MEETING OF THE MST BOARD OF DIRECTORS

MEETING MINUTES

October 17, 2022
10:00 am (Pacific)

Present: Anna Velazquez (Chair) City of Soledad
Jeff Baron City of Carmel-by-the-Sea
John Gaglioti City of Del Rey Oaks
Lorraine Worthy City of Gonzales
Yanely Martinez City of Greenfield
Mike LeBarre City of King
David Burnett City of Marina
Dan Albert City of Monterey
Tony Barrera City of Salinas
Dave Pacheco City of Seaside
Luis Alejo County of Monterey

Late Arrival: Mary Ann Carbone (Vice Chair) City of Sand City

Absent: Joe Amelio City of Pacific Grove

Counsel: David C. Laredo De Lay & Laredo
Michael D. Laredo De Lay & Laredo

Staff: Carl Sedoryk General Manager/CEO
Lisa Rheinheimer Assistant General Manager
Norman Tuitavuki Chief Operating Officer
Michael Kohlman Chief Information Officer
Kelly Halcon Director of HR & Risk Management
Michelle Overmeyer Director of Planning & Innovation
Jeanette Alegar-Rocha Deputy Secretary
Andrea Williams General Accounting & Budget Manager
Beronica Carriedo Community Relations Coordinator
Daniel Bruno Scheduling Assistant
David Bielsker Transit Scheduler
Deanna Smith Civil Rights Officer
Elena Grigorichina Operations Analyst
Emma Patel Associate Planner
Ikuyo Yoneda-Lopez Marketing & Customer Service Manager
Jaime Molina Communications Systems Specialist
Kevin Allshouse Contract Services Manager
1. CALL TO ORDER

1-1. Roll Call.

1-2. Pledge of Allegiance.

Chair Velazquez called the meeting to order at 10:02 a.m. Roll call was taken and a quorum was established. Director Baron led the pledge of allegiance.

1-3. Review Highlights of the Agenda. (Carl Sedoryk)

2. PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

There were no public comments.

3. CONSENT AGENDA

These items will be approved by a single motion. Anyone may request that an item be discussed and considered separately.

3-1. Approve Resolution 2023-07 Authorizing Remote Teleconference Meetings. (Carl Sedoryk)

3-2. Adopt Resolution 2023-08 Recognizing Bill Casey, Coach Operator as Employee of the Month for October 2022. (Norman Tuitavuki)

3-3. Approve Minutes of the MST Board Meeting on September 13, 2022. (Jeanette Alegar-Rocha)

3-4. Receive Minutes of the MST Board Administrative Performance Committee Meeting on September 12, 2022. (Jeanette Alegar-Rocha)

3-5. Financial Reports – August 2022. (Lori Lee)
   a) Accept reports of August 2022 Cash Flow
   b) Approve August 2022 Disbursements
   c) Accept Report of August 2022 Treasury Transactions
3-6. Receive Report on Lost and Found Items Left on MST Property for the Month of June 2022. (Sonia Wills) (Page 29)

3-7. Reject Claim by the Claimant Anita Avina. (Lisa Cox)

End of Consent Agenda

There were no public comments on the consent agenda items.

On a motion by Director Alejo, seconded by Director Albert and carried by the following vote, which was conducted by roll call, the Board approved items 3-1 through 3-7 on the Consent Agenda:

AYES: 11 Albert, Alejo, Baron, Barrera, Burnett, Campbell, Gaglioti, LeBarre, Martinez, Velazquez, and Worthy
NOES: 0
ABSENT: 2 Amelio and Carbone
ABSTAIN: 0

4. RECOGNITIONS AND SPECIAL PRESENTATIONS

4-1. October 2022 Employee of the Month – William “Bill” Casey, Coach Operator. (Norman Tuitavuki)

4-2. Receive Staff Report on Activities Related to the COVID-19 Pandemic Incident Response and Recovery Planning to Date and Provide Direction, If Needed. (Carl Sedoryk)

Director LeBarre asked if the new AB 2449 legislation supersedes the Brown Act State of Emergency currently in place through 2024. He further inquired if the new rules within AB 2449 affect public participation as it relates to meeting reliability. Director LeBarre asked if the new law affects Board member meeting participation policy.

General Counsel David Laredo confirmed that AB2449 supersedes the Brown Act State of Emergency, effective January 1, 2023. The new law allows MST to decide whether the public participates by phone or in person and the current MST board meeting participation policy can be refined before the effective date of January 1, 2023.
4-3 Presentation on MST 50th Anniversary Celebratory Events. 
(Ikuyo Yoneda-Lopez)

Director Carbone joined the meeting at 10:43 a.m.

5. PUBLIC HEARINGS

None

6. ACTION ITEMS

6-1 Authorize the General Manager/CEO to Distribute a 3.0% FY 2022 Incentive Pay to Eligible Monterey-Salinas Transit Employee Association (MSTEA) and Confidential Unit Employees (Excluding the General Manager/CEO). (Carl Sedoryk)

There were no public comments.

On a motion by Director Barrera, seconded by Director Worthy and carried by the following vote, which was conducted by roll call, the Board approved a 3.0% FY 2022 Incentive Pay to eligible Monterey-Salinas Transit Employee Association (MSTEA) and Confidential Unit Employees (excluding the General Manager/CEO):

AYES: 12 Albert, Alejo, Baron, Barrera, Burnett, Campbell, Carbone, Gaglioti, LeBarre, Martinez, Velazquez and Worthy
NOES: 0
ABSENT: 1 Amelio
ABSTAIN: 0

6-2 Ratify the Collective Bargaining Agreement (CBA) between Amalgamated Transit Union Local 1225 (ATU) employees and Monterey-Salinas Transit District (MST). (Kelly Halcon)

There were no public comments.

On a motion by Director Albert, seconded by Director LeBarre and carried by the following vote, which was conducted by roll call, the Board approved the Collective Bargaining Agreement (CBA) between Amalgamated Transit Union Local 1225 (ATU) employees and Monterey-Salinas Transit District (MST):

AYES: 12 Albert, Alejo, Baron, Barrera, Burnett, Campbell, Carbone, Gaglioti, LeBarre, Martinez, Velazquez, and Worthy
NOES: 0
ABSENT: 1 Amelio
ABSTAIN: 0

General Counsel David Laredo left the meeting at 11:00 a.m. (Pacific)
Director Alejo left the meeting at 11:00 a.m.

6-3 Authorize General Manager/CEO to Enter into Contract with Shaw Yoder Antwin Schmelzer & Lange for Legislative Advocacy Services in an Amount not to Exceed $72,000/Year for the 2023-2024 Legislative Session with an Option to Extend an Additional Two (2) Years at $78,000/Year. (Lisa Rheinheimer)

There were no public comments.

On a motion by Director Albert, seconded by Director Carbone and carried by the following vote, which was conducted by roll call, the Board approved entering into a contract with Shaw Yoder Antwin Schmelzer & Lange for legislative advocacy services in an amount not to exceed $72,000 per year for the 2023-2024 legislative session with an option to extend an additional two (2) years at $78,000 per year:

AYES: 11 Albert, Baron, Barrera, Burnett, Campbell, Carbone, Gaglioti, LeBarre, Martinez, Velazquez, and Worthy

NOES: 0

ABSENT: 2 Alejo and Amelio

ABSTAIN: 0

7. REPORTS & INFORMATION ITEMS

The Board will receive and file these reports, which do not require action by the Board.

7-1 General Manager/CEO Report
7-2 Federal Legislative Advocacy Report
7-3 State Legislative Advocacy Update
7-4 Staff Trip Reports
7-5 Correspondence

8. BOARD REPORTS, COMMENTS, AND REFERRALS

8-1 Reports on Meetings Attended by Board Members at MST Expense. (AB 1234)
8-2 Board Member Comments and Announcements.
8-3 Board Member Referrals for Future Agendas.

9. CLOSED SESSION
There were no public comments on the closed-session items.


Assistant Counsel Michael Laredo reported that information was received but no reportable action was made by the Board.

9-2 Conference with Labor Negotiators, Gov. Code § 54957.6: MSTEA and MST. (Kelly Halcon) (No enclosure)

Counsel Michael Laredo reported that information from both parties was received but no reportable action was made by the Board.

10. ATTACHMENTS

10-1 The Detailed Monthly Performance Statistics and Disbursement Journal for July and August 2022 can be viewed online within the GM Report at http://mst.org/about-mst/board-of-directors/board-meetings/

11. ADJOURN

With no further business to discuss, Chair Velazquez adjourned the meeting at 11:31 a.m. (Pacific) in memory of Doug Thomson, General Manager, Monterey Division, MV Transportation.

Prepared by: Jeanette Alegar-Rocha Reviewed by: Carl G. Sedoryk