



Minutes of the Four Hundred and Eighteenth Meeting
Of the Utah Transit Authority Board of Trustees

The Four Hundred and Eighteenth meeting of the Board of Trustees of the Utah Transit Authority was held on December 17, 2008, in the Golden Spike rooms of the FrontLine Headquarters Facility located at 669 West 200 South, Salt Lake City, Utah.

Members of the Board of Trustees in attendance:

Larry Ellertson, President	Gregory Hughes
Gregory Simonsen, Vice President	Robert A. Hunter
Justin Y. Allen	P. Bret Millburn
Michelle Baguley	J. Kent Millington
Keith Bartholomew	Frederick W. Oates
Burtis Bills	Michael Romero
Necia Christensen	
J. Stephen Curtis	Absent:
Terry C. Diehl	Christopher R. Bleak
Charles Henderson	

Also in attendance were John English, General Manager; Bruce Jones, General Counsel; Celeste Burningham, Corporate Office Specialist, as well as interested citizens, UTA staff and media representatives.

Welcome – President Ellertson called the meeting to order at 2:38 p.m. and welcomed those in attendance.

Public Comment

Jay Jensen, Representing Snowbird Resort. Mr. Jensen thanked the Board for the great relationship that Snowbird has with UTA. He stated that they just signed a new contract with UTA and they are grateful to have the service provided to their employees and customers. He stated that he would like the Board to consider removing or reducing the fuel surcharge that has been placed on the service.

President Ellertson stated that the fuel surcharge is continually a subject discussed and the Board will continue to evaluate it.

TOD Presentation

Bruce Jones stated that he had met with Chris McCandless and Senator Niederhauser where Mr. McCandless had made a presentation about transit and transit oriented developments (TOD). He stated that the presentation is also an example of what Board members might do in the future after they have attended conferences so that all the members of the Board might be able to receive the information.

Chris McCandless, Sandy City Council. Mr. McCandless made a presentation Chris made presentation about what he learned while attending conferences discussing transportation and TOD's. He stated that this presentation centered on the

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BART system and what the San Francisco area is doing to develop more TOD areas. He discussed what he learned while attending the Rail-Volution Conference.

Trustee Hughes arrived at 2:45 p.m.

Trustee Henderson arrived at 2:47 p.m.

Mr. McCandless continued his presentation describing the TOD stations and projects that he was able to tour.

Discussion took place on how city councils in UTA's transit district are receiving the positive look at developing TOD's in their areas.

Mr. Jones stated that in his discussions with various city councils there is a positive reception to studying TOD's.

Resolutions

- Resolution of the Board of Trustees of the Utah Transit Authority Adopting the Final 2009 Budget.

Trustee Diehl stated that this Resolution is the final budget for 2009. He stated that there have been adjustments made since the preliminary budget that was voted on last month. He stated that \$18 million was cut out of the revenue side. He stated that this is a balanced budget but that it is tight.

Trustee Diehl made a motion to approve the Resolution. Trustee Hunter seconded the motion.

Trustee Simonsen thanked Trustee Diehl and the Planning and Development Committee for their hard work in putting the budget together. Trustee Christensen thanked the staff for their hard work in balancing the budget.

John English stated that staff has worked very hard on this budget. He stated that Debbie Lee, Stan de Jong, Mick Crandall, Ken Montague, and others have all been working hard to put this budget together. He stated that the next year and a half will be tough but he is confident that this budget will be work.

Trustee Bartholomew stated that in every crisis there is an opportunity. He stated that now would be a great time to find new ways to obtain funding instead of relying so heavily on sales tax that can drop when the economy is struggling. He stated that now is a good time to strategize and come up with better solutions for transit funding.

The motion passed unanimously with 16 voting members present.

- Resolution of the Board of Trustees of the Utah Transit Authority Amending the 2008 Capital Budget.

President Ellertson stated that this Resolution amends the 2008 budget. He stated that this is a \$70 million dollar adjustment. He stated this is due to UTA receiving the TRAX cars for the 2015 project from Siemens earlier than anticipated. He stated that this does not change the cost of the project; it

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was just an adjustment for when the payment was made.

Trustee Christensen made the motion to approve the Resolution. Trustee Romero seconded the motion.

Discussion took place on the Siemens Company and the current issues that are facing that company.

Michael Allegra stated that Siemens is a world wide organization. He stated that it is a large company and that the issues they are facing will not affect the rail car manufacturing, so UTA will still be receiving the rail cars that they have ordered.

The motion passed unanimously with 16 voting members present.

- Resolution of the Board of Trustees of the Utah Transit Authority Providing for the Holding and Giving Notice of Regular Meetings of the Board for Calendar Year 2009

President Ellertson stated that this Resolution is the schedule of Board meetings for the 2009 year. He encouraged the Board members to make note of these dates.

Trustee Oates made a motion to adopt the Resolution. Trustee Millburn seconded the motion.

The motion passed unanimously with 16 voting members present.

President's Report

President Ellertson stated his appreciate for the work that Board members do on behalf of UTA. He stated that the role of Board Members is important and that in the future Board members will be continuing to discuss the direction of UTA and looking at creative solutions to problems. He stated that the information that Board members receive is very important and needs to be passed on to other Board members. He stated that the Board should look at Mr. McCandless's example for preparing reports. He stated that the Board needs to continue to have discussions and to look for opportunities to find new solutions to issues that are facing UTA.

General Manager's Report

- European Streetcar Tour. John English reported that he and other staff with some of the local elected officials just completed a review of the streetcar systems in Europe. He stated that it was a huge success and helped to educate local officials about streetcars and their applications. He described some of the lines that were toured and stated that staff will be working on a report to present to the Board regarding the tour.
- Electronic Fare Collection Update. Mr. English stated that last Sunday the Electronic Fare Collection system was launched on the ski service routes. He stated that by the end of the year UTA will have the system fully installed for all types of service. He stated this will be the world's first system of this kind and staff is working hard to make it a smooth transition.

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- Operation Lifesaver. Mr. English reported that last month Paul O'Brien was appointed to the national Board of Directors for Operation Lifesaver. He stated this is a great recognition and thanked Mr. O'Brien for his hard work.
- Larry H. Miller Event. Mr. English reported that Monday evening a Larry H. Miller Christmas sing-a-long event was held downtown at Energy Solutions Arena. He stated that UTA made arrangements with Larry H. Miller to provide free TRAX rides during the event. He stated that UTA was very happy to participate in this event.
- Inauguration of President Elect Obama. Mr. English reported that UTA will be sending some of their transit police to Washington, D.C. for the inauguration event. He stated that this will be a great help to the police force needed for this event.

General Counsel's Report

- Notice of Claim. Mr. Jones stated that since last month there has been one notice of claim. He discussed some of the details behind the claim.
- Legislative Report. Mr. Jones reported that the Revenue and Taxation Interim Committee continues to review the advisability of non-elected Boards of Special Districts having the ability to assess property tax. He stated that UTA does not have the ability to assess property tax but that his office will be following this study to monitor the effects that it could possibly have. Mr. Jones stated that his office is receiving the short titles for potential bills for the 2009 Legislative Session. He stated that this is giving his office an idea of what to expect for the 2009 Session. He informed the Board of the titles of some of the bills that could be brought forward.
- Other Matters. Mr. Jones stated that his office is working with communities along the TRAX lines with the implementation of a Quiet Zone. He stated that they are working on the FRA waivers to allow UTA's light rail trains to silence their horns and working with others that use the railroads to do the same. He stated that his office is assessing and addressing discrimination claims against the Authority. He stated that his office is working on the execution and filing of the Eagle Mountain and Saratoga Springs Interlocal Agreements.
 - Jennifer Kohler stated that Eagle Mountain has signed the Interlocal Agreement and next week Saratoga Springs has it on their City Council agenda. She stated that the agreements will be coming to the Board in January for approval.

Closed Session

Trustee Diehl made a motion for the Board to move into Closed Session. Trustee Christensen seconded the motion.

The motion passed unanimously with 16 voting members present.

The Board moved to Closed Session at 3:36 p.m.

The Board moved into Open Session at 3:42 p.m. on a motion by Trustee Diehl and a second by Trustee Christensen.

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Action Taken Regarding Matters Discussed in Closed Session

Trustee Diehl made a motion to authorize staff to enter into negotiations to condemn and to purchase the Roderick Property. Trustee Baguley seconded the motion.

The motion passed unanimously with 16 voting members present.

Trustee Diehl made a motion to authorize staff to enter into negotiations to condemn the property known as the Sandra Plaza property. Trustee Romero seconded the motion.

The motion passed unanimously with 16 voting members present.

Other Business

Trustee Hunter complimented staff on the recycling program that they provide to those using the conference rooms of UTA.

Discussion took place on where future meetings would take place.

Consent

- Approval of Financial Statements of October 31, 2008. The Financials were approved by consent.
- Approval of Minutes of Board Meeting of November 24, 2008. The Minutes were approved by consent.

Adjournment

Trustee Bills made a motion to adjourn. Trustee Baguley seconded the motion.

The motion passed unanimously with 16 voting members present. The Board adjourned at 3:47 p.m.

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