

EXECUTIVE SESSION

BOARD OF DIRECTORS

Salem Area Mass Transit District

January 20, 2010

Del Webb Bus Maintenance Facility – Large Conference Room

3140 Del Webb Ave, Salem OR

Call To Order &
Note Of Attendance

President Shelley Hanson called the Executive Session to order at 12:30 p.m. pursuant to ORS 192.660(2)(h) to consult with attorney(s) designated by the governing body regarding their legal rights and duties in regard to current litigation or litigation that is more likely than not to be filed. Attendance was noted and a quorum was present.

Present: President Shelley Hanson; Directors Bob Krebs, Joe Green, Kate Tarter, Marcia Kelley, Jerry Thompson, Ron Christopher

Staff: Allan Pollock, General Manager; Steve Dickey, Director of Transportation Development; Pat Mercier, Director of Finance; Mike Hansen, Director of Operations; Melissa Bradley, Specialized Transportation Contract Coordinator; Linda Galeazzi, Administrative Secretary

Guest: Ben Fetherston, SAMTD Legal Counsel

EXECUTIVE SESSION
Litigation

The Board of Directors reviewed and discussed contractual issues, alternatives and options. Ben Fetherston, Legal Counsel for the District was available for questions and to explain the legal rights and responsibilities of the Board with regard to this potential litigation.

ADJOURNED

The Executive Session adjourned at 1:15 p.m.

**BOARD OF DIRECTORS
Salem Area Mass Transit District
Special Meeting
January 20, 2010**

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Moved to terminate the contract for CherryLift paratransit services between the Oregon Housing & Associated Services and Salem Area Mass Transit District for convenience as provided in Part VI, Section 21(e) of the contract effective at the close of business on June 25, 2010; and to authorize staff to begin the Request for Proposal contract process	2-3
Moved to authorize the General Manager, on behalf of the District, to continue negotiations with the Oregon Housing & Associated Services for the reimbursement settlement offered in Option D as was discussed in Executive Session	3

MINUTES

Salem Area Mass Transit District BOARD OF DIRECTORS

Special Meeting

January 20, 2010

Del Webb Bus Maintenance Facility – Large Conference Room
3140 Del Webb Ave, Salem OR

CALL TO ORDER President Shelley Hanson called the Special Meeting to order at 1:20 p.m. Attendance was noted and a quorum was present.

Present: President Shelley Hanson; Directors Bob Krebs, Joe Green, Kate Tarter, Marcia Kelley, Jerry Thompson, Ron Christopher

Staff: Allan Pollock, General Manager; Steve Dickey, Director of Transportation Development; Pat Mercier, Director of Finance; Mike Hansen, Director of Operations; Melissa Bradley, Specialized Transportation Contract Coordinator; Linda Galeazzi, Administrative Secretary

Guest: Ben Fetherston, SAMTD Legal Counsel

ACTION ITEM
Request For Proposal
Contract Termination

Allan Pollock noted that the Board of Directors met in Executive Session pursuant to ORS 192.660(2)(h) to consult with legal counsel, Ben Fetherston regarding their legal rights and duties in regard to current litigation or litigation that is more likely than not to be filed; where the Board was asked to provide staff with direction in issuing a Request for Proposal (RFP) for the TripLink Call Center and terminating the contract for CherryLift paratransit services between the Oregon Housing & Associated Services (OHAS) and the District; and where proposed options for a reimbursement settlement and a time line for the RFP were reviewed.

Mr. Pollock briefed the Board on possible options being evaluated by staff for paratransit vehicle maintenance, the operating expenses involved, financial considerations, ownership of equipment and vehicles, and capacity and logistics issues to be taken into account. Board members were apprised of the anticipated CherryLift ridership increase due to Wheels program cuts made by OHAS.

In response to questions asked by Board members, Mr. Pollock explained that CherryLift operators were a part of the Amalgamated Transit Union (ATU) but were on a different contract than the Cherriots fixed-route operators. He explained that the CherryLift paratransit service contract would expire at the close of business on June 25, 2010 if the Board voted to terminate the contract for convenience.

Director Thompson moved to terminate the contract for CherryLift paratransit services between the Oregon Housing & Associated

Services and Salem Area Mass Transit District for convenience as provided in Part VI, Section 21(e) of the contract effective at the close of business on June 25, 2010; and to authorize staff to begin the Request for Proposal contract process. Director Green seconded. The motion passed unanimously.

Director Kelley moved to authorize the General Manager, on behalf of the District, to continue negotiations with the Oregon Housing & Associated Services for the reimbursement settlement offered in Option D as was discussed in Executive Session. Director Tarter seconded. The motion passed unanimously.

ADJOURNMENT The meeting was adjourned at 1:30 p.m.

Respectfully Submitted:

Shelley Hanson
President
Board of Directors