



Sacramento Regional Transit District

BOARD MEETING NOTICE TO THE PUBLIC & AGENDA

The SacRT Board meeting will be live stream and open to the public for attendance.

PLEASE NOTE CHANGE IN MEETING LOCATION
Sacramento Area Council of Governments
1415 L Street, Suite 300 Sacramento, CA 95814

To participate in or view SacRT Board Meetings:

<http://sacrt.com/board>

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

Submit written public comment up to 250 words relating to the Agenda by 1:00 p.m. on the day of the Board meeting to

Boardcomments@sacrt.com

Written comments will be provided to the Board and will become part of public record upon submission to the Board.

Please place the Item Number in the Subject Line of your correspondence.

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: 837 9338 8162 or join the meeting online by logging into <https://us02web.zoom.us/j/83793388162>

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

4:00 P.M., MONDAY, JANUARY 8, 2024

PLEASE NOTE CHANGE IN MEETING LOCATION

Sacramento Area Council of Governments

1415 L Street, Suite 300 Sacramento, CA 95814

Website Address: www.sacrt.com

(Light Rail: Blue Line 11th & K St. or 16th St.; Gold Line 16th St.)

See notice for Teleconference information.

ROLL CALL — Directors Brewer, Budge, Daniels, Hume, Jennings, Kozlowski, Loloee, Maple, Serna, Singh-Allen, Valenzuela and Chair Kennedy

Alternates: Directors Chalamcherla, Sander, Schaefer, Suen

1. **PLEDGE OF ALLEGIANCE**

2. **CONSENT CALENDAR**

- 2.1 Motion: Approval of the Action Summary of December 11, 2023
- 2.2 Resolution 2024-01-001: Repealing Resolution 2023-12-112 and Adopting the Corrected 2024 Board Meeting Calendar (T. Smith)
- 2.3 Resolution 2024-01-002: Approving Alchemist CDC to Use Florin and Sunrise Parking Lots for Farmers Markets (S. Valenton)
- 2.4 Resolution 2024-01-003: Approving the First Amendment to the Contract for Supplemental Paratransit Services with UZURV Holdings, Inc. (C. Alba)
- 2.5 Resolution 2024-01-004: Conditionally Delegating Authority to the General Manager/CEO to Approve Contract Change Order No. 12 to the Contract for Low Floor Vehicle Platform Conversion Phase 1 With PNP Construction, Inc. (H. Ikwut-Ukwa)
- 2.6 Resolution 2024-01-005: Amend and Restate Title III of the Administrative Code for the Sacramento Regional Transit District Board's Rules of Procedure (S. Valenton)

3. **INTRODUCTION OF SPECIAL GUESTS**

4. UNFINISHED BUSINESS

- 4.1 Motion to Approve: Motion to Reconsider Board Vote on Item 7.1 Dos Rios Light Rail Station Project Taken November 13, 2023 (L. Ham)

If Motion to Reconsider is Approved, then:

Motion to Approve: Motion to Rescind the November 13, 2023 Vote on Item 7.1 Dos Rios Light Rail Station Project and Motion to Approve Directing the General Manager/CEO to Allocate Capital Funds to Proceed With the Construction of the Dos Rios Light Rail Station.

5. PUBLIC HEARING

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

7. NEW BUSINESS

- 7.1 Motion: Extending the Term of the Current Chair (Patrick Kennedy) and Vice Chair (Rick Jennings) for one more year as Chair and Vice Chair for the Sacramento Regional Transit Board of Directors for 2024 (S. Valenton/T. Smith)

- 7.2 Appointments to Boards and Committees (S. Valenton/T. Smith)

A. Chair Appointment of one Board or Management Staff Member and one Board or Management Staff Alternate to Retirement Board; and

1. ATU, IBEW, OE3, MCEG and AFSCME

B. Chair Appointment: Reappointments of Board Members to the Ad Hoc Real Estate Committee; and

C. Chair Appointment: Reappointments of Board Members to the Ad Hoc Board Composition and Voting Structure Subcommittee

8. GENERAL MANAGER'S REPORT

- 8.1 General Manager's Report
a. Major Project Updates
b. 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, to account for the time needed to translate speaker's comment. 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 on that item.

Written public comment submitted to boardcomments@sacrt.com up to 250 words and received by 1:00 p.m. on the day of the meeting will be provided to the Board and will become part of public record upon submission to the Board.

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 posted by the front door of Sacramento Regional Transit's building located at 1400 29th Street, Sacramento, California, and is posted on the SacRT website.

This meeting of the Sacramento Regional Transit District will be cablecast on Metro Cable 14, the local government affairs channel on Comcast, Consolidated Communications and AT&T U-Verse cable systems. This meeting is closed captioned and webcast at metro14live.sacounty.gov. The meeting will replay Sunday, January 14th at 11:30 AM and Wednesday, January 17th at 2:00 PM on Channel 14. This meeting can also be viewed at youtube.com/metrocable14.

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 916-557-4686 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, and are available for public inspection at its Administrative Offices.

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Tabetha Smith, Clerk to the Board
SUBJ: APPROVAL OF THE ACTION SUMMARY OF DECEMBER 11,
2023

RECOMMENDATION

Motion to Approve.

**SACRAMENTO REGIONAL TRANSIT DISTRICT
BOARD OF DIRECTORS
BOARD MEETING
DECEMBER 11, 2023**

ROLL CALL: Roll Call was taken at 5:35 p.m. PRESENT: Directors Budge, Daniels, Hume, Jennings, Loloee, Maple, Serna, Singh-Allen, Valenzuela, and Chair Kennedy. Absent: None. Director Kozlowski arrived at 5:51 p.m.

1. PLEDGE OF ALLEGIANCE

Director Hume suggested that item 7.2 be moved to the first meeting in January.

Chair Kennedy pulled item 2.2 to change the January Board meeting to January 8, 2024 instead of January 22, 2024.

2. CONSENT CALENDAR

- 2.1 Motion: Approval of the Action Summary of November 13, 2023
- 2.2 Resolution 2023-12-112: 2024 Board Meeting Calendar (T. Smith)
- 2.3 Resolution 2023-12-125: Approving the Construction and Maintenance Agreement for Off-Site Improvements with Capital Planet, LLC (L. Ham)
- 2.4 Awarding On-Call Contracts for Railroad Flagging Support Services to National Railroad Safety Services, Inc., Railpros Field Services, Inc., and Railway Flagging Service, Inc. for Ongoing Construction Projects and Third Parties Requesting Right of Way (C.Alba)
 - a) Resolution 2023-12-113: Awarding Contract for Railroad Flagging Support Services to National Railroad Safety Services Inc.; and
 - b) Resolution 2023-12-114: Awarding Contract for Railroad Flagging Support Services to Railpros Field Services, Inc.; and
 - c) Resolution 2023-12-115: Awarding Contract for Railroad Flagging Support Services to Railway Flagging Services, Inc.
- 2.5 Resolution 2023-12-116: Approving Revised SacRT Drug and Alcohol Testing and Rehabilitation Policy (D. Topaz)
- 2.6 Resolution 2023-12-117: Approving the Renewal of All SacRT Health and Welfare Benefits for 2024 (D. Topaz)
- 2.7 Resolution 2023-12-118: Award a Purchase Order to Hawthorn Ventures LLC,

DBA Purpose-Built Trade Co. for the Purchase of Safety Shoes (L. Hinz)

- 2.8 Resolution 2023-12-119: Delegating Authority to the General Manager/CEO to Bind SacRT to Contracts for Legacy Telecommunications Voice and Data Networks and Communications Services Under State of California Nextgen Master Agreements (S. Valenton)
- 2.9 Resolution 2023-12-120: Approving the Second Amendment to the Contract for Naming Rights Negotiation Services with The Superlative Group, Inc. (D. Selenis)
- 2.10 Resolution 2023-12-121: Approving Work Order No. 5 to the Contract for General Construction Management Support Services – 2019 with 4LEAF, Inc. for Construction Management for the Blue Line Low Floor Vehicle Platform Conversion Phase 3 Project (H. Ikwut-Ukwa)
- 2.11 Resolution 2023-12-122: Temporarily Modifying the Definition of “Group Pass” in the Fare Structure for Los Rios Student Transit Pass (J. Johnson)
- 2.12 Resolution 2023-12-123: Delegating Authority to Award a Contract for On-Call Real Estate Seller Representative Services and Delegating Authority to the General Manager/CEO to Issue Work Orders for Commission-Based Sale Transactions over \$150,000 (S. Valenton)
- 2.13 Resolution 2023-12-124: Approve Contract Change Order No. 11 to the Contract for Low Floor Vehicle Platform Conversion Phase 1 with PNP Construction, Inc. (H. Ikwut-Ukwa)
- 2.14 Resolution 2023-12-126: Conditionally Delegating Authority to the General Manager/CEO to Approve the Contract for Diesel Storage Tank Conversion to Gasoline to GEMS Environmental Management Services, Inc. (H. Ikwut-Ukwa)
- 2.15 Approving the Sixth Amendment to the Contract for General Engineering Support Services – 2020 with Psomas and Conditionally Delegating Authority to the General Manger/CEO to Approve: (1) Amendment No. 2 to Work Order No. 7 for Final Design of Low Floor Vehicle Platform Conversion Phase 2 and (2) Amendment No. 2 to Work Order No. 11 for Final Design, Bidding Assistance& Construction Support for Low Floor Vehicle Platform Conversion Phases 3 & 4 (H. Ikwut-Ukwa)
 - a) Resolution 2023-12-129: Approving Amendment No. 6 to the Contract for General Engineering Support Services – 2020 with Psomas
 - b) Resolution 2023-12-130: Conditionally Delegating Authority to the General Manager/CEO to Approve Amendment No. 2 to Work Order No. 7 to the

Contract for General Engineering Support Services – 2020 for Final Design of the Low Floor Vehicle Platform Conversion Phase 2 with Psomas; and

- c) Resolution 2023-12-131: Conditionally Delegating Authority to the General Manager/CEO to Approve Amendment No. 2 to Work Order No. 11 to the Contract for General Engineering Support Services – 2020 for Final Design of the Low Floor Vehicle Platform Conversion Phase 4 with Psomas; and

- 2.16 Resolution 2023-12-132: Approving a Sole Source Procurement and Delegating Authority to the General Manager/CEO to Approve and Execute a Contract for (1) The Purchase and Installation of Intelligent Vehicle Network 5 Equipment for the Elk Grove Fleet and (2) Add the Disruption Management Solution to the Entire SacRT Fleet Including Elk Grove (C. Alba)

Public Comment on item 2.4: Rick Hodgkins

Chair allowed out of order Public Comment on item 6: Nick Bryant

ACTION: APPROVED. Director Budge moved; Director Serna seconded approval of the consent calendar with the exception of item 2.2. Motion was carried by voice vote. Ayes: Directors Budge, Daniels, Hume, Jennings, Loloe, Maple, Serna, Singh-Allen, Valenzuela and Chair Kennedy; Noes: None; Abstain: None; Absent: Kozlowski.

- 2.2 Resolution 2023-12-112: 2024 Board Meeting Calendar (T. Smith)

Director Comments: Singh-Allen, Budge, and Chair Kennedy

ACTION: APPROVED. Chair Kennedy moved; Director Serna seconded approval of item 2.2 with the January Board meeting calendar to be changed to have a regular meeting on January 8, 2024, and no meeting on January 22, 2024. Motion was carried by voice vote. Ayes: Directors Budge, Hume, Jennings, Loloe, Maple, Serna, Singh-Allen, Valenzuela and Chair Kennedy; Noes: Daniels; Abstain: None; Absent: Kozlowski.

3. INTRODUCTION OF SPECIAL GUESTS

- 3.1 Community Transit Champion Recognition Program (D. Selenis)
 - a. Miguel Barraza (Director Maple)
 - b. Rick Hodgkins (CEO, Henry Li)
 - c. Keith Smothers (Director Hume)
 - d. David Von Aspern (Director Serna)

Devra Selenis introduced and recognized David Von Aspern and Rick Hodgkins and noted that Miguel Barraza and Keith Smothers will be recognized at a later meeting.

Recipient Comments: David Von Aspern, Rick Hodgkins

Director Comments: Chair Kennedy

Director Kozlowski arrived at 5:51 p.m.

4. UNFINISHED BUSINESS

5. PUBLIC HEARING

6. PUBLIC ADDRESSES BOARD ON MATTERS NOT ON THE AGENDA

Public Comment: Michael Bevens, Robert Coplin, Rick Hodgkins, Aquilina Sharp, Jeffery Tardaguila, Litiane Lam Yuen, Howard Jones

Director Comments and Questions: Chair Kennedy, Director Serna

Staff Comments and Response: Lisa Hinz, Henry Li, Laura Ham

7. NEW BUSINESS

- 7.1 Resolution 2023-12-128: Declaring Electrical and Plumbing/Chiller Damage at the 1400 29th Street, Main Administrative Building an Emergency and Authorizing the Suspension of Competitive Bidding (L. Ham)
[Note: Resolution Requires 4/5th vote]

Laura Ham, VP, Planning & Engineering provided a brief overview for item 7.1.

Public Comment: Rick Hodgkins

Director Comments: Chair Kennedy

ACTION: APPROVED. Director Budge moved; Director Serna seconded approval of item 7.1. Motion was carried by roll call vote. Ayes: Directors Budge, Daniels, Hume, Jennings, Kozlowski, Loloee, Maple, Serna, Singh-Allen, Valenzuela and Chair Kennedy; Noes: None; Abstain: None; Absent: None.

- 7.2 Motion to Approve: Motion to Reconsider Board Vote on Item 7.1 Dos Rios Light Rail Station Taken November 13, 2023 (L. Ham)

If Motion to Reconsider is Approved, then:

Motion to Approve: Motion to Rescind the November 13, 2023 Vote on Item 7.1 Dos Rios Light Rail Station Project and Motion to Approve Directing the General Manager/CEO to Allocate Capital Funds to Proceed With the Construction of the Dos Rios Light Rail Station.

Director Hume made a motion to move item 7.2 to January 8, 2024. Director Budge seconded the motion.

Director Comments: Serna, Jennings, Singh-Allen, Chair Kennedy

Director Singh-Allen asked for a straw poll. Chair Kennedy asked for a non-binding raise of hands of Directors who would support Director Hume's motion in favor of continuing the item to January 8, 2024. All Directors raised their hands.

Director Comment: Kozlowski

Public Comment: Sarah Geraty (SMART), Howard Jones, Dan Allison (STAR), Barbara Stanton (RFTM), Coco Cocozzella, Aquilina Sharp

Chair Kennedy provided a statement of clarification as to why the item is being reconsidered and stated the reason the item may be moved to January 8, 2024 is so the Board can receive additional necessary information to make a sound decision.

Public Comment: Robert Coplin

Director Comment: Daniels

Staff Comments: Laura Ham, Henry Li

Director Comments: Chair Kennedy, Jennings, Hume, Serna, Singh-Allen, Maple, Loloee

Public Comment: Jeffery Tardaguila, Tamie Dramer (SacTRU)

Director Kozlowski left the meeting at 6:53 p.m.

ACTION: APPROVED. Director Hume moved; Director Budge seconded the motion to continue item 7.1 to January 8, 2024. Motion was carried by voice vote. Ayes: Directors Budge, Daniels, Hume, Jennings, Loloee, Maple, Serna, Singh-Allen, Valenzuela and Chair Kennedy; Noes: None; Abstain: None; Absent: Kozlowski.

Staff Comment: Henry Li

Director Comments: Singh-Allen, Loloee

7.3 Motion: Intent Motion to Select the Chair and Vice Chair of the Sacramento Regional Transit Board of Directors for 2024 (S. Valenton / T. Smith)

Shelly, Valenton, Deputy General Manager, CEO provided a brief background of the item.

Director Comment: Chair Kennedy

ACTION: INTENT MOTION APPROVED. Director Daniels moved; Director Singh-Allen seconded the intent motion to extend the term of the current Chair (Patrick Kennedy) and Vice Chair (Rick Jennings) to serve one more year as Chair and Vice Chair for the SacRT Board of Directors for 2024. Motion was carried by voice vote. Ayes: Directors Budge, Daniels, Hume, Jennings, Kozlowski, Loloee, Maple, Serna, Singh-Allen, Valenzuela and Chair Kennedy; Noes: None; Abstain: None; Absent: None.

Directors Maple and Valenzuela left the meeting at 7:05 p.m.

- 7.4 Resolution 2023-12-127: Receive and File the Annual Comprehensive Financial Report and Designate the Operating Surplus and Working Capital Reserve for Fiscal Year ended June 30, 2023 (J. Johnson)

Jason Johnson, VP Finance/CEO provided a brief overview of the Annual Comprehensive Financial Report.

Public Comment: Jeffery Tardaguila

Director Comment: Serna

Staff Comment: Olga Sanchez-Ochoa

ACTION: APPROVED. Director Serna moved; Director Budge seconded approval of item 7.4. Motion was carried by voice vote. Ayes: Directors Budge, Daniels, Hume, Jennings, Loloee, Serna, Singh-Allen and Chair Kennedy; Noes: None; Abstain: None; Absent: Kozlowski, Maple, Valenzuela.

Director Serna left the meeting at 7:09 p.m.

8. GENERAL MANAGER'S REPORT

- 8.1 General Manager's Report
- a. Major Project Updates
 - b. SacRT Meeting Calendar
 - c. Q1 Strategic Plan Update

Mr. Li provided a brief report.

Director Comments: Budge, Chair Kennedy

Public Comment: Coco Cocozzella, Howard Jones

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

- 9.1 Capitol Corridor Joint Powers Authority Meeting Summary – November 15, 2023 (Daniels, Maple)
- 9.2 San Joaquin Joint Powers Authority Meeting Summary - November 17, 2023 (Hume)

Public Comment: Jeffery Tardaguila, James Mills, Aquilina Sharp

Director Comment: Budge

Director Hume left the meeting at 7:23 p.m.

Staff Comment: Olga Sanchez-Ochoa

Director Comment: Loloee

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 7:25 p.m.

PATRICK KENNEDY, Chair

A T T E S T:
HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Tabetha Smith, Clerk to the Board
SUBJ: REPEALING RESOLUTION 2023-12-112 AND ADOPTING THE CORRECTED 2024 BOARD MEETING CALENDAR

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

This action will result in establishing the Sacramento Regional Transit District Board of Directors meeting calendar for 2024.

FISCAL IMPACT

There is no fiscal impact associated with this action.

DISCUSSION

The Board adopted the Sacramento Regional Transit District Board of Directors meeting calendar for 2024 on December 11, 2023.

After adoption, an error in Exhibit A was identified for the month of October with NONE noted for October 7, 2024, and a Regular Meeting scheduled for October 21, 2024, which are the first and third Mondays of the month instead of the second and fourth Mondays.

The meeting dates on Exhibit A have been corrected to read as NONE for October 14, and a Regular Meeting scheduled for October 28, 2024.

Staff recommends Repealing Resolution 2023-12-112 and adopting Resolution 2024-01-001 with the corrected 2024 Board Meeting calendar attached to the Resolution as Exhibit A.

RESOLUTION NO. 2024-01-001

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

January 8, 2024

REPEALING RESOLUTION 2023-12-112 AND ADOPTING THE CORRECTED 2024 BOARD MEETING CALENDAR

WHEREAS, Section 3.111 of Article 1 (Meetings) of Chapter 1 (Board Rules) of Title III of the Sacramento Regional Transit District Administrative Code Relating to Rules of Procedure provides in relevant part as follows:

The resolution establishing the Board's regular meeting schedule will state the date for each regular meeting, and the time or place for each regular meeting. Unless otherwise specified in the Resolution establishing the Board's regular meeting schedule, the Board will conduct its regular meetings at Sacramento Regional Transit's Administrative Offices. The Board Agenda will include the physical address of the location where the Board meeting will be held.

WHEREAS, the Sacramento Regional Transit Board of Directors adopted Resolution 2023-12-112 on December 11, 2023; and

WHEREAS, after adoption, an error in Exhibit A was identified for the month of October; and

WHEREAS, the Sacramento Regional Transit Board of Directors desires to adopt the corrected regular meeting schedule for calendar year 2024; and

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

THAT, the regular meeting schedule set out in attached Exhibit A for the meetings of the Sacramento Regional Transit Board of Directors for calendar year 2024 is hereby adopted.

PATRICK KENNEDY, Chair

A T T E S T:
HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary

EXHIBIT A

2024 BOARD MEETING CALENDAR

SACRAMENTO REGIONAL TRANSIT BOARD OF DIRECTORS 4:00 P.M.

Monday	Regular Meeting	January 8, 2024
Monday	NONE	January 22, 2024
Monday	NONE	February 12, 2024
Monday	Regular Meeting	February 26, 2024
Monday	Regular Meeting	March 11, 2024
Monday	Regular Meeting	March 25, 2024
Monday	Regular Meeting	April 8, 2024
Monday	Regular Meeting	April 22, 2024
Monday	Regular Meeting	May 13, 2024
Monday	NONE	May 27, 2024
Monday	Regular Meeting	June 10, 2024
Monday	NONE	June 24, 2024
Monday	NONE	July 8, 2024
Monday	Regular Meeting	July 22, 2024
Monday	Regular Meeting	August 12, 2024
Monday	Regular Meeting	August 26, 2024
Monday	Regular Meeting	September 9, 2024
Monday	Regular Meeting	September 23, 2024
Monday	NONE	October 14, 2024
Monday	Regular Meeting	October 28, 2024
Monday	NONE	November 11, 2024
Monday	Regular Meeting	November 18, 2024
Monday	NONE	November 25, 2024
Monday	Regular Meeting	December 9, 2024
Monday	NONE	December 23, 2024

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Shelly Valenton, Deputy General Manager/CEO
SUBJ: APPROVING ALCHEMIST CDC TO USE FLORIN AND SUNRISE
PARKING LOTS FOR FARMERS MARKETS

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

Approval of the recommended action will result in SacRT granting Alchemist CDC two licenses to hold weekly farmers markets at Sunrise and Florin Station Park-n-Ride Lots.

FISCAL IMPACT

In consideration of granting Alchemist CDC the two requested licenses, Alchemist CDC will pay \$2,676.48 annual income for five years with a CPI adjustment yearly between 3 and 6%. Half of this is a new revenue source not included in the Operating Budget 2024.

DISCUSSION

The Certified Farmers Market has been serving the Sunrise light rail station every Saturday since 2010 successfully drawing in almost 33,000 attendees a year and is a welcomed service with a proven track record within the community. The market offers fresh produce and other food vendor booths to the public where they accept both traditional forms of payment (cash and card) along with EBT. The current Certified Farmers Market owner is transitioning to a new management team, Alchemist CDC (a non-profit organization), to take over operation of their markets. Alchemist CDC staff currently manages the EBT system for many of the farmers markets in the region.

In addition to securing the Sacramento Regional Transit (SacRT) license to use the Sunrise station, Alchemist CDC is requesting a second license to use a portion of the Florin Park-n-Ride lot on Thursdays, as their current location serving south Sacramento at Florin Town Center is no longer available due to property redevelopment. They are requesting that SacRT continues to offer the same pricing structure as for the Sunrise farmers market license to keep overhead low for this community amenity. The Florin market also receives grant funding and contracts with Paratransit Inc. to shuttle senior residents from the Pannell Center to the market and is requesting a stop in SacRT's parking lot, which the license agreement authorizes. Alchemist CDC would like to

partner with SacRT to promote the use of transit to these markets and the move of the market from Florin Town Center.

Staff recommends approval of the two licenses with Alchemist CDC to host farmers markets at the above locations.

RESOLUTION NO. 2024-01-002

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

January 8, 2024

APPROVING ALCHEMIST CDC TO USE FLORIN AND SUNRISE PARKING LOTS FOR FARMERS MARKETS

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

THAT, License Agreements for a Farmers Market within SacRT's Sunrise station parking lot (Assessor Parcel Number 072-02400-040-000) and Florin station parking lot (Assessor Parcel Number 041-01111-005-0000) by and between the Sacramento Regional Transit District (therein "SacRT") and Alchemist CDC (therein "Licensee"), whereby Alchemist CDC agrees to pay SacRT \$1,338.24 per license and SacRT agrees to grant Alchemist CDC Licenses with a term of five years with options to extend annually for five additional years subject to SacRT's right to terminate pending Federal Transit Administration's concurrence, is hereby approved.

THAT, the General Manager/CEO is hereby authorized and directed to execute the foregoing License Agreements.

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary



STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Carmen Alba, VP, Bus Operations
SUBJ: APPROVING THE FIRST AMENDMENT TO THE CONTRACT FOR SUPPLEMENTAL PARATRANSIT SERVICES WITH UZURV HOLDINGS, INC.

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

Approving the First Amendment to the Contract for Supplemental Paratransit Services with UZURV Holdings, Inc. (UZURV) would extend the current contract by one year to February 3, 2025, and add language to the Contract to allow for fuel surcharges based on a monthly calculation.

FISCAL IMPACT

The First Amendment would increase the Contract Total Consideration by \$721,628.43, from \$5,860,939.00 to \$6,582,567.43. The increase for FY 24 is included in the approved FY 24 Operating Budget. The cost for FY 25 will be included in the proposed budget for approval in June 2024.

DISCUSSION

Effective June 28, 2020, SacRT began providing the following services to eligible ambulatory and non-ambulatory program participants:

- ADA Paratransit Service – Door-to-Door Transportation, except where not accessible.
- Non-ADA Demand Response Service – Services that exceed the time, eligibility, or geographic area requirements of the ADA.

To accommodate the increased demand for these services and to ensure that SacRT GO meets the federal requirements that public transit providers meet 100% of the complementary paratransit service demand, SacRT released a Request for Proposals (RFP) on Planetbids eProcurement System on May 21, 2021, with a proposal due date of July 30, 2021. During the solicitation period, 140 vendors were notified of the contracting opportunity. The number of trips the contractor(s) would provide would not exceed 25% of ADA and Non-ADA Demand Response service trips.

In April 2021, prior to the release of the RFP, SacRT staff shared the Contract Scope with the Mobility Advisory Council (MAC) Executive Committee for feedback and review. Comments from the MAC Executive Committee were considered and, as a result, the Contract Scope was adjusted to incorporate the feedback.

After evaluation and Oral presentations, SacRT issued a Notice of Intent to Award to UZURV on January 5, 2022, and the Board of Directors delegated authority to the General Manager/CEO to Award the contract under RESOLUTION NO. 21-10-0119. The Contract was executed on February 4, 2022, for a 2-year term with a SacRT option to renew for two additional 1-year periods. The current Contract expires on February 3, 2024.

The First Amendment will exercise option year 3 to extend the Contract to February 3, 2025, and incorporate language regarding fuel surcharges associated with the increase in the price of fuel in the Sacramento Region.

RESOLUTION NO. 2024-01-003

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

January 8, 2024

APPROVING THE FIRST AMENDMENT TO THE CONTRACT FOR SUPPLEMENTAL PARATRANSIT SERVICES WITH UZURV HOLDINGS, INC.

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

THAT, the First Amendment to the Contract for Supplemental Paratransit Services between Sacramento Regional Transit District, therein referred to as "SacRT," and UZURV Holdings, Inc., therein referred to as "Contractor," whereby the scope is amended to include additional language regarding fuel surcharges and the exercise of Option Year 3, for an increase in the total consideration from \$5,860,939.00 to \$6,582,567.43, is hereby approved.

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

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Henry Ikwut-Ukwa, VP, Capital Programs
SUBJ: CONDITIONALLY DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO APPROVE CONTRACT CHANGE ORDER NO. 12 TO THE CONTRACT FOR LOW FLOOR VEHICLE PLATFORM CONVERSION PHASE 1 WITH PNP CONSTRUCTION, INC.

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

Delegating authority to the General Manager/CEO to approve Contract Change Order (CCO) No. 12 to the Low Floor Vehicle Platform Conversion Phase 1 (Phase 1) construction contract will allow Sacramento Regional Transit District (SacRT) to execute a contract change order after the California Transportation Commission (CTC) approves the transfer of funds to the project in order to proceed with full conversion for light rail stations including Cordova Town Center, Zinfandel, Mather Field/Mills, and Tiber to accommodate a 3-car, rather than a 2-car, low floor train.

FISCAL IMPACT

The independent cost estimate for this CCO is \$2,600,000. The requested Board delegation includes factoring in a 15% contingency for a maximum not to exceed amount of \$3,000,000. This CCO No. 12 will be funded with federal 5337 funds, federal Transportation, Housing, and Urban Development funds, state Proposition 1A funds, State of Good Repair funds, and State Transit Assistance funds.

DISCUSSION

The Light Rail Modernization Project includes the procurement of low floor light rail vehicles, 15-minute service to Historic Folsom, and the conversion of light rail station platforms to accommodate 3-car low-floor light rail trains (Project).

As explained in prior Staff Reports, the low floor vehicle platform conversion project has been split into four phases to allow for the most expeditious path forward to beginning operations of the new Siemens S700 light rail vehicles on the Gold Line using 2-car trains.

Due to funding, timing, and design constraints, it was infeasible to complete the construction of full light rail station platforms under one contract.

Phase 1 of the Project includes adjusting all Gold Line light rail platforms to an 8-inch elevation above top-of-rail to accommodate at least 2-car trains; replacing detectable warning tiles/directional guidance tiles; adjusting all facilities and furniture on the platforms to the new height; removing all in-ground artwork in direct conflict; modifying tree grates/planters; modifying drainage facilities; modifying adjacent improvements to meet ADA requirements; and adding crosswalk areas and signage.

Phase 2 includes platform conversions at light rail stations on the Gold Line to accommodate 3-car low floor trains (essentially extending the raised platform area at all the 2-car Phase 1 stations) and signaling improvements. Phase 2 is still in the final design stage through Work Order No. 7 to the Contract for General Engineering Support Services – 2020 with Psomas.

On September 12, 2022, the Board conditionally awarded the Contract for the Base Bid of \$9,713,000 to PNP Construction, Inc. (PNP), with a delegation of authority to the General Manager/CEO to award the additive alternates based on available additional funding. Through a series of Contract Change Orders, numbered 1 through 11, Staff and the Board have effected changes to the original Base Bid contract amount as shown in Table 1:

Table 1:

Change Order #	Date	Scope Change	Fiscal Impact	Total Contract Amount
Base Bid Contract	12-Sep-22	Base Bid	\$9,713,000.00	\$9,713,000.00
1	23-Jan-23	Remove the 8th & O Station (Inbound) from the scope of work	-\$378,639.00	\$9,334,361.00
2	23-Feb-23	Repair sink hole at the 39th Street Station	\$30,000.00	\$9,364,361.00
3	13-Mar-23	Additive Alternates in Contract Change Order No. 3	\$9,061,000.00	\$18,425,361.00
4	10-Apr-23	Modify work parameters and DWT installation	-\$302,846.41	\$18,122,514.59
5	5-May-23	Added Schwager to the Indemnification and Additional Insured Obligations for Right of Entry	\$0.00	\$18,122,514.59
6	8-May-23	Extend work parameters and DWT installation changes to the Additive Alternate stations	-\$733,452.11	\$17,389,062.48
7	8-Jun-23	Revise Plans at 8 th & K	\$16,526.00	\$17,405,588.48
8	7-Jul-23	Electrical Work at Iron Point and 7 th & I	\$0.00	\$17,405,588.48
9	13-Oct-23	Revise Plans for Iron Point Station	\$68,934.00	\$17,474,522.48

10	11-Nov-23	End Treatment Modifications	\$339,563.00	\$17,814,085.48
11	11 Dec 23	Sunrise Full Conversion	\$535,090.00	\$18,349,175.48

SacRT is awaiting CTC approval for transfer of funding for additional full station conversions to accommodate 3-car low-floor light rail trains during Phase 1. Staff has identified Cordova Town Center, Zinfandel, Mather Field/Mills, and Tiber Light Rail Stations for full conversion in Phase 1. CCO No. 12 would complete the full concrete placement portion for these stations, which Staff had originally contemplated for completion during Phase 2.

The revised plans for Cordova Town Center, Zinfandel, Mather Field/Mills, and Tiber Light Rail Stations were presented to the Contractor, PNP, with a Request for Change Quote. The Contractor is awaiting the final quotes from their subcontractors. Once the final change quote is received, Staff will perform a cost analysis comparison to the approved schedule of values from the Phase 1 Contract. Staff will also evaluate whether the contract change quote is fair and reasonable. The nature of the work is the same; there are no new elements of Technical Specifications being added, only changes to quantities. The signaling scope associated with the Cordova Town Center, Zinfandel, Mather Field/Mills, and Tiber stations will be executed as part of Phase 2, as previously planned.

The alternative to issuing this CCO would be:

- (1) Have PNP proceed to perform only the Phase 1 work and defer the remaining work to Phase 2, as originally intended. However, Staff has not yet identified funding for the Phase 2 work at all stations; there is a risk that the existing grant funding for the Cordova Town Center, Zinfandel, Mather Field/Mills, and Tiber full conversion could expire prior to SacRT being able to secure additional funding to bid the Phase 2 work as originally planned. In addition, it will be more efficient and less expensive for the current contractor to complete this portion of the work.
- (2) Eliminate the Phase 1 work at the Cordova Town Center, Zinfandel, Mather Field/Mills, and Tiber stations through a deductive Contract Change Order and bid out the Phase 1 and Phase 2 work for those stations separately. This option is infeasible because the platform conversion (whether partial or full) must be completed by Summer 2024 for SacRT to begin running 2-car S700 trains on the Gold Line. PNP is already mobilized and can perform the full conversion with only a four-month schedule adjustment for each station. Between the bidding process and mobilization, prosecuting the work under a separate contract would delay the deployment of the new low-floor vehicles.

RESOLUTION NO. 2024-01-004

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

January 8, 2024

CONDITIONALLY DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO APPROVE CONTRACT CHANGE ORDER NO. 12 TO THE CONTRACT FOR LOW FLOOR VEHICLE PLATFORM CONVERSION PHASE 1 WITH PNP CONSTRUCTION, INC.

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

THAT, authority is hereby conditionally delegated to the General Manager/CEO to approve and execute Contract Change Order No. 12 to the Construction Contract for Low Floor Vehicle Platform Conversion Phase 1 between Sacramento Regional Transit District, therein referred to as "SacRT," and PNP Construction, Inc., therein referred to as "Contractor," whereby the scope of work for full conversion at Cordova Town Center, Zinfandel, Mather Field/Mills, and Tiber Light Rail Stations to accommodate 3-car low floor trains is anticipated to increase the Total Consideration by not more than \$3,000,000.00, from \$18,349,175.48 to not more than \$21,349,175.48, upon approval of CTC transfer of funds.

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Shelly Valenton, Deputy General Manager/CEO
SUBJ: AMEND AND RESTATE TITLE III OF THE ADMINISTRATIVE
CODE FOR THE SACRAMENTO REGIONAL TRANSIT DISTRICT
BOARD'S RULES OF PROCEDURE

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

If the Board adopts the recommendation to amend and restate Title III of the Administrative Code, then the code will be amended to authorize the election of the Board Chair and Vice Chair to two year terms, subject to annual affirmation, and incorporate clarifying amendments related to the Board's change from weighted voting to one member, one vote, providing flexibility regarding the duration of Ad Hoc committees, and clarifying circumstances in which an affirmative vote by 4/5th of the Board is required.

FISCAL IMPACT

None related to this action.

DISCUSSION

At the December 11, 2023, Board meeting, Board Chair Patrick Kennedy directed staff to make recommendations regarding what changes need to be made to the Administrative Code to authorize the election of the Chair and Vice Chair to two-year terms, so that there is a greater level of stability in the governance of the Board and the district. Pursuant to Cal. PUC sec. 102104, the Board is required to annually elect a Board Chair and Vice Chair at the first meeting in January. Consequently, staff recommends amending Title III to authorize the Board to elect a Board Chair and Vice Chair to two-year terms, subject to affirmation by the Board at the first meeting in January of the second year of the term. Re-affirming the election in year two serves to ensure compliance with the Board's obligation under SacRT's Enabling Act to "annually" appoint a Chair and Vice Chair.

In addition to modifying Title III to authorize electing a Chair and Vice Chair to two-year terms, subject to affirmation, staff also recommends that the Board adopt clarifying amendments to §3.1.7.8 and §3.2.1.4 that will clarify that each Board member has one vote, the circumstances in which a 4/5ths vote is required (emergency declaration, to terminate an employment contract with the General Manager/CEO), and providing the

Board with more flexibility in determining the duration of an ad hoc task force. Currently, Title III limits the duration of Ad Hoc committees to 6 months. These clarifying edits will incorporate changes that align more closely to industry practices and incorporate statutory requirements.

Attached to this staff report is a redline draft of the proposed changes to Title III.

TITLE III – RULES OF PROCEDURE

CHAPTER 1

BOARD RULES

Article I

Meetings

§3.1.1.1 Regular Meetings

At least once during each calendar year, the Sacramento Regional Transit District (SacRT) Board of Directors, hereinafter referred to as “Board,” will adopt a resolution setting forth its regular meeting schedule for the 12-month calendar period following the month and year in which the resolution is adopted. The resolution establishing the Board’s regular meeting schedule will state the date for each regular meeting, and the time or place for each regular meeting. Unless otherwise specified in the resolution establishing the Board’s regular meeting schedule, the Board will conduct its regular meetings at Sacramento Regional Transit’s Administrative Offices. The Board Agenda will include the physical address of the location where the Board meeting will be held. Whenever a regular meeting falls on a legal holiday, the meeting will be re-designated by the Board at its regular meeting immediately prior to the holiday. If, for any other reason, the Board decides to change the date and/or time of a regular meeting, the meeting will be designated by the Board at its regular meeting immediately prior to the meeting for which the date was changed. Absent the designation, any meeting other than the next regularly scheduled meeting, will be called and noticed as a special meeting. Legal holiday, as used above, will mean those days defined as legal holidays in *Government Code* Sections 6700 and 6701.

§3.1.1.2 Special Meetings

A special meeting may be called at any time by the Chair, or by a majority of the members of the Board, by delivering personally, by email, or by mail, written notice to each member of the Board and to each local newspaper of general circulation, radio, or television station requesting notice in writing. The notice must be delivered and received at least 24 hours before the time of the meeting. The call and notice will specify the time and place of the special meeting and the business to be transacted. No business other than as specified in the notice will be considered at the meeting. The written notice need not be given to any member who, at or prior to the time the meeting convenes, files a written waiver of notice with the Secretary of the District. The waiver may be given by regular mail, telegram, or email. Any defect in the notice procedure will be deemed cured by actual attendance of the member at the meeting (*Government Code* Section 54956).

§3.1.1.3 Adjournment of Meeting

The Board may adjourn any regular, adjourned regular, special or adjourned special meeting to a time and place specified in the order of adjournment. Less than a quorum may so adjourn from time to time. Notice of adjournment of a duly called special meeting at which less than a quorum is present will be given in the same manner as notice of the original meeting. If all members are absent from any regular or adjourned regular meeting, the Secretary of the District may declare the meeting adjourned to a stated time and place and they will cause a written notice of the adjournment to be given in the same manner as provided in these rules for special meetings. In the case of all adjournments, a copy of the order or notice of adjournment will be conspicuously posted on or near the door of the place where the meeting was held, within 24 hours after the time of adjournment. When an order of adjournment of any meeting fails to state the time at which the adjourned meeting is to be held, it will be held at the time specified for regular meetings. (*Government Code* Section 54955)

§3.1.1.4 Session

The Chair will take the chair and call the Board to order. In the absence of the Chair and Vice-Chair, the Secretary will call the meeting to order, whereupon the members present, by an order entered in the minutes, will select one of the members to act as Chair pro tem, who while so acting, will have all of the authority of the Chair. Upon the arrival of the Chair or Vice-Chair, the Chair pro tem will relinquish the chair upon the conclusion of the business immediately before the Board. Notwithstanding the foregoing, if the presiding Chair, Vice-Chair or Chair pro tem is called from the chair for a short period during a meeting to which they will return, they may appoint a member of the Board to preside until they return without interrupting the proceeding for the purpose of electing a Chair *pro tem*.

§3.1.1.5 Roll Call

Before proceeding with the business of the District, the roll of the members will be called by the Secretary and the names of those present will be entered into the minutes. The Secretary will announce if a quorum exists.

§3.1.1.6 Quorum

A quorum for the transaction of any business exists when sufficient members of the Board or their alternates are present to cast a Majority Vote of the full Board.

§3.1.1.7 Minutes

The Secretary will furnish each Board member with a copy of the minutes of each meeting with the agenda for the following meeting; the minutes may take the form of an Action Summary.

§3.1.1.8 Approval of Minutes

The minutes may be approved without reading unless the reading is requested by a member. A copy of the approved minutes of each meeting will be inserted in the District's Minute Book.

§3.1.1.9 Meetings to be Open to the Public

All meetings of the District and its committees will be open to the public unless the subject matter is a proper one for closed session. All meetings will comply with the provisions of the Ralph M. Brown Act. (*Government Code* Sections 54950 et seq.)

§3.1.1.10 Vote

The vote upon an action item will either be "aye," "yes", "no," or "abstain" pursuant to roll call or voice vote, which vote may be cast by means of an electronic device. The number of votes cast "aye," "no," or "abstain" will be tallied according to the number of members of the Board or their alternate who voted and will be so recorded. If a member of the Board abstains from voting on an action item, that member's vote will not be counted as either an "aye," or a "yes" or a "no." Each ordinance or resolution will be in written or printed form. A member of the Board appointed pursuant to *Public Utilities Code* Section 102100.2, 102100.3 and 102100.5 subject to 102100.4 and 102100.7, may vote on any business coming before the Board.

§3.1.1.11 Voting by Alternates

A person who is serving as an alternate for an absent member of the Board will notify the Chair and the Clerk to the Board at the beginning of a meeting, or at the earliest practical opportunity thereafter and before voting, that they are serving as an alternate for a primary member. An alternate will state the name of the member of the Board for whom they are serving as an alternate. The Clerk of the Board will confirm whether SacRT has received official notification from the applicable Voting Entity regarding the alternate's authority to serve as an alternate and the name of the member of the Board for whom they may serve as an alternate. If the Clerk to the Board confirms the alternate's voting eligibility, the Clerk to the Board will so advise the Chair and the alternate may vote on any business coming before the Board at that meeting while the primary member for whom he or she is serving as an alternate is absent. An alternate will have the same vote that the primary member for whom they are serving as an alternate. The Clerk to the Board will record in the minutes the time at which an alternate was recognized to be serving for an absent primary member.

§3.1.1.12 Continuing Body

The Board will be a continuing body and no measure pending before it will be abated or discontinued by reason of the expiration of the term of office or removal of a member of the Board.

§3.1.1.13 Discussion Only Through Chair; Limitation of Discussion; Disqualification of Members

Persons in attendance may address the Board or member thereof only through the Chair. Members of the Board may address one another or persons in attendance only through the Chair.

Except as otherwise provided, discussion on any particular meeting either by a Board member or by any person in attendance may be limited, at the discretion of the Chair, to the time as the Chair may find to be reasonable under the circumstances provided that any decisions of the Chair to limit discussion may be overruled by a majority of the Board.

Any member who is legally disqualified from participating in District action on any particular matter will, as soon as the matter is reached on the agenda, disclose their disqualification and the reason for it and will take no part in the discussion, debate or vote on the matter. If the disqualification is not known to them at the time the matter is reached on the agenda, they will make the disclosure as soon as their disqualification is known to them.

§3.1.1.14 Closed Session

Closed sessions will be held only on those matters which the Ralph M. Brown Act (*Government Code* Section 54950, et seq.) and court decisions recognize as proper matters to be held in closed session. These include, but may not be limited to, the following matters:

- A. To meet with District's legal counsel regarding anticipated and/or pending litigation
- B. To meet with District's designated representative regarding real property negotiations regarding price and/or terms of payment.
- C. To consider the appointment, employment, discipline or dismissal of an officer or employee, or to hear complaints and charges against the officer or employee. At least 24 hours prior to the closed session, the District will deliver written notice to the officer or employee that he or she has the right to have the hearing made public. This section will not be construed as granting anyone the right to a hearing they do not already have by virtue of some other authority.
- D. To perform an employee performance evaluation of any employee or officer that reports directly to the Board of Directors.
- E. To meet with District's designated representatives regarding salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees.
- F. To consider any matter affecting the national security.
- G. To meet with the Attorney General, District Attorney, Sheriff, or Chief of Police or other authorized representatives on matters posing a threat to the security of District buildings, public services or facilities.

§3.1.1.15 **Time, Rules, and Agenda of Closed Session**

A closed session will be held only during a regular or special meeting, in full compliance with these Rules of Procedure, and in accordance with the disclosure provisions of the Ralph M. Brown Act. As applicable, disclosure on the agenda under the topic “Closed Session” will be substantially as follows:

- A. “CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Smith v. SacRT Pursuant to *Gov. Code* Section 54956.9(a)” (for filed claims against the District and litigation)
- B. “CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Significant exposure to litigation pursuant to *Gov. Code* Section 54956.9(b)” includes facts and circumstances upon which closed session is based and which are known to potential plaintiffs unless same will be announced prior to closed session (for significant exposure of litigation against the District).
- C. “CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Pursuant to *Gov. Code* Section 54956.9(b)(2) to decide whether facts and circumstances warrant closed session under *Gov. Code* Section 54956.9(b)(1)”
- D. “CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Pursuant to *Gov. Code* Section 54956.9(c) based on existing facts and circumstances, the District has decided or is deciding whether to initiate litigation.”
- E. “CONFERENCE WITH REAL PROPERTY NEGOTIATOR: Pursuant to *Gov. Code* Section 54956.8: Property: (specify street address or assessor parcel number of the real property under negotiation)
Negotiating parties: (specify name of party – not agent)
Negotiation: (specify whether authority to negotiator will concern price, term of payment or both)”
- F. “PUBLIC EMPLOYEE APPOINTMENT
Pursuant to *Gov. Code* Section 54957
Title: (specify description of position to be filled)”
- G. “PUBLIC EMPLOYMENT
Pursuant to *Gov. Code* Section 54957
Title: (specify description of position to be filled)”
- H. “PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to *Gov. Code* Section 54957
Title: (specify position or title of employee being reviewed)”
- I. “PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Pursuant to *Gov. Code* Section 54957”
(no additional information is required)
- J. “CONFERENCE WITH LABOR NEGOTIATOR
Pursuant to *Gov. Code* Section 54957.6
District Negotiator: (specify name)
Employee Organization: (specify name of organization representing employee)
OR

Unrepresented Employee: (specify position or title of unrepresented employee who is the subject of negotiations)”

When a closed session is the only reason for calling a special meeting, the call will specify the time and place of the special meeting, the business to be transacted, and the disclosure as is required under the Ralph M. Brown Act. If the session is for a personnel matter, the officer or employee involved must be notified of the nature of the session and in what way it applies to them.

§3.1.1.16 Closed Session Action

The Chair will report at the Board meeting during which the closed session is held any action taken and the roll call vote thereon to the extent and in the manner required by the *Government Code* Section 54957.1.

Article II

Officers

§3.1.2.1 Chair

The Chair may move, second and debate from the chair, subject only to the limitations of debate as are by these Rules imposed on all members, and will not be deprived of the rights or privileges of a member by reason of his or her occupying the chair. In an action to adopt a motion, resolution or ordinance, the Chair will vote after all other members present have cast their vote.

§3.1.2.2 Chair Responsibilities

The Chair will preside and preserve order at all regular meetings, special meetings and hearings of the Board. The Chair will state every question coming before the Board, announce the decision of the Board on all subjects and decide all questions of order without debate, subject, however, to an appeal by a member of the Board. The Chair will sign all Board resolutions and all minutes of the Board meetings or hearings which they have witnessed being adopted or approved.

§3.1.2.3 Vice-Chair and Chair Pro Tem Responsibilities

For the purposes of *Public Utilities Code* Section 102104, the Vice-Chair is the Chair *pro tem*; however, if both the Chair and Vice-Chair are absent or are unable to act, the members present, by an order entered in the minutes, will select one of their members to act as Chair *pro tem*, who while so acting, will have all of the authority of the Chair.

§3.1.2.4 Secretary

The General Manager/CEO is the Secretary; however, he or she may designate an assistant to assume the powers and duties of Secretary. The Secretary will have the following powers and duties:

- A. Post agendas and sign a declaration of the time and place where each agenda was posted and maintain a file of those declarations with the corporate records.
- B. Attend all meetings and hearing of the Board and keep minutes of the meetings or hearings in the District's Minute Book.
- C. Attest all resolutions of the Board and the minutes of all meetings or hearings which will have been approved by the Board, and they will have custody of same.
- D. Keep and have custody of all books, records and papers of the District, and certify true copies thereof whenever necessary.
- E. Perform other duties as may be required either by statute, ordinance, resolution or order.
- F. Call the Board to order in absence of the Chair and Vice-Chair.

§3.1.2.5 Elections

Election of any officer of the District will be by nomination, closing of nominations and balloting on nominees. Before the declaration of the result of the vote, a unanimous ballot may be cast for the successful candidate. The Chair and Vice-Chair will be elected or reaffirmed at the first regular meeting in January unless otherwise provided under *Public Utilities* Code Section 102104. ~~A Chair may serve successive years with Board affirmation at the end of each year using the same process listed above by the Board of Directors at its first regular meeting in January.~~ Each time the Board elects a new Chair and Vice Chair, the elected Chair and Vice-Chair will then serve for two successive years, unless the Board subsequently votes, at the first regular meeting in January of the year following the election of the new Chair and Vice-Chair, to replace the Chair or Vice-Chair. As required by California Public Utilities Code Section 102104, the Board must vote each January to either affirm the Chair or Vice-Chair for a second year or vote to replace the Chair or Vice-Chair.

§3.1.2.6 Board of Directors

The government of the District is vested in a Board appointed by the Voting Entities. The number of members on the Board will not be less than the number of Voting Entities that are eligible to make appointments to the Board. The exact number of the Board members will be determined in accordance with appointments made by the Voting Entities pursuant to *Public Utilities* Code Sections 102100.2, 102100.3, and 102100.5, subject to the provisions of *Public Utilities* Code Sections 102100.4 and 102100.7. Each Voting Entity may appoint an alternate to serve for an absent primary member in the manner set forth in *Public Utilities* Code Section 102100.10.

§3.1.2.7 Term of Office of Board Members

The term of office of each Board member will be as set forth in *Public Utilities* Code Section 102100.1. The term of office of each Board member appointed pursuant to the *Public Utilities* Code Section 102100.3(b) is subject to termination as provided in *Public Utilities* Code Section 102100.4.

§3.1.2.8 Vacancy

If a vacancy occurs on the Board because of death, resignation, illness or for other reason,

the Secretary of the Board will immediately provide written notice to the jurisdiction appointing the individual of the need appoint a replacement. The replacement is to be appointed within 60 days of the transmittal of the notice.

Article III

Order of Board Business

§3.1.3.1 Agenda

The order of business for regular meetings will be as follows:

In open session:

1. Call to order at time specified on Board approved calendar
2. Roll Call
3. Pledge of Allegiance
4. Consent Calendar, including approval of Action Summary
5. Introduction of Special Guests
6. Unfinished Business
7. Public Hearings (unless conducted independently of regular meeting)
8. Public Addresses the Board on Matters not on the Agenda
9. New Business
10. General Manager's Report
11. Reports, Ideas and Questions from Directors, and Communications
12. Continuation of Public Addresses Board on Matters Not on the Agenda (if necessary)
13. Announcement of Closed Session Items.

For anticipated litigation, announcements must include facts and circumstances upon which the closed session is based and which are known to the potential plaintiffs unless set out in the written agenda.

14. Recess to Closed Session.

In closed session:

15. Closed session items.
16. Reconvene to open session.

In open session:

17. Closed Session report, if required.
18. Adjourn.

NOTE: This order of business may be changed after opening of a session, upon order of the Chair with consent of the Board or upon motion of the Board.

§3.1.3.2 Contents of Agenda

The agenda will specify the time and location of the meeting and will contain a brief general description of each item of business to be transacted or discussed at the meeting. The description will be reasonably calculated to adequately inform the public of the general matter or subject matter of each agenda item. Matters will be listed in the order specified in Section 3.1.3.1 above and will contain a notice that is substantially similar to the following notification, but which may be modified from time to time due to modifications in contact information, location of meeting, and information about accessing the meetings virtually:

“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, to account for the time needed to translate speaker’s comment. 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 on that item.

Written public comment submitted to boardcomments@sacrt.com up to 250 words and received by _____ p.m. on the day of the meeting will be provided to the Board and will become part of public record upon submission to the Board.

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 or less 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 in 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 posted by the front door of Sacramento Regional Transit’s building located at _____ and is posted on the SacRT website.

This meeting of the Sacramento Regional Transit District will be cablecast on Metro Cable 14, the local government affairs channel on Comcast, Consolidated Communications and AT&T U-Verse cable systems. This meeting is closed captioned and webcast at metro14live.saccounty.gov. The meeting will replay _____ and _____ on Channel 14. The meeting can also be viewed at youtube.com/metrocable14.

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 916-557-4686 _____ 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, and are available for public inspection at its Administrative Offices.”

§3.1.3.3 Consent Calendar

The Consent Calendar will consist of matters requiring Board action of either a routine nature or on which staff comment is not appropriate or necessary, or which have previously been discussed and appear on the Agenda for final action only.

The Chair may authorize those items to be listed on the Consent Calendar agenda. All items listed under the Consent Calendar, excepting those individual items which the Chair reserves for separate consideration at the request of any Board member, may be acted upon by a single motion.

§3.1.3.4 Agenda Preparation, Delivery and Posting

A written agenda for each meeting will be prepared, delivered and posted as follows:

- A. A written agenda, together with all supporting documents, of the business of each regular meeting will be prepared by the Secretary and delivered to the Board members, District Counsel and persons who request notice at least three (3) days before the meeting. The purpose of the agenda is to give Board members at least two (2) days' notice of all business coming before them. Notice of regular meetings without supporting documents will be mailed at least one week (seven (7) days) before the meeting to any owner of property located within the District who has filed a written request for the notice with the Secretary. In the case of special meetings which may be called less than seven (7) days in advance of the meeting date, the requesting property owner will receive the notice as soon as may be practical under the circumstances.
- B. The written agenda for each regular meeting and for every meeting continued for more than five (5) calendar days will be posted at least 72 hours before the meeting is scheduled to begin. The written agenda for every special meeting will be posted at least 24 hours before the special meeting is scheduled to begin. The agenda will be posted in a location that is freely accessible to members of the public.

§3.1.3.5 Submission of Materials for Agenda

Material intended for placement on the agenda for a regular meeting will be delivered to the Secretary before the deadline for posting the meeting agenda. Members of the Board may submit items for inclusion on a future agenda by orally making the request to the Chair under Reports, Ideas and Questions from Directors, and Communications. The General Manager/CEO and the General Counsel may also submit items for inclusion on a future agenda.

§3.1.3.6 Matters Requiring Board Action

A matter requiring Board action must be listed on the posted agenda before the Board may act upon it. The Board may take action on items of business not appearing on the posted agenda under any of the following conditions:

- A. Upon a determination by at least a Majority Vote of the full Board that an emergency situation exists as defined in Section 54956.5 of the *Government Code*.
- B. Upon a determination by at least a Two-Thirds Vote of the Board, or if the members

and/or their alternates present do not have sufficient votes to cast at least a Two-Thirds Vote of the Board, a unanimous vote of all those members of the Board or their alternates who are present, that there is an immediate need to take action, and the need for action came to the District's attention after the agenda was posted.

- C. The item was properly posted for a prior meeting of the Board of Directors occurring not more than five (5) calendar days prior to the date action is taken on the item, and at the prior meeting the item was continued to the meeting at which action is being taken.
- D. By directing the General Manager to place an item of business for discussion and/or action on a subsequent agenda.

§3.1.3.7 Access to Public Records Distributed at Meeting

Writings which are public records and which are distributed during a meeting will be made available for public inspection at the meeting if prepared by the District or a member of its Board, or after the meeting if prepared by some other person.

Article IV

Hearing

§3.1.4.1 Opening of Hearing

A hearing will be deemed open when the Chair announces the item for which a hearing has been set.

§3.1.4.2 Order of Hearing

Consideration of a matter regularly set for hearing before the Board will proceed in the following order:

1. Chair announces item.
2. Staff makes presentation.
3. Proponents address Board.
4. Secretary reads communication from proponent (unless same has been read by one of the speakers).
5. Opponents address Board.
6. Secretary reads communication from opponent (unless same has been read by one of the speakers).
7. Rebuttals, if applicable. (Proponents first and opponents last.)
8. Public Comment.
9. Questions by the Board.
10. Discussion by the Board.
11. Board action as appropriate.

§3.1.4.3 Speaking Restriction

Each person appearing at a hearing before the Board will be limited to 3 minutes in his or her initial presentation. If they desire further time, they may request same before

returning to their seat, in which event, the Chair may, at their discretion, permit further remarks either before or after all other speakers on their side have been heard and before proceeding to the next order in the hearing. Any person addressing the Board may submit written statements, petitions or other documents to complement their presentation. A person appearing in rebuttal will be limited to 2 minutes.

§3.1.4.4 Close of Hearing

Unless a hearing is continued as provided under Section 3.1.4.5, a hearing will be deemed closed when the Chair announces the next agenda item following that hearing or adjourns the meeting, whichever occurs first.

§3.1.4.5 Continuation of Hearings

Subject to the requirements of law, a hearing may be continued by the Board from time to time. In continuing the hearing, the Board will specify the time and place of the continued hearing.

§3.1.4.6 Continuation of Deliberations

Subject to the requirements of law, the Board may take under submission for a reasonable period of time any matter which has been heard before it and may for this purpose continue its deliberations on the matter from time to time. In continuing the deliberations, the Board will specify the time and place of the continued deliberations.

§3.1.4.7 Decorum

While the Board is in session the members must preserve order and decorum, and a member will neither by conversation, or otherwise, delay or interrupt the proceedings or the peace of the Board nor disturb any member while speaking, nor refuses to obey the orders of the Board or its presiding officer.

Article V

Persons Addressing the Board

§3.1.5.1 Addressing Board

The regular time for the public to address the Board will be when the Chair in due orders of business invites them to do so. At other times, permission to address the Board will be at its discretion. A person desiring to address the Board will be requested to give their name, address and group affiliation, if any, to the Secretary for the record before addressing the Chair.

§3.1.5.2 Impertinence

Any person making personal, impertinent or disrespectful remarks while addressing the Board may be barred by the Chair from further appearance before the Board at that meeting or hearing, unless permission to continue be granted by an affirmative vote of the Board as provided in Section 3.1.7.8.

Article VI

Members

§3.1.6.1 Synopsis in Minutes

Secretary will prepare minutes in the form of an action summary; however, during the consideration of a particular matter, a Board member may make a request that the minutes contain a synopsis of the discussion or deliberation of any question coming before the Board or the greater level of detail as may be requested.

§3.1.6.2 Speaking Privileges

Any member desiring to speak will address the Chair and upon recognition by the Chair will confine themselves to the question under debate, avoiding all personalities and disrespectful language.

§3.1.6.3 Speaking Interruption

A member will not be interrupted when speaking unless it be to call them to order, for the purpose of explanation, or to permit solicited responses. If a member, while speaking, is called to order, they will cease speaking and resume their seat until the question of order is determined, when, if permitted, they may proceed.

§3.1.6.4 Debate Closing

The member moving the adoption of an ordinance, resolution or motion will have the privilege of closing the debate.

§3.1.6.5 Motion Reconsideration

A motion to reconsider any action taken by the Board may be made only on the day the action was taken, either during the same session or at an adjourned session thereof. The motion must be made by a member on the prevailing side and seconded by any member. The motion, which may be made at any time during the meeting, has precedence over all other motions except a motion to adjourn. The motion to reconsider is debatable unless the action to be reconsidered is undebatable.

§3.1.7.1 Action

Motions and resolutions, unless laid over by a majority vote of the Board, may be acted upon the day of introduction or presentation. No continuance will be granted if the effect of the continuance is to render a subsequent vote on the issue meaningless.

§3.1.7.2 Ordinances

The usual course of procedure with an ordinance will be to lay it over for one meeting from the date of introduction or presentation, before calling it up for action, and to have the Secretary furnish a copy of each ordinance introduced, or presented, to each member of the Board as soon as possible after its introduction. The enacting clause of the

ordinance will be as follows: “The Board of Directors of Sacramento Regional Transit District do ordain as follows:”

§3.1.7.3 Ordinance Effective Date

No ordinance will become effective until 30 days from and after the date of its final passage, except:

- A. An ordinance calling or otherwise relating to an election.
- B. An ordinance for the immediate preservation of the public health, peace and safety, which contains a declaration of, and the facts constituting its urgency, and is passed by an affirmative vote of the Board as provided in Section 3.1.7.8.
- C. Other ordinances governed by particular provisions of state law prescribing the manner of their passage and adoption.

§3.1.7.4 Votes, Signature and Attestation

Every ordinance and resolution will be signed by the Chair/Chair *pro tem* (depending upon who presided at the meeting of enactment) and attested by the Secretary. The votes cast on an ordinance will be entered on the face of the ordinance by recording the vote cast by each present member or their alternate as either “aye,” “yes,” “no,” or “abstain,” and the total number of votes cast by all members voting “aye,” “yes,” “no,” or “abstain.”

§3.1.7.5 Ordinance Publication

The following directive will be included in each ordinance of a general nature. “The District Secretary is hereby directed to publish this ordinance in full within 15 days after adoption.” Before the expiration of 15 days after passage of an ordinance, it will be published once, with the names of the members voting for or against it, in a newspaper of general circulation published in the District or on the District’s website as authorized under *Public Utilities Code* Section 102107.

§3.1.7.6 Codification

Ordinances and resolutions may be codified in the manner established for counties pursuant to *Government Code* Sections 25126-25130.

§3.1.7.7 Effect of Motion

Motions will be considered an act of the District and carry the same weight as a resolution.

§3.1.7.8 Allocation of Votes

Each member of the Board will have one vote. A majority of the members of the full Board will constitute a quorum. All official acts of the Board will require: (a) the affirmative vote of a majority of all the members of the Board (both present and not present), (b) a higher threshold where required by applicable law (e.g., 4/5ths vote for emergency declaration or two-thirds vote for a resolution of necessity); and (c) for termination of the employment contract of the General Manager/CEO, a 4/5th affirmative vote of the total Board (both present and not present). ~~unless a higher threshold is required by law. The allocation of votes authorized by *Public Utilities Code* section 102105.2 applies only to~~

~~noticed meetings or hearings of the Board and does not apply to Ad Hoc Committees composed of less than a numerical majority of the Board's members.~~

ARTICLE VIII

Committees

§3.1.8.1 Appointment

The Chair will appoint all standing and special (ad hoc) committees.

§3.1.8.2 Standing Committee Meetings

All the provisions of these rules with respect to notice of a special meeting, including written notice to the press, will apply to the meeting of a Standing Committee whether or not the committee is made up of more than a quorum of the Board.

§3.1.8.3 Ad Hoc Committee Meeting

It will be the policy of the Board that meetings of Ad Hoc Committees will be open to the public, except for meetings which would be eligible for closed sessions under the Brown Act. If less than a quorum of the Board is appointed to serve on an Ad Hoc Committee, no notice need be given other than the posting of a notice of the time and place of the committee meetings on a publicly accessible bulletin board at the administrative offices of the District.

ARTICLE IX

Rules

§3.1.9.1 Amendment

Any rule may be altered, amended or annulled at any time by an affirmative vote of the Board as provided in Section 3.1.7.8, provided a week's notice of the change is given to each board member.

§3.1.9.2 Suspension

Any rule may be temporarily suspended by an affirmative vote of the Board as provided in Section 3.1.7.8.

§3.1.9.3 Robert's Rules

All rules of order not herein provided for will be determined in accordance with "Robert's Rules of Order."

§3.1.9.4 Copies – District Rules

The Secretary will furnish each member one or more copies of these Rules and provide a supply for public purposes.

ARTICLE X

Definitions

§3.1.10.1 Majority Vote of the Board

“Majority Vote of the Board” means the affirmative vote by 50% plus one member of the full Board cast either by the seated member or their alternate.

§3.1.10.2 Two-Thirds Vote of the Board

“Two-Thirds Vote of the Board” means the affirmative vote by at least two-thirds of the members of the full Board cast either by the seated member or their alternate.

§3.1.10.3 Voting Entity

“Voting Entity” and “Voting Entities” have the meaning set forth in *Public Utilities Code* Section 102027.

CHAPTER 2

PUBLIC TASK FORCE

ARTICLE I

Appointment

§3.2.1.1 Board Appointment

If the Board determines that public advice and participation is desired on specific issues, the Board may seek advice from knowledgeable persons on those issues by appointing an ad hoc task force in accordance with the procedures set forth in this Chapter. The determination to establish the task force will be made by resolution which will spell out the task and issue with which the task force is to be charged.

§3.2.1.2 Task Force Makeup

Upon a determination to establish an ad hoc task force, the Board will accept nominees from Board members, staff, community organizations and elected officials. From the names submitted, the Chair will select not to exceed nine persons for membership on the ad hoc task force. The task force will come into being upon a motion duly passed by the Board of Directors and entered into the minutes approving the members nominated by the Chair or names that the Board has added or substituted therefor. The Board may appoint up to three members of the Board to any task force so long as (i) the total number of persons on the task force does not exceed nine and (ii) those members of the Board who are appointed to the task force have a combined total votes of less than a Majority Vote of the Board. Should members of a task force serve on any other local agency, public commission, board or council, no more members than a quorum-less-one of any single board will serve on the task force. The ad hoc task force will not constitute an advisory commission authorized by *Public Utility Code* Sections 102140 through 102142.

§3.2.1.3 Restrictions on Task Force Membership

The task force will consist of not more than nine persons. If the Board establishes successive task forces, membership on succeeding task forces will not include members who have served upon the immediately preceding task force. In the event the Board establishes more than one task force at a time, no more than two members on any one task force may serve on the other task force simultaneously. Further, the restrictions upon membership set forth in Section 3.2.1.2, *supra*, will not be violated when membership is determined.

§3.2.1.4 Terms of Service

~~No task force will be in existence for longer than six months without specific Board approval. At the time of an ad hoc task force creation, the Board will designate a term no longer than six months within which the task force is to discharge its duties. At the time the Board creates an ad hoc task force, the Board will designate a term within which the task force is to discharge its duties.~~ Should the purpose for which the task force is created be satisfied before the term designated by the Board, the task force will dissolve automatically. The Board retains the authority to dissolve a task force at any time before expiration of its terms by majority vote at a regular meeting of the Board.

§3.2.1.5 Administrative Matters

At the time of creation, the Board will, by majority vote, determine the process for reporting, which may include reporting through an established Board committee or directly to the full Board.

The Board may specify the form of the task force’s final product such as an oral or written report. During the term of any task force, the Board reserves the right to remove any members of the task force, to give any further instruction to the task force, or to clarify any prior direction or instruction to the task force. At the time of task force creation, the Chair of the Board will designate the ad hoc task force chairperson from among the members appointed to the Board.

§3.2.1.6 Compensation

Members appointed to the ad hoc task force will receive compensation consistent with the statutory requirements and monthly limits imposed on Board member compensation.

§3.2.1.7 Staff Support

Consistent with other priorities of the District, the General Manager will make every effort to provide adequate staff support to the “established task force.”

RESOLUTION NO. 2024-01-005

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

January 8, 2024

AMEND AND RESTATE TITLE III OF THE ADMINISTRATIVE CODE FOR THE SACRAMENTO REGIONAL TRANSIT DISTRICT BOARD'S RULES OF PROCEDURE

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

THAT, Resolution No. 2023-11-109 is hereby repealed and restated to amend SacRT's Title III of the Administrative Code as set out in the attached Exhibit 1, effective January 9, 2024.

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary

TITLE III – RULES OF PROCEDURE

CHAPTER 1

BOARD RULES

Article I

Meetings

§3.1.1.1 Regular Meetings

At least once during each calendar year, the Sacramento Regional Transit District (SacRT) Board of Directors, hereinafter referred to as “Board,” will adopt a resolution setting forth its regular meeting schedule for the 12-month calendar period following the month and year in which the resolution is adopted. The resolution establishing the Board’s regular meeting schedule will state the date for each regular meeting, and the time or place for each regular meeting. Unless otherwise specified in the resolution establishing the Board’s regular meeting schedule, the Board will conduct its regular meetings at Sacramento Regional Transit’s Administrative Offices. The Board Agenda will include the physical address of the location where the Board meeting will be held. Whenever a regular meeting falls on a legal holiday, the meeting will be re-designated by the Board at its regular meeting immediately prior to the holiday. If, for any other reason, the Board decides to change the date and/or time of a regular meeting, the meeting will be designated by the Board at its regular meeting immediately prior to the meeting for which the date was changed. Absent the designation, any meeting other than the next regularly scheduled meeting, will be called and noticed as a special meeting. Legal holiday, as used above, will mean those days defined as legal holidays in *Government Code* Sections 6700 and 6701.

§3.1.1.2 Special Meetings

A special meeting may be called at any time by the Chair, or by a majority of the members of the Board, by delivering personally, by email, or by mail, written notice to each member of the Board and to each local newspaper of general circulation, radio, or television station requesting notice in writing. The notice must be delivered and received at least 24 hours before the time of the meeting. The call and notice will specify the time and place of the special meeting and the business to be transacted. No business other than as specified in the notice will be considered at the meeting. The written notice need not be given to any member who, at or prior to the time the meeting convenes, files a written waiver of notice with the Secretary of the District. The waiver may be given by regular mail, telegram, or email. Any defect in the notice procedure will be deemed cured by actual attendance of the member at the meeting (*Government Code* Section 54956).

§3.1.1.3 Adjournment of Meeting

The Board may adjourn any regular, adjourned regular, special or adjourned special meeting to a time and place specified in the order of adjournment. Less than a quorum may so adjourn from time to time. Notice of adjournment of a duly called special meeting at which less than a quorum is present will be given in the same manner as notice of the original meeting. If all members are absent from any regular or adjourned regular meeting, the Secretary of the District may declare the meeting adjourned to a stated time and place and they will cause a written notice of the adjournment to be given in the same manner as provided in these rules for special meetings. In the case of all adjournments, a copy of the order or notice of adjournment will be conspicuously posted on or near the door of the place where the meeting was held, within 24 hours after the time of adjournment. When an order of adjournment of any meeting fails to state the time at which the adjourned meeting is to be held, it will be held at the time specified for regular meetings. (*Government Code* Section 54955)

§3.1.1.4 Session

The Chair will take the chair and call the Board to order. In the absence of the Chair and Vice-Chair, the Secretary will call the meeting to order, whereupon the members present, by an order entered in the minutes, will select one of the members to act as Chair pro tem, who while so acting, will have all of the authority of the Chair. Upon the arrival of the Chair or Vice-Chair, the Chair pro tem will relinquish the chair upon the conclusion of the business immediately before the Board. Notwithstanding the foregoing, if the presiding Chair, Vice-Chair or Chair pro tem is called from the chair for a short period during a meeting to which they will return, they may appoint a member of the Board to preside until they return without interrupting the proceeding for the purpose of electing a Chair *pro tem*.

§3.1.1.5 Roll Call

Before proceeding with the business of the District, the roll of the members will be called by the Secretary and the names of those present will be entered into the minutes. The Secretary will announce if a quorum exists.

§3.1.1.6 Quorum

A quorum for the transaction of any business exists when sufficient members of the Board or their alternates are present to cast a Majority Vote of the full Board.

§3.1.1.7 Minutes

The Secretary will furnish each Board member with a copy of the minutes of each meeting with the agenda for the following meeting; the minutes may take the form of an Action Summary.

§3.1.1.8 Approval of Minutes

The minutes may be approved without reading unless the reading is requested by a member. A copy of the approved minutes of each meeting will be inserted in the District's Minute Book.

§3.1.1.9 Meetings to be Open to the Public

All meetings of the District and its committees will be open to the public unless the subject matter is a proper one for closed session. All meetings will comply with the provisions of the Ralph M. Brown Act. (*Government Code* Sections 54950 et seq.)

§3.1.1.10 Vote

The vote upon an action item will either be "aye," "yes", "no," or "abstain" pursuant to roll call or voice vote, which vote may be cast by means of an electronic device. The number of votes cast "aye," "no," or "abstain" will be tallied according to the number of members of the Board or their alternate who voted and will be so recorded. If a member of the Board abstains from voting on an action item, that member's vote will not be counted as either an "aye," or a "yes" or a "no." Each ordinance or resolution will be in written or printed form. A member of the Board appointed pursuant to *Public Utilities Code* Section 102100.2, 102100.3 and 102100.5 subject to 102100.4 and 102100.7, may vote on any business coming before the Board.

§3.1.1.11 Voting by Alternates

A person who is serving as an alternate for an absent member of the Board will notify the Chair and the Clerk to the Board at the beginning of a meeting, or at the earliest practical opportunity thereafter and before voting, that they are serving as an alternate for a primary member. An alternate will state the name of the member of the Board for whom they are serving as an alternate. The Clerk of the Board will confirm whether SacRT has received official notification from the applicable Voting Entity regarding the alternate's authority to serve as an alternate and the name of the member of the Board for whom they may serve as an alternate. If the Clerk to the Board confirms the alternate's voting eligibility, the Clerk to the Board will so advise the Chair and the alternate may vote on any business coming before the Board at that meeting while the primary member for whom he or she is serving as an alternate is absent. An alternate will have the same vote that the primary member for whom they are serving as an alternate. The Clerk to the Board will record in the minutes the time at which an alternate was recognized to be serving for an absent primary member.

§3.1.1.12 Continuing Body

The Board will be a continuing body and no measure pending before it will be abated or discontinued by reason of the expiration of the term of office or removal of a member of the Board.

§3.1.1.13 Discussion Only Through Chair; Limitation of Discussion; Disqualification of Members

Persons in attendance may address the Board or member thereof only through the Chair. Members of the Board may address one another or persons in attendance only through the Chair.

Except as otherwise provided, discussion on any particular meeting either by a Board member or by any person in attendance may be limited, at the discretion of the Chair, to the time as the Chair may find to be reasonable under the circumstances provided that any decisions of the Chair to limit discussion may be overruled by a majority of the Board.

Any member who is legally disqualified from participating in District action on any particular matter will, as soon as the matter is reached on the agenda, disclose their disqualification and the reason for it and will take no part in the discussion, debate or vote on the matter. If the disqualification is not known to them at the time the matter is reached on the agenda, they will make the disclosure as soon as their disqualification is known to them.

§3.1.1.14 Closed Session

Closed sessions will be held only on those matters which the Ralph M. Brown Act (*Government Code* Section 54950, et seq.) and court decisions recognize as proper matters to be held in closed session. These include, but may not be limited to, the following matters:

- A. To meet with District's legal counsel regarding anticipated and/or pending litigation
- B. To meet with District's designated representative regarding real property negotiations regarding price and/or terms of payment.
- C. To consider the appointment, employment, discipline or dismissal of an officer or employee, or to hear complaints and charges against the officer or employee. At least 24 hours prior to the closed session, the District will deliver written notice to the officer or employee that he or she has the right to have the hearing made public. This section will not be construed as granting anyone the right to a hearing they do not already have by virtue of some other authority.
- D. To perform an employee performance evaluation of any employee or officer that reports directly to the Board of Directors.
- E. To meet with District's designated representatives regarding salaries, salary schedules, or compensation paid in the form of fringe benefits of its represented and unrepresented employees.
- F. To consider any matter affecting the national security.
- G. To meet with the Attorney General, District Attorney, Sheriff, or Chief of Police or other authorized representatives on matters posing a threat to the security of District buildings, public services or facilities.

§3.1.1.15 Time, Rules, and Agenda of Closed Session

A closed session will be held only during a regular or special meeting, in full compliance with these Rules of Procedure, and in accordance with the disclosure provisions of the Ralph M. Brown Act. As applicable, disclosure on the agenda under the topic “Closed Session” will be substantially as follows:

- A. “CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Smith v. SacRT Pursuant to *Gov. Code* Section 54956.9(a)” (for filed claims against the District and litigation)
- B. “CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Significant exposure to litigation pursuant to *Gov. Code* Section 54956.9(b)” includes facts and circumstances upon which closed session is based and which are known to potential plaintiffs unless same will be announced prior to closed session (for significant exposure of litigation against the District).
- C. “CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Pursuant to *Gov. Code* Section 54956.9(b)(2) to decide whether facts and circumstances warrant closed session under *Gov. Code* Section 54956.9(b)(1)”
- D. “CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: Pursuant to *Gov. Code* Section 54956.9(c) based on existing facts and circumstances, the District has decided or is deciding whether to initiate litigation.”
- E. “CONFERENCE WITH REAL PROPERTY NEGOTIATOR: Pursuant to *Gov. Code* Section 54956.8: Property: (specify street address or assessor parcel number of the real property under negotiation)
Negotiating parties: (specify name of party – not agent)
Negotiation: (specify whether authority to negotiator will concern price, term of payment or both)”
- F. “PUBLIC EMPLOYEE APPOINTMENT
Pursuant to *Gov. Code* Section 54957
Title: (specify description of position to be filled)”
- G. “PUBLIC EMPLOYMENT
Pursuant to *Gov. Code* Section 54957
Title: (specify description of position to be filled)”
- H. “PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to *Gov. Code* Section 54957
Title: (specify position or title of employee being reviewed)”
- I. “PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Pursuant to *Gov. Code* Section 54957”
(no additional information is required)
- J. “CONFERENCE WITH LABOR NEGOTIATOR
Pursuant to *Gov. Code* Section 54957.6
District Negotiator: (specify name)
Employee Organization: (specify name of organization representing employee)
OR

Unrepresented Employee: (specify position or title of unrepresented employee who is the subject of negotiations)”

When a closed session is the only reason for calling a special meeting, the call will specify the time and place of the special meeting, the business to be transacted, and the disclosure as is required under the Ralph M. Brown Act. If the session is for a personnel matter, the officer or employee involved must be notified of the nature of the session and in what way it applies to them.

§3.1.1.16 Closed Session Action

The Chair will report at the Board meeting during which the closed session is held any action taken and the roll call vote thereon to the extent and in the manner required by the *Government Code* Section 54957.1.

Article II

Officers

§3.1.2.1 Chair

The Chair may move, second and debate from the chair, subject only to the limitations of debate as are by these Rules imposed on all members, and will not be deprived of the rights or privileges of a member by reason of his or her occupying the chair. In an action to adopt a motion, resolution or ordinance, the Chair will vote after all other members present have cast their vote.

§3.1.2.2 Chair Responsibilities

The Chair will preside and preserve order at all regular meetings, special meetings and hearings of the Board. The Chair will state every question coming before the Board, announce the decision of the Board on all subjects and decide all questions of order without debate, subject, however, to an appeal by a member of the Board. The Chair will sign all Board resolutions and all minutes of the Board meetings or hearings which they have witnessed being adopted or approved.

§3.1.2.3 Vice-Chair and Chair Pro Tem Responsibilities

For the purposes of *Public Utilities Code* Section 102104, the Vice-Chair is the Chair *pro tem*; however, if both the Chair and Vice-Chair are absent or are unable to act, the members present, by an order entered in the minutes, will select one of their members to act as Chair *pro tem*, who while so acting, will have all of the authority of the Chair.

§3.1.2.4 Secretary

The General Manager/CEO is the Secretary; however, he or she may designate an assistant to assume the powers and duties of Secretary. The Secretary will have the following powers and duties:

- A. Post agendas and sign a declaration of the time and place where each agenda was posted and maintain a file of those declarations with the corporate records.
- B. Attend all meetings and hearing of the Board and keep minutes of the meetings or hearings in the District’s Minute Book.
- C. Attest all resolutions of the Board and the minutes of all meetings or hearings which will have been approved by the Board, and they will have custody of same.
- D. Keep and have custody of all books, records and papers of the District, and certify true copies thereof whenever necessary.
- E. Perform other duties as may be required either by statute, ordinance, resolution or order.
- F. Call the Board to order in absence of the Chair and Vice-Chair.

§3.1.2.5 Elections

Election of any officer of the District will be by nomination, closing of nominations and balloting on nominees. Before the declaration of the result of the vote, a unanimous ballot may be cast for the successful candidate. The Chair and Vice-Chair will be elected or reaffirmed at the first regular meeting in January unless otherwise provided under *Public Utilities Code Section 102104*. Each time the Board elects a new Chair and Vice Chair, the elected Chair and Vice-Chair will then serve for two successive years, unless the Board subsequently votes, at the first regular meeting in January of the year following the election of the new Chair and Vice-Chair, to replace the Chair or Vice-Chair. As required by California Public Utilities Code Section 102104, the Board must vote each January to either affirm the Chair or Vice-Chair for a second year or vote to replace the Chair or Vice-Chair.

§3.1.2.6 Board of Directors

The government of the District is vested in a Board appointed by the Voting Entities. The number of members on the Board will not be less than the number of Voting Entities that are eligible to make appointments to the Board. The exact number of the Board members will be determined in accordance with appointments made by the Voting Entities pursuant to *Public Utilities Code Sections 102100.2, 102100.3, and 102100.5*, subject to the provisions of *Public Utilities Code Sections 102100.4 and 102100.7*. Each Voting Entity may appoint an alternate to serve for an absent primary member in the manner set forth in *Public Utilities Code Section 102100.10*.

§3.1.2.7 Term of Office of Board Members

The term of office of each Board member will be as set forth in *Public Utilities Code Section 102100.1*. The term of office of each Board member appointed pursuant to the *Public Utilities Code Section 102100.3(b)* is subject to termination as provided in *Public Utilities Code Section 102100.4*.

§3.1.2.8 Vacancy

If a vacancy occurs on the Board because of death, resignation, illness or for other reason, the Secretary of the Board will immediately provide written notice to the jurisdiction appointing the individual of the need appoint a replacement. The replacement is to be appointed within 60 days of the transmittal of the notice.

Article III

Order of Board Business

§3.1.3.1 Agenda

The order of business for regular meetings will be as follows:

In open session:

1. Call to order at time specified on Board approved calendar
2. Roll Call
3. Pledge of Allegiance
4. Consent Calendar, including approval of Action Summary
5. Introduction of Special Guests
6. Unfinished Business
7. Public Hearings (unless conducted independently of regular meeting)
8. Public Addresses the Board on Matters not on the Agenda
9. New Business
10. General Manager's Report
11. Reports, Ideas and Questions from Directors, and Communications
12. Continuation of Public Addresses Board on Matters Not on the Agenda (if necessary)
13. Announcement of Closed Session Items.

For anticipated litigation, announcements must include facts and circumstances upon which the closed session is based and which are known to the potential plaintiffs unless set out in the written agenda.

14. Recess to Closed Session.

In closed session:

15. Closed session items.
16. Reconvene to open session.

In open session:

17. Closed Session report, if required.
18. Adjourn.

NOTE: This order of business may be changed after opening of a session, upon order of the Chair with consent of the Board or upon motion of the Board.

§3.1.3.2 Contents of Agenda

The agenda will specify the time and location of the meeting and will contain a brief general description of each item of business to be transacted or discussed at the meeting. The description will be reasonably calculated to adequately inform the public of the general matter or subject matter of each agenda item. Matters will be listed in the order specified in Section 3.1.3.1 above and will contain a notice that is substantially similar to the following notification, but which may be modified from time to time due to modifications in contact information, location of meeting, and information about accessing the meetings virtually:

“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., to account for the time needed to translate speaker’s comment. 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 on that item.

Written public comment submitted to boardcomments@sacrt.com up to 250 words and received by _____ p.m. on the day of the meeting will be provided to the Board and will become part of public record upon submission to the Board.

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 or less 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 in 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 posted by the front door of Sacramento Regional Transit’s building located at _____ and is posted on the SacRT website.

This meeting of the Sacramento Regional Transit District will be cablecast on Metro Cable 14, the local government affairs channel on Comcast, Consolidated Communications and AT&T U-Verse cable systems. This meeting is closed captioned and webcast at metro14live.saccounty.gov. The meeting will replay _____ and _____ on Channel 14. The meeting can also be viewed at youtube.com/metrocable14.

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 916-557-4686 _____ 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, and are available for public inspection at its Administrative Offices.”

§3.1.3.3 Consent Calendar

The Consent Calendar will consist of matters requiring Board action of either a routine nature or on which staff comment is not appropriate or necessary, or which have previously been discussed and appear on the Agenda for final action only.

The Chair may authorize those items to be listed on the Consent Calendar agenda. All items listed under the Consent Calendar, excepting those individual items which the Chair reserves for separate consideration at the request of any Board member, may be acted upon by a single motion.

§3.1.3.4 Agenda Preparation, Delivery and Posting

A written agenda for each meeting will be prepared, delivered and posted as follows:

- A. A written agenda, together with all supporting documents, of the business of each regular meeting will be prepared by the Secretary and delivered to the Board members, District Counsel and persons who request notice at least three (3) days before the meeting. The purpose of the agenda is to give Board members at least two (2) days' notice of all business coming before them. Notice of regular meetings without supporting documents will be mailed at least one week (seven (7) days) before the meeting to any owner of property located within the District who has filed a written request for the notice with the Secretary. In the case of special meetings which may be called less than seven (7) days in advance of the meeting date, the requesting property owner will receive the notice as soon as may be practical under the circumstances.
- B. The written agenda for each regular meeting and for every meeting continued for more than five (5) calendar days will be posted at least 72 hours before the meeting is scheduled to begin. The written agenda for every special meeting will be posted at least 24 hours before the special meeting is scheduled to begin. The agenda will be posted in a location that is freely accessible to members of the public.

§3.1.3.5 Submission of Materials for Agenda

Material intended for placement on the agenda for a regular meeting will be delivered to the Secretary before the deadline for posting the meeting agenda. Members of the Board may submit items for inclusion on a future agenda by orally making the request to the Chair under Reports, Ideas and Questions from Directors, and Communications. The General Manager/CEO and the General Counsel may also submit items for inclusion on a future agenda.

§3.1.3.6 Matters Requiring Board Action

A matter requiring Board action must be listed on the posted agenda before the Board may act upon it. The Board may take action on items of business not appearing on the posted agenda under any of the following conditions:

- A. Upon a determination by at least a Majority Vote of the full Board that an emergency situation exists as defined in Section 54956.5 of the *Government Code*.
- B. Upon a determination by at least a Two-Thirds Vote of the Board, or if the members

and/or their alternates present do not have sufficient votes to cast at least a Two-Thirds Vote of the Board, a unanimous vote of all those members of the Board or their alternates who are present, that there is an immediate need to take action, and the need for action came to the District's attention after the agenda was posted.

- C. The item was properly posted for a prior meeting of the Board of Directors occurring not more than five (5) calendar days prior to the date action is taken on the item, and at the prior meeting the item was continued to the meeting at which action is being taken.
- D. By directing the General Manager to place an item of business for discussion and/or action on a subsequent agenda.

§3.1.3.7 Access to Public Records Distributed at Meeting

Writings which are public records and which are distributed during a meeting will be made available for public inspection at the meeting if prepared by the District or a member of its Board, or after the meeting if prepared by some other person.

Article IV

Hearing

§3.1.4.1 Opening of Hearing

A hearing will be deemed open when the Chair announces the item for which a hearing has been set.

§3.1.4.2 Order of Hearing

Consideration of a matter regularly set for hearing before the Board will proceed in the following order:

1. Chair announces item.
2. Staff makes presentation.
3. Proponents address Board.
4. Secretary reads communication from proponent (unless same has been read by one of the speakers).
5. Opponents address Board.
6. Secretary reads communication from opponent (unless same has been read by one of the speakers).
7. Rebuttals, if applicable. (Proponents first and opponents last.)
8. Public Comment.
9. Questions by the Board.
10. Discussion by the Board.
11. Board action as appropriate.

§3.1.4.3 Speaking Restriction

Each person appearing at a hearing before the Board will be limited to 3 minutes in his or her initial presentation. If they desire further time, they may request same before

returning to their seat, in which event, the Chair may, at their discretion, permit further remarks either before or after all other speakers on their side have been heard and before proceeding to the next order in the hearing. Any person addressing the Board may submit written statements, petitions or other documents to complement their presentation. A person appearing in rebuttal will be limited to 2 minutes.

§3.1.4.4 Close of Hearing

Unless a hearing is continued as provided under Section 3.1.4.5, a hearing will be deemed closed when the Chair announces the next agenda item following that hearing or adjourns the meeting, whichever occurs first.

§3.1.4.5 Continuation of Hearings

Subject to the requirements of law, a hearing may be continued by the Board from time to time. In continuing the hearing, the Board will specify the time and place of the continued hearing.

§3.1.4.6 Continuation of Deliberations

Subject to the requirements of law, the Board may take under submission for a reasonable period of time any matter which has been heard before it and may for this purpose continue its deliberations on the matter from time to time. In continuing the deliberations, the Board will specify the time and place of the continued deliberations.

§3.1.4.7 Decorum

While the Board is in session the members must preserve order and decorum, and a member will neither by conversation, or otherwise, delay or interrupt the proceedings or the peace of the Board nor disturb any member while speaking, nor refuses to obey the orders of the Board or its presiding officer.

Article V

Persons Addressing the Board

§3.1.5.1 Addressing Board

The regular time for the public to address the Board will be when the Chair in due orders of business invites them to do so. At other times, permission to address the Board will be at its discretion. A person desiring to address the Board will be requested to give their name, address and group affiliation, if any, to the Secretary for the record before addressing the Chair.

§3.1.5.2 Impertinence

Any person making personal, impertinent or disrespectful remarks while addressing the Board may be barred by the Chair from further appearance before the Board at that meeting or hearing, unless permission to continue be granted by an affirmative vote of the Board as provided in Section 3.1.7.8.

Article VI

Members

§3.1.6.1 Synopsis in Minutes

Secretary will prepare minutes in the form of an action summary; however, during the consideration of a particular matter, a Board member may make a request that the minutes contain a synopsis of the discussion or deliberation of any question coming before the Board or the greater level of detail as may be requested.

§3.1.6.2 Speaking Privileges

Any member desiring to speak will address the Chair and upon recognition by the Chair will confine themselves to the question under debate, avoiding all personalities and disrespectful language.

§3.1.6.3 Speaking Interruption

A member will not be interrupted when speaking unless it be to call them to order, for the purpose of explanation, or to permit solicited responses. If a member, while speaking, is called to order, they will cease speaking and resume their seat until the question of order is determined, when, if permitted, they may proceed.

§3.1.6.4 Debate Closing

The member moving the adoption of an ordinance, resolution or motion will have the privilege of closing the debate.

§3.1.6.5 Motion Reconsideration

A motion to reconsider any action taken by the Board may be made only on the day the action was taken, either during the same session or at an adjourned session thereof. The motion must be made by a member on the prevailing side and seconded by any member. The motion, which may be made at any time during the meeting, has precedence over all other motions except a motion to adjourn. The motion to reconsider is debatable unless the action to be reconsidered is undebatable.

§3.1.7.1 Action

Motions and resolutions, unless laid over by a majority vote of the Board, may be acted upon the day of introduction or presentation. No continuance will be granted if the effect of the continuance is to render a subsequent vote on the issue meaningless.

§3.1.7.2 Ordinances

The usual course of procedure with an ordinance will be to lay it over for one meeting from the date of introduction or presentation, before calling it up for action, and to have the Secretary furnish a copy of each ordinance introduced, or presented, to each member of the Board as soon as possible after its introduction. The enacting clause of the

ordinance will be as follows: “The Board of Directors of Sacramento Regional Transit District do ordain as follows:”

§3.1.7.3 Ordinance Effective Date

No ordinance will become effective until 30 days from and after the date of its final passage, except:

- A. An ordinance calling or otherwise relating to an election.
- B. An ordinance for the immediate preservation of the public health, peace and safety, which contains a declaration of, and the facts constituting its urgency, and is passed by an affirmative vote of the Board as provided in Section 3.1.7.8.
- C. Other ordinances governed by particular provisions of state law prescribing the manner of their passage and adoption.

§3.1.7.4 Votes, Signature and Attestation

Every ordinance and resolution will be signed by the Chair/Chair *pro tem* (depending upon who presided at the meeting of enactment) and attested by the Secretary. The votes cast on an ordinance will be entered on the face of the ordinance by recording the vote cast by each present member or their alternate as either “aye,” “yes,” “no,” or “abstain,” and the total number of votes cast by all members voting “aye,” “yes,” “no,” or “abstain.”

§3.1.7.5 Ordinance Publication

The following directive will be included in each ordinance of a general nature. “The District Secretary is hereby directed to publish this ordinance in full within 15 days after adoption.” Before the expiration of 15 days after passage of an ordinance, it will be published once, with the names of the members voting for or against it, in a newspaper of general circulation published in the District or on the District’s website as authorized under *Public Utilities Code* Section 102107.

§3.1.7.6 Codification

Ordinances and resolutions may be codified in the manner established for counties pursuant to *Government Code* Sections 25126-25130.

§3.1.7.7 Effect of Motion

Motions will be considered an act of the District and carry the same weight as a resolution.

§3.1.7.8 Allocation of Votes

Each member of the Board will have one vote. A majority of the members of the full Board will constitute a quorum. All official acts of the Board will require: (a) the affirmative vote of a majority of all the members of the Board (both present and not present), (b) a higher threshold where required by applicable law (e.g., 4/5ths vote for emergency declaration or two-thirds vote for a resolution of necessity); and (c) for termination of the employment contract of the General Manager/CEO, a 4/5th affirmative vote of the total Board (both present and not present).

ARTICLE VIII

Committees

§3.1.8.1 Appointment

The Chair will appoint all standing and special (ad hoc) committees.

§3.1.8.2 Standing Committee Meetings

All the provisions of these rules with respect to notice of a special meeting, including written notice to the press, will apply to the meeting of a Standing Committee whether or not the committee is made up of more than a quorum of the Board.

§3.1.8.3 Ad Hoc Committee Meeting

It will be the policy of the Board that meetings of Ad Hoc Committees will be open to the public, except for meetings which would be eligible for closed sessions under the Brown Act. If less than a quorum of the Board is appointed to serve on an Ad Hoc Committee, no notice need be given other than the posting of a notice of the time and place of the committee meetings on a publicly accessible bulletin board at the administrative offices of the District.

ARTICLE IX

Rules

§3.1.9.1 Amendment

Any rule may be altered, amended or annulled at any time by an affirmative vote of the Board as provided in Section 3.1.7.8, provided a week's notice of the change is given to each board member.

§3.1.9.2 Suspension

Any rule may be temporarily suspended by an affirmative vote of the Board as provided in Section 3.1.7.8.

§3.1.9.3 Robert's Rules

All rules of order not herein provided for will be determined in accordance with "Robert's Rules of Order."

§3.1.9.4 Copies – District Rules

The Secretary will furnish each member one or more copies of these Rules and provide a supply for public purposes.

ARTICLE X

Definitions

§3.1.10.1 Majority Vote of the Board

“Majority Vote of the Board” means the affirmative vote by 50% plus one member of the full Board cast either by the seated member or their alternate.

§3.1.10.2 Two-Thirds Vote of the Board

“Two-Thirds Vote of the Board” means the affirmative vote by at least two-thirds of the members of the full Board cast either by the seated member or their alternate.

§3.1.10.3 Voting Entity

“Voting Entity” and “Voting Entities” have the meaning set forth in *Public Utilities Code* Section 102027.

CHAPTER 2

PUBLIC TASK FORCE

ARTICLE I

Appointment

§3.2.1.1 Board Appointment

If the Board determines that public advice and participation is desired on specific issues, the Board may seek advice from knowledgeable persons on those issues by appointing an ad hoc task force in accordance with the procedures set forth in this Chapter. The determination to establish the task force will be made by resolution which will spell out the task and issue with which the task force is to be charged.

§3.2.1.2 Task Force Makeup

Upon a determination to establish an ad hoc task force, the Board will accept nominees from Board members, staff, community organizations and elected officials. From the names submitted, the Chair will select not to exceed nine persons for membership on the ad hoc task force. The task force will come into being upon a motion duly passed by the Board of Directors and entered into the minutes approving the members nominated by the Chair or names that the Board has added or substituted therefor. The Board may appoint up to three members of the Board to any task force so long as (i) the total number of persons on the task force does not exceed nine and (ii) those members of the Board who are appointed to the task force have a combined total votes of less than a Majority Vote of the Board. Should members of a task force serve on any other local agency, public commission, board or council, no more members than a quorum-less-one of any single board will serve on the task force. The ad hoc task force will not constitute an advisory commission authorized by *Public Utility Code* Sections 102140 through 102142.

§3.2.1.3 **Restrictions on Task Force Membership**

The task force will consist of not more than nine persons. If the Board establishes successive task forces, membership on succeeding task forces will not include members who have served upon the immediately preceding task force. In the event the Board establishes more than one task force at a time, no more than two members on any one task force may serve on the other task force simultaneously. Further, the restrictions upon membership set forth in Section 3.2.1.2, *supra*, will not be violated when membership is determined.

§3.2.1.4 **Terms of Service**

At the time the Board creates an ad hoc task force, the Board will designate a term within which the task force is to discharge its duties. Should the purpose for which the task force is created be satisfied before the term designated by the Board, the task force will dissolve automatically. The Board retains the authority to dissolve a task force at any time before expiration of its terms by majority vote at a regular meeting of the Board.

§3.2.1.5 **Administrative Matters**

At the time of creation, the Board will, by majority vote, determine the process for reporting, which may include reporting through an established Board committee or directly to the full Board.

The Board may specify the form of the task force’s final product such as an oral or written report. During the term of any task force, the Board reserves the right to remove any members of the task force, to give any further instruction to the task force, or to clarify any prior direction or instruction to the task force. At the time of task force creation, the Chair of the Board will designate the ad hoc task force chairperson from among the members appointed to the Board.

§3.2.1.6 **Compensation**

Members appointed to the ad hoc task force will receive compensation consistent with the statutory requirements and monthly limits imposed on Board member compensation.

§3.2.1.7 **Staff Support**

Consistent with other priorities of the District, the General Manager will make every effort to provide adequate staff support to the “established task force.”

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Laura Ham, VP, Planning and Engineering
SUBJ: MOTION TO RECONSIDER BOARD VOTE ON ITEM 7.1 DOS RIOS LIGHT RAIL STATION PROJECT TAKEN NOVEMBER 13, 2023

RECOMMENDATION

Motion to Approve.

RESULT OF RECOMMENDED ACTION

This item contains two separate motions. If the Motion to Reconsider is approved by the Board, then the Board will be asked to rescind the November 13, 2023 vote and approve a motion to direct staff to fully fund the construction of the Dos Rios Light Rail Station Project and move the Project forward as originally planned, meeting Strategic Growth Council (SGC) guidelines.

FISCAL IMPACT

The Project has a current total estimated cost of \$41.8 to \$43M which is included in SacRT's FY 24 Capital Plan. SacRT has a total of \$33.8M in available funding, which includes the confirmed allocation of \$10M in SB125 requested by SacRT and approved by the SACOG Board on December 11th, leaving an estimated funding shortfall of \$8M to \$9.2M.

Prior to the December 11, 2023 SacRT Board of Directors meeting, Vice Chair Rick Jennings provided additional information on options to fill the remaining estimated funding shortfall and status of the Project based on discussion with Senator Angelique Ashby. Senator Ashby has agreed to support SacRT's proposal to request State of California Transit and Intercity Rail Capital Program (TIRCP) Cycle 7 funding, which will be submitted in March 2024. Furthermore, Senator Ashby has agreed to assist SacRT in seeking additional State funding to the extent such funds are available and are deemed necessary to address cost overruns or shortfalls. SacRT staff has also been evaluating and planning to apply for other grant programs that may provide funding for the project, including the U.S. Department of Transportation Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program as potential sources for funding the gap. SacRT staff is continuing to perform value engineering to find cost efficiencies that could lower the estimated project costs.

DISCUSSION

At the SacRT Board's November 13, 2023 meeting, staff presented information regarding the Dos Rios Light Rail Project and informed the Board of the Project's \$19.2M funding gap. At that time, SacRT had secured \$23.8M for the Project, with an estimated cost of \$43M. Staff requested direction from the Board regarding whether to direct capital dollars to fill the gap or to pursue a substitute path forward. The staff report Item 7.1 from November 13th is included in this report as Attachment 1. In that staff report, the Board was presented with three options:

1. Request an allocation of \$10M in SacRT's SB125 funds and use approximately \$9.2M of SacRT's other funds to fully fund the Dos Rios Light Rail Station Project.
2. Direct SacRT staff to allocate a portion of its SB125 and other funds to fund up to ½ of the shortfall of approximately \$19.2M through SacRT's SB125 allocation and continue to seek partnership on the remaining ½ from other partners.
3. Move forward with the substitute project, which includes the implementation of robust bus service, including augmentation of Route 33 and potentially other routes in the Project Area with zero emission buses, frequent service, while continuing to pursue new grant funding for the station in the future.

After significant discussion and public comments, the Board voted to move forward with the substitute project that includes the implementation of increased bus service, including augmentation of Route 33 and potentially other routes in the Project Area with zero emission buses, while continuing to pursue new grant funding for the station in the future.

Since the Board took that action, a number of developments have unfolded prompting Vice Chair Jennings to make a formal request to the Board Chair to have the Board reconsider the motion that was approved at the November 13, 2023 Board meeting, and asking the Board to consider an alternative motion that will allow the Light Rail Station Project to proceed at this time. The Board Chair approved the request to place this item on the Board Agenda for December 11th; however, the Board felt that they did not have enough time or information to fully consider the recent developments at that time and requested that the item be continued to January 2024. Since that meeting, staff has developed a more detailed report, which will provide the Board with the requested additional information to inform their decision.

Motion to Reconsider

Pursuant to Roberts Rule of Order, for the Board to reconsider a vote taken at a previous meeting of the board, two factors must be present. First, the director making the motion must have voted **for** the motion that passed. Second, the motion to reconsider must be prompted because there is new information that, had it been known at the time of the Board meeting, might have affected the vote. In this instance, Director Jennings voted for the motion the Board approved, making him eligible to make a motion to reconsider. Second, there is new information that could influence a different outcome from the vote taken in November.

The following developments have unfolded since the November 13th vote:

1. Deadline Extension and Grant Compliance

Prior to December 1st, SHRA requested from the Strategic Growth Council (SGC) an extension of the deadline for a corrective action plan and path forward for the Project. On December 4, 2023, the SGC responded and granted a two-month extension. In the letter granting an extension, SGC states that alternative projects must meet several criteria including full community support and permanency, which a bus route does not likely meet. The letter states, in part:

“Considering the past month’s events, the Strategic Growth Council (SGC) grants SHRA and project partners the requested 60-day extension to deliver an acceptable budget and a clear path to project completion. SGC recognizes the importance of the Dos Rios Light Rail Station and remains committed to supporting its completion alongside the community. However, as noted in our previous letter, we welcome alternative transportation project proposals in the revised plans, whether solely or in conjunction with the station dependent on the outcome of actions to solve the funding gap. Alternative projects worth incorporating would be those raised by the community and delivering immediate, more permanent improvements and substantially retain the intended transportation benefits to the extent possible (e.g., improved/connecting pedestrian and bicycling infrastructure in the Project Area).”

Community support for the project is critical, as the SGC’s Transformative Climate Communities (TCC) grant program vision is to empower the communities most impacted by pollution to choose their own goals, strategies, and projects to reduce greenhouse gas emissions and local air pollution. The Community has clearly reiterated that the station is and remains their top priority. These letters are included as Attachments 2.1, 2.2, and 2.3.

2. SB125 Funding

As discussed at the November 13, 2023 SacRT Board of Directors meeting, SacRT submitted a request for \$10M in SB125 for the Project. SB 125 (Chapter 54, Statutes of 2023) guides the distribution of \$4 billion in General Fund through the Transit and Intercity Rail Capital Program (TIRCP) on population-based formula to regional transportation planning agencies to fund transit operations or capital improvements. SACOG recommended approval of SacRT’s requested \$10M in SB125 funds to complete the construction of the Dos Rios Light Rail Station at their December 11, 2023 Board meeting. The SACOG Board approved this recommendation, providing an additional \$10M for the Project, for a total of \$33.8M in funding for the Project, and increasing SacRT’s chances of securing additional competitive grants, as further discussed below.

3. Transit and Intercity Rail Capital Program (TIRCP) Cycle 7

To fill the \$9.2M shortfall, Senator Angelique Ashby has agreed to support SacRT's proposal to request State of California TIRCP Cycle 7 grant funding, for which applications will be submitted in March 2024, if those funds are available and needed for the completion of the project. The recently approved \$10M in SB125 funds would be incorporated into matching funds in the grant application, strengthening the project benefit. Additionally, Senator Ashby has agreed to assist SacRT in seeking additional State funding (to the extent such funds are available and are deemed necessary to address cost overruns or shortfalls).

4. Leverage Funding

The SGC's Transformative Climate Communities (TCC) project incorporates more than \$100M in leveraged funding allocated to SHRA projects within the project boundaries, contingent upon the construction of a light rail station at the site. In their most recent communication dated 11/22/23 to the SGC, SHRA highlighted the Project significance as a pivotal component for securing additional funding from various state and federal grant programs. Not completing the Project jeopardizes meeting performance requirements in associated programs, potentially leading to recapture penalties and restrictions on SHRA's future access to funding through these programs.

5. Value Engineering & Cost Reduction

SacRT staff is continuing to perform value engineering to find cost efficiencies that could reduce the overall cost of the Project. Based upon available information at this time, after getting actual costs for third party flagging and further refinement of the project schedule, staff believes there is potential for a cost reduction of about \$1.2M. This leaves a funding gap of approximately \$8M. To address this funding gap, SacRT is applying for various state and federal discretionary grant programs, as outlined in section 6 below. Grantors are interested in projects seeking last-dollar financing because it ensures that their funds are the final piece of financial support needed to make the Project viable.

The contingency on the total \$43M project is approximately 19%, which was based upon the significant risks due to soil contamination and the site being on a SacRT active operating rail line. Once SacRT receives the construction bids, which were released on December 18, 2023, staff will reevaluate the contingency required for the remaining project line items. It is industry practice that contingency be applied to the construction portion of the project as risks are mitigated. Staff is optimistic that the contingency could potentially be reduced by up to \$2.5 million, as some of the initial estimates are solidified.

If SacRT is not able to obtain all the estimated \$8 million in additional funds from various grant applications, staff would consider further options to reduce project

costs. Additionally, by that time, SacRT will have construction bid results that may provide valuable insight into necessary reductions to address any funding gap.

It is important to highlight that, as per the SHRA and SacRT Subrecipient Grant Agreement executed in March 2021, SHRA functions as the “lead entity” overseeing project implementation and taking ownership of the site controls at the designated Dos Rios Light Rail Station construction site. Recent assessments have indicated contamination at the site with elevated levels of lead, arsenic, dieldrin, and volatile organic compounds (VOCs), resulting in an approximate 250% escalation in site cleanup costs thus far. Furthermore, there is a potential for additional unknown soil contamination and other environmental concerns, such as buried drums or materials, which could lead to unforeseen increases in project costs. SHRA’s involvement in site cleanup, additional soil handling, and adherence to the Site Management Plan requirements is expected to contribute to these cost escalations. In accordance with the Subrecipient Grant Agreement, SHRA is required to address these additional costs as stipulated in the Agreement.

6. Future Grants

SacRT staff has also been evaluating and planning to apply for other grant programs that are likely to provide additional gap funding for the project, including but not limited to the U.S. Department of Transportation (DOT) Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant, U.S. EPA’s new Environmental and Climate Justice Community Change Grants program (Community Change Grants), and the California State Transportation Agency (CalSTA’s) Transit and Intercity Rail Capital Program (TIRCP) programs. The Dos Rios project is a strong candidate for these grant programs based upon the merit criteria of each grant and the leverage potential of already secured funds; although RAISE is highly competitive, the Project has a higher-than-average ability to be funded under one of these programs. The Project is strong in many critical areas for grant success, which is why it has achieved other grant awards, including mobility and community connectivity, quality of life, safety, environmental sustainability, economic competitiveness and opportunity, state of good repair, partnership, collaboration, and innovation. Specifically, the DOT is looking to award projects under the RAISE Program that proactively address barriers to opportunity, including automobile dependence as a form of barrier and environmental justice, particularly for communities that have experienced decades of underinvestment and are most impacted by climate change, pollution, and environmental hazards. The Project is also a strong contender for the RAISE Program as it meets the project readiness criteria. Preliminary design for the Project was completed in mid-2014 through 2015. Environmental clearance for CEQA was completed in 2017 and NEPA in 2019.

The Dos Rios Project is included in SacRT’s \$1.9 billion FY24 Capital Budget, along with dozens of other high priority projects required for state of good repair, safety, maintenance, and mandated climate goal attainment, such as the transition to a zero-emission fleet, and projects that reduce vehicle miles traveled and

greenhouse gas emissions across our region. SacRT currently uses its formula capital funds as a launchpad to deliver the projects listed in its Capital Improvement Plan. These formula funds are oftentimes not enough to cover the project budget, so they are leveraged with other competitive grants. Funding sources are applied for on a project-by-project basis and the availability of funding is dependent on individual funding programs and grant opportunities. To ensure the Project satisfies previous grant commitments, SacRT may need to apply discretionary dollars as a backstop for Dos Rios, in the event grant funds for the Project are awarded.

The advocacy of Senator Ashby, as well as many other elected officials and community members will further strengthen future grant applications for the Project. The importance of this Project and the ability to secure future grants to backfill SacRT's additional funding commitment must both be considered. Staff strongly believes that recent project developments and grant strategy have minimized the risk of needing to utilize SacRT discretionary funds.

7. Solicitation Preparation and Release

On December 1st, SacRT's General Counsel opined that it would be unethical for SacRT to release the Invitation for Bid (IFB) for a project that does not have sufficient funding and for which there will likely not be a contract awarded. A follow-up opinion from Counsel was issued on December 14th following several new developments that have taken place which makes the feasibility of awarding a contract significantly more likely. The SACOG Board has awarded \$10 million in SB 125 funds for the Project and the Board is in the process of reconsidering the project. Consequently, at this time, it is believed that risks identified have been mitigated to an acceptable level.

Subsequently, staff completed and released the Dos Rios Light Rail Construction solicitation on December 18, 2023, with a current bid due date of February 22, 2024. The Strategic Growth Council has indicated that release of the IFB would be a critical milestone to preserving the TCC funding. The solicitation is subject to cancellation, dependent on the outcome of the Board's reconsideration vote.

Staff Recommendation

Based on the information listed above, including the recommendation of \$10M in SB125 funds approved by the SACOG Board, the strong advocacy of Senator Ashby, multiple grant opportunities that fit the project profile competitively, the extension of the deadline for the corrective action plan, and value engineering opportunities that leave a remaining potential project shortfall of \$8M to \$9.2M for the Dos Rios Light Rail Station Project, staff recommends that the Board take the following action:

1. Motion to Reconsider – Staff recommends that the Board approve Director Jennings' motion to reconsider the Board's November 13, 2023 vote.

2. If the Board approves the Motion to Reconsider, staff recommends that the Board then rescind the motion approved at the November 13, 2023 Board meeting to move forward with a substitute project, that includes the implementation of robust bus service, including augmentation of Route 33 and potentially other routes in the Project Area with zero emission vehicles, frequent service, while continuing to pursue new grant funding for the station in the future and that the Board direct the General Manager/CEO to allocate sufficient funding to fill the budget shortfall and proceed with the construction of the Dos Rios Light Rail Station Project.



STAFF REPORT

DATE: November 13, 2023
TO: Sacramento Regional Transit Board of Directors
FROM: Laura Ham, VP, Planning and Engineering
SUBJ: DOS RIOS LIGHT RAIL STATION

RECOMMENDATION

Motion to Approve.

RESULT OF RECOMMENDED ACTION

Based on the final motion approved by the Board at the meeting, staff will take the appropriate action.

FISCAL IMPACT

The Project has a current total estimated cost of \$43M which is included in the FY 24 Capital Plan, with a current estimated funding shortfall of \$19.2M. The cost breakdown is as follows:

Construction - \$22M
 Contingency and Risk - \$8M
 Administration, Bus Bridge, and Flagging - \$10M
 Construction Site Management - \$3M

It should be noted that the construction-related costs are estimates based on the cost of recent SacRT projects and may still change after the final bids are received.

Staff, in conjunction with a number of external stakeholders, has identified the following available funding sources:

Transformative Climate Communities Grant (TCC) - \$17.6M
 Affordable Housing Sustainable Communities Grant (AHSC) - \$940K
 State Transit Assistance Funds (SacRT) - \$3.2M
 FTA-5307 Funds (SacRT) - \$1M
 Congressional Directed Request (Matsui) - \$1M
 Total \$23.8M

This leaves a funding gap of approximately \$19.2M. To fund this gap, SacRT could potentially allocate funds normally used for local grant match requirements for capital

projects and/or a portion of SacRT's one-time Senate Bill 125 (SB 125) funding, and/or any other funding from other project partners such as City of Sacramento as directed by the Board.

In July 2023, California passed SB 125, which created a new one-time source of transit funding to primarily address the fiscal cliff issues facing many transit agencies and some capital needs that have been growing in recent years for the state's transit operators/agencies. The legislative intent is to maintain baseline operations to avoid service cuts or union-job layoffs.

These programs are administered by the California State Transportation Agency (CalSTA). The funding will be coming directly to the state's Regional Transportation Planning Agencies (RTPAs) with SACOG expected to receive a total of \$238,207,703 across the two programs - \$200.9 million in Transit & Intercity Capital Program (TIRCP) and \$37.3 million in Zero Emission Transit Capital Program (ZETCP). Funding will be made available to public agencies that are eligible to receive TIRCP capital funding that operate or plan for existing or planned rail service (including intercity, commuter, and urban rail) and bus service (including commuter bus, vanpool, and microtransit).

In recognition of the short timeline for providing information to CalSTA, SacRT staff have worked with SACOG staff to request an initial \$10M for the Project in SB 125 funds, pending board direction on this Project. SacRT's intent is to apply the remainder of our SB 125 funding to maintain baseline operations through fiscal year 2026-2027 to cover the operating deficits per the legislatively intended use of these funds. SacRT staff will continue to work with SACOG to ensure SacRT receives an appropriate and equitable portion of SB 125 funds.

DISCUSSION

Project Background:

The Dos Rios Light Rail Station (Project) on the SacRT Blue Line at North 12th Street in the City of Sacramento has been envisioned for many years as a part of the City of Sacramento Transformation Plan and Transit Oriented Development (TOD) Plan for the Twin Rivers-River District. The Project is a partnership between the City of Sacramento, SHRA, and SacRT. The Twin Rivers Redevelopment Zone is in Sacramento's River District, an industrial area that is transforming into a major infill development opportunity area. Since 1990, the City of Sacramento has targeted the River District and the adjacent Railyards for reinvestment and revitalization. The Sacramento Housing and Redevelopment Agency (SHRA) is leading the effort to redevelop the Twin Rivers Housing site. The new Mirasol Village housing offers a total of 427 units for low-income residents with additional market rate units also available. The vision for the historically isolated area includes full connectivity to transit, employment centers, services, retail, and cultural amenities, creating a vibrant gateway to downtown Sacramento. Although SacRT's existing Blue Line light rail route runs directly through the eastern portion of the River District, the nearest stations to the Mirasol Village Housing Complex are Alkali Flat/La Valentina Station, which is more than a half-mile to the south, and Globe Station, which is over a mile to the north across the American River. Access to the Green Line to

Downtown is almost a half-mile to the west. The distance between stations leaves much of the eastern end of the River District effectively isolated from the rest of the city with limited access to the regional transit system.

In 2005, SacRT completed a detailed operational analysis for the Project. SacRT completed an alternative analysis for the Project in August 2006. Preliminary design for the Project was completed in mid-2014 through 2015. Environmental clearance for CEQA was completed in 2017 and NEPA in 2019.

Project Design:

The Project, since its inception in 2005, has presented design challenges. It consists of realigning and constructing 1,400 ft. of track to straighten the tracks through the station, allowing relocation of the turnout further outbound to provide the length required for the platform and to move the platforms out of the city street. The Project also includes replacing and moving the overhead catenary system, constructing the station platform and amenities, and other components.

The current track configuration does not have sufficient room to build a new station and the tracks are on a curve. A station on a curve poses a safety issue since the operator cannot see the entire length of the train and all the doors. Therefore, the tracks must be realigned to provide tangent (straight) track per SacRT Design Criteria. In addition, with the current track alignment, there is only 200' available for a station between Sproule Ave. and the turnout. The current Dos Rios Light Rail Station platform design length required is 352' to accommodate 3-car consist and mini-high ramps on both ends of the platforms. With the current track alignment, the inbound platform would require the take of a city traffic lane, reducing N. 12th Street from 3 to 2 lanes. For the reasons described above, it is essential for the Project to realign and construct 1400 feet of double track.

Project Grant Awards:

In December of 2018, it was announced that the SHRA was the recipient of a \$23M Strategic Growth Council (SGC) Transformative Climate Communities (TCC) grant, with \$17.6M directed to the light rail station project and the remainder directed to the Mirasol Village housing development. SacRT is a subrecipient to SHRA on the TCC grant. The Master Grant Agreement was executed in May 2020 and the SHRA Subrecipient Grant Agreement was executed in March of 2021.

SHRA was also awarded \$18.8 million in Affordable Housing Sustainable Communities (AHSC) funding for housing and transit (2019); SacRT is a subrecipient for \$940,000 of this AHSC funding.

Site Cleanup:

SHRA owns the site where the Dos Rios Light Rail Station will be constructed, known as the "Dos Rios Triangle." The site is part of the larger Sacramento Twin Rivers Development Plan. The currently vacant and structurally undeveloped Site is bounded by North 12th Street, Sproule Avenue, and North 16th Street in Sacramento. Companies previously occupying the Site have conducted salvaging, equipment manufacturing,

refrigeration, wrecking, auto sales, automobile manufacturing and truck repair. Detailed assessment of the site was conducted by SHRA's contractor Tetra Tech, in 2020, 2021 and 2022. The soil was discovered to be contaminated with concentrations of lead, arsenic, dieldrin, and volatile organic compounds (VOCs).

SHRA contracted to Pacific States Environmental Contractors, Inc. in 2022 to complete the response action on the Light Rail Property. Due to levels of contamination, the site outside the Light Rail Station area was revised from residential to commercial-only use for the foreseeable future. The work also included the removal of previously unknown septic tanks and will require placement of a temporary gravel cover to allow access to the Light Rail Station property and use of the site as a staging area for the construction of the Light Rail Station. The contractor completed the response action on the Light Rail Property in 2023, which included soil excavation to remove soils, waste characterization and disposal. The excavated soils were stockpiled and sampled for hazardous waste characterization. Prior to commencement of construction of the Light Rail Station, SHRA's contractor will install a cover over the impacted soils on the remainder of the Site outside of the Light Rail Station Property; this has not yet occurred.

Because lead concentrations remaining in Site soils may exceed the preliminary remedial goal for construction workers a Site Management Plan must be followed to provide guidance to construction activities. Due to soils exceeding hazardous waste criteria along the property line that could not be removed, all workers on the Site require Hazardous Waste and Emergency Response Standard (HAZWOPER) training and must be a certified Contractor. Additional potential environmental concerns include buried drums or other materials that may impact the site. If this occurs, the contractor must notify SHRA. SHRA's site cleanup and requirements of the Site Management Plan have resulted in significant delays and cost increases on the SacRT Project; additional soil handling requirements may further impact bid pricing for potential contractors. Due to several hot spots, the Department of Toxic Substance Control (DTSC) is still reviewing SHRA's closeout report as well as the pending covering of the area outside of the Light Rail Station Property that will be used as a contractor staging area, this site is not yet ready for construction activity, but we expect it will be by the time construction begins.

Project Cost Increases, Final Design, and Bidding Schedule:

The original Strategic Growth Council (SGC) workbook plan anticipated going out to bid in July of 2021, and the final design of the station was completed in early summer of 2021; however, the documents could not be issued for bid until the site remediation was completed. The Site remediation led by SHRA also began in 2021 and was originally anticipated to be completed in 2021 but, as explained in the previous section, the Site cleanup was much more extensive than anticipated, which delayed the release of bid documents and has required extensive revision to the plans to account for the post-remediation site elevations and conditions.

Concurrently, the City of Sacramento proceeded with a separate project to reconstruct portions of N. 12th Street in 2021. The final configuration of the City project required further modifications to the station design and the final bid documents were updated and completed in May 2022.

In August 2022, SacRT awarded a \$3M construction management contract to 4-Leaf. SacRT also updated bid pricing based upon current bids from the Folsom 15-Minute Service Project.

Due to sub-recipient agreement timing, the original planning level project estimate did not include the cost of flagging and bus bridges. Flaggers for work around live track are required by the California Public Utilities Commission (CPUC) and are responsible for public safety and for temporary control of railroad traffic. Flaggers ensure the safety of passengers and workers during construction. This project will be constructed on an active rail line in a city street. This line is SacRT's main artery across the river to the light rail maintenance and storage yard. As this is an active line, passengers will be transported via a shuttle bus (or a bus bridge) in between stations, while the line is under construction. Flagging and bus bridges will be required during the majority of the construction timeline.

SacRT was prepared to go out to bid when final design was completed; however, because SHRA's site soil remediation had taken longer than expected, the bidding was delayed. During SHRA's soil remediation, additional contaminants were discovered and DTSC required multiple additional excavations to remove contaminants and test soil. In addition, as extensive excavation, including the removal of septic tanks, occurred during site remediation, SacRT and SHRA realized that the site would need to be resurveyed, topographical information in the bid documents would need to be updated, and requirements of the site management plan, including constrained contractor staging, specialized training, certifications, and soil handling requirements, would also need to be incorporated in the bid documents. The additional cost to resurvey the site was \$23,185, funded by SacRT.

DTSC issued conditional approval of the site management plan in July of 2023; however, the site was not ready to resurvey and was not ready for construction. As SacRT indicated in its letter to SHRA on August 24, 2023, as soon as the site was ready for SacRT to survey, SacRT planned to mobilize its contractor and proceed immediately. Clearance was provided by SHRA to SacRT for the contractor to resurvey the site on October 9, 2023 and SacRT completed the survey on October 16, 2023, an unprecedented quick turnaround for a resurvey effort. Because of the extent of the changes to the elevations of the site, site mapping and updates to site grades and the bid documents are extensive. The new work order will completely update the 100% Bid Set. Staff anticipates that updated bid documents will be prepared and ready for release no later than December 15, 2023. As of the writing of this staff report, DTSC has not approved the soil remediation Closeout Report and the site is not cleared for construction activities.

SacRT has contracted services to Mark Thomas consulting for design services on this project. SacRT funded design costs on the project to date include:

- \$635,222.23 – Dos Rios Preliminary Engineering
- \$99,617.35 - Dos Rios Preliminary Engineering
- \$31,582.37 – Traction Power Analysis
- \$149,662.99 – Dos Rios Preliminary Engineering
- \$924,914.99 – Dos Rios Final Design
- \$14,818.54 – Dos Rios Final Design
- \$17,177.63 – Dos Rios SMUD Plat and Legals
- \$154,747.15 – Dos Rios Design Phase 3

- \$23,184.97 – Dos Rios Re-Survey
 - \$239,991.44 - Design Support during Bidding and Construction
- Total - \$2,290,919.66**

The 2023 estimated project budget for The Project is \$43M, including risk and contingency. This total is reflective of extensive efforts to identify and apply cost-saving measures. Prior to the most recent estimate, SacRT removed nearly \$7M from the scope, by eliminating a traction power substation and automatic switching system. Staff further went line item by line item to find value engineering opportunities, resulting in a further \$700k reduction in costs, for a total of almost \$8M in reductions from the scope. The current design is the simplest, most feasible, and operable station that satisfies SacRT design and engineering standards and requirements. SacRT has already reduced the cost as much as possible through value engineering.

The overall project costs have increased significantly because of the delays to the project, the cost escalation in the current construction market, soil management requirements, worldwide supply chain issues brought on by the pandemic, inflation and additional SacRT project costs such as flagging and bus bridges.

Project Funding Shortfall, Schedule and Alternative Project:

In early 2023, SHRA and SacRT met with SGC to discuss the project funding shortfall. Various funding options were discussed, and SacRT and SGC appealed to partners, including the City of Sacramento to find another grant or local funding to fill the gap. In February 2023, SacRT applied for \$22M in TIRCP Cycle 6 funds as its top-priority project. SacRT and SHRA also prioritized the project in Congressionally Directed Spending Requests. SacRT was not successful in its request for the Dos Rios Light Rail Station Project in its TIRCP Cycle 6 application but secured a \$5.5M Congressionally Directed Spending Request recommendation from Congresswoman Matsui. The \$5.5M recommendation was reduced to \$1M in the House Transportation Budget. SacRT was notified of the unsuccessful TIRCP application at the end of April 2023, and met with SGC and SHRA in May 2023 to discuss additional options. SacRT requested an extension during that meeting, as well as an additional funding allocation to address the cost escalation on the project. SGC explained that due to the budgetary structure of the TCC program, an additional funding allocation was not possible. Although SacRT and SHRA communicated with SGC over the summer, SGC ultimately notified SHRA on July 31, 2023, that the project was in non-performance status and that SHRA must provide an updated project budget and funding strategy.

SacRT has numerous state of good repair and capital needs and cannot bear the entire financial burden that has been created as a result of this delayed project and the current economic environment for construction. At the staff level, it was proposed that \$10 million in SacRT's funding could possibly be directed to the Project, subject to board approval, and additional time was requested to apply for additional state and federal grant funds. Staff requested an extension for a period of 2 years to allow time to apply for additional funding through various grant cycles. SacRT and SHRA continued to advocate for additional funding with partner agencies and elected officials.

SacRT acknowledged in its correspondence with SHRA and SGC that the previously approved TCC budget did not include administrative costs, flagging, or project management for SacRT, now estimated at \$10M. These costs are regularly included in grant awards, but staff recognizes that it was not part of the original agreement. Therefore, SacRT would need to identify another funding source for the \$10M in project administration, bus bridge and flagging costs, as well as the \$9.2 million in construction costs, for a total of approximately \$19.2 million in required funding. Future rounds of TIRCP, SB1 and RAISE were identified as possible funding sources for the gap, but a project extension would be required.

If an extension was not granted and a supplemental allocation from SGC was not possible, at SHRA's request, SacRT began preparing an alternative transit investment that would ensure that the residents were afforded a transit option. SacRT currently operates Route 33, a "loop" that connects Marisol Village to Alkali Flat Light Rail station along the Blue Line. Transit improvements developed as an alternative to the Dos Rios Light Rail station included an east/west redesign of Route 33 connecting Blue Line, Green Line, Route 11 (Truxel), Mirasol Village, Greyhound, and the Museum of Science and Curiosity, every 30 minutes, seven days a week, including new zero-emission buses. Staff is developing options to provide 30-, 20- or 15-minute frequency on the Route 33 7-days per week as a potential substitute project. Staff also proposed options to improve Route 11 (Truxel), Route 142 (Airport) and the extension of approximately three existing commuter bus routes to the Richards Blvd Office complex. It is important to note that if the TCC funds are spent on the substitute project, operations and maintenance costs may only be covered until the grant expires in June of 2027.

On September 20, 2023, SGC responded to SHRA's August 29 letter with a second non-performance notification, requesting further development of the substitute project and a denial of an extension of the grant term citing that, "TCC does not have authority to administer a grant agreement beyond the current grant term. Grant funds awarded to the TCC SIMPL projects must be liquidated by June 30, 2027 in accordance with SB 101, Budget Act of 2023, Section 2, Item 0650-491... Given the apparent infeasibility of Project #2 ([sic] Dos Rios Light Rail Station Project), we request that SHRA work with SIMPL project partners to prepare a proposed alternative project that would substantially retain the intended transportation benefits and support the community vision for the SIMPL grant and can be feasibly implemented in the grant term."

The letter emphasized that the replacement project should be founded in broad-based community engagement. An amended corrective action plan and draft amendment request are required no later than December 1, 2023. To that end, SHRA has coordinated at least 8 public outreach meetings related to the substitute project. SacRT has participated in these meetings and provided information both on the light rail station project and the potential substitute project. Community members have been unanimous in their continued support for the Dos Rios project and expressed serious concern to hear that the station might not be built. Residents understand that station construction has been delayed, and they provided valuable feedback related to bus routes, connections and circulator services in the neighborhood.

Given the impossibility of an extension of the grant term, options to fill the funding gap and complete the light rail station project by the end of 2026 are limited even further than

previously understood. Immediately following the September 20, 2023 letter from SGC, the issue was raised at the SacRT Board of Directors meeting on September 25, 2023, including a request of project partners, such as the City of Sacramento, to contribute funds to address the deficit. This issue was also discussed at the October 13, 2023 Board meeting. At that time, the Board requested that a meeting be scheduled with the City and County of Sacramento and SHRA to discuss the shortfall. SacRT staff scheduled the requested meeting on November 2, 2023. Senator Ashby and SHRA hosted a replacement meeting on November 2, 2023 to determine a path forward. At that meeting a proposal was put forth that SacRT should consider the use of \$10M in SacRT's SB125 funding, as well as approximately \$9.2M of SacRT's other funds. At the November 2, 2023 meeting, staff committed to bring the proposal to the SacRT Board at the November 13, 2023 meeting. Although the Dos Rios Light Rail station has consistently been a high priority expansion project, SacRT has numerous other unfunded state of good repair and other capital needs. SacRT has a FY24 Capital Budget totaling \$1.9B, with over \$1B in shortfall, including for high priority projects such as the completion of the Light Rail Modernization Project and the state mandated transition to a zero-emission fleet.

The City of Sacramento staff has consistently indicated that there is no City funding available to support the project and this was confirmed by SacRT staff at a meeting with the City of Sacramento and SHRA staff on November 6, 2023. The City of Sacramento also indicated that they would not be able to provide additional support to the project, such as project management support, without reimbursement.

Options and Board Direction:

Staff will present a comprehensive project update at the November 13, 2023 Board of Directors meeting and seek input and direction from the Board on the path forward. Staff continues to prioritize the construction, and each of these options reaffirms SacRT's commitment to build the Dos Rios Light Rail Station Project, but seeks direction from the Board on one of the following options:

1. Request an allocation of \$10M in SacRT's SB125 funds and utilize approximately \$9.2M SacRT's other funds to fully fund the Dos Rios Light Rail Station Project.
2. Direct SacRT's SB125 and other funds to fund up to ½ of the shortfall of approximately \$19.2M through SacRT's SB125 allocation, and continue to seek partnership on the remaining ½ from other partners
3. Move forward with the substitute project, which includes the implementation of robust bus service, including augmentation of Route 33 and potentially other routes in the Project Area with zero emission, frequent service; while continuing to pursue new grant funding for the station in the future.



Dos Rios Light Rail Station Project Briefing

SacRT Board of Directors 11/13/2023

Contents

1. Project Background
2. Cost Reduction Efforts
3. Grant Compliance
4. Funding Strategies
5. Alternatives
6. Board Discussion & Recommendation

Dos Rios Light Rail Station Project Briefing

SacRT Board of Directors 11/13/2023



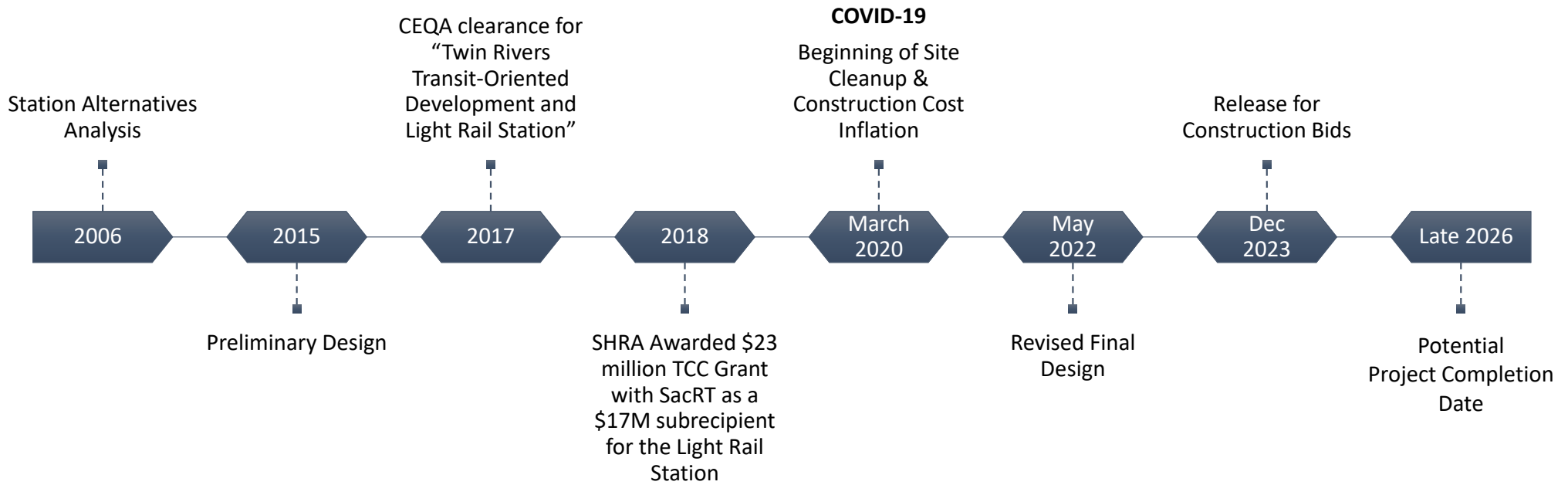


Project Background, Budget and Schedule

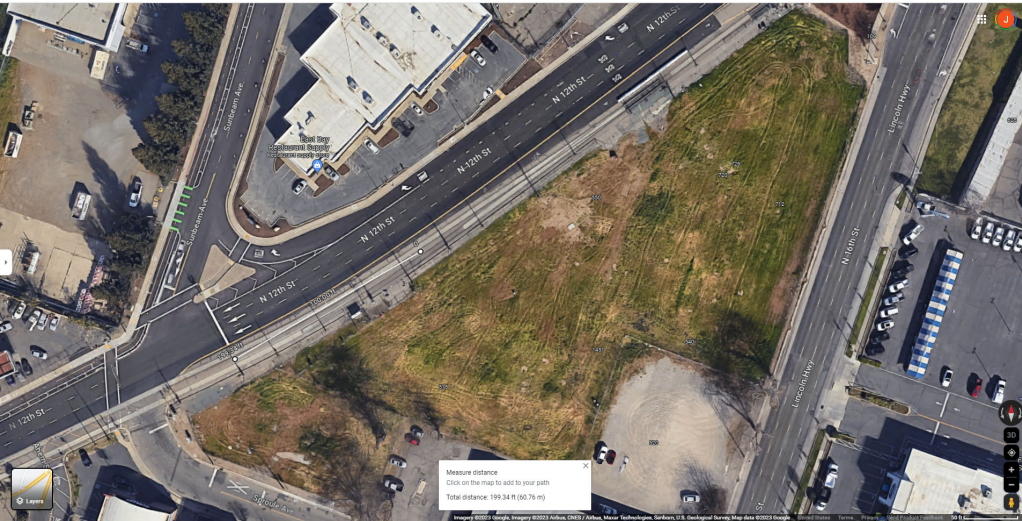
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SACRAMENTO

 **SHRA**
CHANGING LIVES

SACRAMENTO
REGIONAL TRANSIT 
1973-2023



Project Timeline

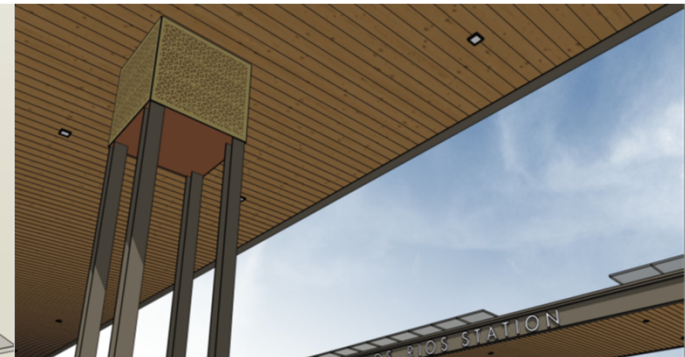
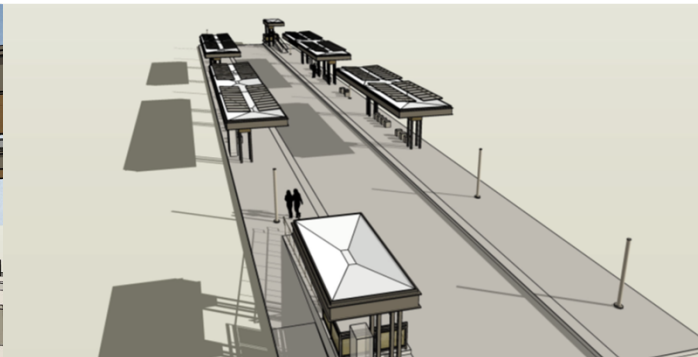
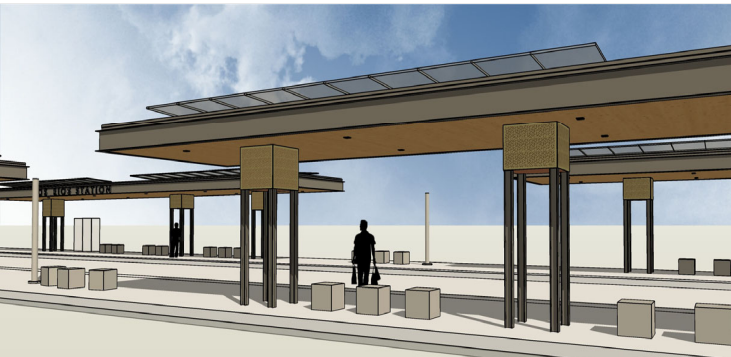


- Realign and construct 1400 feet of track
- Relocate turnout
- Replace overhead catenary
- Shutdown of the system during construction with flaggers & shuttle

- Install signaling and communication system
- Adjacent intersection slope and signal modifications
- Construct station platform
- Install station amenities



Light Rail Station Project Scope



Station Location & Renderings

Project Cost Estimate*
Construction Cost Estimate: \$22M
Contingency & Risk: \$8M
Project Admin, Bus Bridge & Flagging: \$10M
Construction Site Management: \$3M
Fully Burdened Cost Estimate: \$43M

Dos Rios Light Rail Cost Estimate

Can we use existing track?

- Proposed Station location is on existing rail curve
- Constructing 1400 feet of new double track
- 352 feet needed for station platform
- Construction on an active rail line (flagging)
- Construction cost escalation
- Soil clean up delays and site management plan needs

LEGEND:

- EXISTING LIGHT RAIL TRACK ALIGNMENT
- NEW LIGHT RAIL TRACK ALIGNMENT

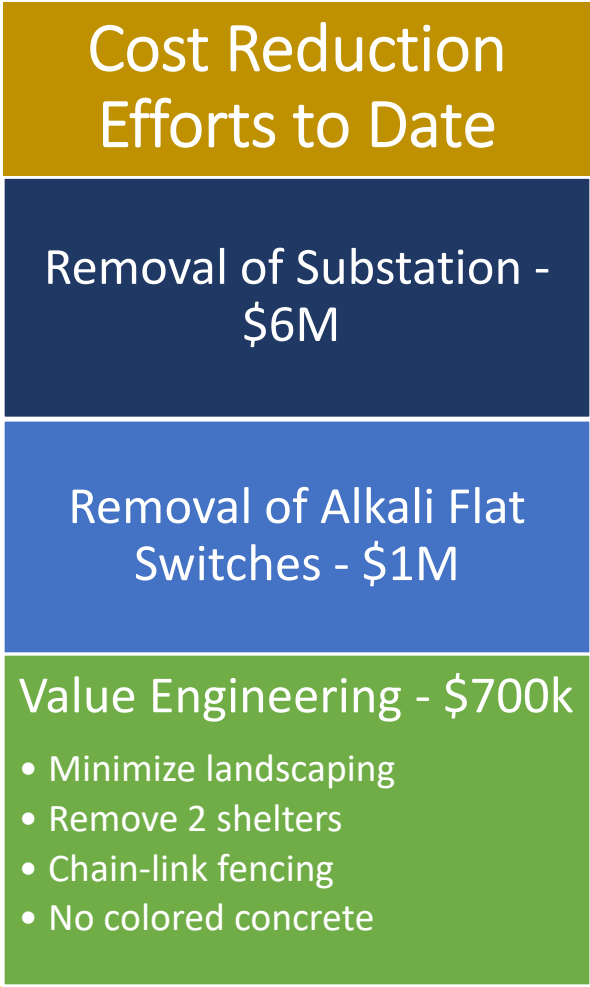
Cost Escalation



- Sacramento Housing and Redevelopment Agency (SHRA) owns the site where the Dos Rios Light Rail Station will be constructed, known as “the triangle” and is the lead for clean-up efforts
- The site is part of the larger development plan for the area, including Mirasol Village housing community and its surrounding River District Neighborhood

- Prior auto-centric and manufacturing activities resulted in contamination at the site contaminated with concentrations of lead, arsenic, dieldrin, volatile organic compounds (VOCs)
- Clean-up has taken much longer than anticipated
- The work included the removal of previously unknown septic tanks
- Requires placement of a temporary gravel cover to allow access to the Light Rail Station property
- The Site Management Plan provides guidance to construction activities, including HAZWOPER training
- Site was cleared for resurvey on 10/9/23
- Delays to site cleanup have increased construction cost
- Site is now resurveyed but not ready for construction

Site Clean Up



Project Cost Estimate*
Construction Cost Estimate: \$22M
Contingency & Risk: \$8M
Project Admin, Bus Bridge & Flagging: \$10M
Construction Site Management: \$3M
Fully Burdened Cost Estimate: \$43M

Contingency/Risk is approximately 18%

Why so much?

- Active rail line
- In street
- Main artery across the river and only access to SacRT Metro Facility

Project Admin, Bus Bridge and Flagging is \$10M

Why so much?

- Flagging is estimated at \$4.7M of this cost
- Required by CPUC for safety
- Active rail line requiring flagging and bus shuttle service

Cost Reduction Efforts

Slide 10

JJO

[@Laura Ham] is the contingency part of the bid packet, or does this allow for some cushion to higher bids?
Example - Construction cost estimate is \$22M, but the bid comes in at \$25M, would that then be covered by the contingency budget and allow us to proceed under the total estimate of \$43M, but reduce our contingency for other unknowns?

Jason Johnson, 2023-11-12T18:02:41.276

- ➔ **The site was not ready**
- ➔ Soil contamination
- ➔ **Professional engineering standards require:**
 - *Completed soil management plan (complete in Aug 2023)*
 - *Accurate topographical information*
 - *Excavation and backfill quantities for bid documents*
- ➔ Soil remediation sitework was primarily completed and a **safe access zone was established on Oct 9, 2023**
- ➔ The site is not cleared for construction activities – this must be complete by contract award
- ➔ Several “*hot spots*” must be cleared by Department of Toxic Substance Control (DTSC)
- ➔ Close out report from DTSC is not yet approved
- ➔ Site resurvey complete Oct 16, 2023
- ➔ Bid document updates underway with target completion Dec 15, 2023
- ➔ **Bids are valid for 90 days – early bidding would result in costly delay claims**

Delays to Release of Bidding

Project Non-Compliance Issues:

- Funding Shortfall - \$19.2M
- Timeline to Secure Funding

Strategies:

- TIRCP Cycle 6 Grant Application \$20.2M – Not Awarded
- Congressionally Directed Spending Request -- \$5.5M (reduced to \$1M)

July 31, 2023, Letter from SGC to SHRA:

- Noticed SHRA of the failed funding plan
- Provided 30 days to provide acceptable budget with secured funding
- Stop work
- No viable funding options at that time

Grant Non-Performance Notification

August 29, 2023, Response letter sent to SGC from SHRA and SacRT:

- Project was delayed due to unforeseen soil remediation requirements
- Delay has impacted costs
- Worked to achieve cost savings and secure funding to close the gap
- Again, requested an extension
- Committed to continue to ready the site for construction
- Committed to pursue future grants
- Began work on the requested substitute project

September 20, 2023, Letter from SGC to SHRA:

- TCC does not have authority to administer a grant agreement beyond the current grant term. Grant funds awarded to the TCC SIMPL projects must be liquidated by June 30, 2027
- Given the apparent infeasibility of the project SGC requested that SHRA work with project partners to prepare a proposed alternative project
- Alternative project was requested by December 1, 2023 including a project justification and narrative, revised detailed budget and workplan

Grant Non-Performance Notification 2



CALIFORNIA STRATEGIC
GROWTH COUNCIL

September 20, 2023

To: Victoria Johnson, Assistant Director of Development, Sacramento Regional Housing Authority (SHRA)

CC: City of Sacramento Mayor Darrell Steinberg, Councilmember Katie Valenzuela (District 4), and Members of the SIMPL Leadership Council

From: Amar Cid, Deputy Director of Community Investments and Planning, CA Strategic Growth Council (SGC)

Re: SHRA's August 29 Response to SGC's Transformative Climate Communities (TCC) July 31 Project #2 Non-Performance Notification

Dear Ms. Johnson,

Thank you for your letter dated August 29, 2023 and continued attention to the Dos Rios Light Rail Station, Transformative Climate Communities (TCC) Sacramento Integrated Multimodal Place-Based Living (SIMPL) Project #2. The Non-Performance Notification dated July 31, 2023, (1) outlined the outstanding funding gap and project completion timeline issues in relation to Project #2 and (2) the determination of non-performance in accordance with the Grant Agreement. As explained in that letter, SGC requested a corrective action plan that establishes an acceptable budget with secured funding to cover the current project budget deficit and a feasible pathway for project completion within the timeframe of SGC's funding authority.

“TCC does not have authority to administer a grant agreement beyond the current grant term. Grant funds awarded to the TCC SIMPL projects must be liquidated by June 30, 2027 in accordance with SB 101, Budget Act of 2023, Section 2, Item 0650-491...**Given the apparent infeasibility of Project #2 ([sic] Dos Rios Light Rail Station Project), we request that SHRA work with SIMPL project partners to prepare a proposed alternative project that would substantially retain the intended transportation benefits** and support the community vision for the SIMPL grant and can be feasibly implemented in the grant term.”

SGC September 20, 2023 Letter to SHRA

- Notified on **September 20, 2023**, of the non-performance letter that SHRA had received from SGC that a substitute project was requested
- The issue was raised the following week at the SacRT Board of Directors meeting (9/25/23)
- The issue was also discussed at the 10/23/23 Board of Directors meeting
 - Meeting was requested by the SacRT Board to discuss the shortfall
 - Staff scheduled a meeting
- **SHRA as the project implementing agency** worked with Senator Ashby and the City of Sacramento to identify funding – new meeting scheduled on 11/2/23
- Full update and briefing on November 13, 2023 to the SacRT Board of Directors
- Diligent in work with stakeholders to identify funding over the past year
- SacRT applies for and secures most of the funding for major capital projects
 - Jurisdictions also contribute to the project cost – example: Streetcar
 - Not a SacRT project alone – a connected community project
 - All stakeholders bear some responsibility

How Did We Get Here?

FUNDING SOURCE	FUNDING TYPE	FUNDING AMOUNT	% TOTAL FUNDING
Project Development (Planning/Design/Permitting)			
Regional Grant Funding (SACOG)	Federal	\$711,000	2.7%
Proposition 1B PTMISEA (SacRT)	State	\$1,570,000	5.9%
CMAQ Grant Funding (SACOG)	Federal	\$5,000,000	18.8%
City of Sacramento (Fund 2031)	Local	\$7,397,142	27.9%
City of West Sacramento (Measure V)	Local	\$11,848,142	44.7%
Project Development Funding Total		\$26,526,284	100%
SSGA Project (Construction)			
FTA Small Starts Grant (2022 Recertification)	Federal	\$50,000,000	37.1%
Additional Small Starts or Other Federal Grant	Federal	\$30,000,000	22.3%
Cap and Trade (TIRCP) *	State	\$30,000,000	22.3%
2 LRT Vehicles	State/Local	\$11,500,000	8.5%
City of West Sacramento (Measure V)	Local	\$13,151,858	9.8%
SSGA Project (Construction) Funding Total		\$134,651,858	100%
Total Project Funding (2029 Dollars)		\$161,178,142	

Downtown Riverfront Streetcar Funding Plan

*Requires Project Update



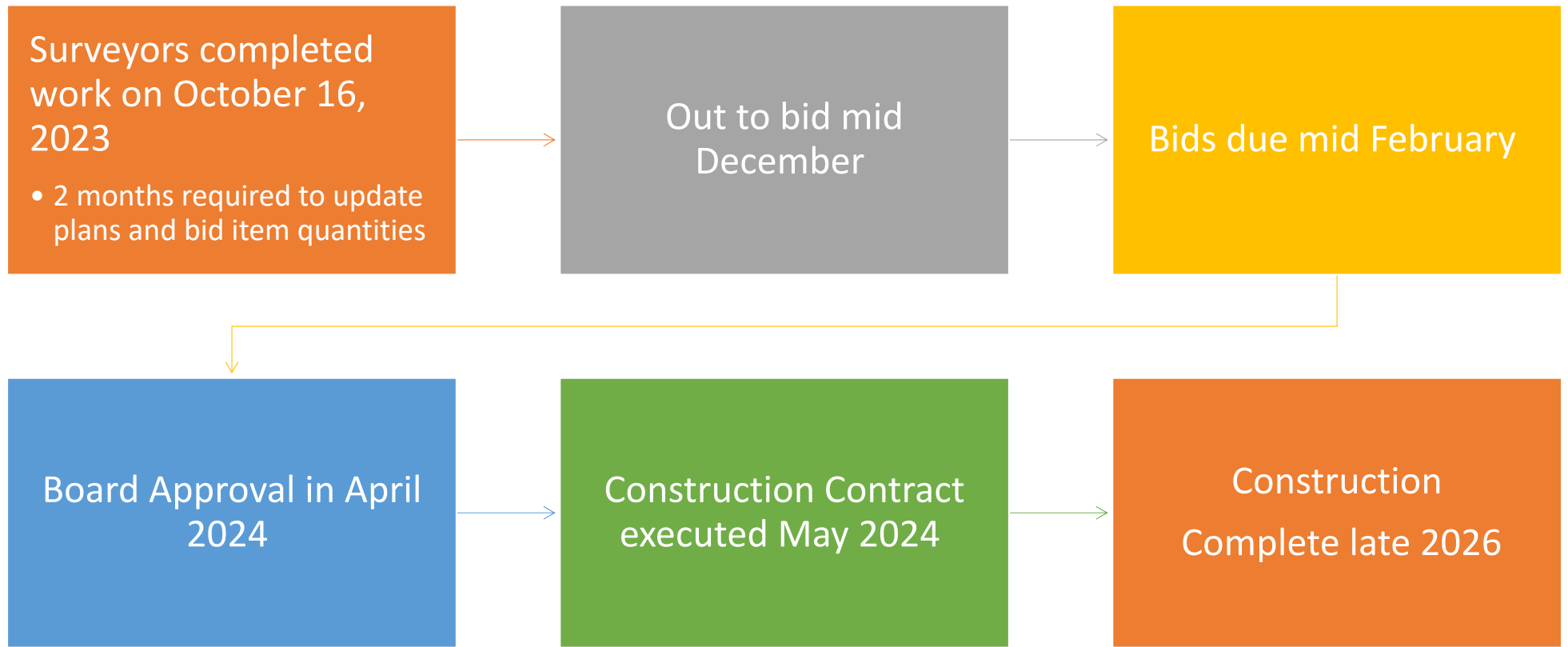
- Appealed to our partners, SHRA and City of Sacramento to find another grant or local funding to fill the gap
- Applied for \$20.2M in the State of CA Transit and Intercity Rail Capital Program (TIRCP)
 - #1 ranking
 - Not awarded
- Prioritized the project in Congressionally Directed Spending Request
 - Secured \$5.5M ask from Congresswoman Matsui
 - Reduced to \$1M in the House Transportation Budget
- Cut \$8M in project scope
- Asked for grant extension and assistance in covering the cost overrun from our partners
- Considered options to absorb some costs with SacRT's funds
- Moved as quickly as possible to prepare the project for bidding

SacRT Efforts to Address the Funding Gap

Consistent Interactions with Strategic Growth Council, SHRA, City of Sacramento and Community Stakeholders

- **Early 2023** – SHRA & SacRT met with SGC to discuss TIRCP Cycle 6 to fund shortfall.
- **April 24th** – Dos Rios project unsuccessful for TIRCP Cycle 6 funding.
- **May – September** – Asked SHRA, City of Sacramento and other jurisdictions to help with the funding shortfall
- **May 23rd** – Meeting with SGC, SacRT requested extension to find additional funding options
- **June 21st** – Congressional earmark appropriation (\$5M reduced to \$1M)
- **June 22nd** – SHRA informed SacRT that SGC was not ready to respond to extension request.
- **July 31st** - SGC sent non-performance letter for Dos Rios and required a funding plan.
- **August 24th** - SacRT responded with request to extend deadline to find additional funding.
- **September 20th** – SGC sent letter stating an extension would not be granted and requested an alternate project proposal by December 1st deadline.
- **September 25th and October 23rd** – Discussion with SacRT Board of Directors
- **Month of October** – SacRT attended 8 community meetings to discuss alternate projects.





Station Project Schedule

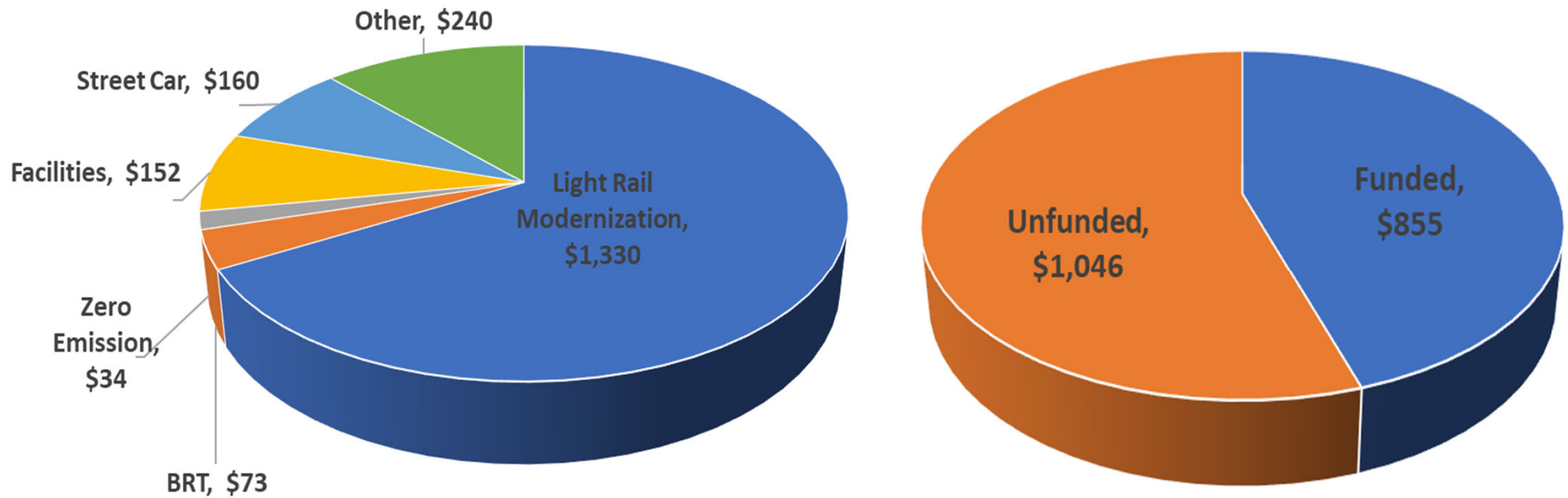
Project Cost Estimate*
Construction Cost Estimate: \$22M
Contingency & Risk: \$8M
Project Admin, Bus Bridge & Flagging: \$10M
Construction Site Management: \$3M
Fully Burdened Cost Estimate: \$43M

Available Funding	
Funding Program	Funding Amount
Transformative Climate Communities (TCC)	\$17,578,243
Affordable Housing Sustainable Communities (AHSC)	\$940,000
SacRT Funds	\$4,241,554
Congressional Directed Request (Matsui)	\$1,000,000
Possible Available Funding	\$23,759,797

Project Shortfall \$19.2M

Dos Rios Light Rail Station Funding Plan

Capital Budget by Category and Total Funded/Unfunded



FY 2024 Capital Budget (in Millions)
(Total FY 24 Capital Budget \$1.9B)



Connecting us.

April 25, 2023

The Honorable Gavin Newsom
Governor, State of California

The Honorable Toni G. Atkins
Senate President Pro Tempore
California State Senate

The Honorable Anthony Rendon
Speaker of the Assembly
California State Assembly

The Honorable Nancy Skinner
Chair, Senate Budget Committee
California State Senate

The Honorable Phil Y. Ting
Chair, Assembly Budget Committee
California State Assembly

RE: California Transit Association's Funding Request and Policy Recommendations to Address Near-Term Operating Deficits

Dear Governor Newsom, Pro Tempore Atkins, Speaker Rendon, Senator Skinner, and Assemblymember Ting:

On behalf of the California Transit Association, I write to you to today to share our state funding request and policy recommendations to address the near-term operating deficits faced by California transit agencies. Our recommendations were unanimously approved by the Association's leadership in the week of April 16, following months of discussion between our members from across the state and shaped by our engagement with decision makers in Sacramento. With the state itself facing a difficult budget outlook for Fiscal Year 2023-24, our



Connecting us.

IMMEDIATE RELEASE
June 2, 2023

CONTACT
Michael Pimentel
Executive Director
California Transit Association
Email: michael@caltransit.org

****PRESS RELEASE****

California Labor, Environmental, Business, and Transportation Organizations Urge State Leaders to Save Public Transit

(Sacramento, CA) – Today, the California Transit Association [released a letter](#) signed by more than 60 statewide and regional organizations urging Governor Newsom and legislative leaders to appropriate new transit operations funding in the state budget to help stabilize transit service and support agencies' recovery from the pandemic.

The Association Steers the Budget Conversation to Success

Blog

Jul. 27, 2023

The fiscal cliff threatened California's transit agencies. Association membership led the way to secure crucial transit funds against the backdrop of a state budget shortfall.

By **Arianna Smith**
Managing Editor
Transit California

At the beginning of 2023, transit agencies across California faced a fiscal cliff due to the dual crises of the federal pandemic emergency funds running out and the persistent lag in ridership returning to pre-pandemic levels. Agencies were contemplating the terrible possibilities of laying off staff, cancelling routes and services, and delaying critically needed capital maintenance and upgrades – all of which could have caused a downward trend in ridership and farebox revenues and could have led to an ever-worsening spiral of additional operations cuts.

SB 125 Funding



Initial SB 125 Capital Requests	
Capital Project	Amount Requested
Dos Rios Light Rail Station - Cost Overrun & Immediate need for 2024	\$10,000,000
Low-Floor Fleet - NTP #5 needed by June 2024 & Match for TIRCP Cycle 7	\$10,000,000
Blue Line Station Conversions - Needed to complete by 2025 & Match for TIRCP Cycle 7	\$8,000,000
Stockton BRT - CON Phase Match for Federal Funds & Match for TIRCP Cycle 7	\$10,000,000
Replace 50 year old Bus Maintenance Facility to accommodate zero emission vehicles and modernize to current standards - New BMF1 CON Match for Federal Funds & Match for TIRCP Cycle 7	\$10,000,000
Comprehensive Operational Analysis - Including a SRTP and LRTP for future funding measure	\$1,000,000
Total Zero Emission Vehicle	\$32,600,000
Total SB 125 Operating Assistance	\$81,600,000

Capital Project Requests

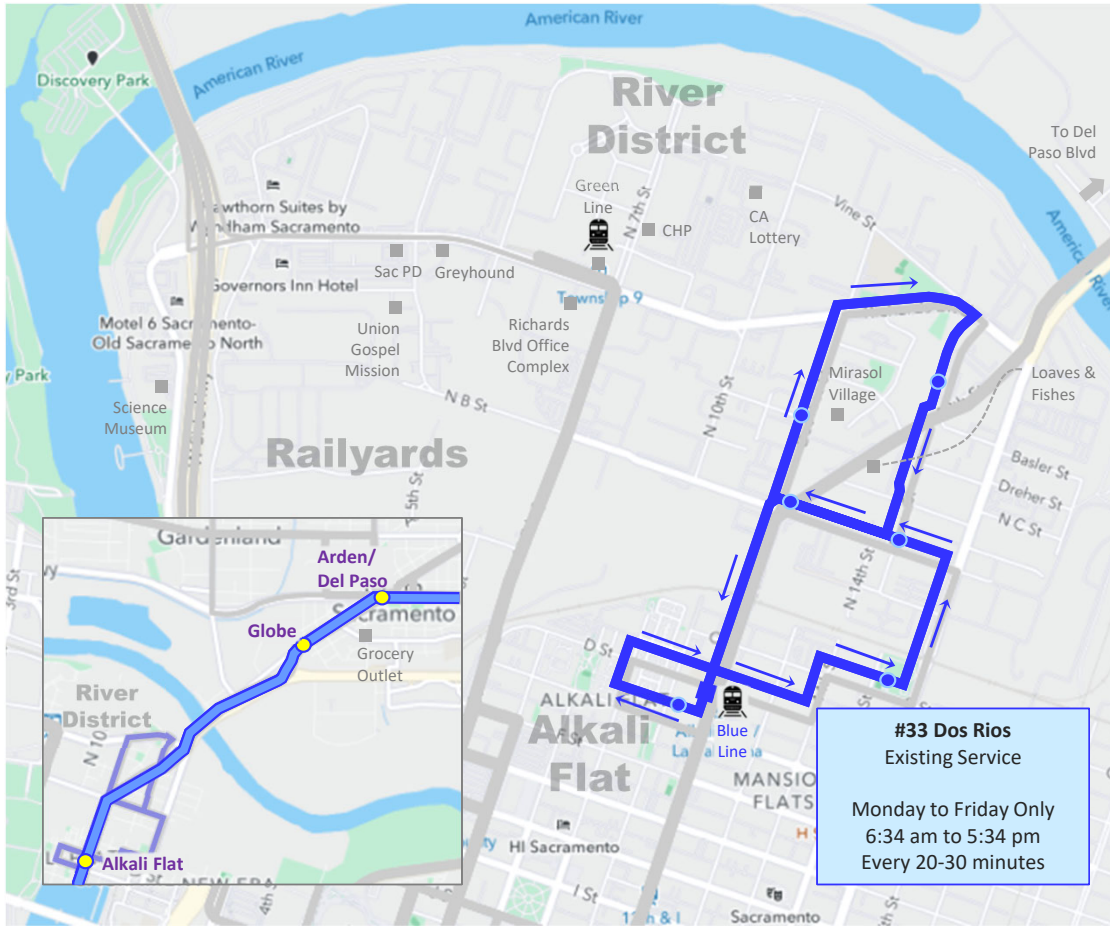
Initial SB 125 Operating Assistance Estimates

Fiscal Year	Estimated Funding Shortfalls
FY 25 Operating Estimate	\$41,000,000
FY 26 Operating Estimate	\$43,500,000
FY 27 Operating Estimate	\$46,000,000
Total SB 125 Operating Assistance	\$130,500,000

Total SB125 Funding Available to the Sacramento Region \$238M

***Total SacRT Funding Request is \$212M or Approximately 89% of Total Available**

SB 125 Funding for Operations



Option	Route	Frequency
A	No Changes Continue #33 Dos Rios as-is	20 minutes
B	Add Evening and Weekend Service Extend service to 9:00 pm and operate 365 days a year	20 minutes
C1	Extend Route (1 bus) Extend route west along Richards Blvd with just one bus; extend service to 9:00 pm and operate 365 days a year	30 minutes
C2	Extend Route (2 buses) Extend route west along Richards Blvd with two buses; extend service to 9:00 pm and operate 365 days a year	20 minutes

SacRT's Short Range Transit Plan calls for #33 Dos Rios to be eliminated when Dos Rios station is completed. Options presented here are intended to be concepts and cost is currently being evaluated. Route/schedule depend on additional public input. Additional alternatives include improvements to #11 Truxel, #142 Airport, and commuter bus service to River District. If station project is abandoned, TCC funds could be spent on new vehicles and approximately two years of O&M cost as a substitute project. Existing frequency is normally every 20 minutes, but occasionally 30 minutes to allow an operator restroom break.

Potentially up to \$17.6M in TCC funds to be used for substitute project

Dos Rios Station Alternatives | #33 Dos Rios

Staff continues to prioritize the construction of the Dos Rios Light Rail Station Project, and each of these options reaffirms SacRT's commitment to build the Project, but seeks direction from the Board on one of the following options:

1. Request an allocation of \$10M in SacRT's SB125 funds and utilize approximately \$9.2M in SacRT's other funds to fully fund the Project (for a total of \$19.2M from SacRT).
2. Direct SacRT's SB125 funds to partially fund up to ½ of the shortfall of approximately \$19.2M and continue to seek partnership on the other ½ of the funding (must be committed by December 1, 2023).
3. Move forward with the substitute project, which includes the implementation of robust bus service, including augmentation of Route 33 and potentially other routes in the Project Area with zero emission, frequent service, while continuing to pursue new grant funding for the station in the future.

Summary and Options

Thank You and Discussion



November 22, 2023

Ms. Amar Cid
Deputy Director of Community Investments
California Strategic Growth Council
1400 Tenth Street
Sacramento, CA 95814

Re: TCC SIMPL Project #2 Non-Performance and Alternative Transportation Projects

Dear Ms. Cid,

The purpose of this letter is to respond to your letter dated September 20, 2023. In that letter you requested an acceptable budget with secured funding to cover the current project budget deficit and a feasible pathway for project completion within the timeframe of SGC's funding authority. The deadline for the corrective action plan is December 1, 2023. While we have made significant progress in community outreach, I am requesting an additional 60-day extension to fully respond to the needs of the community residents. Outlined below is the outcome of our community engagement, discussions regarding alternative projects and financial commitments tied to the Dos Rios Light Rail Station.

Community Engagement

The specific direction we received from SGC and Department of Conservation staff was to collaborate with community residents and stakeholders to identify alternative transportation projects that could meet their mobility needs in place of the Dos Rios light rail station, if such a backup plan were to become necessary due to any number of factors, including delay. SGC staff emphasized that any alternative proposal must be based on the community's own vision for the SIMPL Project Area, and that SHRA and SacRT staff should not limit the discursive process by only proposing alternatives that the community might rank or vote upon. Instead, we were guided to follow the "IAP2 Spectrum of Public Participation" model, that is premised upon a true democratic process. In this model, community members are empowered by the pledge that *"We [public officials] will implement what you decide."*

Throughout September, October and November, residents of the SIMPL Project Area and a cadre of community partners have met formally and informally, and hundreds of conversations have been held. A summary of meetings and community outreach is attached. More than 30 community members have attended formal meetings, 20 members attended informal meetings, 85 survey responses were received, 50 persons signed a petition in favor of the light rail station, and 30 members attended in

SHRA Corrective Action Response Letter

person or submitted a comment at the recent RT Board meeting. In total, SHRA has received feedback from nearly 200 stakeholders.

Through this process, the **clear consensus is that the community wants the light rail station to be built and believes any other option to be inferior.**

Alternative Projects

A wide range of alternative projects and mobility options have been introduced and discussed at community meetings and through the community survey process. Residents begrudgingly agreed with the logic that an alternative transportation solution would be better than nothing at all. However, the comments, survey responses and public testimony has produced a clearly stated desire for the light rail station.

Residents of the River District have already experienced the unexpected disappearance of bus stops and reductions in route service. They are familiar with the sudden closure of bike-share and car-share programs, and the reduction of SmartRide services that SacRT has determined to be financially infeasible and therefore plans to phase out. SacRT staff stated an alternative electric bus program would take approximately the same amount of time to implement as to build the light rail station and the bus service could not be guaranteed in the long term. This proves the point that anything less than a light rail stop has the potential to be temporary, which has been the resident's experience over the past few years. Residents are frustrated because they sit squarely on the existing light rail line, but without a stop they watch the public transportation pass them by. For these reasons, residents, business owners and future investors know the value of a permanent light rail station is immensely greater than any alternative.

Importantly, community members have asked repeatedly that if they support an alternative project, will this reduce the likelihood that the Dos Rios station will ever be built? This concern was reinforced and validated at the recent November 13, 2023, SacRT Board meeting when the chairperson questioned the need for the light rail station, and the Board subsequently voted to delay the project.

Financial Commitments to the Dos Rios Light Rail Station

The Dos Rios light rail station is an obligatory component of at least five other SHRA funding programs worth a total of \$91.6 Million, and failure to deliver the station will jeopardize satisfactory performance under these programs. If the station is not constructed, SHRA may face recapture penalties and/or suffer restricted access to future funding under these programs.

- \$30 Million - United States Housing and Urban Development Choice Neighborhoods Grant (2017); \$30 million was awarded to the Twin Rivers Transit-Oriented Development and Light Rail Station Project. This grant cannot be closed out until all housing is completed and the light rail station is constructed
- \$18.8 Million* - State of California Affordable Housing and Sustainable Communities Grant and Loan (2019); \$18.8 was awarded to construct housing and transportation improvements including funds for station construction and is based upon the specific GHG reductions associated with the light rail station.
- \$40.8 Million* - California Housing Finance Agency Mixed Income Program (2022); \$35 million tax-exempt bonds and \$5.8 million Mixed-Income Loan awarded 7 "amenity points" on a competitively

SHRA Corrective Action Response Letter

scored application, relying upon the completion of the Dos Rios light rail station as the adjacent transit amenity.

- \$1.8 Million* - State of California Green Infrastructure Grant (2020); \$1.8 million awarded to construct Mirasol Village Park; identified as a neighborhood public park accessible to the community via both bike lanes and the adjacent light rail station.
- \$550,000 - United States Environmental Protection Agency (2020 and 2022); \$550,000 Brownfield grants awarded to remediate soil for light rail station construction.

*(*indicates State funds totaling \$61.1Million)*

While the recent SacRT Board decision to delay the Project was disappointing, we are unwavering in our belief that the Dos Rios light rail station must and will be constructed. SHRA staff will continue to collaborate with SIMPL Project Area residents and the group of community partners in the coming weeks. I will continue to meet with elected officials and agency directors to solve the funding gap.

By granting us an extension of 60 days, we believe we can deliver an acceptable budget, and articulate a clear path forward to the completion of the Dos Rios Light Rail Station.

You may reach me at any time directly by phone at 916-440-1346.

Sincerely,



La Shelle Dozier, Executive Director
Sacramento Housing and Redevelopment Agency

Cc:

Senator Angelique Ashby, Senate District 8
City of Sacramento Mayor Darrell Steinberg
Councilmember Katie Valenzuela
Lynn von Koch Liebert, Executive Director, SGC
Henry Li, CEO, SacRT

Attachments:

1. SGC Letter dated 9/20/23
2. Community Engagement Summary



CALIFORNIA STRATEGIC GROWTH COUNCIL

September 20, 2023

To: Victoria Johnson, Assistant Director of Development, Sacramento Regional Housing Authority (SHRA)

CC: City of Sacramento Mayor Darrell Steinberg, Councilmember Katie Valenzuela (District 4), and Members of the SIMPL Leadership Council

From: Amar Cid, Deputy Director of Community Investments and Planning, CA Strategic Growth Council (SGC)

Re: SHRA's August 29 Response to SGC's Transformative Climate Communities (TCC) July 31 Project #2 Non-Performance Notification

Dear Ms. Johnson,

Thank you for your letter dated August 29, 2023 and continued attention to the Dos Rios Light Rail Station, Transformative Climate Communities (TCC) Sacramento Integrated Multimodal Place-Based Living (SIMPL) Project #2. The Non-Performance Notification dated July 31, 2023, (1) outlined the outstanding funding gap and project completion timeline issues in relation to Project #2 and (2) the determination of non-performance in accordance with the Grant Agreement. As explained in that letter, SGC requested a corrective action plan that establishes an acceptable budget with secured funding to cover the current project budget deficit and a feasible pathway for project completion within the timeframe of SGC's funding authority.

The SHRA response dated August 29, 2023, while appreciated, is insufficient. While it includes steps that have been taken to mitigate the project deficit, it does not adequately address the deficit. The current funding strategy shows a \$9.2 million funding gap with a proposed corrective action to secure supplemental funding and project completion after 2028. The proposed corrective action plan also relies on securing a contractor under the additional requirements for construction as a result of higher levels of soil contamination, potentially increased costs and limiting the number of qualified contractors able to bid on or complete the work.

TCC does not have authority to administer a grant agreement beyond the current grant term. Grant funds awarded to the TCC SIMPL projects must be liquidated by June 30, 2027 in accordance with SB 101, Budget Act of 2023, Section 2, Item 0650-491. SHRA's corrective action plan does not provide a secure pathway to project completion, guarantee project completion during the agreement timeline, or TCC Round 2 expenditure deadline, and does not demonstrate secured funding.

Given the apparent infeasibility of Project #2, we request that SHRA work with SIMPL project partners to prepare a proposed alternative project that would substantially retain the intended transportation benefits and support the community vision for the SIMPL grant and can be feasibly implemented in the grant term.

Additionally, eligible alternative projects must conform to the project types and requirements of the Transit Access and Mobility Strategy as defined in Table D-2 of the FY2018-19 Final Program Guidelines (Attachment 1). This includes the Transit and Rail Access as well as other projects which prioritize expanding zero and near-zero emission transportation and infrastructure, non-auto oriented transportation options through first/last mile connections, safe and accessible biking and walking routes, and safe reliable transit options; reduce parking requirements for new development; implement parking pricing strategies; encourage education and planning activities to promote increased use of active modes of transportation; and promote vanpools and zero-emission vehicle car sharing programs.

The proposed project or projects must also align with and complement existing plans, projects, and improvements for the Project Area.

Further, a sufficient replacement project would meet the same standards of community leadership and involvement in design and decision making as the original application. At a minimum:

- a. The alternative project should be founded in broad based community engagement that seeks, to the maximum extent possible, to involve and empower community members as decision makers in the proposal process. This may mean:
 - i. Surveying of community values and priorities for improving mobility within the project area; and
 - ii. Consulting with broader community to identify desired potential alternatives or designs; and
 - iii. Involving community members in direct democratic processes such as participatory budgeting, citizen assembly, or deliberative polls.
- b. The proposal should have substantial support from the SIMPL Leadership Council as constituted in the "Collaborative Stakeholder Structure" section of the Community Engagement Plan (Exhibit E of the Grant Agreement (Attachment 2)). This might include recruiting new members, such as filling vacant resident, District 3, and Mayor's office seats, establishing an ad hoc committee to focus on Project & Strategy 2, and/or participation of the Leadership Council members in community engagement and decision making on the alternative project proposal.

To implement an acceptable replacement project, SHRA must submit an amended corrective action plan and prepare a draft amendment request consistent with the corrective action plan no later than December 1, 2023 including a project justification and narrative, revised detailed budget and workplan, a description of the community engagement and decision-making process. Finally, as part of any proposed amendment to a grant agreement, an updated greenhouse gas reduction quantification in support of the amendment will need to be included with the support of TCC Staff from SGC and the California Air Resources Board using the methodology aligning with TCC Round 2 Guidelines.

Sincerely,



Amar Cid
Deputy Director, Community Investment and Planning

**COMMUNITY ENGAGEMENT AND STAKEHOLDER OUTREACH AND
CONVENINGS RE: ALTERNATIVE MOBILITY PROJECTS**

- 8/9/23 Leadership Council Regular Meeting – Virtual (22 attendees)
- 8/21/23 Special Leadership Council Meeting to discuss Non-Performance Letter – Virtual (24 attendees)
- 8/29/23 SHRA/SMAQMD Discussion of Public Car Share Program
- 9/28/23 Mirasol Village Resident Meeting – TCC Transit Needs Survey distributed hard-copy (16 attendees)
- 10/2/23 SHRA/SacRT Meeting to Discuss Alternatives
- 10/9/23 SHRA/River District PBID Discussion of potential alternative projects
- 10/12/23 Electronic version of TCC Transit Survey Distributed
- 10/12/23 Alkali Mansion Flats Neighborhood Association Meeting at the Boys and Girls Club; Dos Rios Light Rail and Alternatives discussed on agenda (20 attendees)
- 10/16/23 SHRA/SMAQMD/SacRT/River District PBID/SMUD Discussion of Alternative Transportation Projects
- 10/17/23 SHRA/SMUD Alternative Transportation Project Discussion (EV charging and car-share)
- 10/18/23 Leadership Council Meeting – Virtual (22 attendees)
- 10/18/23 River District PBID Board Meeting; Dos Rios Light Rail and Alternatives discussed on agenda
- 10/25/23 Leadership Council Special Meeting – Virtual (33 attendees)
- 10/26/23 City of Sacramento TDM Focus Group Meeting
- 10/27/23 Alternative Transportation Implementation Subcommittee – Virtual (19 attendees)
- 10/31/23 River District Transportation Survey Distributed Electronically

Attachment 2

- 11/1/23 Leadership Council Subcommittee – Virtual (16 attendees)
- 11/1/23 250 hard-copy River District Transportation Surveys distributed
- 11/2/23 Townhall Meeting at Mirasol Village (6 attendees)
- 11/2/23 Executive Leadership Convening – Plan for Light Rail Station funding; meeting led by Senator Ashby with community attendance
- 11/3/23 Alternative Transportation Implementation Subcommittee – Virtual (9 attendees)
- 11/4/23 Townhall Meeting at Mirasol Village (3 attendees)
- 11/7/23 Townhall Meeting at Track 281 (4 attendees)
- 11/8/23 Leadership Council Subcommittee – Virtual (22 attendees)
- 11/10/23 Townhall Meeting at Mirasol Village (6 attendees)
- 11/13/23 Leadership Council Subcommittee – Virtual (22 attendees)
- 11/13/23 SacRT Board Meeting – Community speaks in strong support of Dos Rios light rail station,
- 11/14/23 Emergency Leadership Council Subcommittee – Virtual (25 attendees)
- 11/20/23 SHRA confirms with SacRT two-year minimum timeline to purchase new electric buses

SURVEY RESULTS

A total of 85 transportation surveys were completed and returned; 69 respondents use light rail or bus regularly, and lack of access/distance to stop was identified as the major barrier to use.



Administrative Offices

1102 Q Street
Sacramento, CA 95811
916-321-2800

Equal Opportunity Employer

Human Resources

2810 O Street
Sacramento, CA 95816
916-556-0299

Mailing Address

P.O. Box 2110
Sacramento, CA 95812

Attachment 2.2

November 29, 2023

LaShelle Dozier
Executive Director
Sacramento Housing and Redevelopment Agent
801 12th Street
Sacramento, CA 95814

Dear Ms. Dozier,

At your staff's request, the purpose of this letter is to follow up to the SHRA letter to the Strategic Growth Council (SGC) dated November 21, 2023.

Since 2015, SacRT has been a primary promoter, and would be implementer, of the Dos Rios Light Rail Station. Please know that SacRT's intention is and has always been to construct the light rail station, so long as sufficient funding was available. Unfortunately, with soil contamination, inflation and the rising cost, currently available funding is not sufficient.

As you recall, the SGC non-performance letter dated September 20, 2023, informed our team that the previous funding plans were not sufficient and further requests for time extensions would not be granted. They also stated that a community-led substitute project would need to be developed by Friday, December 1, 2023. To that end, SacRT has attended over a dozen stakeholder and community group meetings to refine a proposal that meets SGC's intent of a transformative climate community project.

In the weeks leading up to and immediately following the SacRT Board decision of November 13, 2023, SacRT has worked with urgency and in good faith to develop substitute projects that are deliverable, sustainable, and beneficial—both with respect to community acceptance and to GHG reduction goals. SacRT's substitute project proposal is informed by outreach conducted by members of the SIMPL group and independently by SacRT with Route 33 riders and Mirasol Village residents, which showed strong support for SacRT's proposed improvements to Route 33 as well as Route 11.

I'd also like to address and clarify a few statements that were recently circulating around, as follows:

- RE implementation timeline for a substitute project: While it is true that purchasing electric buses could take about the same time as building a light rail station, SacRT already made a commitment to use existing buses, at its own cost, to be able to expedite and implement a substitute project within six months.
- RE unexpected disappearance of bus stops and reductions in service: SacRT must follow federal regulations that require a substantial public notification and Title VI process before any reduction in service can be implemented. SacRT has not eliminated bus stops in the Mirasol Village area; access to a bus stop was recently impacted due to Mirasol Village construction, which SacRT addressed through

the relocation of the bus stop sign and coordination with construction crews and the City of Sacramento on a new red zone in front of the stop.

- RE SmaRT Ride elimination: Mirasol Village remains as a stop in the Downtown SmaRT Ride zone. In addition, SacRT is suggesting more robust service on bus route 33 and a first/last mile program versus increased SmaRT Ride coverage for Marisol Village residents. The existing SmaRT Ride is expected to continue, in some capacity.
- RE SacRT Board's direction: at its November 13, 2023 meeting, the SacRT Board of Directors voted affirmatively to move forward with option 3: "Move forward with the substitute project, which includes the implementation of robust bus service, including augmentation of Route 33 and potentially other routes in the Project Area with zero emission, frequent service; while continuing to pursue new grant funding for the station in the future." The Board supported a request for \$10M for Dos Rios Light Rail station from SB125 as seed funding for future grants (plus additional \$6.4M already committed-\$4.3M SacRT fund, \$1M congressional fund and \$0.95M AHSC funds). Further, direction was given to prioritize Dos Rios in future competitive funding opportunities. These actions demonstrated the Board's support of the Dos Rios project. In addition, the SacRT Board Chair clearly stated his support for the Dos Rios Light Rail Station.

SacRT's proposal for a community-led substitute project will provide a mobility bridge for residents, until the Dos Rios Light Rail Station can be built. SacRT's substitute project proposal would provide substantial improvements to the mobility options of Mirasol Village residents. SacRT's substitute project proposal is attached to this document and includes:

- Frequency, hours of service and weekend service improvements to expanded bus route 33 and bus route 11.
- Purchase of six (6) Zero-Emission buses and charging infrastructure.
- First/last mile on-demand service providing subsidized rides to and from light rail stations and major transit facilities.

SacRT would like to emphasize our commitment to the Dos Rios Light Rail Station, Mirasol Village residents, and the River District in general. We believe that transit-oriented development is the key to meeting our region's GHG and VMT goals. Furthermore, we believe that an unwavering partnership between SHRA, SacRT and the community is essential to reaching our goals for new ridership and TOD development.

To ensure that the Dos Rios Light Rail Station project funding is secured in the future, SacRT is planning on applying for competitive grants in 2024, including the State of California Transit and Intercity Rail Capital Program (TIRCP) Cycle 7 and DOT's Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program. SacRT would also like to work with SHRA to request up to \$5M in the FY25 state budget appropriation from State Senator Angelique Ashby for the Project. All of these programs have funding available in 2024 and if successful, would provide full funding for the project. We look forward to close communication and support in these efforts.

Thank you for your consideration and collaboration as we continue to move this project along.

Sincerely,



Henry Li
General Manager/CEO

Cc:

Senator Angelique Ashby, Senate District 8
City of Sacramento Mayor Darrel Steinberg
SacRT Board Chair Patrick Kennedy
Councilmember Katie Valenzuela
Lynn von Koch Liebert, Executive Director, SGC
Amar Cid, Deputy Director of Community Investments, SGC



December 4, 2023

To: La Shelle Dozier, Executive Director, Sacramento Regional Housing Authority (SHRA)

CC: City of Sacramento Mayor Darrell Steinberg, Councilmember Katie Valenzuela (District 4), Senator Angelique Ashby, Senate District 8); Henry Li, CEO SacRT

From: Amar Cid, Deputy Director of Community Investments and Planning, CA Strategic Growth Council (SGC)

Re: TCC SIMPL Project #2 Non-Performance Notification and Alternative Transportation Project – SHRA Extension Request 11/22/23

Dear Ms. Dozier,

Thank you for your recent response letter dated November 22, 2023, where you reported on community engagement and dialogue with SIMPL Project Area residents and community partners while requesting a 60-day extension to the upcoming December 1 deadline for the corrective action plan. We acknowledge the challenge and efforts involved in making the TCC SIMPL Project #2 a success and appreciate the continued conversations.

Your notes and depiction of the community's stance regarding the delayed light rail station are received. Considering the past month's events, the Strategic Growth Council (SGC) grants SHRA and project partners the requested 60-day extension to deliver an acceptable budget and a clear path to project completion. SGC recognizes the importance of the Dos Rios Light Rail Station and remains committed to supporting its completion alongside the community. However, as noted in our previous letter, we welcome alternative transportation project proposals in the revised plans, whether solely or in conjunction with the station dependent on the outcome of actions to solve the funding gap. Alternative projects worth incorporating would be those raised by the community and delivering immediate, more permanent improvements and substantially retain the intended transportation benefits to the extent possible (e.g., improved/connecting pedestrian and bicycling infrastructure in the Project Area).



CALIFORNIA STRATEGIC GROWTH COUNCIL

With the extension, SHRA must submit an amended corrective action plan and prepare a draft amendment request consistent with the plan no later than Thursday, February 1, 2024, including a project justification and narrative, a revised detailed budget and work plan, and a description of the community engagement and decision-making process leading to the proposal.

Sincerely,

A handwritten signature in black ink, consisting of a large, stylized initial 'A' followed by a wavy line that extends to the right.

Amar Cid
Deputy Director, Community Investments and Planning
CA Strategic Growth Council



Dos Rios Light Rail Station Reconsideration

SacRT Board of Directors 1/8/2024

Contents

1. Dos Rios Light Rail Station Background to Date
2. Reconsideration Request and New Developments since November Board Meeting
3. Board Discussion & Recommendation

Dos Rios Light Rail Station Reconsideration

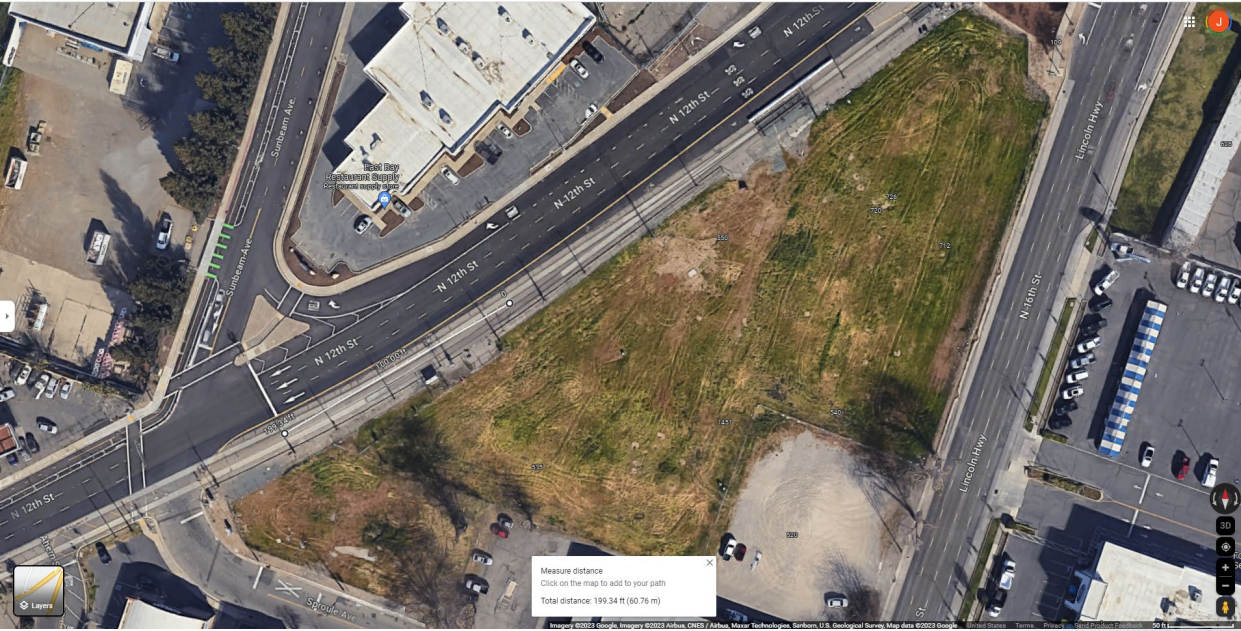
SacRT Board of Directors 1/8/2024



Project Background and Schedule to Date

City of
SACRAMENTO





- Realign and construct 1400 feet of track
- Relocate turnout
- Replace overhead catenary
- Shutdown of the system during construction with flaggers & shuttle

- Install signaling and communication system
- Adjacent intersection slope and signal modifications
- Construct station platform
- Install station amenities



Light Rail Station Project Scope

2018	SHRA Awarded \$23 million TCC Grant with SacRT as a \$17M subrecipient for the Light Rail Station
March 2020	COVID-19 Beginning of Site Cleanup & Construction Cost Inflation
May 2022	Revised Final Design and \$43M Total Construction Cost Estimate - \$19M Shortfall
August 2023	Dept. of Toxic Substances issues site access approval
September 2023	SGC Issues non-performance letter and requires a secured funding plan or Alternate project by December 1st
Nov 2023	SacRT Board Votes to support Alternate Project (Bus frequency improvements and zero-emission buses)
Dec 2023	SGC responded and granted a 60-day extension (response due February 1) SACOG recommended approval of \$10M in SB125 funds towards Dos Rios Senator Ashby agreed to support SacRT's proposal to request TIRCP Cycle 7 funding for Dos Rios Invitation for bids released

Summarized Project Timeline to Date



Reconsideration Request and New Developments Since November SacRT Board Meeting

City of
SACRAMENTO



- Previous deadline to respond to SGC with corrective action plan was December 1, 2023
 - On December 4, 2023, the SGC responded and granted a 60-day extension (February 1, 2024)
- In the letter granting an extension, SGC states that alternative projects must meet several criteria including full community support and permanency
 - Bus Route might not meet criteria anymore

Deadline Extension & Alternative Project Grant Compliance

- SacRT submitted a request for \$10M in SB 125 funding for Dos Rios Light Rail Station
 - At the December 11th meeting, the SACOG Board approved SacRT's request to allocate \$10M towards the Dos Rios Light Rail Station
 - Increases total available budget to \$33.8M

Available Funding	
Funding Program	Funding Amount
Transformative Climate Communities (TCC)	\$17,578,243
Affordable Housing Sustainable Communities (AHSC)	\$940,000
SacRT Funds	\$4,241,554
Congressional Directed Request (Matsui) *	\$1,000,000
SB 125 (from SacRT's allocation)	\$10,000,000
Possible Available Funding	\$33,759,797

* Not yet awarded

SB125 Funding Awarded

Several grant opportunities are available in 2024, which Dos Rios would be highly competitive:

1. RAISE Grant
2. TIRCP Cycle 7
3. EPA Community Change Grant

Senator Ashby has committed to advocate for the Dos Rios Light Rail Project on future competitive grant solicitations

- More than \$100M in leveraged funding from other grants allocated to projects within the Project boundaries.
 - All contingent upon construction of Dos Rios Light Rail Station
 - SHRA indicated that not building the Station may jeopardize meeting grant performance requirements and disqualify them from future funding opportunities



Project Leveraging for TCC and other Grants

SacRT staff has continued to perform value engineering analysis. The following cost reductions have been identified.

1. Third-party flagging contract recently obtained for better cost estimate.
2. Refinement of project schedule to decrease number of working days.

Reduction of **\$1.2M** in overall Project estimate.

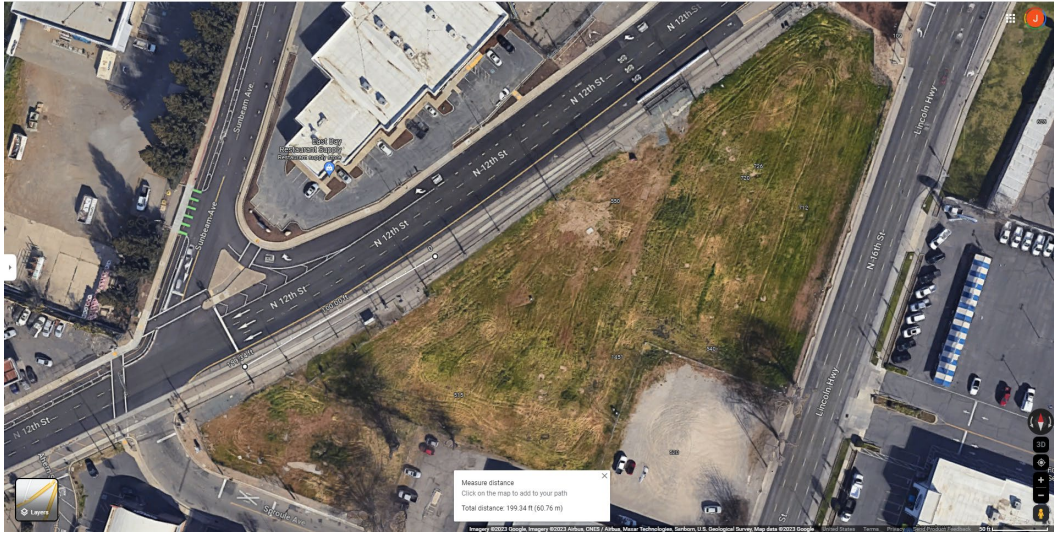
Project shortfall now estimated at \$8M.

Project Cost Estimate
Construction Cost Estimate: \$22M
Contingency & Risk: \$8M**
Project Admin, Bus Bridge & Flagging: \$10M*
Construction Site Management: \$3M
Fully Burdened Cost Estimate: \$43M

*Cost reductions identified

**Potential cost reductions identified

Value Engineering & Cost Reduction



- SHRA owns the site where the Dos Rios Light Rail Station will be constructed, known as “the triangle” and is the lead for clean-up efforts
- SHRA has remediated the site contaminated with substances related to prior auto-centric use

- Site clean up took much longer than anticipated
- SHRA is awaiting Department of Toxic Substance Control (DTSC) approval of the final close out report
- SHRA will continue to be responsible to remediate the soil on SHRA “triangle” property where light rail station will be located under property easement
- Site Management Plan included in the Dos Rios Light Rail Station contract bid documents
 - bid item for excavation of contaminated soil (lead) as needed
- SHRA is required to install filter fabric and aggregate base over the construction staging area – proper method for covering the affected soil

Site Cleanup Status & Risk

1. Two-month extension approved by SGC
2. \$10M in SB125 funding available to the Project
3. Bids released
4. SGC advises that alternative projects will require “permanency”
5. Viable future grant opportunities including RAISE, TIRCP Cycle 7, and EPA Community Change grant – with advocacy of Senator Ashby
6. \$100M in leverage funding tied to the Project
7. Cost efficiencies and value engineering resulting in cost reduction of at least \$1.2M

Summary

Staff recommends that the Board take the following action:

1. Motion to Reconsider – Staff recommends that the Board approve Director Jennings’ motion to reconsider the Board’s November 13, 2023 vote.

2. If the Board approves the Motion to Reconsider - Staff recommends that the Board then rescind the motion approved at the November 13, 2023 Board meeting to move forward with a substitute project, that includes the implementation of robust bus service, including augmentation of Route 33 and potentially other routes in the Project Area with zero emission vehicles, frequent service, while continuing to pursue new grant funding for the station in the future and that the Board direct the General Manager/CEO to allocate sufficient funding to fill the budget shortfall and proceed with the construction of the Dos Rios Light Rail Station Project.

Thank You and Discussion

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Shelly Valenton, Deputy General Manager/CEO & Tabetha Smith, Clerk to the Board
SUBJ: EXTENDING THE TERM OF THE CURRENT CHAIR (PATRICK KENNEDY) AND VICE CHAIR (RICK JENNINGS) FOR ONE MORE YEAR AS CHAIR AND VICE CHAIR FOR THE SACRAMENTO REGIONAL TRANSIT BOARD OF DIRECTORS FOR 2024

RECOMMENDATION

Motion to Approve.

RESULT OF RECOMMENDED ACTION

Provides for the selection of the Chair and Vice Chair for Calendar Year 2024.

FISCAL IMPACT

None as a result of this action.

DISCUSSION

SacRT's Enabling Act provides for the election of the Chair and Vice Chair at the first meeting in January of each year. Selection is done by a majority vote of the members of the Board.

On December 11, 2023, the SacRT Board of Directors adopted an intent motion to extend the current terms of Patrick Kennedy as Chair, and Rick Jennings as Vice Chair of the SacRT Board of Directors for Calendar Year 2024.

At this time, the Board is being asked to formally nominate and elect the Chair and Vice Chair of the SacRT Board of Directors for Calendar Year 2024.

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Shelly Valenton, Deputy General Manager/CEO & Tabettha Smith,
Clerk to the Board
SUBJ: APPOINTMENTS TO BOARDS AND COMMITTEES

RECOMMENDATION

Motion to Approve, and Chair Appointments to Boards and Committees.

RESULT OF RECOMMENDED ACTION

Allows for the continued flow of information between SacRT and other jurisdictions.

- A. Chair Appointment of one Board or Management Staff Member and one Board or Management Staff Alternate to Retirement Board
 - 1. ATU, IBEW, OE3, MCEG and AFSCME
- B. Chair Appointment: Reappointments of Board Members to the Ad Hoc Real Estate Committee; and
- C. Chair Appointment: Reappointments of Board Members to the Ad Hoc Board Composition and Voting Structure Subcommittee

FISCAL IMPACT

None as a result of these actions.

DISCUSSION

Retirement Boards (5)

In 2014, the Retirement Boards revised their Bylaws to create four-year terms for each of the members. Chair Kennedy appointed himself to the Retirement Board on January 28, 2019, and assumed Director Morin's term that expired on December 31, 2021. Director Kennedy was reappointed to the Retirement Board on January 10, 2022, with a term that expires December 31, 2025. Shelly Valenton, SacRT Deputy General Manager/CEO, was appointed alternate to assume Director Jennings term which expired on December 31, 2023. General Manager Li's term also expired on December 31, 2023. When a term expires or is vacated, the Chair of the Board of Directors needs to appoint a Management Staff Member or Board Member to assume the seat of the expired term. A Management member is defined as a Board member or a member of SacRT's Management staff.

Each Retirement Board (ATU, IBEW, OE3, AFSCME, and MCEG) consists of two members and an alternate appointed by the unions, and two members and an alternate appointed by the SacRT Board Chair. For 2024, the Retirement Boards have adopted a meeting schedule in the months of February, March, April, June, July, September, October, and December to review the performance of the SacRT Retirement system’s investments, and Retirement Plan fund managers, as well as to approve disability retirements as needed. The meetings are held from 1:00 p.m. – 3:00 p.m.

At this time, staff recommends reappointing to the Retirement Board General Manager, Henry Li as member and Deputy General Manager/CEO, Shelly Valenton as alternate.

Ad Hoc Real Estate Committee

The Real Estate Ad Hoc Committee was created on September 14, 2020, in order to provide input and recommendations to the Board and SacRT staff for SacRT’s Administrative Campus and other facilities. Last year, Chair Kennedy, Vice Chair Jennings, Directors Budge, Daniels, Kozlowski and Singh-Allen were representatives on this Committee.

At this time, the SacRT Board Chair needs to reappoint the Board member representatives for the Real Estate Committee and establish a timeframe of 12 months to perform their duties as an Ad Hoc Committee.

Ad Hoc Board Composition and Voting Structure Committee

The Board Composition and Voting Structure Committee was created on January 10, 2022, in order to discuss possible changes to SacRT’s Enabling Act to recommend to the full Board a change to the Board composition. The composition of this committee was created similarly to the 2005 committee which consisted of one County member, one City of Sacramento member and then one member from each of the other jurisdictions. Last year Directors Budge, Daniels, Kozlowski, Hume, Singh-Allen and Valenzuela were representatives on this Committee.

At this time, the SacRT Board Chair needs to reappoint the Board member Representatives to the Ad Hoc Board Composition and Voting Structure Committee and establish a 12-month timeframe for the Ad Hoc Committee to perform the work of the Committee.

Below is a summary of Board Member appointments. Attachment 1 provides a list of Committee schedules.

Board/Committee	Kennedy	Brewer	Budge	Daniels	Kozlowski	Hume	Jennings	Loloee	Maple	Serna	Singh-Allen	Valenzuela	*
CCJPA	Alt			M				Alt	M				
SPTCJPA			M			Alt							
SJJPA						M					Alt		
SJRRC Development Committee						M							
SacRT Retirement Board	M												*M/Alt
Ad Hoc Real Estate													MMMMMM
Ad Hoc Board Composition													MMMMMM

* Indicates a replacement/appointment is needed.

BELOW IS INFORMATION ON COMMITTEE APPOINTMENTS THAT DO NOT REQUIRE ANY CHANGES AT THIS TIME.

Capitol Corridor Joint Powers Authority (CCJPA)

The CCJPA is a partnership formed among six local transportation agencies for the purpose of administering and managing the operation of the Capital Corridor Rail Service as part of the California intercity passenger rail system. The Board normally meets on the third Wednesday of February, April, June, September, and November in the morning in various locations. Directors Daniels and Maple currently serve as members and Chair Kennedy and Director Loloee serve as alternate members on the CCJPA Board. SacRT Board members, or their jurisdiction, who serve on this Board are compensated at a rate of \$100 per meeting, plus applicable expenses. There are no term limits on this Board.

Sacramento-Placerville Transportation Corridor Joint Powers Authority (SPTCJPA)

The SPTCJPA was formed to serve the mutual interest of member agencies to preserve the Southern Pacific Placerville Railroad right of way as a transportation corridor. Director Budge currently serves as the Representative and Director Hume serves as alternate on this Authority. There are no term limits to this appointment. The JPA Agreement requires that “one director and one alternate shall be current members of the District Board of Directors.” This Authority meets four times per year (February, May, August, and November). The Board meets quarterly and SacRT’s representative, (or their appointing jurisdiction), receives \$100 per meeting.

San Joaquin Joint Powers Authority (SJJPA)

The SJJPA’s purpose is to plan, develop, and implement policy to administer and manage the operations, funding, improvements, negotiations, and marketing of the San Joaquins. The SJJPA is responsible for coordinating with and advocating for rail improvements and operating strategies with state and federal agencies. The SJJPA develops procedures for and undertakes the selection of a Managing Agency to run the day-to-day operations of the San Joaquins. Director Hume currently serves as SacRT’s member representative and Director Singh-Allen serves as the member alternate. The SJJPA meets bi-monthly at varying locations throughout the State and there are no term limits.

San Joaquin Regional Rail Commission (SJRR) Stations/Development Committee

In 2018, the San Joaquin Regional Rail Commission created a 4-member Valley Rail Stations/Development Committee to facilitate the necessary decision-making authority to deliver the Valley Rail expansion project (expansion of the ACE from Lathrop to Ceres and Merced, and expansion of the ACE and San Joaquins to Natomas). The two rail expansion services are funded through SB1 and TIRCP. The committee evaluates how these service expansions will be implemented and later governed. The Commission has requested that one of the Committee members be solicited from SacRT’s Board of Directors. The Commission is recommending that the appointed member have a history of working on passenger rail service and represent a jurisdiction in which a new facility will be built. Director Hume serves as SacRT’s member representative. No Alternates need to be designated for the Committee and there are no term limits. Director Hume currently serves as SacRT’s member representative.

Attachment 1

BOARD AND COMMITTEE ADOPTED 2024 CALENDAR SCHEDULES

Highlight indicates conflicting dates

Entity	Monday	Wednesday	Friday
Capitol Corridor JPA*		February 21 April 17 June 26 September 18 November 20 10:00 a.m. – 12:00 p.m.*	
San Joaquin JPA			January 26 -10:30 a.m. March 22 – 10:00 a.m. May 17 – 10:30 a.m. July 19 – 10:00 a.m. September 20 – 11:00 a.m. November 22 – 10:00 a.m.
Sacramento Placerville TCJPA	February 5 May 13 9:30 a.m.		
Retirement Board (SacRT)		February 21 March 13 April 24 June 12 July 24 September 11 October 23 December 11 1:00 p.m.	
San Joaquin Regional Rail Commission Stations/Development Committee* Various Day/Time			
Ad Hoc Committees & YCTD Discussions (All) Varies Day/Time			

*Requires Travel Time outside of the City of Sacramento when not being held as a virtual meeting.

STAFF REPORT

DATE: January 8, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Henry Li, General Manager/CEO
SUBJ: GENERAL MANAGER'S REPORT

RECOMMENDATION

No Recommendation - For Information Only.

SacRT Meeting Calendar

Regional Transit Board Meeting

February 26, 2024

SacRT Auditorium / Webconference

4:00 P.M

Quarterly Retirement Board Meeting

March 13, 2024

SacRT Auditorium / Webconference

1:00 P.M

Mobility Advisory Council Meeting

January 18, 2024

SacRT Auditorium / Webconference

2:30 P.M

Rider Alert: SacRT Board of Directors Meeting Venue and Time Change

Due to ongoing electrical work resulting from a major water leak last month, the Monday, January 8, 2024, SacRT Board of Directors meeting venue will be temporarily moved from the 1400 29th Street Auditorium location to the Sacramento Area Council of Governments Board Room located at 1415 L Street, Suite 300, Sacramento.

Please note the 2024 SacRT Board of Directors Meetings will start at 4 p.m. and written public comments, up to 250 words relating to the agenda, need to be submitted to boardcomments@sacrt.com by 1 p.m. on the day of the Board meeting.

The meeting space is ADA accessible. Online meeting access options are still available and can be found at sacrt.com/board.

SacRT Board of Directors Meeting

Monday, January 8, 2024

5:30 p.m.

SACOG Board Meeting Room

1415 L Street, Suite 300, Sacramento

(Accessible by light rail to the Cathedral Square Station and downtown bus routes)

Gold Line Station Closures for Platform Modifications

To speed up the construction timeline to start revenue service with the new low-floor trains, SacRT will be extending station closure times during the next phase of Gold Line platform modifications starting in January 2024.

Instead of closing the entire station to riders during the platform construction, only one side of the station platform will be closed at a time (could be either the inbound or outbound side). These closures will take place Mondays through Fridays, one station at a time. Weekend closures with bus bridges will continue through summer 2024.

Below is the tentative schedule for January 2024. It is important to remember that the schedule may change due to various reasons including weather and local events.

- **Monday, January 8 – Friday, January 12** (Sunrise Station Outbound Side Closed)
The Sunrise Station outbound platform (trains headed toward Historic Folsom) will be closed for boarding and deboarding.
- **Weekend of January 13 and 14** (Sunrise Station Closed – NO light rail service)
Gold Line: Bus bridge (shuttle buses between stations) between Cordova Town Center Station and Historic Folsom Station.
- **Monday, January 22 – Friday, January 26** (Sunrise Station Inbound Side Closed)
The Sunrise Station inbound platform (trains headed toward Sacramento Valley Station) will be closed for boarding and deboarding.
- **Weekend of January 27 and 28** (Sunrise Station Closed – NO light rail service)
Gold Line: Bus bridge (shuttle buses between stations) between Cordova Town Center Station and Historic Folsom Station.

SacRT will continue full station platform construction at a different Gold Line station each month through July 2024. Learn more about the project at sacrt.com/stationclosures.

Construction Begins in January 2024 for Folsom 15-Minute Light Service Project

SacRT is adding a passing track at the Glenn/Robert G. Holderness Station to be able to provide 15-minute light rail service to all Folsom area stations including Hazel, Iron Point, Glenn/Robert G. Holderness and Historic Folsom. Construction work related to the Folsom 15-Minute Light Service Project began on January 2, 2024. Light rail customers

can expect service disruptions for the duration of the expected six-month construction period. The following information provides the dates and details:

Thursday, January 4, 2024 – July 2024

Gold Line: Bus bridge between Iron Point and Historic Folsom stations. Construction of the passing track will take place near the Glenn/Robert G. Holderness Station. There will be NO light rail service between Iron Point and Historic Folsom stations.

Instead, SacRT will provide supplemental shuttle bus service for customers that need to travel to Folsom stations from Iron Point that are impacted by track construction. This includes Glenn/Robert G. Holderness and Historic Folsom stations. Light rail service will be available at Iron Point Station for travel to and from downtown Sacramento. If a customer does not want to take the shuttle bus they can park and catch the train at one of SacRT's free park-and-ride lots at Iron Point, Hazel or Sunrise stations.

Once construction is completed in summer 2024, SacRT will operate 15-minute service at all Folsom area stations (Hazel, Iron Point, Glenn/Robert G Holderness and Historic Folsom) using new low-floor light rail trains.

Bus Bridge Schedule January 2 and 3, 2024:

- First Bus at Sunrise Station – 4:35 AM
- Last Bus at Sunrise Station – 11:05 PM
- First Bus at Historic Folsom Station – 5 AM
- Last Bus at Historic Folsom Station – 11:30 PM

Weekday Bus Bridge Schedule (January 4 through July 2024):

- First Bus at Iron Point Station – 4:41 AM
- Last Bus at Iron Point Station – 11:11 PM
- First Bus at Historic Folsom Station – 5:00 AM
- Last Bus at Historic Folsom Station – 11:30 PM

Saturday Bus Bridge Schedule (January 4 through July 2024):

- First Bus at Iron Point Station – 7:11 AM
- Last Bus at Iron Point Station – 11:11 PM
- First Bus at Historic Folsom Station – 7:30 AM
- Last Bus at Historic Folsom Station – 11:30 PM

Sunday Bus Bridge Schedule (January 4 through July 2024):

- First Bus at Iron Point Station – 9:41 AM
- Last Bus at Iron Point Station – 9:11 PM
- First Bus at Historic Folsom Station – 10:00 AM
- Last Bus at Historic Folsom Station – 9:30 PM

Shuttle buses will pick up and drop off riders during construction approximately every 30 minutes.

Iron Point Station Shuttle Bus (January 2 through July 2024):

- Toward Historic Folsom Station: Upper driveway near the stairs
 - Toward Sacramento Valley Station: Upper driveway near the stairs
- Note: Light Rail service available at Iron Point headed to SVS starting January 4

Glenn/Robert G. Holderness Station Shuttle Bus (January 2 through July 2024):

- Toward Sacramento Valley Station: Next to the station platform
- Toward Historic Folsom Station: Next to the station platform

Historic Folsom Station Shuttle Bus (January 2 through July 2024):

- Toward Sacramento Valley Station: On Reading Street across Street at bus stop next to garage

Give Your Feedback to SACOG on Unmet Transit Needs

The Sacramento Area Council of Governments (SACOG) is looking for feedback on our area's bus, dial-a-ride, paratransit and light rail transit services. SACOG accepts transit needs related comments from any area in the counties of Sacramento, Sutter, Yolo and Yuba.

SACOG's annual Unmet Transit Needs (UTN) Finding process has begun, with a schedule of upcoming events designed to identify transit service needs in the Sacramento, Sutter, Yolo and Yuba Counties.

An **unmet transit need** is defined as *“Existing transit services or service variants, including services where transfers may be necessary to complete a trip, that are not adequately meeting the identified transportation needs of residents of the SACOG four-county Regional Transportation Planning Area who are likely to use public transportation.”*

Unmet Transit Needs meetings will be in-person at various community events throughout the four counties, as well virtually via Zoom. Please visit the SACOG website for UTN meeting information:

[Unmet Transit Needs – Sacramento Area Council of Governments \(sacog.org\)](https://www.sacog.org)

Participate in the Hybrid Unmet Transit Needs Hearing:

SACOG Board of Directors Unmet Transit Needs Hearing (hybrid)
Thursday, January 18, 2024, at 9:30 AM
SACOG Board Room
1415 L Street, Suite 300 (3rd Floor), Sacramento, CA

*Happy
New Year!*

SacRT General Manager/CEO's Update
Monday, January 8, 2024



Sacramento Regional Transit District
**ANNUAL COMPREHENSIVE
FINANCIAL REPORT**
For the Fiscal Year Ended June 30, 2023

December Financials

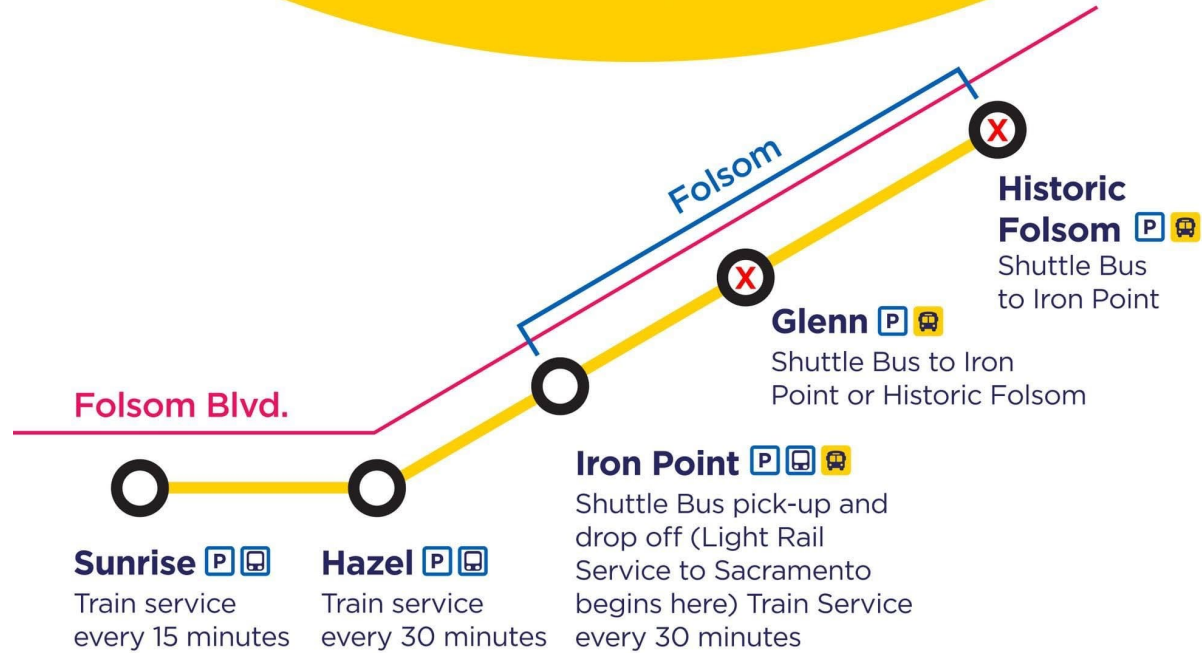





Youth Safety Meeting

Folsom Light Rail Service Disruption

There is no Light Rail Service between Historic Folsom and Iron Point stations, a shuttle bus will be in place.

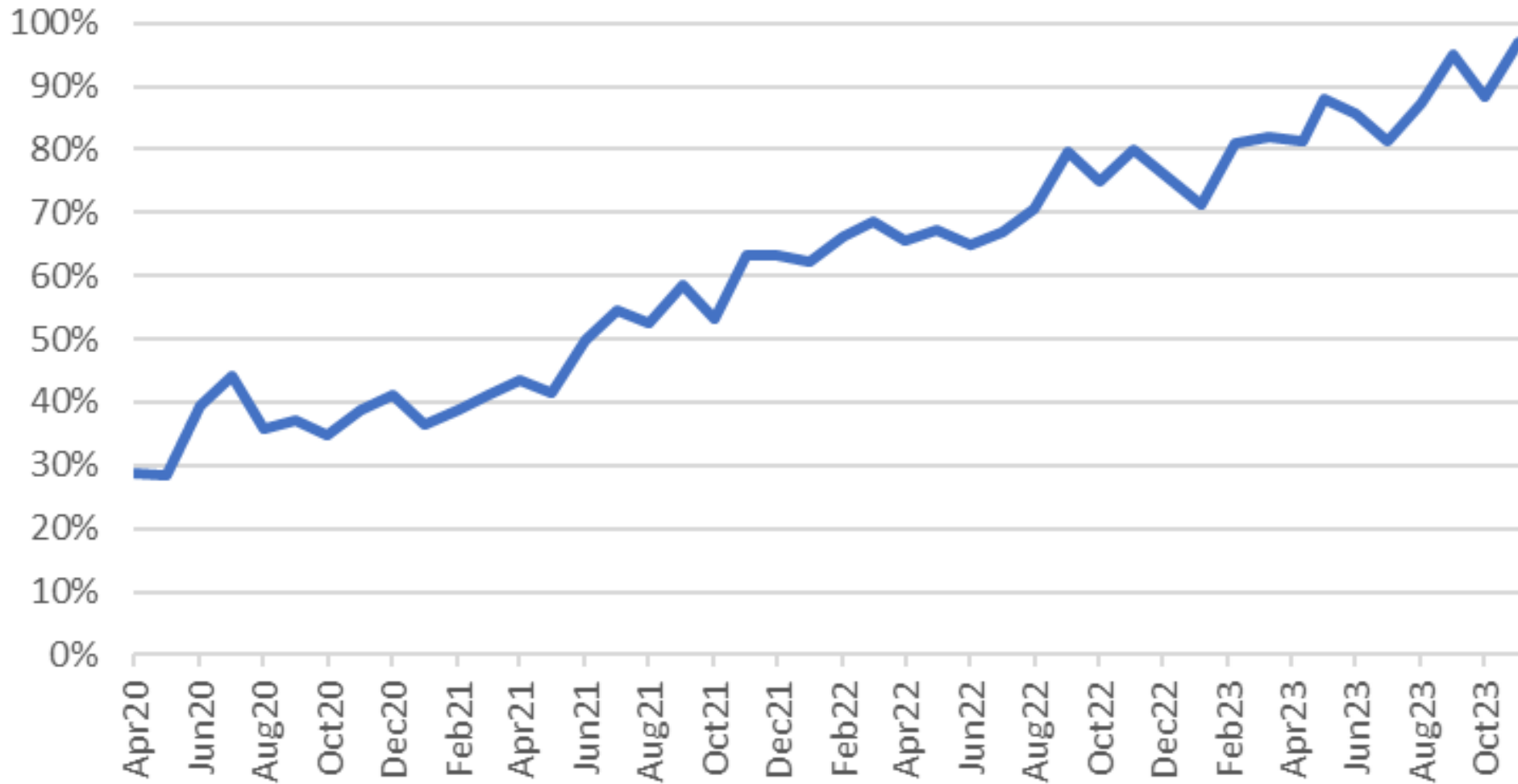
RIDER  ALERT



- Key**
-  Park & Ride Lot
 -  Train Service Available
 -  No Light Rail Service
 -  Shuttle Bus

Folsom Construction & Light Rail Modernization

Fixed Route Bus % Recovery Post-Covid



Ridership