



Sacramento Regional Transit District

## **BOARD MEETING NOTICE TO THE PUBLIC & AGENDA**

**This meeting will be teleconferenced in compliance with the Brown Act pursuant to Government Code Section 54953 as amended by Assembly Bill 361, during the COVID-19 Pandemic.**

**To participate in or view SacRT Board Meetings:**

**<http://sacrt.com/board>**

**Please check the Sacramento Metropolitan Cable Commission Broadcast Calendar - <https://sacmetroable.saccounty.net> for replay dates and times.**

**Submit written public comments relating to the attached Agenda no later than 2:00 p.m. on the day of the Board meeting to**

**[Boardcomments@sacrt.com](mailto:Boardcomments@sacrt.com)**

**Please place the Item Number in the Subject Line of your correspondence. Comments are limited to 250 words or less.**

**Members of the public may also address the Board via Zoom to submit public comment. To join, please call 253-215-8782 and enter Webinar ID: 824 7126 6203 or join the meeting online by logging into**

**<https://us02web.zoom.us/j/82471266203>**

**Please note you will not be able to join the live stream until the posted meeting start time. If you wish to make a comment on an item, press the “raise a hand” button. If you are joining the meeting by phone, press \*9 to indicate a desire to make a comment. By participating in this meeting, you acknowledge that you are being recorded.**



# Sacramento Regional Transit District Agenda

**BOARD MEETING**  
**5:30 P.M., MONDAY, MARCH 28, 2022**  
**VIRTUAL MEETING**

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

Alternates: Directors Kozlowski, Nguyen, Sander, Schaefer

**1. PLEDGE OF ALLEGIANCE**

**2. CONSENT CALENDAR**

- 2.1 Motion: Approval of the Action Summary of March 14, 2022
- 2.2 Resolution 2022-03-026: Approving a Visual Art Policy and Standards Pertaining to the Approval and Placement on SacRT Property (D.Selenis)
- 2.3 Resolution 2022-03-027: Authorizing the General Manager/CEO to Submit and Execute Federal Transit Administration Grants for American Rescue Plan Act Funds (J. Adelman)
- 2.4 Resolution 2022-03-028: Approving the Second Amendment to the Lease of Office Space at 1515 S. Street (J. Adelman)
- 2.5 Rescind Resolution No. 20-07-0072; Authorize the General Manager/CEO to Submit an Application for Two Projects to the California Department of Housing and Community Development under the Transit-Oriented Development Housing Program (J. Adelman)
  - A. Resolution 2022-03-029: Rescind Resolution No. 20-07-0072; Authorize the General Manager/CEO to Submit an Application for the 13<sup>th</sup> Street Station Conversion Project to the California Department of Housing and Community Development under the Transit-Oriented Development Housing Program
  - B. Resolution 2022-03-030: Authorize the General Manager/CEO to Submit an Application for the Archives Plaza Station Conversion Project to the California Department of Housing and Community Development under the Transit-Oriented Development Housing Program
- 2.6 Resolution 2022-03-031: Delegating Authority to the General Manager/CEO to Negotiate and Execute the Agreement with The County of Sacramento for Sheriff Deputy Services (L. Hinz)

- 2.7 Resolution 2022-03-032: Authorizing the Execution of the Low Carbon Transit Operations Program (LCTOP) Project(s), and Certifications and Assurances, and Submittal of Project Nominations and Allocation requests to Caltrans for Fiscal Year 2021-22 LCTOP (J. Adelman)

**3. INTRODUCTION OF SPECIAL GUESTS**

**4. UNFINISHED BUSINESS**

- 4.1 Resolution 2022-03-033: Voting to Support AB 2015 (Cooley), an Act to Amend the Sacramento Regional Transit District's Enabling Act (S. Valenton / O. Sanchez-Ochoa)

**5. PUBLIC HEARING**

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

**7. NEW BUSINESS**

**8. GENERAL MANAGER'S REPORT**

- 8.1 General Manager's Report
- a. Major Project Updates
  - b. Capitol Corridor JPA Special Meeting Summary – March 23, 2022 (Miller)
  - c. 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**

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**\*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.

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 29<sup>th</sup> 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.sacmetrochannel.com](http://www.sacmetrochannel.com) on April 1 @ 6:00 p.m. and April 3 @ 9:00 a.m.

Any person(s) requiring accessible formats of the agenda should contact the Clerk of the Board at 279/234-8382 or TDD 916/557-4686 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. Any person who has any questions concerning any agenda item may call the Clerk to the Board of Sacramento Regional Transit District.



## STAFF REPORT

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**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Tabetha Smith, Clerk to the Board  
**SUBJ:** APPROVAL OF THE ACTION SUMMARY OF MARCH 14, 2022

### RECOMMENDATION

Motion to Approve.

**SACRAMENTO REGIONAL TRANSIT DISTRICT  
BOARD OF DIRECTORS  
BOARD MEETING  
March 14, 2022**

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

**1. PLEDGE OF ALLEGIANCE**

**2. CONSENT CALENDAR**

- 2.1 Motion: Approval of the Action Summary of February 28, 2022
- 2.2 Resolution 2022-03-017: Authorize the Board of Directors to Teleconference from March 14, 2022 through April 13, 2022, in Compliance with the Brown Act Pursuant to Government Code Section 54953 as Amended by Assembly Bill 361, During the COVID-19 Pandemic (O. Sanchez-Ochoa/T. Smith)
- 2.3 Resolution 2022-03-018: Conditionally Approving the Contract for Rail Modernization 15-Minute Service to Folsom to Aldridge Electric, Inc. (L. Ham)
- 2.4 Approving Work Order No. 4 and the Second Amendment to the Contract for General Construction Management Support Services with 4LEAF, Inc. (L. Ham)
  - A. Resolution 2022-03-019: Approving Work Order No. 4 to the Contract for General Construction Management Support Services – 2019 for Construction Management of the Gold Line Low Floor Vehicle Platform Conversion Phase 1 Project with 4Leaf, Inc.; and
  - B. Resolution 2022-03-020: Approving the Second Amendment to the Contract for General Construction Management Support Services – 2019 with 4Leaf, Inc.
- 2.5 Resolution 2022-03-021: Approve and Authorize the General Manager/CEO to Execute the Fifth Amendment to the Purchase and Sale Agreement with Catalyst Development Partners for Calvine Road and Auberry Drive (APN 115-0130-061, 115-0130-071) (J. Adelman)
- 2.6 Approving Amendment No. 1 to Work Order No. 23 and Approving Work Order No. 7 to the Contract for General Engineering Support Services with Psomas (L. Ham)

- A. Resolution 2022-03-022: Approving Amendment No. 1 to Work Order No. 23 to the Contract for General Engineering Support Services – 2016 for the Final Design Low Floor Vehicle Platform Conversion Project with Psomas; and
  - B. Resolution 2022-03-023: Approving Work Order No. 7 to the Contract for General Engineering Support Services – 2020 for the Final Design of Gold Line Low Floor Vehicle Platform Conversion Phase 2 Project with Psomas
- 2.7 Approving the Second Amendment to the 2017 Contract for Revenue Tire Lease and Services and Approving a Contract for Revenue Vehicle Tire Lease and Services with Bridgestone Americas Tire Operations, LLC (C. Alba)
- A. Resolution 2022-03-024: Approving the Second Amendment to the 2017 Contract for Revenue Tire Lease and Services with Bridgestone Americas Tire Operations LLC; and
  - B. Resolution 2022-03-025: Approving a Contract for Revenue Vehicle Tire Lease and Services with Bridgestone Americas Tire Operations, LLC

Director Kennedy thanked Mr. Li and staff for working with the applicant on Item 2.5.

***Director Howell moved; Director Harris seconded approval of the Consent Calendar as written. Motion was carried by roll call vote. Ayes: Directors Budge, Harris, Howell, Hume, Kennedy, Nottoli, Schenirer, Serna, Valenzuela and Chair Miller. Noes: None; Abstain: None; Absent: Director Jennings.***

### **3. INTRODUCTION OF SPECIAL GUESTS**

### **4. UNFINISHED BUSINESS**

### **5. PUBLIC HEARING**

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

Public comment was taken by phone from Jeffery Tardaguila and Glenn Mandelkern.

Mr. Tardaguila requested that the meeting login information be placed on the Agenda. He expressed concern with regards to the number of bus cancellations and recommended having workshops to cover the details of all changes. He hoped the Board was aware that the MAC made recommendations and had some problems with the proposal of vans being used as supplemental transportation. Mr. Tardaguila then noted the shortage of drivers and buses and that the natural gas tank certification will be running out.

Mr. Mandelkern referenced a SacRT Reddit URL he sent in to be shared with the Board. As a graduate of the SacRT Transit Academy he wanted to tell the Board and Mr. Li about the online discussion given the SRTP is in the review period. Mr. Mandelkern stated the discussion received 181 written replies and 27,000 clicks on the original question. He recommended reading through the discussion for public input and to learn more about community concerns including safety, security, affordable options and route destinations.

## **7. NEW BUSINESS**

## **8. GENERAL MANAGER'S REPORT**

- 8.1 General Manager's Report
  - a. Major Project Updates
  - b. SacRT Meeting Calendar

Mr. Li greeted the Board and public and thanked Mr. Tardaguila and Mr. Mandelkern for their comments. He then acknowledged March as Women's History Month and recognized the many women at SacRT including Board members driving positive changes in the community.

Mr. Li announced that National Transit Drivers Appreciation Day is Friday and asked to be joined in celebrating the hard-working bus and light rail operators as they deserve a heartfelt gratitude for the dedicated service they provide.

Mr. Li stated gas prices are on the rise at an unprecedented pace and wanted to remind riders that SacRT is a safe, convenient and a low-cost way to move around town and travel within a 440 square mile service area. Ridership has increased approximately 10% in February and is expected to increase more as employers consider a hybrid return to the workplace. SacRT welcomes back previous riders and encourages new riders to try SacRT.

Mr. Li stated that the national workforce shortage has impacted all sectors of the economy and although SacRT is faring better than most, services have been affected with around 3% cancellations. SacRT is continuously recruiting for open positions and will be hosting two in-person hiring events in March. Mr. Li hopes the two events will be significant steps towards being fully staffed and believes SacRT will quickly get to the employee level needed to be able to provide consistent pre-pandemic level service.

Mr. Li reminded customers that masks are still required of all public transportation as the Federal Transportation Security Administration TSA extended the mask mandate through April 19<sup>th</sup>.

Mr. Li shared some kind words received from Russell Rawlings, a leader in the disabled and underserved community, and former mayoral candidate. Mr. Rawlings complimented his SmaRT Ride Operator Miles on his attitude and attention to detail which made for a terrific trip experience. Mr. Rawlings is impressed with the leadership and environment

that enables SacRT to hire Operators of high quality.

Mr. Li announced exciting news received by the Federal Transit Administration today that SacRT has been awarded \$5.25M from the Bus and Bus Facilities Grant FY21 grant program. The funding will be used to replace older buses and allow SacRT to improve service reliability and maintain a state of good repair. In addition, last week Congress unveiled their FY22 transportation bill, which includes \$20.5 billion for public transit in FY 2022, which represents an increase of \$7.6 billion (58%) from the FY 2021 enacted level. SacRT staff will be submitting competitive applications to secure maximum funding.

Mr. Li then spoke of the Museum of Science and Curiosity (MOSAC) that opened last year along the Sacramento River. MOSAC is a new science center and community gathering space inspiring thousands of young minds and is becoming an epicenter for STEM education in the region. The museum reached out to SacRT during construction to see how public transit could serve the new destination and SacRT was able to expand the SmaRT Ride Zone to include MOSAC as a pick-up and drop-off location. Last week, in part thanks to the new SmaRT Ride transit connection, MOSAC was awarded LEED platinum certification, the highest rating possible. Mr. Li congratulated all involved and is happy SacRT is serving the center.

In conclusion, Mr. Li highlighted a partnership between SacRT and the Mills Station Arts and Culture Center (the MACC “the Mack”), sharing SacRT will be providing free rides for the upcoming 56<sup>th</sup> National Council on Education for the Ceramic Arts Conference.

Director Harris thanked Mr. Li for making MOSAC a drop off point for SmaRT Ride and encourages his colleagues to visit the MOSAC Center.

Director Budge asked for additional information on the hiring events so it can be shared on the Rancho Cordova website and mentioned that she would make sure that SacRT has updated information and dates on upcoming conferences and events.

Director Serna also thanked Mr. Li for adding service to MOSAC.

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

Chair Miller provided the Board with an update regarding Assembly bill 2015, modifications to the Enabling Act for SacRT. The local government committee will not consider a bill unless there is unanimous support from the Board on a revised voting structure. There is additional clean up language on the SacRT enabling legislation that was discussed, and staff has requested it to be included in the bill. Chair Miller has had discussions with Assemblyman Cooley and his staff about the additional language and Chris Flores confirmed these items with Assemblyman Cooley's office. In order to move this bill to committee, the Board needs to endorse the bill language, without the voting changes. The voting changes will have to be taken at the next legislative cycle and a full agreement needs to be reached before it is taken to the bill level.

Chair Miller announced that once the Federal Government lifts the mask mandate he would like to hold in-person meetings by May. He would like to keep the hybrid option available by Zoom for those that are uncomfortable attending in person.

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**

As there was no further business to be conducted, the meeting was adjourned at 6:04 p.m.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary



## STAFF REPORT

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**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Devra Selenis, VP, Communications and Partnerships  
**SUBJ:** APPROVING VISUAL ARTWORK POLICY AND STANDARDS

### RECOMMENDATION

Adopt the Attached Resolution.

### RESULT OF RECOMMENDED ACTION

Adopting a Visual Artwork Policy would establish set guidelines on the design standards for Visual Artwork that may be placed on the exterior and interior of SacRT vehicles, bus stops and shelters, transit centers, light rail stations (including parking lots, station platforms, structures and light rail bridges), and any other real or personal property owned or controlled by SacRT ("SacRT Property").

### FISCAL IMPACT

No fiscal impact.

The policy and standards will be administered by existing SacRT Staff, with the intent that the Visual Artwork that may be placed will not increase SacRT's maintenance or operations costs unless separately agreed to by SacRT. Agreements by SacRT that fund the cost of production, installation or maintenance of Visual Artwork will be separately reviewed and approved through the normal contracting processes (including Board approval as required), as applicable, and will be subject to budget approvals at that time.

### DISCUSSION

For over 40 years, SacRT has been at the forefront of interweaving art and public transit, partnering with many organizations to curate public art projects that enhance the aesthetics and quality of the built environment on SacRT Property and surrounding neighborhoods, including the Sacramento Metropolitan Arts Commission, Midtown Association, and Wide-Open Walls. However, SacRT does not have a formal art policy in place and instead has relied on the individual agreements to establish the parameters for placement of art for particular projects.

Similar to SacRT’s “Advertising on SacRT Facilities and Vehicles Policy” (RESOLUTION NO. 17-01-0006), having an approved Visual Art Policy will establish a roadmap – providing guidance for decision-making, and streamlining processes to ensure visual works of art are compliant with SacRT policies, maintenance, safety and operational needs.

RESOLUTION NO. 2022-03-026

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

March 28, 2022

**APPROVING A VISUAL ARTWORK POLICY AND STANDARDS PERTAINING TO THE APPROVAL AND PLACEMENT ON SACRT PROPERTY**

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

WHEREAS, the Sacramento Regional Transit District's (SacRT) Visual Artwork Policy and Standards will establish set guidelines on the design standards for the placement of Visual Artwork on SacRT Property, as defined below.

WHEREAS, setting a SacRT Visual Artwork Policy and Standards will help enrich rider experience, affirm the distinct identity of the surrounding communities, and support a distinctive sense of place.

WHEREAS, SacRT's Visual Art Policy and Standards will build on best practices when engaging with arts and cultural organizations, and artists, and make SacRT Property more vibrant and welcoming to encourage strong community relationships, and attract and maintain ridership.

WHEREAS, SacRT's policy and standards will establish neutral, content-based limitations on Visual Artwork to ensure a safe environment for the operation of SacRT's services.

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

**Section 1: Public Purpose**

By adopting this Visual Artwork Policy and Standards, SacRT's declared intent and purpose is to demonstrate the strong link between art and public transit. The value of incorporating both to improve the appearance and safety of SacRT facilities adds vibrancy to public spaces, and makes patrons feel welcome. Excellent design and high-quality art contributes to the goal that SacRT Properties be valued space and in effect, the people who use the space are valued. If appropriately designed, Visual Artwork, can add a humanistic dimension to the customer and community environment and may deter graffiti and other forms of vandalism and nuisance behaviors.

- A. Providing a safe, convenient and pleasant environment for SacRT patrons, which includes maximizing SacRT fare revenues by attracting and

maintaining the patronage of riders; and

B. Affirming the distinct identity of the surrounding communities; and

C. Protecting minors who use SacRT facilities and travel on SacRT's transportation system.

## Section 2:    **Defining SacRT Property and Visual Artwork**

**SacRT Property:** the exterior and interior of SacRT vehicles, bus stops and shelters, transit centers, light rail stations (including parking lots, station platforms, structures and light rail bridges), and any other real or personal property owned or controlled by SacRT ("SacRT Property"). There may be areas occupied by SacRT facilities, such as public sidewalks, where the placement of Visual Artwork is outside SacRT's control; those areas are not covered by this Policy. Visual Artwork placed in those locations may be the subject of policies adopted by other public or private entities.

**Visual Artwork:** for purposes of this policy, Visual Artwork may have any of the following attributes:

- Painting; photography; graphics; sculpture; bas relief; murals; water features; mosaics; fiber works; neon; glass; prints; calligraphy; recyclable and movable artworks; earth works and landscape features; site-specific paving, gates, landmarks and street furniture designed with artist input; and installations of sound and light works.
- Artworks that are permanent, transitory, functional, integrated or discrete to their site.
- Artworks created by artists for specific locations for aesthetic, celebratory or memorial purposes.
- Artworks presented for possible donation by a private citizen or group.

## Section 3:    **Nonpublic Forum**

In adopting this Visual Artwork Policy and Standards, it is SacRT's declared intent and purpose that Visual Artwork placed either temporarily or permanently on SacRT Property is there by permission only and represents government speech curated by SacRT in a nonpublic forum. It is not SacRT's intent or purpose to establish public forum through the placement of curated Visual Artwork.

## Section 4:    **Visual Artwork on SacRT Property by Permission**

SacRT has sole authority to decide placement, maintenance, removal, relocation, and/or rejection of Visual Artwork on SacRT Property, except in those instances where SacRT occupies or shares property with another entity whose permission is also required for the placement of Visual Artwork.

Visual Artwork may not be placed on SacRT Property unless permitted in accordance

with the provisions of an agreement approved by SacRT. Any agreement approved by SacRT for the placement of artwork on SacRT Property must be consistent with the provisions of this policy. Pre-existing agreements for Visual Artwork on SacRT Property may be amended, if necessary, to be consistent with this policy and to make any other changes that may equitably be required.

The process for authorizing the placement of Visual Artwork will be specific to the SacRT Property on which it is proposed to be placed. SacRT may consider unsolicited proposals for the placement of Visual Artwork or, for larger or more permanent Visual Artwork, may proceed with a call for artists and conduct a more formal evaluation of proposals in consultation with internal and external stakeholders.

Factors that may be considered in evaluating requests for placement of Visual Artwork include but are not limited to:

- Technical Feasibility (can the work be produced and installed as proposed)
- Relevance of the piece to the SacRT Property where it is proposed to be placed
- How the work serves to activate or enhance SacRT Property
- Durability and maintainability of the Visual Artwork
- Appropriateness of the scale of the Visual Artwork
- Compliance with the content restrictions set out in Section 8 below
- Whether the artwork has the potential to create a public nuisance by creating hiding places or blind spots on the SacRT Property.

Agreements that involve the expenditure of SacRT funds for the development and installation of Visual Artwork will be treated, as applicable depending on context: (1) as procurements subject to the requirements of Title I; or (2) miscellaneous agreements subject to Title XIV of the SacRT Administrative Code.

#### **Section 5: Durability of Materials and Property Inspection**

Visual Artwork on SacRT Property may be exposed to a variety of harsh conditions, including build-up of soot and grime, a range of climate conditions, and vandalism. Durable materials should be used for minimal maintenance and proven ability to withstand the challenging environmental conditions of the area for the projected lifespan, which may include protective graffiti coating.

Visual Artwork must not hinder inspection of SacRT Property. Chipping, blasting, or modifying existing concrete surfaces is prohibited. Paint used on structures must not fill or obscure cracks and must not pose a risk to the safety and maintenance of SacRT Property.

#### **Section 6: Installation, Maintenance and Removal**

The installation and maintenance of Visual Art on SacRT Property will be set in accordance with the provisions of an agreement approved by SacRT. Any agreement will

provide that SacRT's retains sole discretion to direct the removal of artwork, subject only to compliance with the requirements of California Civil Code Section 987 and following, as applicable. Issues regarding ownership of the Visual Artwork and intellectual property interests may be addressed in the required agreement. SacRT may condition its permission for the placement of Visual Artwork on agreement with the artist for long-term maintenance and repair of the Visual Artwork at no cost to SacRT (this may include the artist maintaining the Visual Artwork or compensating SacRT for its costs to maintain the Visual Artwork).

#### **Section 7:    **Unauthorized Visual Artwork****

Visual Artwork placed on any SacRT Property is designed to add vibrancy to public space. Therefore, it must not be a commercial advertisement or a public service announcement, which are allowable only under SacRT's adopted "Advertising on SacRT Facilities and Vehicles Policy" (definitions outlined in RESOLUTION NO. 17-01-0006, as it may be amended in the future).

#### **Section 8:    **Viewpoint Neutral Limitations****

The following viewpoint-neutral content-based limitations are established. Visual Artwork is not permitted on and may not be maintained on any SacRT Property if it or information contained in it falls within one or more of the following categories:

- A.    False, Misleading, or Deceptive. The Visual Artwork, or any material contained in it, is false, misleading, or deceptive.
  
- B.    Unlawful Goods or Services. The Visual Artwork, or any material contained in it, promotes, or encourages, or appears to promote or encourage, the use or possession of unlawful or illegal goods or services.
  
- C.    Unlawful Conduct. The Visual Artwork, or any material contained in it, promotes, depicts or encourages, or appears to promote, depict or encourage, unlawful behavior or activities.
  
- D.    Obscenity. The Visual Artwork, or any material contained in it, contains obscene matter or any other matter that is prohibited under the provisions of California Penal Code Section 311 and following, as such laws may be amended or supplemented.
  
- E.    Prurient Interests. The Visual Artwork, or any material contained in it, contains harmful matter or any other matter that is prohibited under the provisions of California Penal Code Section 313 and following, as such laws may be amended or supplemented.

- F. Profanity, Vulgarity, Riot. The Visual Artwork, or any material contained in it, is profane or vulgar, or presents a clear and present danger of causing a riot, disorder, or other imminent threat to public safety, peace, or order.
- G. Community Standards. The Visual Artwork contains material that is so objectionable under contemporary community standards as to be reasonably foreseeable that it will result in harm to, disruption of, or interference with the transportation system.
- H. Libelous Speech, Copyright Infringement. The Visual Artwork, or any material contained in it, holds up an individual or groups of people to public ridicule, derision, or embarrassment, or is libelous, or is an infringement of a copyright, trademark, or registered mark.
- I. Alcohol. The Visual Artwork, or any material contained in it, promotes, or depicts the sale or use of alcohol.
- J. Tobacco. The Visual Artwork, or any material contained in it, promotes, or depicts the sale or use of tobacco or tobacco-related products, except products that counteract symptoms of tobacco habituation.
- K. Marijuana. The Visual Artwork, or any material contained in it, promotes, or depicts the sale or use of marijuana.
- L. Firearms. The Visual Artwork, or any material contained in it, directly or indirectly promotes the sale or use of a firearm or contains an image or depiction of a firearm.
- M. Political Campaign Speech. The Visual Artwork, or any material contained in it, contains political campaign speech. For purposes of these guidelines, the term “political campaign speech” is speech that (1) supports or opposes or appears to support or oppose a ballot measure, initiative, or referendum, or (2) refers to any candidate for public office.
- N. Religion. The Visual Artwork, or any material contained in it, promotes or opposes any religion, religious belief, or practice.
- O. Interference with Traffic or SacRT Operations. The Visual Artwork, or any material contained in it, displays any image, word, phrase, symbol, or character likely to interfere with, mislead, or create a dangerous condition that distracts (1) vehicle traffic or could impact SacRT Operations.

- P. Violence. The Visual Artwork, or any material contained in it, contains an image or description of graphic violence, including, but not limited to (1) the depiction of human or animal bodies or body parts, or fetuses, in states of mutilation, dismemberment, decomposition, or disfigurement, and (2) the depiction of weapons or other implements or devices associated in the advertisement with an act or acts of violence or harm on a person or animal.
- Q. “Adult”-Oriented Images. The Visual Artwork, or any material contained in it, promotes or encourages, or appears to be sexually explicit, or depicts sexual activity.
- R. Electronic Smoking Products, Services, or Devices. The Visual Artwork, or any material contained in it, promotes or encourages use of electronic or battery-operated devices that deliver vapors for inhalation.
- S. Special Provisions Regarding Web Addresses and Telephone Numbers. The Visual Artwork, or any material contained in it, directs viewers to a website or telephone number that contains material that violates this Policy.

#### Section 9:   **Memorials**

From time-to-time SacRT receives requests from individuals, groups and/or organizations for permission to place memorials on SacRT Property to honor an individual. Visual Artwork honoring a deceased individual or individuals will be considered only if the individual(s) to be honored has(ve) made a contribution to the advancement of SacRT services. The deceased individual(s) must have performed outstanding service in one or more of the following categories:

- A. Positively maintained involvement in a leadership role in a public agency or organization that was devoted to the advancement of public transit services and SacRT.
- B. Actively promoted, contributed to, and implemented effective community programs or activities to progress SacRT transit services in the Sacramento region.

#### Section 10:   **Moratorium**

At the discretion of SacRT’s General Manager/CEO, SacRT may at any time, subject to any contractual obligations, declare a complete ban or moratorium on all Visual Artwork

on any SacRT Property under SacRT's control and direct that no Visual Artwork of any kind, other than SacRT Visual Artwork, be considered or accepted for display.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary

## **STAFF REPORT**

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**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Jamie Adelman, Acting VP, Finance/CFO  
**SUBJ:** AUTHORIZING THE GENERAL MANAGER/CEO TO SUBMIT  
AND EXECUTE FEDERAL TRANSIT ADMINISTRATION  
GRANTS FOR AMERICAN RESCUE PLAN ACT FUNDS

### RECOMMENDATION

Adopt the Attached Resolution.

### RESULT OF RECOMMENDED ACTION

Approval of this action will allow the General Manager/CEO to submit and execute Federal Transit Administration (FTA) grants for American Rescue Plan Act of 2021 (ARP Act) funds for Fiscal Year (FY) 23 and later years' costs.

### FISCAL IMPACT

Authorizes the General Manager/CEO to apply for ARP Act funding for FY23 and later years without requiring additional Sacramento Regional Transit District (SacRT) Board approvals. This approval will provide SacRT with access to \$103,983,264 in ARP Act funding to address ongoing revenue impacts related to COVID-19.

### DISCUSSION

On March 11, 2021, the ARP Act was signed into law by President Biden. The Act provides \$30.46 billion in in grant funds to support the nation's public transit systems as they continue to respond and recover from the COVID-19 pandemic. The FTA is allocating, by statutory formula, \$26.1 billion nationwide to transportation agencies in urbanized areas to fund operating, capital, and other expenses eligible under the formula programs. SacRT's share of the ARP Act formula funding is \$103,983,264. In addition, SacRT will be applying for ARP Act funding for El Dorado County Transit Authority (\$946,103) and Paratransit, Inc. (\$1,750,000).

Since March 2020, when the state began imposing restrictions in response to the COVID-19 pandemic, ridership and fare revenues have generally declined, but costs overall have not. SacRT ridership currently stands at approximately 50% of pre-COVID levels. While some government mandates in response to COVID have been lifted, and others are anticipated to be lifted soon, it is unknown how quickly and to what extent ridership will return to pre-COVID levels.

ARP Act funding will be needed to offset anticipated continuing shortfalls in operating revenue. SacRT intends to apply ARP Act funding to FY23 and FY24 operating costs, and, if available, to operating costs in subsequent fiscal years. ARP funds expire in September 2029.

SacRT cannot request ARP Act funding for FY23 and subsequent years without Board approval. The Board will consider approval of the FY23 SacRT budget in mid-June 2022. Authorizing the General Manager/CEO to submit and execute the ARP Act grant now allows quicker access to ARP Act funds.

Staff recommends authorizing the General Manager/CEO to submit/execute FTA grants for ARP Act funds to expedite the receipt of these funds beginning in FY23 with authorization extending to subsequent years until ARP funds are no longer available.

RESOLUTION NO. 2022-03-027

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

March 28, 2022

**AUTHORIZING THE GENERAL MANAGER/CEO TO SUBMIT AND EXECUTE  
FEDERAL TRANSIT ADMINISTRATION GRANTS FOR AMERICAN RESCUE PLAN  
ACT FUNDS**

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

THAT, the General Manager/CEO is hereby authorized to submit and execute Federal Transit Administration (FTA) grants for American Rescue Plan Act of 2021 (ARP Act) funds until all ARP Act funds to which SacRT is entitled have been expended.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary

# STAFF REPORT

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**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Jamie Adelman, Acting VP, Finance/CFO  
**SUBJ:** APPROVING THE SECOND AMENDMENT TO THE LEASE OF OFFICE SPACE AT 1515 S STREET

## RECOMMENDATION

Adopt the Attached Resolution.

## RESULT OF RECOMMENDED ACTION

Approval of the Second Amendment will allow Sacramento Regional Transit District (SacRT) to continue occupying office space at 1515 S Street, adjacent to the 16<sup>th</sup> Street Light Rail Station, used by police services and fare enforcement personnel

## FISCAL IMPACT

FY22	\$5,494.71
FY23	\$22,253.58
FY24	\$23,366.25
FY25	\$18,173.70
Total	\$69,288.24

These amounts represent incremental year-over-year increases of approximately 5% per year from the per square foot amount paid by SacRT.

## DISCUSSION

Effective March 1, 2017, SacRT entered into a short-term lease for use of office space located at 1515 S Street, Sacramento, California. The 1515 S Street space consists of approximately 2,005 square feet of rentable space. The Lease provided for an initial term of 24 months and was amended in 2019 for an additional 36 months, which ends March 31, 2022. Staff is recommending that the Board approve a Second Amendment for an additional 36-month term with the new property owner, SACRAMENTO CA I FGF, LLC, commencing on April 1, 2022 and continuing until March 31, 2025.

The office building currently houses Police Services, which consists of sworn personnel and Transit Agents. SacRT leased 1515 S Street for the purposes of establishing a

Police Services substation that provides a police presence at the 16th Street Light Rail Station. The police presence has enhanced the safety of the surrounding Light Rail Station.

RESOLUTION NO. 2022-03-028

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

March 28, 2022

**APPROVING THE SECOND AMENDMENT TO THE LEASE OF OFFICE SPACE AT  
1515 S STREET**

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

THAT, the Second Amendment to Office Lease (1515 S Street, Sacramento, California) , by and between the Sacramento Regional Transit District (therein "Tenant") and SACRAMENTO CA I FGF, LLC as successor in interest to 1515 S Street – Sun Center LLC (therein "Landlord"), whereby the term is extended for three years (to March 31, 2025), is hereby approved.

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

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary

## **STAFF REPORT**

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**DATE:** March 28, 2022

**TO:** Sacramento Regional Transit Board of Directors

**FROM:** Jamie Adelman, Acting VP, Finance/CFO

**SUBJ:** RESCIND RESOLUTION NO. 20-07-0072; AUTHORIZE THE GENERAL MANAGER/CEO TO SUBMIT AN APPLICATION FOR TWO PROJECTS TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT UNDER THE TRANSIT-ORIENTED DEVELOPMENT HOUSING PROGRAM

### RECOMMENDATION

Adopt the Attached Resolutions.

### RESULT OF RECOMMENDED ACTION

Approval of this action will rescind Resolution 20-07-0072, the previously approved single Resolution to apply for funding on two projects and authorize the General Manager/CEO to submit an application to the California Department of Housing and Community Development under the Transit-Oriented Development (TOD) Housing Program with the requested separate Board approved Resolutions.

### FISCAL IMPACT

There is no change to the total fiscal impact as originally approved by the Board in July 2020. The fiscal impact is being allocated to projects as follows:

13<sup>th</sup> Street Station Conversion - \$1,062,241  
Archives Plaza Station Conversion - \$990,841

In addition, as part of the grant application, SacRT is committing to provide 50% discount for 56 monthly passes over four years at a maximum fare revenue loss of \$134,400 (\$33,600 per year). Grant funding cannot be used to reimburse SacRT for the monthly passes. If grant funding is not awarded, SacRT and its project partner, Capital Area Development Authority will determine alternative means to supply the monthly passes.

### DISCUSSION

The Boards approved Resolution 20-07-0072 authorizing the General Manager/CEO to submit an application to the California Department of Housing and Community Development under the Transit-Oriented Development Housing Program on July 27, 2020. SacRT applied for funding under that authority submitting a single Board approved

Resolution for both the 13<sup>th</sup> Street light rail station conversion and the Archives Plaza light rail station conversion. The granting agency has contacted SacRT and requested a separate Resolution for each project. There has been no change in the scope of the project or the requirements of the grant. The original discussion from the July 27, 2020 staff report is provided below for informational purposes.

On April 30, 2020, the California Department of Housing and Community Development announced the release of a Notice of Funding Availability (NOFA) for approximately \$141 million in funds for the TOD Housing Program. These funds provide low interest permanent loans to eligible Sponsors for Rental Housing Developments and grants to localities and public transit agencies for infrastructure projects. These funds will be used to provide financial assistance for Rental Housing Developments and Infrastructure Projects in support of higher-density affordable and mixed-income housing and mixed-use infill development projects. The primary objectives are to increase the overall supply of housing, increase the supply of affordable housing, increase public transit ridership and minimize automobile trips.

SacRT is partnering with CADA to build stronger community relationships and leverage the specialties of both agencies. SacRT's FY 20-21 TOD Housing Program request is for the conversion of the 13th Street and Archives Plaza light rail stations to allow low-floor light rail vehicles to serve this station. The estimated total cost for the conversion of the two light rail stations is \$3.43 million,

SacRT has already secured \$880,000 for this project. The station conversions are part of the Light Rail Modernization Project Phase 1 (Gold Line) which intends to significantly improve access, reliability, and capacity on SacRT's light rail system and consists of three major components: procurement of new low-floor light rail vehicles (LRV), conversion of all 29 Gold Line light rail stations, and track and signal work needed to provide 15-minute service to the Historic Folsom Light Rail Station.

CADA has a TOD project at 1322 O Street, approximately 2 blocks from the Archives Plaza light rail station. SacRT will partner with CADA by providing monthly passes to all 56 low-income units for four years. If SacRT is awarded funding, SacRT will provide a 50% discount for 56 monthly passes over four years. By providing this discount, this will strengthen SacRT's chances of receiving the award and provide an incentive to attract new riders to the system. If grant funding is not awarded, SacRT and CADA will determine alternative means to supply the monthly passes.

Staff recommends that the Board rescind Resolution 20-07-0072 and approve the attached Resolutions.

RESOLUTION NO. 2022-03-029

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

March 28, 2022

**RESCIND RESOLUTION NO. 20-07-0072; AUTHORIZE THE GENERAL MANAGER/CEO TO SUBMIT AN APPLICATION FOR THE 13<sup>TH</sup> STREET STATION CONVERSION PROJECT TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT UNDER THE TRANSIT-ORIENTED DEVELOPMENT HOUSING PROGRAM**

**WHEREAS**, the California Department of Housing and Community Development ("Department") has issued a Notice of Funding Availability ("NOFA") dated April 30, 2020, under the Transit-Oriented Development ("TOD") Housing Program; and

**WHEREAS**, the Sacramento Regional Transit District (SacRT) desires to apply for and receive an allocation of funds through the TOD Program for the 13th St.; and

**WHEREAS** SacRT is an Eligible Applicant under the TOD Program and desires to apply for a TOD Program Grant ("TOD Grant") in an amount not to exceed \$1,062,241 to develop infrastructure in support of affordable housing ("TOD Project") under the above-described NOFA.

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

THAT, the Board hereby rescinds Resolution No. 20-07-0072.

THAT, Sacramento Regional Transit District (SacRT) is hereby authorized and directed to act in connection with the Department's TOD Grant pursuant to the above-mentioned NOFA.

THAT, in connection with the SacRT's TOD Grant, SacRT is authorized and directed to enter into, execute, and deliver a State of California Standard Agreement, and any and all other documents required or deemed necessary or appropriate to carry into effect the full intent and purpose of the above Resolution, in order to evidence the TOD Grant, the SacRT's obligations related thereto, and the Department's security therefore; including, but not limited to, an affordable housing covenant, a performance deed of trust, a disbursement agreement, and certain other documents required by the Department as security for, evidence of or pertaining to the TOD Grant, and all amendments thereto (collectively, the "TOD Grant Documents").

THAT, the General Manager/CEO is hereby authorized to execute the TOD Grant Documents, and any amendment or modifications thereto, on behalf of the SacRT.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary

RESOLUTION NO. 2022-03-030

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

March 28, 2022

**AUTHORIZE THE GENERAL MANAGER/CEO TO SUBMIT AN APPLICATION FOR THE ARCHIVES PLAZA STATION CONVERSION PROJECT TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT UNDER THE TRANSIT-ORIENTED DEVELOPMENT HOUSING PROGRAM**

**WHEREAS**, the California Department of Housing and Community Development ("Department") has issued a Notice of Funding Availability ("NOFA") dated April 30, 2020, under the Transit-Oriented Development ("TOD") Housing Program; and

**WHEREAS**, the Sacramento Regional Transit District (SacRT) desires to apply for and receive an allocation of funds through the TOD Program for Archives Plaza Light Rail Station Conversion; and

**WHEREAS** SacRT is an Eligible Applicant under the TOD Program and desires to apply for a TOD Program Grant ("TOD Grant") in an amount not to exceed \$990,841 to develop infrastructure in support of affordable housing ("TOD Project") under the above-described NOFA.

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

THAT, Sacramento Regional Transit District (SacRT) is hereby authorized and directed to act in connection with the Department's TOD Grant pursuant to the above-mentioned NOFA.

THAT, in connection with the SacRT's TOD Grant, SacRT is authorized and directed to enter into, execute, and deliver a State of California Standard Agreement, and any and all other documents required or deemed necessary or appropriate to carry into effect the full intent and purpose of the above Resolution, in order to evidence the TOD Grant, the SacRT's obligations related thereto, and the Department's security therefore; including, but not limited to, an affordable housing covenant, a performance deed of trust, a disbursement agreement, and certain other documents required by the Department as security for, evidence of or pertaining to the TOD Grant, and all amendments thereto (collectively, the "TOD Grant Documents").

THAT, the General Manager/CEO is hereby authorized to execute the TOD Grant Documents, and any amendment or modifications thereto, on behalf of the SacRT.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary



# STAFF REPORT

**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Lisa Hinz, VP, Security, Safety and Customer Satisfaction  
**SUBJ:** DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO NEGOTIATE AND EXECUTE THE AGREEMENT WITH THE COUNTY OF SACRAMENTO FOR SHERIFF DEPUTY SERVICES

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

The SacRT General Manager/CEO will be authorized to finalize negotiations with the County of Sacramento and will have authority to execute the Agreement with the County of Sacramento for Sheriff Deputy Services

FISCAL IMPACT

FY23	\$1,327,967
FY24	\$1,537,737
FY25	\$1,577,574
FY26	\$1,618,607
Total	\$6,061,885*

\*Total does not include additional hours that may be required for emergencies.

The total amount for 1 Sheriff Sergeant and 4 Sheriff Deputies is set at \$6,668,074 and encompasses sufficient budget to cover additional hours that may be required due to emergencies, special events and/or crime series. The billing will reflect hours worked. Costs related to this agreement are included in the proposed FY2023 Operating Budget.

DISCUSSION

SacRT contracts with both the City of Sacramento and County for Peace Officer Assignment for enhanced security on SacRT’s buses, trains and related transit facilities and rights of way. SacRT’s Police Services Department (RTPS) is authorized to have up to (1) Police Lieutenant, (2) Police Sergeants, (14) Police Officers, (2) Police Detectives, (1) Sheriff Sergeant and (4) Sheriff Deputies.

The current Agreement with the County of Sacramento for Sheriff Deputy Services Expires June 30, 2022. Staff proposes that SacRT enter into a new agreement for Sheriff Deputy Services.

During the term of this Agreement, SacRT may request additional Sheriff Deputies, or other county employees, such as K9 Deputies if the need arises due to an increased need in security services. The costs of these additional positions are not included in the total proposed consideration and will require an amendment to the Agreement to increase the total consideration, if SacRT needs to request additional Deputies.

If the Board approves the attached Resolution, the General Manager/CEO will be authorized to finalize an Agreement with the County of Sacramento for Sheriff Deputy Services. Because the County of Sacramento and SacRT have not fully agreed to the terms of the Agreement, staff is asking that the Board delegate authority to finalize negotiations and execute the Agreement upon approval of the terms before the current contract expires. Staff anticipates that the terms described herein will not fundamentally change.

Staff recommends the Board delegate authority to the General Manger/CEO to finalize an Agreement with the County of Sacramento, for Sheriff Deputy Services on substantially the same terms described herein above.

RESOLUTION NO. 2022-03-031

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

March 28, 2022

**DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO NEGOTIATE AND EXECUTE THE AGREEMENT WITH THE COUNTY OF SACRAMENTO FOR SHERIFF DEPUTY SERVICES**

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

THAT, the Board hereby delegates authority to the General Manager/CEO to enter into an Agreement for Sheriff Deputy Services, with the County of Sacramento for a total consideration not to exceed \$6,668,074 and on substantially the same terms as described in the Staff Report presented to the Board on March 28, 2022.

THAT, the Board hereby authorizes and directs the General Manager/CEO to execute said agreement upon successful completion of negotiations that result in an agreement containing substantially the same terms as described in the Staff Report presented to the Board on March 28, 2022.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary

## **STAFF REPORT**

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**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Jamie Adelman, Acting VP, Finance/CFO  
**SUBJ:** AUTHORIZING THE EXECUTION OF THE LOW CARBON TRANSIT OPERATIONS PROGRAM (LCTOP) PROJECT(S), AND CERTIFICATIONS AND ASSURANCES, AND SUBMITTAL OF PROJECT NOMINATIONS AND ALLOCATION REQUESTS TO CALTRANS FOR FISCAL YEAR 2021-22 LCTOP.

### RECOMMENDATION

Adopt the Attached Resolution.

### RESULT OF RECOMMENDED ACTION

Approval of this action will allow the General Manager/CEO to submit and execute the Department of Transportation (Caltrans) FY 21-22 Low Carbon Transit Operations Program (LCTOP) grants for Fiscal Year (FY) 22 and allow SacRT to request \$5,469,282 in funding for the project included below.

### FISCAL IMPACT

Allows the General Manager/CEO to submit allocation request in the amount of \$5,169,282 of FY 21-22 and \$300,000 of prior LCTOP funding for a total of \$5,469,282 of LCTOP funds to be used by SacRT in FY23; see Exhibit A below for a complete list of projects. This revenue amount will be included in the adopted FY 22-23 Operating and Capital Budget.

### DISCUSSION

The LCTOP is one of several programs that are part of the Transit, Affordable Housing, and Sustainable Communities Program established by the California Legislature in 2014 through Senate Bill 862. The LCTOP was created to provide operating and capital assistance for transit agencies to reduce greenhouse gas emissions and improve mobility, with a priority on serving disadvantaged communities. Approved projects funded by LCTOP will support new or expanded bus or rail services, expand intermodal transit facilities, and may include equipment acquisition, fueling, maintenance, and other costs to operate those services or facilities, with each project reducing greenhouse gas emissions.

The applications totaling \$5,169,282 are for new funding under the LCTOP program and the \$300,000 for RydeFreeRT in Elk Grove represents reprogramming of LCTOP funds previously awarded to the City of Elk Grove.

RESOLUTION NO. 2022-03-032

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

March 28, 2022

**AUTHORIZING THE EXECUTION OF THE LOW CARBON TRANSIT OPERATIONS PROGRAM (LCTOP) PROJECT(S), AND CERTIFICATIONS AND ASSURANCES, AND SUBMITTAL OF PROJECT NOMINATIONS AND ALLOCATION REQUESTS TO CALTRANS FOR FISCAL YEAR 2021-22 LCTOP.**

**Expanded Route 11 Service** FY 21-22 \$ 786,251  
**Expanded Route 13 Service** FY 21-22 \$ 873,968  
**Expanded Route 68 Service** FY 21-22 \$ 1,207,836  
**Light Rail Station Conversions** FY21-22 \$ 759,227  
**Free Fare October** FY21-22 \$ 1,292,000  
**Free Rides for Youth (Elk Grove)** Prior Years Funding \$ 300,000  
**Zero Emission Bus Purchase (Elk Grove)** FY21-22 \$ 250,000

WHEREAS, the Sacramento Regional Transit District is an eligible project sponsor and may receive state funding from the Low Carbon Transit Operations Program (LCTOP) for transit projects; and

WHEREAS, the statutes related to state-funded transit projects require a local or regional implementing agency to abide by various regulations; and

WHEREAS, Senate Bill 862 (2014) named the Department of Transportation (Department) as the administrative agency for the LCTOP; and

WHEREAS, the Department has developed guidelines for the purpose of administering and distributing LCTOP funds to eligible project sponsors (local agencies); and

WHEREAS, the Sacramento Regional Transit District Board wishes to delegate authorization to execute these documents and any amendments to Henry Li, General Manager/CEO; and

WHEREAS, the Sacramento Regional Transit District wishes to implement the following LCTOP project(s) listed in Exhibit A.

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

THAT, the fund recipient agrees to comply with all conditions and requirements set forth in the Certification and Assurances and the Authorized Agent documents and applicable statutes, regulations, and guidelines for all LCTOP funded transit projects.

THAT, Henry Li, General Manager/CEO is hereby authorized to execute all required documents of the LCTOP program and any Amendments thereto with the California Department of Transportation.

THAT, the Board hereby authorizes the submittal of the project nomination(s) and allocation request(s) listed in attached Exhibit A to the Department in FY2021-2022 LCTOP funds.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary

Exhibit A

**SACRAMENTO REGIONAL TRANSIT DISTRICT  
FY 21-22 LOW CARBON OPERATIONS PROGRAM (LCTOP)**

**ALLOCATION REQUEST PROJECT LIST**

**1) Expanded Route 11 Service**

FY 21-22 LCTOP Funds requested \$ 786,251

Description: Route 11 service expansions as part of the Sacramento Forward service improvements.

Contributing Sponsors: Sacramento Area Council of Governments

DAC Status: Provides benefits to all three AB 1550 Community; Disadvantaged Communities (DAC), Low-Income Communities and Low Income within ½ a Mile of a DAC

**2) Expanded Route 13 Service**

FY 21-22 LCTOP Funds \$ 873,968

Description: Route 13 service expansions as part of the Sacramento Forward service improvements.

Contributing Sponsors: N/A

DAC Status: Provides benefits to all three AB 1550 Community; Disadvantaged Communities (DAC), Low-Income Communities and Low Income within ½ a Mile of a DAC

**3) Expanded Route 68 Service**

FY 21-22 LCTOP Funds requested \$ 1,207,836

Description: Route 68 service expansions as part of the Sacramento Forward service improvements.

Contributing Sponsors: Sacramento Area Council of Governments

DAC Status: Provides benefits to all three AB 1550 Community; Disadvantaged Communities (DAC), Low-Income Communities and Low Income within ½ a Mile of a DAC

**4) Light Rail Station Conversions**

FY 21-22 LCTOP Funds \$ 759,227

Description: Construct new platforms at current Blue Line Light Rail Stations 8 inches above the top of rails to allow for level boarding into new Low-Floor Light Rail Vehicles.

Contributing Sponsors: N/A

DAC Status: Provide benefits in all three AB 1550 Community; Disadvantaged Communities (DAC), Low-Income Communities and Low Income within ½ a Mile of a DAC

**5) Free Fare October**

FY 21-22 LCTOP Funds \$ 1,292,000

Description: Sacramento Regional Transit District will provide free fares to all riders in the month of October.

Contributing Sponsors: Sacramento Area Council of Governments

DAC Status: Provide benefits in all three AB 1550 Community; Disadvantaged Communities (DAC), Low-Income Communities and Low Income within ½ a Mile of a DAC

**6) RydeFreeRT - Elk Grove**

FY 21-22 LCTOP Funds \$ 300,000

Description: Sacramento Regional Transit District will implement the RydeFreeRT program on former e-tran services. The RydeFreeRT program offers fare-free transit for youth and students in grades TK through 12. With RydeFreeRT, youth can ride the entire SacRT transit network, including SacRT buses, light rail, and SmaRT Ride on-demand microtransit service for FREE! RydeFreeRT is available all day, any day of the week, all year during regular SacRT service hours.

Contributing Sponsors: Sacramento Area Council of Governments

DAC Status: Provide benefits in all three AB 1550 Community; Disadvantaged Communities (DAC), Low-Income Communities and Low Income within ½ a Mile of a DAC

**7) Purchase One Zero Emission Bus**

FY 21-22 LCTOP Funds \$ 250,000

Description: Sacramento Regional Transit District will purchase one zero emission bus to support the implementation of California Air Resources Board's (CARB) Innovative Clean Transit (ITC) requirements in the City of Elk Grove.

Contributing Sponsors: Sacramento Area Council of Governments

DAC Status: Provide benefits in all three AB 1550 Community; Disadvantaged Communities (DAC), Low-Income Communities and Low Income within ½ a Mile of a DAC

## **STAFF REPORT**

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**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Shelly Valenton, VP, Integrated Services and Strategic Initiatives/  
Chief of Staff  
Olga Sanchez-Ochoa, General Counsel  
**SUBJ:** VOTING TO SUPPORT AB 2015 (COOLEY), AN ACT TO AMEND  
THE SACRAMENTO REGIONAL TRANSIT DISTRICT'S  
ENABLING ACT

### RECOMMENDATION

Adopt the Attached Resolution.

### RESULT OF RECOMMENDED ACTION

If the Board unanimously votes to support AB 2015 (Cooley) Assembly Member Ken Cooley (AD 8), will move forward with AB 2015 and move it through the California State Legislature for approval.

### FISCAL IMPACT

None as a result of this action.

### DISCUSSION

On February 14, 2022, Assembly Member Ken Cooley introduced to the California State Assembly AB 2015, which is a legislative measure that will make clarifying amendments to several sections of SacRT's Enabling Act found at Cal. PUC Sec. 102000 – 102700. The current proposed changes in AB 2015 are changes that the General Manager/CEO of SacRT is authorized to request the Legislature to make since the changes provide for more efficient operating practices. The General Manager/CEO was delegated such authority by the Board in Resolution No. 97-06-2875. While the GM has the authority, Assembly Member Cooley has asked that the Board unanimously express support for the AB 2015 before moving it forward through the Legislature.

AB 2015 makes the following changes to SacRT's Enabling Act:

Cal. PUC Sec. 102100.3(a) is modified to clarify language that is ambiguous related to how board members are appointed to the Board. Currently 102100.3(a) reads: "Each member entity shall be entitled to make one appointment to the Board." This language conflicts with language in 102100.2 which states that the Board will have 4 members appointed by the City of Sacramento and 3 members appointed by the County of

Sacramento. AB 2015 modifies 102100.3(a) to read: “Each member entity that is annexed after the initial formation of the district as set out in Section 102100.2 shall be entitled to make one appointment to the Board.” This clarifies the inconsistency between 102100.2 and 102100.3(a) and reflects the current board composition.

Cal. PUC Sec. 102100.8 contains language that is now obsolete because the City of Elk Grove has annexed into the District as of July 2021. AB 2015 repeals Sec. 102100.8, which currently reads as follows: “Execution of the agreement provided in subdivision (b) of Section 102100.3 by the district and the City of Elk Grove shall be a complete defense in any action or proceeding of any kind to enforce or compel compliance with Resolution Number 99-1044 adopted by the Sacramento County Board of Supervisors or Resolution Numbers LAFC 1205, LAFC 1207, or LAFC 1208, adopted by the Sacramento Local Agency Formation Commission, to the extent the enforcement action is related to the enforcement of the Mitigation Monitoring Reporting Program Mitigation Measure Number 2 pertaining to the district.” If AB 2015 is approved, that provision will be stricken from SacRT’ Enabling Act.

Cal. PUC Sec. 102105.2(c) contains language that is inconsistent with statutory voting requirements imposed on the Board when approving certain actions, including making an emergency declaration, which requires a supermajority vote. The current language reads: “*All [emphasis added]* official acts of the board shall require the affirmative vote of a majority of all the members on the board.” However, since there are instances under statute that require the Board to approve an action by a supermajority vote, 102105.2(c) is inconsistent with other provisions of the law. AB 2015 will correct this inconsistency by modifying 102105.2(c) as follows: “All official acts of the board shall require the affirmative vote of a majority of all members of the board, unless a higher threshold is required by law.”

Cal. PUC 102222 authorizes SacRT to conduct informal solicitations for the purchase of supplies, equipment and materials that cost between \$3,000 and \$100,000. For purchases that exceed \$100,000, a formal solicitation must be conducted. To increase business efficiencies and streamline the procurement process, staff believes that it would be beneficial to increase that amount to \$125,000. This amount is based on the increase in the consumer price index (CPI) since the cap was last increased by the Legislature.

Cal. PUC 102430 authorizes SacRT to establish a retirement system pursuant to a collective bargaining agreement between SacRT and the labor organization/union that represents SacRT employees. Section 102430 also authorizes SacRT to establish trust accounts to hold the pension funds. AB 2015 would amend 102430 to also clarify that SacRT employees and Board members can be appointed to the Retirement Boards that govern the plan(s). Since 2004-2005, when the current retirement board structure was established, SacRT employees and SacRT governing Board members have been appointed by both SacRT and the unions to serve on the retirement boards. However, questions have been raised whether allowing employees and Board members to serve on the retirement boards violates Cal. Gov. Code Sec. 1099’s restriction against individuals holding incompatible offices. It is established under case law that an individual can serve on two different bodies where there could be an incompatible office issue under 1099, if there is express statutory authority allowing an individual to hold both offices. AB

2015 would make clear that SacRT employees and Board members can be appointed to and serve on any one of the SacRT Retirement Boards without triggering a 1099 violation.

In addition to the above-described changes to SacRT's Enabling Act, SacRT intended to add language to AB 2015 that incorporated changes to the SacRT Board structure as approved by the Board at its February 14, 2022 meeting. Unfortunately, while a majority of the Board approved the proposed changes, the approval was not unanimous. Because the support was not unanimous, Assembly Member Cooley has advised SacRT staff and the SacRT Board Chair that he will not incorporate any of those proposed changes, unless the Board reconsiders and is able to achieve unanimity as to the board composition changes. Consequently, at this time, the February 14, 2022 changes will not be incorporated into AB 2015.

Staff recommends that the Board approve the attached Resolution unanimously expressing support for AB 2015, as amended on March 16, 2022, and described hereinabove.

RESOLUTION NO. 2022-03-033

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

March 28, 2022

**VOTING TO SUPPORT AB 2015 (COOLEY), AN ACT TO AMEND THE SACRAMENTO REGIONAL TRANSIT DISTRICT'S ENABLING ACT**

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

THAT, the Board hereby unanimously declares that it is in support of AB 2015 (Cooley), an Act to Amend the Sacramento Regional Transit District's Enabling Act, as described in the foregoing Staff Report; and

THAT, the Board hereby authorizes the General Manager/CEO to inform the California State Legislature of the Board of Directors' support for AB 2015 and advocate in support for approval of the measure by the California State Legislature and the Governor of California.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary

## **STAFF REPORT**

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**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Henry Li, General Manager/CEO  
**SUBJ:** GENERAL MANAGER'S REPORT

### RECOMMENDATION

No Recommendation - For Information Only.

### **Project Updates**

Oral Presentation

### **Capitol Corridor Joint Powers Authority – Special Meeting of March 23, 2022**

Written Report

### **SacRT Meeting Calendar**

#### **Regional Transit Board Meeting**

April 11, 2022

SacRT Auditorium / Webconference

5:30 P.M

#### **Quarterly Retirement Board Meeting**

June 8, 2022

SacRT Auditorium / Webconference

9:00 A.M

#### **Mobility Advisory Council Meeting**

April 7, 2022

SacRT Auditorium / Webconference

2:30 P.M

## **STAFF REPORT**

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**DATE:** March 28, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Michael Cormia, Director, Light Rail Maintenance  
**SUBJ:** CAPITOL CORRIDOR JOINT POWERS AUTHORITY SPECIAL MEETING SUMMARY OF MARCH 23, 2022

In Attendance – Director S. Miller

- I. Call to Order - 11:05
- II. Roll Call and Pledge of Allegiance
- III. Report of the Chair
- IV. Consent Calendar *Action - Passed*
  1. Approve Continuation of Virtual Meetings During the COVID-19 Pandemic
- V. Public Comment
- VI. Closed Session
  1. Initiation of litigation (Govt. Code Section 54956.9(c)), No of cases: 1
- VII. Open Session
  1. Announcement from Closed Session, if any. *Action - Passed*
- VIII. Adjournment. Next Meeting Date: 10:00 a.m., April 20, 2022 at City Council Chambers, Suisun

### RECOMMENDATION

No Recommendation - For Information Only.

SacRT Board members present:

# SacRT GM Update



# Employee Appreciation Events



# Employee Appreciation Events



# SacRT Hiring Event

# SacRT HIRING EVENT

## We're Hiring Bus Drivers!



**Wednesday  
March 30, 2022**  
1400 N Street  
10 am - 3 pm



Sacramento  Regional Transit

# Transit Academy



**NOW  
ACCEPTING  
APPLICANTS**

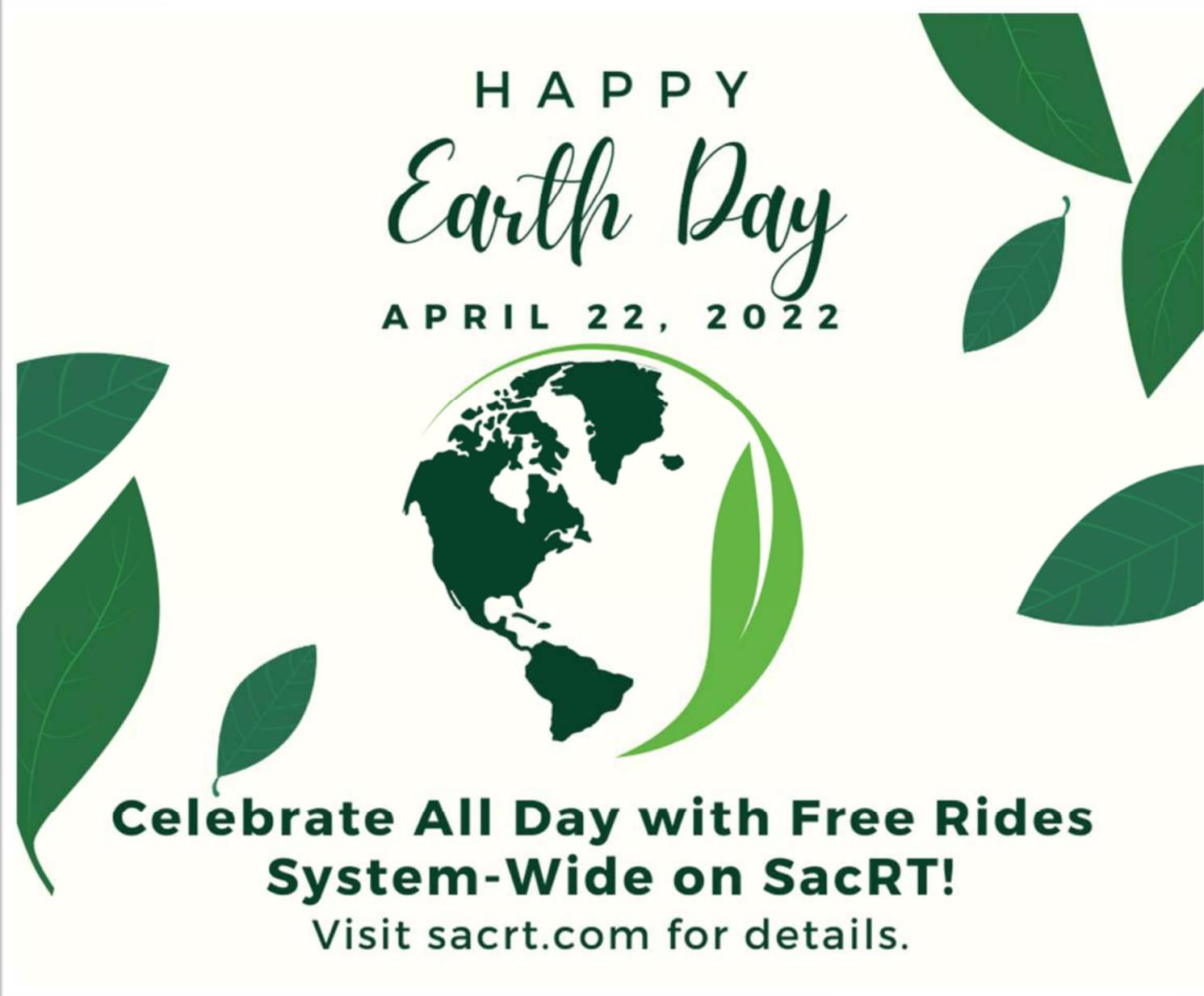


[sacrt.com/transitacademy](https://sacrt.com/transitacademy)

# WTS 2021 Innovative Solutions Award



# System-Wide Free Ride Day – Earth Day



HAPPY  
*Earth Day*  
APRIL 22, 2022

**Celebrate All Day with Free Rides  
System-Wide on SacRT!**  
Visit [sacrt.com](http://sacrt.com) for details.

# Operator Commendation

Dear Mr. Li:

I would like to commend your operator on the #30 bus line. I boarded at 10:59AM at J St & 53<sup>rd</sup> and asked the driver about connections to the 142 airport bus. As we approached L&13<sup>th</sup>, my operator noticed the 142 bus was just pulling out. To my great surprise, he called the departing bus and arranged for it to hold at the next stop for me!! Wow, that was so unexpected and so thoughtful. I hope you can identify the operator from the time and route information. I might add the operator of the 142 bus was also exceptionally pleasant. What a great way to start a trip!

I hope the 142 service continues to gain ridership as people learn how much they can save by riding the bus. Perhaps the increasing fuel costs will have one benefit by encouraging more use of public transit.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael D. Kelly". The signature is fluid and cursive, written over a white background.