



AGENDA

Meeting

of the

BOARD OF DIRECTORS

of the

SANTA BARBARA METROPOLITAN TRANSIT DISTRICT

A Public Agency

October 28, 2014

8:30 AM

Santa Barbara MTD Auditorium

550 Olive Street, Santa Barbara, CA 93101

1. CALL TO ORDER

2. ROLL CALL OF THE BOARD OF DIRECTORS

Dave Davis, Chair; Chuck McQuary, Vice Chair; Olivia Rodriguez, Secretary; Dick Weinberg, Director; Bill Shelor, Director; David Tabor, Director; Roger Aceves, Director

3. REPORT REGARDING POSTING OF AGENDA

CONSENT CALENDAR

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

The Board will be asked to waive the reading of and approve the draft minutes for the meeting of October 14, 2014.

5. CASH REPORT-(ATTACHMENTS-ACTION MAY BE TAKEN)

The Board will be asked to review the cash report for the period of October 7, 2014 through October 20, 2014.

THIS CONCLUDES THE CONSENT CALENDAR

6. PUBLIC COMMENT

Members of the public may address the Board on items within jurisdiction of the Board that are not scheduled for public hearing. The time allotted per speaker will be at the discretion of the Board Chair. If you wish to address the Board under this item number, please complete and deliver to the MTD Board Clerk, a "Request to Speak" form including a description of the subject you wish to address. Additional public comment will be allowed during each agenda item, including closed session items. Please fill out the Request to Speak form and indicate the agenda item number that you wish to comment on.

7. CAP-AND-TRADE AUCTION PROCEEDS (INFORMATIONAL)

Staff will provide the Board with an update on the allocation of California Cap-and-Trade auction proceeds.

8. THREE-BIKE RACKS- (INFORMATIONAL)

Staff will provide the Board with an update on three-bike racks for transit buses.

9. LETTER OF SUPPORT FOR UCSB SAN JOAQUIN PROJECT- (ATTACHMENT-ACTION)

The Board will be asked to approve a letter from MTD Interim General Manager Estrada to the California Coastal Commission in support of the San Joaquin Apartments and Precinct Improvement Project of the University of California, Santa Barbara (UCSB).

10. AGREEMENT FOR EMPLOYMENT OF GENERAL MANAGER-(ATTACHMENT-ACTION MAY BE TAKEN)

The Board will be asked to approve and authorize the Chair to execute the “General Manager Employment Agreement”.

11. INTERIM GENERAL MANAGER’S REPORT

- a) Halloween
- b) MCI Coaches
- c) Wooden bus shelters
- d) Trapeze system

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

The Board will report on other related public transit issues and committee meetings.

13. ADJOURNMENT

AMERICAN WITH DISABILITIES ACT: If you need special assistance to participate in this meeting, please contact the MTD Administrative Office at 963-3364 at least **48 hours in advance** of the meeting to allow time for MTD to attempt a reasonable accommodation.



MINUTES

Meeting

of the

BOARD OF DIRECTORS

of the

SANTA BARBARA METROPOLITAN TRANSIT DISTRICT

A Public Agency

October 14, 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.

3. REPORT REGARDING POSTING OF AGENDA

Natasha Garduno, Executive Assistant, reported that the agenda was posted on Friday, October 10, 2014 at MTD's Administrative Office, mailed and emailed to those on the board packet list, and posted on MTD's website.

CONSENT CALENDAR

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

Director Aceves moved to waive the reading of and approve the draft minutes for the meeting of September 30, 2014. Director Tabor seconded the motion. The motion passed unanimously with 3 abstentions by Director's McQuary, Rodriguez, and Shelor who did not attend the meeting.

5. CASH REPORT-(ATTACHMENTS-ACTION MAY BE TAKEN)

Director Aceves moved to approve the cash report for the period of September 23, 2014 through October 6, 2014. Director Tabor seconded the motion. The motion passed unanimously.

THIS CONCLUDES THE CONSENT CALENDAR

6. PUBLIC COMMENT

None was made.

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

7. RECESS TO CLOSED SESSION- PUBLIC EMPLOYEE APPOINTMENT- (ACTION MAY BE TAKEN)

The Board met in closed session pursuant to Government Code Section 54957
Title: General Manager

Upon returning from closed session Director Davis reported that Director Tabor had left closed session at 9:30 a.m. and that no action was taken.

8. ADJUSTMENT TO FISCAL YEAR 2014-15 SERVICE LEVELS- (ACTION MAY BE TAKEN)

Staff recommended that additional service hours be allocated to the Line 3-Oak Park for the current fiscal year. Staff proposed extending the line in a one way clockwise direction in order to service the

new Sansum Clinic located on Foothill Road. This would provide adequate service to the clinic while also providing a significant benefit to passengers needing to travel to multiple appointments at various medical clinic locations along the route. The additional service hours for this adjustment come from the hours that were once allocated for the Line 22 which was recently eliminated in August. Director Aceves moved to approve the recommendation by staff. Director Shelor seconded the motion. The motion passed unanimously.

9. ATTORNEY REPRESENTATION LETTER AND AGREEMENT FOR LEGAL SERVICES- (ATTACHMENT-ACTION MAY BE TAKEN)

Staff provided the Board with a letter and agreement received by Buynak, Fauver, Archbald & Spray for the Board to review in regards to representing the Santa Barbara Metropolitan Transit District as general counsel for its legal affairs. Chair Davis asked Interim General Manager Estrada for his recommendation in which Mr. Estrada recommended that the Board continue using Buynak, Fauver, Archbald & Spray as its counsel for legal affairs. Director Aceves moved to approve the recommendation. Vice Chair McQuary seconded the motion. The motion passed unanimously.

10. INTERIM GENERAL MANAGER'S REPORT

Jerry Estrada, Interim General Manager reported that UCSB has notified staff that they are taking the San Joaquin Project and the larger Long Range Development Plan to the Coastal Commission in November jointly. UCSB has requested a support letter that has been drafted which specifically addresses the San Joaquin Project, which is consistent with the agreement that was signed between MTD and UCSB stating that the agency would support the project. Director Aceves requested that the draft letter be brought to the Board for review at the next meeting and the full board concurred.

Mr. Estrada updated the Board on the AVL project. Mr. Estrada reported that Clever Devices were onsite and performed more work with the Operations department on the camera locations onboard the buses. They will be putting together documentation for installation of equipment onboard the different fleets until late November or early December.

Mr. Estrada highlighted the work of Nancy Alexander in public outreach that she has continued to do over the past few months with a specific emphasis on senior living communities. MTD provides outreach to the schools and youth in the community and has started to put more focus on senior communities by going out and showing them how to ride the bus and interact with the fare boxes. Mr. Estrada shared that it is a great expansion to MTD's public outreach and Nancy has been doing a great job.

Mr. Estrada shared that an order has been put in with Gillig for three additional 40' buses which will use up the remaining portion of the Prop 1B- PTMISEA funds. There are also two additional 40' buses pending on order. The agency is waiting on Caltrans to officially award MTD with federal funds from a new \$5339 program that was a part of MAP 21. Caltrans is now technically the designated recipient for federal transit items instead of SBCAG. A new process is being implemented by them and MTD is working closely with them and hope to have approval by them to obligate the funds and then award the contract to Gillig for two additional 40' buses. Director McQuary expressed an interest in having staff provide all bus options to the Board from Gillig for future bus purchases. Mr. Burt Handy requested to address the Board under this particular item in which he urged the Board to consider installing air conditioning on the new Gillig buses. He shared that currently there are only seven 40' Hybrid buses and two smaller buses in the fleet with air conditioning. He addressed multiple factors for buses being ordered with airconditioning such as passenger clientele, rising temperatures, emergency response services, and the new AVL equipment.

Director Aceves inquired about Halloween preparation. Mr. Estrada reported that the Operations department has been working closely with the local agencies. Dave Morse, Superintendent of Operations, and Bill Morris, Manager of Operations have attended a number of the meetings held recently. Staff will provide the Board with more information on this item at the next Board meeting.

Chair Davis inquired about the lawsuit by the City of Santa Maria naming MTD and how the agency was ever named in the dissolution of the RDA. Mr. Estrada shared that it was a mistake which is why it was dismissed so quickly.

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

Vice Chair McQuary reported that the Development Committee met and provided direction to the Planning Department. Another meeting of the Development Committee will be held on Wednesday, October 22nd.

Mr. Estrada shared that the External Affairs committee met regarding a number of items. The first item had to do with discussions with SBCC pertaining to the two-year agreement that we currently have. Both parties have agreed to work together to address a legislative issue which under state law states that a community college student cannot be charged more than \$70 when fees for public transit and parking are combined together. MTD is currently charging \$30 and SBCC is currently charging \$33.50. There are discussions currently with SBCC administrators to potentially propose legislation bifurcating the two so that parking and public transit are separate, and then to agree on what the proposed limits would be. Mr. Estrada also shared that bike racks and Cap-and-Trade were also discussed and updates on these items will be brought to the full Board at the next meeting.

Chair Davis reported that he recently received two calls in regards to the Calle Real property. One call was interest by a developer and the other interest by a non-profit, First 5, which shared that if MTD did develop on the property that a childcare center be put on the property. Chair Davis shared that he indicated to both parties that the project is in the process at the County for the Community Plan which will take about a year. Due to this the inquiries are premature but they can bring their inquiries back in about a year for discussion. Mr. Davis also indicated that if the agency ever did go out for development on the property that it would be through a public RFP process.

Director Weinberg shared with the Board that the Facilities Committee met in regards to the Terminal 1 Canopy Project for the new articulated buses.

Director Aceves requested that the personnel policy that was amended in 2011 be distributed to the Human Resources/Personnel Committee and that a meeting be scheduled to establish future steps.

12. ADJOURNMENT

Director Aceves moved to adjourn the meeting at 10:58 a.m. Director Rodriguez seconded the motion. The motion passed unanimously.

Santa Barbara Metropolitan Transit District
Cash Report
Board Meeting of October 28, 2014
For the Period October 7, 2014 through October 20, 2014

MONEY MARKET

Beginning Balance October 7, 2014 **\$11,080,600.81**

Accounts Receivable	283,749.03
Advertising/Prepaid Deposi	228,373.50
Passenger Fares	205,337.39
SBCC Fares	113,715.00
Interest Income- Sept '14	2,365.68
Miscellaneous/Asset Sales	1,033.18
Total Deposits	834,573.78

ACH Garn/Escrow	(1,163.12)
Bank/CC Fees-Jul-Sept'14	(7,529.45)
ACH Pensions Transfer	(34,677.34)
WC Transfer - Sept '14	(49,188.92)
ACH Tax Deposit	(134,329.76)
Payroll Transfer	(294,343.35)
Operations Transfer	(778,513.17)
Total Disbursements	(1,299,745.11)

Ending Balance **\$10,615,429.48**

CASH INVESTMENTS

LAIF Account	\$3,331,693.59
Money Market Account	10,615,429.48

Total Cash Balance **\$13,947,123.07**

SELF INSURED LIABILITY ACCOUNTS

WC / Liability Reserves	(\$3,783,550.48)
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Working Capital **\$10,163,572.59**

**Santa Barbara Metropolitan Transit District
Accounts Payable**

Check #	Date	Company	Description	Amount	Voids
107765	10/9/2014	ABC BUS COMPANIES INC	BUS PARTS	729.08	
107766	10/9/2014	ACCONTEMPS DBA	CONTRACT EMPLOYMENT	2,868.00	
107767	10/9/2014	ROGER ACEVES	DIRECTOR FEES	180.00	
107768	10/9/2014	BAY ALARM COMPANY, INC	CONTRACT MAINT	296.22	
107769	10/9/2014	BAY CITY FAB DBA	SHUTTLE TOPPER PARTS	443.98	
107770	10/9/2014	BIG BRAND TIRES, BRANDCO BILL	SERVICE VEHICLE MAINTENANCE	155.65	
107771	10/9/2014	BUENA TOOL, INC.	SHOP/B&G SUPPLIES	92.29	
107772	10/9/2014	CALIFORNIA ELECTRIC SUPPLY, I	SHOP/B&G SUPPLIES	84.54	
107773	10/9/2014	CARQUEST AUTO PARTS	BUS/SV PARTS & SUPPLIES	208.65	
107774	10/9/2014	CENTRAL CITY ABS, INC.	BUS SUPPLIES	28.34	
107775	10/9/2014	COMPRESSED AIR OF CALIFORNIA	BUS PARTS	2,274.52	
107776	10/9/2014	CHARGEPOINT, INC.	ELECTRIC VEHICLE CHARGING STATI	455.00	
107777	10/9/2014	COMMLINE INC.	TWO-WAY RADIO SUPPLIES	503.01	
107778	10/9/2014	CINTAS CORPORATION NO. 2	FIRST AID SUPPLIES	133.70	
107779	10/9/2014	COAST TRUCK PARTS	BUS PARTS	145.59	
107780	10/9/2014	CUMMINS PACIFIC, LLC	BUS PARTS	4,341.06	
107781	10/9/2014	DAVID DAVIS JR.	DIRECTOR FEES	180.00	
107782	10/9/2014	DOCUPRODUCTS CORPORATION	COPIER COPIES & SUPPLIES	507.35	
107783	10/9/2014	DOWNTOWN ORGANIZATION, INC	TC MAINTENANCE	450.00	
107784	10/9/2014	EASY LIFT TRANSPORTATION, IN	ADA SUBSIDY	52,422.00	
107785	10/9/2014	EBUS, INC.	BUS PARTS	203.04	
107786	10/9/2014	ERGOMETRICS, INC.	DRIVER TEST SCORING	25.00	
107787	10/9/2014	FIDELITY INVESTMENTS INSTITU	PENSION QTRLY ADMIN FEES	1,075.00	
107788	10/9/2014	GILBARCO INC. (GASBOY)	SHOP SOFTWARE	165.24	
107789	10/9/2014	GIBBS INTERNATIONAL INC	BUS PARTS	2,462.61	
107790	10/9/2014	GILLIG LLC	BUS PARTS	1,898.54	
107791	10/9/2014	GOODYEAR TIRE & RUBBER CO	LEASED TIRES	10,612.63	
107792	10/9/2014	GRAYPHICS DIGITAL IMAGING DB	PRINTING SERVICES	66.44	
107793	10/9/2014	GRAINGER, INC.	SHOP/B&G SUPPLIES	446.15	
107794	10/9/2014	H.G. MAKELIM CO., INC.	BUS PARTS	1,135.73	
107795	10/9/2014	HIGH IMPACT INC.	FORKLIFT SAFETY TRAINING	330.00	
107796	10/9/2014	HOME IMPROVEMENT CTR.	SHOP/B&G SUPPLIES	174.33	
107797	10/9/2014	INTELLICORP RECORD INC.	PRE-EMPLOYMENT CHECK	162.85	
107798	10/9/2014	INTERSTATE BATTERY OF SIERRA	EV ACCESSORY BATTERIES	490.21	
107799	10/9/2014	IPC (USA), INC.	BUS FUEL	122,820.75	
107800	10/9/2014	JOY EQUIPMENT PROTECTION, IN	SERVICING FIRE EXTINGUISHERS	746.88	
107801	10/9/2014	KIMBALL MIDWEST	SHOP SUPPLIES	169.58	
107802	10/9/2014	LANSPEED DBA	SOFTWARE SUPPORT	195.00	

Check #	Date	Company	Description	Amount	Voids
107803	10/9/2014	LAWSON PRODUCTS INC	SHOP SUPPLIES	216.26	
107804	10/9/2014	LENZ PEST CONTROL DBA	FUMIGATION SERVICES	1,250.00	
107805	10/9/2014	MC CORMIX CORP. (OIL)	LUBRICANTS	5,041.48	
107806	10/9/2014	MC CORMIX CORP. (GAS)	FUEL-SERVICE VEHICLES	2,535.34	
107807	10/9/2014	MCMASTER-CARR SUPPLY CO.	SHOP/B&G SUPPLIES	46.98	
107808	10/9/2014	CHUCK MCQUARY	DIRECTOR FEES	120.00	
107809	10/9/2014	MIKE CUEVAS GARDENING SERVI	LANDSCAPE MAINTENANCE SERVICE	685.00	
107810	10/9/2014	MISSION LINEN SUPPLY, INC	UNIFORM & LINEN SERVICE	5,504.34	
107811	10/9/2014	MURPHY ELECTRIC MAINTENANC	ELECTRICAL REPAIRS/INSTALLATION	101.68	
107812	10/9/2014	MOHAWK MFG. AND SUPPLY CO.	BUS PARTS	998.54	
107813	10/9/2014	MOLINA GASKETS DBA	REFURBISH BUS SEATS	32,534.29	
107814	10/9/2014	MOUNTAIN SPRING WATER	SHOP & OFFICE SUPPLIES	1,272.85	
107815	10/9/2014	MOTION INDUSTRIES, INC.	BUS PARTS	3,027.07	
107816	10/9/2014	NU-COOL REDI GREEN, INC	COOLANTS SUPPLIES	266.76	
107817	10/9/2014	PREVOST CAR INC.- CREDIT DEPT.	BUS PARTS	800.16	
107818	10/9/2014	OTTIERI, LUIGI	DMV/VTT REIMBURSEMENT	51.00	
107819	10/9/2014	PERRY LINCOLN MERCURY MAZD	SERVICE VEHICLE PARTS / REPAIRS	49.83	
107820	10/9/2014	PITNEY BOWES INC	POSTAGE METER QTRLY CHARGES	145.81	
107821	10/9/2014	PORT SUPPLY DBA	BUS PARTS	75.56	
107822	10/9/2014	REPUBLIC ELEVATOR, INC	ELEVATOR MAINTENANCE	153.20	
107823	10/9/2014	ROGERS, SHEFFIELD & CAMPBELL	LEGAL COUNSEL	6,190.50	
107824	10/9/2014	OLIVIA RODRIGUEZ	DIRECTOR FEES	120.00	
107825	10/9/2014	SANTA BARBARA FASTENERS, IN	SHOP SUPPLIES	21.49	
107826	10/9/2014	SANTA BARBARA NEWSPRESS	PUBLIC NOTICE ADS	31.68	
107827	10/9/2014	SILVAS OIL CO., INC.	LUBRICANTS	564.13	
107828	10/9/2014	SHIELD HEATING AND AIR DBA	B&G REPAIRS & SUPPLIES	1,063.84	
107829	10/9/2014	WILLIAM JOHN SHELOR	DIRECTOR FEES	120.00	
107830	10/9/2014	SM TIRE, CORP.	BUS TIRE MOUNTING	611.00	
107831	10/9/2014	SMARDAN-HATCHER CO., INC	B&G REPAIRS & SUPPLIES	252.24	
107832	10/9/2014	SO. CAL. EDISON CO.	UTILITIES	16,688.31	
107833	10/9/2014	SOFTCHOICE CORP, INC.	COMPUTER SOFTWARE	3,266.22	
107834	10/9/2014	SORIA, ROBIN	DMV/VTT REIMBURSEMENT	51.00	
107835	10/9/2014	SPECIALTY TOOL & BOLT, LTD	SHOP SUPPLIES	752.80	
107836	10/9/2014	STAPLES CREDIT PLAN	OFFICE & COMPUTER SUPPLIES	250.75	
107837	10/9/2014	SB CITY OF-REFUSE/WATER	UTILITIES	2,153.69	
107838	10/9/2014	TELCOM, INC.	VENTURA REPEATER SERVICES	1,000.00	
107839	10/9/2014	DAVID T. TABOR	DIRECTOR FEES	180.00	
107840	10/9/2014	TANK TEAM INC.	TANK TESTS	503.25	
107841	10/9/2014	UNITED PARCEL SERVICE, INC.	FREIGHT CHARGES	464.17	
107842	10/9/2014	INTERSTATE CAPITAL CORPORAT	UNIFORMS	780.80	
107843	10/9/2014	VALLEY POWER SYSTEMS, INC.	BUS PARTS	615.44	

Check #	Date	Company	Description	Amount	Voids
107844	10/9/2014	VALLEY POWER SYSTEMS, INC.	BUS PARTS	110.00	
107845	10/9/2014	JOHN J. VASQUEZ	VETERAN BBQ SUPPLIES	1,000.00	
107846	10/9/2014	VAQUERO SYSTEMS	PROFESSIONAL SERVICES	6,625.00	
107847	10/9/2014	VENTURA COUNTY STAR DBA	PUBLIC NOTICE ADS	73.92	
107848	10/9/2014	VOLT	CONTRACT EMPLOYMENT	4,620.00	
107849	10/9/2014	WAXIE SANITARY SUPPLY DBA	JANITORIAL SUPPLIES	1,473.59	
107850	10/9/2014	WAYNE'S TIRE INC.	VEHICLE TIRES	1,690.59	
107851	10/9/2014	RICHARD WEINBERG	DIRECTOR FEES	120.00	
107852	10/9/2014	WORKER'S COMPENSATION ADMI	PROFESSIONAL SERVICES	12,851.50	
107853	10/9/2014	WURTH USA WEST INC.	SHOP SUPPLIES	767.07	
107854	10/9/2014	COAST, Coalition for Sustainable	SPONSORSHIP	500.00	V
107855	10/10/2014	COAST, Coalition for Sustainable	SPONSORSHIP	500.00	
107856	10/17/2014	ABC BUS COMPANIES INC	BUS PARTS	275.18	
107857	10/17/2014	ACCONTEMPS DBA	CONTRACT EMPLOYMENT	1,434.00	
107858	10/17/2014	ERNIE ACOSTA	DMV/VTT REIMBURSEMENT	51.00	
107859	10/17/2014	BIG BRAND TIRES, BRANDCO BILL	SERVICE VEHICLE MAINTENANCE	91.85	
107860	10/17/2014	BIG GREEN CLEANING CO. DBA	JANITORIAL SERV./SUPPLIES	5,240.00	
107861	10/17/2014	BNS ELECTRONICS, INC.	SY SITE RENTAL	265.83	
107862	10/17/2014	CARQUEST AUTO PARTS	BUS/SV PARTS & SUPPLIES	288.97	
107863	10/17/2014	CERTIFIED ENVIRONMENTAL	PROFESSIONAL SERVICES	1,384.40	
107864	10/17/2014	CENTRAL COAST CIRCULATION, L	BUS BOOK DISTRIBUTION	575.00	
107865	10/17/2014	COMMUNITY RADIO, INC.	GIB. SITE RENTAL	238.96	
107866	10/17/2014	CINTAS CORPORATION NO. 2	FIRST AID SUPPLIES	367.72	
107867	10/17/2014	COTTAGE HEALTH SYSTEM	EMPLOYEE ASSISTANCE PROGRAM	1,323.00	
107868	10/17/2014	COAST TRUCK PARTS	BUS PARTS	361.84	
107869	10/17/2014	COX COMMUNICATIONS, CORP.	INTERNET & CABLE TV	326.37	
107870	10/17/2014	CUMMINS PACIFIC, LLC	BUS PARTS	2,347.97	
107871	10/17/2014	CA STATE BOE, MOTOR CARRIER	QTRLY USER FUEL TAX	1,477.75	
107872	10/17/2014	CA. STATE BOARD OF EQUALIZAT	UNDERGROUND STORAGE TANK FEE	2,075.93	
107873	10/17/2014	MARY DEAILE	PAYROLL RELATED	106.15	
107874	10/17/2014	DOCUPRODUCTS CORPORATION	COPIER COPIES & SUPPLIES	41.78	
107875	10/17/2014	ERGOMETRICS, INC.	DRIVER TEST SCORING	27.00	
107876	10/17/2014	STATE OF CALIFORNIA/FTB	PAYROLL RELATED	152.86	
107877	10/17/2014	GENFARE, A DIVISION OF SPX CO	FAREBOX REPAIRS & PARTS	18,637.19	
107878	10/17/2014	GIBBS INTERNATIONAL INC	BUS PARTS	1,076.09	
107879	10/17/2014	GILLIG LLC	BUS PARTS	895.45	
107880	10/17/2014	HI-LINE ELECTRIC COMPANY, INC	BUS PARTS	12.92	
107881	10/17/2014	HOME IMPROVEMENT CTR.	SHOP/B&G SUPPLIES	51.42	
107882	10/17/2014	INTERCON TECHNOLOGIES DBA	EV/CHARGER REPAIRS	1,520.96	
107883	10/17/2014	IPC (USA), INC.	BUS FUEL	49,034.92	
107884	10/17/2014	LENVIK & MINOR, INC.	ARCHITECTURAL SERVICES	3,614.00	

Check #	Date	Company	Description	Amount	Voids
107885	10/17/2014	MARBORG INDUSTRIES (INC)	UTILITIES & RENTAL FEES	169.80	
107886	10/17/2014	MCGOWAN GUNTERMANN	ANNUAL AUDIT	3,731.00	
107887	10/17/2014	MARVAC ELECTRONICS	OFFICE SUPPLIES	452.52	
107888	10/17/2014	KENNETH B. MILLS	CONSULTING SERVICES	1,036.00	
107889	10/17/2014	MOHAWK MFG. AND SUPPLY CO.	BUS PARTS	300.31	
107890	10/17/2014	MOLINA GASKETS DBA	REFURBISH BUS SEATS	3,908.98	
107891	10/17/2014	MULTI-CONTACT, USA	BUS PARTS	996.68	
107892	10/17/2014	NATIONAL DRIVE	PAYROLL DEDUCTION	84.00	
107893	10/17/2014	PREVOST CAR INC.- CREDIT DEPT.	BUS PARTS	47.11	
107894	10/17/2014	OR DEPT OF JUSTICE	PAYROLL RELATED	145.11	
107895	10/17/2014	ANN BRADY OTTIERI	PAYROLL RELATED	277.00	
107896	10/17/2014	PETTY CASH - CARBAJAL, NATAS	MISC. PURCHASES	239.28	
107897	10/17/2014	PACPROP SERVICE, LLC	PARKING FOR COASTAL EXPRESS BU	1,500.00	
107898	10/17/2014	SB COUNTY FEDERAL CREDIT UNI	PAYROLL DEDUCTION	1,060.00	
107899	10/17/2014	KAREN SEELEY	PAYROLL RELATED	75.69	
107900	10/17/2014	SANTA BARBARA SHERIFF'S DEPT	PAYROLL RELATED	75.00	
107901	10/17/2014	SANTA BARBARA VALET INC	PARKING SPACE FEES	300.00	
107902	10/17/2014	SM TIRE, CORP.	BUS TIRE MOUNTING	194.00	
107903	10/17/2014	SMARDAN-HATCHER CO., INC	B&G REPAIRS & SUPPLIES	196.98	
107904	10/17/2014	SMART & FINAL	OFFICE/MEETING SUPPLIES	134.72	
107905	10/17/2014	STAPLES INC. & SUBSIDIARIES	OFFICE SUPPLIES	571.57	
107906	10/17/2014	STEWART'S DE-ROOTING & PLUM	PLUMBING REPAIRS	120.00	
107907	10/17/2014	TEAMSTERS PENSION TRUST	UNION PENSION	90,934.97	
107908	10/17/2014	TEAMSTERS UNION LOCAL NO. 18	UNION DUES	10,234.72	
107909	10/17/2014	UNITED WAY OF SB	PAYROLL DEDUCTION	74.00	
107910	10/17/2014	INTERSTATE CAPITAL CORPORAT	UNIFORMS	130.80	
107911	10/17/2014	VALLEY POWER SYSTEMS, INC.	BUS PARTS	12,656.74	
107912	10/17/2014	VERIZON CALIFORNIA	TELEPHONES	89.99	
107913	10/17/2014	VOLT	CONTRACT EMPLOYMENT	2,310.00	
107914	10/17/2014	VOICE SMART NETWORKS dba	SERVICE ON PHONE SYSTEM	350.00	
107915	10/17/2014	YACO SCHOLARSHIP FUND	PAYROLL DEDUCTION	14.00	
107916	10/20/2014	DELTA DENTAL OF CALIFORNIA	DENTAL INSURANCE	9,775.50	
107917	10/20/2014	DELTA DENTAL INSURANCE COM	DENTAL INSURANCE	2,316.80	
107918	10/20/2014	GUARDIAN-APPLETON (DENTAL I	DENTAL INSURANCE	4,011.24	
107919	10/20/2014	GUARDIAN-APPLETON (LIFE INS)	LIFE INSURANCE	574.88	
107920	10/20/2014	MEDICAL EYE SERVICES, INC.	VISION SERVICES	292.80	
107921	10/20/2014	SPECIAL DISTRICT RISK MGMT	MEDICAL HEALTH INSURANCE	44,032.38	
107922	10/20/2014	TEAMSTERS MISC SECURITY TRU	UNION MEDICAL/DENTAL	161,734.00	

Check #	Date	Company	Description	Amount	Voids
				<u>779,013.17</u>	
			Current Cash Report Voided Checks:	500.00	
			Prior Cash Report Voided Checks:	0.00	
			Grand Total:	<u><u>\$778,513.17</u></u>	

**Santa Barbara Metropolitan Transit District
Cash Receipts of Accounts Receivable**

Date	Company	Description	Amount
10/7/2014	Bill's Bus	Insurance claim	1,868.88
10/9/2014	City of S.B. Waterfront Department	Waterfront Shuttle Service-Cruise Ship	4,243.28
10/9/2014	City of S.B. Waterfront Department	Waterfront Shuttle Service-Cruise Ship	4,243.28
10/9/2014	City of S.B. Waterfront Department	Waterfront Shuttle Service-Cruise Ship	4,243.28
10/9/2014	City of S.B. Waterfront Department	Waterfront Shuttle Service-Cruise Ship	4,243.28
10/9/2014	UCSB - Parking Services-7001	Passes/Passports Sales	7,708.00
10/10/2014	CSU Channel Islands, Extended Univ.	Advertising on Buses	555.00
10/10/2014	McDonald's of Santa Barbara	Advertising on Buses	555.00
10/10/2014	SBCC - Contract Fares	Contract Fares - Sept '14	113,715.00
10/13/2014	Department of Rehabilitation	Passes/Token Sales	144.00
10/13/2014	Godzilla Graphics	Advertising on Buses	5,931.30
10/14/2014	Montecito Bank & Trust	Advertising on Buses	3,448.00
10/14/2014	State Transit Assistance	STA - Capital - June 2014	122,090.11
10/14/2014	State Transit Assistance	STA - Capital - June 2014	1,787.62
10/17/2014	Department of Rehabilitation	Passes/Token Sales	444.00
10/17/2014	Wells Marketing, LLC	Advertising on Buses	1,759.50
10/17/2014	Wells Marketing, LLC	Advertising on Buses	1,759.50
10/20/2014	City of SB - CDBG Program	Bus Stop Improvements Grant	3,252.00
10/20/2014	Department of Rehabilitation	Passes/Token Sales	80.00
10/20/2014	Santa Barbara Airport	Advertising on Buses	1,678.00
Total Accounts Receivable Paid During Period			\$283,749.03



BOARD OF DIRECTORS REPORT

MEETING DATE: OCTOBER 28, 2014 AGENDA ITEM #: 7

TYPE: INFORMATIONAL

PREPARED BY: STEVE MAAS

Signature

REVIEWED BY: GENERAL MANAGER

GM Signature

SUBJECT: **Cap-and-Trade Auction Proceeds**

RECOMMENDATION:

Receive update on the allocation of California Cap-and-Trade auction proceeds.

DISCUSSION:

Staff continues to monitor developments in the allocation of California Cap-and-Trade auction proceeds, which are appropriated to several programs. All projects funded with auction proceeds must demonstrate greenhouse gas reduction.

Although Santa Barbara County may not be eligible for the 25 percent of the proceeds that are to be dedicated to projects that benefit disadvantaged communities as defined by the California Environmental Protection Agency (CalEPA), it is expected that county agencies will be an eligible recipient of funds from various programs of the Cap-and-Trade auction proceeds. Cap-and-Trade programs that that can fund transit include:

- **5 percent of proceeds (\$25 million in FY 2015) continuously appropriated to the Low-Carbon Transit Operations Program (LCTOP).**
 - Staff expects that MTD will be a recipient of LCTOP formula funds.
 - LCTOP funds will be available for new and expanded transit service. (Staff believes that, in following years, the funds will be available to continue new or expanded service.) The program will be administered by the California Department of Transportation (Caltrans) and allocated under the State Transit Assistance (STA) formula.
 - Agencies that include communities designated as disadvantaged by CalEPA must ensure that at least 50 percent of LCTOP expenditures benefit those disadvantaged communities. Although Santa Barbara County may not include any disadvantaged communities as designated by

- CalEPA, it appears that the County will receive its full allocation of LCTOP funds.
- If these funds do become available, staff likely would propose to increase the frequency on one or more existing trunk routes.
 - **10 percent of proceeds (\$25 million in FY 2015) continuously appropriated to the Transit and Intercity Rail Capital Program (TIRCP).**
 - Staff expects that MTD and the Santa Barbara County Association of Governments (SBCAG) will be eligible to apply for competitive transit funding from the TIRCP (possibly in partnership with a rail operator).
 - For TIRCP, the California State Transportation Agency (CalSTA) will work with Caltrans to develop guidelines, review applications, and make funding recommendations to the California Transportation Commission (CTC), and the CTC will award grants. Eligibility guidelines for this program are not yet finalized.
 - Santa Barbara County agencies may not be eligible for the minimum 25 percent of TIRCP funds dedicated to disadvantaged communities as defined by CalEPA.
 - It remains unclear if funds from this competitive program will be available for operations, or (as the name would suggest) limited to capital. Staff will continue to monitor this program and, if appropriate, propose an application for grant funding to the board.
 - **20 percent of proceeds (\$130 million in FY 2015) continuously appropriated to the Affordable Housing and Sustainable Communities (AHSC) program.**
 - Transit projects that meet certain criteria are eligible for AHSC funds in a competitive process.
 - The California Strategic Growth Council (SGC) administers the AHSC program, and has recently released draft guidelines. The Department of Housing and Community Development and the Natural Resources Agency will implement the program, in consultation with the California Air Resources Board. State law requires that the SGC coordinate with Metropolitan Planning Organizations (such as SBCAG) to identify and recommend projects.
 - Santa Barbara County agencies may not be eligible for the minimum 50 percent of AHSC funds dedicated to disadvantaged communities as defined by CalEPA. Also, 50 percent of AHSC funds must be used for affordable housing (including housing that benefits disadvantaged communities and counts toward the 50 percent described above).

- Staff will continue to monitor this program for potential funding opportunities. For example, if MTD's Calle Real site is rezoned for residential use, this program may be an appropriate source to fund transit improvements serving a Transit-Oriented Development at the site.
- **Low Carbon Transportation Program funding is not continuously appropriated, but rather is subject to the annual appropriations process (\$200 million in FY 2015).**
 - This program includes \$20 - \$25 million in funding for "Zero Emission Truck and Bus Pilot Projects."
 - The California Air Resources Board administers the program, and is working with CALSTART, a non-profit, member-supported organization.
 - It is likely the pilot project funds are limited to disadvantaged communities as defined by CalEPA. If that is the case, MTD will likely be ineligible for the program. Staff will continue to monitor the program guidelines.
 - If Santa Barbara County is eligible for the funds, MTD could potentially look to this program for funding for an electric bus pilot project.

Staff will continue to keep the board updated on these programs.



BOARD OF DIRECTORS REPORT

MEETING DATE: OCTOBER 28, 2014 **AGENDA ITEM #:** 8

TYPE: INFORMATIONAL

PREPARED BY: STEVE MAAS

Signature

REVIEWED BY: GENERAL MANAGER

GM Signature

SUBJECT: **Three-Bike Racks**

RECOMMENDATION:

Receive update on three-bike racks for transit buses.

DISCUSSION:

On September 9, Governor Brown approved Assembly Bill (AB) 2707 (Chau 2013-2014). This bill increases the maximum distance that a bike rack can extend from the front of a transit bus to 40 inches¹ on buses up to 40 feet in length. With this change in state law, staff believes it would be possible to install three-bike racks on the majority of MTD buses.

The three 60-foot articulated buses on order are still limited by law to smaller, two-bike racks. MTD has never installed bike racks on the 22-foot electric shuttles, and staff does not propose to do so. Staff also does not propose to install new racks on the MCI coaches.

Thus, if MTD were to move forward with the purchase of three-bike racks, approximately 80 three-bike racks would be needed for MTD's 40-foot and 29-foot transit buses. If grant funding is available, staff would also propose the purchase of 20 spare racks, for a total of 100 racks. The estimated capital cost of 100 three-bike racks would total in the range of \$150,000.

Staff estimates that it would take a mechanic approximately one hour to replace a two-bike rack with a three-bike rack, for a total of 80 hours for the initial installation. With capital costs, labor costs, and contingencies, it would be prudent to budget \$200,000 in FY 2016, if MTD moves forward with the project.

¹The maximum distance was previously 36 inches.

Staff is aware of two competitive grant programs that could potentially provide MTD with funding for this project:

- Santa Barbara County's Measure A includes the South Coast Bicycle and Pedestrian Program, with the next grant cycle planned for 2015.
- The California Active Transportation Program is a statewide competitive grant program, and the next grant cycle is expected to take place in spring 2015.

MTD has previously tested three-bike racks on two occasions, in late 2008 and late 2013. On one of those occasions, the rack was damaged when a car cut in front of the bus.

MTD currently has a large number of two-bike racks that were purchased used from Gold Coast Transit when that agency switched to three-bike racks. If MTD were to move forward with the purchase of three-bike racks, staff would attempt to find a buyer for those two-bike racks.

October 24, 2014

Ms. Denise Venegas
California Coastal Commission
89 S. California St.
Ventura, CA 93001

RE: UCSB San Joaquin Apartments and Precinct Improvement Project

Dear Ms. Venegas:

The Santa Barbara Metropolitan Transit District (MTD) and the University of California, Santa Barbara (UCSB) worked together cooperatively and came to an agreement to provide public transit service to meet the needs of new students, faculty, and staff expected to reside at the proposed San Joaquin Apartments and Precinct Improvement Project. The agreed transit plan will provide additional transit for the residents traveling to campus and to other Goleta and Santa Barbara destinations. When fully implemented, this new transit service will lessen potential impacts from this project on the public transit service.

MTD and UCSB have agreed on the overall transit plan, the term and enforcement of the agreement, and UCSB's funding obligations. MTD supports UCSB in asking the California Coastal Commission to approve the San Joaquin Project.

Please feel free to contact me if you have any questions.

Sincerely,

Jerry Estrada
Interim General Manager

c: Alissa Hummer, Acting Director, Campus Planning & Design, UCSB

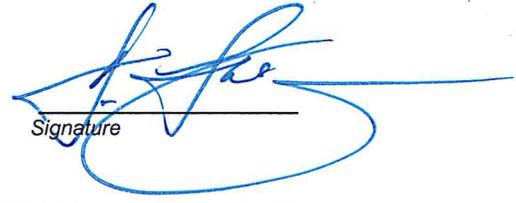


BOARD OF DIRECTOR'S REPORT

MEETING DATE: OCTOBER 28, 2014 **AGENDA ITEM #:** 10

TYPE: ACTION ITEM

PREPARED BY: DOUG LARGE, GENERAL COUNSEL

A handwritten signature in blue ink, appearing to read "Doug Large", written over a horizontal line.

Signature

REVIEWED BY: INTERIM GENERAL MANAGER

GM Signature

SUBJECT: Agreement for Employment of General Manager

RECOMMENDATION:

Approve and authorize the Chair to execute the "General Manager Employment Agreement".

DISCUSSION:

On June 24th, 2014, the Santa Barbara Metropolitan Transit District (MTD) Board of Directors unanimously appointed Jerry Estrada Interim General Manager of MTD. Mr. Estrada has worked for MTD since May 1989 and has served MTD well as Assistant General Manager/Controller for the past 10 years. Mr. Estrada replaces outgoing General Manager Sherrie Fisher who announced her retirement from MTD after a successful 40-year career.

During Mr. Estrada's 25-years of employment with MTD, he has worked in its accounting department, managed the District's information systems and activities and served as its Controller. While Mr. Estrada was Controller, MTD's finances improved and the agency avoided major service reductions and employee layoffs during the economic crisis of 2008. In his more recent role of Assistant General Manager/Controller, Mr. Estrada participated in all executive-level facets of the District, including, but not limited to, collective bargaining, real property administration, legal affairs and policy matters. During this long tenure with MTD, Mr. Estrada has also developed strong relationships within the community and its public agencies.

Mr. Estrada's extensive experience with MTD provides him with a unique ability to successfully implement the Board's policies and vision, which should ensure continuous improvement as the District moves forward.

ATTACHMENTS:

- General Manager Employment Agreement

GENERAL MANAGER EMPLOYMENT AGREEMENT

This General Manager Employment Agreement (“Agreement”) is made and entered into in the County of Santa Barbara, and will become effective, this 19th day of July, 2014, by and between Santa Barbara Metropolitan Transit District (“MTD”) and Jerry Estrada (“Estrada”).

WHEREAS, the Santa Barbara Metropolitan Transit Act of 1965 (“the Act”) requires that the Board of Directors (“Board”) of MTD appoint an individual to serve as General Manager; and

WHEREAS, the Act established certain powers, duties, and requirements with respect to the position of General Manager; and

WHEREAS, MTD desires to affirm appointment of Estrada to serve as the General Manager for MTD based upon his experience and qualifications; and

WHEREAS, Estrada represents that he possesses the qualifications, skills and experience to satisfactorily perform the duties of General Manager for MTD.

NOW, THEREFORE, in consideration of the covenants contained herein, MTD and Estrada hereby agree as follows:

1. **Term of Employment.**

MTD desires to employ Estrada as its General Manager and Estrada is willing to do so on the terms and conditions of this Agreement as an at-will employee for no definite period of time. Although Estrada serves at the pleasure of the Board, this Agreement will continue indefinitely, unless terminated as provided for herein. It is acknowledged and agreed by Estrada that MTD has made no implied or express oral or written assurances of continued employment.

2. Place of Employment.

Unless the parties agree otherwise in writing, during the term of this Agreement Estrada shall perform the services required pursuant to this Agreement at MTD's offices, located at 550 Olive Street, Santa Barbara, CA 93101. The duties of the position of General Manager may, however, require Estrada to travel temporarily to other locations on MTD business.

3. Powers and Duties of General Manager.

Subject to the control of the Board, the powers and duties of the position of General Manager of MTD are as follows:

- (a) To have charge of the acquisition, construction, maintenance and operation of the facilities of MTD.
- (b) To have charge of the administration of the business affairs of MTD.
- (c) To see that all ordinances of MTD are enforced and that MTD complies with all applicable rules, regulations and laws.
- (d) To administer the personnel system adopted by the Board and, except for officers appointed by the Board, to appoint, hire, discipline or remove all officers and employees subject to the rules and regulations adopted by the Board.
- (e) To attend meetings of the Board and submit regular reports on the affairs of MTD.
- (f) To keep the Board apprised as to the needs of MTD.
- (g) To devote his entire work time to the business of MTD.
- (h) To perform such other and additional duties as the Board may require which are consistent with the position of General Manager.

4. **Covenant Not to Compete During Employment.**

During the term of this Agreement, Estrada shall not, directly or indirectly, whether as partner, employee, creditor, shareholder, or otherwise, promote, participate, or engage in any activity or other business that is competitive with the business of MTD.

5. **Post-Employment Restrictions.**

Following the end of his employment with MTD, Estrada will not disparage MTD, its Board Members or employees and will avoid post-employment conflicts of interest consistent with the requirements and restrictions of Section 14.2 of MTD's Conflict of Interest Code and Sections 87400, et seq. of the Government Code's Political Reform Act of 1974, as amended.

6. **Base Salary.**

(a) MTD agrees to compensate Estrada for services performed pursuant to this Agreement at a gross, annual base salary of \$143,652 per year, effective July 19, 2014, to be paid in 26 bi-weekly installments, subject to appropriate withholding and payroll taxes.

(b) Estrada's compensation shall be reviewed annually and may, from time to time, reasonably be adjusted based on Estrada's job performance, as determined in the sole discretion of the Board, or adverse financial conditions at MTD which are deemed by the Board to require the salaries of executive staff positions be reduced. Estrada shall provide written notice to the Board yearly, in October, of the need for such evaluation and review. Following such evaluation and review, the Board may, in its sole discretion, adjust, up or down, Estrada's base salary or any other benefits consistent with his work performance, the needs of MTD and its financial condition.

7. **Additional Benefits.**

During the term of this Agreement, Estrada shall be entitled to receive the following:

(a) All benefits and rights afforded top management employees of MTD, including, but not limited to, those included in MTD's "Benefit Package for Full-Time Salaried Staff Members" as approved by MTD. As indicated in that Benefit Package memorandum, MTD reserves the right to change, increase or decrease all benefits afforded MTD's top management employees, including Estrada;

(b) MTD shall provide Estrada with either a \$500 car allowance per month or 24-hour use of a non-revenue MTD vehicle for MTD business and/or for personal use so long as he complies with any and all administrative regulations and directives, including but not limited to, service and maintenance standards and reporting of accidents. Estrada agrees to pay any taxes for the personal use of any MTD vehicle in accordance with IRS requirements;

(c) MTD, at MTD's expense, shall provide Estrada with term life insurance in the amount of \$50,000, consistent with other executive staff, and a cellular telephone or, at Estrada's option, a \$50 per month cellular telephone allowance;

(d) MTD shall pay for travel and subsistence expenses of Estrada for MTD business travel, meetings, and occasions required to continue his professional development as the General Manager, and to adequately pursue necessary official functions for MTD;

(e) Estrada is encouraged to participate in MTD's 401k plan. MTD shall contribute 10% of Estrada's annual salary into his existing IRC 401(k) account in accordance with the requirements and terms of MTD's 401k plan document which governs this plan;

(f) Upon retirement from MTD, Estrada will be granted the following retirement benefits:

- As authorized by and consistent with the terms of the Benefit Package for Full Time Salaried Staff Members, lifetime health and dental insurance premiums funded and paid by MTD for Estrada,

and his spouse during Estrada's lifetime, at the annual level paid by MTD for active, full-time staff or Medicare supplemental health insurance coverage paid if Estrada is over 65 years of age at the time of retirement or when Estrada reaches age 65, whichever benefit costs less;

- As authorized by and consistent with the terms of the Benefit Package for Full-Time Salaried Staff Members, payment for accrued but unused sick leave up to a maximum cap of 1144 hours to be paid as a lump sum and calculated at one-half Estrada's hourly rate (as defined by most recent annual salary divided by 2080 annual hours);

(g) MTD shall reimburse Estrada for reasonable and necessary business expenses incurred in accordance with the policies and procedure established regarding such business expenses from time to time by MTD with respect to MTD's other top management employees. Estrada shall submit timely claims for such expenses in the form and manner required by MTD.

8. Termination by MTD.

(a) MTD may unilaterally terminate Estrada's employment, with or without cause. No cause for termination need exist because Estrada acknowledges and agrees he serves at the pleasure of the Board as an at-will employee. Termination by MTD shall require a majority vote of the full governing board of MTD. MTD shall provide Estrada at least thirty (30) days written notice prior to the effective date of the termination of this Agreement and/or Estrada's employment.

(b) Termination Without Cause/Severance. If MTD terminates Estrada without cause within the first three months of his employment as General Manager (from July 19 to October 19, 2014), then Estrada shall be entitled to a lump sum severance payment equal to nine (9) months' base salary (excluding deferred compensation or the value of any other benefits).

If MTD terminates Estrada without cause between the end of the third and ninth months of his employment as General Manager (October 20, 2014 to April 19, 2015), then Estrada shall be entitled to a lump sum severance payment equal to the amount of remaining base salary (excluding deferred compensation or the value of any other benefits) which would have been paid under this Agreement if Estrada had remained employed in his General Manager position for the balance of his first full year in that capacity, or until July 19, 2015.

If MTD terminates Estrada without cause within the final three months of Estrada's first full year of employment as General Manager (from April 20, 2015 to July 19, 2015), then Estrada shall be entitled to a lump sum severance payment equal to three (3) months' base salary (excluding deferred compensation or the value of any other benefits.)

Should MTD choose to end Estrada's employment without cause at any time after the end of Estrada's first full year of employment as MTD's General Manager, MTD shall pay Estrada a severance payment in the amount of three (3) months' base salary (excluding deferred compensation or the value of any other benefits).

In exchange for, and as an express pre-condition of, receiving any severance compensation possibly to be paid to Estrada under this Agreement, Estrada shall simultaneously execute a general release and waiver of all claims as prepared by MTD's General Counsel.

MTD will cash out any accumulated vacation time upon termination. Any lump sum severance payment will be reduced by applicable federal and state withholding and other employment-related taxes. Any severance pay will also be excluded from retirement deductions and from any calculations of retirement benefits.

(c) **Termination for Cause.** MTD reserves the right to terminate this agreement at any time, without advance notice, for cause or employee malfeasance, including, without limitation, a material breach or habitual neglect of duties under this Agreement, conviction of a felony, commission of an act of moral turpitude, including an intentional act of dishonesty, fraud or misrepresentation. Notification of termination under this provision shall be in writing and any such termination will not entitle Estrada to any potential severance benefit described in paragraph 8(b), above.

9. Termination by Estrada.

Estrada agrees to provide a minimum of ninety (90) days written notice to MTD in advance of his resignation or retirement.

10. Disability

If Estrada is permanently disabled or is otherwise unable to perform his essential duties because of sickness, accident, or injury beyond any accrued vacation and/or sick leave period, MTD shall have the option to terminate this Agreement. Any such termination shall be considered to be for cause, and, therefore, will not entitle Estrada to any potential severance benefit described in paragraph 8(b), above.

11. Entire Agreement.

This Agreement contains the entire agreement between the parties, is fully integrated, and supersedes all prior proposals, oral and written agreements, understandings, commitments, and practices between them, including all prior employment agreements.

12. **Amendment.**

Except as otherwise provided herein, MTD and Estrada agree that this Agreement may be amended only in writing signed by both MTD and Estrada.

13. **Choice of Law.**

The formation, construction, and performance of this Agreement shall be construed in accordance with the laws of California.

14. **Severability.**

If any provision of this Agreement is held invalid or unenforceable, the parties agree to attempt to reform it to make it valid/enforceable consistent with objective intent of the parties, if possible. In any event, the remainder of this Agreement shall nevertheless remain in full force and effect. If any provision is held invalid or unenforceable with respect to particular circumstances, it shall nevertheless remain in full force and effect in all other circumstances.

15. **Bonding.**

MTD shall pay the full cost of any fidelity or other bonds required of under any law or ordinance.

16. **Ownership of Materials.**

Upon termination of this Agreement for any reason, Estrada agrees to deliver to MTD all materials and documents belonging to MTD, in whatever form they may exist.

17. **Notices.**

Any notice to MTD may be delivered personally or by U.S. mail addressed to Board of Directors, Santa Barbara Metropolitan Transit District, 550 Olive Street, Santa Barbara, CA 93103, ATTN: Chairperson. Any notice to Estrada may be delivered personally or by U.S. mail addressed to Jerry Estrada, General Manager, Santa Barbara Metropolitan Transit District, 550 Olive Street, Santa Barbara, CA 93103.

18. No Assignment.

This Agreement is for personal services by Estrada and may not be assigned.

19. Heirs and Executors.

This Agreement shall be binding upon and inure to the benefit of Estrada's heirs and executor(s).

20. Interpretation of Agreement.

The parties agree that no provision, ambiguous or not, shall be interpreted for or against either party, regardless of reason, and that each party to this Agreement has had the opportunity to review it with separate legal counsel of their choice.

21. Alternative Dispute Resolution.

The parties recognize that differences may arise during or following Estrada's employment with MTD. Consistent with MTD's Staff Employee Handbook, both parties hereby agree to waive his/its right to a jury trial and/or litigation and, instead, agree to alternative dispute resolution to resolve all employment-related claims. If the dispute(s) is not resolved through negotiation, the parties agree to attempt in good faith to resolve all disputes/claims between them by mediation administered by Judicial Arbitration and Mediation Services, Inc. ("JAMS") pursuant to JAMS International Mediation Rules, with the exception of the cost of the mediation which will be borne primarily by MTD consistent with California law. If mediation fails, and binding arbitration becomes necessary, the Federal Arbitration Act ("FAA") will generally govern that arbitration which will be held pursuant to the procedures at either JAMS or the American Arbitration Association ("AAA"), with the designation of the sponsor organization to be named by the party who did not initiate the employment claim(s). To ensure implementation and enforceability of this provision, the parties agree to execute a stand-alone

Mutual Agreement for Alternative Dispute Resolution, which will be incorporated herein by this reference.

DATED: _____

SANTA BARBARA METROPOLITAN
TRANSIT DISTRICT

Dave Davis, Chairperson

DATED: _____

JERRY ESTRADA

Jerry Estrada

DATED: _____

ATTEST:

Olivia Rodriguez, Secretary

To: MTD Board of Directors
From: Jerry Estrada, Interim General Manager
Date: October 24, 2014
Subject: Interim General Manager's Report

Operations

We have two new operators in training starting October 13th – Jay Bryne and Eric Waldo. They are proceeding very well, and are expected to progress very smoothly. Welcome Jay and Eric!

Operations will be promoting three operators to temporary supervisor positions. Thirteen interviews were conducted during the week of October 13th.

Our winter bid roundtable took place on October 13th with the Planning Department. This working meeting is held prior to each bid, in order to “fine tune” the product. Items under examination and scrutiny include bargaining unit contract provisions and commercial driving rules and limits. We expect the bidding process to commence on October 27th, to be completed prior to the December 15th start date. Vacations and all holiday bids will also be completed during this time.

Santa Barbara Open Streets will result in the closure of a portion of Cabrillo Boulevard on Saturday, October 25th, for most of the day. The lines affected (Lines 14, 20, and the Waterfront Shuttle) will be detoured while the street is closed. Temporary bus stop signage will be posted along the detour route.

Two electronic message boards have been placed near bus stops close to the Santa Barbara County Bowl, one on Milpas Street and one on Anapamu Street. Those are placed there for public information regarding the upcoming Phish concerts on October 21st and 22nd. Although MTD will not have to reroute, the Santa Barbara Bowl administration is expecting large crowds. No closures of bus stops along that corridor are anticipated.

Halloween is coming, and the Operations Department is ready. During the past few weeks, staff has attended planning meetings at UCSB and Goleta. The information presented at these meetings, and the planned street closures, will affect our lines similarly to past years. We will be adding extra supervision on both Friday and Saturday, and staff will also be out both nights to help. There are no extra boosters scheduled, but the evening supervisors will have operators boost as needed at the conclusion of their runs. We generally anticipate extra crowds at the Transit Center and along Cliff Drive, with additional passengers along routes that terminate in the Isla Vista area. Crowds are expected to peak on Friday evening, with smaller numbers on Saturday evening. MTD staff has had conversations with the SBCC Security Director regarding the status of SBCC parking lots on Friday and Saturday nights. MTD understands that SBCC's goal

is to limit the parking to permitted vehicles only. Operations contacted the Santa Barbara Police Department to see if they have changed their policy of not allowing their officers to “rent out” for special occasions such as Halloween. As in recent years, they are not available. The use of security guards has been ruled out due to past experiences of inefficiency. The three areas of major concern are the Transit Center, UCSB/Isla Vista, and, to a lesser degree, Cliff Drive. Operations, as in the past, will have additional staffing to be able to monitor these areas and take action as needed. Currently our routing remains unchanged through UCSB, but we are prepared for any changes. Line 27 will likely be rerouted early both Friday and Saturday due to increased foot traffic in the Isla Vista area, which makes it unsafe to remain on route.

Maintenance

The auction for the two 2002 Ebus shuttles ends today, with no bids listed as of this time. Should no bids be presented, they will be sent to scrap. Nova #432 is prepared for disposal through auction, pending a decision to proceed or hold.

The presentation to the Board on MTD’s compliance with the CARB emission regulations has been updated by Steve Hahn. Should the MCI’s be removed from the Transit Fleet Vehicles group in the future, MTD will still meet the required 80% diesel particulate reduction requirement.

Administration

Planning staff is preparing a comment letter on the Notice of Preparation on the Hollister Avenue - State Street Improvement Project proposed by Santa Barbara County. The project involves widening the two lane segment of roadway to four lanes. The letter will focus on improving the bus stops along the project extent.

The Human Resources department presented videos for qualified applicants for bus operator positions on Wednesday October 22nd in the public auditorium.

MTD department managers will begin the 2014 Staff Performance Evaluations for all eligible staff members starting Monday October 20, 2014. All managers that will be conducting performance evaluations have been coached on delivery, timeline, and expectations of performance evaluations. The process will be conducted from start date through December 5th. Senior staff will finalize all reviews and submit to the Accounting Department before Christmas Break.

Staff has been working on recommended changes to its current Advertising Policy. Staff intends to bring this item to the Finance Committee in early November, with final recommendations brought to the full Board afterwards.

Staff met with SBCAG staff to discuss MTD’s five MCI over-the-road coaches. When the Coastal Express Limited service ends in June 2015, MTD may not have a use for the coaches. If no use is identified, MTD could transfer them to another FTA grantee. Staff intends to reach out to SBCAG and the FTA grantees

associated with the Clear Air Express (Lompoc) and Coastal Express (VCTC) to identify their interest in the coaches. Staff will bring the matter back to the Board with a recommendation once input is received.

Chair Davis, General Manager Estrada, and Manager of Government Relations & Compliance Maas will attend a meeting of the Cities - County Joint Affordable Housing Task Group on Thursday, October 23rd.

Steve Maas will attend a California Air Resources Board workshop regarding the draft guidelines for the Cap-and-Trade Affordable Housing and Sustainable Communities Program on Monday, October 27. He will update the board on the workshop at the meeting.

Staff spoke with Supervisor Farr's office regarding the ongoing meetings exploring Isla Vista self-governance. Supervisor Farr's staff stated that the next meeting will likely be in mid- to late-November, and will focus on two potential options: a Community Services District or a Municipal Advisory Commission. Staff will plan to attend that meeting.

The first of the three articulated buses was finished by Nova last week. Our onsite inspector completed his final review and road test and authorized the vehicle for release. It is presently on route to Santa Barbara and expected either today or tomorrow. Last week, MTD took delivery of a new set of six mobile lifts that will be used for maintenance of the articulated bus fleet.

Staff has initiated the procurement process for the repair or replacement of half of MTD's 20 wooden bus shelters. Using the shelter assessment report prepared earlier this year as a guide, planning staff and the project architect (Lenvik & Minor Architects) inspected each shelter to finalize the specific work that is to be completed. Because the shelters reside in multiple jurisdictions, LMA is looking into the various permitting processes that will be required.

Clever Devices has begun providing the lengthy Design Review document that details the AIM System installation, setup, and user interfaces. It is under review by staff and Vaquero Systems and MTD approval of the final version is anticipated by early December. There are many concurrent project-related activities going on as well such as reviewing automated bus stop announcement voices and messages; and implementing interfaces to enable MTD software and data systems to communicate with the new Clever Devices system. The project remains on schedule for partial fleet testing beginning next August and full implementation by the end of 2015.

In August, an upgrade of the Trapeze system (Scheduling software) was initiated by the IT department. This upgrade advances the version from 10 to 14 and provides significant new features and capabilities. The upgrade is also essential to move forward for integration with AIM. A test system was deployed in early

September. As part of this process, other software applications and databases were updated to the latest versions and custom software interfaces to MTD's accounting system and ridership reporting system were tested. All of these tests worked as expected. Currently, supervisors are working with the test version to learn changes in the interface and find any problems we need to deal with before going live with the new system. The go-live date is currently set for October 28th

The Single Audit for the Fiscal Year Ending June 30, 2014 is in progress. Staff is working with the auditor to review figures and is aiming to finalize the Single Audit in the next few weeks.