

SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

Minutes- Board of Directors

May 28, 2010

A Regular Meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District met on Friday, May 28, 2010 at the Capitola City Council Chambers, 420 Capitola Avenue, Capitola, California.

Chair Pirie called the meeting to order at 9:03 a.m.

SECTION 1: OPEN SESSION

1. ROLL CALL:

DIRECTORS PRESENT

Donald Hagen
Michelle Hinkle
John Leopold
Ellen Pirie
Antonio Rivas
Lynn Robinson
Mike Rotkin
Mark Stone
Marcela Tavantzis

DIRECTORS ABSENT

Dene Bustichi
Ron Graves
Ex-Officio Donna Blitzer

STAFF PRESENT

Ciro Aguirre, Operations Manager
Angela Aitken, Finance Manager
Bob Cotter, Maintenance Manager
Mary Ferrick, Fixed Route Superintendent

Margaret Gallagher, District Counsel
Debbie Kinslow, Asst Finance Manager
April Warnock, Paratransit Superintendent
Les White, General Manager

EMPLOYEES AND MEMBERS OF THE PUBLIC WHO VOLUNTARILY INDICATED THEY WERE PRESENT

Carolyn Derwing, METRO Schedule Analyst
Erich Friedrich, METRO Jr. Transit Planner
Chuck Rechnagle

Bonnie Morr, UTU
Amy Weiss, Spanish Interpreter
John Daugherty, SEA/E&D TAC

2. ORAL AND WRITTEN COMMUNICATION TO THE BOARD OF DIRECTORS

Written:

- | | | | |
|----|-----------------|-----|--|
| a. | Helen P. French | Re: | Letter of Thanks |
| b. | E/D TAC | Re: | Senior/Disabled Discount Bus Pass Policy |

Oral:

Bonnie Morr, UTU, said that unions were not consulted on the contract for Third Party Workers Compensation, and she wanted the Board to know that the Unions are normally participants in the selection process. Ms. Morr said that there should have been an meeting with the Unions.

3. LABOR ORGANIZATION COMMUNICATIONS

None.

4. ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS

None.

CONSENT AGENDA

- 5-1. **ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS FOR THE MONTH OF MARCH 2010**
- 5-2. **ACCEPT AND FILE MONTHLY BUDGET STATUS REPORT FOR MARCH 2010**
- 5-3. **CONSIDERATION OF TORT CLAIMS: DENY THE CLAIM OF KEENAN & ASSOCIATES, #10-0010; DENY THE CLAIM OF STATE FARM INSURANCE, #10-0012**
- 5-4. **ACCEPT AND FILE PARACRUZ OPERATIONS STATUS REPORT FOR THE MONTH OF MARCH 2010**
- 5-5. **ACCEPT AND FILE RIDERSHIP AND PERFORMANCE REPORT FOR MARCH 2010**
- 5-6. **ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR MARCH 2010**
- 5-7. **ACCEPT AND FILE UNIVERSITY OF CALIFORNIA, SANTA CRUZ SERVICE UPDATE FOR THE MONTH OF MARCH 2010**
- 5-8. **ACCEPT AND FILE METROBASE PROJECT STATUS REPORT**
- 5-9. **RENEWAL OF AGREEMENT WITH COUNTY OF SANTA CRUZ FOR PAYROLL SERVICES**
- 5-10. **ACCEPT AND FILE MINUTES REFLECTING VOTING RESULTS FROM APPOINTEES TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION FOR THE MARCH 2010 MEETING(S)**
- 5-11. **NOTICE OF ACTION TAKEN IN CLOSED SESSION REGARDING SETTLEMENT IN RITA GENTRY VS. SANTA CRUZ METROPOLITAN TRANSIT DISTRICT**
- 5-12. **CONSIDERATION OF SCHEDULING A 45-DAY PUBLIC COMMENT PERIOD BEGINNING JUNE 1, 2010 AND A PUBLIC HEARING ON JUNE 25, 2010 IN ORDER TO OBTAIN PUBLIC INPUT REGARDING METRO'S PROPOSED ANNUAL DISADVANTAGED BUSINESS ENTERPRISE (DBE) GOAL OF 2.12% FOR FEDERALLY FUNDED PROCUREMENTS FOR THE FEDERAL FISCAL YEAR 2011 (FFY11)**
- 5-13. **CONSIDERATION OF AUTHORIZING A DEPOSIT ACCOUNT FOR THE ADMINISTRATION OF APPROVED WORKERS' COMPENSATION CLAIMS WITH WELLS FARGO BANK**

- 5-14. **CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXTEND THE CONTRACT WITH PAT PIRAS CONSULTING FOR REVIEW OF ADA PARATRANSIT ELIGIBILITY PROCESS**
- 5-15. **CONSIDERATION OF AMENDING THE PURCHASE ORDER WITH WATSONVILLE CADILLAC BUICK IN AN AMOUNT NOT TO EXCEED \$30,000**
- 5-16. **REPORT ON INSTALLATION OF PAPER TOWEL DISPENSERS AT TRANSIT CENTER EMPLOYEE LOUNGES**
- 5-17. **CONSIDERATION OF ACCEPTING THE BUS RAPID TRANSIT AND REGIONAL TRANSIT COORDINATION IN MONTEREY BAY STUDY**

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR ROBINSON

Approve the Consent Agenda

Motion passed unanimously with Directors Bustichi and Graves being absent.

REGULAR AGENDA

6. PRESENTATION OF EMPLOYEE LONGEVITY AWARDS:

The following employees were acknowledged for their years of service:

TEN YEARS

Vickie Sanchez, Customer Service Representative

FIFTEEN YEARS

Liz Bytheway, Accounting Specialist

THIRTY YEARS

John Fuentes, Bus Operator

John Daugherty, SEA, said that Vickie Sanchez had requested that her presentation be continued to the next Board of Directors meeting.

7. CONSIDERATION OF THE FY11 & FY12 DRAFT FINAL BUDGET

Summary:

Angela Aitken reported that the budget is balanced coming out of 2010, and that some of the money from reserves still remain. Ms. Aitken said that 2010 expenses had been cut by \$5,000,000.00, without layoffs, through attrition, retirements, and a review of needs. Ms. Aitken commended METRO employees, management and Directors for their support as the District endures the next 3 to 5 years. Ms. Aitken went over the Summary of Issues, and presented the details of the FY11 & FY12 Draft Final Operating Budget.

Discussion:

There was a discussion about SB312 and the benefits to METRO. Director Hagen asked if any consideration had been given to increase fare. Angela Aitken said that it had come up in discussion. Director Rotkin asked about the status of Reserves. Les White said that normal Reserves would still be intact and METRO would still be financially viable.

There was a discussion about the sustainability of service with current staffing. Director Leopold asked if METRO would be able to maintain sufficient staff to run service. Les White said that more drivers would be hired as retirements occur. Director Rotkin asked about the potential for more overtime. Les White said that current service is being maintained with overtime, and that the Proposed Service Reductions would reduce the amount of overtime. Director Leopold asked what would happen if service cuts to UCSC are put back in. Angela Aitken reminded the Board that the budget is predicated on the implementation of Proposed Service Reductions.

Director Rotkin commended staff for being able to hold down expenses, noting that it should not be taken for granted. Director Hagen thanked staff for a clear explanation of the status of the Budget. Director Rivas commended staff and administration for avoiding layoffs, working with the Unions, and said that the next few years would be rough. Director Rivas said that his constituents are worried about Service Reductions, and that he hoped that Service Reductions would be held to a minimum for Watsonville. Vice Chair Robinson remarked that it is incumbent upon all to work together.

8. PUBLIC HEARING: CONSIDERATION OF ADOPTING A PROGRAM OF PROJECTS FOR FY10 FEDERAL FUNDING ASSISTANCE THROUGH THE FTA SECTIONS 5307 AND 5340 OPERATING ASSISTANCE FUNDS

Summary:

Angela Aitken detailed the benefits of FTA Sections 5307 and 5340 and asked the Board to authorize the General Manager to apply for and execute contracts related to FY10 Federal Funding through the Federal Transportation Administration's Sections 5307 and 5340 operating assistance funds.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR ROBINSON

Adopt a Program of Projects for FY10 Federal Funding Assistance through the FTA Sections 5307 and 5340 Operating Assistance Funds.

Motion passed unanimously with Directors Bustichi and Graves being absent.

9. **PUBLIC HEARING: CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO APPLY FOR AND EXECUTE CONTRACTS RELATED TO OPERATIONAL ASSISTANCE THROUGH FEDERAL FUNDING FROM THE CALIFORNIA DEPARTMENT OF TRANSPORTATION'S FTA SECTION 5311 FY10 RURAL OPERATING ASSISTANCE FUNDS**

Summary:

Angela Aitken detailed the benefits of FTA Section 5311 and asked the Board of Directors authorize the General Manager to apply for and execute contracts related to operational assistance through Federal Funding from the California Department of Transportation's FTA Section 5311 FY10 rural operating assistance funds.

ACTION: MOTION: DIRECTOR TAVANTZIS SECOND: DIRECTOR ROTKIN

Authorize the General Manager to apply for and execute contracts related to Operational Assistance through Federal Funding from the California Department of Transportation's FTA Section 5311 FY10 Rural Operating Assistance Funds.

Motion passed unanimously with Directors Bustichi and Graves being absent.

10. **CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO SUBMIT A GRANT APPLICATION AND SIGN NECESSARY AGREEMENTS FOR FEDERAL FUNDING FROM THE FEDERAL TRANSPORTATION ADMINISTRATION'S FY10 SECTION 5309 STATE OF GOOD REPAIR/BUS AND BUS FACILITIES DISCRETIONARY GRANTS PROGRAM**

Summary:

Angela Aitken detailed the benefits of FTA Section 5309 and asked that the Board of Directors authorize the General Manager to submit a grant application and sign necessary agreements for federal funding from the Federal Transportation Administration's FY10 Section 5309 State of Good Repair/Bus and Bus Facilities Discretionary Grants Program.

Discussion:

Director Rivas asked about diesel buses. Angela Aitken said that the funds from Section 5309 would enable METRO to replace all the diesel buses. Vice Chair Robinson asked if there was a backup plan in case the funds are not secured. Angela Aitken said that METRO will apply for all grants for which it is eligible and that the Grants Analyst is in constant contact with the FTA. Les White stated that the backup plan is contingent on the California Legislature approving an accelerated Public Transportation Modernization, Improvement and Service Enhancement Account bond program (PTMISEA), which would provide METRO \$21,000,000.00 in three payments over the next three fiscal years. Mr. White said that if the Operations Building is completed under budget, the remaining funds could be used to match the 5309 grant. Director

Leopold commented on the decision to continue the contract of the temporary Grants Analyst. Director Rivas asked if METRO could work together with the Pajaro Valley Unified School District to explore options for replacing or converting their diesel buses. Chair Pirie said that the Air District has grants for that purpose. Les White said that METRO would be happy to help them.

ACTION: MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR ROBINSON

Adopt a Resolution authorizing the General Manager to submit a grant application and sign necessary agreements for Federal Funding from the Federal Transportation Administration's FY10 Section 5309 State of Good Repair/Bus and Bus Facilities Discretionary Grants Program.

Motion passed unanimously with Directors Bustichi and Graves being absent.

11. **CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO SUBMIT A GRANT APPLICATION AND SIGN NECESSARY AGREEMENTS FOR FEDERAL FUNDING FROM THE FEDERAL TRANSPORTATION ADMINISTRATION'S FY10 SECTION 5308 CLEAN FUELS/BUS AND BUS FACILITIES DISCRETIONARY GRANTS PROGRAM**
12. **CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO SUBMIT A GRANT APPLICATION AND SIGN NECESSARY AGREEMENTS FOR STATE FUNDING FROM THE MONTEREY BAY UNIFIED AIR POLLUTION DISTRICT'S AB2766 MOTOR VEHICLE EMISSION REDUCTION GRANTS PROGRAM**

Summary:

Angela Aitken said that both grant applications are for a second Compressed Natural Gas (CNG) tank and related installation costs. Ms. Aitken said that it is important to increase CNG storage in order to accommodate more CNG buses.

Discussion:

Director Leopold asked about the availability of the CNG tank from Monterey-Salinas Transit. Angela Aitken said that it was not yet known if the tank would be compatible or available. Director Leopold asked if METRO would be able to afford a new tank. Les White said that the budget is based on a new purchase. Director Leopold asked about the state of technology of CNG versus diesel. Les White described the California Air Resources Board (CARB) requirement to choose between CNG and diesel and the history of related issues.

Director Rotkin asked if the environmental review work had been completed. Les White said that they were completed. Director Stone asked about the noise abatement of the fans at the fueling station. Angela Aitken said that other sources of funding would be sought if the grant is not approved

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR LEOPOLD

Adopt resolution authorizing the General Manager to submit a grant application and sign necessary agreements for Federal Funding from the Federal Transportation Administration's FY10 section 5308 Clean Fuels/Bus and Bus Facilities Discretionary Grants Program and; Adopt a resolution authorizing the General Manager to submit a grant application and sign necessary agreements for State Funding from the Monterey Bay Unified Air Pollution District's AB2766 Motor Vehicle Emission Reduction Grants Program.

Motion passed unanimously with Directors Bustichi and Graves being absent.

13. **CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO SUBMIT GRANT APPLICATIONS AND SIGN NECESSARY AGREEMENTS FOR FUNDING THROUGH CALTRANS-ADMINISTERED GRANTS PROGRAMS**
14. **CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO SUBMIT GRANT APPLICATIONS AND SIGN NECESSARY AGREEMENTS FOR FUNDING THROUGH THE DEPARTMENT OF TRANSPORTATION'S AND/OR FEDERAL TRANSPORTATION ADMINISTRATION'S GRANTS PROGRAMS**

Summary:

Angela Aitken said that more grant applications would be forthcoming, and requested blanket authority to apply for both state and federal grants. Ms. Aitken said that starting in July, the Board would be supplied with a summary or legislative update to apprise the Board of the status of grant applications.

Discussion:

Director Leopold asked if the summary would be a regular report to the Board. Angela Aitken said that it would be a monthly item. Vice Chair Robinson asked if the Board would be able to pull controversial items for discussion. Angela Aitken said that would be at the discretion of the Board. Director Hagen noted that it would be beneficial to implement this idea. Director Rivas asked if there was specific language in the resolution to allow for an item to be pulled. Chair Pirie said it would not be necessary to add language to do so and that an item could be moved to the regular agenda.

ACTION: MOTION: DIRECTOR TAVANTZIS SECOND: DIRECTOR ROBINSON

Adopt a resolution authorizing the General Manager to submit grant applications and sign necessary agreements for funding through Caltrans-administered Grants Programs and; adopt a resolution authorizing the General Manager to submit grant applications and sign necessary agreements for funding through the Department of Transportation's and/or Federal Transportation Administration's Grants Programs

Motion passed unanimously with Directors Bustichi and Graves being absent.

15. CONSIDERATION OF PROPOSED METRO FIXED ROUTE SERVICE REDUCTIONS FOR FALL 2010

Summary:

Ciro Aguirre, Erich Friedrich and Carolyn Derwing presented an updated Powerpoint presentation on the Proposed Fixed Route Service Reductions.

Discussion:

Director Rotkin thanked everyone involved for a job well done in preparing the presentation, and said that although there are cuts, bus service continues to operate. Director Stone asked about coordination with San Lorenzo Valley school bell schedules. Erich Friedrich said that the schools were contacted and did not indicate any changes to the bell schedules, and he noted that if there are any changes, he was certain they could be accommodated in the route schedule.

Vice Chair Robinson asked what outreach was directed to the Davenport area. Erich Friedrich said there was no specific outreach directed toward Davenport. Vice Chair Robinson offered to inform some key Davenport figures about the proposed reductions. Carolyn Derwing said that anyone who knows of key people in the Community who should be notified of the proposed service reductions should let them know about the public meetings.

Vice Chair Robinson asked if there was an alternate route that would cover the Seabright/Murray area. Carolyn Derwing said that there was not. Chair Pirie asked if alternate routes for South County are express routes. Carolyn Derwing said they were semi-express and described the routes those buses travel. Director Tavantzis said that feedback at the public meeting in Watsonville was concerned with the 91x. Vice Chair Robinson asked if changes to enable better connections to CalTrain were on the horizon. Carolyn Derwing said that they were. Directors Rotkin and Rivas both asked for a presentation of the proposed service reductions to their respective City Councils.

John Daugherty, SEAE&D TAC, asked if there would be less service through Capitola Village on the weekends; if the residents of Garfield Park Village would be affected, and; if the service to Corralitos would be affected. Bonnie Morr, UTU, said that the many of the alternative routes do not sufficiently serve the affected areas. Ms. Morr added that UCSC students voted for a fee increase to ensure they would have Night Owl service. Ms. Morr said that the proposed service reductions are a layoff for bus operators. Ms. Morr said that the route #71 buses would be running late and that reductions in layover times are not acceptable.

Carolyn Derwing said that service to Capitola Village would be cut, and that changes to route #56 are being considered to cover that area. Ms. Derwing said that service to Garfield Park would not change, and that there will not be any weekend service to Corralitos. Chair Pirie asked if notices were placed in the buses. Carolyn Derwing said that they were posted in English and Spanish. Ms. Derwing said that several options were being considered for the continuation of Night Owl

Service. Ms. Derwing said that route #71 will be monitored to see if adjustments are needed in the future. Ciro Aguirre acknowledged all the concerns expressed, and said that all of the effects of the reductions were being considered.

16. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH CREATIVE BUS SALES FOR THE PURCHASE OF FIVE PARATRANSIT MINI-VANS FOR AN AMOUNT NOT TO EXCEED \$231,077

Summary:

Ciro Aguirre reported that Staff has determined that five Paratransit mini-vans are required to service areas that pose maneuvering issues encountered in some of the rural parts of Santa Cruz County. Mr. Aguirre said that a paratransit vehicle request for proposal was conducted by the California Association for Coordinated Transportation (CalACT) and Morongo Basin Transit Authority to solicit proposals from qualified firms for the purchase of paratransit vehicles. Mr. Aguirre said that Santa Cruz METRO can purchase five (5) mini-vans from this contract as a piggy-back procurement.

Discussion:

Director Leopold asked if there was a big price difference in going through CalACT. Ciro Aguirre said that there was not a big difference.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR LEOPOLD

Motion passed unanimously with Directors Bustichi and Graves being absent.

17. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH GFI GENFARE FOR THE PURCHASE OF AN UPGRADE TO THE FAREBOX SYSTEM FOR AN AMOUNT NOT TO EXCEED \$2,362,000 AND APPROVAL OF CONTRACT CHANGE ORDER PROCEDURES

Summary:

Ciro Aguirre reported that throughout 2009 Santa Cruz METRO staff pursued various sources of funding in order to upgrade Santa Cruz METRO's fare collection equipment to Electronic Fare Payment Technology (EFPT). Mr. Aguirre said that Santa Cruz METRO, in conjunction with Monterey-Salinas Transit (MST), approached EFPT as a way in which to establish a partnership that would streamline fare payments and provide fare media that could be used by the customers of both agencies for enhanced regional travel. Mr. Aguirre said that a formal request for proposals (RFP) was conducted by San Mateo County Transit District (SamTrans) with Santa Cruz METRO and MST listed as participating agencies to the procurement.

Ciro Aguirre said that the quote from GFI Genfare was lower than anticipated, leaving a residual balance of \$20,355.50, and Staff is requesting that the Board authorize the additional \$20,355.50 to be set aside as a contingency for any unforeseen change orders that may occur. Mr. Aguirre said that if additional funding is required, staff will return to the Board of Directors for approval of

any change order request from the contractor that exceeds \$5,000, and that any change order request from the contractor that is \$5,000 or less will require the approval of the General Manager, or the Finance Manager/Acting Assistant General Manager, or the Manager of Operations.

Discussion:

Director Stone said that he was happy to finally see a contract for the technology, and that it would be a great help. Director Rotkin said that it would speed up the boarding times on the buses. Les White said that Congressman Sam Farr and both of California's Senators are to be thanked for their support. Director Rivas asked if a letter of thanks could be sent to Congressman Farr and Senators Feinstein and Boxer..

ACTION: MOTION: DIRECTOR ROBINSON SECOND: DIRECTOR HAGEN

Authorize the General Manager to execute a contract with GFI Genfare for the purchase of an upgrade to the farebox system for an amount not to exceed \$2,362,000 and approval of contract change order procedures and; to send a letter of thanks to Congressman Sam Farr and Senators Feinstein and Boxer.

Motion passed unanimously with Directors Bustichi and Graves being absent.

18. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A WAIVER AND RELEASE WITH ORANGE COUNTY TRANSIT AUTHORITY FOR THE RIGHT TO ACQUIRE ONE (1) ADDITIONAL 40-FOOT LOW FLOOR CNG COACH

Summary:

Ciro Aguirre reported that The Santa Clara Valley Transit Authority (VTA) committed to Santa Cruz METRO \$2,500,000 in Measure A funds for the purchase of Highway 17 Express Service coaches. Mr. Aguirre said that METRO requested a price quote from New Flyer of for the four coaches, and upon receipt of the quote noticed that the price for all four coaches was for less than what was anticipated, and would allow for an additional coach to be purchased. Mr. Aguirre said that a request was made to OCTA for release of an additional option bringing the total number of options to five, and the option request was granted.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR LEOPOLD

Authorize the General Manager to execute a waiver and release with Orange County Transit Authority for the right to acquire one (1) additional 40-foot low floor CNG coach.

Motion passed unanimously with Directors Bustichi and Graves being absent.

19. CONSIDERATION OF AMENDING THE NOT TO EXCEED CONTRACT AMOUNTS WITH WATSONVILLE TRANSPORTATION INC. AND SANTA CRUZ TRANSPORTATION, LLC FOR SUPPLEMENTAL PARATRANSIT SERVICES FROM \$350,000 TO \$475,000

Summary:

Ciro Aguirre reported that Santa Cruz METRO entered into contracts for supplemental paratransit services with Watsonville Transportation, Inc. and Santa Cruz Transportation, LLC on May 1, 2007 for a three year contract period, and that both contracts were recently extended through April 30, 2011.

Ciro Aguirre said the maximum amount payable for each contract had a not to exceed amount of \$350,000, and this amount was sufficient for the first three-years of the contract. Mr. Aguirre said that as both contracts have been recently extended for one additional year, the not to exceed amount of each contract needs to be increased by \$125,000 for a new not to exceed amount of \$475,000 for expenditures during the new contract period.

Discussion:

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR RIVAS

Amend the not to exceed contract amounts with Watsonville Transportation Inc. and Santa Cruz Transportation, LLC for supplemental paratransit services from \$350,000 to \$475,000

Motion passed unanimously with Directors Bustichi and Graves being absent.

20. CONSIDERATION OF CONTRACT RENEWAL WITH ALLIANT INSURANCE SERVICES, INC. FOR INSURANCE BROKER SERVICES AND CONTINUING PARTICIPATION IN THE CALIFORNIA PUBLIC ENTITY INSURANCE AUTHORITY JOINT POWERS AGREEMENT IN ORDER TO ACCESS EXCESS WORKERS' COMPENSATION INSURANCE

Summary:

Leslie R. White reported that the current contract for excess workers' compensation coverage is due to expire on June 30, 2010. Mr. White said that an extension of the contract in an amount not exceed \$94,000 would be favorable to Santa Cruz METRO.

Discussion:

Director Leopold said that staff should meet with Unions to share information about this issue.

ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR ROBINSON

Renew contract with Alliant Insurance Services, Inc. for insurance broker services and continue participation in the California Public Entity Insurance Authority Joint Powers Agreement in order to access Excess Workers' Compensation Insurance

Motion passed unanimously with Directors Bustichi and Graves being absent.

21. CONSIDERATION OF THE ADEQUACY OF THE SECURITY FUNDING LEVEL PROPOSED FOR INCLUSION IN THE FY11 METRO OPERATING BUDGET IN ADDRESSING THE INCREASED DRUG TRAFFIC OCCURRING AT TRANSIT CENTERS IN SANTA CRUZ AND WATSONVILLE

Summary:

Leslie R. White reported that recently there has been an expanded discussion of the amount of drug activity in Santa Cruz County. Mr. White said that in recent news reports the Transit Centers in Santa Cruz and Watsonville have been identified as areas where substantial drug activity takes place. Mr. White said that the Proposed FY11 Operating Budget redirects a portion of security funds currently used in the Revenue Room to Transit Center Patrols. Mr. White said that Staff recommends that the Board discuss the level of drug activity at the Transit Centers and the security efforts that should be implemented.

Discussion:

Vice Chair Robinson said she wanted to get more background on the issue. Ciro Aguirre detailed the current structure and procedures of security services at the Transit Centers. Mr. Aguirre said that analysis of drug activity in the Watsonville area revealed frequent use of the restrooms at the Transit Center, and that lack of a police or security presence encourages drug-users to remain in the area. Mr. Aguirre said that activities at the METRO Center are often linked to nightlife in the immediate area.

DIRECTOR ROTKIN LEFT THE MEETING

There was a discussion about the current security situation and procedures used by METRO security officers.

22. CONSIDERATION OF EXTENDING ROUTE #79 TO THE SANTA CRUZ COUNTY FAIRGROUNDS DURING THE 2010 FAIR AT A COST OF \$4,000.00 TO PROVIDE BOTH FIXED ROUTE AND PARACRUZ SERVICE

Summary:

Leslie R. White reported that this item was a re-submission from the April Board Meetings.

Discussion:

There was a discussion about the merits of providing service to the Santa Cruz County Fair. Chuck Rechnagle requested that the Board approve service to the Fair. Les White detailed the restrictions imposed by the FTA on charter service and said that there is nothing that prohibits the Board from approving funds out of the budget and requesting donations.

ACTION: MOTION: DIRECTOR TAVANTZIS SECOND: DIRECTOR ROBINSON

Approve extending route #79 to the Santa Cruz County Fairgrounds during the 2010 Fair at a cost of \$4,000.00 to provide both Fixed Route and Paracruz service and; approve acceptance of donations to cover costs.

Motion passed unanimously with Directors Bustichi and Graves being absent.

23. **ORAL ANNOUNCEMENT: THE NEXT REGULARLY SCHEDULED BOARD MEETING WILL BE HELD FRIDAY, JUNE 11, 2010 AT 9:00 A.M. AT SANTA CRUZ METRO'S ADMINISTRATION OFFICE, 110 VERNON ST, SANTA CRUZ**

24. **REVIEW OF ITEMS TO BE DISCUSSED IN CLOSED SESSION:**

Margaret Gallagher reported that the Board would have a conference with its Legal Counsel regarding the existing claim of State Farm Insurance (Subrogating for Dias, Phyllis); the potential claim of Phyllis Dias; the existing claim of Edward Hinshaw and Barbara Hinshaw; and one case of whether to initiate litigation in relation to the Homeless Services Center.

25. **ORAL AND WRITTEN COMMUNICATIONS REGARDING CLOSED SESSION**

None.

SECTION II: CLOSED SESSION

Chair Pirie adjourned to Closed Session at 11:55 a.m. and reconvened to Open Session at 12:38 p.m.

SECTION III: RECONVENE TO OPEN SESSION

6. **REPORT OF CLOSED SESSION**

Vice Chair Robinson stated that there was no reportable action taken in Closed Session.

ADJOURN

There being no further business, Chair Pirie adjourned the meeting at 12:40 p.m.

Minutes– Board of Directors
May 28, 2010
Page 14

Respectfully submitted,

A handwritten signature in cursive script that reads "Anthony B. Tapiz". The signature is written in black ink and is positioned below the phrase "Respectfully submitted,".

ANTHONY TAPIZ
Acting Administrative Services Coordinator