1. CALL TO ORDER

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

1-1 Conduct Swearing In Ceremony for Director Yvette Gonzalez, Mayor Pro-Tem of the City of Greenfield.

Chair Orozco introduced Agapito Vazquez, alternate for the City of Greenfield, and led him in the Swearing in Ceremony.

1-2 Roll call.

1-3 Pledge of Allegiance.

Chair Orozco led the Pledge of Allegiance and Roll Call followed.

Present: Fernando Armenta County of Monterey
       Kristin Clark City of Del Rey Oaks
       Alan Cohen City of Pacific Grove
       Libby Downey City of Monterey (arrived at 10:01 a.m.)
       Alvin Edwards City of Seaside
       Susan Kleber City of King
       Frank O’Connell City of Marina
       Maria Orozco City of Gonzales
       David Pendergrass City of Sand City
       Sergio Sanchez City of Salinas
       Patricia Stephens City of Soledad
       Agapito Vasquez (alt) City of Greenfield

Absent: Victoria Beach City of Carmel-by-the-Sea

Staff: Carl Sedoryk General Manager/CEO
       Zoe Shoats Marketing Analyst
       Kathy Matthews General Accounting & Budget Manager
       Michael Hernandez Asst. General Manager/COO
       Kelly Halcon Director of Human Resources & Risk Management
       Hunter Harvath Asst. General Manager/Finance & Administration
       Deanna Smith Executive Assistant to the GM/CEO
       Robert Weber Director of Transportation Services
       Dave Laredo General Counsel/De Lay & Laredo
Others: Lance Atencio MV Transportation
Margaret Osborne Seaside
Eric Petersen Green Party
Jim Fink MST Rider
Renee Leonard MST Passenger

Apology is made for any misspelling of a name.

2. CLOSED SESSION

2-1 Conference with Legal Counsel – Litigation, Existing Litigation, Gov. Code § 54956.9(c). Monterey-Salinas Transit v. County of Monterey.

2-2 Conference with property negotiators. (Parcel # APN 259-011-067, 259-011-060, 003-171-024, 003-171-027, 002-248-009-010, 011-486-004, 032-171-005, L.2.1, 1.2.4.3, L.2.4.2, L.2.2.1, L.2.2.2, L.2.3, L.2.4.1)

2-3 General Manager Performance Evaluation, Gov. Code § 54957 (b)

2-4 Conference with Labor Negotiators – Monterey-Salinas Transit Employee Association (MSTEA) and MST (D. Laredo, K. Halcon) (§54957.6)

Director Sanchez left at 10:45 a.m.

2-5 Conference with Legal Counsel-Litigation- Meri Bautch (§ 54956.9)

At the approval of the Board, Chair Orozco moved to Public Comment, Agenda Item #6, prior to moving to Closed Session.

3. RETURN TO OPEN SESSION

The Board returned from Closed Session at 11:06 a.m. No reportable action was taken.

Public Comment – None.

4. CONSENT AGENDA

4-1 Review highlights of Agenda.

4-2 Adopt Resolution 2013-05 recognizing Michelle Di Pretoro, Inventory Control Specialist, as Employee of the Month for August, 2012.

4-3 Adopt Resolution 2013-06 recognizing Jacqueline Bernal, Customer Service Representative/Spanish-English Translator, as Employee of the Month for September, 2012.

4-4 Disposal of property left aboard buses, August and September, 2012.
Minutes of the regular meeting of July 9, 2012.


Claim Rejection – Wong, Shirley; Wong, Rachel; Trujillo, Dora.

Approve Purchase of One Medium Size Bus.

APTA Membership Dues.

Authorize General Manager to sign American Public Transit Association Sustainability Commitment.

Adopt Resolution 2013-07 recognizing John Huerta, Jr. for his service to Monterey-Salinas Transit.

Adopt updated Drug and Alcohol Policy.

Adopt new rate schedule for the MST Bus Advertising Program.

Award Contract for six (6) Opal Single Pass Vending Machines.

Director Downey asked that Agenda Item # 4-5, Minutes of July 9, 2012, be corrected to reflect her accurate time of arrival.

Public Comment – None.

**Director Pendergrass made a motion to approve the Consent Agenda, with requested corrections to the Minutes of July 9, 2012, and was seconded by Director Clark. The motion carried unanimously.**

5. SPECIAL PRESENTATIONS

5-1 August Employee of the Month – Michelle Di Pretoro, Inventory Control Specialist.

Kathy Matthews recognized Michelle Di Pretoro as Employee of the Month for August 2012.


Zoe Shoats recognized Jacqueline Bernal as Employee of the Month for September 2012.

5-3 25 years of Service-Charlie Armbruster, Communications Systems Manager.
Mr. Armbruster was not present.

5-4 Resolution of Appreciation – John Huerta, Jr.

Mr. Huerta was not present.

Public Comment – None.

6. PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

Jim Fink requested a moment of silence for the victims of September 11, 2001. He believes MST should make transit for tourists a priority and service to residents secondary. He hears many questions from tourists regarding Line 55 to Big Sur and Line 22, which he says should be a line dedicated to tourists.

Renee Leonard thanked MST for placing lights at the bus stop in Sand City. She is very unhappy that service to CHOMP has been reduced to every two hours. She lives in Seaside and the changes to Lines 2 and 5 are terrible. She is late at least once a day riding Lines 9 and 10. She challenges MST staff to ride the bus as she does. She is unhappy that Laurel is no longer with MST.

Close Public Comment

Chair Orozco moved back to Agenda Item #2, Closed Session at 10:11 a.m.

7. COMMITTEE REPORTS

No action required unless specifically noted.

7-1 CTSA Advisory Committee Minutes from May 23, 2012.

7-2 ADAPTR Committee Minutes from June 13, 2012.

7-3 Facilities Committee Minutes from July 9, 2012.

7-4 Marketing Committee Minutes from August 13, 2012.

Public Comment – None.

8. BIDS/PROPOSALS

8-1 Award contact for Diesel and Gasoline Fuel.

Mr. Hernandez requested that the Board award a three (3) year contract, with two (2) one (1) year extensions for Ultra Low Sulfur Diesel Fuel and Unleaded Gasoline to Mansfield Oil Company. This low bid would save approximately $31,000 for diesel fuel and $44,000 in gasoline annually. Fuel costs would not be locked in, but the delivery costs would be locked in.
Director Downey asked if Mansfield Oil Company had offices in California. Mr. Hernandez stated they did have offices in the San Francisco Bay Area / San Jose.

Director Edwards asked if the price of fuel could be locked in. Mr. Hernandez stated this was fuel hedging and the practice had both pros and cons. While setting the price did provide a measure of consistency, if gas prices went down the overall savings could be less than anticipated.

Director Armenta made a motion to approve awarding a three (3) year contract, with two (2) one (1) year extensions for Ultra Low Sulfur Diesel Fuel and Unleaded Gasoline to Mansfield Oil Company and was seconded by Director Edwards. The motion carried unanimously.

9. PUBLIC HEARINGS

10. UNFINISHED BUSINESS

11. NEW BUSINESS

11-1 Staff Update: Purchased Transportation RFP.

Mr. Sedoryk asked to be excused to catch a plane to Washington, D.C. This will be his first chance in nearly two years to meet with Representative Kevin McCarthy, one of the key Republican legislators working on a tax bill affecting military transit riders.

Robert Weber informed the Board that an RFP for contracted transportation was published in August. The contract represents over $25.6 million, at current rate numbers, of Vehicle Revenue Hours over the 5 year contract term for paratransit/ADA service and contracted fixed-route service. Bids are due in October and Mr. Weber expects to come back before the Board for contract award at the December 10, 2012 meeting.

Director Edwards asked if MST could bid on the contract. Mr. Weber stated that after running comparisons, he does not believe MST could provide the service at a lower cost because of bus facility limitations. Additional land would need to be leased which would greatly reduce any cost savings.

Mr. Laredo confirmed that after bids have been received, MST could compare the cost of keeping the service in-house. Mr. Weber stated that he would provide the comparison in December when the bids were presented.

11-2 CSUMB Service Contract.

Mr. Harvath requested the Board authorize a contract with CSUMB to implement a second year of the University Pass Program. The program has had a successful first year and has developed a refined program to better match service demand. The projected revenue and service are reduced by half, with all program costs covered.
Director Downey made a motion to approve the contract with CSUMB for year two of the University Pass Program and was seconded by Director Kleber. The motion carried unanimously.

Public Comment

Mr. Fink asked why late night service on Line 16 has been discontinued. Mr. Harvath stated that this was one of the lines of CSUMB service designed to transport students to downtown Monterey on the weekends. It was underutilized, and CSUMB agreed to discontinue use.

12. REPORTS & INFORMATION ITEMS

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


12-3 State Legislative Advocacy Update.


Mr. Harvath announced that the construction progress of MST’s JAZZ BRT line has been running behind schedule. It is hoped that the construction on Fremont Street will be completed by the Jazz Festival opening of September 21. At this time, the JAZZ buses will be introduced for festival transportation. The buses are available for viewing after the meeting. It is uncertain whether there will be small scale event at Fremont and Casa Verde to inaugurate the buses on September 21st, but there will be an official ribbon-cutting event once the entire project is completed.

Director Armenta stated that Trombone Shorty wanted to ride the bus at the event.

Director Edwards asked if Jazz music could be played on the buses. Mr. Harvath stated that securing copyrights to play music on buses is cost prohibitive.

Mr. Fink called a Point of Order. Public Comment was not called after Agenda Item #2. Chair Orozco re-opened public comment.

13. COMMENTS BY BOARD MEMBERS

13-1 Reports on meetings attended by Board Members at MST expense (AB1234).

13-2 Board Member Comments.
13-3 Board Member Announcements.
13-4 Board Member Referrals for future agendas.

No comments were made.

14. ATTACHMENTS

14-1 Disbursement Journal for June and July 2012.

15. ADJOURN

There being no further business, Chair Orozco adjourned the meeting at 11:37 a.m.

Prepared by: Deanna Smith, Deputy Secretary