

**SAN MATEO COUNTY TRANSIT DISTRICT
1250 SAN CARLOS AVENUE, SAN CARLOS, CALIFORNIA**

**MINUTES OF BOARD OF DIRECTORS MEETING
FEBRUARY 11, 2009**

Members Present: M. Church, R. Guilbault, J. Hartnett, Z. Kersteen-Tucker (Chair), A. Lloyd, K. Matsumoto, A. Tissier

Members Absent: S. Harris

Staff Present: G. Cameron, J. Cassman, G. Harrington, C. Harvey, R. Haskin, R. Lake, M. Martinez, N. McKenna, D. Miller, M. Scanlon, M. Simon

Chair Zoe Kersteen-Tucker called the meeting to order at 2:48 p.m.

CONSENT CALENDAR

The Board unanimously approved the consent calendar (Hartnett/Lloyd).

- a. Approval of Minutes of Board of Directors Meeting of January 14, 2009
- b. Acceptance of Statement of Revenues and Expenses for December 2008
- c. Acceptance of Quarterly Investment Report and Fixed Income Market Review and Outlook for the Quarter Ended December 31, 2008

PUBLIC COMMENT

None.

REPORT OF THE CHAIR

Resolution of Appreciation to Outgoing Director Carole Groom

Chair Kersteen-Tucker read a Resolution of Appreciation to Outgoing Director Carole Groom and presented her with a sketched portrait.

The Board unanimously approved the resolution of appreciation for Director Groom (Tissier/Church).

Director Groom thanked everyone and said this is an extraordinary agency. She really enjoyed the opportunity to meet the men and women who transport our passengers daily.

REPORT OF THE GENERAL MANAGER/CEO

Mr. Scanlon reported:

- Thanked Director Groom for her service.
- The reading file contains the final version of the Strategic Plan, which will be the beacon and guiding light for the District.
- The fare increase was effective February 1 and the agency received three formal complaints.

- Staff is working on the current year budget to identify savings in the amount of one million dollars. Earlier today a memo was distributed to the administrative employees that mandatory time off must be taken between March 1 and June 20, either as non-paid time off or as paid time off.
- Staff is in the process of building the FY2010 budget and awaiting details of the state budget.
- The federal stimulus bill is below the Senate and House versions and anxious to see what is coming out of it. President Obama very publicly used the words public transit and high speed rail, which is something for a sitting president.
- Staff is awaiting word from the San Mateo County City Selection Committee to see who will be elected to the SamTrans Board to fill the vacancy created by the departure of Director Carole Groom. Director Jim Hartnett said they are scheduled to meet in March.
- The District's credit rating from Moody's was upgraded from A1 to AA3 and Standard & Poor's was upgraded from AA- to AA. Chief Financial Officer Gigi Harrington will be in New York next week to sell the variable bonds.
- Received \$144,000 in a fuel rebate from the District's bus contract.
- Bus contract staff has been conducting audits of shuttle contractors and no deficiencies have been noted.
- Miles between road failures is well above the 19,000 standard.
- Year-to-date fuel is 28 percent under budget.
- The Joint Powers Board meeting had a few significant items. Director Mark Church was appointed to the board and also to the Transbay Joint Power Authority. Expectations are set very high and there is an immediate need for information along the corridor for High Speed Rail (HSR). Many of the cities are eager to know when HSR will be built, what will it look like, noise, etc. There is a tremendous need for outreach in the communities to help them understand what HSR is. Staff is trying to make HSR a single project between HSR and Caltrain. Finally, the board took a positive step to incrementally increase bicycle capacity.
- Thanked Director Adrienne Tissier for her leadership at the Metropolitan Transportation Commission (MTC).

COMMUNITY RELATIONS COMMITTEE

(Accessibility, Senior Services, and Community Issues)

SUBJECTS DISCUSSED

- a. Accessibility Update
- b. Paratransit Coordinating Council (ALCOM) Update
- c. Citizens Advisory Committee Liaison Report
- d. Performance Report – ADA Paratransit Service
- e. Multimodal Ridership Report – December 2008

FINANCE COMMITTEE

RESOLUTIONS

- a. Authorization to Request and Allocation of Fiscal Year 2009 Proposition 1B California Transit Security Grant Program Funds in the Amount of \$1,106,406

- b. Authorize Award of Contract to Transit Resource Center to Provide Bus Production Inspection Services and a Quality Control Assurance Program for a Total Cost of \$58,649
- c. Authorize Award of Contract to NVB Equipment to Furnish Vehicle Fire Suppression System Inspection and Maintenance for a Total Cost of \$229,678

The motion (Matsumoto/Hartnett) to approve the resolutions was approved unanimously by roll call.

LEGISLATIVE COMMITTEE

MOTION

- a. Acceptance of Proposed Amendments to Statutory Bid Limit Through Support of AB 116 (Beall): Transportation Contracts

The motion (Lloyd/Guilbault) to support AB 116 was approved.

WRITTEN COMMUNICATIONS

In reading file.

BOARD MEMBER COMMENTS

Director Tissier thanked staff for attending the Southern Hills Homeowners Association annual meeting and presenting the Strategic Plan.

Director Hartnett asked for a summary of the Constitutional Convention of what will or can occur at this meeting and what the next steps are. Mr. Scanlon said he will get something and have what is expected to be on the agenda distributed to all Board members.

Director Church said this initial meeting is a planning meeting to determine if there would be a coalition of support. He said the County Legislative Office can also provide some information as well.

DATE AND TIME OF NEXT MEETING – March 11, 2009 at 2 p.m., San Mateo County Transit District, Administrative Building, 1250 San Carlos Avenue, San Carlos, CA 94070.

GENERAL COUNSEL PROPOSAL

General Counsel David Miller said for the record the Board of Directors will convene in closed session to discuss two items listed on the agenda as permitted by the Brown Act.

Closed Session: Conference with Legal Counsel – Existing Litigation Pursuant to Government Code Section 54956.9 (a) Cheuck Fai Chan, Individually and as a Successor in Interest of Amy Aiwa Leong Chan et al v San Mateo County Transit District et al

Closed Session: Public Employee Performance Evaluation and Associated Negotiations Pursuant to Government Code Section 54957 and 54957.6: Attorney for the District

Adjourned to Closed Session at: 3:14 p.m.

Reconvened to open session at 3:55 p.m.

Mr. Miller reported the Board of Directors met in closed session as permitted by the Brown Act. The Board discussed a matter of pending litigation case of Chan versus San Mateo County Transit District. The report was presented by Legal Counsel Kim Manolius and there is no action to be taken at this time by the Board. The matter will remain within the jurisdiction of the Board and periodic reports will be presented.

The second matter was a personnel matter involving the evaluation of counsel.

Director Jim Hartnett left at 3:56 p.m.

Chair Kersteen-Tucker said the Board has decided to retain the services of the General Counsel and would like to pass a resolution authorizing modification of the compensation rates.

The motion (Tissier/Church) to approve the resolution was approved unanimously by roll call.

ADJOURNED: 3:57 p.m.