

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

Minutes- Board of Directors

October 19, 2001

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A Regular Meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District met on Friday, October 19, 2001 at the City Hall Council Chambers, 809 Center Street, Santa Cruz, California.

Chairperson Ainsworth called the meeting to order at 9:02 a.m.

## SECTION 1: OPEN SESSION

### 1. ROLL CALL:

#### DIRECTORS PRESENT

Sheryl Ainsworth  
Jeff Almquist  
Tim Fitzmaurice  
Bruce Gabriel  
Michelle Hinkle  
Christopher Krohn  
Emily Reilly  
Ex-Officio Mike Rotkin

#### DIRECTORS ABSENT

Jan Beautz (arrived at 9:04 a.m.)  
Rafael Lopez  
Mike Keogh  
Dennis Norton

#### STAFF PRESENT

Bryant Baehr, Operations Manager  
Paul Chandley, Human Resources Mgr.  
Kim Chin, Planning & Marketing Manager  
Mark Dorfman, Asst. General Manager  
Marilyn Fenn, Asst. Finance Manager  
Linda Fry, Service Planning Supervisor

Terry Gale, IT Manager  
Peggy Gallagher, District Counsel  
Tom Hiltner, Grants/Legis. Analyst  
David Konno, Facilities Maint. Manager  
Elisabeth Ross, Finance Manager  
Tom Stickel, Fleet Maintenance Manager  
Leslie R. White, General Manager

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

Jim Bosso, S. C. Transportation  
Richard Camperud, Courtesy Cab  
Mary Ferrick, PSA  
Mark Hartunian, Lift Line  
Patti Korba, SEA  
Jeff LeBlanc, Rider  
Carmen Magdaleno, Spanish Interpreter

John Mellon, VMU  
Larry Paegler, UCSC  
Steve Paulsen, UTU  
Wes Scott, UCSC  
Patricia Spence, MASTF  
Sam Storey, Community Bridges  
Marian Taylor, League of Women Voters  
Linda Wilshusen, SCCRTC

**2. ORAL AND WRITTEN COMMUNICATION**

- a. Supervisor Tony Campos RE: Accessibility at Capitola Mall Transit Center
- b. Daniel J. Kostelec RE: Accessibility at Capitola Mall Transit Center
- c. James D. Liedtke RE: Holiday Bus Service
- d. Ellen Pirie, Supervisor RE: Bus Service to San Andreas Labor Camp

**3. LABOR ORGANIZATION COMMUNICATIONS**

None

**4. METRO USERS GROUP (MUG) COMMUNICATIONS**

Director Gabriel stated that MUG met on October 17<sup>th</sup> and held a lengthy discussion on marketing and Cabrillo College. No recommendations were made for the Board.

**5. METRO ACCESSIBLE SERVICES TRANSIT FORUM (MASTF) COMMUNICATIONS**

None

DIRECTOR BEAUTZ ARRIVED.

**6. ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS**

There were two add-on packets this month, as follows:

**ADD-ON PACKET #1  
SECTION 1:**

**ADD TO ITEM #2** ORAL AND WRITTEN COMMUNICATIONS:

- d. Ellen Pirie, Supervisor RE: Bus Service to San Andreas Labor Camp  
**(Add written communication)**

**CONSENT AGENDA:**

**ADD TO ITEM #7-5** ACCEPT AND FILE MINUTES OF MASTF COMMITTEE MEETING OF 9/20/01  
**(Add Minutes)**

**ADD TO ITEM #7-19** CONSIDERATION OF PROPOSAL WITH FIRST NIGHT SANTA CRUZ FOR BUS SERVICE AND USE OF METRO CENTER  
**(Staff Report was distributed to the Board at 10/12/01 Board Meeting)**

**ADD-ON PACKET #2**  
**REGULAR AGENDA:**

**ADD TO ITEM #13**                    **CONSIDERATION OF AWARD OF CONTRACT FOR DESIGN AND CONSTRUCTION MANAGEMENT SERVICES FOR NEW COMPRESSED NATURAL GAS (CNG) FUEL STATION**  
**(Add Staff Report)**

**REGULAR AGENDA:**

**ADD TO ITEM #15**                    **CONSIDERATION OF STATUS REPORT OF AGREEMENT WITH CABRILLO COLLEGE FOR TRANSPORTATION SERVICES**  
**(Add Staff Report)**

**ADD TO ITEM #17**                    **CONSIDERATION OF CHANGE ORDER WITH NEW FLYER FOR THE PURCHASE OF EIGHT COMPRESSED NATURAL GAS (CNG) LOW-FLOOR BUSES**  
**(Add Staff Report)**

**ADD TO ITEM #21**                    **CONSIDERATION OF CONTRACT EXTENSION THROUGH JUNE 30, 2002 WITH COMMUNITY BRIDGES FOR PARATRANSIT SERVICES, INCLUDING RATE ADJUSTMENTS**  
**(Add Staff Report)**

E-mail was received from Lynn Klein regarding Route 4. This was distributed to the Board for input on Item #8.

**CONSENT AGENDA**

- 7-1. **APPROVE REGULAR BOARD MEETING MINUTES OF 9/14/01 and 9/21/01**
- 7-2. **ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS**
- 7-3. **ACCEPT AND FILE SEPTEMBER 2001 RIDERSHIP REPORT**
- 7-4. **CONSIDERATION OF TORT CLAIMS: Deny the claim of: Mary E. McDonald**
- 7-5. **ACCEPT AND FILE MINUTES OF MASTF COMMITTEE MEETING OF 9/20/01**
- 7-6. **ACCEPT AND FILE MINUTES OF MUG COMMITTEE MEETING OF 9/19/01**
- 7-7. **ACCEPT AND FILE MONTHLY BUDGET STATUS REPORT FOR AUGUST 2001, APPROVAL OF BUDGET TRANSFERS**
- 7-8. **ACCEPT AND FILE STATUS REPORT ON ADA PARATRANSIT PROGRAM FOR AUGUST 2001**
- 7-9. **ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR AUGUST 2001**
- 7-10. **ACCEPT AND FILE UNIVERSITY OF CALIFORNIA, SANTA CRUZ SERVICE UPDATE**

Director Fitzmaurice commented that last Tuesday night there was a 45-minute wait on campus for a bus at 7:00 p.m. There were approximately 50 people waiting for each bus. He requested a report from Staff as to the amount of "pass-bys" on the university route. Director Gabriel requested information back from Staff as to the number of times the campus shuttle has cut off a bi-directional bus.

**7-11. ACCEPT AND FILE STATUS REPORT ON CALL STOP ISSUE PROGRESS**

Director Fitzmaurice stated that stops are not being called out 50% of the time and 50% are being called out ineffectively. He would like a report back on whether Staff is receiving complaints in this regard.

**7-12. ACCEPT AND FILE STAFF REPORT ON THE INVESTIGATION OF BIO-DIESEL AS AN INTERIM FUEL**

**7-13. ACCEPT AND FILE DRAFT REPORT ON FTA FY 2000 TRIENNIAL REVIEW**

**7-14. CONSIDERATION OF CONTRACT RENEWALS FOR WORKERS' COMPENSATION ADMINISTRATOR AND EXCESS INSURANCE**

**7-15. CONSIDERATION OF APPROVAL OF RESOLUTION AND CAL PERS CONTRACT AMENDMENT TO PROVIDE ONE-YEAR FINAL COMPENSATION AND MILITARY SERVICE CREDIT AS PUBLIC SERVICE**

**7-16. CONSIDERATION OF AWARD OF CONTRACTS FOR BUS STOP IMPROVEMENTS AT VARIOUS LOCATIONS**

**7-17. CONSIDERATION OF AWARD OF CONTRACT FOR PAINTING OF THE METRO CENTER AT 920 PACIFIC AVENUE**

**7-18. CONSIDERATION OF AWARD OF CONTRACTS FOR GENERAL ENGINEERING SERVICES, WHEN REQUIRED**

**7-19. CONSIDERATION OF PROPOSAL WITH FIRST NIGHT SANTA CRUZ FOR BUS SERVICE AND USE OF METRO CENTER**

**ACTION: MOTION: DIRECTOR ALMQUIST SECOND: DIRECTOR GABRIEL**

Approve the Consent Agenda; agendize reports on university route "pass-bys", campus shuttle interference with bi-directional service, and complaints, if any, regarding non-compliance with Call Stop procedures.

Motion passed unanimously with Directors Keogh, Lopez and Norton absent.

**REGULAR AGENDA**

**8. CONSIDERATION OF 2001 WINTER SERVICE CHANGES  
PUBLIC HEARING SCHEDULED FOR 9:00 A.M.**

**Summary:**

Kim Chin stated that his staff report reflects the proposal from the Service Planning and Review Committee (SPARC) for Winter 2001. SPARC is reviewing the present system to see how it is performing. An analysis will be brought back to the Board in Spring 2002 with the status of these under-performing routes based on farebox information. METRO's Planning and Marketing Dept. has three goals: 1) reduce capacity on over-crowded routes; 2) improve on-time performance; and, 3) improve and increase consistency of schedules that METRO operates.

Linda Fry reported on service to Scotts Valley High School and the reduction in service to Paradise Park. Ms. Fry received one phone call and an e-mail regarding the Route 4 service to Paradise Park. The changes for Winter 2001 were reviewed by both the Metro Users' Group (MUG) and Metro Accessible Services Transit Forum (MASTF) Committees.

**Discussion:**

The process for special route requests is as follows: Request is sent to the SPARC Committee for evaluation and a recommendation is then made to the Board. Any approval of service increase requests for the next 24 months is slim unless the Board wants to redirect service.

**THE PUBLIC HEARING WAS OPENED BY THE CHAIR AT 9:25 A.M.**

Mary Mitchell Susaro is a rider on the Route #4 bus and stated that she and others need this bus to stop at Golf Club Drive.

Leona Battle stated that she boards her bus at Paradise Park at 8:55 a.m. in order to arrive at school at 9:45 a.m. She requires the 3:55 p.m. bus to take home. Ms. Battle expressed concern about walking or riding her bike to and/or from Paradise Park on Highway 9 and asked that the 8:55 a.m. and 3:55 p.m. stops continue to serve Paradise Park on Route 4.

Debra Arsuni asked the Board to reconsider deleting the 1:45 p.m. stop at Paradise Park which her daughter uses to get home from school. Director Fitzmaurice confirmed with Staff that the 1:45 bus was changed to 1:50.

**THE PUBLIC HEARING WAS CLOSED AT 9:31 A.M.**

Several Directors inquired about accommodating the speakers' requests. Les White suggested that the four proposed stops be left in (6:55 a.m., 9:55 a.m., 3:00 p.m. and 6:00 p.m.) in addition to adding back the proposed deleted stops for Paradise Park on Route 4. There would be no cost impact to do this. Doing so, however, renders the afternoon Harvey West – Metro Center route unusable as riders would miss their connections downtown. Also, service to Paradise Park would take service away from the homeless facility. Ex Officio Director Rotkin suggested that no changes be made at this time and to advertise all the options for this route on the bus. This will allow time for input from the ridership on this route. Director Gabriel added that this is a safety issue since the Route 4 bus needs to make a wide turn in the middle of Highway 9 which is not only dangerous but slows the whole process down.

**ACTION: MOTION: DIRECTOR FITZMAURICE SECOND: DIRECTOR BEAUTZ**

**Route #4 bus will serve Paradise Park on the following trips: 6:45 a.m., 8:45 a.m., 9:45 a.m., 1:50 p.m., 2:50 p.m., 3:50 p.m. and 5:50 p.m. Advise Ken Cole of the homeless facility of these changes.**

**Motion passed unanimously with Directors Keogh, Lopez and Norton absent.**

**9. CONSIDERATION OF ADOPTION OF RESOLUTION REVISING THE FY 01-02 BUDGET**

**Summary:**

The Board is being asked to adopt a resolution revising the budget for the current year to include revenue shortfalls. Elisabeth Ross conducted a slide presentation that included a list of the top 25 sales tax-generating businesses in the City from January to June 2001. They are: Retail stores, lumber/construction, miscellaneous and auto dealers. Thirty-two percent (32%) of the total dollars generated were from retail stores. Ms. Ross cited the percentage of sales tax revenue received by the District vs. the cities of Santa Cruz, Capitola, Scotts Valley, Watsonville and the County of Santa Cruz. The District receives almost double the amount of sales tax revenue as these other jurisdictions due to the District serving the entire county. Ms. Ross discussed the sales tax projections by jurisdiction and showed that both Capitola and METRO projected 5%. The State projection for sales tax revenue would leave a shortfall in the District's budget of +150,000; however, another budget revision could be done in February 2002 in order to catch up on the deficit.

**Discussion:**

It was the opinion of numerous Directors to wait until there is a clear indication as to where the sales tax would end up before making any revisions to our sales tax projections. Les White reported that the setting up of reserve accounts for specific projects, such as the CNG conversion, would work to our benefit. He suggested that the Board suspend further input into these reserve accounts until revenues return.

**ACTION: MOTION: DIRECTOR BEAUTZ SECOND: DIRECTOR ALMQUIST**

**Adopt the resolution revising the FY 01-02 budget in accordance with Exhibit A of the Staff Report; rescind the earlier Board action to revise the exterior advertising contract with Obie Media to provide for framed advertisements and direct staff to proceed with fare ordinance revisions to increase the Highway 17 Express fare structure.**

Mr. White added that Staff could look for alternative funding sources to see if there are any monies for Supervisor Piri's request for bus service to the San Andreas Labor Camp.

Staff will meet with Obie Media to discuss production costs and maintenance issues.

**Motion passed with Directors Fitzmaurice, Keogh, Lopez and Norton absent.**

**10. MOVED TO CONSENT AGENDA AS ITEM #7-15**

**11. MOVED TO CONSENT AGENDA AS ITEM #7-16**

**12. MOVED TO CONSENT AGENDA AS ITEM #7-17**

**13. CONSIDERATION OF AWARD OF CONTRACT FOR DESIGN AND CONSTRUCTION MANAGEMENT SERVICES FOR NEW COMPRESSED NATURAL GAS (CNG) FUEL STATION**

**Summary:**

Tom Stickel reported that a six-member evaluation committee would include a member of the Sacramento Regional Transit District. This committee would evaluate the proposals received from engineering firms for the design and construction management services for a CNG fueling station at the Operations facility.

**ACTION: MOTION: DIRECTOR GABRIEL SECOND: DIRECTOR BEAUTZ**

**Authorize the General Manager to execute a contract for design and construction management services for a new CNG Fuel Station at the District's Operations facility with Blymyer Engineers, Inc.**

**Motion passed with Directors Keogh, Lopez and Norton absent.**

**THE BOARD RECESSED AT 10:10 A.M. TO HOLD THE SANTA CRUZ CIVIC IMPROVEMENT CORPORATION MEETING AND RECONVENED AT 10:14 A.M.**

**14. MOVED TO CONSENT AGENDA AS ITEM #7-18**

**15. CONSIDERATION OF STATUS REPORT OF AGREEMENT WITH CABRILLO COLLEGE FOR TRANSPORTATION SERVICES**

**Summary:**

Mark Dorfman reported that Cabrillo College has been working with Carolyn O'Donnell of the Transportation Management Association (TMA) on their traffic plan. Cabrillo is limited to charging \$30 maximum for bus passes and they do not mandate that all students pay for bus passes. The existing model for bus passes at Cabrillo will not work due to the opening of the Watsonville campus. The new model for bus passes would make them available to the Cabrillo students for approximately \$50 per semester. METRO would amend its Fare Ordinance and create a community college pass which would then allow Cabrillo to charge the students whatever they choose for bus passes. This would also give Cabrillo the ability to deal with the legislative problems they have with State law as it relates to the Board of Governor (BOG) students. Discussions continue with Cabrillo in this regard. Mr. Dorfman assured the Board that the pass systems at both Cabrillo and UCSC would be comparable.

**Discussion:**

Director Almquist inquired as to why high school students wouldn't receive a special fare as well. Mr. Dorfman responded that the volume of students going to and from school at the same time would be difficult to handle, however, the District could try a pilot program for high schools if so directed by the Board. Director Ainsworth asked about the ridership to Scotts Valley High School and stated that Staff should explore these programs. Director Fitzmaurice suggested that area businesses be approached by TMA to promote bus use as well. Director Almquist questioned the size of the discount that Cabrillo receives. Mr. White agreed that it would be good to discuss how a large discount affects the balance of the fare structures.

**ACTION: MOTION: DIRECTOR FITZMAURICE SECOND: DIRECTOR BEAUTZ**

**Accept this report on status of agreement with Cabrillo College.**

**Motion passed with Director Keogh, Lopez and Norton absent.**

Jeff LeBlanc recommended that the MetroBase facility be built prior to issuing passes to high school students. Mr. White added that prior to offering service to high school students, more maintenance capacity would be needed, such as, changing the operating rules to be more peak intensive. A larger fleet of buses and more maintenance facilities would also be needed. Mr. White agreed that initiating discussions with the area high schools about a pass program would be appropriate at this time. The school, however, would be informed that METRO is not in a position to execute this program until a future date. Director Fitzmaurice requested a copy of any brochures that are available for the Santa Cruz City school. Staff was directed to re-agendize this item for further discussion on the amount of discount being given to Cabrillo.

**16. MOVED TO CONSENT AGENDA AS ITEM #7-19**

**17. CONSIDERATION OF CHANGE ORDER WITH NEW FLYER FOR THE PURCHASE OF EIGHT COMPRESSED NATURAL GAS (CNG) LOW-FLOOR BUSES**

**Summary:**

Mark Dorfman reported that METRO purchased buses in June to avoid the lapse of funds. METRO's order was piggy-backed onto Pierce Transit's contract for buses. Mr. Dorfman attached to his staff report a list of additional items and a list of credit items for the order. The net change to the bus order is \$23,470 per bus which brings the total cost of this order from \$306,000 to \$329,000.

**Discussion:**

There was discussion regarding the need for air conditioning on these buses. Several requests were made that the windows would be the regular sliding variety that open. It was also requested that the buses furnished with air conditioning be used on the routes that need them, i.e. Bonny Doon, San Lorenzo Valley.



**ACTION: MOTION: DIRECTOR ALMQUIST SECOND: DIRECTOR BEAUTZ**

**Authorize the General Manager to execute a Change Order with New Flyer in the amount of \$23,448 as detailed in Attachments A & B of the staff report.**

**Motion passed with Directors Keogh, Lopez and Norton absent.**

**18. CONSIDERATION OF ISSUES RELATED TO TRANSIT ADVERTISING**

**Summary:**

Kim Chin stated that this staff report responds to the Board's request to move from decals to framed advertisements on the buses. Mr. Chin confirmed that this might result in a loss of \$152,000 in guaranteed funds from Obie Media. Obie Media representatives gave District Staff assurances that procedures have been put in place to maintain standards of high quality and to improve upon them.

**Discussion:**

Les White confirmed that Staff would approach Obie to ask about the price difference if side and back windows are left uncovered by advertising. Director Krohn inquired about District censorship regarding the types of ads placed on the buses. He was informed that the contract stipulates that questionable ads, such as tobacco, alcohol and pornography, should not be accepted. On occasion, Obie calls District Staff to inquire about running a particular type of ad. Margaret Gallagher is compiling a document for the Board regarding what METRO can legally restrict as far as advertising. Mr. White confirmed that during the Request for Proposal (RFP) process, Staff would include the restrictions on advertising that would be accepted.

Director Fitzmaurice recommended that in their discussions with Obie, Staff should mention the decrease in the guarantee based on METRO's desire to change the type of advertising placed on the buses. Les White recommended that the current conditions of the contract with Obie Media be kept in place until its expiration at the end of 2002. At that time, Staff will evaluate the climate for revenue generation of decals vs. frames and make recommendations to the Board. The Board would then decide what type of advertising would be appropriate based on whether the District can control the ad content and the analysis of revenue generated from decals vs. framed advertising.

**19. CONSIDERATION OF ACCESSIBILITY IMPROVEMENTS FOR CAPITOLA MALL TRANSIT CENTER**

**Summary:**

Kim Chin reported that in July 2001 Staff was invited to attend a meeting with representatives from the City of Capitola and Macerich Co., owners of the Capitola Mall, to review issues of accessibility at the Capitola Transit Center. At this meeting, the City identified problems with the primary path of travel between the transit center and the mall building. At METRO's expense, a site evaluation was conducted to determine what slope problems exist. This information was provided to the City of Capitola representatives. The consultants recommended that the western side of the mall be used as the primary path of travel. Modifications needed for this

recommendation would be: signage, alterations to the ramp and sidewalk next to the main building, and modifications to the landscape planter. An alternate location on the Clares St. side of the building by the food court proved to be unfeasible.

**ACTION: MOTION: DIRECTOR FITZMAURICE SECOND: DIRECTOR BEAUTZ**

**Accept and file report on issues related to access to the Capitola Mall Transit Center. Look at the route of travel for wheelchairs and look at signage to ensure people can move more easily through the area.**

**Discussion:**

Kim Chin confirmed that the alternatives have been reviewed by MUG, MASTF and E&D TAC committees. Les White stated that the question to the Board is whether METRO should pay for any of the \$14,127 in improvements that would be needed. He added that METRO could make the improvements and argue on the backside for partial reimbursement by Macerich Company.

Director Fitzmaurice asked that this item be agendized in Closed Session to discuss possible litigation again the mall for partial reimbursement of expenses for improvements. Director Almquist recommended that the District send Macerich Company a letter in advance making financial demands prior to spending the funds for improvements.

**Motion passed with Directors Keogh, Lopez and Norton absent.**

**20. CONSIDERATION OF REPORT FROM DIRECTOR EMILY REILLY REGARDING AMERICAN PUBLIC TRANSPORTATION ASSOCIATION'S (APTA) ANNUAL CONFERENCE IN PHILADELPHIA, PA**

**Summary:**

Director Reilly reported on her trip to the annual American Public Transportation Association (APTA) meeting held in Philadelphia from September 29<sup>th</sup> - October 4<sup>th</sup>. She attended break-out sessions throughout the day and discovered that call stops is a problem nationwide, not all districts have labor unions or CEQA, most have a central operating facility, and Santa Cruz is fortunate to receive sales tax revenue. Director Reilly feels that we should look at strategies to streamline the funding. Sometime prior to January 2002, Director Reilly would like the Board to define new criteria for the evaluation of the General Manager and Assistant General Manager. She would also like to discuss a formal policy to encourage communication between District Staff, the surrounding cities, fire and police departments, the Regional Transportation Commission, UCSC and Cabrillo College. Other topics Director Reilly would like to formally discuss are: safety and security procedures, other revenue possibilities, and development of streamline strategies for Federal funding.

**21. CONSIDERATION OF CONTRACT EXTENSION THROUGH JUNE 30, 2002 WITH COMMUNITY BRIDGES FOR PARATRANSIT SERVICES, INCLUDING RATE ADJUSTMENTS**

**Summary:**

Mark Dorfman reported that Staff has been meeting with Community Bridges regarding their contract. A condition of the existing contract allows Community Bridges to address their increased cost as a result of their contract with UTU. Community Bridges agreed to increase no more than 4% for the period from January through June 2002 when they are entitled to a Cost of Living increase in January 2002. The District has agreed to remove the current ratio of 70/30 in order to give them more flexibility in how they handle the paratransit trips. The cost implication to the District's budget for this rate adjustment would be approximately \$30,000, however, with the arrangement of a 5% Lift Line discount and a ride share of 60% for Lift Line, the impact would be \$64,000. Staff is recommending that the Board authorize the General Manager to execute the contract extension with Community Bridges through June 30, 2002 subject to the items discussed in the staff report.

**Discussion:**

Mark Hartunian stated that in FY 00-01, the 5% discount equated to a \$38,000 savings to METRO and Lift Line. Mr. Hartunian recommended that when contracts are negotiated between Lift Line and its sub-contractors, that the Ordinance on meter rates is recognized and offer the sub-contractors \$1.00 off the meter, which would result in a savings to the District of \$7,700.

**ACTION: MOTION: DIRECTOR FITZMAURICE SECOND: DIRECTOR ALMQUIST**

**Extend the meeting to 12:30 p.m.**

**Motion passed with Directors Keogh, Lopez and Norton absent.**

**ACTION: MOTION: DIRECTOR ALMQUIST SECOND: DIRECTOR FITZMAURICE**

**Authorize the General Manager to execute an extension of the current contract with Community Bridges for the operation of the ADA Paratransit Service through June 30, 2002, subject to the specific recommendations described in the staff report. Namely, tie the recently acquired paratransit vans to the contract, and provide Community Bridges with the necessary flexibility to revise the current 70/30 ratios to allow them a mechanism to negotiate with their subcontractors.**

**Motion passed with Directors Keogh, Lopez and Norton absent.**

**22. REVIEW OF ITEMS TO BE DISCUSSED IN CLOSED SESSION: District Counsel**

Margaret Gallagher reported that the Board would discuss the litigation item of Sonya McClure vs. METRO and a number of other items that have not formally gone to litigation but they involve Edward Nelson, Christopher Williams, Anna Padilla, Ellen Adams, and Christian Florin vs. Santa Cruz Metropolitan Transit District.

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

None

**SECTION II: CLOSED SESSION**

Chairperson Ainsworth adjourned to Closed Session at 12:04 p.m. and reconvened to Open Session at 12:17 p.m.

**SECTION III: RECONVENE TO OPEN SESSION**

**24. REPORT OF CLOSED SESSION**

Margaret Gallagher stated that there is nothing to report at this time.

**ADJOURN**

There being no further business, Chairperson Ainsworth adjourned the meeting at 12:17 p.m.

Respectfully submitted,

DALE CARR  
Administrative Services Coordinator