

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

BOARD OF DIRECTORS REGULAR MEETING AGENDA  
April 8, 2005 (Second Friday of Each Month)  
\*SCMTD ENCINAL CONFERENCE ROOM\*  
\*370 ENCINAL STREET, SUITE 100\*  
SANTA CRUZ, CALIFORNIA  
9:00 a.m. – 11:00 a.m.

THE BOARD AGENDA PACKET CAN BE FOUND ONLINE AT [WWW.SCMTD.COM](http://WWW.SCMTD.COM)

## **NOTE: THE BOARD CHAIR MAY TAKE ITEMS OUT OF ORDER**

### **SECTION I: OPEN SESSION - 9:00 a.m.**

1. ROLL CALL
2. ORAL AND WRITTEN COMMUNICATION
  - a. SCCRTC Bicycle Committee Re: Folding Bikes on Buses
3. LABOR ORGANIZATION COMMUNICATIONS
4. ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS

### **CONSENT AGENDA**

- 5-1. APPROVE REGULAR BOARD MEETING MINUTES OF MARCH 11 AND MARCH 25, 2005  
Minutes: Attached
- 5-2. ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS  
Report: Attached
- 5-3. ACCEPT AND FILE FEBRUARY AND MARCH 2005 RIDERSHIP REPORT  
Report: Attached  
**PAGE 1 OF THE MARCH RIDERSHIP REPORT WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**
- 5-4. CONSIDERATION OF TORT CLAIMS: DENY THE CLAIM OF LISA MUIRHEAD, CLAIM #05-0010
- 5-5. ACCEPT AND FILE THE METRO ADVISORY COMMITTEE (MAC) AGENDA FOR APRIL 20, 2005 AND MINUTES OF FEBRUARY 16, 2005  
Agenda/Minutes: Attached

- 5-6. ACCEPT AND FILE MONTHLY BUDGET STATUS REPORT FOR FEBRUARY 2005 AND APPROVAL OF BUDGET TRANSFERS

Staff Report: **WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**

- 5-7. ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR JANUARY AND FEBRUARY 2005

Staff Report: **FEBRUARY REPORT WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**

- 5-8. ACCEPT AND FILE PARACRUZ OPERATIONS STATUS REPORT FOR THE MONTH OF JANUARY 2005

Staff Report: Attached

- 5-9. ACCEPT AND FILE UNIVERSITY OF CALIFORNIA, SANTA CRUZ SERVICE UPDATE

Staff Report: **WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**

- 5-10. ACCEPT AND FILE METROBASE STATUS REPORT

Staff Report: Attached

- 5-11. ACCEPT AND FILE MINUTES REFLECTING VOTING RESULTS FROM APPOINTEES TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION FOR THE MARCH 2005 MEETINGS

Staff Report: Attached

- 5-12. CONSIDERATION OF RENEWAL OF CONTRACT WITH NATIONWIDE AUCTION SYSTEMS FOR DISPOSAL OF PROPERTY

Staff Report: Attached

- 5-13. CONSIDERATION OF RENEWAL OF CONTRACT WITH MISSION LINEN FOR UNIFORM AND LAUNDRY SERVICES

Staff Report: Attached

**ACTION REQUESTED AT THE APRIL 8, 2005 BOARD MEETING**

- 5-14. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH VEHICLE MAINTENANCE CONTRACT, INC. FOR BUS ENGINE FILTERS

Staff Report: **WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**

- 5-15. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT FOR MODIFICATION OF BUS SHELTERS

Staff Report: **WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**

- 5-16. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT FOR PARKING LOT IMPROVEMENTS AT 115 DUBOIS STREET  
Staff Report: **WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**
- 5-17. CONSIDERATION OF APPROVAL OF **RESOLUTION** AMENDING FY 04-05 BUDGET  
Staff Report: Attached
- 5-18. CONSIDERATION OF AUTHORIZATION FOR DISPOSAL OF THREE (3) 1985 SEDANS AND ONE 1989 PICK-UP TRUCK  
Staff Report: Attached
- 5-19. CONSIDERATION OF RECOMMENDATION TO APPROVE ASSESSMENTS FOR COOPERATIVE RETAIL MANAGEMENT DISTRICT  
Staff Report: Attached
- 5-20. RECONSIDERATION OF APPROVAL OF LICENSE AGREEMENT FOR BUS STOP LOCATED AT SOQUEL AND FRONT STREETS  
Staff Report: Attached
- ACTION REQUESTED AT THE APRIL 8, 2005 BOARD MEETING**

#### REGULAR AGENDA

6. PRESENTATION OF EMPLOYEE LONGEVITY AWARDS  
Presented by: Chair Keogh  
Staff Report: Attached  
**THIS PRESENTATION WILL TAKE PLACE AT THE APRIL 22, 2005 BOARD MEETING**
7. CONSIDERATION OF AUTHORIZING SPONSORSHIP OF LEADERSHIP SANTA CRUZ COUNTY IN ORDER TO PROVIDE EDUCATION ON TRANSPORTATION ISSUES, SERVICES AND FACILITIES  
Presented by: Les White, General Manager  
Staff Report: **WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**
8. CONSIDERATION OF APPROVAL OF **RESOLUTION** OF APPRECIATION FOR THE SERVICES OF DENNIS NORTON AS A MEMBER OF THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT  
Presented by: Les White, General Manager  
Resolution: Attached

9. CONSIDERATION OF REQUEST FOR SHUTTLE SERVICE RECEIVED FROM THE CITY OF WATSONVILLE

Presented By: Les White, General Manager

Staff Report: **WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**

10. CONSIDERATION OF SERVICE REVISIONS FOR SUMMER 2005

Presented By: Mark Dorfman, Assistant General Manager

Staff Report: Attached

**ACTION REQUESTED AT THE APRIL 8, 2005 BOARD MEETING**

11. CONSIDERATION OF CALL STOP AUDIT REPORT

Presented By: Margaret Gallagher, District Counsel

Staff Report: **WILL BE INCLUDED IN THE APRIL 22, 2005 BOARD PACKET**

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

13. ORAL AND WRITTEN COMMUNICATIONS REGARDING CLOSED SESSION

**SECTION II: CLOSED SESSION**

1. CONFERENCE WITH LABOR NEGOTIATOR

(Pursuant to Government Code Section 54957.6)

a. Agency Negotiator: Mark Dorfman, Assistant General Manager

1. Employee Organization: Service Employees International Union (SEIU), Local 415

b. Agency Negotiator: Mark Dorfman, Assistant General Manager

1. Employee Organization: United Transportation Union (UTU), Local 23

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

(Pursuant to Government Code Section 54956.9)

a. Number of Cases: One

**SECTION III: RECONVENE TO OPEN SESSION**

14. REPORT OF CLOSED SESSION

## **ADJOURN**

### **NOTICE TO PUBLIC**

Members of the public may address the Board of Directors on a topic not on the agenda but within the jurisdiction of the Board of Directors or on the consent agenda by approaching the Board during consideration of Agenda Item #2 "Oral and Written Communications", under Section I. Presentations will be limited in time in accordance with District Resolution 69-2-1.

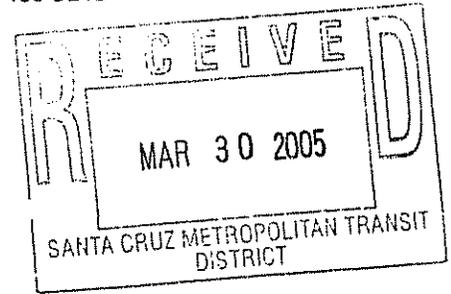
When addressing the Board, the individual may, but is not required to, provide his/her name and address in an audible tone for the record.

Members of the public may address the Board of Directors on a topic on the agenda by approaching the Board immediately after presentation of the staff report but before the Board of Directors' deliberation on the topic to be addressed. Presentations will be limited in time in accordance with District Resolution 69-2-1.

The Santa Cruz Metropolitan Transit District does not discriminate on the basis of disability. The Encinal Conference Room is located in an accessible facility. Any person who requires an accommodation or an auxiliary aid or service to participate in the meeting, please contact Cindi Thomas at 831-426-6080 as soon as possible in advance of the Board of Directors meeting. Hearing impaired individuals should call 711 for assistance in contacting METRO regarding special requirements to participate in the Board meeting.

March 28, 2005

Mike Keogh, Chair  
Santa Cruz Metro Transit District Board of Directors  
370 Encinal Street, Suite 100  
Santa Cruz, CA 95060



SERVICE AUTHORITY  
FOR FREEWAY  
EMERGENCIES  
(SAFE)

RE: Proposed Folding Bikes on Buses Incentive Program

RAIL/TRAIL  
AUTHORITY

Dear Chairman Keogh:

COMMUTE  
SOLUTIONS

I am writing on behalf of the Bicycle Committee of the Santa Cruz County Regional Transportation Commission to convey the Committee's support of the proposed Folding Bikes on Buses Program.

TRANSPORTATION  
POLICY WORKSHOP

The Bicycle Committee, at its March meeting, reviewed and approved a proposal submitted by the Santa Cruz Area Transportation Management Association (SCATMA) to develop a program that would provide price discounts for Santa Cruz County residents purchasing a folding bicycle to be used on Metro Transit District buses. SCATMA staff sees this program as enhancing multi-modal transportation in the county by expanding the bike carrying capacity of the Metro buses without additional expense to the District. Currently many of the bike racks on buses are filled.

BUDGET &  
ADMINISTRATION  
PERSONNEL  
COMMITTEE

The Bicycle Committee encourages the Metro Board to modify the current "carry-on" policy to allow folding bikes inside Metro buses. From SCATMA staff understanding, Metro staff is currently working on modifying the language of this policy.

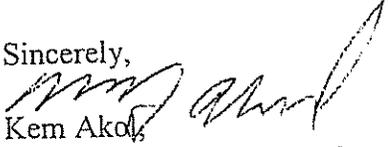
INTERAGENCY  
TECHNICAL  
ADVISORY  
COMMITTEE

The Metro Advisory Committee reviewed the proposed program and was receptive to the proposal pending review of guidelines for the folding bikes on buses program at the April meeting. While the RTC has yet to review the proposal and grant SCATMA public agency sponsorship, the Bicycle Committee is supportive of the program's forward progress and encourages the Metro Transit District's support.

BICYCLE COMMITTEE

Thank you for your attention in this matter and your continued efforts to provide viable transportation options to Santa Cruz County residents and/or commuters.

ELDERLY & DISABLED  
TRANSPORTATION  
ADVISORY COMMITTEE

Sincerely,  
  
Kem Akola  
Chair, SCCRTC Bicycle Committee

cc: SCCRTC  
Metro Advisory Committee  
Santa Cruz TMA

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

Minutes- Board of Directors

March 11, 2005

A Regular Meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District met on Friday, March 11, 2005 at the District's Administrative Office, 370 Encinal Street, Santa Cruz, CA.

Vice Chair Rotkin called the meeting to order at 9:05 a.m.

## SECTION 1: OPEN SESSION

### 1. ROLL CALL:

#### DIRECTORS PRESENT

Jan Beautz (arrived after roll call)  
Dene Bustichi  
Michelle Hinkle  
Mike Keogh  
Emily Reilly (arrived after roll call)  
Mike Rotkin  
Dale Skillicorn  
Pat Spence  
Mark Stone  
Marcela Tavantzis

#### DIRECTORS ABSENT

Dennis Norton  
Ex-Officio Wes Scott

#### STAFF PRESENT

Jim Baiocchi, Facilities Maint. Supervisor  
Frank Cheng, MetroBase Project Manager  
Mark Dorfman, Assistant General Manager  
Marilyn Fenn, Assistant Finance Manager  
Terry Gale, IT Manager  
Margaret Gallagher, District Counsel

Steve Paulson, Paratransit Administrator  
Elisabeth Ross, Finance Manager  
Robyn Slater, Human Resources Manager  
Judy Souza, Base Superintendent  
Tom Stickel, Fleet Maintenance Manager  
Les White, General Manager

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

Gary Klemz, SEIU  
David Konno, SCMTD Retiree  
Jeff Le Blanc, MASTF  
Manny Martinez, PSA  
Ian McFadden, SEA

Rachel Moriconi, SCCRTC  
Karena Pushnik, SCCRTC  
Bonnie Morr, UTU  
Will Regan, VMU  
Bob Yount, MAC/MASTF/E&D TAC

5-1.1

2. **ORAL AND WRITTEN COMMUNICATION**

Written:

a. Brommer Street Transit Users Re: Route 65

Oral:

None.

3. **LABOR ORGANIZATION COMMUNICATIONS**

None.

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

Les White distributed an APTA Legislative Update Flier, available on APTA's website, and reported that he had attended the APTA Legislative Conference in Washington, DC. Mr. White also reported that the House had just passed the Transportation Equity Act reauthorization bill yesterday, which included the High Intensity Transit Tier language word for word. The bill will now go to the Senate for action.

**CONSENT AGENDA**

5-1. **APPROVE REGULAR BOARD MEETING MINUTES OF FEBRUARY 11 AND 25, 2005**

Minutes of February 25, 2005 will be included in the March 25, 2005 Board Packet.  
No questions or comments.

5-2. **ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS**

No questions or comments.

5-3. **ACCEPT AND FILE FEBRUARY 2005 RIDERSHIP REPORT**

Page 1 of the Ridership Report will be included in the March 25, 2005 Board Packet.  
No questions or comments.

5-4. **CONSIDERATION OF TORT CLAIMS: None**

No questions or comments.

5-5. **ACCEPT AND FILE THE METRO ADVISORY COMMITTEE (MAC) AGENDA FOR MARCH 16, 2005 AND MINUTES OF JANUARY 19, 2005**

No questions or comments.

5-1.2

5-6. ACCEPT AND FILE MONTHLY BUDGET STATUS REPORT FOR JANUARY 2005 AND CONSIDERATION OF BUDGET TRANSFERS

Chair Keogh commented that it is very helpful to see this report on a monthly basis and thanked Staff for the time involved in preparing this report. Vice Chair Rotkin agreed and added that he often hears comments from other agencies wishing their budget reports were more like METRO's.

5-7. ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR DECEMBER 2004

No questions or comments.

5-8. ACCEPT AND FILE PARACRUZ OPERATIONS STATUS REPORT FOR THE MONTH OF DECEMBER 2004

Steve Paulson reported that the numbers are improving and additional improvement would be seen in next month's report.

5-9. ACCEPT AND FILE UNIVERSITY OF CALIFORNIA, SANTA CRUZ SERVICE UPDATE

Vice Chair Rotkin commented that Staff & Faculty ridership is down due to Route #20 not meeting their needs and leaving people behind.

5-10. ACCEPT AND FILE METROBASE STATUS REPORT

No questions or comments.

5-11. ACCEPT AND FILE MINUTES REFLECTING VOTING RESULTS FROM APPOINTEES TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION FOR THE FEBRUARY 2005 MEETINGS

No questions or comments.

5-12. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT FOR THE PURCHASE OF A SUBURBAN UTILITY VEHICLE

Tom Stickel reported that this purchase would replace a vehicle that has long since been retired.

DIRECTORS BEAUTZ AND REILLY ARRIVED

REGULAR AGENDA

6. PRESENTATION OF EMPLOYEE LONGEVITY AWARDS

This presentation will take place at the March 25, 2005 Board Meeting.

5-1.3

7. **CONSIDERATION OF RECEIPT OF REPORT REGARDING THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION'S PARATRANSIT COORDINATION TASK FORCE (PCTF) AND DRAFT MINUTES OF FEBRUARY 16, 2005**

Director Spence reported that after the last meeting of the Task Force, there wasn't a mechanism in place for the committee to review the final recommendations or minutes. RTC Staff will be emailing that information to committee members on Monday.

Karena Pushnik clarified that committee members will receive the final recommendations as well as the February 16<sup>th</sup> minutes.

8. **CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT FOR RADIO MAINTENANCE AND REPAIR SERVICES**

Tom Stickel reported that METRO's radio maintenance and repair contract expires April 1<sup>st</sup>, which is why there is a need to take action at today's meeting. Three responses were received and evaluated by Staff. Staff recommends that the 3-year contract be awarded to Telepath Corporation.

**ACTION: MOTION: DIRECTOR REILLY SECOND: DIRECTOR BEAUTZ**

Authorize the General Manager to execute a contract with Telepath Corporation to provide radio maintenance and repair services for an amount not to exceed \$82,368.00 over a 3-year period.

Motion passed unanimously with Director Norton being absent.

9. **CONSIDERATION OF APPROVAL OF FY.05-06 LINE ITEM BUDGET FOR REVIEW AND CLAIMS PURPOSES**

Will be included in the March 25, 2005 Board Packet.

10. **CONSIDERATION OF APPROVAL OF A RESOLUTION OF APPRECIATION FOR THE SERVICES OF DAVID KONNO AS MANAGER OF FACILITIES MAINTENANCE FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT**

David Konno was presented with a plaque. Several Directors present, members of the public and Staff commented on Mr. Konno's many accomplishments and outstanding performance over the past 27 years and wished him well in his retirement.

**ACTION: MOTION: DIRECTOR TAVANTZIS SECOND: DIRECTOR KEOGH**

Move passage of a Resolution of appreciation for the services of David Konno as the Manager of Facilities Maintenance for the Santa Cruz Metropolitan Transit District.

Motion passed by unanimous affirmative voice vote in lieu of a roll call vote with Director Norton being absent.

5-1.4

**11. CONSIDERATION OF APPROVAL OF A RESOLUTION ADOPTING METRO'S AMENDED RECORDS RETENTION SCHEDULE**

Margaret Gallagher reported that there was nothing to add to this report – bolded items are being added and strikeouts are being deleted.

**ACTION: MOTION: DIRECTOR KEOGH SECOND: DIRECTOR REILLY**

**Move Item #11 to the Consent Agenda.**

**Motion passed unanimously with Director Norton being absent.**

**12. CONSIDERATION OF REVISING THE MANAGEMENT STRUCTURE TO COMBINE THE FLEET MAINTENANCE MANAGER POSITION AND THE FACILITIES MAINTENANCE MANAGER POSITION INTO A SINGLE MANAGER OF MAINTENANCE POSITION AND ESTABLISHING THE SALARY LEVEL COMMENSURATE WITH THE MANAGER OF OPERATIONS**

Les White reported that Staff has received a request from SEIU for a Meet and Confer to discuss combining these two Management positions. Staff intends to meet with SEIU prior to March 25<sup>th</sup> when the Board is scheduled to take action on this item.

Mr. White explained that the Fleet offices have moved to 110 Vernon Street and that the District has a long-term goal of owning that building to house the Facilities Maintenance department as well, which is across the street from the new Maintenance Facility. Will Regan requested a proposed organizational chart and voiced concerns which can be addressed at the Meet & Confer.

**Direction:** Vice Chair Rotkin directed Staff to provide a proposed organizational chart along with the results of the Meet & Confer at the March 25<sup>th</sup> Board meeting.

Mr. White said that, in Mr. Konno's absence, Tom Stickel has agreed to step in as Acting Facilities Maintenance Manager in the interim until the Board takes formal action.

**13. CONSIDERATION OF STATUS OF FEDERAL LEGISLATION AND REPORT REGARDING THE AMERICAN PUBLIC TRANSPORTATION ASSOCIATION 2005 LEGISLATIVE CONFERENCE**

Will be included in the March 25, 2005 Board Packet.

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

Vice Chair Rotkin reported that the Board would be discussing Labor Negotiations with their Labor Negotiator and the Workers Compensation claim of Ward Howard.

Margaret Gallagher requested that the Board make the necessary findings to add the following item to the Closed Session Agenda:

**5-1.5**

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**  
**(Pursuant to Government Code Section 54956.9)**

**a. Name of Case: Fredy Castillo vs. Santa Cruz Metropolitan Transit District**

An issue has arisen that came to Staff's attention after the posting of the Agenda and needs to be resolved prior to the next Board meeting.

**ACTION: MOTION: DIRECTOR REILLY SECOND: DIRECTOR ROTKIN**

**Make the necessary findings to add this item to today's Closed Session Agenda**

**Motion passed unanimously with Director Norton being absent.**

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

None.

**SECTION II: CLOSED SESSION**

Vice Chair Rotkin adjourned to Closed Session at 9:45 a.m. and reconvened to Open Session at 11:53 a.m.

**SECTION III: RECONVENE TO OPEN SESSION**

**16. REPORT OF CLOSED SESSION**

Margaret Gallagher had nothing to report at this time.

**ADJOURN**

There being no further business, Vice Chair Rotkin adjourned the meeting at 11:54 a.m.

Respectfully submitted,



CINDI THOMAS  
Administrative Services Coordinator

5-1.6

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

Minutes- Board of Directors

March 25, 2005

A Regular Meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District met on Friday, March 25, 2005 at the Santa Cruz City Council Chambers, 809 Center Street, Santa Cruz, CA.

Chair Keogh called the meeting to order at 9:02 a.m.

## SECTION 1: OPEN SESSION

### 1. ROLL CALL:

#### DIRECTORS PRESENT

Jan Beautz (arrived after roll call)  
Michelle Hinkle  
Mike Keogh  
Emily Reilly  
Mike Rotkin (arrived after roll call)  
Dale Skillicorn  
Pat Spence  
Marcela Tavantzis

#### DIRECTORS ABSENT

Dene Bustichi  
Stephanie Harlan  
Ex-Officio Wes Scott  
Mark Stone

#### STAFF PRESENT

Frank Cheng, MetroBase Project Manager  
Mark Dorfman, Assistant General Manager  
Margaret Gallagher, District Counsel  
Steve Paulson, Paratransit Administrator

Elisabeth Ross, Finance Manager  
Judy Souza, Base Superintendent  
Tom Stickel, Fleet Maintenance Manager  
Les White, General Manager

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

Wally Brondstatter, Paratransit Superintendent  
Jeff Le Blanc, MASTF  
Bonnie Morr, UTU

Will Regan, VMU  
Amy Weiss, Spanish Interpreter  
Bob Yount, MAC/MASTF/E&D TAC

**DIRECTOR BEAUTZ ARRIVED**

### 2. ORAL AND WRITTEN COMMUNICATION

Written:

- a. Brommer Street Transit Users
- b. Metro Riders Union

Re: Route 65  
Support of Maintenance Manager

5-1.7

c. Howard A. Powers

Re: Communication to Board

Oral:

None.

**3. LABOR ORGANIZATION COMMUNICATIONS**

Bonnie Morr submitted a letter to General Manager Les White, which is attached to these minutes, regarding UTU's acceptance of implementing the service revisions to restore service to Vine Hill Elementary School as soon as the talking bus technology and bus stop signage are corrected.

**VICE CHAIR ROTKIN ARRIVED**

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

A Memo from the SCCRTC was distributed at today's meeting regarding Item #7.

**SECTION I:**

**OPEN SESSION:**  
**ADD TO ITEM #2**

ORAL AND WRITTEN COMMUNICATION  
(Insert Written Communication)

**CONSENT AGENDA:**  
**ADD TO ITEM #5-1**

APPROVE REGULAR BOARD MEETING MINUTES OF  
FEBRUARY 11 AND FEBRUARY 25, 2005  
(Insert Minutes of February 25, 2005)

**DELETE ITEM #5-7**

ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR JANUARY  
2005

(Will be included in the April 2005 Board Packet)

**ADD ITEM #5-14**

**CONSIDERATION OF APPROVAL OF RESOLUTIONS**  
**AMENDING CALPERS MEDICAL RATES**

(Insert Staff Report)

**REGULAR AGENDA:**  
**DELETE ITEM #8**

CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER  
TO EXECUTE A CONTRACT FOR RADIO MAINTENANCE AND  
REPAIR SERVICES

(Action taken at the March 11, 2005 Board Meeting)

**INSERT ITEM #9**

CONSIDERATION OF APPROVAL OF FY 05-06 LINE ITEM  
BUDGET FOR REVIEW AND CLAIMS PURPOSES

(Insert Staff Report)

**DELETE ITEM #10**

CONSIDERATION OF APPROVAL OF A RESOLUTION OF  
APPRECIATION FOR THE SERVICES OF DAVID KONNO AS  
MANAGER OF FACILITIES MAINTENANCE FOR THE SANTA  
CRUZ METROPOLITAN TRANSIT DISTRICT

(Action taken at the March 11, 2005 Board Meeting)

5-1.8

**REPLACE ITEM #12**

CONSIDERATION OF REVISING THE MANAGEMENT STRUCTURE TO COMBINE THE FLEET MAINTENANCE MANAGER POSITION AND THE FACILITIES MAINTENANCE MANAGER POSITION INTO A SINGLE MANAGER OF MAINTENANCE POSITION AND ESTABLISHING THE SALARY LEVEL COMMENSURATE WITH THE MANAGER OF OPERATIONS

(Insert Revised Staff Report and new Attachment "B")

**INSERT ITEM #13**

CONSIDERATION OF STATUS OF FEDERAL LEGISLATION AND REPORT REGARDING THE AMERICAN PUBLIC TRANSPORTATION ASSOCIATION 2005 LEGISLATIVE CONFERENCE

(Insert Staff Report)

**ADD ITEM #14**

CONSIDERATION OF RESOLUTIONS AUTHORIZING SUBMITTAL OF FY 2006 STA AND TDA CLAIMS

(Insert Staff Report)

**ADD ITEM #15**

CONSIDERATION OF APPROVAL OF LICENSE AGREEMENT FOR BUS STOP LOCATED AT SOQUEL AND FRONT STREETS

(Insert Staff Report)

**CONSENT AGENDA**

- 5-1. APPROVE REGULAR BOARD MEETING MINUTES OF FEBRUARY 11 AND 25, 2005
- 5-2. ACCEPT AND FILE PRELIMINARILY APPROVED CLAIMS
- 5-3. ACCEPT AND FILE FEBRUARY 2005 RIDERSHIP REPORT (page 1 will be included in the April 2005 Board Packet)
- 5-4. CONSIDERATION OF TORT CLAIMS: None
- 5-5. ACCEPT AND FILE THE METRO ADVISORY COMMITTEE (MAC) AGENDA FOR MARCH 16, 2005 AND MINUTES OF JANUARY 19, 2005
- 5-6. ACCEPT AND FILE MONTHLY BUDGET STATUS REPORT FOR JANUARY 2005 AND CONSIDERATION OF BUDGET TRANSFERS
- 5-7. DELETED: ACCEPT AND FILE HIGHWAY 17 STATUS REPORT FOR DECEMBER 2004 (will be included in the April 2005 Board Packet)
- 5-8. ACCEPT AND FILE PARACRUZ OPERATIONS STATUS REPORT FOR THE MONTH OF DECEMBER 2004
- 5-9. ACCEPT AND FILE UNIVERSITY OF CALIFORNIA, SANTA CRUZ SERVICE UPDATE
- 5-10. ACCEPT AND FILE METROBASE STATUS REPORT
- 5-11. ACCEPT AND FILE MINUTES REFLECTING VOTING RESULTS FROM APPOINTEES TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION FOR THE FEBRUARY 2005 MEETINGS
- 5-12. CONSIDERATION OF AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT FOR THE PURCHASE OF A SUBURBAN UTILITY VEHICLE
- 5-13. CONSIDERATION OF APPROVAL OF A RESOLUTION ADOPTING METRO'S AMENDED RECORDS RETENTION SCHEDULE  
(Moved to Consent Agenda at the March 11, 2005 Board Meeting. Retained original numbering as Item #11)

5-1.9

**5-14. CONSIDERATION OF APPROVAL OF RESOLUTIONS AMENDING CALPERS  
MEDICAL RATES**

**ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR REILLY**

**Approve the Consent Agenda.**

**Motion passed by unanimous affirmative voice vote in lieu of roll call vote with Directors Bustichi, Harlan and Stone being absent.**

**REGULAR AGENDA**

**6. PRESENTATION OF EMPLOYEE LONGEVITY AWARDS**

The following employees were awarded longevity certificates for their years of service:

**TEN YEARS**

Susan I Traylor, Senior Accounting Technician  
Frederick H. Codd, Bus Operator

**FIFTEEN YEARS**

Nicholas J. Fallau, FM Lead Mechanic

**TWENTY-FIVE YEARS**

Justin R. Hart, Bus Operator  
Wallace W. Brondstatter, Paratransit Superintendent  
Edward L. Nelson, Transit Supervisor

Director Spence thanked Wally Brondstatter for giving up his seniority as a Bus Operator to help with Paratransit.

**7. CONSIDERATION OF RECEIPT OF REPORT REGARDING THE SANTA CRUZ  
COUNTY REGIONAL TRANSPORTATION COMMISSION'S PARATRANSIT  
COORDINATION TASK FORCE (PCTF) AND DRAFT MINUTES OF FEBRUARY 16,  
2005**

Chair Keogh thanked Directors Reilly and Spence for their participation on the Task Force. A Memo from the SCCRTC stating the Task Force minutes and recommendations would be available as part of the April 7<sup>th</sup> SCCRTC Agenda Packet was distributed at today's meeting.

**9. CONSIDERATION OF APPROVAL OF FY 05-06 LINE ITEM BUDGET FOR REVIEW  
AND CLAIMS PURPOSES**

**Summary:**

Elisabeth Ross reported that a preliminary budget is brought to the Board for approval each year. Even though the Board adopted a 2-year budget last year, the figures for FY05-06 need to be adjusted from the original budget in order to balance.

**5-1.10**

Ms. Ross explained that Staff is currently working on the draft final budget, which will be presented to the Board in May after meeting with Union representatives and refining revenue and expense projections as updated information becomes available. The Board will then consider adopting the proposed final budget in June.

**Discussion:**

Ms. Ross responded to Director Beautz' inquiry that the "Other Paid Absences" on page 9.a3 is an estimate of variable absences like Bereavement Leave and Jury Duty.

**ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR HINKLE**

**Adopt the preliminary line item budget for FY 05-06 for review and TDA/STA claims purposes.**

**Motion passed unanimously with Directors Bustichi, Harlan and Stone being absent.**

- 12. CONSIDERATION OF REVISING THE MANAGEMENT STRUCTURE TO COMBINE THE FLEET MAINTENANCE MANAGER POSITION AND THE FACILITIES MAINTENANCE MANAGER POSITION INTO A SINGLE MANAGER OF MAINTENANCE POSITION AND ESTABLISHING THE SALARY LEVEL COMMENSURATE WITH THE MANAGER OF OPERATIONS.**

**Summary:**

Les White reported that with retirement of David Konno, Facilities Maintenance Manager, a review of both the Fleet Maintenance Manager and the Facilities Maintenance Manager positions was conducted and a determination made that the positions could be combined into a single Manager of Maintenance position.

The additional duties assigned to the Manager of Maintenance place the position on the same level as the Manager of Operations position.

The Facilities Maintenance Supervisor will also be assigned additional duties and should be reclassified to the same level as the Fleet Supervisor position. SEIU has approved of these changes.

**Discussion:**

Director Reilly commented that she was concerned that the Admin Secretary/Supervisor's workload would increase. Mr. White responded that this position is support for the Fleet side and that the Facilities Maintenance Supervisor would continue to do the administrative detail for the Facilities side.

Les White clarified for Vice Chair Rotkin that there are two Fleet Maintenance Supervisors because Fleet shops operate around the clock 24 hours per day, and that the Parts & Materials

5-1.11

Supervisor oversees both of the two parts locations, one at 111 Dubois Street and the other at 138 Golf Club Drive.

Will Regan thanked management for meeting with SEIU to address concerns and said he found the Organizational Chart very helpful.

**ACTION: MOTION: DIRECTOR REILLY SECOND: DIRECTOR SKILLICORN**

Approve revising the METRO Management structure to combine the Fleet Maintenance Manager position and the Facilities Maintenance Manager position into a single Manager of Maintenance position and establish the salary level commensurate with the Manager of Operations position; and Approve the reclassification and reassignment of the Facilities Maintenance Supervisor position to be equivalent to the Fleet Maintenance Supervisor position and move the position from the Salaried Employees Association Chapter (SEA) to the Professional Supervisors Association Chapter (PSA) contingent upon the approval of SEIU, Local 415. These changes are to become effective on March 25, 2005.

Motion passed unanimously with Directors Bustichi, Harlan and Stone being absent.

**13. CONSIDERATION OF STATUS OF FEDERAL LEGISLATION AND REPORT REGARDING THE AMERICAN PUBLIC TRANSPORTATION ASSOCIATION 2005 LEGISLATIVE CONFERENCE**

**Summary:**

Les White reported that he had attended the APTA Legislative Conference held March 6<sup>th</sup> – 9<sup>th</sup> in Washington, DC. Mr. White participated in the Legislative Conference and met with Congressional Staff. To discuss pending legislation that would affect METRO. Mr. White reported that the House and Senate had just passed the Transportation Equity Act reauthorization bills recently, and that both versions included the High Intensity Transit Tier language word for word. Congress will now consider enacting the bill, which will provide approximately \$6 million for MetroBase. Mr. White also reported that the "earmarking" of the Pacific Station project could result in \$4.4 million in federal funds during the next fiscal year toward an overall \$11.6 million federal commitment over the life of the project.

**14. CONSIDERATION OF RESOLUTIONS AUTHORIZING SUBMITTAL OF FY 2006 STA AND TDA CLAIMS**

**Summary:**

Mark Dorfman reported that these are the standard claims METRO files on an annual basis for transit operations and capital improvements. METRO will claim approximately \$5.6 million in TDA funds and \$1.1 million in STA funds for FY 2006 based upon TDA and STA revenue estimates for the coming fiscal year.

5-1.12

**ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR REILLY**

Move passage of Resolutions authorizing Staff to submit claims to the Santa Cruz County Regional Transportation Commission for FY 2006 State Transit Assistance (STA) and Transportation Development ACT (TDA) funds.

Motion passed by unanimous affirmative voice vote in lieu of roll call vote with Directors Bustichi, Harlan and Stone being absent.

**15. CONSIDERATION OF APPROVAL OF LICENSE AGREEMENT FOR BUS STOP LOCATED AT SOQUEL AND FRONT STREETS**

**Summary:**

Margaret Gallagher reported that METRO has had a bus stop for many years, which is in the path of travel to the new entrance of Trader Joe's on Front Street. At the request of the City Redevelopment Agency, the Board approved moving the stop 20 feet south and approved a license agreement set forth in Attachment "A" that was forwarded to the Agency so that a signature could be obtained from the property owner.

Instead of returning the original agreement, a different agreement was sent back to METRO. The property owner's attorney feels METRO should be charged for the license. The property owner's version of the agreement names San Francisco, rather than Santa Cruz, as the venue for any disagreements that may arise and limits the term to 5 years rather than 15 years. Ms. Gallagher has been attempting to negotiate the terms of the agreement as set forth in Attachment "B" but the owner has been out of town.

**Discussion:**

It was pointed out that METRO has already moved the stop to accommodate the opening of the new Trader Joe's. There was discussion about whether that was a mistake and about the property owner's unreasonable lack of accommodating the District with regard to terms of the agreement. Les White pointed out that the owner apparently did not know that this was an existing stop that was moved to accommodate them, but looked at it as an encroachment lease in their right-of-way, when actually, the stop has always been in the public right-of-way.

**ACTION: MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR BEAUTZ**

Authorize District Counsel to accept the property owner's version of the License Agreement with the understanding that District Counsel will continue to make efforts to negotiate METRO's terms as set forth in Attachment "B" for the bus stop located at Soquel and Front Streets. If no cooperation is obtained, District Counsel is not compelled to sign the agreement and this matter is to be referred to the City Council for resolution.

Bonnie Morr stated that this bus stop was a result of combining two stops on Front Street to become ADA compliant as part of the City's Front Street Realignment project which BSAC was involved in.

**5-1.13**

Jeff Le Blanc stated that he would like to see this stop set back off the sidewalk and onto a pad because the sidewalk gets very congested there.

Director Spence pointed out that Santa Cruz "Municipal" should be corrected to Santa Cruz "METRO" on pages 15.a4, 15.a5, 15.b4 and 15.b6.

**Vice Chair Rotkin accepted these changes as friendly amendments.**

**Motion passed unanimously with Directors Bustichi, Harlan and Stone being absent.**

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

Margaret Gallagher reported that the Board would be discussing Labor Negotiations with their Labor Negotiator, discussing two cases of Anticipated Litigation with their Legal Counsel.

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

None.

**SECTION II: CLOSED SESSION**

Chair Keogh adjourned to Closed Session at 9:50a.m. and reconvened to Open Session at 12:00 p.m.

**SECTION III: RECONVENE TO OPEN SESSION**

**16. REPORT OF CLOSED SESSION**

Margaret Gallagher had nothing to report at this time.

**ADJOURN**

There being no further business, Chair Keogh adjourned the meeting at 12:01 p.m.

Respectfully submitted,



CINDI THOMAS  
Administrative Services Coordinator

S-1.14

SANTA CRUZ METROPOLITAN .SIT DISTRICT  
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DATE: 03/01/05 THRU 03/31/05

CHECK NUMBER	CHECK DATE	CHECK AMOUNT	VENDOR	VENDOR NAME	VENDOR TRANS. TYPE	TRANS. NUMBER	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	COMMENT
13920P03/01/05		-30.00	001271	DEPARTMENT OF MOTOR VEHICLES		4350	VOID CHECK	-30.00	PRE-PAID
14560	03/08/05	86.57	001	SBC		3938	FEB PHONE LINES	86.57	
14561	03/08/05	420.98	001038	TWINVISION NA INC.		3913	REV VEH PARTS	420.98	
14562	03/08/05	538.00	001042	EMPLOYER'S HEALTH SVCS, LLC		3939	NOV-FEB DRUG TEST	538.00	
14563	03/08/05	1,072.50	001044	PACKET FUSION, INC.		3940	PHONE SUPPORT/PT	835.00	
						3941	PHONE SUPPORT/PT	237.50	
14564	03/08/05	8,318.22	001048	CRUZ CAR WASH		3942	REV VEH FUEL/PT	7,728.62	
						3943	VEH WASH SVCS/PT	589.60	
14564P03/08/05		-8,318.22	001048	CRUZ CAR WASH		4226	VOID CHECK	-8,318.22	PRE-PAID
				VOID CHECK					
14565	03/08/05	76.46	001052	MID VALLEY SUPPLY		3944	CLEANING SUPPLIES/PT	76.46	
14566	03/08/05	3,473.00	001056	TRI-FORCE SOLUTIONS		3945	HASLER MAIL SYS/PT	3,473.00	
14567	03/08/05	2,754.14	001063	NEW FLYER INDUSTRIES LIMITED		3914	REV VEH PARTS 299	298.96	
						3915	REV VEH PARTS 2455	2,455.18	
14568	03/08/05	1,470.00	001093	KROLL LABORATORY SPECIALISTS		3946	OCT DRUG TESTING	392.00	
						3947	NOV DRUG TESTING	318.50	
						3948	DEC DRUG TESTING	514.50	
						3949	JAN DRUG TESTING	245.00	
14569	03/08/05	116,482.22	001316	DEVCO OIL		3937	FEB FUEL	116,482.22	
14570	03/08/05	15,789.91	001346	CITY OF SANTA CRUZ		3950	JUL-DEC OFFICER/MET	15,789.91	
14571	03/08/05	2,411.60	001365	BORTNICK, ROBERT S. & ASSOC.	7	3951	INVESTIGATIVE SVCS	2,411.60	
14572	03/08/05	157.34	001454	MONTEREY BAY OFFICE PRODUCTS		3952	3/1-5/31 COPIER/ADM	157.34	
14573	03/08/05	5,637.50	001492	EVERGREEN OIL INC.		3953	HAZ WASTE DISPOSAL	1,702.50	
						3954	HAZ WASTE DISPOSAL	3,935.00	
14574	03/08/05	1,130.06	001627	NEW PIG CORPORATION		3955	REPAIRS/MAINT 1068	1,130.06	
14575	03/08/05	1,163.00	001708	SANTA CRUZ AREA TMA		3956	2005 ANNUAL MEMBER	1,163.00	
14576	03/08/05	160.00	001817	SOCIETY FOR HUMAN RESOURCE		3957	MEMBERSHIP 3/05-2/06	160.00	
14577	03/08/05	289.00	001896	NATIONAL BUSINESS INSTITUTE		3958	4/6/05 SEMINAR	289.00	
14578	03/08/05	162.98	001976	SPORTWORKS NORTHWEST, INC.		3916	REV VEH PARTS 159	162.98	
14579	03/08/05	97.52	002012	CARTER, H.V. CO. INC.		3959	REPAIRS/MAINTENANCE	97.52	
14580	03/08/05	143.65	002028	WESTCOAST LEGAL SERVICE	7	3960	PROF/TECH SVCS	143.65	
14581	03/08/05	31.39	002063	COSTCO		3961	PHOTO PROCESS/OPS	17.30	
						3962	LOCAL MEETING EXP	14.09	
14582	03/08/05	122.50	002069	A TOOL SHED, INC.		3963	EQUIPMENT RENTAL	122.50	
14583	03/08/05	173.39	002106	AMERICAN SUPPLY COMPANY		3964	CLEANING SUPPLIES/PT	173.39	
14584	03/08/05	3,489.00	002143	TOXSCAN INC.		3965	STORM WATER ANALYSIS	3,489.00	
14585	03/08/05	209.38	002161	APPLIED INDUSTRIAL TECH		3966	REPAIRS/MAINTENANCE	93.50	
						3967	REPAIRS/MAINTENANCE	115.88	
14586	03/08/05	156.92	002307	EWING IRRIGATION PRODUCTS		3968	REPAIRS/MAINTENANCE	156.92	
14587	03/08/05	2,000.00	002352	U.S. POSTAL SERVICE(AMS-TMS)		3969	POSTAGE FOR METER	2,000.00	
14588	03/08/05	749.63	002504	TIFCO INDUSTRIES		3917	PARTS & SUPPLIES	749.63	
14589	03/08/05	96.00	002567	DEPARTMENT OF JUSTICE		3970	JAN FINGERPRINTS	96.00	
14590	03/08/05	150,000.00	002569	COMERICA BANK		3971	WORK COMP FUND	150,000.00	
14591	03/08/05	335.58	002624	DIGITAL RECORDERS		3918	REV VEH PARTS	335.58	
14592	03/08/05	1,454.07	002721	NEXTEL COMMUNICATIONS		3972	1/4-2/3 PHONES/PT	1,454.07	
14593	03/08/05	297.70	007	UNITED PARCEL SERVICE		3919	DEC-FEB FREIGHT	297.70	
14594	03/08/05	60.00	014	CABRILLO COLLEGE		3973	FINGERPRINTING	60.00	
14595	03/08/05	389.94	020	ADT SECURITY SERVICES INC.		3974	MAR ALARMS	389.94	
14596	03/08/05	22.05	041	MISSION UNIFORM		3975	JAN UNIF/LAUNDRY PT	22.05	

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SANTA CRUZ METROPOLITAN DISTRICT  
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14597	03/08/05	302.12	061A	REGISTER PAJARONIAN		3920	CLASSIFIED ADS FLEET	92.84	
						3976	CLASSIFIED AD/ADM	137.54	
						3977	CLASSIFIED AD/ADM	71.74	
14598	03/08/05	28.20	147	ZEE MEDICAL SERVICE CO.		3978	SAFETY SUPPLIES	28.20	
14599	03/08/05	1,151.24	172	CENTRAL WELDER'S SUPPLY, INC.		3921	SUPPLY/ANNUAL LEASE	1,151.24	
14600	03/08/05	4,608.00	180	MANPOWER		3979	TEMP/IT W/E 1/23	1,536.00	
						3980	TEMP/IT W/E 1/30	1,536.00	
						3981	TEMP/IT W/E 2/6	1,536.00	
14601	03/08/05	36.04	183	BAYSHORE TRUCK EQUIPMENT CO.		3922	REV VEH PARTS	36.04	
14602	03/08/05	294.98	186	WILSON, GEORGE H., INC.		3923	OUT REPAIR REV VEH	294.98	
14603	03/08/05	93.71	210	HOLIDAY MUFFLER SERVICE		3982	OUT REPAIR/#209/PT	93.71	
14604	03/08/05	16.46	215	IKON OFFICE SOLUTIONS		3983	COPIER OVERAGE/PT	16.46	
14605	03/08/05	455.74	282	GRAINGER		3984	SMALL TOOLS/PT	455.74	
14606	03/08/05	68.63	288	MUNCIE TRANSIT SUPPLY		3924	REV VEH PARTS	68.63	
14607	03/08/05	6.28	294	ANDY'S AUTO SUPPLY		3985	REV VEH PARTS/PT	6.28	
14608	03/08/05	44.25	372	FEDERAL EXPRESS		3925	JAN/FEB MAILINGS	44.25	
14609	03/08/05	45.57	378	STEWART & STEVENSON		3926	REV VEH PARTS	45.57	
14610	03/08/05	2,373.25	395	APPLIED GRAPHICS, INC.		3986	EMPLOY INTEREST CARD	139.54	
						3987	PRINTING/PT	2,233.71	
14611	03/08/05	152.62	405	JOHN'S ELECTRIC MOTOR SVC	7	3988	REPAIRS/MAINTENANCE	152.62	
14612	03/08/05	14.48	418	COUNTY OF SANTA CRUZ		3927	JAN CNG	14.48	
14613	03/08/05	628.59	428	NEOWARE SYSTEMS, INC.		3989	HW/SW SUPPORT	628.59	
14614	03/08/05	2,604.00	432	EXPRESS PERSONNEL SERVICES		3928	TEMP W/E 1/23 FLT	744.00	
						3929	TEMP W/E 1/30 FLT	930.00	
						3930	TEMP W/E 2/6 FLT	930.00	
14615	03/08/05	164.36	434	VERIZON WIRELESS-PAGERS		3990	MAR PAGERS	164.36	
14616	03/08/05	123.58	436	WEST PAYMENT CENTER		3991	JAN ACCESS CHGS	123.58	
14617	03/08/05	2,239.00	459	MOUNTAIN CABLE &		3992	INSTALL MULTIPLEXOR	2,239.00	
14618	03/08/05	487.20	497B	APTA		3993	OPS MGR CLASS AD	487.20	
14619	03/08/05	303,753.23	502	CA PUBLIC EMPLOYEES'		3994	MAR MEDICAL INS	303,753.23	
14620	03/08/05	29.74	566	ARROWHEAD MTN SPRING WATER		3931	JAN WATER FLEET	29.74	
14621	03/08/05	255.00	615	CALPELRA		3995	2005 MEMBERSHIP DUES	255.00	
14622	03/08/05	499.80	629	HUGHES & ASSOCIATES	7	3996	INVESTIGATIVE SVCS	499.80	
14623	03/08/05	1,567.12	647	GFI GENFARE		3932	REV VEH PARTS	195.11	
						3933	REV VEH PARTS	1,372.01	
14624	03/08/05	2,258.60	733	CLAREMONT BEHAVIORAL SERVICES		3997	FEB EAP PREMIUM	1,225.00	
						3998	MAR EAP PREMIUM	1,033.60	
14625	03/08/05	101.52	764	MERCURY METALS		3999	REV VEH PARTS/PT	101.52	
14626	03/08/05	455.75	768	SCMTD CHANGE FUND/METRO CENTER		4000	CHANGE FUND/METRO	455.75	
14627	03/08/05	2,120.00	804	ORTHOPAEDIC HOSPITAL	7	4001	JAN PROF/TECH SVCS	2,120.00	
14628	03/08/05	1,787.30	852	LAW OFFICES OF MARIE F. SANG	7	4002	WORKERS COMP CLAIMS	1,787.30	
14629	03/08/05	700.83	856	ANGI INTERNATIONAL LLC		4003	CNG REBUILD KIT	700.83	
14630	03/08/05	6.10	880	SEISINT, INC.		4004	PROF/TECH SVCS LGL	6.10	
14631	03/08/05	54.00	892	CASHMAN, BEVERLY		4005	REFUND PT COUPONS	54.00	
14632	03/08/05	3,937.39	909	CLASSIC GRAPHICS		3934	OUT REPAIR REV VEH	1,582.15	
						3935	OUT REPAIR REV VEH	1,996.81	
						3936	OUT REPAIR REV VEH	358.43	
14633	03/08/05	195.00	915	WORKIN.COM, INC.		4006	1/28-2/27 JOB POST	195.00	
14634	03/08/05	152.36	932	A.L. LEASE COMPANY, INC.		4007	REPAIRS/MAINTENANCE	15.34	
						4025	REPAIRS/MAINTENANCE	137.02	

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SANTA CRUZ METROPOLITAN .SIT DISTRICT  
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CHECK NUMBER	CHECK DATE	CHECK AMOUNT	VENDOR	VENDOR NAME	VENDOR TYPE	TRANS. NUMBER	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	COMMENT
14635	03/08/05	21,000.00	945	LINHART PETERSEN POWERS ASSOC.		4008	MB PRELIM REVIEW	21,000.00	
14636	03/08/05	19,208.37	977	SANTA CRUZ TRANSPORTATION, LLC		4009	JAN 05 PT SVCS	19,208.37	
14637	03/08/05	100.00	B003	BEAUTZ, JAN	7	4014	FEB BOARD MTG	100.00	
14638	03/08/05	50.00	B006	HINKLE, MICHELLE	7	4016	FEB BOARD MTG	50.00	
14639	03/08/05	100.00	B007	KEOGH, MICHAEL	7	4017	FEB BOARD MTG	100.00	
14640	03/08/05	100.00	B011	REILLY, EMILY	7	4018	FEB BOARD MTG	100.00	
14641	03/08/05	100.00	B012	SPENCE, PAT	7	4021	FEB BOARD MTG	100.00	
14642	03/08/05	100.00	B014	CITY OF WATSONVILLE		4023	FEB BOARD MTG	100.00	
14643	03/08/05	100.00	B015	ROTKIN, MIKE	7	4019	FEB BOARD MTG	100.00	
14644	03/08/05	100.00	B016	SKILLICORN, DALE	7	4020	FEB BOARD MTG	100.00	
14645	03/08/05	100.00	B017	STONE, MARK	7	4022	FEB BOARD MTG	100.00	
14646	03/08/05	100.00	B018	BUSTICHI, DENE	7	4015	FEB BOARD MTG	100.00	
14647	03/08/05	45.00	E201	PRUDDEN, RICHARD		4010	DMV/VTT FEES	45.00	
14648	03/08/05	332.89	E312	CHENG, FRANK		4011	TRANSIT CONST TRAIING	332.89	
14649	03/08/05	106.97	E322	HICKEY, MARK		4012	1ST AID/CPR BKS 100	106.97	
14650	03/08/05	45.00	E379	ABACHERLI, ARLETTE		4013	DMV/VTT FEES	45.00	
14651M03/09/05		53.38	434B	VERIZON CALIFORNIA MT. BIEWLASKI		4163	MT. BIEWLASKI	53.38	MANUAL
14652	03/18/05	596.18	001	SBC		4070	MAR PHONE/IT	596.18	
14653	03/18/05	1,621.83	001019	HOLDSWORTH NORTH AMERICA		4026	UPHOLSTERY MATL 1531	1,621.83	
14654	03/18/05	2,135.22	001029	GOLDEN GATE SYSTEMS		4071	BACK-UPS & MNTRS/PT	2,135.22	
14655	03/18/05	8,910.62	001036	STANDARD INSURANCE COMPANY		4072	LIFE/AD&D INS	8,910.62	
14656	03/18/05	11,131.48	001043	VISION SERVICE PLAN		4073	MAR VISION INSURANCE	11,131.48	
14657	03/18/05	95.00	001044	PACKET FUSION, INC.		4074	PHONE SUPPORT/PT	95.00	
14658	03/18/05	607.60	001052	MID VALLEY SUPPLY		4027	CLEANING SUPPLY FLT	290.63	
						4075	CLEANING SUPPLIES	316.97	
14659	03/18/05	382.60	001065	ARROW FIRE PROTECTION		4028	REV VEH PARTS/TOOLS	382.60	
14660	03/18/05	263.91	001230	CAPITOL CLUTCH & BRAKE, INC.		4029	REV VEH PARTS	263.91	
14661	03/18/05	1,181.81	001263	ABBOTT STREET RADIATOR, INC.		4030	REPAIR RADIATOR	401.81	
						4031	RPR FUEL TANK ASSBLY	780.00	
14662	03/18/05	333.00	001315	WASTE MANAGEMENT		4076	FEB MT HERMON/KINGS	43.82	
						4077	FEB KINGS VILLAGE	146.81	
						4078	FEB RESEARCH PARK	142.37	
14663	03/18/05	1,179.07	001346	CITY OF SANTA CRUZ		4079	04/05 STRM/FLD WATER	1,179.07	
14664	03/18/05	88.66	001711	MOHAWK MFG. & SUPPLY CO.		4032	REV VEH PARTS	88.66	
14665	03/18/05	235.31	001800	THERMO KING OF SALINAS, INC		4033	REV VEH PARTS	235.31	
14666	03/18/05	60.43	001936	MCI		4080	FEB LONG DIST/PT	51.66	
						4081	FEB LONG DIST/PT	8.77	
14667	03/18/05	23.86	001986	WAGER CO., INC. ROBERT		4034	PRINTER RIBBON 18	23.86	
14668	03/18/05	3,820.37	001A	SBC/MCI		4082	FEB PHONE/IT	92.28	
						4083	FEB PHONE/IT	177.26	
						4084	FEB PHONE/IT	177.26	
						4085	FEB PHONES	1,716.38	
						4086	FEB PHONES/PT	255.47	
						4087	JAN PHONES/PT	705.81	
						4088	FEB PHONES/PT	588.88	
						4089	FEB PHONES/PT	107.03	
14669	03/18/05	78.38	002028	WESTCOAST LEGAL SERVICE	7	4090	PROF/TECH SVCS	78.38	
14670	03/18/05	7,288.56	002069	A TOOL SHED, INC.		4091	HARVEY WEST BLVD	7,288.56	
14671	03/18/05	2,000.00	002267	SHAW & YODER, INC.		4092	JAN LEGISLATIVE SVCS	2,000.00	

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SANTA CRUZ METROPOLITAN L .SIT DISTRICT  
 CHECK JOURNAL DETAIL BY CHECK NUMBER  
 ALL CHECKS FOR COAST COMMERCIAL BANK

DATE: 03/01/05 THRU 03/31/05

CHECK NUMBER	CHECK DATE	CHECK AMOUNT	VENDOR	VENDOR NAME	VENDOR TYPE	TRANS. NUMBER	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	COMMENT
14672	03/18/05	2,550.00	002287	CALIFORNIA SERVICE EMPLOYEES		4093	MAR MEDICAL	2,550.00	
14673	03/18/05	23,882.40	002295	FIRST ALARM		4094	JAN/FEB DISP SVC/PT	210.00	
						4095	FEB SECURITY	23,672.40	
14674	03/18/05	3,750.00	002346	CHANEY, CAROLYN & ASSOC., INC.		4096	MAR LEGISLATIVE SVCS	3,750.00	
14675	03/18/05	132.60	002459	SCOTTS VALLEY WATER DISTRICT		4097	12/7-2/2 KINGS VLG	28.50	
						4098	12/7-2/2 KINGS VLG	104.10	
14676	03/18/05	744.66	002504	TIFCO INDUSTRIES		4035	PARTS & SUPPLIES FLT	744.66	
14677	03/18/05	1,887.75	002607	CTC ANALYTICAL SERVICES		4036	OUT REPAIR REV VEH	1,887.75	
14678	03/18/05	115.20	002639	NEXTEL COMMUNICATIONS		4037	1/26-2/25 PHONES	115.20	
14679	03/18/05	1,056.74	004	NORTH BAY FORD LINC-MERCURY		4038	REV VEH PARTS	1,056.74	
14681	03/18/05	24,432.29	009	PACIFIC GAS & ELECTRIC		4039	1/31-2/28 CNG/G RVR	10,029.48	
						4040	2/1-3/2 CNG/E RVR	1,489.40	
						4099	1/26-2/24 SAKATA	10.43	
						4100	1/26-2/24 SAKATA	10.64	
						4101	1/28-2/28 RODRIGUEZ	1,209.38	
						4102	1/28-2/28 RODRIGUEZ	60.96	
						4103	2/1-3/2 GOLF CLUB	873.18	
						4104	2/1-3/2 GOLF CLUB	1,532.96	
						4105	2/1-3/2 1200 RVR	1,465.83	
						4106	1/29-3/2 111 DUB	697.77	
						4107	1/29-3/2 111 DUB	1,562.73	
						4108	2/1-3/2 1200 RVR	460.33	
						4109	1/29-3/2 370 ENC	1,999.01	
						4110	1/29-3/2 370 ENC	839.24	
						4111	2/1-3/2 1122 RVR	7.69	
						4112	2/3-3/5 PACIFIC	1,033.85	
						4113	2/3-3/5 PACIFIC	463.98	
						4114	2/3-3/5 PACIFIC	289.61	
						4115	2/10-3/11 KINGS VLG	376.16	
						4116	2/10-3/11 KINGS VLG	19.66	
14682	03/18/05	2,817.41	018	SALINAS VALLEY FORD SALES		4041	REV VEH PARTS	2,817.41	
14683	03/18/05	3,147.32	041	MISSION UNIFORM		4042	FEB UNIF/LAUNDRY FLT	2,619.42	
						4117	FEB UNIF/LAUNDRY PT	44.10	
						4118	FEB UNIFORMS/LAUNDRY	483.80	
14684	03/18/05	276.95	067	ROTO-ROOTER		4119	OUT REPAIR BLDGS/IMP	276.95	
14685	03/18/05	6,861.80	079	SANTA CRUZ MUNICIPAL UTILITIES		4120	1/29-3/2 PACIFIC	85.16	
						4121	1/29-3/2 PACIFIC	2,287.22	
						4122	1/28-2/25 GOLF CLUB	842.10	
						4123	1/28-2/25 370 ENC	80.72	
						4124	1/28-2/25 370 ENC	872.90	
						4125	1/28-2/25 1200 RVR	2,003.40	
						4126	1/28-2/25 111 DUB	690.30	
14686	03/18/05	16,725.08	085	DIXON & SON TIRE, INC.		4043	FEB TIRES/TUBES FLT	16,725.08	
14687	03/18/05	275.08	104	STATE STEEL COMPANY		4044	PARTS & SUPPLY FLT	275.08	
14688	03/18/05	876.83	115	SNAP-ON INDUSTRIAL		4045	SMALL TOOLS FLT	876.83	
14689	03/18/05	70.34	123	BAY PHOTO LAB		4127	PHOTO PROCESS/PT	70.34	
14690	03/18/05	95.20	130	CITY OF WATSONVILLE UTILITIES		4128	2/1-3/1 SAKATA	13.45	
						4129	2/1-3/1 RODRIGUEZ	9.50	
						4130	2/1-3/1 SAKATA	72.25	
14691	03/18/05	2,253.50	134	DAY WIRELESS SYSTEMS		4046	MAR OUT REPAIR EQUIP	2,253.50	

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SANTA CRUZ METROPOLITAN LOCAL SIT DISTRICT  
 CHECK JOURNAL DETAIL BY CHECK NUMBER  
 ALL CHECKS FOR COAST COMMERCIAL BANK

DATE: 03/01/05 THRU 03/31/05

CHECK NUMBER	CHECK DATE	CHECK AMOUNT	VENDOR NUMBER	VENDOR NAME	VENDOR TRANS. TYPE	TRANS. NUMBER	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	COMMENT
14692	03/18/05	1,776.88	135	SANTA CRUZ AUTO PARTS, INC.		4047	REV VEH PARTS/SUPPLY	888.15	
						4131	REV VEH PARTS/PT	888.73	
14693	03/18/05	35.40	147	ZEE MEDICAL SERVICE CO.		4132	SAFETY SUPPLIES	35.40	
14694	03/18/05	1,623.86	148	ZEP MANUFACTURING COMPANY		4048	CLEANING SUPPLY FLT	1,299.11	
						4049	CLEANING SUPPLY FLT	324.75	
14695	03/18/05	438.65	161	OCEAN CHEVROLET INC		4050	REV VEH PARTS FLT	26.65	
						4133	REV VEH PARTS/PT	412.00	
14696	03/18/05	1,421.86	166	HOSE SHOP, THE		4051	PARTS & SUPPLY FLT	1,405.90	
						4134	CABLE TIES/FACIL	15.96	
14697	03/18/05	205.24	167	KEYSTON BROTHERS		4052	OTHER MOBILE SUPPLY	205.24	
14698	03/18/05	1,640.71	170	TOWNSEND'S AUTO PARTS		4053	REV VEH PARTS/SUPPLY	1,640.71	
14699	03/18/05	34.65	172	CENTRAL WELDER'S SUPPLY, INC.		4054	PARTS & SUPPLY FLT	34.65	
14700	03/18/05	1,536.00	180	MANPOWER		4135	TEMP/IT W/E 2/13	1,536.00	
14701	03/18/05	858.88	191	GOLDEN GATE PETROLEUM		4055	FEB OIL FLEET	858.88	
14702	03/18/05	118.26	192	ALWAYS UNDER PRESSURE		4136	REPAIRS/MAINTENANCE	118.26	
14703	03/18/05	257.76	221	VEHICLE MAINTENANCE PROGRAM		4056	REV VEH PARTS 258	257.76	
14704	03/18/05	1,020.23	225	MISSION PRINTERS	7	4137	PRINT BUS PASSES	1,020.23	
14705	03/18/05	1,504.05	282	GRAINGER		4057	SAFETY SUPPLIES FLT	1,504.05	
14706	03/18/05	17.32	288	MUNCIE TRANSIT SUPPLY		4058	REV VEH PARTS	17.32	
14707	03/18/05	434.86	294	ANDY'S AUTO SUPPLY		4059	REV VEH PARTS/SUPPLY	434.86	
14708	03/18/05	153.00	367	COMMUNITY TELEVISION OF		4138	TV COVERAGE 2/25 MTG	153.00	
14709	03/18/05	1,142.56	378	STEWART & STEVENSON		4060	TOW CHARGES #2234	729.00	
						4061	REV VEH PARTS	400.84	
						4062	REV VEH PARTS	12.72	
14710	03/18/05	610.00	384	DIRECT SAFETY COMPANY		4063	PARTS & SUPPLIES 610	610.00	
14711	03/18/05	222.18	395	APPLIED GRAPHICS, INC.		4064	FUEL/OIL CARDS	222.18	
14712	03/18/05	1,854.19	432	EXPRESS PERSONNEL SERVICES		4065	TEMP W/E 2/13 FLEET	930.00	
						4066	TEMP W/E 2/20 FLEET	924.19	
14713	03/18/05	2,516.27	480	DIESEL MARINE ELECTRIC, INC.		4067	REV VEH PARTS	2,516.27	
14714	03/18/05	321.00	481	PIED PIPER EXTERMINATORS, INC.		4139	FEB PEST CONTROL/	321.00	
14715	03/18/05	313.47	504	CUMMINS WEST, INC.		4068	OUT REPAIR REV VEH	313.47	
14716	03/18/05	91.00	510A	HASLER, INC.		4140	1/21-2/20 RENTAL/PT	32.00	
						4141	2/21-3/20 RENTAL/PT	32.00	
						4142	3/21-4/20 RENTAL/PT	27.00	
14717	03/18/05	70.00	682	WEISS, AMY L.	7	4143	PROF SVCS 2/25	70.00	
14718	03/18/05	139.50	739	CENTURY CHEVROLET		4144	OUT REPAIR/#306 PT	139.50	
14719	03/18/05	242.67	779	STAR MACHINE & TOOL CO.		4069	SMALL TOOLS 238	242.67	
14720	03/18/05	291.99	801	LOUIS AND RIPARETTI, INC.		4145	RPR WTC KIOSK ROOF	291.99	
14721	03/18/05	321.53	845A	BLUE SHIELD OF CALIFORNIA		4146	COBRA PREMIUM	321.53	
14722	03/18/05	824.00	852	LAW OFFICES OF MARIE F. SANG	7	4147	WORKERS COMP CLAIMS	824.00	
14723	03/18/05	2,778.00	858	CSAC EXCESS INSURANCE AUTHORITY		4148	EXCESS WC PREM ADJ	2,778.00	
14724	03/18/05	42,021.28	875	PACIFICARE DENTAL		4149	MAR DENTAL	42,021.28	
14725	03/18/05	1,920.00	878	KELLY SERVICES, INC.		4150	TEMP/LGL W/E 2/6	960.00	
						4151	TEMP/LGL W/E 2/13	960.00	
14726	03/18/05	198,316.36	904	RNL DESIGN		4152	PROF SVCS THRU 11/30	84,740.50	
						4153	REIMBRS EXP TO 11/30	707.79	
						4154	PROF SVCS THRU 12/31	108,660.59	
						4155	REIMBRS EXP TO 12/31	4,207.48	
14727	03/18/05	15,365.30	941	FORTIS BENEFITS INSURANCE CO.		4156	MAR LTD INSURANCE	15,365.30	
14728	03/18/05	138.00	943	CLEAN BUILDING MAINTENANCE		4157	FEB JANITORIAL SVCS	138.00	

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SANTA CRUZ METROPOLITAN WATER TREATMENT DISTRICT  
 CHECK JOURNAL DETAIL BY CHECK NUMBER  
 ALL CHECKS FOR COAST COMMERCIAL BANK

DATE: 03/01/05 THRU 03/31/05

CHECK NUMBER	CHECK DATE	CHECK AMOUNT	VENDOR	VENDOR NAME	VENDOR TYPE	TRANS. NUMBER	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	COMMENT
14729	03/18/05	6,788.53	977	SANTA CRUZ TRANSPORTATION, LLC		4158	FEB 05 PT SVCS	6,788.53	
14730	03/18/05	900.00	R434	KATZ & LAPIDES		4159	MEDIATION	900.00	
14731	03/18/05	865.99	R435	KERR, DEAN		4160	SETTLEMENT CLAIM	865.99	
14732	03/18/05	386.09	R436	ESPINOSA, MARIO		4161	SETTLEMENT CLAIM	386.09	
14733	03/18/05	90,000.00	R437	CASTILLO, FREDIS AND		4162	SETTLEMENT CLAIM	90,000.00	
14734M03/21/05		100,000.00	840A	SURF CITY PRODUCE COMPANY, INC		4229	120 GOLF CLUB DR	100,000.00	MANUAL
				120 GOLF CLUB DR					
14735M03/21/05		195,000.00	840B	ODWALLA, INC.		4230	120 GOLF CLUB DR	195,000.00	MANUAL
				120 GOLF CLUB DR					
14736	03/25/05	482.75	001	SBC		4164	MAR PHONE LINES	86.57	
						4165	MAR PHONES	396.18	
14737	03/25/05	17,319.89	001048	CRUZ CAR WASH		4166	REV VEH FUEL/PT	8,609.95	
						4167	VEH WASH SVCS/PT	391.72	
						4227	REV VEH FUEL/PT	7,728.62	
						4228	VEH WASH SVCS/PT	589.60	
14738	03/25/05	112.50	001064	MUNICIPAL MAINTENANCE EQUIPMNT		4168	KONI LIFT/DUB	112.50	
14739	03/25/05	11,783.58	001075	SOQUEL III ASSOCIATES	7	4224	CAM ADJ 2004-APR05	974.70	
						9000302	RESEARCH PARK RENT	10,808.88	
14740	03/25/05	294.00	001093	KROLL LABORATORY SPECIALISTS		4169	FEB DRUG TESTING	294.00	
14741	03/25/05	364.80	001112	BRINKS TROPHY SHOPPE	7	4170	LOCAL MEETING EXP	305.26	
						4171	NAMEPLATES/BOARD	59.54	
14742	03/25/05	1,407.05	001119	MACERICH PARTNERSHIP LP	7	9000303	CAPITOLA MALL RENT	1,407.05	
14743	03/25/05	30.00	001271	DEPARTMENT OF MOTOR VEHICLES		4172	EMPLOYER TESTING	30.00	
14744	03/25/05	84.00	001400	KIPLINGER LETTER		4173	KIPLINGER LTR/FIN	84.00	
14745	03/25/05	73.00	001401	KIPLINGER CALIFORNIA LETTER		4174	KIPLINGER CALIF/FIN	73.00	
14746	03/25/05	80.00	001492	EVERGREEN OIL INC.		4175	HAZ WASTE DISPOSAL	80.00	
14747	03/25/05	1,510.48	001856	BAY COMMUNICATIONS	7	4176	OUT REPAIR PHONES	1,510.48	
14748	03/25/05	63.38	002028	WESTCOAST LEGAL SERVICE	7	4177	PROF/TECH SVCS	63.38	
14749	03/25/05	29.63	002063	COSTCO		4178	PHOTO PROCESS/OPS	29.63	
14750	03/25/05	25,899.59	002116	HINSHAW, EDWARD & BARBARA	7	9000304	370 ENCINAL RENT	25,899.59	
14751	03/25/05	13,888.00	002117	IULIANO, NICK	7	9000305	111 DUBOIS RENT	10,888.00	
						9000306	115 DUBOIS RENT	3,000.00	
14752	03/25/05	16.64	002447	SETON IDENTIFICATION PRODUCTS		4179	NAMEPLATE/FAC 17	16.64	
14753	03/25/05	543.82	002627	CDW GOVERNMENT, INC.		4180	COMPUTER SUPPLIES/IT	543.82	
14754	03/25/05	3,737.00	002700	SANTA CRUZ COUNTY		4181	HEALTH PERMIT	761.00	
						4182	HEALTH PERMITS	2,976.00	
14755	03/25/05	2,159.35	002713	SANTA CRUZ AUTO TECH, INC.		4183	OUT RPR REV VEH/PT	2,159.35	
14756	03/25/05	827.26	009	PACIFIC GAS & ELECTRIC		4184	2/12-3/14 PAUL SWT	79.78	
						4185	2/15-3/15 RESEARCH	43.59	
						4186	2/15-3/15 RESEARCH	703.89	
14757	03/25/05	574.55	039	KINKO'S INC.		4187	FEB PRINTING	574.55	
14758	03/25/05	988.23	043	PALACE ART & OFFICE SUPPLY		4188	OFFICE SUPPLIES	988.23	
14759	03/25/05	424.91	074	KENVILLE LOCKSMITHS	7	4189	FEB LOCKS/KEYS	424.91	
14760	03/25/05	515.00	080	STATE BOARD OF EQUALIZATION		4190	FEB USE TAX PREPAY	515.00	
14761	03/25/05	424.94	085	DIXON & SON TIRE, INC.		4191	FEB TIRES PT	424.94	
14762	03/25/05	247.57	107	SAN LORENZO LUMBER		4192	REPAIRS/MAINTENANCE	247.57	
14763	03/25/05	234.31	115A	SNAP-ON TOOLS		4193	TORQUE WRENCH	234.31	
14764	03/25/05	56.78	147	ZEE MEDICAL SERVICE CO.		4194	SAFETY SUPPLIES	56.78	
14765	03/25/05	848.58	149	SANTA CRUZ SENTINEL		4195	FEB ADVERTISING	848.58	
14766	03/25/05	1,948.50	156	PRINT GALLERY, THE		4196	PRINT ROUTE STICKERS	1,948.50	

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SANTA CRUZ METROPOLITAN L .SIT DISTRICT  
 CHECK JOURNAL DETAIL BY CHECK NUMBER  
 ALL CHECKS FOR COAST COMMERCIAL BANK

DATE: 03/01/05 THRU 03/31/05

CHECK NUMBER	CHECK DATE	CHECK AMOUNT	VENDOR	VENDOR NAME	VENDOR TRANS. TYPE	TRANS. NUMBER	TRANSACTION DESCRIPTION	TRANSACTION AMOUNT	COMMENT
14767	03/25/05	5,570.52	157	DELL MARKETING L.P.		4197	DELL DESKTOP PC/PT	787.12	
						4198	POWEREDGE SERVER	4,783.40	
14768	03/25/05	1,536.00	180	MANPOWER		4199	TEMP/IT W/E 2/20	1,536.00	
14769	03/25/05	634.07	215	IKON OFFICE SOLUTIONS		4200	COPIER MAINT/OPS	634.07	
14770	03/25/05	120.00	271	CARLSON, BRENT D., M.D., INC.	7	4201	FEB/MAR DRUG TESTING	120.00	
14771	03/25/05	69.34	276	SCOTTS VALLEY SPRINKLER		4202	REPAIRS/MAINTENANCE	69.34	
14772	03/25/05	312.74	282	GRAINGER		4203	BATTERIES/TAPE	200.12	
						4204	POWER POLE/VERNON	112.62	
14773	03/25/05	745.00	478	BEE CLENE	0	4205	CUSTODIAL SVCS/CRPTS	745.00	
14774	03/25/05	746.00	481	PIED PIPER EXTERMINATORS, INC.		4206	SPRAY TREES-MET/WTC	746.00	
14775	03/25/05	191.92	510	ASCOM HASLER LEASING		4207	APR EQUIP RENTAL	191.92	
14776	03/25/05	183.98	848	SANTA CRUZ ELECTRONICS, INC.		4208	COMPUTER SUPPLIES/IT	75.49	
						4209	COMPUTER SUPPLIES/IT	101.25	
						4210	COMPUTER SUPPLIES/IT	7.24	
14777	03/25/05	6,446.21	851	I.M.P.A.C. GOVERNMENT SERVICES		4225	4055019201230222	6,446.21	
14778	03/25/05	1,387.42	856	ANGI INTERNATIONAL LLC		4211	CNG PARTS	1,387.42	
14779	03/25/05	1,728.00	878	KELLY SERVICES, INC.		4212	TEMP/LGL W/E 2/20	960.00	
						4213	TEMP/LGL W/E 2/27	768.00	
14780	03/25/05	5,562.09	942	PROOFPOINT, INC.		4214	PROOFPOINT SECURITY	5,562.09	
14781	03/25/05	627.00	950	PARADISE LANDSCAPE	7	4215	MAR MAINTENANCE	627.00	
14782	03/25/05	83.20	965	SAYLER LEGAL SERVICE, INC.		4216	PROF/TECH SVCS	83.20	
14783	03/25/05	67,332.76	975	TRISTAR RISK MANAGEMENT NO. 2		4217	FEB TRUST ACCOUNT	67,332.76	
14784	03/25/05	525.00	989	STUCKER, NANCY K.	7	4218	PROF SVCS/BILINGUAL	525.00	
14785	03/25/05	45.00	E110	DEL PO, ROBERT		4219	DMV/VTT FEES	45.00	
14786	03/25/05	45.00	E151	FLOREZ, JOE		4220	DMV/VTT FEES	45.00	
14787	03/25/05	51.48	E256	GLATT, HARLAN		4221	HEADSET/IT 40	51.48	
14788	03/25/05	45.00	E478	ALLEN, ROBERT		4222	DMV/VTT FEES	45.00	
14789	03/25/05	229.97	M003	WYANT, JUDI		9000307	MED INS PREM REIMB	229.97	
14790	03/25/05	254.52	M005	ROSS, EMERY		9000308	MED INS PREM REIMB	254.52	
14791	03/25/05	459.94	M006	VAN DER ZANDE, ED		9000309	MED INS PREM REIMB	459.94	
14792	03/25/05	750.34	M007	BLAIR-ALWARD, GREGORY		9000310	MED INS PREM REIMB	750.34	
14793	03/25/05	1,075.65	M009	FREEMAN, MARY		9000311	MED INS PREM REIMB	1,075.65	
14794	03/25/05	364.49	M010	SHORT, SLOAN		9000312	MED INS PREM REIMB	364.49	
14795	03/25/05	184.57	M016	HICKLIN, DONALD KENT		9000313	MED INS PREM REIMB	184.57	
14796	03/25/05	413.09	M022	CAPELLA, KATHLEEN		9000314	MED INS PREM REIMB	413.09	
14797	03/25/05	179.92	M024	DOBBS, GLENN		9000315	MED INS PREM REIMB	179.92	
14798	03/25/05	75.17	M056	CRUISE, RICHARD		9000316	MED INS PREM REIMB	75.17	
14799	03/25/05	19.93	M057	PARHAM, WALLACE		9000317	MED INS PREM REIMB	19.93	
14800	03/25/05	19.93	M058	POTEETE, BEVERLY		9000318	MED INS PREM REIMB	19.93	
14801	03/25/05	743.55	R438	GEICO GENERAL INSURANCE CO.		4223	SETTLEMENT CLAIM	743.55	
TOTAL		1,684,859.08		COAST COMMERCIAL BANK		TOTAL CHECKS	243	1,684,859.08	

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**Page 1 of the March Ridership Report  
will be included in the April 22, 2005  
Board Packet.**

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**Santa Cruz METRO  
February 2005 Ridership Report**

FAREBOX REVENUE AND RIDERSHIP SUMMARY BY ROUTE

ROUTE	REVENUE	RIDERSHIP	UC		Day Pass	S/D		W/C	S/D		Passes/	
			Student	Faculty		Riders	Day Pass		Cabrillo	Bike	Free Rides	
10	\$ 1,606.20	31,864	27,451	2,178	13	48	25	18	144	470	1,106	
13	\$ 578.91	12,808	11,128	792	4	14	5	2	55	242	457	
15	\$ 1,935.55	38,997	33,978	2,357	28	31	33	4	217	771	1,254	
16	\$ 5,234.25	91,361	80,339	4,421	45	75	36	12	476	1,505	2,887	
19	\$ 1,380.93	25,272	22,182	1,211	14	44	4	15	118	491	891	
3B	\$ 1,466.75	3,183	293	78	45	85	8	22	230	99	1,595	
4	\$ 1,108.11	4,297	259	47	16	157	51	49	123	55	2,882	
7	\$ 296.90	1,097	99	37	7	41	1	16	59	8	699	
7N	\$ 1,093.53	2,168	475	103	2	39	2	1	84	78	790	
9	\$ 240.59	473	25	6	1	-	-	4	5	-	283	
12A	\$ 237.98	4,912	4,267	364	8	1	7	-	21	107	119	
12B	\$ 158.76	4,474	3,958	283	-	5	1	1	12	73	111	
20	\$ 1,685.51	16,752	13,621	721	22	61	4	4	232	318	1,038	
31	\$ 1,272.76	1,944	90	58	12	24	10	7	106	61	878	
32	\$ 489.85	788	29	5	1	11	7	1	22	17	400	
33	\$ 314.98	595	1	-	2	5	1	-	-	15	402	
34	\$ 67.75	151	-	-	-	-	-	-	1	2	106	
35	\$ 23,543.06	37,420	906	329	288	665	84	159	1,204	1,158	20,186	
40	\$ 1,408.99	1,702	40	9	36	51	2	10	32	57	750	
41	\$ 813.27	1,629	265	163	10	24	-	11	25	117	635	
42	\$ 1,021.03	1,645	429	50	5	31	3	2	31	122	469	
53	\$ 544.53	1,115	5	2	11	114	53	10	51	14	655	
54	\$ 411.65	794	4	5	3	28	7	7	113	28	369	
55	\$ 1,358.64	3,468	43	26	30	128	66	29	1,018	82	1,510	
56	\$ 336.75	940	1	5	5	18	18	3	185	33	522	
66	\$ 10,069.79	16,120	1,077	492	181	510	125	92	644	391	7,428	
68	\$ 5,603.34	10,612	1,254	388	127	254	96	38	349	272	5,097	
69	\$ 5,721.74	10,546	1,484	468	75	344	60	42	358	293	4,482	
69A	\$ 15,885.36	22,405	1,379	487	159	809	172	105	547	575	9,307	
69N	\$ 1,289.74	2,988	589	128	2	50	16	-	337	120	1,084	
69W	\$ 17,996.86	26,713	1,532	541	173	817	228	138	2,707	733	10,039	
70	\$ 2,425.70	5,860	210	56	29	105	41	23	2,200	174	1,809	
71	\$ 50,795.57	70,096	2,463	1,187	487	2,272	327	320	7,695	1,997	25,136	
72	\$ 3,205.59	3,599	4	16	35	165	13	26	153	42	1,336	
74	\$ 2,465.71	2,632	7	10	20	130	4	16	44	14	948	
75	\$ 6,122.64	6,749	7	10	70	311	16	40	167	97	2,570	
76	\$ 781.62	916	2	8	13	48	3	10	5	7	400	
79	\$ 1,251.76	1,522	4	2	16	153	73	55	42	4	679	
88	\$ 33.01	4,494	9	1	-	2	1	1	2	3	132	
91	\$ 3,396.77	4,678	222	114	80	74	8	11	657	134	1,460	
Unknown	\$ 21.13	61	-	31	-	-	-	2	-	7	2	
<b>TOTAL</b>	<b>\$175,906.28</b>	<b>482,415</b>	<b>212,322</b>	<b>17,264</b>	<b>2,081</b>	<b>7,746</b>	<b>1,613</b>	<b>1,307</b>	<b>20,487</b>	<b>10,820</b>	<b>113,051</b>	

ROUTE	REVENUE	RIDERSHIP	VTA/SC Day Pass	CalTrain	17 Day Pass	S/D Riders	W/C	METRO	ECO Pass	Bike	Monthly Pass
17	\$ 29,880.07	16,686	29	59	123	871	41	3,772	107	819	9,230

RIDERSHIP	
Night Owl	3,408
	-
	-
<b>TOTAL</b>	<b>3,408</b>

January Ridership	502,509
January Revenue	\$ 206,067.90

5-3.2

BUS OPERATOR LIFT TEST \*PULL-OUT\*

VEHICLE CATEGORY	TOTAL BUSES	AVG # DEAD IN GARAGE	AVG # AVAIL. FOR SERVICE	AVG # IN SERVICE	AVG # SPARE BUSES	AVG # LIFTS OPERATING	% LIFTS WORKING ON PULL-OUT BUSES
FLYER/HIGHWAY 17 - 40'	7	0	7	0	7	0	100%
FLYER/LOW FLOOR - 40'	12	1	11	10	1	10	100%
FLYER/LOW FLOOR - 35'	18	2	16	11	5	11	100%
FLYER/HIGH FLOOR - 35'	15	1	14	11	3	11	100%
GILLIG/SAM TRANS - 40'	10	1	9	4	5	4	100%
DIESEL CONVERSION - 35'	15	2	13	12	1	12	100%
DIESEL CONVERSION - 40'	14	2	12	10	2	10	100%
ORION/HIGHWAY 17 - 40'	11	1	10	8	2	8	100%
GOSHEN	3	0	3	1	2	1	100%
TROLLEY	1	0	1	0	1	0	100%
CNG NEW FLYER - 40'	8	1	7	6	1	6	100%

5-3.3

SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

PASSENGER LIFT PROBLEMS

MONTH OF MARCH 2005

BUS #	DATE	DAY	REASON
2303OR	31-Mar	THURSDAY	Passenger lift barrier hits floor of coach, does not lower
8075F	9-Mar	WEDNESDAY	Doesn't stay lowered in kneel
8082F	3-Mar	THURSDAY	Lift stows very slowly
9806LF	28-Mar	MONDAY	Wheelchair platform elevated
9813LF	10-Mar	THURSDAY	Lift doesn't stay completely flat against platform

- F New Flyer
- G Gillig
- C Champion
- LF Low Floor Flyer
- GM GMC
- CG CNG
- CN SR855 & SR854
- OR Orion/Hwy 17

Note: Lift operating problems that cause delays of less than 30 minutes.

5-3.4

Service Interruption Summary Report  
Lift Problems  
03/01/2005 to 03/31/2005

AM Peak Hour/Mile	Midday Hour/Mile	PM Peak Hour/Mile	Other Hour/Mile	Weekday Hour/Mile	Saturday Hour/Mile	Sunday Hour/Mile
00:00/0	00:00/00.00	00:00/00.00	0:00	00:00/00.00	00:00/0	00:00/0

5-3.5

# GOVERNMENT TORT CLAIM

## RECOMMENDED ACTION

TO: Board of Directors

FROM: District Counsel

RE: Claim of: Muirhead, Lisa  
Date of Incident: 03/22/05

Received: 03/29/05 Claim #: 05-0010  
Occurrence Report No.: SC 03-05-13

In regard to the above-referenced Claim, this is to recommend that the Board of Directors take the following action:

- 1. Reject the claim entirely.
- 2. Deny the application to file a late claim.
- 3. Grant the application to file a late claim.
- 4. Reject the claim as untimely filed.
- 5. Reject the claim as insufficient.
- 6. Allow the claim in full.
- 7. Allow the claim in part, in the amount of \$ \_\_\_\_\_ and reject the balance.

By Margaret Gallagher  
Margaret Gallagher  
DISTRICT COUNSEL

Date: 3/30/05

I, Cindi Thomas, do hereby attest that the above Claim was duly presented to and the recommendations were approved by the Santa Cruz Metropolitan Transit District's Board of Directors at the meeting of April 22<sup>nd</sup>, 2005.

By \_\_\_\_\_  
Cindi Thomas  
RECORDING SECRETARY

Date: \_\_\_\_\_

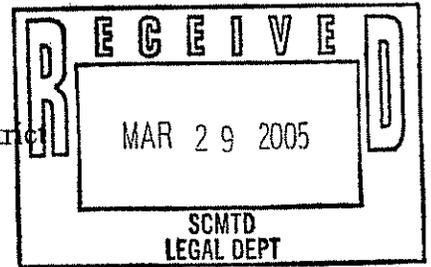
MG/lg  
Attachment(s)

5-4.1

CLAIM AGAINST THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

(Pursuant to Section 910 et Seq., Government Code)

Claim # 05-0010



TO: BOARD OF DIRECTORS, Santa Cruz Metropolitan Transit District

ATTN: Secretary to the Board of Directors
370 Encinal Street, Suite 100
Santa Cruz, CA 95060

1. Claimant's Name: Lisa Muirhead

Claimant's Address/Post Office Box: 683 Prospect Heights
Santa Cruz CA 95065

Claimant's Phone Number: 831 426-1325

2. Address to which notices are to be sent:

SAME
3. Occurrence: Rear-ended by Bus on Front St.

Date: 3-22-05 Time: 1:00 Place: Front St Santa Cruz

Circumstances of occurrence or transaction giving rise to claim: Making a left turn into parking stall, with signal when Bus collided with my rear left corner of auto turning auto and damaging left side door.

4. General description of indebtedness, obligation, injury, damage, or loss incurred so far as is known: left rear tire axle, left rear bumper, left side doors.

5. Name or names of public employees or employees causing injury, damage, or loss, if known:

6. Amount claimed now \$
Estimated amount of future loss, if known \$ 4,800
TOTAL \$

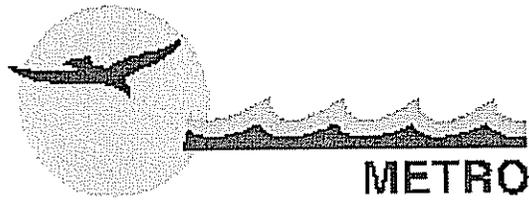
7. Basis of above computations: Auto is not drivable and towed to our home. Average value of auto based on Kelly Blue Book.

Lisa Muirhead
CLAIMANT'S SIGNATURE (or Company Representative or Parent of Minor Claimant)

3-28-05
DATE

Note: Claim must be presented to the Secretary to the Board of Directors, Santa Cruz Metropolitan Transit District

5-4.2



## **Agenda**

### **Metro Advisory Committee**

6:00 pm  
April 20, 2005  
920 Pacific Avenue  
Santa Cruz, California

- I. Roll Call
- II. Agenda Additions/ Deletions
- III. Oral/Written Communication
  - a. SCCRTC Bicycle Committee                      Re:    Folding Bikes on Buses
- IV. Consideration of Minutes of March 16, 2005 MAC Meeting
- V. Accept and File METRO Organizational Chart
- VI. Discussion of Fold-Up Bikes on Buses
- VII. Discussion of ParaCruz No Show Policy
- VIII. Discussion of Holiday Service
- IX. Discussion of METRO Smoking Policy
- X. Consideration of Requesting METRO Board Concurrence to Send a Letter from MAC to Bryant Baehr
- XI. Discussion of METRO's Website
- XII. Discussion of Service Meetings for Watsonville Routes 74 and 79
- XIII. Discussion of Service Meetings for Santa Cruz Route 20

5-5.1

- XIV. Discussion of Feasibility of Reduced Fares for METRO Service for Recently Released Prisoners
- XV. Review of Courtesy Rules for Bus Riders
- XVI. Discussion of UCSC and Cabrillo College Student Orientation to METRO
- XVII. Communications to METRO General Manager
- XVIII. Communications to METRO Board of Directors
- XIX. Items for Next Meeting Agenda
- XX. Adjournment

Next Meeting: Wednesday May 18, 2005 @ 6:00 pm  
Santa Cruz Metro Center Conference Room  
Santa Cruz Metro Center

5-5.2

# REVISED

## SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

Minutes- METRO Advisory Committee (MAC)

February 16, 2005

A Regular Meeting of the METRO Advisory Committee (MAC) met on Wednesday, February 16, 2005 at the METRO Center Conference Room, 920 Pacific Avenue, Santa Cruz, CA.

Vice-Chair Paul Marcelin-Sampson called the meeting to order at 6:02 p.m.

### 1. ROLL CALL:

#### MEMBERS PRESENT

Jeff Le Blanc  
Paul Marcelin-Sampson, Vice-Chair  
Matthew Melzer  
Dennis Papadopulo  
Dave Williams  
Lesley Wright  
Robert Yount

#### MEMBERS ABSENT

Dan Alper  
Norm Hagen  
Stuart Rosensetein  
James Sheldon

#### VISITORS PRESENT

Piet Canin, Bike to Work Chair  
Jim Langley, Community Traffic Safety  
Coalition (CTSC)  
Bonnie Morr, UTU Local 23

#### STAFF PRESENT

Bryant Baehr, Operations Manager  
Mark Dorfman, Assistant General Manager  
Steve Paulson, ParaCruz Administrator  
Leslie White, General Manager

### 2. AGENDA ADDITIONS/DELETIONS

None.

### 3. ORAL/WRITTEN COMMUNICATIONS

Oral: Dennis Papadopulo asked that MAC observe a moment of silence in honor of Mike Edwards, the first Chairperson for MAC, who recently passed away. A moment of silence was observed in honor of Mike Edwards.

Oral: Vice-Chair Paul Marcelin-Sampson reported that Bryant Baehr resigned his position at METRO.

Oral: Bryant Baehr provided details of his career at METRO as well as his future plans.

Oral: Robert Yount reported that preliminary findings and recommendations of the ParaTransit Coordination Task Force are accessible via the Regional Transportation Commission's website. Vice-Chair Marcelin-Sampson stated that he would like to see this item on a MAC agenda when the final recommendations are available for review.

5-5.3

REVISED

Minutes— METRO Advisory Committee  
February 16, 2005  
Page 2

Oral: Leslie White provided details of HR 3, the third Bill to be introduced in the House of Representatives in the 109<sup>th</sup> Congress. He advised MAC that HR3 is the re-authorization Bill that was not passed last session. The Bill has, word for word, all the high intensity transit tier language that was submitted in the last Bill, with the funding levels that we submitted. The goal is to have that pass by May, when the current extension runs out. That will provide another 5.6 million dollars in funding for MetroBase and it will allow us, if they stay on that schedule, to try and bid the project all as one as opposed to bifurcate it into bits and pieces. Mr. White urged MAC members to contact Sam Farr and ask him to enthusiastically encourage his colleagues to move as rapidly as possible on House Resolution 3. He asked that MAC members contact Barbara Boxer as well, and to encourage her to urge her colleagues do likewise in the Senate so everything can be finalized by May. He advised that Ms. Boxer was a conferee on this Bill during the last session. Mr. White went on to state that President Bush is enthusiastically encouraging the members of the House to move it as fast as possible, in the full amount of 284 billion dollars.

**4. CONSIDERATION OF MINUTES OF JANUARY 19, 2004 MAC MEETING**

**ACTION: MOTION: ROBERT YOUNT SECOND: LESLEY WRIGHT**

**ACCEPT AND FILE MINUTES OF JANUARY 19, 2005 MAC MEETING**

**Motion passed with Jeff Le Blanc, Paul Marcelin-Sampson, Matthew Melzer, Dennis Papadopulo, Dave Williams, Lesley Wright and Robert Yount voting for; and Dan Alper, Norm Hagen, Stuart Rosenstein and James Sheldon being absent.**

**5. ELECTION OF OFFICERS**

Robert Yount nominated Paul Marcelin-Sampson as Chair, and Dennis Papadopulo seconded the nomination. Paul-Marcelin-Sampson advised MAC that he is involved with the METRO Rider's Union.

**ACTION: MOTION: LESLEY WRIGHT SECOND: DENNIS PAPADOPULO**

**ELECT PAUL MARCELIN-SAMPSON AS CHAIR OF MAC**

**Motion passed with Jeff Le Blanc, Paul Marcelin-Sampson, Matthew Melzer, Dennis Papadopulo, Dave Williams, Lesley Wright and Robert Yount voting for; and Dan Alper, Norm Hagen, Stuart Rosenstein and James Sheldon being absent.**

**ACTION: MOTION: JEFF Le BLANC SECOND: LESLEY WRIGHT**

**ELECT BOB YOUNT AS VICE-CHAIR OF MAC**

5-5.4

## REVISED

Minutes– METRO Advisory Committee  
February 16, 2005  
Page 3

**Motion passed with Jeff Le Blanc, Paul Marcelin-Sampson, Matthew Melzer, Dennis Papadopulo, Dave Williams, Lesley Wright and Robert Yount voting for; and Dan Alper, Norm Hagen, Stuart Rosenstein and James Sheldon being absent.**

### **THE FOLLOWING ANNOUNCEMENT WAS MADE AT THIS TIME:**

Leslie White stated that Stuart Rosenstein phoned last week to request he be excused from attending this month's MAC meeting due to a ~~scheduling conflict~~ **health issue**. There were no objections. Chair Marcelin-Sampson advised that Norm Hagen contacted him to request an excused absence as well. There were no objections.

### **6. FOLD-UP BIKES ON BUSES**

MAC adjourned to downstairs at Lane One at METRO Center for a demonstration by Piet Canin and Jim Langely of the Brompton and Dahon fold-up bikes. A Bike Friday fold-up bike was on-hand as well, but it was not demonstrated. Several MAC members observed that the handlebars on the Bike Friday were too wide.

### **CHAIR PAUL-MARCELIN SAMPSON RECONVENED THE MEETING IN THE METRO CENTER CONFERENCE ROOM AT 6:42 P.M.**

Bryant Baehr stated that he viewed a bicycle, fold-up or not, as a bicycle. Mark Dorfman synopsized METRO's policy relative to bicycles and baggage. He advised that it could be possible to add folding bikes to the description of baggage if the bike could be stowed and kept out of the aisle. Lifeline routes and bikes on buses were discussed. Dennis Papadopulo asked for clarification as to where the fold-up bikes would be stowed, and whether wheelchair users would be affected. Mr. White stated that it was his opinion that the fold-up bikes would not be placed in the wheelchair securement area. Mr. Baehr said he agreed that the fold up bikes should not be placed in the wheelchair securement area. The logistics of wheelchair users and bicycle users relative to boarding and unloading was discussed. Mr. Dorfman advised that METRO's New Flyers have the largest possible wheelchair securement area. He went on to advise that since not all buses are configured exactly, it would create confusion to adopt a policy to allow bikes to occupy the wheelchair securement area on some buses or routes, but not others. Bonnie Morr related her experience as a bus operator and the various instances where passengers board with baggage and bicycles. She stated that she and other bus operators want METRO to adopt policies and procedures that will keep conflict among bus passengers to a minimum. She went on to state that the size of bicycles should be a determining factor when a policy is developed. She stated a personal preference for fold-up bicycles encased with a cover. Permitting of bicycles was discussed. Mr. White relayed his knowledge of how other transit districts manage bikes on buses. He suggested that a certification process be developed which could result in stickers being placed on bicycles that conform to policy guidelines. Dave Williams stated that a bicycle certification program would be difficult for tourists.

**ACTION: MOTION: JEFF Le BLANC**

**SECOND: MATTHEW MELZER**

5-5.5

## REVISED

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Page 4

**MAC RECOMMENDS THAT THE DISTRICT DEVELOP A POLICY TO PERMIT FOLDING BICYCLES INSIDE BUSES UNDER THE GENERAL QUALIFICATIONS OF PARCELS AND PACKAGES FOR A TRIAL PERIOD TO BE DETERMINED BY STAFF**

Motion passed with Jeff Le Blanc, Paul Marcelin-Sampson, Matthew Melzer, Dennis Papadopulo, Dave Williams, Lesley Wright and Robert Yount voting for; and Dan Alper, Norm Hagen, Stuart Rosenstein and James Sheldon being absent.

### **7. DISCUSSION OF MAC MEETING TIMES**

This item is deferred.

### **8. DISCUSSION OF METRO'S SMOKING POLICY**

Bob Yount disclosed his plan to familiarize various government agencies with Penal Code Section 374(b), the law that criminalizes the act of littering with cigarette butts.

### **9. DISCUSSION OF FEASIBILITY OF REDUCED FARES FOR METRO SERVICE**

Deferred to next month.

### **10. DISCUSSION OF UCSC AND CABRILLO COLLEGE STUDENT ORIENTATION TO METRO**

Bonnie Morr related her experience of many years ago as a participant in student orientation. Mark Dorfman shared his ideas about ways students' may receive an interactive orientation to campus transportation via the internet. He stated that grants might be available to allow METRO to produce an internet video. Discussion ensued as to ways METRO could produce a video utilizing the talents of UCSC students who may want to prepare one as a class project. Bonnie Morr is aware of a video that was produced by graduate students of the UCSC Community Resources program.

### **11. COMMUNICATIONS TO THE GENERAL MANAGER**

None.

### **12. COMMUNICATIONS TO THE METRO BOARD OF DIRECTORS**

None.

### **THE FOLLOWING ANNOUNCEMENTS WERE MADE AT THIS TIME:**

Bonnie Morr announced that a memorial service for Mike Edwards would be held at 2030 Pajaro Lane in Freedom on Sunday, February 20, 2005 from 3 until 6 p.m.

Leslie White announced that David Konno is leaving METRO in addition to Bryant Baehr. Les stated that he will bring information to the next MAC meeting as to the changes that will take place at METRO.

### **13. ITEMS FOR NEXT MEETING AGENDA**

- Staff Changes at METRO

5-5.6

## REVISED

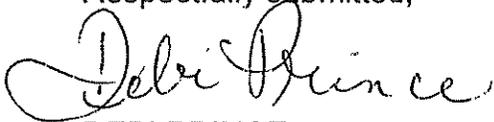
Minutes– METRO Advisory Committee  
February 16, 2005  
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- Posting Courtesy Rules on Buses
- Discussion of MAC Meeting Times
- Feasibility of Reduced Fares for METRO Service
- METRO's No Smoking Policy
- Discussion of UCSC and Cabrillo College Student Orientation to METRO

## ADJOURN

There being no further business, Chair Marcelin-Sampson thanked everyone for participating, and he adjourned the meeting at 7:45 p.m.

Respectfully submitted,

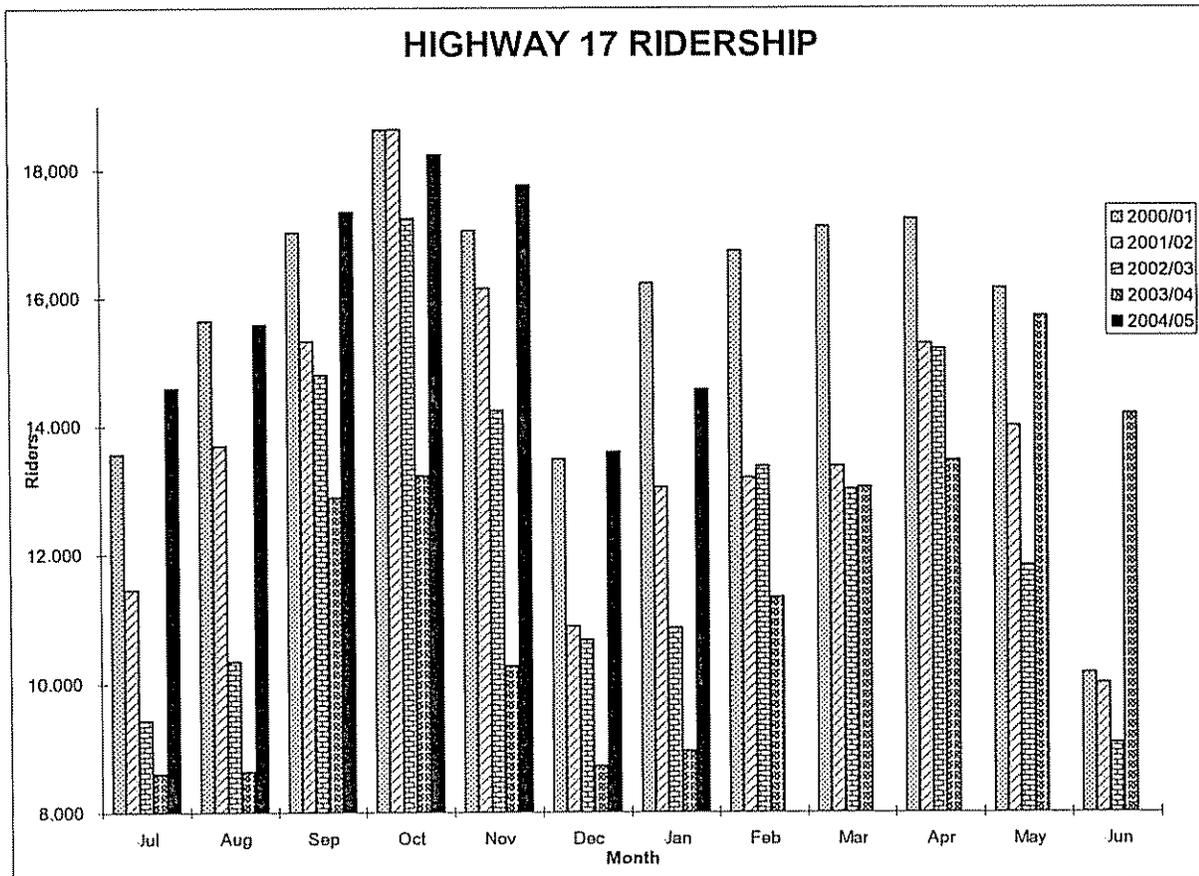


DEBI PRINCE  
ADMINISTRATIVE SECRETARY

5-5.7

# HIGHWAY 17 - JANUARY 2004

	January			YTD		
	This Year	Last Year	%	This Year	Last Year	%
<b>FINANCIAL</b>						
Cost	\$ 114,376	\$ 81,465	40.4%	\$ 803,251	\$ 574,138	39.9%
Farebox	\$ 47,941	\$ 21,747	120.4%	\$ 357,160	\$ 182,414	95.8%
Operating Deficit	\$ 57,107	\$ 59,297	(3.7%)	\$ 379,047	\$ 382,886	(1.0%)
Santa Clara Subsidy	\$ 28,554	\$ 29,649	(3.7%)	\$ 189,523	\$ 191,443	(1.0%)
METRO Subsidy	\$ 28,554	\$ 29,649	(3.7%)	\$ 189,523	\$ 191,443	(1.0%)
San Jose State Subsidy	\$ 588	\$ 421	39.7%	\$ 11,271	\$ 8,837	27.5%
AMTRAK Subsidy	\$ 8,740	\$ -		\$ 55,773	\$ -	
<b>STATISTICS</b>						
Passengers	14,566	8,958	62.6%	111,652	71,316	56.6%
Revenue Miles	41,271	25,699	60.6%	288,759	197,297	46.4%
Revenue Hours	1,548	906	70.9%	10,829	6,954	55.7%
Passengers/Day	470	427	10.2%	519	482	7.8%
Passengers/Weekday	578	-		652	-	
Passengers/Weekend	243	-		227	-	
<b>PRODUCTIVITY</b>						
Cost/Passenger	\$ 7.85	\$ 9.09	(13.7%)	\$ 7.19	\$ 8.05	(10.6%)
Revenue/Passenger	\$ 3.29	\$ 2.43	35.6%	\$ 3.20	\$ 2.56	25.1%
Subsidy/Passenger	\$ 3.96	\$ 6.67	(40.6%)	\$ 3.50	\$ 5.49	(36.4%)
Passengers/Mile	0.35	0.31	13.8%	0.39	0.36	7.0%
Passengers/Hour	9.41	7.61	23.6%	10.31	10.26	0.5%
Recovery Ratio	41.9%	26.7%	57.0%	44.5%	31.8%	39.9%



# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** April 22, 2005  
**TO:** Board of Directors  
**FROM:** Steve Paulson, Paratransit Administrator  
**SUBJECT:** METRO PARACRUZ OPERATIONS STATUS REPORT

## I. RECOMMENDED ACTION

**This report is for information only- no action requested**

## II. SUMMARY OF ISSUES

- METRO ParaCruz is the federally mandated ADA complementary paratransit program of the Transit District, providing door-to-door demand response transportation to customers certified as having disabilities that prevent them from independently using the fixed route bus.
- The Board receives monthly reports on the status of this service
- METRO assumed direct operation of paratransit services November 1, 2004.
- Operating Statistics reported are for the month of January 2005.

## III. DISCUSSION

METRO ParaCruz is the federally mandated ADA complementary paratransit program of the Transit District, providing door-to-door demand response transportation to customers certified as having disabilities that prevent them from independently using the fixed route bus.

METRO began direct operation of ADA paratransit service (METRO ParaCruz) beginning November 1, 2004. This service had been delivered under contract since 1992.

Performance indicators show continued improvement in overall service effectiveness and efficiency during the reporting period.

5-8.1

**Operating Statistics for January 2005**

	<i>October 04</i>	<b>November 04</b>	<b>December 04</b>	<b>January 05</b>
Rides Scheduled	9016	10009	7930	7782
Rides Performed	7521	7591	6713	6822
Miles Driven	<i>Not reported</i>	66,034	56,619	56,825
Average trip miles	6.83	6.83	6.51	6.54
Within ready window	93.8%	84.67%	89.21%	89.65%
Excessively late/missed trips	28	77	25	20
Call center average time to answer	<i>N/A</i>	43 seconds	38 seconds	23 seconds
calls on hold < 2 minutes		91%	94%	95%
Distinct count of riders	995	1149	867	842
Most frequent rider	71 rides	46 rides	44 rides	48 rides
Percentage of shared rides	<10%	49.0%	49.1%	51.1%
Passengers per revenue hour	2.02*	1.43	1.46	1.57
Percent by supplemental providers	71.9%	33.6%	22.34%	15%
SCT cost per ride	<i>N/A</i>	\$24.34	\$23.97	\$21.83
TME cost per ride	<i>N/A</i>	\$21.55	\$20.44	\$23.22
ParaCruz cost per ride (excluding overhead)	<i>N/A</i>	\$23.81(est)	\$22.41(est)	\$21.81(est)
Rides < 10 miles	<i>N/A</i>	79.91%	80.78%	81.03%
Rides > 10 miles	<i>N/A</i>	20.09%	19.22%	18.97%

\* when rides performed by taxi, "revenue hours" reflect only actual ride times.

5-8.2

**IV. FINANCIAL CONSIDERATIONS**

None at this time

**V. ATTACHMENTS**

NONE

5-8.3

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** April 22, 2005  
**TO:** Board of Directors  
**FROM:** Frank L. Cheng, Project Manager  
**SUBJECT:** STATUS OF THE METROBASE PROJECT

## I. RECOMMENDED ACTION

**That the Board of Directors accept and file the MetroBase Status Report.**

## II. SUMMARY OF ISSUES

- The MetroBase Project is proceeding according to the revised schedule according to one project bid option.
- Real estate acquisition and relocation phase of the project is in final stages.
- Surf City Produce and Odwalla have vacated 120 Golf Club Drive premise.
- Bids are being solicited for bus parking site improvements at 115 Dubois Street.
- AB390 Reimbursement designation application sent to California Transportation Commission on March 21, 2005.

## III. DISCUSSION

The MetroBase Project is proceeding according to the revised schedule. RNL Design is currently completing the new Maintenance Building design.

The completed components of the project for the review period are as follows:

### A. Right Of Way (ROW)

- Ground-Breaking Ceremony was held on January 14, 2005.
- 120 Golf Club Drive property in escrow.
- Surf City Produce and Odwalla vacated 120 Golf Club Drive premise.
- Received signed real estate and settlement signature agreement from Surf City Produce.
- Received signed settlement agreement from Odwalla.
- A Tool Shed was relocated to 280 Harvey West Blvd effective November 26, 2004.
- METRO signed 110 Vernon Street lease for the location of Fleet Maintenance Administration and Construction Management Personnel, and have relocated there.

5-10.1

- 120 Dubois Street Facility was completely vacated and keys turned over to the landlord on March 1, 2005.
- Board of Directors approved lease of property at 115 Dubois Street for bus parking and storage during construction on January 21, 2005. The lease has been signed with Iuliano 1977 Trust. Bids are being solicited for the site work construction of bus parking improvements.

B. Finance

- 25 Sakata Lane, Watsonville property being prepared for sale in April/May timeframe and will be advertised for approximately 60 days.
- FTA approved concurrence letter with appraisal for Watsonville property.

C. Architectural & Engineering (A&E)

- RNL: Design Phase is 95% complete.
- RNL Design presented to the Board of Directors options for bidding strategies in regards to cost, schedule, and benefits. Board of Directors approved one project bid option on February 25, 2005.

D. Construction Management (CM)

- MetroBase Site Plan Check preliminary reviews completed by LP2A, City Of Santa Cruz Public Works, and Harris & Associates.

E. Construction Schedule

- Approved and executed L/CNG Fueling Station long lead item LNG tank on September 10<sup>th</sup>, 2004. Expected delivery end of April 2005.
- Approved and executed L/CNG Fueling Station long lead item CNG Vessels on September 24<sup>th</sup>, 2004. CNG Vessels delivered on March 7, 2005.
- Nica DMT, demolition contractor, have commence demolition on 1122 River Street and 120 Golf Club Driv. Completion date is end of April 2005.

#### IV. FINANCIAL CONSIDERATIONS

Statement by State of California Finance Director Tom Campbell that proposition 42 will need to be suspended for 2006/2007 fiscal year places \$6,363,000 in STIP funds for the project in jeopardy. Lack of adopted Federal Reauthorization Bill places \$5,261,445 in High Intensity Transit Tier funds, and \$1,137,800 of Surface Transportation Program funds in jeopardy. AB3090 reimbursement designation request for FY 07/08 sent to Santa Cruz County Regional Transportation Commission (SCCRTC) on February 25, 2005. On March 21, 2005, SCCRTC sent AB3090 reimbursement designation application to California Transportation Commission.

#### V. ATTACHMENTS

NONE

5-10.2

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** March 25, 2005  
**TO:** Board of Directors  
**FROM:** Mark J. Dorfman, Assistant General Manager  
**SUBJECT:** ACCEPT AND FILE VOTING RESULTS FROM APPOINTEES TO THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION FOR PREVIOUS MEETINGS

## I. RECOMMENDED ACTION

**That the Board of Directors accept and file the voting results from appointees to the Santa Cruz County Regional Transportation Commission.**

## II. SUMMARY OF ISSUES

- Per the action taken by the Board of Directors, staff is providing the minutes from the most recent meetings of the Santa Cruz County Regional Transportation Commission.
- Each month staff will provide the minutes from the previous month's SCCRTC meetings.

## III. DISCUSSION

At the January Board of Directors Meeting of the Santa Cruz Metropolitan Transit District, the Board requested that staff include in the Board Packet information relating to the voting results from the appointees to the Santa Cruz County Regional Transportation Commission. Staff is enclosing the minutes from these meetings as a mechanism of complying with this request.

## IV. FINANCIAL CONSIDERATIONS

There is no cost impact from this action.

## V. ATTACHMENTS

- Attachment A:** Minutes of the March 3, 2005 Regular SCCRTC Meeting  
**Attachment B:** Minutes of the March 17, 2005 Transportation Policy Workshop  
**Attachment C:** Minutes of the March 17, 2005 Special SCCRTC Meeting

5-11.1

# Attachment A

SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION  
AND  
SERVICE AUTHORITY FOR FREEWAY EMERGENCIES

MINUTES

Thursday,  
March 3, 2005  
9:00 a.m.

Board of Supervisors Chambers  
701 Ocean Street  
Santa Cruz CA 95060

1. Roll Call

Members Present:      Jan Beautz                      Emily Reilly  
                                 Dene Bustichi (Alt.) Pat Spence  
                                 Randy Johnson                  Mark Stone  
                                 David Koch (Alt.)              Marcella Tavantzis  
                                 Dennis Norton                  Mardi Wormhoudt  
                                 Ellen Pirie  
                                 Edenilson Quintanilla (Alt.)  
                                 Rich Krumholz (ex-officio)

Staff Present:            Pat Dellin                          Luis Mendez  
                                 Daniel Nikuna                      Gini Pineda  
                                 Karena Pushnik                      Cory Caletti  
                                 Kim Shultz

2. Oral Communications

3. Additions or Deletions to Consent and Regular Agendas

Commissioner Spence asked if funding for elderly and disabled transportation mentioned in Item 7 on the Legislative Agenda included Americans with Disabilities (ADA) funding. Acting Executive Director Pat Dellin answered that it did. Commissioner Spence said it was her understanding that federal funding could not be used for operating costs for transit projects. Ms. Dellin said that staff would check on this.

CONSENT AGENDA Wormhoudt/Quintanilla

4. Approved Minutes of February 3, 2005 Regular SCCRTC Meeting
5. Approved Minutes of the February 17, 2005 Regular TPW Meeting

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6. Approved Minutes of the January 20, 2005 Evening Public Hearing on the Highway 1 Widening/HOV Lane Project Alternatives

## POLICY

No consent items

## PROJECTS and PLANNING

7. Approved Staff and Committee Recommendations Regarding the Final 2005 Legislative Agenda
8. Accepted Status Report on Highway 1 Projects

## COMMISSION BUDGET AND EXPENDITURES

9. Accepted the SCCRTC FY 03/04 Fiscal Audit (enclosed separately for Commissioners)

## ADMINISTRATION

10. Accepted Meeting Schedule for SCCRTC Committees and Invitation to Commissioners to Participate in SCCRTC Advisory Committee Meetings

## COMMITTEE MINUTES

11. Accepted Draft Minutes of the Bicycle Committee Meeting of February 15, 2005
12. Accepted Draft Minutes of the Budget and Administration/Personnel Committee Meeting of February 16, 2005
13. Accepted Draft Minutes of the Interagency Technical Advisory Committee Meeting of February 17, 2005

## INFORMATION/OTHER

14. Accepted Monthly Meeting Schedule
15. Accepted SCCRTC Staff Comment Letters on Draft Environmental Documents and Plans Prepared by Other Agencies
  - a. Letter to Caltrans Regarding Initial Study for the Laurel Curve Safety Improvements on Highway 17
  - b. Letter to City of Santa Cruz Redevelopment Agency Regarding Tannery Arts Center Draft EIR

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16. Accepted Correspondence Log
17. Accepted Letters from SCCRTC Committees and Staff to Other Agencies on Policy Issues - No Letters
18. Accepted Miscellaneous Written Comments from the Public on SCCRTC Projects and Transportation Issues
19. Accepted Handouts from Staff and Commissioners at Previous Regional Transportation Commission Meetings
20. Accepted Information Items
  - a. Memo from Caltrans Regarding Tire Shred Usage
  - b. Memo from Caltrans Regarding Use of Rubberized Asphalt Concrete
  - c. Letter from Caltrans to the City of Santa Cruz Redevelopment Agency Regarding the Tannery Arts Center Draft EIR
  - d. Correspondence from Jim Moose, SCCRTC Legal Consultant, Regarding Recreational Rail EIR (Resubmitted on Letterhead)
  - e. Letter from the City of Santa Cruz to SCCRTC Bicycle Committee Regarding Bike/Pedestrian Path on Mission Street Extension
  - f. Letter from Caltrans to SCCRTC Bicycle Committee Regarding Wilder Ranch State Park Bicycle Path Signage
  - g. Community Traffic Safety Coalition 2003-2004 Annual Report

SERVING AS THE SERVICE AUTHORITY FOR FREEWAY EMERGENCIES

No consent items

REGULAR AGENDA

21. Commissioner Reports - None
22. Director's Report

Acting Executive Director Pat Dellin reported that Congressman Sam Farr had been successful in securing Transportation Equity Act: A Legacy for Users (TEA-LU) funds for the Central Coast in Committee and expected the House of Representatives to approve the bill next week. Included in the bill is \$3.67 million for Highway 1 improvements, which include merge lanes between Soquel Avenue and Morrissey Boulevard, and \$6 million for the Monterey Bay Sanctuary Scenic Trail. Commissioner Keogh, representing the SCMTD, is expected to travel to Washington, DC with SCMTD General

5-11. a3

Manager Les White to talk about issues regarding the TEA bill.

Director Dellin relayed an invitation from the City of Santa Cruz to attend a dedication ceremony for the Depot Site.

23. Caltrans Report

Rich Krumholz, Caltrans District 5, said the Highway 1/17 Merge Lanes Project is moving towards completion of the final design and is waiting for state funding to begin construction.

Mr. Krumholz referred to a letter included in the packet that outlined SHOPP projects and how the program works.

Commissioner Beautz asked if the median plantings to be removed along Highway 1 from Rio del Mar Boulevard to Freedom Boulevard will be replaced. Mr. Krumholz replied that the maintenance of the median plantings presented safety issue as well as lane closures and that a new barrier will be installed with vegetation on the outside of the roadway to mitigate the appearance of the barrier.

Commissioner Reilly asked if the delay for Merge Lane funding would affect the Morrissey Boulevard intersection improvements. Mr. Krumholz said that Caltrans is still working with the City of Santa Cruz and RTC staff to find a solution, noting that even installing a stop sign at the northbound off-ramp would require widening the ramp to keep cars from backing up on the freeway.

Director Dellin said that staff expects to return to the Commission with an update on the project soon.

Ms. Dellin then addressed a question asked earlier by Commissioner Spence regarding funding for the Pacific Station. She explained that the Pacific Station, the project to rebuild SCMTD's Metro Center in Santa Cruz, had already been approved for \$1.5 million in a federal appropriations bill, which is different from the pending federal reauthorization bill.

CLOSED SESSION

24. Conference with Real Property Negotiator for Acquisition of the Santa Cruz Branch Rail Line Property: Santa Cruz Branch Rail Line from Watsonville Junction to Davenport

Agency Negotiator: Kirk Trost, Miller, Owen & Trost

5.11.94

Negotiation Parties: SCCRTC, Union Pacific

Under Negotiation: Price and Terms

OPEN SESSION

25. Welcome New Commissioners and Solicit Committee Preferences

Director Dellin welcomed Commission Alternates Bustichi and Koch to their first Regional Transportation Commission meeting. She noted that Commissioner Rotkin, previously designated as the City of Santa Cruz representative, was now the third alternate for the SCMTD. Commissioner Reilly had been appointed to represent the City of Santa Cruz.

Ms. Dellin asked if Commissioners interested in serving on the Budget and Administration/Personnel Committee would let the Chair or her know by March 11<sup>th</sup>.

26. Transportation Projects in the City of Santa Cruz - Oral Presentation by City of Santa Cruz Public Works Staff

Assistant Public Works Director for the City of Santa Cruz Chris Schneider updated the Commission with a PowerPoint presentation on City of Santa Cruz transportation projects.

Included in the completed projects were the Depot Site Multi-modal Station, Mission Street improvements, and street rehabilitation and traffic signal projects throughout the City. He said that the City receives funding from sources including the Regional Transportation Commission and uses local money to match state and federal funds.

Mr. Schneider said that the City is meeting with the Coastal Commission staff regarding the Arana Gulch Trail project (formerly known as the Broadway/Brommer project) and showed how the current plan differed from the previous plans in efforts to be less invasive to the natural surroundings.

One of the more controversial projects, the Soquel Avenue/Capitola Road intersection was discussed at length. Commissioner Beautz said the County had just spent money on a free right turn lane and that she didn't like the conceptual plan as presented by the City. She said taking a lane for a bike lane will increase congestion along Soquel Avenue and that while she is worried about safety she is also worried about traffic backing up.

5-11.95

Commissioner Wormhoudt expressed her concern about removing trees from the significant grove adjacent to the intersection and asked that if a plan is in the "conceptual" stage, that the City planners keep an open mind to other concepts that might eliminate cutting the trees.

Commissioner Beautz asked Mr. Schneiter to provide statistics on the accident rate at the intersection.

Micah Posner said Soquel Avenue is a very important commuter corridor for bicyclists and that the Capitola/Soquel interchange is the most dangerous intersection in the City for cyclists. He suggested a right turn pocket instead of a free right turn lane, which would not require cutting any of the redwood trees in the adjacent grove.

Cliff Walters said he hoped that the plans for a Beach Street bikeway would make sure there was enough room for cars to pass when the train was moving along the tracks.

Commissioner Norton asked for information on the new products used for the East Cliff rehabilitation project.

Dave Eselius said there should be a study on Soquel Avenue as a major arterial and that it has to be a four-lane through road. He said a signal light could take care of the junction at Capitola Road and Soquel Avenue and that the 2-way Beach Street bikeway with Beach Street running in one direction impedes the flow of traffic. He added that intersection lighting on Mission Street was necessary to illuminate pedestrian crossings.

27. Acquisition of the Santa Cruz Branch Rail Line - Approve Staff Recommendations Regarding Amending the 2004 Regional Transportation Improvement Program (RTIP) for AB3090 Designation and Request for Funding to the Coastal Conservancy

Acting Executive Director Pat Dellin gave the staff report and said that the Commission had asked the California Transportation Commission (CTC) staff to see if an application for Proposition 116 funds could use the existing recreational rail service provided by Big Trees Railroad to qualify for funding. Ms. Dellin announced that the CTC staff had replied that it could be possible to apply for Proposition 116 funding to preserve the rail corridor, without the requirement of running passenger rail at all. She said the SCCRTC would have to ask for a waiver of two CTC policies: one to allow State Transportation Improvement

5-11.96

Program (STIP) funding to match Proposition 116 funding and the other to exempt the SCCRTC from the requirement to put in new passenger rail service and operate it for a certain number of years. Ms. Dellin added that at the next meeting, a revised work plan and timeline and an updated financial plan would be brought to the Commission.

Commissioner Stone gave a report from the Ad Hoc Committee on Proposition 116 Options. He said that the state had determined that the preservation of rail corridors was good policy and that the Committee advised the Commission to apply for Proposition 116 funds using preservation of the corridor as the main request. He said that the Commission had decided previously to send a Request for Proposals (RFP) out for combined freight and passenger rail service, but that it was now advisable to request proposals for a freight operator only, with the understanding that there is passenger rail on a portion of the track. With respect to the Environmental Impact Report (EIR) on the Recreational Rail project, Mr. Stone said the Committee recommended continuing with the preparation and, after public comment, to come back with suggested mitigations to the comments. He said the Committee advised suspending the demonstration train and asked that the Committee be allowed to continue as a Task Force. He mentioned the AB3090 requests on the agenda before the Commission and said that the AB3090 request for the MetroBase should be made to the CTC before the Commission makes its request for AB3090 reimbursement for the rail acquisition.

Commissioners discussed the ad hoc committee's recommendations. It was noted that the Recreational Rail EIR would be completed but not certified until solutions to the mitigations were decided and that if the Proposition 116 application were approved to preserve the rail corridor, some of the financial risk to the Commission would be eliminated.

Commissioner Stone said that passenger rail could still be a project in the future, but not tied to the Proposition 116 monies. Director Dellin emphasized that this option, if approved, would give local control rather than state control over what to do on the line.

Commissioners agreed that this new approach would separate the decision whether to run recreational rail from fulfilling funding requirements and that it would allow some consensus for Commissioners.

5-11.47

Commissioner Beautz asked if the Business Plan issue will be gone. Commissioner Stone said that it could be to the extent that the Commission wanted to continue with the project. He said it can be looked at on its own merit, but because it is no longer linked to Proposition 116, it can be looked at over time and without the sense of urgency.

Commissioner Spence raised the issue of the Coastal Conservancy needing appraisals in order for the Commission to qualify for bridge funding. Acting Executive Director Pat Dellin said there will be an integrated timeline presented at the next meeting to coordinate the timing of funding approvals with the availability of reports such as the appraisals, the structures assessment and the Phase II environmental site assessment.

In response to a further questions from Commissioner Spence, Kirk Trost, Miller, Owen & Trost, said there is a provision in the confidentiality agreement that allows the Commission to share information with lenders if they are bound by the same confidentiality agreements as the Commission.

Mr. Trost said that he was very pleased with the constructive nature of discussions with RMC Pacific Materials and looked forward to continuing to work with them.

Dave Eselius said he supports the purchase under these conditions. He said the Commission should separate out the financial aspects from actual use to make it less confusing and that the use needs to be defined.

Micah Posner thanked the subcommittee saying this new development allows people to support the rail trail without supporting a train. He said that when choosing a freight service operator it would be good to have one familiar with passenger service and added that he hopes the Capitola/Aptos study is continued as a backup plan.

Bill Comfort wanted to clarify that a remark made by Commissioner Beautz saying that the Commission would no longer have to worry about the Business Plan referred to the part regarding the recreational rail and that the rest needs to be studied.

Marilyn O'Rourke thanked Commissioner Beautz and said if the CTC would allow an open hearing, a lot of people would attend to support preserving the rail corridor. Ms. O'Rourke asked if the public hearing for the existing draft

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EIR will still take place in March, if the Business Plan will be redone just for freight service and if the environmental report will be for all 32 miles of rail line or just on the section designated for the Recreational Rail.

Commissioner Pirie responded that the EIR would be completed but not certified, that no decision had been made regarding the scope of the Business Plan and that the entire 32 mile right-of-way acquisition had gone through environmental review.

Ms. O'Rourke asked if the public would know the results of the appraisals and Phase II site assessments. Commissioner Pirie said that the confidentiality agreement will not allow that information to be released until the Executive Director recommends purchase of the right-of-way.

Ms. O'Rourke said she thinks if hazardous waste exists it needs to be revealed to agencies by law and asked if the AB3090 reimbursement meant that the project would be the highest funding priority for a specific year.

Ken Kannegaard said that RMC Pacific Materials is now Cemex Cement. He added that he and other Cemex representatives were pleased with their meeting with the Commission staff and consultant. He referred to the position paper included as an attachment.

Commissioner Beautz said it sounded like the Ad Hoc Committee took a position on when the Metro should apply for its AB3090 reimbursement and asked SCMTD General Manager Les White to comment.

Mr. White said the Commission had asked Metro if it wanted to use the AB3090 mechanism to provide a higher level of security for State Transportation Improvement Program (STIP) reimbursement and that the Metro board voted to ask for FY07-08 repayment and had directed Metro staff to stage SCMTD's application so as not to conflict with the SCCRTC application. He said that the state may have concerns regarding how many AB3090s to approve for a particular region and that requesting them separately could offset the perception that Santa Cruz was asking for too many reimbursements. Mr. White said a formal request was made.

Commissioner Stone moved to: (1) adopt the resolution stating that the Santa Cruz Branch Rail Line Right-of-Way Acquisition project is the region's highest priority for reimbursement among projects programmed for STIP funds in

5-11.29

fiscal year 2008/09 and amending the 2004 *Regional Transportation Improvement Program* and asking the California Transportation Commission (CTC) to designate the Santa Cruz Branch Rail Line Right-of-Way Acquisition project for an AB3090 Reimbursement in fiscal year 2008/09; (2) adopt the resolution requesting a \$10 million reimbursable grant to be paid back by the STIP funds programmed for the Santa Cruz Branch Rail Line Right-of-Way Acquisition project; (3) direct staff to return to the RTC as soon as practicable with a draft Proposition 116 application and financial plan for purchase of the Santa Cruz Branch Rail Line right-of-way as a transportation corridor preservation project and including general improvements to ensure continued operation of the rail line. The application materials should also include discussion of the Commission's intention to continue the existing Big Trees recreational passenger rail and the existing freight service, and to consider additional recreational passenger service in the future; (4) direct staff to return to the RTC as soon as practicable with a draft RFP only for short line freight service; (5) suspend pursuit of a demonstration train on the Santa Cruz Branch Rail Line; (6) establish the ad hoc committee as a short term rail acquisition task force to work with staff through the completion of the Santa Cruz Branch Rail Line Acquisition project.

Commissioner Wormhoudt seconded and the motion (Resolutions 35-05 and 36-05) passed unanimously

- 27.1 Acquisition of the Santa Cruz Branch Line - Approve Resolution to Expend Funds for Insurance Coverage Required by the Right of Entry Agreement to Perform Services for the Phase II Environmental Assessment and Other Due Diligence Tasks

Commissioner Wormhoudt moved and Commissioner Norton seconded to approve the staff recommendations that the Regional Transportation Commission adopt a resolution to purchase, from Union Pacific, railroad protective liability insurance as required by the right of entry agreement to produce the Phase II Environmental Site Assessment and other due diligence reports.

The motion (Resolution 37-05) passed unanimously.

28. Highway 1/17 Merge Lanes Project Soundwall Design

Acting Executive Director Pat Dellin reviewed that there were areas of soundwall that could not be landscaped since

5-11.910

they were being placed on top of existing structures and that the Commission needed to choose a design for these sections so that the project could move forward.

Ms. Dellin noted a letter from Caltrans Landscape Architect Bryan Parker that responded to Commission Alternate Barrett's suggestion, at the previous Commission meeting, to include a planter box on the non-landscaped soundwall.

Commissioner Wormhoudt said she preferred a simple and straightforward design, as depicted on page 28-5.

Commissioner Reilly agreed with the selection and moved to approve the design as the staff recommendation to approve one design for the non-landscaped soundwall on top of the non-landscaped section of soundwall (approximately 350-feet) for the Highway 1/17 Merge Lanes Project; and to accept information from Caltrans regarding the feasibility of including a planter box on the non-landscaped soundwall.

Commissioner Wormhoudt seconded and the motion passed unanimously.

29. Next Meetings/Adjournment

The meeting adjourned at 11:45 am.

The next Transportation Policy Workshop and Public Hearing on the Draft RTP and Draft RTP EIR is scheduled for Thursday, March 17, 2005 at 9:00 a.m. at the City of Watsonville Council Chambers, 250 Main Street, Watsonville, CA.

An evening Recreational Rail Draft EIR Public Hearing will be held on March 17th, 2005 at 7 p.m. the Board of Supervisors Chambers, 701 Ocean Street, Santa Cruz, CA.

The next regular SCCRTC meeting is scheduled for Thursday, April 7, 2005 at 9:00 a.m. at the Capitola City Council Chambers, 420 Capitola Road, Capitola CA 95010.

Respectfully submitted,

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Gini Pineda, Staff

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ATTENDEES

<u>Name</u>	<u>Representing</u>
Robert Yount	
Micah Posner	People Power
Ken Kannegaard	Cemex
David Eselius	
Peter Scott	Campaign for Sensible Transportation
Les White	SCMTD
John Presleigh	County Department of Public Works
Keith Hinrichsen	Caltrans
Chris Schneiter	Santa Cruz City Public Works
Bill Comfort	
Donna Ziel	Alternate to Commissioner Stone
Genevieve Bookwalter	Santa Cruz Sentinel
Mark Dettle	Santa Cruz City Public Works
Sandra Coley	Pajaro Valley Transportation Management Association
Cliff Walters	Big Trees Railroad
Les White	SCMTD
Ken Hill	

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REGIONAL TRANSPORTATION COMMISSION

Transportation Policy Workshop

MINUTES

Thursday, March 17, 2005

9:00 am

Watsonville City Council Chambers  
250 Main Street, Watsonville CA

Members Present:     Jan Beautz                             Dennis Norton  
                                   Edenilson Quintanilla (Alt.)     Emily Reilly  
                                   Randy Johnson                             Pat Spence  
                                   Mike Keogh                                     Mark Stone  
                                   Antonio Rivas                                 Marcela Tavantzis  
                                   Ellen Pirie                                     Andy Schiffrin (Alt.)  
                                   Rich Krumholz (ex-officio)

Staff Present:             Pat Dellin                                     Luis Mendez  
                                   Grace Blakeslee                             Karena Pushnik  
                                   Rachel Moriconi                             Gini Pineda  
                                   Cory Caletti

1. Introductions

A Roll Call was taken.

2. Oral Communications - None

3. Additions/Deletions to the Agenda - None

**CONSENT AGENDA (Pirie / Schiffrin) – approved unanimously**

4. Accepted Updated RTC Roster

5. Accepted Status Report on Highway 1 Projects

6. Accepted Update from the Budget & Administration/Personnel Committee Regarding Administrative Relationship with the County of Santa Cruz

SERVING AS THE SERVICE AUTHORITY FOR FREEWAY EMERGENCIES

7. Approved Elderly and Disabled Transportation Advisory Committee (E&D TAC) and Staff Recommendations Regarding American with Disabilities Act (ADA) and Digital Upgrade for the Safe Call Box System

5-11.61

**REGULAR AGENDA**

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**CLOSED SESSION**

8. Conference with Real Property Negotiator for Acquisition of the Santa Cruz Branch Rail Line Property: Santa Cruz Branch Rail Line from Watsonville Junction to Davenport – Taken out of order after Item 11

Agency Negotiator: Kirk Trost, Miller, Owen & Trost

Negotiation Parties: SCCRTC, Union Pacific

Under Negotiation: Price and Terms

**OPEN SESSION**

9. Appoint Commissioners to Budget & Administration/Personnel Committee - Taken out of order after Item 7.

Commissioner Pirie reported that Commissioners Beautz, Keogh, Pirie, Campos and Commission Alternate Schiffirin wished to retain their positions on the Budget and Administration/Personnel Committee with Commission Alternate Quintanilla substituting for Commissioner Campos when necessary.

Commissioner Pirie moved to accept the Committee membership. Commissioner Beautz seconded and the motion passed unanimously.

10. 9:30am Public Hearing on the Draft *2005 Regional Transportation Plan* (RTP) and Draft RTP Environmental Impact Report (EIR) – Taken out of order after Item 8

Senior Planner Rachel Moriconi gave an overview of the *Draft 2005 Regional Transportation Plan* (RTP) explaining that it was a minor update to the *2001 Regional Transportation Plan*. Ms. Moriconi said that the draft plan includes some changes to the project lists, revisions to the text in order to present the most up-to-date information available on the existing transportation system, and updated funding assumptions.

John Courtney, Lamphier Gregory, gave a presentation on the Environmental Impact Report (EIR) for the draft RTP. He noted that the EIR covered plans for three agencies: the SCCRTC, the Transportation Agency for Monterey County (TAMC) and AMBAG and was a program level review. He said that environmental impacts would have to be assessed on individual projects when those projects go forward.

Commissioner Rivas asked that announcements regarding the Draft RTP be made available in Spanish.

Chair Johnson opened the floor for public comment.

5-11.62

**Bob Yount** said that education of drivers should be the number one goal for the Commission, since driver behavior was the real cause of congestion and traffic snarls.

The Public Hearing was closed.

Commissioner Beutz took issue with the statement on page 10-6 of the Executive Summary that land use patterns and development continue to encourage driving. She said that most of the cities and the county have an urban limit line, so development is not contributing to sprawl and that a lot of the commute traffic is going over the hill.

Commissioners Rivas and Johnson noted that the percentage of the project lists for streets and roads was low at 14% and would like to see it increased.

Commissioner Spence asked if there was a way to correlate the county population growth chart to the chart showing the increase in registered vehicles, licensed drivers and total vehicle miles. Senior Planner Moriconi said such a chart could be created.

Ms. Spence suggested language revisions for items regarding transit service for riders who are functionally unable to ride fixed-route service. She noted that this language had been approved by the Paratransit Task Force. She also noted obsolete information regarding bus cuts in 2003 and the fact that Lift Line does not have a contract with Elderday. Ms. Spence submitted her list of suggested revisions and Acting Executive Director Pat Dellin said that staff would make the necessary corrections.

Commissioners discussed the Goals for 2005 as listed on page 65 of the RTP. Commissioner Keogh suggested that increasing mobility should be the RTC's highest priority. Commissioner Beutz disagreed, stating that maintaining the existing system is most important. Staff noted that the goals were not listed in order of priority. In response to a comment from Commissioner Norton, Ms. Moriconi said she could add a paragraph in the text regarding the impacts that fluctuations in the prices of oil, steel and cement could cause for project development.

Commissioner Spence made suggestions for language changes in Sections 1.5.3 and 2.6.3 of the Goals and Policies of the Draft Regional Transportation Plan. She also asked for an explanation of the possible adoption of a Statement of Overriding Consideration if a proposed project were to have unavoidable adverse environmental effects.

John Courtney, Lamphier Gregory, said in the draft EIR there were 19 potentially unavoidable impacts and in order to adopt the plan and certify the EIR, a Statement of Overriding Consideration had to be made that the benefits of adopting the RTP override the potentially significant environmental impacts.

Commissioner Spence asked if unconstrained funds for the MetroBase project meant that some portion of the project was not funded. Ms. Moriconi replied that there was currently no funding identified for expansion of the MetroBase beyond the initial phase of the project.

Director Dellin noted that Policies and Goals applied not only to the SCCRTC but also to the community at large.

5-11.63

11. Proposed Amendment to the *2004 Regional Transportation Improvement Program (RTIP)* to Program Congestion Mitigation and Air Quality Improvement Program (CMAQ) Funds – Taken out of order after Item 9

Acting Executive Director Pat Dellin explained that there would be no more new Congestion Mitigation and Air Quality (CMAQ) funding beyond FY 04-05 because Santa Cruz was no longer considered a “non attainment” area, but that there are additional funds that need to be programmed. Ms. Dellin said that although the exact amount is unknown, it would be prudent to program towards the high end of anticipated funding which is about \$ 2.9 million. She said that programming this money will give local jurisdictions more flexibility by freeing up Regional Surface Transportation Program money.

Commissioner Beautz clarified that the RSTP funds would not be programmed until the final amounts of CMAQ funds are known.

Commissioner Keogh asked that staff bring back a report in April on the status of the Broadway/Brommer project including the sources of funds for the project and the funds expended to date.

Commission Alternate Schiffirin moved and Commissioner Pirie seconded to approve the staff and the Interagency Technical Advisory Committee (ITAC) recommendations that the Regional Transportation Commission adopt a resolution to:

1. Deprogram \$150,000 in Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds from the Don't Drive One in Five program;
2. Trade \$442,000 in CMAQ funds for RSTP funds for the City of Santa Cruz's Broadway-Brommer (\$62,000) and West Cliff Drive (\$380,000) projects;
3. Program \$596,000 in CMAQ funds for four years of the Commute Solutions Rideshare program and indicate the Commission's intension to deprogram the same amount of STIP funds from the project as part of the 2006 RTIP/STIP;
4. Program \$1,681,000 in CMAQ funds and de-program the equivalent amount of RSTP funds for the Highway 1 Widening/HOV Lane project's Project Approval/ Environmental Document (PA/ED); and
5. Reprogram the freed-up STIP funds from Commute Solutions and freed-up RSTP funds from the Highway 1 Widening/Carpool Lane project as part of a competitive grant process for the *2006 Regional Transportation Improvement Program (RTIP)*, once the region's final FFY04/05 CMAQ apportionments and 2006 STIP shares are known.

The motion (Resolution 38-05) passed unanimously.

12. Proposed Amendment to the *2004 Regional Transportation Improvement Program* to Designate the MetroBase Project as an AB3090 Reimbursement

5-11.64

Acting Executive Director Pat Dellin said that the SCMTD board decided to request an AB3090 reimbursement but that California Transportation Commission (CTC) staff has indicated that it does not intend to recommend approval of the request, mainly because the state budget is so bad and because this project does not meet the criteria for AB3090 reimbursement.

SCMTD General Manager Les White reported that he had met with CTC staff and that the reasons for not supporting the request were not articulated well. He said that it seems that the CTC considers the Rail Right of Way Acquisition project a better candidate for AB3090 Reimbursement because using a loan from the Coastal Conservancy brings non-transportation related revenue to the project. Mr. White said that he did not see a difference between borrowing from a bank and borrowing from the Coastal Conservancy, but that the CTC did not respond to this reasoning. He said that the CTC is concerned with the number of AB3090s to be reimbursed, saying that because they have to be paid before any other State Transportation Improvement Program funds are allocated, one county could end up receiving funding and another county receiving nothing. He added that the CTC had asked if AB3090 reimbursements for El Rancho in 06-07, the MetroBase in 07-08 and for the rail acquisition in 08-09 meant that the community is saying these projects should be funded to the exclusion of any other projects in the STIP, including the funding of the Highway 1/17 Merge Lanes Project. He said that the bottom line is that the legislature is not giving enough money to transportation and the CTC is asking if a project is so important, why the community would not put aside other projects to make sure there is sufficient funding instead of seeking AB3090 reimbursements.

Commission Alternate Schiffirin asked Mr. White to clarify whether he was recommending going forward with the staff recommendations. Mr. White replied that he was.

Commissioner Beautz moved and Commission Alternate Schiffirin seconded to approve the staff recommendations to:

1. Adopt a resolution to:
  - a. State that the MetroBase Consolidated Bus Operations Facility project is the region's highest priority for reimbursement among projects programmed for STIP funds in fiscal year 2007/08; and
  - b. Amend the 2004 *Regional Transportation Improvement Program* to designate the MetroBase project for an AB3090 Reimbursement in fiscal year 2007/08;
2. Submit the AB3090 Reimbursement request to the California Transportation Commission for consideration at its May and July meetings.

The motion (Resolution 39-05) passed unanimously.

### 13. Santa Cruz Branch Rail Line Acquisition Project: Draft Updated Timeline

Acting Executive Director Pat Dellin referred to the updated timeline and recommended that the application for an AB3090 reimbursement for the rail line acquisition be presented at the

5-11.65

August and September California Transportation Commission meetings. She noted that the timeline needed to be updated due to delays in the right of entry agreement and longer Phase II site assessment work.

Acting Deputy Director Luis Mendez reported that the right of entry agreement has been signed and the Phase II site assessment work is starting.

Commissioners discussed whether the timeline for the acquisition tasks gave enough time for documents to be reviewed before the date set for the close of escrow.

Kirk Trost, Miller, Owen & Trost, said that the time for negotiating the purchase was extended on the timeline because negotiations can continue until closing time. He said that as the documents come to the Commission, the Commissioners can decide if there has been enough time for proper review and public comment.

Commission Alternate Schiffirin moved to approve the Rail Acquisition Task Force and staff recommendations that the Regional Transportation Commission approve the draft updated Projected Timeline for the Santa Cruz Branch Rail Line Acquisition Project. Commissioner Norton seconded.

The motion passed with Commissioners Beautz and Spence voting "no".

#### 14. Next Meetings / Adjournment

The meeting adjourned at 11:45 am.

An evening Recreational Rail Draft EIR Public Hearing will be held on March 17<sup>th</sup>, 2005 at 7 p.m. at the Board of Supervisors Chambers, 701 Ocean Street, Santa Cruz, CA.

The next regular RTC meeting will be held Thursday, April 7, 2005 at 9:00 a.m. at the **Capitola City Council Chambers, 420 Capitola Ave, Capitola, CA.**

The next Transportation Policy Workshop will be held Thursday, April 21, 2005 at 9:00 a.m. at the Board of Supervisors Chambers, 701 Ocean Street, Santa Cruz, CA.

Respectfully submitted,

---

Gini Pineda, Staff

5-11.66

ATTENDEES

<u>Name</u>	<u>Representing</u>
Robert Yount	
Les White	SCMTD
Genevieve Bookwalter	Santa Cruz Sentinel
Bob Scott	SCCRTC Technical Advisor
Mike Dalbey	
Eli Puglizevich	
John Courtney	Lamphier-Gregory

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5-11.67

REGIONAL TRANSPORTATION COMMISSION  
Special Meeting

MINUTES

Thursday, March 17, 2005  
7:00 pm  
County Board of Supervisors Chambers  
Santa Cruz, CA 95060

Members Present:	Jan Beautz	Edenilson Quintanilla (Alt.)
	Mike Keogh	Emily Reilly
	David Koch (Alt.)	Mark Stone
	Dennis Norton	Marcela Tavantzis
	Ellen Pirie	Pat Spence
		Mardi Wormhoudt

Staff Present:	Pat Dellin	Luis Mendez
	Cory Caletti	Karena Pushnik
	Rachel Moriconi	

1. Roll Call

A roll call was taken.

2. Oral Communications - None

3. Additions/Deletions to the Agenda

Written comments received since the packet was released were distributed. It was noted that all comments are due by April 5, 2005.

4. 7:00 PM Public Hearing on the Revised Draft Environmental Impact Report (DEIR) for Recreational Rail between Capitola and Aptos with an Extension to Seascap

Senior Planner Karena Pushnik presented the staff report, including a history of the project and an update of the current status of the project. Ms. Pushnik said that one of the recommendations from the Major Transportation Investment Study (MTIS) was the acquisition of the rail right of way.

Ms. Pushnik reviewed funding options for acquisition of the rail right-of-way, including the \$11 million dollars in Proposition 116 funds. She said that a passenger rail project was one of the stated requirements of Proposition 116 and that the Commission decided in

S-11.C1

a May 2003 public hearing, that a recreational rail from Capitola to Aptos with extension to Seascap would be the best project to fulfill the Proposition 116 requirements. Recent information from the California Transportation Commission staff, however, indicates that a Proposition 116 application could be submitted for the purpose of preservation of the rail corridor as the project, without a passenger rail component. Since the SCCRTC had previously determined that it wanted extensive analysis of the recreational rail project, holding a public hearing and responding to comments to the revised Draft Environmental Impact Report (DEIR) was necessary to complete the report and certify the document. Ms. Pushnik said that the revised DEIR was prepared to address the fact that a business plan was developed after release of the initial DEIR.

Mary Bean, Circle Point, (formerly Public Affairs Management) presented a slide show that included information on noise analysis and impacts to traffic. Mitigation measures were presented.

Commission Chair Pirie opened the Public Hearing.

**Robert Jones** congratulated the Commission for choosing preservation of the corridor as a path to Proposition 116 funds but said that the argument for completing the EIR is bad public policy.

**Libby Huyck** said she had strong concerns about many aspects of the recreational rail project, including soil contamination. She said the SCCRTC has an obligation to file results with the Environmental Protection Agency and that she would also submit written comments.

**Wilson Fieberling** disagreed with the previous two speakers and said that the Commission should proceed with completing and certifying the EIR.

**Terry Winston**, Seacliff Improvement Association, said she conducted a survey of issues that concern her association members and that, of the 31 survey respondents, 71% were opposed to the tourist trolley. Reasons cited include traffic, noise, privacy and disturbing quiet weekend time. She submitted her survey and results to the Commission.

**Bryan Smith**, Committee for Sustainable Transportation, said that the Committee supports a long range plan by the Commission that considers all options and commended the Commission on planning to complete the EIR.

**David Wright**, Friends of the Rail Trail, thanked the RTC for pursuing Proposition 116 funds, either through a recreational rail service or for preservation of the rail corridor for now. He said the revised DEIR did not show any new impacts that were not already known. He said that Union Pacific is now running the first locomotive using hybrid technology combining electric and diesel energy that runs almost without noise and cuts emission by 8%.

5-11. CZ

**James Mayer** objected to current freight train impacts such as windows rattling, screeching metal, flickering lights and fire hazards. He said he knew about the freight service when he purchased his property but did not sign up for what is being currently proposed.

**Marilyn O'Rourke** said she will submit written comments and that she has been trying to find out how many people are within 100 or 500 feet of the rail line. She said that if 5800 people were on the mailing list of residences notified regarding the acquisition plan and assuming each one of those residences has 3 people in their household, 70,400 people could be impacted. She assumed that these residents are taxpayers whose contributions to the community are greater than potential tourist dollars generated by the project and asked the Commission to stop the EIR certification process.

**Lee Otter**, Coastal Commission, said he supports the preservation of the rail corridor and supported completion of the EIR. He also noted that if the Commission certifies the EIR and a new technology develops, the document could be supplemented or amended.

**Paul O'Rourke** said if significant information is provided after the closing period, it would seem wise to postpone the pursuit of the EIR.

**Richard Crocker** said he has lived in the County for 50 years and that, from a business perspective, there are significant liabilities because of the condition of the trestles and tracks, toxic clean-up and that the project is not financially sound.

**Bill Comfort** said he sees deficiencies in the report regarding safety, segmentation, increased risk for accidents in quiet zones and emergency use of whistles. He further suggested that mitigations are uncertain. He said the project produces no benefits and causes impacts on those nearby.

**Chris Burke** said a train coming twice a day is fine, but that eight or ten trips a day would be too much and would impact the serenity of his home.

**Eli Puglizevich** said he is retired, has a summer home and wants peace and quiet. He said the freight locomotive rattles the house. He asked about the condition of the tracks.

The Public Hearing was closed at 8pm.

*A word for word transcript of the public testimony from the hearing will be produced and included in the final Environmental Impact Report.*

Commissioner Beautz asked how averaging noise could address an individual's concern.

Mary Bean replied that the report uses two types of measurements: an average over a period of time, and an actual instantaneous measurement as the train passes, including train horns and bells at the crossing gates. She said the quiet zone would address the

5-11.23

horns, but not the crossing gates sounds. Ms. Bean added that, even with the quiet zone, it may still be necessary to mitigate the crossing bell noise impacts.

Commissioner Beautz said she thought mitigation should be along the entire line and not just at the crossings. She asked if the \$35,000 cost included in the staff recommendations was to implement the quiet zone or to finish the EIR. Ms. Bean said that sound attenuation is recommended along the entire line and that the \$35,000 was to finish the Environmental Impact Report.

It was noted that the recommendation is to finish the EIR, including responses to all comments, and to certify the Final EIR (FEIR) when there is resolution of the mitigations.

Commissioners discussed the estimated \$35,000 to complete the response to comments and the cost to certify the EIR.

Acting Executive Director Pat Dellin said the amount is an estimate since all the comments have not yet been received. She said that staff will be returning to the Commission with a revised budget after the close of the comment period, but at present an estimate was necessary for the rail acquisition financial plan.

Commissioner Norton asked why there were issues at the intersection in Capitola. Ms. Bean said the report dealt with cumulative impacts which would occur with or without the Recreational Rail Project.

Commissioner Spence requested that the consultant's presentation be included in the next packet.

Commissioner Spence asked questions regarding noise mitigations, number of homes that would be impacted, length of each car and the length of the sidings. She asked for a visual concept and if the rail cars would be self-contained or require a locomotive.

Senior Planner Pushnik said for the purposes of the EIR, two self-propelled cars were used with station platforms being 150 feet long and 8-10 feet wide. Two sidings were identified, one in Capitola and the other in Seascape.

Commissioner Beautz asked for a copy of the letter from Seacliff Improvement Association.

Commissioner Pirie asked about the next steps and whether it was necessary to spend \$35,000 noting that if the EIR was certified and someone objected, litigation would be filed and the Commission would have to defend itself.

Acting Executive Director Pat Dellin responded that the options are: to decide not to respond to comments and not certify the EIR, or to respond to comments and then have the option of certifying at a later date.

5-11.c4

Commissioner Pirie asked if the EIR is a completed document if the final EIR is completed but not certified. Ms. Bean said unless conditions have changed, she believes there are no time limits to certifying.

Commissioner Stone moved and Commissioner Wormhoudt seconded to approve the staff recommendations that the Regional Transportation Commission:

1. Hold a public hearing to receive public testimony on the Revised Draft Environmental Impact Report (DEIR) for Recreational Rail between Capitola and Aptos with an extension to Seascape;
2. Accept the estimate of \$35,000 to complete the response to comments and legal review for the Final Environmental Impact Report for use in updating the Financial Plan for the Santa Cruz Branch Line acquisition; and
3. Direct staff to return to a future meeting with a final budget to complete the draft Final Environmental Impact Report once the volume and extent of comments is known;

and to approve the Ad Hoc Committee on Proposition 116 Options recommendation that the RTC:

4. Direct staff and consultants to prepare the final EIR (FEIR) for the proposed recreational rail service between Capitola and Aptos/Seascape and to return to the RTC with the draft final EIR when there is resolution on the proposed mitigations for noise impacts (the Quiet Zone) and traffic impacts at the Monterey Avenue/Park Avenue intersection.

Commissioner Pirie asked that the motion be amended to exclude recommendation 4 of the staff recommendations. Commissioner Stone did not agree to amend the motion.

Commissioner Wormhoudt said that sometimes it is necessary to move ahead in a number of different directions at the same time.

With the first recommendation being satisfied by holding the public hearing, Commissioner Beautz made a motion to vote on recommendations 2 and 3 separately from recommendation 4. Commissioner Pirie seconded.

The motion to vote on the recommendations separately passed with Commissioners Tavantzis, Pirie, Beautz, Keogh, Spence and Commission Alternate Koch voting in favor of it and Commissioners Norton, Stone, Reilly, Wormhoudt and Commission Alternate Quintanilla voting against it.

The vote on recommendations 2 and 3 passed unanimously.

Recommendation 4 passed with Commissioners Norton, Stone, Wormhoudt, Reilly, Tavantzis and Commission Alternates Quintanilla and Koch voting in favor and Commissioners Pirie, Beautz, Keogh and Spence voting "no".

5-11.05

5. Next Meetings / Adjournment

The meeting was adjourned at 8:30 pm.

The next regular RTC meeting will be held Thursday, April 7, 2005 at 9:00 a.m. at the **Capitola City Council Chambers, 420 Capitola Ave, Capitola, CA.**

The next Transportation Policy Workshop will be held Thursday, April 21, 2005 at 9:00 a.m. at the Board of Supervisors Chambers, 701 Ocean Street, Santa Cruz, CA.

Respectfully submitted,

---

Karena Pushnik and Cory Caletti, Sr. Transportation Planners

S-11.c6

ATTENDEES

<u>Name</u>	<u>Representing</u>
Robert Yount	
Bill Comfort	
Bernadette Lambert	Paragon Partners
Ursula and Eli Puglizevich	
James Mayer	
Terry-Lynn Winston	Seacliff Improvement Association
Robert Jones	SCARRED
Fay Levinson	
Olga Rodriguez	Nolte
Lee Otter	California Coastal Commission
Wilson Fieberling	
Chris Burke	
Larry Puretz	
Tom Dobrovony	
Violet Puretz	
Libby Huyck	
Melanie Clark	Roaring Camp

5-11.07

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** April 22, 2005  
**TO:** Board of Directors  
**FROM:** Tom Stickel, Manager of Fleet Maintenance  
**SUBJECT:** CONSIDER RENEWAL OF CONTRACT WITH NATIONWIDE AUCTION SYSTEMS

## I. RECOMMENDED ACTION

**District staff is recommending that the Board of Directors authorize the General Manager to execute an amendment to the contract with Nationwide Auction Systems to extend the term of the contract for one (1) additional year.**

## II. SUMMARY OF ISSUES

- The District entered into a contract with Nationwide Auction Systems on May 5, 2000 for auctioning services of the District's surplus vehicles and equipment.
- At the option of the District, this contract may be renewed upon mutual written consent.
- Nationwide Auction Systems has indicated that they are interested in extending the contract an additional one-year period to May 4, 2006.

## III. DISCUSSION

The contract with Nationwide Auction Systems for auctioning services of the District's surplus vehicles and equipment is due to expire on May 4, 2005. The original contract was for a one-year term and four additional one-year options. On June 19, 2003, FTA Circular C 42201.E removed the five-year limitation on contracts for services, supplies and equipment other than contracts for rolling stock and replacement parts. Nationwide Auction Systems is a leading heavy equipment auctioneer service that has contracts with several transit agencies, local governmental agencies and large utility companies. This company has an international customer base for notifying bidders when District surplus vehicles are up for auction.

Nationwide Auction Systems has provided good service under this contract. An extension of the contract would be favorable to the District. Section 3.02 of the contract also allows the District to renew the contract upon mutual written consent. Nationwide Auction Systems has also reviewed the contract and has indicated their desire to extend the contract for one additional year with no changes. It is recommended that the Board of Directors authorize the General Manager to execute an amendment to the contract with Nationwide Auction Systems to extend the contract one (1) additional year.

5-12.1

**IV. FINANCIAL CONSIDERATIONS**

No funds are expended under this contract. District receives ninety-three (93) percent of the proceeds from the sale of District surplus vehicles and eighty (80) percent of the proceeds from the sale of District surplus equipment.

**V. ATTACHMENTS**

**Attachment A:** Letter from Nationwide Auction Systems

**Attachment B:** Contract Amendment

5-12.2



Attachment A

Mr. Lloyd Longnecker ,

I am writing in regards to the renewal of the contract between Nationwide Auction Systems and the Santa Cruz Municipal Transit District in regards to auctioneering services.

We have reviewed the contract as it stands and would be honored to extend our relationship for one more year under the current agreement.

Thank you for the opportunity ,

Robert Thez  
Account Executive

Northern California Facility

1 Oak Road, Benicia, CA 94510

Office: (707) 745-0119 Fax: (707) 745-0240

• City of Industry, CA

• Kansas City, MO

*Additional U.S. Locations:*

• St. Louis, MO

• Atlanta, GA

• Wilmington, DE

5-12.91

**SANTA CRUZ METROPOLITAN TRANSIT DISTRICT  
FIFTH AMENDMENT TO CONTRACT FOR AUCTION SERVICES**

This Fifth Amendment to Contract for auction services is made effective May 5, 2005 between the Santa Cruz Metropolitan Transit District, a political subdivision of the State of California ("District") and Nationwide Auction Services ("Contractor").

I. RECITALS

- 1.1 District and Contractor entered into a Contract for auction services ("Contract") on May 5, 2000.
- 1.2 The Contract allows for the extension upon mutual written consent.

Therefore, District and Contractor amend the Contract as follows:

II. TERM

- 2.1 Article 3.02 is amended to include the following language:

This Contract shall continue through May 4, 2006. This Contract may be mutually extended by agreement of both parties.

III. REMAINING TERMS AND CONDITIONS

- 3.1 All other provisions of the Contract that are not affected by this amendment shall remain unchanged and in full force and effect.

IV. AUTHORITY

- 4.1 Each party has full power to enter into and perform this Fifth Amendment to the Contract and the person signing this Fifth Amendment on behalf of each has been properly authorized and empowered to enter into it. Each party further acknowledges that it has read this Fifth Amendment to the Contract, understands it, and agrees to be bound by it.

SIGNATURES ON NEXT PAGE

5-12. b1

Signed on \_\_\_\_\_

DISTRICT  
SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

\_\_\_\_\_  
Leslie R. White  
General Manager

CONTRACTOR  
NATIONWIDE AUCTION SYSTEMS

By \_\_\_\_\_  
Rely Pio Roda  
Executive Vice President

Approved as to Form:

\_\_\_\_\_  
Margaret R. Gallagher  
District Counsel

S-12. b2

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** April 8, 2005  
**TO:** Board of Directors  
**FROM:** Tom Stickel, Manager of Fleet Maintenance  
**SUBJECT:** CONSIDER AMENDING CONTRACT WITH MISSION LINEN & UNIFORM SERVICE

## ACTION REQUESTED AT THE APRIL 8, 2005 BOARD MEETING

### I. RECOMMENDED ACTION

**District staff is recommending that the Board of Directors authorize the General Manager to execute an amendment to the contract with Mission Linen & Uniform Service to extend the term of the contract for one (1) additional year.**

### II. SUMMARY OF ISSUES

- The District has a contract with Mission Linen & Uniform Service for uniform and laundry service.
- At the option of the District, this contract may be renewed for four (4) additional one-year terms under the same terms and conditions.
- Mission Linen & Uniform Service has indicated that they are interested in extending the contract an additional year to April 20, 2006.

### III. DISCUSSION

The District's current contract with Mission Linen & Uniform Service for uniform and laundry service is due to expire on April 20, 2005. Mission Linen & Uniform Service has provided good service under this contract. An extension of the contract would be advantageous to the District. Section 3.02 of the contract allows the District the option to renew the contract under the same terms and conditions for four (4) additional one-year terms. Mission Linen & Uniform Service has also reviewed the contract and has indicated their desire to extend the contract. It is recommended that the Board of Directors authorize the General Manager to execute an amendment to the contract with Mission Linen & Uniform Service to extend the contract one (1) additional year.

### IV. FINANCIAL CONSIDERATIONS

Funding for this contract is contained in the Operating Budget.

5-13.1

**V. ATTACHMENTS**

- Attachment A:** Letter from Mission Linen and Uniform Service  
**Attachment B:** Contract Amendment

5-13.2



# Mission Linen Supply

MISSION LINEN & UNIFORM SERVICE

Attachment **A**

February 23, 2005

Mr. Lloyd Longhecker  
SC Metropolitan Transit District  
120 Dubois St.  
Santa Cruz, CA 95060

RE: Contract No 03-12 For uniforms, flat goods and laundry service.

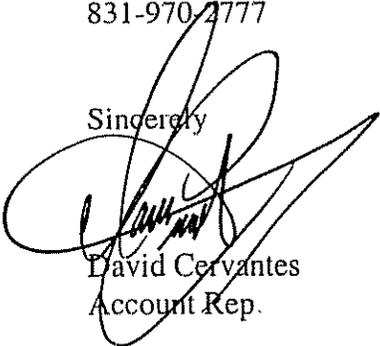
Dear Mr Longhecker,

It is our intent to renew this contract and extend for a period of 1 year. However it is not our intention to propose any rate increase at this time.

Enclosed is the request amendment which extends the contract for an additional one year period. There are no modifications on proposed charges at this time.

We thank you for the opportunity to continue to serve your uniform needs. If I can be of any further assistance please contact me at our plant 831-424-1707 or directly 831-970-2777

Sincerely



David Cervantes  
Account Rep.

5-13.91

**SANTA CRUZ METROPOLITAN TRANSIT DISTRICT  
FIRST AMENDMENT TO CONTRACT NO. 03-12  
FOR UNIFORMS, FLAT GOODS, AND LAUNDRY SERVICES**

This First Amendment to Contract No. 03-12 for Uniforms, flat goods, and laundry services is made effective April 8, 2005 between the Santa Cruz Metropolitan Transit District, a political subdivision of the State of California ("District") and Mission Linen And Uniform Service ("Contractor").

**I. RECITALS**

1.1 District and Contractor entered into a Contract for Uniforms, flat goods, and laundry services ("Contract") on April 21, 2004.

1.2 The Contract allows for the extension upon mutual written consent.

Therefore, District and Contractor amend the Contract as follows:

**II. TERM**

2.1 Article 3.02 is amended to include the following language:

This Contract shall continue through April 20, 2006. This Contract may be mutually extended by agreement of both parties.

**III. REMAINING TERMS AND CONDITIONS**

3.1 All other provisions of the Contract that are not affected by this amendment shall remain unchanged and in full force and effect.

**IV. AUTHORITY**

4.1 Each party has full power to enter into and perform this First Amendment to the Contract and the person signing this First Amendment on behalf of each has been properly authorized and empowered to enter into it. Each party further acknowledges that it has read this First Amendment to the Contract, understands it, and agrees to be bound by it.

SIGNATURES ON NEXT PAGE

5-13.61

Signed on \_\_\_\_\_

DISTRICT  
SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

---

Leslie R. White  
General Manager

CONTRACTOR  
MISSION LINEN AND UNIFORM SERVICE

By \_\_\_\_\_  
David Cervantes  
Account Representative

Approved as to Form:

---

Margaret R. Gallagher  
District Counsel

5-13.b2

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** April 22, 2005  
**TO:** Board of Directors  
**FROM:** Elisabeth Ross, Finance Manager  
**SUBJECT:** RESOLUTION REVISING FY 04-05 BUDGET

## I. RECOMMENDED ACTION

**Staff recommends that the Board of Directors adopt the attached resolution revising the FY 04-05 budget in accordance with Exhibit A.**

## II. SUMMARY OF ISSUES

- As a result of required adjustments to operating expenses, the operating budget is recommended to be decreased by a net \$102,500 for a new total of \$33,062,678 in operating expenses.
- The two changes in operating revenues are an increase in interest income and transfer of \$108,000 of the FTA operating assistance advance to the capital budget for one-time ParaCruz costs.
- Updating the capital improvement program results in a net increase of \$178,300 for five new projects. The revised capital improvement program totals \$18,693,032.

## III. DISCUSSION

### A. Operating Budget

Under operating expense, IT's office supply expense is increasing by \$5,500 to purchase replacement computer work stations for aging, failing equipment. Also, ParaCruz one-time operating expenses are being reduced to fund \$108,000 of one-time capital expenditures for the ParaCruz start-up.

Interest income is being increased by \$5,500 to fund the purchase of replacement computer work stations since interest income is exceeding the budgeted amount for the year to date. The other revenue change is a transfer of part of the FTA Section 5307 operating assistance advance for one-time ParaCruz expenses to the capital budget. This reduction in operating revenues is totally offset by a reduction in ParaCruz operating expenses.

### B. Capital Improvement Program

Five capital projects are being added to the capital improvement program as shown below:

5-17.1

<u>Project</u>	<u>Amount</u>	<u>Funding Source</u>
Improvements to bus parking lot at 115 Dubois	\$ 45,000	STA Funds
Three storage containers for Fleet Maintenance	\$ 13,000	Reserves
Computer support for GFI system	\$ 1,300	Reserves
Signs and plaque for renaming of SVTC	\$ 11,000	Reserves
ParaCruz start-up equipment including generator	\$108,000	One-time FTA Operating Assistance Advance

#### IV. FINANCIAL CONSIDERATIONS

Adoption of the resolution will decrease the total FY 04-05 operating expenses by \$102,500, and increase the capital improvement program by \$178,300.

#### V. ATTACHMENTS

**Attachment A:** Resolution Authorizing a Revision to the FY 04-05 Budget, followed by a list of specific changes (Exhibit A).

5-17.2

BEFORE THE BOARD OF DIRECTORS OF THE  
SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

Resolution No. \_\_\_\_\_

On the Motion of Director \_\_\_\_\_

Duly Seconded by Director \_\_\_\_\_

The following Resolution is adopted:

**A RESOLUTION OF THE  
SANTA CRUZ METROPOLITAN TRANSIT DISTRICT  
AUTHORIZING A REVISION TO THE FY 04-05 BUDGET**

**WHEREAS**, it is necessary to revise the adopted FY 04-05 budget of the Santa Cruz Metropolitan Transit District to provide for changes in operating revenue, operating expense, and the capital improvement program.

**NOW, THEREFORE, BE IT RESOLVED**, the budget is hereby amended per the attached Exhibit A.

**PASSED AND ADOPTED** this 22<sup>nd</sup> day of April, 2005, by the following vote:

AYES: Directors -

NOES: Directors -

ABSENT: Directors -

ABSTAIN: Directors -

Approved \_\_\_\_\_

MICHAEL W. KEOGH  
Chair

ATTEST \_\_\_\_\_

LESLIE R. WHITE  
General Manager

APPROVED AS TO FORM:

\_\_\_\_\_  
MARGARET GALLAGHER  
District Counsel

5-17.91

**EXHIBIT A  
RECOMMENDED BUDGET REVISIONS  
FY 04-05  
APRIL 2005**

	AMOUNT	TOTALS
<b><u>OPERATING REVENUE</u></b>		
Increase interest income	\$ 5,500	
Transfer part of FTA Section 5307 advance to Capital Budget for ParaCruz equipment	\$ (108,000)	
<b>TOTAL</b>		\$ (102,500)

	DEPT	ACCOUNT	AMOUNT	TOTALS
<b><u>OPERATING EXPENSE</u></b>				
Increase IT office supplies for replacement work stations (11)	1500	504311	\$ 5,500	
Reduce one-time paratransit expenses to allow transfer to Capital Budget			\$ (108,000)	
<b>TOTAL</b>				\$ (102,500)

5-17.92

**EXHIBIT A  
RECOMMENDED BUDGET REVISIONS  
FY 04-05  
APRIL 2005**

	<b>DEPT</b>	<b>AMOUNT</b>	<b>TOTALS</b>
<b><u>CAPITAL FUNDING</u></b>			
Add transfer from operating budget for ParaCruz equipment		\$ 79,000	
Increase use of District reserves		<u>\$ 99,300</u>	
<b>TOTAL</b>			<b>\$ 178,300</b>
 <b><u>CAPITAL PROJECTS</u></b>			
Improvements to bus parking lot at 115 Dubois		\$ 45,000	
Three storage containers for Fleet Maintenance		\$ 13,000	
Computer support for GFI system		\$ 1,300	
Signs and plaque for renaming of SVTC		\$ 11,000	
ParaCruz start-up equipment including generator		<u>\$ 108,000</u>	
<b>TOTAL</b>			<b>\$ 178,300</b>

**5-17.23**

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** April 22, 2005  
**TO:** Board of Directors  
**FROM:** Elisabeth Ross, Manager of Finance  
**SUBJECT: AUTHORIZATION FOR DISPOSAL OF THREE (3) 1985 SEDANS AND ONE (1) 1989 PICKUP TRUCK**

## I. RECOMMENDED ACTION

**Staff recommends that the Board of Directors declare three sedans and one pick-up truck as excess and authorize disposal.**

## II. SUMMARY OF ISSUES

- In accordance with the District's policy on disposal of fixed assets and inventoriable items, at least once per year the Finance Manager shall recommend to the Board of Directors a list of items to be declared excess with appropriate action for disposal.
- The three sedans listed on Attachment A were purchased new in 1984. They are over twenty years old and scheduled to be replaced in this year's capital improvement program.
- The pick-up truck was purchased new in 1989 and is over fifteen years old. It is also scheduled to be replaced this fiscal year.

## III. DISCUSSION

The estimated current market value of the vehicles recommended for disposal is \$300 each. Upon the Board's declaration of the vehicles as excess, they will be offered for sale by the District's Purchasing Office.

## IV. FINANCIAL CONSIDERATIONS

The vehicles are fully depreciated and have a remaining book value of zero. Any revenue generated from the sale will be recorded as income.

## V. ATTACHMENTS

**Attachment A:** List of Assets Designated for Disposal as of April 22, 2005

# Attachment A

## SANTA CRUZ METROPOLITAN TRANSIT DISTRICT Assets Designated For Disposal As Of April 22, 2005

ASSET NUMBER	DESCRIPTION	PURCHASE DATE	ACQUISITION COST	NET BOOK VALUE	MARKET VALUE	REASON FOR DISPOSAL
C8014.00A	1985 Ford Sedan VIN/19831	12/05/84	\$11,010.91	\$0.00	\$300.00	BEYOND USEFUL LIFE
C8015.00A	1985 Ford Sedan VIN/19800	12/05/84	\$11,010.91	\$0.00	\$300.00	BEYOND USEFUL LIFE
C8016.00A	1985 Ford Sedan VIN/19801	12/05/84	\$11,010.91	\$0.00	\$300.00	BEYOND USEFUL LIFE
T0907.00A	1989 GMC Pickup VIN/14H3K	08/08/89	\$12,013.13	\$0.00	\$300.00	BEYOND USEFUL LIFE

5-18.91

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

DATE: April 22, 2005

TO: Board of Directors

FROM: Mark J. Dorfman, Assistant General Manager

SUBJECT: RECOMMENDATION TO APPROVE ASSESSMENT FOR  
COOPERATIVE RETAIL MANAGEMENT DISTRICT

## I. RECOMMENDED ACTION

**The purpose of this communication is to request approval for the assessment on property owners for the support of the Cooperative Retail Management District in Downtown.**

## II. SUMMARY OF ISSUES

- The District owns property in the Downtown area that is subject to an assessment for the Downtown Host Program.
- The assessment needs to be renewed for the fiscal year.
- Total cost to the District for the assessment is \$2,547.76, no increase from last year.

## III. DISCUSSION

The District recently received correspondence from the City of Santa Cruz regarding the Cooperative Retail Management Business Real Property Improvement District. Since the District owns property in the downtown area, there is an assessment that is being requested for the coming fiscal year. This assessment funds the Downtown Host Program.

It is recommended that the District support the continued assessment of the levy for this important Downtown project. Total funds for this assessment amount to \$2,547.76.

## IV. FINANCIAL CONSIDERATIONS

There are two assessments for property owned by the District, one for \$1,797.76 and one for \$750.00, for a total of \$2,547.76.

## V. ATTACHMENTS

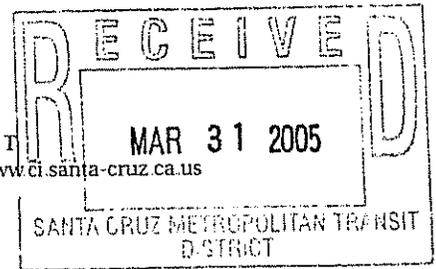
Attachment A: Letters from City of Santa Cruz

5-19.1



Attachment **A**

CITY CLERK'S DEPARTMENT  
809 Center Street, Room 9, Santa Cruz, CA 95060 • 831 420-5030 • Fax: 831 420-5031 • www.ci.santa-cruz.ca.us



**CITY COUNCIL  
CITY OF SANTA CRUZ  
NOTICE OF PUBLIC MEETING AND HEARING**

March 30, 2005

Santa Cruz Metropolitan Transit District  
370 Encinal Street, #100  
Santa Cruz, CA 95060

Dear Santa Cruz Property Owner:

**RE: Assessor Parcel Number ("APN"): 05-152-31**

NOTICE IS HEREBY GIVEN that the City Council of the City of Santa Cruz will hold a public meeting to consider: 1) the annual report for FY 2006 prepared by the advisory board to the Cooperative Retail Management (CRM) Business Real Property Improvement District; and, 2) the adoption of a Resolution of Intention to levy an assessment for the period July 1, 2005 through June 30, 2006 for the District and a public hearing to consider the levy of an annual assessment for the District.

The amount of the proposed annual assessment on the entire district will be \$116,034.06. The rate of business promotion assessment shall be imposed on business property owners according to the formulas set forth below:

1. Properties located on Pacific Avenue between Laurel Street and Mission/Water Street shall be assessed \$15.00 per linear foot of property on Pacific Avenue.
2. Properties between Cedar and Front Streets and located on Locust, Cooper, Church, Walnut, Soquel, Lincoln, Cathcart, Elm and Maple Streets; Plaza, Locust, Commerce, Elm and Birch Lanes; Pearl Alley; Lincoln-Cathcart and Pacific-Front alleyways shall be assessed \$12.00 per linear foot of property on the above-mentioned side streets and alleyways.

The purpose of the assessment is to fund the Downtown Host Program created to enhance safety and security and improve public perceptions of the district. The assessment will also be used to review the need for, and establishment of, common hours for retail merchants and maintenance of private property within the district.

5-19.91

The amount of the proposed annual assessment for APN 05-152-31 is set forth below:

Pacific Avenue footage: 119.85 x \$15.00	\$1,797.76
Side street or alleyway footage: 0.00 feet x \$12.00/linear foot	\$0.00
<b>TOTAL Assessment for Fiscal Year 2006:</b>	<b>\$1,797.76</b>

Properties with frontage on both Pacific Avenue and a side street or alley will only be assessed an additional fee for the side street or alley frontage where a separate business uses the side street or alley as its main entrance.

A public meeting regarding the consideration of the Annual Report and adoption of a Resolution of Intention to levy an annual assessment will be held on **Tuesday, April 26, 2005**, after the hour of 3:00 p.m. If the Resolution of Intention is adopted, a public hearing will be held on **Tuesday, May 24, 2005**, after the hour of 3:00 p.m., at which time the Council will decide the amount of the assessments to be levied. Both public meetings will be held in the Council Chambers, City Hall, 809 Center Street, Santa Cruz, California. Copies of the Annual Report and Work Program are available in the City Clerk's office at 809 Center Street, Room 9, Santa Cruz, California or at the Redevelopment Agency's office at 337 Locust Street, Santa Cruz, California.

If the Resolution of Intention is adopted, property owners in the proposed assessment district may file written protests in the City Clerk's office between April 26, 2005 and May 24, 2005 before the close of the public hearing. If protests are submitted by property owners representing 50% or more of the assessments proposed to be levied and protests are not withdrawn so as to reduce the protests to less than 50%, no further proceedings to create the district shall be taken for at least one year. If the Resolution of Intention is not adopted, the May 24, 2005 public hearing will be cancelled. All interested persons are invited to present their oral or written statements at these hearings.

Further information is available from the City Redevelopment Department, 337 Locust Street, Santa Cruz, California, (831) 420-5150.

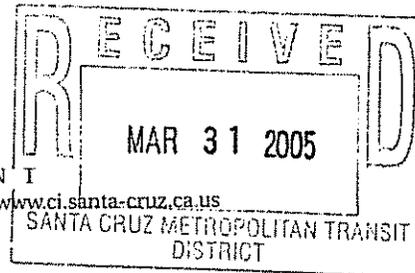


LESLIE COOK, City Clerk  
City of Santa Cruz

5-19.92



CITY CLERK'S DEPARTMENT  
809 Center Street, Room 9, Santa Cruz, CA 95060 • 831 420-5030 • Fax: 831 420-5031 • [www.ci.santa-cruz.ca.us](http://www.ci.santa-cruz.ca.us)



**CITY COUNCIL  
CITY OF SANTA CRUZ  
NOTICE OF PUBLIC MEETING AND HEARING**

March 30, 2005

Santa Cruz Metropolitan Transit District  
370 Encinal Street, #100  
Santa Cruz, CA 95060-2101

Dear Santa Cruz Property Owner:

**RE: Assessor Parcel Number ("APN"): 05-152-05**

NOTICE IS HEREBY GIVEN that the City Council of the City of Santa Cruz will hold a public meeting to consider: 1) the annual report for FY 2006 prepared by the advisory board to the Cooperative Retail Management (CRM) Business Real Property Improvement District; and, 2) the adoption of a Resolution of Intention to levy an assessment for the period July 1, 2005 through June 30, 2006 for the District and a public hearing to consider the levy of an annual assessment for the District.

The amount of the proposed annual assessment on the entire district will be \$116,034.06. The rate of business promotion assessment shall be imposed on business property owners according to the formulas set forth below:

1. Properties located on Pacific Avenue between Laurel Street and Mission/Water Street shall be assessed \$15.00 per linear foot of property on Pacific Avenue.
2. Properties between Cedar and Front Streets and located on Locust, Cooper, Church, Walnut, Soquel, Lincoln, Cathcart, Elm and Maple Streets; Plaza, Locust, Commerce, Elm and Birch Lanes; Pearl Alley; Lincoln-Cathcart and Pacific-Front alleyways shall be assessed \$12.00 per linear foot of property on the above-mentioned side streets and alleyways.

The purpose of the assessment is to fund the Downtown Host Program created to enhance safety and security and improve public perceptions of the district. The assessment will also be used to review the need for, and establishment of, common hours for retail merchants and maintenance of private property within the district.

5-19.93

Santa Cruz Metropolitan Transit District  
Notice of Public Hearing- Page 2

The amount of the proposed annual assessment for APN 05-152-05 is set forth below:

Pacific Avenue footage: 50.00 x \$15.00	\$750.00
Side street or alleyway footage: 0.00 feet x \$12.00/linear foot	\$0.00
<b>TOTAL Assessment for Fiscal Year 2006:</b>	<b>\$750.00</b>

Properties with frontage on both Pacific Avenue and a side street or alley will only be assessed an additional fee for the side street or alley frontage where a separate business uses the side street or alley as its main entrance.

A public meeting regarding the consideration of the Annual Report and adoption of a Resolution of Intention to levy an annual assessment will be held on **Tuesday, April 26, 2005**, after the hour of 3:00 p.m. If the Resolution of Intention is adopted, a public hearing will be held on **Tuesday, May 24, 2005**, after the hour of 3:00 p.m., at which time the Council will decide the amount of the assessments to be levied. Both public meetings will be held in the Council Chambers, City Hall, 809 Center Street, Santa Cruz, California. Copies of the Annual Report and Work Program are available in the City Clerk's office at 809 Center Street, Room 9, Santa Cruz, California or at the Redevelopment Agency's office at 337 Locust Street, Santa Cruz, California.

If the Resolution of Intention is adopted, property owners in the proposed assessment district may file written protests in the City Clerk's office between April 26, 2005 and May 24, 2005 before the close of the public hearing. If protests are submitted by property owners representing 50% or more of the assessments proposed to be levied and protests are not withdrawn so as to reduce the protests to less than 50%, no further proceedings to create the district shall be taken for at least one year. If the Resolution of Intention is not adopted, the May 24, 2005 public hearing will be cancelled. All interested persons are invited to present their oral or written statements at these hearings.

Further information is available from the City Redevelopment Department, 337 Locust Street, Santa Cruz, California, (831) 420-5150.



LESLIE COOK, City Clerk  
City of Santa Cruz

5-19.24

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

## STAFF REPORT

**DATE:** April 8, 2005  
**TO:** Board of Directors  
**FROM:** Margaret Gallagher, District Counsel  
**SUBJECT:** RE-CONSIDERATION OF APPROVAL OF LICENSE AGREEMENT FOR BUS STOP LOCATED AT SOQUEL AND FRONT STREETS

### ACTION REQUESTED AT THE APRIL 8, 2005 BOARD MEETING

#### I. RECOMMENDED ACTION

**Approve the attached License Agreement for the Bus Stop located at Soquel and Front Streets, set forth in Attachment B.**

#### II. SUMMARY OF ISSUES

- The Santa Cruz Metropolitan Transit District (METRO) has had a bus stop for many years located on Front Street in what is now the path of travel to the new entrance of the Santa Cruz' Trader Joe's on Front Street.
- The Santa Cruz Redevelopment Agency (Agency) has requested that METRO move its bus stop in order to facilitate pedestrian access to Trader Joe's.
- Agency has found a new location for the bus stop, which is 20 feet south of its current location near the Longs Drug Store sign. This relocation will require the owner of the property to grant permission to METRO to utilize its property for the bus stop.
- At the January 2005 Board meeting, the License Agreement that is attached as Attachment A was approved by the Board of Directors and forwarded to the Redevelopment Agency so that it could obtain the owner's approval and signature. Instead of receiving the License Agreement approved by the Board of Directors, the Agency forwarded the attached License Agreement (Attachment B) to METRO as being the one approved and wanted by the owner. Differences exist between the two agreements. See Attachment D.
- At the March 25, 2005 Board Meeting, METRO staff was directed to make efforts to have the owners of the property accept some of the staff recommended terms and if the owners refused to accept those terms to refer the matter to the Santa Cruz City Council for assistance. Since that meeting, Vice Chair Mike Rotkin and Director Emily Reilly have requested that the Board of Directors reconsider this matter.

### III. DISCUSSION

The Santa Cruz Metropolitan Transit District (METRO) has had a bus stop located on Front Street in the path of travel to the new doors of the Santa Cruz' Trader Joe's for many years. The Santa Cruz Redevelopment Agency (Agency) has requested that METRO move its bus stop in order to facilitate pedestrian access to Trader Joe's. Agency has found a new location for the bus stop, which is 20 feet south of its current location near the Longs Drug Store sign. The City of Santa Cruz has agreed that it will pay for and construct a concrete pad at the new location for the bus stop (Attachment C). Thereafter, METRO will be required to maintain the bus stop.

At the January 2005 Board meeting, the Board of Directors approved the license agreement set forth as Attachment A. It was forwarded to the Agency so that a signature could be obtained from the owner of the property. Instead of returning the original agreement, the license agreement set forth in Attachment B was returned. Differences exist between the two agreements (See Attachment D).

At the March 25, 2005 Board Meeting, METRO staff was directed to make efforts to have the owners of the property accept some of the staff recommended terms of the METRO Board Approved License Agreement and if the owners refused to accept those terms to refer the matter to the Santa Cruz City Council for assistance. Since that meeting, Vice Chair Mike Rotkin and Director Emily Reilly have requested that the Board of Directors reconsider this matter.

### IV. FINANCIAL CONSIDERATIONS

None

### V. ATTACHMENTS

**Attachment A:** License Agreement approved by Board of Directors in January 2005

**Attachment B:** License Agreement forwarded to METRO by Redevelopment Agency on behalf of the owners.

**Attachment C:** Letter from David Konno, METRO's Facilities Maintenance Manager to City of Santa Cruz

**Attachment D:** Chart showing Differences between the two License Agreements

S-20.2

## LICENSE AND INDEMNITY AGREEMENT

This LICENSE AND INDEMNITY AGREEMENT (hereinafter "Agreement") is entered into as of January \_\_, 2005 by and between Friend, Friend and Friend, a California, L.P., a California limited partnership, (hereinafter "Licensor") and Santa Cruz Metropolitan Transit District (hereinafter "Licensee"). Licensor and Licensee are referred to individually herein as a "Party" and collectively as the "Parties."

NOW, THEREFORE, in consideration of the foregoing and of the mutual promises, covenants, conditions and agreements hereinafter set forth, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. **Grant of License to Licensee.** Licensor hereby grants Licensee (and its respective officers, managers, employees, contractors and other authorized agents acting under Licensee's authority and within the scope of its consent) permission to encroach at no cost onto the Property set forth in the attached map. A legal description of the Property is attached hereto as **Exhibit A** and incorporated herein by reference. The map indicating the proposed bus stop improvements (hereinafter "Project") is attached hereto as **Exhibit B**, and is incorporated herein by reference. Licensor further grants permission to Licensee to utilize this bus stop for the purpose of boarding and de-boarding bus passengers. Licensor further grants permission to Licensee to allow its passengers to go to and from the bus stop and to wait at this bus stop for a bus.

2. **Term and Termination.** It is understood that this License Agreement shall remain in full force and effect for a period not less than ~~five~~ fifteen (15) years after the commencement date noted below. Thereafter, the License Agreement may be revoked by Licensor upon ninety (90) days written notice to Licensee. In the event this Agreement is revoked in accordance with the provision herein, Licensee shall remove constructed bus stop improvements at its own expense within sixty (60) days, upon written request of Licensor. Licensee and Licensor, may by mutual agreement, extend the License Agreement for a period to be agreed upon.

3. **Specifications.** Licensee has provided Licensor with copies of the plans and specifications ("Plans") for the Project, attached hereto as **Exhibit C**, which Licensor has reviewed and approved. Licensee agrees to complete the Project in conformance with these Plans, except as the same may be required to be modified by the City or any other governmental agency. Any material modification of, or deviation from the Plans shall be conditioned on Licensor's prior notification and consent.

4. **Permits.** Licensee shall, at its sole cost and expense, obtain all necessary governmental permits, if required and approvals required to undertake work on the

Project. Licensee shall comply with all laws, codes, rules, regulations and permits applicable to the use of the Property for the purposes herein contemplated.

5. **Non-Interference with Tenant's Operations.** Licensee shall perform all work associated with the Project in such a way that it does not unreasonably disrupt Licensor's operations and shall minimize any inconvenience to Licensor's tenants, customers or invitees. Licensee shall also take every commercially reasonable precaution to prevent and avoid damage to the Property, its improvements, and any and all persons or property located thereon, arising from completing the Project.

6. **Liability and Duty to Remediate.** Licensee shall be liable for any and all damages, harm, losses, expenses or injuries the Property (including its improvements), or to any other persons or property (collectively "Damages") caused by Licensee's installation and use of the Project, regardless of whether such Damages were caused by accident, mistake, negligence, or intentional conduct. Licensee shall at its sole expense promptly repair or remediate any such Damages. The provisions of this Paragraph 6 shall survive termination of this Agreement.

7. **Indemnity.** Licensee shall to the fullest extent permitted by law, indemnify and hold harmless Licensor from and against any and all claims, causes of action, demands, losses, judgments, fines, penalties, obligations, liens, and liabilities (including, without limitation, all expenses, actual attorneys' fees, and costs incurred in investigating or defending against the same) that are asserted against Licensor (collectively, "Costs") (i) relating to or arising as a result of Licensee's herein permitted use; (ii) that arise out of access to the Property pursuant to this Agreement by Licensee, its contractor(s), or their respective agents and employees; (iii) that are due to any violation of law by Licensee, its contractor and/or their respective agents and employees in completing this Project; or (iv) that are due to breach of any of the provisions of this Agreement by Licensee. The provisions of this Paragraph 7 shall survive termination of this Agreement.

8. **Adverse Litigation Rights.** Licensor has full and sole discretion to control all legal proceeding enumerated in Paragraph 7 asserted against Licensor. This discretion includes selecting counsel of its choice, selecting mediators, approving settlements, and all related choices associated with legal proceedings. The provisions of this Paragraph 8 shall survive termination of this Agreement.

9. **Liens and Claims.** Licensee shall keep the Property and Motel free and clear of mechanic's, materialmen's or other similar liens for labor, service, supplies, equipment or material furnished in connection with the Project or Licensee's exercise of rights or fulfillment of obligations under this Agreement. Licensee shall fully and promptly pay and discharge and protect and hold harmless Licensor against any and all demands or claims which may ripen into such liens, and if any such lien is filed, Licensee shall have

any such lien released at Licensee's sole expense. The provisions of this Paragraph 98 shall survive termination of this Agreement.

10. **Reimbursement for Expenses and Attorney Fees.** Each party shall bear its own costs incurred in the preparation and negotiation of this Agreement. Licensee shall reimburse Licensor for all reasonable costs incurred by Licensor as a result of Licensee's failure to comply with this Agreement. However, in the event any party shall commence legal proceedings against another party for the purpose of enforcing any provision of this Agreement, or by reason of any breach arising under the provisions hereof, then the prevailing party or parties in such proceedings shall be entitled to reasonable litigation expenses, including attorneys' fees and expert fees, to be determined by the Court.

11. **Assignment, Successor and Assigns.** Licensee may not assign any of its rights under this Agreement, either voluntarily or by operation of law, without Licensor's prior written consent, which shall not be unreasonably withheld. No assignment by Licensee shall release such assignor from any liability under this License Agreement. Subject to the foregoing, this Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, personal representatives, successors and assigns, including without limitation subsequent owners of the Property.

12. **Execution of Agreement.** Each signatory hereto warrants to the other parties hereto its authority to sign on behalf of the party for whom he or she purports to sign.

13. **Entire Agreement.** This Agreement sets forth the entire agreement of the parties with respect to the subject matter hereof and supersedes all prior discussions, negotiations, understandings or agreements relating thereto.

14. **No Oral Modification.** No alteration or variation of this Agreement shall be valid or binding unless made in writing and signed by the parties hereto.

15. **Governing Law.** This Agreement shall be construed in accordance with and governed by the laws of the State of California.

16. **Venue.** Any legal proceeding arising between the parties will be heard in [~~SOME COUNTY~~ Santa Cruz County], California Superior Court.

17. **Notices.** Any notices required or permitted to be given hereunder shall be given in writing and shall be delivered (a) in person or (b) by a commercial overnight courier that guarantees next day delivery and provides a receipt, and such notices shall be addressed as follows:

To Licensee:  
Santa Cruz Municipal Transit District  
Leslie R. White  
General Manager  
Santa Cruz Municipal Transit District  
370 Encinal St., Suite 100  
Santa Cruz, CA 95060-2101

To Owner:  
Friend, Friend and Friend  
Howard Properties  
501 2nd Street, Suite 720  
San Francisco, CA 94107  
Attn: Robert Friend

With a copy to:  
c/o Katzoff & Riggs  
1500 Park Avenue, Unit 300.  
Emeryville, CA 94608  
(510) 588-5184  
Attn: Kenneth S. Katzoff

18. **Incorporation by Reference.** Exhibits A, B, and C attached hereto constitute a part of this Agreement and are incorporated into this Agreement by this reference.

19. **Counterparts; Facsimile Signatures.** This Agreement may be executed in one or more counterparts and delivered by facsimile transmission with original signatures to follow, each of which shall be deemed an original, but all of which together shall constitute but one and the same instrument.

20. **Property Rights.** The right granted in Paragraph 1 of this Agreement is a mere license only, and does not constitute an easement, right of way, or real property interest in the Property. No legal title or interest in Owner's Property is otherwise created or vested in Licensee under this Agreement.

21. **No Third Party Beneficiaries.** This Agreement is solely for the benefit of Licensor and Licensee. Nothing contained in this Agreement shall be deemed to confer on anyone other than Licensor and Licensee the right to enforce the performance of or compliance with of any of the obligations contained herein.

22. **Partial Invalidity.** If any provision of this Agreement is held by a court of competent jurisdiction to be invalid or unenforceable, the remainder of the Agreement

shall continue in full force and effect, and the parties agree to substitute for the invalid or unenforceable provision a valid and enforceable provision that most closely approximates the intent and economic effect of the invalid or unenforceable provision.

23. **Commencement Date.** This license shall be effective commencing January 1, 2005.

24. **Recording Of License.** This license shall not be recorded.

:

This license is executed on January \_\_\_\_, 2005 by and between:

LICENSEE:

---

Leslie R. White  
General Manager  
Santa Cruz Municipal Transit District  
370 Encinal St., Suite 100  
Santa Cruz, CA 95060-2101

LICENSOR

Friend, Friend and Friend  
a California Limited Partnership

---

By: Robert Friend  
Howard Properties  
501 2nd Street, Suite 720  
San Francisco, CA 94107  
(415) 730-3590  
bob@friendsf.com

S-20.95

LICENSE AND INDEMNITY AGREEMENT

This LICENSE AND INDEMNITY AGREEMENT (hereinafter "Agreement") is entered into as of January \_\_\_, 2005 by and between Friend, Friend and Friend, a California, L.P., a California limited partnership, (hereinafter "Licensor") and Santa Cruz Metropolitan Transit District (hereinafter "Licensee"). Licensor and Licensee are referred to individually herein as a "Party" and collectively as the "Parties."

RECITALS:

1. Licensor is the owner of certain real property located at \_\_\_\_\_ in the County of Santa Cruz, California, commonly known as the Santa Cruz Shopping Center (the "Property").

2. Licensee desires to enter Licensor's Property in order to construct and operate a bus stop and bus shelter which will encroach on the Property. Licensor is willing for Licensee to enter Licensor's property for this purpose, subject to the following terms and conditions.

NOW, THEREFORE, in consideration of the foregoing and of the mutual promises, covenants, conditions and agreements hereinafter set forth, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. **Grant of License to Licensee.** Licensor hereby grants Licensee (and its respective officers, managers, employees, contractors and other authorized agents acting under Licensee's authority and within the scope of its consent) permission to enter and encroach at no cost onto the Property for purposes of constructing certain bus stop improvements (hereinafter the "Project") set forth in the attached map. A legal description map of the Property designating the location of the Project is attached hereto as Exhibit A and incorporated herein by reference. Licensee's right of entry and encroachment shall be confined to the designated bus stop location. The map indicating the proposed bus stop improvements (hereinafter "Project") is attached hereto as Exhibit AB, and is incorporated herein by reference. Licensor further grants permission to Licensee to utilize operate this bus stop for the exclusive purpose of boarding and de-boarding Santa Cruz Metropolitan Transit bus passengers. Licensor further grants permission to Licensee to allow its passengers to go to and from enter onto the Property in order to access the bus stop and to wait at this the bus stop shelter for a bus.

2. **Term and Termination.** It is understood that this License Agreement shall remain in full force and effect for a period not less than five (5) years after the commencement date noted below. Thereafter, the License Agreement may be

5-20.61

revoked by Licensor upon ~~ninety-three~~ (90~~30~~) days written notice to Licensee. It is further agreed that if at any time during the initial five year term or thereafter, either (a) said bus stop improvements fall into disrepair, or (b) Licensee ceases to operate regularly scheduled bus services to said location, Licensor, upon thirty (30) days written notice, shall be entitled to revoke this License. In the event this Agreement is revoked in accordance with the preceding provisions~~herein~~, Licensee shall remove the constructed bus stop improvements at its own expense within sixty (60) days, upon written request of Licensor.

3. **Specifications.** Licensee has provided Licensor with copies of the plans and specifications ("Plans") for the Project (~~included on the map~~ attached hereto as **Exhibit A**)~~C~~, which Licensor has reviewed and approved. Licensee agrees to complete the Project in conformance with these Plans, except as the same may be required to be modified by the City or any other governmental agency. Any material modification of, or deviation from the Plans shall be conditioned on Licensor's prior notification and consent.

4. **Permits.** Licensee shall, at its sole cost and expense, obtain all necessary governmental permits and approvals required to undertake work on the Project. Licensee shall comply with all laws, codes, rules, regulations and permits applicable to the use of the Property for the purposes herein contemplated.

5. **Non-Interference with Tenant's Operations.** Licensee shall perform all work associated with the Project in such a way that it does not unreasonably disrupt Licensor's operations and shall minimize any inconvenience to Licensor's tenants, customers or invitees. Licensee shall also take every commercially reasonable precaution to prevent and avoid damage to the Property, its improvements, and any and all persons or property located thereon, arising from completing the Project.

6. **Liability and Duty to Remediate.** Licensee shall be liable for any and all damages, harm, losses, expenses or injuries to the Property (including its improvements), or to any other persons or property (collectively "Damages") caused by Licensee's installation and use of the Project or by its customer's use thereof, regardless of whether such Damages were caused by accident, mistake, negligence, or intentional conduct. Licensee shall at its sole expense promptly repair or remediate any such Damages. The provisions of this Paragraph 6 shall survive termination of this Agreement.

7. **Indemnity.** Licensee shall to the fullest extent permitted by law, indemnify and hold harmless Licensor from and against any and all claims, causes of action, demands, losses, judgments, fines, penalties, obligations, liens, and liabilities (including, without limitation, all expenses, actual attorneys' fees, and costs incurred in investigating or defending against the same) that are asserted against Licensor (collectively, "Costs") (i) relating to or arising as a result of

Licensee or its customer's herein permitted use; (ii) that arise out of access to the Property pursuant to this Agreement by Licensee, its contractor(s), or their respective agents and employees, or by Licensee's customers; (iii) that are due to any violation of law by Licensee, its contractor and/or their respective agents and employees in completing this Project; or (iv) that are due to breach of any of the provisions of this Agreement by Licensee. The provisions of this Paragraph 7 shall survive termination of this Agreement.

8. **Adverse Litigation Rights.** Licensor has full and sole discretion to control all legal proceeding enumerated in Paragraph 7 asserted against Licensor. This discretion includes selecting counsel of its choice, selecting mediators, approving settlements, and all related choices associated with legal proceedings. The provisions of this Paragraph 8 shall survive termination of this Agreement.

9. **Liens and Claims.** Licensee shall keep the Property and Motel free and clear of mechanic's, materialmen's or other similar liens for labor, service, supplies, equipment or material furnished in connection with the Project or Licensee's exercise of rights or fulfillment of obligations under this Agreement. Licensee shall fully and promptly pay and discharge and protect and hold harmless Licensor against any and all demands or claims which may ripen into such liens, and if any such lien is filed, Licensee shall have any such lien released at Licensee's sole expense. The provisions of this Paragraph 9 shall survive termination of this Agreement.

10. **Reimbursement for Expenses and Attorney Fees.** Each party shall bear its own costs incurred in the preparation and negotiation of this Agreement. Licensee shall reimburse Licensor for all reasonable costs incurred by Licensor as a result of Licensee's failure to comply with this Agreement. However, in the event any party shall commence legal proceedings against another party for the purpose of enforcing any provision of this Agreement, or by reason of any breach arising under the provisions hereof, then the prevailing party or parties in such proceedings shall be entitled to reasonable litigation expenses, including attorneys' fees and expert fees, to be determined by the Court.

11. **Assignment, Successor and Assigns.** Licensee may not assign any of its rights under this Agreement, either voluntarily or by operation of law, without Licensor's prior written consent, which shall not be unreasonably withheld. No assignment by Licensee shall release such assignor from any liability under this License Agreement. Subject to the foregoing, this Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs,

personal representatives, successors and assigns, including without limitation subsequent owners of the Property.

12. **Execution of Agreement.** Each signatory hereto warrants to the other parties hereto its authority to sign on behalf of the party for whom he or she purports to sign.

13. **Entire Agreement.** This Agreement sets forth the entire agreement of the parties with respect to the subject matter hereof and supersedes all prior discussions, negotiations, understandings or agreements relating thereto.

14. **No Oral Modification.** No alteration or variation of this Agreement shall be valid or binding unless made in writing and signed by the parties hereto.

15. **Governing Law.** This Agreement shall be construed in accordance with and governed by the laws of the State of California.

16. **Venue.** Licensor and Licensee hereby stipulate that the proper venue in which any ~~Any~~ legal proceeding arising between the parties ~~will~~ shall be heard is in ~~[SOME COUNTY]~~ San Francisco County, California Superior Court.

17. **Notices.** Any notices required or permitted to be given hereunder shall be given in writing and shall be delivered (a) in person or (b) by a commercial overnight courier that guarantees next day delivery and provides a receipt, and such notices shall be addressed as follows:

To Licensee:  
Santa Cruz Municipal Transit District

Leslie R. White  
General Manager  
Santa Cruz Municipal Transit District  
370 Encinal St., Suite 100  
Santa Cruz, CA 95060-2101

To Owner:  
Friend, Friend and Friend  
Howard Properties  
501 2nd Street, Suite 720  
San Francisco, CA 94107  
Attn: Robert Friend

With a copy to:

c/o Katzoff & Riggs  
1500 Park Avenue, Unit 300.  
Emeryville, CA 94608  
(510) 588-5184  
Attn: Kenneth S. Katzoff

~~18. Incorporation by Reference. Exhibits A, B, and C attached hereto constitute a part of this Agreement and are incorporated into this Agreement by this reference.~~

189. Counterparts; Facsimile Signatures. This Agreement may be executed in one or more counterparts and delivered by facsimile transmission with original signatures to follow, each of which shall be deemed an original, but all of which together shall constitute but one and the same instrument.

1920. Property Rights. The right granted in Paragraph 1 of this Agreement is a mere license only, and does not constitute an easement, right of way, or real property interest in the Property. No legal title or interest in ~~Owner's~~ Licensor's Property is otherwise created or vested in Licensee under this Agreement.

204. No Third Party Beneficiaries. This Agreement is solely for the benefit of Licensor and Licensee. Nothing contained in this Agreement shall be deemed to confer on anyone other than Licensor and Licensee the right to enforce the performance of or compliance with of any of the obligations contained herein.

212. Partial Invalidity. If any provision of this Agreement is held by a court of competent jurisdiction to be invalid or unenforceable, the remainder of the Agreement shall continue in full force and effect, and the parties agree to substitute for the invalid or unenforceable provision a valid and enforceable provision that most closely approximates the intent and economic effect of the invalid or unenforceable provision.

223. Commencement Date. This license shall be effective commencing January 1, 2005.

235. Recording Of License. ~~This license~~ This License shall not be recorded.

24. Rule of Construction. Licensor and Licensee shall both be deemed to have drafted this Agreement, and the rule of construction that a document is to be

construed against the drafting party shall not be employed in the construction or interpretation of this Agreement.

This license is executed on ~~January~~ February \_\_\_\_, 2005 by and between:

LICENSEE:

---

Leslie R. White  
General Manager  
Santa Cruz Municipal Transit District  
370 Encinal St., Suite 100  
Santa Cruz, CA 95060-2101

LICENSOR

Friend, Friend and Friend  
a California Limited Partnership

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By: Robert Friend  
Howard Properties  
501 2nd Street, Suite 720  
San Francisco, CA 94107  
(415) 730-3590  
bob@friendsf.com

5-20.66

**Santa Cruz Metropolitan  
Transit District**

370 Encinal St. Ste 100  
Santa Cruz, CA 95060

**Facilities Department**

January 21, 2005

City of Santa Cruz  
Public Works Dept.  
809 Center St.  
Santa Cruz, CA 95060  
Attn : Craig Nelson, Public Works Superintendent

Dear Craig,

This is to confirm our conversation on January 20, 2005 regarding the Front St. Redevelopment Project, you agreed on behalf of the City of Santa Cruz to provide a concrete pad (10'3" X 4' 11" X 4" thick for the relocation of the bus stop shelter (Bus stop #2667) at the City's sole cost. The location agreed upon was approximately 20' south of its current location near the Longs Drugstore sign. Upon completion of the pad, the District will relocate the shelter.

Santa Cruz Metro's Board of Directors is scheduled to consider approval of this relocation and a license agreement to facilitate it, at its January 28, 2005 Board meeting. I will advise you of the outcome after the meeting. Thank you for your assistance in this matter.

Sincerely,



David J. Konno  
Facilities Maintenance Manager  
SCMTD

CC Margret Gallagher, District Counsel  
Bryant Baehr, Manager of Operations

5-20.C1

**CHART COMPARISON OF LICENSE AGREEMENTS**

<b>Paragraph # and Issue</b>	<b>Board Approved</b>	<b>Owner Approved</b>
<b>Recitals</b>	None included	Includes recitals
<b>1. Grant of License to Licensee</b>	Includes legal description	Does not include legal description
<b>2. Term</b>	15 years	5 years
<b>2. Termination</b>	90-day written notice.	30-day written notice; Includes extra clause in the event of disrepair of bus stop and/or stop not being utilized, for Licensor to revoke License with 30-day written notice.
<b>3. Specifications</b>	Does not include a map of the project.	Includes a map of the project.
<b>4. Permits</b>	Requires licensee to obtain all governmental permits, if required.	Requires licensee to obtain all necessary governmental permits.
<b>6. Liability</b>	Licensee is liable for licensee's installation and use of property	Licensee is liable for licensee's installation and use of property and for its customer's use of property
<b>7. Indemnity</b>	Indemnifies Licensor from Licensee's use of property	Indemnifies Licensor from Licensee's use or its customer's use of property
<b>16. Venue</b>	Santa Cruz County	San Francisco County
<b>18. Incorporation by reference</b>	Include Exhibits A, B & C	Does not include exhibits
<b>24. Recording</b>	Shall be recorded	Shall NOT be recorded
<b>24. Rule of Construction</b>	Does not include Rule	Does include Rule.

5-20.d1

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** April 22, 2005  
**TO:** Board of Directors  
**FROM:** Robyn Slater, Human Resources Manager  
**SUBJECT:** PRESENTATION OF EMPLOYEE LONGEVITY AWARDS

## I. RECOMMENDED ACTION

**Staff recommends that the Board of Directors recognize the anniversaries of those District employees named on the attached list and that the Chairperson present them with awards.**

## II. SUMMARY OF ISSUES

- None.

## III. DISCUSSION

Many employees have provided dedicated and valuable years to the Santa Cruz Metropolitan Transit District. In order to recognize these employees, anniversary awards are presented at five-year increments beginning with the tenth year. In an effort to accommodate those employees that are to be recognized, they will be invited to attend the Board meetings to receive their awards.

## IV. FINANCIAL CONSIDERATIONS

None.

## V. ATTACHMENTS

**Attachment A:** Employee Recognition List

6.1

**SANTA CRUZ METROPOLITAN TRANSIT DISTRICT**  
**EMPLOYEE RECOGNITION**

**TEN YEARS**

None

**FIFTEEN YEARS**

None

**TWENTY YEARS**

Kenneth R. Brown, Facilities Maintenance Worker II

**TWENTY-FIVE YEARS**

Larry D. Mungioli, Bus Operator

**THIRTY YEARS**

None

6.91

**BEFORE THE BOARD OF DIRECTORS OF THE  
SANTA CRUZ METROPOLITAN TRANSIT DISTRICT**

Resolution No. \_\_\_\_\_  
On the Motion of Director: \_\_\_\_\_  
Duly Seconded by Director: \_\_\_\_\_  
The Following Resolution is

**RESOLUTION OF APPRECIATION  
FOR THE SERVICES OF DENNIS NORTON AS A MEMBER OF THE  
SANTA CRUZ METROPOLITAN TRANSIT DISTRICT BOARD OF DIRECTORS**

**WHEREAS**, the Santa Cruz Metropolitan Transit District was formed to provide public transportation to all of the citizens of Santa Cruz County; and

**WHEREAS**, the City of Capitola, requiring strong representation, appointed Dennis Norton as a member of the Board of Directors of the Santa Cruz Metropolitan Transit District; and

**WHEREAS**, Dennis Norton served as a member of the Board of Directors from January 2001 through February 2005; and

**WHEREAS**, Dennis Norton provided the Santa Cruz Metropolitan Transit District with strong leadership and insightful guidance during his terms of office, including advocacy for reduced youth fares and a student outreach program; and

**WHEREAS**, Dennis Norton was a guiding force for the Santa Cruz Metropolitan Transit District during the time that the District was developing the MetroBase and the Santa Cruz Pacific Station Redevelopment Projects; and

**WHEREAS**, during the time that Dennis Norton served on the Board of Directors, the Transit District replaced a large portion of the fixed route fleet, purchased new ParaCruz vans, redesigned, improved, and began direct operation of the ParaCruz service, implemented a paratransit client recertification program, implemented bi-directional UCSC service, acquired funding for major capital improvements, and responded to a severe economic downturn; and

**WHEREAS**, the quality of public transit service in Santa Cruz County was improved dramatically as a result of the dedication, commitment and efforts of Dennis Norton;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Directors of the Santa Cruz Metropolitan Transit District does hereby commend Dennis Norton for his efforts in the advancement of public transportation service in Santa Cruz County and expresses appreciation on behalf of itself, the staff and all of the citizens of Santa Cruz County.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be sent to Dennis Norton and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

**PASSED AND ADOPTED** this 22nd day of April by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**APPROVED** \_\_\_\_\_  
MICHAEL W. KEOGH  
Chairperson

**ATTEST** \_\_\_\_\_  
LESLIE R. WHITE  
General Manager

**APPROVED AS TO FORM:**

\_\_\_\_\_  
MARGARET GALLAGHER  
District Counsel

8.2

# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

**DATE:** April 8, 2005  
**TO:** Board of Directors  
**FROM:** Mark Dorfman, Assistant General Manager  
**SUBJECT:** CONSIDERATION OF SERVICE MODIFICATIONS FOR SUMMER 2005

## ACTION REQUESTED AT THE APRIL 8, 2005 BOARD MEETING

### I. RECOMMENDED ACTION

**Staff recommends Board consideration for approval of proposed service modifications for Summer 2005**

### II. SUMMARY OF ISSUES

- A list of modifications has been identified to:
  - Enhance connections with inter-county and regional service
  - Standardize timepoints
  - Add service to Pajaro Valley High School
  - Modify routing to enhance on-time performance

### III. DISCUSSION

#### **Route 35 Boulder Creek/Santa Cruz (Weekdays)**

Currently there are customers on the 6:00 am inbound Route 35 who are trying to connect to the Highway 17 bus leaving Scotts Valley at 6:25 am. Because this connection is so tight and is sometimes missed, staff proposes to move the 6:00 am departure to 5:53 am. Annual cost for this modification is approximately \$1,680.

#### **Route 42 Davenport/Bonny Doon (10:00 pm trip only)**

This trip runs seven days week. However, the timepoints for the weekend are not the same as the weekday. Staff proposes to standardize these timepoints. There is no cost to this modification.

10.1

### **Route 54 Capitola/Aptos/La Selva Beach**

This route essentially runs weekends along with one weekday trip. It serves the Rosedale-Hill loop in the inbound direction only. Because this route runs every two hours on weekends, customers going to and from the Nob Hill Market on Bay Street must wait two hours before a bus comes to return them home. By servicing the Rosedale Loop (and therefore Nob Hill) in the inbound and outbound direction the wait time for the return trip is significantly reduced. There is no cost for this expansion on the weekend trips. There is a slight annual cost of approximately \$1,220 for the weekday trip.

### **Route 68 Live Oak via Broadway/Portola (Weekends)**

This route now runs on Ocean Street between San Lorenzo Blvd. and Broadway. In anticipation of the usual summer beach traffic, staff proposes to divert this route from the Ocean Street segment on weekends. The new routing would serve Broadway between Ocean Street and Front Street. There is no cost to this modification.

### **Route 71 Watsonville/Santa Cruz**

As a result of the Wall Street Inn fire, the inbound Route 71 has been on detour using Rodriguez Street to 5<sup>th</sup> Street to Main Street. Because of the positive impact on schedule adherence for Santa Cruz-bound Route 71, staff proposes to formalize this routing. There is no cost to this modification.

### **Route 74 Ohlone Parkway/Rolling Hills**

Pajaro Valley High School opens on August 17, 2005. To serve the school, staff proposes a modification to 3 trips of this route to accommodate expected student needs. There is no cost to this modification.

## **IV. FINANCIAL CONSIDERATIONS**

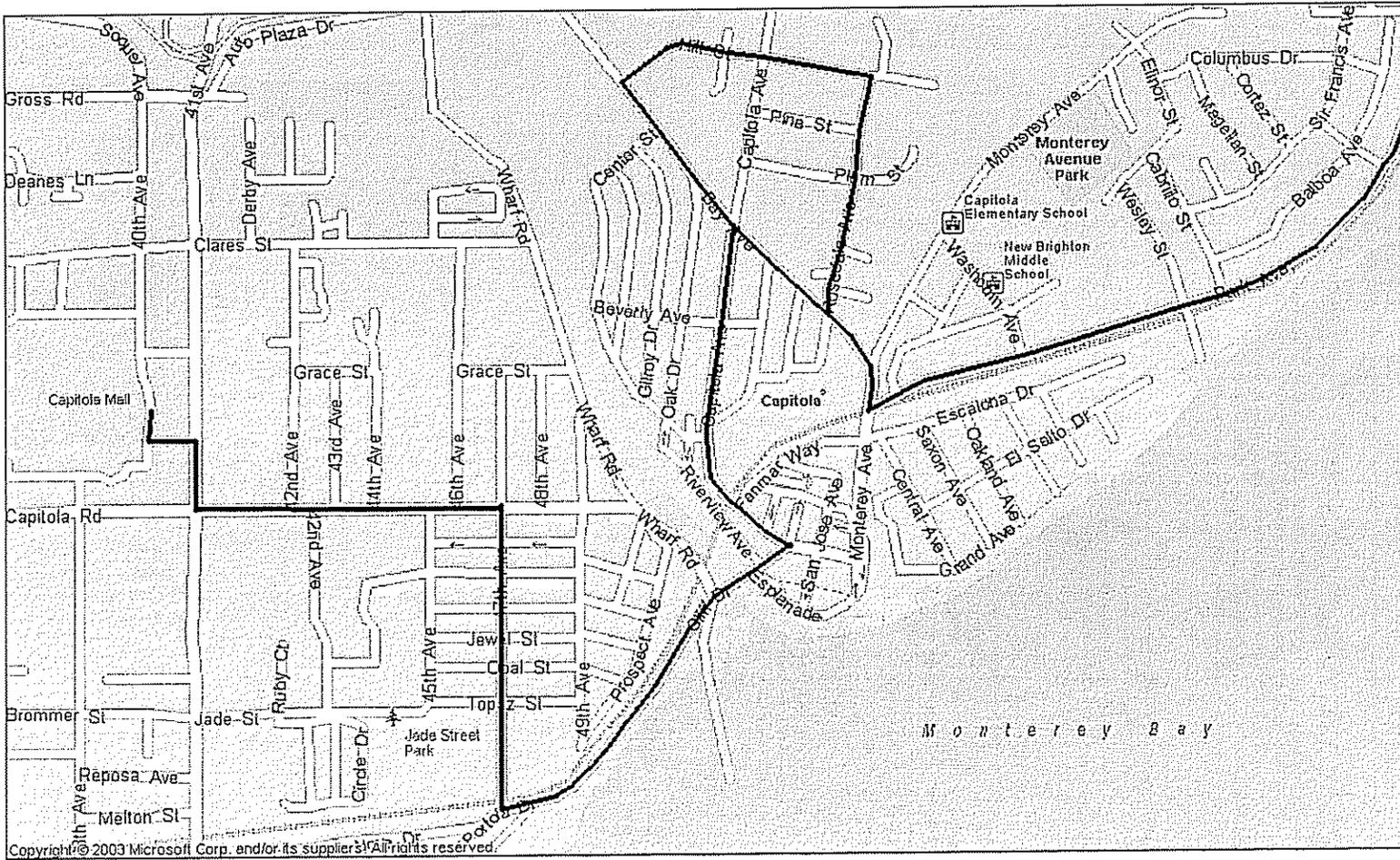
Approximate annual costs for these modifications are \$2,900.

10.2

**V. ATTACHMENTS**

- Attachment A:** Route 54 Route Map.
- Attachment B:** Route 68 Route Map
- Attachment C:** Route 71 Route Map (Watsonville Segment)
- Attachment D:** Route 74 Route Map
- Attachment E:** Route 74 Timetable

### Route 54 Capitola/Aptos/Las Selva

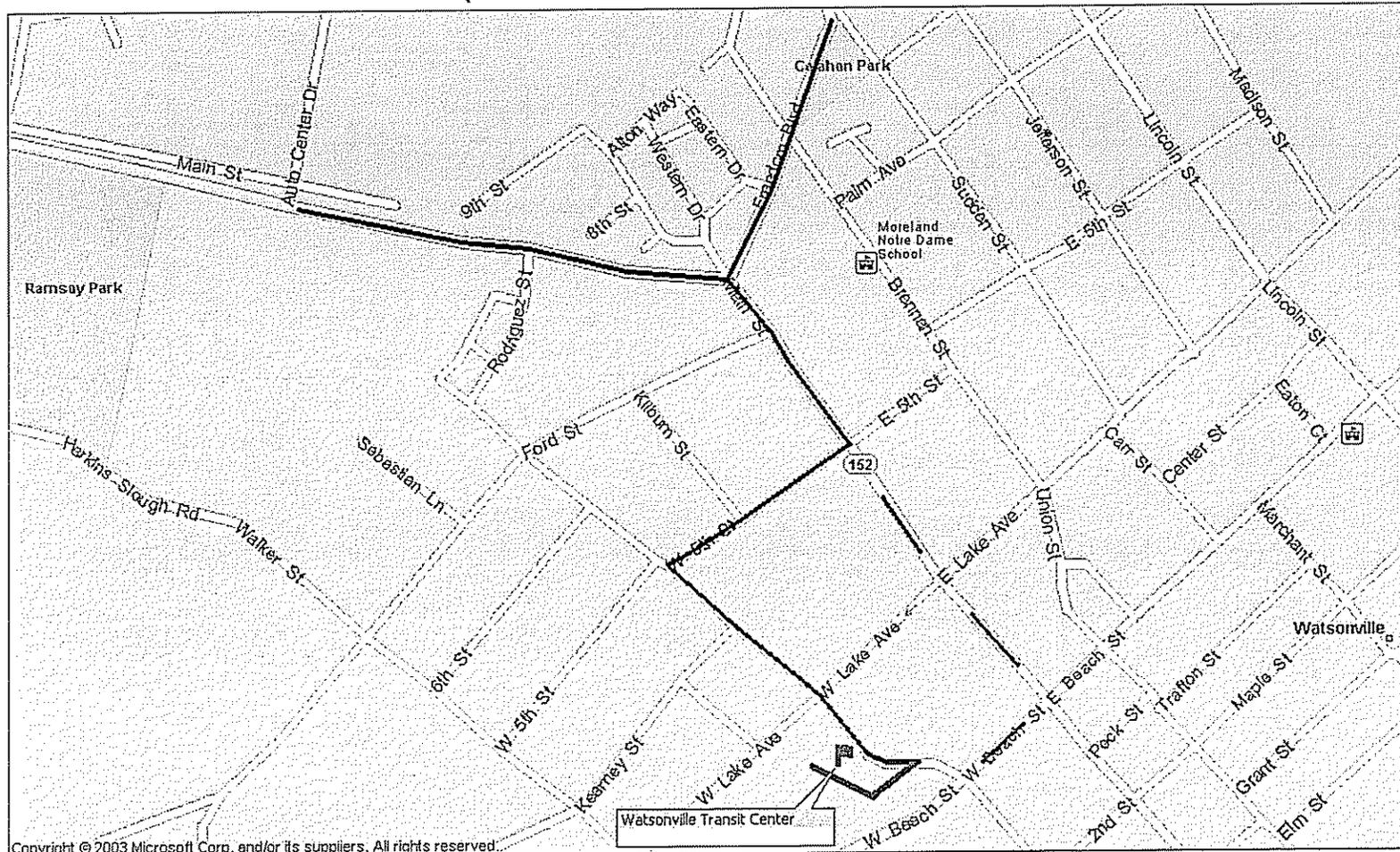


10.01

Attachment A

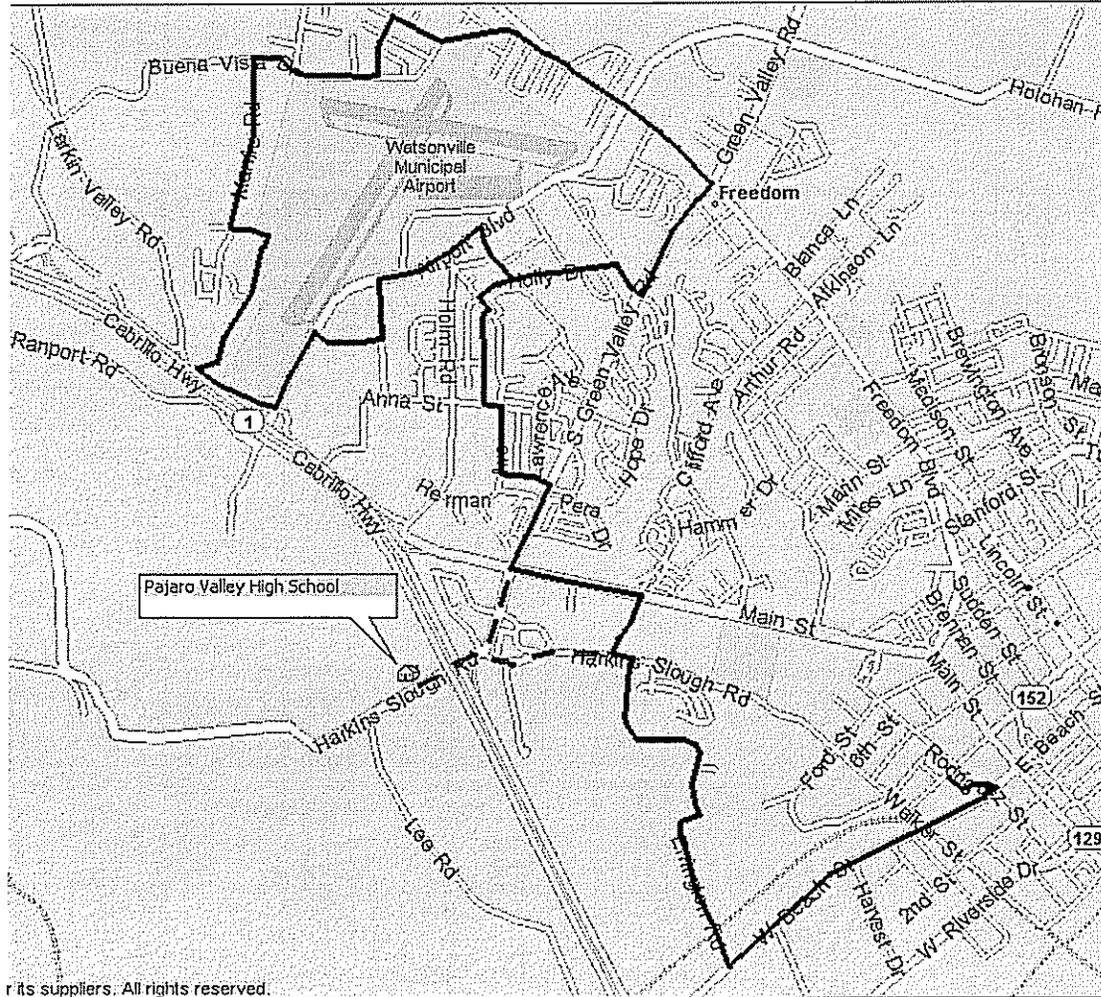


### Route 71 Watsonville to Santa Cruz (Downtown Watsonville Segment)



10.21

### Route 74 Ohlone Parkway/Rolling Hills



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10.11

ROUTE 74 OHLONE PARKWAY/ROLLING HILLS

WTC Lane 2	PAJARO VALLEY H.S.	MAIN & GREEN VALLEY	AIRPORT & FREEDOM	BUENA VISTA & MANFRE	MAIN & GREEN VALLEY	PAJARO VALLEY H.S.	WTC Lane 2
A	B	C	D	E	C	B	A
6:50 AM	---	7:00 AM	7:10 AM	7:15 AM	7:25 AM	---	7:35 AM
7:50 AM	---	8:00 AM	8:10 AM	8:15 AM	8:25 AM	8:30 AM	8:40 AM
8:50 AM	---	9:00 AM	9:10 AM	9:15 AM	9:25 AM	---	9:35 AM
9:50 AM	---	10:00 AM	10:10 AM	10:15 AM	10:25 AM	---	10:35 AM
10:50 AM	---	11:00 AM	11:10 AM	11:15 AM	11:25 AM	---	11:35 AM
11:50 AM	---	12:00 PM	12:10 PM	12:15 PM	12:25 PM	---	12:35 PM
12:50 PM	---	1:00 PM	1:10 PM	1:15 PM	1:25 PM	---	1:35 PM
1:50 PM	---	2:00 PM	2:10 PM	2:15 PM	2:25 PM	---	2:35 PM
2:50 PM	---	3:00 PM	3:10 PM	3:15 PM	3:25 PM	3:30 PM	3:40 PM
3:50 PM	4:00 PM	4:05 PM	4:15 PM	4:20 PM	4:30 PM	---	4:40 PM
4:50 PM	---	5:00 PM	5:10 PM	5:15 PM	5:25 PM	---	5:35 PM
5:50 PM	---	6:00 PM	6:10 PM	6:15 PM	6:25 PM	---	6:35 PM

10.e1