

TransLink[®] Management Group – Special Meeting

Minutes of Meeting on 4/27/09 at MTC

Attendees: Kathleen Kelly for Rick Fernandez, AC Transit; Dorothy Dugger, BART; Celia Kupersmith, Golden Gate Bridge Highway and Transportation District (GGBHTD); Ann Flemer for Steve Heminger, MTC; Mike Scanlon, SamTrans (via phone); Nathaniel Ford, San Francisco Municipal Transportation Agency (SFMTA); Ann Carey for Michael Burns, Santa Clara Valley Transportation Authority (VTA); and Jeanne Krieg, Tri Delta Transit. Also in attendance were Robin Reitzes, Consortium Legal Counsel; and Jannet Thoms, Booz Allen Hamilton.

1. Roll Call

The meeting started at 2:10 PM. Roll was called. A quorum was confirmed.

2. TransLink Contract

MTC recommended approval of two actions in connection with the TransLink[®] Contract:

- a) Assignment of TransLink[®] Contract by Motorola, Inc. to Cubic Transportation Systems, subject to satisfaction of specified closing conditions
- b) Revisions to TransLink[®] Contract, effective upon assignment (\$34.7 million): Cubic Transportation Systems

Ann Flemer of MTC distributed a handout detailing the proposed assignment by Motorola to Cubic and revisions to the new TransLink[®] Contract with Cubic. The presentation included recommended Contract changes; a view toward the future outlook for TransLink[®]; and budget impact. Referencing slide 10 (proposed non-transit applications), Dorothy Dugger of BART requested to be kept apprised of SFMTA's work on its regional parking application in order for BART to learn from SFMTA's experience. Regarding slide 13 (device memory upgrade), Ann Carey of VTA asked if VTA would be out-of-pocket for any of the expenses associated with expanding device memory capacity in 2010. Scott Rodda of MTC said no operator funds would be used for the memory upgrade, and if the timing is right, VTA equipment might already have the memory needed with no upgrade necessary. Celia Kupersmith of GGBHTD asked about the future of CIMS. Mr Rodda said that VTA has been waiting for the launch of the new Data Store. It is now working in parallel with the old Data Store. Full cutover should occur in June. VTA will remobilize the CIMS Contractor to begin the final integration work.

Nat Ford of SFMTA thanked ERG, Cubic and MTC for the work done on the proposed assignment of the Contract. Ms. Dugger seconded Mr. Ford's sentiments. She asked about the status of the settlement and waiver of claims included with the assignment agreement. Melanie Morgan, legal counsel for MTC, said there would be a full release of claims up to assignment, including claims against or by the operators. Ms. Carey asked about the status of CIMS and the Day Pass Accumulator. Ms. Flemer said the priority had been to negotiate changes to the Contract that would occur at assignment. The Finance Committee will have the opportunity to review the other items, cash flow situation, the capacity of the Contractor, and then return to the TMG for possible action.

Assignment of the TransLink[®] Contract by Motorola to Cubic Transportation Systems and revisions to the TransLink[®] Contract, effective upon assignment to Cubic, were approved unanimously, 8 – 0.

3. TransLink[®] Contract Next Steps

Ms. Flemer reviewed the memorandum regarding the transition of prepaid fare media to TransLink[®] and TransLink[®] resource allocation and prioritization of key program activities. Mike Scanlon of SamTrans had some concerns about the timeframe to make the transition to TransLink[®]. Ms. Flemer emphasized that the transition has to do with phasing out paper and nothing to do with fares, as TransLink[®] mirrors existing fare products of the operators. She said the next steps in this area were for the operators to bring their transition plans to the TMG and then to the MTC Operations Committee.

Mr. Ford asked that the DRAIC and Finance Committee review the resource allocation and prioritization report and return to the TMG with their recommendations.

4. Public Comment/New Business

Dick Silberman, on behalf of Cubic, said Cubic looks forward to meeting the obligations of the Contract and working with all the transit operators.

5. Adjournment

The meeting was adjourned at 3:25 PM.