



FINAL MINUTES

**Meeting
of the
BOARD OF DIRECTORS
of the
SANTA BARBARA METROPOLITAN TRANSIT DISTRICT
A Public Agency
February 4, 2014
8:30 AM
Santa Barbara MTD Auditorium
550 Olive Street, Santa Barbara, CA 93101**

1. **CALL TO ORDER**
Chair Davis called the meeting to order at 8:30 a.m.
2. **ROLL CALL OF THE BOARD OF DIRECTORS**
Chair Davis reported that all members were present with the exception of Director Rodriguez.
3. **REPORT REGARDING POSTING OF AGENDA**
Natasha Garduno, Executive Assistant, reported that the agenda was posted on Friday, January 31, 2014 at MTD's Administrative Office, mailed and email to those on the agenda minutes list, and posted on MTD's website.

CONSENT CALENDAR

4. **APPROVAL OF PRIOR MINUTES- (ATTACHMENT- ACTION MAY BE TAKEN)**
Director McQuary moved to approve the draft minutes for the meeting of January 21, 2014. Director Weinberg seconded the motion. The motion passed unanimously with one recusal by Director Easton who abstained from voting
5. **CASH REPORT- (ATTACHMENTS- ACTION MAY BE TAKEN)**
Director McQuary moved to approve the cash report of January 14, 2014 through January 27, 2014. Director Weinberg seconded the motion. The motion passed unanimously.

THIS CONCLUDES THE CONSENT CALENDAR

6. **PUBLIC COMMENT**
None was made

AT THIS POINT CHAIR DAVIS ASKED FOR A MOTION TO MOVE TO CLOSED SESSION AGENDA ITEMS #12, #13 & #14.

Director Weinberg moved to approve the motion. Director McQuary seconded the motion. The motion passed unanimously.

RELATED TO EACH CLOSED SESSION; PUBLIC COMMENT WILL BE ALLOWED RELATED TO THE CLOSED SESSION ITEM(S) BEFORE THE RECESS

12. **RECESS TO CLOSED SESSION- CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION (Section 54956.9 (a)) (ACTION MAY BE TAKEN)**
The Board met in closed session pursuant to Government Code § Section 54956.9 (a).
One case: Susana Cruz Garcia vs. MTD

Upon returning from closed session Chair Davis reported that the Board gave General Manager Fisher authority to settle for property damage in the amount of \$6682.61 in a case of uncontested cause of liability.

13. RECESS TO CLOSED SESSION- CONFERENCE WITH LEGAL COUNSEL- INITIATION OF LITIGATION - (ACTION MAY BE TAKEN)

The Board met in closed session pursuant to Government Code § 54956.9(c). One case.

Upon returning from closed session Chair Davis reported that the Board gave conditional authorization to General Manager Fisher to execute a public transit mitigation implementation agreement between UCSB and MTD for the San Joaquin Housing Apartments and Precinct Improvements Project subject to UCSB approval of the agreement in the current form.

14. RECESS TO CLOSED SESSION–LABOR NEGOTIATIONS– (ACTION MAY BE TAKEN)

The Board met in closed session pursuant to Government Code §54957.6. Labor negotiators Sherrie Fisher, General Manager and Jerry Estrada, Assistant General Manager/Controller.

Employee Organization: International Brotherhood of Teamsters Union, Local 186.

Upon returning from closed session Chair Davis reported that no action was taken.

7. FTA SECTION 5339 CAPITAL FUNDS- (ACTION MAY BE TAKEN)

After a brief discussion led by Steve Maas, Manager of Government Relations & Compliance, Director Tabor moved to approve staff to prepare an application for FY 2013 FTA Section 5339 capital funds for purchase of buses and related equipment and to bring a resolution approving the application to a future meeting. Director Weinberg seconded the motion. The motion passed unanimously.

VICE CHAIR MCQUARY LEFT THE MEETING AT 10:24 A.M.

8. QUARTERLY STAFF REPORTS- (ATTACHMENT- ACTION MAY BE TAKEN)

General Manager Fisher reviewed the executive summary of the quarterly reports for the period of October 1, 2013 through December 31, 2013. She reported that, while there was a decrease in ridership which could be due to the schools having one less day, the Coastal Express Limited had increased ridership during this period.

Chair Davis inquired about the decrease in purchases of 10-ride bus passes. After a brief discussion regarding bus passes, staff concluded that more analysis was needed to determine the reasons for this decrease. Director Weinberg also asked staff to look at the current price spread between the cost of the youth and adult bus passes and to bring a proposal to the Board for discussion.

Chair Davis stated that the report showed that Downtown/Waterfront Shuttle ridership has continued to decrease, if the extra ridership from cruise ship passengers is not counted. Steve Maas mentioned that, although there were no visits from cruise ship in December, ridership was greater than the previous December.

Chair Davis also stated that, on the Crosstown Shuttle, changing the frequency from twenty-three minutes to forty-seven minutes meant that service went from about three trips per hour to only one per hour. The trips are so infrequent that people can't sit around waiting so long and it is always late making it very inconvenient for riders. General Manager Fisher reminded the Board that the reason for the change in frequency of the Crosstown Shuttle was due to loss of Redevelopment Agency (RDA) funds from the City of Santa Barbara. Chair Davis stated that MTD needed to have a discussion with the City of Santa Barbara regarding the RDA funds and the impact that it has had on the Crosstown Shuttle. He stated that this specific bus line is a very important service for residents of the Eastside and Westside neighborhoods of Santa Barbara.

9. QUARTERLY FINANCE UPDATE FOR THE SIX-MONTH PERIOD ENDING

DECEMBER 31, 2013 – (ATTACHMENT- ACTION MAY BE TAKEN)

Jerry Estrada, Assistant Manager/Controller reviewed the Quarterly Finance Update for the six-month period ending December 31, 2013 with the Board. Mr. Estrada shared with the Board that the finances for this period were satisfactory when taking into account that a new collective bargaining agreement has not currently been reached. Mr. Estrada reported that an important concern expressed during the first quarter financial update was the increase in expenditures related to workers' compensation. Mr. Estrada stated that staff was recommending that the Human Resources Department and the District's third-party administrator prepare a staff report to provide background information and explanations regarding the sharp increase over the past two years, along with recommendations for management consideration to address the underlying problems.

10. GENERAL MANAGER'S REPORT UPDATE – (ACTION MAY BE TAKEN)

General Manager Fisher reported to the Board that the City of Santa Barbara had designated City Councilmember Cathy Murillo as City liaison for the district, with Councilmember Gregg Hart serving as the alternate.

General Manager Fisher notified the Board that Director Weinberg's reappointment to the Santa Barbara MTD Board was on the agenda for the Santa Barbara County Board of Supervisors meeting for Tuesday, February 4, 2014. If reappointed, Director Weinberg's term would continue through February 3, 2018. Chair Davis expressed to the Board that this was fantastic news to hear.

General Manager Fisher asked Gabriel Garcia, Manager of Human Resources & Risk to report to the Board on Mr. Hadley Howe. Mr. Garcia reported that on January 3, 2014, MTD's liability defense lawyer Mr. Phil Moncharsh of Rogers, Sheffield & Campbell, LLP obtained and filed Judgment Liens against Mr. Howe in the amount of \$14,141 in Santa Barbara County and Los Angeles County, and with the Office of the California Secretary of State. The liens will be activated should Mr. Howe attempt to sell or refinance any real property or personal property in those two counties upon which a state tax is paid. The Abstracts/Liens are valid for ten years, but may be renewed at that time if desired.

General Manager Fisher reported that Calstart, an entity located in Pasadena, has contacted MTD regarding potential projects such as MTD's Electric Vehicle project.

11. OTHER BUSINESS AND COMMITTEE REPORTS- (ACTION MAY BE TAKEN)

Director Weinberg reported to the Board that he attended the Santa Barbara Local Agency Formation Commission (LAFCO) meeting on Monday, January 27, 2014. The purpose of the meeting was to select a regular Special District Member of the Commission for a term of office from March 2, 2014 to March 1, 2018. The selection committee voted and selected Jeff Moorhouse.

15. ADJOURNMENT

Director Tabor moved to adjourn the meeting at 11:17 a.m. Director Weinberg seconded the motion. The motion passed unanimously.