



Regular Meeting of the Board of Directors
Tuesday, February 28, 2017
10:00 a.m.

Antelope Valley Transit Authority Community Room
42210 6th Street West, Lancaster, California
www.avta.com

OFFICIAL MINUTES

CALL TO ORDER:

Chairman Crist called the meeting to order at 10:01 a.m.

PLEDGE OF ALLEGIANCE:

Director Hofbauer led the Pledge of Allegiance.

ROLL CALL:

Present

Chairman Marvin Crist, Vice Chair Dianne Knippel, Director Steve Hofbauer, Director Austin Bishop, Director Angela Underwood-Jacobs, Director Michelle Flanagan

Chairman Crist requested a brief recess at 10:03 a.m. to confer with General Counsel Allison Burns regarding adding an item to Closed Session. The Board reconvened at 10:10 a.m. General Counsel reported that Chairman Crist's request is included within Closed Session Item 1 – Pending Holmes Litigation. Therefore, adding an item to the Closed Session portion of the agenda was unnecessary.

APPROVAL OF AGENDA:

Motion: Approve the agenda as comprised.

Moved by Director Hofbauer, seconded by Vice Chair Knippel

Vote: Motion carried (6-0-0-0)

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Flanagan, Underwood-Jacobs, Bishop

Nays: None

Abstain: None

Absent: None

PUBLIC BUSINESS – AGENDIZED AND NON-AGENDIZED ITEMS:

James Stouvenel – Requested lowering the age for senior discounts from 65 to 60.

JD Arbaugh – Requested the name of the staff member who assumed Dieter Aragon’s duties since he left the AVTA. He stated there are issues with the automatic stop announcement system and asked whether future route planning included passengers paying an additional cost when traveling on an interlining route.

Mark Woslum – He stated that on Saturday, February 11, the bus that stops at Avenue J and 20th St. E. was cancelled without notifying the passengers. Also, he requested that bus shelters be installed at certain Lake Los Angeles stops.

Chairman Crist directed Chief Operating Officer Norm Hickling to meet with Mr. Arbaugh and Mr. Woslum.

SPECIAL REPORTS, PRESENTATIONS, AND REQUESTS FOR DIRECTION (SRP):

SRP 1 PRESENTATION OF TRANSDEV OPERATOR AND EMPLOYEE OF THE MONTH FOR JANUARY 2017

Transdev General Manager Fuentes introduced Ron Bushman, Regional Vice President and Jacob Ortiz, Regional Safety and Training Director.

Mr. Fuentes presented a plaque to the Operator of the Month Gerald Wall and announced that the Employee of the Month was Leativa Brisco; however, Ms. Brisco was unable to attend the meeting.

SRP 2 LEGISLATIVE REPORTS FOR FEBRUARY 2017

Grants Administrator Judy Fry provided an update regarding Assembly Bill 1113 - State Transit Assistance and Senate Bill (SB) 1 – Transportation Funding. Ms. Fry clarified the electric vehicle charge information included in SB 1. The Board discussed how the implementation of the electric vehicle fee would affect AVTA.

Motion: Support Senate Bill 1 – Transportation Funding (Beall) without monetary expenditure.

The Board approved sending a letter of support by a unanimous consensus.

Ms. Fry detailed changes to 1) the Award Management Requirements Final Circular; and 2) Buy America Handbook Conducting Pre-Award and Post-Delivery Audits of Rolling Stock Procurements. She also reported on the

projected release dates for the Low or No Emission Vehicle Deployment Program and Transportation Investment Generating Economic Recovery grants.

CONSENT CALENDAR (CC):

CC 1 BOARD OF DIRECTORS MEETING MINUTES OF JANUARY 24, 2017 – KAREN DARR

Approve the Board of Directors Regular Meeting Minutes of January 24, 2017.

CC 2 FINANCIAL REPORTS FOR DECEMBER 2016 AND JANUARY 2017 – COLBY KONISEK

Receive and file the financial reports for December 2016 and January 2017.

CC 3 FISCAL YEAR 2016/2017 (FY17) SECOND QUARTER CAPITAL RESERVE REPORT (OCTOBER 1 – DECEMBER 31, 2016) – COLBY KONISEK

Receive and file the FY17 Second Quarter Capital Reserve Report for the period covering October 1 through December 31, 2016.

CC 4 FY17 SECOND QUARTER GRANT STATUS REPORT THROUGH JANUARY 31, 2017 – JUDY FRY

Receive and file the FY17 Second Quarter Grant Status Report through January 31, 2017.

Motion: Approve the Consent Calendar.

Moved by Director Hofbauer, seconded by Director Bishop

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Flanagan, Underwood-Jacobs, Bishop

Nays: None

Abstain: None

Absent: None

NEW BUSINESS (NB):

NB 1 FY17 MID-YEAR BUSINESS PLAN REVIEW AND PROPOSED ADJUSTMENTS

Chief Financial Officer Colby Konisek presented the proposed revenue and expenditure adjustments for the FY17 Business Plan. The Board discussed the expected delivery date for the two articulated buses.

At the Board's request, Mr. Konisek explained AVTA's increased fare revenue from Access Services' reimbursements. He stated that AVTA

previously provided rides to Access Services’ riders on local transit without receiving reimbursement from Access.

At the beginning of FY15, AVTA develop a Senior Subsidy Grant Program that would provide free annual bus passes to senior citizens using grant funding from the Antelope Valley Air Quality Management District (AVAQMD) and matching funds from each participating jurisdiction. As part of the Senior Subsidy Grant Program, which captured Access riders, AVTA coordinated with Access Services to be included on their list of reimbursed service providers so that each time a vetted Access Rider rode on regular transportation, AVTA would be reimbursed for a portion of that ride. As a result, AVTA is recovering a maximum of \$495,000 annually in reimbursements from Access Services.

Motion: Approve the Proposed FY17 Mid-Year Business Plan adjustments.

Moved by Director Hofbauer, seconded by Director Underwood-Jacobs

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Flanagan, Underwood-Jacobs, Bishop

Nays: None

Abstain: None

Absent: None

NB 2 CHANGE ORDER #2 TO CONTRACT #2017-01 WITH TAFT ELECTRIC COMPANY FOR DEPOT CHARGING STATIONS AT THE ANTELOPE VALLEY TRANSIT AUTHORITY

The Board waived the presentation of the staff report. There was no discussion regarding this item.

Motion: Authorize the Executive Director/Chief Executive Officer to approve Change Order #2 to Contract #2017-01 with Taft Electric Company for depot charging stations at AVTA in the net amount of \$978,223.00.

Moved by Vice Chair Knippel, seconded by Director Flanagan

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Flanagan, Underwood-Jacobs, Bishop

Nays: None

Abstain: None

Absent: None

NB 3 APPROVAL OF SECOND AMENDED AND RESTATED EXECUTIVE DIRECTOR/CHIEF EXECUTIVE OFFICER (CEO) EMPLOYMENT AGREEMENT

The Board waived the presentation of the staff report. The Board briefly discussed the termination clause.

Motion: Approve the Second Amended and Restated Executive Director/CEO Employment Agreement as amended.

Moved by Vice Chair Knippel, seconded by Director Hofbauer

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Flanagan, Underwood-Jacobs, Bishop

Nays: None

Abstain: None

Absent: None

CLOSED SESSION (CS):

PRESENTATION BY LEGAL COUNSEL OF ITEM(S) TO BE DISCUSSED IN CLOSED SESSION:

- CS 1 Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(a)
Pending Litigation: Holmes v. AVTA, USDC Case No. 2:16-cv-01454-DMG-AGR
Pending Litigation: Clark v. AVTA, LASC Case No. MC026036
Pending Litigation: Sabina M. Andrade v. AVTA
Pending Litigation: Marsh v. AVTA USDC case No. 2:16-cv-0937-PSG

RECESS TO CLOSED SESSION

The Board recessed to Closed Session at 10:44 a.m.

RECONVENE TO PUBLIC SESSION

The Board reconvened to Public Session at 11:40 a.m.

REPORT BY LEGAL COUNSEL OF ACTION TAKEN IN CLOSED SESSION

General Counsel Burns reported that the Board discussed CS 1 – Pending litigation: Holmes v. AVTA and gave direction to staff and legal counsel. There was no reportable action.

REPORTS AND ANNOUNCEMENTS (RA):

RA 1 Report by the Executive Director/CEO Len Engel

- Attending CALSTART's Clean, Low-Carbon Fuels Summit in Sacramento where he discussed the \$1 billion that the utilities are including for infrastructure improvements, which may not help AVTA in the short term, but will in the long term.
- Noted that BYD has the highest Buy America content requirement in the country.
- Stated that funds are available for 50 buses; staff will issue a purchase order soon.

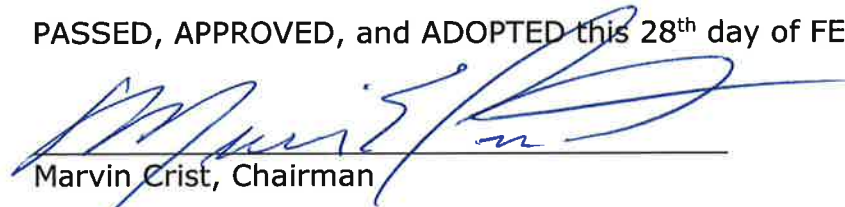
MISCELLANEOUS BUSINESS – NON-AGENDA BOARD OF DIRECTORS ITEMS:

Director Hofbauer – Provided an update regarding the TDA Article 8 hearings held in Lancaster, Palmdale, and Santa Clarita on February 27. The Board congratulated Innovation Coordinator Erika Monroe and Transit Analyst Geraldina Romo for their outreach efforts.

ADJOURNMENT:

Chairman Crist adjourned the meeting at 11:45 a.m. to the next Regular meeting of the Board of Directors on March 28, 2017 at 10:00 a.m. in the Antelope Valley Transit Authority Community Room, 42210 6th Street West, Lancaster, California.

PASSED, APPROVED, and ADOPTED this 28th day of FEBRUARY 2017.



Marvin Crist, Chairman

ATTEST:



Karen S. Darr, Clerk of the Board