

CALL TO ORDER

Chairman Ed Gallo called the meeting to order at 1:30 p.m.

ROLL CALL OF BOARD MEMBERS

Ed Gallo (City of Escondido); Julianne Nygaard (City of Carlsbad); Dave Druker (City of Del Mar); Jerome Stocks (City of Encinitas); Rocky Chavez (City of Oceanside); Chris Orlando (City of San Marcos); Dave Roberts (City of Solana Beach); Bob Campbell (City of Vista).

Bill Horn (County of San Diego) arrived at 1:35 p.m.

CLOSED SESSION

Karen King, Executive Director, requested that Closed Session items be heard in order of i, iii and then ii, in the event they run over in time, they would be able to hear item ii at the end of the meeting.

The Board went into Closed Session at 1:31 p.m. to discuss items i, ii and iii:

- i. Closed Session Pursuant to Government Code Section 54956.9 – Conference with Legal Counsel – Existing Litigation – Elizabeth Luke, Paul Shick and Michael Ward v. NCTD, Consolidated Superior Court Case No. GIN 051359
- ii. Closed Session Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiators – Employee Organization: Teamsters Local 542 and Unrepresented Employees. Negotiating parties: Karen King
- iii. Closed Session Pursuant to Government Code Section 54956.9(c) – Conference with Legal Counsel – Anticipated Litigation – One Potential Case

The Board returned from Closed Session at 2:22 p.m. Michael Cowett, General Counsel, stated that the Board met in Closed Session to discuss items i and iii and had nothing to report and that the Board would meet in Closed Session after the regular meeting to discuss item ii.

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PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Rocky Chavez led the Board, staff, and the public in the Pledge of Allegiance to the American Flag.

CHANGES TO THE AGENDA

None

PRESENTATION OF COMMENDATIONS

Presentation of April 2008 Employees of the Month Commendations: Mr. Mike Wygant, Manager of Fleet Maintenance, recognized Mr. Troy W. Simon, Mechanic I; Ms. Kim Stone, Manager of Bus Operations, recognized Mr. Marcos F. Melecio, Coach Operator, as the April 2008 Employees of the Month, with the Board's congratulations.

PUBLIC COMMUNICATIONS

Chair Gallo referred speakers Mrs. Florence Kenny, Ms. Nita Williamson and Ms. Dina Smith to speak under Agenda Item 13.

APPROVAL OF MINUTES

MOTION BY JEROME STOCKS TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF APRIL 17, 2008, SECONDED BY JULIANNE NYGAARD. MOTION CARRIED UNANIMOUSLY.

MOTION BY JEROME STOCKS TO APPROVE THE MINUTES OF THE REGULAR MEETING OF APRIL 17, 2008, SECONDED BY JULIANNE NYGAARD. MOTION CARRIED UNANIMOUSLY.

MOTION BY JEROME STOCKS TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF APRIL 24, 2008, SECONDED BY JULIANNE NYGAARD. MOTION CARRIED UNANIMOUSLY.

MOTION BY JEROME STOCKS TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF MAY 6, 2008, SECONDED BY JULIANNE NYGAARD. MOTION CARRIED UNANIMOUSLY.

Rocky Chavez requested Agenda Item 2 be pulled for discussion at the end of the meeting.

A member of the public requested Agenda Item 8 be pulled for discussion at the end of the meeting.

CONSENT ITEMS

1. License and Permit Fees Charged for Use of or Access to Railroad Property
3. Board's Administrative Rules of Procedure
4. West Division Automated Gates
5. Quarterly Project Status Report Update

6. FY 09 Transportation Development Act (TDA) 4.0 and 4.5 and State Transit Assistance (STA) Claims
7. Transit Security Grant Program Application and Resolution

MOTION BY JEROME STOCKS TO APPROVE AGENDA ITEMS 1, 3, 4, 5, 6 AND 7, SECONDED BY ROCKY CHAVEZ. MOTION CARRIED UNANIMOUSLY.

OTHER BUSINESS

9. Public Hearing to Approve Web-Based Paratransit Certifications

Alane Haynes, Accessible Services Administrator, reviewed the current and proposed process for paratransit certification.

Mr. Art Hulscher of ADARide reviewed: members of the team and their qualifications; a sample of the website; confidentiality; web-based and paper applications; denial review process; trip-by-trip eligibility; regional approach to eligibility process; agency description and accessibility issues such as weather, terrain and local accessibility; benefits to NCTD.

CHAIR GALLO OPENED THE PUBLIC HEARING. THERE WERE NO SPEAKERS. CHAIR GALLO CLOSED THE PUBLIC HEARING.

MOTION BY JEROME STOCKS TO APPROVE AGENDA ITEM 9, SECONDED BY JULIANNE NYGAARD. MOTION CARRIED UNANIMOUSLY.

10. Authorize Resolution, Memorandum of Understanding with SANDAG, and Remarketing Agreement to Restructure NCTD Auction Rate Securities

Richard Hannasch, Director of Fiscal and Support Services, stated that this item includes three attachments. He stated that the first attachment is a resolution and if that is approved, that would authorize the other two attachments, an MOU with SANDAG and a remarketing agreement, to be executed. Mr. Hannasch reviewed the project that began in 2003.

MOTION BY JEROME STOCKS TO APPROVE AGENDA ITEM 10, SECONDED BY JULIANNE NYGAARD. MOTION CARRIED UNANIMOUSLY.

11. Fixed-Route Program for Persons Certified to Use LIFT

Alane Haynes stated that this program was a result of the paratransit improvement study in 2005.

MOTION BY DAVE ROBERTS TO APPROVE AGENDA ITEM 11, SECONDED BY ROCKY CHAVEZ. MOTION CARRIED UNANIMOUSLY.

12. SANDAG Smart Parking Study

Mr. Lance Schulte, Economic Development Administrator, stated that the study took place at all COASTER stations. He reviewed: study objectives; data collection to date; research study coordination that is occurring; implementation and next steps.

Chris Orlando stated that parking is an asset and suggested NCTD come up with a parking management plan to make sure that only transit riders are using the lots. He questioned if there are rider enhancements that could help generate revenue, like valet parking, and how we could look at revenue options within the facilities.

THE BOARD AGREED TO CONTINUE THIS STUDY AND TO BRING BACK A PLAN TO CHARGE NON-COASTER RIDERS.

13. Review FY 09 Proposed Budget

Richard Hannasch reviewed: overall financial environment; fuel costs; draft budget; fare assumptions; proposed service reductions; revenue sources, expenses; professional services; materials and supplies; and purchased transportation.

Chris Orlando asked if the JARC grant for the SPRINTER weekend service was worth it, considering NCTD would have to spend some money also to increase weekend SPRINTER service.

Julianne Nygaard requested that staff look at bringing back the Rail-2-Rail program in the future.

Ms. Dina Smith, Oceanside, CA spoke on her concerns regarding stopping Route 101 service south of Del Mar.

Mrs. Florence Kenny, Escondido, CA spoke on her concerns regarding Route 347 and FAST service to Fallbrook and Ramona,

Ms. Nita Williamson, Encinitas, CA presented a petition related to FAST service in Encinitas.

Mr. Robert Elmore, Escondido, CA spoke on his concerns regarding the senior monthly pass fare and Routes 386 and 347.

Ms. Lorraine Leighton, El Cajon, CA provided written comments for the record.

Karen King stated that the action is for the Board to approve the release of the draft budget for public comment and provide direction regarding the level of service reductions the Board wants included in the final budget. She said that on May 16, 2008 SANDAG will be reviewing Route 386 service because they have concluded that it has regional significance and they will make a determination as to whether that is consistent with the regional short-range transit plan or not, or if there is some overriding consideration that should be given to that service reduction. Ms. King added that on May 30, 2008 the SANDAG Transportation Committee would be holding a public

hearing on the fare increases that are assumed in this budget document, so until SANDAG has conducted that public hearing and adopted a new fare ordinance, the question of the revenue will still be in flux. She stated that what SANDAG is recommending regarding the fares is not exactly what NCTD has recommended or assumed in the NCTD budget.

MOTION BY JEROME STOCKS TO RELEASE THE BUDGET IN THE CURRENT DRAFT FORM, SECONDED BY JULIANNE NYGAARD.

Dave Roberts stated that he could not support the motion until the Board considers looking at moving the route changes from August 2008 to January 2009 to allow more time to resolve specific route concerns.

Bill Horn requested that staff provide specific cost information on BREEZE routes that were discussed at the Escondido Public Hearing on May 12, 2008.

OPPOSED: ROBERTS. MOTION CARRIED.

14. SPRINTER Revenue Service Report

The Board received the report. No action required.

The Board went into Closed Session at 4:53 pm to discuss Agenda Item ii.

Dave Druker and Jerome Stocks left at 5:03 pm. Bill Horn left at 5:14 pm.

- ii. Closed Session Pursuant to Government Code Section 54957.6 – Conference with Labor Negotiators – Employee Organization: Teamsters Local 542 and Unrepresented Employees. Negotiating parties: Karen King

Rocky Chavez left at 5:17 pm.

The Board returned from Closed Session at 5:17 p.m. Michael Cowett stated that the Board met in Closed Session to discuss item ii and had nothing to report.

- **SANDAG AGENDA REVIEW AND LEGISLATIVE ACTIVITIES UPDATE**

Ellen Roundtree, Intergovernmental Affairs Officer, reviewed the SANDAG agenda, and state and federal activity.

2. Appoint Board Member and Alternate to Serve on the Airport Regional Policy Committee

MOTION BY CHRIS ORLANDO TO APPROVE AGENDA ITEM 2, SECONDED BY JULIANNE NYGAARD. MOTION CARRIED UNANIMOUSLY.

8. Report on the May 1, 2008 Meeting of the Joint Committee on Regional Transit (JCRT)

Ms. Dina Smith, Oceanside, CA spoke on her concerns regarding discontinuance of Route 101 south of Del Mar.

MOTION BY JULIANNE NYGAARD TO APPROVE AGENDA ITEM 8, SECONDED BY DAVE ROBERTS. MOTION CARRIED UNANIMOUSLY.

• **BOARD MEMBER REPORTS, COMMENTS AND CORRESPONDENCE**

Dave Roberts spoke on the check NCTD received for \$900,000 from California's Director of Homeland Security to be used for security upgrades.

• **EXECUTIVE DIRECTOR'S REPORT**

Karen King reported that she has resigned her position with NCTD effective June 20, 2008 and will be the new CEO of Golden Empire Transit in Bakersfield, CA.

Dave Roberts stated that the Board formed an Ad Hoc Committee, comprised of Ed Gallo, Bob Campbell, Dave Druker and himself, to search for Ms. King's successor.

Julianne Nygaard and Ed Gallo thanked Ms. King for her outstanding service to NCTD and they wished her the very best.

• **REMAINING PUBLIC COMMUNICATIONS**

None.

• **ADJOURNMENT**

The meeting adjourned at 5:28 p.m. Submitted by Jill McNaughton, Clerk of the Board for North County Transit District.

CHAIRMAN: _____

CLERK OF THE BOARD: _____

DATE: _____

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