



Minutes- Board of Directors

August 10, 2012

A Meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District was convened on the above date at the Administrative Offices of Santa Cruz METRO, located at 110 Vernon Street, in Santa Cruz, California.

SECTION 1: OPEN SESSION

1. CALL TO ORDER / ROLL CALL:

1-1. Vice Chair Dodge called the meeting to order at 8:45 a.m.

1-2. The following Directors were present:

Director Margarita Alejo	<input checked="" type="checkbox"/>
Director Hilary Bryant	<input checked="" type="checkbox"/>
Director Dene Bustichi	<input checked="" type="checkbox"/>
Director Daniel Dodge	<input checked="" type="checkbox"/>
Director Ron Graves	<input checked="" type="checkbox"/>
Director Michelle Hinkle	<input checked="" type="checkbox"/>
Director Deborah Lane	<input checked="" type="checkbox"/>
Director John Leopold	<input checked="" type="checkbox"/>
Director Ellen Pirie	<input checked="" type="checkbox"/>
Director Lynn Robinson	<input checked="" type="checkbox"/>
Director Mark Stone	<input type="checkbox"/>
Ex-Officio Director Donna Blitzer	<input checked="" type="checkbox"/>

STAFF PRESENT

Anthony Tapiz, Administrative Services Coordinator
Leslie R. White, General Manager
Margaret Gallagher, District Counsel

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

Ned van Valkenburg, Carpenters Union

ORAL AND WRITTEN COMMUNICATIONS

- 2-1. Vice Chair Dodge asked those in attendance to observe a moment of silence in memory of METRO retiree David Lyle.
- 2-2. Nicole Goering, Associated Builders and Contractors, requested changes to the Project Labor Agreement for the Judy K. Souza Operations Facility.
- 2-3. Richard Marx, Western Electrical Contractors Association and the Plumbing, Heating, Cooling Contractors of California, spoke in opposition to the Project Labor Agreement for the Judy K. Souza Operations Facility.
- 2-4. Pedro Salazar, electrical contractor, spoke in opposition to the Project Labor Agreement for the Judy K. Souza Operations Facility.
- 2-5. Ron Cheshire, CEO of the Monterey-Santa Cruz Building Construction Trades Council, spoke in favor of the Project Labor Agreement for the Judy K. Souza Operations Facility.
- 2-6. Ned van Valkenburg, Carpenter's Union, spoke in favor of the Project Labor Agreement for the Judy K. Souza Operations Facility.

2. LABOR ORGANIZATION COMMUNICATIONS

None.

3. ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS

None.

DIRECTOR PIRIE LEFT THE ROOM

CONSENT AGENDA

- 5-1. ACCEPT AND FILE MONTHLY BUDGET STATUS REPORTS YEAR TO DATE AS OF MAY 31, 2012
Submitted by Angela Aitken, Finance Manager
- 5-2. ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS FOR THE MONTH OF MAY 2012
Submitted by Angela Aitken, Finance Manager
- 5-3. ACCEPT AND FILE MINUTES OF BOARD OF DIRECTORS MEETINGS OF MAY 11 AND MAY 25, 2012
Submitted by Tony Tapiz, Administrative Services Coordinator
- 5-4. CONSIDERATION OF CONTRACT RENEWAL WITH CATTO'S GRAPHICS, INC. FOR PRINTING OF BUS STOP STICKERS FOR AN AMOUNT NOT TO EXCEED \$17,000
Submitted by Erron Alvey, Purchasing Agent

- 5-5. CONSIDERATION OF AWARD OF CONTRACT WITH DCH GARDENA HONDA FOR PURCHASE OF TWO EACH CNG FUELED STAFF CARS IN AN AMOUNT NOT TO EXCEED \$59,005.58
Submitted by Erron Alvey, Purchasing Agent
- 5-6. CONSIDERATION OF TORT CLAIMS: REJECT THE CLAIM OF PHILLIP LAMONICA, CLAIM #12-0012
Submitted by Margaret Gallagher, District Counsel

ACTION: MOTION: DIRECTOR BUSTICHI SECOND: DIRECTOR LEOPOLD

Approve Consent Agenda as presented.

Motion passed unanimously with Directors Pirie and Stone being absent.

DIRECTOR PIRIE ENTERED THE ROOM

REGULAR AGENDA

6. CONSIDERATION OF PROVIDING LIMITED SERVICE TO THE SANTA CRUZ COUNTY FAIRGROUNDS DURING THE 2012 FAIR IN EXCHANGE FOR FAIR VENDOR SPACE
Presented by Ciro Aguirre, Operations Manager

Leslie R. White presented the staff report. There was a discussion about METRO's presence at the Santa Cruz County Fair.

ACTION: MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR PIRIE

Authorize limited service to the Santa Cruz County Fairgrounds during the 2012 Fair in exchange for Fair vendor space.

Motion passed unanimously with Director Stone being absent.

7. CONSIDERATION OF A REQUEST TO PROVIDE BUS SERVICE TO THE SANTA CRUZ FOLLIES ON SEPTEMBER 14, 2012 AT AN ESTIMATED COST OF APPROXIMATELY \$800

Leslie R. White presented the Staff Report. There was a discussion about providing bus service to the Santa Cruz Follies.

ACTION: MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR GRAVES

Approve request to provide bus service to the Santa Cruz Follies on September 14, 2012 at an estimated cost of approximately \$800.

Motion passed unanimously with Director Stone being absent.

8. CONSIDERATION OF 2012 SERVICE CHANGES AND FUTURE SERVICE PLANNING EFFORTS

Erich Friedrich presented the Staff Report. There was a discussion about the 2012 service changes and future service planning efforts.

ACTION: MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR ROBINSON

Approve recommended 2012 service changes and future service planning efforts.

Motion passed unanimously with Director Stone being absent.

14. CONSIDERATION OF IMPLEMENTATION OF A MOBILE MUSE (POETRY ON THE BUSES) PROGRAM ON THE INSIDE OF SANTA CRUZ METRO'S BUSES INCLUDING SELECTING SANTA CRUZ METRO REPRESENTATIVES FOR THE POETRY SELECTION PANEL

Margaret Gallagher presented the Staff Report. There was a discussion about the Mobile Muse (Poetry On The Buses) Program. Names of the candidates to be METRO's representatives on the Mobile Muse Selection Committee were placed in a container and two were chosen.

DIRECTOR ALEJO LEFT THE ROOM

ACTION: MOTION: DIRECTOR ROBINSON SECOND: DIRECTOR LEOPOLD

Approve implementation of the Mobile Muse (Poetry On The Buses) Program; appoint Tove Beatty and Todd Pinsky as METRO's representatives on the Mobile Muse Selection Committee.

Motion passed unanimously with Directors Alejo and Stone being absent.

DIRECTOR BRYANT LEFT THE ROOM

9. CONSIDERATION OF PROVIDING SUPPORT FOR A METRO/UTU23/SEIU521 PICNIC TO BE HELD OCTOBER 20, 2012 AT THE HARVEY WEST PARK

Leslie R. White presented the Staff Report. There was a discussion about the providing support for a METRO/UTU23/SEIU521 picnic.

ACTION: MOTION: DIRECTOR PIRIE SECOND: DIRECTOR LEOPOLD

Approve providing support for a METRO/UTU23/SEIU521 picnic.

Motion passed unanimously with Directors Alejo, Bryant, and Stone being absent.

DIRECTOR ALEJO ENTERED THE ROOM

10. CONSIDERATION OF CONTRACTING OUT THE REMAINING CONSTRUCTION, IMPROVEMENTS AND REPAIRS OF COUNTY-WIDE BUS STOPS IN ORDER TO COMPLETE THE BUS STOP IMPROVEMENT PROJECT

Tove Beatty presented the Staff Report. There was a discussion about bus stop maintenance.

DIRECTOR PIRIE LEFT THE ROOM

ACTION: MOTION: DIRECTOR ROBINSON SECOND: DIRECTOR HINKLE

Authorize contracting out the remaining construction, improvements and repairs of county-wide bus stops in order to complete the bus stop improvement project.

Motion passed unanimously with Directors Bryant and Stone being absent.

11. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A TWO-YEAR IRREVOCABLE LICENSE AGREEMENT IN FAVOR OF SANTA CRUZ METRO WITH ROBERT MARIN AND CELESTE DE SCHULTHESS, TRUSTEES, FOR USAGE OF BUS STOP AND SHELTER ON THE FELTON FAIRE SHOPPING CENTER PROPERTY

Margaret Gallagher presented the Staff Report. There was a discussion about the Felton Faire Shopping Center Property.

ACTION: MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR PIRIE

Authorize the General Manager to execute a two-year irrevocable license agreement in favor of Santa Cruz METRO with Robert Marin and Celeste De Schulthess, trustees, for usage of bus stop and shelter on the Felton Faire Shopping Center property.

Motion passed unanimously with Directors Bryant and Stone being absent.

12. CONSIDERATION OF REQUEST TO PERMANENTLY REMOVE THE INBOUND/OUTBOUND BUS STOPS AT DELAWARE AND LIBERTY OR CONSIDERATION OF PROPOSAL COMPROMISE

Ciro Aguirre presented the Staff Report. There was a discussion about the inbound/outbound bus stops at Delaware and Liberty.

ACTION: MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR GRAVES

Defer item to August 24, 2012 meeting.

Motion passed unanimously with Directors Bryant and Stone being absent.

13. CONSIDERATION OF LEGISLATIVE MODIFICATIONS SUSPENDING BROWN ACT OPEN MEETING REQUIREMENTS AND IMPACT ON SANTA CRUZ METRO'S BYLAWS

Margaret Gallagher presented the Staff Report. There was a discussion about the Brown Act

ACTION: MOTION: DIRECTOR GRAVES SECOND: DIRECTOR LEOPOLD

Approve staff recommendation to continue with compliance to Ralph Brown Act.

Motion passed unanimously with Directors Bryant and Stone being absent.

15. CONSIDERATION OF BUS STOPS AT DELAWARE AND COLUMBIA

Ciro Aguirre presented the Staff Report. There was a discussion about the bus stop at Delaware and Columbia.

ACTION: MOTION: DIRECTOR BUSTICHI SECOND: DIRECTOR GRAVES

Direct staff to investigate possibility of relocating the bus stop at Delaware and Columbia; and direct staff to take no action if relocation of stop is determined to be not possible.

Motion passed unanimously with Directors Bryant and Stone being absent.

16. ORAL ANNOUNCEMENT

Vice Chair Dodge announced a SPECIAL meeting of the Board of Directors immediately following this regular meeting, and that the next regularly scheduled Board meeting will be held Friday, August 24, 2012 at 9:00 a.m. at the Watsonville City Council Chambers located at 275 Main Street, in Watsonville, California.

17. ADJOURNMENT TO SPECIAL MEETING

Vice Chair Dodge adjourned the meeting at 11:25 a.m. to the SPECIAL Board Meeting of August 10, 2012.

18. CALL TO ORDER

Vice Chair Dodge reconvened the regular meeting at 11:27 a.m.

19. REVIEW OF ITEMS TO BE DISCUSSED IN CLOSED SESSION

Margaret Gallagher said that the Board of Directors will have a conference regarding the existing litigation of Mario de la Garza v. SCMTD; the existing litigation of Goodwill Industries v. SCMTD; and the existing litigation of Raymond Emme v. SCMTD; a conference with its Labor Negotiators regarding UTU Local 23 - Fixed Route, SEIU, and UTU Local 23 – ParaCruz; a conference with its labor negotiator, Leslie R. White, General Manager, regarding the Unrepresented Management Group; a public employee performance evaluation of the General Manager; and a public employee performance evaluation of the District Counsel.

20. ORAL AND WRITTEN COMMUNICATIONS REGARDING CLOSED SESSION

Bonnie Morr expressed her favorable opinion of both Leslie R. White and Margaret Gallagher.

21. REPORT OF CLOSED SESSION

Margaret Gallagher stated that there were no reportable actions taken in Closed Session.

22. ADJOURNMENT

There being no further business, Vice Chair Dodge adjourned the meeting at 1:12 p.m. to the next regularly scheduled Board Meeting.

Respectfully submitted,



ANTHONY TAPIZ
Administrative Services Coordinator