

Board of Directors Regular Meeting

Monday, February 9, 2009

MST Conference Room
One Ryan Ranch Road, Monterey

10:00 a.m.

TRANSPORTATION: Ride the Peninsula DART to MST Office

1. CALL TO ORDER

1-1. Roll call.

1-2. Pledge of Allegiance.

2. CONSENT AGENDA

2-1. Review highlights of Agenda. (Carl Sedoryk)

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

2-2. Adopt Resolution 2009-17 recognizing Victor Williams as Employee of the Month for February 2009. (Michael Hernandez) (p. 1)

2-3. Adopt Resolution 2009-18 recognizing Kathleen Bertrand, Payroll Specialist, for 22 Years of Service. (Hunter Harvath) (p. 3)

2-4. Disposal of property left aboard buses. (Danny Avina) (p. 5)

2-5. Minutes of the regular meeting of January 12, 2009. (Sonia Bannister) (p. 7)

2-6. Financial Report – January 2009. (Hunter Harvath) (p. 13)

2-7. Board Committee meeting dates. (Carl Sedoryk) (p. 37)

2-8. Mid-year budget update. (Hunter Harvath) (p. 39)

2-9. Authorize the sale of retired vehicles. (Michael Hernandez) (p. 43)

- 2-10. Authorize Hastus Runcutting and DDAM software maintenance agreement. (Mark Eccles) (p. 45)
- 2-11. Approve letter of support for Transit in the Parks operating funds. (Hunter Harvath) (p. 47)
- 2-12. Approve Resolution 2009-19 Homeland Security grant application authority. (Hunter Harvath) (p. 49)

End of Consent Agenda

3. SPECIAL PRESENTATIONS

- 3-1. February Employee of the Month – Victor Williams, Utility Service Person. (Michael Hernandez)
- 3-2. Retirement - Kathleen Bertrand, Payroll Specialist. (Hunter Harvath)

4. PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

Members of the public may address the Board on any matter related to the jurisdiction of MST but not on the agenda. There is a time limit of not more than three minutes for each speaker. The Board will not take action or respond immediately to any public comments presented, but may choose to follow-up at a later time, either individually, through staff, or on a subsequent agenda.

5. COMMITTEE REPORTS

No action required unless specifically noted.

- 5-1. MST RIDES Advisory Committee Minutes – December 15, 2008. (Bill Morris) (p. 53)

6. BIDS/PROPOSALS

- 6-1. Award \$54,000 contract to Thomas Walters, Inc. for Legislative Consulting services. (Sandra Amorim) (p. 57)
- 6-2. Authorize \$343,000 purchase of four medium size buses from Bus West. (Michael Hernandez) (p. 59)

7. PUBLIC HEARINGS

8. UNFINISHED BUSINESS

9. NEW BUSINESS

- 9-1. Authorize staff to proceed in pursuing a legislative change to the Public Utilities Code to create the Monterey-Salinas Transit District.
(Hunter Harvath) (p. 61)

10. REPORTS & INFORMATION ITEMS

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

- 10-1. General Manager/CEO Report. (p. 67)
- 10-2. TAMC Highlights – January 28, 2009. (p. 89)
- 10-3. Washington D. C. Lobbyist report – January 28, 2009. (p. 93)
- 10-4. Sacramento Lobbyist report – December 2008. (p. 95)
- 10-5. Pacific Grove trolley update. (Hunter Harvath) (p. 97)
- 10-6. Walters & Associates, Inc. Annual Report. (p. 99)
- 10-7. Board referrals. (p. 105)

11. COMMENTS BY BOARD MEMBERS

- 11-1. Reports on meetings attended by Board members at MST expense
(AB1234).

12. ANNOUNCEMENTS

13. CLOSED SESSION

As permitted by Government Code §64956 et seq. of the State of California, The Board of Directors may adjourn to Closed Session to consider specific matters dealing with personnel and/or pending possible litigation and/or conferring with the Board's Meyers-Milias-Brown Act representative.

- 13-1. MST vs. Nationwide Auction Systems. (Carl Sedoryk) (p. 107)

14. RETURN TO OPEN SESSION

- 14-1. Report on Closed Session and possible action.

15. ADJOURN

NEXT MEETING DATE: March 16, 2009 in MST Conference Room.

NEXT AGENDA DEADLINE: March 4, 2009

Materials related to an item on this Agenda submitted to the Board after distribution of the agenda packet are available for public inspection at the Monterey-Salinas Transit Administration office at 1 Ryan Ranch Road, Monterey, CA during normal business hours.

Upon request, MST will provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. Please send a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service at least 5 days before the meeting. Requests should be sent to Sonia Bannister, MST, One Ryan Ranch Road, Monterey, CA 93940 or srbannister@mst.org

**VICTOR WILLIAMS
FEBRUARY 2009
EMPLOYEE OF THE MONTH**

WHEREAS, each month Monterey-Salinas Transit recognizes an outstanding employee as Employee of the Month; and

WHEREAS, the Employee of the Month is recognized for their positive contribution to MST and to the entire community; and

WHEREAS, Victor Williams began his career as an Utility Service Person with Monterey-Salinas Transit on June of 1999; and

WHEREAS, Victor Williams has been recognized on numerous occasions for his assistance on special projects such as Red Bull and 1st Night in Monterey; and

WHEREAS, Victor Williams found a cashiers check in the amount of \$10,000 while cleaning a bus and turned it in. The check was later turned over to the police department and provided a potential clue in the status of a missing person.

THEREFORE BE IT RESOLVED that the Board of Directors of Monterey-Salinas Transit recognizes Victor Williams as Employee of the Month for February 2009; and

BE IT FURTHER RESOLVED that Victor Williams is to be congratulated for his excellent work at Monterey-Salinas Transit.

THE BOARD OF DIRECTORS OF MONTEREY-SALINAS TRANSIT PASSED AND ADOPTED RESOLUTION 2009-17 this 9th day of February 2009 by the following vote:

AYES: Armenta, Clark, Downey, Ford, Mancini, Sanchez, Sharp, Stilwell

NOES: None

ABSENT: None



Fernando Armenta
Chairman



Carl G. Sedoryk
Secretary

KATHLEEN BERTRAND 22 YEARS OF SERVICE

WHEREAS, Kathy Bertrand began her career with Monterey-Salinas Transit on August 18, 1986 as an Accounting Clerk and through several promotions is retiring as a Payroll Specialist, and

WHEREAS, Kathy Bertrand has maintained nearly perfect attendance her entire 22 years; and

WHEREAS, Kathy Bertrand received the Employee of the Month award numerous times; and

WHEREAS, Kathy Bertrand was acknowledged for numerous years for her participation in our annual preparation of our Comprehensive Annual Financial Report, and

WHEREAS, Kathy Bertrand was instrumental in keeping the parties and potlucks alive and festive at MST, and

WHEREAS, after 22 years of service with MST, Kathy Bertrand retired on January 29, 2009.

THEREFORE BE IT RESOLVED that the Board of Directors of Monterey-Salinas Transit recognizes and congratulates Kathy Bertrand for her outstanding service to MST; and

BE IT FURTHER RESOLVED the Board of Directors expresses its sincere gratitude to Kathy Bertrand and wishes her continued success, and a satisfying retirement.

THE BOARD OF DIRECTORS OF MONTEREY-SALINAS TRANSIT PASSED AND ADOPTED RESOLUTION 2009-18 this 9th day of February 2009 by the following vote:

AYES: Armenta, Clark, Downey, Ford, Mancini, Sanchez, Sharp, Stilwell

NOES: None

ABSENT: None



Fernando Armenta
Chairman



Carl G. Sedoryk
Secretary

To: Board of Directors
From: Danny Avina, Marketing and Customer Service Manager
Subject: Disposal of unclaimed property left on bus

GOODWILL

3 backpacks	1 radio	1 bible
4 books	1 sunglass	1 volleyball
1 duffel bag	1 binocular	
1 bag	2 Ipods	
3 hats	8 bikes	
2 jackets	3 cell phones	
1 scarf	6 pair gloves	
1 pair jeans	1 blouse	

To be disposed

2 coffee mugs	2 hats	3 keys
2 wallets	2 shoes	1 baby cup
1 journal	1 vest	2 gloves
2 credit cards	1 purse	
1 check book	1 lunch bag	

MST makes an attempt to contact the owners of Lost and Found items. If the items are unclaimed after 30 days, they are added to the above list.

PREPARED BY: _____ REVIEWED BY: _____
Danny Avina Carl Sedoryk

BOARD OF DIRECTORS
REGULAR MEETING
MONTEREY-SALINAS TRANSIT
January 12, 2009

1. CALL TO ORDER

Chair Armenta called the meeting to order at 10:00 a.m. in the MST Conference Room.

Present:	Karen Sharp	City of Carmel-By-The-Sea
	Kristin Clark	City of Del Rey Oaks
	James Ford	City of Marina
	Libby Downey	City of Monterey
	Vicki Stillwell	City of Pacific Grove
	Sergio Sanchez	City of Salinas
	Thomas Mancini	City of Seaside
	Fernando Armenta	County of Monterey
Absent:	Maria Orozco	City of Gonzales (Ex-Officio)
Staff:	Carl Sedoryk	General Manager/CEO
	Hunter Harvath	Asst. General Manager/Finance & Administration
	Michael Hernandez	Asst. General Manager/Chief Operating Officer
	Robert Weber	Director of Transportation Services
	Lyn Owens	Director of Human Resources
	Kelly Halcon	Human Resources Manager
	Sonia Bannister	Office Administrator/Marketing & Sales Specialist
	Michael Gallant	Planning Manager
	Kathy Williams	Accounting Manager
	Tom Hicks	CTSA Manager
	Angelina Ruiz	Human Resources Generalist
	Zoe Smallwood	Marketing Analyst
	Charles Armbruster	Communication Systems Manager
	Bill Morris	Contract Transportation Manager
	Mark Eccles	Director of Information Technology
	Carl Wulf	Facilities/Capital Projects Manager
Others:	Dave Laredo	DeLay & Laredo
	Jose Tamonte	MST
	Melinda Tamonte	Salinas resident
	Kim Moore	MST
	Diane Simkins	
	Fred Simkins	MST
	Carrol McCallon	MST

Apology is made for any misspelling of a name.

2-1. – 2-13. CONSENT AGENDA

The consent agenda items consisted of the following:

- 2-2. Adopt Resolution 2009-12 recognizing Sonia Bannister, Office Administrator/Marketing & Sales Specialist, as Employee of the Month for January 2009.
- 2-3. Adopt Resolution 2009-13 recognizing Fred Simkins, Coach Operator, as Employee of the Year for 2008.
- 2-4. Disposal of property left aboard buses.
- 2-5. Minutes of the regular meeting of December 8, 2008.
- 2-6. Financial Report – December 2008.
- 2-7. Adopt Resolution 2009-14 recognizing Jose Tamonte, Coach Operator, for 9 years of service.
- 2-8. Extend Marina Transit Exchange development agreement with Gannett/Fleming.
- 2-9. Approve performance incentive for GM/CEO.
- 2-10. Approve Monterey-Salinas Transit 2009 Legislative Program.
- 2-11. Claim rejection.
- 2-12. Adopt Resolution 2009-15 for employer paid member contributions (pick ups) to CalPERS retirement.
- 2-13. Adopt Resolution 2009-16 recognizing William Morris, Contract Transportation Manager, for 11 years of service.

**Director Mancini moved to approve the items on the consent agenda.
Director Ford seconded and the motion carried unanimously.**

3. SPECIAL PRESENTATIONS

Carl Sedoryk, General Manager/CEO introduced Sonia Bannister, Office Administrator/Marketing & Sales Specialist, as Employee of the Month for January 2009. Since her date of hire, Sonia has consistently improved her job skills and responsibilities and has been the recipient of multiple commendations and awards. Sonia has been selected as MST Employee of the Month on numerous occasions including November 1995, February 2000, and February 2001 for outstanding performance. Most recently, Sonia received an MST Leadership Award for her efforts in

leading the coordination of the staffing of MST volunteers in support of the California Transit Association Fall 2008 Annual Conference.

Mike Hernandez, Assistant General Manager/Chief Operating Officer, introduced Fred Simkins, Coach Operator, as Employee of the Year for 2008. In recognition of his outstanding performance in the delivery of quality public transportation, Fred was selected as Employee of the Month for April 2005, and again in November 2008. In 2008, Fred received his fifth, consecutive safe driving award while maintaining an average on-time schedule adherence of 93%, which exceeds MST's system-wide goal of 87%. Additionally in 2008, Fred once again had perfect attendance and provided exceptional customer service throughout the year.

Carl Sedoryk, General Manager/CEO, presented Mark Eccles, Director of Information Technology, with the General Manager's Excellence award. This award is to recognize his efforts during the past year including implementation on online bus pass sales, real-time customer information at transit centers, and online trip planning using Google Transit.

Mr. Hernandez congratulated Jose Tamonte, Coach Operator, on his retirement. Mr. Tamonte has been recognized with numerous safety and customer service awards. He also supported MST's mission through his professionalism and dedication to safety, accumulating 5 years of Safe Driving. He retired after 9 years of service.

Robert Weber, Director of Transportation Services, congratulated William Morris, Contract Transportation Manager, on his retirement. Mr. Morris successfully managed MST's contract transportation services representing 37% of all services delivered by the agency. He also increased the overall quality of services provided by the MST RIDES program for the disabled and elderly community in Monterey County. He will retire after 11 years of service.

Charles Armbruster, Communication Systems Manager, presented a 20-Year Service Award to Jamey McCallon, Communication Systems Specialist.

4. PUBLIC COMMENTS

None.

5. COMMITTEE REPORT

The Board accepted and filed the MST RIDES Advisory Committee Minutes – October 20, 2008; and MST Finance Committee Minutes – December 8, 2008.

6-1. MARINA AREA SERVICE STUDY

The Marina Area Service Study (MASS) is designed to evaluate how well MST's bus service in and around the Marina/CSUMB area is meeting passenger demand with regards to on-time performance, safety and convenience; to examine present and anticipated development and travel patterns; and to subsequently propose a series of

new and adjusted bus routes that would better serve existing and future public transit customers as well as increase overall ridership.

Director Downey moved to authorize staff to award a contract for \$56,664 to Moore & Associates to perform the Marina Area Service Study. Director Stilwell seconded and the motion carried unanimously.

7. PUBLIC HEARINGS

None.

8-1. MV TRANSPORTATION, INC. CONTRACT AMENDMENT

Robert Weber, Director of Transportation Services, reported that in October 2008, the Board directed staff to explore measures that would provide immediate financial relief to MV Transportation, Inc. due to the unforeseen increase in the cost of fuel and other related expenses.

A "Fuel Escalator" provision to the contract would provide a degree of financial assurance to MVTI as it would lock in their fuel prices through the end of their service agreement, which is scheduled to expire on July 17, 2009. The amended provision would contractually require MST to subsidize any additional fuel expense over the amount budgeted by MVTI. This agreement would commence on January 12, 2009 and expire on July 17, 2009.

Director Mancini moved to approve the contract amendment by and between MST and MV Transportation, Inc. which will include a "Fuel Escalator" provision. Director Clark seconded and the motion carried unanimously.

9-1. FINANCIAL AGREEMENT WITH TAMC

Mr. Sedoryk, General Manager/CEO, reported that in years past, MST has looked to TAMC for short-term cash flow solutions when MST has encountered delays in receiving federal reauthorization funds. MST and TAMC has worked out short-term funding arrangements at little or no interest. The draft proposed agreement with TAMC will provide MST with a no-interest transfer of funds to pay off the remaining debt.

Director Ford moved to authorize the execution of an agreement with the Transportation Agency for Monterey County for short-term transfer of funds to retire outstanding debt from bus financing. Director Downey seconded and the motion carried unanimously.

10-1. – 10-4. REPORTS & INFORMATION ITEMS

The reports consisted of the General Manager/CEO Report; TAMC Highlights – December 3, 2008; Washington DC Lobbyist Report – December 19, 2008; and Board Referrals.

11. COMMENTS BY BOARD MEMBERS

Director Mancini reported that Ian Oglesby, Council Member, is the new alternate for the City of Seaside.

12. ELECTION OF OFFICERS

The MST Board of Directors held their election of officers and re-elected Director Fernando Armenta as Chair and Director Tom Mancini as Vice-Chair. Other staff appointments remain the same.

Director Downey moved to accept the recommendations of the Nominating Committee regarding Board Officers and appointment. Director Stilwell seconded and the motion carried unanimously.

13. ANNOUNCEMENTS

None.

14. CLOSED SESSION

The Board adjourned to Closed Session to meet with legal counsel regarding conference with property negotiators.

15. RETURN TO OPEN SESSION

Upon returning to open session, General Counsel Laredo announced that the Board met with its real property negotiator, Carl Sedoryk, to discuss issues relating to acquisition of a site for the proposed MST Bus Maintenance and Operations base. A status report was given and general direction was provided to Mr. Sedoryk. No other reportable action was taken by the Board.

15. ADJOURNMENT

There being no further business, Chair Armenta adjourned the meeting at 11:45 a.m.

Prepared by: _____
Sonia A.R. Bannister

To: Board of Directors
From: H. Harvath, Assistant General Manager for Finance & Administration
Subject: Financial Report – January 2009

RECOMMENDATION:

1. Accept report of January cash flow presented in Attachment #1
2. Approve January disbursements listed in Attachment #2
3. Accept report of January treasury transactions listed in Attachment #3

FISCAL IMPACT:

The cash flow for January is summarized below and is detailed in Attachment #1.

Beginning balance December 20, 2008	\$ 7,984,970.31
Revenues	3,568,030.92
Disbursements	<u>< 2,438,689.95 ></u>
Ending balance January 23, 2009	<u>\$ 9,114,311.28</u>

POLICY IMPLICATIONS:

Disbursements are approved by your Board each month and are shown in Attachment #2. Treasury transactions are reported to your Board each month, and are shown in Attachment #3.

Prepared by: _____ Reviewed by: _____
Hunter Harvath Carl Sedoryk

Attachment #3

TREASURY TRANSACTIONS
FOR JANUARY 2009

<u>Date</u>	<u>Account</u>	<u>Confirm #</u>	<u>Bank</u>	<u>Deposit</u>	<u>Withdrawal</u>	<u>Balance</u>
Balance Forward at 12/17/08						\$ 7,556,771
Dec 31	LAIF	1204488	WF		410,000	7,146,771
Jan 6	LAIF	1204990	FNB	2,864,000		10,010,771
Jan 13	LAIF	1205635	WF		926,000	9,084,771
Jan 14	LAIF	1205753	WF		312,000	8,772,771
Jan 15	LAIF	INTEREST	WF	57,063		8,829,834
Local Agency Investment Fund: (Earned 2.353% for Dec. 2008)						\$ 8,829,834
Treasury Balance at 1/23/09:						\$ 8,829,834

To: Board of Directors
From: C. Sedoryk, General Manager/CEO
Subject: Board Committee Meeting Dates

RECOMMENDATION:

Receive tentative schedule for proposed board committee meeting dates.

FISCAL IMPACT:

None.

POLICY IMPLICATIONS:

Your Board has established six committees with each Board member serving on at least two committees. The Chair and Vice-Chair serve on three committees.

DISCUSSION:

The proposed dates are tentative as committee meetings may be added or deleted based on need and Board member availability.

Board members wishing to change committees may make their desires known to the Board Chair or MST General Manager/CEO.

The committees, their mission statements, committee members and tentative meeting dates are attached.

PREPARED BY:



Carl G. Sedoryk

Committee	Mission Statements	Members	Proposed Meeting Dates
Finance Committee	Oversees MST financial matters and recommends to the Board policies, practices, and efficiencies, which maximize service and ensure a financially solvent organization.	Armenta, Ford, Sharp	February 9, 2009 9:00am MST Boardroom April 27, 2009 9:00am MST Boardroom
Facilities Committee	Recommends to the Board policies which best allows utilization of facilities and other tangible assets to meet organizational growth and development needs	Downey, Mancini, Sanchez	March 16, 2009 9:00am MST Boardroom
Legislative Policy Committee	Recommends to the Board strategies and actions regarding legislative initiatives.	Armenta, Clark, Sanchez, Downey	March 23, 2009 9:00am MST Boardroom
Planning/Operations Committee	Recommends policy to the Board to improve transit services and better meet the transportation needs of Monterey County.	Clark, Downey, Mancini	April 13, 2009 9:00am MST Boardroom
Human Resources Committee	Recommends policies to the Board concerning the effective use of human resources and compensation/benefits/recognition systems.	Mancini, Sharp, Stilwell	May 11, 2009 9:00am MST Boardroom
Marketing Committee	Oversees and recommends policies to the Board regarding public information and marketing plans to include DART, RIDES, and The WAVE, as well as exterior bus advertising policies.	Ford, Stilwell, Armenta, Orozco	June 8, 2009 9:00am MST Boardroom

To: Board of Directors
From: H. Harvath, Assistant General Manager – Finance & Administration
Subject: FY 2009 Mid-Year Budget Review

RECOMMENDATION:

1. Receive report on the status of the FY 2009 budget at mid-year.
2. Approve capital budget for the remainder of FY 2009 to reflect changes in available capital funds.

FISCAL IMPACT:

\$3,069,378 in deferred credits from prior year State Transit Assistance and Local Transportation Funds.

POLICY IMPLICATIONS:

Your Board approves expenditures exceeding \$25,000 as well as the annual capital budget.

DISCUSSION:

MST's FY 2009 budget was prepared using the State Transit Assistance funding estimate of \$4.9 million released by the governor's office in January 2009. Subsequent to your Board's adoption of MST's FY 2009 budget, the governor and the state legislature finally agreed on a state budget in September of 2009 – over two months late. The adopted budget reduced MST's available STA funds to approximately \$2 million. Shortly after the November 4th election, the Governor suspended all STA funds for the remainder of FY 2009, which left MST with only \$514,000 – a reduction of nearly 90% from the original fund estimate. In MST's FY 09 budget, \$1.8 million of the STA funding had been allocated to the MST RIDES program, with the remainder going to various projects that were adopted as a part of the MST capital budget. With only \$514,000 available for the RIDES program, MST has worked with TAMC to secure \$965,846 in prior year STA funds to help fund the RIDES program. Your Board also approved fare increases for MST services to help bridge this RIDES funding gap that was created by the state eliminating most of STA funding for the remainder of FY 2009.

Given the state funding crisis, MST is proposing to take this opportunity to completely revamp its capital budget, including the way projects are grouped, tracked and reported. Staff is recommending that the capital budget be reorganized to follow expenditure categories that are followed by the Federal Transit Administration (FTA) as we manage our federal grants. It is anticipated that this reorganized capital budgeting process will simplify tracking of projects, grant expenditures and funds remaining, and will facilitate efficient governmental reviews and audits.

In the past, MST had rolled over operating dollars at the end of each fiscal year into various capital projects, which stayed on the capital budget until completed. As of the end of FY 2008, that list had grown to some 90 projects in various stages of planning, engineering, construction and completion. At the same time, MST's financial consultant advised staff that state regulations permit the return to TAMC of unused operating LTF at the end of each year for reissuance the following year as flexible "current year" dollars that can be used for capital or operating. From FY 2009 forward, staff intends to follow this new procedure to maintain the maximum flexibility with its limited operating dollars during these uncertain economic times.

MST's Fiscal Year 2007 Audit reported \$3,894,321 in deferred credits (\$3,059,009 for MST fixed route and \$835,312 for MST RIDES) – that is, previous fiscal year STA and LTF funds from as far back as 1999 that had been budgeted to specific capital projects over the years, but had yet to be spent. Of the total of \$1,418,601 in capital funds that were spent during the first six months of FY 2009 in accordance to the original capital budgets adopted by your Board in previous fiscal years, \$582,198 was from local STA and LTF sources. An additional \$242,745 in local funds must be held back in reserve to match federal grants already received but not fully spent. Recognizing those amounts, staff has presented for your consideration and approval a revised capital budget in the amount of \$3,069,378 for the remainder of the fiscal year, which has been reorganized for better tracking and managing of grant funds and expenditures.

Total deferred credits as of 6/30/2008:	\$3,894,321
Local fund capital expenditures July to December 2008:	\$582,198
Local match funds held back for federal grants:	\$242,745
Remaining deferred credits available for capital projects:	\$3,069,378

In addition to MST's multi-year Frank J. Lichtanski Monterey Bay Operations and Maintenance Center capital investment project, staff proposes the following eight capital budget categories and funding levels for the remainder of FY 2009 to address the \$3,069,378 in remaining deferred credits:

To: Board of Directors

From: M. Hernandez, Chief Operating Officer

Subject: Authorize the Sale of Retired Vehicles through First Capital Auctions

RECOMMENDATION:

1. Approve using the services of First Capital Auctions to sell retired vehicles.
2. Approve the retirement/sale of eleven revenue vehicles and seven non-revenue vehicles.

FISCAL IMPACT:

Unknown. The vehicles will be sold to the highest bidder.

POLICY IMPLICATIONS:

Your Board approves the retirement and sale of vehicles.

DISCUSSION:

MST uses the services of an auction house to sell retired vehicles. The services of two auction houses were evaluated along with commission prices as follows:

Ernest Auction, Modesto Ca.
Commission 10%

First Capital Auction, Vallejo Ca.
Commission 7.5%

MST's previous auction provider National Auctions is not considered an eligible auction vendor, (see closed agenda item 13-1). Based on the lower commission price and references from other transit properties, staff recommends using First Capital Auction for the sale of the 18 vehicles listed on the following page.

The vehicles to be auctioned include ten (10) medium sized (mini) buses that have been used in fixed route and paratransit service. These vehicles are model years 2001–2003 and have mileage exceeding 200,000 miles and were replaced during the past nine months with new vehicles. The FTA and Caltrans criterion for retiring these vehicles is 5 years and 150,000 miles. Note, that some vehicles on the following page (marked with an *) were previously authorized for retirement/auction by your board and were not ready for the last auction.

Additional vehicles for auction include seven 1999 & 2000 model year vans which were primarily used for driver relief vehicles. MST sedans/vans have a minimum operating life of at least seven years and exceeding 125,000 miles. These vans were recently replaced with more fuel efficient 2009 Prius'.

Also to be sold is one 1996 Orion CNG bus and one 900 series mini-bus that was previously approved for donation by your Board to the military for training exercises. Those vehicles have not been claimed and will be sold with the other vehicles, unless claimed before the next auction.

Sale amounts vary based on a vehicle's condition and type as well as market conditions. The last 1996 Orion's sold for an average of \$1950 per bus; mini-buses sold for \$500-\$1900, with one Dodge van selling for \$1600.

Approval of this item will authorize MST to use the services of First Capital Auctions to sell the vehicles listed below.

	Vehicle ID	Model Year	Model
1	908 *	2002	Aerotech - Minibus
2	909 *	2002	Aerotech - Minibus
3	912 *	2002	Aerotech - Minibus
4	913 *	2002	Aerotech - Minibus
5	914 *	2002	Aerotech - Minibus
6	915 *	2002	Aerotech - Minibus
7	1009 *	1996	Orion CNG Bus
8	5201	2001	Chevy Champion
9	5202	2001	Chevy Champion
10	5203	2002	Chevy Crusader
11	5204	2003	Chevy Corporal
12	440	1999	Dodge B2500 Van
13	441	1999	Dodge B2500 Van
14	443	1999	Dodge B2500 Van
15	444	1999	Dodge B2500 Van
16	445	1999	Dodge B2500 Van
17	446	1999	Dodge B2500 Van
18	449	2000	Dodge B2500 Van

* Previously authorized for retirement/sale

PREPARED BY: _____ REVIEWED BY: _____
Michael Hernandez Carl Sedoryk

To: Board of Directors

From: M. Eccles, Director of Information Technology

Subject: Hastus (Giro Inc.) Maintenance and Support Contract Agreement

RECOMMENDATIONS:

Authorize the General Manager/CEO to execute a contract with Hastus (Giro Inc.) for one year of maintenance and support for Hastus Runcutting software of \$19,743 and Hastus DDAM software of \$18,698, at a cost not to exceed \$38,441.

FISCAL IMPACT:

\$38,441 in current fiscal year and is available in the approved budget.

POLICY IMPLICATIONS:

Your Board approves transactions greater than \$25,000.

DISCUSSION:

In October 2004 MST implemented the Hastus Runcutting software system. The system is used to assign MST drivers efficiently to the MST bus schedules. In September 2007 MST implemented the additional functionality of Hastus-DDAM software which integrates with the Hastus Runcutting software and the MST FAMIS payroll system.

Due to the complex and proprietary nature of the system software, MST does not have the ability to retain the services of another vendor for this service, nor does it have the internal staffing levels to fully maintain the software.

Annual costs quoted by Hastus (Giro Inc.) for software maintenance and support for the period February 15, 2009 to February 14, 2010 are as follows:

Hastus Runcutting	\$ 19,743
Hastus-DDAM	<u>\$ 18,698</u>
Total	\$ 38,441

Approval of this item will allow staff to contract with Hastus (Giro Inc.) for maintenance and support of the Hastus system.

PREPARED BY: _____ REVIEWED BY: _____
Mark Eccles Carl Sedoryk

To: Board of Directors
From: H. Harvath, Assistant General Manager – Finance & Administration
Subject: Transit in the Parks Support Letter

RECOMMENDATION:

Approve a letter of support for adding operations funding eligibility to the federal Transit in the Parks program.

FISCAL IMPACT:

None.

POLICY IMPLICATIONS:

Your Board must approve legislative positions that are not already included in the 2009 MST Legislative Program.

DISCUSSION:

The Mono County Board of Supervisors, the Eastern Sierra Transit Authority (ESTA) and the Yosemite Area Regional Transit System (YARTS) has asked MST to send a letter of support to help address the needs of rural transit on federal lands. As a part of SAFETEA-LU, the current multi-year federal transportation authorization legislation, a new program was created to fund capital expenditures for transit services in national parks, forests, monuments, and other federal lands. However, operating costs are not eligible under this program. In the past, MST has been approached by staff at the Pinnacles National Monument to provide transit service on busy spring weekends to the facility, which has limited parking availability. In addition, MST serves the Los Padres National Forest via Line 22 Big Sur. If the Transit in the Parks program was expanded to include operating funds, MST would be able to apply for these funds to help expand access to these two federal land areas within Monterey County. Because this particular program was not specifically identified in the MST Legislative Program that was adopted at the January 12th meeting of your Board, staff is requesting authorization to issue a letter of support on this matter.

Attachment: Transit in the Parks Letter of Support

PREPARED BY: _____ REVIEWED BY: _____
Hunter Harvath Carl G. Sedoryk

February 9, 2009

Vikki Magee Bauer, District Three
Mono County Board of Supervisors
P.O. Box 25
June Lake, CA 93529

Dear Ms. Bauer:

Monterey-Salinas Transit is pleased to support your efforts to add a formula based operations and maintenance funding stream to the Paul S. Sarbanes transit in parks program (previously Alternative Transportation in Parks and Public Lands, ATPPL) Section 3021 of SAFETEA-LU (49 U.S.C. 5320). In the past, MST has been approached by staff at the Pinnacles National Monument to provide transit service on busy spring weekends to the site, which has limited parking availability. In addition, MST serves the Los Padres National Forest via Line 22 Big Sur. If the Transit in the Parks program were expanded to include operating funds, MST would be able to apply for these funds to help expand access to these two federal land areas within Monterey County.

Other benefits of an operations and maintenance funding stream for transit services to federal lands include improved visitor and rural resident mobility and accessibility; alleviation of climate change, congestion and air and noise pollution; potential job creation; and conservation of natural, historical and cultural resources. Thank you for taking the lead on this important effort. If you have questions, please contact Hunter Harvath, MST's Assistant General Manager – Finance and Administration at (831) 393-8129.

Sincerely,

Carl G. Sedoryk
General Manager/CEO

C: The Honorable Dianne Feinstein – US Senate
The Honorable Barbara Boxer – US Senate
The Honorable Sam Farr, US Congress – 17th California District

To: Board of Directors
From: H. Harvath, Assistant General Manager – Finance & Administration
Subject: Resolution 2009-19 Homeland Security Grant Application Authority

RECOMMENDATION:

Approve Resolution 2009-19 authorizing the filing of a grant application with the Governor's Office of Homeland Security.

FISCAL IMPACT:

\$402,615 in Proposition 1B Transit Security funds to pay for MST's safety and security capital projects.

POLICY IMPLICATIONS:

Your Board must authorize the filing of the grant application in order to secure the funding from the Governor's Office of Homeland Security.

DISCUSSION:

In November of 2006, the voters of the state of California approved a series of bond measures that are now providing capital funds for several categories of projects, including public transit projects. Last year, MST received \$402,362 in FY 2008 Homeland Security bond funds. For FY 2009, MST is again eligible for Homeland Security bond funds, in the amount of \$402,615. To receive these funds, the attached resolution authorizing for the filing of a grant application with the California Department of Homeland Security must be approved by your Board. MST would use these FY 2009 bond funds for the following projects:

Access Control, CJW Transit Facility, 443 Victor Way

Main Building: At 9 door locations install a proximity card reader.

Access Control CJW Maintenance Yard

Install a 120vac outlet, a back board and a LAN drop at the equipment location.
Install iron double gates at main entrance. Gates will be 7 foot high with spear top.

Access Control, STC Transit Center, 110 Salinas Street

Modifications to existing structure required to install security doors on Men's and Women's restroom to include proximity card reader.

FJL Facility Enclosure

Install a masonry block wall of approximately 1,440 lineal feet surrounding the 23 acre facility. Install iron cantilever double gates at main entrance and up to two additional entrances, each with 10-12 foot "Tail". This building is in design process scheduled to begin construction approximately 2010.

Attachment: Resolution 2009-19

PREPARED BY: _____ REVIEWED BY: _____
Hunter Harvath Carl G. Sedoryk

FY 08/09 TRANSIT SYSTEM SAFETY, SECURITY AND DISASTER RESPONSE ACCOUNT PROGRAM

WHEREAS, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 was approved by the voters as California State Proposition 1B on November 7, 2006; and

WHEREAS, the Governor's Office of Homeland Security (OHS) is the State Administrative Agency (SSA) for the California Transit Security Grant Program – California Transit Assistance Fund (CTSGP-CTAF) funded under Proposition 1B with general obligation bonds for transit system safety, security and disaster response projects; and

WHEREAS, Monterey-Salinas Transit is an eligible transit operator in California; and

WHEREAS, these funds are necessary to purchase equipment and build structures which enhance the safety, security, and emergency response capability of Monterey-Salinas Transit's facilities and infrastructure;

THEREFORE BE IT RESOLVED by the Board of Directors of Monterey-Salinas Transit that the General Manager/CEO is hereby authorized to execute for and on behalf of the named applicant, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining financial assistance provided by the Governor's Office of Homeland Security.

THE BOARD OF DIRECTORS OF MONTEREY-SALINAS TRANSIT
PASSED AND ADOPTED RESOLUTION 2009-19 this 9th day of February 2009.



Fernando Armenta
Chairman



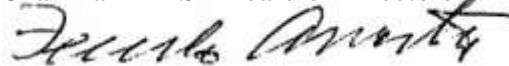
Carl G. Sedoryk
Secretary

Certification

I, Fernando Armenta, duly appointed and Chairman of the Board of Directors of Monterey-Salinas Transit do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Board of Directors of Monterey-Salinas Transit on the 9th day of February 2009.

Fernando Armenta

Chairman – MST Board of Directors



Signature

February 9, 2009

Date

MST RIDES Advisory Committee
December 15, 2008
Minutes

Present: **Chair:** Alma Almanza:CCCIL:Consumer Representative
Vice Chair:Diana Seay: Consumer Representative
George Redmon: Consumer Representative
MST Staff: William Morris: Contract Transportation Manager
MST Staff: Cristy Sugabo: Paratransit Eligibility Specialist
MST Staff: Tom Hicks: CTSA Manager
MST Staff: Robert Weber:Director of Transportation Services
MV Staff: Lance Atencio: General Manager

Absent: Margie Rossi: REAP
Brandy Abend: Salinas Valley Dialysis

1. Call to order

Committee Chair Alma Almanza called the meeting to order at 1:01 p.m.

2. Introductions

Attendees introduced themselves and explained their affiliations.

3. Approval Of the Minutes

The minutes were approved as amended.

4. Public Comment

None.

5. Committee Member Reports

None.

6. New Business

The Committee nominated MV Employees Juan Jimenez and Norma Velasquez to receive employee recognition awards for their dedication and hard work. The Committee will present the awards to MV at the next meeting.

The Committee selected the next three meeting dates and locations. The next meetings will be January 21, 2009 at CCCIL, February 23, 2009 at 3MC, and March 16, 2009 at TAMC. The January meeting will include election of officers, and selection of remaining meeting dates for the year.

7. Comments by Committee Members

Committee member Alma Almanza stated that vehicle #5041 had a broken red emergency window latch. MV General Manager, Lance Atencio will check the repair status. She also stated that some public hearing notices need to be removed from some of the vehicles. MST Staff said that MV will be putting the notices of upcoming fare increases in the fixed route buses, and new RIDES fare zone charts in the MST RIDES vehicles. MV will also begin reminding customers of the fare increase when they call to schedule rides. Alma also stated that newer drivers were using the brand new vehicles on weekends, and not keeping them as clean as they should.

Committee member George Redmon asked about seat belt usage in paratransit vehicles, because some drivers made it seem like wearing seat belts was mandatory. MST Staff Robert Weber, explained that state requirements are that the vehicles be furnished with seat belts, but there is no requirement of passengers to use them. Lance Atencio will remind the drivers that usage is not mandatory.

8. Unfinished Business

None.

9. Staff Reports and Information Items

Tom Hicks, MST Staff, discussed the new 211 number available February 11, 2009. It provides toll free social service information. He also stated that MST information is now available on the Google Transit website. Tom further stated that in January or February, MST should be hearing results about an Accessible Taxi Cab grant that was applied for.

Robert Weber, MST Staff, requested that a discussion concerning the current charter for the RAC, and the possibility of including the RAC into a CTSA steering committee, be placed on the next agenda.

10. Announcements:

Alma Almanza announced that CCCIL had moved to a new location at 318 Cayuga Street, Suite 208, Salinas, CA.

William Morris, MST Staff, announced that the next RAC meeting will be his last, as he is retiring from MST in February.

11. Adjourn

The Committee adjourned at 2:08 p.m.

SUBMITTED BY: _____
William Morris

To: Board of Directors

From: H. Harvath, Assistant General Manager – Finance & Administration

Subject: Federal Legislative Consulting Services

RECOMMENDATION:

Award a three-year contract with two one-year options in the amount of \$54,000 per year (plus annual escalators) to Thomas Walters, Inc., for federal legislative consulting services.

FISCAL IMPACT:

\$54,000 per year (plus annual escalators) in funds identified for legislative consulting services as a part of MST's annual operating budgets.

POLICY IMPLICATIONS:

Your Board approves expenditures exceeding \$25,000.

DISCUSSION:

Since March of 1997, MST has utilized the services of professional legislative consultants in Washington, DC, to assist with various federal policy and fiscal matters. Thomas Walters and Associates has been MST's legislative consultants for most of those 11 years and has worked with Congressional legislators and staff to ensure that MST's major capital projects, operations and funding priorities have received attention, support and financial backing. In addition, Thomas Walters and Associates provides Executive branch advocacy on behalf of MST, especially with the Federal Transit Administration, which grants MST approximately 1/3rd of its annual operating and capital funds.

The contract for legislative consulting services with Thomas Walters and Associates, Inc. expires at the end of January 2009. In December of 2008, MST published a Request for Proposals for Legislative Consultant services in local newspapers, posted an announcement to the MST web site inviting proposals, and mailed proposals to approximately ten vendors expressing an interest in providing these services to MST. Thomas Walters and Associates was the only respondent to the Request for Proposals.

FIRM	COST
Jordan & Associates	No Response
Holland & Night LLP	No Response
Parsons Corporation	No Response
Williams and Jensen, PLLC	No Response
Thomas P. Walters & Associates	\$54,000
Carmen Group, Inc.	No Response
Kaplan Kirsch & Rockwell LLP	No Response
Thompson Coburn LLP	No Response
C2 Group, LLC	No Response

Pending approval of your Board, the annual expenditures on these services would escalate as follows:

Years 1 through 5	Price
Year One (February 1, 2009 through January 31 2010)	\$54,000.00
Year Two (February 1, 2010 through January 31 2011)	Year One + 2.0%
Year Three (February 1, 2011 through January 31 2012)	Year Two + 2.5%
*Year Four (February 1, 2012 through January 31 2013)	Year Three + 3.0%
*Year Five (February 1, 2013 through January 31 2014)	Year Four + 3.5%

*Indicates option years.

In accordance with Federal Transit Administration Circular 4220, *Third Party Contracting Requirements*, MST is required to perform a cost and price analysis for contracts where adequate pricing competition is lacking. Since only one firm bid on RFP #09-06, MST exercised its right to perform a cost and price analysis of the sole bidder, the consulting firm of Thomas Walters, and Associates, Inc.

The price analysis was conducted by contacting other transit agencies in an effort to determine established market prices for legislative consulting services. There was a broad range with costs per month from \$5,300.00 (Santa Cruz Metro) to \$7,000.00 (Valley Transportation Authority), dependent on the size of the agency.

As a result of our review, we believe that the bid price of \$54,000.00 per year, (\$4,500.00 per month) for federal legislative consulting service is supported by established market prices, and reflects a fair and reasonable pricing.

Because MST's 2004 contract with Thomas Walters & Associates began at \$48,000 and increased annually by the CPI, the proposed base pricing level and escalation factors over the next 4 years appear reasonable and in-line with expectations. In that regard, staff recommends retaining Thomas Walters & Associates as MST's legislative consultant in Washington, DC.

PREPARED BY: 
Hunter Harvath

REVIEWED BY: 
Carl G. Sedoryk

To: Board of Directors
From: M. Hernandez, Chief Operating Officer
Subject: Authorize the Purchase of Medium Size Buses

RECOMMENDATION:

Approve using the purchase of up to four (4) medium size buses from Bus West.

FISCAL IMPACT:

\$85,750 per bus, or \$343,000 if four vehicles are purchased.

POLICY IMPLICATIONS:

Your Board approves purchases over \$25,000.

DISCUSSION:

MST is currently in negotiations for a multi-year contract with the Defense Language Institute (DLI) to add service to the DLI due to a loss of parking at the Institute. Staff is evaluating various service options for DLI service, which may require up to 10 to 12 buses placed into weekday service.

While the majority of the service will be provided using MST's existing 35 and 40 foot bus fleet, it is anticipated that there may be a need for up to four medium sized vehicles. MST has only fifteen medium sized buses, operated by MV for DART and other fixed route services.

Once negotiations with the DLI are complete service is tentatively scheduled to start in May. Lead time for medium sized bus orders is between four to six months. Authorization for this bus purchase at the February Board meeting will allow staff to place an order once service details and the contract have been completed, without having to delay until the March Board meeting.

Bus West is the designated vendor for medium sized buses through a contract with the State of California, Department of General Services. Funding for these medium sized buses is available in the 2009 Capital Budget and all operating costs for this service will be fully funded by the DLI.

PREPARED BY: _____ REVIEWED BY: _____
Michael Hernandez Carl Sedoryk

To: Board of Directors
From: H. Harvath, Assistant General Manager – Finance & Administration
Subject: Proposal to Create the Monterey-Salinas Transit District

RECOMMENDATION:

Authorize staff to proceed in pursuing a legislative change to the Public Utilities Code to create the Monterey-Salinas Transit District.

FISCAL IMPACT:

None.

POLICY IMPLICATIONS:

Your Board approves changes to the governance structure of the MST Joint Powers Agency; this action would be consistent with and support “Strategic Goal #2 – Develop stable long-term revenue sources” from MST’s three-year strategic plan, adopted by your Board in 2007.

DISCUSSION:

Monterey-Salinas Transit is a Joint Powers Agency (JPA) created by the state of California to provide public transit services to citizens of and visitors to communities which comprise its member jurisdictions. In addition, MST operates transit services under contract to other communities in Monterey County as well as connecting services to other transit providers at Watsonville, Gilroy, Morgan Hill and San Jose. While MST is a JPA, many other transit agencies are organized by the California Public Utilities code as transit districts. One of the advantages of the transit district form of governance is the authority to levy taxes with the approval of the voters residing in that district. For instance, Santa Cruz Metropolitan Transit District receives revenues from a local sales tax that was approved by the county’s voters and that is dedicated solely to funding transit services.

Given the billions of dollars in cuts to State Transit Assistance in recent years, plus the governor’s proposed complete elimination of the State Transit Assistance program in future years, MST must seek alternative ways of funding its transit services locally. In November 2008, a ½-cent sales tax for transportation proposed by the

Transportation Agency for Monterey County failed to garner the 2/3rds majority required to be implemented. Had the TAMC tax passed, MST would have received 20% of the revenues that would have been generated by that tax. While MST would continue to support TAMC's future efforts to secure local funding for a broad range of transportation projects, it is possible that MST would need to find local sources of revenue before another TAMC sales tax would be able to garner the supermajority required to pass.

Transforming the Monterey-Salinas Transit JPA into a transit district would give MST the flexibility to ask the voters of Monterey County directly for a local sales tax to support public transit services. While there is no guarantee that a transit-only sales tax would pass, MST as a transit district would, with direction by your Board, at least have the option of pursuing that funding mechanism. As a JPA, MST does not have that legal authority. In addition, an MST transit district would have bonding capabilities. As a JPA, MST has secured financing in the private markets to fund its bus replacement program. While MST has received competitive rates from the private markets, it is possible that interest rates would be even lower through bond financing, which would free up more of the agency's money to fund transit services for its customers rather than interest payments to banks.

At the January 12th meeting of your Board, MST's 2009 Legislative Program was adopted. Item 2sc of the legislative program directed staff to explore the possibility of transforming MST from a JPA to transit district. In that regard, MST has been working with its legislative representative in Sacramento, JEA & Associates, to craft a legal framework accomplish this effort. The attached draft legislation for the creation of the Monterey-Salinas Transit District has been compiled by borrowing, in part, from existing Public Utilities Code statutes for other transit districts around the state, including that for Yolo and Santa Cruz counties. In addition, the draft legislation, which has been reviewed by general counsel, has been developed with MST's existing JPA member jurisdictions, bylaws, composition, policies and procedures in mind to facilitate a quick and easy transition to a transit district if it were enacted. Pending approval by your Board, staff would request the assistance of Assemblymember Anna Caballero with carrying this bill through the legislative process. Subsequently, MST staff would then request letters from each member jurisdiction in support of its efforts to become a transit district to assist in moving the bill successfully through the legislature.

Attachment: Draft Public Utilities Code language creating the Monterey-Salinas Transit District

PREPARED BY: _____ REVIEWED BY: _____
Hunter Harvath Carl G. Sedoryk

The Monterey-Salinas Transit District Act

XXXX1. This part shall be known and may be cited as the Monterey-Salinas Transit District Act.

XXXX2. As used in this part, the following terms have the following meanings:

- (a) "Agency" means the Monterey-Salinas Transit Joint Powers Agency, a joint exercise of powers agency.
- (b) "Board of directors" means the Board of Directors of the Monterey-Salinas Transit District.
- (c) "Board of supervisors" means the Monterey County Board of Supervisors.
- (d) "County" means the County of Monterey.
- (e) "District" means the Monterey-Salinas Transit District created by Section **XXXX4**.

XXXX4. There is hereby created the Monterey-Salinas Transit District. The jurisdiction of the District extends throughout the county, including all of the incorporated and unincorporated territory.

XXXX6. On and after January 1, 2010, the Agency is dissolved and the District succeeds to, and is vested with, all of the rights, powers, duties, and obligations of the Agency. The District is the successor to the Agency's interests in any property, its rights and obligations under any contract, any outstanding indebtedness of the Agency, and its rights under any grants, without the necessity of any further action.

XXXX8. (a) The District shall be governed by an eight-member Board of directors which shall be composed of one representative from each Member Jurisdiction which includes the cities of Carmel-by-the-Sea, Del Rey Oaks, Marina, Monterey, Pacific Grove, Salinas, Seaside and the County of Monterey. Each member of the Board of Directors shall have one (1) vote. Each Member jurisdiction shall appoint one (1) regular member and one (1) alternate member to the Board of Directors and shall notify the District in writing of its appointments or any change of representative. The City of Gonzales shall appoint a person to serve as a non-voting, ex-officio member. Each representative shall serve solely at the pleasure of the appointing Member Jurisdiction. Representatives shall be either elected officials or officers or employees of the Member Jurisdiction.

XXXX10. Upon dissolution of the Agency, employees of the Agency shall be deemed to be employees of the District without any break in service or any loss or reduction of compensation or benefits, except as may be imposed by express action of the District governing Board.

XXX12. (a) The District shall assume the duties of public transit provider performed by the Agency. On and after January 1, 2010, the Cities of Carmel-by-the Sea, Del Rey Oaks, Marina, Monterey, Pacific Grove, Salinas, Seaside and the County of Monterey are included within the District.

(b) Additionally, the District is deemed to be, with all of the powers and duties attendant thereto, the consolidated transportation services agency for the County, with the concurrence of the Regional Transportation Planning Agency.

XXX14. The District, at its first meeting, and thereafter annually at the meeting designated by the District, shall elect a chairperson who shall preside at all meetings, and a vice chairperson who shall preside in the absence of the chairperson. In the event of his or her absence or inability to act, the members present, by an order entered in the minutes, shall select one of their members to act as chairperson pro tempore, who, while so acting shall have all the authority of the chairperson.

XXX16. The District shall adopt bylaws for its proceedings consistent with the laws of the state.

XXX18. A majority of the Board of directors entitled to vote constitutes a quorum for the transaction of business. All official acts of the District require the affirmative vote of a majority of the Board of directors entitled to vote.

XXX20. The acts of the District shall be expressed by motion, resolution, or ordinance.

XXX22. All meetings of the District shall be conducted pursuant to Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code.

XXX24. The District shall do all the following:

- (a) Adopt an annual budget.
- (b) Adopt an administrative code, by ordinance, which prescribes the powers and duties of the District officers, the method of appointment of the District employees, and methods, procedures, and systems of operation and management of the District.
- (c) Cause a postaudit of the financial transactions and records of the District to be made at least annually by a certified public accountant.
- (d) Do any and all things necessary to carry out the purposes of this part.

XXX26. (a) The District may hire an independent staff of its own or contract with any department or agency of the United States or with any public agency to implement this part.

(b) The District may contract with private entities in conformance with applicable procurement procedures for the procurement of engineering, project management, and contract management services.

xxx28. The Board of directors shall fix the compensation of the District's officers and employees.

xxx30. (a) Notice of the time and place of a public hearing on the adoption of the annual budget shall be published pursuant to Section 6061 of the Government Code not less than 15 days prior to the day of the hearing.

(b) The proposed annual budget shall be available for public inspection at least 15 days prior to the hearing.

xxx32. The District may sue and be sued, except as otherwise provided by law, in all actions and proceedings, in all courts and tribunals of competent jurisdiction.

xxx34. All claims for money or damages against the District are governed by Division 3.6 (commencing with Section 810) of Title 1 of the Government Code, except as provided therein, or by other statutes or regulations expressly applicable thereto.

xxx36. The District may make contracts and enter into stipulations of any nature whatsoever, either in connection with eminent domain proceedings or otherwise, including, but not limited to, contracts and stipulations to indemnify and hold harmless, to employ labor, and to do all acts necessary and convenient for the full exercise of the powers granted in this part.

xxx38. The District may contract with any department or agency of the United States, with any public agency, including, but not limited to, the Department of Transportation, any county, city, or district, or with any person or a private entity upon the terms and conditions that the District finds in its best interest for the procurement of engineering, project management, and contract management services.

xxx40. (a) The District shall adopt procurement procedures that comply with Federal Transit Administration Circular 4220.1 (d), as amended, relative to third-party contracting.

xxx42. (a) The District has no authority to impose property, sales, [general](#) or special taxes, but may, with the concurrence of a majority of the member jurisdictions represented on the Board of directors, cause to be submitted to voters of the District a ballot measure for the imposition of those taxes.

(b) If approved as required by law, the District may impose and administer fees and other funding sources secured for transportation system operation, maintenance and improvement.

(c) The Board of directors may set fares for public transit service by resolution or minute order.

xxx43. As an alternative procedure for the raising of funds, the District may issue bonds, payable from revenues of any facility or enterprise to be acquired or constructed by the District, in the manner provided by the

Revenue Bond Law of 1941 (Chapter 6 (commencing with Section 54300) of Part 1 of Division 2 of Title 5 of the Government Code), all of the provisions of which are applicable to the District.

xxx44. The District is a local agency within the meaning of the Revenue Bond Law of 1941 (Chapter 6 (commencing with Section 54300) of Part 1 of Division 2 of Title 5 of the Government Code). The term "enterprise" as used in the Revenue Bond Law of 1941 shall, for all purposes of this part, include transit facilities and any and all parts thereof and all additions, extensions and improvements thereto and all other facilities authorized to be acquired, constructed, or completed by a District or, in the alternative, may issue revenue bonds under the Revenue Bond Law of 1941, for the acquisition, construction and completion of any one of such facilities. Nothing in this article shall prevent the District from availing itself of, or making use of, any procedure provided in this part for the issuance of bonds of any type or character for any of the facilities or works authorized hereunder, and all proceedings may be carried on simultaneously or in the alternative, as the directors may determine.

xxx45. The District may advocate and act on behalf of all District member jurisdictions with their concurrence to further Monterey County transportation system interests, funding, projects, and priorities.

xxx46. The District may promulgate a plan for funding transportation projects within its jurisdiction.

xxx48. The Board of directors shall adopt priorities reflecting the District's goals.

To: Board of Directors
From: C. Sedoryk, General Manager/CEO
Subject: Monthly Report

Attached are the most recent monthly statistics and the reports from the Administration and Operations/Maintenance Departments.

Attachment #1 – Fixed Route Bus – Monthly Boardings
Attachment #2 – Fixed Route Bus – Comparative Statistics
Attachment #3 – MST RIDES Monthly Boardings
Attachment #4 – MST RIDES Comparative Statistics
Attachment #5 – Operations Department Report December 2008
Attachment #6 – Facilities & Maintenance Department Report December 2008
Attachment #7 – Administration Department Report December 2008

PREPARED BY: 
Carl G. Sedoryk

January 30, 2009

To: M. Hernandez, Assistant General Manager/COO

From: R. Weber, Director of Transportation Services

Subject: **Transportation Department Monthly Report – December 2008**

FIXED ROUTE BUS OPERATIONS:

System Wide Service: (Fixed Route & DART Services)

Preliminary boarding statistics indicate that ridership increased by 1.58% in December 2008, (332,080), as compared to December 2007, (326,910). Fiscal year-to-date, system wide boardings have increased by 2.0% over the same period last year.

Productivity decreased slightly from 18.70 passengers per hour (December 2007), to 18.26 PPH in December of this year.

Seasonal Service:

Throughout December the new MST Trolley Service in Salinas serving Hartnell College and downtown Salinas was in service weekdays from 1:00 AM – 3:00 PM. *Preliminary boarding statistics for this service are unavailable at this time.*

Supplemental / Special Services:

On December 31st, MST provided supplemental transit service for the annual First Night Monterey event, transporting 2,726 passengers. This represents a 17.87% decrease in boardings, (3,319), from last year's event.

System Wide Statistics:

- Ridership: 332,080
- Vehicle Revenue Hours: 18,184
- Vehicle Revenue Miles: 288,706
- System Productivity: 18.26 Passengers Per Vehicle Revenue Hour
- Scheduled One-Way Trips: 26,043

On-Time Compliance: Of 94,581 total time-point crossings sampled for the month of December, the TransitMaster™ system recorded 13,006 delayed arrivals to MST's published time-points system-wide. This denotes that **86.24%** of all scheduled arrivals at published time-points were on time. (*See MST Fixed-Route Bus ~ On Time Compliance Chart FY 2009.*)

Service arriving later than **5** minutes beyond the published schedule are considered late. The on-time compliance chart (attached) reflects system wide "on-time performance" as a percentage to the total number of reported time-point crossings.

Trips With 10 or More Standees: There were 44 reported trips with 10 or more standees for the month of December. (*See Operations Summary report for further information*)

Cancelled Trips: There were a total of six (6) cancelled trips for the month of December for both directly operated and contracted services.

Reason	MST	MV Transportation	% Of All Missed
Accident	1	0	16.67%
Passenger Disturbance	1	0	16.67%
Traffic	1	0	16.67%
Mechanical	1	0	16.67%
Adverse Weather	0	2	33.33%
Totals	4	2	

Documented Occurrences: MST Coach Operators are required to complete an occurrence report for any unusual incident that occurs during their work day. The information provided within these reports is used to identify trends, which often drive changes in policy or standard operating procedures. The following is a comparative summary of reported incidents for the month(s) of December 2007 and 2008:

Occurrence Type	December-07	December-08
Accident: MST Involved	7	4
Medical Emergency	0	2
Object Thrown @ Coach	0	0
Passenger Conflict	8	8
Passenger Fall	1	2
Passenger Injury	0	0
Near Miss	0	3
Other	4	4
Unreported Damage	1	2
Total Occurrences	21	25

CONTRACTED SERVICES:

MST RIDES ADA / ST Paratransit Program:

- Preliminary boarding statistics for the MST RIDES program reflect that for the month of December there were 9,152 passenger boardings. This represents a 55.73 % increase in passenger trips from December of 2007. Fiscal year-to-date passenger boardings for this service have increased by 49.40% over the same period last year.
- For the month of December, 86.48 % of all scheduled trips for the MST RIDES Program arrived on time, decreasing from 88.18 % in December of 2007.
- Productivity Increased from 1.75 passengers per hour in December of 2007, to 1.8 passengers per hour for December of 2008.
- For the month of December, 89 applications were reviewed, resulting in 84 approvals and 5 denials. Of the approvals, 60 were new clients, and 24 were recertifications.
- 15 clients were deactivated in December.

- There are 3,293 total active clients as of January 28, 2009.
- For the month of December, 551 MST RIDES potential passenger boardings were diverted to fixed-route service, at a net savings of approximately \$10,716.00

Other:

- December 24th there were two (2) missed trips on Line 22 Big Sur due to high winds.

COMMUNICATIONS CENTER:

In December, the Communications Center summoned public safety agencies on *fourteen* (14) separate occasions to MST's transit vehicles and facilities:

Agency Type	Incident Type	Number Of Responses
Police	Passenger Incident	10
Emergency Medical Services	Medical Emergency	4

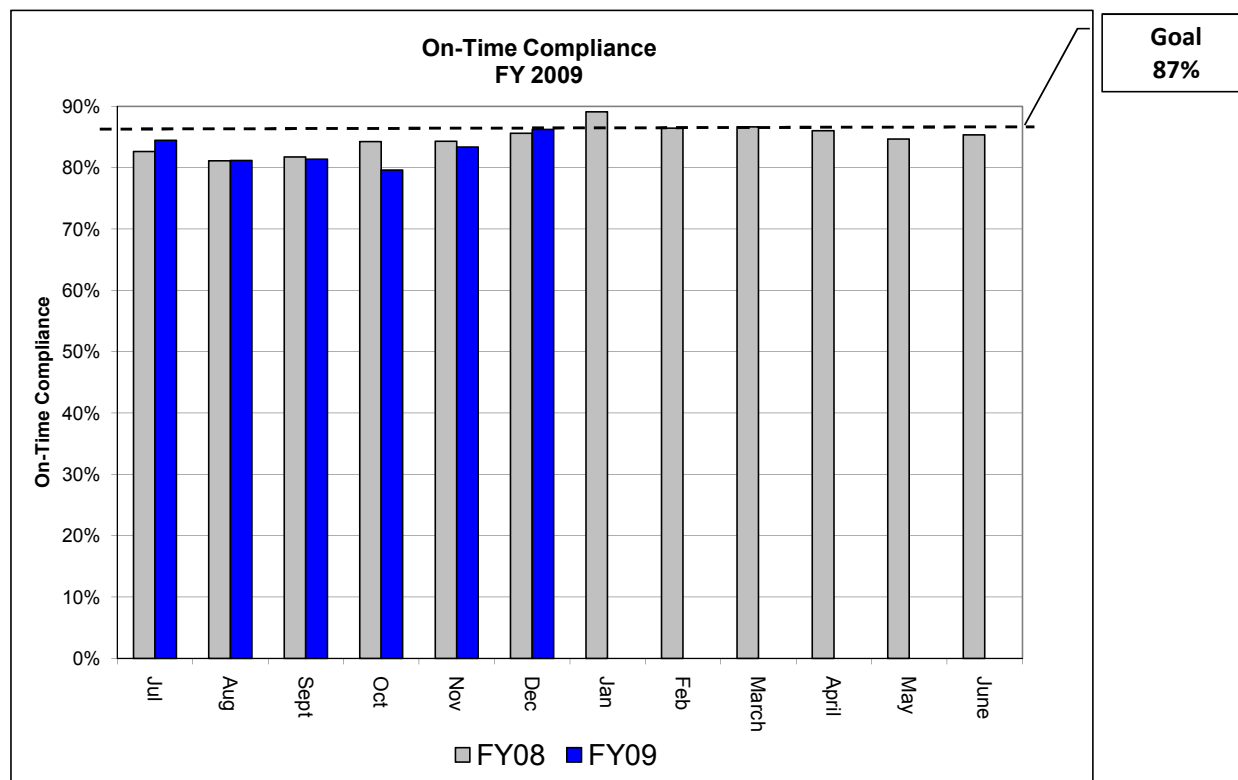
Robert Weber

ATTACHMENTS: MST Fixed-Route Bus ~~ On Time Compliance FY 2009.

**MST FIXED ROUTE
ON-TIME COMPLIANCE FY 2009**

Dec 2008
Data Sampled: 88.0%

MONTH	FY08 ON-TIME PERFORMANCE	FY09 TIME POINT COUNT	FY09 DELAYED ARRIVALS 5 + MINUTES	FY09 ON-TIME PERFORMANCE
Jul	82.66%	105,748	16,401	84.49%
Aug	81.15%	105,498	19,827	81.21%
Sept	81.75%	93,173	17,314	81.42%
Oct	84.26%	100,339	20,475	79.59%
Nov	84.29%	89,667	14,917	83.36%
Dec	85.61%	94,541	13,006	86.24%
Jan	89.11%			
Feb	86.44%			
March	86.64%			
April	86.05%			
May	84.69%			
June	85.37%			
Total	N/A	588,966	101,940	N/A
Monthly Average	83.29%	98,161	16,990	82.72%



Monterey-Salinas Transit

Operations Summary Report

Fixed Route and DART Service

July - December 2008

Fixed Route & DART Monthly Operations Summary Report

December 2008

Service Delivered		Service Quality	
Ridership	332,080	On-time Time Points	81,538
Passengers / Vehicle Revenue Hour	18.15	Delayed Time Points	13,006
One-way Trips Scheduled	26,124	Percent On-time Boardings	86.12%
Cancelled Trips	6	Overcrowded Trips	41

Systemwide Service:

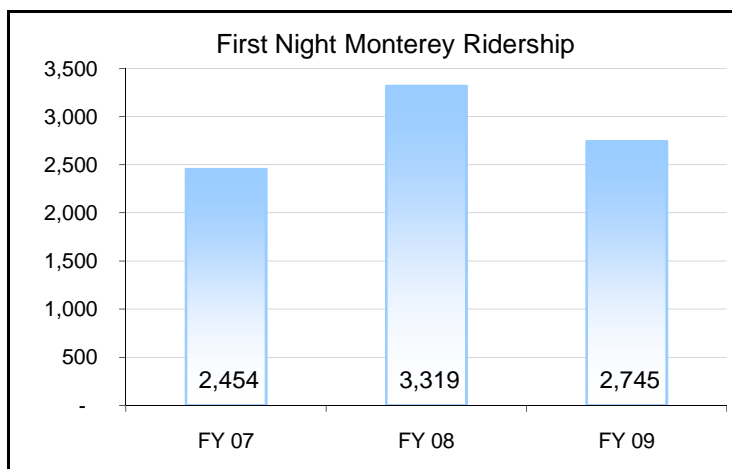
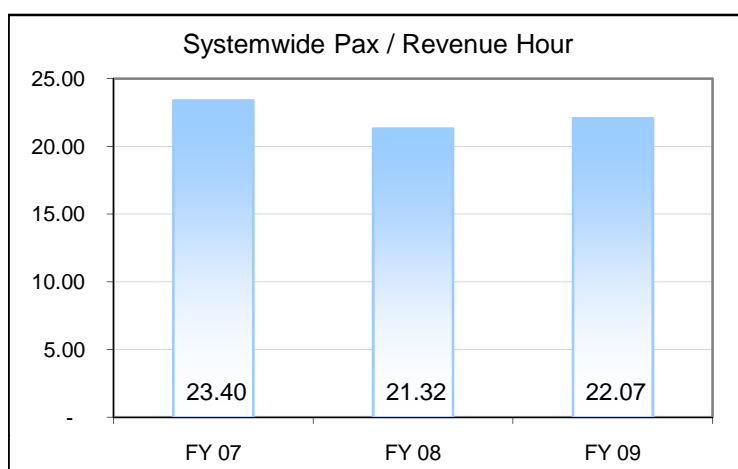
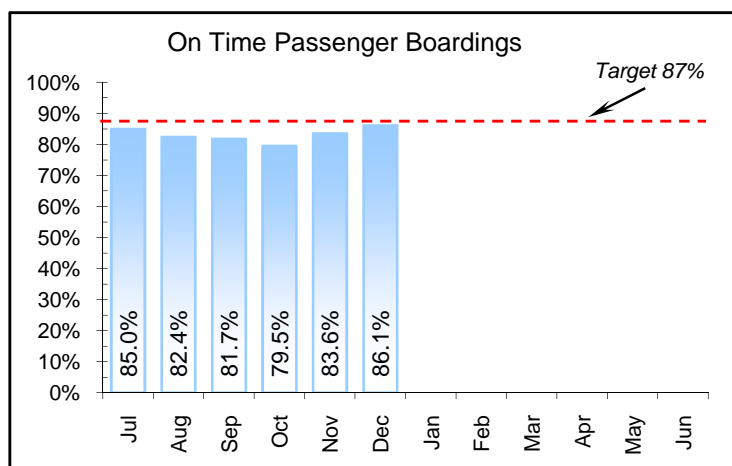
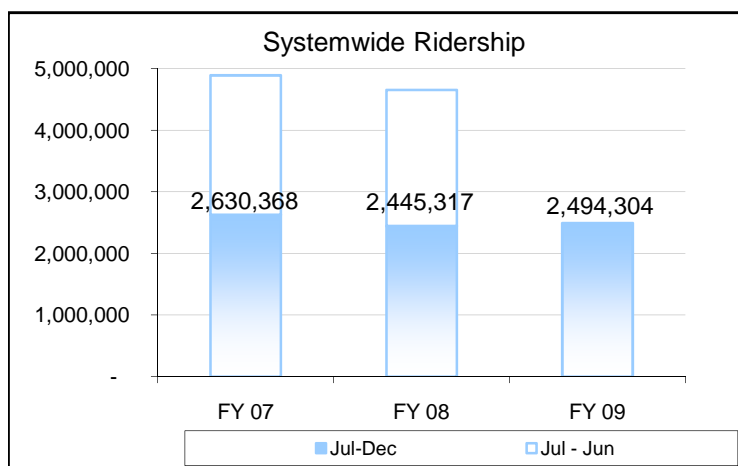
Systemwide ridership increased 1.6% in December 2008 (332,080 boardings) compared to December 2007 (326,910 boardings), with scheduled revenue hours operated increasing by 4.7%. The net result was a 3.0% decrease in productivity (measured in passenger boardings per vehicle revenue hour) from 18.71 passengers per hour last December to 18.15 passengers per hour in December 2008.

Seasonal Service:

None operated.

Supplemental Service:

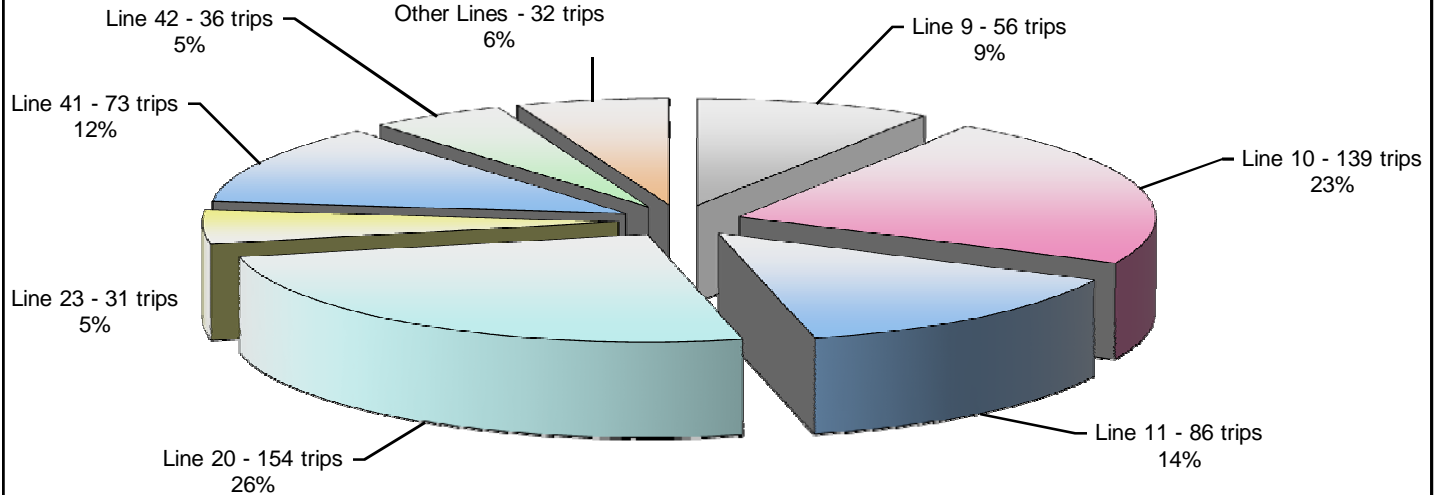
Additional service was operated on December 31st to transport people to and from First Night Monterey. A total of 2,745 were transported this year, compared to last year, when there were 3,319 boardings, representing a 17.3% decline in ridership.



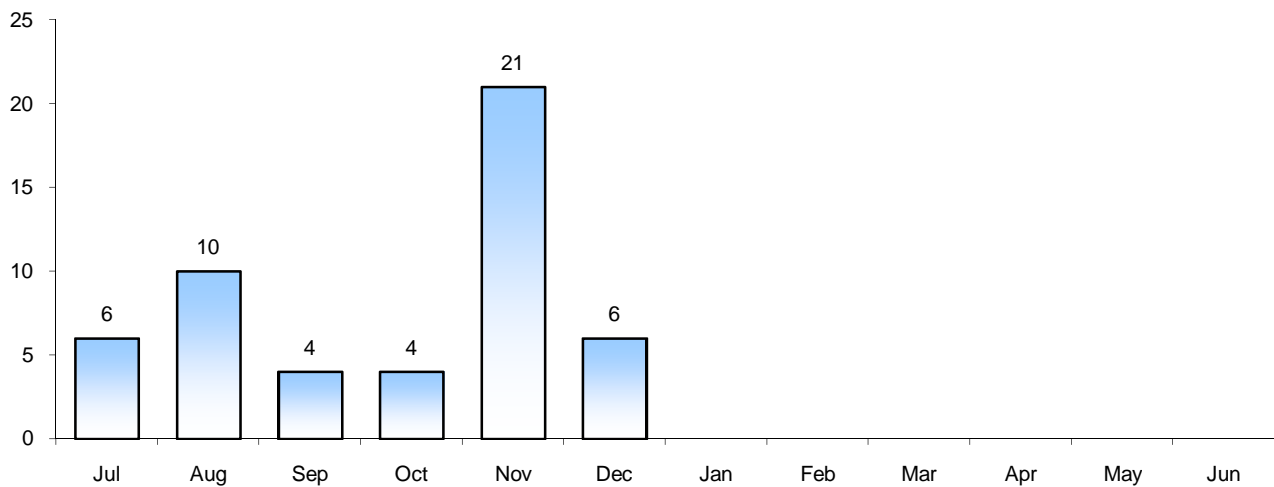
Fixed Route & DART Monthly Operations Summary Report

December 2008

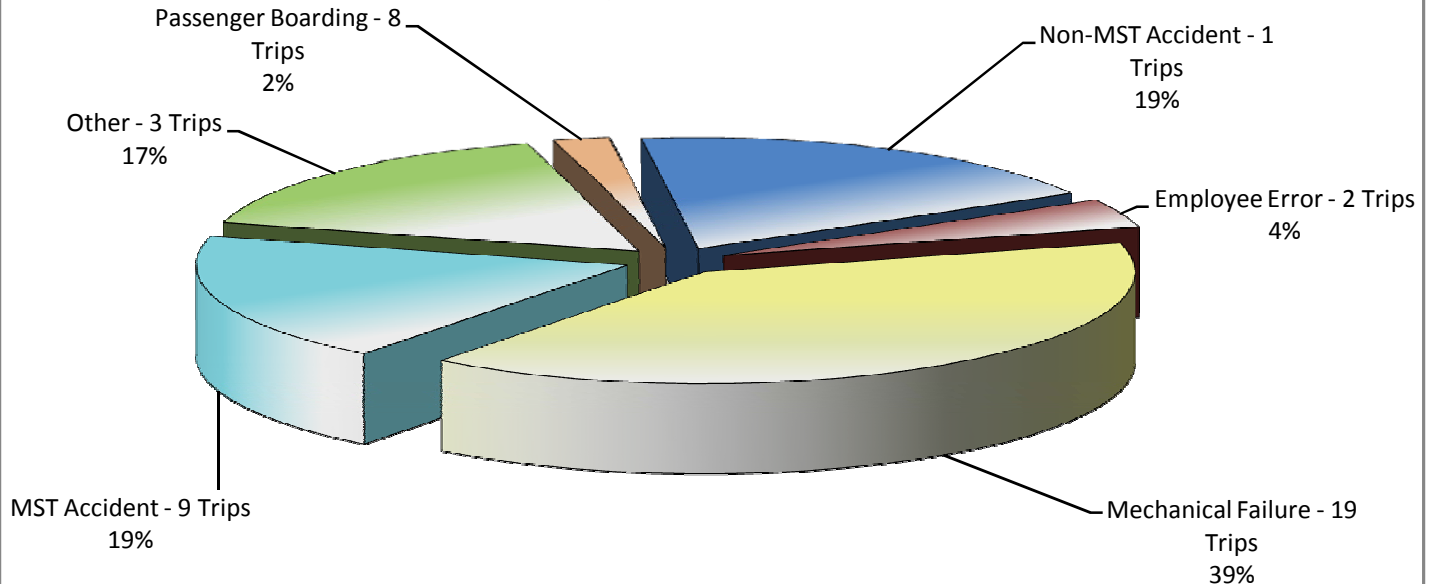
Overcrowded Trip Reports by Line - FY09 YTD



Cancelled Trips by Month - FY09 YTD

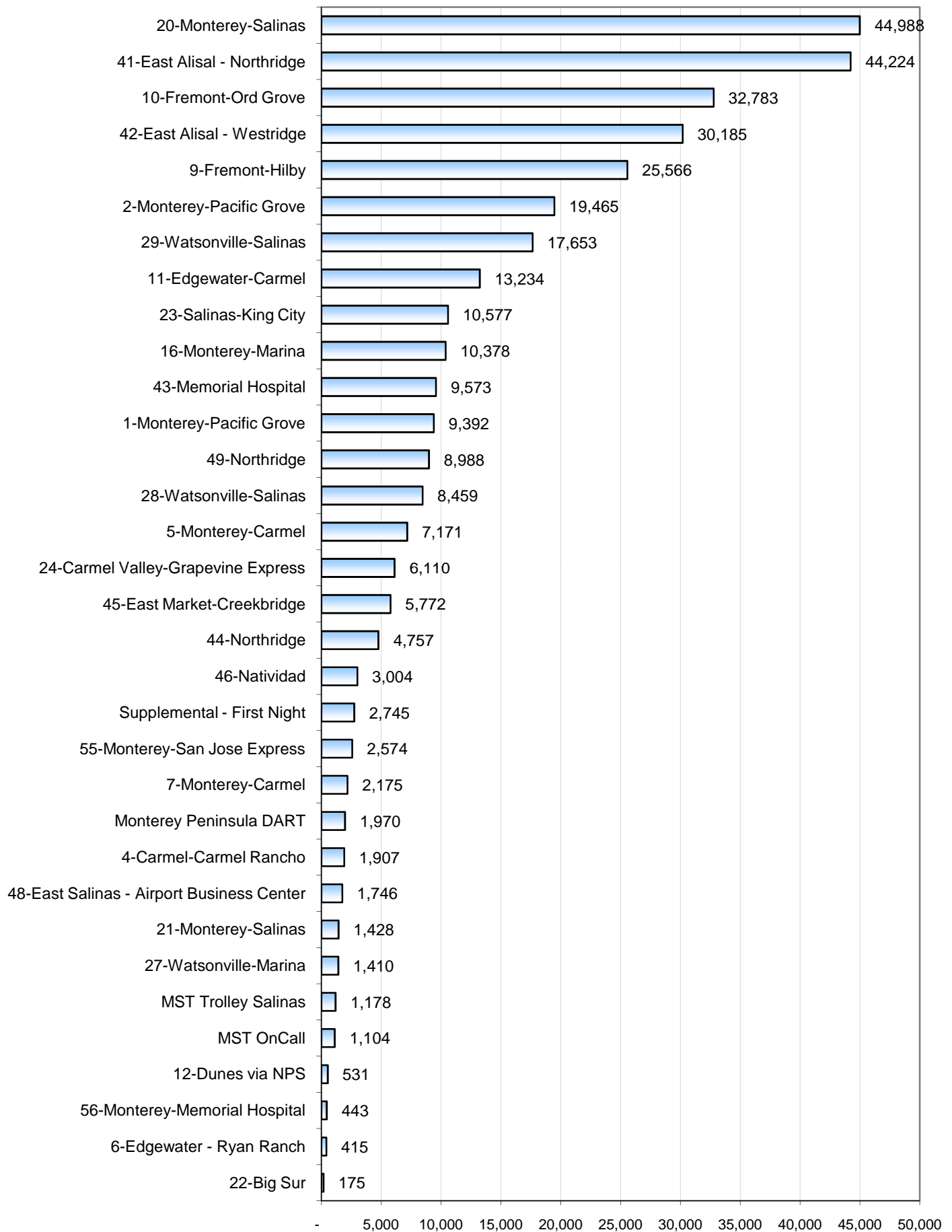


Cancelled Trips by Reason - FY09 YTD

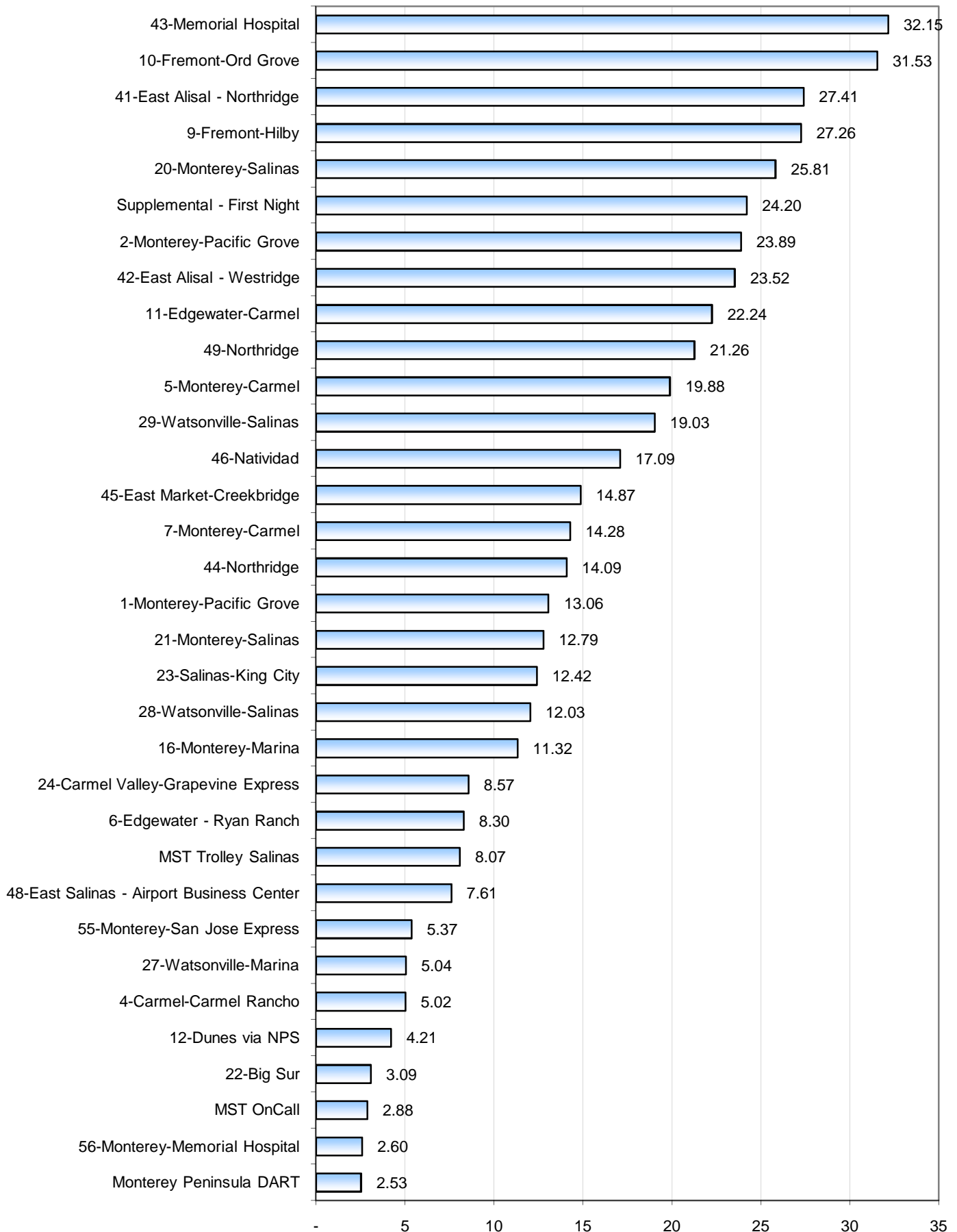


Ridership by Line - December 2008

Total Passengers

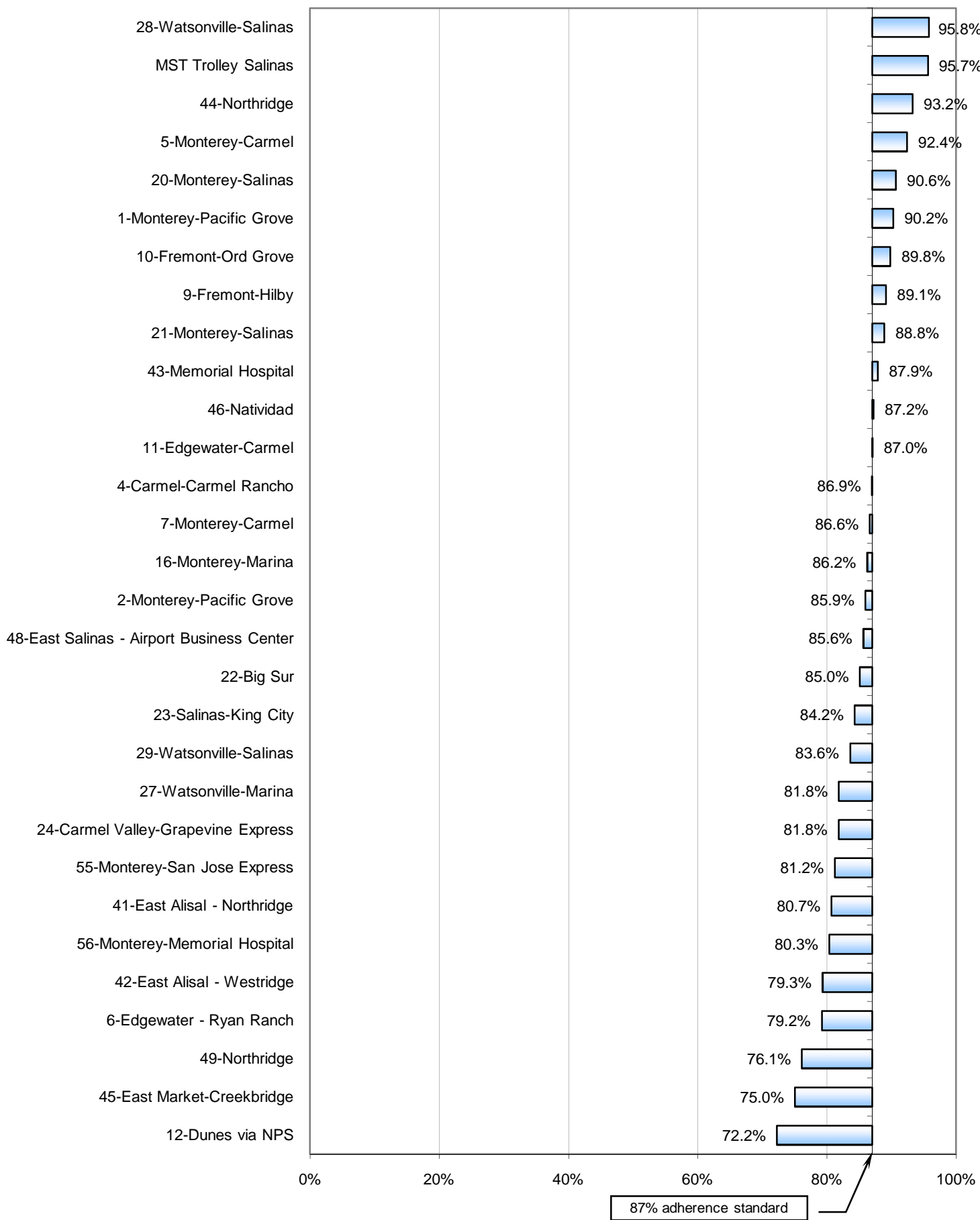


Productivity by Line - December 2008
Passengers Per Hour



Schedule Adherence by Line - December 2008

Percent On-time Timepoints



December 2008

Systemwide Ridership:	332,080
Systemwide Revenue Hours:	18297:34
Systemwide Revenue Miles:	289,434.3

Primary Routes

Line	Ridership	VRHrs	VRMi	Pax/Hr	% Riders	% Hrs
1-Monterey-Pacific Grove	9,392	719:08	7,197.0	13.06	2.8%	3.9%
9-Fremont-Hilby	25,566	937:50	9,452.2	27.26	7.7%	5.1%
10-Fremont-Ord Grove	32,783	1039:42	11,206.6	31.53	9.9%	5.7%
41-East Alisal - Northridge	44,224	1613:40	17,822.6	27.41	13.3%	8.8%
42-East Alisal - Westridge	30,185	1283:12	14,197.2	23.52	9.1%	7.0%
Total	142,150	5593:32	59,875.6	25.41	42.8%	30.6%

Local Routes

Line	Ridership	VRHrs	VRMi	Pax/Hr	% Riders	% Hrs
2-Monterey-Pacific Grove	19,465	814:52	11,478.6	23.89	5.9%	4.5%
Monterey Peninsula DART	1,970	779:00	7,826.0	2.53	0.6%	4.3%
4-Carmel-Carmel Rancho	1,907	379:32	3,868.8	5.02	0.6%	2.1%
5-Monterey-Carmel	7,171	360:40	4,349.9	19.88	2.2%	2.0%
6-Edgewater - Ryan Ranch	415	50:00	1,054.0	8.30	0.1%	0.3%
7-Monterey-Carmel	2,175	152:20	1,782.0	14.28	0.7%	0.8%
MST OnCall	1,104	383:00	3,129.0	2.88	0.3%	2.1%
11-Edgewater-Carmel	13,234	594:57	9,218.7	22.24	4.0%	3.3%
12-Dunes via NPS	531	126:00	2,766.0	4.21	0.2%	0.7%
16-Monterey-Marina	10,378	916:44	16,701.2	11.32	3.1%	5.0%
43-Memorial Hospital	9,573	297:48	3,588.0	32.15	2.9%	1.6%
44-Northridge	4,757	337:36	3,997.2	14.09	1.4%	1.8%
45-East Market-Creekbridge	5,772	388:12	5,778.0	14.87	1.7%	2.1%
46-Natividad	3,004	175:48	1,836.0	17.09	0.9%	1.0%
48-East Salinas - Airport Business Center	1,746	229:20	4,376.0	7.61	0.5%	1.3%
49-Northridge	8,988	422:48	2,972.0	21.26	2.7%	2.3%
Total	92,190	6408:37	84,721.4	14.39	27.8%	35.0%

Regional Routes

Line	Ridership	VRHrs	VRMi	Pax/Hr	% Riders	% Hrs
20-Monterey-Salinas	44,988	1742:48	34,731.3	25.81	13.5%	9.5%
21-Monterey-Salinas	1,428	111:40	2,079.0	12.79	0.4%	0.6%
23-Salinas-King City	10,577	851:50	26,247.5	12.42	3.2%	4.7%
24-Carmel Valley-Grapevine Express	6,110	712:40	14,602.0	8.57	1.8%	3.9%
27-Watsonville-Marina	1,410	279:40	7,532.0	5.04	0.4%	1.5%
28-Watsonville-Salinas	8,459	703:02	19,695.6	12.03	2.5%	3.8%
29-Watsonville-Salinas	17,653	927:50	15,925.0	19.03	5.3%	5.1%
55-Monterey-San Jose Express	2,574	479:19	14,926.5	5.37	0.8%	2.6%
56-Monterey-Memorial Hospital	443	170:30	5,890.6	2.60	0.1%	0.9%
Total	93,642	5979:19	141,629.5	15.66	28.2%	32.7%

Seasonal / Supplemental Service

Line	Ridership	VRHrs	VRMi	Pax/Hr	% Riders	% Hrs
22-Big Sur	175	56:40	1,460.0	3.09	0.1%	0.3%
MST Trolley Salinas	1,178	146:00	1,020.0	8.07	0.4%	0.8%
First Night Monterey	2,745	113:26	727.8	24.20	0.8%	0.6%
Total	4,098	316:06	3,207.8	12.96	1.2%	1.7%

January 30, 2009

To: Carl G. Sedoryk, General Manager/CEO

From: Michael Hernandez, Assistant General Manager/COO

Subject: Monthly Maintenance Report for December 2008

This monthly summary report highlights fuel, fleet and facilities activities and information for the month of December 2008. Detailed statistical information is also attached.

Fuel Prices:

Fuel prices continued to drop during the month as noted below:

	December Low	December High	November Average	December Average	% Change
Diesel	\$2.14	\$2.39	\$2.68	\$2.23	-16.8%
Gasoline	\$1.16	\$1.38	\$1.64	\$1.24	-24.4%

Fleet Status:

Road Call Rate Goal: 7,000 Miles or More	Miles Between Road Calls:	Operating Cost Per Mile:	
December	12,979	December	\$1.16
Past 12 Months:	16,956	FY09 Year To Date:	\$0.95

In December there were a total of 22 road calls, of which 19 were maintenance related. Of the 19 road calls, the highest two road call categories were exhaust & electrical problems. Note that fleet fuel/mileage stats for December are averaged and do not reflect the actual miles. Some diesel fuel data was lost after upgrading the AssetWorks maintenance management software program. As a result, diesel gallons were underreported for the month of December. Diesel fuel data for January 2009 has been correctly captured.

Major facilities work during the month included: repair work on the bus washer at TDA; the installation of security cameras and an electronic lock door system at TDA. Additionally, the bus stop at Carmel Valley Rd. at the Manor was relocated due to safety concerns after new bus stop/turn-out improvements were completed.

Michael Hernandez

Date: December 31, 2008

To: C. Sedoryk, General Manager/CEO

From: Lyn Owens, Director Human Resources & Risk Management; Hunter Harvath, Assistant General Manager Finance & Administration; Mark Eccles, Director Information Technology

Subject: **Administration Department** Monthly Report December 2008

The following significant events occurred in Administration work groups for the month of December 2008:

Human Resources

A total employment level for December 2008 is summarized as follows:

Positions	Budget FY09	Actual	Difference
Coach Operators / Trainees	124	121	-3
C/O on Long Term Leave *	10	10	0
Coach Operators Limited Duty	1	0	-1
Operations Staff	24	24	0
Maintenance & Facilities	44	43	-1
Administration (Interns 2 PT)	22.5	21.5	-1
Total	225.5	219.5	-6

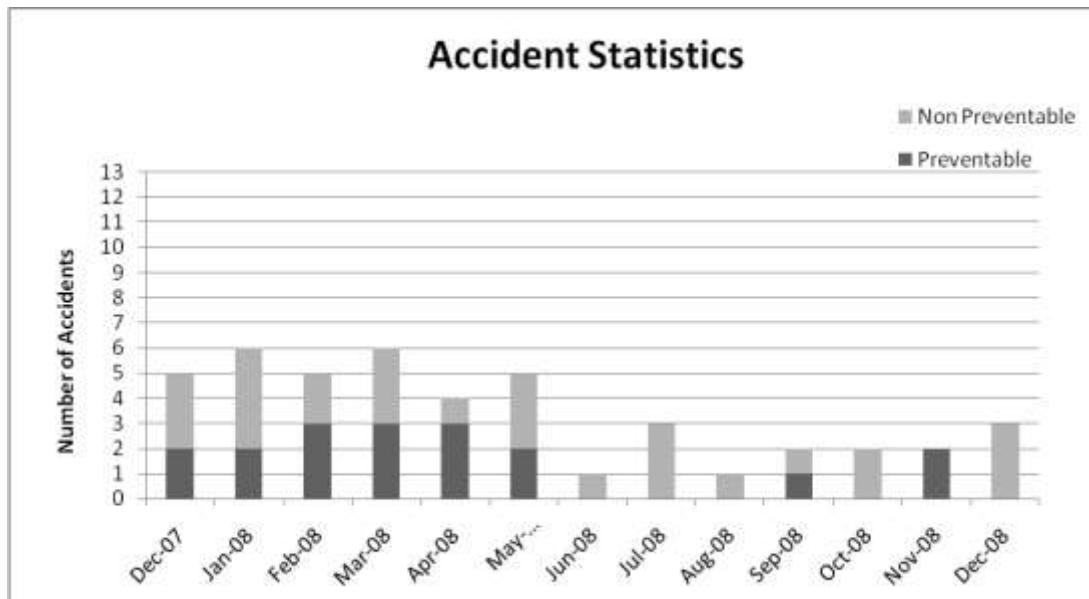
<i>December Worker's Compensation Costs</i>	
<i>Indemnity (paid to employees)</i>	\$1,987.18
<i>Legal (includes bill review & Utiliz.Review)</i>	\$1,600.26
<i>Medical (included Medical Case Mgmt)</i>	\$3,376.35
<i>TPA Administration Fee</i>	\$4,000.00
<i>Excess Insurance</i>	\$4,412.58
<i>Total Expenses November 2008</i>	\$15,376.37
<i>Reserves</i>	\$1,517,782.04
<i># Ending Open Claims</i>	52
<i># Ending Closed Claims</i>	0

Training

Description	Attendees
Verification Of Transit Training	38
Ethics Training	4
Prius Training & Key Issue Receipt	6

Risk Management Update

Description	December 2008 Preventable		December 2007 Preventable	
	Yes	No	Yes	No
Vehicle hits bus	0	3		3
Bus hits object	0	0	2	0
TOTAL	0	3	2	3



Liability Claims Paid/Recovered – Property and Personal Injury

There were no claims paid or recovered during this reporting period.

Customer Services Update

Customer Service received 55 customer comments during the month as follows:

Service Report Type	Dec '08	%	Dec '07	%
Employee Compliment	3	5.45%	1	2.17%
Service Compliment	3	5.45%	3	6.52%
Improper Employee Conduct	12	21.82%	8	17.39%
Passed By	10	18.18%	0	0.00%
Improper Driving	5	9.09%	11	23.91%
Request To Add Service	3	5.45%	7	15.22%
Late Arrival	3	5.45%	3	6.52%

Fare / Transfer Dispute	3	5.45%	0	0.00%
Inaccurate Public Information	3	5.45%	0	0.00%
No Show	1	1.82%	6	13.04%
Early Departure	1	1.82%	3	6.52%
Passenger Injury	1	1.82%	2	4.35%
Harassment by employee	1	1.82%	0	0.00%
Late Departure	1	1.82%	0	0.00%
Request to Reduce Service	1	1.82%	0	0.00%
Service Other	1	1.82%	0	0.00%
Service Schedule	1	1.82%	0	0.00%
Unsafe Conditions	1	1.82%	0	0.00%
Vehicle Maintenance	1	1.82%	0	0.00%
Bus Stop Amenities	0	0.00%	1	2.17%
Carried By	0	0.00%	1	2.17%
	55	100.00%	46	100.00%

Marketing and Sales Update

MST signed advertising contracts with McDonald's, American Ratings Corporation, and First National Bank worth a total of \$116,010. Press releases sent include: "MST fare increase effective January 3, 2009" (12/29/08); "MST to provide limited bus service for the holidays" (12/22/08); "MST recognizes one million miles of safe driving" (12/23/08); "Free bus service to First Night Monterey" (12/29/08)

Published news stories included: "Possible MST fare increase" (KIONrightnow.com, 12/2/08); "Local News & Events: MST names employee of the month" (Salinas Californian, 12/3/08); "Salinas Holiday Parade of Lights winners announced" (Salinas Californian, 12/3/08); "MST fare increase hearing" (Monterey County Weekly, 12/4/08); "MST to increase bus fares" (Monterey County Herald, 12/8/08); "Monterey-Salinas Transit raises bus fares" (Salinas Californian, 12/8/08); "MST will increase prices: No routes to be cut; biodiesel fuel discontinued" (Monterey County Herald, 12/9/08); "MST raises bus rates" (KION& KIONrightnow.com, 12/9/08); "Monterey-Salinas Transit bus fares to raise 50 cents on Jan. 1" (Salinas Californian, 12/9/08); "Letters: Government should subsidize all of MST" (Monterey County Herald, 12/10/08); "Monterey-Salinas Transit announces holiday bus schedules" (Salinas Californian, 12/22/08); "MST announces holiday bus schedules" (Salinas Californian, 12/23/08); "First Night blazes a trail into the new year with cultural diversity through the arts" (Monterey County Herald, 12/27/08); "Go green, not backward" (Salinas Californian, 12/27/08); "2008: Wildfires, storms, economic strains, violence top year's local news" (Monterey County Herald, 12/28/08); "Monterey-Salinas Transit offers free bus service on First Night" (Salinas Californian, 12/29/08); "Price for a ride goes up Saturday for Monterey County buses" (Salinas Californian, 12/29/08); "Free bus service

for Monterey's First Night" (Salinas Californian, 12/30/08); "New Year's eve on the central coast" (KSBW.com, 12/30/08)

Marketing activities: Planned for January service change and fare increase; ordered new and supplemental ticket books reflecting increased fares; ordered new farebox stickers reflecting increased fares; designed and printed 2009 monthly pass; worked on design and content of 2008 annual report; coordinated purchase of new recycle bins for MST facilities with help from the City of Monterey; coordinated joint marketing messaging with 211; created temporary brochure for improved Naval Postgraduate service to begin in February; managed vendor and group discount programs; SEAT meeting; received presentation from GovDelivery.com; ordered MST promotional products.

Planning Update

During the month of December, staff continued working with the Monterey County Redevelopment Agency on planning the new FJL Monterey Bay Operations and Maintenance Center at the Whispering Oaks industrial park site adjacent to Inter-Garrison Road. Staff worked with representatives of TAMC on funding issues in response to the devastating cuts in state transit assistance and the freezing of bond funds pending resolution of the state's budget crisis. Staff worked on improving bus service to the Naval Postgraduate School, enlisting more participants in the program, and continued discussions with representatives of the Defense Languages Institute on introducing bus service to the Presidio in the near future.

Public hearings were conducted soliciting public input on the proposed fare increase to MST's fixed-route and paratransit services. After approval by your Board at its December 8th meeting, staff began preparations for implementing the fare increase on January 3rd. Staff attended regular meetings of TAMC, AMBAG, FORA, MCHA, Salinas Chamber of Commerce, and Competitive Clusters. Staff met with representatives of BioEASI to explore ways of expanding their production of biodiesel and reducing the price of their fuel to make it more competitive with traditional diesel fuel. Staff met with Hartnell College's landscape architect regarding improved bus access to the West Alisal campus during its upcoming construction projects.

Information Technology Update

Staff worked on the Continental Transitmaster system additional functionality. Staff continued to configure software and hardware for the Assetworks Maintenance system. Staff continued to configure software for the ongoing implementation of the FAMIS Payroll system. Staff continued to configure software for the ongoing implementation of the GIRO DDAM Timekeeping system. Staff updated software components of MST workstations. Staff continued developing functionality of the Payroll and Customer Service databases. Staff kept the MST web page updated and made the appropriate changes as required. Staff continued to support MST staff as needed, proactively ensuring MST staff were supported fully with their IT needs.

TRANSPORTATION AGENCY FOR MONTEREY COUNTY

www.tamcmonterey.org

HIGHLIGHTS

January 28, 2009 Meeting

TRANSPORTATION EXCELLENCE CELEBRATED

The Transportation Agency for Monterey honored outstanding Monterey County individuals, projects, and programs in the field of transportation at the seventh annual Transportation Agency for Monterey County Excellence Awards Ceremony. Those receiving awards have shown exceptional hard work and dedication in improving transportation in Monterey County.

Individuals

- **Jim and Mary Lou Vossen: Program Director, Your Town Program, KNRV AM 1240:** Mr. and Ms. Vossen have been an important asset to transportation in Monterey County by broadcasting the “Your Town” Radio and Television Show, which has facilitated the sharing of important transportation topics to Monterey County residents for the past few years.
-
- **Ron Pasquinelli and Sam Teel, Monterey Peninsula Taxpayers Association:** Mr. Pasquinelli and Mr. Teel were the knowledgeable “men on the street” about the Transportation Investment Plan, with no other agenda than to improve the transportation system. Their independent points of view made them very persuasive to audiences and gained many new supporters for local transportation funding. Their efforts were an important factor in raising the approval of the plan from 57% in 2006 to nearly 63% in November 2008.

Projects

- **Mustard Seed Biodiesel Research, Monterey-Salinas Transit:** Their innovative research with biofuel made from locally grown mustard seed will reduce MST’s reliance on oil and will provide a fully sustainable alternative to diesel that will lessen environmental impacts.
-
- **Holman Highway 68 – Community Hospital Project: City of Monterey, TAMC, Community Hospital of the Monterey Peninsula, URS Corporation, Granite Construction, Bestor Engineers, Caltrans:** The Holman Highway 68 CHOMP Project has resulted in a more functionally efficient intersection with improved traffic conditions and safety through the intersection. The project has dramatically improved access to and from the Community Hospital of the Monterey Peninsula, while preserving the scenic forested area around the project.

- **Basin Complex Fire – Highway 1 Winter Preparation Project: Caltrans – District 5, Granite Construction, AIS Construction, and Hi Tech Rockfall Construction:** This very important project will prevent or minimize highway closures associated with rockslides and debris flows resulting from increased runoff and will significantly increase Caltrans' ability to maintain Highway 1 in Big Sur during the winter months.
-
- **Elkhorn Slough Early Mitigation Partnership: Caltrans – District 5, Elkhorn Slough Foundation:** This partnership promotes environmental streamlining by developing partnerships, funding strategies and conservation agreements to provide timely, coordinated, regional-scale compensatory mitigation for multiple transportation projects. Early mitigation planning and partnering reduces project and process delays by developing sustainable mitigation measures early in project development.

See the attached list for a full description of the awards recipients. The full awards list may also be accessed at: http://www.tamcmonterey.org/programs/excelaward/08_honorees.html.

CALL FOR FEDERAL STIMULUS PROJECTS

The Transportation Agency Board authorized a call for projects to program the potential federal infrastructure stimulus funds allocated to Transportation Agency for Monterey County. The timing and dollar amount of a potential federal infrastructure stimulus package is currently unknown. A ballpark estimate of Transportation Agency for Monterey County's share of a stimulus package could range from \$8 million to \$20 million. The final stimulus package is expected to be signed into law by February 16, 2009. There is considerable urgency to be ready to proceed when a federal infrastructure stimulus package is finalized. The clock for short-term deadlines to start construction on projects such as 90 days or 150 days will start as soon as funds are allocated to the state.

Transportation Agency staff will work with the Technical Advisory Committee to develop a project application process that quickly and equitably selects projects to distribute stimulus package funds based on Transportation Agency for Monterey County's current Regional Surface Transportation Program project selection process.

The key criteria for selecting stimulus package projects include:

- Jurisdiction has approved Disadvantage Business Enterprise Program, Federal Master Agreement, and Quality Assurance Plan in accordance with Caltrans requirements;
- Ready to obligate within the 90 days, 120 days, 150 days, or by July 1, 2010 time limits set in the stimulus package,
- ability to meet federal and state project delivery requirements,
- geographic equity,
- multimodal benefits of the proposed project,
- regional benefits of the proposed project,
- job creation

A proposed priority list of projects to receive stimulus package funds will be brought to the Transportation Agency for Monterey County Board of Directors for approval prior to funds being allocated.

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SAN JUAN ROAD AND HWY 101 INTERCHANGE PROJECT
PUBLIC HEARING

Safety on Highway 101 is the primary concern behind plans for a new interchange near the intersection of San Juan Road and Highway 101. With over 85 accidents occurring at this intersection over the past five years (one fatal) plans for this intersection will make entering and exiting the highway safer and congestion free. The project has progressed to the point that preliminary engineering is complete and the draft environmental document (Mitigated Negative Declaration / Environmental Assessment) is targeted for release for public review and comment on January 15, 2009.

A public hearing is scheduled for the project and the environmental document at the Aromas School Gymnasium on February 5, 2009.

Caltrans has reduced the number of viable alternatives for a new interchange in this area down to two. Both of these two alternatives fall partly across the county line in San Benito County and best address the traffic concerns and avoid project impacts. These options would also help with local circulation at Cole Road and may prove to be less expensive than the original alternatives. Funding for this \$90.6 million project will come from several sources including regional, interregional, and trade corridor bond funds.

SIGNIFICANT SAVINGS IN FREIGHT RAIL
FOR MONTEREY COUNTY

This August, the Board approved an agreement with the Grower-Shipper Association of Central California to study the feasibility and industry interest in utilizing rail carriers for transport of agricultural products in addition to the current direct ship by truck to market. The analysis finds “that the rail initiative provides a significant and positive impact to the County of Monterey and its surrounding areas, as well as to the shipper-growers in the area, in terms of financial economic consequences as well as other externalities including the environment. The analysis indicates significant savings to the shipper-growers, providing a higher level of profit margin and reduces the variability in revenues over time.” The author recommends that “a follow-up analysis should be done, specifically, looking at the cost-benefit analysis of this investment ...[and] the various strategic options or pathways that the project can be developed.”

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TRANSIT FUNDING NEEDED

The Transportation Agency Board approved the allocation of \$1,660,304 in State Transit Assistance funds for MST RIDES operations through June of 2009 in order to maintain existing services. The Agency also supported a Proposition 1b capital transit bond application by the City of Soledad for a bus replacement up to \$100,000. Other Proposition 1b recommendations this year are \$80,000 for a City of Greenfield replacement bus and \$1.8 million for MST's bus replacement loan payoff. The Agency will reserve State Transit Assistance funds equal to the Soledad and Greenfield bus costs until the applicants receive bond funds.

Also, due to the Governor's proposal to permanently eliminate the State Transit Assistance program beginning in the 2009-10 fiscal year the Transportation Agency Board of Directors approved a short-term, zero-interest loan to Monterey-Salinas Transit to reduce their long term debt payment costs and preserve funding for public transit operations. This action is part of a package of measures intended to mitigate the impact of the State Transit Assistance cuts.

MONTEREY-SALINAS TRANSIT TO RECEIVE LOCAL TRANSPORTION FUNDS FOR SOUTH COUNTY TRANSIT SERVICE

The Transportation Agency awarded Monterey Salinas Transit \$74,387 in Local Transportation Funds to maintain operation of the Line 23 Express (Line 23x) service between King City and Salinas, which has been funded to date through private contributions and federal transit grants for rural intercity services. Beginning in February 2009, Monterey Salinas Transit will no longer receive the federal grant funds budgeted for this service due to recent changes to federal grant eligibility criteria.

TRANSPORTATION AGENCY AWARDS TRANSPORTATION FUNDS TO CITY OF SEASIDE

The Transportation Agency awarded \$284,487 in Regional Surface Transportation Program funds to the City of Seaside for Pavement Management System Implementation and to reallocate \$60,000 of fair share funds to the Fremont/Trinity Lighted Crosswalk project.

The types of transportation projects that are eligible for Regional Surface Transportation Program funding include local street and roadway rehabilitation, local match for federal transportation funds, bike lanes, pedestrian facilities, public transit capital, and signal coordination. The Transportation Agency distributes the "fair share" component to the cities and County based on population and is available at the discretion of the local jurisdiction for transportation projects.

Monterey-Salinas Transit
Washington, D.C. Office

FAX DATE: January 28, 2009

TO: Carl Sedoryk

FROM: Thomas P. Walters

The following report summarizes recent actions taken on behalf of Monterey-Salinas Transit:

- Contacted Delegation to support transit funding in Economic Stimulus Legislation.
- Met with Appropriations Committee staff to discuss House Economic Stimulus Legislation.
- Provided drafting assistance for appropriations requests.
- Continued advance planning for 111th Congress advocacy meetings for MST staff and Board Members, including potential meetings with committees, agencies and Congressional delegation.
- Advised on lobbying strategies and 2009 Federal agenda and priorities.
- Provided updates on legislation affecting MST programs and initiatives.

TPW:dwg

MEMO

DATE: July 1, 2008
TO: Carl Sedoryk, General Manager/CEO
Monterey-Salinas Transit
FROM: John E. Arriaga, President
SUBJ: June 2008 Activity Report

Week of June 2, 2008

- Monitored Legislative policy, fiscal and budget committee hearings on State Budget and transportation and related issues
- Prepared for Legislative Committee meeting on State Priorities
- Prepared Weekly Capitol Update Report on key events and activities in Sacramento/the Capitol
- Prepared weekly update of MST Legislative Matrix and reported on legislation of interest
- Monitored gubernatorial appointments

Week of June 9, 2008

- Participated in Legislative Committee meeting and provide report on transit legislation and update on 2008-09 Budget discussions
- Monitored the commencement of the Joint Legislative Budget Conference Committee hearing and provided summary report
- Monitored/attended legislative policy, and fiscal committee hearings on transit-transportation and related issues
- Prepared Weekly Capitol Update Report on key events and activities in Sacramento/the Capitol
- Prepared weekly update of MST Legislative Matrix and reported on legislation of interest
- Monitored gubernatorial appointments.

Week of June 16, 2008

- Monitored/attended legislative policy, and fiscal committee hearings on transit-transportation and related issues
- Monitored the Joint Legislative Budget Conference Committee hearings and provided summary report
- Prepared Weekly Capitol Update Report on key events and activities in Sacramento/the Capitol
- Prepared weekly update of MST Legislative Matrix and reported on legislation of interest
- Monitored gubernatorial appointments.

Week of June 23, 2008

- Monitored/attended legislative policy, and fiscal committee hearings on transit-transportation and related issues
- Monitored the Joint Legislative Budget Conference Committee hearings and provided summary report
- Prepared Weekly Capitol Update Report on key events and activities in Sacramento/the Capitol
- Prepared weekly update of MST Legislative Matrix and reported on legislation of interest
- Monitored gubernatorial appointments

Please feel free to contact me at (916) 669-1340 with any questions or concerns you may have regarding information contained in this report.

To: Board of Directors
From: H. Harvath, Assistant General Manager – Finance & Administration
Subject: Proposed Pacific Grove Trolley

RECOMMENDATION:

Receive update on a proposed trolley for Pacific Grove.

FISCAL IMPACT:

None.

POLICY IMPLICATIONS:

Staff responds to referrals from your Board.

DISCUSSION:

At the October 17, 2008, meeting of your Board, Director Stilwell from Pacific Grove asked staff to develop a plan and cost estimate for a proposed trolley connecting the Aquarium with downtown Pacific Grove and the inns around Asilomar. In that regard, staff has developed the following route (map to be provided at the board meeting):

Begin:	Aquarium
Left:	David
Right:	Lighthouse
Left:	17 Mile Drive
Right:	Sunset
Right:	Lighthouse
Left:	Asilomar
Right:	Del Monte
Left:	Sea Palm
Right:	Oceanview
Onto:	Wave
Left:	Prescott
Left:	Cannery Row
End:	Aquarium

The proposed route would remain largely on existing bus routes, with the addition of a scenic coastal stretch of Sunset Drive and Oceanview Boulevard, so as not to impact residential streets that do not currently have MST buses traveling on them. The timing of the route is estimated at 25 to 27 minutes, with 3 to 5 minutes recovery time. This meets MST's preferred recovery rate of 10% of a route's run-time.

Many of Pacific Grove's inns and lodges would be within a few block's walk of trolley stops, which would for the most part be located at existing MST bus stops. In addition, MST would request that the city install two new temporary trolley stops along Oceanview Boulevard at the following locations:

- At Greenwood Park between 13th and 12th Streets
- At Andy Jacobsen Park between 7th and 5th Streets

These proposed stops would not impact any homes or businesses as the entire block-face of these locations is parkland. These stops would allow easy and convenient access to the trolley from the inns along Oceanview Boulevard.

The total cost of the trolley at the current \$73.53 per hour of operation would vary based on how many days and how many hours per day it would operate. (For example, during 2005 and 2006, a trolley connecting the Aquarium, downtown Pacific Grove and the Museum of Natural History with no stops in between operated from 10 am to 6 pm, Tuesday through Saturday between July 5th and Labor Day.) Provided below is a table with various hours of operation and days of service to illustrate the magnitude of costs for the proposed trolley. It should be noted that the hourly cost of the trolley service will most likely increase next fiscal year as a result of a re-negotiated contract with MV Transportation, which operates the trolleys for MST. This new hourly rate has yet to be agreed upon.

Every half hour (1 Trolley)					
	8 hours	9 hours	10 hours	11 hours	12 hours
1 day	\$588	\$662	\$735	\$809	\$882
Nov 20-Dec 24 5 days a week	\$14,706	\$16,544	\$18,383	\$20,221	\$22,059
Nov 20-Dec 24 7 days a week	\$20,588	\$23,162	\$25,736	\$28,309	\$30,883
July 4 - Labor Day 5 days a week	\$26,471	\$29,780	\$33,089	\$36,397	\$39,706
July 4 - Labor Day 7 days a week	\$38,824	\$43,677	\$48,530	\$53,383	\$58,236
May 23 - Labor Day 7 days a week	\$63,530	\$71,471	\$79,412	\$87,354	\$95,295
Weekends Year Round	\$61,177	\$68,824	\$76,471	\$84,118	\$91,765
Daily Year Round	\$214,708	\$241,546	\$268,385	\$295,223	\$322,061

PREPARED BY: _____ REVIEWED BY: _____
 Hunter Harvath Carl G. Sedoryk

REPORT

Thomas Walters & Associates, Inc.



TO: Carl Sedoryk

December 30, 2008

FROM: Thomas P. Walters

2008 REPORT

Introduction

Congressional action this year was sluggish due to election year partisanship and the reluctance of Congressional leaders to negotiate with a lame-duck President. The prolonged Presidential races also seemed to detract focus and sap the energy from many major initiatives. Even the few notable legislative initiatives that were completed – such as the 2008 Farm Bill, the Supplemental Appropriations funding for Iraq and Afghanistan, and the financial rescue package – came only after considerable angst and procedural maneuvering. As has happened too often in recent years, the annual appropriations process bogged down, and Congress completed work on only three appropriations measures – Defense, Homeland Security, and Veterans Affairs - before recessing to campaign for the November elections. Most Federal agencies are currently funded at FY 2008 levels under a continuing resolution in effect through March 3, 2009. However, Congressional leaders have pledged that completion of the remaining FY 2009 appropriations bills will be one of the first orders of business of the 111th Congress, and they intend to have them ready to present to President-elect Obama as soon as he is sworn in on January 20.

Advocacy Overview

Throughout this year, we have provided an on-the-ground presence for MST in Washington, DC, to continually advocate your agenda and respond to opportunities and late-breaking events. We have closely consulted with you on MST's priorities and the legislative opportunities available to your agency. We advised you on the best approaches for advocacy by MST Board Members and staff, and performed logistical work to implement your lobbying strategy.

Strategy Development

In January, we discussed the Federal appropriations and legislative outlook with MST staff to develop strategy and lobbying activities. In close consultation with you, we implemented those strategies and provided regular updates on transportation-related legislation. We participated in your Legislative Committee's meetings to advise MST on your 2008 agenda items and travelled to Monterey to participate in your annual meeting to adopt the agenda for the coming year.

Direct Advocacy

This year, we built on longstanding relationships with the local Congressional Delegation and other members of Congress to provide an on-the-ground presence for MST in Washington, DC, and to advocate your agenda. We worked closely with Senators Boxer and Feinstein, Congressman Farr and other members of the Congressional delegation. We emphasized the need for Federal funding support for MST, and they submitted your requests for support to the relevant committees. We also contacted key Congressional Committees and FTA to seek support for your priorities.

Advocacy by MST Board Members and Staff

We coordinated and provided extensive support for the advocacy undertaken by MST Board Members and staff. We advised you on the most advantageous approaches and performed logistical work to implement your lobbying strategy. Early in the year, we arranged and attended meetings in Washington, D.C., for you and your staff with key individuals in the House and Senate in order to lay the groundwork for MST's legislative efforts. We also scheduled and participated in meetings for MST staff and board members during the Annual APTA Legislative Conference. Throughout the year, we alerted you to other opportunities and supported your efforts, including traveling to Washington, D.C., to lobby in September. We consulted with MST staff on a continuous basis to further your advocacy efforts in all its various forms, such as letters from you or your Board, press events involving Federal officials, participation in task forces, and ad hoc advocacy opportunities with other stakeholders.

FY 2009 Appropriations

Throughout the year, we worked to identify opportunities for MST in the *FY 2009 Transportation, Housing and Urban Development Appropriations* bill, and advocated to secure funding for your priorities, with a special emphasis on funding to finish MST's bus financing package.

We provided you with details of President Bush's FY 2009 budget proposal, particularly those proposals that could potentially affect the bus and capital improvements programs. As the appropriations process began to unfold, we worked with MST staff and the local Congressional delegation to identify the most promising legislative avenues for advancing your projects and legislative priorities.

We discussed these initiatives during your January trip to Washington, D.C., and continued to work closely with California's Senators and the local Congressional delegation to implement a strategy to maximize your success. This included providing detailed project descriptions and budget justifications for your requests, and ensuring compliance with all relevant deadlines and formats. Because of their membership on the respective House and Senate Appropriations Committees, we repeatedly discussed the project with Congressman Farr's office and Senator Feinstein's Appropriations Staff. Additionally, we worked with Senator Boxer, who also submitted the appropriations requests on behalf of MST.

As planned in the advocacy strategy developed jointly with you, we used the March APTA Legislative Conference as an opportunity for MST Board Members to reiter-

ate your agency's requests in meetings we arranged and attended with key Committees and Congressional offices. We made repeated contacts on behalf of MST in advance of these trips, as well as afterwards to follow up your advocacy.

Because of intense disagreements in the budget process, Congressional leaders decided to postpone consideration of many of the appropriations bills, including the FY 2009 transportation bill. As of the start of the Federal fiscal year on October 1, only the Defense, Homeland Security and Military Construction funding bills had been passed by Congress. Short-term funding for the remaining bills is being provided through a Continuing Appropriations Resolution, which runs through the beginning of March. Although the House Appropriations Committee met during the summer to draft its version of the FY 2009 transportation appropriations bill, the Committee's draft was not finalized. Final action on the legislation, including funding for MST's bus acquisition, will not be known until the new Congress passes an appropriations package for President-elect Obama's signature.

SAFETEA-LU FUNDING AND REAUTHORIZATION

We worked with APTA, our Congressional delegation and other interested stakeholders to advocate Congressional funding of SAFETEA-LU and monitor FTA's implementation of the Act, including rulemakings affecting the Capital Grants Program. The final SAFETEA-LU legislation earmarked \$836,000 for MST over four years. In addition, the legislation provides substantial funding to MST through the Urbanized Areas formula, the Section 5310 Elderly and Disabled program, the New Freedom program, the Jobs Access Reverse Commute program and the Small Transit Intensive Cities formula. When the FY 2009 transportation appropriations legislation is passed by the 111th Congress, the measure will include funds to support the \$225,720 in FY 2009 funding for MST buses that was initially earmarked in SAFETEA-LU.

Early in the year, we discussed with you the best strategy for positioning MST for the upcoming debate over reauthorization of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), and worked with you throughout the year in support of your participation in APTA's reauthorization task force.

The deliberations beginning in 2009 regarding reauthorization of surface transportation programs will have high stakes because of the need for additional revenues to support expansion of transportation programs and the heightened needs resulting from combined economic, energy and environmental crises. We provided information to you on issues, timelines and key congressional committees in order to support MST's efforts to shape the reauthorization proposals that will be considered.

We met with House and Senate committee staff and the local delegation to discuss proposals for reauthorization, and provided updates to you on issues that would impact MST. We also arranged and attended meetings for you and your Board to advocate MST's agenda to these decision makers, including specific MST projects to be funded and the reauthorization of programs that directly support your mission, including the Small Transit Intensive Cities formula program. In consultation with you, we identified the Frank J. Lichtanski Facility as a possible MST priority for

funding through the bill, and discussed this possibility with the local Congressional Delegation in order to emphasize the need for significant funding and to integrate the request with the rest of your Federal agenda, including your FY 2009 Appropriations requests.

Reprogramming of Marina Grant

We worked with your staff, FTA and Congressional offices to reprogram unused funds earmarked for the Marina Transit Station that were in danger of being lost due to the agency's internal requirements for obligation of grants. The House and Senate Appropriations Committees sent a "Clarification Letter" to the Department of Transportation that included a directive to allow MST to use \$3.9 million of previously appropriated funds for a different bus or bus facility project, and in February, DOT the agency acknowledged that it would implement the directive.

Economic Stimulus

In January, we arranged for you to meet with House Appropriations Committee staff to discuss the need for economic stimulus legislation, and provided follow-up information regarding potential MST projects that would be ready-to-go and create jobs. Because of the impact this year of energy costs on the economy and on MST's operating budget, we also stressed the huge potential for transit to provide energy-efficient transportation to Americans beset by record prices for gasoline.

We advocated with the local Congressional delegation for H.R. 6052, the *Saving Energy Through Public Transportation Act of 2008*, which would authorize \$1.7 billion over two years to support public transportation. We also drafted letters for your Board to send in support of the bill and ensured their timely delivery. The House passed H.R. 6052 on June 26, and similar provisions were included in H.R. 7110, the *Job Creation and Unemployment Relief Act of 2008*, which was passed by the House in late September. This legislation was stalled in the Senate due to partisan gridlock, but economic stimulus legislation is expected to be among the first initiatives tackled by the new Congress in January. We continue to advocate in close coordination with APTA and other stakeholders for inclusion of public transportation funding in this legislation.

Small Starts/Very Small Starts

We worked in support of your efforts to participate in FTA's Small Starts/Very Small Starts Program, which was established in SAFETEA-LU to fund low-cost projects under a simplified project evaluation process, including bus rapid transit projects. Throughout this year, we have discussed MST's interest in this program with FTA and Congressional staff with a view to a possible Very Small Starts project serving the Monterey Peninsula. We arranged and attended meetings for you to discuss this with FTA staff in January, March and September, and FTA encouraged MST to continue to pursue this program as a potential funding source.

Clean Fuels

We discussed MST's biofuel partnership with Congressional offices to inform them of your efforts to explore sustainable ways of supporting your fleet, and provided follow-up information to them regarding the lessons learned from this demonstration program.

Throughout the year, we consulted with MST on Federal requirements and grant programs related to clean fuels, including biodiesel and clean diesel. During consideration of the 2008 Farm Bill, we provided drafting assistance and delivered advocacy letters on behalf of MST to members of Congressional leadership and relevant Committees, urging them to include provisions to extend the alternative fuel excise tax and infrastructure credits. We also arranged and attended meetings for you and Chairman Armenta to discuss renewal of tax credits for biodiesel with key House and Senate offices, including Senator Lincoln (D-AR), who sponsored legislation to extend the tax credits.

Other Issues

Highway Trust Fund

Throughout this year, we closely monitored a potential shortfall of financing of Federal transportation programs through the Highway Trust Fund, and consulted with you on the potential impacts on MST projects and the upcoming reauthorization of SAFETEA-LU. In February, President Bush proposed in his FY 2009 budget submission to Congress to borrow funds from the Mass Transit Account to address the projected insolvency of the Trust Fund. We worked in coordination with APTA in support of the Rockefeller Amendment to Federal Aviation Administration legislation that would extend the solvency of the Highway Account of the Highway Trust Fund and permit full funding of highway programs in Fiscal Year 2009 without adversely impacting investment in public transportation. We also provided drafting assistance to you for letters in support of the Rockefeller Amendment from Chairman Armenta to Senators Boxer and Feinstein and ensured that they were delivered to them in time for the Senate floor debate. Although the FAA bill was eventually pulled from consideration due to procedural roadblocks, provisions similar to the Rockefeller Amendment were eventually enacted as part of H.R. 6532, the *Highway Trust Fund Restoration Act*. The bill was signed into law in September, and restored \$8 billion to the fund.

Transit in the Parks

We researched information requested by you regarding funding opportunities through FTA's Transit in the Parks program. We also investigated potential amendments to improve the program. We contacted Senator Feinstein's staff regarding her potential sponsorship of this initiative and contacted other stakeholders regarding the plausibility of a coalition to advocate for these changes.

Community-Based Transportation Policies

We discussed FTA's Charter Bus rulemaking with you and other public transportation stakeholders and reported on regulatory actions likely to impact MST. We assisted you with meetings with Congressional staff to explore future legislative options for amending FTA's regulations.

Information Services

We reviewed daily the Federal Register, the Congressional Record, and various other sources of information for materials of interest to or that would impact MST. These information services included proposed legislation and public laws, as well as committee reports, public hearing testimony and grant opportunities.

APTA

We represented MST at regular informational and strategy meetings of the APTA Washington, DC, transit advocates and other meetings of transit stakeholders to monitor for any actions impacting MST.

Monterey Salinas Transit Board of Directors

MEETING:	February 9, 2009	Agenda No.: 10-7
SUBJECT:	Receive Board Referrals Update	

	DATE	BY	TO *	ITEM	REPORT	STATUS
1	12/10/07	Downey	Harvath	Transit access to Presidio of Monterey	<p>This item was discussed at the Board meeting on January 14, 2008. City of Monterey to schedule meeting with DLI.</p> <p>MST staff met with City of Monterey and DLI staff.</p> <p>MST staff met on June 12th and on July 8th with Bob Guidy from the Presidio. Mr. Guidy will forward MST staff times of day classes begin and end so schedules accessing Presidio can be developed. Transit access into and/or through the Presidio is still under discussion.</p> <p>Mike Gallant has had further discussions with the Internal Review/Compliance Officer in regards to implementing a number of shuttle/express trips from outside one of the Presidio gates sometime in mid-late 2009. Also discussed was identifying potential ways for DLI to fund this bus service (namely, the federal DOT transportation benefit program which completely funds the Line 12-NPS Express bus route for the Navy Postgraduate School).</p>	Ongoing
2	10/17/08	Stilwell	Harvath	PG Trolley Service	Director Stilwell asked staff to develop a plan and a cost estimate for Trolley Service in PG. The concept is to develop service starting at the Aquarium down Ocean View to Asilomar, the Lighthouse and to Downtown PG and back.	Staff will provide estimate by February meeting
3	11/17/08	Armenta	Sedoryk	Carmel Valley Incorporation	Consider related issues related to the incorporation of Carmel Valley and its potential membership to MST JPA.	Ongoing
4						

Monterey Salinas Transit Board of Directors

MEETING:	February 9, 2009	Agenda No.: 10-7
SUBJECT:	Receive Board Referrals Update	

	DATE	BY	TO *	ITEM	REPORT	STATUS
7						