

# The County Connection

2477 Arnold Industrial Way

Concord, CA 94520-5326

(925) 676-7500

www.cccta.org

Agenda Item No. 5.a.

## CCCTA BOARD OF DIRECTORS

### MINUTES OF THE REGULAR MEETING

November 15, 2012

#### CALL TO ORDER/ROLL CALL/CONFIRM QUORUM

Chair Horn called the meeting to order at 9:00 a.m. Board Members present were Directors Andersen, Dessayer, Manning, Simmons, Storer and Weir. Directors Hudson and Schroder arrived after the meeting convened. Directors Hoffmeister and Worth were absent. Chair Horn welcomed Director Storer to the Board.

Staff: Ramacier, Chun, Glenn, Abdelrahman, Allison, Barrientos, Bowron, Brander, Brown, Burdick, Casenave, Churchill, Domogma, Hill, Jefferson, G. Jimenez, Madrigal, March, Marshall, Mitchell, Mixon, Muzzini, Poaha, Stein and Wilson

Guests: Phil McGuire (Innovative Paradigms) and Cary Kennerley (Advisory Committee representing City of Martinez)

#### PUBLIC COMMUNICATION

Transit Operator Judy Barrientos stated that the drivers feel they are not valued and are taken for granted. One reason is because the drivers, an average, receive \$1,500 less in annual payments for medical coverage than the administrative employees. She did not understand this because drivers have a stressful job and they are on the front line. Transit Operator Gabriel Jimenez said that medical coverage does affect the drivers. He asked that something be done about the medical payments because the drivers are representing CCCTA. Transit Operator Charles Marshall stated that, if the drivers don't represent CCCTA fairly and as good bus drivers, the public will not think well of CCCTA. He felt that the difference in medical payments is another reason why the Board does not think very much of the drivers. Chair Horn thanked them for their comments and stated his belief that the Board, staff and CCCTA's customers think highly of the drivers.

#### CONSENT CALENDAR

MOTION: Director Dessayer moved approval of the Consent Calendar, consisting of the following item: (a) Approval of Minutes of Regular Meeting of October 18, 2012. Director Manning seconded the motion and it received the following vote of approval.

Clayton • Concord • Contra Costa County • Danville • Lafayette • Martinez  
Moraga • Orinda • Pleasant Hill • San Ramon • Walnut Creek

Aye: Directors Andersen, Dessayer, Horn, Manning, Simmons, Storer and Weir  
No: None  
Abstain: None  
Absent: Directors Hoffmeister, Hudson, Schroder and Worth

## **REPORT OF CHAIR**

Chair Horn described his plans for the dedication of the CCCTA Board Room to former Director Uilkema in December and he solicited feedback from the Board. Director Simmons noted that the Board approved dedicating the Board Room in the memory of Gayle B. Uilkema. If the Board wants to dedicate the paratransit building, it would be a different subject than previously discussed and should be placed on the agenda. Director Dessayer supported placing a sign inside the Board Room but not on the outside of the building. He and Directors Andersen and Manning prefer not including names of the Board Members on that sign. Director Andersen wants to focus on the theme of honoring former Director Uilkema. She mentioned that other Directors have served tirelessly on the Board and suggested placing a framed document on the wall that would recognize all Board Members for their service.

## **REPORT OF GENERAL MANAGER**

### ***Recognition of Departing Employee***

General Manager Rick Ramacier recognized David Salberg, Transit Operator, who retired from CCCTA after 18 years of service.

### ***Report on California Transit Association 47<sup>th</sup> Annual Fall Conference & Expo***

Mr. Ramacier reported that he moderated a panel at the CTA Fall Conference regarding the MTC Transit Sustainability Project. Conference attendees also discussed the election results.

(Director Hudson arrived.)

## **REPORT OF STANDING COMMITTEES**

### ***Operations and Scheduling Committee***

#### **CCCTA Paratransit Services**

Director Simmons stated that the O&S Committee determined that it needed to separate out the request for proposal (RFP) process from the larger area of paratransit services. He felt it was important now to give staff direction to proceed with an RFP along similar lines as the current agreement for paratransit services and to take a broader look early next year at new developments in the paratransit area. The O&S Committee discussed one approach that has cost savings but some negatives. A tailored hybrid approach looks interesting and there is a consolidated transportation services concept. While the O&S Committee would like to give all of these options a broader review, there is not enough time to do that and issue an RFP that will continue paratransit services on July 1, 2013.

Mr. Ramacier stated that this item is in response to the Board's request to discuss the board topic of paratransit service that would include the potential for greater coordination and reliance on human service transportation, such as expansion of a volunteer-based program with van

donations, and looking at a different potential service model for contracting out paratransit service. The ultimate goal is to improve paratransit service while maintaining or lowering costs. The current contract with First Transit will expire at the end of June 2013. CCCTA's next RFP to continue its paratransit service represents an opportunity to consider potential changes in approach. Any changes to service delivery will have a transition period that will require time and care for users to adjust. He provided an overview of the traditional and alternative service models used by paratransit service providers and described results of alternative service models used by some transit operators.

(Director Schroder arrived.)

Director Hudson stated that the overarching discussion from the O&S Committee was regarding the policy question if CCCTA moves away from the traditional service model. He asked that the Board keep this policy question in mind for direction as they proceed with this process. Director Dessayer expressed support for trying something new and asked that the RFP be flexible so a change could be made after a period of time. Director Weir said that it is important to keep in mind how the Board would, in the long term, meet the needs of individuals who no longer have transportation. He felt that they may need to explore several possible options and scenarios. Since the RFP process is a separate task, he asked that the Board allow staff to move forward with it. Chair Horn expressed reservations about using a service model where the subcontractors cannot meet the service standards. Director Simmons stated that the O&S Committee would take a very close look at the entire matter and will continue with the RFP process as directed by the Board.

Mr. Ramacier introduced Phil McGuire of Innovative Paradigms who is the consultant retained to do the Contra Costa Mobility Management Study. Mr. McGuire stated that his firm is a division of Paratransit, Inc. in Sacramento, and he briefly outlined his background in the paratransit field. He reviewed requirements of the Americans with Disabilities Act (ADA), the concept and use of consolidated transportation services agencies (CTSAs), and the advantages and limitations of various concepts regarding paratransit service delivery options. He pointed out that the broad umbrella of mobility management may include concepts regarding the ADA eligibility process and the use of human service agencies for their own clients. While some communities are experiencing a dramatic increase in demand for ADA paratransit services, the increase is not uniform across the country. One mitigating factor may be a mobility management program that is structured to the unique needs of a particular community. In communities where there have been excellent results outside the traditional paratransit model, it is typically because there is a sophisticated human service community and a willingness of transit agency staff to support them with technical skills for compliance with federal requirements. He described one new CTA where trustful relationships were established to enable the organization to be effective and represent those who need the service. In less than two years, this CTA implemented a travel-training program, a volunteer driver-training program and an agency trips program. He also described situations where members of nonprofit organizations serve as companions for individuals who are ADA eligible but cannot use the paratransit service without assistance.

Mr. Ramacier asked the Board for direction regarding using the services of Mr. McGuire to pursue some of the options included in his report. Director Simmons supported this request as it would enhance the Board's understanding of the various options. Director Hudson stated that the Board has an obligation to make reasonable inquiries about the options. If cost savings are identified, he wants to know what they would be and how they would be used. He does not want to eliminate a program that is very successful but wants to supplement it. Chair Horn supported consideration of expanding the van donation program.

## REPORT FROM THE ADVISORY COMMITTEE

### ***Appointment of Cary Kennerley to the Advisory Committee as a Representative from the City of Martinez***

**MOTION:** Director Schroder moved the appointment of Cary Kennerley to the Advisory Committee as a representative from the City of Martinez. Director Weir seconded the motion and it received the following vote of approval.

**Aye:** Directors Andersen, Dessayer, Horn, Hudson, Manning, Schroder, Simmons, Storer and Weir

**No:** None

**Abstain:** None

**Absent:** Directors Hoffmeister and Worth

Mr. Kennerley described his experience in the construction industry. He felt this position would be an opportunity for him to help the community during his retirement.

## BOARD COMMUNICATION

Director Hudson stated that he would like to be considered to represent CCCTA at the APTA Legislative Conference next year as there may be an opportunity to make some inroads for the five cities in the Tri-Valley. Director Simmons announced the City Council approved the Walnut Creek Transit Village that has three new bus bays, which are in the first phase of the construction aspect that may start in the Fall 2013.

## CLOSED SESSION

*Conference with Labor Negotiator, Pursuant to Government Code Section 54957.6  
Employee Organizations: Amalgamated Transit Union, Local 1605, AFL-CIO, Bus Operators  
Automotive Machinists, Lodge No. 1173, Maintenance Employees  
Teamsters Union, Local 856, AFL-CIO, Transit Supervisors*

*Public Employee Performance Evaluation, Pursuant to Government Code Section 54957  
Position: General Manager*

At 10:38 a.m. Chair Horn announced the Board would take a seven-minute break and then adjourn to closed session to confer with its Labor Negotiator regarding labor negotiations with the Employee Organizations, pursuant to Government Code Section 54957.6. The Board would also discuss the performance evaluation of the General Manager, pursuant to Government Code Section 54957.

## OPEN SESSION

***Consideration of Ratification of a New Contract with the Automotive Machinists, Lodge No. 1173, Maintenance Employees***

The Board reconvened in open session at 11:25 a.m. Chair Horn stated that the Board considered ratification of a new contract with the Automotive Machinists, Lodge No. 1173, for the maintenance employees. Legal Counsel Madeline Chun summarized the action to be considered by the Board, as follows: that the Board approve a three-year contract with annual 2% wage

increases that will take effect on February 1<sup>st</sup> of each year upon satisfaction of certain conditions with respect to revenues and costs that have been negotiated and with the further understanding that, as to the first wage increase, it is effective as of November 1, 2012 which is when the Machinists approved the new contract. All other terms of the new contract remain the same as the current contract. The term of the new contract is from February 1, 2013 through January 31, 2016.

**MOTION:** Chair Horn moved approval of ratification of a new contract with the Automotive Machinists, Lodge No. 1173, for a three-year term effective on February 1, 2013 with the negotiated terms and conditions summarized above. The motion was seconded by Director Andersen and it was approved.

**Aye:** Directors Andersen, Dessayer, Horn, Hudson, Manning, Schroder, Simmons, Storer and Weir  
**No:** None  
**Abstain:** None  
**Absent:** Directors Hoffmeister and Worth

***Consideration of Resolution No. 2013-011***

Referring to Resolution No. 2013-011 that was distributed at the meeting, Ms. Chun advised it would approve a fourth amendment to the Employment Agreement between CCCTA and Rick P. Ramacier which extends the contract until September 30, 2016.

**MOTION:** Director Dessayer moved adoption of Resolution No. 2013-011 that will approve a fourth amendment to the Employment Agreement between CCCTA and Rick P. Ramacier which extends the contract until September 30, 2016 and provides for extensions thereafter. Director Andersen seconded the motion and it received the following vote of approval.

**Aye:** Directors Andersen, Dessayer, Horn, Hudson, Manning, Schroder, Storer and Weir  
**No:** Director Simmons  
**Abstain:** None  
**Absent:** Directors Hoffmeister and Worth

Director Simmons stated that he fully supports the motion but disagrees with the automatic extension of the contract. He prefers having the contract signed each time it is extended.

**ADJOURNMENT:** Chair Horn adjourned the regular Board meeting at 11:35 a.m.

Minutes prepared by

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Janet Madrigal, Clerk to the Board

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Date