

810 Mission Avenue
Oceanside, CA 92054

(760) 966-6500

(760) 967-2001 (fax)
GoNCTD.com

REVISED

Agenda

Thursday, April 16, 2020

Regular Meeting: 2:00 P.M.

**Location: NCTD Administrative Offices,
810 Mission Avenue, Oceanside, CA 92054**

View Live Stream at:

<https://www.youtube.com/GoNCTD>

COVID-19 PUBLIC SERVICE ANNOUNCEMENT AND SPECIAL PROCEDURES:

The Governor of California has issued Executive Order N-25-20 (Order) regarding the COVID-19 public health emergency. The Order directs that certain public gatherings should be postponed or canceled. The Governor, through the Order, has provided authority to public agencies to conduct public meetings over teleconference systems where possible. The public may view the meetings online using live streaming at the link: <https://www.youtube.com/GoNCTD>. Board Members may participate in NCTD Board and/or Committee meetings via teleconference in accordance with the Order.

Due to the COVID-19 public health emergency and the order by the State of California public health officials for anyone living in the State to stay home, in person participation at the NCTD Board of Directors meetings will not be allowed. Pursuant to the Order, NCTD is providing alternatives to in-person attendance for viewing and participating in NCTD Board and/or Committee meetings.

Members of the public may submit their comments via email at publiccomment@nctd.org. Public comments via email may be received up until the agenda item is called. Large groups wishing to comment on a common item are encouraged to submit comments in writing. Public comments submitted will be provided to the Board/Committee and included in the record of the Board/Committee Meeting.

While emailed comments are preferred, the public may also provide oral comments on agenda items by calling (760) 966-6560. When prompted, the caller should identify the agenda item they wish to speak about and leave a message not to exceed three minutes. All timely received telephonic comments will be shared with the Board of Directors during the meeting. Telephonic comments will be made part of the record. The deadline to leave a telephonic comment is 12:00 p.m. on the meeting day.

MISSION

North County Transit District's mission is to deliver safe, convenient, reliable and user-friendly public transportation services.

VISION

Our vision is to build an integrated transit system that enables our customers to travel easily and efficiently throughout our growing region.

For individuals with disabilities, NCTD will provide assistive services. To obtain such services or copies of documents in an alternate format, please call or write, a minimum of 72 hours prior to the event, to request these needed reasonable modifications. NCTD will make every attempt to accommodate requests that do not give 72-hour notice. Please contact the Clerk of the Board at (760) 966-6553.

For individuals with sensory disabilities, this document is available in alternate formats. For information, please contact the Clerk of the Board at 760/966-6553. Persons with hearing impairment, please use the California Relay Service (CRS): 800/735-2929 TTY; 800/735-2922 voice; 800/855-3000 Spanish. CRS Customer Service: 877/632-9095 English or 877/419-8440 Spanish.

Agenda materials can be made available in alternative languages upon request. To make a request, please call (760) 966-6553 at least 72 hours in advance of the meeting.

Los materiales de la agenda de NCTD están disponibles en otros idiomas. Para hacer una solicitud, llame al (760) 966-6553 al menos 72 horas antes de la reunión."

Any writings or documents provided to a majority of the members of the NCTD Board of Directors regarding any item on this agenda will be made available for public inspection at the office of the Clerk of the Board located at 810 Mission Avenue, Oceanside, CA 92054, during normal business hours.

REGULAR MEETING BEGINNING AT 2:00 PM

- **CALL TO ORDER**
- **ROLL CALL OF BOARD MEMBERS**
- **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- **SAFETY BRIEF & EVACUATION PROCEDURES – Anthony Flores, Clerk of the Board**
- **CHANGES TO THE AGENDA**
- **PUBLIC COMMUNICATIONS**

There is a time limit of 15 minutes for this section of Public Communications and each speaker is limited to three minutes for their presentation.

Members of the public may submit their comments via email at publiccomment@nctd.org. The public may also provide oral comments on agenda items by calling (760) 966-6560. When prompted, the caller should identify the agenda item they wish to speak about and leave a message not to exceed three minutes. All timely received telephonic comments will be shared with the Board of Directors during the meeting. Telephonic comments that were not allowed to be played for the Board of Directors at the beginning of the meeting due to time limit stated above, will be played at the end of the meeting. Telephonic and written comments will be made part of the record.

A. MINUTES

Approve Minutes for NCTD's Regular Board Meeting of March 19, 2020 (S)
(Anthony Flores, Clerk of the Board)

B. CONSENT ITEMS 1 – 14

Items reviewed and recommended for approval by the Executive Committee, Marketing, Service Planning and Business Development Committee (MSPBD), Performance, Administration and Finance Committee (PAF), Staff (S), or Board (B)

All matters listed under CONSENT are considered by the Board to be routine and will be enacted by one motion. There will be no separate discussion on these items prior to the time the Board votes on the motion, unless members of the Board, the Executive Director, or the public, request specific items to be discussed and/or removed from the Consent Calendar for separate action. A request from the public to discuss an item must be filed with the Clerk of the Board on the "Request to Speak" form before that agenda item is called.

ITEMS PULLED FROM CONSENT WILL BE MOVED TO THE END OF THE AGENDA

1. Receive the Monthly Transit Operations Performance Report for February 2020
(Attachment 1A)
(Damon Blythe, Chief Operations Officer – Transit Planning & Bus Operations)
2. Receive Quarterly Report of Contract Actions Issued Under the Executive Director's Authority
(S) (Attachments 2A and 2B)
(Jennifer M. Taylor, Chief Procurement and Contract Administration Officer)
3. Set Public Hearing for June 18, 2020 for Consideration of Adoption of the FY2021 Operating Budget and FY2021-2025 Capital Improvement Plan and Authorize Certain Related Actions (S)
(Eun Park-Lynch, Chief Financial Officer)
4. Approve Supplemental Agreement No. 04 to Agreement No. 09053 with Trillium USA for Extension of the Operation and Maintenance of Compressed Natural Gas Fueling Facilities (S)
(Tracey Foster, Chief Development Officer)
5. Award Agreement No. 20031 to Compass Group USA, Inc. for Vending Machine Services at NCTD Transit Stations, Administrative Offices, and Operations Facilities (S)
(Tracey Foster, Chief Development Officer)

6. Approve Amendment No. 01 to Task Order Agreement No. 03 to Agreement No. 17000 with Pacific Railway Enterprises, Inc. for Design Support During Construction for the Installation of Fiber Optic Cable Along the Escondido Subdivision (S)
(Stephen M. Fordham, Director of Railroad Engineering)
7. Approve Task Order Agreement No. 01 to Agreement No. 19064 with Stantec Consulting Services, Inc. for Construction Management and Inspection Services for the Installation of Fiber Optic Cable Along the Escondido Subdivision (S)
(Stephen M. Fordham, Director of Railroad Engineering)
8. Ratify Amendment No. 01 to Task Order Agreement No. 26 to Agreement No. 16044 with Bombardier Transportation (Holdings) USA, Inc. for Additional Tree and Debris Removal at Woodland Parkway in the City of San Marcos (S)
(Tracey Foster, Chief Development Officer)
9. Ratify Agreement No. 20030 with ServPro of North Oceanside for Disinfectant Cleaning of the North County Transit District's Tremont Facility (S)
(Tracey Foster, Chief Development Officer)
10. Approve Amendment No. 01 to Task Order Agreement No. 16 to Agreement No. 16044 with Bombardier Transportation (Holdings) USA, Inc. for the Overhaul of COASTER Bi-level Coach and Cab Cars (S)
(Matthew O. Tucker, Executive Director)
11. Authorize the Exercise of Options for the Purchase of 20 Compressed Natural Gas Transit Buses Pursuant to Agreement No. 16021 with New Flyer Industries (S)
(Damon Blythe, Chief Operations Officer – Transit Planning & Bus Operations)
12. Approve Amended Exhibit A with SANDAG for the Continuation of the Carlsbad Connector Service at the Poinsettia COASTER Station (S) (Attachments 12A and 12B)
(Katie Persons, Senior Strategic Planner)
13. Receive an Update on the North County Transit District's Projects Managed by the San Diego Association of Governments (S) (Attachment 13A)
(Matthew O. Tucker, Executive Director)
14. Receive an Update on the North County Transit District's Strategic Multimodal Transit Implementation Plan (S) (Attachments 14A and 14B)
(Katie Persons, Transit Planner-Strategic Planning)

C. OTHER BUSINESS ITEM(S) 15 - 17

15. ~~Award~~ Authorize Executive Director to Execute Agreement No. 20032 ~~to with~~ Bombardier Transit Corporation for the Purchase of COASTER Coach and Cab Cars
(Matthew O. Tucker, Executive Director)
16. Approve Supplemental Agreement No. 01 to Agreement No. 20027 with Innovations in Transportation, Inc.
(Ryan Cashin, Chief Technology Officer)
17. ~~Approve the Annual Performance Evaluation and Compensation Per Employment Agreement for General Counsel~~
Item pulled from the agenda by the NCTD Board Chair and deferred to a future Board Meeting yet to be determined.
(Karen L. Tucholski, Chief Administrative Officer)

D. INFORMATIONAL ITEM(S) 18 - 20

18. Receive the Monthly Intergovernmental Affairs Reports (Attachment 18A and 18B)
(Matthew O. Tucker, Executive Director)
19. Receive an Update on the Impacts of COVID-19 on Transit Operations
(Sean Loofbourrow, Chief of Safety)
20. Receive an Update on COVID-19 Financial Impacts on North County Transit District
(Eun Park-Lynch, Chief Financial Officer)

- **EXECUTIVE DIRECTOR'S REPORT**

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

- **REMAINING PUBLIC COMMUNICATIONS**

- For any remaining speakers who have completed a "Request to Speak" form.

- **ADJOURNMENT**

- **CERTIFICATIONS AND RULES (FOR BOARD AND PUBLIC INFORMATION)**

- Posting of Board Agenda (Page 7)
- Rules for Public Speakers at meetings of the North County Transit District (Page 8)
- Quorum and Voting Information (Page 9)

Upcoming Meetings:

- ***PAF Committee Meeting: May 21, 2020 at 1:00 p.m. (subject to cancellation pending outcome of Board decision on Agenda Item No. 3)***
- ***Regular Board Meeting: May 21, 2020 at 2:00 p.m.***

All Regular Board and Committee Meetings will be held at NCTD Administrative Offices, 810 Mission Ave., Oceanside CA, unless otherwise provided on public notice.

MAP OF NORTH COUNTY TRANSIT DISTRICT OFFICES



The NCTD Board Chambers is located at NCTD Administrative Offices, 810 Mission Avenue, Oceanside, CA 92054 and is accessible by the COASTER (NCTD Commuter Rail), SPRINTER (NCTD Hybrid Rail), and the BREEZE (NCTD Bus).

Please log onto www.goNCTD.com to check our current routes and schedules, or call 1-800-COMMUTE.

April 13, 2020

To: North County Transit District Board Members
From: Clerk of the Board
Subject: POSTING OF BOARD AGENDA

In Compliance with the Ralph M. Brown Act, as Amended, the following information is provided.

The Agenda for this Regular meeting of the Board was posted as follows:

Regular Meeting: April 16, 2020 at 2:00 p.m.

Posted At: 810 Mission Avenue, Oceanside, CA

Posted Online At: www.goNCTD.com

Date & Time of Posting: April 13, 2020 at 12:00 p.m.

Posted By: Anthony Flores, Clerk of the Board

Rules for Public Speakers at Meetings of the North County Transit District

Per Board policy, all public communications at meetings of the North County Transit District shall be made and received in accordance with the following procedures:

1. TELEPHONIC COMMENTS NOT ON AGENDA

- A. Total time limit for telephonic comments:
 - Beginning of meeting: Fifteen (15) minutes
 - End of meeting: No time limit.
- B. Time limit per speaker per meeting: Three (3) minutes, with no donation of time allowed.
- C. Priority: First come, first served. Telephonic comments will be played for the Board of Directors in the order they were received.
- D. Order on agenda: Items will be heard at the beginning of the meeting and if the time limit stated in Paragraph A is exhausted, telephonic comments that were not allowed to be played for the Board of Directors at the beginning of the meeting due to time limit stated above, will be played at the end of the meeting. under "*Remaining Public Communications.*"

2. TIME LIMITS FOR ADDRESSING MATTERS ON THE AGENDA

- A. Total time limit: None.
- B. Time limit per speaker: Three (3) minutes, with one donation of three minutes, for a maximum of six minutes.
- C. These rules apply to both public hearing and non-public hearing items listed on the agenda.
- D. Comments made not germane to the subject matter of the agenda item being considered are out of order.

3. CUTOFF FOR TELEPHONIC COMMENTS

- A. All timely received telephonic comments will be shared with the Board of Directors during the meeting. The deadline to leave a telephonic comment is 12:00 p.m. on the meeting day.

4. MODIFICATION OF RULES BY CHAIR

- A. The Board Chair may, in his or her absolute discretion, relax the requirements of these rules. However, a decision of the Chair to do so in one instance shall not be deemed a waiver of the rules as to any other instance or matter.

Quorum and Voting

Pursuant to Public Utilities Code § 125102, a majority of the Board members eligible to vote shall constitute a quorum for the transaction of business and all official acts of the Board shall require the affirmative vote of a majority of the members of the Board eligible to vote; however, after a vote of the members is taken, a weighted vote may be called by any two members eligible to vote.

In the case of a weighted vote, the County of San Diego and each city (with exception of the City of San Diego), shall, in total, exercise 100 votes to be apportioned annually based on population. Approval under the weighted vote procedure requires the vote of the representatives of not less than three jurisdictions representing not less than 51 percent of the total weighted vote to supersede the original action of the Board. When a weighted vote is taken on any item that requires more than a majority vote of the Board members eligible to vote, it shall also require the supermajority percentage of the weighted vote. County population: The population of the County of San Diego shall be the population in the unincorporated area of the county within the area of jurisdiction of the Board pursuant to Public Utilities Code § 125052.

Updated 12/26/18				
2017 Service Area Population (ACS)				948,787
Cities Total				712,025
	2017 ACS	Percentage	Votes	
Carlsbad	113,147	11.9%	12	
Del Mar	4,338	0.5%	1	
Encinitas	62,595	6.6%	7	
Escondido	150,783	15.9%	16	
Oceanside	174,811	18.4%	18	
San Marcos	93,493	9.9%	10	
SD County	236,762	25.0%	25	
Solana Beach	13,362	1.4%	1	
Vista	99,496	10.5%	10	
			100	

*ACS – American Community Survey

Board Agenda Errata Sheet

Thursday, April 16, 2020

Regular Meeting: 2:00 P.M.

Agenda Item No. 15 (Consent): *Authorize Executive Director to Execute Agreement No. 20032 to Bombardier Transit Corporation for the Purchase of COASTER Coach and Cab Cars – Staff recommendation was modified to authorize the Executive Director to execute Agreement No. 20032 with Bombardier Transit Corporation following the allocation of funds for this project by the California Transportation Commission in accordance with the 2020 Local Partnership Guidelines (Resolution No. G-20-33), which is anticipated in June 2020.*

Agenda Item No. 17 (Other Business): *Approve the Annual Performance Evaluation and Compensation Per Employment Agreement for General Counsel – Agenda Item No. 17 was pulled by the NCTD Board Chair and deferred to a future Board Meeting yet to be determined.*