

SANTA CRUZ METROPOLITAN TRANSIT DISTRICT (METRO) BOARD OF DIRECTORS AGENDA REGULAR MEETING SEPTEMBER 22, 2017 – 9:00 AM SANTA CRUZ CITY CHAMBER OFFICES 809 CENTER STREET SANTA CRUZ, CA 95060

MISSION STATEMENT: "To provide a public transportation service that enhances personal mobility and creates a sustainable transportation option in Santa Cruz County through a cost-effective, 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 METRO's Administrative offices at 110 Vernon Street, Santa Cruz, California.

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BOARD ROSTER

Director Ed Bottorff City of Capitola Director Cynthia Chase City of Santa Cruz Director Jimmy Dutra City of Watsonville Director Norm Hagen County of Santa Cruz Director John Leopold County of Santa Cruz Director Donna Lind City of Scotts Valley Director Cynthia Mathews City of Santa Cruz Director Bruce McPherson County of Santa Cruz City of Watsonville **Director Oscar Rios** Director Dan Rothwell County of Santa Cruz Director Mike Rotkin County of Santa Cruz Vacant Ex-Officio Director UC Santa Cruz Ex-Officio Director Liber McKee Cabrillo College

Alex Clifford METRO CEO/General Manager
Julie Sherman METRO General 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

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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 SWEAR IN NEW UCSC EX-OFFICIO DIRECTOR, LARRY PAGELER
- 3 ROLL CALL
- 4 ANNOUNCEMENTS
 - 4-1. Spanish language interpretation will be available during "Oral Communications" and for any other agenda item for which these services are needed.
 - 4-2. Today's meeting is being broadcast by Community Television of Santa Cruz County.
- 5 REVIEW OF ITEMS TO BE DISCUSSED IN CLOSED SESSION Julie Sherman, General Counsel
- 6 RECESS TO CLOSED SESSION

SECTION II: CLOSED SESSION

7 CONFERENCE WITH LABOR NEGOTIATORS (GOVERNMENT CODE SECTION 54957.6)

Agency Negotiators:

Alex Clifford, CEO/General Manager Julie Sherman, General Counsel

Employee Organization:

UTU, Local 23

SECTION III: RECONVENE TO OPEN SESSION

8 REPORT OF CLOSED SESSION ITEMS

Julie Sherman, General Counsel

- 9 BOARD OF DIRECTORS COMMENTS
- 10 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 614-2-1, 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.

- 10.1 APTA Membership Thank You Letter
- 10.2 Mr. Thomas Stumbaugh Letter
- 11 WRITTEN COMMUNICATIONS FROM MAC (if applicable)
- 12 LABOR ORGANIZATION COMMUNICATIONS
- 13 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.

- 14-01 RECOMMENDED ACTION ON TORT CLAIMS
 - Alex Clifford, CEO/General Manager
- 14-02 ACCEPT AND FILE: PRELIMINARY APPROVED CHECK JOURNAL DETAIL FOR THE MONTH OF AUGUST 2017

Angela Aitken, Finance Manager

14-03 ACCEPT AND FILE: MINUTES OF THE SANTA CRUZ METRO BOARD OF DIRECTORS MEETING OF AUGUST 25, 2017

Alex Clifford, CEO/General Manager

14-04 ACCEPT AND FILE: QUARTERLY PROCUREMENT REPORT FOR 2ND QUARTER OF FY18

Erron Alvey, Purchasing Manager

- 14-05 APPROVE: CONSIDERATION OF DECLARING VEHICLES AND/OR EQUIPMENT AS EXCESS FOR PURPOSES OF DISPOSAL OR AUCTION Angela Aitken, Finance Manager
- 14-06 APPROVE: CONSIDERATION OF AWARD OF CONTRACT TO ALEXANDER ELECTRIC DBA STATE ELECTRIC GENERATOR FOR ANNUAL EMERGENCY GENERATOR LOAD BANK TESTING AND MAINTENANCE SERVICES NOT TO EXCEED \$80,000

Eddie E. Benson, Maintenance Manager

- 14-07 APPROVE: CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE CEO TO SUBMIT GRANT APPLICATIONS AND EXECUTE AGREEMENTS TO RECEIVE FUNDS FROM THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION Tom Hiltner, Grants/Legislative Analyst
- 14-08 APPROVE: CONSIDERATION OF AUTHORIZING CEO TO EXECUTE A CONTRACT WITH COMPLETE COACH WORKS TO LEASE ARTICULATED BUSES FOR UCSC SERVICES

Barrow Emerson, Planning and Development Manager

14-09 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A 2ND CONTRACT AMENDMENT WITH HOWIE AND SMITH LLP TO INCREASE THE CONTRACT TOTAL BY \$25,000

Julie Sherman, General Counsel

14-10 APPROVAL OF WAGE SURVEY RESULTS FOR ELECTRONIC TECHNICIAN Angela Aitken, Interim HR Manager & Finance Manager

REGULAR AGENDA

- 15 PRESENTATION OF EMPLOYEE LONGEVITY AWARDS TO LEONARDO PENA AND GREGORY WILLIS
 Jimmy Dutra, Board Chair
- 16 ORAL PRESENTATION: FUTURE OF UCSC EX-OFFICIO BOARD SEAT Jimmy Dutra, Board Chair / UCSC Student Representative(s)
- 17 CONSIDERATION OF APPOINTMENT OF CASSITY MEGA TO THE METRO ADVISORY COMMITTEE (MAC) FOR A TERM OF OFFICE ENDING DECEMBER 31, 2019

 Alex Clifford, CEO/General Manager
- 18 ACCEPT AND FILE: THE FISCAL YEAR END MONTHLY BUDGET STATUS REPORTS FOR JUNE 30, 2017; AND, ADOPTION OF THE PRELIMINARY SCHEDULE OF RESERVE ACCOUNT BALANCES

 Angela Aitken, Finance Manager
- 19 ACCEPT AND FILE: ELECTRIC BUS PURCHASE STATUS REPORT Erron Alvey, Purchasing Manager
- 20 APPROVE: RATIFICATION OF THE WAIVER OF COMPETITIVE PROCUREMENT PROCESS FOR BUS ENGINE REPLACEMENT AND INSTALLATION Ciro Aguirre, Chief Operations Officer
- 21 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A 3RD LEASE AMENDMENT WITH WAVE CREST DEVELOPMENT FOR SOIL REMEDIATION, INCREASING THE CONTRACT TOTAL BY \$150,000 Erron Alvey, Purchasing Manager

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22 ORAL REPORT: STATUS OF STATE TRANSIT ASSISTANCE (STA) PROGRAM FUNDS

Alex Clifford, CEO/General Manager

23 CEO ORAL REPORT

Alex Clifford, CEO/General Manager

24 ANNOUNCEMENT OF NEXT MEETING: FRIDAY, OCTOBER 27, 2017 AT 9:00 AM, CAPITOLA CITY COUNCIL CHAMBERS, 420 CAPITOLA AVENUE, CAPITOLA, CA

Jimmy Dutra, Board Chair

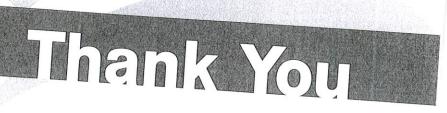
25 ADJOURNMENT

Jimmy Dutra, Board Chair

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.

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COMMUNICATIONS TO THE BOARD OF DIRECTORS



Thank you for your continued membership support and participation in APTA for FY18. APTA is committed to delivering excellent programs and benefits along with the attentive service you expect.

APTA welcomes the opportunity to partner with you as we collectively work toward growing and strengthening the public transportation industry. Together, this partnership will ensure the future of public transportation remains a solid cornerstone in the vibrant transportation future we all envision. Now, more than ever, our industry needs to be united as we solve complex funding, technology and workforce issues.

Again, thank you for your support and membership!

RICHARD A. WHITE Acting President & CEO

COMMUNICATIONS TO THE BOARD OF DIRECTORS

September 6, 2017 Aptos, California

Board of Directors Santa Cruz County Metro 110 Vernon Street Santa Cruz, CA. 95060

Members of the Board,

I would appreciate hearing an explanation of the wisdom of moving the West-bound bus stop in the center of Aptos Village. The site chosen for the new location is absolutely unsuited for a bus stop. It is unsafe. Even a number of the bus operators have expressed that opinion.

I urge each of you to visit the Village and see how well suited the present site is. Whereas the proposed location is located on an incline immediately adjacent to the railroad track (presenting persons with limited mobility significant problems), the present stop is level and centrally located with respect to the various attractions of the Village.

It is difficult for me to understand the reasoning behind the proposal to make the move when the present site is so perfectly situated. Please do not relocate this bus stop. Let's consider the general welfare of the community, not the selfish interests of the few.

Thomas Stumbaugh Aptos



Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Alex Clifford, CEO/General Manager

SUBJECT: RECOMMENDED ACTION ON TORT CLAIMS

I. RECOMMENDED ACTION

That the Board of Directors Approve Staff Recommendations for Claims for the Month of September 2017

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 two claims for the month of September 2017 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 CONSIDERATIONS/IMPACT

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 Action
Sutherland, Cindy	17-0010	METRO bus swipes minivan's side view mirror.	Reject
Lavelle, Joe	17-0011	Alleges outdated bus schedule ended him in wrong city.	Reject

Prepared by: Tom Szestowicki, Safety Specialist

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VII. APPROVAL:

Alex Clifford, CEO/General Manager



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Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Angela Aitken, Finance Manager

SUBJECT: ACCEPT AND FILE PRELIMINARY APPROVED CHECK JOURNAL

DETAIL FOR THE MONTH OF AUGUST 2017

I. RECOMMENDED ACTION

That the Board of Directors accept and file the preliminary approved Check Journal Detail for the month of August 2017

II. SUMMARY

- This staff report provides the Board with a preliminary approved Check Journal Detail for the month of August 2017.
- 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 2017 have been processed, checks issued and signed by the Finance Manager.

IV. FINANCIAL CONSIDERATIONS/IMPACT

None. The check journal is a presentation of invoices paid in August 2017 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 2017

Prepared By: Holly Riley, Senior Accounting Technician

VII. APPROVALS:

Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

14-02.2

DATE 09/(09/01/17 10:15		SANTA CRUZ METROPOLITAN TRANSIT DIS CHECK JOURNAL DETAIL BY CHECK NUM ALL CHECKS FOR ACCOUNTS PAYABLE	DISTRICT NUMBER BLE		PAGE 1
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59795 (08/07/17	3,796.88 003151	ABC BUS INC	79590		3,734.87
59796 (08/07/17 08/07/17	5,000.00 1114 1,225.89 192	ALLIANT INSURANCE SERVICES INC ALWAYS UNDER PRESSURE	79591 79655 79572	INVENTORY ORDER FY18 W/C BROKER FEE THERMO RELIEF VALVE	5,000.00 32.16
59798 (08/07/17	15.29 002861	AMERICAN MESSAGING SVCS, LLC R & B SMAII. FINGTINE CORP	79662 79666 79656 79570	VALVES INVENTORY ORDER AUG 17 PAGER RENTAL RPR GOAT SMC	50.86 1,142.87 15.29 4.33
9800	08/07/17 08/07/17	0.10	AL INC ALTRONICS BUSINESS	79571 79640 79626		21.92 24,035.00 16.35
59802 (08/07/17	32,522.91 001124	CLEAN ENERGY	79628 79568 795831	9	14,842.00 7,854.35
59803 (59804 (59805)	08/07/17 08/07/17 08/07/17	1,631.25 002872 133.57 003305 7,185.49 003116	COOPERATIVE PERSONNEL SERVICES CRIMP SUPPLY CORP CUMMINS PACIFIC LLP	79670 79567 79625 79615		9,826.56 1,631.25 133.57 4,843.19
59806	08/07/17	2,184.52 003274	EAST BAY TIRE CO.	79617 79612 79658 79659		517.00 1,021.42 273.14 18.00
9807	8/07/1	769.51	EXPRESS SERVICES INC.	79660 79629 79635	23/	871.96 369.56 399.95
59808 (08/07/17	. 56 002	S ENERGY L	79588 79645	7/7	7,012.48 1,975.08
59809 (59810 (59811 (08/07/17 08/07/17 08/07/17	277.70 001302 3.99 117 452.75 282	GARDA CL WEST, INC. GILLIG LLC GRAINGER	7 7 9 5 8 8 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9	AUG 17 SERVICES RPR VEH #1107 PC CREDIT FROM FY18 TABLE SAW FY CORRECT RPR STEAM RACK INVENTORY ORDER	277.70 -3,413.88 3,413.88 83.39 321.64
59812 (59813 (08/07/17 08/07/17	24.17 003164 79,908.00 003109	GREEN RUBBER-KENNEDY AG LP HANSON BRIDGETT LLP	79672 79569 79664	INVENTORY ORDER INVENTORY ORDER M# 032117.000003	26.09 24.17 55,908.00
59814 (08/07/17	168.62 166	HOSE SHOP, THE INC	79665	JUNE 17 RETAINER INVENTORY ORDER	24,000.00 12.59
59815 (08/07/17	1,041.11 1117	KELLEY'S SERVICE INC.	79667 79642 79643 79643	HOSES & TITITUGS RPR BUS WASHER INVENTORY ORDER INVENTORY ORDER INVENTORY ORDER	150.03 178.49 80.00 226.61

PAGE 2	08/01/17 THRU 08/31/17	TRANSACTION COMMENT AMOUNT	215.34 118.72 40.00	153.94 157.36 109.98 76.21 93.39	54.41 18.10 2,010.89 6,369.71	6,637.32 -607.50 VOIDED 1,566.93	1,649.49 607.50 **VOID -1,566.93	-1,649.49 1,515.00 200.00 449.69 84.83	24.36 37.39 190.74 43.07 87.66	55.68 248.00 29.32 96.16 32.20	1,269.89 2,716.39 3,491.25 101.90 42.35
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969.13 003105 4,497.50 059	AT&T MOBILITY BATTERIES USA, INC.	79698	6/24-7/23 WIFI BUSES BATTERIES	969.13 2,018.00
304.85 00	BRENCO OPERATING-TEXAS, LP	79710	BATTEKLES INVENTORY ORDER	4,304.85
,525.65 58	CALTIP CALTIP	79830 79813	JUL 17 CODE 5100	3,525.65
55.21 00	TCH & BRA	79782		3,755.21
77.10 667 1,316.04 130	CITY OF SCOTTS VALLEY CITY OF WATSONVILLE UTILITIES	79721 79796	5/15-7/15 WATER SVTC 6/20-7/17 WATER WTC	77.10 41.48
		79797	6/14-7/12 FIRE WTC 6/20-7/17WATER SEWER 6/20-7/17WATER SEWER	67.80 853.31
49,284.67 001124	CLEAN ENERGY	79757	// ZU SOLLD WASTE LNG 7/10/17	802.72
		79773	LNG 7/3/17 LNG 7/12/17 LNG 7/14/17	11,370.77 8,951.18 7,129.35
412.00 003102	CLEVER DEVICES LTD	79744	INVENTORY ORDER	412.00 412.00 56.81
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1,805.13 075	COAST PAPER & SUPPLY INC.	79772	INVENTORY ORDER CUSTODIAL SUPPLIES	1,582.77
120.00 002063 2,580.86 003116	COSTCO CUMMINS PACIFIC LLP	79749		120.00
		79731	RPR VEH #1201 RPR VEH #1204	57.80
64.26 E986 5,908.62 480	DELFIN, MONIK DIESEL MARINE ELECTRIC, INC.	79750		64.26 4.284.52
		79807	INVENTORY ORDER	812.05 812.05
50.00 916	DOCTORS ON DUTY MEDICAL CLINIC	79748	JUN 17 DOT DRUG TEST	1,750.00
298.39 C102 87.997.07 003341	DUTRA, JAMES MICHAEL DYNAMIC SECHRITY TECH INC	79827	TRAVEL REIMBURSEMENT	298.39
3,852.02 003	EAST BAY TIRE CO.	79703	TIRES	3,064.26
		79704	TIRES FLAT REPAIR PC	750.76 37.00
07.20	ELECTRONIC DATA MAGNETICS INC.	79778	INVENTORY ORDER	3,507.20
.45		7 79821	RPR BACK DOOR PRC	294.45
03.42 6	GENFARE A DIV OF SPX CORP	79818	PEM MACHINE UPDATE INVENTORY ORDER	203.42 376.33
88.99	GRAINGER	79718	CREDIT	-77.88
		79751	REPLACE HOSE REEL INVENTORY ORDER	421.81 945.06
111.29 E021	HILTNER, THOMAS	79828	TRAVEL REIMBURSEMENT	111.29

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1,584.00 0032	271	KJRB INC	79760 79706	DIT VEH	-129.44 360.00
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7,069.70 009		PACIFIC GAS & ELECTRIC	79822	6/28-7/27 PACIFIC	3,041.07
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2,592.43 023		PACIFIC TRUCK PARTS, INC.	79758		38.19
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				79878 79879 79880	INVENTORY ORDER RPR VEH #1108 PC INVENTORY ORDER	98.45 378.47 85.73
50003 50003 60040 6040	08/21/17 08/21/17 08/21/17	210.00 002990 14,767.13 003017 170.00 003249	KISMET MANSFIELD OIL CO OF GAINSVILLE MAXIMUM OIL SERVICE LLC MAD XT RETT 1.1C	7	(2) 17	240.03 240.00 14,767.13 170.00 2 009.30
0000	8/21/1 8/21/1 8/21/1 8/21/1	32.70 003 32.70 003 181.07 004	но	79908 79938 79938	****-****-1598 NAME PLATE INVENTORY ORDER	200.00 32.70 53.06
59945	08/21/17	3,166.66 009	PACIFIC GAS & ELECTRIC	9/.86/.	INVENTORY ORDER 7/6-8/3 WTC PNR SVT	128.01 2,382.92 733.34
59946	08/21/17	420.77 043	PALACE ART & OFFICE SUPPLY	7.9888	_	783.74
59947	08/21/17	420.74 882	PRINT SHOP SANTA CRUZ	7 79887 79887 799901	OFFICE SUPPLIES BUSINESS CARDS BUSINESS CARDS	4.46 107.91 97.01
59948	08/21/17	173.71 107A	PROBUILD COMPANY LLC	79939 79855 79856 79858	INESS FO CEI	215.82 19.89 100.24 4.13
59949 59950 59951	08/21/17 08/21/17 08/21/17	75.21 019 5.97 536 229.74 135	RAYNE OF SANTA CRUZ, INC. RIVERSIDE LIGHTING & ELECTRIC SANTA CRUZ AUTO PARTS, INC.	7 9 8 8 6 0 7 9 8 6 6 0 7 9 9 4 2 7 9 8 5 1	RPR SINK JANIIOK KM RPR BASEBOARD WTC SALT LIGHTING INVENTORY ORDER	14:15 33:30 75:21 38:38
		0	1	79877	INVENTORY ORDER	161.58 29.32
200 200 200	8/21/1 8/21/1 8/21/1	0 001 8 003 4 115	SANTA CRUZ RECORDS MNGMT INC SLINGSHOT CONNECTIONS LLP SNAP-ON INDUSTRIAL	79842 79952 79845	ANNUAL SHREDDING TEMP W/E 8/13/17 TOOL REPLACEMENT	563.00 564.48 95.24
999	8/21/1	5,487.21 00 417.16 00	SOQUEL III ASSOCIATES SPORTWORKS NORTHWEST, INC.	7 79910 79844	SEPT 17 RENT INVENTORY ORDER	417.
2000 2000 2000 2000 2000 2000	08/21/17 08/21/17 08/21/17 08/21/17	. 65 366 . 35 003	SIAIE BOARD OF EQUALIZATION TENNANT COMPANY THE JANEK CORPORATION TRANSIT HOLDINGS INC	79918 79921 79931 79843	10/1-9/30/18 PERMILS RPR DRAIN HOSE RPR ELECTRONIC ITEMS INVENTORY ORDER	12,010.00 1,277.35 3.68
				79849 79870 79871 79936	INVENTORY ORDER INVENTORY ORDER INVENTORY ORDER THAVENTORY ORDER	131.24 27.40 2,187.63
59961	08/21/17	7,183.15 057	U.S. BANK	79912	1 1	5,216.96
59962	08/21/17	340.00 003152	UNIFIRST CORPORATION	79862 79863	MATS OPS CUSTODIAL SUPPLIES	6.48 40.07

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			79867 79881 79882 79882	ORY SERV ORY SERV ODIAL SU	14.64 193.80 71.03 6.99
59963 08/21/17	990.14 002829	VALLEY POWER SYSTEMS, INC.	799027 79802 79802 79803 79943 79943	MATS TOWELS OPS CORE CREDIT CORE CREDIT CORE CREDIT INVENTORY ORDER	-145.79 -136.25 -136.25 -136.25 -136.25 1,168.02
59964 08/21/17	529.15 434	VERIZON WIRELESS	79945 0 79899	· · · · · ·	-68.13 220.21
59965 08/21/17	525.00 001165	VU, THANH DR. MD	7 7 79915 7 79946	7/Z-8/1 TELECOMM PC DMV EXAM DMV EXAM	308 208 208 200 200 200
			7 4 9 9 9 6 1 7 7 7 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9	DMV EXAM DMV EXAM DMV EXAM DMV EXAM	7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7
59966 08/21/17 59967 08/28/17	275.00 003316 2,040.34 003151	WATER TECH SPECIALTIES INC ABC BUS INC	7 9 9 9 4 1 1 7 9 9 9 6 9 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	EAAM 17 SER ENTORY ENTORY	
59968 08/28/17 59969 08/28/17 59970 08/28/17 59971 08/28/17 59972 08/28/17	238.39 192 4.784.83 001348 216.83 002363 95.00 003248 6,616.25 002035	ALWAYS UNDER PRESSURE ATHENS INSURANCE SERVICE, INC BATTERIES PLUS #314 BAY ALARM COMPANY BOWMAN & WILLIAMS INC	C. 799988 799998 8 80038 8 80038 8 80038 8 80038 8 80038 8 80038 8 80038 8 80038 8 8 8	INVENIURY URDER PRESSURE WASHER AUG 17 TPA FEES BATTERIES SVC CALL ELEVATOR JUL17 EV ENGINEERING	1,3/3.40 1,288.39 4,788.83 216.83 95.00 6,200.00
59973 08/28/17 59974 08/28/17 59975 08/28/17 59976 08/28/17	847,275.62 502 102.49 M022 12.13 001346 197.53 075	CA PUBLIC EMPLOYEES' CAPELLA, KATHLEEN CITY OF SANTA CRUZ-FINANCE COAST PAPER & SUPPLY INC.	80040 80032 0 79980 800041	GENERATOR MASTER PLA SEPT 17 MEDICAL SEPT 17 RETIREE SUPP LANDFILL INVENTORY ORDER	847,255 847,205.62 12.13 163.50
59977 08/28/17 59978 08/28/17 59979 08/28/17 59980 08/28/17	10,865.88 002872 41.25 002063 55.92 003116 1,717.41 002946	COOPERATIVE PERSONNEL SERVICES COSTCO COMMINS PACIFIC LLP DAY WIRELESS SYSTEMS	8 8 0 0 8 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	H H H H	34.03 10,865.88 41.25 55.92 108.11 687.50
59981 08/28/17 59982 08/28/17	1,312.13 900 4,856.08 003274	DEPARTMENT OF TOXIC SUBSTANCE EAST BAY TIRE CO.	E 800 B 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8	VEH 1716 ANTENNA VEH 1716 ANTENNA TIRES TIRES TIRES	921.80 1,312.13 1,021.42 187.69 1,532.13

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			79965 79966 80046	TIRES TIRES FLAT TIRE REPAIR PC	1,021.42 1,021.42 18.00
59983 08/28/17 59984 08/28/17	175.00 002953 1,470.15 432	EPICOR SOFTWARE CORP EXPRESS SERVICES INC.	80047 79996 79982		54.00 175.00 571.05
59985 08/28/17	301.44 647	GENFARE A DIV OF SPX CORP	79983 79955 79956	TEMP W/E 7/30/17 FREIGHT PEM MACH RPR INVENTORY ORDER INVENTORY ORDER	899.10 118.80 118.36 30.29
59986 08/28/17	105.82 117	GILLIG LLC	79958		31.99 72.04
59987 08/28/17 59988 08/28/17	51.24 M041 466.55 282	GOUVEIA, ROBERT GRAINGER	80025 79975 80000	INVENTORY ORDER SEPT 17 RETIREE SUPP WASTEBASKETS	33.78 51.24 110.41
			80042 80043 80043	INVENTORY ORDER CREDIT WHITE MOP SINKS	27.86 -1,015.46 1,015.46
59989 08/28/17	14,899.61 001745	HARTFORD LIFE AND ACCIDENT INS	80049 80028		328.28 10,414.03
59990 08/28/17	479.20 166	HOSE SHOP, THE INC	80008	ц (И ,	4,485.58 84.89
59991 08/28/17	144.29 1117	KELLEY'S SERVICE INC.	80026 79985 80008	INVENTORY ORDER INVENTORY ORDER CREDIT	394.31 15.97 -19.67
			80000	INVENTORY ORDER RPR VEH #1105 PC	37.44 37.49
92 08/	50 852	LAW OFFICES OF MARIE F. SANG 7	79981	VEH 20092	313.50
94 08/	708.75	ļ	80030	SEPT 17 EAP	708.75
59995 08/28/1/ 59996 08/28/17 59997 08/28/17	1,825.50 406 183.73 001178 241.98 003326	MESILL-MILLER ENGINEEKING, INC O N/S CORPORATION NTDAL HALARI & NADA ALGHARIR	80018 80018 79989	SVS IHKO 7/25 PLAIFO RPR BUS WASHER 3 BRASS PIATES	1,825.50 183.73 40.33
			80012 80013	ATE	21.80 179.85
59998 08/28/17 59999 08/28/17	25.68 004 1,460.07 043	NORTH BAY FORD LINC-MERCURY PALACE ART & OFFICE SUPPLY	80007	RPR VEH #1109 PC OFFICE SUPPLIES	25.68 1,107.05
60000 08/28/17 60001 08/28/17	51.24 M109 481.00 481	PEREZ, CHERYL PIED PIPER EXTERMINATORS, INC.	79976 80019	NOFF NETI PEST	595.02 51.24 62.50
			80020 80021 80022	17 PEST 17 PEST 17 PEST	
60002 08/28/17	977.50 003345	PIERCE, ALLEN S JR	80039 80015	AUG 17 PEST METROMKT JUL 17 CONSULTING	55.50 977.50

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60003 08/28/17 60004 08/28/17	249.26 002927 229.91 107A	PRAXAIR DISTRIBUTION, INC. PROBUILD COMPANY LLC	80048 79990 79991	INVENTORY ORDER BENCH MATERIALS RENCH MATERIALS	249.26 45.86
			79992	PAINT POR RATE SITEDITES	4.89
60005 08/28/17	593.25 001153	REPUBLIC ELEVATOR COMPANY INC	80024	AUG 17 MAINTENANCE	593.25
60006 08/28/17	183.76 003024	RICOH USA, INC CA	79960	5/12-8/11 IMAGES OPS	183.76
60008 08/28/17	51.24 M030	DENTSE VUBY			102.13
60009 08/28/17	1,411.20 003292	SLINGSHOT CONNECTIONS LLP	80037	TEMP W/E 8/20/17	1,411.20
60010 08/28/17	500.17 001008	SWAGELOK NORTHERN CALIFORNIA	80036		500.17
60011 08/28/17	2,520.47 003285	TRANSIT HOLDINGS INC	79969		75.70
			79970		1,201.45
			80002	INVENTORY ORDER	896.09
			80003	INVENTORY ORDER	244.58
60012 08/28/17	355.20 003152	UNIFIRST CORPORATION	79971	LAUNDRY SERVICE	224.24
			79972	CUSTODIAL SUPPLIES	69.77
			79994	CUSTODIAL SUPPLIES	40.07
			79995	MATS OPS	6.48
			79998	LAUNDRY SERVICE	14.64
	23.70 007	UNITED PARCEL SERVICE	79973	FREIGHT	23.70
	16.67 002829	VALLEY POWER SYSTEMS, INC.	80001	INVENTORY ORDER	16.67
60015 08/28/17	10,858.76 001043	VISION SERVICE PLAN	80031	AUG 17 VISION	10,858.76
	75.00 001165	VU, THANH DR. MD	79961	DMV EXAM	75.00
60017 08/28/17	51.24 M088		79979	SEPT 17 RETIREE SUPP	51.24
TOTAL	1,687,107.28	ACCOUNTS PAYABLE		TOTAL CHECKS 225	1,687,107.28

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Santa Cruz Metropolitan Transit District



DATE: September 22, 2017

TO: Board of Directors

FROM: Alex Clifford, CEO/General Manager

SUBJECT: ACCEPT AND FILE MINUTES OF THE SANTA CRUZ METRO BOARD

OF DIRECTORS MEETING OF AUGUST 25, 2017

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 25, 2017

II. SUMMARY

- Staff is providing minutes from the Santa Cruz Metropolitan Transit District (METRO) Board of Directors Meeting of August 25, 2017.
- Each meeting, the Executive Assistant 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.

IV. FINANCIAL CONSIDERATIONS/IMPACT

None.

V. ALTERNATIVES CONSIDERED

None

VI. ATTACHMENTS

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

25, 2017

Prepared by: Gina Pye, Executive Assistant

Board of Directors September 22, 2017 Page 2 of 2

VII. APPROVALS:

Alex Clifford, CEO/General Manager



SANTA CRUZ METROPOLITAN TRANSIT DISTRICT (METRO) BOARD OF DIRECTORS AGENDA MEETING MINUTES AUGUST 25, 2017 – 9:00 AM METRO ADMIN OFFICES 110 VERNON STREET SANTA CRUZ, CA 95060

A regular meeting of the Board of Directors of the Santa Cruz Metropolitan Transit District (METRO) was convened on Friday, August 25, 2017 at the METRO Admin offices, 110 Vernon Street, Santa Cruz, 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

- 1 CALL TO ORDER at 9:00 AM by Chair Dutra.
- 2 ROLL CALL: The following Directors were present, representing a quorum:

Director Ed Bottorff City of Capitola City of Santa Cruz Director Cynthia Chase **Director Jimmy Dutra, Board Chair City of Watsonville** Director Norm Hagen County of Santa Cruz **Director John Leopold County of Santa Cruz** City of Scotts Valley Director Donna Lind City of Santa Cruz Director Cynthia Mathews **Director Bruce McPherson, Board Vice Chair County of Santa Cruz**

Director Oscar Rios

Director Dan Rothwell

Director Mike Rotkin

City of Watsonville
County of Santa Cruz
County of Santa Cruz

Vacant Ex-Officio Director UC Santa Cruz Ex Officio Director Liber McKee Cabrillo College

Ex-Officio Director McKee was absent as well as Directors Chase, Hagen, Lind and Mathews.

STAFF PRESENT:

Alex Clifford METRO CEO/General Manager
Julie Sherman METRO General Counsel

Board of Directors Meeting Minutes August 25, 2017 Page 2 of 11

METRO EMPLOYEES AND MEMBERS OF THE PUBLIC WHO VOLUNTARILY INDICATED THEY WERE PRESENT (IN ALPHABETICAL ORDER) WERE:

Angela Aitken, METRO
Patti Davidoski, SEIU
Erich Friedrich, AMBAG
David W. Horvath, UTU
Joan Jeffries, SEIU
Debbie Kinslow, METRO
Gary Lindstrum, Citizen
Deanna D. Lopez, UTU
Dawn Martin, SEIU
Olivia Martinez, SEIU

Luis Mendez, SEIU
Clint D. Nabor, UTU
Veronica Rodriguez, SEIU
Mary Sells, UTU
Becky Steinbruner, Citizen
Josh Stephens, Citizen
Salvador Tolentino, SEIU
Stefan Woliczko, SEIU
3 illegible signatures, SEIU

3 ANNOUNCEMENTS

Chair Dutra announced the absences of Directors Chase, Hagen, Lind and Mathews.

Chair Dutra then introduced Carlos Landaverry, Spanish Language Interpreter. Carlos introduced himself and his services, noting he was available at the back of the room.

Chair Dutra announced the meeting is being televised by Community Television of Santa Cruz County and our technician today is Mr. Lynn Dunton.

4 FORMAL RECOGNITION OF DONNA BLITZER, EX-OFFICIO DIRECTOR

Vice Chair McPherson introduced and recognized Donna Blitzer's many accomplishments and contributions during her 10 years as UCSC's Ex-Officio Board Member.

Ms. Blitzer said she has valued her time with METRO and felt fortunate to represent UCSC and sit among the board members. The institutions depend on each other; it takes the dedication of the Board and the METRO staff to be successful.

5 BOARD OF DIRECTORS COMMENTS

Having none, Chair Dutra moved to the next item.

6 COMMUNICATIONS TO THE BOARD OF DIRECTORS

Brian Peoples, TrailNow, spoke of their public transit support (excluding the train) and their disappointment in the Grand Jury report findings. He suggested a change to the Board structure; a five member elected board.

Becky Steinbrenner, Aptos resident, expressed her concerns related to Route 71 through Aptos Village and referenced her prior communication with METRO. Chair Dutra referred Ms. Steinbruner to her comments on page 10.4.B.2 of the agenda packet from an earlier meeting. He assured her that METRO staff would provide a response when ready.

Josh Stephens, Santa Cruz resident, spoke of the need to improve county-wide service, which could encourage public support.

Jon Bartholomew, METRO employee, also expressed his disappointment with the Grand Jury report. He suggested possible uses of Measure D revenue: better transportation, fixing routes, etc. Noting that the SEIU contract is posted on the SCMTD website, he suggested that the CEO contract also be posted.

Ernestina Saldana spoke of the need to put public interest first.

Hearing no further comments, Chair Dutra moved to the next agenda item.

Board of Directors Meeting Minutes August 25, 2017 Page 3 of 11

7 WRITTEN COMMENTS FROM MAC (IF APPLICABLE) None

8 LABOR ORGANIZATION COMMUNICATIONS

Olivia Martinez, representing PSA, VMU and SEA, urged the Board to rescind the CEO's "raise", which was approved at the June 23, 2017 Board meeting. She cited SEIU's support of Measure D and the now-balanced budget achievable in part due to their members' concessions.

Eduardo Montesino, representing Bus Operators and Paratransit, said the SEIU had submitted a public records request and expressed some concern as to the CEO contract process and employee "grumblings".

Chair Dutra thanked everyone for their support in the success of Measure D and SB1. He advised caution with violating the Brown Act in discussing the CEO contract, as the item is not on today's agenda. He noted the CEO contract process was undertaken properly, was on the agenda for the last two regular Board meetings, and the amendments to the employment agreement were a result of a unanimous Board vote based on the Board's satisfactory rating of the CEO's performance. He asked that false information not spread through the community.

Director Rotkin noted the CEO serves at the pleasure of the Board, unlike the Union members. It is important to understand that, during the recent structural deficit, no union employee was denied a step increase. The CEO voluntarily gave up his contractually guaranteed step increase last year. He did not receive a "raise", but a step increase, which is guaranteed by his contract provided his performance is satisfactory.

Speaking as a former union member, Director Rothwell expressed sympathy for the union members, adding the Board is constrained with a contract that stipulates step increases upon a satisfactory rating. He agreed that the Grand Jury report is loaded with misinformation and is not a good basis for anyone's arguments.

Director Rios thanked the union reps for attending and asking the questions.

Hearing no further comments, Chair Dutra moved to the next item.

9 ADDITIONAL DOCUMENTATION TO SUPPORT EXISTING AGENDA ITEMS None

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.

- 10-01 RECOMMENDED ACTION ON TORT CLAIMS
- 10-02 ACCEPT AND FILE: PRELIMINARY APPROVED CHECK JOURNAL DETAIL FOR THE MONTHS OF JUNE AND JULY 2017
- 10-03 ACCEPT AND FILE: THE YEAR TO DATE MONTHLY FINANCIAL REPORT AS OF MAY 31, 2017

Board of Directors Meeting Minutes August 25, 2017 Page 4 of 11

- 10-04 ACCEPT AND FILE: MINUTES OF THE SANTA CRUZ METRO BOARD OF DIRECTORS MEETINGS OF JUNE 23, 2017 AND AUGUST 4, 2017
- 10-05 ACCEPT AND FILE: MINUTES FOR THE METRO ADVISORY COMMITTEE (MAC) MEETING OF MAY 17, 2017
- 10-06 ACCEPT AND FILE: QUARTERLY PROCUREMENT REPORT FOR 1st QUARTER OF FY18
- 10-07 ACCEPT AND FILE: METRO PARACRUZ OPERATIONS STATUS REPORT FOR APRIL, MAY AND JUNE 2017
- 10-08 ACCEPT AND FILE: METRO SYSTEM RIDERSHIP REPORTS FOR THE FOURTH QUARTER OF FY17
- 10-09 ACCEPT AND FILE: QUARTERLY STATUS REPORT OF GRANT APPLICATIONS, ACTIVE GRANTS AND FUTURE OPPORTUNITIES FOR APRIL JUNE 2017
- 10-10 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A TEN-MONTH EXTENSION AMENDMENT TO THE CONTRACT FOR TRANSIT SERVICES WITH THE UNIVERSITY OF CALIFORNIA SANTA CRUZ (UCSC) BEGINNING SEPTEMBER 1, 2017
- 10-11 APPROVE: CONSIDERATION OF APPROVAL OF AUDIT ENGAGEMENT LETTER WITH BROWN ARMSTRONG ACCOUNTANCY CORPORATION FOR FINANCIAL AUDIT AND TAX SERVICES FOR THE FISCAL YEAR ENDED JUNE 30, 2017
- 10-12 APPROVE: RENEWAL OF PROPERTY INSURANCE COVERAGE FOR FY18 WITH ZURICH AMERICAN INSURANCE COMPANY
- 10-13 APPROVE: CONSIDERATION OF DECLARING OBSOLETE EQUIPMENT AS EXCESS FOR PURPOSES OF DISPOSAL OR AUCTION
- 10-14 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A 3rd AMENDMENT EXTENDING THE CONTRACT WITH BOWMAN & WILLIAMS, INC. FOR GENERAL ON-CALL ENGINEERING SERVICES, INCREASING THE CONTRACT TOTAL BY \$155,000
- 10-15 APPROVE: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A 3rd CONTRACT AMENDMENT WITH CLASSIC GRAPHICS TO INCREASE THE CONTRACT TOTAL BY \$135,000 FOR VEHICLE BODY REPAIR AND PAINTING SERVICES
- 10-16 APPROVE: CONSIDERATION OF AWARD OF CONTRACT TO GOLDEN BAY FENCE PLUS IRON WORKS, INC. FOR CONSTRUCTION OF A SECURITY ENCLOSURE ON MECHANICAL PLATFORM NOT TO EXCEED \$111,947

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- 10-17 APPROVE: CONSIDERATION OF AWARD OF CONTRACT TO CATTO'S GRAPHICS, INC. FOR PRINTING OF BUS STOP STICKERS NOT TO EXCEED \$106,895
- 10-18 APPROVE: CONSIDERATION OF AWARD OF CONTRACT TO GARDA- WORLD CASH SERVICES FOR SECURE MOBILE VAULT SERVICING AND CURRENCY PROCESSING
- 10-19 APPROVE: APPROVAL OF SEIU RECLASSIFICATION AND WAGE SURVEY RESULTS FOR PERSONNEL TECHNICIAN AND PARALEGAL WITH HR DUTIES
- 10-20 APPROVE: CONSIDERATION OF ADOPTING A RESOLUTION IN SUPPORT OF THE CONTINUED USE OF CRIMINAL BACKGROUND CHECK INFORMATION IN HIRING DECISIONS
- 10-21 REVISED AUTHORIZATION TO LEASE 64 PARKING SPACES AT THE SOQUEL PARK & RIDE LOT TO DOMINICAN HOSPITAL OR ITS DESIGNATED LEGAL ENTITY

Public comment:

Referencing item 10-16, Mr. Bartholomew inquired as to the location of the platform. CEO Clifford responded it is located in the back left corner of the Judy K Souza Operations facility.

Referencing item 10-14, Ms. Steinbruner asked how the public and operators benefit from this particular agenda item. CEO Clifford referred Ms. Steinbruner to the staff report for a listing of projects the firm has assisted with. Erron Alvey, Purchasing Manager, added this is a task order based contract and the vendor is not paid until a task order is entered for a specific job, for which a cost proposal is received, reviewed and approved in advance. Ms. Alvey also confirmed the contract was competitively solicited.

Director Leopold expressed his appreciation for everyone's efforts on the Soquel Park and Ride lease.

ACTION: MOTION TO APPROVE THE CONSENT AGENDA ITEMS AS PRESENTED WITH DIRECTOR RIOS ABSTAINING FROM AGENDA ITEM 10-04.

MOTION: DIRECTOR McPHERSON SECOND: DIRECTOR LEOPOLD MOTION PASSED WITH 6 AYES (Directors Bottorff, Dutra, Leopold, McPherson, Rothwell & Rotkin). Director Rios abstained from Agenda Item 10-04 due to his absence on June 23, 2017. Directors Chase, Hagen, Lind and Mathews were absent.

REGULAR AGENDA

11 PRESENTATION OF EMPLOYEE LONGEVITY AWARDS TO EDUARDO BIDDLECOME, ANNA-MARIE GOUVEIA, RICKIE-ANN KEGLEY, KRISTINA MIHAYLOVA, CLINT NABOR, MARY SELLS, SERGIO TABAG, AND BYRON WATSON

Bruce McPherson, Board Vice Chair, presented the Employee Longevity Awards to the employees present and thanked them for their contributions to METRO.

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Anna Marie Gouveia, Fixed Route Superintendent, 30 year METRO employee, spoke of her first interview with Judy K. Souza and the role play involved. She continues to care about the public, the Operators and the Supervisors who will eventually run Operations.

Clint Nabor, Bus Operator, 10 year METRO employee, thanked Ms. Warnock and Mr. Zaragoza for their support and Mr. Aguirre for his availability to answer any questions.

Mary Sells, Bus Operator, 10 year METRO employee, also thanked everyone and said it's been a pleasure.

12 RETIREE RESOLUTIONS OF APPRECIATION: EX-OFFICIO DIRECTOR, DONNA BLITZER AND EMPLOYEE RETIREE, SHAWN O'DONNELL

Vice Chair McPherson presented Shawn O'Donnell, Fleet Maintenance Supervisor retiree, with his plaque and thanked him for his service.

Mr. O'Donnell thanked everyone at METRO and expressed his pride as part of the team. He provided a bit of his job history with METRO and noted how the job itself has changed and is now very technical.

13 IN ABSENTIA PRESENTATION OF A PROCLAMATION HONORING DEBBIE MERRILL, REPRESENTATIVE FROM CONGRESSMAN FARR'S OFFICE

Alex Clifford, CEO/General Manager, spoke of the unlimited access and transportation knowledge Ms. Merrill provided in her years with Congressman Farr's office. Unfortunately, she has already retired so this proclamation is presented in absentia.

Director Rotkin spoke of Ms. Merrill's key role and her knowledge of local issues.

14 PUBLIC HEARING TO RECEIVE PUBLIC COMMENTS ON SANTA CRUZ METRO'S PROPOSED DISADVANTAGED BUSINESS ENTERPRISE (DBE) GOAL OF 1.93% FOR FEDERAL FISCAL YEARS 2018-2020 (FFY18-FFY20) AT THE METRO ADMIN OFFICES 110 VERNON STREET SANTA CRUZ AT 9:00AM OR AS SOON THEREAFTER THE MATTER CAN BE HEARD

Angela Aitken, DBE Liaison Officer and Finance Manager, opened the public hearing at 10:04AM noting the purpose was to receive feedback at this and other recent public forums. She then provided commentary to the staff report.

There were no public comments.

Board Comments:

Director Rotkin spoke of the difference a DBE goal can make in larger cities.

The public hearing was closed at 10:08AM

ACTION: MOTION TO ACCEPT THE PROPOSED DISADVANTAGED BUSINESS ENTERPRISE (DBE) GOAL OF 1.93% FOR FEDERAL FISCAL YEARS 2018-2020 (FFY18-FFY20) AS PRESENTED

MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR McPHERSON MOTION PASSED WITH 6 AYES (Directors Bottorff, Dutra, Leopold, McPherson, Rios, Rothwell & Rotkin). Directors Chase, Hagen, Lind and Mathews were absent.

15 ORAL REPORT: APTA BOARD MEMBER/BOARD SUPPORT CONFERENCE
Jimmy Dutra, Board Chair, spoke of his recent participation in the APTA Conference held in
Chicago in July where he met with similar sized board representatives. One of the topics

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discussed was paperless board agendas. He asked METRO staff to explore the options and return with a recommendation. The City of Watsonville provides iPads to their Councilmembers and uses an 'ilegislation' software.

16 APPROVE: UP TO \$3,000 LOCAL MATCH FOR THE WATSONVILLE TRANSIT CENTER MURAL

Chair Dutra provided an update to the project. He has contacted the original muralist and other artists in the community who are excited about the project. A grant source has been located if METRO provides a local match of \$3K. He thanked the Watsonville Police Activities League (PAL) for working with METRO on this project.

Public comment:

In response to Mr. Bartholomew's questions, Chair Dutra explained the public process to be undertaken and the need to raise additional funds to meet the anticipated \$10,000 cost.

Director Rios pledged a donation of \$300 from the Cinco de Mayo organization.

ACTION: MOTION TO APPROVE UP TO \$3,000 LOCAL MATCH FOR THE WATSONVILLE TRANSIT CENTER MURAL AS PRESENTED

MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR RIOS MOTION PASSED WITH 6 AYES (Directors Bottorff, Dutra, Leopold, McPherson, Rios, Rothwell & Rotkin). Directors Chase, Hagen, Lind and Mathews were absent.

17 APPROVE: CREATION OF A LIFE OF PROJECT BUDGET AND RESOURCE ALLOCATION PLAN FOR THE ELECTRIC VEHICLE INFRASTRUCTURE PROJECT

Erron Alvey, Purchasing Manager, provided commentary to the agenda item noting this life of project budget and allocation plan is for the infrastructure; i.e., everything but the buses. METRO has received grants to purchase four electric buses and charging equipment. We plan to be a 100% electric fleet by 2040. Ms. Alvey will return in September with an overall bus strategy.

Director Leopold suggested a good model may be the County's series of batteries they have in place to capture and store energy.

Director McPherson suggested there may be future opportunities with the newly formed Monterey Bay Community Power. He also asked if there are any indications that the budget may change.

Ms. Alvey responded that this is the first iteration/baseline of the budget. It will most likely increase; however, we will maximize our funding and grants.

Public comment:

Mr. Bartholomew asked what was necessitating the change from CNG to electric.

Director Rotkin responded State and Federal requirements are mandating the change. CEO Clifford added that other agencies across the nation are moving to electric. In California, CNG is no longer considered environmentally friendly.

Mr. Stephens thanked the Board for leading METRO down the electric avenue. He asked what the range currently is.

CEO Clifford responded the current range is approximately 240 miles.

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ACTION: MOTION TO APPROVE CREATION OF A LIFE OF PROJECT BUDGET AND RESOURCE ALLOCATION PLAN FOR THE ELECTRIC VEHICLE INFRASTRUCTURE PROJECT AS PRESENTED

MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR ROTKIN MOTION PASSED WITH 6 AYES (Directors Bottorff, Dutra, Leopold, McPherson, Rios, Rothwell & Rotkin). Directors Chase, Hagen, Lind and Mathews were absent.

18 ACCEPT AND FILE: METRO SERVICE PLANNING STATUS REPORT – COMPREHENSIVE OPERATIONAL ANALYSIS ONE YEAR LATER

Barrow Emerson, Planning and Development Manager, focused his presentation on the following:

- The results of the September 2016 service reduction;
- Overview of the Planning Department's future priorities for service improvements, if recurring funding were to become available;
- Geographic areas to be analyzed over the next year; and,
- Other significant initiatives over the next year

He also mentioned the APTA University conference to be hosted by METRO in June 2018, adding that additional information will be forthcoming.

Director Rios inquired as to the amount/types of contributions we should anticipate from APTA towards this event. CEO Clifford responded that the answer is unknown at the current time as the dates are not yet finalized; the hotel accommodations are pending. A typical conference sees 100 - 150 participants. Given the popularity of Santa Cruz, we anticipate more than the average attendance. We have received buy-in from Larry Pageler on behalf of UCSC.

Director Rotkin thanked Mr. Emerson and his team for the work done on behalf of the district. The results were outstanding.

Vice Chair McPherson echoed Director Rotkin's appreciation adding his thanks to the community for their support of Measure D and the support of transportation issues throughout the County.

There were no public comments.

ACTION: MOTION TO ACCEPT METRO SERVICE PLANNING STATUS REPORT - COMPREHENSIVE OPERATIONAL ANALYSIS ONE YEAR LATER AS PRESENTED

MOTION: DIRECTOR LEOPOLD SECOND: DIRECTOR ROTKIN MOTION PASSED WITH 6 AYES (Directors Bottorff, Dutra, Leopold, McPherson, Rios, Rothwell & Rotkin). Directors Chase, Hagen, Lind and Mathews were absent.

19 APPROVE: CONSIDERATION OF ISSUING TWO FORMAL REQUESTS FOR PROPOSALS FOR A DOWNTOWN SANTA CRUZ TRANSIT OPERATIONS ANALYSIS AND PACIFIC STATION RECONFIGURATION LAYOUT CONCEPTS

Barrow Emerson, Planning and Development Manager, noted this agenda item is being recommended to the full board as a result of the August 15th Capital Projects Standing Committee Meeting.

Board comments:

As a member of the Capital Projects Standing Committee, Director Bottorff voiced his support of the agenda item with the inclusion of the City of Santa Cruz partnership. He recommended

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limiting METRO's contribution to \$25,000. As a third party analysis has not been done in approximately 15 years; he believes this is a good use of funds. He'd like someone to identify the technology available today and in the near future which would best benefit METRO and our customers.

Director Rotkin stressed the importance of partnership with the local cities and county. METRO is a major player in downtown Santa Cruz and the City is moving forward with their plans for this area. In his mind, \$25,000 is a modest fee to develop a refurbish/relocation plan.

Director Leopold expressed his non-support. He would like to see the City of Santa Cruz contribute more than \$25,000; particularly, if it's their needs driving this issue. Regardless of the location, METRO should investigate AVL. Is now an appropriate time to look for an AVL provider? He believes METRO should pay for the technology using grants where possible to the benefit of METRO and our customers. Acknowledging the capital need for 61 new buses, he'd prefer METRO spend any eligible dollars on METRO priorities, not fulfilling another entity's wish list.

Mr. Emerson noted that analysis of AVL value in terms of operational efficiency is a part of the strategic look, but not fundable by the Pacific Station grant. CEO Clifford added an AVL proposal will be presented to the Board within the near future. We need expert opinion on these matters.

In the interest of County equity, Chair Dutra could not support throwing more money into this at the current time.

Director Rios inquired as to the security and cleanliness issues as well as how METRO benefits from the current location.

CEO Clifford responded METRO doesn't bring the problem to the area. Our customers are positive contributors. There is security present. Is it METRO's responsibility to add further security or is it the City's issue to deal with the drug problems that we didn't generate? METRO's current service operates along narrow corridors and utilizes interlining as an efficiency mechanism which makes the Pacific Avenue location important as a "hub". He added progressive transit/communities are thinking and saying, let's build and improve the downtown around transportation. They welcome public transportation and include it as a vital part of the strategic plan. He believes the City is missing the enthusiasm of transit.

Director McPherson said WTC and METRO Center are the hearts of our operation and METRO Center does need upgrading. He suggested the City of Santa Cruz not be limited to half the cost.

Public comment:

Mr. Montesino agreed that METRO is in need of new technology, Pacific Station is the heart of the system and that the City of Santa Cruz has not been a good partner to date. This is a METRO service decision. He suggested partnering with local school districts, many of whom no longer offer bus service to their students.

Mr. Stephens asked what happened to the Pacific Station concepts presented at a meeting he attended years ago.

Ms. Dana Bagshaw, bus rider, believes Pacific Station could attract ridership and make people feel good about going to the bus station.

Mr. Bartholomew mentioned the need for larger bays when/if METRO uses articulated buses. He agreed an updated paint job would improve the facility.

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Brandon Freeman, Bus Operator, believes Pacific Station is the correct size but a refurbished environment and tightened security would make it more attractive to the public. The correct improvements could be cost effective.

ACTION: MOTION TO APPROVE STAFF'S RECOMMENDATION TO ISSUE TWO FORMAL REQUESTS FOR PROPOSALS FOR A DOWNTOWN SANTA CRUZ TRANSIT OPERATIONS ANALYSIS AND PACIFIC STATION RECONFIGURATION LAYOUT CONCEPTS, REQUIRING THE CITY OF SANTA CRUZ TO PARTICIPATE AS A 50% OR GREATER PARTNER, EXCLUDING ANY GRANT AMOUNT(S)

MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR BOTTORFF

MOTION PASSED WITH 4 AYES (Directors Bottorff, McPherson, Rios & Rotkin). Voting No were Directors Dutra, Leopold and Rothwell. Directors Chase, Hagen, Lind and Mathews were absent.

20 ACCEPT: BOARD AND CEO RESPONSES TO THE 2016-2017 GRAND JURY REPORT

Alex Clifford, CEO/General Manager, noted the CEO and Board responses being presented today are mandated by the Grand Jury. He thanked General Counsel Sherman for her assistance with the responses as well as the staff who ensured the accuracy.

Vice Chair McPherson supports the responses. While he appreciated the Grand Jury's efforts, he was disappointed with the report and felt they didn't do their homework.

Director Rotkin expressed his appreciation for the professional and fact-focused tone of the responses. He also expressed his deep displeasure with this report.

Public comments:

Mr. Stephens suggested discounted/youth fares might encourage ridership by allowing more families to take their kids on the bus at a reduced rate.

Mr. Bartholomew acknowledged his frustration with CEO Clifford may be misplaced due to misinformation in Grand Jury report.

ACTION: MOTION TO ACCEPT THE BOARD AND CEO RESPONSES TO THE 2016-2017 GRAND JURY REPORT AS PRESENTED

MOTION: DIRECTOR ROTKIN SECOND: DIRECTOR LEOPOLD MOTION PASSED WITH 6 AYES (Directors Bottorff, Dutra, Leopold, McPherson, Rios, Rothwell & Rotkin). Directors Chase, Hagen, Lind and Mathews were absent.

21 CEO ORAL REPORT

Alex Clifford, CEO/General Manager, announced METRO's family picnic will be held Saturday, September 30, from 11AM – 3PM at Harvey West Park, Evergreen Picnic Area. He asked Gina Pye to forward the invitation to the Board members.

Director Leopold expressed his regrets; September 30th is Yom Kippur.

22 REVIEW OF ITEMS TO BE DISCUSSED IN CLOSED SESSION

Julie Sherman, General Counsel, announced the closed items listed below, adding she did not anticipate a report out, but the board will reconvene after the closed session.

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CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9 (d)(1) Claimant: Bonnie Morr

Agency: Santa Cruz Metropolitan Transit District

Marie Sang, Attorney

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9 (d)(1) – Parties: Lewis C. Nelson and Sons, Inc. and RNL Design, Inc.

RECESS TO CLOSED SESSION at 11:53AM

SECTION II: CLOSED SESSION

RECONVENE TO OPEN SESSION AT 11:55AM

23 ANNOUNCEMENT OF NEXT MEETING: FRIDAY, SEPTEMBER 22, 2017 AT 9:00 AM, SANTA CRUZ CITY COUNCIL CHAMBERS, 809 CENTER STREET, SANTA CRUZ, CA

Chair Dutra announced the next meeting as above.

MEETING ADJOURNED AT 11:57AM

Respectfully submitted,

Gina Pye

Executive Assistant

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Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Erron Alvey, Purchasing Manager

SUBJECT: ACCEPT AND FILE QUARTERLY PROCUREMENT REPORT FOR 2ND

QUARTER OF FY18

I. RECOMMENDED ACTION

That the Board of Directors accept and file the Quarterly Procurement Report for the 2nd guarter of FY18.

II. SUMMARY

- This staff report provides the Board with a Quarterly Procurement Report for the 2nd quarter of FY18, covering the months of October through December.
- Each quarter staff will provide a Quarterly Procurement Report listing anticipated procurements within the quarter.

III. DISCUSSION/BACKGROUND

Santa Cruz Metropolitan Transit District's (METRO) Purchasing Manager was directed by the previous District Counsel to obtain the Board of Directors' authority for issuance of each formal procurement. Current General Counsel has determined that this is not a requirement of the State or Federal government.

Discontinuing the practice has streamlined the procurement process; however, providing the Board of Directors an opportunity to review and comment on procurements before they were ready for award was valuable. In lieu of bringing the issuance of every single formal procurement to the Board, it was agreed a quarterly report would be submitted outlining anticipated upcoming procurements within the quarter. Issuance authority for large contracts or special projects will still be brought to the Board of Directors individually.

This report is for the 2nd quarter of FY18 and covers the months of October through December.

IV. FINANCIAL CONSIDERATIONS/IMPACT

See attached.

V. ATTACHMENTS

Attachment A: FY18: 2nd Quarter Anticipated Procurement Listing

Prepared by: Joan Jeffries, Administrative Specialist

VI. APPROVALS:

Erron Alvey, Purchasing Manager

Approved as to fiscal impact: Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

Anticipated Procurement Listing

FY18: 2nd Quarter

Month Anticipated to be Issued	Description	Department	Anticipated Value (life of contract)
	curing Contracts	Department	(inc or contract)
October	Printing of Headways - Bus Rider's Guide	Customer Service	\$ 103,000
October	Purchase of Fasteners, Electrical Terminals and Miscellaneous Items	Facilities	\$ 138,000
November	Voice Over Internet Protocol (VOIP) Support	Information Technology	\$ 140,000
December	Financial Audit and Tax Services	Finance	\$ 226,000
December	Legal Services in the Area of Workers' Compensation	Administration	\$ 150,000
December	Uniforms, Flat Goods, and Laundry Service	Facilities	\$ 120,000
One-Off Contr	racts		
October	Momentum Dynamics Contract to Purchase and Install On-Route Charger	Fleet/Facilities	\$ 1,124,750
December	Construction Contract to Install Depot Chargers	Fleet/Facilities	\$ 236,000

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Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Angela Aitken, Finance Manager

SUBJECT: CONSIDERATION OF DECLARING VEHICLES AND/OR EQUIPMENT

AS EXCESS FOR PURPOSES OF DISPOSAL OR AUCTION

I. RECOMMENDED ACTION

That the Board of Directors approve a resolution declaring vehicles and/or obsolete equipment 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.
- One (1) 2007 For Focus Sedan has exceeded its useful life and is 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 item(s) 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 become obsolete and surpassed its useful life expectancy:

 The 2007 Ford Focus is 10 years old. The cost to repair the vehicle outweighs its value; therefore, this vehicle is recommended for disposal. It is fully depreciated, so there is no financial obligation to a granting agency with regard to the recommended disposal.

Disposal of this asset has been coordinated with management and staff in processing it for disposal and auction if appropriate.

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

IV. FINANCIAL CONSIDERATIONS/IMPACT

The estimated gross market value of this vehicle is approximately \$500; it has reached the end of its useful life and is obsolete. There is no financial impact as a result of this disposal.

Any revenue generated from the sale of this vehicle 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 vehicle has exceeded its useful life, and is cost prohibitive to repair.

VI. ATTACHMENTS

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

Property

Exhibit A: Excess Vehicle & Equipment Listing—as of September 22,

2017

Prepared By: Debbie Kinslow, Assistant Finance Manager

VII. APPROVALS:

Approved as to fiscal impact: Angela Aitken, Finance Manager

Angela atter

Alex Clifford, CEO/General Manager



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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 THE DISPOSAL OR AUCTION OF EXCESS ASSETS

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

WHEREAS, all such assets 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 5010.1E; and

WHEREAS, the acquisition cost of each item identified as excess is greater 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 assets are declared excess property on the Excess Vehicle & Equipment Listing as of 09/22/17, "Exhibit A" and may be disposed of or auctioned as such:
 - a. "One (1) 2007 Ford Focus Sedan, asset # 715";

Resolution No Page 2 of 3	_	
		d of Directors of the Santa Cruz Metropolitan by the following vote:
AYES:	DIRECTORS -	
NOES:	DIRECTORS -	
ABSENT:	DIRECTORS -	
ABSTAIN:	DIRECTORS -	
		Jimmy Dutra Board Chair
ATTEST:		
ALEX CLIFFORD		
CEO/General Mana	agei	
APPROVED AS TO) FORM:	
JULIE SHERMAN		
General Counsel		

Resolution N Page 3 of 3	No
	A, SANTA CRUZ METROPOLITAN TRANSIT DISTRICT
E	SANTA CRUZ METROPOLITAN TRANSIT DISTIRCT EXCESS VEHICLE & EQUIPMENT LISTING AS OF 09/22/17
	(Attached)

			1	_	
SANTA CRUZ METROPOLITAN TRANSIT DISTRICT EXCESS VEHICLE & EQUIPMENT LISTING AS OF 09/22/2017	License #	E-1263682			
	NS / NIA	POOR 1FAHP34N07W312550 E-1263682			
	Condition	POOR			
		Est. Market Value Reason for Disposal Condition	500.00 END USEFUL LIFE		
	AS OF 09/22/2017	Est. Market Value	\$ 500.00		
	Net Book Value	· \$			
	Accumulated Net Book Depreciation Value	\$ 14,210 \$			
	Cost	14,210			
	Acquisition Date	\$ (1/2007 \$			
		Description	2007 FORD FOCUS SEDAN		
		Vehicle or Asset Tag #	715		

1107/71

Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Eddie E. Benson, Maintenance Manager

SUBJECT: CONSIDERATION OF AWARD OF CONTRACT TO ALEXANDER

ELECTRIC DBA STATE ELECTRIC GENERATOR FOR ANNUAL

EMERGENCY GENERATOR LOAD BANK TESTING AND MAINTENANCE SERVICES NOT TO EXCEED \$80,000

I. RECOMMENDED ACTION

- 1) That the Board of Directors authorize the CEO to execute a contract with Alexander Electric, Inc. dba State Electric Generator for Annual Emergency Load Bank Testing and Maintenance Services in an amount not to exceed \$80,000 for a five (5)-year period, with one (1) option to extend the contract for another five (5)-year period, for a total potential term of ten (10) years.
- 2) That the Board of Directors authorize the CEO to execute a future amendment with Alexander Electric, Inc. dba State Electric Generator extending the contractor for one (1) additional five (5)-year period, increasing the contract not to exceed to \$160,000.

II. SUMMARY

- The Santa Cruz Metropolitan Transit District (METRO) has a need for annual load bank testing of its emergency generators.
- A formal request for proposals was conducted to solicit proposals from qualified firms. One (1) firm submitted one (1) proposal for METRO's review.
- A three (3) member Evaluation Team comprised of METRO Facilities staff reviewed and evaluated the proposal, and is recommending an award to Alexander Electric, Inc. dba State Electric Generator.

III. DISCUSSION/BACKGROUND

Annual load bank testing and inspection is needed on Santa Cruz METRO's generators to ensure their ability to run emergency power at peak performance. This testing requires specialty equipment and must be performed outside of regular business hours, making an outside contractor necessary. Due to power outages being common in this area, and the related safety concerns, this procurement also has a provision for emergency equipment maintenance services on an as-needed basis. Facilities Maintenance will continue performing regular maintenance in-house.

Alexander Electric, Inc. dba State Electric Generator is METRO's current provider for these services; however, this contract will expire on September 30, 2017, with no further options to renew.

On July 12, 2017, METRO legally advertised and distributed Request for Proposals (RFP) No. 17-24 to fourteen (14) local firms, one hundred twenty four (124) Disadvantaged Business Enterprise (DBE) firms, and eight (8) builders' exchanges, posted notice on its website, and sent email notices to all GovDelivery subscribers. On August 23, 2017, one (1) proposal was received and opened from Alexander Electric, Inc. dba State Electric Generator. A three (3) member Evaluation Team comprised of METRO Facilities staff has reviewed and evaluated the proposal.

The Evaluation Team used the following criteria as contained in the Request for Proposals:

Evaluation Criteria	Points
Contractor's Recent Experience and Qualifications	30
Quality of relevant experience of offeror's key staff	20
References	20
Cost Proposal	30
Total Points Possible	100

Staff is recommending the following actions: 1) that the Board of Directors authorize the CEO to execute a five (5)-year contract on behalf of METRO with Alexander Electric, Inc. dba State Electric Generator for Annual Emergency Load Bank Testing and Maintenance Services in an amount not to exceed \$80,000; and 2) that the Board of Directors authorize the CEO to execute a future contract amendment with Alexander Electric, Inc. dba State Electric Generator extending the contract for one (1) additional five (5)-year period, for a total anticipated contract value not to exceed \$160,000 and a total potential contract term not to exceed ten (ten) years.

Contractor will provide all services meeting all METRO's specifications and requirements of the contract. Alexander Electric, Inc. dba State Electric Generator is a local business, from the city of Scotts Valley, in close proximity to Santa Cruz METRO's main facilities, ensuring quick response time in case of emergency. Eddie E. Benson, Maintenance Manager, will serve as the Contract Administrator and will ensure contract compliance.

IV. FINANCIAL CONSIDERATIONS/IMPACT

The base value of the contract is \$80,000 for the first five (5) years. Should the one (1), five (5)-year option be exercised, the total ten (10)-year value of the contract is not to exceed \$160,000. Funds to support this contract are included in the Facilities FY18 Operating budget, and planned for FY19 through FY27 outside equipment repair Operating budget account #2200-503352.

V. ALTERNATIVES CONSIDERED

 None. METRO staff does not have the equipment or resources necessary to perform these services in-house.

VI. ATTACHMENTS

Attachment A: Contract with Alexander Electric, Inc. dba State Electric

Generator

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

Prepared By: Alex Strudley, Purchasing Agent

VII. APPROVALS:

Eddie E. Benson, Maintenance Manager Sche 3

Approved as to fiscal impact: Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

PROFESSIONAL SERVICES CONTRACT FOR ANNUAL EMERGENCY GENERATOR LOAD BANK TESTING AND MAINTENANCE SERVICES (17-24)

THIS CONTRACT is made effective on October 1, 2017 between the SANTA CRUZ METROPOLITAN TRANSIT DISTRICT ("Santa Cruz METRO"), a political subdivision of the State of California, and Alexander Electric, Inc. dba State Electric Generator ("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 Annual Emergency Generator Load Bank Testing and Maintenance Services

Santa Cruz METRO has the need for Annual Emergency Generator Load Bank Testing and Maintenance Services. In order to obtain these services, Santa Cruz METRO issued a Request for Proposals, dated July 12, 2017, setting forth specifications for such services. The Request for Proposals is attached hereto and incorporated herein by reference as Exhibit A.

1.03 Contractor's Proposal

Contractor is a firm/individual qualified to provide Annual Emergency Generator Load Bank Testing and Maintenance Services and whose principal place of business is 440 Kings Village Road, Scotts Valley CA 95066. Pursuant to the Request for Proposals issued by Santa Cruz METRO, Contractor submitted a proposal for Annual Emergency Generator Load Bank Testing and Maintenance Services, which is attached hereto and incorporated herein by reference as Exhibit B

1.04 Selection of Contractor and Intent of Contract

On August 28, 2017, Santa Cruz METRO selected Contractor as the offeror whose proposal was most advantageous to Santa Cruz METRO to provide the Annual Emergency Generator Load Bank Testing and Maintenance Services described herein. This Contract is intended to fix the provisions of these services.

Santa Cruz METRO and Contractor agree as follows:

2. INCORPORATED DOCUMENTS AND APPLICABLE LAW

2.01 Documents Incorporated in this Contract

The documents listed 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 Section 11.15 of the General Conditions to the Contract.

A. Exhibit A

Santa Cruz METRO's "Request for Proposals" dated July 12, 2017.

B. Exhibit B (Contractor's Proposal)

Contractor's Proposal to Santa Cruz METRO for Annual Emergency Generator Load Bank Testing and Maintenance Services, signed by Contractor and dated August 23, 2017.

C. Exhibit C

Negotiated and mutually agreed upon pricing and compensation.

2.02 Conflicts

Where in conflict, the provisions of this writing supersede those of the above-referenced documents, Exhibits A, B and C. Where in conflict, the provisions of Exhibit A supersede Exhibit B. Where in conflict, the provisions of Exhibit C supersede Exhibits A and B.

2.03 Recitals

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

3. **DEFINITIONS**

3.01 General

The terms below (or pronouns in place of them) have the following meaning in the Contract:

- 3.01.01 CONTRACT The Contract consists of this document, the attachments incorporated herein in accordance with Article 2, and any written amendments made in accordance with Part IV, Section 11.15 of, the General Conditions to the Contract.
- 3.01.02 CONTRACTOR The Contractor selected by Santa Cruz METRO for this project in accordance with the Request for Proposals issued July 12, 2017.
- 3.01.03 CONTRACTOR'S STAFF Employees of Contractor.
- 3.01.04 DAYS Calendar days.
- 3.01.05 OFFEROR Contractor whose proposal was accepted under the terms and conditions of the Request for Proposals issued July 12, 2017.
- 3.01.06 PROVISION Any term, agreement, covenant, condition, clause, qualification, restriction, reservation, or other stipulation in the Contract that defines or otherwise controls, establishes, or limits the performance required or permitted by either party.
- 3.01.07 SCOPE OF WORK (OR "WORK") The entire obligation under the Contract, including, without limitation, all labor, equipment, materials, supplies, transportation, services, and other work products and expenses, express or implied, in the Contract.

4. TIME OF PERFORMANCE

4.01 Term

The term of this Contract will be for a period not to exceed five (5) years and shall commence upon the execution of the Contract by Santa Cruz METRO. At the option of Santa Cruz METRO, this Contract agreement may be renewed for one (1) additional five (5) year term upon mutual written consent.

5. <u>COMPENSATION</u>

5.01 Terms of Payment

Santa Cruz METRO shall compensate Contractor in an amount not to exceed the amounts/rates agreed upon by Santa Cruz METRO. Santa Cruz METRO shall reasonably determine whether work has been successfully performed for purposes of payment. Compensation shall be made within thirty (30) days of Santa Cruz METRO's written approval of Contractor's written invoice for said work. Contractor understands and agrees that if they exceed the **\$80,000.00** maximum amount payable under this Contract during the initial five (5) year base term, they do so at their own risk. Adjustments to compensation may be made in accordance with Exhibit A.

5.02 Invoices

Contractor shall submit invoices with a purchase order number provided by Santa Cruz METRO on a monthly basis. Contractor's invoices shall include detailed records showing actual time devoted, work accomplished, date work accomplished, personnel used, and amount billed per hour. Expenses shall only be billed if allowed under the Contract.

Said invoice records shall be kept up-to-date at all times and shall be available for inspection by Santa Cruz METRO (or any grantor of Santa Cruz METRO, including, without limitation, any State or Federal agency providing project funding or reimbursement) at any time for any reason upon demand for not less than four (4) years after the date of expiration or termination of the Contract. Under penalty of law, Contractor represents that all amounts billed to Santa Cruz METRO are (1) actually incurred; (2) reasonable in amount; (3) related to this Contract; and (4) necessary for performance of the project.

6. NOTICES

All notices under this Contract shall be deemed duly given upon delivery, if delivered by hand, or three (3) days after posting, if sent by registered mail, 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

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

CONTRACTOR

Attention: Ernest Alexander Alexander Electric, Inc. dba State Electric Generator P.O. Box 66459 Scotts Valley, CA 95067 The parties agree that this Contract, agreements ancillary to this Contract, and related documents to be entered into this Contract will be constituted 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.

8. 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	_
Santa Cruz METRO – SANTA CRUZ METROPOLITAN TRANSIT DISTRICT	
Alex Clifford, CEO/General Manager	
Contractor – ALEXANDER ELECTRIC, INC. dba STATE ELECTRIC GENERATOR Ernest Alexander, CEO	200
Approved as to Form:	
Julia A Charman Ganaral Councel	

DATE: September 22, 2017

TO: Board of Directors

FROM: Thomas Hiltner, Grants/Legislative Analyst

SUBJECT: CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE

CEO TO SUBMIT GRANT APPLICATIONS AND EXECUTE AGREEMENTS TO RECEIVE FUNDS FROM THE SANTA CRUZ

COUNTY REGIONAL TRANSPORTATION COMMISSION

I. RECOMMENDED ACTION

That the Board of Directors adopt a resolution authorizing the CEO to submit grant applications and execute agreement(s) necessary to receive grant funds from the Santa Cruz County Regional Transportation Commission's 2018 Regional Transportation Improvement Program.

II. SUMMARY

- The Santa Cruz County Regional Transportation Commission (RTC) is soliciting grant applications for approximately \$22 million in federal and state programs funding the 2018 Regional Transportation Improvement Program (RTIP).
- RTIP funds can be used for a wide array of road, bridge and transit capital projects and are available for all jurisdictions in the County, including the RTC.
- The RTC will award grants on a competitive basis to projects that address safety, access, system preservation and greenhouse gas reduction criteria.
- The RTC requires that applicants pay 11.47% of project costs with nonfederal matching funds.
- Santa Cruz Metropolitan Transit District (METRO) has an urgent need to replace buses and has over \$200 million in unfunded capital needs over the next 10 years.
- Staff recommends that the Board adopt a resolution (Attachment A) that authorizes the CEO to submit grant applications, sign the Agency Certifications and Assurances (Attachment B) and execute agreements necessary to receive financial assistance from the RTIP for approximately \$12 million in transportation improvements at METRO.

III. BACKGROUND/DISCUSSION

The RTC has announced a call for projects to be competitively awarded from approximately \$22 million in consolidated state and federal funds available to the RTC's 2018 RTIP from these sources:

- Approximately \$17 million in State Transportation Improvement Program (STIP) funds anticipated to be available to Santa Cruz County for the next five years ending in FY23. The RTC programs the California Transportation Commission's five-year estimate of STIP funds every two years as anticipated revenue changes.
- Approximately \$4 million anticipated from the federal Surface Transportation Block Grant Program (STBG) through FY19. The US Department of Transportation apportions STBG funds each year, but due to a varying and unpredictable federal budget schedule, the RTC programs the funds approximately every other year.
- Approximately \$400,000 is available from the state's Local Partnership Program (LPP) through FY19. LPP is a new fund created by SB 1 and is continuously funded by an increase in gasoline excise taxes. The RTC intends to program LPP funds every year or every other year.
- 4. Approximately \$600,000 in supplemental State Transit Assistance (STA) revenue is produced by SB 1. This amount is Santa Cruz County's supplemental population-based formula share for the second half of FY18; an equal share of supplemental STA revenue-based formula funds can only be allocated to METRO. On 9/7/17, the RTC tasked staff to devise a method for allocating future (full-year FY19 and beyond) supplemental population-based formula funds.

The RTC will select projects from the consolidated solicitation based upon merit to ensure that funds are used cost effectively to improve the region's multimodal transportation network and will evaluate projects by the number of people served, safety improvement, system preservation, reduction in greenhouse gas emissions and other criteria. In order to leverage the most project value from available funding, all project proposals require 11.47% in non-federal matching funds. The RTC will select the projects to be funded from Surface Transportation Block Grant and State Transit Assistance program funds, and the California Transportation Commission will consider the RTC's recommendations for projects to be funded from the State Transportation Improvement Program and state Local Partnership Program. Project applications are due October 23, 2017.

A wide range of transportation improvements are eligible for funding from the 2018 RTIP: highways; local streets and roads; transit and paratransit capital; bicycle and pedestrian projects; safety improvements; and rail infrastructure. Cities, the County of Santa Cruz, the RTC, the University of California Santa Cruz, METRO, Caltrans and non-profit agencies (with public agency sponsorship) are among those eligible to apply for the funds. Projects must be consistent with the RTC's Regional Transportation Plan.

METRO has a host of unfunded capital improvement projects including bus replacements, van replacements, Automatic Vehicle Locators / Automatic Passenger Counters (AVL/APC) installation, on-board and infrastructure wireless network upgrades, all of which are eligible for funding from the 2018 RTIP. METRO will program non-federal matching funds needed from anticipated STA revenue and Operating and Capital Reserves as needed in the year of implementation. Staff proposes that METRO submit applications to the RTC for the following projects:

- Purchase 4 ParaCruz replacement vans, one CNG replacement bus and five battery-electric replacement buses: \$5.9 million
- Refurbish 16 CNG buses: \$4.1million
- Install AVL/APC on buses and upgrade wireless network: \$2.0 million

Staff recommends that the Board adopt a resolution (Attachment A) authorizing the CEO to submit grant applications to the RTC for the above projects, to sign the Certifications and Assurances (Attachment B) and to execute all agreements necessary to receive grant funds from the 2018 RTIP.

IV. FINANCIAL CONSIDERATIONS/IMPACT

The proposed projects have an estimated total cost of \$11,995,000. The 2018 RTIP would pay \$10,619,174, and METRO would contribute \$1,375,827 in nonfederal matching funds to implement these projects if the grant applications are successful. METRO will program anticipated non-federal funds from future State Transit Assistance and Operating & Capital Reserve Account funds as needed in the year of project implementation.

V. ALTERNATIVES CONSIDERED

Alternative 1: Do not submit applications for 2018 RTIP funds. METRO has an overwhelming list of capital improvement projects, and this program offers an

opportunity to compete for needed capital funding. This alternative is not recommended.

Alternative 2: Submit applications for alternative METRO projects. METRO staff has chosen METRO's highest priority capital needs from the Unfunded Capital Improvements List for this opportunity. While other projects have merit, METRO's systematic approach to project selection using established priorities will produce the best long-term results. Alternative projects are not recommended.

VI. ATTACHMENTS

Attachment A: Resolution authorizing grant applications to the 2018

Regional Transportation Improvement Program

Attachment B: Agency Certifications and Assurances

Prepared by: Thomas Hiltner, Grants/Legislative Analyst

VII. APPROVALS:

Barrow Emerson, Planning and Development Manager

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Approved as to fiscal impact: Angela Aitken, Finance Manager Angela aitken

Alex Clifford, CEO/General Manager

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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 OF THE BOARD OF DIRECTORS OF THE SANTA CRUZ METROPOLITAN TRANSIT DISTRICT AUTHORIZING THE CEO TO SUBMIT GRANT APPLICATIONS TO AND EXECUTE AGREEMENTS WITH THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION TO RECEIVE FUNDS FROM THE 2018 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM

WHEREAS, the Santa Cruz County Regional Transportation Commission (RTC) receives revenue from the State Transportation Improvement Program, the State Transit Assistance program, the state Local Partnership Program and the federal Surface Transportation Block Grant program to fund RTC's Regional Transportation Improvement Program (RTIP) for eligible projects throughout Santa Cruz County; and

WHEREAS, the RTC has announced a competitive, consolidated call for projects to be funded with approximately \$22 million anticipated in the RTIP during the next two years; and

WHEREAS, the RTC will evaluate applications and award grants to the most deserving projects based upon the number of people served, safety, preservation of infrastructure, reduction of greenhouse gas emissions and other criteria; and

WHEREAS, the Santa Cruz Metropolitan Transit District (METRO) has unfunded capital needs to replace vehicles and upgrade facilities and requires external funding to maintain equipment in a state of good repair; and

WHEREAS, the RTC requires local matching funds of 11.47% for grants from the 2018 RTIP; and

WHEREAS, METRO can commit approximately \$775,000 in local match from its Operating and Capital Reserve Fund.

Resolution No. Page 2		
authorized to execute all financial ass	, THEREFORE, BE IT RESOLVED, that the CEO/General Manager is o submit grant applications, commit required local matching funds and agreements with the RTC on behalf of the METRO in order to receive sistance from the 2018 Regional Transportation Improvement Program for ly \$6.7 million in capital improvements.	
PASS vote:	SED AND ADOPTED this 22 nd day of September 2017, by the following	
AYES:	Directors -	
NOES:	Directors -	
ABSTAIN:	Directors -	
ABSENT:	Directors –	
	APPROVED	
ATTEST	ALEX CLIFFORD CEO/General Manager	
APPROVED	AS TO FORM:	
JULIE SHERMAN General Counsel		

PART V: Agency Certification and Assurances

Ι, _	, as authorized representative of		(agency)
	reby certify that the information contained in this application for _		_(project
titl	e), including required attachments, is accurate and hereby certify	the following:	
1.	The project implementing agency possesses legal authority to no	minate projects and to	o finance,
2.	acquire, construct, and/or implement the proposed project; This project is among the highest priorities for this agency;		
3.	the proposed transportation investments have received the full review and vetting required by law;		
4.	Such investments are an appropriate use of taxpayer dollars. The and policies that ensure government oversight and management of taxpayer funds are spent wisely; contracts are not wasteful, ineffigurancessary no-bid and cost-plus contracts are avoided; and contracts interests of California taxpayers;	agency shall adhere to of the contracting producient, or subject to m	o principles cess to ensure isuse;
5.	The agency will maintain and operate the property acquired, developed, rehabilitated, or restored fo the life of the resultant facility(ies) or activity. I understand that with the approval of the California Department of Transportation, the Administering Agency or its successors in interest in the property may transfer the responsibility to maintain and operate the property;		
6.	If these new funds are used to replace funds previously committed to this project, the agency will maintain its effort with regard to redirecting those funds to similar transportation projects;		
7.			
8.	Work on the project shall commence within a reasonable time af		
	have been approved, allocated or obligated, as applicable, and the completion with reasonable diligence;	at the project will be o	carried to
9.	The agency will comply where applicable with provisions of the California Environmental Quality Act, the National Environmental Policy Act, the Americans with Disabilities Act, the Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation, and any other		
10	federal, state, and/or local laws, rules and/or regulations; and The agency shall comply with all reporting requirements outlined	h by FHWA, FTA, RT	ΓC. Caltrans
	the California Transportation Commission (CTC) or state statute		i c, carrans,
11	The agency will commit the funds necessary to ensure this project		
<u>Im</u>	plementing Agency:		
C:	1	Data	
	nted (Name and Title) <u>Alex Clifford, CEO/General Manager</u>	Date	
	plementing Agency Santa Cruz Metropolitan Transit District		
Pro	oject Sponsor – if different		
	ned	Date	
Pri	nted (Name and Title) _Enter Name/Title		
Sp	onsor Agency Enter Agency Name		

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Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Barrow Emerson, Planning and Development Manager

SUBJECT: CONSIDERATION OF AUTHORIZING CEO TO EXECUTE A

CONTRACT WITH COMPLETE COACH WORKS TO LEASE

ARTICULATED BUSES FOR UCSC SERVICES

I. RECOMMENDED ACTION

That the Board of Directors authorize the CEO to execute a contract with Complete Coach Works to lease articulated buses for UCSC services.

- Santa Cruz Metropolitan Transit District (METRO) bus services to UCSC often suffer from overcrowding, leading to stranding loads and passenger pass-bys due to lack of capacity.
- UCSC desires additional capacity to meet their service needs.
- METRO is unable, because of budgetary constraints, to implement additional trips for UCSC service at this time.
- In support of a student transportation fee ballot measure in Spring 2018, UCSC would like to fund the operation of three articulated buses on UCSC routes during the Winter and Spring quarters of 2018 to show the potential improvements to the school service possible with additional funding.
- Per action at the August 4, 2017 Board meeting, staff was conditionally directed to proceed with implementation of the articulated bus pilot project.
- METRO is negotiating a contract with Complete Coachworks (CCW) to provide the required three articulated buses for this pilot project, including one bus for training purposes in November and December and three buses for inservice operations during January through June 2018, at a cost of approximately \$85,000.
- UCSC is committed to funding the cost of this pilot project, including this vehicle lease, operator training, and possible special vehicle pay.
- METRO needs to execute this bus lease contract by October 16, 2017 in order for the training bus to be delivered by November 1, 2017.
- It is requested that the Board authorize the CEO to execute a contract with CCW to lease the three articulated buses for the pilot project.

II. DISCUSSION/BACKGROUND

Over the years, morning METRO bus services to UCSC have often suffered from overcrowding leading to stranding passengers and pass-bys due to lack of

Board of Directors September 22, 2017 Page 2 of 3

capacity. Historically METRO has been able to add service to meet this demand via morning trippers.

Even if UCSC were able to fund additional operators, due to a lack of additional vehicles to provide the services in the short-term, METRO is not in a position to provide enough additional trips to address the capacity issue.

It is proposed that UCSC fund and METRO operate three articulated buses on USCS routes during the Winter and Spring quarters of 2018. In preparation for a student fee ballot measure in Spring 2018, UCSC wants to demonstrate to students possible improvements to the school bus service that could be provided with additional funding.

METRO is currently negotiating a contract with CCW to provide the required three articulated buses for this pilot project, including one bus for training purposes in November and December and three buses for in-service operations during January through June 2018, at a cost of approximately \$85,000.

To receive the first vehicle for training by November 1, 2017, METRO needs to execute the lease by October 16, 2017, which date is prior to the next Board meeting.

It is requested that the Board authorize the CEO execute a contract with CCW to provide the three articulated buses, with UCSC reimbursing METRO for the lease costs.

III. FINANCIAL CONSIDERATIONS/IMPACT

There will be no costs for METRO to lease the three articulated buses, as UCSC will fund all costs of the lease.

IV. ALTERNATIVES CONSIDERED

UCSC and METRO could choose not to lease the buses and not pursue this pilot project. This is not recommended.

V. ATTACHMENTS

None

Prepared By: Barrow Emerson, Planning & Development Manager

V. APPROVALS:

Barrow Emerson, Planning and Development Manager

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Approved as to fiscal impact: Angela Aitken, Finance Manager lingela author

Alex Clifford, CEO/General Manager

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Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Julie Sherman, General Counsel

SUBJECT: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A 2ND

CONTRACT AMENDMENT WITH HOWIE AND SMITH, LLP TO

INCREASE THE CONTRACT TOTAL BY \$25,000

I. RECOMMENDED ACTION

That the Board of Directors authorize the CEO to execute a second contract amendment with Howie and Smith, LLP to increase the contract total by \$25,000 for legal services, thereby increasing the total contract authority from \$50,000 to \$75,000

II. SUMMARY

- The law firm of Howie & Smith, LLP has been providing Legal Services to the Santa Cruz Metropolitan Transit District (METRO) for various litigation matters over the past several years.
- METRO solicited the services of Howie & Smith, LLP in 2015 to assist the District Counsel with a specific federal case and entered into a contract on October 16, 2015. This contract was established on October 16, 2015.
- On September 23, 2016 METRO executed a First Amendment to the Contract for Legal Services in an amount not to exceed \$25,000 to ratify the Contract to pay against invoices incurred under the Amendment.
- In order to reach a resolution of the federal case currently assigned to Howie & Smith, LLP, General Counsel recommends increasing the compensation provided to Howie & Smith, LLP and extending the term of the contract for two years.

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 the case has not been resolved. Pursuant to the First Amendment to the Contract, the not to exceed amount was increased by \$25,000.

Since Howie & Smith, LLP has been assigned this case since October of 2015, it would take another firm additional time and expense to be able to resolve this case. For this reason, it is requested that the Board of Directors find that it is in the best interests of METRO to move forward with this contract amendment with Howie & Smith, LLP increasing the amount not to exceed by \$25,000 so that the firm may continue representing METRO in the assigned matter. The proposed final version of the contract amendment is attached (Attachment A).

Staff recommends that the Board of Directors authorize the CEO to execute a second contract amendment on behalf of METRO. Julie Sherman, General Counsel, will continue to serve as the Contract Administrator and will ensure contract compliance.

IV. FINANCIAL CONSIDERATIONS/IMPACT

This contract has a total not to exceed of \$50,000. Additional funds in an amount of \$25,000 are requested for approval at this time. The new contract total not to exceed would be \$75,000.

Funds to support this contract are included in the Legal Department FY18 Professional and Technical Services (acct # 503031) Operating Budget.

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: Second Amendment to Contract for Legal Services

Prepared By: Julie Sherman, General Counsel

VII. APPROVALS:

Approved as to fiscal impact: Angela Aitken, Finance Manager Ungla Cittan

Alex Clifford, CEO/General Manager



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SECOND AMENDMENT TO CONTRACT FOR LEGAL SERVICES

This Second Amendment to Contract is made and entered into at Santa Cruz, California, as of August 25, 2017, 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 amount not to exceed \$25,000.00, including any reimbursable expenses.

On September 23, 2016 Santa Cruz METRO ATTORNEY executed a "First Amendment to the Contract for Legal Services" in an amount not to exceed \$25,000.00, including any reimbursable expenses.

Both Parties wish to amend this Contract to increase the total amount of Consideration payable to ATTORNEY, in an amount not to exceed an additional \$25,000.00, 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 \$25,000.00 over the next two (2) years beginning August 25, 2017 and ending August 25, 2019, 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.

6. EFFECTIVE DATE

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

7. 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: Santa Cruz Metropolitan Transit District

110 Vernon Street Santa Cruz, CA 95060

Phone: (831) 426-6080 - ext. 1604

Fax: (831) 469-3658

Email: jsherman@hansonbridgett.com

ATTORNEY:

Robert G. Howie, Esq. Howie & Smih, LLP

1777 Borel Street, Ste. 1000

San Mateo CA 94402

Phone: Fax:

(650) 685-9300 (650) 685-3967

Email:

showie@howielaw.com

6. ENTIRE AGREEMENT

This Second Amendment, together with the Contract dated October 16, 2015, including all prior Amendments, Exhibits and Attachments, 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

SANTA CRUZ METROPOLITAN TRANSIT DISTRICT

ROBERTG. HOWIE

Partner

By: _____ALEX CLIFFORD

CEO/General Manager

Approved as to Content and Legal Form:

Rv

JULIE A SHERMAN

General Counsel

DATE: September 15, 2017

TO: Board of Directors

FROM: Angela Aitken, Interim Human Resources Manager & Finance Manager

SUBJECT: APPROVAL OF WAGE SURVEY RESULTS FOR ELECTRONIC

TECHNICIAN

I. RECOMMENDED ACTION

That the Board of Directors approves the wage survey results for the Electronic Technician position.

II. SUMMARY

- On December 9, 2016, former SEIU-VMU Chapter President Antonio Castillo formally requested a salary survey in accordance with Article 8.2.3 of the Memorandum of Understanding (MOU) for the Mechanic Ladder.
- In April of 2017, Santa Cruz Metropolitan Transit District (METRO) and SEIU
 reached a side agreement that allowed SEIU to have an additional salary
 survey done on the Electronic Technician position, as a stand-alone position.
 Pursuant to said side agreement, this position survey is being viewed as an
 additional salary survey; not inclusive of the Mechanic Ladder salary survey.
 (See Attachment A)
- From April to June of 2017, METRO conducted a salary survey for the Electronic Technician position using the eleven agreed upon comparable agencies.
- On June 8, 2017, METRO presented to SEIU the new Electronic Technician wage survey.
- On September 8, 2017, METRO received concurrence from SEIU of the presented Electronic Technician wage survey.
- Staff recommends adoption of the attached salary table for SEIU VMU with an effective date of the Electronic Technician position as June 15, 2017. (See Attachment B)

III. DISCUSSION/BACKGROUND

Article 8.7.1 of the SEIU MOU states that during the months of June and December, twice a year, the Union can put forth a reclass request for three single classifications and one career ladder grouping listed in Article 8.5.1.

In December of 2016, SEIU submitted a reclass request for the Mechanics career ladder.

In April of 2017, METRO and SEIU reached a side agreement that allowed SEIU to have an additional salary survey done on the Electronic Technician position, as a stand-alone position. Pursuant to said side agreement, this salary survey is being viewed as an additional salary survey; not inclusive of the Mechanic Ladder salary survey. Adding this one position as a salary survey to SEIU's December 2016 reclass and salary survey is not precedent setting and is viewed as a one-time accommodation to SEIU's request. METRO did not include the Electronic Technician position in the Mechanic Ladder (Article 8.5.1).

From April to June of 2017, METRO conducted a salary survey for the Electronic Technician position using the eleven agreed upon comparable agencies.

The agreed upon eleven comparable agencies include:

- Santa Cruz County
- Monterey Salinas Transit (MST)
- City of Santa Cruz
- Alameda-Contra Costa Transit District (AC Transit)
- Santa Clara Valley Transit Authority (VTA)
- San Joaquin Regional Transit District (San Joaquin RTD)
- Central Contra Costa Transit Authority (County Connection, CCCTA)
- Golden Gate Bridge, Highway and Transportation District (Golden Gate Transit)
- Riverside Transit Agency (RTA)
- San Mateo County Transit District (SamTrans)
- Santa Barbara Metropolitan Transit District (Santa Barbara MTD)

On June 8, 2017, Santa Cruz METRO presented to SEIU the new Electronic Technician wage survey and on September 8, 2017 Santa Cruz METRO received concurrence from SEIU for Electronic Technician wage survey.

Staff recommends adoption of the attached salary table for SEIU – VMU with an effective date of the Electronic Technician position as June 15, 2017. (See Attachment B)

IV. FINANCIAL CONSIDERATIONS/IMPACT

The cost related to the adjustment to the pay schedules for the updated Electronic Technician salary study is estimated to be approximately \$15,000 in FY18.

V. ALTERNATIVES CONSIDERED

- Do nothing is an alternative. Staff does not recommend this option. The salary survey conducted for Electronic Technician showed that METRO salary was lower than 95% of the median wages of the agreed upon comparable agencies.
- Reject the suggested wage surveys. Staff does not recommend this action since the wage surveys were researched and conducted using the agreed upon comparable agencies.

VI. ATTACHMENTS

Attachment A: Electronic Technician Side Agreement – April 2017

Attachment B: SEIU - VMU

Salary Schedule Including Electronic Technician

Effective June 15, 2017

Attachment C: SEIU - VMU

Salary Schedule Including Electronic Technician

Effective June 14, 2018

Prepared By: Caroline Hawkins, Provisional Assistant Human Resources

Manager

VII. APPROVALS

Angela Aitken, Interim Human Resources Manager / Finance Manager

Alex Clifford, CEO/General Manager

Attachment A SIDE AGREEMENT BETWEEN SANTA CRUZ METROPOLITAN TRANSIT DISTRICT AND

SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 521 (VMU)

A disagreement between Santa Cruz Metropolitan Transit District (METRO) and the Service Employees International Union, Local 521 (SEIU) recently arose relative to the recently created Electronic Technician (ECT). The SEIU believed that Management represented that the ECT was to be added to Articles 8.5.1 and 8.5.3 of the Memorandum of Understanding (MOU). Management disagreed.

In the spirit of compromise, the Chef Executive Officer (CEO) has offered, and the SEIU has accepted a compromise. The SEIU and METRO agree as follows:

- Santa Cruz METRO will allow SEIU to have an additional salary survey done on the Electronic Technician position, as a stand-alone position. This will be viewed as an additional salary survey; not inclusive of the Mechanic ladder salary survey.
- Adding this one position as a salary survey to SEIU's December 2016 reclass and salary survey, will not be precedent setting and will be viewed as a one-time accommodation to SEIU's request.
- 3. Santa Cruz METRO will not include the Electronic Technician position in the Mechanic Ladder (Article 8.5.1).
- 4. Santa Cruz METRO will not include the Electronic Technician position in the closed promotional Article of the MOU (8.5.3)
 - a. However, should there be a vacant Electronic Technician position that comes open between now and the end of the current MOU (06/30/18), METRO will recruit the position under a closed promotional recruitment for ten (10) days, following which METRO will recruit outside METRO, should METRO be unable to obtain a qualified internal candidate during the ten-day closed promotional recruitment.
- 5. By their signing below, the SEIU also agrees to immediately withdraw their grievance dated 03/29/17.

It is the intent of the parties that no precedence is set by these actions.

The undersigned have reviewed this side agreement and mutually agree to its intent.

Alex Clifford Date

METRO CEO

APR 18 2017

Antonio Castillo

VMU President, SEI

Olivia Martinez

Lead Internal Organizer SEUI Local 521 4/13/17 Date

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FM LEAD MECHANIC	15.72	1 29.31	1 30.71	29.31	30.78	32.25	30.78	32.32	33.86	32.32	33.94	35.55	33.94	× 5	37.34	35.64	37.47	20.00
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PHOLSTERER II	22.82	2 23.96	5 25.10	23.96	25.16	26.36	25.16	26.42	27.68	26.42	27.74	29.06	27.74	29.13	30.52	29.13	30.59	32.05
= 10 Years Longevity (5%); LL = 15 Years Longevity (5%+5%)	vity (5%+5%)									1	•					ďn)	(Updated as of 07/17/2017)	(7102/71/

5% of the base salary after ten (10) years of continuous service. An additional 5% of the base salary after fifteen (15) years of continuous service."

<u>Article 10.2 Longewity</u> "METRO shall compensate an employee with longewity increments as follows:

<u>Calculation Method:</u>
Step 1: Calculate 5 % of the Base (Base Step \times 0.05)
Step 2: Base Step + 5% of the Base (as calculated in Step 1) to calculate L (10 Years)
Step 2: Base Step + 2 \times 5% of the Base (as calculated in Step 1) to calculate L (15 Years)

Step 1: Base Rate = \$32.27; 5% of the Base Rate = \$32.27 x 0.05 = \$1.61 Step 2: \$32.27 + \$1.61 = \$33.88 (61) Step 3: \$32.27 + \$1.61 = \$35.49 (6L1)

Date

Tentative Agreement

Agree to pay scales as provided above. Article 10.1 Pay Rates

Janta Cruz METRO Alex Clifford,CgO/G

Juan J Garcia, VIVIU Chapter Representative

Olivia Maktinez/Lead Internal Organizer, SEIU Local 521

G:\kmihaylo\PAY RATES\FINAL MOST RECENT SEIU 12-31-2015\6-15-2017 2% COLA\Pay Rates effective 6-15-2017 SEIU with 2% for 09222017

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Date

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VMU SALARY SCHEDULE											ı		Γ	ı		Γ	Τ	
BODY REPAIR MECHANIC	25.29	26.55	27.81	26.55	27.88	29.21	27.88	29.27	30.66	75.62	30.73	32.19	30.73	32.27	33.81	32.27	33.88	35.49
ELECTRONIC TECHNICIAN	31.06	32.61	34.16	32.61	34.24	35.87	34.24	35.95	37.66	35.95	37.75	39.55	37.75	39.64	41.53	39.64	41.62	43.60
FM LEAD MECHANIC	27.91	29.31	30.71	29.31	30.78	32.25	30.78	32.32	33.86	32.32	33.94	35.56	33.94	35.64	37.34	35.64	37.42	39.20
FM MECHANIC	24.10	25.31	26.52	25.31	26.58	27.85	26.58	27.91	29.24	27.91	29.31	30.71	29.31	30.78	32.25	30.78	32.32	33.86
FM MECHANIC II	25.31	26.58	27.85	26.58	27.91	29.24	27.91	29.31	30.71	29.31	30.78	32.25	30.78	32.32	33.86	32.32	33.94	35.56
FM MECHANIC III	26.58	27.91	29.24	27.91	29.31	30.71	29.31	30.78	32.25	30.78	32.32	33.86	32.32	33.94	35.56	33.94	35.64	37.34
LEAD PARTS CLERK-FM	25.04	26.29	27.54	26.29	27.60	28.91	27.60	28.98	30.36	28.98	30.43	31.88	30.43	31.95	33.47	31.95	33.55	35.15
PARTS CLERK	20.15	21.16	22.17	21.16	22.22	23.28	22.22	23.33	24.44	23.33	24.50	25.67	24.50	25.73	26.96	25.73	27.02	28.31
RECEIVING PARTS CLERK	20.15	21.16	22.17	21.16	22.22	23.28	22.22	23.33	24.44	23.33	24.50	25.67	24.50	25.73	26.96	25.73	27.02	28.31
UPHOLSTERER I	21.73	22.82	23.91	22.82	23.96	25.10	23.96	25.16	26.36	25.16	26.42	27.68	26.42	27.74	29.06	27.74	29.13	30.52
UPHOLSTERER II	22.82	23.96	25.10	23.96	25.16	26.36	25.16	26.42	27.68	26.42	27.74	29.06	27.74	29.13	30.52	29.13	30.59	32.05
L = 10 Years Longevity (5%); LL = 15 Years Longevity (5%+5%)	(%5+%5)															n)	(Updated as of 07/17/2017)	(17/2017)

"METRO shall compensate an employee with longevity increments as follows:

An additional 5% of the base salory after fifteen (15) years of continuous service. " 5% of the base salary after ten (10) years of continuous service.

Step 1: Calculate S % of the Base (Base Step $\times\,0.05)$

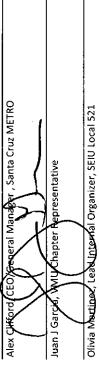
Step 2: Base Step + 5% of the Base (as calculated in Step 1) to calculate L (10 Years) Step 2: Base Step + 2 x 5% of the Base (as calculated in Step 1) to calculate LL (15 Years)

Step 1: Base Rate = \$32.27; 5% of the Base Rate = \$32.27 x 0.05 = \$1.61 Step 2: \$32.27 + \$1.61 = \$33.88 (61) Step 2: \$32.27 + \$1.61 = \$33.88 (61)

Tentative Agreement

Agree to pay scales as provided above. Article 10.1 Pay Rates

Alex Cifford



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VERBAL PRESENTATION ONLY

FUTURE OF UCSC EX-OFFICIO BOARD SEAT

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DATE: September 22, 2017

TO: Board of Directors

FROM: Alex Clifford, CEO/General Manager

SUBJECT: CONSIDERATION OF APPOINTMENT OF CASSITY MEGA TO THE

METRO ADVISORY COMMITTEE (MAC) FOR A TERM OF OFFICE

ENDING DECEMBER 31, 2019

I. RECOMMENDED ACTION

That the Board of Directors approve the appointment of Cassity Mega to the METRO Advisory Committee (MAC) for a term of office ending December 31, 2019

II. SUMMARY

- There is currently a vacant seat on the METRO Advisory Committee (MAC).
- The METRO Ad Hoc Committee is nominating Cassity Mega for appointment to MAC to fill the seat vacated by Ernestina Saldana on May 17, 2017.
- Pursuant to Section 3.2 (d) of the MAC Bylaws, the appointment of Cassity Mega would fill the remainder of Ernestina Saldana's vacated term that would commence immediately and end December 31, 2019 (the vacated seat's designated termination date).

III. DISCUSSION/BACKGROUND

The METRO Advisory Committee (MAC) is to be composed of seven members. Through attrition, there are currently six members on the MAC. To the extent it is practical, representation on MAC shall be residents of the County of Santa Cruz, regular riders of the system and will include representatives of the following consumer groups:

- At least one member from the Disability community.
- At least one member from the University of California, Santa Cruz, who is either a student or employee of the same.
- At least one member who is a commuter using the Highway 17 service.
- At least one member of the Disadvantaged Business Community.
- At least one member from Cabrillo College, who is either a student or an employee of the same.
- At least one member who is a rider of Paratransit.

Four METRO Board of Directors were appointed by the METRO Board Chair to form the METRO Ad Hoc Committee at the May 19, 2017 Board of Directors Meeting: Director Ed Bottorff, Director Norm Hagen, Director Bruce McPherson, and Director Mike Rotkin. At this same meeting, a 30-day nomination period was

opened to solicit and accept Board nominees and citizen applications to fill the vacant seat on MAC.

Upon conclusion of the nomination period, the METRO Ad Hoc Committee met on August 22, 2017 to review the list of Board nominees and citizen applications. After considerable review of all candidates, the METRO Ad Hoc Committee recommends that the METRO Board of Directors to consider the nomination of Cassity Mega to serve as a committee member of MAC. The application of Cassity Mega is attached to this report.

If approved by the Board of Directors, the term for Cassity Mega would commence immediately and conclude on December 31, 2019.

IV. FINANCIAL CONSIDERATIONS/IMPACT

The following outlines the elements of the above recommendation:

• AMOUNT OF RECOMMENDATION:

- One (1) system-wide day pass voucher per meeting attended
- Four (4) system-wide day pass vouchers per year, which equates to \$24 per year per member

SOURCE OF FUNDING:

FY18-FY19 Final Operating Budget – Operating Revenue

EXPENSE ACCOUNTS TO CHARGE:

 None. These vouchers are given in exchange for the MAC member's time and attendance at the quarterly MAC meetings.

FISCAL IMPACT:

 There is no significant tangible cost to appoint Cassity Mega as a MAC member.

V. ALTERNATIVES CONSIDERED

 Leave committee member opening vacant, but achieving quorum at the quarterly meetings would be difficult to reach on a consistent basis.

VI. ATTACHMENTS

Attachment A: MAC Application of Cassity Mega

Attachment B: MAC Bylaws – Adopted January 22, 2016

Prepared By: Donna Bauer, Administrative Assistant

VII. APPROVALS:

Approved as to form: Julie Sherman, District Counsel

Approved as to fiscal impact: Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

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A new ticket has been added:

MAC-0000000010



During the school year, I use the metro often. I can contribute the input of a student.

What interests and experience do you have that would make you an effective MAC member?:

I use the metro often and can contribute feedback from the prospective of a Cabrillo student.

Please outline your availability in terms of meeting times/dates and total time per month you can devote to MAC activities:

I'm currently available on Wednesdays and Thursdays in the afternoon.

Are you aware of any conflicts of interest that would prevent you from serving on MAC if appointed?:

No

Contact Name: Cassity Mega

Street Address:

City: Santa Cruz State: California Zip Code: 95060

Day Phone: 831-

Do you ride Santa Cruz METRO fixed route or Paracruz Service:

Santa Cruz METRO fixed route

How often do you use Santa Cruz METRO Fixed Route or METRO ParaCruz Service?:

Weekly

What are your particular transit interests?:

Making sure students and those with disabilities are treated fairly.

What do you think are the biggest challenges for Santa Cruz METRO?:

Serving a diverse audience with varying needs.

What do you believe that you can contribute to Santa Cruz METRO & MAC if appointed?:

I can contribute the student perspective. I would like to address the ID card issue for students. Perhaps there can be an electronic equivalent for student ID cards in case one gets lost or stolen.

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BYLAWS

Metro Advisory Committee

ADOPTED JANUARY 22, 2016

17Б.1

BYLAWS FOR THE SANTA CRUZ METRO ADVISORY COMMITTEE

Article I GENERAL PROVISIONS

§1.1 Purpose - Bylaws

These Bylaws shall govern the proceedings of the METRO Advisory Committee (MAC), an advisory committee established by the Board of Directors of the Santa Cruz Metropolitan Transit District (METRO).

§1.1.1 Purpose – METRO Advisory Committee (MAC)

The MAC members serve at the pleasure of the Santa Cruz Metropolitan Transit District Board of Directors. The purpose of the MAC is to provide a citizen forum (advisory committee) in which the METRO Board and CEO/General Manager can delegate topics for discussion and in which recommendations can be formulated and communicated to the METRO Board of Directors. MAC members should be current frequent riders of the fixed-route, paratransit or commuter services provided by Santa Cruz METRO and should approach their review of topics from a regional thinker perspective in their review of matters referred by the METRO Board of Directors or the CEO/General Manager.

§1.2 Construction of Bylaws

As used in these Bylaws, "MAC" means the METRO Advisory Committee. These Bylaws shall govern the MAC's proceedings to the extent they are not inconsistent with METRO Administrative Code or Regulations or California or Federal law. These Bylaws or amendments become effective upon approval by the METRO Board of Directors.

§1.2.1 Orderly Administration of MAC Meetings

The MAC shall follow Robert's Rules of Order or Sturgis, the Standard Code of Parliamentary Procedure, as may be adopted by the current Chair of MAC.

§1.3 Definitions: As used in these Bylaws:

- a. "Chair" means the Chair of the MAC Committee.
- b. "Vice chair" means the Vice Chair of the MAC Committee.
- c. "Staff" means staff members that are assigned to support the MAC Committee by the METRO CEO/General Manager.

Article II DUTIES AND AUTHORITY

§2.1 Duties

It shall be the duty of the MAC to provide recommendations to the Board of Directors on matters referred to the MAC by the Board or CEO/General Manager, and to perform such additional duties as assigned by the Board. The MAC may also address issues which members or the public raise with respect to the quantity and quality of services provided by METRO.

§2.2 Limitations on Authority

The sole jurisdiction and authority of the MAC is to serve in an advisory capacity to the Board of Directors. MAC shall not have any authority to take actions that bind METRO or the Board of Directors. With the approval of the CEO/General Manager, and subject to budget considerations, the MAC may design informational signs to be placed on the inside of buses and it may design and distribute an informational brochure to increase the public's knowledge of the operation and existence of the MAC. MAC members are not allowed to give direction to the administrative support personnel or any other METRO employee.

a. Reports to the Santa Cruz METRO Board of Directors.

Communications by the MAC to the Board of Directors shall be through the CEO/General Manager. All such communications shall be provided to the Board of Directors and placed on the next available Board agenda as a consent item under the heading of "communications to the Board from the MAC."

At the request of the MAC Chair or Vice Chair, and upon concurrence of a majority of the MAC members, matters which the MAC intends to discuss with the Board of Directors may be placed on the Board of Director's agenda by the CEO/General Manager. MAC shall comply with all requirements for the inclusion of such items on the Board's agenda as are deemed appropriate by the CEO/General Manager.

The MAC Chair or Vice Chair shall provide the Board of Directors an oral report on MAC activities twice a year, once in June and once in December.

Article III MEMBERSHIP

§3.1 Membership

a. Appointment to the MAC.

The MAC shall be composed of no greater than 7 members appointed by the Board of Directors. All MAC members shall serve for a term of 4 years and will serve at the pleasure of the Board of Directors. Members wishing to resign from an appointment may submit such resignation to the CEO/General Manager.

The METRO Board of Directors shall nominate individuals to be considered for appointment as members of the MAC. Additionally, Santa Cruz County residents who have submitted an application directly to METRO shall be considered. Annually, the METRO Board Chair shall appoint an Ad Hoc Committee composed of four members of the Board and who shall meet as needed to review the list of Board nominees and other citizen applications and make appointment recommendations to the full Board. Appointments to the METRO Advisory Committee shall be made by the METRO Board of Directors.

b. Composition of Membership on MAC.

All members shall be residents of the County of Santa Cruz. When making its appointments, the Board shall strive to balance the membership to reflect the ethnic, gender, and geographic diversity of the County.

To the extent it is practical, representation on MAC will be regular riders of the system and will include representatives of the following consumer groups:

- i. At least one member from the Disability community.
- ii. At least one member from University of California, Santa Cruz, who is either a student or employee of the same.
- iii. At least one member who is a commuter using the Highway 17 service.
- iv. At least one member of the Disadvantaged Business Community.
- v. At least one member from Cabrillo College, who is either a student or an employee of the same.
- vi. At least one member who is a rider of Paratransit.

No member of the Board of Directors or elected public official shall be appointed to the Committee.

No employee of METRO or any agency that provides funding to, or contracts with, METRO shall be appointed to the Committee. However, individuals who are employed by the University of California, Santa Cruz in departments other than the Transportation and Parking Services (TAPS), or in the offices that directly supervise TAPS, shall be exempt from the financial/contracting prohibition for MAC members outlined in this section.

§3.2 Members' Terms

- a. The term of membership of each MAC member shall be four years, commencing with the date of appointment by the METRO Board of Directors and terminating on December 31st of the year in which the seat expires. Members may be considered by the Board Ad Hoc Committee for re-appointment for additional terms, as approved by the METRO Board of Directors.
- b. There are eight current MAC members as of the Board adoption date of the revised Bylaws (December 11, 2015). Eight members will continue to serve and a seven member MAC will be achieved over time through attrition.
- c. Those currently seated on the MAC shall initially be designated as terms expiring December 31, 2017 and December 31, 2019, based on the individual's current respective longevity with the MAC. The four members with the highest longevity will serve through 2017 and the remaining three members through 2019. Thereafter, four seats shall be vacated and filled at the end of 2021, 2025, 2029, etc., and the other three seats shall be vacated and filled at the end of 2023, 2027, 2031, etc.
- d. If a seat is vacated prior to the end of its designated term, the newly appointed MAC member shall fill the seat vacated through its designated termination date.

§3.3 Attendance at MAC meetings.

If a member accumulates no less than two consecutive absences from MAC Meetings, without a reasonable excuse, in any rolling twelve-month period, the position shall automatically be declared vacant. In the event of a known absence to an upcoming MAC Meeting, it is expected of the MAC Member(s) that they will contact the Santa Cruz Metropolitan Transit District Front Office Administration Staff by telephone as soon as the absence is known, but no later than 12:00PM (noon) on the day of the meeting, and that failure to make said contact will constitute an unexcused

absence unless circumstances restrict such contact. The Board of Directors shall then be notified of the vacancy so the Ad Hoc Committee can then meet and recommend to the METRO Board a successor to be appointed to fill the remainder of the vacated MAC member's term.

§3.4 Compensation of MAC members

No individual member of the MAC shall be entitled to compensation from METRO, with the exception that Members of the Committee shall receive one (1) system-wide day passes for each meeting that they attend. Any request for reimbursement for travel or other expenses shall not be considered unless approved in advance by the CEO/General Manager.

§3.5 Vacancies

When a vacancy is created or a MAC member's term expires, the METRO Board shall be solicited for nominations. The METRO Board nomination period shall be open for thirty (30) days following the notification to METRO Board Members of the vacancy(s). The METRO Board shall be notified of the open nomination period via email correspondence. Following the conclusion of the thirty-day nomination period, the Ad Hoc Committee shall convene and review current MAC applications on file and current Board Member nominations. The Ad Hoc Committee shall then make new appointee recommendation(s) to the full METRO Board for consideration and approval to fill the expired seat, or the remainder of the vacated MAC member's term.

Article IV OFFICERS

§4.1 Chair and Vice Chair

The MAC shall elect from its membership a Chair and a Vice Chair at the end of the agenda for the last meeting of the calendar year, to serve for a one-year term. The Chair shall preside at all meetings of the MAC and represent the MAC before the METRO Board of Directors. The Vice Chair shall perform the duties of the Chair when the Chair is absent. In the event of a vacancy in the Chair's position, the Vice Chair shall succeed as Chair for the balance of the Chair's term and the MAC shall elect a successor to fill the vacancy in the Vice Chair's position. In the event of a vacancy in the Vice Chair's position, the MAC shall elect a successor from its membership to fill the Vice Chair's position for the remainder of the Vice Chair's term. If the Chair vacates the position prior to the end of his/her one-year appointment, the Vice Chair will be allowed to complete

the vacated Chair's term and one full year following the end of the vacated Chair's term.

The Chair may be elected for up to two consecutive terms, and again multiple times during their appointment term(s) provided there is a minimum of a one-year break after having served two consecutive terms.

§4.2 Staff Support

The CEO/General Manager of METRO shall determine the proper staff support for MAC meetings, if any, and furnish administrative personnel to prepare and distribute the MAC's agendas, notices, minutes, correspondence and other materials. The METRO administrative personnel assigned to support the MAC shall maintain a record of all proceedings of the MAC as required by law and shall perform other support duties to the committee as assigned by the CEO/General Manager. The minutes of each meeting, when approved by the MAC shall be made available on the Santa Cruz METRO website on the MAC page. The METRO Board of Directors are encouraged to review these minutes after each MAC meeting.

Article V MEETINGS

§5.1 Regular Meetings

Regular meetings of the MAC shall be held not more than once each calendar quarter (e.g.: March, June, September & December), on the third Wednesday of the month that is selected for the meeting. Whenever a regular meeting falls on a holiday observed by METRO, the meeting shall be held on another day or canceled at the direction of the MAC. A rescheduled regular meeting shall be designated a regular meeting. With the approval of the CEO/General Manager, or at the direction of the METRO Board, the MAC may convene additional "Special" meetings during the calendar year to address time sensitive issues. e.g.: service changes, fare increases, Fiscal Year Budget review. All such "Special" meetings shall be posted in compliance with Article V, Section 5.3 and Article 6, Section 6.4 below.

At the MAC's last meeting of the calendar year it shall establish a calendar of its regular meetings for the following year. MAC's regular meeting schedule shall be posted on the METRO website once adopted by the MAC.

§5.2 Calling and Noticing of Meetings

All meetings shall be called, noticed and conducted in accordance with the applicable provisions of the Ralph M. Brown Act (commencing with Section 54950 of the Government Code). The CEO/General Manager and METRO Counsel shall be given notice of all meetings.

§5.3 Quorum; Vote

The presence of a majority of the appointed (4) members shall constitute a quorum for the transaction of business. However, when there are vacancies on the MAC the quorum shall be reduced to a majority of the number of Members appointed to the MAC with the provision that a quorum shall never be less than three (3) Members. All official acts of the MAC shall require the affirmative vote of the majority of members present, providing that a quorum is maintained at all times.

§5.4 Thirty Minute Rule

If a quorum has not been established within thirty minutes of the noticed starting time for the meeting, the Chair, or Vice Chair, shall declare the meeting cancelled.

§5.5 Matters Not Listed On the Agenda Requiring Committee Action

All items requiring MAC discussion and/or action are required to be posted on the Agenda and in compliance with Article V, Section 5.3 and Article 6, Section 6.4.

§5.6 Time Limits for Speakers

Each member of the public appearing at a MAC meeting shall be limited to three minutes in his or her presentation, unless the Chair, at his or her discretion, permits further remarks to be made. Any person addressing the MAC may submit written statements, petitions or other documents to complement his or her presentation. Public presentations that have been scheduled prior to the meeting with the MAC Chair shall not be subject to the time limits contained in this section.

§5.7 Impertinence; Disturbance of Meeting

Any person making personal, impertinent or indecorous remarks while addressing the MAC may, as the Chair's discretion, have their testimony immediately terminated and may, at the Chair's discretion, be barred from further appearance before the MAC at that meeting, unless permission to continue is granted by an affirmative majority vote of the MAC. The Chair

may order any person removed from the MAC meeting who causes a disturbance or interferes with the conduct of the meeting, and the Chair may direct the meeting room cleared when deemed necessary to maintain order.

§5.8 Access to Public Records Distributed at Meetings

Writings which are public records and which are distributed during a MAC meeting shall be made available for public inspection at the meeting if prepared by the METRO staff or a member of the MAC, or after the meeting if prepared by some other person. In all instances, every effort shall be made to provide all writings in an accessible format. Anyone having difficulties accessing specific documents should contact the METRO Administrative Office for assistance.

Except as provided above, all public records requests for MAC records shall be made to Santa Cruz METRO pursuant to Santa Cruz METRO's policies and procedures for the same.

Article VI AGENDAS AND MEETING NOTICES

§6.1 Agenda Format

The agenda shall specify the location, starting time and anticipated ending time of each meeting. Each matter to be considered by MAC shall contain a brief general description of each item of business to be transacted or discussed at the meeting. The description shall be reasonably calculated to adequately inform the public of the subject matter of each agenda item. The agenda may include recommendations for MAC action as appropriate.

§6.2 Public Communications

Each agenda for a regular meeting shall provide an opportunity for members of the public to address the MAC on matters of interest to the public either before or during the MAC's consideration of the item, if it is listed on the agenda, or, if it is not listed on the agenda but is within the jurisdiction of the MAC, under the agenda item heading "Oral/Written Communications". The MAC shall not act upon an item that is not listed on the agenda. Each notice for a special meeting shall provide an opportunity for members of the public to directly address the MAC concerning any item that has been described in the notice for the meeting before or during consideration of that item.

§6.3 Agenda Preparation

The METRO administrative personnel assigned to the MAC shall prepare the agenda for each meeting. One week prior to the posting date of the MAC Agenda, the MAC Chair will work with the assigned METRO administrative personnel to create a draft MAC Agenda. Prior to finalizing the MAC Agenda, the MAC Chair, or Vice Chair, shall meet with the CEO/General Manager, either in person or by phone, to discuss the draft Agenda and to determine whether or not certain items should be included in the MAC Agenda. Since the CEO/General Manager is responsible for oversight of METRO personnel and budget, the CEO/General Manager will have the final approval on the contents of the MAC Agenda, as it relates to all items requiring METRO staff support and compliance with the MAC Bylaws.

§6.4 Agenda Posting and Delivery

The written agenda for each regular meeting and each meeting continued for more than five calendar days shall be posted by the METRO Staff at least 72 hours before the meeting is scheduled to begin. The written agenda for every special meeting shall be posted by the METRO Staff at least 24 hours before the special meeting is scheduled to begin. The agenda shall be posted in a location that is freely accessible to members of the public. The MAC agenda will also be posted to the METRO website (www.scmtd.com) under the Agency Information tab.

The agenda together with supporting documents shall be transmitted to each MAC member, the CEO/General Manager and the METRO Counsel at least three days before each regular meeting and at least 24 hours before each special meeting.

Article VII MISCELLANEOUS

§7.1 Adoption and Amendment of Bylaws

These Bylaws shall be effective upon approval by the METRO Board of Directors and may be revised and amended only by the METRO Board of Directors. The MAC shall have no authority to amend these Bylaws without approval by the Board of Directors

§7.2 MAC Process

The intent of the MAC is to provide consensus based advice and recommendations regarding all matters that have been referred to it by the METRO Board of Directors. However, when such consensus cannot be reached, the Chair of MAC shall present a report that includes the majority consequences and provides a summary of the comments made by those who have not voted with the majority. If no majority consensus is reached, then the report shall so state the same.

Approved by Board of Directors: September 26, 2003

Revised for 10/24/03 Revised for 12/19/03

Amended/Adopted 12/19/03 Amended/ Adopted 7/23/04 Amended/Adopted 6/23/06 Amended/Adopted 4/27/07 Amended/Adopted 5/25/07 Amended/Adopted 12/16/11

Revised 01/22/16 - Effective 01/01/16

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Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Angela Aitken, Finance Manager

SUBJECT: ACCEPT AND FILE THE FISCAL YEAR END MONTHLY BUDGET

STATUS REPORTS FOR JUNE 30, 2017; AND ADOPTION OF THE PRELIMINARY SCHEDULE OF RESERVE ACCOUNT BALANCES

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, 2017 and adopt the preliminary schedule of reserve account balances report.

II. SUMMARY OF ISSUES

- An analysis of Santa Cruz Metropolitan Transit District's (METRO) financial status is prepared monthly in order to inform the Board of Directors regarding METRO's actual revenues and expenses in relation to the adopted operating and capital budgets for the fiscal year.
- This staff report is the web-accessible companion document to the attached PowerPoint presentation titled "Year to Date Monthly Financial Report as of June 30, 2017 (Attachment A).
- The attached preliminary monthly <u>FY17 Operating Revenue and Expense</u> reports
 (Attachment B), and <u>FY17 Capital Budget</u> spending report (Attachment C) represent
 the status of the FY17 Operating and Capital Budgets, as of June 30, 2017, 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 <u>Preliminary Schedule of Reserve Account Balances</u> (Attachment D) 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, 2017 and adopt the Preliminary Schedule of Reserve Account balances report.
- This report is required per the Board Bylaws Article 16.01(e) and Public Utility Code (PUC) § 98145

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 FY17 fiscal year-end budget as of June 30, 2017.

The fiscal year has elapsed 100%

A. Operating Revenue and Expenses

Below are the written explanations of the various charts and graphs in the attached <u>Year to Date Monthly Financial Report as of June 30, 2017</u> (Attachment A). The fiscal year has elapsed 100%.

Slide 1

(Cover) Year to Date Monthly Financial Report as of June 30, 2017

Slide 2

FY17 Operating Revenue and Expenses for the Month Ending June 30, 2017

- Operating Revenues for the month are unfavorable by \$1,051K
- Operating Expenses
 - Labor Regular favorable by \$87K
 - Labor OT unfavorable by \$89K
 - Fringe Benefits favorable by \$219K
 - Non-Personnel favorable by \$467K
- Total Operating Expenses favorable by \$684K
- Total Budget to Actual Variance unfavorable by \$367K

Slide 3

FY17 Operating Revenue and Expenses Year to Date as of June 30, 2017

- Operating Revenues Year to Date are unfavorable by \$1,569K
- Operating Expenses
 - Labor Regular favorable by \$1,290K
 - Labor OT unfavorable by \$1,840K
 - Fringe Benefits favorable by \$1,228K
 - Non-Personnel favorable by \$891K

Total Operating Expenses –favorable by \$1,569K

Total Budget to Actual Variance is \$0, as the anticipated surplus of \$1,030K, achieved from budget savings and efficiencies in FY17, is transferred to the Operating and Capital Reserve Fund.

Slide 4

FY17 Operating Revenue by Major Funding Source - Year to Date as of June 30, 2017

- Passenger Fares- actual is \$9,721K while budget is \$11,290K
- Sales Tax Revenue- actual is \$20,338K while budget is \$19,572K
- Sales Tax Revenue Measure D- actual is \$531K while the budget is \$0
- TDA- actual is \$6,805K while the budget is \$6,701K
- Other Revenue- actual is \$619K while budget is \$593K
- STA Op Assistance- actual is \$1,671K while the budget is \$1,626K
- Federal Op Assistance- actual is \$4,372K while the budget is \$4,414K
- STIC Op Assistance- actual is \$2,084K while the budget is \$2,125K
- Transfers (to)/from Reserves- actual is (\$1,030K) while the budget is \$358K

Slide 5

Favorable/ (Unfavorable) Revenue Variance to Budget Year to Date as of June 30, 2017

- Passenger Fares variance to budget is unfavorable by \$1,569K primarily due to:
 - Passenger Fares Regular and Bulk Purchase (decrease in bulk purchases of discounted passes from Cabrillo College). Additionally system-wide ridership year to date as of June 30, 2017 decreased 7% year-over-year due to the service reduction implemented after September 8, 2016, as well as the severe weather conditions in January and February 2017.
 - Special Transit Fares and the anticipated budgeted increase from the contract with Cabrillo College. The FY17 Special Transit Fares Budget currently includes \$944K for Cabrillo oriented services (12-month commitment from Cabrillo College). The funding commitment, however, was subsequently aligned with the school year, hence did cover a 10month period of the 2016 – 17 school year (Fall and Winter semester).
 - Decreased Highway 17 Ridership as a result of increased fares (in the fall of 2015); lower fuel prices; reduced on-time performance due to increased congestion, weather conditions, as well as the service reduction implemented September 8, 2016.

- Sales Tax Revenue variance to budget is favorable by \$766K due to higher than anticipated receipts.
- Sales Tax Revenue Measure D is a new revenue source that that was not budgeted in FY17, thus the favorable budget variance of \$531K.
- TDA variance to budget is favorable by \$104K due to actual revenue above estimates for FY17.
- Other Revenue variance to budget is favorable by \$26K primarily due to:
 - Other Non-Transportation Revenue 2006 SDI withholding error refund by the County of Santa Cruz, received in April 2017.
- Transfers to/(from) Reserves variance to budget is favorable by \$1,389K as funds from Reserves were not needed to balance the FY17 budget.
- STA Op Assistance variance to budget is favorable by \$46K due to higher than anticipated receipts.
- Federal Op Assistance variance to budget is unfavorable by \$42K due to lower allocations.
- STIC Op Assistance variance to budget is unfavorable by \$42K due to lower allocations. Updated budget projections were available after the FY17 Final budget was finalized and were not captured in the final budget document.

Operating Revenue Variances, by line item, are depicted in more details (amounts and percentages) in Attachment B.

Slide 6

FY17 Operating Expenses by Major Expense Category Year to Date as of June 30, 2017

- Labor Regular- actual is \$14,928K while budget is \$16,218K
- Labor OT actual is \$3,470K while budget is \$1,630K
- Fringe Benefits actual is \$19,446K while budget is \$20,674K
- Services actual is \$2,863K while budget is \$3,105K
- Mobile Materials & Supplies actual is \$2,773K while budget is \$2,811K
- Other Expenses actual is \$1,629K while budget is \$2,240K

Slide 7

FY17 Operating Expenses by Major Expense Category Year to Date as of June 30, 2017

- Labor Regular variance to budget is favorable by \$1,290K due to:
 - 13 vacant funded positions (average for FY17)

- Extended unpaid leaves of absence
- Labor OT variance to budget is unfavorable by \$1,840K due to the need to backfill for vacant positions and extended leaves of absence in various departments.
- Fringe Benefits variance to budget is favorable by \$1,228K primarily due to:
 - Vacant funded positions and extended unpaid leaves of absence
 - Lower than anticipated medical insurance premiums
 - Lower worker's compensation expenses
- Services variance to budget is favorable \$243K due to:
 - Prof & Tech Fees (budget savings in departments Administration, Planning, and District Counsel)
 - Repair Rev Vehicle (significant budget savings in department Fleet Maintenance due to Mid-Life Bus Engine Overhauls and Bus Repaint Campaigns paid by capital funds – FTA 5339a)
 - Budget Savings in the above two accounts were offset by unfavorable budget variances in Legal Services (new contract in place due to unfunded district counsel position) and Temp Help (due to vacant positions in various departments)
- Mobile Materials & Supplies variance to budget is favorable by \$37K primarily due to savings in account Tires & Tubes (Fleet Maintenance)
- Other Expenses are favorable by \$611K due to:
 - Casualty and Liability (Settlement Costs adjusted Damage Claim Reserves balance for year-end).
 - Misc. (primarily in accounts Employee Training and Travel)
 - Utilities (Telecommunications)
 - Purchased Transportation due to the expiration and non renewal of the Santa Cruz Transportation Contract in April 2017 while is was budgeted for the entire year.

Operating Expense Variances, by line item, are depicted in more details (amounts and percentages) in Attachment B.

Slide 8

FY17 Capital Budget Spending Year to Date as of June 30, 2017

- Total Capital Projects spending year to date is \$3,876K; FY17 budget is \$16.4M
 - Construction Related Projects account for 87.6% of the spending

Slide 9

FY17 Capital Budget – Excludes MetroBase Project – JKS Ops Bldg. - Spending Year to Date as of June 30, 2017

- Total Capital Projects spending year to date is \$649K; FY17 budget without JKS Ops Bldg. is \$13.5M. Spending percentages are as follows:
 - Construction Related Projects (excluding-JKS Ops Bldg) are 26.2%
 - Facilities Projects are 26.1%
 - Revenue Vehicle Replacements are 38.3%
 - Non-Revenue Vehicle Replacements are 5.2%
 - Misc Projects are 2.9%
 - IT Projects are 0.5%
 - Fleet Equipment is 0.7%
- The following major projects contributed to the remaining unspent balance of \$12.9M:
 - Pacific Station/Metro Center Conceptual Design Project \$3.8M of PTMISEA funds are currently allocated to the project; subject to future Board action
 - Revenue Vehicle Replacement and Campaigns \$8.0M is budgeted; spending will begin on the Electric Bus projects at the end of 2018, and early 2019; other replacement vehicle projects are currently underway.

Slide 10

(Cover Sheet) – Metrobase Phase II Operations Building Life of Project – Budget Adopted March 24, 2017

Spending as of September 13, 2017

Slide 11

MetroBase Phase II - Life of Project - Spending as of September 13, 2017

 Total Project Budget is \$27.7M; spending is at \$29.0M; \$1.3M over budget; project is 105% spent due to a change order associated with the mediation settlement, the budget will be revised in October 2017.

Slide 12

(Cover Sheet) - Additional Information

Slide 13

Additional Information for the Month of June 2017

Unemployment Rate % in Santa Cruz County is 5.3%

- \$ Gasoline per Gallon for the San Francisco-Oakland-San Jose area is \$3.11
- Monthly Ridership Without UCSC (Highway 17 and Fixed Route) has decreased in June to approximately 200K trips.

Slide 14

FY17 Operating Expenses Year to Date as of July 31, 2017: Preliminary

- Operating Expenses
 - Labor Regular favorable by \$189K
 - Labor OT unfavorable by \$76K
 - Fringe Benefits favorable by \$184K
 - Non-Personnel favorable by \$177K
- Total Operating Expenses favorable by \$474K

B. Non-Operating Expenses

- Non-Operating Expenses for the year total \$7,037,942. These non-cash accounting entries will be included as part of the annual Audited Financial Statements, although they are <u>not</u> presented in these financial reports. Nonoperating expenses are non-cash accounting entries that Santa Cruz METRO is required to record.
 - 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 \$132,478. 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.
 - OPEB Cost GASB 45 In accordance with GASB Statement #45 the annual accounting entry for retiree "other post employment benefits" (OPEB) was \$5,255,998. Briefly, benefits include subsidized medical, dental, vision and life insurance coverage for eligible retirees.
 - 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 \$1,345,428.
 - Annual Depreciation of district funded capital assets was \$304,038.
- 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.

C. Capital Improvement Program

Capital expenditures for the <u>FY17 Capital Budget Attachment C</u> total \$3,876,023 or 24% 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 \$243,361.

Some of the larger Capital Projects include:

- \$3,227,115 was spent on the Metrobase Judy K. Souza Operations Bldg.
- \$87,864 was spent on Security Related Projects
- \$75,691 was spent on the Watsonville Transit Center Customer Service Renovation
- \$78,800 was spent on Repainting the Exterior of the Watsonville Transit Center
- \$90,572 was spent on Resealing and Resurfacing Parking Lots
- \$91,970 was spent on the Electric Bus + Related Infrastructure Project
- \$111,032 was spent on Midlife Bus Engine Overhauls
- \$43,537 was spent on the Bus Repaint Campaign
- Other funded projects include: conceptual design projects, Paratransit Vehicle Replacements, 1 CNG Bus Replacement, non-revenue vehicle replacements, facilities upgrades, etc.

Some of the capital projects are multi-year projects and unexpended resources will be carried over to FY18, including:

- The Electric Bus (3) + Infrastructure Project
- The Electric Bus (1) Watsonville ZEB Circulator
- (1) CNG Bus Replacement
- Paracruz Van Replacements (3)
- Cal-OES Transit Security funded projects
- Multiple projects funded with various FTA Section 5339 funds

D. Preliminary Schedule of Reserve Account Balances

The <u>Preliminary Schedule of Reserves Account Balances</u> is reported on <u>Attachment D.</u> A breakdown of each of the reserves as of June 30th, 2017 is as follows:

• Operating and Capital Reserve Fund: Balance \$1,086,975; there is no Board adopted minimum balance for this reserve. The current fiscal year's excess revenue in the amount of \$1,030,421 has been allocated to this reserve fund as per Administrative Code, Title 1, Chapter 7 - Reserve Fund Policy \$1.7.602. Additionally, and according to the FY17 & FY18 Budgets

adopted June 24,2016, all proceeds received from the Alternative Fuel Tax Rebate Program were transferred to this fund and have been obligated to existing capital projects, and as the local match for several FTA 5339 formula program projects.

- Operations Sustainability Reserve Fund: Estimated Balance \$5,659,556; currently funded at 78% 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 \$7,300,000; 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.
- 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.
- Workers Compensation Reserve Fund: Balance \$2,247,163; currently funded at 67% of the Board adopted minimum balance. The long-term portion of workers compensation liability as of 06/30/17 is \$3,372,272, as per the Actuarial Review of the Self-Insured Santa Cruz Metropolitan Transit District Workers' Compensation Program report dated 04/12/16. In FY17 \$115,744 was transferred in from the Liability Insurance Reserve Fund to make progress towards meeting the Board adopted minimum balance.
- Liability Insurance Reserve Fund: Balance \$545,175; 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) of \$250,000 plus the 5-year rolling average of outstanding claims at year end, which was \$295,175, as of the end of FY17, for a total minimum balance of \$545,175. In FY17, the excess over 100% of \$115,744 was transferred to the Workers Compensation Reserve Fund to make progress towards meeting the Board adopted minimum balance of \$3,372,272.

The balances provided in the <u>Preliminary Schedule of Reserve Account Balances</u> are preliminary pending completion of the financial audit later this calendar year.

If the <u>Schedule of Reserve Account Balances</u> changes significantly following the final audit, it will be brought back to the Board.

Staff recommends that the Board accept and adopt the:

- Year to Date Monthly Financial Report as of June 30, 2017 Presentation (Attachment A)
- FY17 Operating Revenue & Expenses Year to Date as of 06/30/17 (Attachment B)
- FY17 Capital Budget Report for the month ending 06/30/17 (Attachment C)
- FY17 (Preliminary) Schedule of Reserve Account Balances 06/30/17 (unaudited) (Attachment D)

IV. FINANCIAL CONSIDERATIONS/IMPACT

Total Budget to Actual Variance for the month is unfavorable by \$367K and \$0, year to date.

V. ALTERNATIVES CONSIDERED

There are no alternatives to consider.

VI. ATTACHMENTS

Attachment A: Year to Date Monthly Financial Report as of June 30, 2017

Presentation

Attachment B: FY17 Operating Revenue and Expenses - for the month ending –

06/30/17

Attachment C: FY17 Capital Budget - for the month ending – 06/30/17

Attachment D: FY17 Preliminary Schedule of Reserve Account Balances –

06/30/17 (unaudited)

Prepared By: Debbie Kinslow, Assistant Finance Manager

Kristina Mihaylova, Sr. Financial Analyst

Board of Directors September 22, 2017 Page 11 of 11

VII. APPROVALS:

Approved as to fiscal impact: Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

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Year to Date Monthly Financial Report as of June 30, 2017

Santa Cruz METRO Board of Directors

September 22, 2017

Angela Aitken, Finance Manager

C

SANTA CRUZ METRO

FY17 Operating Revenue and Expenses

For the Month Ending June 30, 2017

100% of Fiscal Year Elapsed

	\$ In Thousands	Actual	Budget	Budget to Actual	
	Operating Revenue:	\$4,437	\$5,488	(\$1,051)	
	Operating Expenses:				
	Labor - Regular	\$1,264	\$1,351	\$87	
	Labor - Overtime	\$225	\$136	(888)	
	Fringe Benefits	\$1,504	\$1,723	\$219	
	Non-Personnel Expenses	\$294	\$761	\$467	
	Total Operating Expenses:	\$3,287	\$3,971	\$684	
18A.2	Operating Budget Favorable/(Unfavorable):			(\$367)	

Attachment A

SANTA CRUZ METIRO

FY17 Operating Revenue and Expenses

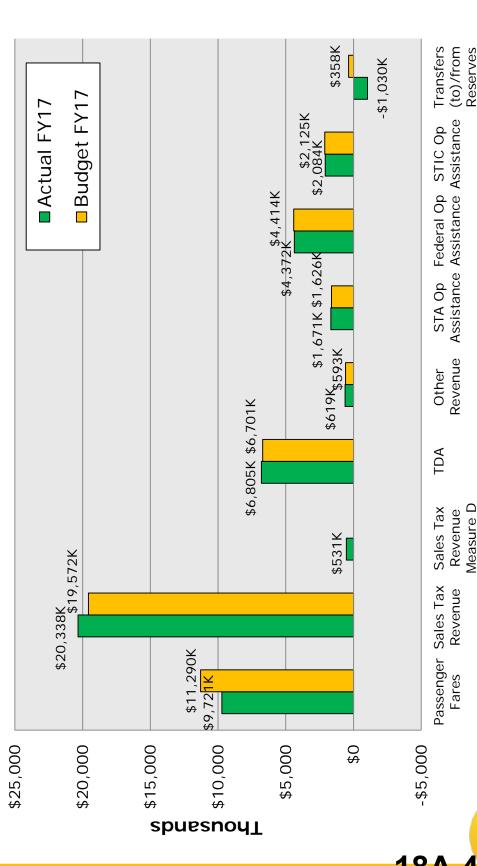
Year to Date as of June 30, 2017 100% of Fiscal Year Elapsed

	\$ In Thousands	Actual	Budget	Budget to Actual	
	Operating Revenue:	\$45,110	\$46,679	(\$1,569)	
	Operating Expenses:				
	Labor - Regular	\$14,928	\$16,218	\$1,290	
	Labor - Overtime	\$3,471	\$1,631	(\$1,840)	
	Fringe Benefits	\$19,446	\$20,674	\$1,228	
	Non-Personnel Expenses	\$7,265	\$8,156	\$891	
	Total Operating Expenses:	\$45,110	\$46,679	\$1,569	
18A.	Operating Budget Favorable/(Unfavorable):			-0-\$	
3					

Attachment A

FY17 Operating Revenue by Major Funding Source Year to Date as of June 30, 2017

100% of Fiscal Year Elapsed



18A

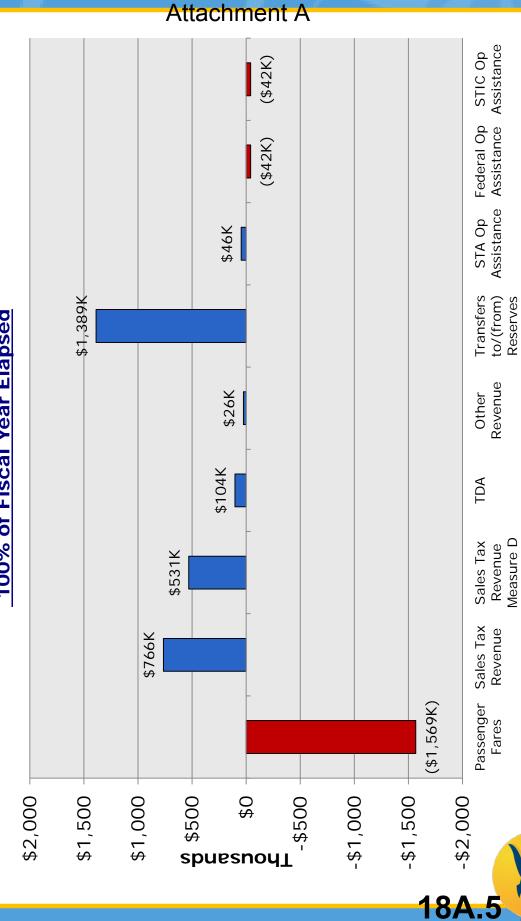
SANTA CRUZ METIRO

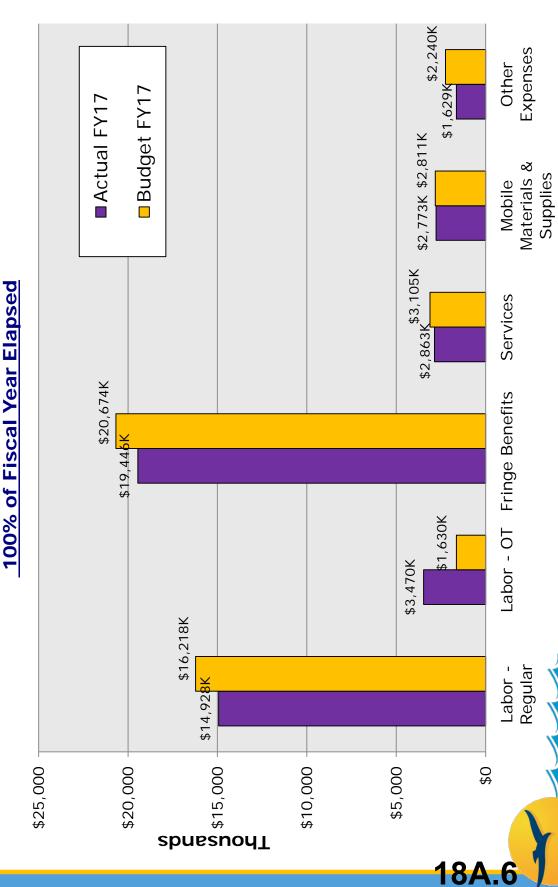
SANTA CRUZ METRO

Favorable/(Unfavorable) Revenue Variance to Budget

Year to Date as of June 30, 2017

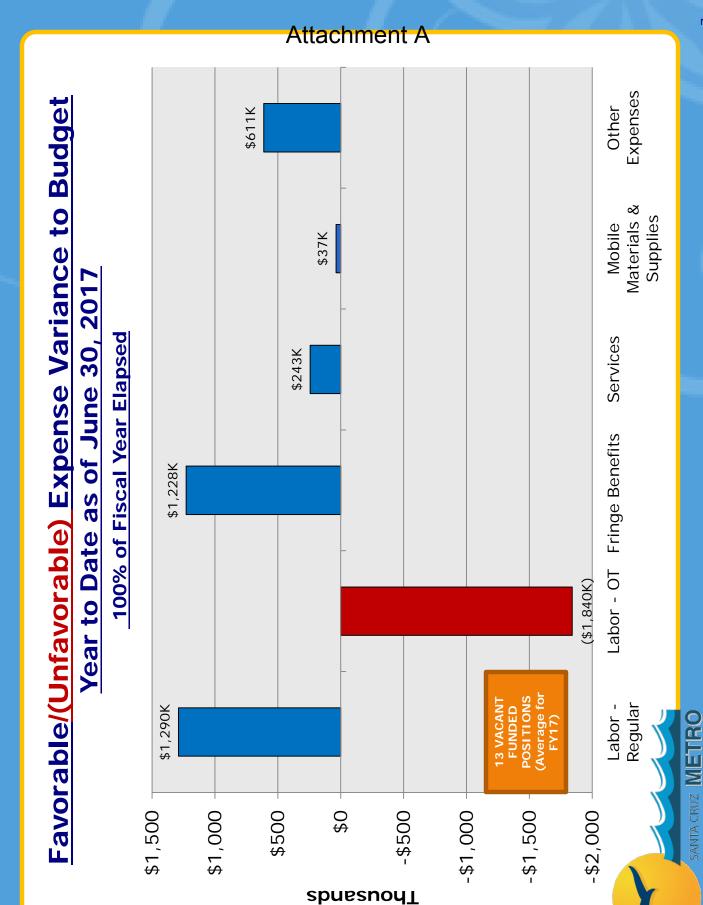






9

SANTA CRUZ METRO



18A.

Actual YTD

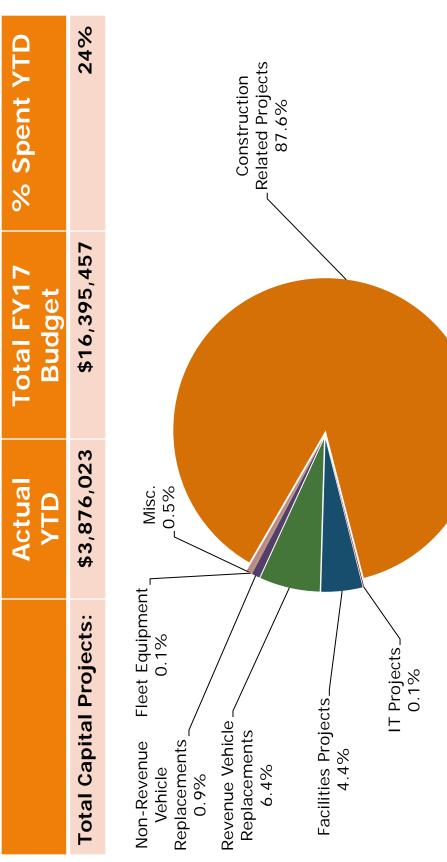
SANTA CRUZ METIRO

Attachment A

FY17 Capital Budget

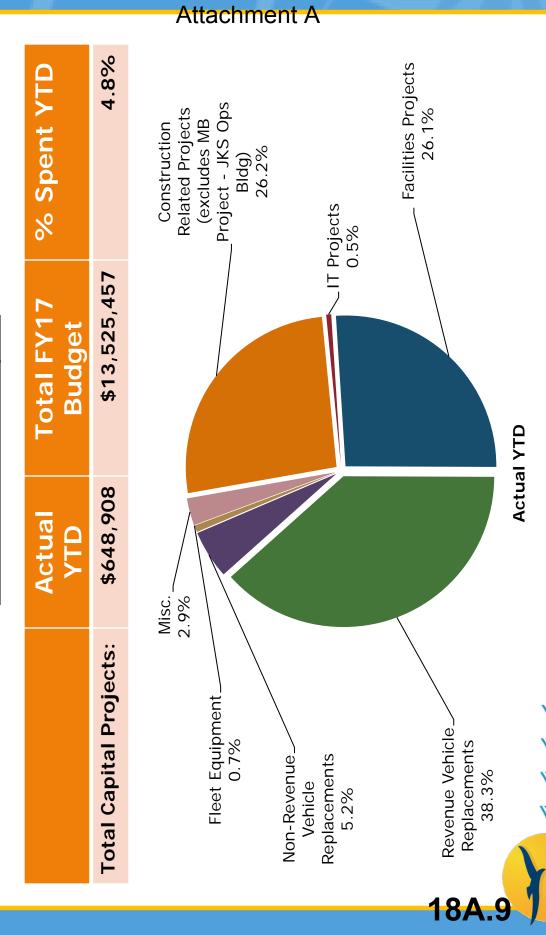
Spending Year to Date as of June 30, 2017

100% of Fiscal Year Elapsed



FY17 Capital Budget - Excludes MetroBase Project - JKS Ops Bldg. Spending Year to Date as of June 30, 2017

100% of Fiscal Year Elapsed



SANTA CRUZ METIRO

Life of Project

Budget Adopted March 24, 2017 MetroBase Phase II Operations Building

Spending as of September 13 2017



MetroBase Phase II - Life of Project

Spending as of September 13, 2017

			Atta	chme	nt A			
% Spent	112%	92%	100%	100%	%0	100%	%96	105%
Remaining	*\$(1,650)	\$190	\$3	\$23	80	80	\$175	\$(1,258)
Actual	\$15,091	\$2,213	\$650	\$6,879	0\$	\$150	\$3,985	\$28,967
Budget	\$13,441	\$2,403	\$653	\$6,902	0\$	\$150	\$4,160	\$27,708
\$ In Thousands	LCN – Prime Construction Contract	Construction Contract Contingency	In-House Project Management	Consultant Costs (Hill Int'1., TRC and RNL)	Non-Construction Contingencies	Contracted Professional Services – prior to 9/26/14	Additional Cost and Services (VSWs, Security, Dubois, etc.)	▲ Total:

* Mediation Settlement - the LOP Budget will be revised in October

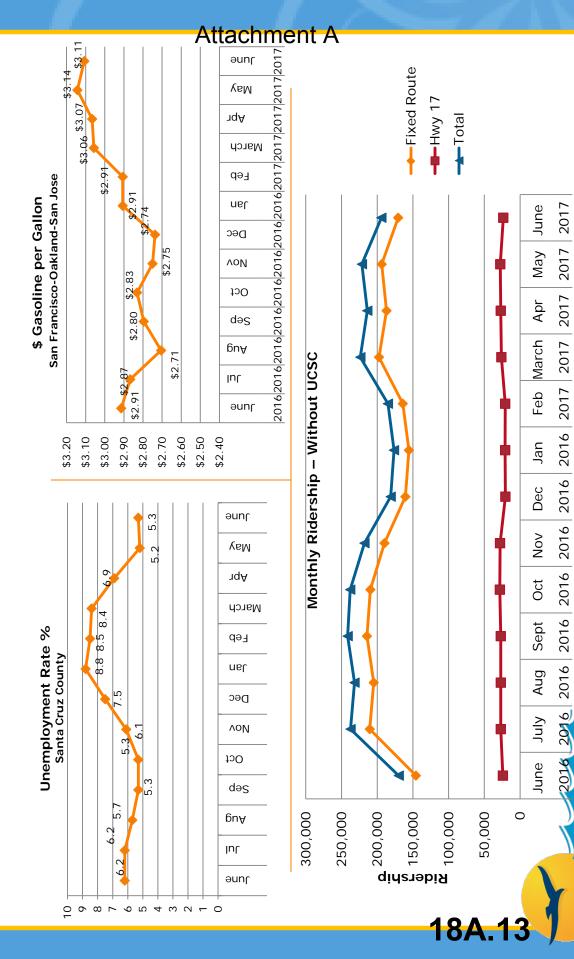


Additional Information

SANTA CRUZ IMETIRO

SANTA CRUZ METRO

Additional Information



FY18 Operating Expenses

Year to Date as of July 31, 2017: PRELIMINARY

8% of Fiscal Year Elapsed

			,,,,,,,,,			
Budget to Actual Favorable/ (Unfavorable)		\$189	(92\$)	\$184	\$177	\$474
Budget		\$1,366	\$137	\$1,778	\$730	\$4,011
Actual		\$1,177	\$213	\$1,594	\$553	\$3,537
\$ In Thousands	Operating Expenses:	Labor - Regular	Labor - Overtime	Fringe Benefits	Non-Personnel Expenses	Total Operating Expenses:



SANTA CRUZ METIRO

Questions

18A.15

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-139% -71% -71%

760,162 (688,503) 688,503 (3,680,801)

1,795,529 840,903 1,323,588 972,922 (972,922) 2,650,380

-55% -388% -55%

(41,675) (353,789) 353,789 (1,388,628)

(124,196) (840,903)

-3%

(1,596,700)

46,706,726

-3%

(1,568,963)

46,678,989

45,110,026

Total Revenue

3% -100% 100% 7% 0% 2% -89% -7% -100% 57%

68,962 (79,528)

-1%

(41,595) (63,251)

45,793

427,347

6,377,491 4,302,974 89,278

530,808 103,675

530,808

YTD Year Over Year Comparison Actual FY16 \$ Var %

% Var

\$ Var

(1,568,760)88,943 765,726

(202,993) 77,870 625,669 840,903

531,073 19,712,551 (840,903)

SANTA CRUZ METRO	Operating R Year to Date	FY17 evenue as of Ju	FY17 Operating Revenue & Expenses Year to Date as of June 30, 2017 Year to Date	es 17
Revenue:	Actual		Budget	
Passenger Fares	\$ 9,720,869	\$	11,289,629	\$
Other Revenue	\$ 608,943	\$	520,000	\$
Sales Tax Revenue	\$ 20,338,220	Ş	19,572,494	ş
SLPP Backfill for Metro Base	\$ •	\$	1	
Sales Tax Revenue Measure D	\$ 530,808	ş		ş
Transp Dev Act (TDA) - Op Asst	\$ 6,804,838	\$	6,701,163	\$
RTC Route 6 One-Time Funding	\$ •	\$	•	ş
Federal Op Assistance	\$ 4,371,936	\$	4,413,531	\$
Other Op Assistance/Funding	\$ 9,749	ς.	73,000	ş
STA - Op Assistance	\$ 1,671,333	ş	1,625,540	ş
STA - Op Assistance - SLPP Backfill	\$	ş		ş
STIC - Op Assistance	\$ 2,083,750	\$	2,125,425	\$
Fuel Tax Credit	\$ 284,419	\$	638,208	\$
Fuel Tax Credit (Transfer to Operating and Capital Reserve Fund)	\$ (284,419)	ς.	(638,208)	ş
Transfers (to)/ from Operations Sustainability Reserve Fund	\$ (1,030,421)	\$	358,207	ş

Labor - Regular	\$	14,927,933 \$	16,217,904 \$	(1,289,971)	-8%	ς.	16,508,403 \$	(1,580,470)	-10%
Labor - Overtime	₩.	3,470,461 \$	1,630,301 \$	1,840,160	113%	\$	2,862,939	607,522	21%
Fringe Benefits	\$	19,446,301 \$	20,674,371 \$	(1,228,070)	%9-	\$	\$ 020,111,010	329,281	2%
Services	\$	2,862,729 \$	3,105,467 \$	(242,738)	%8-	\$	2,690,100 \$	172,629	%9
Mobile Materials & Supplies	\$	2,773,306 \$	2,810,543 \$	(37,237)	-1%	\$	3,045,332 \$	(272,025)	%6-
Other Materials & Supplies	\$	398,430 \$	383,772 \$	14,658	4%	\$	353,205 \$	45,225	13%
Utilities	\$	\$ 668'883	\$ 604,674 \$	(71,275)	-12%	\$	534,875 \$	(1,476)	%0
Casualty & Liability	\$	\$ 626,201	526,833 \$	(418,904)	-80%	\$	\$ 750,778	(769, 108)	%88-
Taxes	\$	43,407 \$	47,976 \$	(4,569)	-10%	\$	38,147 \$	5,260	14%
Purchased Transportation	\$	100,760 \$	150,000 \$	(49,240)	-33%	\$	71,470 \$	29,290	41%
Miscellaneous	<>-	222,757 \$	308,400 \$	(85,644)	-28%	\$	402,746 \$	(179,989)	-45%
Leases & Rentals	₩.	222,615 \$	218,744 \$	3,871	7%	٠	205,452 \$	17,163	8%
Total Expenses	φ.	45,110,026 \$	46,678,989 \$ (1,568,963)	(1,568,963)	-3%	❖	46,706,726 \$ (1,596,700)	(1,596,700)	-3%

SANTA CRUZ METRO

FY17 Operating Revenue Year to Date as of June 30, 2017

Percent of Year Elapsed -

500		2		Year to Date	ø				YTD Year O	ver	YTD Year Over Year Comparison	arison
		Actual		Budget		\$ Var	% Var		FY16		\$ Var	% Var
Passenger Fares												
Passenger Fares	↔	2,849,064	ઝ	3,181,471	↔	(332,408)	-10%	ઝ	\$ 3,641,890	↔	(792,827)	-22%
Paratransit Fares	s	298,506	s	339,141	8	(40,636)	-12%	↔	327,768	छ	(29,263)	%6-
Special Transit Fares - Contract	s	4,424,951	s	5,418,017	s	(993,066)	-18%	s	3,726,200	s	698,751	19%
Highway 17 Fares	s	1,644,388	s	1,826,000	s	(181,612)	-10%	s	1,816,162	s	(171,774)	%6-
Highway 17 Payments	s	503,961	s	525,000	s	(21,039)	4%	↔	411,842	s	92,119	22%
Subtotal Passenger Revenue	\$	9,720,869	\$	9,720,869 \$ 11,289,629 \$(1,568,760)	\$(`	_	-14%	\$	\$ 9,923,862	s	(202,993)	-2%

Other Revenue												
Commissions	s	2,293	↔	2,000	↔	293	15%	↔	1,959	↔	334	17%
Advertising Income	s	270,320	s	275,000	s	(4,680)	-5%	↔	268,631	s	1,689	1%
Rent Income - SC Pacific Station	s	89,621	s	105,000	s	(15,379)	-15%	↔	101,138	s	(11,517)	-11%
Rent Income - Watsonville TC	s	40,589	s	45,000	↔	(4,411)	-10%	↔	40,258	s	331	1%
Interest Income	↔	133,298	υ	80,000	()	53,298	%29	↔	100,891	s	32,407	32%
Other Non-Transp Revenue	↔	72,822	υ	13,000	()	59,822	460%	↔	18,197	s	54,625	300%
Subtotal Other Revenue	s	608,943	s	520,000	s	88,943	17%	S	531,073	S	77,870	15%

Calos Tay Doyonilo	\$ 20 338 220	© 10 572 494	H	765 736	707	£10 710 551	e	625 660	30/
סמופט ומץ הפעפוותם	4 20,000,220	10,1,1,101)	07,700	6	100,217,019)	000,000	000
**Less: Matching funds for SLPP Capital Gr	۰	۰ ج	↔	ı	%0	\$ (840,903)	υ	840,903	-100%
Sales Tax Revenue Measure D	\$ 530,808	· \$	s	530,808	100%	- ج	s	530,808	100%
Subtotal Sales Tax Revenue	\$ 20,869,028	\$ 19,572,494	\$	1,296,534	%2	\$18,871,648	\$	1,997,380	11%

I alish Dev Act (TDA) - Op Asst	•	0,004,000	0	0,701,103	0	0.00,001	7.0	0,604,636 \$ 6,701,163 \$ 103,673 276 \$ 6,577,431 \$	9	421,341	1 70
Subtotal TDA Op Assistance	ઝ	6,804,838 \$	8	6,701,163	8	103,675	2%	\$ 6,377,491	\$	427,347	%/
									ĺ		

Federal Op Assistance													
FTA Sec 5307 - Op Asst	क	4,202,386	s	4,246,793	s	(44,407)	-1%	↔	4,12	1,612	s	77,774	2%
FTA Sec 5311 - Rural Op Asst	s	168,738	s	166,738	s	2,000	1%	↔	17.	,787	s	(9,049)	-2%
Medicare Subsidy	८	812	s		s	812	100%	↔		212	S	237	41%
Subtotal Federal Op Assistance	ઝ	4,371,936	s	4,413,531	s	(41,595)	-1%	8	4,302	2,974	\$	68,962	2%

SANTA CRUZ METRO

Percent of Year Elapsed -

FY17 Operating Revenue Year to Date as of June 30, 2017

Year to Date

YTD Year Over Year Comparison

		<u>Actual</u>	<u> </u>	Budget		\$ Var	% Var		<u>FY16</u>	·	\$ Var	% Var
Other Op Assistance/Funding												
Sect 5304 Planning AMBAG Funding Other Op Assistance/Funding	မှာ မှာ	9,749	& &	73,000	မှာ မှာ	(63,251) -87% - 0%	-87% 0%	ម ម	89,278	& &	(79,528)	%0 %0
Subtotal Other Op Assistance/Funding	s	9,749	S	73,000	s	(63,251)	-87%	S	89,278	s	(79,528)	%68-
STA - Op Assistance	↔	1,671,333	↔	1,625,540	\$	45,793	3%	8	\$ 1,795,529	₩	(124,196)	%2-
STA - Op Assistance - SLPP Backfill	↔	•	↔		↔		%0	↔	840,903	↔	(840,903)	-100%
STIC -Op Assistance	↔	2,083,750	s	2,125,425	s	(41,675)	-5%	\$	\$ 1,323,588	s	760,162	21%
Fuel Tax Credit	s	284,419	S	638,208	↔	(353,789)	-25%	S	972,922	\$	(688,503)	-71%
Fuel Tax Credit (Transfer to Operating	e	£ (0,00)	e	# \000 000)		700	\o	e	£ (000 020)	e	000	77.0
alla Capital Nesel Ve Fulla))	(204,419))	(030,200)		333,783	0/ CC-		(312,322))	506,500	0/ - / -
Transfers (to)/from Operations Sustainability Reserve Fund	↔	(1,030,421)	↔	358,207	\$(1	\$(1,388,628) -388%	-388%	8	2,650,380	\$ (3	\$ (3,680,801)	-139%
Total Revenue	\$	45,110,026	\$	46,678,989	\$(1	\$(1,568,963)	-3%	\$46	\$46,706,726	\$ (1	\$ (1,596,700)	-3%
Total Operating Expenses	8	\$ 45,110,026					•	\$46	\$46,706,726			

^{**} The SLPP capital grant required a 50% local match with sales tax from the operating budget.

BOD Reports Excel FY17

Attachment B

FY17 Consolidated Operating Expenses Year to Date as of June 30, 2017

				Year to Date				>	TD Year Ove	YTD Year Over Year Comparison	rison
		<u>Actual</u>		Budget	\$ Var	<u>a</u> .	% Var		<u>FY16</u>	<u>\$ Var</u>	% Var
Labor											
501011 Bus Operator Pay	↔	7,989,496	S	8,501,290 \$	9)	(511,794)	%9-	s	9,118,832	(1,129,335)	-12%
501013 Bus Operator Overtime	↔	2,751,892	s	1,187,022 \$	7,5	,564,870	132%	↔	2,238,084		23%
501021 Other Salaries	↔	6,938,437	s	7,716,614 \$	<u>`</u>	778,177)	-10%	s	7,389,571	(451,135)	%9-
501023 Other Overtime	↔	718,568	\$	443,279 \$		275,289	62%	↔	624,855	93,713	15%
Total Labor -	Ω	18,398,394	s	8,398,394 \$ 17,848,205 \$		550,189	3%	s	\$ 19,371,342	(972,948)	-5%

Fringe Benefits										
502011 Medicare/Soc. Sec.	₩	310,584	s	\$ 888,608	969	%0	↔	311,517	(833)	%0
502021 Retirement	s	3,870,883	s	4,461,531 \$	(590,648)	-13%	s	4,035,814	(164,932)	-4%
502031 Medical Insurance	↔	9,492,512	s	10,165,185 \$	(672,673)	-1%	s	9,281,056	211,456	2%
502041 Dental Insurance	s	455,678	s	491,596 \$	(35,918)	-1%	s	500,500	(44,822)	%6-
502045 Vision Insurance	s	120,591	s	120,400 \$	191	%0	s	128,695	(8,104)	%9-
502051 Life Insurance	s	49,222	s	49,372 \$	(150)	%0	↔	49,372	(150)	%0
502060 State Disability	s	193,447	s	200,438 \$	(6,991)	-3%	↔	199,063	(5,616)	-3%
502061 Disability Insurance	s	127,632	↔	142,487 \$	(14,855)	-10%	s	136,121	(8,488)	%9-
502071 State Unemp. Ins	s	25,057	s	73,785 \$	(18,728)	-25%	s	63,490	(8,433)	-13%
502081 Worker's Comp Ins	s	662,592	s	\$ 000'028	(187,408)	-22%	s	669,061	(6,469)	-1%
502101 Holiday Pay	s	452,178	s	602,250 \$	(150,072)	-25%	↔	482,551	(30,374)	%9-
502103 Floating Holiday	s	109,118	s	\$ 069'86	15,428	16%	↔	118,238	(9,120)	%8-
502109 Sick Leave	s	567,691	↔	924,456 \$	(356,765)	-39%	s	658,434	(90,743)	-14%
502111 Annual Leave	s	2,268,855	s	1,934,899 \$	333,956	17%	s	2,231,274	37,581	2%
502121 Other Paid Absence	s	189,463	s	177,086 \$	12,378	%2	s	182,678	6,785	4%
502251 Physical Exams	છ	7,275	υ	14,110 \$	(6,835)	-48%	s	10,425	(3,150)	-30%
502253 Driver Lic Renewal	s	1,791	s	4,656 \$	(2,865)	-62%	↔	1,676	115	%/
502999 Other Fringe Benefits	\$	511,733	s	58,543 \$	453,190	774%	↔	57,054	454,678	%262
Total Fringe Benefits -	\$	19,446,301	s	20,674,371 \$	(1,228,070)	%9-	s	19,117,020	329,281	2%

BOD Reports Excel FY17

Attachment B

FY17	Consolidated Operating Expenses	Year to Date as of June 30, 2017
------	---------------------------------	----------------------------------

Year to Date

SANTA CRUZ METRO

Budget

Actual

YTD Year Over Year Comparison

FY16

Services										
503011 Acctg & Audit Fees	s	84,476	υ	95,250 \$	(10,774)	-11%	↔	90,728	(6,252)	%/-
503012 Admin & Bank Fees	↔	369,684	s	372,880 \$	(3,196)	-1%	↔	370,218	(534)	%0
503031 Prof & Tech Fees	s	190,965	s	447,560 \$	(256,595)	-21%	↔	352,510	(161,545)	-46%
503032 Legislative Services	s	94,604	s	101,000 \$	(96,396)	%9-	↔	92,815	1,789	2%
503033 Legal Services	↔	294,413	S	106,396 \$	188,017	177%	↔	32,104	262,309	817%
503034 Pre-Employ Exams	s	6,928	ഗ	5,800 \$	1,128	19%	↔	2,555	4,373	171%
503041 Temp Help	↔	287,162	s	↔	287,162	100%	↔	215,289	71,873	33%
503161 Custodial Services	↔	2,223	s		(4,245)	%99-	↔	3,151	(928)	-29%
503162 Uniform & Laundry	s	23,804	s	24,280 \$	(476)	-5%	↔	19,470	4,334	22%
503171 Security Services	6	490,351	s		(14,972)	-3%	↔	484,187	6,164	1%
503221 Classified/Legal Ads	s	15,832	s	12,200 \$	3,632	30%	↔	10,026	5,806	28%
503222 Legal Advertising	↔		s	⇔		%0	↔	•		%0
503225 Graphic Services	S		s		(5,500)	-100%	↔			%0
503351 Repair - Bldg & Impr	s	73,533	s	48,590 \$	24,943	51%	↔	83,109	(9.576)	-12%
503352 Repair - Equipment	s	610,225	s	651,768 \$	(41,543)	%9-	↔	620,474	(10,249)	-5%
503353 Repair - Rev Vehicle	6	251,454	s	652,000 \$	(400,547)	-61%	↔	241,644	9,810	4%
503354 Repair - Non Rev Vehicle	↔	23,688	s	30,000 \$	(6,312)	-21%	↔	23,263	424	2%
503363 Haz Mat Disposal	↔	43,389	⇔	40,452 \$	2,937	%2	↔	48,558	(5,169)	-11%
Total Services -	s	2.862.729	s	3.105.467 \$	(242.738)	%8-	s	2.690.100	172.629	%9

Mobile Materials & Supplies										
504011 Fuels & Lube Non Rev Veh	↔	51,877 \$	90,0	\$ 000'06	(38,123)	-42%	↔	92,790	(40,912)	-44%
504012 Fuels & Lube Rev Veh	↔	1,756,817 \$	1,798,656	\$ 956	(41,839)	-2%	s	1,827,558	(70,740)	4%
504021 Tires & Tubes	ω	184,066 \$	300,000	\$ 000	(115,934)	-39%	S	244,067	(60,001)	-25%
504161 Other Mobile Supplies	s	23,149 \$	51,824	324 \$	(28,675)	-55%	s		23,149	100%
504191 Rev Vehicle Parts	↔	\$ 962,292	570,063	\$ 890	187,333	33%	↔	880,917	(123,520)	-14%
Total Mobile Materials & Supplies -	U.	\$ 308 \$2	2 810 543 \$	543	(37 237)	-1%	U .	3 045 332	(272 025)	%6-

June 2017 EXP

(4,569)

			FY17					
		Consolidate	Consolidated Operating Expenses Year to Date as of June 30, 2017	penses , <i>2017</i>				
SANTA CRUZ METRO			Year to Date			YTD Year C	YTD Year Over Year Comparison	arison
		<u>Actual</u>	Budget	\$ Var	% Var	<u>FY16</u>	<u>\$ Var</u>	% Var
Other Materials & Supplies								
504205 Freight Out	s	2.455 \$	136	2.319	1706%	\$ 2.599	9 (143)	%9-
504211 Postage & Mailing	θ	9,224 \$	_	(4,326)	-32%	\$ 10,030		
504214 Promotional Items	↔		1,400		%0			
504215 Printing	↔ •		50,805	46,910	95%	30,5	29	
504217 Photo Supply/Processing	↔ €		2,500	(2,151)	-86%			•
504311 Office Supplies	/) 6	80,602	71,062	9,540	13%		1 (3,739)	4 4%
504317 Cleaning Supplies	9 (10,000	(147)	-1%	4,113		·
504409 Repair/Maint Supplies	÷ •		114,983	(32,004)	-28%			
504417 Tenant Repairs	÷ 6 9		000'6	(8,487)	-94%			
504421 Non-Inventory Parts	- 69		39,730	10,823	27%	38	7	
504511 Small Tools	- 6		7,736	1,388	18%			
504515 Employee Tool Rplcmt	- (γ		2,180	475	22%			
Total Other Materials & Supplies -	\$	398,430 \$	383,772 \$	14,658	4%	\$ 353,205	5 45,225	13%
Utilities								
505011 Gas & Electric	s	287,985 \$	297,000	(9,015)	-3%	\$ 274,631	13,354	2%
505021 Water & Garbage	ક્ક	128,424 \$		(18,816)	-13%	\$ 131,787		
505031 Telecommunications	↔	116,990 \$	160,434	(43,444)	-27%	\$ 128,457	7 (11,467)	%6-
Total Utilities -	S	\$ 668'889	604,674 \$	(71,275)	-12%	\$ 534,875	5 (1,476)	%0
Casualty & Liability								
506011 Insurance - Property	မာ	62.882 \$	61.904	978	2%	\$ 58.624	4.259	%/
506015 Insurance - PL & PD	∙ \$	326,551 \$	m	11,622	4%	\$ 457,945	5	-
506021 Insurance - Other	↔		1	•	%0			
506123 Settlement Costs	↔	_	150,000	(415,708)	-277%	•	9)	
506127 Repairs - Dist Prop	s	(15,797) \$	ı	(15,797)	100%	\$ (70,057)	7) 54,260	-17%
Total Casualty & Liability -	∨	107,929 \$	526,833 \$	(418,904)	%08-	\$ 877,037	7 (769,108)	%88-
Taxes								
507051 Fuel Tax	↔		14,280	711	2%			
507201 Licenses & permits	↔ (17,177 \$		(2,119)	-11%	\$ 15,020	2,156	
507999 Other Taxes	ક્ર	11,239 \$	14,400	(3,161)	-22%			21%

Attachment B

Total Taxes - \$

BOD Reports Excel FY17

SANTA CRUZ METRO

FY1 / Consolidated Operating Expenses Year to Date as of June 30, 2017

Year to Date

Budget

Actual

% Var

FY16

YTD Year Over Year Comparison

Purchased Transportation											
503406 Contr/Paratrans	\$	100,760 \$	↔	150,000	\$	(49,240)	-33%	↔	71,470	29,290	41%
Total Purchased Transportation -	↔	100,760 \$	↔	150,000	ω	(49,240)	-33%	↔	71,470	29,290	41%
Miscellaneous											
509011 Dues & Subscriptions	↔	74,593	↔	93,985	⇔	(19,392)	-21%	↔	74,857	(264)	%0
509081 Advertising - Dist Promo	s	19,268	s	30,500	\$	(11,232)	-37%	↔	14,333	4,936	34%
509101 Emp Incentive Prog	s	1,426	\$	15,200	s	(13,774)	-91%	8	3,365	(1,940)	-58%
509121 Employee Training	↔	39,146	\$	71,660	&	(32,514)	-45%	↔	60,647	(21,501)	-35%
509122 BOD Travel	s	10,104	s	3,000	⇔	7,104	237%	↔	6,294	3,811	%19
509123 Travel	s	56,877	S	74,935	s	(18,058)	-24%	↔	53,352	3,525	%/
509125 Local Meeting Exp	s	8,304	S	6,520	s	1,784	27%	↔	9,332	(1,027)	-11%
509127 Board Director Fees	s	7,435	s	12,600	s	(5,165)	-41%	s	11,855	(4,420)	-37%
509150 Contributions	s	325	s		s	325	100%	s		325	100%
509197 Sales Tax Expense	s	1	s		s		%0	↔			%0
509198 Cash Over/Short	s	5,278	S		s	5,278	100%	↔	10,847	(5,570)	-51%
509999 Other Misc. Expenses	↔	1	↔		↔		%0	↔	157,864	(157,864)	-100%
Total Misc -	9	222,757 \$	₩	308,400	s	(85,644)	-28%	↔	402,746	(179,989)	-45%
Leases & Rentals											
512011 Facility Rentals	s	209,558	s	201,350	s	8,208	4%	↔	195,127	14,431	%/
512061 Equipment Rentals	↔	13,056 \$	⇔	17,394	S	(4,338)	-25%	s	10,325	2,732	76%

Attachment B

Leases & Rentals										
512011 Facility Rentals	↔	209,558 \$	201,350	↔	8,208	4%	↔	195,127	14,431	7%
512061 Equipment Rentals	⇔	13,056 \$	17,394	↔	(4,338)	-25%	↔	10,325	2,732	26%
Total Leases & Rentals -	\$	222,615 \$	218,744 \$	s	3,871	2%	s	205,452	17,163	%8
Total Non-Personnel Expenses -	↔	7,265,331 \$ 8,156,410 \$	8,156,410	s	(891,079)	-11%	ક્ક	(891,079) -11% \$ 8,218,363	(953,033) -12%	-12%
TOTAL OPERATING EXPENSE -	↔	45,110,026 \$ 46,678,989 \$	46,678,989	s	(1,568,963) -3%	-3%	€	46,706,726	\$ 46,706,726 (1,596,700)	-3%

^{**}Expenses do not include year-end Depreciation, W/C IBNR, GASB 45 OPEB adjustments, or GASB 68 Pension adjustments.

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Attachment C



FY17 CAPITAL BUDGET For the month ending - June 30, 2017

	YTD Actual	Щ	FY17 Budget	Rem	Remaining Budget	% Spent YTD
Construction Related Projects						
Metrobase Project - Judy K.Souza - Operations Bldg.	\$ 3,227,115		2,870,000	↔	(357,115)	112%
Transit Security Projects	\$ 87,864	↔	630,000	S	542,136	14%
Pacific Station/Metro Center - Conceptual Design / MOU w/ City of SC	\$ 6.591	€	3.787.360	€3	3.780.769	0.2%
Watsonville Transit Center C/S Renovation	7		100,000	. ⇔	24,309	%92
Subtotal Construction Related Projects	\$ 3,397,261	\$	7,387,360	8	3,990,099	46%
<u>IT Projects</u> HR Software Upgrade (cont.)	\$ 3,456	↔	18,000	↔	14,544	19%
Subtotal IT Projects	\$ 3,456	8	18,000	8	14,544	19%
Facilities Repair & Improvements						
Repaint Watsonville Transit Center (FTA 5339a FY13)	\$ 78,800	s	78,800	s		100%
Reseal, Resurface Parking Lots (FTA 5339a FY13)	\$ 81,366	\$	75,000	↔	(6,366)	108%
Bus Stop & Fac Improvements (FTA 5339a FY15/16)	\$ 9,206	\$	73,380	S	64,174	13%
Maintenance Bldg. Structural Upgrade	٠ &	\$	30,000	\$	30,000	%0
Repair Roof at Pacific Station (FTA 5339a FY13)	٠ د	\$	15,000	₩	15,000	%0
Relocate Mechanics Sink-Golf Club (FTA 5339a FY14)	• •	\$	9,548	S	9,548	%0
Upgrade Exhaust EvacGolf Club (FTA 5339a FY14)	- \$	\$	8,000	\$	8,000	%0
Subtotal Facilities Repair & Improvements Projects	\$ 169,372	↔	289,728	8	120,356	28%
Revenue Vehicle Replacement & Campaigns						
Electric Bus (3) + Infrastructure & Project Mgmt. (FTA 5339c						
FY16)	\$ 91,970	8	4,936,512	८	4,844,542	2%
Electric Bus (1) - Watsonville ZEB Circulator (FY15/16)	٠ د	\$	1,066,508	₩	1,066,508	%0
Paracruz Van Replacements (11) (FTA 5339a FY15/16)	\$	↔	827,585	S	827,585	%0
CNG Bus Replacement (1) (RTC-STBG)	٠ د	\$	570,000	↔	570,000	%0
Paracruz Van Replacements (3 - 2 purch in FY16)	\$	↔	343,939	↔	343,939	%0

Attachment C



FY17 CAPITAL BUDGET For the month ending - June 30, 2017

	≻ I	YTD Actual	ш	FY17 Budget	Remail	Remaining Budget	% Spent YTD
Mid-Life Bus Engine Overhaul (7) (FTA 5339a FY14)	↔	111,032	s	276,596	₩	165,564	40%
Bus Repaint Campaign (36) (FTA 5339a FY14)	↔	•	↔	131,834	\$	131,834	%0
Bus Repaint Campaign (20) (FTA 5339a FY13)	↔	43,537	↔	73,066	S	29,529	%09
FTA Section 5310-(1 Paratransit Vehicle)	\$	2,133	↔	000'99	₩	63,867	3%
Subtotal Revenue Vehicle Replacements & Campaigns	8	248,672	↔	8,292,040	\$	8,043,368	3%
Non-Revenue Vehicle Replacement							
Replace 9 Non-Revenue Vehicles (FTA 5339a FY13)	↔	33,733	s	213,779	₩	180,046	16%
Replace High Lift Bucket Truck (FTA 5339a FY14)	↔	ı	↔	97,814	↔	97,814	%0
Propane Fueled Tow Motor (FTA 5339a FY14)	↔	•	↔	60,000	\$	000'09	%0
Subtotal Non-Revenue Vehicle Replacements	\$	33,733	\$	371,593	\$	337,860	%6
Fleet & Maintenance Equipment							
High Weight Capacity Low Profile Axle Jack	↔	1,243	↔	1,277	↔	34	%26
Cabinet Table Saw	₩	3,414	↔	3,414	₩		100%
Subtotal Fleet & Maintenance Equipment	8	4,657	8	4,691	₩	34	%66
Office Equipment	$\boldsymbol{artheta}$	1	¥	,	¥	,	% C
Subtotal Office Equipment	θ	'	÷		÷ 4		%0
Misc Ticket Vending Machine-SI V-Installation Costs	4		÷ 4:	17 045	÷ v :	17 045	%0
	φ.	3,640	φ.	10,750	· 69	7,110	34%
Ticket Vending Machine-Software/Pin Pad Upgrade	\$	15,232	↔	4,250	↔	(10,982)	358%
Subtotal Misc.	↔	18,872	↔	32,045	₩	13,173	29%
TOTAL CAPITAL PROJECTS	\$	3,876,023	s	16,395,457	8	12,519,434	24%

Attachment C



FY17 CAPITAL BUDGET For the month ending - June 30, 2017

	\subseteq	YTD Actual	т	FY17 Budget	A P	Remaining Budget % Spent YTD	% Spent YTD
CAPITAL FUNDING							
Federal Capital Grants (FTA)	s	373,662	s	6,246,168	s	5,872,506	%9
Sakata / Lawsuit Proceeds	S	290,557	s	460,000	S	169,443	63%
State - PTMISEA (1B)	S	2,751,061	s	6,543,577	₩	3,792,516	42%
Cal-OES Prop 1B Transit Security Grant Funds (CTSGP)	S	133,233	↔	1,075,000	S)	941,767	12%
Statewide Transportation Improvement Program (STIP)	S	•	↔	247,950	S	247,950	%0
Low Carbon Transit Operations Program (LCTOP)	S	•	↔	709,292	S	709,292	%0
Capital Restricted - State Transit Assistance (STA)	S	19,216	↔	44,760	S	25,544	43%
State Transit Assistance (STA) -(1/5 of FY17 Allocation)	S	64,933	↔	369,682	S	304,749	18%
Operating and Capital Reserve Fund	⇔	243,361	⇔	699,028	⇔	455,667	35%
TOTAL CAPITAL FUNDING	\$	3,876,023 \$	\$	16,395,457	\$	12,519,434	24%

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Attachment D

SANTA CRUZ METROPOLITAN TRANSIT DISTRICT FY17 <u>PRELIMINARY</u> SCHEDULE OF RESERVE ACCOUNT BALANCES-UNAUDITED AS OF 9/22/17

Board Adopted Recommendation:	There is no Board Adopted Minimum Balance established; this fund shall not be used to support recurring operating expenditures.	Fund Operations Sustainability Reserve Fund to target level that equals two (2) months of the average operating expenses for the most current fiscal year's budget, to be adjusted annually through the budget process.	Fund Cash Flow Reserve Fund to minimum or target levels; set annually through the budget process.	Fund Workers' Comp Reserves to minimum or target levels; a bi-annual study of potential liability areas and risk shall be the basis for determining minimum reserves.	Fund Liability Insurance Reserves to minimum or target levels; cakulated annually based on the 5-year rolling average of outstanding claims at fiscal year end.
Suggested Guidelines:	Any use of Operating and Capital Reserves above CEO executive authority will be brought to the BOD for consideration. To be used as the local match for capital grants.	GFOA 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.	Staff will manage flexibility of Cash Flow Reserve Fund, according to project levels and capital needs as they fluctuate from year to year.	GASB #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 unreported workers' compensation claims.	GASB #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 unreported liability and physical damage claims.
Surplus / (Deficient)	N/A	\$ (1,640,444)	φ.	\$ (1,125,109)	\$ - \$
% Funded	N/A	78%	100%	%29	100%
Board Adopted Minimum or Target Level	N/A	\$ 7,300,000	\$ 3,000,000	\$ 3,372,272	\$ 545,175
ESTIMATED Available Balance at 6/30/17	\$ 1,086,975	\$ 5,659,556	\$ 3,000,000	\$ 2,247,163	\$ 545,175
ESTIMATED Additions/ (Withdrawals) in FY17	\$ 114,053	69	φ.	\$ 115,744	\$ (115,744)
Balance at 6/30/16	\$ 972,922	\$ 5,659,556	\$ 3,000,000	\$ 2,131,419	\$ 660,919
Explanation and Use:	Liquid and unrestricted assets that an organization can use to support its operations in the event of an unanticipated loss of revenue or increase in expenses. Includes Alternative Fuel Tax Rebates transferred from the Operating Budget and any excess revenues over budget	Funds set aside to protect the organization's essential services and funding requirements during periods of economic downtum or natural disasters. Target = two month's operating expenses (Payroll and Accounts Payable).	Funds set aside to "cash flow" capital and/or operating expenses incurred before receiving reimbursements from various funding sources (Annual FTA 5307 (& STIC), STA, SLPP, etc.)	Funds set aside to finance the (discounted) long term portion of workers compensation liability, as of the end of the fiscal year.	Funds set aside to pay the cost of outstanding liability and physical damage claims + proposed employment practices liability claims. (Self Insured Retention - SIR - \$250K)
Fund Title	Operating and Capital Reserve Fund (formerly - Operating / Capital Reserves)	Operations Sustainability Reserve Fund (formerly - Operating Reserves)	Cash Flow Reserve Fund (formerly - Cash Flow Reserves)	Workers Compensation Reserve Fund (formenty - Workers Compensation Reserves)	Liability Insurance Reserve Fund (formerly - Liability Insurance Reserves)

18D.1

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DATE: September 22, 2017

TO: Board of Directors

FROM: Erron Alvey, Purchasing Manager

SUBJECT: ACCEPT AND FILE ELECTRIC BUS PURCHASE STATUS REPORT

I. RECOMMENDED ACTION

That the Board of Directors accept and file the Electric Bus Purchase Status Report.

II. SUMMARY

- On September 25, 2015, the Board of Directors authorized the CEO to seek grant opportunites to add zero-emission buses to the Santa Cruz Metropolitan Transit District (METRO) fleet.
- METRO was awarded three 45' Zero Emission Electric Over the Road Coaches (OTRC) through the Low or No Emission Program (LowNo) in 2016.
- METRO will be executing a sole source contract with Build Your Dreams (BYD) for the purchase of the three OTRCs.
- METRO was awarded one 40' Zero Emission Electric Bus for Watsonville Downtown Circulator Service through the Low Carbon Transit Operations Program (LCTOP) in 2016.
- METRO entered into a joint procurement with Clemson Area Transit to purchase the LCTOP bus.
- The Watsonville Downtown Circulator bus is expected to be delivered by January of 2019.
- The three OTRCs are expected to be delivered by June of 2019.

III. DISCUSSION/BACKGROUND

The Federal Transit Administration (FTA) awarded METRO a LowNo grant for three OTRCs as a joint partnership with the Center for Transportation and the Environment (CTE) for project management consultant services, BYD for the buses, and Momentum Dynamics for the on-route charging system. Since this is a joint partnership approved by the FTA, there was no competitive procurement required for the project management consultant services, the charging equipment, or the buses themselves.

METRO is currently developing contract language, technical specificiations, and bus configuration with BYD. These OTRCs are a brand new model for BYD, so the Project Team is carefully monitoring BYD's progress on their three demo buses, the federally required Altoona testing, and proposed changes from the original design to METRO's design before finalizing a contract. Staff anticipates bringing contract approval items for BYD and Momentum Dynamics to the Board of Directors in November. Upon execution of a contract, METRO will place an order to begin the manufacturing process for the buses and chargers. The onroute charging equipment is scheduled to be installed the Summer of 2018, and the buses are expected to be delivered by June of 2019, but this will be dependent on a number of factors.

The State of California awarded METRO funding to purchase one 40' Zero Emission Bus for service in Watsonville as a downtown circulator through the State's Low Carbon Transit Operations Program (LCTOP), which is funded by Cap and Trade dollars. The Project Team reached out to bus manufacturers and transit agencies throughout the country looking for a contract option wherein METRO could piggyback on another agency's build. After months of unsuccessful attempts to find such an option, the Project Team began to look for agencies that would be interested in a joint procurement in an effort to be more efficient and obtain better pricing with a larger quantity than one. METRO was able to find partners with Soltrans, out of Vallejo, California, and Clemson Area Transit (CAT) out of Clemson, South Carolina, who took the lead. The Board of Directors approved joining this procurement on April 28, 2017 and the RFP was issued May 1, 2017.

Prior to issuing the RFP, CAT issued a Request for Information, which required manufacturers interested in submitting proposals to be pre-qualified. New Flyer, Proterra, and BYD were all pre-qualified during this process and all three subsequently submitted proposals to CAT on June 2, 2017. CAT evaluated the proposals and selected Proterra as the firm with the most responsive and advantageous offer. After price negotiations, CAT awarded the contract to Proterra on August 31, 2017. METRO now has ten bus purchase options on this contract.

Proterra will be at METRO all day on September 18, 2017 to address concerns regarding their battery charging system and daily battery capacity, as well as to begin the configuration process in order to finalize a METRO contract. Staff anticipates bringing an approval item for the contract to the Board of Directors in November. An order for one bus will be placed shortly thereafter. Based on standard bus manufacturing timelines, the bus is expected to be delivered by January of 2019; however, Proterra has committed that they will make every attempt to expedite this bus for METRO should we move forward with an order.

IV. FINANCIAL CONSIDERATIONS/IMPACT

Funding for the three OTRCs and related charging equipment is provided by the Federal LowNo program in the amount of \$2,845,788 and a local match in the amount of \$993,124. The local match funding sources are PTMISEA and Cash Reserves/Alternative Fuel Credit.

Funding for the 40' Watsonville Downtown Circulator bus is provided by the State of California LCTOP program in the amount of \$709,292, with a local match in the amount of \$357,216 provided by PTMISEA.

V. ALTERNATIVES CONSIDERED

This report is for information only and there are no alternatives to consider.

VI. ATTACHMENTS

None

Prepared By: Erron Alvey, Purchasing Manager

VII. APPROVALS:

Erron Alvey, Purchasing Manager

Approved as to fiscal impact: Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

Electric Bus Purchase Status Report

Santa Cruz Metropolitan Transit District

DATE: September 22, 2017

TO: Board of Directors

FROM: Ciro Aguirre, Chief Operations Officer

SUBJECT: RATIFICATION OF THE WAIVER OF COMPETITIVE PROCUREMENT PROCESS

FOR BUS ENGINE REPLACEMENT AND INSTALLATION

I. RECOMMENDED ACTION

That the Board of Directors ratify expenditures for bus engine replacement and installation services, ratify the waiver of the competitive procurement process for such work and authorize the CEO to send additional engines, if required, to vendors that can provide METRO with similar services on an expedited basis.

II. SUMMARY

- Santa Cruz Metropolitan Transit District's (METRO) ninety-eight (98) bus fleet consists of twenty-two (22) 1998 New Flyer Buses.
- Engine mileages on many of these 1998 buses have reached their duty-cycle threshold of 400K miles.
- An inordinate number of engine failures were experienced in a matter of weeks that have exceeded in-house labor ability to address repairs or replacement of these engines.
- The upcoming return of UCSC students on September 25, 2017 will increase
 the number of METRO buses needed for delivery of service. Without the
 necessary repairs, the inordinate number of engine failures to date could
 have precluded METRO from meeting its eighty-two (82) bus pull-out and
 could have resulted in the cancellation of some service.
- Other vendors solicited to provide the services required were not able to meet METRO time requirements or did not perform work on the types of engines needing repairs.
- Complete Coach Works (CCW) agreed to provide engine replacements and quick turn-around for three buses and were provided the buses to repair on a sole source basis.

III. DISCUSSION/BACKGROUND

METRO's fleet of Fixed Route Buses consists of twenty-two (22) 1998 diesel New Flyer Classic Series buses. This series of bus constitutes approximately one-third of METRO's ninety-eight (98) bus fleet. METRO's ability to secure funding for the purchase of new buses has been very limited, requiring the use of these older buses to be extended.

Running repairs and unscheduled engine failures on a variety of buses has resulted in the "bus dead list" averaging 30 down buses on a daily basis. Ordinarily, a 20% spare ratio based on an 82 bus peak pull out equates to 16 buses that can be out of service at any given time. Our current bus dead list of 30 buses down exceeds this requirement by 14 buses. Engine duty cycle mileage is extremely high for the diesel buses and some of our CNG series of buses resulting in an inordinate number of severe engine failures in recent weeks requiring engine repairs or replacements exceeding available in-house labor resources to perform repairs.

METRO continues to perform engine rehabilitation in-house, but was required to issue a total of three buses to CCW for the required repair work to reduce the number of out of service units in order to meet the anticipated upcoming increase in service for UCSC's School Term Service. METRO attempted to solicit other vendors for the work, such as Valley Power, Pappe and Cummins Pacific, but they were either not able to comply with the required turnaround time or were unable to perform engine repairs on the type of diesel engines METRO has.

On September 11, 2017, staff decided that action was required to be taken immediately and delivered three buses to CCW under sole source conditions in order to begin repairs and have the buses available for service prior to UCSC commencing on October 2, 2017. The cost for work being performed by CCW is approximately \$35K per bus. It is anticipated that with continuing in-house repairs and expedited turn-around time agreed to by CCW, the availability of buses for increased service will be met.

Staff requests that the Board of Directors ratify expenditures not to exceed \$110K for bus engine replacement and installations performed by CCW, and ratify the waiver of a competitive procurement process for this instance. The Board is also requested to authorize the CEO to send any additional buses under future like conditions to vendors that can perform repairs required by METRO on an expedited basis in order to continue to meet METRO's service requirements.

IV. FINANCIAL CONSIDERATIONS/IMPACT

 Project to be funded by the Fleet Maintenance Operating Budget, which will exceed the Board Authorized budgeted amount currently in Cost Center 4100.

- Increased expenditures will be offset by other revenue sources and or expense reductions.
- Repairs on three buses at \$35K each totals \$105K

V. ALTERNATIVES CONSIDERED

None

VI. ATTACHMENTS

None

Prepared By: Ciro Aguirre, Chief Operations Officer

VII.	AD	DDA	VALS:
VII	AP	PKU	VAI S

Ciro Aguirre, Chief Operations Officer

Approved as to fiscal impact: Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

DATE: September 22, 2017

TO: Board of Directors

FROM: Erron Alvey, Purchasing Manager

SUBJECT: CONSIDERATION OF AUTHORIZING THE CEO TO EXECUTE A 3RD

LEASE AMENDMENT WITH WAVE CREST DEVELOPMENT FOR SOIL REMEDIATION, INCREASING THE CONTRACT TOTAL BY \$150,000

I. RECOMMENDED ACTION

That the Board of Directors authorize the CEO to execute a 3rd Amendment to Land Lease with Wave Crest Development for soil remediation at 135 Dubois Street in Santa Cruz, increasing the contract total by \$150,000, thereby increasing the total contract authority from \$125,203 to \$275,203.

II. SUMMARY

- The Santa Cruz Metropolitan Transit District (METRO) has a lease agreement with Wave Crest Development for use of its property during temporary operations on Dubois.
- The lease requires METRO return the property free from any hazardous substances.
- Soil testing revealed the presence of diesel fuel; therefore, METRO is required to clean up these areas and remove the hazard.
- The County of Santa Cruz was not satisfied with the soil testing and remediation activities performed on the site and has required further testing and possible soil removal under a Voluntary Cleanup Program.
- Staff recommends approval of the additional funds required to continue hazardous soils remediation at the subject property and satisfy the County of Santa Cruz requirements.

III. DISCUSSION/BACKGROUND

METRO entered into a lease with Wave Crest Development on February 15, 2013 to use its property at 135 Dubois as part of its temporary operations base while the Judy K. Souza Operations Facility was being constructed. When METRO vacated the property, it performed the required hazardous materials soil testing and diesel fuel was detected in an area where buses were regularly parked. The lease agreement requires that METRO clean up this type of condition in order to return the property to its original condition.

On September 13, 2016, METRO and Wave Crest Development entered into a First Amendment to the Lease in order to reimburse Wave Crest for soil remediation activities, which would be performed by Wave Crest Development's consultant. This First Amendment had a not-to-exceed value of \$50,000 based on the initial estimate from the consultant. After the first round of clean up was completed and soil was tested again, the diesel contamination was still present and further remediation was performed.

On March 1, 2017, a Soil Assessment and Excavation Report was issued by Trinity Resource Group, the environmental consultant hired by Wave Crest. The report showed that the diesel contamination was no longer present. In June of 2017, METRO moved forward with grading the site in order to return it to the owner and close out its responsibilities.

On July 25, 2017 the County of Santa Cruz responded to the Trinity Resource Group report and stated that it did not concur with the conclusions and recommendations of the report, and noted that it had not been notified of the contamination in a timely manner. The County's Environmental Health Specialist rejected the report and required a new workplan to be submitted to the County for "the re-sampling of confirmation sampling that conforms to our agency's Standards," and opened a Remedial Action Case under the Voluntary Cleanup Program. The Voluntary Cleanup Program has been established by the California Department of Toxic Substances Control (DTSC) to streamline small cleanup projects, and allows local Health Agencies to provide oversight.

A new workplan was submitted to the County and approved to proceed, with some revisions. Trinity Resource Group has begun executing the re-sampling as required and approved by the County. New soil samples will be submitted to a laboratory for testing and further action will depend on their finding, or not finding, contaminants outside of acceptable levels. The County will review the results and provide direction from there.

The additional funding for the requested amendment is based on a worst-case scenario wherein more diesel contaminants are identified and the County requires soil excavation or treatment. This is a not to exceed amount and will not be completely spent if the soil testing comes back at the same acceptable levels it did in the last round of sampling.

Staff recommends that the Board of Directors authorize the CEO to execute a Third Amendment to the contract with Wave Crest Development to increase the contract total by \$150,000. Erron Alvey, Purchasing Manager, will continue to serve as the Contract Administrator and will ensure contract compliance.

IV. FINANCIAL CONSIDERATIONS/IMPACT

The Lease Agreement currently has a total not to exceed of \$125,203. Additional funds in an amount of \$150,000 are requested for approval at this time. The new total not to exceed would be \$275,203.

Funds to support the Third Amendment are available through PTMISEA.

V. ALTERNATIVES CONSIDERED

 Do not approve the lease amendment. Staff does not recommend this option, as METRO, along with Wave Crest, may be subject to fines should the site not be remediated to the satisfaction of DTSC and County of Santa Cruz regulations.

VI. ATTACHMENTS

Attachment A: Third Amendment to the Contract with Wave Crest

Development

Prepared By: Erron Alvey, Purchasing Manager

Joan Jeffries, Administrative Specialist

VII. APPROVALS:

Erron Alvey, Purchasing Manager

Approved as to fiscal impact: Angela Aitken, Finance Manager

Alex Clifford, CEO/General Manager

Wave Crest Development 3rd Amendment to Lease

Attachment A

THIRD AMENDMENT TO LAND LEASE

between Wave Crest, J3D Family Limited Partnership, Lawrence Michels Family Limited Partnership and Santa Cruz Metropolitan Transit District 135 Dubois Street, Santa Cruz, California

THIS THIRD AMENDMENT TO THE LAND LEASE AGREEMENT is made effective September 22, 2017 between the WAVE CREST DEVELOPMENT, Inc, a California corporation, J3D Family Limited Partnership, a California limited partnership and the Lawrence Michels Family Limited Partnership, a Colorado limited partnership (collectively "Landlord") and the SANTA CRUZ METROPOLITAN TRANSIT DISTRICT (Santa Cruz METRO), a public agency in the State of California, (hereinafter "Tenant").

I. RECITALS

- 1.1 LANDLORD AND TENANT entered into the Land Lease Agreement ("Agreement") on February 15, 2013, for the use of property located at 135 Dubois Street, Santa Cruz, CA for the sole purpose of parking Tenant's municipal bus fleet.
- 1.2 A Second Amendment was entered into effective November 2, 2016 to increase the not-to-exceed value of the Remediation Agreement by \$75,203.
- 1.3 The purpose of this Third Amendment is to increase the not-to-exceed value of the Remediation Agreement by \$150,000 so that tenant can continue to reimburse the Landlord for all costs and expenses associated with remediating the property located at 135 Dubois Street, Santa Cruz, CA ("Premises"), pursuant to Paragraphs 14, 24 and 38 of the Lease Agreement.

II. REMEDIATION AGREEMENT

- 2.1 Tenant shall reimburse Landlord upon demand for all costs and expenses reasonably paid or incurred by Tenant in connection with remediation of the Premises as provided above.
- 2.2 Prior to undertaking any remediation work on the Premises, Landlord shall provide information to Tenant as to the scope of the work proposed and the estimated cost, and shall obtain Tenant's approval of the work proposed. Landlord acknowledges that additional approval by Tenant's Board of Directors is required for costs which exceed \$275,203.
- 2.3 Nothing contained herein, including without limitation Tenant's failure to approve any remediation work, shall limit Tenant's liability for remediation as provided in the Agreement.

Attachment A THIRD AMENDMENT TO LAND LEASE

between Wave Crest, J3D Family Limited Partnership, Lawrence Michels Family Limited Partnership and Santa Cruz Metropolitan Transit District 135 Dubois Street, Santa Cruz, California

III. REMAINING TERMS AND CONDITIONS.

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

IV. AUTHORITY

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

IN WITNESS THEREOF, this Third Amendment to the Agreement is executed by the Landlord and the Tenant has affixed his or her signature the day and year first hereinabove written.

DATED: 9/5//7

DATED: 9/14/17

LANDLORD:

Wave Crest Development, Inc.

By:

J3D Limited Partnership

Ву:

DLM Living Trust, as General Partner

Lawrence Michels Family Limited

Douglas Michels, Trustee

9/11/1

Douglas Michels

Partnership

By:

Attachment A

THIRD AMENDMENT TO LAND LEASE

between Wave Crest, J3D Family Limited Partnership, Lawrence Michels Family Limited Partnership and Santa Cruz Metropolitan Transit District 135 Dubois Street, Santa Cruz, California

	TENANT: Santa Cruz Metropolitan Transit District By:
DATED:	Alex Clifford, CEO/General Manager
DATED:	Approved as to Form:
	By: Julie Sherman, General Counsel

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VERBAL PRESENTATION ONLY

STATUS OF STATE TRANSIT ASSISTANCE (STA) PROGRAM FUNDS

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VERBAL PRESENTATION ONLY

CEO ORAL REPORT

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