# SANTA CRUZ METROPOLITAN TRANSIT DISTRICT (METRO) BOARD OF DIRECTORS AGENDA REGULAR MEETING <br> SEPTEMBER 23, 2016 - 8:30 AM SANTA CRUZ CITY CHAMBERS 809 CENTER STREET SANTA CRUZ, CA 950606 

MISSION STATEMENT: "To provide a public transportation service that enhances personal mobility and creates a sustainable transportation option in Santa Cruz County through a costeffective, reliable, accessible, safe, clean and courteous transit service."
The Board Meeting Agenda Packet can be found online at www.SCMTD.com and is available for inspection at Santa Cruz Metro's Administrative offices at 110 Vernon Street, Santa Cruz, California.

This document has been created with accessibility in mind. With the exception of the Structural Deficit Workshop materials, certain 3rd party and other attachments, it passes the Adobe Acrobat XI Accessibility Full Check. If you have any questions about the accessibility of this document, please email your inquiry to accessibility@scmtd.com

BOARD ROSTER

| Director Ed Bottorff | City of Capitola |
| :--- | :--- |
| Director Dene Bustichi | City of Scotts Valley |
| Director Karina Cervantez | City of Watsonville |
| Director Cynthia Chase | City of Santa Cruz |
| Director Jimmy Dutra, Vice Chair | City of Watsonville |
| Director Zach Friend | County of Santa Cruz |
| Director Norm Hagen | County of Santa Cruz |
| Director Don Lane | City of Santa Cruz |
| Director John Leopold | County of Santa Cruz |
| Director Bruce McPherson | County of Santa Cruz |
| Director Mike Rotkin, Chair | County of Santa Cruz |
| Ex-Officio Director Donna Blitzer | UC Santa Cruz |
|  |  |
| Alex Clifford | METRO CEO/General Manager |
| Leslyn K. Syren | METRO District Counsel |

## TITLE 6 - INTERPRETATION SERVICES / TÍTULO 6 - SERVICIOS DE TRADUCCIÓN

Spanish language interpretation and Spanish language copies of the agenda packet are available on an as-needed basis. Please make advance arrangements with the Executive Assistant at 831-426-6080. Interpretación en español y traducciones en español del paquete de la agenda están disponibles sobre una base como-necesaria. Por favor, hacer arreglos por adelantado con Coordinador de Servicios Administrativos al numero 831-426-6080.

## AMERICANS WITH DISABILITIES ACT

The Board of Directors meets in an accessible facility. Any person who requires an accommodation or an auxiliary aid or service to participate in the meeting, or to access the
agenda and the agenda packet (including a Spanish language copy of the agenda packet), should contact the Executive Assistant, 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 Santa Cruz METRO regarding special requirements to participate in the Board meeting. For information regarding this agenda or interpretation services, please call Santa Cruz METRO at 831-426-6080.

## SECTION I: OPEN SESSION

NOTE: THE BOARD CHAIR MAY TAKE ITEMS OUT OF ORDER

## 1 CALL TO ORDER

2 ROLL CALL

## 3 ANNOUNCEMENTS

3-1. $\quad$ Spanish language interpretation will be available during "Oral Communications" and for any other agenda item for which these services are needed.
$3-2$. Today's meeting is being broadcast by Community Television of Santa Cruz County.

## 4 BOARD OF DIRECTORS COMMENTS

## 5 COMMUNICATIONS TO THE BOARD OF DIRECTORS

This time is set aside for Directors and members of the general public to address any item not on the Agenda which is within the subject matter jurisdiction of the Board. No action or discussion shall be taken on any item presented except that any Director may respond to statements made or questions asked, or may ask questions for clarification. All matters of an administrative nature will be referred to staff. All matters relating to Santa Cruz METRO will be noted in the minutes and may be scheduled for discussion at a future meeting or referred to staff for clarification and report. Any Director may place matters brought up under Communications to the Board of Directors on a future agenda. In accordance with District Resolution 69-2-1, speakers appearing at a Board meeting shall be limited to three minutes in his or her presentation. Any person addressing the Board may submit written statements, petitions or other documents to complement his or her presentation. 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.

6 WRITTEN COMMUNICATIONS FROM MAC (if applicable)
7 LABOR ORGANIZATION COMMUNICATIONS
8 ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS

## CONSENT AGENDA

All items appearing on the Consent Agenda are recommended actions which are considered to be routine and will be acted upon as one motion. All items removed will be considered later in the agenda. The Board Chair will allow public input prior to the approval of the Consent Agenda items.

9-01 ORAL REPORT REGARDING AUGUST 26, 2016 CLOSED SESSION Leslyn K. Syren, District Counsel
9-02 APPROVE: RECOMMENDED ACTION ON TORT CLAIMS
Leslyn K. Syren, District Counsel
9-03 ACCEPT AND FILE: PRELIMINARY APPROVED CHECK JOURNAL DETAIL FOR THE MONTH OF AUGUST 2016
Angela Aitken, Finance Manager
9-04 ACCEPT AND FILE: MINUTES OF THE SANTA CRUZ METRO BOARD OF DIRECTORS MEETING OF AUGUST 26, 2016
Alex Clifford, CEO/General Manager
9-05 APPROVE: CONSIDERATION OF AWARD OF CONTRACT TO A PLUS PAINTING FOR EXTERIOR PAINTING OF THE WATSONVILLE TRANSIT CENTER NOT TO EXCEED \$78,800
Ciro Aguirre, Chief Operations Officer
9-06 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A $7^{\text {TH }}$ AMENDMENT EXTENDING THE CONTRACT WITH AIRTEC SERVICE FOR HVAC MAINTENANCE SERVICES, INCREASING THE CONTRACT TOTAL BY \$35,000 Ciro Aguirre, Chief Operations Officer
9-07 CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A $10^{\text {th }}$ AMENDMENT TO THE CONTRACT WITH RNL DESIGN, INC. FOR ARCHITECT AND ENGINEERING SERVICES, EXTENDING THE CONTRACT TERM, AND INCREASING THE CONTRACT TOTAL BY \$100,000
Andrew Kreck, Project Manager, Hill International
9-08 CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A $6^{\text {th }}$ AMENDMENT TO THE CONTRACT WITH HILL INTERNATIONAL, INC., FOR PROJECT MANAGEMENT CONSULTANT SERVICES, INCREASING THE CONTRACT TOTAL BY \$198,000
Alex Clifford, CEO/General Manager
9-09 APPROVE: CONSIDERATION OF DECLARING ONE (1) 2002 NEW FLYER BUS AND ONE (1) LOT OF NEW FLYER PARTS FROM THE 2002 NEW FLYER BUS PURCHASE (SR804) AS EXCESS FOR PURPOSES OF DISPOSAL OR AUCTION
Angela Aitken, Finance Manager

9-10 APPROVE: CONSIDERATION OF ISSUING A FORMAL REQUEST FOR PROPOSALS FOR MOBILE CASH VAULT PICK UP AND DELIVERY SERVICES AND COIN AND CURRENCY PROCESSING SERVICES
Angela Aitken, Finance Manager
9-11 APPROVE: CONSIDERATION OF A CONTRACT AMENDMENT WITH THE LAW FIRM OF HOWIE \& SMITH LLP, IN AN AMOUNT NOT TO EXCEED \$50,000
Leslyn K. Syren, District Counsel
9-12 REVISED METROBASE PHASE II (OPERATIONS BUILDING) LIFE OF PROJECT BUDGET AND CAPITAL RESOURCE ALLOCATION PLAN Alex Clifford, CEO/General Manager

## REGULAR AGENDA

10 PRESENTATION OF EMPLOYEE LONGEVITY AWARDS FOR DONALD ATWELL, JOHN GOSE, MICHAEL MULLIS, JOSE NANEZ, MANUEL NIETO, JEFFREY ZENKER Chair Mike Rotkin

11 RESOLUTION OF APPRECIATION, RETIREES: MIGUEL ESCARCEGA, ALICIA HERNANDEZ, CAROL NIETO, MANUEL NIETO, BRUCE RHODES, SENAIDA RODRIGUEZ, DOMINGO TOVAR, AURORA TRINIDAD \& CHERI TUTTLE CALLIS Chair Mike Rotkin

12 ORAL REPORT / UPDATE REGARDING PEPRA 13(c)
Leslyn K. Syren, General Counsel
13 ACCEPT AND FILE: FISCAL YEAR END MONTHLY BUDGET STATUS REPORTS FOR JUNE 30, 2016; AND ADOPTION OF THE PRELIMINARY SCHEDULE OF RESERVE ACCOUNT BALANCES
Angela Aitken, Finance Manager
14 ACCEPT: ORAL COA UPDATE
Barrow Emerson, Planning and Development Manager
15 APPROVE: CREATION OF A LEGAL SERVICES BOARD AD HOC COMMITTEE AND EXTENSION OF CONTRACTED LEGAL SERVICES
Alex Clifford, CEO/General Manager

## 16 CEO TO GIVE ORAL REPORT

Alex Clifford, CEO/General Manager

# 17 ANNOUNCEMENT OF NEXT MEETING: FRIDAY, OCTOBER 28, 2016 AT 8:30AM, CAPITOLA CITY COUNCIL, 407 CAPITOLA AVE., CAPITOLA, CA <br> Chair Mike Rotkin 

18 ADJOURNMENT
Chair Mike Rotkin

Pursuant to Section 54954.2(a)(1) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day. The agenda packet and materials related to an item on this Agenda submitted to the Board of Directors after distribution of the agenda packet are available for public inspection in the Santa Cruz METRO Administrative Office (110 Vernon Street, Santa Cruz) during normal business hours. Such documents are also available on the Santa Cruz METRO website at www.scmtd.com subject to staff's ability to post the document before the meeting.

## - THIS PAGE INTENTIONALLY LEFT BLANK -

## AUGUST 26, 2016 CLOSED SESSION REPORT

 VERBAL PRESENTATION ONLY
## - THIS PAGE INTENTIONALLY LEFT BLANK -

DATE: September 23, 2016
TO: Board of Directors


FROM: Leslyn K. Syren, District Counsel
SUBJECT: RECOMMENDED ACTION ON TORT CLAIMS

## I. RECOMMENDED ACTION

That the Board of Directors Approve Staff Recommendations for Claims for the Month of September 2016
II. SUMMARY

This staff report provides the Board of Directors with recommendations on claims submitted to the Santa Cruz Metropolitan Transit District (METRO).

## III. DISCUSSION/BACKGROUND

METRO's Risk Department received three claims for the month of September, 2016 for money or damages. As a public entity, METRO must act "within 45 days after the claim has been presented" (Govt C §912.4(a)). See staff recommendations in paragraph VI.

## IV. FINANCIAL CONSIDERATIONSIIMPACT

None

## V. ALTERNATIVES CONSIDERED

Within the 45-day period, the Board of Directors may take the following actions:

- Reject the claim entirely;
- Allow it in full;
- Allow it in part and reject the balance;
- Compromise it, if the liability or amount due is disputed (Govt C §912.4(a)); or
- Do nothing, and allow the claim to be denied by operation of law (Govt C §912.4 (c)).


## VI. DESCRIPTION OF CLAIMS

| Claimant | Claim \# | Description | Recommended <br> Action |
| :---: | :---: | :--- | :---: |
| Pojunas, Jennifer | $16-0011$ | Personal injury claim <br> resulting from an assault <br> that happened on the bus. | Reject |
| Lopez Murillo, <br> Manuel JR | $16-0012$ | ParaCruz van backs into <br> pickup truck | Reject |
| Engelman, <br> James | $16-0013$ | METRO bus clips stopped <br> car while passing |  |

Prepared By: Tom Szestowicki, Safety Specialist

## VII. APPROVALS:

Approved as to form:
Leslyn K. Syren, District Counsel


## - THIS PAGE INTENTIONALLY LEFT BLANK -

DATE: September 23, 2016
TO: Board of Directors


FROM: Angela Aitken, Finance Manager
SUBJECT: ACCEPT AND FILE PRELIMINARY APPROVED CHECK JOURNAL DETAIL FOR THE MONTH OF AUGUST 2016

## I. RECOMMENDED ACTION

That the Board of Directors accept and file the preliminary approved Check Journal Detail for the month of August 2016.

## II. SUMMARY

- This staff report provides the Board with a preliminary approved Check Journal Detail for the month of August 2016.
- The Finance Department is submitting the check journal for Board acceptance and filing.


## III. DISCUSSION/BACKGROUND

This preliminary approved Check Journal Detail provides the Board with a listing of the vendors and amounts paid out on a monthly cash flow basis (Operating and Capital expenses).

All invoices submitted for the month of August 2016 have been processed, checks issued and signed by the Finance Manager.

## IV. FINANCIAL CONSIDERATIONSIIMPACT

None. The check journal is a presentation of invoices paid in August 2016 for purposes of Board review, agency disclosure, accountability and transparency.

## V. ALTERNATIVES CONSIDERED

N/A

## VI. ATTACHMENTS

Attachment A: Check Journal Detail for the Month of August 2016

Prepared By: Holly Riley, Senior Accounting Technician

## VII. APPROVALS:

Angela Aitken, Finance Manager


Alex Clifford, CEO/General Manager


## Attachment A

MEAL REIMBURSEMENT -9.69 **VOID





## Attachment A




| 56643 | 08/01/16 | 1,072.98 | 001097 | GREENWASTE RECOVERY, INC. |
| :---: | :---: | :---: | :---: | :---: |
| 56644 | 08/01/16 | 259.38 | 003109 | HANSON BRIDGETT LLP |
| 56645 | 08/01/16 | 1,350.52 | 166 | HOSE SHOP, THE INC |
| 56646 | 08/01/16 | 2,400. 25 | 002979 | HUNT \& SONS, INC |
| 56647 | 08/01/16 | 89.91 | 1117 | KELLEY'S SERVICE INC. |
| 56648 | 08/01/16 | 975.00 | 003195 | LANDAVERRY, CARLOS G. |
| 56649 | 08/01/16 | 15,349.15 | 003058 | LEWIS C NELSON AND SONS INC |
| 56650 | 08/01/16 | 677.25 | 001145 | MANAGED HEALTH NETWORK |
| 56651 | 08/01/16 | 222.50 | 003249 | MAXIMUM OIL SERVICE LLC |
| 56652 | 08/01/16 | 2.77 | 001052 | MID VALLEY SUPPLY INC |
| 56653 | 08/01/16 | 14,264.28 | 001063 | NEW FLYER IND. CANADA ULC |

## Attachment A

DATE 08/30/16 09:18

 न-


[^0]PIED PIPER EXTERMINATORS, INC.

## POLAR RADIATOR SERVICE INC PYE, GINA RAYNE OF SANTA CRUZ, INC. SAN LORENZO LUMBER \& HOME CTR

W/C


### 442.50481


$\begin{array}{ll}549.04 & 002829 \\ 225.00 & 001165\end{array}$
957.00915
$\begin{array}{ll}162.14 & 148 \\ 218.50 & 002861\end{array}$

56656 08/01/16
$\begin{array}{ll}56657 & 08 / 01 / 16 \\ 56658 & 08 / 01 / 16 \\ 56659 & 08 / 01 / 16 \\ 56660 & 08 / 01 / 16\end{array}$


| 0 |
| :--- |
| - |
| - |
| -1 |
| - |
| $\infty$ |
| 0 |
| $\infty$ |
| 0 |
| 0 |
| 0 |
| 0 |

56669 08/01/16
9T/L0/80 0L99G
$\begin{array}{ll}56671 & 08 / 01 / 16 \\ 56672 & 08 / 02 / 16\end{array}$ $\begin{array}{ll}56673 & 08 / 02 / 16 \\ 56674 & 08 / 08 / 16\end{array}$
56675 08/08/16

## Attachment A

DATE 08/30/16 09:18
 ALL CHECKS FOR ACCOUNTS PAYABLE
 AMOUNT
$\qquad$


VENDOR
NAME CLEAN ENERGY

CLEVER DEVICES LTD
COAST PAPER \& SUPPLY INC. COMMUNITY TELEVISION OF
COSTCO CUMMINS PACIFIC LLP DEANE INDUSTRIAL MACHINING
DYNAMIC SYSTEMS INC
EAST BAY TIRE CO. AIRTEC SERVICE INC.
ANDY'S AUTO SUPPLY
AT\&T
$\odot$
$\odot \wedge$
ATHENS INSURANCE SERVICE, INC.
 BATTERIES USA, INC.
BEE CLENE INC BOWMAN \& WILLIAMS INC CAPITALEDGE ADVOCACY, INC CITY OF SCOTTS VALLEY
CITY OF WATSONVILLE UTILITIES
4,780.74 001348
 $\stackrel{\circ}{\circ}$

 64,215.76 001124
$\begin{array}{ll}9,041.00 & 003102 \\ 4,659.68 & 075\end{array}$
$\begin{array}{rl}225.00 & 367 \\ 12.16 & 002063 \\ 10,504.21 & 003116\end{array}$

| †LてE00 | 88•86て |
| :---: | :---: |
| โعโย00 | LG' 189 |
| 676200 | 00 | CHECK VENDOR

AMOUNT
 $\begin{array}{rl}771.02 & 382 \\ 48.83 & 294 \\ 3,979.33 & 001 \mathrm{D}\end{array}$

## 56688 08/08/16



 O-

 $\begin{array}{ll}56676 & 08 / 08 / 16 \\ 56677 & 08 / 08 / 16 \\ 56678 & 08 / 08 / 16\end{array}$ 56679 08/08/16 R

$\begin{array}{ll}56694 & 08 / 08 / 16 \\ 56695 & 08 / 08 / 16 \\ 56696 & 08 / 08 / 16\end{array}$

## Attachment A



## Attachment A




PACIFIC GAS \& ELECTRIC
PALACE ART \& OFFICE SUPPLY

PIERCE, AL
POLAR RRDIATOR SERVICE INC
PREFERRED BENEFIT
QUEST DIAGNSTIC INC.
RAYNE OF SANTA CRUZ, INC.
REPUBLIC ELEVATOR COMPANY INC
SAN LORENZO LUMBER \& HOME CTR
SANTA CRUZ METRO TRANSIT W/C
SANTA CRUZ MUNICIPAL UTILITES
SANTA CRUZ RECORDS MNGMT INC
SLINGSHOT CONNECTIONS LLP
SPORTWORKS NORTHWEST, INC.
TERRYBERRY CO., LLC
UNIFIRST CORPORATION
UNITET

| 15,041.69 | 009 |
| :---: | :---: |
| 1,413.74 | 043 |
| 562.59 | E962 |
| 180.00 | 187 |
| 39,362.50 | 002939 |
| 25.05 | 003020 |
| 50.04 | 019 |
| 35.72 | 001153 |
| 30.17 | 107A |
| 14, 469.44 | 002917 |
| 371.66 | 079 |
| 320.00 | 001292 |
| 1,813.08 | 003292 |
| 669.17 | 001976 |
| 245.95 | 001040 |
| 325.70 | 003152 |
| 81.09 | 007 |
| 4,382.05 | 002829 |


| 56718 | $08 / 08 / 16$ |  |
| :--- | :--- | :--- |
|  |  |  |
| 56719 | $08 / 08 / 16$ |  |
|  |  |  |
|  |  |  |
| 56720 | $08 / 08 / 16$ |  |
| 56721 | $08 / 08 / 16$ |  |
| 56722 | $08 / 08 / 16$ |  |
| 56723 | $08 / 08 / 16$ |  |
| 56724 | $08 / 08 / 16$ |  |
| 56725 | $08 / 08 / 16$ |  |
| 56726 | $08 / 08 / 16$ |  |
| 56727 | $08 / 08 / 16$ |  |
| 56728 | $08 / 08 / 16$ |  |
| 56729 | $08 / 08 / 16$ |  |
| 56730 | $08 / 08 / 16$ |  |
| 56731 | $08 / 08 / 16$ |  |
| 56732 | $08 / 08 / 16$ |  |
| 56733 | $08 / 08 / 16$ |  |
|  |  |  |
|  |  |  |
| 56734 | $08 / 08 / 16$ |  |
| 56735 | $08 / 08 / 16$ |  |

## Attachment A

DATE 08/30/16 09:18




©


ZOOM IMAGING SOLUTIONS, INC.
AT\&T MOBILITY
AT\&T MOBILITY
BRENCO OPERATING-TEXAS, LP
CEB CONTINUING EDUCATION OF CEB CONTINUING EDUCATION O
EAST BAY TIRE CO.

EXPRESS SERVICES INC.
FIRST ALARM
GREENWASTE RECOVERY, INC.
GR
GROUP 4 ARCHITECTURE, RESEARCH
LEXISNEXIS RISK SOLUTIONS LEXISNEXIS RISK SOLUTIONS
OFFICE TEAM L60L00 LZ'08Z

 6,229.47 009
 3,257.66 003057
 $\begin{array}{rl}1,557.52 & 003274 \\ 648.00 & 432 \\ 41,020.38 & 002295\end{array}$ $\begin{array}{ll}9 T / 80 / 80 & \angle E L 9 G \\ 9 T / 80 / 80 & 9 \varepsilon \angle 9 G\end{array}$
为 56741 08/08/16 56742 08/08/16 $\stackrel{5}{5}$
 $\begin{array}{ll}56747 & 08 / 15 / 16 \\ 56748 & 08 / 15 / 16\end{array}$ 9T/SI/80 6t L9G
 56753 08/15/16

## PACIFIC GAS \& ELECTRIC <br>  U.S. BANK <br> PEDALERS EXPRESS RANKIN STOCK HEABERLIN SCOTTS VALLEY WATER DISTRICT



| 56758 | $08 / 15 / 16$ |
| :--- | :--- |
| 56759 | $08 / 22 / 16$ |
| 56760 | $08 / 22 / 16$ |
| 56761 | $08 / 22 / 16$ |
| 56762 | $08 / 22 / 16$ |
| 56763 | $08 / 22 / 16$ |

$\odot$
$N$


$\begin{array}{rl}34.80 & 002689 \\ 500.00 & 478 \\ 13,872.05 & 001844\end{array}$
 AT\&T
B \& B SMALL ENGINE CORP BEE CLENE INC
BRINKS INCORPORATED


## Attachment A

DATE 08/30/16 09:18


 | SANTA CRUZ METROPOLITAN TRANSIT DISTRICT | PAGE |
| :--- | :--- |
| CHECK JOURNAL DETAIL BY CHECK NUMBER | 8 |
| ALL CHECKS FOR ACCOUNTS PAYABLE |  | DATE: 08/01/16 THRU 08/31/16



| 73389 | JUL 16 1200B SERVICE |
| :--- | :--- |
| 73452 | SEPT 16 MEDICAL |
| 73417 | CALENDAR DECALS |
| 73393 | ANNUAL INSPECTION |
| 73392 | LANDFILL |
| 73456 | 8/3/16 LNG |
| 73457 | 7/29/16 LNG |
| 73360 | REPAIR DR600 |
| 73419 | DIAGNOSIS MDC UNIT |
| 73401 | INVENTORY ORDER |
| 73399 | 6/24 BOARD MEETING |
| 73369 | 8/20-8/19/17 MAINTEN |
| 73337 | LMR PROJET |
| 73358 | INVENTORY ORDER |
| 73391 | JUL 16 MANTENANCE |
| 73406 | INVENTORY ORDER |
| 73462 | JUN 16 DOT DRUG TEST |
| 73463 | JUL16 16 DOT DRUG TEST |
| 73436 | TIRES |
| 73437 | TIRES |
| 73438 | TIRES |
| 73439 | TIRES |
| 73355 | 7/1-6/30 MAINTENANCE |
| 73356 | CREDIT |
| 73398 | TEMP W/E 8/7/16 |
| 73368 | 7/1-6/30/17 AGREEMEN |
| 73425 | JUL 16 MERCHANT FEES |
| 73376 | 7/16-7/31 FUEL PC |
| 73377 | PROPANE |
| 73415 | CORRECTION |
| 73416 | CORRECTION |
| 73284 | NITRILE GLOVES |
| 73285 | CREDIT |
| 73286 | CREDIT |
| 73420 | DRAIN COMPRESSORTANK |
| 73421 | CREDIT |
| 73470 | PRESSURE GAUGE |
| 73353 | JUL 16 WASTE PC |
| 73339 | M \#032117.000003 |
| 73346 | AUG 16 LTD |
| 73347 | AUG 16 AD\&D |
| 73348 | REIMBUREMENT |
| 73400 | INVENTORY ORDER |
| 73381 | 117 MEETING TAPES |
| 73440 | CREDIT |
| 73441 | INVENTORY ORDER |
|  |  |

CLEVER DEVICES LTD
COAST PAPER \& SUPPLY INC. CREEKSIDE COURT REPORTING LLC
D\&B POWER ASSOCIATES, INC D\&B POWER ASSOCIATES,
DAY WIRELESS SYSTEMS
INC.
CLINIC DIESEL MARINE ELECTRIC,
DOCTORS ON DUTY MEDICAL
EAST BAY TIRE CO.

GRAINGER

- ONI
$\sum_{i}^{\infty}$
$\qquad$ Z0IE00 0Z'GL0‘โ
 $2,653.50480$
555.00916
$5,835.21 \quad 003274$


Z8Z 698․


 56769 08/22/16
 $\begin{array}{ll}56774 & 08 / 22 / 16 \\ 56775 & 08 / 22 / 16\end{array}$ 56776 08/22/16 56777 08/22/16


56782 08/22/16

|  | ¢00\% |
| :---: | :---: |
|  |  |
| ¢ $\bigcirc_{\circ}^{\circ}{ }_{\circ}^{\circ}$ | ${ }_{\circ}^{\infty}{ }_{\circ}^{\circ}$ |
| Nob | ¢ٌ̂ |

## Attachment A

[^1]160
Fax: (831) 469-3658
Email: Isyren@scmtd.com

```

\section*{ATTACHMENT A}

ATTORNEY: Robert G. Howie, Esq.
Howie \& Smih, LLP
1777 Borel Street, Ste. 1000
San Mateo CA 94402
Phone: (650) 685-9300
Fax: (650) 685-3967
Email: showie@howielaw.com

\section*{5. ENTIRE AGREEMENT}

This Amendment and the Contract dated October 16, 2015, including all exhibits and attachment, embodies the entire agreement of the parties in relation to the scope of services herein described, and no other understanding whether verbal, written or otherwise exists between the parties.

Executed as of the day first above stated.

HOWIE \& SMITH, LLP


\section*{SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

By:


Approved as to Content and Legal Form:


DATE: September 23, 2016
TO: Board of Directors

FROM: Alex Clifford, CEO/General Manager
SUBJECT: REVISED METROBASE PHASE II (OPERATIONS BUILDING) LIFE OF PROJECT BUDGET AND CAPITAL RESOURCE ALLOCATION PLAN

\section*{I. RECOMMENDED ACTION}

That the Board of Directors approve:
A) Reallocation of CalOES funds in the amount of - \(\$ 97,000\); and,
B) Adding \(\$ 365,000\) in PTMISEA funds to the MetroBase Project, thereby increasing the MetroBase Phase II Operations Life of Project budget from \(\$ 27,082,425\) to \(\$ 27,350,425\).

\section*{II. SUMMARY}
- The Board of Directors established a Life of Project (LOP) for MetroBase Phase II on September 26, 2014 in the amount of \(\$ 24,732,549\). Since then the following revisions were made:
o May 8, 2015 the Board revised the LOP to \(\$ 24,603,596\)
o August 14, 2015 the Board revised the LOP to \(\$ 24,853,596\)
o October 23, 2015 the Board revised the LOP to \(\$ 25,424,868\)
o December 11, 2015 the Board revised the LOP to \(\$ 25,866,524\)
o January 22, 2016 the Board revised the LOP to \(\$ 26,411,524\)
o June 24, 2016 the Board revised the LOP to \(\$ 27,082,425\)
- Additional adjustments to the LOP are now recommended as follows (in the order which they appear on Attachment A):
o Addition of \(\$ 198,000\) to the Hill International line item to incorporate the contract amendment on previous agenda item.
o Reprogram \$100,000 to the RNL Interplan contract from the \$100,000 A\&E contingency line item. This will exhaust the contingency.
o Reprogram \$17,115 from Other Project Expenses to the Dubois Temporary Facility and Related Ongoing Costs line item.
o Addition of \(\$ 80,000\) to the Dubois Property Remediation After Move Out line item.
o Deduction of \(\$ 172,000\) for removing the Security Cameras line item.
o Addition of \$50,000 to the Security Anti-Climb Panels for Back Fencing line item, funded by CalOES.
o Addition of \(\$ 25,000\) to the Secure Mechanical Platform Enclosure line item, funded by CalOES.
o Addition of \$27,000 to support the contract award for Reconstructing the ADA Accessible Concrete areas.
o Addition of \$25,000 to create a contract contingency supporting any change orders for the above contract.
o Addition of \(\$ 35,000\) for pipe protection and guard rails on the parking deck, previously labeled the Additional Bollards on Park Deck line item.

0 The result of the recommended changes is an increase in Board-approved LOP budget from \(\$ 27,082,425\) to \(\$ 27,350,425\), an increase of \(\$ 268,000\). This action would be funded by the addition of PTMISEA funds in the amount of \(\$ 365,000\). CalOES funds in the Project are reduced by a net amount of \$97,000.
- The CEO recommends approval of the revised LOP budget and proceeding with the reallocation of CaIOES and PTMISEA funds.

\section*{III. DISCUSSION/BACKGROUND}

\section*{Additional Information about the Proposed Revisions/Additions:}
- A contract amendment for Hill International in the amount of \(\$ 198,000\) is a separate agenda item in today's (September 23, 2016) Board meeting. This action is to incorporate the increase into the LOP budget.
- \(\$ 100,000\) is proposed to be added to the RNL Interplan contract for ongoing A\&E services (see related agenda item). Funding comes from the Architect \& Engineering Contingency Budget line item. The contingency amount is reduced to \(\$ 0\).
- Additional funding in the amount of \(\$ 17,115\) is being requested to cover final expenses related to the lease at 115 Dubois and steel plate rentals at 135 Dubois. The plates have been picked up. There are no additional expenses anticipated for this line item. Funds to be reprogrammed from the Other Project Expenses line item.
- Additional funding in the amount of \(\$ 80,000\) is being requested for property remediation needs at 115,125 , and 135 Dubois. The scope of the fencing and soils remediation is greater than originally anticipated due to METRO's extended use of the properties.
- Staff is recommending that purchase and installation of the Security Cameras in the amount of \(\$ 172,000\) be removed from the MetroBase Project and assigned
as a separate CaIOES Security Project. This will enable METRO to more efficiently upgrade security cameras at other facilities in need at the same time. The Board approved issuance of an RFP for the services of a Security System Consultant for both the Judy K. Souza Operations and Fueling and Washing Facilities at its August 26, 2016 meeting.
- Additional CaIOES funds in the amount of \(\$ 50,000\) are being requested for upgrading the anti-climb fencing for the entire back portion of 1200 River Street. The materials selected have increased the cost estimate.
- Additional CalOES funds in the amount of \$25,000 are being requested for design and support services for the fabrication and installation of an upgraded and more secure enclosure for the mechanical platform.
- Additional funds in the amount of \(\$ 27,000\) are being added for the ADA accessibility corrections contract, which is required to obtain a permanent Occupancy Permit from the City of Santa Cruz. The bid came in slightly higher than anticipated.
- Additional contingency funds in the amount of \(\$ 25,000(10 \%\) of the contract value) are being added to support any change orders to the Reconstructing ADA Accessible Concrete Areas contract due to changes requested by Caltrans and other unanticipated needs.
- Additional funds in the amount of \(\$ 35,000\) are being requested to change and expand the scope of pipe protection in the parking deck area for the best approach to protect piping and building infrastructure from automobile damage, while maintaining the integrity of the sealed floor.

\section*{IV. FINANCIAL CONSIDERATIONSIIMPACT}

Previously allocated CaIOES funds in the amount of \(\$ 172,000\) will be removed from the Project. The addition of \(\$ 75,000\) in CalOES funding has been approved by the Chief Operations Officer for inclusion in the LOP Budget at this time. This has a net negative value of \(\$ 97,000\) impacting the LOP Budget.

PTMISEA funds in the amount of \(\$ 365,000\) were approved and allocated to the LOP Budget on August 26, 2016.

The current PTMISEA FY15 funding allocation of \$5,989,824 is committed and approved by the Board on August 26, 2016 as follows:
\$5,989,824 Total amount of funding
\$1,411,247 Judy K. Souza Operations Facility
\$357,216 LCTOP Local Match
\$645,028 §5339 Local Match
\$3,576,333 Pacific Station Project

The fiscal impact of these actions, as reflected in this Board report, is that Operations Building Project Life of Project (LOP) budget increases from \(\$ 27,082,425\) to \(\$ 27,350,425\).

\section*{V. ALTERNATIVES CONSIDERED}
- The Board could decline to approve the various proposed revisions. This is not recommended since the Project is near completion and not funding these items could put that at jeopardy.
VI. ATTACHMENTS

Attachment A: Proposed Revised Life of Project Budget

Prepared By: Erron Alvey, Purchasing Manager

\section*{VII. APPROVALS:}

Approved as to form: Leslyn K. Syren, District Counsel

Approved as to fiscal impact: Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

ala low for \(A A\)


\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}

\section*{Attachment A}

\section*{Metrobase Phase II (Operations Building) Life of Project Budget 9/23/2016}
\begin{tabular}{|l|r|r|r|}
\hline Construction Contract & \(6 / 24 / 16\) Rev Budget & & Resulting Budget \\
\hline Lewis C. Nelson and Sons Inc. Prime Construction Contract & \(\$ 13,572,000.00\) & & \(\$ 13,572,000.00\) \\
\hline Construction Contract Contingency & \(\$ 2,127,844.20\) & & \(\$ 2,271,558.20\) \\
\hline Security cameras conduit (Cal OES funding) & \(\$ 55,616.00\) & & \\
\hline Security fencing (Cal OES funding) & \(\$ 45,929.00\) & & \\
\hline Security gates (Cal OES funding) & \(\$ 7,418.00\) & & \\
\hline Building access control (Cal OES funding) & \(\$ 15,000.00\) & & \\
\hline Radio tower \& equipment relocation (Cal OES funding) & \(\$ 19,751.00\) & & \\
\hline
\end{tabular}
\begin{tabular}{|l|r|r|r|}
\hline SC Metro Project Management & \(6 / 24 / 16\) Rev Budget & & Resulting Budget \\
\hline Project Manager Budget FY13\& FY14 & \(\$ 194,234.00\) & \(\$ 194,234.00\) \\
\hline Administrative Specialist Budget FY13\& FY14 & \(\$ 160,438.00\) & \(\$ 160,438.00\) \\
\hline PM and Admin Specialist FY15 Applied to Other expenses 10/15 & \(\$ 278,362.00\) & \(\$ 278,362.00\) \\
\hline Administrative Assistant & \(\$ 9,747.00\) & \(\$ 9,747.00\) \\
\hline Inside Document Control Services & \(\$ 10,000.00\) & & \(\$ 10,000.00\) \\
\hline
\end{tabular}
\begin{tabular}{|l|r|r|r|}
\hline Consultant Costs & \(6 / 24 / 16\) Rev Budget & \(\mathbf{9 / 2 3 / 1 6}\) Budget Amend & \multicolumn{1}{|c|}{ Resulting Budget } \\
\hline \#15-04 Hill International, Inc: & \(\mathbf{\$ 3 , 3 6 0 , 3 8 2 . 0 0}\) & \(\mathbf{\$ 1 9 8 , 0 0 0 . 0 0}\) & \(\mathbf{\$ 3 , 5 5 8 , 3 8 2 . 0 0}\) \\
\hline & & & \\
\hline \#12-34 TRC Const Mgmt Applied to Other expenses 10/15 & \(\$ 1,378,383.00\) & & \(\$ 1,378,383.00\) \\
\hline RNL Design Original contract 03-2012 & \(\mathbf{\$ 1 , 8 6 4 , 9 7 7 . 0 0}\) & \(\mathbf{\$ 1 0 0 , 0 0 0 . 0 0}\) & \(\mathbf{\$ 1 , 9 6 4 , 9 7 7 . 0 0}\) \\
\hline Contingency 10\% -A\&E & \(\mathbf{\$ 1 0 0 , 0 0 0 . 0 0}\) & \(\mathbf{( \$ 1 0 0 , 0 0 0 . 0 0 )}\) & \(\mathbf{\$ 0 . 0 0}\) \\
\hline Contracted professional services & \(\$ 150,000.00\) & \(\$ 150,000.00\) \\
\hline
\end{tabular}
\begin{tabular}{|c|c|c|c|}
\hline Additional Costs and Services & 6/24/16 Rev Budget & 9/23/16 Budget Amend & Resulting Budget \\
\hline 4VSW's hired 3/4/13 -through 2016 & \$787,869.00 & & \$787,869.00 \\
\hline Dubois temporary facility and related ongoing costs & \$1,200,000.00 & \$17,115.00 & \$1,217,115.00 \\
\hline Dubois property remediation after move out & \$100,000.00 & \$80,000.00 & \$180,000.00 \\
\hline Harvey West Security & \$70,254.00 & & \$70,254.00 \\
\hline Furniture and cubicles for new facility & \$150,000.00 & & \$150,000.00 \\
\hline Inside and outside counsel expenses & \$375,000.00 & & \$375,000.00 \\
\hline Land mobile radio tower \& equipment relocation & \$100,000.00 & & \$100,000.00 \\
\hline Secturity cameras (GalOES) & \$172,000.00 & (\$172,000.00) & \$0.00 \\
\hline Security anti-climb panels for back fencing (CalOES) & \$45,864.00 & \$50,000.00 & \$95,864.00 \\
\hline Access Control System (CalOES) & \$150,000.00 & & \$150,000.00 \\
\hline Secure Mechanical Platform Enclosure (CalOES) & \$60,000.00 & \$25,000.00 & \$85,000.00 \\
\hline ADA Accessibility Corrections & \$225,000.00 & \$27,000.00 & \$252,000.00 \\
\hline Contingency 10\% ADA Concrete Contract & & \$25,000.00 & \$25,000.00 \\
\hline Pipe Protection and Guard Rails & \$36,500.00 & \$35,000.00 & \$71,500.00 \\
\hline & & & \\
\hline Procore software & \$30,000.00 & & \$30,000.00 \\
\hline Other project expenses & \$229,857.00 & (\$17,115.00) & \$212,742.00 \\
\hline \multirow[t]{3}{*}{Life of Project Total} & & 9/23/2016 & \$27,350,425 \\
\hline & & 6/24/2015 Budget & \$27,082,425 \\
\hline & & Difference & \$268,000 \\
\hline
\end{tabular}

\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}
\(\square\)


FOR THE COMPLETION OF 15 Years of SERVICE

\section*{SEPTEMBER 2016 \\ DAY OF}


\section*{-}




CERTIFICATE OF APPRECIATION
To
MICHAEL MULLIS
BUS OPERATOR
FOR THE COMPLETION OF 10 YeARS OF SERVICE
BETVEEN 2006 AND 2016
GIVEN THIS 23RD DAY OF SEPTEMBER 2016
CHAIR, BOARD OF DIRECTORS CEO/GENERAL MANAGER

santa cruz METRO

 OYLヨW znyjvinvs The board of directors proudly presents this
CERTIFICATE OF APPRECIATION
To
JOSE NANEZ
BUS OPERATOR For The Completion of 15 Years of Service
Between 2001 and 2016 GIVEN THIS 23RD DAY OF SEPTEMBER 2016

\(\square\)

\section*{METRO \\ santa cruz METRO} The Board of directors proudly presents this
CERTIFICATE OF APPRECIATION
To
MANUEL NIETO
BUS OPERATOR For The Completion of 15 Years of Service

GIVEN THIS 23RD DAY OF SEPTEMBER 2016

\(\square\)
THE BOARD OF DIRECTORS PROUDLY PRESENTS THIS
CERTIFICATE OF APPRECIATION
JEFFREY ZENKER
For The Completion of 15 Years of Service BETWEEN 2001 AND 2016
Bus Operator

\section*{}
FOR THE COMPLE

(w) waw wew (wxw wxil

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF MIGUEL ESCARCEGA AS VEHICLE SERVICE WORKER II FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Miguel Escarcega to serve in the position of Vehicle Service Worker II, and

WHEREAS, Miguel Escarcega served as a member of the Fleet Maintenance Department of METRO for the time period of October 21, 1999 to September 6, 2016, and

WHEREAS, Miguel Escarcega provided METRO with dedicated service and commitment during the time of employment, and

WHEREAS, Miguel Escarcega served METRO with distinction, and
WHEREAS, the service provided to the residents of Santa Cruz County by Miguel Escarcega resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Miguel Escarcega's service, METRO expanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and
\(\qquad\)

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Miguel Escarcega.

NOW, THEREFORE, BE IT RESOLVED, that upon his retirement as Vehicle Service Worker II, the Board of Directors of METRO does hereby commend Miguel Escarcega for his efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Miguel Escarcega, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -
ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF ALICIA HERNANDEZ AS VAN OPERATOR FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Alicia Hernandez to serve in the position of Van Operator, and

WHEREAS, Alicia Hernandez served as a member of the ParaCruz Department of METRO for the time period of October 9, 2004 to September 6, 2016, and

WHEREAS, Alicia Hernandez provided METRO with dedicated service and commitment during the time of employment, and

WHEREAS, Alicia Hernandez served METRO with distinction, and

WHEREAS, the service provided to the residents of Santa Cruz County by Alicia Hernandez resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Alicia Hernandez's service, METRO expanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Alicia Hernandez.
\(\qquad\)

NOW, THEREFORE, BE IT RESOLVED, that upon her retirement as Van Operator, the Board of Directors of the METRO does hereby commend Alicia Hernandez for her efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Alicia Hernandez, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -
ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF CAROL NIETO AS VAN OPERATOR FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Carol Nieto to serve in the position of Van Operator, and

WHEREAS, Carol Nieto served as a member of the ParaCruz Department of METRO for the time period of December 19, 2006 to September 6, 2016, and

WHEREAS, Carol Nieto provided METRO with dedicated service and commitment during the time of employment, and

WHEREAS, Carol Nieto served METRO with distinction, and

WHEREAS, the service provided to the residents of Santa Cruz County by Carol Nieto resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Carol Nieto's service, METRO expanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Carol Nieto.
\(\qquad\)

NOW, THEREFORE, BE IT RESOLVED, that upon her retirement as Van Operator, the Board of Directors of METRO does hereby commend Carol Nieto for her efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Carol Nieto, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -
ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF MANUEL NIETO AS BUS OPERATOR FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Manuel Nieto to serve in the position of Bus Operator, and

WHEREAS, Manuel Nieto served as a member of the Operations Department of METRO for the time period of June 26, 2001 to September 6, 2016, and

WHEREAS, Manuel Nieto provided METRO with dedicated service and commitment during the time of employment, and

WHEREAS, Manuel Nieto served METRO with distinction, and

WHEREAS, the service provided to the residents of Santa Cruz County by Manuel Nieto resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Manuel Nieto's service, METRO expanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Manuel Nieto.
\(\qquad\)

NOW, THEREFORE, BE IT RESOLVED, that upon his retirement as Bus Operator, the Board of Directors of METRO does hereby commend Manuel Nieto for his efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Manuel Nieto, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -
ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF BRUCE RHODES AS FLEET MAINTENANCE SUPERVISOR FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Bruce Rhodes to serve in the position of Fleet Maintenance Supervisor, and

WHEREAS, Bruce Rhodes served as a member of the Fleet Maintenance Department of METRO for the time period of April 5, 2001 to September 6, 2016, and

WHEREAS, Bruce Rhodes provided METRO with dedicated service and commitment during the time of employment, and

WHEREAS, Bruce Rhodes served METRO with distinction, and
WHEREAS, the service provided to the residents of Santa Cruz County by Bruce Rhodes resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Bruce Rhodes' service, METRO expanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and
\(\qquad\)

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Bruce Rhodes.

NOW, THEREFORE, BE IT RESOLVED, that upon his retirement as Fleet Maintenance Supervisor, the Board of Directors of METRO does hereby commend Bruce Rhodes for his efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Bruce Rhodes, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -

ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF SENAIDA RODRIGUEZ \\ AS ADMINISTRATIVE ASSISTANTISUPERVISOR FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Senaida Rodriguez to serve in the position of Administrative Assistant/Supervisor, and

WHEREAS, Senaida Rodriguez served as a member of the Operations Department of METRO for the time period of November 28, 2005 to August 12, 2016, and

WHEREAS, Senaida Rodriguez provided METRO with dedicated service and commitment during the time of employment, and

WHEREAS, Senaida Rodriguez served METRO with distinction, and
WHEREAS, the service provided to the residents of Santa Cruz County by Senaida Rodriguez resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Senaida Rodriguez's service, METRO expanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and
\(\qquad\)

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Senaida Rodriguez.

NOW, THEREFORE, BE IT RESOLVED, that upon her retirement as Administrative Assistant/Supervisor, the Board of Directors of METRO does hereby commend Senaida Rodriguez for her efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Senaida Rodriguez, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -
ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF DOMINGO TOVAR AS BUS OPERATOR FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Domingo Tovar to serve in the position of Bus Operator, and

WHEREAS, Domingo Tovar served as a member of the Operations Department of METROfor the time period of October 19, 1987 to September 6, 2016, and

WHEREAS, Domingo Tovar provided METROwith dedicated service and commitment during the time of employment, and

WHEREAS, Domingo Tovar served METROwith distinction, and
WHEREAS, the service provided to the residents of Santa Cruz County by Domingo Tovar resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Domingo Tovar's service, METROexpanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Domingo Tovar.
\(\qquad\)

NOW, THEREFORE, BE IT RESOLVED, that upon his retirement as Bus Operator, the Board of Directors of METROdoes hereby commend Domingo Tovar for efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Domingo Tovar, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -
ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF AURORA TRINIDAD AS VAN OPERATOR FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Aurora Trinidad to serve in the position of Van Operator, and

WHEREAS, Aurora Trinidad served as a member of the ParaCruz Department of METRO for the time period of January 7, 2005 to September 6, 2016, and

WHEREAS, Aurora Trinidad provided METRO with dedicated service and commitment during the time of employment, and

WHEREAS, Aurora Trinidad served METRO with distinction, and

WHEREAS, the service provided to the residents of Santa Cruz County by Aurora Trinidad resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Aurora Trinidad's service, METRO expanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Aurora Trinidad.
\(\qquad\)

NOW, THEREFORE, BE IT RESOLVED, that upon her retirement as Van Operator, the Board of Directors of METRO does hereby commend Aurora Trinidad for her efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Aurora Trinidad, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -
ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
BEFORE THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
}

\author{
Resolution No. \\ On the Motion of Director: \\ Duly Seconded by Director: \\ The Following Resolution is Adopted:
}

\section*{RESOLUTION OF APPRECIATION FOR THE SERVICES OF CHERI TUTTLE CALLIS AS SR. IT TECHNICIAN FOR THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT}

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) was formed to provide public transportation to all of the residents of Santa Cruz County, and

WHEREAS, the provision of public transportation service requires a competent, dedicated workforce, and

WHEREAS, the METRO, requiring an employee with expertise and dedication appointed Cheri Tuttle Callis to serve in the position of Sr. IT Technician, and

WHEREAS, Cheri Tuttle Callis served as a member of the Information Technology Department of METRO for the time period of March 24, 2005 to September 5, 2016, and

WHEREAS, Cheri Tuttle Callis provided METRO with dedicated service and commitment during the time of employment, and

WHEREAS, Cheri Tuttle Callis served METRO with distinction, and
WHEREAS, the service provided to the residents of Santa Cruz County by Cheri Tuttle Callis resulted in reliable, quality public transportation being available in the most difficult of times, and

WHEREAS, during the time of Cheri Tuttle Callis' service, METRO expanded service, improved existing and built new operating facilities, converted the fleet to a CNG propulsion system, developed accessible bus stops, improved ridership, responded to adverse economic conditions, assumed direct operational responsibility for the Highway 17 Express service and the Amtrak Connector service, and assumed direct operational responsibility for the ParaCruz service, and
\(\qquad\)

WHEREAS, the quality of life in Santa Cruz County was improved dramatically as a result of the exemplary service provided by Cheri Tuttle Callis.

NOW, THEREFORE, BE IT RESOLVED, that upon her retirement as Sr. IT Technician, the Board of Directors of METRO does hereby commend Cheri Tuttle Callis for her efforts in advancing public transit service in Santa Cruz County and expresses sincere appreciation on behalf of itself, the METRO staff and all of the residents of Santa Cruz County.

BE IT FURTHER RESOLVED, that a copy of this resolution will be presented to Cheri Tuttle Callis, and that a copy of this resolution be entered into the official records of the Santa Cruz Metropolitan Transit District.

PASSED AND ADOPTED this \(23^{\text {rd }}\) Day of September, 2016 by the following vote:
AYES: Directors -
NOES: Directors -
ABSTAIN: Directors -
ABSENT: Directors -

Approved:
Mike Rotkin, Chair

Attest:
Alex Clifford, CEO/General Manager

Approved as to form:
Leslyn K. Syren, District Counsel

\title{
VERBAL PRESENTATION ONLY
}

PEPRA 13(c) UPDATE
12.1

\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}

\title{
SUBJECT: ACCEPT AND FILE THE FISCAL YEAR END MONTHLY BUDGET STATUS REPORTS FOR JUNE 30, 2016; AND ADOPTION OF THE PRELIMINARY SCHEDULE OF RESERVE ACCOUNT BALANCES
}

\section*{I. RECOMMENDED ACTION}

That the Board of Directors accept and file the fiscal year end monthly budget status reports year to date as of June 30, 2016 and adopt the preliminary schedule of reserve account balances report.

\section*{II. SUMMARY OF ISSUES}
- The attached preliminary monthly FY16 Operating Revenue and Expense reports (Attachment A), and FY16 Capital Budget spending report (Attachment B) represent the status of the FY16 Operating and Capital Budgets, as of June 30, 2016, the end of the fiscal year. The numbers presented in these reports are preliminary, and could change if there are any accounting adjustments as a result of the final audit due later this calendar year.
- The Preliminary Schedule of Reserve Account Balances (Attachment C) was prepared using the preliminary monthly operating revenue and expense reports, and the preliminary monthly capital budget report.
- The final audited financial statements will be presented to the Board at the conclusion of the audit.
- Staff recommends that the Board of Directors accept and file the attached year-end budget status reports as of fiscal year end June 30, 2016 and adopt the Preliminary Schedule of Reserve Account balances report.

\section*{III. DISCUSSION/BACKGROUND}

An analysis of Santa Cruz METRO's budget status is prepared monthly in order to inform the Board of Directors regarding Santa Cruz METRO's actual revenues and expenses in relation to the adopted operating and capital budgets for the fiscal year. The attached revenue and expense reports represent the preliminary status of Santa Cruz METRO's FY16 fiscal year-end budget as of June 30, 2016.
- The fiscal year has elapsed \(100 \%\).

\section*{A. Operating Revenues}

Total preliminary Operating Revenues reported in Attachment A are \((\$ 2,887,974)\) or \(-6 \%\) under the amount we expected to receive for the fiscal year, based on the final budget adopted by the Board in June 2015. Revenue variances are due to:
- Passenger Fares are \(\$ 94,862\) or \(1 \%\) over budget for the year due to higher than anticipated revenues from Special Transit Fares - Contract (higher number on UCSC student riders than anticipated due to increased UCSC enrollment in FY16, as well as additional supplemental trips paid for by UCSC).
- Other Revenue is \(\$ 80,229\) or \(18 \%\) over budget for the year, with Advertising and Interest Income as the primary variances.
- Sales Tax Revenue is \(\$ 617,435\) or \(3 \%\) over budget due to higher than anticipated sales in the County of Santa Cruz in FY16.
- Federal Op Assistance is \((\$ 180,079)\) or \(-4 \%\) under budget for the year primarily due to the elimination of the CaIPERS Medicare Part D Subsidy. According to CalPERS, the savings are now built into the annual medical premiums.
- Other Op Assistance is \((\$ 75,416)\) or \(-46 \%\) under budget for the year due to the Low Carbon Transit Operations Program (LCTOP). Grant was not funded in FY16.
- STA - Op Assistance is \((\$ 1,036,623)\) or \(-37 \%\) under budget. The State Controller's budget estimate was used, while actual cash receipts came in lower than projected due to recent changes in the STA program allocation formula.
- (Alternative) Fuel Tax Credit - As per Board direction on \(1 / 23 / 2015\), and the FY16 \& FY17 Final Budgets adopted on 6/26/15, all proceeds received from the Alternative Fuel Tax Credit in FY16 of \$972,922 were transferred to the Operating and Capital Reserve Fund.
- Transfers (to)/from Operations Sustainability Reserve Fund is \((\$ 2,388,381)\) or \(-47 \%\) under budget due to overall operating expenses coming in lower than budget, which resulted in less funds needed from the Operations Sustainability Reserve Fund to balance the budget. The primary variance was due to wages and benefits resulting from vacant positions that were held unfilled, pending the outcome of the COA and FY17 budget.
B. Operating Expenses

Total preliminary Operating Expenses reported in Attachment A are under budget by \((\$ 2,887,974)\) or \(-6 \%\) for the year. Personnel Expenses, Services, Mobile Materials \& Supplies, Casualty \& Liability, Purchased

Transportation and Miscellaneous (Expenses) all contributed to the variance.
- Total Personnel Expense (Labor and Fringe Benefits) is \((\$ 2,192,509)\) or \(-5 \%\) under budget due to vacant funded positions, Union and Management givebacks, lower Worker's Comp Insurance costs, and employees on extended leaves.
METRO budgets 100\% of approved FTEs and uses savings from any vacant positions and extended unpaid leaves of absence to eliminate or reduce the use of the Operations Sustainability Reserve Fund, when possible.

The average number of vacant funded positions for the year was 16, which resulted in budget savings of approximately \(\$ 1.8 \mathrm{M}\) (calculated using the budgeted average fully burdened labor and fringe benefits cost per FTE for the year: \$110K).

Union and Management givebacks of the 2\% COLA (cost of living adjustment) in FY16 resulted in approximately \(\$ 425 \mathrm{~K}\) in budget savings.
Budget savings from Worker's Comp Insurance were \$181K. Significant fluctuations in the Worker's Comp Insurance costs are not unusual. For the past five years, expenses have been fluctuating between \$500K (FY10) and \$1.2M (FY12).
Additional savings were realized due to extended unpaid leaves of absence in different departments.
Some budget savings were offset by an increase in Overtime costs, \(\$ 444 \mathrm{~K}\) or \(18 \%\) over budget, due to vacant positions in various departments, predominately bus operators.
- Services are \((\$ 164,193)\) or \(-6 \%\) under budget primarily due to Prof \& Tech Fees in departments Administration and Legal Counsel (various projects that haven't fully ramped up or begun yet).
- Mobile Materials \& Supplies are \((\$ 699,752)\) or \(-19 \%\) under budget with Fuel \& Lube Rev. Vehicle as the primary variance:
o Fuel \& Lube Rev. Veh - is (\$572K) or -24\% under budget due to lower than anticipated prices of fuel.
- Casualty \& Liability is \$158K or 22\% over budget; major variances include:
o Settlement Costs is \(\$ 280 \mathrm{~K}\) or \(187 \%\) over budget. We consistently budget \$150K each year.
o Repairs to District Property is (\$70K) or \(-100 \%\) under budget. This is an unbudgeted line item. Funds listed here represent funds
collected from outside parties for repairs to Santa Cruz METRO's property and vehicles.
- Purchased Transportation is (\$128K) or -64\% under budget due to reduced need for purchased transportation.
- Misc. is \(\$ 149 \mathrm{~K}\) or \(59 \%\) over budget primarily due to account Other Misc. Expenses and the need to write off the Watsonville Transit Center Conceptual Design capital project. According to Government Accounting Standards Board (GASB) 51, a project can only be capitalized after the agency has demonstrated that it 1) intends, 2 ) is able to, and 3 ) is making an effort to complete the project. Because there is no dedicated funding source, we are not able to demonstrate our ability to complete the project. Writing down the conceptual design phase of this project is required by GASB 51, but does not prevent the agency from moving forward with this project.

\section*{C. Non-Operating Expenses}

Non-Operating Expenses for the year total \(\$ 3,535,731\). These non-cash accounting entries will be included as part of the annual Audited Financial Statements, although they are not presented in these financial reports. Non-operating expenses are non-cash accounting entries that Santa Cruz METRO is required to record.
o Incurred but not Reported (IBNR) Worker's Compensation Losses - In accordance with Governmental Accounting Standards Board (GASB) Statement \#10, the annual accounting entry for the workers' compensation IBNR was (\$1,163,520). GASB Statement \#10 requires Santa Cruz METRO to accrue a liability on its financial statements for the ultimate cost of claims and expenses associated with all reported and estimated unreported worker's compensation claims.
o OPEB Cost - GASB 45 - In accordance with GASB Statement \#45 the annual accounting entry for retiree "other post employment benefits" (OPEB) was \(\$ 5,162,362\). Briefly, benefits include subsidized medical, dental, vision and life insurance coverage for eligible retirees.
o Net Pension Liability - GASB 68 - Santa Cruz METRO implemented GASB 68 in FY15 and is now required to recognize a pension liability on the financial statements. The annual accounting entry was (\$743,272).
o Annual Depreciation of district funded capital assets was \(\$ 280,162\).
These non-cash accounting entries are all required and therefore will be incorporated into the annual Audited Financial Statements; they are not included in the reports presented here.

\section*{D. Capital Improvement Program}

Capital expenditures for the FY16 Capital Budget (Attachment B) total \(\$ 7,850,321\) or \(64 \%\) of the amount budgeted for the year. These capital improvement projects were funded with a combination of Federal, State and Local funds. The Operating and Capital Reserve Fund provided funding to the Capital Budget this year in the amount of \$249,019.

Some of the larger Capital Projects include:
- \(\$ 7,325,229\) was spent on the - Metrobase - Judy K. Souza Operations Bldg.
- \$124,966 was spent on the - Upgrade L/CNG Fueling Facility
- \(\$ 112,000\) was spent on the - Rebuild Roof - 110 Vernon Street
- \(\$ 98,611\) was spent on the - Bus Stop Repairs / Improvements
- Other projects funded include: transit security projects, conceptual design projects, software upgrades, ergonomic furniture, Ticket Vending Machine (TVM) audible improvements, etc.

\section*{Some of the capital projects are multi-year projects and unexpended} resources will be carried over to FY17, including:
- Judy K. Souza - Operations Bldg.
- Pacific Station/Metro Center - Conceptual Design
- Paracruz Van Replacements (2)
- Land Mobile Radio (LMR) and other Cal-OES Transit Security funded projects
- HR Software Upgrade
- TVM Audible Improvements
- Multiple projects funded with FTA Section 5339 funds
E. Preliminary Schedule of Reserve Account Balances

The Preliminary Schedule of Reserves Account Balances is reported on Attachment C. A breakdown of each of the reserves as of June \(30^{\text {th }}, 2016\) is as follows:
- Operating and Capital Reserve Fund: Balance \$972,922; there is no Board adopted minimum balance for this reserve. The balance at 6/30/15 of \(\$ 6,047,853\) was transferred to the Operations Sustainability Fund. As per Board direction on 1/23/2015, and the FY16 \& FY17 Final Budgets adopted on 6/26/15, all proceeds received from the Alternative Fuel Tax Credit in FY16 of \$972,922 were transferred to this fund and have been obligated to existing projects in the FTA 5339 formula program.
- Operations Sustainability Reserve Fund: Estimated Balance \(\$ 5,659,556\); currently funded at \(80 \%\) of the Board adopted minimum balance. The purpose of the Operations Sustainability Reserve Fund is to cover revenue shortfalls and respond to unforeseen events (fiscal, natural disaster or emergency.) At fiscal year end, the adopted minimum balance is \(\$ 7,045,000\); this amount represents two (2) months of the average operating expenses for the most current fiscal year's budget. The Government Finance Officers Association (GFOA) Best Practice recommends, at a minimum, that general-purpose governments, regardless of size, maintain unrestricted fund balance in their general fund of no less than two months of regular general fund operating revenues or regular general fund operating expenditures. The amount in the Operations Sustainability Reserve Fund is an estimate and is what remains in the General Fund at the County Treasury after all other reserve balances are deducted. In FY16, \$2,899,399 was used; \$2,650,380 was required to balance the Operating Budget, while \(\$ 249,019\) was used to fund capital projects in the Capital Budget.
- Cash Flow Reserve Fund: Balance \(\$ 3,000,000\); currently funded at \(100 \%\) of the Board adopted minimum balance. Necessary to maintain adequate "cash flow" or "cash on hand" because operating expense outflows do not equally match revenue inflows, and there can be significant delays in capital grant reimbursements.
- Carryover: Balance \$0; currently no Board adopted minimum balance.
- Workers Compensation Reserve Fund: Balance \$2,131,419; currently funded at \(66 \%\) of the Board adopted minimum balance. The long-term portion of workers compensation liability as of 06/30/16 is \(\$ 3,239,794\), as per the Actuarial Review of the Self-Insured Santa Cruz Metropolitan Transit District Workers' Compensation Program report dated 04/12/16. In FY16 \$7,090 was transferred in from the Liability Insurance Reserve Fund to make progress towards meeting the Board adopted minimum balance.
- Liability Insurance Reserve Fund: Balance \$660,919; currently funded at \(100 \%\) of the Board adopted minimum balance. To minimize volatility effective 06/30/13, the minimum balance in the reserve account is equal to the Self Insured Retention (SIR), \$250,000 plus the 5 -year rolling average of outstanding claims at year end, which was \$410,919, as of the end of FY16, for a total minimum balance of \(\$ 660,919\). In FY16, the excess over \(100 \%\) of \(\$ 7,090\) was transferred to the Workers

Compensation Reserve Fund to make progress towards meeting the Board adopted minimum balance of \(\$ 3,239,794\).

The balances provided in the Preliminary Schedule of Reserve Account Balances are preliminary pending completion of the financial audit later this calendar year. If the Schedule of Reserve Account Balances changes significantly following the final audit, it will be brought back to the Board.
Staff recommends that the Board accept and adopt the:
- FY16 Operating Revenue \& Expenses Year to Date as of 06/30/16 (Attachment A)
- FY16 Capital Budget Report for the month ending 06/30/16 (Attachment B)
- FY16 (Preliminary) Schedule of Reserve Account Balances - 06/30/16 (unaudited) (Attachment C)
- Year to Date Monthly Financial Report as of June 30, 2016 Presentation (Attachment D)

\section*{IV. FINANCIAL CONSIDERATIONSIIMPACT}

The FY16 preliminary operating budget loss was \(\$ 5,769,497\), compared to the anticipated \(\$ 9,194,501\). Funds from the following sources were used to bridge the budget gap:
- State Transit Assistance Fund (STA): \$1,795,529
- Small Transit Intensive Cities (STIC): \(\$ 1,323,588\)
- Operations Sustainability Reserve Fund: \(\$ 2,650,380\)

Overall operating expenses came in lower than budget, which resulted in less funds needed from the Operations Sustainability Reserve Fund to balance the budget.

\section*{V. ALTERNATIVES CONSIDERED}
- There are no alternatives to consider.

\section*{VI. ATTACHMENTS}

Attachment A: FY16 Operating Revenue and Expenses - Year to Date as of 06/30/16

Attachment B: FY16 Capital Budget - for the month ending - 06/30/16
Attachment C: FY16 Preliminary Schedule of Reserve Account Balances 06/30/16 (unaudited)

Attachment D: Year to Date Monthly Financial Report as of June 30, 2016 Presentation

Prepared By: Debbie Kinslow, Assistant Finance Manager Kristina Mihaylova, Sr. Financial Analyst

\section*{VII. APPROVALS:}

Angela Aitken, Finance Manager


Approved as to form:
Leslyn K. Syren, District Counsel

Approved as to fiscal impact:
Angela Aitken, Finance Manager
d la low for An

Alex Clifford, CEO/General Manager


\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}

\section*{Attachment A}

Revenue:
\begin{tabular}{lrrrrrrr} 
\\
& & & & & \\
\\
Revenue: & & & & \\
\hline
\end{tabular}

Attachment A


\section*{Attachment A}
Percent of Year Elapsed -

\section*{FY16}
Operating Revenue
Year to Date as of June 30, 2016
100\%


STA - Op Assistance - SLPP Backfill \(\quad \$ \quad 840,903 \quad \$ \quad 840,903 \quad \$ \quad-\quad 0 \% \quad \$ 2,358,336 \quad \$(1,517,433) \quad-64 \%\)

\section*{\(\begin{array}{lllllllll}\$ 1,323,588 & \$ 1,323,588 & \$ & - & 0 \% & \$ 1,344,113 & \$ & (20,525) & -2 \%\end{array}\)}
\(\begin{array}{lllllllllll}\text { Fuel Tax Credit (Transfer to Operating } \\ \text { F Capital Reserve Fund) } & \$ & (972,922) & \$ & (638,208) & \$(334,714) & 52 \% & \$ & - & \$(972,922) & 100 \%\end{array}\)
\begin{tabular}{lllllllll}
\hline\(\$ 46,706,726\) & \(\$ 49,594,699\) & \(\$(2,887,974)\) & \(-6 \%\) & \(\$ 45,128,509\) & \(\$ 1,578,217\) & \(3 \%\) \\
\hline
\end{tabular}
Total Revenue
STIC -Op Assistance
Year to Date
Actual Budget
\[
\text { Budget } \quad \$ \mathrm{Var}
\]

\[
\underline{\% \text { Var }} \quad \underline{\mathrm{FY} 15}
\]
\(\begin{array}{llllllllllllllllll}\text { Fuel Tax Credit } & \$ & 972,922 & \$ & 638,208 & \$ & 334,714 & 52 \% & \$ & 638,208 & \$ & 334,714 & 52 \%\end{array}\) \(\begin{array}{lllllllllll}\begin{array}{l}\text { Transfers (to)/from Operations } \\ \text { Sustainability Reserve Fund }\end{array} & \$ & 2,650,380 & \$ & 5,038,761 & \$(2,388,381) & -47 \% & \$ & 508,731 & \$ 2,141,649 & 421 \%\end{array}\) \(\begin{array}{lllllllllll}\text { Transfers (to)/from Operations } & \$ 2,650,380 & \$ & 5,038,761 & \$(2,388,381) & -47 \% & \$ & 508,731 & \$ 2,141,649 & 421 \%\end{array}\)

\author{
\$45,128,509 \\ \$ -
}

\footnotetext{
\$46,706,726
\begin{tabular}{l}
\(\$ 46,706,726\) \\
\hline\(\$ \quad-\) \\
\hline
\end{tabular}

Total Operating Expenses
әэие!ฺィ
** The SLPP capital grant requires a \(50 \%\) local match with sales tax from the operating budget.
}


\section*{FY16}

Consolidated Operating Expenses
Year to Date as of June 30, 2016
Year to Date
Actual \(\quad \underline{\text { Budget }} \quad \$ \mathrm{Var}\)
 \begin{tabular}{lllllllllll}
\hline\(\$\) & \(19,371,342\) & \(\$\) & \(20,083,877\) & \(\$\) & \((712,535)\) & \(-4 \%\) & \(\$\) & \(18,882,626\) & 488,717 & \(3 \%\) \\
\hline
\end{tabular} Total Labor -



 \begin{tabular}{c}
\(\stackrel{0}{H}\) \\
\multirow{1}{*}{} \\
ल \\
ल \\
N
\end{tabular} N \(\begin{array}{ll}\mathrm{N} & 0 \\ \circ & \\ \cdots & \\ \infty & \\ \infty & \end{array}\)

 ૦ิ ฝั
 लेन्ने \((177,991)\)
21,997
\((354,984)\)
249,962











 19,117,020 \$ \((6,398)\) \((1,479,973)\) 20,596,993 \$ \$ 18,097,748
501011 Bus Operator Pay 501011 Bus Operator Pay
501013 Bus Operator Over 501021 Other Salaries 501023 Other Overtime

\section*{Fringe Benefits}


Attachment A


\footnotetext{

}

Attachment A

FY16
Consolidated Operating Expenses
Year to Date as of June 30， 2016
Year to Date
Actual Other Materials \＆Supplies
504205 Freight Out
504211 Postage \＆Mailing
504214 Promotional Items
504215 Printing
504217 Photo Supply／Processing
504311 Office Supplies
504315 Safety Supplies
504317 Cleaning Supplies
504409 Repair／Maint Supplies
504417 Tenant Repairs
504421 Non－Inventory Parts
504511 Small Tools
504515 Employee Tool Rplcmt
Total Other Materials \＆Supp







 \(158,110 \quad 22 \% \quad \$ \quad 491,907 \quad 385,129 \quad 78 \%\) \begin{tabular}{llrllllllll} 
& \(\$\) & 15,703 & \(\$\) & 15,000 & \(\$\) & 703 & \(5 \%\) & \(\$\) & 15,488 & 215 \\
\multirow{2}{*}{ Total Taxes－} & \(\$\) & 15,020 & \(\$\) & 14,701 & \(\$\) & 319 & \(2 \%\) & \(\$\) & 15,412 & \((392)\) \\
& \(\$\) & 7,423 & \(\$\) & 15,548 & \(\$\) & \((8,125)\) & \(-52 \%\) & \(\$\) & 11,798 & \((4,374)\) \\
\hline
\end{tabular}
506011 Insurance－Property 506011 Insurance－Property
506021 Insurance－Other \begin{tabular}{ll}
506123 Settlement Costs & \(\$\) \\
506127 Repairs－Dist Prop & \(\$\) \\
\hline
\end{tabular}
506127 Repairs－Dist Prop

\footnotetext{
505011 Gas \＆Electric
505021 Water \＆Garbage
505031 Telecommunications
} Total Utilities

\section*{Casualty \＆Liability} \(\longrightarrow \square\) 506015 Insurance－PL \＆PD \＄ 506021 Insurance－Other \＄
Total Casualty \＆Liability－\＄

Attachment A
FY16
Consolidated Operating Expenses
Year to Date as of June 30， 2016
\begin{tabular}{|c|c|c|c|c|c|c|}
\hline & \multicolumn{3}{|l|}{Year to Date} & \multicolumn{3}{|l|}{YTD Year Over Year Comparison} \\
\hline Actual & Budget & \＄Var & \％Var & FY15 & \＄Var & \％Var \\
\hline
\end{tabular} \begin{tabular}{lllllllllll}
\(\$\) & 71,470 & \(\$\) & 200,000 & \(\$\) & \((128,530)\) & \(-64 \%\) & \(\$\) & 170,746 & \((99,275)\) & \(-58 \%\) \\
\hline\(\$\) & 71,470 & \(\$\) & 200,000 & \(\$\) & \((128,530)\) & \(-64 \%\) & \(\$\) & 170,746 & \((99,275)\) & \(-58 \%\)
\end{tabular} \％\＆99L＇8 しOL \(\begin{array}{lll}\text { \％カ8 } & \text { 6ZG＇9 } & \text { †08＇L } \\ \% \text { \％} & \text { 9SL＇8 } & \text { } 0 \tau ' 99\end{array}\) \(\begin{array}{ll}\circ & 0 \\ \text { \＆} \\ \text { స } \\ 1\end{array}\)


 \(\begin{array}{ccc}6,300 & 3,031 & 48 \% \\ 10,900 & 955 & 9 \% \\ - & - & 0 \%\end{array}\) \(0 \%\)
\(0 \%\)
\(23 \%\)
 \begin{tabular}{llllllllllll} 
\\
Total Misc－ \\
\cline { 2 - 9 }
\end{tabular}
Miscellaneous
Purchased Transportation

503406 Contr／Paratrans
Total Purchased Transportation－
509011 Dues \＆Subscriptions
509081 Advertising－Dist Promo
509101 Emp Incentive Prog
509121 Employee Training
509122 BOD Travel
509123 Travel
509125 Local Meeting Exp 509127 Board Director Fees
509197 Sales Tax Expense
509198 Cash Over／Short
509999 Other Misc．Expenses
\(\$\)
\(\$\)
\(\$\)
\(\$\)
\(\$\)
\(\$\)
\(\$\)
\(\$\)
\(\$\)
\(\$\)
\(\$\)
\(\$\)


\begin{tabular}{lllllllllll} 
TOTAL OPERATING EXPENSE－\(\$ \quad 46,706,726\) & \(\$\) & \(49,594,699\) & \(\$\) & \((2,887,974)\) & \(-6 \%\) & \(\mathbf{\$}\) & \(\mathbf{4 5 , 1 2 8 , 5 0 9}\) & \(\mathbf{1 , 5 7 8 , 2 1 7}\) & \(3 \%\) \\
\hline
\end{tabular}
＊＊Expenses do not include year－end Depreciation，W／C IBNR，GASB 45 OPEB adjustments，or GASB 68 Pension adjustments．

\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}

Attachment B
FY16
CAPITAL BUDGET
For the month ending - June 30, 2016

Construction Related Projects
Metrobase Project - Judy K.Souza - Operations Bldg.
Transit Security Projects

\begin{tabular}{llllll}
\hline Subtotal IT Projects & \(\$\) & 25,911 & \(\$\) & 167,154 & \(\$\) \\
\hline
\end{tabular}


Attachment B


\section*{Revenue Vehicle Replacements \& Campaigns}

\section*{For the month ending - June 30, 2016}
FY16

\section*{CAPITAL BUDGET}

\section*{YTD Actual}

Remaining Budget


FY16 Budget
alर tuads \%
\[
\begin{aligned}
& \text { 0\% } \\
& \hline 0 \% \\
& \hline 0 \%
\end{aligned}
\]
\[
\begin{array}{rrrr}
63,000 & \$ & 63,000 & 0 \% \\
1,250 & \$ & 7 & 99 \%
\end{array}
\]
\[
\begin{array}{ll}
\$ \star z^{\prime} \tau & \$ \\
\hline
\end{array}
\]
\$ sぃて'T
\[
\$
\]
\[
\$
\]
\[
\begin{array}{lllllll}
\hline \$ & 2,488 & \$ & 840,242 & \$ & 837,754 & 0 \% \\
\hline
\end{array}
\]

213,779 \$ 213,779 0\%
oิ oิ



Attachment B
FY16
CAPITAL BUDGET
For the month ending - June 30, 2016

CAPITAL FUNDING
Federal Capital Grants
Other Fed - Sakata / Lawsuit proceeds
State - PTMISEA (1B)
State/Local Partnership Program (SLPP)
Other Fed - Sakata / Lawsuit proceeds
State - PTMISEA (1B)
State/Local Partnership Program (SLPP)
Cal-OES Prop 1B Transit Security Grant Funds (CTSGP)
Statewide Transportation Improvement Program (STIP)
Capital Restricted - State Transit Assistance (STA)
Sales Tax Match for SLPP - (Backfilled w/STA)
Operating / Capital Reserve Fund
TOTAL CAPITAL FUNDING

\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}

Attachment C


\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}

Attachment D
to Date Monthly Financial Report
as of June 30, 2016
Santa Cruz METRO Board of Directors
September 23,2016
Angela Aitken, Finance Manager
\begin{tabular}{|c|r|r|r|}
\hline \$ In Thousands & Actual & Budget & \multicolumn{1}{|c|}{\begin{tabular}{c} 
Budget to \\
Actual
\end{tabular}} \\
\hline Operating Revenue: & \(\mathbf{\$ 5 , 5 4 6}\) & \(\$ 9,536\) & \((\$ 3,991)\) \\
\hline Operating Expenses: & & & \\
\hline Labor - Regular & \(\$ 1,359\) & \(\$ 1,472\) & \(\$ 113\) \\
\hline Labor - Overtime & \(\$ 245\) & \(\$ 202\) & \((\$ 43)\) \\
\hline Fringe Benefits & \(\$ 1,654\) & \(\$ 1,716\) & \(\$ 63\) \\
\hline Non-Personnel Expenses & \(\$ 1,007\) & \(\$ 822\) & \((\$ 185)\) \\
\hline Total Operating Expenses: & \(\$ 4,265\) & \(\$ 4,212\) & \((\$ 53)\) \\
\hline \(\mathbf{\omega}\) Operating Budget & & & \((\$ 3,937)\) \\
\hline
\end{tabular}






\(\frac{\text { FY1. } 6 \text { Oerating Revenue and Expenses }}{\frac{\text { Year to Date as of June } 30,2016}{100 \% \text { of Fiscal Year Elapsed }}}\)

\(\$ 49,595\)
\$17,665
\(\$ 2,419\)

\(\$ 8,914\) \$49,595

1
0
1
4
969\$
\begin{tabular}{l}
\(\infty\) \\
\(\infty\) \\
\(\infty\) \\
\(N\) \\
\multirow{2}{*}{}
\end{tabular}
FY 16 Operating Revenue by Major Funding Source
\(\frac{\text { Year to Date as of J une 30, } 2016}{100 \% \text { of Fiscal Year Elapsed }}\)

Favorable/(Unfavorable) Revenue Variance to Budget


Attachment D-REVISED
FY16 Operating Expenses by Major Expense Account
\(\frac{\text { Year to Date as of J une 30, } 2016}{100 \% \text { of Fiscal Year Elapsed }}\)


Attachment D-REVISED
Favorable/(Unfavorable) Expense Variance to Budget
Year to Date as of J une 30, 2016
100\% of Fiscal Year Elapsed


Ervic Capital Bucteet

\begin{tabular}{|c|c|c|c|c|}
\hline & Actual & Total FY1.6 & \% Spent YID \\
& YTD & Budget & \\
\hline Total Capital Projects: & \(\mathbf{\$ 7 , 8 5 0 , 3 2 1}\) & \(\mathbf{\$ 1 2 , 2 8 5 , 3 0 5}\) & \(\mathbf{6 4 \%}\) \\
\hline
\end{tabular}



Attachment D
MetroBase Phase II
Operations Building
Life of Project
Budget Adopted June 24, 2016
Spending as of September 12, 2016
MetroBase Phase \| - Life of Project
Spending as of September 12, 2016
Budget Actual Remaining
응 아
O
\(\stackrel{\circ}{\circ}\)
-1
ò
ㅇํ
\begin{tabular}{l}
\(\circ\) \\
\hline- \\
\hline
\end{tabular}
คิ
\begin{tabular}{l}
\(\circ\) \\
\multirow{2}{*}{} \\
\hline
\end{tabular}


Attachment D

Additional Information


00'七\$
0G \({ }^{\circ}\) \&
00 ' \(\%\)
0G'て\$
\(\$ 2.00\)
\(\$ 1.00\)
\(\$ 0.50\)
\$- Unemployment Rate \%
Santa Cruz County

6.2
6.9
\begin{tabular}{|c|c|c|c|c|c|c|c|c|c|c|c|c|}
\hline Jun & Jul & Aug & Sep & Oct & Nov & Dec & Jan & Feb & Mar & Apr & May & June \\
2015 & 2015 & 2015 & 2015 & 2015 & 2015 & 2015 & 2016 & 2016 & 2016 & 2016 & 2016 & 2016
\end{tabular}
20152015 2015|2015|2015 2015 2015 \(2016|2016| 2016|2016| 2016 \mid 2016\)

Monthly Ridership - Without UCSC


METRO

\section*{300,000 \\ 250,000 \\ 200,000 \\ 150,000 \\ 100,000 \\ 50,000 \\ d!чsләр!ч}

Attachment D
\(n\)
0
\(\stackrel{0}{4}\)
0
0
0

\section*{VERBAL PRESENTATION ONLY}

\section*{COA UPDATE}

\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}

\title{
Santa Cruz Metropolitan
}

Transit District
DATE: September 23, 2016
TO: \(\quad\) Board of Directors

\section*{FROM: Alex Clifford, CEO/General Manager}

\section*{SUBJECT: CREATION OF A LEGAL SERVICES BOARD AD HOC COMMITTEE AND EXTENSION OF CONTRACTED LEGAL SERVICES}

\section*{I. RECOMMENDED ACTION}

That the Board of Directors:
A) Approve the creation of a Legal Services Board Ad Hoc Committee and designate Directors Rotkin, Leopold and Bottorff as the Committee members; and,
B) Given the impending retirement of District Counsel, direct the Ad Hoc Committee to develop a recommendation on how to proceed with legal services and return to the Board in October with a recommendation; and,
C) Increase the authorized contract with Hanson Bridgett by \(\$ 50,000\), from \(\mathbf{\$ 2 0 0 , 0 0 0}\) to \(\mathbf{\$ 2 5 0 , 0 0 0}\) for general and MetroBase legal services, to assist District Counsel until the Board approves a final path forward for the legal services and until the recommended process/approach is fully implemented following District Counsel's retirement.

\section*{II. SUMMARY}
- District Counsel has notified the Santa Cruz Metropolitan Transit District (METRO) Board of Directors (Board) of her intent to retire.
- The CEO has requested of the Board Chairman an opportunity to present an alternate approach to district legal matters, prior to the Board posting the District Counsel position for recruitment. The CEO does not intend to propose a "direct reporting" relationship of this function to the CEO.
- The Board Chair requests Board approval to form an Ad Hoc Committee to review the current legal services approach; provide the CEO an opportunity to present an alternate approach; and, to return to the Board in October with recommendations as to how to proceed with legal services.
- The Board Chair requests Board approval of Directors Rotkin, Leopold and Bottorff as the Ad Hoc Committee members.
- Additional contract authority in the amount of \(\$ 50,000\) is requested for the current Hanson Bridgett contract.

\section*{III. DISCUSSION/BACKGROUND}

The District Counsel has notified the Board of her intent to retire. Prior to the Board's initiation of the recruitment process to replace the District Counsel, the CEO has requested the opportunity to have a conversation with the Board about an alternate legal services approach. The CEO does not intend to propose a "direct reporting" relationship of this function to the CEO and the final decision about legal services is a Board decision.

Additionally, District Counsel has proposed to utilize the services of Hanson Bridgett under an existing contract during the transition period. In order to do so, that contract will require additional spending authority. It is recommended that the Board authorize an additional \$50,000 in contract authority with Hanson Bridgett, increasing the current contract from \$200,000 to \$250,000 for the provision of general and MetroBase legal services, potentially through January 2017. The CEO concurs with this approach. By Board action on October 23, 2015, District Counsel was provided \(\$ 200,000\) in contract authority with Hanson Bridgett.

Chair Rotkin would like to form a single purpose Board Ad Hoc Legal Services Committee to provide the CEO the opportunity to convey his thoughts about an alternate legal services approach and to develop a recommendation for full Board consideration about how to proceed with legal services. Chairman Rotkin recommends himself, Director Leopold and Director Bottorff as the Ad Hoc Committee. Further, that the AD Hoc Committee return to the full Board in October with their recommended approach to legal services.

\section*{IV. FINANCIAL CONSIDERATIONSIIMPACT}

If approved, the action will result in an increase in contract authority with Hanson Bridgett in the amount of \$50,000, increasing the two-year contract authority from \(\$ 200,000\) to \(\$ 250,000\). By Board action on October 23, 2015, District Counsel was provided \(\$ 200,000\) in contract authority with Hanson Bridgett. All other prior contacts with Hanson Bridgett were also closed out by this Board action. To date, District Counsel has expensed over \$100,000 against this new Hanson Bridgett contract for general legal services and MetroBase legal services. The increased \(\$ 50,000\) costs will be covered within FY17 budget savings.

\section*{V. ALTERNATIVES CONSIDERED}
- The Board could instead direct that the District Counsel recruitment start immediately and identify a process for the Board to interview applicants.
- The Board can reaffirm its previous direction to District Counsel to immediately initiate a competitive procurement for general legal services for the period of transition.

\section*{VI. ATTACHMENTS}

\section*{None}

Prepared By: Alex Clifford, CEO/General Manager
VII. APPROVALS:

Approved as to form:
Leslyn K. Syren, District Counsel

Approved as to fiscal impact:
Angela Aitken, Finance Manager


Alex Clifford, CEO/General Manager


\section*{VERBAL PRESENTATION ONLY}

\section*{CEO UPDATE}

\section*{- THIS PAGE INTENTIONALLY LEFT BLANK -}

\title{
- ADDITIONAL MATERIALS DISTRIBUTED
}

\section*{AT BOARD MEETING -}

\section*{NEWS CLIPS}

August 26, 2016 - September 23, 2016

\title{
SANTA CRUZ COUNTY ARTICLES
}








 down' of traffic flow on Highway 1 following expan! п7ou!guó pəppe "'uot the costly construction project won't reduce conges-


 әлрәд от ed strategy of widening Highway 1," explained Rick with a 30 -year, \(\$ 100\) million debt for a discredit-




 website, www.GetSantaCruzCountyMoving.org



 The opposition group said this week it made its


\footnotetext{

} squouoddo a əunseəw dof fuiod gulyol!s s! I Remy Village Dr., Scotts Valley.
 Transportation" at a public meeting on at 6:30 p.m. on








crowded local roadways," the pro-Measure D group
 crossings for pedestrians.




 reduce reliance on automobiles."
 ない",

 Club of Santa Cruz County, Friends of the Rail \&"Trail,











Supervisor, Santa Cruz County, 5 th District.
The group said major endorsement include \(\mathrm{m}_{\mathrm{O}}\)

\section*{Public Weighs In On Santa Cruz Transportation Projects}


Regional Transportation Commission Holds Public Meeting
Barry Brown, Digital Content Director, barry.brown@kionrightnow.com Brandon Castillo, MMJ/Reporter, brandon.castillo@kionrightnow.com

POSTED: 11:26 AM PDT Sep 01, 2016
SANTA CRUZ, Calif. - Santa Cruz County has roughly \(\$ 7\) million in federal funds to spend on transportation projects. The County is asking residents how they'd like to see the money spent.

KION's Brandon Castillo is covering today's public hearing to find out what people think of various projects proposed by the County's Regional Transportation Commission.
Proposed projects include pavement repairs, bicycle and sidewalk projects, new Santa Cruz METRO buses, improvements to the Highway \(1 / 9\) intersection, environmental review of Highway 1 projects, and traveler assistance programs.

Watch Brandon's report tonight at 5 and 6 on KION.

\title{
How Could Summer Go By So Quickly?
}

Iwould like to fill you in on a few issues that I have worked on during this all-too-fast summer, and some that I will be working on this fall.

\section*{Safe Routes to School}

ITnBoulder Creek, construction is underway for a curb, gutter, sidewalk, retaining wall, and drainage improvements near Boulder Creek Elementary School. A 300 -foot retaining wall four feet high is being built directly along the school frontage on Laurel Street between Lomond Street and Harmon Street. In addition, a short walkway on the east side of Laurel Street at the intersection of Lomond Street is being built in order to provide a connection to an existing railroad tie and gravel staircase,that was constructed by volunteers. A walkway is also being constructed on Harmon Street from Laurel Street to Oak Street. The improvements are funded with a grant from the Federal Safe Routes to School program.

A construction bid came in earlier this summer higher than expected, which meant the work was likely to be delayed another school year. Public Works staff scrambled to fill the gap in funding so that the project could still get underway this summer, although that meant construction was not finished by the start of the school year, as planned. However, I am very pleased that this long awaited project is underway and very appreciative of the effort by Public Works.

\section*{Bus Service Restored for Students}

Tam also very pleased to announce that lous service for schools arrivals and departures in San Lorenzo Valley has been fully restored. The five "school trip" routes, which allow students to use public transportation to the three-school campuses in Felton, were proposed to be eliminated along Highway 9. All the routes have been fully restored, thanks to dedicated work of Christopher Schiermeyer, the school district Assistant Superintendent of Business Services, and Metro's Barrow Emerson.

\section*{SLVHS School Resource Officer}

Also new this year, Sheriff's Deputy Kris Koenig is assigned to San Lorenzo Valley High School as the school resource officer, a position that the Board of Supervisors approved in this year's budget with the goal of promoting positive interactions between law enforcement and young people. Deputy Koenig is a 1999 San Lorenzo Valley High School graduate who will be "returning" to school.


Cannabis Cultivation Registration

Registration for the County's new cannabis cultivation program is currently underway and closes on November 6. This registration process is voluntary; however, we anticipate that only the owners of registered cannabis cultivation sites will be eligible to apply for a local license when they become available. The goal is to allow existing growers to register, receive feedback from the County on the degree to which their cultivation site conforms to the proposed regulations, and allow the County to collect information for the evaluation of the "environmental impacts associated with cultivation activities in Santa Cruz County including existing conditions; impacts and recommendations for appropriate regulation of cannabis cultivation. To register, go to the sign-up page at: https:/ / scccannabis.co.santa-cruz.ca.us to begin the process.

\section*{Pipeline Safety Environmental Concerns} \(T\) he County is also working with PG\&E and community advocates on an ambitious Community Pipeline Safety Initiative along the 60 miles of high-pressure gas transmission lines in Santa Cruz County. PG\&E has proposed to remove hundreds of trees above its gas line along Graham Hill Road between Santa Cruz and Felton and in other areas of the County.

While I appreciate that PG\&E must have the ability to maintain, inspect, and operate its system, and I support measures to ensure pipeline safety, I share a number of residents' deep concerns about losing the trees. Concerns have been raised regarding the impacts on water, road stability, water, air, wildlife, and long-term health and safety.

Supervisor John Leopold and I asked that the project be put on hold while the County creates a framework agreement with PG\&E that makes sure our local and state environmental regulations are met, and incorporates specific guidelines for tree removal with the intent to minimize the number of trees cut.




 eques јо seare ग!ب̧dexsoas pue sapour mix of projects across transportation paruereq e sapnipu! arnseau ayLL






дачшалом Faly whimaty

Supervisor Zach Friend noted that the measure represents a holistic transportation plan to meet the varied needs of the community; Supervisor John Leopold confirmed that the measure reflects public input, Supervisor Ryan Coonerty stated that the success of the measure will now be decided by the voters, and Supervisor Bruce McPherson reiterated the need to become a transportation "self help" county in order to receive matching dollars from federal and state transportation funds.

More information about projects in the expenditure plan, and ordinance for the ballot measure is available on the RTC website: www.sccrtc.org/move.

\section*{Summary of Key Benefits:}

Safety for kids near' schools: New funding for safe school-route bike and walk projects
Local street repair: Repairing potholes and maintaining/repaving local streets and roads countywide, improved neighborhood safety for cyclists and pedestrians
Maintain transit and paratransit services for seniors, veterans and residents with disabilities
Improvements to Highways 1, 9 and 17:
Highway 1: Improve traffic flow for employees (especially from Aptos and Watsonville), businesses, transit buses and first responders through the addition of auxiliary lanes
Highway 17: Funding the Safe-on-17 Freeway Service Patrol and protection for motorists and wildlife by building a wildlife undercrossing at Laurel Curve
Highway 9: Safety improvements in the San Lorenzo Valley, especially near schools
Monterey Bay Sanctuary Scenic Trail: Continued expansion of the Coastal

Rail Trail for cyclists and pedestrians along the rail corridor in Watsonville, Santa Cruz and Capitola, and connecting
to Monterey County
Investigation of future transit options in the rail corridor: Conduct transparent public process to analyze options to meet future mobility needs; the plan does not
 include funding for any new commuter or visitor rail service.
New bridges for cyclists and pedestrians: Cyclist- and pedestrian-only bridges to be built over Highway 1 at Chanticleer St. and Mar Vista Dr

\section*{Percentage Allocations}
\(30 \%\) Direct Allocation to Cities and County - Local roadway pavement repair and operational improvements, school and neighborhood traffic safety projects, bicycle and pedestrian projects

25\% Highway Corridors (Hwys 1, 9 \& 17) - Auxiliary lanes that separate entering and exiting traffic from through lanes to improve traffic flow and safety: 41st Ave-Sòquel Dr, Bay/Porter̀-Park; State Park-Park - Bicycle and pedestrian over-crossings

20\% Transit for Seniors and People with Disabilities

Santa Cruz METRO ( \(16 \%\) )
Community Bridges Lift Line Paratransit Service ( \(4 \%\) )

17\% Monterey Bay Sanctuary Scenic Trail
\(8 \%\) Rail Corridor


\section*{Other Transit} Related Articles

\section*{Source: Metro For Transit \& Motorcoach Business}

\section*{Australia begins testing of self-driving electric bus}

\author{
Posted on September 6, 2016
}


Royal Automobile Club of Western Australia
PERTH — Perth, the capital of West Australia, has become the first city in Australia to test a self-driving battery electric bus. Hybridcars. com reported.

The Royal Automobile Club of Western Australia (RAC) received a specific permit from the state government to conduct the three-month test that began last week on public roads, according to the report. The route is about 1.6 miles long, and takes 20 minutes to complete the circuit.

Built by the French company NAVYA SAS, the \(\$ 250,000\) RAC Intellibus can shuttle 11 passengers and is capable of a 28 mph speed, but during the Perth test will only travel at 12 mph . Hybridcars com reported.

SCCRTC approves \(\$ 7\) million in projects \(\sim\) Hwy 19 intersection changes and more - Santa Cruz Mount... Page 1 of 10


Current lssue
Pantrenes Aticles -
Bog: Breang News *
Communty Caienda
1.000 Semmes

Advericiry
कानat 06

\section*{SCCRTC approves \(\$ 7\) million in projects \(\sim\) Hwy \(1 / 9\) intersection changes and more}

A Samel tooster Ronos HomoysSoptmber 6.2016 - 2 Comments


September 1 Santa Cruz County Regional Transportation Commission sent out a press release regarding \(\$ 7\) million being approved for local transportation projects. These projects are throughout the comnty and the ones that pertain to our part are the following (in Orange):

\section*{Current Issue}

Volume 5: Issue 8

fosixved Sumbsenclunt \& Saut-makd -


的Atad


SCCRTC approves \(\$ 7\) million in projects - Hwy 1,9 intersection changes and more -. Santa Cruz Mount... Page 2 of 14

Wajorpavenent repais on Iocalroads in Ben Lomond, Happ Talley Carbonera, Santa Cruz, Scots Valley, and Watsontle - cost \(\$ 3\) million

Bus: Funds to replace an old diesel METRO bus with a low emission CNG bus ~ cost \(\$ 500,000\)

Highway i/g Intersection modifications: add tum lanes, bike lanes/shoulders. Intersection is úsed by over 80,000 vehicles per day and all METRO buses ~ cost 8050,000

Traveler assistance programs: Tow tuck safety feeway service patrols on Highway and Fighway if that assist dryers, remove collisions. and clea obtacles that mode frafle flow: Cumblors whob proves mormation aboul hafte modens, carponthg, taking the


Gafe Routes to Schools Youh Fedestian and Bicycle Safety Education programs provided by Ecology Action in second and fifh grade classroons \(\sim\) cost \(\$ 50,000\)

In total 10 projects were approned the full agonda can be read here. Whghgts can be read here, minute for this meeting are not avalabe yet, when they are sualable yon can find them here.

Thece also was poges on the Thenay She Man. They mondedte PTC buage so that work end begin on two proed being done and thanced by CaTrans. The Highway o/sw Plan wheh is stil in the panning stages will identify, promitize, and enable mplementation of the mose citical and cost offoctue safoty beycle, pedestran, and trafle operations projects throng San lormo Valles We will bowning more about this in the coming months.

Bolow we ha the tul press rease and Sepembermeting highights marding Highway 9 . Boh are from conal corespondence we recejed, and have not been edicd in ary way.

\section*{Santa Cruz County Regional Transportation Commission FULL Press Release}
\$7 million approved for local transportation projects
September 1, 2016 - At Ats meeting today, the Santa Cruz Count Regonal Transportation Commission (RTC) selected projecs to receves 7 million in boal shares of feceral transporation funds.

\section*{Breaking News \& Blog Posts}

SCCRTC approves \(\$ 7\) million in projects ~ Hwy \(1 / 9\) intersection changes and more

You can FOLLOW US on Social Media, as well as SUBSCRIBE by email

Labor Day Weekend GUIDE \& more

\section*{Subscribe}

Email *

Stectisu(s):
EAll Content
EMents (ONDY)

Subscribe:

SCCRTC approves \(\$ 7\) million in projects \(\sim\) Hwy \(1 / 9\) intersection changes and more - Santa Cruz Mount... Page 3 of 10 Following a public hearing, the RTC approved funds for 16 projects meluding:
- Major pavement repairs on local roads in Ben Lomond thapy Valley/Carbonera, Santa Cruz, Scotts Valley and Watsomile - \(\$ 3\) millon
- Bus: Funds to replace an old diesel METRO bus with a low emission CNG bus - \(\$ 500000\)
: Highway 1/9 Intersection modifications: add turn lanes, bike lanes/shoulders. intersection is used by over 80,000 vehicles per day and all METRO buses - 5950,000
* Highway 1 Comidor Envommenta Revew and Anayscr Comblete envionmenta: revew documents melucing response to publc comments and questions and woratod trafficanalysis of auxliary anes, bicycle/pedestrion overchossings, and carpoo anes on lighway 1 , including detalled analysis of auxiary anes on Highway 1 beween 41 s Ave and Soquel Orve and abicycle/pedestion bridge over Highway 1 at Chenticleer Avenue - 9830000
- Aptos Vilige Turnlanes, sidewaks, improved bioydelanes, and pavementrepais on Soquel orve and other rocways in Apto Vilage \(\$ 650,000\)
* Traveler assistance programs: Tow Huck safoty roemay sevice patrols on Highay 1 and Highway 17 thatasest dreers, remove collsione, and Gea obstadesthe mpede taffotov, Curb1 org which provies information aboutnemic mocents, camoolm, taking the bus, ano pank and rideres - 5550000
- Emvionmenta leview and pelmmary desion of the Monterey bay Sanctuary Scenic Tral Nework (MESSi) Rall Tal alono the woth ooast near Daveroort - - 800,000
- Safe Routes to Schools Youth Pedestrian and Bicycle Safety Education programs provided by Ecology Action in second and fifth grade classrooms -- \(\$ 50000\)

After considering testimony from members of the public, Commissioners committed \(\$ 10,000\) for an Open Streets event in Watsomille. Aciditional mformation on the approved projects and the related staff report are a atable on the Regional Transportation Commission's website: www. sccrtcorg/funding-plannina/project-funding/and in the moeting agenda packet: http://sccrtc.org/meetings/commission/agendas/.

These grant funds come from the Suriace Transportation Block Gram Program (STBG), a federal program created by the federal Fixing America's Surface Transportation Act or "RAST Act". Due to the volatility of gas tax reventes, delays in adoption of the federal transportation act, and tho

SCCRTC approves \(\$ 7\) million in projects - Hwy 19 intersection changes and more - Santa Cruz Mount... Page 4 of 1
 this was the first time the RTC has programed tmas to now projecte since 2013. The region's proportional share of Fedeat and State memes continues to fall severely short of what is required to addess the backlog of infrastructure repairs, safety, trafic congestion, biceco and pedestrian projects that have been identifed as pronties by the commonty. Moasure D - a countrwide November ballot measure - woud bring in an athitional 5500 million through a \(1 / 2\) cent sales tax for priority local transportation proects such as fixing potholes, imporing traffe for on frghway expanding safe rotites to school and other biechend pedestma profect, and maintaining tausportation sorves for sentors and poople with disabinties. Infomation on Measure D is onlneat: nww.sectc.org/move.

The Sonta Cux Comty Regional Transpotation Commissin (Ry) is
 iransportation choices for the commatia, While promothe lou-term sustainabilty, the RTC provides tronsportaton services, planting, and funding for all ticnel modes, Information about the Regional Transportation Commission's propecs and progroms con be found at whu scertc.org or by calling 83-460-3200.

\section*{Santa Cruz County Regional Transportation Commission 9/1/2016 meeting highlights Highway 9/SLV Plan}

The Regional Transporabon Commission amended the RIC Budge ame Work Progran so that work on begim on wo project funded through he Gatrans' Sustainable Transportation Phoming Gran Prosem. Funding Was atanded to the Regional Transpontion Commiscion to develop a omplete streets transportation coriḍ plan for San Lomemo baloy and a anifed corvior imostmen study to anazze mulumodalmestment

 the most oritiol and cost efectivestety, bicycle pedestran, and trafle operations profects though San Loreno Valley The Enifed Corvo: mestment Study will identify the transportation invesments that optimize usage of the Highay 1 , Soquel Ave/Dr and the wat lue orvor whie adrating sustamabley targe dowloped for Sana Crue County. Public inpat will be instramental in both phamog efforts.```


[^0]:    $\begin{array}{lll}\text { CHECK } & \text { CHECK } & \text { CHECK VENDOR } \\ \text { NUMBER } & \text { DATE } & \text { AMOUNT }\end{array}$

[^1]:    | 73442 | INVENTORY ORDER |
    | :---: | :---: |
    | 73443 | INVENTORY ORDER |
    | 73444 | INVENTORY ORDER |
    | 73445 | INVENTORY ORDER |
    | 73446 | INVENTORY ORDER |
    | 73447 | INVENTORY ORDER |
    | 73448 | INVENTORY ORDER |
    | 73449 | INVENTORY ORDER |
    | 73450 | INVENTORY ORDER |
    | 73451 | INVENTORY ORDER |
    | 73093 | CREDIT |
    | 73096 | CREDIT |
    | 73432 | NON INVENTORY |
    | 73411 | SEPT 16 RENT |
    | 73396 | ****-**** ****-1598 |
    | 73361 | INVENTORY ORDER |
    | 73362 | INVENTORY ORDER |
    | 73363 | INVENTORY ORDER |
    | 73364 | INVENTORY ORDER |
    | 73365 | INVENTORY ORDER |
    | 73366 | INVENTORY ORDER |
    | 73367 | INVENTORY ORDER |
    | 73429 | INVENTORY ORDER |
    | 73430 | INVENTORY ORDER |
    | 73431 | INVENTORY ORDER |
    | 73385 | 6/26-7/25 TVM WIRELE |
    | 73378 | RPR VEH \#1120 PC |
    | 73379 | RPR VEH \#802 |
    | 73349 | TEMP W/E 7/29/16 |
    | 73350 | TEMP W/E 7/29/16 |
    | 73465 | TEMP W/E 8/5/16 |
    | 73466 | TEMP W/E 7/29/16 |
    | 73468 | TEMP W/E 7/15/16 |
    | 73338 | INSTALL CAMERA VERNO |
    | 73394 | 7/6-8/4 SVT WTC PNR |
    | 73397 | CREDIT |
    | 73418 | OFFICE SUPPLIES |
    | 73458 | MAY 16 PEST METROMKT |
    | 73459 | AUG 16 PEST GOLF |
    | 73426 | PREPAID POSTAGE CS |
    | 73370 | 7/1-6/30/19 MAINTENA |
    | 73395 | MEETING REIMBURSEMEN |
    | 73469 | 7/26-8/25 RENEWAL CS |
    | 73414 | WINSHIELD VEH\#1116PC |
    | 73403 | RPR THERMOSTAT |
    | 73404 | BENCH LEG MOLDS |


    | 56790 | 08/22/16 | 3.25 | 001233 | KIMBALL MIDWEST |
    | :---: | :---: | :---: | :---: | :---: |
    | 56791 | 08/22/16 | 1,943.59 | 003273 | MGP XI REIT LLC |
    | 56792 | 08/22/16 | 400.00 | 003061 | NEOFUNDS BY NEOPOST DBA |
    | 56793 | 08/22/16 | 8,620.20 | 001063 | NEW FLYER IND. CANADA ULC DBA |
    | 56794 | 08/22/16 | 109.98 | 002721 | NEXTEL COMMUNICATIONS/SPRINT |
    | 56795 | 08/22/16 | 2,085.67 | 004 | NORTH BAY FORD LINC-MERCURY |
    | 56796 | 08/22/16 | 4,173.73 | 003115 | OFFICE TEAM |
    | 56797 | 08/22/16 | 1,902.03 | 002940 | OJO TECHNOLOGY, INC. |
    | 56798 | 08/22/16 | 3,226.39 | 009 | PACIFIC GAS \& ELECTRIC |
    | 56799 | 08/22/16 | 200.04 | 043 | PALACE ART \& OFFICE SUPPLY |
    | 56800 | 08/22/16 | 118.50 | 481 | PIED PIPER EXTERMINATORS, INC. |
    | 56801 | 08/22/16 | 1,500.00 | 050 | PITNEY BOWES INC. RENTAL PMT |
    | 56802 | 08/22/16 | 66, 210.00 | 942 | PROOFPOINT, INC. |
    | 56803 | 08/22/16 | 147.77 | E969 | PYE, GINA |
    | 56804 | 08/22/16 | 435.43 | 215 003259 | RICOH USA, INC. TX SAFELITE FULFILLMENT INC |
    | 56805 56806 | $08 / 22 / 16$ $08 / 22 / 16$ | 312.53 85.84 | 003259 | SAFELITE FULFILLMENT INC SAN LORENZO LUMBER \& HOME CTR |

    $\begin{array}{ll}\begin{array}{ll}109.98 & 002721 \\ 2,085.67 & 004\end{array} \\ 4,173.73 & 003115\end{array}$
    
    
    
    

    ## Attachment A

    
    

    ## Attachment A

    
    
    
    $\odot$

    CAPITOLA PUMP COMPANY INC
    CATTO'S GRAPHICS, INC.
    CITY OF WATSONVILLE UTILITIES
    CLEAN ENERGY

    ## ANDY'S AUTO SUPPLY ANTHEM BLUE CROSS BICKMORE BROWN ARMSTRONG BRULIN \& COMPANY INC.

    
    ENVIRONMENTAL LOGISTICS INC FRONTIER COMMUNICATIONS CORP GENFARE A DIV OF SPX CORP
    GLOBAL EQUIPMENT COMPANY
    

    | 56833 | 08/29/16 | 1,118.17 | 003151 | ABC BUS INC |
    | :---: | :---: | :---: | :---: | :---: |
    | 56834 | 08/29/16 | 74.93 | 294 | ANDY'S AUTO SUPPLY |
    | 56835 | 08/29/16 | 736.23 | 001312 | ANTHEM BLUE CROSS |
    | 56836 | 08/29/16 | 9,700.00 | 926 | BICKMORE |
    | 56837 | 08/29/16 | 2,000. 00 | 616 | BROWN ARMSTRONG |
    | 56838 | 08/29/16 | 532.86 | 088 | BRULIN \& COMPANY INC. |
    | 56839 | 08/29/16 | 288.19 | 003211 | CAPITOLA PUMP COMPANY INC |
    | 56840 | 08/29/16 | 777.00 | 001159 | CATTO'S GRAPHICS, INC. |
    | 56841 | 08/29/16 | 50.73 | 130 | CITY OF WATSONVILLE UTILITIES |
    | 56842 | 08/29/16 | 60, 035.09 | 001124 | CLEAN ENERGY |
    | 56843 | 08/29/16 | 610.52 | E957 | CLIFFORD, ALEX |
    | 56844 | 08/29/16 | 2,183. 24 | 075 | COAST PAPER \& SUPPLY INC. |
    | 56845 | 08/29/16 | 456.75 | 002870 | COLE SUPPLY COMPANY, INC. |
    | 56846 | 08/29/16 | 649.01 | 002814 | CREATIVE BUS SALES, INC. |
    | 56847 | 08/29/16 | 20.89 | 003116 | CUMMINS PACIFIC LLP |
    | 56848 | 08/29/16 | 1,262.59 | 002949 | DEANE INDUSTRIAL MACHINING |
    | 56849 | 08/29/16 | 789.18 | 001329 | DOC AUTO LLC |
    | 56850 | 08/29/16 | 4,794.21 | 003274 | EAST BAY TIRE CO. |
    | 56851 | 08/29/16 | 1,571. 05 | 003153 | ENVIRONMENTAL LOGISTICS INC |
    | 56852 | 08/29/16 | 1, 080.00 | 432 | EXPRESS SERVICES INC. |
    | 56853 | 08/29/16 | 116.02 | 003279 | FRONTIER COMMUNICATIONS CORP |
    | 56854 | 08/29/16 | 809.53 | 647 | GENFARE A DIV OF SPX CORP |
    | 56855 | 08/29/16 | 225.93 | 001921 | GLOBAL EQUIPMENT COMPANY |
    | 56856 | 08/29/16 | 253.82 | 282 | GRAINGER |

    $1,118.17003151$

    | 56833 | 08/29/16 | 1,118.17 | 003151 | ABC BUS INC |
    | :---: | :---: | :---: | :---: | :---: |
    | 56834 | 08/29/16 | 74.93 | 294 | ANDY'S AUTO SUPPLY |
    | 56835 | 08/29/16 | 736.23 | 001312 | ANTHEM BLUE CROSS |
    | 56836 | 08/29/16 | 9,700.00 | 926 | BICKMORE |
    | 56837 | 08/29/16 | 2,000. 00 | 616 | BROWN ARMSTRONG |
    | 56838 | 08/29/16 | 532.86 | 088 | BRULIN \& COMPANY INC. |
    | 56839 | 08/29/16 | 288.19 | 003211 | CAPITOLA PUMP COMPANY INC |
    | 56840 | 08/29/16 | 777.00 | 001159 | CATTO'S GRAPHICS, INC. |
    | 56841 | 08/29/16 | 50.73 | 130 | CITY OF WATSONVILLE UTILITIES |
    | 56842 | 08/29/16 | 60, 035.09 | 001124 | CLEAN ENERGY |
    | 56843 | 08/29/16 | 610.52 | E957 | CLIFFORD, ALEX |
    | 56844 | 08/29/16 | 2,183. 24 | 075 | COAST PAPER \& SUPPLY INC. |
    | 56845 | 08/29/16 | 456.75 | 002870 | COLE SUPPLY COMPANY, INC. |
    | 56846 | 08/29/16 | 649.01 | 002814 | CREATIVE BUS SALES, INC. |
    | 56847 | 08/29/16 | 20.89 | 003116 | CUMMINS PACIFIC LLP |
    | 56848 | 08/29/16 | 1,262.59 | 002949 | DEANE INDUSTRIAL MACHINING |
    | 56849 | 08/29/16 | 789.18 | 001329 | DOC AUTO LLC |
    | 56850 | 08/29/16 | 4,794.21 | 003274 | EAST BAY TIRE CO. |
    | 56851 | 08/29/16 | 1,571. 05 | 003153 | ENVIRONMENTAL LOGISTICS INC |
    | 56852 | 08/29/16 | 1, 080.00 | 432 | EXPRESS SERVICES INC. |
    | 56853 | 08/29/16 | 116.02 | 003279 | FRONTIER COMMUNICATIONS CORP |
    | 56854 | 08/29/16 | 809.53 | 647 | GENFARE A DIV OF SPX CORP |
    | 56855 | 08/29/16 | 225.93 | 001921 | GLOBAL EQUIPMENT COMPANY |
    | 56856 | 08/29/16 | 253.82 | 282 | GRAINGER |

    ## 130 001124

    우ำ
    ABC BUS INC
    NัN
    


    
    56843 08/29/16
    N
    
    

    $\begin{array}{ll}56854 & 08 / 29 / 16 \\ 56855 & 08 / 29 / 16 \\ 56856 & 08 / 29 / 16\end{array}$

    ## Attachment A

    
    KEISH ENVIRONMENTAL PC CORP
    KELLEY'S SERVICE INC.
    INC. KELLY SERVICES,
    KIMBALL MIDWEST
    LABOR READY, INC MANAGED HEALTH NETWORK
    MANFIELD OIL CO OF GAINSVILLE MER FLYER IND. CANADA ULC DBA OFFICE TEAM OJO TECHNOLOGY, INC.
    PACIFIC GAS \& ELECTRIC
    PALACE ART \& OFFICE SU
    
    

    | 696.00 | 003284 |
    | :--- | :--- |
    | 274.74 | 1117 |

    
    $\begin{array}{cc}42,396.70 & 002917 \\ 9,392.08 & 079\end{array}$
    
    56860 08/29/16
    $5686108 / 29 / 16$
    $\begin{array}{ll}5686208 / 29 / 16 \\ 56863 & 08 / 29 / 16 \\ 56864 & 08 / 29 / 16\end{array}$

    | 0000000000 M-M | $\square_{100000}^{-1}$ |
    | :---: | :---: |
    | NNNNN |  |
    | - |  |
    |  |  |


    ## Attachment A

    $\odot$
    
    TYCO INTEGRATED SECURITY
    UNIFIRST CORPORATION
    UNITED PARCEL SERVICE
    VALLEY POWER SYSTEMS, INC.
    
    
    $\begin{array}{cc}34.62007 \\ 4,372.10 & 002829\end{array}$
     56879 08/29/16 $\begin{array}{ll}\text { CHECK } & \text { CHECK } \\ \text { NUMBER } & \text { DATE }\end{array}$
    
    
    
    $5689208 / 29 / 16$
    $5689308 / 29 / 16$
    9โ/6Z/80 7689 G
    56895 08/29/16
    56897 08/25/16
    $\odot \wedge$
    $\square$
    

    ## Attachment A

    $\begin{array}{lll}\text { SANTA CRUZ METROPOLITAN TRANSIT DISTRICT } & \text { PAGE } & 14 \\ \text { CHECK JOURNAL DETAIL BY CHECK NUMER } & & \\ \text { ALL CHECKS FOR ACCOUNTS PAYABLE } & \end{array}$
    DATE 08/30/16 09:18
    

    9-03A. 14

    ## SUBJECT: ACCEPT AND FILE MINUTES OF THE SANTA CRUZ METRO BOARD OF DIRECTORS MEETING OF AUGUST 26, 2016

    ## I. RECOMMENDED ACTION

    That the Board of Directors Accept and File the Minutes for the Santa Cruz Metropolitan Transit District (METRO) Board of Directors Meeting of August 26, 2016

    ## II. SUMMARY

    - Staff is providing minutes from the Santa Cruz Metropolitan Transit District (METRO) Board of Directors Meeting of August 26, 2016.
    - Each meeting, staff will provide minutes from the previous METRO Board of Directors meeting.


    ## III. DISCUSSION/BACKGROUND

    The Board requested that staff include, in the Board Packet, minutes for previous METRO Board of Directors meetings. Staff is enclosing the minutes from these meetings as a mechanism of complying with this request.

    ## IV. FINANCIAL CONSIDERATIONSIIMPACT

    None

    ## V. ALTERNATIVES CONSIDERED

    None

    ## VI. ATTACHMENTS

    Attachment A: Draft minutes for the Board of Directors Meeting of August 26, 2016

    Prepared by: Gina Pye, Executive Assistant

    ## VII. APPROVALS:

    Alex Clifford, CEO/General Manager

    # SANTA CRUZ METROPOLITAN TRANSIT DISTRICT (METRO) BOARD OF DIRECTORS AGENDA MEETING MINUTES AUGUST 26, 2016-8:30 AM SCOTTS VALLEY CITY CHAMBERS ONE CIVIC CENTER DRIVE SCOTTS VALLEY, CA 95066 

    A regular meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District (METRO) was convened on Friday, August 26, 2016 at the Scotts Valley City Chambers, One Civic Center Drive, Scotts Valley, CA.
    The Board Meeting Agenda Packet can be found online at www.SCMTD.com and is available for inspection at Santa Cruz Metro's Administrative offices at 110 Vernon Street, Santa Cruz, California.

    This document has been created with accessibility in mind. With the exception of certain 3rd party and other attachments, it passes the Adobe Acrobat XI Accessibility Full Check. If you have any questions about the accessibility of this document, please email your inquiry to accessibility@scmtd.com

    ## SECTION I: OPEN SESSION

    CALL TO ORDER at 8:35AM by Chair Rotkin.
    2 ROLL CALL: The following Directors were present, representing quorum:

    Director Ed Bottorff
    Director Dene Bustichi
    Director Karina Cervantez
    Director Cynthia Chase
    Director Jimmy Dutra, Vice Chair
    Director Zach Friend
    Director Norm Hagen
    Director Don Lane
    Director John Leopold
    Director Bruce McPherson
    Director Mike Rotkin, Chair
    Ex-Officio Director Donna Blitzer
    All Directors were present.
    STAFF PRESENT:
    Alex Clifford
    Leslyn K. Syren

    City of Capitola
    City of Scotts Valley
    City of Watsonville
    City of Santa Cruz
    City of Watsonville AR 8:40AM
    County of Santa Cruz
    County of Santa Cruz
    City of Santa Cruz
    County of Santa Cruz
    County of Santa Cruz
    County of Santa Cruz
    UC Santa Cruz
    AR 9:00AM

    METRO CEO/General Manager METRO District Counsel

    ## Attachment A

    # METRO EMPLOYEES AND MEMBERS OF THE PUBLIC WHO VOLUNTARILY INDICATED THEY WERE PRESENT (IN ALPHABETICAL ORDER) WERE: <br> Heather Adamson, AMBAG <br> Angela Aitken, SCMTD <br> Robyn Slater, SCMTD <br> 3 REVIEW OF ITEMS TO BE DISCUSSED IN CLOSED SESSION <br> 4 ADJOURN TO CLOSED SESSION 8:37A <br> Hearing no comments from the public or Board, Chair Rotkin recessed to the Closed Session at $8: 37 \mathrm{AM}$. 

    ## SECTION II: CLOSED SESSION AGENDA

    5 CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION
    Significant exposure to litigation pursuant to Government Code Section 54956.9 (b) \& (c) one case

    6 PUBLIC EMPLOYMENT (Government Code Section 54957)
    District Counsel

    ## SECTION III: RECONVENE TO OPEN SESSION

    The Board Meeting reconvened at 9:29AM.

    ## 7 ANNOUNCEMENTS

    Chair Rotkin introduced Carlos Landaverry and his Spanish Language Interpretation services. He then announced this meeting is being televised by Community Television of Santa Cruz County with technician, Scott Grey.

    8 BOARD OF DIRECTORS COMMENTS
    Don Lane provided commentary to the letter authored by he and Cynthia Chase and it's relevance to Agenda Items 25 and 26. (See attached copy.)

    Hearing no other comments, Chair Rotkin moved to the next agenda item.
    9 COMMUNICATIONS TO THE BOARD OF DIRECTORS
    Hearing none, Chair Rotkin moved to the next agenda item.
    10 COMMUNICATIONS FROM MAC
    Hearing none, Chair Rotkin moved to the next agenda item.
    11 LABOR ORGANIZATION COMMUNICATIONS
    Hearing none, Chair Rotkin moved to the next agenda item.
    12 ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS
    Chair Rotkin announced the following items were distributed to Board Members and are available at the back of the room for public viewing:

    - An AMENDED Agenda noting the 8:30AM has been distributed.
    - Item 13-08.1: 2nd bullet under the Summary section has been corrected to read "...six CNG bus replacements." NOT four as originally stated.
    - Item 19: Link to YouTube PSA video


    ## Attachment A

    - Item 19A: 6 page summary of Fall service changes
    - Item 19B: 1 page Service Change Notice
    - News clips of interest
    - Preview of Headways September 8, 2016 issue pages 1 and 2

    Director McPherson thanked Barrow Emerson, his team and METRO for accommodating the San Lorenzo Valley School District and providing service to the K-high school students. Job well done!

    ## CONSENT AGENDA

    ## 13-01 APPROVE: RECOMMENDED ACTION ON TORT CLAIMS

    13-02 ACCEPT AND FILE: PRELIMINARY APPROVED CHECK JOURNAL DETAIL FOR THE MONTHS OF JUNE - JULY 2016

    13-03 ACCEPT AND FILE: YEAR TO DATE MONTHLY FINANCIAL REPORTS AS OF APRIL AND MAY 2016

    13-04 ACCEPT AND FILE: MINUTES OF THE SANTA CRUZ METRO BOARD OF DIRECTORS MEETING OF JUNE 26, 2016

    13-05 ACCEPT AND FILE: MINUTES FOR THE METRO ADVISORY COMMITTEE (MAC) SPECIAL MEETING OF MAY 18, 2016

    13-06 ACCEPT AND FILE: METRO PARACRUZ OPERATIONS STATUS REPORT FOR APRIL, MAY AND JUNE 2016

    13-07 ACCEPT AND FILE: SANTA CRUZ METRO SYSTEM RIDERSHIP REPORTS FOR THE FOURTH QUARTER OF FY16

    13-08 ACCEPT AND FILE: QUARTERLY STATUS REPORT OF ACTIVE GRANTS, GRANT APPLICATIONS AND OPPORTUNITIES FOR APRIL - JUNE 2016

    13-09 APPROVE: CONSIDERATION OF ISSUING A FORMAL INVITATION FOR BIDS FOR SECURITY UPGRADE TO THE MECHANICAL PLATFORM AT THE JUDY K. SOUZA OPERATIONS FACILITY

    13-10 APPROVE: CONSIDERATION OF ISSUING A FORMAL INVITATION FOR BIDS FOR EARTHWORK AND GRADING AT 135 DUBOIS STREET, SANTA CRUZ

    13-11 APPROVE: CONSIDERATION OF ISSUING A FORMAL REQUEST FOR PROPOSALS FOR COURIER SERVICES

    13-12 APPROVE: CONSIDERATION OF ISSUING A FORMAL REQUEST FOR PROPOSALS FOR SECURITY SURVEILLANCE CONSULTANT SERVICES FOR THE JUDY K. SOUZA OPERATIONS FACILITY AND FUEL \& WASH FACILITY

    13-13 APPROVE: CONSIDER ADOPTING A RESOLUTION AUTHORIZING THE CEO TO SUBMIT APPLICATIONS AND EXECUTE AGREEMENTS FOR GRANTS FROM THE

    ## Attachment A

    Board of Directors Meeting Minutes
    August 26, 2016
    Page 4 of 13
    FEDERAL TRANSIT ADMINISTRATION AND FROM THE CALIFORNIA DEPARTMENT OF TRANSPORTATION

    13-14 APPROVE: CONSIDER ADOPTING A RESOLUTION AUTHORIZING THE CEO TO SUBMIT AN APPLICATION AND SIGN NECESSARY AGREEMENTS TO OBTAIN PROPOSITION 1B FUNDING FROM THE FY16 CALIFORNIA TRANSIT SECURITY GRANT PROGRAM

    13-15 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A ONE-YEAR EXTENSION AMENDMENT TO THE CONTRACT FOR TRANSIT SERVICES WITH THE UNIVERSITY OF CALIFORNIA, SANTA CRUZ (UCSC) BEGINNING SEPTEMBER 1, 2016

    13-16 APPROVE: CONSIDER OF APPROVAL OF AUDIT ENGAGEMENT LETTER WITH BROWN ARMSTRONG ACCOUNTANCY CORPORATION FOR FINANCIAL AUDIT AND TAX SERVICES FOR THE FISCAL YEAR ENDED JUNE 30, 2016

    13-17 APPROVE: CONSIDERATION OF RESOLUTION APPROVING THE FY17 CAPITAL BUDGET

    13-18 APPROVE: CONSIDERATION OF DECLARING FIVE (5) NEW FLYER BUSES, ONE (1) 2001 CHEVROLET VENTURE ACTIVAN, AND AN UNDERGROUND TANK AS EXCESS FOR PURPOSES OF DISPOSAL OR AUCTION

    13-19 APPROVE: CONSIDER RATIFICATION OF A 5-YEAR LEASE AGREEMENT WITH AHMED SABA, DBA METRO MARKET

    13-20 APPROVE: RENEWAL OF PROPERTY INSURANCE COVERAGE FOR FY17 WITH ZURICH AMERICAN INSURANCE COMPANY

    13-21 APPROVE: CONSIDERATION OF A PROPOSAL TO AMEND THE MANAGEMENT COMPENSATION PLAN AND ADOPT HOURLY RATE SCHEDULE

    13-22 APPROVE: AUTHORIZE THE CEO TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE ASSOCIATION OF MONTEREY BAY AREA GOVERNMENTS (AMBAG)

    13-23 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A THIRD AMENDMENT TO THE LEASE AGREEMENT FOR THE PROPERTY LOCATED AT 2880 RESEARCH PARK DRIVE IN SOQUEL

    13-24 APPROVE: CONSIDERATION OF AWARD OF CONTRACT TO RK \& ASSOCIATES, INC. FOR RECONSTRUCTING ADA ACCESSIBLE CONCRETE AREAS AND RELATED SITE WORK NOT TO EXCEED \$252,000

    ## ACTION: MOTION TO ACCEPT THE CONSENT AGENDA AS PRESENTED

    MOTION: DIRECTOR LANE
    SECOND: DIRECTOR DUTRA
    MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present.

    ## REGULAR AGENDA

    14 PRESENTATION OF EMPLOYEE LONGEVITY AWARDS FOR LES BECK, PEDRO GUTIERREZ, OSCAR HERRERA, ESTEVAN RUIZ, SALVADOR TOLENTINO, AND SHARON TOLINE
    Chair Mike Rotkin recognized the following retirees in their absence, noting all employees are important:

    - Les Beck, Bus Operator, 20 years of service with METRO
    - Pedro Gutierrez, Bus Operator, 10 years of service with METRO
    - Oscar Herrera, Bus Operator, 10 years of service with METRO
    - Salvador Tolentine, Custodial Service Worker I, 15 years of service with METRO
    - Estevan Ruiz, Bus Operator, 10 years of service with METRO, was present. Vice Chair Dutra presented Mr. Ruiz with his plaque and thanked him for his service. Mr. Ruiz addressed the assembly and said he owes it all to the public/passengers. He will continue doing a good job and get them to their destination safely and on time.
    - Sharon D. Toline, Safety \& Training Coordinator, 20 years of service with METRO, was also present. Vice Chair Dutra thanked her for her service and presented the plaque. Ms. Toline said when she started with METRO in 1996 she expected to be here for a "few years". Today, she's receiving her 20 -year longevity award. She hopes this inspires others to find their own path.


    ## 15 ORAL PRESENTATION OF SUPERVISORY CLASS GRADUATES: <br> ERRON ALVEY, RHIANNON AXTON, BARROW EMERSON, HARLAN GLATT, ANNA MARIE GOUVEIA, ISAAC HOLLY, GILLIAN McGLAZE, SHAWN O'DONNELL, PETER PENA, MATHEW PYKA, WILL "MICHAEL" REGAN, BRUCE RHODES, FREDDY ROCHA, SUZANNE SILVA, SHARON TOLINE AND ELMER TORRES (see attached photo)

    Chair Rotkin announced the graduates and asked those in attendance to stand to be recognized.

    CEO Clifford congratulated the graduates, noting METRO's initiative in coordinating a class of this type at METRO; government agencies don't typically provide programs well which move employees into supervisory positions. This was made possible through a partnership Ms. Slater developed with Cabrillo College.

    Robyn D. Slater, Human Resources Manager, added that training is an important element of succession planning. This provided an opportunity for cross department communication as it included all levels and all departments learning new skills and institutional knowledge.

    16 RESOLUTION OF APPRECIATION, RETIREES: OLIVIA DIAZ, JOSEPH HYMAN, DARRYL S. JUAN, GUSTAVO MUNGUIA, MANUEL (MANNY) MARTINEZ
    Chair Mike Rotkin recognized the following retirees in their absence

    - Olivia Diaz, Ticket \& Pass Specialist, 34 years of service with METRO
    - Joseph Hyman, Facilities Maintenance Worker II, 28 years of service with METRO
    - Darryl S. Juan, Bus Operator, 31 years of service with METRO
    - Peter Milburn, Bus Operator, 31 years of service with METRO
    - Manuel Martinez, Transit Supervisor, 31 years of service with METRO
    - Gustavo Munguia, Upholsterer II, 12 years of service with METRO


    # ACTION: MOTION TO ACCEPT THE RESOLUTIONS OF APPRECIATION AS PRESENTED <br> MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR LANE <br> MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present. 

    ## 17 ORAL RECOGNITION OF LEADERSHIP SANTA CRUZ CLASS \#31 (see attached

    photo)Alex Clifford, CEO/General Manager, recognized METRO's Class 31 participants: Vice Chair Jimmy Dutra, Suzanne Silva, and Eileen Wagley. He spoke of the annual program's advantages in which METRO is offered 3 positions.

    Suzanne Silva, Assistant Human Resources Manager thanked METRO for the opportunity. She appreciated learning more about the entire county and getting to know her fellow participants.

    Eileen Wagley, ADA Eligibility Coordinator, echoed Ms. Silva's comments regarding learning about Santa Cruz County's many cultures. She was also able to be a METRO 'conduit" to other local agencies. She thanked METRO for providing the buses and Operators for their "field trips".

    Vice Chair Dutra also thanked METRO. He hadn't been cognizant of the depth of Santa Cruz County; its various facets, organizations, and the ability to meet people from all areas. He supports METRO's continued participation in the program.

    ## 18 APPROVE: LIABILITY AND PHYSICAL DAMAGE CLAIMS SERVICE

    Alex Clifford, CEO/General Manager, stressed the importance of this request as METRO doesn't have the in-house ability to perform this function and has been unable to locate a qualified temporary candidate with the required expertise. The key to adopting this service is that it helps to mitigate any risk to the agency. If we miss our mark, we could risk having claims that are not covered under CaITIP.

    Director Leopold asked if the contract would be monitored and if there is an estimation of time required. CEO Clifford answered that we don't have any estimates to refer to as claims experiences differ between agencies. METRO will carefully monitor and report back when costs are incurred.

    District Counsel Syren added METRO's incidents and claim rate is extremely low given the size and number of hours we have; fewer than 30 in a typical year. She doesn't think the number of hours will be excessive.

    Director Leopold asked: Will METRO hire a Safety and Security Manager; Can the former position be divided into two positions; and, has a timeframe been established? CEO Clifford said he is still determining this. At this time Tom Szestowicki is performing a dual function, Safety and Risk, for METRO. Regarding dividing the prior position into two: Since Ms. Guizar departed, we have identified different persons for the various aspects of her duties. No timeframe has been established.

    There were no public comments.

    # ACTION: MOTION TO APPROVE ENTERING INTO A THREE-YEAR SERVICE AGREEMENT WITH THE CALIFORNIA TRANSIT SYSTEMS JOINT POWERS AUTHORITY (CaITIP) AND YORK RISK SERVICES GROUP AS PRESENTED 

    MOTION: DIRECTOR LEOPOLD
    SECOND: DIRECTOR ROTKIN
    MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present.

    ## 19 ACCEPT AND FILE: COMPREHENSIVE OPERATIONAL ANALYSIS (COA) AND FALL SERVICE CHANGE UPDATE

    Barrow Emerson, Planning and Development Manager, acknowledged his team and Mr. Eduardo Montesino, an 'unofficial member of the team', noting he always shares the Board's comments with them.

    Chair Rotkin thanked everyone for their efforts; he doesn't take for granted the number of positions and routes we were able to save.

    Mr. Emerson continued providing commentary to the staff report highlighting that the anticipated $9 / 8 / 16$ service reduction will be 10-12\% versus the original $25-30 \%$ anticipated in June. Service change information is noted in attachments 19A and 19B. Additionally, staff will be on site at Cabrillo to help students with the service changes after the school term begins.

    In response to numerous questions from Mr. Jon Bartholomew, Chair Rotkin suggested he meet with Mr. Emerson to obtain specific information. CEO Clifford also offered to send a copy of the June board report with specifics.

    Director Leopold added that we are counting on the passing of Measure D in November to provide additional funding.

    20 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A CONTRACT FOR TRANSIT SERVICES WITH THE CABRILLO COLLEGE BEGINNING SEPTEMBER 8, 2016
    Mr. Emerson noted that through a student vote, Cabrillo established a fee which has identified approximately $\$ 900 \mathrm{~K}$ over a 12 month period. He thanked the Cabrillo student senate, student body, UTU representatives, and METRO Board members for their assistance in the success of this venture. He added that we will monitor student use for future planning. Chair Rotkin echoed his thanks to Cabrillo and their students for the approximate $\$ 900 \mathrm{~K}$ funding to METRO.

    There were no public comments.
    Director Hagen asked if the student bus pass would include Easter and Christmas breaks. Mr. Emerson said yes; we followed UCSC's example.

    ACTION: MOTION TO APPROVE AUTHORIZING THE CEO TO EXECUTE A CONTRACT FOR TRANSIT SERVICES WITH THE CABRILLO COLLEGE BEGINNING SEPTEMBER 8, 2016 AS PRESENTED

    MOTION: DIRECTOR DUTRA
    SECOND: DIRECTOR LEOPOLD
    MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present.

    21 APPROVE: CONSIDERATION OF A REQUEST FROM CABRILLO COLLEGE TO BE ESTABLISHED AS AN EX-OFFICIO DIRECTOR ON THE METRO BOARD Chair Rotkin would like to include the encouragement of student representative in the motion; this would not be a requirement. He would also ask UCSC to consider the same possibility.

    Mr. Emerson noted that the request for an ex-officio position came from Cabrillo's Student Senate. The key point is the amendment to the Administrative Code.

    Public comments:
    Jon Bartholomew asked what the ex-officio could do if they hold a non-voting position on the Board.

    Chair Rotkin answered that they can speak at the meetings, be involved in the committees, and become engaged in how the system runs.

    Mr . Emerson added this reinforces the student involvement.
    Donna Blitzer, current Ex-Officio Board Member, said she believes it is important to be here and be part of the discussion. She supports having students involved in the process.

    ACTION: MOTION TO APPROVE THE REQUEST FROM CABRILLO COLLEGE TO BE ESTABLISHED AS AN EX-OFFICIO DIRECTOR ON THE METRO BOARD AS PRESENTED, INCLUDING THE ENCOURAGEMENT OF STUDENT REPRESENTATIVES FROM BOTH CABRILLO COLLEGE AND UCSC

    MOTION: DIRECTOR DUTRA

    ## SECOND: DIRECTOR CHASE

    MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present.

    ## 22 ACCEPT AND FILE: REPORT ON FY16 TRIENNIAL REVIEW

    Angela Aitken, Finance Manager, provided information regarding the triennial process, noting all managers and departments were involved in the process. Of the 17 review areas, 7 had a few findings (see page 22A for specifics). The final responses will be submitted between now and November. She will return when the findings have been responded to and accepted.

    There were no public comments.
    Director Leopold asked if we had a date we anticipate receiving the findings.
    Ms. Aitken answered; final responses are due in November. We anticipate January/February for complete final responses and FTA answers.

    ## ACTION: MOTION TO ACCEPT THE REPORT ON THE FY16 TRIENNIAL REVIEW AS PRESENTED

    MOTION: DIRECTOR LANE SECOND: DIRECTOR McPHERSON

    MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present.

    ## 23 APPROVE: ESTABLISHMENT OF THREE BOARD STANDING COMMITTEES

    ## Attachment A

    Board of Directors Meeting Minutes
    August 26, 2016
    Page 9 of 13
    After considering various nominations and slates, the following board members were appointed to the respective Standing Committees:

    Personnel/HR Committee: To be comprised of Current Board Chair, Current Vice Chair, Immediate Past Chair and Two Board Members

    Current Board Chair (Mike Rotkin)
    Current Vice Chair (Jimmy Dutra)
    Immediate Past Board Chair (Dene Bustichi)
    2 Board Members (D. Norm Hagen and John Leopold)
    Capital Projects Committee: To be comprised of 3 Board Members
    Dene Bustichi, Cynthia Chase and Bruce McPherson
    Finance, Budget \& Audit Committee: To be comprised of 4-5 Board Members
    Ed Bottorff, Karina Cervantez, Zach Friend and Don Lane
    ACTION: MOTION TO ACCEPT AND APPROVE THE FOLLOWING BOARD MEMBERS TO THE STANDING COMMITTEES WITH THE PROPOSED STRUCTURE NOTED. THE COMMITTEES WILL ATTEMPT TO BALANCE CITY AND COUNTY REPRESENTATION. EACH COMMITTEE WILL ESTABLISH BYLAWS AND RETURN TO THE BOARD FOR RATIFICATION.

    MOTION: DIRECTOR BOTTORFF

    ## SECOND: DIRECTOR CHASE

    MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present.

    ## 24 APPROVE: BOARD SUPPORT FOR THE TRANSPORTATION SALES TAX MEASURE

    Alex Clifford, CEO/General Manager, reminded the assembly that this item has been placed on the agenda at the Board's request.

    Public comment:
    Eduardo Montesino, representing UTU, said this is an opportunity to provide a lot of funding for many transportation services in the county and needs everyone's full support to provide better services.

    Will Regan, representing VMU, said their members voted last night to support Measure D and recommends board support.

    Director McPherson noted that the process has been ongoing for two years to address the overall transportation needs of the county. This will be a half cent sales tax over 30 years, requires $2 / 3$ vote and consists of 5 categories: local roads, Highway 1, elderly and disabled services, METRO and options for rail/trail program (which will not provide passenger rail service). The largest share will go to local roads, then Highway 1 auxiliary lanes and a couple of overpasses to Park Avenue, then to maintain pedestrian and bicyclists services. Santa Cruz County is not currently considered a self-help county which places us near the bottom of the list for financial aid. We must become a self-help county so that the State will look at us as helping ourselves before they will assist.

    ## Attachment A

    Board of Directors Meeting Minutes
    August 26, 2016
    Page 10 of 13
    Director Lane added if this measure does not pass, we will have new trouble; additional reductions will be needed. The community needs to know this. In addition to direct funding, METRO's buses travel on Highway 1; we need to facilitate improved local roads \& highways. This would save wear and tear on buses if the roads are in good shape.

    Director Leopold appreciates the strong support from the labor and business community, the social services agencies, environmental and bicycle organizations. This measure provides the best chance to help METRO in terms of a long term funding source.

    Chair Rotkin reminded the public that the service changes were made with optimism that the tax measure would pass. If the measure doesn't pass, more service changes will be need to be made.

    ## ACTION: MOTION TO APPROVE THE RESOLUTION REGARDING BOARD SUPPORT FOR THE TRANSPORTATION SALES TAX MEASURE AS PRESENTED MOTION: DIRECTOR LANE SECOND: DIRECTOR LEOPOLD

    MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present.

    25 APPROVE: CONSIDER A RESOLUTION TO REALLOCATE ALL PACIFIC STATION PUBLIC TRANSPORTATION MODERNIZATION, IMPROVEMENT AND SERVICE ENHANCEMENT ACT FUNDS (PTMISEA) TO METROBASE AND TO THE REQUIRED LOCAL SHARE FOR NEW GRANTS; and,

    26 APPROVE: CONSIDER COMMITTING ADDITIONAL LOCAL FUNDS FOR GRANTS TO THE FEDERAL TRANSIT ADMINISTRATION BUS AND BUS FACILITIES PROGRAM AND TO THE MONTEREY BAY AIR RESOURCES DISTRICT EMISSION REDUCTION PROGRAM FOR CAPITAL IMPROVEMENT PROJECTS
    At the request of Chair Rotkin, and with Board concurrence, Items 25 and 26 were merged and discussed as one item.

    Chair Rotkin told the assembly that this item was added to the agenda to address concerns raised previously regarding grant funding.

    Barrow Emerson, referring to page 13-08.1, noted the recently awarded 2 grants totaling $\$ 4.8 \mathrm{M}$. Additionally, METRO was awarded 3 electric buses by the Federal government for Highway 17.

    Vice Chair Dutra asked when the buses will be delivered.
    Mr. Emerson answered it is unknown at this time; we have a team working on requirements, etc.

    CEO Clifford added that the bus manufacturers are estimating 9 months to 2 years from order placement.

    CEO Clifford said Item 26 is seeking approval to revise the capital plan. We need monies to go after grants to replace 70 buses. We plan to utilize recent award history research to better apply for grants.

    Public comment:

    ## Attachment A

    Jon Bartholomew asked what type of buses are needed; what is the status of Pacific Station; where will temporary buses be housed if a new Pacific Station is built, what will the proceeds of the sales tax (if successful) fund? .

    Chair Rotkin responded that many of the questions have not been fully answered; e.g., Pacific Station decisions. The City of Santa Cruz wants to revitalize the downtown area and has asked that METRO be involved. If successful, the sales tax revenues will be spent for Operations expenses. The average age of METRO buses is 12 years, which means they are expensive to maintain. We are currently looking at electric and traditional fuel buses.

    Director Leopold clarified of the 20\% targeted for senior and disabled services, $16 \%$ will go to METRO and $4 \%$ to Liftline for those areas not served by ParaCruz.

    Director Chase noted that the letter authored by her and Director Lane outlines what they are advocating for and suggests their clear intention to allocate funds. Director Lane added that a new Pacific Station is not a guarantee; the Santa Cruz City Council has not lost interest in the project and there are non-profit/medical organizations interested in the project as well. They are asking to make a conscious decision as a Board on this project; they are not requesting a specific action.

    Director Leopold requested clarity on METRO's intentions regarding Pacific Station as he has seen many visions over the years.

    Chair Rotkin noted that the economy was booming when the process began. The environment has changed.

    Director Bustichi recognized that funds had been specifically earmarked for Pacific Station over the past years. He also recognizes that METRO is in need of buses. He cautioned how the funds are utilized.

    CEO Clifford noted two points for clarification: 1) Page 26.2 includes a line item referring to MetroBase; and, 2) the assumption is that the current Pacific Station Ad Hoc Committee will be folded into the new Capital Project Standing Committee. Chair Rotkin concurred.

    Director Friend felt it important to advise the assembly that he serves on the Monterey Bay Air Resources District Advisory Committee and, in that capacity, recommended that the Assembly Bill funding be directed to the City of Watsonville's application for significant signalization along the Freedom corridor. As a member of the METRO board, he would vote to approve the fund allocation to METRO and its projects. He views this as an opportunity for the Cities and METRO to work together with the Air Resources District.

    Director Dutra, appreciating Director Friend's candor, said, he will support this concept but hopes that future projects would take into consideration traffic, congestion and the City of Watsonville while moving forward.

    Chair Rotkin thanked everyone for their varying opinions and appreciates that everyone works together in a civil manner.

    ACTION: MOTION TO APPROVE THE RESOLUTION TO REALLOCATE ALL PACIFIC STATION PUBLIC TRANSPORTATION MODERNIZATION, IMPROVEMENT AND SERVICE ENHANCEMENT ACT FUNDS (PTMISEA) TO METROBASE AND TO THE

    REQUIRED LOCAL SHARE FOR NEW GRANTS AND APPROVE COMMITTING ADDITIONAL LOCAL FUNDS FOR GRANTS TO THE FEDERAL TRANSIT ADMINISTRATION BUS AND BUS FACILITIES PROGRAM AND TO THE MONTEREY BAY AIR RESOURCES DISTRICT EMISSION REDUCTION PROGRAM FOR CAPITAL IMPROVEMENT PROJECTS AS PRESENTED
    MOTION: DIRECTOR LANE SECOND: DIRECTOR ROTKIN
    MOTION PASSED WITH 11 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) All Directors were present.

    ## 27 APPROVE: CONSIDERATION OF APPROVAL OF THE HUMAN RESOURCES MANAGER RETENTION AND RECRUITMENT STRATEGY

    Alex Clifford, CEO/General Manager, provided a brief history of the multi-faceted staff report; retirement incentive and good news that no layoffs were needed. He believes that this will be a difficult position to recruit for and to fill.

    Public comment:
    Jon Bartholomew questioned the pay level. CEO Clifford, referring to the staff report, said it includes an increase of approximately \$10K/year.

    Director Bustichi voiced his support for the strategy to provide consistency moving forward. He noted that significant changes in management (District Counsel and CEO) have happened in the last 3 years. He had the privilege of working with the HR Manager during these recruitment processes and appreciated the work accomplished. He reminded the assembly that some Operators had announced their retirement before the incentive date was in place. At that time, the Board allowed the Operators to receive the incentive because we thought it was the right thing to do. He appreciates fiscal responsibility; but we also have the responsibility to do the right thing.

    Vice Chair Dutra asked if only retirees qualify for the $\$ 17 \mathrm{~K}$ incentive. He went on to say he would not support the idea unless it is offered to everyone; which he doesn't see. Any exceptions should have been taken into account earlier.

    District Counsel Syren answered that the incentive was two-fold: Intended for Bus Operators and specific position classifications. For the remainder of employees, it was retirement. She will email Vice Chair Dutra the specifics.

    Chair Rotkin said this position is needed for METRO consistency. It is not an inappropriate bonus.

    Director Bottorff was happy that we could offer the incentive with a goal to preserve jobs. We were successful; no one was laid off. This is a by-product wherein we have a valuable employee who serves a specific need.

    Director Leopold thanked Ms. Slater for her service.
    Director Cervantez also thanked Ms. Slater for her services. She also expressed concern with the increase in pay and the expense of an outside recruiting agency; both seem like a lot during these challenging times given that we just went through extensive cuts.

    Chair Rotkin anticipates a failed recruitment without an increased salary.

    ## Attachment A

    ACTION: MOTION TO APPROVE THE HUMAN RESOURCES MANAGER RETENTION AND RECRUITMENT STRATEGY AS PRESENTED MOTION: DIRECTOR BUSTICHI

    ## SECOND: DIRECTOR BOTTORFF

    MOTION PASSED WITH 9 AYES (Directors Bottorff, Bustichi, Cervantez, Chase, Dutra, Friend, Hagen, Lane, Leopold, McPherson and Rotkin.) Directors Cervantez and Dutra voted No. All Directors were present.
    Director Friend departed at 11:29AM

    ## 28 CEO TO GIVE ORAL REPORT

    Alex Clifford, CEO/General Manager, updated the assembly on various bills: The STA Trailer Bill is now sitting on the Governor's desk. The Beale/Frazier transportation bills are similar; they have agreed to reconcile them into one. The SBX-1 and ABX-26 are identical. They are both in process and, if successful, would help us to triple the diesel sales tax. Transportation bills remain a challenge. The LCTOP legislation, through Alejo, was just sent to Appropriations where it was put on suspense in the Appropriations Committee. We will re-evaluate this next year. CEO Clifford will continue to keep the Board apprised as things develop.

    ## 29 ANNOUNCEMENT OF NEXT MEETING: FRIDAY, SEPTEMBER 23, 2016 AT 8:30AM, SANTA CRUZ CITY COUNCIL, 809 CENTER STREET, SANTA CRUZ, CA Chair Rotkin announced the next meeting.

    ## 30 ADJOURNMENT

    Chair Rotkin adjourned the meeting at 11:44AM

    Respectfully submitted,
    Gina Pye
    Executive Assistant

    # Attachment A 

    August 25, 2016

    Board of Directors
    Santa Cruz Metropolitan Transit District
    110 Vernon Street
    Santa Cruz, CA 95060

    Dear Metro Board Colleagues:

    We're writing today to request that our SCMTD Board and Staff continue to work closely with the City of Santa Cruz to advance the Pacific Station project. We understand why, with so many challenges facing Metro, this project has taken a back seat to these more pressing issues. However, our Santa Cruz City Council has recently expressed strong renewed interest in advancing the Pacific Station project and we are concerned that the prospects for this project are fading as capital funds that had been earmarked for Pacific Station are being programmed for various other needs.

    It's also worth noting that a new Pacific Station can deliver benefits well beyond the city of Santa Cruz. We believe a new station will enhance public perception of Metro and give us a new opportunity to increase overall ridership. This will benefit entire Metro system and residents throughout the county.

    As you know, the City has been working closely with METRO staff since the first Memorandum of Understanding was executed in 2001 to facilitate the acquisition, design and construction of Pacific Station. Over the last fifteen years, the City has been working diligently as a partner with METRO to realize our collective goals to revitalize the current METRO site. Specifically, our most recent MOU states:
    "The City and METRO share the same vision and goals to make Metro Center more effective and efficient; to work in collaboration towards the concept of a transit oriented and pedestrian friendly development; and to create Pacific Station, a mixed-use, multi-modal transit facility for the entire region".

    During the first MOU period, the City acted in the capacity of Project Manager overseeing the initial designs for a revitalized METRO project with Roma Design Group. Over the last years, the City has managed the acquisition of the adjacent Greyhound property as well as managed the consultants for preparation of the work plan and cleanup of the contamination on the former Greyhound site. The City has been an active partner over the last several years in the recent design efforts undertaken with Group 4 Architecture. These efforts have been undertaken on behalf of METRO by the City in order to revitalize lower Pacific Avenue and create a positive rider experience for transit riders.

    Our request is two-fold. First, we ask that the Metro Board affirm its commitment to the partnership between Metro and the City of Santa Cruz that has existed for over a decade. Second, we ask that the Board re-convene its Pacific Station ad-hoc committee so the Board can re-engage with discussions about the proposed project.

    Thank you very much for your consideration.

    Sincerely,
    

    Don Lane
    City Councilmember
    City of Santa Cruz
    

    Cynthia Chase
    City Councilmember
    City of Santa Cruz

    Attachment A
    

    DRAFT
    2016 Supervisory Class Graduates

    9-04A. 15

    Attachment A
    

    Leadership Santa Cruz Class 31
    Suzanne Silva, Eileen Wagley and Jimmy Dutra (Pictured left to right)

    Photo taken at 8/26/16 METRO Board of Directors Meeting

    DATE: September 23, 2016
    TO: Board of Directors
    FROM: Ciro Aguirre, Chief Operations Officer

    ## SUBJECT: CONSIDERATION OF AWARD OF CONTRACT TO A PLUS PAINTING FOR EXTERIOR PAINTING OF THE WATSONVILLE TRANSIT CENTER NOT TO EXCEED \$78,800

    ## I. RECOMMENDED ACTION

    That the Board of Directors authorize the CEO to execute a contract with A Plus Painting for Exterior Painting of the Watsonville Transit Center in an amount not to exceed \$78,800.

    ## II. SUMMARY

    - The Santa Cruz Metropolitan Transit District (METRO) has a need for exterior painting of the Watsonville Transit Center.
    - A competitive procurement was conducted to solicit bids from qualified firms. Eight (8) firms submitted bids for METRO's review.
    - Staff has reviewed all submitted bids and is recommending that the Board of Directors authorize a contract with A Plus Painting.


    ## III. DISCUSSION/BACKGROUND

    The Watsonville Transit Center consists of a terminal building, two kiosks, and a clock tower, with canopies over the waiting area. All exterior painted surfaces are faded and/or peeling. This condition is not only aesthetically poor, but it accelerates deterioration of the structures. Repainting is necessary to address both of these concerns.

    In March 2016, the Board authorized staff to issue an Invitation for Bids for Exterior Painting of the Watsonville Transit Center. On July 14, 2016, METRO legally advertised and distributed Invitation for Bids (IFB) No. 16-13 to fifty-seven (57) firms and ten (10) builders' exchanges, posted notice on its website, and sent email notices to all GovDelivery subscribers. On August 17, 2016, bids were received and opened from eight (8) firms. A list of firms and a summary of the bids received are provided in Attachment A. Purchasing Staff and Facilities Maintenance Staff have reviewed all submitted bids. A Plus Painting has been determined to be the lowest responsible bidder, whose bid is responsive to all the requirements of the IFB.

    Staff recommends that the Board of Directors authorize the CEO to execute a contract, on behalf of METRO, with A Plus Painting for Exterior Painting of the Watsonville Transit Center in an amount not to exceed $\$ 78,800$. Contractor will provide all equipment and materials meeting all METRO's specifications and requirements of the contract. Al Pierce, Maintenance Manager, will serve as the Contract Administrator and will ensure contract compliance.

    ## IV. FINANCIAL CONSIDERATIONSIIMPACT

    The value of the contract is $\$ 78,800$. METRO has budgeted $\$ 107,040$ to this project with $\$ 85,632$ being funded from the FTA 5339 Grant and a $\$ 21,408$ local STA Capital match from the FY17 capital budget.

    Funds to support this contract are included in the FY17 Capital budget for Facilities Repairs and Improvements, within Acct \# 514010.

    ## V. ALTERNATIVES CONSIDERED

    - Do not repaint the exterior. This is not recommended, as it will enable continued deterioration of structure and aesthetics.


    ## VI. ATTACHMENTS

    Attachment A: Summary of Bids Received
    Attachment B: Contract with A Plus Painting

    Note: A full copy of the Contract is available on request.

    Prepared By: Alex Strudley, Purchasing Assistant

    ## VII. APPROVALS:

    Ciro Aguirre, Chief Operations Officer
    

    Approved as to form:
    Leslyn K. Syren, District Counsel

    Approved as to fiscal impact: Angela Aitken, Finance Manager
    

    Alex Clifford, CEO/General Manager
    

    ## - THIS PAGE INTENTIONALLY LEFT BLANK -

    ## Attachment A

    

    Bid Results for IFB No. 16-13

    ## Exterior Painting of the Watsonville Transit Center Opened August 17, 2016 at 2:00 PM

    | BIDDER | AMOUNT BID |
    | :--- | :---: |
    | A Plus Painting | $\$ 78,800.00$ |
    | Onpoint Construction | $\$ 86,365.00$ |
    | JPB Designs, Inc. | $\$ 93,700.00$ |
    | Ultra Painting | $\$ 109,800.00$ |
    | Anemos Enterprises, Inc. | $\$ 127,000.00$ |
    | Athens Painting \& Commercial Coatings, Inc. | $\$ 129,000.00$ |
    | Piana Construction \& Painting | $\$ 169,000.00$ |
    | Euro Style Management | $\$ 173,000.00$ |

    ## - THIS PAGE INTENTIONALLY LEFT BLANK -

    # CONTRACT FOR EXTERIOR PAINTING OF THE WATSONVILLE TRANSIT CENTER 

    No. 16-13

    THIS CONTRACT is made effective on September 28, 2016 between the SANTA CRUZ METROPOLITAN TRANSIT DISTRICT ("Santa Cruz METRO"), a political subdivision of the State of California, and A Plus Painting ("Contractor").

    ## 1. RECITALS

    1.01 Santa Cruz METRO's Primary Objective

    Santa Cruz METRO is a public entity whose primary objective is providing public transportation and which has its principal office at 110 Vernon Street, Santa Cruz, California 95060.
    1.02 Santa Cruz METRO's Need For Exterior Painting of the Watsonville Transit Center

    Santa Cruz METRO requires Exterior Painting of the Watsonville Transit Center. In order to obtain said Exterior Painting of the Watsonville Transit Center, Santa Cruz METRO issued an Invitation for Bids, dated July 14, 2016, setting forth specifications for Exterior Painting of the Watsonville Transit Center. The Invitation for Bids is attached hereto and incorporated herein by reference as Exhibit A.
    1.03 Contractor's Bid Form

    Contractor is a licensed general contractor desired by Santa Cruz METRO and whose principal place of business is 108 Morella Ct., Roseville CA 95747. Pursuant to the Invitation for Bids issued by Santa Cruz METRO, Contractor submitted a bid for Provision of said Exterior Painting of the Watsonville Transit Center, which is attached hereto and incorporated herein by reference as Exhibit B.
    1.04 Selection of Contractor and Intent of Contract

    On August 22, 2016, Santa Cruz METRO selected Contractor as the lowest responsive, responsible bidder to provide said Exterior Painting of the Watsonville Transit Center, located at 475 Rodriguez Street, Watsonville CA 95076. The purpose of this Contract is to set forth the provisions of this procurement.
    1.05 Contractor and Supplier Synonymous

    For the purposes of this Contract, the terms "Contractor" and "supplier" are synonymous.

    Santa Cruz METRO and Contractor agree as follows:

    ## 2. INCORPORATED DOCUMENTS AND APPLICABLE LAW

    2.01 Documents Incorporated in This Contract

    The documents below are attached to this Contract and by reference made a part hereof. This is an integrated Contract. This writing constitutes the final expression of the parties' Contract, and it is a complete and exclusive statement of the provisions of that Contract, except for written amendments, if any, made after the date of this Contract in accordance with Part III, Section 13.14 of the General Conditions of the Contract.

    ## Attachment B

    a) Exhibit A

    Santa Cruz Metropolitan Transit District's "Invitation for Bids No. 16-13" dated July 14, 2016, including Addendum number 1.
    b) Exhibit B (Bid Form)

    Contractor's submitted bid to Santa Cruz METRO for Exterior Painting of the Watsonville Transit Center as signed by Contractor.
    2.02 Conflicts

    In the event of conflict between requirements contained in different components of the Contract Documents, provisions set forth in Part VI (FTA Requirements for Construction Contracts) shall prevail over all other provisions. Provisions set forth in Parts I (Instructions to Bidders), III (General Conditions of the Contract) and V (Sample Contract) shall prevail over all remaining Contract Documents. In resolving other conflicting requirements among the Contract Documents, the order of precedence shall be as follows: 1. Change Orders, 2. Addenda or Letters of Clarification, 3. Part IV (Special Conditions of the Contract), and 4. Part VII (Construction Specifications).
    2.03 Recitals

    The Recitals set forth in Article 1 are part of this Contract.

    ## 3. TIME OF PERFORMANCE

    3.01 General

    The work under this Contract shall be completed within 30 calendar days after the date of commencement specified in the Notice to Proceed, unless modified by the parties under Part III, subsection 13.14 of the General Conditions to the Contract or terminated pursuant to Part III, Section 2.
    3.02 Term

    The term of this Contract shall commence upon the execution of the Contract by Santa Cruz METRO. Issuance of a Notice to Proceed shall remain in force until Final Acceptance as provided by Part VII, Section 11.3 of this Contract.
    3.03 Acceptance of Terms

    Execution of this document shall be deemed as acceptance of all of the terms and conditions as set forth herein and those contained in the Instructions to Bidders, the General Conditions, the Special Conditions, the FTA Requirements for Construction Contracts, the Specifications for Work and all attachments and addenda, which are incorporated herein by reference as integral parts of this Contract.

    ## 4. SCOPE OF WORK

    4.01 Contractor shall furnish Santa Cruz METRO all supervision, labor, equipment, supplies, material, freight, transportation, tools and other work and services as specified in and in full accordance with the Invitation for Bids (IFB) No. 16-13 dated July 14, 2016 for Exterior Painting of the Watsonville Transit Center. The Contractor shall provide a complete project in conformance with the intent shown on the drawings and specified herein and as provided for and set forth in the IFB.

    ## Attachment B

    4.02 Contractor and Santa Cruz METRO agree to comply with and fulfill all obligations, promises, covenants and conditions imposed upon each of them in the Contract Documents. All of said work done under this Contract shall be performed to the satisfaction of Santa Cruz METRO or its representative, who shall have the right to reject any and all materials and supplies furnished by Contractor which do not strictly comply with the requirements contained herein, together with the right to require Contractor to replace any and all work furnished by Contractor which shall not either in workmanship or material be in strict accordance with the Contract Documents.

    ## 5. COMPENSATION

    ### 5.01 Terms of Payment

    Upon written acceptance, Santa Cruz METRO agrees to pay Contractor $\$ 78,800.00$ as identified in the Bid Form, Exhibit B, not to exceed $\$ \mathbf{7 8 , 8 0 0 . 0 0}$, for satisfactory completion of all work, including all costs for labor, materials, tools, equipment, services, freight, insurance, overhead, profit and all other costs incidental to the performance of the services specified under this Contract, under the terms and provisions of this Contract within thirty (30) days thereof. Contractor understands and agrees that if they exceed the $\$ 78,800.00$ maximum amount payable under this Contract, they do so at their own risk.
    5.02 Release of Claims

    Payment by Santa Cruz METRO of undisputed contract amounts is contingent upon Contractor furnishing Santa Cruz METRO with a Release of All Claims against Santa Cruz METRO arising by virtue of the part of the Contract related to those amounts.
    5.03 Retention of progress payments

    Santa Cruz METRO will retain five (5\%) percent of the contract price from each progress payment made pursuant to the Contract through the completion of the Contract. The retention shall be released, with the exception of 150 percent ( $150 \%$ ) of any disputed amount, within 60 days after the date of completion of the work. Pursuant to Section 22300 of the Public Contract Code, Contractor may substitute a deposit of securities in lieu of Santa Cruz METRO withholding any monies to ensure Contractor's performance under the Contract, or alternatively, request that Santa Cruz METRO make payment of retentions earned directly to an escrow agent at the expense of Contractor. The provisions of Public Contract Code Section 22300 are incorporated herein by reference as though set forth in full, and shall govern the substitution of securities and/or escrow account. If a Stop Notice is filed, Santa Cruz METRO will retain $125 \%$ of the amount set forth in the Stop Notice from the next progress payment made to Contractor.
    5.04 Change in Contract Price
    5.04.01 General
    A. The Contract price constitutes the total compensation payable to Contractor for performing the work. All duties, responsibilities, and obligations assigned to or undertaken by Contractor to perform the work shall be at Contractor's expense without change in the Contract price.
    B. The Contract price may only be changed by a change order. Any request for an increase in the Contract price shall be based on written notice delivered by the Contractor to the Contract Administrator promptly, but in no event later than 10 days after the date of the occurrence of the event giving rise to the request, and shall state the general nature of the request. Notice of the amount of the request with supporting data shall be delivered within 45 days after the date of the occurrence, unless the Contract Administrator allows an additional period of time to ascertain more accurate data in support of the request, and

    ## Attachment B

    shall be accompanied by the Contractor's written statement that the amount requested covers all amounts (direct, indirect, and consequential) to which the Contractor is entitled as a result of the occurrence of the event. No request for an adjustment in the Contract price will be valid if not submitted in accordance with this Article.
    C. The value of any work covered by a change order or of any request for an increase or decrease in the Contract price shall be determined in one of the following ways:

    1. Where the work involved is covered by unit prices contained in the Contract documents, by application of unit prices to the quantities of the items involved; or
    2. By mutual acceptance of a lump sum, which may include an allowance for overhead and profit not necessarily in accordance with Article 5.04.04; or
    3. On the basis of the cost of work (determined as provided in Articles 5.04 .02 and 5.04.03) plus a Contractor's fee for overhead and profit (determined as provided in Article 5.04.04).
    5.04.02 Cost of Work (Based on Time and Materials)
    A. General: The term "cost of work" means the sum of all costs necessarily incurred and paid by Contractor for labor, materials, and equipment in the proper performance of work. Except as otherwise may be agreed to in writing by Santa Cruz METRO, such costs shall be in amounts no higher than those prevailing in the locality of the project.
    B. Labor: The cost of labor used in performing work by Contractor, a subcontractor, or other forces, will be the sum of the following:
    4. The actual wages paid plus any employer payments to or on behalf of workers for fringe benefits, including health and welfare, pension, vacation, and similar purposes. The cost of labor may include the wages paid to foremen when it is determined by the Contract Administrator that the services of foremen do not constitute a part of the overhead allowance.
    5. There will be added to the actual wages, as defined above, a percentage set forth in the latest "Labor Surcharge and Equipment Rental Rates" in use by the California State Department of Transportation which is in effect on the date upon which the work is accomplished. This percentage shall constitute full compensation for all payments imposed by State and Federal laws including, but not limited to, workers' compensation insurance and Social Security payments.
    6. The amount paid for subsistence and travel required by collective bargaining agreements.
    7. For equipment operators, payment for the actual cost of labor and subsistence or travel allowance will be made at the rates paid by Contractor to other workers operating similar equipment already on the work, or in the absence of such labor, established by collective bargaining agreements for the type of workers and location of the extra work, whether or not the operator is actually covered by such an agreement. A labor surcharge will be added to the cost of labor described herein in accordance with the provisions of subsection 2 of Article 5.04.02 B herein, which surcharge shall constitute full compensation for payments imposed by State and Federal laws, and all other payments made to on behalf of workers other than actual wages.

    ## Attachment B

    C. Materials: The cost of materials used in performing work will be the cost to the purchaser, whether Contractor or subcontractor, from the supplier thereof, except as the following are applicable:

    1. Trade discounts available to the purchaser shall be credited to Santa Cruz METRO notwithstanding the fact that such discounts may not have been taken by Contractor.
    2. For materials secured by other than a direct purchase and direct billing to the purchaser, the cost shall be deemed to be the price paid to the actual supplier as determined by the Contract Administrator. Markup, except for actual costs incurred in the handling of such materials, will not be allowed.
    3. Payment for materials from sources owned wholly or in part by the purchaser shall not exceed the price paid by the purchaser for similar materials from said sources on extra work items or the current wholesale price for such materials delivered to the work site, whichever price is lower.
    4. If, in the opinion of the Contract Administrator, the cost of material is excessive, or the Contractor does not furnish satisfactory evidence of the cost of such material, then the cost shall be deemed to be the lowest current wholesale price for the quantity concerned delivered to the work site, less trade discount. Santa Cruz METRO reserves the right to furnish materials for the extra work and no claim shall be made by the Contractor for costs and profit on such materials.
    D. Equipment: The Contractor will be paid for the use of equipment at the rental rate listed for such equipment specified in the current edition of the Department of Transportation publication entitled "Labor Surcharge and Equipment Rental Rates" which is in effect on the date upon which the work is accomplished. Such rental rates will be used to compute payments for equipment whether the equipment is under the Contractor's control through direct ownership, leasing, renting, or another method of acquisition. The rental rate to be applied for use of each item of equipment shall be the rate resulting in the least total cost to Santa Cruz METRO for the total period of use. If it is deemed necessary by the Contractor to use equipment not listed in the foregoing publication, the Contract Administrator will establish an equitable rental rate for the equipment. The Contractor may furnish cost data that might assist the Contract Administrator in the establishment of the rental rate.
    5. The rental rates paid, as above provided, shall include the cost of fuel, oil, lubrication supplies, small tools, necessary attachments, repairs and maintenance of all kinds, depreciation, storage, insurance, and all incidentals. Operators of equipment will be separately paid for as provided in subsection 4 of Article 5.04 .02 B .
    6. All equipment shall be in good working condition and suitable for the purpose for which the equipment is to be used.
    7. Before construction equipment is used on the extra work, Contractor shall plainly stencil or stamp an identifying number thereon at a conspicuous location, and shall furnish to the Contract Administrator, in duplicate, a description of the equipment and its identifying number.
    8. Unless otherwise specified, manufacturer's ratings and manufacturer-approved modifications shall be used to classify equipment for the determination of applicable rental rates. Equipment which has no direct power unit shall be powered by a unit of at least the minimum rating recommended by the manufacturer.

    ## Attachment B

    5. Individual pieces of equipment or tools having a replacement value of $\$ 500$ or less, whether or not consumed by use, shall be considered to be small tools and no payment will be made therefore.
    E. Owner-Operated Equipment: When owner-operated equipment is used to perform work and is to be paid for as extra work, Contractor will be paid for the equipment and operator as follows:

    Payment for the equipment will be made in accordance with the provisions in Article 5.04.02 D, "Equipment."

    Payment for the cost of labor and subsistence or travel allowance will be made at the rates paid by Contractor to other workers operating similar equipment already on the project, or, in the absence of such other workers, at the rates for such labor established by collective bargaining agreement for type of worker and location of the work, whether or not the owner-operator is actually covered by such an agreement. A labor surcharge will be added to the cost of labor described herein, in accordance with the provisions in subsection 2 of Article 5.04 .02 B, "Labor."

    To the direct cost of equipment rental and labor, computed as provided herein, will be added the markup for equipment rental and labor as provided in Article 5.04.04, "Contractor's Fee."
    F. Equipment Time: The rental time to be paid for equipment on the work shall be the time the equipment is in productive operation on the work being performed and shall include the time required to move the equipment to the new location and return it to the original location or to another location requiring no more time than that required to return it to its original location; except that moving time will not be paid if the equipment is used on other than the extra work. Loading and transporting costs will be allowed, in lieu of moving time, when the equipment is moved by means other than its own power. No payment will be made for loading and transporting costs when the equipment is used at the site of the extra work on other than the extra work. The following shall be used in computing the rental time of equipment on the work:

    1. When hourly rates are listed, any part of an hour less than 30 minutes of operation shall be considered to be $1 / 2$-hour of operation, and any part of an hour in excess of 30 minutes will be considered 1 -hour of operation.
    2. When daily rates are listed, operation for any part of a day less than 4 hours shall be considered to be $1 / 2$-day of operation.
    3. Rental time will not be allowed while equipment is inoperative due to breakdowns or Contractor-caused delays.
    G. Cost of Work Documentation: The Contractor shall furnish the Contract Administrator Daily Extra Work Reports on a daily basis covering the direct costs of labor and materials and charges for equipment whether furnished by Contractor, subcontractor, or other forces. Santa Cruz METRO will provide the Daily Extra Work Report forms to Contractor. The Contractor or an authorized agent shall sign each Daily Extra Work Report. The Daily Extra Work Report shall provide names and classifications of workers and hours worked; size, type, and identification number of equipment; and the hours operated. Copies of certified payrolls and statement of fringe benefit shall substantiate labor charges. Valid copies of vendor's invoices shall substantiate material charges.

    ## Attachment B

    The Contract Administrator will make any necessary adjustments. When these reports are agreed upon and signed by both parties, they shall become the basis of payment for the work performed, but shall not preclude subsequent adjustment based on a later audit.

    The Contractor shall inform the Contract Administrator when extra work will begin so that the Santa Cruz METRO inspector can concur with the Daily Extra Work Reports. Failure to conform to these requirements may impact the Contractor's ability to receive proper compensation.

    ### 5.04.03 Special Services

    Special services are defined as that work characterized by extraordinary complexity, sophistication, or innovations, or a combination of the foregoing attributes that are unique to the construction industry. The following may be considered by the Contract Administrator in making estimates for payment for special services:
    A. When the Contract Administrator and the Contractor, by agreement, determine that a special service is required which cannot be performed by the forces of the Contractor or those of any of its subcontractors, the special service may be performed by an entity especially skilled in the work to be performed. After validation of invoices and determination of market values by the Contract Administrator, invoices for special services based upon the current fair market value thereof may be accepted without complete itemization of labor, material, and equipment rental costs.
    B. When Contractor is required to perform work necessitating special fabrication or machining process in a fabrication or a machine shop facility away from the jobsite, the charges for that portion of the work performed at the offsite facility may, by agreement, be accepted as a special service and accordingly, the invoices for the work may be accepted without detailed itemization.
    C. All invoices for special services will be adjusted by deducting all trade discounts offered or available, whether the discounts were taken or not. In lieu of the allowances for overhead and profit on labor, materials, and equipment specified in Article 5.04 .04 herein, a single allowance of ten (10) percent will be added to invoices for special services.
    5.04.04 Contractor's Fee
    A. Work ordered on the basis of time and materials will be paid for at the actual and necessary cost as determined by the Contract Administrator, plus allowances for overhead and profit, which allowances shall constitute the "Contractor's Fee," except as provided in subparagraph B of this Article. For extra work involving a combination of increases and decreases in the work, the actual necessary cost will be the arithmetic sum of the additive and deductive costs. The allowance for overhead and profit shall include compensation for superintendence, bond and insurance premiums, taxes, all field and home office expenses, and all other items of expense or cost not included in the cost of labor, materials, or equipment provided for under Articles $5.04 .02 \mathrm{~B}, \mathrm{C}, \mathrm{D}$, and E herein. The allowance for overhead and profit will be made in accordance with the following schedule:

    Actual Necessary Cost
    Overhead and Profit Allowance
    

    ## Attachment B

    B. Labor, materials, and equipment may be furnished by the Contractor or by the subcontractor on behalf of the Contractor. When a subcontractor performs all or any part of the extra work, the allowance specified in subparagraph A of Article 5.04 .04 shall only be applied to the labor, materials, and equipment costs of the subcontractors, to which the Contractor may add 5 percent of the subcontractor's total cost for the extra work. Regardless of the number of hierarchal tiers of subcontractors, the 5 percent increase above the subcontractor's total cost, which includes the allowances for overhead and profit specified herein, may be applied one time only for each separate work transaction.

    ### 5.04.05 Compensation for Time Extensions

    Adjustments in compensation for time extension will be allowed only for causes in Article 5.05.01 B. 1 through Article 5.05 .01 B. 3 computed in accordance with Article 5.04 and the following. No adjustments in compensation will be allowed when Santa Cruz METRO-caused delays to a controlling item of work and Contractor-caused delays to a controlling item of work occur concurrently or for causes in Article 5.05.01 B. 4 through Article 5.05.01 B.5.

    Compensation for idle time of equipment will be determined in accordance with the provisions in Article 5.04.02.F and Section 8-1.09 of the State Specifications.
    5.05 Change of Contract Time
    5.05.01 General
    A. The Contract time may only be changed by a change order. Any request for an extension of the Contract time shall be based on written notice delivered by the Contractor to the Contract Administrator promptly, but in no event later than 10 days after the date of the occurrence of the event giving rise to the request, and shall state the general nature of the request. Notice of the extent of the request with supporting data shall be delivered within 45 days after the date of such occurrence, unless the Contract Administrator allows an additional period of time to ascertain more accurate data in support of the request, and shall be accompanied by the Contractor's written statement that the adjustment requested is the entire adjustment to which the Contractor has reason to believe it is entitled as a result of the occurrence of said event. No request for an adjustment in the Contract time will be valid if not submitted in accordance with the requirements of this Article.

    The Contract time will only be extended when a delay occurs which impacts a controlling item of work as shown on the work schedules required in the Special Provisions. Time extensions will be allowed only if the cause is beyond the control and without the fault or negligence of the Contractor. Time extensions will also be allowed when Santa Cruz METRO-caused delays to a controlling item of work and Contractor-caused delays to a controlling item of work occur concurrently. The Contractor will be notified if the Contract Administrator determines that a time extension is not justified.
    B. The Contract time will be extended in an amount equal to time lost due to delays beyond the control of the Contractor if a request is made therefore as provided in this Article. An extension of Contract time will only be granted for days on which the Contractor is prevented from proceeding with at least 75 percent of the normal labor and equipment force actually engaged on the said work, by said occurrences or conditions resulting immediately therefrom which impact a controlling item of work as determined by the Contract Administrator. Such delays shall include:

    ## Attachment B

    ## 1. Changes.

    2. Failure of Santa Cruz METRO to furnish access, right of way, completed facilities of related projects, drawings, materials, equipment, or services for which Santa Cruz METRO is responsible.
    3. Survey error by Santa Cruz METRO.
    4. Occurrences of a severe and unusual nature including, but not restricted to, acts of God, fires, other force majeure events, and excusable inclement weather. A force majeure event includes an earthquake, flood, cloudburst, cyclone or other cataclysmic phenomena of nature beyond the power of the Contractor to foresee or to make preparation in defense against, but does not include ordinary inclement weather. Excusable inclement weather is any weather condition, the duration of which varies in excess of the average conditions expected, which is unusual for the particular time and place where the work is to be performed, or which could not have been reasonably anticipated by the Contractor, as determined from U.S. Weather Bureau records for the preceding 3-year period or as provided for in the Special Provisions.
    5. Act of the public enemy, act of another governmental entity, public utility, epidemic, quarantine restriction, freight embargo, strike, or labor dispute. A delay to a subcontractor or supplier due to the above circumstances will be taken into consideration for extensions to the time of completion.
    5.05.02 Extensions of Time for Delay Due to Excusable Inclement Weather
    A. The Contract time will be extended for as many days in excess of the average number of days of excusable inclement weather, as defined in Article 5.05.01 B.5, as the Contractor is specifically required under the Special Provisions to suspend construction operations, or as many days as the Contractor is prevented by excusable inclement weather, or conditions resulting immediately therefrom, from proceeding with at least 75 percent of the normal labor and equipment force engaged on critical items of work as shown on the schedule.
    B. Should the Contractor prepare to begin work at the regular starting time at the beginning of any regular work shift on any day on which excusable inclement weather, or the conditions resulting from the weather, prevents work from beginning at the usual starting time and the crew is dismissed as a result thereof, the Contractor will be entitled to a 1-day extension whether or not conditions change thereafter during said day and the major portion of the day could be considered to be suitable for such construction operations.
    C. The Contractor shall base the construction schedule upon the inclusion of the number of days of excusable inclement weather specified in the Article titled "Excusable Inclement Weather Delays," of the Special Provisions. No extension of the Contract time due to excusable inclement weather will be considered until after the said aggregate total number of days of excusable inclement weather has been reached; however, no reduction in Contract time would be made if said number of days of excusable inclement weather is not reached.
    5.06 Changed Site Conditions

    If any work involves digging trenches or other excavations below the surface, Contractor shall promptly, and before the following conditions are disturbed, notify Santa Cruz METRO in writing of any:

    ## Attachment B

    A. Material that Contractor believes may be a regulated material which is required to be removed to a Class I, Class II, or Class III disposal site in accordance with provisions of existing law.
    B. Subsurface or latent physical conditions at the site differing from those indicated in this Contract.
    C. Unknown physical conditions at the site of any unusual nature, different materially from those ordinarily encountered and generally recognized as inherent in work of the character provided for in the Contract.

    Santa Cruz METRO will promptly investigate the condition and if it finds that the conditions do materially so differ, or do involve regulated material, and cause a decrease or increase in the Contractor's cost of, or the time required for, performance of any part of the work, Santa Cruz METRO will issue a change order under the procedures described in this Contract. For regulated materials, Santa Cruz METRO reserves the right to use other forces for exploratory work to identify and determine the extent of such material and for removing regulated material from such areas.

    In the event that a dispute arises between Santa Cruz METRO and the Contractor on whether the conditions materially differ or on the Contractor's cost of, or time required for, performance of any part of the work, the Contractor shall not be excused from any scheduled completion date provided for by this Contract but shall proceed with all work to be performed under the Contract. The Contractor shall retain any and all rights provided either by this Contract or by law, which pertain to the resolution of disputes and protests between the contracting parties.

    ### 5.07 Waivers and Releases

    Contractor is required to provide unconditional waivers and releases of stop notices in accordance with California Civil Code $\S 3262(\mathrm{~d})(2)$. Santa Cruz METRO agrees to pay Contractor within 30 days after receipt of an undisputed and properly submitted payment request from Contractor. If Santa Cruz METRO fails to make such payments in a timely manner, Santa Cruz METRO shall pay interest to Contractor equivalent to the legal rate set forth in Subdivision (a) of Section 685.010 of the Code of Civil Procedure. For purposes of this section, "progress payment" includes all payments due Contractor, except that portion of the final payment designated by the Contract as retention earnings. Any payment request determined not to be a proper payment request suitable for payment shall be returned to Contractor as soon as practicable, but not later than seven days after receipt. A request returned pursuant to this paragraph shall be accompanied by a written explanation of why the payment request is not proper. The number of days available to Santa Cruz METRO to make a payment without incurring interest pursuant to this section shall be reduced by the number of days by which Santa Cruz METRO exceeds the seven-day return requirement set forth above. A payment request shall be considered properly executed if funds are available for payment of the payment request and payment is not delayed due to an audit inquiry by Santa Cruz METRO's financial officer.

    ## 6. NOTICES

    All notices under this Contract shall be in writing and shall be effective when received, if delivered by hand, or three (3) days after posting, if sent by registered mail, return receipt requested, to a party hereto at the address hereinunder set forth or to such other address as a party may designate by notice pursuant hereto.

    Santa Cruz METRO

    Santa Cruz Metropolitan Transit District
    110 Vernon Street
    Santa Cruz, CA 95060
    Attention: Alex Clifford, CEO/General Manager

    ## Attachment B

    CONTRACTOR
    A Plus Painting
    108 Morella Ct.
    Roseville, CA 95747
    Attention: Michael Dovgan

    ## 7. ENTIRE AGREEMENT

    7.01 This Contract represents the entire agreement of the parties with respect to the subject matter hereof, and all such agreements entered into prior hereto are revoked and superseded by this Contract, and no representations, warranties, inducements or oral agreements have been made by any of the parties except as expressly set forth herein, or in other contemporaneous written agreements.
    7.02 This Contract may not be changed, modified or rescinded except in writing, signed by all parties hereto, and any attempt at oral modification of this Contract shall be void and of no effect.

    ## 8. ACCEPTANCE OF ELECTRONIC SIGNATURES AND COUNTERPARTS

    The parties agree that this Contract, agreements ancillary to this Contract, and related documents to be entered into this Contract will be considered executed when the signature of a party is delivered by scanned image as an attachment to electronic mail. Such scanned signature must be treated in all respects as having the same effect as an original signature. Each party further agrees that this Contract may be executed in two or more counterparts, all of which constitute one and the same instrument.

    ## 9. AUTHORITY

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

    Signed on September 28, 2016

    Santa Cruz METRO -
    SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

    Alex Clifford, CEO/General Manager

    Contractor -
    A PLUS PAINTING
    Michael Dovgan, Owner
    

    Approved as to Form:
    Leslyn Syren, District Counsel
    

    ## - THIS PAGE INTENTIONALLY LEFT BLANK -

    DATE: September 23, 2016
    TO: $\quad$ Board of Directors
    FROM: Ciro Aguirre, Chief Operations Officer

    # SUBJECT: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A $7^{\text {TH }}$ AMENDMENT EXTENDING THE CONTRACT WITH AIRTEC SERVICE FOR HVAC MAINTENANCE SERVICES, INCREASING THE CONTRACT TOTAL BY \$35,000 

    ## I. RECOMMENDED ACTION

    That the Board of Directors authorize the CEO to execute a $7^{\text {in }}$ amendment extending the contract with Airtec Service for HVAC Maintenance Services, increasing the contract total by $\$ 35,000$ for the additional one-year period, thereby increasing the total contract authority from \$118,000 to \$153,000.

    ## II. SUMMARY

    - The Santa Cruz Metropolitan Transit District (METRO) has a contract with Airtec Service (Airtec) for HVAC Maintenance Services that will expire on October 13, 2016.
    - Airtec has requested a 1.9\% price increase for the new contract period. The contract allows for this price increase.
    - Airtec has performed its duties very well under this contract, and therefore a one-year contract extension with a 1.9\% price increase for the new contract period is recommended.


    ## III. DISCUSSION/BACKGROUND

    METRO has a contract with Airtec for heating, ventilation, and air conditioning (HVAC) maintenance services that was established on October 14, 2011. The current contract is due to expire on October 13, 2016. Per Scott Barnes, Facilities Supervisor, over the past year the quality of service provided by Airtec has been very good. Airtec has reviewed the contract and requested a 1.9\% price increase for the new contract period. The contract allows for this price increase.

    Staff recommends that the Board of Directors authorize the CEO to execute a $7^{\text {th }}$ amendment to the contract with Airtec to extend the term of the contract an additional year, and to increase the contract total by $\$ 35,000$. Al Pierce, Maintenance Manager, will continue to serve as the Contract Administrator and will ensure contract compliance.

    ## IV. FINANCIAL CONSIDERATIONSIIMPACT

    This contract has a total not to exceed of $\$ 118,000$. Additional funds in an amount of $\$ 35,000$ are requested for approval at this time. The new contract total not to exceed would be \$153,000.

    Funds to support this contract are included in the Facilities Maintenance FY17 \& FY18 Out Repair - Buildings \& Improvements (503351) Operating Budgets.

    ## V. ALTERNATIVES CONSIDERED

    - Do not renew this contract. Staff does not recommend this option, as METRO does not have in-house staff trained or certified to perform these mechanical maintenance services.


    ## VI. ATTACHMENTS

    Attachment A: Renewal letter from Airtec Service
    Attachment B: Seventh Amendment to the Contract with Airtec Service

    Prepared By: Joan Jeffries, Administrative Assistant

    ## VII. APPROVALS:

    Cero Aguirre, Chief Operations Officer
    

    Approved as to form:
    Leslyn K. Syren, District Counsel
    

    Approved as to fiscal impact: Angela Aitken, Finance Manager
    dk e low for Ah
    

    ## - THIS PAGE INTENTIONALLY LEFT BLANK -

    ## Attachment A

    August 22, 2016
    Santa Cruz Metro
    110 Vernon Street
    Santa Cruz, CA 95060
    Attn: Erron Alvey
    Re: Intent to Extend HVAC Maintenance Services
    Contract Number 12-09
    Erron,
    Airtec Service wishes to extend the maintenance agreement contract through October 13, 2017. However, we would like to request a consumer price index increase of $1.9 \%$.

    Please advise if this is acceptable.

    Sincerely,

    David Olson
    President

    ## - THIS PAGE INTENTIONALLY LEFT BLANK -

    ## Attachment B

    ## SANTA CRUZ METROPOLITAN TRANSIT DISTRICT SEVENTH AMENDMENT TO CONTRACT NO. 12-09 FOR HVAC MAINTENANCE SERVICES

    This Seventh Amendment to Contract No. 12-09 for HVAC Maintenance Services is made effective October 14, 2016 between the Santa Cruz Metropolitan Transit District ("Santa Cruz METRO"), a political subdivision of the State of California, and Airtec Service ("Contractor").

    ## I. RECITALS

    1.1 Santa Cruz METRO and Contractor entered into a Contract for HVAC Maintenance Services ("Contract") on October 14, 2011.
    1.2 The Contract allows for amendment upon mutual written consent.
    1.3 Santa Cruz METRO and Contractor desire to amend the Contract to extend the Contract term and to increase the Contract total not-to-exceed amount.

    Therefore, Santa Cruz METRO and Contractor amend the Contract as follows:

    ## II. TERM

    2.1 Article 4.01 is replaced in its entirety by the following:

    The term of this Contract shall be from October 14, 2011 to October 13, 2017.
    Santa Cruz METRO and Contractor may extend the term of this Contract at any time for any reason upon mutual written consent.

    ## III. COMPENSATION

    3.1 Article 5.01 is amended to include the following language:

    A price increase of $1.9 \%$ shall be effective on October 14, 2016. Santa Cruz METRO shall compensate Contractor in an amount not to exceed the rates agreed upon and set forth in Contractor's proposal for the 2016-2017 term, Attachment A to the Seventh Amendment.

    Under the terms of the Seventh Amendment, the Contract total not-to-exceed amount is increased by $\$ 35,000$. The new Contract total not-to-exceed amount is $\$ 153,000$. Contractor understands and agrees that if they exceed the $\$ 153,000$ maximum amount payable under this Contract, they do so at their own risk.

    ## Attachment B

    ## IV. REMAINING TERMS AND CONDITIONS

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

    ## V. AUTHORITY

    5.1 Article 7 is amended to include the following language:

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

    Signed on $\qquad$

    Santa Cruz METRO -
    SANTA CRUZ METROPOLITAN
    TRANSIT DISTRICT
    Alex Clifford, CEO/General Manager

    Contractor -
    AIRTEC SERVICE
    David Olson, President
    

    Approved as to Form:
    Leslyn Syren, District Counsel
    

    FROM: Andrew Kreck, Project Manager, Hill International
    $\begin{array}{ll}\text { SUBJECT: } & \text { CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A } 10^{\text {TH }} \\ & \text { AMENDMENT TO THE CONTRACT WITH RNL DESIGN, INC. FOR } \\ & \text { ARCHITECT AND ENGINEERING SERVICES, EXTENDING THE } \\ & \text { CONTRACT TERM, AND INCREASING THE CONTRACT TOTAL BY } \\ & \$ 100,000\end{array}$

    ## I. RECOMMENDED ACTION

    That the Board of Directors authorize the CEO to execute a $10{ }^{\text {th }}$ amendment to the Contract with RNL Design, Inc. to extend the contract for Architect and Engineering Services through December 31, 2016, and adding funds in the amount of $\$ 100,000$, increasing the contract value from $\$ 1,864,977$ to \$1,964,977.

    ## II. SUMMARY

    - The Santa Cruz Metropolitan Transit District (METRO) has a contract with RNL Design, Inc. (RNL) for Architect and Engineering Services that is due to expire on September 30, 2016.
    - While temporary occupancy of the Judy K. Souza Operations Facility has been granted, certain ADA accessibility and Security items remain outstanding that require continued A\&E services.
    - Staff recommends extending the contract with RNL by three (3) months, through December 31, 2016, and increasing the contract not-to-exceed amount by $\$ 100,000$.


    ## III. DISCUSSION/BACKGROUND

    METRO entered into a contract with RNL on March 19, 2012 for Architect and Engineering Services to complete the plans, specifications and drawings for the new Operations Facility and related site work. This contract will expire on September 30, 2016.

    While temporary occupancy of the Judy K. Souza Operations Facility was granted in March, remaining ADA accessibility issues prevent the obtaining of a final Occupancy Permit, and various Security upgrades are still outstanding. RNL's design services are required on these items before the work can be executed.

    Staff recommends that the Board of Directors authorize the CEO to execute a three-month extension to the contract with RNL for Architect and Engineering Services to extend the term of the contract to December 31, 2016 and increase funds in an amount not to exceed \$100,000. Andrew Kreck, Project Manager Consultant, will continue to serve as the Contract Administrator and ensure contract compliance.

    ## IV. FINANCIAL CONSIDERATIONSIIMPACT

    This contract has a total not to exceed of $\$ 1,864,977$. Additional funds in an amount of $\$ 100,000$ are requested to increase the contract authority at this time. The new contract total not to exceed would be $\$ 1,964,977$.

    Funds to support this contract amendment are included in the overall MetroBase Phase II Project Budget as part of the A\&E contingency. The contingency balance remaining would be $\$ 0$. Staff has also brought a proposed revised LOP budget to today's Board of Directors Meeting to capture this amendment action within its line item.

    ## V. ALTERNATIVES CONSIDERED

    - Do not extend the term of this contract and increase the contract not to exceed total. Staff does not recommend this option, as the continued services of an Architect-Engineer firm are critical to obtaining the final Occupancy Permit.


    ## VI. ATTACHMENTS

    ## Attachment A: Contract Amendment with RNL Design, Inc.

    Prepared By: Joan Jeffries, Administrative Assistant Erron Alvey, Purchasing Manager

    ## VII. APPROVALS:

    Andrew Kreck, Project Manager
     Hill International

    Approved as to form:
    Leslyn K. Syren, District Counsel
    

    Approved as to fiscal impact: Angela Aitken, Finance Manager

    ## da low for $A A$

    Alex Clifford, CEO/General Manager
    

    ## - THIS PAGE INTENTIONALLY LEFT BLANK -

    ## Attachment A

    ## SANTA CRUZ METROPOLITAN TRANSIT DISTRICT TENTH AMENDMENT TO CONTRACT NO. 12-25 FOR ARCHITECT AND ENGINEERING SERVICES

    This Tenth Amendment to Contract No. 12-25 for Architect and Engineering Services is made effective October 1, 2016 between the Santa Cruz Metropolitan Transit District ("Santa Cruz METRO"), a political subdivision of the State of California, and RNL Design, Inc. ("Architect-Engineer").

    ## I. RECITALS

    1.1 Santa Cruz METRO and Architect-Engineer entered into a Contract for Architect and Engineering Services ("Contract") on March 19, 2012. The purpose of the Contract is to review and update the current plans, drawings and specifications for the construction of the new Judy K. Souza Operations Facility, Parking Structure and related site work ("Project").
    1.2 The Contract is due to expire on September 30, 2016.
    1.3 The Contract allows for amendment upon mutual written consent.
    1.4 Santa Cruz METRO and Architect-Engineer desire to amend the Contract to extend the Contract term and to increase the Contract total not-to-exceed amount.

    Therefore, Santa Cruz METRO and Architect-Engineer amend the Contract as follows:

    ## II. TERM

    2.1 Article 4.01 is replaced in its entirety by the following:

    The term of this Contract shall be from March 19, 2012 to December 31, 2016.
    Santa Cruz METRO and Architect-Engineer may extend the term of this Contract at any time for any reason upon mutual written consent.

    ## III. COMPENSATION

    3.1 Article 5.01 is amended to include the following language:

    Under the terms of the Tenth Amendment, the Contract total not-to-exceed amount is increased by $\$ 100,000$.

    The new Contract total not-to-exceed amount is $\$ 1,964,977$. Architect-Engineer understands and agrees that if it exceeds the $\$ 1,964,977$ maximum amount payable under this Contract, it does so at its own risk.

    ## IV. REMAINING TERMS AND CONDITIONS

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

    ## Attachment A

    ## V. ACCEPTANCE OF ELECTRONIC SIGNATURES AND COUNTERPARTS

    5.1 The parties agree that this Contract, agreements ancillary to this Contract, and related documents to be entered into this Contract will be considered executed when the signature of a party is delivered by scanned image as an attachment to electronic mail. Such scanned signature must be treated in all respects as having the same effect as an original signature. Each party further agrees that this Contract may be executed in two or more counterparts, all of which constitute one and the same instrument.

    ## VI. AUTHORITY

    6.1 Article 7 is amended to include the following language:

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

    Signed on $\qquad$

    ```
    Santa Cruz METRO -
    SANTA CRUZ METROPOLITAN
    TRANSIT DISTRICT
    ```

    Alex Clifford, CEO/General Manager

    Architect-Engineer RNL DESIGN, INC.
    

    Approved as to Form:
    Leslyn Syren, District Counsel
    

    DATE: September 23, 2016
    TO: $\quad$ Board of Directors

    FROM: Alex Clifford, CEO/General Manager
    SUBJECT: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A $6^{\text {TH }}$ AMENDMENT TO THE CONTRACT WITH HILL INTERNATIONAL, INC. FOR PROJECT MANAGEMENT CONSULTANT SERVICES, INCREASING THE CONTRACT TOTAL BY \$198,000

    ## I. RECOMMENDED ACTION

    That the Board of Directors authorize the CEO to execute a Sixth
    Amendment to the Contract with Hill International, Inc. to extend the contract for Project Management Consultant Services through December 31, 2016, and adding funds in the amount of $\$ 198,000$, increasing the contract value from $\$ 3,360,382$ to $\$ 3,558,382$.

    ## II. SUMMARY

    - The Santa Cruz Metropolitan Transit District (METRO) has a contract with Hill International, Inc. (Hill) for Project Management Consultant Services that is due to expire on September 30, 2016.
    - While temporary occupancy has been granted, completion of remaining ADA accessibility issues prevent METRO from obtaining a final Occupancy Permit, while installation of an Access Control System and various Security upgrades are also outstanding.
    - Staff has brought a revised LOP Budget to today's Board of Directors Meeting to adjust the budget for these and other line items.
    - Staff recommends extending the contract with Hill International, Inc. through December 31, 2016, and increasing the contract not-to-exceed amount by \$198,000.


    ## III. DISCUSSION/BACKGROUND

    METRO entered into a contract with Hill for Project Management Consultant Services for the new Judy K. Souza Operations Facility (Project) on September 15, 2014. This contract is due to expire on September 30, 2016.

    Temporary Occupancy was granted in March, but remaining ADA accessibility issues are preventing METRO from obtaining its final Occupancy Permit. In addition, the building is still lacking an Access Control System, and various Security upgrades are outstanding.

    A summary of contract amendments is as follows:

    | Amend. <br> No. | Date | Description | Time <br> Extension | \$ Amount |
    | :---: | :---: | :--- | :---: | :---: |
    | $1^{\text {st }}$ | $12 / 15 / 14$ | Additional staffing due to <br> cancellation of Construction <br> Management contract | - | $\$ 1,092,385$ |
    | $2^{\text {nd }}$ | $10 / 26 / 15$ | Extending time and adding funds <br> in connection with extension of <br> Project completion date | $3 \mathrm{mo}$. | $\$ 133,000$ |
    | $3^{\text {rd }}$ | $2 / 15 / 16$ | Extending time and adding funds <br> in connection with completion of <br> items removed from General <br> Contractor's contract | $31 / 2 \mathrm{mo}$. | $\$ 350,000$ |
    | $4^{\text {th }}$ | $5 / 18 / 16$ | Adding additional funds in <br> connection with completion of <br> outstanding items and to assist <br> with obtaining the Final <br> Occupancy Permit | - | $\$ 285,000$ |
    | $5^{\text {th }}$ | $7 / 1 / 16$ | Extending time only in connection <br> with completion of outstanding <br> items and to assist with obtaining <br> the Final Occupancy Permit | 3 mo. | - |

    In order to maintain continuity of services with the Project Management Consultant through Project completion, staff recommends that the Board of Directors authorize the CEO to execute a Sixth Amendment to the Contract with Hill to extend the term for three more months. Reductions in contracted staffing hours continue to occur as the project is nearing completion; however, some staffing will be necessary throughout the closeout process. Erron Alvey, Purchasing Manager, will continue to serve as the Contract Administrator and ensure contract compliance.

    ## IV. FINANCIAL CONSIDERATIONSIIMPACT

    This contract has a total not to exceed of $\$ 3,360,382$. Additional funds in an amount of $\$ 198,000$ are requested for approval at this time. The new contract total not to exceed would be $\$ 3,558,382$.

    Funds to support this contract amendment are included in the MetroBase Phase II Project Budget. Staff has also brought a proposed revised LOP budget to today's Board of Directors Meeting to capture this amendment action within its line item.

    ## V. ALTERNATIVES CONSIDERED

    - Do not extend the term of this contract and increase the contract not to exceed total. Staff does not recommend this option, as the continued services of the Project Management Consultant are critical to ensuring the timely and successful completion of the Project.


    ## VI. ATTACHMENTS

    Attachment A: Contract Amendment with Hill International, Inc.

    Prepared By: Joan Jeffries, Administrative Assistant Erron Alvey, Purchasing Manager

    ## VII. APPROVALS:

    Enron Alvey, Purchasing Manager and Contract Administrator
    

    Approved as to form:
    Leslyn K. Syren, District Counsel
    

    Approved as to fiscal impact:
    Angela Aitken, Finance Manager
    da low for $A A$

    Alex Clifford, CEO/General Manager
    

    ## Attachment A

    # SANTA CRUZ METROPOLITAN TRANSIT DISTRICT <br> SIXTH AMENDMENT TO CONTRACT NO. 15-04 <br> FOR PROJECT MANAGEMENT CONSULTANT SERVICES 

    This Sixth Amendment to Contract No. $15-04$ for Project Management Consultant Services is made effective October 1, 2016 between the Santa Cruz Metropolitan Transit District ("Santa Cruz METRO"), a political subdivision of the State of California, and Hill International, Inc. ("Consultant").

    ## I. RECITALS

    1.1 Santa Cruz METRO and Consultant entered into a Contract for Project Management Consultant Services ("Contract") on September 15, 2014.
    1.2 The Contract is due to expire on September 30, 2016.
    1.3 The Contract allows for extension upon mutual written consent.
    1.4 Santa Cruz METRO and Consultant desire to amend the Contract to extend the Contract term and to increase the Contract total not-to-exceed amount.

    Therefore, Santa Cruz METRO and Consultant amend the Contract as follows:

    ## II. TERM

    2.1 Article 4.01 is replaced in its entirety by the following:

    The term of this Contract shall be from September 15, 2014 to December 31, 2016.
    Santa Cruz METRO and Consultant may extend the term of this Contract at any time for any reason upon mutual written consent.

    ## III. COMPENSATION

    3.1 Article 6.01 is amended to include the following language:

    Under the terms of the Sixth Amendment, the Contract total not-to-exceed amount is increased by $\$ 198,000$.

    The new Contract total not-to-exceed amount is $\$ 3,558,382$. Consultant understands and agrees that if they exceed the $\$ 3,558,382$ maximum amount payable under this Contract, they do so at their own risk.

    ## IV. REMAINING TERMS AND CONDITIONS

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

    ## Attachment A

    ## V. ACCEPTANCE OF ELECTRONIC SIGNATURES AND COUNTERPARTS

    5.1 The parties agree that this Contract, agreements ancillary to this Contract, and related documents to be entered into this Contract will be considered executed when the signature of a party is delivered by scanned image as an attachment to electronic mail. Such scanned signature must be treated in all respects as having the same effect as an original signature. Each party further agrees that this Contract may be executed in two or more counterparts, all of which constitute one and the same instrument.

    ## VI. AUTHORITY

    6.1 Article 8 is amended to include the following language:

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

    Signed on $\qquad$

    Santa Cruz METRO -
    SANTA CRUZ METROPOLITAN
    TRANSIT DISTRICT

    Alex Clifford, CEO/General Manager

    Consultant -
    HILL INTERNATIONAL, INC.
    Coy, Michael B. Smith, Senior Vice President
    

    Approved as to Form:
    Leslyn Syren, District Counsel
    

    DATE: September 23, 2016
    TO: Board of Directors

    FROM: Angela Aitken, Finance Manager

    # SUBJECT: CONSIDERATION OF DECLARING ONE (1) 2002 NEW FLYER BUS AND ONE (1) LOT OF NEW FLYER PARTS FROM THE 2002 NEW FLYER BUS PURCHASE (SR804) AS EXCESS FOR PURPOSES OF DISPOSAL OR AUCTION 

    ## I. RECOMMENDED ACTION

    That the Board of Directors approve a resolution declaring one New Flyer bus and one lot of New Flyer parts as ready for disposal or auction and direct the CEO to dispose of the surplus items in conformance with METRO's Administrative Policy Number AP-2020 - Fixed Assets and Inventoried Items.

    ## II. SUMMARY

    - In accordance with Santa Cruz Metropolitan Transit District's (METRO) policy on disposal of fixed assets, 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 New Flyer bus, and the lot of New Flyer parts have all exceeded their useful life and are no longer needed by METRO.
    - Staff recommends that the Board of Directors approve the resolution for the disposal or auction of excess property (Attachment A) and declare the items listed in Exhibit A as excess and direct staff to use appropriate action for disposal.


    ## III. DISCUSSION/BACKGROUND

    The following equipment identified in the Excess Vehicle \& Equipment Listing (Exhibit A) has surpassed its useful life expectancy.

    - This bus is 14 years old, with significant defects that are not cost effective to repair, coupled with CNG tanks that expire at the end of this year. The cost to repair this bus outweighs its value; therefore, it is recommended for disposal. The bus is fully depreciated, so there is no financial obligation to a granting agency with regard to the recommended disposals.
    - The lot of New Flyer parts is exclusive to the 2002 New Flyer buses; vehicle \# 2202 is the last 2002 New Flyer in the Fleet inventory, therefore it will no longer be necessary to maintain this parts inventory after its disposal.

    FTA Spare Ratio: The FTA requires METRO to maintain a maximum allowed ratio of twenty percent (20\%) Fixed Route spare buses to peak run assigned buses. The exceptions are the Highway 17 buses which are considered "Commuter type" and not subject to the 20\% spare ratio. For example, if 100 buses are assigned to fixed route at peak runs, the maximum amount of spare buses would be 20 buses, for a total of 120 buses.

    In March of 2016 METRO achieved a 20\% Spare Ratio, thereby meeting FTA's Spare Ratio Requirement.

    Disposal of these assets has been coordinated with management and staff in processing them for disposal and auction if appropriate.

    Staff recommends that the Board of Directors approve a resolution (Attachment A) and declare the items listed in Exhibit A as excess and direct staff to use appropriate action for disposal.

    ## IV. FINANCIAL CONSIDERATIONSIIMPACT

    The estimated gross market value of the vehicle is approximately \$4,900; it has reached the end of its useful life and is in poor condition. The lot of parts is no longer needed; the financial impact is $\$ 7,440$ to write down the parts inventory.

    Any revenue generated from the sale of this vehicle and equipment will be recorded as income in the current fiscal year's operating budget to 'Gain / Loss Disposal on Assets' budget account 407090-100.

    ## V. ALTERNATIVES CONSIDERED

    - Store the vehicle - This alternative is not recommended because the bus has exceeded its useful life, and it is cost prohibitive to repair.
    - Retain the parts in inventory - Because this is the last 2002 New Flyer bus to be disposed, there is no longer any use for these parts, therefore, no alternative is recommended at this time.


    ## VI. ATTACHMENTS

    Attachment A: Resolution to Approve for the Disposal or Auction of Excess Property

    ## Exhibit A: Excess Vehicle \& Equipment Listing - as of September 23, 2016

    Prepared By: Debbie Kinslow, Assistant Finance Manager<br>Al Pierce, Maintenance Manager

    ## VII. APPROVALS:

    Angela Aitken, Finance Manager
    

    Approved as to form:
    Leslyn K. Syren, District Counsel

    Approved as to fiscal impact: Angela Aitken, Finance Manager
    

    Alex Clifford, CEO/General Manager
    

    # 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:

    ## RESOLUTION TO APPROVE FOR THE DISPOSAL OR AUCTION OF EXCESS PROPERTY PURSUANT TO TITLE 49 OF THE CODE OF FEDERAL REGULATIONS, PART 24 (49CFR 24)

    WHEREAS, the Santa Cruz Metropolitan Transit District (District), receives federal financial assistance from the Federal Transit Administration (FTA) to acquire real property; and

    WHEREAS, all real property, equipment and supplies, rolling stock, and facilities purchased or constructed for project purposes must be managed, used, and disposed of in accordance with applicable laws and regulations; and

    WHEREAS, the FTA prescribes the method and delivers guidance to public transit operators to comply with grant management requirements in accordance with the regulations in Title 49 Code of Federal Regulations, part 24 (49CFR 24) and FTA Circular 5010.1D; and

    WHEREAS, the fair market value of each property item is less than \$5,000; and
    WHEREAS, the District has determined that it is necessary to either dispose of the property, and/or to place the items up for auction;

    NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT, that it hereby resolves, determines and orders as follows:

    1. The following real property assets are declared excess property on the Excess Vehicle \& Equipment Listing as of 9/23/16, "Exhibit A" and may be disposed of or auctioned as such:
    a. "One (1) 2002 CNG New Flyer Buses, vehicle no. 2202";
    b. "One (1) lot 2002 CNG New Flyer Bus - Spare Parts";

    ## Attachment A

    PASSED AND ADOPTED by the Board of Directors of the Santa Cruz Metropolitan Transit District on September 23, 2016, by the following vote:

    ```
    AYES: DIRECTORS -
    ```

    NOES: DIRECTORS -
    ABSENT: DIRECTORS -
    ABSTAIN: DIRECTORS -

    ## ATTEST:

    ```
    ALEX CLIFFORD
    CEO/General Manager
    ```

    APPROVED AS TO FORM:

    LESLYN K. SYREN
    District Counsel

    ## Attachment A

    ## EXHIBIT A, SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

    RESOLUTION NO.SANTA CRUZ METROPOLITAN TRANSIT DISTIRCT EXCESS VEHICLE \& EQUIPMENT LISTING AS OF 9/23/16
    (Attached)
    

    Exhibit A

    DATE: September 23, 2016
    TO: Board of Directors
    FROM: Angela Aitken, Finance Manager

    ## SUBJECT: CONSIDERATION OF ISSUING A FORMAL REQUEST FOR PROPOSALS FOR MOBILE CASH VAULT PICK UP AND DELIVERY SERVICES AND COIN AND CURRENCY PROCESSING SERVICES

    ## I. RECOMMENDED ACTION

    That the Board of Directors authorize the Purchasing Manager to issue a formal Request for Proposals for Mobile Cash Vault and Coin and Currency Services.

    ## II. SUMMARY

    - The Santa Cruz Metropolitan Transit District (METRO) requires the services of a secure/armored vehicle to pick up its full currency bins after fareboxes are emptied into them and, under security, open the bins and verify currency and coin contents. The service provider prepares the proceeds for deposit to METRO's designated bank.
    - The contract currently in place for these services has been in place since January 1, 2011 and will expire on December 31, 2016. Staff has evaluated the contract and determined that it is time to re-bid this service.


    ## III. DISCUSSION/BACKGROUND

    On December 17, 2010, the Board authorized the CEO/General Manager to execute a contract with Brink's U.S. for mobile cash vault pick up and revenue counting services, in an effort to further reduce costs agency-wide due to the fiscal emergency declared in June 2010.

    Prior to the transition to Brink's U.S., farebox revenue processing was performed in-house by two (2) contracted revenue officers and one (1) contracted temporary employee. (The one contracted temporary employee replaced the Vault Room Coordinator position that was eliminated in 2010.) This transition was estimated to save METRO $\$ 55,000$ the first year. In an informational report to the Board on January 13,2012 , the actual savings were calculated at approximately $\$ 64,500$.

    METRO does not currently have staff in place to perform in-house farebox revenue processing; therefore, these services must continue to be contracted out.

    The contract currently in place for these services is with Brink's U.S., and is due to expire on December 31, 2016. This contract has been in effect since January 1,2011 and, although it has an evergreen renewal clause, METRO does not typically contract for services for more than five years, and is already in year six.

    Staff is recommending the issuance of a formal Request for Proposals for Mobile Cash Vault Pick Up and Coin and Currency Processing Services.

    ## IV. FINANCIAL CONSIDERATIONSIIMPACT

    This action will authorize the initiation of a procurement estimated to result in a contract with a value of approximately $\$ 480,000$ over its anticipated five-year life. METRO has budgeted $\$ 187,000$ for the next two fiscal years.

    ## V. ALTERNATIVES CONSIDERED

    - Do not authorize this request to issue a formal Request for Proposals - This alternative is not recommended because METRO does not currently have staff in place to perform in-house farebox revenue processing.
    - Perform in-house farebox revenue processing - This alternative is not recommended because METRO would need to recruit and hire a Vault Room Coordinator, and two (2) contracted revenue officers, and there is not adequate time or funding to do so before the contract auto-renews.


    ## VI. ATTACHMENTS

    Attachment A: Authorizing Resolution

    Prepared By: Erron Alvey, Purchasing Manager<br>Debbie Kinslow, Assistant Finance Manager

    ## VII. APPROVALS:

    Angela Aitken, Finance Manager
    dkl loss for AM

    Approved as to form:
    Leslyn K. Syren, District Counsel
    

    Approved as to fiscal impact:
    Angela Aitken, Finance Manager
    die low for $A A$

    Alex Clifford, CEO/General Manager
    

    ## - THIS PAGE INTENTIONALLY LEFT BLANK -

    # 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:


    #### Abstract

    RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT AUTHORIZING THE PURCHASING MANAGER TO SOLICIT PROPOSALS FOR MOBILE CASH VAULT PICK UP AND DELIVERY SERVICES AND COIN AND CURRENCY PROCESSING SERVICES


    WHEREAS, the Santa Cruz Metropolitan Transit District has a need for mobile cash vault pick up and delivery services and coin and currency processing services;

    ## BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT AS FOLLOWS:

    THAT, the Purchasing Manager is authorized to issue a Request for Proposals for the services and/or supplies described above; and

    THAT, the RFP is approved for release pursuant to the provisions of the Santa Cruz Metropolitan Transit District's Procurement Policy.

    PASSED AND ADOPTED by the Board of Directors of the Santa Cruz Metropolitan Transit District this $23^{\text {rd }}$ day of September, 2016 by the following vote:

    AYES: Directors -

    NOES: Directors -

    ABSTAIN: Directors -

    ABSENT: Directors -

    Approved:
    Mike Rotkin, Board Chair

    Resolution No.
    Page 2

    ## Attest: <br> Alex Clifford, CEO/General Manager

    Approved as to form:
    Leslyn K. Syren, District Counsel

    DATE: September 23, 2016
    TO: Board of Directors
    FROM: Leslyn K. Syren, District Counsel
    SUBJECT: CONSIDERATION OF A CONTRACT AMENDMENT WITH THE LAW FIRM OF HOWIE \& SMITH LLP, IN AN AMOUNT NOT TO EXCEED \$50,000

    ## I. RECOMMENDED ACTION

    That the Board of Directors Ratify the Execution of a Contract Amendment with Howie \& Smith LLP to increase the amount of the Contract for Legal Services not to exceed \$50,000

    ## II. SUMMARY

    - The law firm of Howie \& Smith LLP has been providing Legal Services to Santa Cruz METRO for various litigation matters over the past several years.
    - Santa Cruz METRO solicited the services of Howie \& Smith LLP in 2015 to assist the District Counsel with a specific case.
    - In order to complete the Risk Department projects currently assigned to the firm, District Counsel seeks to extend the term and compensation provided to Howie \& Smith LLP. District Counsel seeks to ratify the Contract to pay against invoices incurred under the Amendment.


    ## III. DISCUSSION/BACKGROUND

    In 2015, the Legal Department solicited the services of Robert G. Howie, Esq. of Howie \& Smith LLP to handle a litigated matter, as assigned by District Counsel. A limited term contract, not to exceed $\$ 25,000$ was entered into with the firm.

    Since entering into the contract in October 2015, the need for additional services has become necessary. As of September 2016, the Santa Cruz METRO has incurred expenses in excess of the original contract. District Counsel is now requesting that the Board ratify this contract and allow expenses incurred to be paid against this Amendment to the Contract.

    Howie \& Smith LLP provides necessary legal services to the District's Legal Department, including, representation of Santa Cruz METRO in a federal matter. Since Howie \& Smith have been assigned this case since October of 2015, it would take another firm additional time and expense to be able to handle this case. For this reason, it is requested that the Board of Directors find that it is in the best interests of the District to move forward with this Contract Amendment
    with Howie \& Smith LLP in an amount not to exceed \$50,000 to continue representing the District in the assigned matter. The proposed final version of the Contract Amendment is attached (Attachment A).

    ## IV. FINANCIAL CONSIDERATIONS/IMPACT

    The additional $\$ 25,000$ will be absorbed in the existing FY17 Risk Department Budget for settlement costs.

    ## V. ALTERNATIVES CONSIDERED

    - Do not approve the execution of a Contract Amendment with Howie \& Smith LLP. Staff does not recommend this option, as the continued legal representation of Howie \& Smith LLP is crucial in the ongoing litigation and risk matter at hand.
    VI. ATTACHMENTS

    Attachment A: First Amendment to Contract for Legal Services

    Prepared By: Rickie-Ann Kegley, Paralegal

    ## VII. APPROVALS:

    Approved as to form:
    Leslyn K. Syren, District Counsel

    Approved as to fiscal impact:
    Angela Aitken, Finance Manager
    ak u low for AA

    Alex Clifford, CEO/General Manager
    

    ## - THIS PAGE INTENTIONALLY LEFT BLANK -

    ## ATTACHMENT A

    ## FIRST AMENDMENT TO CONTRACT FOR LEGAL SERVICES

    This First Amendment to Contract is made and entered into at Santa Cruz, California, as of September 23, 2016, by and between SANTA CRUZ METROPOLITAN TRANSIT DISTRICT, a public agency ("Santa Cruz METRO"), and, Robert G. Howie, Esq. of HOWIE \& SMITH LLP, ("ATTORNEY"), who agree as follows:

    ## 1. RECITALS

    On October 16, 2015, Santa Cruz METRO and ATTORNEY executed a "Contract for Legal Services" in an amount not to exceed $\$ 25,000.00$, including any reimbursable expenses.

    Both Parties wish to amend the Contract to increase the total amount of Consideration payable to ATTORNEY and to limit the term of this Amendment to 2 years.

    ## 2. AMENDMENTS

    The following paragraphs are amended, replaced and restated as follows:
    2. Total Consideration is hereby amended to read as follows:

    The total consideration payable to ATTORNEY may not exceed the sum of $\$ 50,000.00$ over the next two (2) years beginning September 23, 2016 and ending September 22, 2018, including any reimbursable expenses.

    This amount is established for Santa Cruz METRO's budgetary purposes and does not constitute a contractual commitment by Santa Cruz METRO to retain ATTORNEY to such an extent, nor a commitment by ATTORNEY to provide all required services within the amount so established. However, ATTORNEY may not provide services that are billable to Santa Cruz METRO in an amount exceeding the amount of the total consideration provided above unless approved in advance by written amendment to the Contract for Legal Services, dated October 16, 2015.

    ## 3. EFFECTIVE DATE

    This Contract is effective as of the day and year first hereinabove appearing.

    ## 4. NOTICES

    All notices and other communications under this Contract must be in writing and will be deemed to have been duly given (i) on the date of delivery, if delivered personally to the party to whom notice is given, or if made by electronic mail or telecopy directed to the party to whom notice is to be given at the email address provided or the telecopy number listed below, or (ii) at the earlier of actual receipt or the second business day following deposit in the United States mail, postage prepaid. Notices and other communications must be directed to the parties at the addresses shown below. A party may change its person designated to receive notice, its email address, telecopy number, or its mailing address from time to time by giving notice to the other party in accordance with the procedures set forth in this Article.

    ```
    Santa Cruz METRO: Leslyn K. Syren
    District Counsel
    Santa Cruz Metropolitan Transit District
    1 1 0 \text { Vernon Street}
    Santa Cruz, CA 95060
    Phone: (831) 426-6080 - ext. ```

