPORTS, IDEAS AND QUESTIONS FROM DIRECTORS, AND COMMUNICATIONS

10. CONTINUATION OF PUBLIC ADDRESSES BOARD ON MATTERS NOT ON THE AGENDA (If Necessary)

11. ANNOUNCEMENT OF CLOSED SESSION ITEMS

12. RECESS TO CLOSED SESSION

13. CLOSED SESSION

14. RECONVENE IN OPEN SESSION

15. CLOSED SESSION REPORT

16. ADJOURN

*NOTICE TO THE PUBLIC

It is the policy of the Board of Directors of the Sacramento Regional Transit District to encourage participation in the meetings of the Board of Directors. At each open meeting, members of the public will be provided with an opportunity to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board of Directors. Please fill out a speaker card and give it to the Board Clerk if you wish to address the Board. Speaker cards are provided on the table at the back of the auditorium.

Public comment may be given on any agenda item as it is called and will be limited by the Chair to 3 minutes or less per speaker. Speakers using a translator will be provided twice the allotted time. When it appears there are several members of the public wishing to address the Board on a specific item, at the outset of the item the Chair of the Board will announce the maximum amount of time that will be allowed for public comment.

Matters under the jurisdiction of the Board and not on the posted agenda may be addressed under the Item "Public addresses the Board on matters not on the agenda." Up to 30 minutes will be allotted for this purpose. The Board limits public comment on matters not on the agenda to 3 minutes per person and not more than 15 minutes for a particular subject. If public comment has reached the 30 minute time limit, and not all public comment has been received, public comment will resume after other business has been conducted as set forth on the agenda. The Board will not act upon or discuss an item that is not listed on the agenda except as provided under Section 3.1.3.6.

This agenda may be amended up to 72 hours prior to the meeting being held. An Agenda, in final form, is located by the front door of Regional Transit's building at 1400 29th Street, Sacramento, California, and is posted on the SacRT website.

The Regional Transit Board of Directors Meeting is being videotaped. A replay of this meeting can be seen on Metrocable Channel 14 and will be webcast at www.sacmetrochannel14.com on February 12th @ 9:00 a.m. and replayed on February 13th @ 9:00 a.m.

Any person(s) requiring accessible formats of the agenda or assisted listening devices/sign language interpreters should contact the Clerk of the Board at 916/556-0456 or TDD 916/483-4327 at least 72 business hours in advance of the Board Meeting.

Copies of staff reports or other written documentation relating to each item of business referred to on the agenda are on SacRT's website, on file with the Clerk to the Board of Directors of the Sacramento Regional Transit District, and are available for public inspection at 1400 29th Street, Sacramento, California. Any person who has any questions concerning any agenda item may call the Clerk to the Board of Sacramento Regional Transit District.



STAFF REPORT

DATE: February 10, 2020
TO: Sacramento Regional Transit Board of Directors
FROM: Cindy Brooks, Clerk to the Board
SUBJ: APPROVAL OF THE ACTION SUMMARY OF JANUARY 13, 2020

RECOMMENDATION

Motion to Approve.

**SACRAMENTO REGIONAL TRANSIT DISTRICT
BOARD OF DIRECTORS
BOARD MEETING
January 13, 2020**

ROLL CALL: Roll Call was taken at 5:30 p.m. PRESENT: Directors Budge, Hansen, Harris, Howell, Hume, Jennings, Miller, Nottoli, Schenirer, Serna and Chair Kennedy.

1. PLEDGE OF ALLEGIANCE

2. CONSENT CALENDAR

- 2.1 Motion: Approval of the Action Summary of December 9, 2019
- 2.2 Conditionally Approving Easements for Sacramento County to Acquire Easements for the County Project “DOT – Folsom Boulevard Complete Streets Phase I Project” (T. Canfield/B. Bernegger)
 - A. Resolution: Conditionally Approving an Easement Agreement with Sacramento County for the DOT-Folsom Blvd. Complete Streets Phase I Project; and
 - B. Resolution: Conditionally Granting Concurrence to an Easement Agreement Between the Sacramento-Placerville Transportation Corridor Joint Powers Authority and Sacramento County for the DOT-Folsom Blvd Complete Streets Phase I Project
- 2.3 Resolution: Adopting a Mitigated Negative Declaration Under the California Environmental Quality Act for the Folsom Light Rail Modernization Double Track Project (L. Ham)
- 2.4 Resolution: Repealing Resolution No. 19-10-0112 and Modifying the Termination Effective Date of the ADA Paratransit Service Agreement with Paratransit, Inc. to On or About June 30, 2020 (L. Ham)

Speaker: Item 2.4 – Jeffery Tardaguila

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

3. INTRODUCTION OF SPECIAL GUESTS

4. UNFINISHED BUSINESS

5. PUBLIC HEARING

6. PUBLIC ADDRESSES BOARD ON MATTERS NOT ON THE AGENDA

Speakers:

Mike Barnbaum – Mr. Barnbaum mentioned that SacRT and the Yolo County Transit District’s holiday schedule for two dates (Martin Luther King Day and President’s Day) are different and he hopes that the two entities can come to a mutual agreement on the holiday service schedule relative to the Causeway Connection so that there is no confusion to passengers.

Rosalie Rashid – Ms. Rashid challenged the Board to ride public transit and post their pictures on social media. SacTRU will be monitoring and updating the results.

Jeffery Tardaguila – Mr. Tardaguila noted that he saw a Route 38 driver try to pick up and drop off passengers on the street where there were no stops. Mr. Tardaguila encouraged the Board to ride transit. Mr. Tardaguila believes the Board members should know about signage and pilot projects, and encouraged the members to ask for an evaluation of the projects. Mr. Tardaguila noted a problem with SmaRT Ride because it only allows the use of one side of Broadway because of the way the boundaries were created. Mr. Tardaguila wants to know if the messaging signs have a second time clock in them, and noted that the SacRT website needs to be updated.

Director Serna noted that it is exceptionally important that SacRT makes real time adjustments to the website and all its information platforms.

Sarah Kerber – Ms. Kerber expressed the concerns of SacTRU regarding the removal and impact to bus stops and shelters as a result of construction in the region. Ms. Kerber indicated that due to the City’s Street project, SacRT has lost several bus stops on J Street without any notice to riders, and this has caused confusion to riders. Relocated bus stops/shelters are being placed in less than ideal areas, and may cause significant bus bunching. SacTRU is asking the individual Board members to go back to their jurisdictions and direct staff to update their existing processes so that any time a project impacts a public transit stop, the jurisdiction is required to notify SacRT so that riders can be informed.

Felix Huerta, Jr.* - Mr. Huerta is the OE3 Representative assigned to represent the Administrative Employees Association (AEA) employees negotiating their contract with SacRT. Mr. Huerta submitted a letter last year to request a meet and confer meeting with SacRT for the wages, benefits and conditions of employment to remain in status quo during their negotiations. Mr. Huerta indicated that conditions of employment were changed that eliminated the existing policies and procedures, aka Personnel Rules of Procedure (PRP)” and a new set of policies and procedures were created as the “Personnel Policy Manual (PPM).” Mr. Huerta indicated that OE3 has filed a lawsuit

because the PRP were changed and that the case is currently before the court. Mr. Huerta indicated that SacRT staff submitted their last, best and final offer (LBFO) on October 17th. Mr. Huerta believes that OE3 continues to make concessions and that there is no impasse as yet. Mr. Huerta noted that staff has advised him that if the LBFO is not accepted, then Staff is prepared to bring an item to the Board for approval on January 27, even though staff is not currently bargaining with OE3.

Deep Grewal – Mr. Grewal explained the composition of the Administrative Employees Association (AEA). Mr. Grewal indicated that the AEA has been challenged by the District soon after they declined additional financial sacrifices. As a self-represented group, they felt they needed to unionize; now being represented by Operating Engineers, Local 3. Mr. Grewal indicated that negotiations have come to a halt over a handful of outstanding articles which are financial in nature. Mr. Grewal believes the proposals deter and prevent the District from attracting, hiring and retaining respectable professionals. Mr. Grewal indicated that in business it is know that every penny counts, and that every relationship counts as well.

Linda Minder* - Ms. Minder is unable to get from Sunrise and Sunset to the Sunrise Light Rail Station. She indicated that she has to take a Route 21 through the community to get to Mather, and her connection is sometimes missed. She spoke to an operator who told her that the Route 91 previously provided her requested service, and she would like to see that service reinstated.

David Solomon – Mr. Solomon noted that he was previously employed by SacRT, and was the Vice Chair of the AEA until he was laid off. Mr. Solomon noted that SacRT is fortunate to be able to operate with a small administrative staff and large operations staff. Mr. Solomon noted that SacRT needs to do what they can to retain the individuals who are sole individuals in their respective positions or areas of expertise, or lose the institutional knowledge they hold on behalf of SacRT. Mr. Solomon encouraged the Board to do what is right for these professional employees in OE3 and for the rest of the employees in the organization.

7. NEW BUSINESS

- 7.1 Motion: Chair and Vice Chair of the SacRT Board of Directors for 2020
(C. Brooks/S. Valenton)

ACTION: APPROVED - Director Jennings moved; Director Budge seconded approval of the nomination and election of Steve Hansen as Chair and Steve Miller as Vice Chair of the SacRT Board for 2020. Motion was carried by voice vote.

- 7.2 Board and Commission Appointments (S. Valenton)

- A. Motion: Appointing Two SacRT Board Members and Two SacRT Board Member Alternates to the Capitol Corridor Joint Powers Authority; and

- B. Motion: Appointing One SacRT Board Member and One SacRT Board Member Alternate to the Sacramento Placerville Transportation Corridor Joint Powers Authority; and
- C. Motion: Appointing One SacRT Board Member and One SacRT Board Member Alternate to the Downtown-Riverfront Streetcar Project Policy Steering Committee; and
- D. Motion: Appointing One SacRT Board Member, One SacRT Board Member Alternate to the San Joaquin Joint Powers Authority; and
- E. Motion: Appointing One SacRT Board Member to the San Joaquin Regional Rail Commission Stations/Development Committee; and
- F. Chair Appointment of Two Board or Management Staff Members to Retirement Board; and
 1. ATU, IBEW, OE3, MCEG and AFSCME
- G. Motion: Appointing Two Representatives to the Paratransit Board of Directors

- A. **ACTION: APPROVED – Chair Kennedy moved; Director Budge seconded approval of the appointment of Directors Howell and Miller to the Capitol Corridor Joint Powers Authority with Directors Hansen and Chair Kennedy as alternates. Motion was carried by voice vote.**
- B. **ACTION: APPROVED – Chair Kennedy moved; Director Harris seconded approval of the appointment of Director Budge as representative and Director Nottoli as alternate to the Sacramento Placerville Transportation Corridor Joint Powers Authority. Motion was carried by voice vote.**
- C. **ACTION: APPROVED – Director Hansen moved; Chair Kennedy seconded approval of the appointment of Director Harris as representative and Director Budge as alternate to the Downtown-Riverfront Street Car Policy Steering Committee. Motion was carried by voice vote.**
- D. **ACTION: APPROVED – Chair Kennedy moved; Director Miller seconded approval of the appointment of Director Hume as representative and Director Nottoli as alternate to the San Joaquin Joint Powers Authority. Motion was carried by voice vote.**
- E. **ACTION: APPROVED – Director Hume moved; Director Serna seconded approval of the appointment of Director Hansen to the San Joaquin Regional Rail Commission Stations/Development Committee. Motion was carried by**

voice vote.

- F. ACTION:** Chair Kennedy moved to appoint General Manager Li as Representative and Director Jennings as alternate to renew their terms on the SacRT Retirement Board for ATU, IBEW, AEA/OE3, MCEG, and AFSCME. Director Howell seconded the appointment. Motion was carried by voice vote. Note: Chair Kennedy will continue to serve his term until December 31, 2021.
- G.** Director Hansen noted that he intends to continue to be engaged in the paratransit issues given his role on the Paratransit Inc. (PI) Board and hopes that Director Hume does as well, and congratulated Director Hume on the completion of his position as President of the PI Board. Director Hansen also noted that the appointment of members to the PI Board is for approximately 6 months, since the 4 party agreement ends July 1, 2020.

ACTION: NONE - Director Hansen moved; Director Serna seconded the nomination of Charles Johnson of the Mobility Advisory Council and Lisa Hinz, VP of Safety, Security and Customer Satisfaction to the PI Board of Directors.

Director Hume provided a substitute motion (below) and explained that at the last PI Board meeting there was some concern from Paratransit Counsel that having SacRT employees as representatives on the PI Board overseeing the transition might be potential conflict of interest. Additionally, Director Hume noted that other members of the PI Board had expressed interest in him continuing to serve. Chair Kennedy seconded the substitute motion.

Olga Sanchez-Ochoa, SacRT Legal Counsel, explained that under the statutory rules that govern non-profits, a Board of Director would have a conflict if they were to materially financially gain from an action. Ms. Sanchez-Ochoa does not see any circumstance in which a SacRT employee would materially financially gain from any action. The statute does not say they cannot serve on the Board, it states that they would have to recuse themselves if there is a material financial conflict.

Chair Kennedy, as seconder of Director Hume's substitute motion, noted that he believes that continuity is best at this time and that Director Hume brings that continuity, and is very pleased to have MAC representation on the PI Board.

Director Hansen noted that he has spent time with CEO Tiffani Fink and General Manager Henry Li to come to an agreement on the terminate date of the PI contract, and that both Boards have ratified that arrangement. He indicated that having a SacRT Board member on the PI Board, who may be lobbied by individuals with resources, is not appropriate at this time. Director

Hansen believes it is time to allow the staff to work through matters without the Board getting involved, and encouraged the Board members to reject the substitute motion and approve the original motion.

ACTION: APPROVED – Director Hume provided a substitute motion; Chair Kennedy seconded the substitute motion of the appointment of Director Hume and Charles Johnson of the Mobility Advisory Council to the Paratransit Board of Directors. Motion was carried by roll call vote. Ayes: Directors Budge, Howell, Hume, Miller, Nottoli and Chair Kennedy. Noes: Directors Hansen, Harris, Jennings and Schenirer. Abstain: Director Serna. Absent: None.

Speaker: Mike Barnbaum

8. GENERAL MANAGER’S REPORT

- 8.1 General Manager’s Report
 - a. State Legislative Report – Mark Watts, Smith, Watts & Hartmann
 - b. Federal Legislative Report – Jeff Boothe & Julie Minerva, Carpi & Clay, Inc.
 - c. SacRT Meeting Calendar

Mr. Li noted that in December Staff and the Holiday Bus participated in the 37th annual Santa Parade and offered free rides to parade attendees; donated one of the cut-away buses to the non-profit, Asian Resources, Inc. (ARI) who uses the bus to coordinate adult transportation services; and partnered with Visit Sacramento on New Year’s Eve to offer free rides to celebrate. SacRT provided a tour of the Railyards and Railroad District to staff of the California State Transportation Agency (CalSTA) to showcase SacRT’s zero emission buses. Mr. Li indicated that this week SacRT will be submitting a \$130 million grant request to the CalSTA’s Transit and Intercity Rail Capital Program. Mr. Li also shared photos of the press conference for the launch of the Airport Express bus, as well as noting the launch of the SmART Ride service to six new zones.

Mr. Li noted that Director Schenirer testified in front of the Assembly Transportation Committee regarding SacRT’s Free Ryde Program for Students. Assemblywoman Gonzalez is bringing a bill forward at the State level that would make all California rides on transit free for those under 18.

Julie Minerva of Carpi & Clay, Inc. noted that the Federal budget is fully funded. Congress passed, and the President signed, an omnibus appropriations bill for fiscal year 2020 just before the Christmas break.

Jeff Boothe of Infrastrategies focused on the Capital Investment Grants (CIG) program which is where rail projects and bus rapid transit projects are located. The CIG program competes with a number of other general funded activities in the bill. The

program was reduced by \$500 million from last year and some \$300 million below the authorization bill. Mr. Boothe noted that the discretionary grant program will be programmed at \$1 billion, and the fuels tax credit was being rolled back to January 1, 2018, so that substantial amount of money will be effective through the conclusion of this calendar year.

Ms. Minerva noted that the President is due to release his fiscal year 2021 budget proposal on February 10 which is earlier than usual. Ms. Minerva and Mr. Boothe will be working with SacRT's congressional delegation on programmatic requests, and will also work on the Fast Act reauthorization, which expires at the end of September 2020.

Mark Watts of Smith, Watts & Hartmann noted that the Governor has issued his State budget, and he expects the Governor's State of the State address to be coming soon. The released State budget stayed true to the promises in SB1 and that the Public Transportation Account had a \$50 million increase year to year which was attributed to the amount of sales of diesel fuels. The Governor appointed CalSTA Secretary Kim and SacRT has developed a very good relationship with Secretary Kim. Mr. Watts noted that the two keys things have happened – the Executive Order directing the Department of Finance at Caltrans to try to bring transportation funding in line with State goals on climate in the environment, and the Governor issued a homelessness and housing Executive Order to identify unused facilities that could be used for rent or other means of providing housing and shelter. Mr. Watts indicated that looking forward there are two items he will be working on – bus on shoulder language and Public Employees Reform Act (PEPRA) exemption language.

Director Schenirer asked Mr. Watts to keep track of Assembly Bill 1350 (Gonzalez), and to check in with the City of Sacramento Lobbyist.

Olga Sanchez-Ochoa provided an overview of the Legislation that SacRT has drafted regarding PEPRA. The language deals with a problem that SacRT has with retention and recruitment with particularly mid-career employees. SacRT became subject to PEPRA on December 30, 2014 and under PEPRA there are two types of public employees for pension purposes (classic and new employees). Classic employees are individuals who were hired before January 1, 2013 by the agency they work for and were participants in their pension plan before that date. New employees are subject to all of the terms of PEPRA. One of the problems that PEPRA has created for SacRT is a compensation cap that is different from the IRS compensation cap. Under the IRA compensation cap, for purposes of determining someone's pensionable compensation, the cap is set at \$230,000, but under PEPRA it is set at \$126,000. As a result new employees coming to SacRT have their pensionable compensation capped at \$126,000. Because SacRT does not have reciprocity, and is not in CALPERS, then SacRT has trouble retaining and recruiting employees. Included in the draft language is the exemption from the prohibition on air time so that an employee who came to SacRT from another agency would be eligible, if not vested at their previous employer, to purchase air time up to 5 years. That is why SacRT wants to pursue this exemption in PEPRA.

Director Nottoli asked Ms. Sanchez-Ochoa to clarify the proposed air time language. Ms. Sanchez-Ochoa stated that this language would exempt only SacRT, and no other jurisdictions.

Speaker: Jeffery Tardaguila

9. REPORTS, IDEAS AND QUESTIONS FROM DIRECTORS, AND COMMUNICATIONS

9.1 Paratransit Inc. Special Board Meeting – December 18, 2019
(Hansen/Hume)

There were no additional comments.

10. CONTINUATION OF PUBLIC ADDRESSES BOARD ON MATTERS NOT ON THE AGENDA (If Necessary)

11. ANNOUNCEMENT OF CLOSED SESSION ITEMS

Speaker Item 13B: Felix Huerta

12. RECESS TO CLOSED SESSION

The Board recessed to Closed Session at 6:45 p.m.

13. CLOSED SESSION

13A. Conference with Legal Counsel
Pursuant to Section 54956.9
Existing Litigation

1) Gautier v. RT (Case No. 34-2018-00234834)

13B. Conference with Labor Negotiator
Pursuant to Section 54957.6
District Negotiator: Hilda Herrera, Manager, Labor Relations

1) Employee Organization: OE3

14. RECONVENE IN OPEN SESSION

15. CLOSED SESSION REPORT

There was no Closed Session Report.

16. ADJOURN

*Handout

As there was no further business to be conducted, the meeting was adjourned at 7:28 p.m.

STEVE HANSEN, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Cindy Brooks, Assistant Secretary



STAFF REPORT

DATE: February 10, 2020

TO: Sacramento Regional Transit Board of Directors

FROM: Brent Bernegger, VP, Finance/CFO

SUBJ: RATIFYING THE GENERAL MANAGER/CEO'S ACTIONS EXECUTING AGREEMENTS FOR THE ACQUISITION OF REAL PROPERTY AND TEMPORARY CONSTRUCTION EASEMENTS NECESSARY TO CONSTRUCT THE RAIL REALIGNMENT FOR THE DOS RIOS STATION

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

Ratification of the General Manager/CEO's execution of agreements for the acquisition of real property and temporary construction easements necessary to construct the rail realignment for the Dos Rios Station Project allowed the Sacramento Housing and Redevelopment Agency (SHRA) to ensure that SacRT and its partners on the Project receive critical funding for the Project. The real property agreements had to be signed not later than February 8, 2020. Failure to do so would have resulted in the loss of critical Project funding.

FISCAL IMPACT

The cost to purchase the property and temporary construction easements (TCE) from Loaves and Fishes and Bruce Booher were based on a third party appraisal and other market conditions. The cost for the property and TCEs for the property owned by Loaves and Fishes and Bruce Booher totaled \$24,700 and \$6,800, respectively. The Dos Rios Station Project funding source for the two purchases is STA funding for the property acquisitions and a California Strategic Growth Council Transformative Climate Communities Grant (TCC) for the TCEs.

DISCUSSION

In January 2020, the General Manager/CEO executed two Purchase and Sale Agreements, and two Temporary Construction Easements as part of the Dos Rios Station Project because the track needs to be realigned southeast between just west of Ahern Street to Richards Boulevard. The majority of the property required for the realignment and station has been committed to SacRT by the Sacramento Housing and Redevelopment Agency (SHRA), however 1,159 square feet needs to be acquired from Loaves and Fishes (APN 001-0130-027) and 230 square feet is needed from Bruce Booher (APN 001-0141-001). Please see Attachment 1. In addition, 1,426 square feet

from Loaves and Fishes (APN 001-0130-027) and 570 square feet from Bruce Booher (APN 001-0141-001) are needed for TCEs.

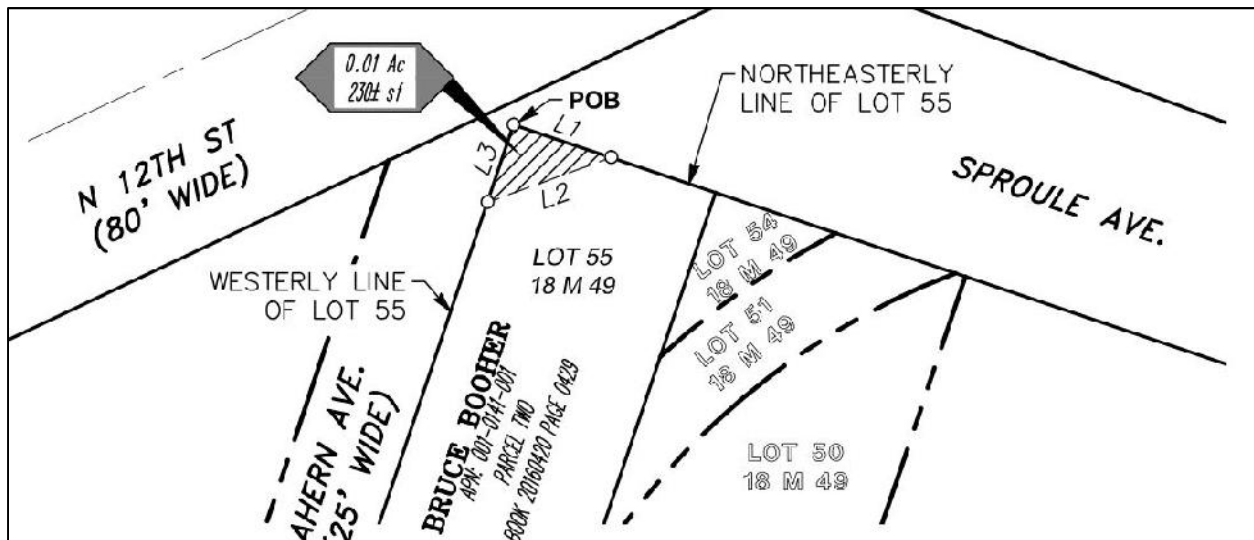
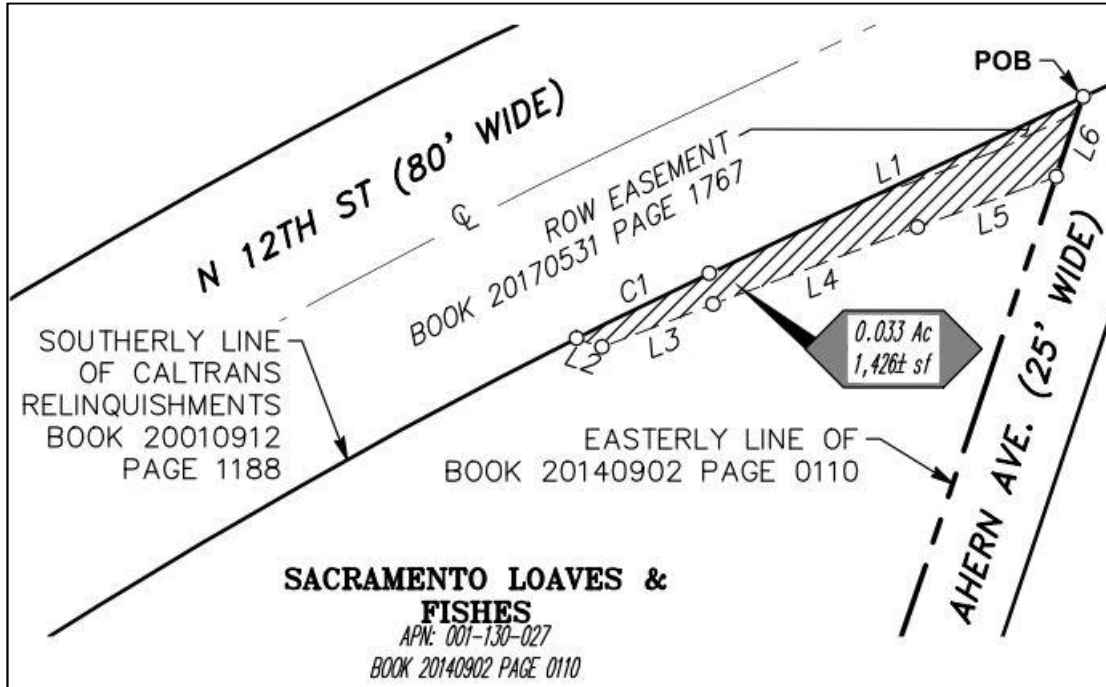
The appraised value of the Loaves and Fishes parcel for the purchase of a fee interest plus a temporary construction easement was \$20,700. During negotiations with Loaves and Fishes, the Seller requested compensation for the loss of 4 parking spaces that it will lose when it sells the parcel to SacRT. The parties agreed to compensation for the lost spots in the amount of \$4,000, thus the final purchase price in the Purchase and Sale Agreement is \$24,700.

The appraised value of the Bruce Booher parcel for the purchase of a fee interest plus a temporary construction easement was \$2,800. During negotiations, the Seller noted that SacRT's new alignment would in essence eliminate reasonable access to the Seller's parcel. The Seller requested that SacRT agree to install a new access driveway to the Seller's parcel. SacRT negotiated with the Seller and the parties agreed that SacRT would instead provide an additional \$4,000 to the purchase price so that the Seller could pay to install their own access driveway. The final purchase price in the Purchase and Sale Agreement is \$6,800 due to the inclusion of funding to compensate the Seller for the loss of driveway access to his parcel as a result of SacRT's Project.

The Board of Directors was briefed on the proposed purchase of Bruce Booher's property during Closed Session and the current negotiations yielded agreement on terms that are within the guidance provided by the Board. The Loaves and Fishes Board approved the sale of the real property needed by SacRT on January 22, 2020.

The Dos Rios Station Project is being funded through a TCC Grant with SHRA (SacRT will be a sub recipient to the Grant). To meet the grant requirements, SacRT needed to execute purchase sale agreements to show legal and physical control over the parcels by the first week of February. Therefore, Staff recommends the Board ratify the General Manager/CEO's actions of executing the respective agreements so that they were finalized and signed by the deadline imposed on SHRA by the grantor.

Property Locations for
THE ACQUISITION OF REAL PROPERTY AND TEMPORARY CONSTRUCTION
EASEMENTS NECESSARY TO CONSTRUCT THE RAIL REALIGNMENT FOR THE
DOS RIOS STATION PROJECT



RESOLUTION NO. 20-02-0006

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

February 10, 2020

RATIFYING THE GENERAL MANAGER/CEO'S ACTIONS EXECUTING AGREEMENTS FOR THE ACQUISITION OF REAL PROPERTY AND TEMPORARY CONSTRUCTION EASEMENTS NECESSARY TO CONSTRUCT THE RAIL REALIGNMENT FOR THE DOS RIOS STATION

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

THAT, the Board hereby ratifies the General Manager/CEO's action executing a Purchase and Sale Agreement with Loaves and Fishes (therein "Seller") whereby the Seller agrees to transfer property interest (in fee and easement) to Sacramento Regional Transit District (therein "Purchaser"), necessary to construct the Dos Rios Light Rail Station Project, for a price not to exceed \$24,700; and

THAT, the Board hereby ratifies the General Manager/CEO's action executing a Purchase and Sale Agreement with Bruce Booher (therein "Seller") whereby the Seller agrees to transfer property interest (in fee and easement) to Sacramento Regional Transit District (therein "Purchaser") necessary to construct the Dos Rios Light Rail Station Project, for a price not to exceed \$6,800; and

THAT, the General Manager/CEO is authorized to execute any additional documents, forms, deeds, or other writings necessary to effectuate the transfer of the property interest to SacRT pursuant to the Purchase and Sale Agreements.

STEVE HANSEN, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Cindy Brooks, Assistant Secretary



STAFF REPORT

DATE: February 10, 2020

TO: Sacramento Regional Transit Board of Directors

FROM: Laura Ham, VP, Planning and Engineering

SUBJ: DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO APPROVE WORK ORDER NO. 21 TO THE CONTRACT FOR GENERAL ENGINEERING SUPPORT SERVICES - 2016 FOR THE WATT I-80 TRANSIT CENTER DESIGN PROJECT WITH MARK THOMAS AND COMPANY, INC.

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

Delegates authority to the General Manager/CEO to approve Work Order No. 21 to the Contract for General Engineering Support Services - 2016 with Mark Thomas and Company, Inc. for the Watt I-80 Transit Center Design Project.

FISCAL IMPACT

Work Order No. 21 would provide for Mark Thomas to complete preliminary engineering and final design for the Watt I-80 Transit Center Design Project. The total cost of these services is estimated not to exceed \$532,689.38. SacRT was awarded \$500,000 through the SACOG Community Grant Design Program and an additional \$32,689.38 of SB1 funds that are eligible for completing this task.

The total project costs to construct the improvements that will be designed under the Work Order are currently estimated at \$4,000,000. Funding is not currently available to complete construction; however, Staff working to find funding for these improvements.

DISCUSSION

The current Watt I-80 Transit Center is one of the busiest transfer centers in the Sacramento region. It has been prone to safety and security issues throughout the years and has attracted criminal activity because of the location of the Transit Center, which is situated both above and below a major freeway, with steep enclosed stairwells and in a high-crime community.

SacRT completed a visioning effort to re-imagine the Watt/I-80 Transit Center in 2018 with participation by a range of community stakeholders. With the community-envisioned upgrades, this facility will attract and accommodate more riders, as well as accommodate additional bus service from regional operators and expansion of high

capacity transit connecting to American River College, Arden-Arcade, Citrus Heights, McClellan Park and North Highlands.

Work Order No. 21 will provide preliminary and final design for improvements to: reconstruct the Transit Center's bus stop waiting areas on Watt Avenue; modify the stair and elevator structures; widen the sidewalks along the Watt Avenue overpass; incorporate improved bike access along the overpass; and improve pedestrian crossing of Watt Avenue from the northbound bus stop to the Transit Center structure; and modify the freeway off-ramps for improved pedestrian access. Improvements may include, but are not limited to walkways, waiting areas, stairs, elevator structure, pedestrian crossings, bike paths, lighting, fencing/barriers, wayfinding, customer information signs, site furniture, bus lanes, freeway off-ramps, and drop off areas. Due to the location of the facility within Caltrans' right of way, the scope of work will include coordination and compliance with Caltrans' requirements.

RESOLUTION NO. 20-02-0007

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

February 10, 2020

**DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO APPROVE
WORK ORDER NO. 21 TO THE CONTRACT FOR GENERAL ENGINEERING
SUPPORT SERVICES - 2016 FOR THE WATT I-80 TRANSIT CENTER DESIGN
PROJECT WITH MARK THOMAS AND COMPANY, INC.**

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

THAT, authority is hereby delegated to the General Manager/CEO to approve and execute Work Order No. 21 to the Contract for General Engineering Support Services – 2016 by and between the Sacramento Regional Transit District (therein “RT”) and Mark Thomas and Company, Inc. (therein “Consultant”), whereby Consultant agrees to perform preliminary and final design services for the Watt I-80 Transit Center Design Project for an amount not to exceed \$532,689.38.

STEVE HANSEN, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Cindy Brooks, Assistant Secretary



STAFF REPORT

DATE: February 10, 2020

TO: Sacramento Regional Transit Board of Directors

FROM: Stephen Booth, AVP, Human Resources & Labor Relations

SUBJ: APPROVING THE TERMS AND IMPLEMENTING THE LAST, BEST AND FINAL OFFER IN LIEU OF A COLLECTIVE BARGAINING AGREEMENT FOR OPERATING ENGINEERS, LOCAL 3 (ADMINISTRATIVE EMPLOYEES ASSOCIATION) FOR THE TERM OF FEBRUARY 16, 2020 THROUGH SEPTEMBER 30, 2022

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

If approved and implemented, the Last Best and Final Offer (LBFO), as depicted in Attachment 1, would create a framework for administering wages, hours and other terms and conditions of employment for the bargaining unit employees including implementation of items upon which the parties have reached tentative agreement, as depicted in Attachment 2, and in significant changes in terms and working conditions for employees in the Administrative Employees Association (AEA) bargaining unit for which agreement was not reached during bargaining as follows:

1. Changes in various pay provisions as follows:

A one-time payment of \$150 per month for each month, not to exceed four months, that an anniversary step was not provided for those employees with an anniversary date between July 1, 2019 and October 31, 2019.

A one-time payment of \$500 for any employee who, as of October 31, 2019, was at the top of the salary range and will not receive a salary increase effective February 16, 2020.

Reduce salary ranges for Assistant Planner and Planner to equivalent of Range 205 and 207, respectively, effective November 10, 2019.

Effective February 16, 2020, a 2.5% general salary increase not to exceed the top of range for all employees with satisfactory performance.

Effective October 1, 2020, a 2% adjustment (increase) of the pay ranges for all bargaining unit classifications

Effective October 1, 2020, a 3% general salary increase not to exceed the top of range for all employees with satisfactory performance.

Effective October 1, 2021, a 2.5% general salary increase not to exceed the top of range for all employees with satisfactory performance.

Modification of overtime eligibility to pay only for hours physically worked in excess of 40 hours during the work week.

2. Changes in medical benefits as follows:

Employer contribution of only the minimum monthly contribution for retiree health benefits (currently \$139) required by CalPERS for employees hired on or after November 1, 2019.

3. Changes in employee leave provisions as follows:

Sick leave accumulation cap at 576 hours with all accumulated hours above 480 at the calendar year end being forfeited and an equivalent value deposited into the employee's 401 (a) account.

4. Changes in non-economic working conditions including:

Arbitration of grievances, limited to allegations of specified contract provisions. All other grievances end at General Manager/CEO (or designee) level.

Application of all provisions of the Personnel Policy Manual (PPM) not specifically modified by negotiated tentative agreement.

FISCAL IMPACT

Budgeted: Yes
 Budget Source: Operating Next FY: \$ Costing Values SacRT LBFO

Estimated Cost Increases:

Lump sum payment \$150 for Anniversary Date: July 2019 to October 2019 \$8,700
 Lump sum payment \$500 as of October 31, 2019 \$2,000

| Pay Increase Assumptions | <u>0% Range</u> | <u>2% Range</u> | <u>0% Range</u> | |
|---------------------------|-------------------|------------------|------------------|----------------|
| Step | 2.5% | 3.0% | 2.5% | |
| <u>Current</u> | <u>7.5 months</u> | <u>12 months</u> | <u>12 months</u> | |
| | 2/16/2020 | 10/1/2021 | 10/1/2022 | 3 Years |
| | 10/22/2019 | 9/30/2020 | 9/30/2021 | 9/30/2022 |
| Annualized Salary | 2,867,568 | 2,926,836 | 3,008,344 | 3,056,549 |
| Salary Increased | 37,042 | 81,509 | 48,205 | 166,756 |
| FICA 7.65% | 2,834 | 6,235 | 3,688 | 12,757 |
| Pension 35.48% | 13,143 | 28,919 | 17,103 | 59,165 |
| Total Pay Increase | 53,019 | 116,663 | 68,995 | 238,677 |
| | 7.5 months | | | |

| | | |
|-------------------------|----------------------------|----------------|
| | Total Cost Increase | 249,377 |
| Estimated Cost Savings: | Annual | 3 Year |
| FLSA Overtime | 394 | (1,379) |
| OPEB | 11,104 | (38,864) |
| Grand Total | | 209,135 |

DISCUSSION

On March 29, 2019, SacRT gave notice of termination of its Personnel Rules and Procedure (PRP) which also served as the agreement with the Administrative Employees Association (AEA). Termination was effective June 30, 2019 in accordance with the termination provision that permitted either party to terminate upon 90 days' notice to the other party. Effective July 1, 2019 and pending contract negotiations with Operating Engineers, Local 3 (OE3), SacRT discontinued the 5% anniversary pay increases previously provided in the PRP.

On May 23, 2019, AEA employees elected OE3 as their bargaining representative. OE3 contacted SacRT and requested to begin negotiations for an initial Collective Bargaining Agreement (CBA).

On June 11, 2019, SacRT provided notice to OE3 regarding the adoption of the Personnel Policy Manual (PPM) with an effective date of July 1, 2019. Subsequently, OE3 filed a complaint regarding SacRT's decision to discontinue anniversary pay increases for employees previously covered by the PRP. SacRT's position was that it is not appropriate to make changes other than maintaining the pay rates in effect at that time for the affected employees since SacRT and OE3 were engaged in collective bargaining for a CBA.

On October 4, 2019, OE3 filed a Verified Petition for Writ of Mandate and an Alternative Writ and Complaint for Declaratory and Injunctive Relief in the Superior Court of the State of California alleging, in part, that SacRT was required to keep in effect certain terms and conditions of the prior CBS as part of its obligation to maintain the *status quo ante* while bargaining was ongoing, specifically, the 5% anniversary pay increases. SacRT's position is that the increases were a function of the terminated PRP and accordingly, the employer was not required to continue the wage increases.

The respective bargaining team members participated in 14 bargaining sessions and reached tentative agreements on numerous subjects. However, full agreement on all issues including several primary economic items could not be reached. OE3 repeatedly stated that if the employer did not agree to the Union's demand to continue the 5% anniversary increases, the Union would rely upon the court to decide. As a result, of this position of OE3, the SacRT negotiation team determined that further attempts to negotiate would be futile and declared impasse on November 4, 2019. The impasse declaration notwithstanding, in an effort to seek a path to agreement, SacRT suggested requesting that the State Mediation and Conciliation Services assign a Mediator to assist through advisory mediation of the dispute. SacRT and OE3 met with the Mediator present on December 12, 2019 and January 6, 2020. Despite the efforts of SacRT representatives, with the assistance of the Mediator, to seek resolution to the issues in

dispute, the Union has remained steadfast in its bargaining position on several critical issues including the demand for 5% annual pay increases. These uncompromising positions are not in line with the pattern the Board has adopted in negotiations with other unions over the past two to three years.

On January 8, 2020, the SacRT Negotiator asked the OE3 Business Representative to have the bargaining unit members conduct a ratification vote whether to accept the LBFO. The Union advised that the members rejected the LBFO.

A third mediation session was scheduled and conducted on February 4, 2020. Despite the discussion in Mediation of terms that were more favorable to employees than those in the LBFO, the union continued to be unreceptive **and reiterated their demand for 5% annual pay increases**. Mediation is a confidential process, similar to a settlement conference in litigation. In the absence of a resultant agreement, those terms and discussions do not become part of the formal negotiations record and cannot otherwise be cited or relied upon by either party.

In order to provide reasonable pay increases to affected employees and to provide a framework for administering wages, hours and working conditions for this bargaining unit, staff recommends unilateral implementation of the terms of the LBFO.

October 17, 2019

SacRT makes the following package proposal which constitutes the employer's **LAST, BEST and FINAL OFFER** for a comprehensive collective bargaining agreement for the Administrative Employees Association Bargaining Unit.

1. All previous Tentative Agreements
2. Salaries/Wages:
 - 2.5% increase not to exceed the top of range for all employees with satisfactory performance effective the first full pay period following ratification
 - 3% increase not to exceed the top of range for all employees with satisfactory performance effective 10/01/2020
 - 2.5% increase not to exceed the top of range for all employees with satisfactory performance effective 10/01/2021
 - In lieu of an anniversary increase, a one-time payment of \$150 per month for each month, not to exceed four months, that an anniversary step was not provided for those employees with an anniversary date between July 1, 2019 and October 31, 2019
 - A one-time payment of \$500 upon ratification for any employee who, as of October 31, 2019, is at the top of the salary range and will not receive a salary increase in year 1 of the contract
 - 2% increase in all salary ranges effective 10/01/2020
 - Reduce salary ranges for Assistant Planner and Planner to equivalent of Range 205 and 207, respectively, effective 11/01/2019
3. Overtime:
 - Management Proposal of 08/08/2019 with table changes made 08/28/2019
4. Layoff & Recall:
 - Management Proposal of 09/26/2019
5. Retiree Health:
 - Restore schedule provided previously in the Personnel Rules and Procedures for employees hired prior to 11 /01 /2019
 - CalPERS minimum contribution for employees hired on or after 11/01/2019
6. Grievance & Arbitration:
 - Arbitration for alleged violations of the CBA • All other grievances to Step 3 only
7. Personnel Policy Manual:
 - Waiver of further effects bargaining
8. Classification changes - Planner Series & Senior Community & Government Affairs Officer:
 - Closure on effects bargaining
 - Acceptance of proposed salary ranges (including

"red circle" rate for incumbent Assistant Planner)

9. Outstanding Union Proposals:
 - Withdrawal of Union Article 10 Recruitment & Selection
 - Withdrawal of Union Article 43 Expedited Arbitration

10. Litigation:
 - Withdrawal with prejudice of Sacramento Superior Court Case # 34-2019-80003241

11. Term:
 - Date of total Tentative Agreement through September 30, 2022
 - Subject to ratification by OE3 members and SacRT Board of Directors

Agreement – TA 9/17/2019

Article 1 Preamble – TA 7/23/2019

Article 2 Recognition – TA 09/05/2019

Article 4 Management's Rights – 7/23/2019 - TA 7/30/2019

Article 5 Union Security – TA 7/30/2019

Article 6 – No Strike/No Lockout – TA 08/28/2019

Article 7 Work Rules & Standards – TA 08/13/2019

Article 8 Labor-Management Meetings – TA 7/23/2019

Article 9 New & Existing Job Classifications – TA 09-11-2019

Article 11 Seniority – TA 09/05/2019

Article 12 Personnel Records - TA 7/30/2019

Article 13 Promotion & Transfer Outside of BU – TA 08/08/2019

Article 14 Accruals for Transferring Employees – TA 09/05/2019

Article 15 Workday/Workweek – TA 09/26/2019

Article 16 Holidays – TA 08/28/2019

Article 19 – Paychecks & Deductions – TA 09/11/2019

Article 21 Sick Leave – Cap, sellback, 88 hours - TA 08/28/2019

Article 23 Vacation – Update, Sellback, 88 hours - TA 08/28/2019

Article 24 Personal Leave of Absence – TA 08/20/2019

Article 28 Industrial Illness Injury - TA 08/28/2019

Article 29 Light Duty – TA 08/28/2019

Article 31 – Insurance Benefits – TA 09/05/2019

Article 33 – Retirement Plan – TA 9/17/2019

Article 34 Flexible Spending Accounts – TA 7/30/2019

Article 36 Employee Assistance Program – TA 7/23/2019

Article 37 Fitness for Duty Medical Examination – TA 08/28/2019

Article 39 Safety & Sanitation – TA 7/23/2019

Article 40 Union Business – TA 9/17/2019

Article 41 Disciplinary Action - TA 09/26/2019

Article 44 Printing New Contract Books – TA 08/08/2019

Article 45 Waiver of Bargaining – TA 09/26/2019

Article 46 Assignability – TA 09/11/2019

Article 47 Termination and Legality (Savings) – TA 08/28/2019

RESOLUTION NO. 20-02-0008

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

February 10, 2020

APPROVING THE TERMS AND IMPLEMENTING THE LAST, BEST AND FINAL OFFER IN LIEU OF A COLLECTIVE BARGAINING AGREEMENT FOR OPERATING ENGINEERS, LOCAL 3 (ADMINISTRATIVE EMPLOYEES ASSOCIATION) FOR THE TERM OF FEBRUARY 16, 2020 THROUGH SEPTEMBER 30, 2022

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

THAT, the terms of the Last Best and Final Offer establishing compensation for employees in the Administrative Employees Association bargaining unit represented by Operating Engineers Local Union No. 3, for the period of February 16, 2020 through September 30, 2022, are hereby approved.

THAT, the General Manager/CEO is hereby authorized to implement said terms and to provide compensation, benefits, retirement provisions and other terms and conditions of employment.

STEVE HANSEN, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Cindy Brooks, Assistant Secretary



STAFF REPORT

DATE: February 10, 2020
TO: Sacramento Regional Transit Board of Directors
FROM: Hilda Herrera, Manager, Labor Relations
SUBJ: EMPLOYEE SERVICE RECOGNITION FOR RECIPIENTS DURING THE MONTHS OF OCTOBER 2019 THROUGH DECEMBER 2019

RECOMMENDATION

No Recommendation — For Information Only.

RESULT OF RECOMMENDED ACTION

Employees will receive a certificate, presented by the Board Chair and General Manager/CEO, in recognition of 20 years or more of service with SacRT.

FISCAL IMPACT

None.

DISCUSSION

For the last quarter (October – December 2019), SacRT had a total of 6 service award recipients. Three of those recipients are in attendance to accept their certificates and our gratitude for their years of service:

- Minh Nguyen, Mechanic A (30 years of service)
- Raza Kansari, Transportation Supervisor (25 years of service)
- Juliette Terry, Senior Manager, Procurement Services (20 years of service)

The award recipients that were unable to attend this Board Meeting are as follows:

- Ronald Hoff, Lineworker Technician (30 years of service)
- Rickey Jones, Bus Operator (30 years of service)
- Mark O'Brien, Electronic Mechanic (30 years of service)

We would like to thank everyone for their dedicated service to the Sacramento Community.



STAFF REPORT

DATE: February 10, 2020
TO: Sacramento Regional Transit Board of Directors
FROM: Henry Li, General Manager/CEO
SUBJ: COMMENDING PATRICK KENNEDY

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

Recognizes the dedication and commitment of Patrick Kennedy as Chair of the Sacramento Regional Transit for 2018 and 2019.

FISCAL IMPACT

None as a result of this action.

DISCUSSION

On January 23, 2018, Patrick Kennedy was nominated and elected by his fellow SacRT Board members as the Chair of the Sacramento Regional Transit Board of Directors for 2018. On January 14, 2019, the Board of Directors nominated and re-elected Patrick Kennedy to be Chair for 2019.

Chair Kennedy has demonstrated dedication and commitment on behalf of the residents of Sacramento, and Staff and the Board would like to recognize his commitment to the region.

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

February 10, 2020

COMMENDING Patrick Kennedy

Whereas, Patrick Kennedy has faithfully represented the County of Sacramento on the Sacramento Regional Transit District Board of Directors from January 2017; and

Whereas, Patrick Kennedy served as Chair of the Sacramento Regional Transit District Board of Directors for 2018 and 2019; and

Whereas, under Patrick Kennedy's leadership as Chair of the Board of Directors, Sacramento Regional Transit successfully completed major initiatives, such as:

- Unveiled four light rail trains, wrapped with art designed by four local artists in partnership with the Sacramento Metropolitan Arts Commission (SMAC)
- Launched a Microtransit Project that increased the mobility for constituents in the Cities of Citrus Heights and Rancho Cordova, Orangevale, Antelope and Franklin – South Sacramento, Gerber-Calvine, Arden, Carmichael, Downtown – Midtown – East Sacramento, Folsom and North Sacramento
- Received a grant from the State of California's Transit and Intercity Rail Capital Improvement Program for a total of \$64 million to implement the first phase of a rail modernization program
- Received a grant from the 2018 Solutions for Congested Corridors Program award of \$20.3 million to pave the way for double tracking on the Gold Line
- Successfully launched SacRT Forward – the Redesigned Bus Network
- Expanded late night light rail service to the City of Folsom
- Partnered with the City of Elk Grove to Operate e-tran Bus Service
- Received the Gold Standard Award from the Transportation Security Administration
- Chaptered AB 709 Modifying the Boundaries, Define the Quorum as Applied to Meetings, and Authorize the Board Secretary to be a District Employee Appointed by the Board
- Reduced Fares
- Annexed the Cities of Folsom and Citrus Heights to the SacRT Board
- Implemented Fare-Free Rides for Youth, Grades TK-12
- Collaborated with UC Davis Health to Rename the 39th Street/UC Davis Health Station
- Closed on the Purchase and Sale Agreement of its First Transit Oriented Development Property at the University/65th Street Transit Center
- Launched the Airport Express Bus Service

Whereas, serving as Chair of the Board of Directors, Patrick Kennedy demonstrated dedication and commitment to service on behalf of the residents of Sacramento, encouraging full participation in the discussion of all issues in an expeditious manner.

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

That, the Board of Directors does hereby express its appreciation and the appreciation of the entire staff of Sacramento Regional Transit to Patrick Kennedy for his 2 years of service as Chair of the Board of Directors, and looks forward to his continued service on the Board.

ATTEST:

HENRY LI, Secretary

By: _____
Cindy Brooks, Assistant Secretary

STEVE HANSEN, Chair



STAFF REPORT

DATE: February 10, 2020
TO: Sacramento Regional Transit Board of Directors
FROM: Brent Bernegger, VP, Finance/CFO
SUBJ: TRANSIT ORIENTED DEVELOPMENT/SURPLUS PROPERTY UPDATE

RECOMMENDATION

No Recommendation — For Information Only.

FISCAL IMPACT

None

DISCUSSION:

Over the past few years, SacRT has made a significant efforts to market its existing surplus land resources to generate demand and interest by seeking partners that would be interested in purchasing or leasing property with the goal of both generating funds to be used for other needed transit assets and finding partnerships with companies that will invest in the community by creating student, affordable, or market rate high density housing adjacent to SacRT's transit facilities. In this report, we have listed a few of these recent successes, as well as SacRT's future plans and partnership opportunities.

Arden Way Property: Sacramento Regional Transit (SacRT) sold its Arden Way property on July 3, 2018 to Community Housing Works for approximately \$822,500. The buyer has been approved to build 128 affordable apartment homes on the site.

65th St Property: On November 8, 2019, SacRT closed on the sale of its University/65th Street Transfer Center parcel to allow for transit oriented development to occur adjacent to the light rail station. The sale price was \$2 million, less some sales and administrative fees associated with preparing the property for the sale. However, in addition to the sales price, SacRT and the community will receive approximately \$5 million in improvements to the existing transit center, which includes improving the roads, flow of traffic, and bus stops. The buyers, Symphony Development and Martin CV, have the City of Sacramento's approval to build the "65 East" project, which includes 223 student housing apartments with ground floor retail. The first phase will be street, bus stop and utility work along 67th and Q streets and is expected to take four months. Buses will continue to operate from the bus loop until the new stops are installed.

Cemo Circle Property: SacRT completed soil remediation on the site in November 2019 and received a letter of No Further Action on December 20, 2019. SacRT and USA Properties Fund entered into an agreement to sell the land, located on Sunrise Blvd., for

\$2.05 million, less the cost for remediation fees. To date, the buyer exercised the 2nd of the 3 escrow extensions. The buyer has invested lots of time and money in the project and indicated their willingness to close by the end of February 2020. USA Properties are approved to build approximately 165 market rate apartments and are planning to start construction this year.

Calvine/Auberry Property: SacRT signed a purchase sale agreement with Catalyst Development Partners on May 14, 2019 for \$1.6 million. The buyer is compiling its plans for potentially a multi-family residential project. Closing of escrow is estimated to take place around February 2021.

Florin Station Joint Development: SacRT released a Request for Information on March 19, 2019 and received five responses. Staff held a community workshop on July 18, 2019 to gather input for potential joint development of the Florin station property. Also over the summer, Portland State University's Center for Public Interest Design conducted on-site surveys and stakeholder interviews to further identify community interest. Staff plans to release an RFP for a joint development partner later this month.

Transit Oriented Development (TOD) Action Plan: Over the past seven months, SacRT staff has been working with the Sacramento Area Council of Governments (SACOG) and consultants to review zoning codes and conduct market analysis for potential TOD sites throughout SacRT's system (see attached fact sheet). Five priority sites were identified with potential to be developed within 3-5 years with the right support from local jurisdictions at or near these stations: Globe, Florin, Butterfield, Mather/Mills, and Glenn. The final report is due at the end of this month.

The sale proceeds from these agreements are being placed in a restricted investment account. SacRT plans to reinvest the funds in similar (like kind) capital projects. SacRT's existing administrative campus and maintenance facilities are aging and in need of significant repair and replacement. Therefore, these funds will be used to make the necessary improvements, which should result in future reductions in operating costs as a result of having new updated facilities.

REGIONAL TOD ACTION PLAN

The Regional Transit-Oriented Development (TOD) Action Plan is an effort of the Sacramento Area Council of Governments (SACOG) and the Sacramento Regional Transit District (SacRT) to incentivize and support TOD at SacRT Light Rail stations serving the Sacramento region. The TOD Action Plan will be developed in close collaboration with city, county, and NGO partners between July 2019 and February 2020.

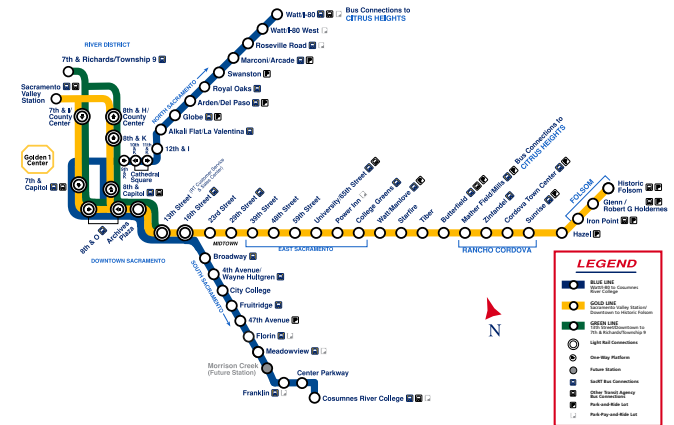
WHAT IS TOD?

TOD is a type of development located close to high-frequency transit that maximizes the amount of housing, jobs, and activity centers within walking distance of transit. TODs support economic development, housing and revitalization, reduce traffic, and connect residents with the places they visit often. Creating these walkable, mixed-use communities near transit is critical to maximizing the region's investment in transit, particularly the light rail system, and to meeting our climate goals by reducing vehicle trips and emissions.

PROJECT OUTCOMES

The TOD Action Plan will lay out concrete strategies and tools to empower local jurisdictions to encourage equitable and inclusive TOD to serve local communities. To do so, the TOD Action Plan will:

- Identify high-opportunity, **TOD-ready sites**
- Recommend **regulatory or policy changes**
- Identify context-sensitive **TOD financing strategies**
- **Enhance equity** and support community needs
- Identify public and private sector **TOD leaders**





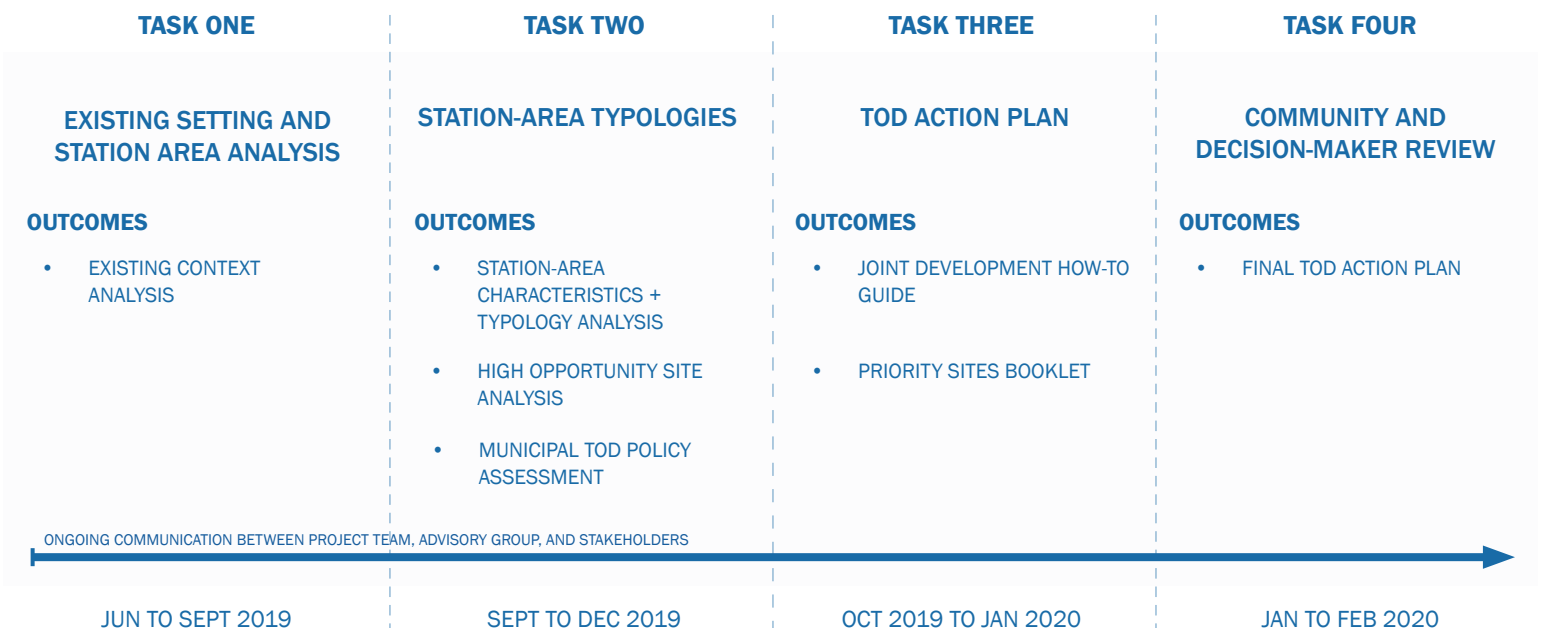
PROJECT OVERVIEW

The TOD Action Plan is a strategy for catalyzing TOD near SacRT Light Rail stations. The TOD Action Plan will foster a transparent and equitable TOD process that provides benefits and encourages growth near Light Rail stations and in the neighborhoods they serve. The TOD Action Plan will offer public agencies, community members, real estate developers, and other partner organizations a roadmap for TOD in their neighborhoods; this will enable them to:

- Identify **key sites and areas** for TOD in the Sacramento region
- Identify **current barriers** to TOD
- Develop strategies for **prioritizing TOD**
- Inspire **TOD champions**
- **Increase transit ridership** and decreasing vehicle miles traveled

PROCESS

The TOD Action Plan will be informed by feedback from public and private sector stakeholders and an Advisory Group of representatives from SACOG, SacRT, and other city, county, and public agencies in the Sacramento region. The TOD Action Plan will be ready to help support successful TOD projects by February 2020.



TOD/Surplus Property Update

February 10, 2020

Brent Bernegger

VP, Finance/CFO



TOD Summary Update

| Property Name/Project | Sold/Completed | PSA Completed/ Awaiting Escrow | Upcoming |
|-----------------------|----------------|-----------------------------------|----------|
| Arden Way | ✓ | | |
| 65th Street | ✓ | | |
| Cemo Circle | | ✓ | |
| Calvine | | ✓ | |
| Florin Station | | | ✓ |
| Draft TOD Action Plan | ✓ | | |

Properties Sold

Arden Way (2.69 acres)

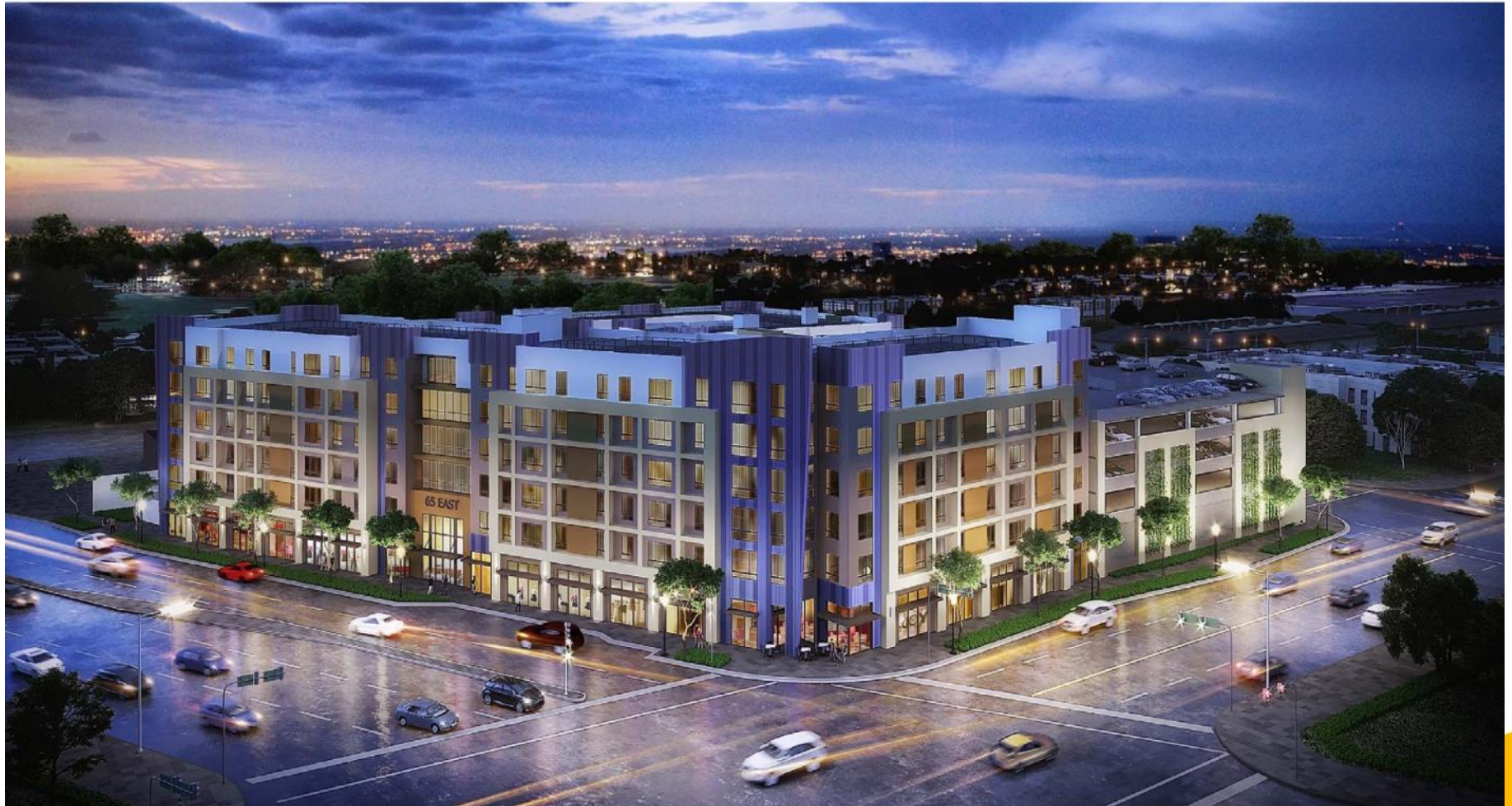
- Sold July 3, 2018
- \$822,477
- Community Housing Works
- 128 Affordable Apartments



Properties Sold

65th Street (1.45 acres)

- Sold November 18, 2019
- \$2M + Relocation of Transit Center
- Symphony Development/Martin CV
- 223 Student Housing and Retail



Sales Pending

Cemo Circle (8 acres)

- Estimated close – February 29, 2020
- \$2,050,000
- USA Properties Fund
- 165 Market Rate Apartments



Sales Pending

Calvine/Auberry (3.67 acres)

- Estimated close – February 2021
- \$1,600,000
- Catalyst Development Partners
- Potentially Multifamily Residential



Future TOD

- Florin Station RFP for Joint Development due out end of the month (20 acres)

Florin Station

Development Program

| Uses | Program |
|---------------|--|
| Residential | 920 units 736,000 sq. ft. |
| Retail / Flex | 47,500 sq. ft. |
| Park Space | 3 acres |
| Transit Use | Maintain bus bays Keep 120 parking spaces |

Estimated Ridership Impact:
920,000 rides annually



TOD Action Plan

- SacRT/SACOG grant project to develop strategies to encourage TOD; due out end of the month
- What's next?



STAFF REPORT

DATE: February 10, 2020
TO: Sacramento Regional Transit Board of Directors
FROM: Henry Li, General Manager/CEO
SUBJ: GENERAL MANAGER'S REPORT

RECOMMENDATION

No Recommendation — For Information Only.

Quarterly Financial Report (2nd Quarter FY 2020)

Oral Presentation by Brent Bernegger, VP, Finance/CFO

Paratransit Inc. Board Meeting (January 9, 2020)

See written report attached.

San Joaquin JPA Board Meeting (January 24)

See written report attached.

Sacramento-Placerville JPA Board Meeting (February 3)

Will be provided by Director Budge.

SacRT Meeting Calendar

Regional Transit Board Meeting

February 24, 2020
SacRT Auditorium
5:30 P.M

Quarterly Retirement Board Meeting

February 26, 2020
SacRT Auditorium
9:00 A.M.

2nd Quarter FY 2020
Finance Update and
Key Performance Report

Brent Bernegger

VP of Finance/Chief Financial Officer

Agenda Item 8.1(a)

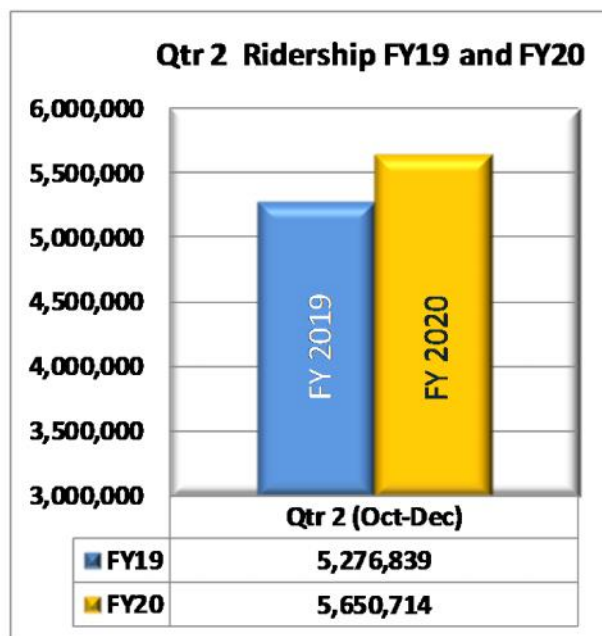
FY 2020 - Budget to Actual Comparison

| | 2nd Qtr Ended December 31, 2019 | | | | FY 2020 YTD | | | |
|--|---------------------------------|-----------------|----------------|--------------|-----------------|-----------------|----------------|--------------|
| Categories (\$ in thousands) | Actual | Budget | \$ Variance | % Variance | Actual | Budget | \$ Variance | % Variance |
| Income | | | | | | | | |
| Fare Revenue | \$6,353 | \$6,969 | (\$616) | -8.8% | \$12,682 | \$14,116 | (\$1,434) | -10.2% |
| Contracted Services | 1,831 | 1,889 | (58) | -3.1% | 3,666 | 3,779 | (113) | -3.0% |
| Other Income | 2,076 | 1,209 | 867 | 71.7% | 3,425 | 2,418 | 1,007 | 41.6% |
| State & Local Revenue | 29,327 | 29,746 | (419) | -1.4% | 58,464 | 58,884 | (420) | -0.7% |
| Federal Revenue | 8,986 | 8,986 | 0 | 0.0% | 17,972 | 17,972 | 0 | 0.0% |
| Total | 48,573 | 48,799 | (226) | -0.5% | 96,209 | 97,169 | (960) | -1.0% |
| Expenses | | | | | | | | |
| Salaries/Fringes | 31,876 | 32,529 | 653 | 2.0% | 63,729 | 64,976 | 1,247 | 1.9% |
| Services | 6,363 | 6,810 | 446 | 6.6% | 12,640 | 13,637 | 997 | 7.3% |
| Supplies | 3,011 | 2,800 | (211) | -7.5% | 5,493 | 5,602 | 109 | 1.9% |
| Utilities | 1,523 | 1,628 | 105 | 6.4% | 3,676 | 3,969 | 293 | 7.4% |
| Insurance/Liability | 2,662 | 2,710 | 48 | 1.8% | 5,369 | 5,420 | 51 | 0.9% |
| Other Expenses | 995 | 1,213 | 218 | 18.0% | 1,762 | 2,058 | 296 | 14.4% |
| Total | \$46,432 | \$47,691 | \$1,259 | 2.6% | \$92,669 | \$95,662 | \$2,993 | 3.1% |
| Net Operating Surplus (Deficit) | \$2,141 | | | | \$3,540 | | | |

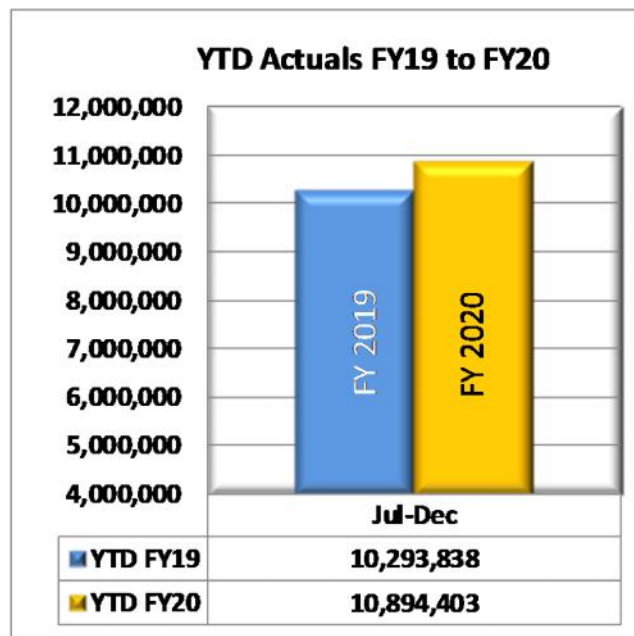
* Budget is seasonally adjusted (not straight-line budget)

Key Performance Indicators

Quarterly Ridership Comparisons



↑ 7.1%

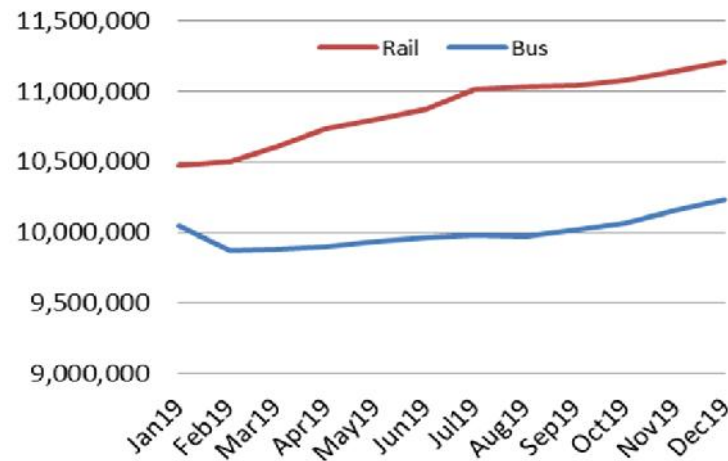


↑ 5.8%

2nd Quarter Ridership Summary



Trailing 12 Month Trend



FY20 Year to Date Summary

| Category | FY20 YTD | FY19 YTD | Difference | % Change |
|--------------|------------|------------|------------|----------|
| Bus | 5,263,407 | 4,999,019 | 264,387 | 5.3% |
| Light Rail | 5,630,996 | 5,294,822 | 336,174 | 6.3% |
| System Total | 10,894,403 | 10,293,841 | 600,561 | 5.8% |

Jul-Dec Crime Comparison



Total UCR Statistics **Decreased 14.1%** year-to-year
excluding events at Franklin station on 7/23/19 and 11/27/19

(UCR – Uniform Crime Reporting)

| Jul - Dec (adjusted) | FY 2019 | FY 2020 | % Change |
|----------------------------|-----------|-----------|---------------|
| Homicide | 0 | 0 | NA |
| Rape | 0 | 0 | NA |
| Robbery | 12 | 14 | 16.7% |
| Aggravated Assault | 12 | 4 | -66.7% |
| Burglary | 1 | 0 | -100.0% |
| Auto Theft | 10 | 7 | -30.0% |
| Arson | 1 | 1 | 0.0% |
| Total Larceny | 42 | 41 | -2.4% |
| <i>felony larceny</i> | 7 | 5 | -28.6% |
| <i>misdemeanor larceny</i> | 15 | 15 | 0.0% |
| <i>theft from autos *</i> | 20 | 21 | 5.0% |
| Total UCR Crimes | 78 | 67 | -14.1% |

* Total UCR crimes are adjusted for one day auto burglary crimes at Franklin Station on 7/23/19 and 11/27/19 (All suspects are arrested). Total UCR statistics, including events on 7/23/19 and 11/27/19, are increased 37.2% year-to-year. There is now a dedicated security guard at the Franklin Station.

Mobility Advisory Council Meeting

March 5, 2020
SacRT Auditorium
2:30 P.M



STAFF REPORT

DATE: February 10, 2020
TO: Sacramento Regional Transit Board of Directors
FROM: Montessa Parker, Eligibility Specialist, Accessible Services
SUBJ: PARATRANSIT INC. BOARD MEETING REPORT- MEETING OF JANUARY 9, 2020

RECOMMENDATION

No Recommendation — For Information Only.

DISCUSSION

The following directors were present: Anna Fontus, Pat Hume, Alice Kimble, Scott Leventon, Stephanie Nguyen, Vidhu Shekhar along with CEO, Tiffani Fink.

The meeting was called to order at 6:02 p.m. The Board immediately made a motion to rearrange action items in order to ensure they have a quorum. Motion passed to go directly to Closed Session after the Consent Calendar.

The following items were approved on the consent calendar:

- The minutes of the December 18, 2019 Special Board Meeting

Closed Session:

- A. Employee Performance Evaluation, Government Code Section 54957(b)(1)
 - a. Agency Representative: Tiffani Fink CEO
- B. Conference with Labor Negotiator, Government Code 54957.6
 - a. Agency Representative: Board President
 - b. Unrepresented Employee: Chief Executive Officer

The Board, Legal Counsel, and Paratransit, Inc.'s CEO, withdrew to closed session at 6:05 p.m. Paratransit, Inc.'s CEO and Legal Counsel came out of Closed Session at 6:29 p.m. At 8:01 p.m. Legal Counsel was called back into Closed Session. Closed Session ended at 8:12 p.m.

Open Session Reconvened:

The Board advised that, after much discussion, a motion was made not to amend compensation or CPI at this date, but rather push it back to the spring. Director Shekhar made this motion, which was approved 4 to 2 with Directors Fontus and Kimble opposing.

The following Action Items were approved with no opposition:

- Resolution 1-20 Authorizing the Chief Executive Officer to Submit a Proposal to provide complimentary Paratransit services to Ventura County Transportation Commission (VCTC) and further authorizing the Chief Executive Officer to negotiate and execute the contract and any amendments, if awarded.

CFO Dr. Lisa Cappellari reported on the 2019 Financial Audit for Paratransit Inc., conducted by Richardson and Company, LLP in November 2019. Dr. Cappellari advised that there were no findings in the audit, and presented detailed financial and operating data through November 2019. Dr. Cappellari advised that Paratransit Inc.'s assets total 16 million with liabilities of 5.7 million. She spoke on the reserve policy and reserve balance, stating that Paratransit Inc. was required to draw down on their reserves in June 2019, but made reserves whole again in July 2019.

CEO Tiffani Fink opened up discussion on Paratransit Inc.'s Next Steps on Governance effective July 1, 2020. Lawyer Nancy Miller explained that the 4 party agreement will terminate at the end of the fiscal year, and Paratransit Inc. will have a new governance structure after that date. Tiffani Fink added that they anticipated the SacRT Go transition to be completed by July, pending additional discussion with SacRT. Tiffani referenced SacRT Board Agenda Item 2.4 which would push back the transition date for SacRT Go to June 30, 2020. Nancy Miller advised that she would like an ad-hoc committee to be created to work with staff on options for the new governance structure. Directors Nguyen, Shekhar and Kimble volunteered for the ad-hoc.

Member of the Public, Mike Barnbaum, spoke on two SacRT Board Agenda Items:

Item 2.4 Repealing Resolution No. 19-10-0112 and Modifying the Termination Effective Date of the ADA Paratransit Service Agreement with Paratransit, Inc. to on or about June 30, 2020.

Item 7.2 Section G – Appointments to Boards and Committees - Appointing Two Representatives to the Paratransit Board of Directors.

Mr. Barnbaum expressed support for item 2.4. Director Hume advised he would like to hear legal counsel's opinion on item 7.2 to see if it may present a conflict of interest, depending on which management employee is assigned. Legal Counsel, Nancy Miller, agreed and advised that she does not think this is a good idea. Director Shekhar asked if they could communicate to SacRT's Board about a possible conflict of interest.

CEO Tiffani Fink presented the CEO Report. Ms. Fink announced and congratulated recent promotions and new hires. She spoke on new business ventures with the City of Wichita, a partnership with VIA transportation to provide hands on paratransit training and also provided an update on building upgrades. Ms. Fink also detailed accomplishments from 2019 including a new three year contract with the ATU, new agreement to continue to provide travel training and eligibility in San Joaquin County, winning the statewide Rodeo, Co-chairing of the Cap to Cap Transportation Team and completion of various facility upgrades.

Dr. Lisa Cappellari provided the CFO report. There were no questions or comments from the public.

Director Hume stated that given SacRT's Board Agenda Item, his tenure on the Paratransit Board may be in flux. He thanked CEO Tiffani Fink for keeping the organization moving forward while keeping morale up with employees. Director Fontus thanked Director Hume for mentoring her and for helping Paratransit Inc. weather a lot of turbulence. The other Board Members expressed their appreciation as well.

Meeting Adjourned at 8:59 p.m. with no additional public comment.



STAFF REPORT

DATE: February 10, 2020
TO: Sacramento Regional Transit Board of Directors
FROM: Sarah Poe, Assistant Planner
SUBJ: SAN JOAQUIN JOINT POWERS AUTHORITY MEETING REPORT

RECOMMENDATION

No Recommendation — For Information Only.

**San Joaquin Joint Powers Authority
Board Meeting, January 24, 2020**

Staff Report:

Item 4 – On-time performance monitoring was presented; OTP improved from 34% to 55% after schedule changes were implemented; dwell time on Train 710 was very high, up to 20 minutes at times; moved Comet equipment from Train 710 (which is a high ridership train) to a train with less ridership to decrease the high dwell times.

Item 5 – Implementation of allowing bus-only tickets on routes; the implementation is proposed to be phased over time, starting with Route 10 (Bakersfield-Oxnard-Santa Barbara) and Route 12 (Bakersfield-Lancaster-Victorville); proposing new fare grids; service on routes that are not eligible for bus-only tickets have been coordinated with the local transit services to ensure local service is available; fiscal impacts include increases in ridership and revenue; staff is working with Amtrak in order to report on how the bus-only ticketing will perform.

Item 6 – Two advertising agencies have been selected through an RFP process; Jeffrey Scott Advertising was selected for the new Thruway Bus Service project (campaign #1), and Pulsar Advertising was selected for the new Connected Corridor Schedule project (campaign #2); the fiscal impacts have already been included in the 2020 SJJPA business plan.

Item 7 – Siemen's fleet will be in service in August/September 2020; new cars require new mini-high platforms to meet ADA passenger needs; 18 station locations will need new mini-high platforms; contract will need to be executed quickly in order to continue the work and construction on time; State provides funding so there is no fiscal impact.

Item 8 – Requesting SB1 funds to construct a new building and make site improvements at Robert J. Cabral Station; SJJPA awarded \$13.1 million, has received \$8 million already; \$5.1 million available for allocation; staff requesting \$3 million for a new depot building and site improvements such as enhanced parking, security, lighting etc.

Item 9 – Interagency agreements for two pilot projects; 1) the Enhanced Station Security Pilot program will contract with the City of Fresno police department, the City of Merced police department, and the City of Stockton police department; the three stations in these three cities were selected for the pilot; police officers will increase their on-site presence, and provide additional security and safety; 2) the Enhanced On-Board Security Pilot program will contract with CHP officers to provide additional personnel on the trains, law enforcement presence on trains to improve on-board incidents; customer satisfaction will be measured and incident reports will be tracked during the pilots to see if things improve.

Item 10 – Update was provided on the 2020 SJJPA Business Plan for the next two State fiscal years; plan will be released in February 2020 for public review; final to be approved in March; key changes include Merced-Bakersfield HSR Interim Operating Segment, Merced Intermodal Track Connection project, Stockton Diamond Grade Separation Project, pilot program to operate a new thruway bus between Merced and San Jose, include "South of Merced Integration Studies" in the FY20/21 Action Plan, funding for additional freight railroad OTP incentives, reinstate reserved ticketing, and not moving forward with the Onboard Information System program.

Item 11 – In this year’s ITIP, SJJPA received funding for several new and existing projects within the San Joaquins intercity rail corridor; \$20.8 million for Stockton Diamond Grade Separation project, \$20 million for Second Platform Projects at Modesto Station and Turlock-Denair Station, \$15 million for the Stockton Regional Rail Maintenance Facility Expansion Project, and \$5 million for Mini-High Platform Improvements at existing stations.

Item 12 – Project Zero TIRCP grant application; goal is to reduce GHG, improve ridership and rail service; co-applicant with Tri-Valley, focused on conversion of hybrid-zero emission locomotives and replacing existing vehicles with zero emission vehicles; \$30 million ask, to cover feasibility, research and development, conversion of locomotives; awards announced in April 2020.

Item 13 – Update provided from Marketing staff; rededication event and Santa on the Train event during the December 2019 holiday season.

Item 14 – Executive Directors report included an update on High Speed Rail in the Central Valley; there are a variety of reports that will be coming out proposing a newer concept.

Agenda Item 8.1(d)

Sacramento Placerville Transportation Corridor JPA Report
Meeting of February 3, 2020

Will Be Provided by Director Linda Budge