

MST BOARD OF DIRECTORS

Monterey Bay Unified Air Pollution Control District
24580 Silver Cloud Ct., Monterey

Minutes

June 9, 2014

10:00 a.m.

1. CALL TO ORDER

1-1. Roll call

1-2. Pledge of Allegiance

In the absence of Chair Orozco, Vice Chair Downey called the meeting to order at 10:02 a.m. Roll call was taken the Pledge of Allegiance followed.

Present:	Fernando Armenta	County of Monterey
	Tony Barrera	City of Salinas
	Kristin Clark	City of Del Rey Oaks
	Alan Cohen	City of Pacific Grove
	Libby Downey	City of Monterey
	Alvin Edwards	City of Seaside
	Randy Hurley	City of Greenfield
	Frank O'Connell	City of Marina
	Maria Orozco	City of Gonzales (10:04 a.m.)
	David Pendergrass	City of Sand City
	Patricia Stephens	City of Soledad
	Carrie Theis (alt)	City of Carmel-by-the-Sea
Absent:	Terry Hughes	City of King
Staff:	Carl Sedoryk	General Manager/CEO
	Hunter Harvath	Asst. General Manager/Finance & Administration
	Deanna Smith	Executive Assistant/Clerk to the Board
	Kelly Halcon	Director of Human Resources & Risk Management
	Mark Eccles	Director of Information Technology
	Andrea Williams	General Accounting & Budget Manager
	Robert Weber	Director of Transportation Services
	Tom Hicks	CTSA Manager
	Heidi Quinn	De Lay & Laredo
	Miriam Gutierrez	MST Customer Service Representative
Public:	Jason Snow	MV Transportation
	Todd Muck	TAMC
	June Stein	For Sara Stop Distracted Driving
	Ariana Green	TAMC
	Victoria Vinegra	
	Chrystal Tyrer	
	Kelly K Chesshire	

Apology is made for any misspelling of a name.

2. CLOSED SESSION

Chair Orozco moved to Closed Session.

- 2-1. Conference with Labor Negotiators – Monterey-Salinas Transit Employees' Association (MSTEA), and MST (§54957.6). (H. Quinn, K. Halcon)
- 2-2. Request for settlement authority – Patricia Wightman. (H. Quinn, C. Sedoryk, K. Halcon)
- 2-3. Conference with property negotiators. (Parcel # APN 259-011-067, 259-11-060, 003-171-024, 003-171-027, 002-248-009-010, 013-312-015-000011-486-004, 032-171-005, 001-693-002-000, 013-313—002, 259-031-040, 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). (No enclosure) (C. Sedoryk)

3. RETURN TO OPEN SESSION

- 3-1. Report on Closed Session and possible action.

Heidi Quinn reported that there was no reportable action taken during Closed Session.

4. CONSENT AGENDA

- 4-1. Review highlights of the agenda.

Mr. Sedoryk reviewed the highlights of the agenda.

- 4-2. Adopt Resolution 2014-22 recognizing Sonia Bannister, Customer Service Supervisor, as Employee of the Month for June 2014.
- 4-3. Disposal of Property left aboard buses.
- 4-4. Minutes of the regular meeting of May 12, 2014.
- 4-5. Financial Report – April 2014.
- 4-6. Adopt Resolution 2014-23 recognizing Mike McBride for his seven years of service.
- 4-7. General Manager/CEO Contract Extension.
- 4-8. Ratify Memorandum of Understanding (MOU) between Monterey-Salinas Transit Employee Association (MSTEA) and Monterey-Salinas Transit District (MST).

Director Downey pulled Item 4-4 and noted an incomplete sentence on page nine, in the last sentence of paragraph four.

Public Comment – none.

Director Downey made a motion to approve the Consent Agenda, with corrections to the minutes, and was seconded by Director Stephens. The motion passed unanimously.

5. SPECIAL PRESENTATIONS

5-1. June Employee of the Month – Sonia Bannister, customer service supervisor.

Hunter Harvath recognized Sonia Bannister, customer service supervisor, as the June Employee of the Month for her outstanding service to MST and the entire community.

5-2. Retirement - Michael McBride, Mechanic.

Mr. McBride was not present.

5-3. TAMC Update: Multimodal Corridor Alignment Plan.

A PowerPoint presentation was delivered by Arianna Greene of TAMC, detailing the updated Multimodal Corridor Alignment Plan.

Public Comment – none.

5-4. MST Mobility Management Update.

Chair Orozco moved to Public Comment to accommodate members of the public.

After Public Comment was closed, Chair Orozco returned to Item 5-4.

A PowerPoint presentation was delivered by Tom Hicks, CTSA manager, who provided an update on MST's Mobility Management programs and services.

Hunter Harvath provided information on the federal funding that has supported MST's Mobility Management programs including buses, coach operators, and support staff. In the past, the Jobs Access Reverse Commute (JARC) program, New Freedoms program, and 20 other federal grants provided approximately \$6 million to fund the programs. These federal funding sources are no longer available. Program funding will continue to expire through 2015. Beyond this point, new sources of funding will need to be identified. The proposed MST one-eighth of one percent sales tax, which would be placed on the November 2014 ballot, is estimated to provide approximately \$6 million in revenue.

Director Armenta asked if grants were available for veterans. Mr. Harvath stated that MST partners with an agency in San Jose for one grant targeting veterans' services. The New Freedoms grant did not support services specifically for veterans, but revenue from the proposed sales tax would be used to support programs for this group.

Director Edwards asked if MST will stop applying for the grants if the sales tax is approved. Mr. Harvath stated that there are no more grants to apply for as they have been discontinued. Director Edwards also asked how often the new MST Mobility television advertisements were being aired. Mr. Harvath stated that MST purchased a \$13,000 ad buy for the current two months of ads; another \$13,000 will be used to purchase ads airing in September, October, and November. The ads are funded through a grant and do not advocate for or against the sales tax.

Director Barrera asked if revenue from the sales tax would provide a surplus. Mr. Harvath stated that the tax would not provide a surplus, but the revenue may allow MST to expand some services, such as those for veterans. Maintaining services and buses are the tax revenue priority. Mr. Barrera also asked how the available accessible taxis are allotted to taxi companies. Mr. Harvath stated that MST has three taxis available and four companies responded to the RFQ. MST will hold a random drawing for the vehicles.

Director Armenta stated that the semi-annual Veterans Stand Down is returning in August and asked if MST could provide transportation for the event. Mr. Harvath stated that MV Transportation donated services for the event. Staff will confirm with Jason Snow.

Public Comment – none.

Chair Orozco continued with Agenda Item 7.

6. PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

Chrystal Tyrer stated that public transportation at the Dunes Shopping Center is inferior and unsafe. She also has trouble with MV Transportation On Call services. She feels there is a communication problem between dispatch and drivers, and stated she is also concerned with unsafe conditions at Imjin and Reservation Roads to Preston Park. She has lodged complaints with local police patrols. She often has to walk the half mile in the dark and MV On Call refuses to provide transportation to Preston Park.

Kelly Chesshire is the mother of a 1 1/2 year-old, and 3 year-old, and a 7 year-old. She stated that mothers need transportation services in the area of Preston Park. She has to call to arrange transportation and is often told "maybe" regarding service. She feels it is unfair and dangerous to have children put in this position.

June Stein stated that she is unhappy with the drivers of MST's small buses, operated by MV Transportation. She has submitted photos to Jason Snow, general manager of MV, of one specific driver talking on his cell phone while driving. This driver has continued to do so even after being confronted, and she cited incidents on May 12, May 14, and June 7. The same driver also ate nachos and chatted with a supervisor

while driving the bus, resulting in the bus being 22 minutes late to its destination. She believes all the small bus drivers need more training, although she mentioned that Maria was a conscientious driver. She stated that the drivers of MST large buses provide excellent service. She also cited problems with trolley service.

Chrystal Tyrer attempted to speak again, but Chair Orozco informed her she was only able to speak once on the same topic. She was referred to Mike Gallant, business development planner; Robert Weber, director of transportation services; Jason Snow, general manager of MV; and Sonia Bannister, customer service supervisor who were all present. Ms. Tyrer and other members of the public met in the lobby with MST and MV staff to discuss their concerns.

Director O'Connell asked all three women to email him at his office at Marina City Hall and he would personally respond to them.

Close Public Comment

Chair Orozco returned to Item 5-4.

7. COMMITTEE REPORTS

No action required unless specifically noted.

7-1. HR Committee Minutes of April 28, 2014.

7-2. Finance Committee Minutes of May 12, 2014.

7-3. Ad Hoc Nominating Committee Minutes of June 2, 2014.

Public Comment – none.

8. MAJOR PROCUREMENTS

9. PUBLIC HEARINGS

10. UNFINISHED BUSINESS

10-1. Update on MST proposed Sales Tax Measure.

Mr. Sedoryk reviewed the outreach activities conducted by MST staff to date and the proposed timeline and budget for a November 2014 ballot placement. In fulfillment of MST enabling legislation regarding ballot placement, a concurrence of a majority of jurisdictions represented on the MST Board to place a sales tax measure on the November 2014 ballot has been obtained. Cities providing their concurrence are: Gonzales; Monterey, Marina, Sand City, Del Rey Oaks, Carmel, and Soledad. The City of Seaside received MST's presentation at their last board meeting and will take action on June 19. The Cities of Greenfield, King, Salinas, and the County of Monterey are scheduled to consider MST's request.

Public Comment – none.

10-2. Review Draft Sales Tax Ordinance and Resolution.

Mr. Sedoryk stated that a public hearing is required to consider adoption of the final MST sales tax resolution and ordinance, including ballot language. A section will be added specifying MST's right to recoup Monterey County Elections fees from future sales tax revenue. The Draft Ordinance and Resolution were presented and comments were requested.

Pat Stephens was uncomfortable with the phrase "like getting to" in the first paragraph of the Draft Ordinance and the Draft Resolution and suggested it be replaced with "such as," "including," or another less colloquial phrase. Director Clark suggested "for instance."

Director Theis asked if the sales tax required a two-thirds majority. Mr. Sedoryk stated that as a transit district, all sales tax measures fall under special tax requirements.

Director Stephens stated that she thought the 15-year sunset clause was too short. Mr. Sedoryk stated that consultants and voting records show a trend for voters to prefer shorter sunset clauses, but this was under the board's purview.

Director Edwards felt the sunset clause was important to voters.

Public Comment – none.

Director Armenta made a motion to approve placing a public hearing on the July 14, 2014, agenda to adopt the final resolution and ordinance for the proposed MST sales tax measure and was seconded by Director Stephens. The motion passed unanimously.

10-3. Approve the FY 2015 Operating & Capital Budget, Action Plan, and Staffing Levels.

Mr. Harvath presented the Final FY 2015 Budget. The Budget had only one change since being reviewed by the Finance Committee and Board at the May 2014 meeting. CSUMB has adjusted down its estimated funding for purchased transportation to approximately \$85,000, and MST has adjusted its CSUMB service levels accordingly.

Director Downey questioned the increase in board travel expense from \$5,000 to \$15,000, and the 3.9% wage increase. Mr. Harvath explained that \$15,000 was the actual FY 2014 expense for board travel. Staff adjusted board travel expense to reflect real travel costs. The 3.9% wage increase reflects an overall increase, not a per person increase in annual wages.

Director Cohen questioned the \$200,000 overtime expense for coach operators. Mr. Harvath stated that staff plans a certain amount of overtime for coach operators as it is sometimes more cost efficient to keep coach operators on the clock a few extra hours than to hire extra coach operators for full time employment. Other staff overtime reflects the effects of the hiring freeze that has been in place because of the PEPRA dispute.

Director Edwards stated that there are many people without jobs and he would rather see MST hire new employees than pay overtime.

Director Pendergrass questioned MST's reserve policy. Mr. Harvath stated that MST reserves are not actually sitting in the bank, but reflect a 16.7% difference between revenues and expenses for FY 2015. Director Pendergrass would like the reserve policy to be revisited by the Finance Committee.

Director Armenta mentioned that both he and Director Orozco were listed as Chairpersons on the title page of the budget. Staff will correct the error.

Public Comment – none.

Director Stephens made a motion to approve the FY 2015 Operating & Capital Budget, Action Plan, and Staffing Levels, and Resolution 2014-24 authorizing Federal Grant Applications and was seconded by Director Edwards. The motion passed unanimously.

11. NEW BUSINESS

11-1. Conduct election of officers.

Director Barrera reported that the Nominating Committee had met on June 2, 2014, and had recommended Director Downey to serve as Chair, and Director Barrera to serve as Vice Chair, for fiscal years 2015 and 2016. Staff appointments were also made. He encouraged all board members to communicate with each other when offended or when in disagreement.

Public Comment – none.

Director Armenta made a motion to approve the recommendations and the motion was seconded by Director Cohen. The motion passed unanimously.

Director Orozco handed the gavel to Chair Downey, and thanked the board and staff for their support. Chair Downey thanked the board for their nomination and told Vice Chair Barrera she looked forward to working collaboratively with him over the next two years.

12. REPORTS & INFORMATION ITEMS

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

12-1. General Manager/CEO Report – April 2014.

Chair Downey questioned why miles between preventable collisions are decreasing. Ms. Halcon stated that staff monitors collisions and provides annual safety training for operators as well as re-training for operators who are having frequent incidents. She stated there are many factors that can cause an increase in collisions and it is difficult to identify any one factor. Mr. Sedoryk stated that the industry standard

is 100,000 miles between preventable collisions; MST currently remains well above this standard at 185,596 miles between preventable collisions.

12-2. Washington D. C. Lobbyist Report – May 2014.

12-3. State Legislative Advocacy Update – May 2014.

12-4. Correspondence.

12-5. Staff Announcements.

Mr. Sedoryk mentioned that Senator Barbara Boxer will be in the area in July and is considering MST as a site for a press event to promote federal funding that has supported MST's electric trolley, the JAZZ BRT line, and diesel/hybrid buses. Mr. Sedoryk has met with her staff and they seemed to feel it would be an excellent opportunity. The Senator will also be visiting the City of Soledad to promote the recent designation of the Pinnacles National Monument to a National Park.

Public Comment – none.

13. COMMENTS BY BOARD MEMBERS

13-1. Reports on meetings attended by board members at MST expense (AB1234).

Director Armenta reported on the highlights of his trip to the APTA Legislative Conference in March 2014, emphasizing the importance of increasing communication with major stakeholders and meeting with local legislators in their home districts. He also stressed the importance that each board member considers their level of commitment in promoting MST's sales tax measure.

13-2. Board member Comments and Announcements.

Director Orozco thanked MST for their help during the Community Development Block Grant (CDBG) National Community Development Week for the Salinas Valley Cities. The City of Gonzales was a recipient of the CDBG National Award.

Director Barrera commended MST staff for the way they responded to the members of the public who were in attendance today.

Chair Downey thanked Director Orozco for her service as Chair.

13-3. Board member Referrals for future agendas.


14. ATTACHMENTS

14-1. Detailed monthly Performance Statistics and Disbursement Journal, April 2014.

Attachments can be found online within the GM Report at:
<http://www.mst.org/about-mst/board-of-directors/board-meetings/>

15. ADJOURN

There being no further business, Chair Downey adjourned the meeting at 12:03 a.m.

Prepared by: 
Deanna Smith, Deputy Secretary