



BOARD OF DIRECTORS APPROVED MINUTES

SPECIAL MEETING
of the
BOARD OF DIRECTORS
of the
SANTA BARBARA METROPOLITAN TRANSIT DISTRICT
A Public Agency
Tuesday, August 4, 2020
8:30 AM
VIA TELECONFERENCE

This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20 dated March 17, 2020, regarding the COVID-19 pandemic.

1. CALL TO ORDER

Chair Dave Davis called the meeting to order at 8:31 AM.

2. ROLL CALL OF THE BOARD MEMBERS

Chair Davis conducted a roll call and reported that all members were present with the exceptions of Vice Chair Dave Tabor and Director Dick Weinberg.

3. REPORT REGARDING POSTING OF AGENDA

Christina Perry, Clerk of the Board and Administrative Assistant, reported that the agenda was posted on Thursday, July 31, 2020, at MTD's Administrative office, mailed and emailed to those on the agenda list, and posted on MTD's website.

CONSENT CALENDAR

4. APPROVAL OF PRIOR MINUTES - (ACTION MAY BE TAKEN)

The Board of Directors was asked to approve the draft minutes for the meeting of July 7, 2020.

5. CASH REPORT - (ACTION MAY BE TAKEN)

The Board of Directors was asked to review and approve the Cash Report from the following dates: June 27, 2020 through July 10, 2020.

Director Olivia Rodriguez moved to approve the Consent Calendar. Director Paula Perotte seconded the motion. Chair Davis opened a roll call vote and the motion passed unanimously.

THIS CONCLUDES THE CONSENT CALENDAR

6. PUBLIC COMMENT

Two members of the public made comments. Dorian Belmonte provided comment via email regarding face-covering exemptions as outlined by the County of Santa Barbara Health Officer Order No. 2020-10.

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Howard Green provided comment via Zoom regarding Board packet distribution and ridership statistics.

7. SUSTAINABLE TRANSPORTATION PLANNING GRANT RESOLUTION - (ATTACHMENT - ACTION MAY BE TAKEN)

Planning and Marketing Manager Hillary Blackerby recommended that the Board adopt Resolution 2020-04 authorizing General Manager Jerry Estrada, or designee, to execute all required documents to claim funds awarded through the Fiscal Year 2020-21 California Department of Transportation (Caltrans) Sustainable Transportation Planning Grant Program.

Director Chuck McQuary moved to adopt Resolution 2020-04. Director Rodriguez seconded the motion. Chair Davis opened a roll call vote and the motion passed unanimously.

8. GENERAL MANAGER'S REPORT - (INFORMATIONAL)

General Manager Estrada provided an update on the Covid-19 pandemic efforts.

ITEM 9 WAS ADDRESSED AFTER CLOSED SESSION ITEMS 10 AND 11.

10. RECESS TO CLOSED SESSION: REAL PROPERTY NEGOTIATIONS (CALLE REAL) - (ACTION MAY BE TAKEN)

The Board met in closed session, pursuant to Government Code §54956.8, conference with real property negotiators, regarding the MTD Calle Real property located at 4678 Calle Real/149 North San Antonio Road (APNs 059-140-004, 059-140-005, 059-140-006, and 067-230-026). Under negotiation were price and terms of payment.

Agency negotiators: General Manager Jerry Estrada, Graham Lyons.

Other negotiating parties: FPA Multifamily, Housing Authority of Santa Barbara County.

No public comments regarding this Closed Session item were made prior to recess.

Chair Davis recessed the Board to Closed Session at 8:53 AM.

The Board reconvened at 9:28 AM. Chair Davis reported that the following action was taken: The Board rejected all proposals and responses to the June 8, 2018, Request for Qualifications/Request for Proposals for development of the MTD Calle Real Property. The Board then instructed its Agency Negotiator to prepare a new Combined Request for Qualifications/Request for Proposals for development of the MTD Calle Real Property to solicit new proposals for development of the Calle Real property.

11. RECESS TO CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL REGARDING LITIGATION - (ACTION MAY BE TAKEN)

The Board met in closed session with legal counsel, pursuant to Government Code § 54956.9 (a) regarding: Gloria Bravo De Ayala, and Santiago Ayala Cazares v. Aura Leticia Mjangos, Santa Barbara Metropolitan Transit District, et al. (Superior Court State of California, County of Santa Barbara – Case No: 20CV02349) and § 54956.9 (b), regarding: Significant exposure to potential litigation based on existing facts and circumstances (unknown number of cases).

No public comments regarding this Closed Session item were made prior to recess.

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Chair Davis reported that the following action was taken: The Board voted to authorize payment of its full Self-Insured Retention amount of \$250,000.00 if the potential to resolve the litigation entitled “Gloria Bravo De Ayala, and Santiago Ayala Cazares v. Aura Leticia Mjangos, Santa Barbara Metropolitan Transit District, et al. (Superior Court State of California, County of Santa Barbara – Case No: 20CV02349),” as well as any other matter related to the same bus incident described therein, should arise.

9. OTHER BUSINESS AND REPORTS - (INFORMATIONAL)

The Board discussed administrative matters.

12. ADJOURNMENT

Director Rordriguez moved to adjourn the meeting and was seconded by Chair Davis. The meeting adjourned at 9:32 AM.