

REGULAR BOARD MEETING - BLOOMINGTON PUBLIC TRANSPORTATION CORPORATION (BPTC) JUNE 16, 2015, 5:30 P.M.

In the Edward J. Kuntz Board Room of the Bloomington Transit Operating Facility, 130 W. Grimes Lane, Chairman Obermeyer convened the regular meeting of the Board of Directors of the Bloomington Public Transportation Corporation.

ROLL CALL

Board Members present: Chairman Obermeyer, Vice Chairman McDaniel, Secretary Hasler, and Board Member Jim McLary. Also present were Lewis May, General Manager, Christa Browning, Controller, Brenda Underwood, Human Resource/Marketing Administrator, Barbara McKinney, City Attorney and there were no members of the public present.

PETITIONS AND COMMUNICATIONS ON NON-ACTION ITEMS

There were no petitions and communications on non-action items.

MESSAGES FROM BOARD MEMBERS

Vice Chairman McDaniel noted he and Mr. May attended an ITA Board Meeting and they renewed IU's contract for the last time. He is retiring from Indiana University in August of 2016 and as such a 13 month contract was approved instead of a 12 month contract.

MESSAGES FROM THE MANAGER

Mr. May said our legal counsel, Barbara McKinney, is present to answer any questions the Board might have concerning a couple of items on the agenda. He said the first item is the Claims Recovery Update. He said last year we issued a Request for Proposals (RFP) seeking the services of a law firm to recover approximately \$300,000 in costs incurred for removal of several leaking underground fuel storage tanks and contaminated soil. He said the suggestion was made that we might be able to recover some of those costs. As such, we issued a RFP seeking legal services to recover claims from previous owners of the site. He said there were no responses to the RFP. He said Barbara McKinney was able to contact several attorneys who might be interested in taking the case. Ms. McKinney said because the contingency fee was so small compared to the risk of not getting anything being high she was not able to find any attorney to take the case. She said your only other course would be to hire somebody on an hourly basis. Mr. May said he wanted to update the Board on the lack of progress in locating a willing and able firm to take this task on. Mr. May asked if the Board had any ideas or other thoughts on this topic and the Board thanked Mr. May and Ms. McKinney for their efforts.

Mr. May said Board Member McLary, prior to coming onto our Board, had an arrangement through E2 Taxi working with the Area 10 Agency on Aging to provide taxi voucher service under our New Freedom Grant contract. He said that arrangement has to be disclosed to the Board and to his appointing agency which was the Mayor. The Mayor has signed a disclosure document that is in the board packet. He said legal counsel has recommended that the disclosure be made to the Board tonight and that the Board pass a motion to accept that Uniform Conflict of Interest Disclosure Statement that is included in your packet. Mr. May said as a result of this

disclosure whenever the Board has any action items that are related to the New Freedom Grant or the Taxi Voucher Program, Mr. McLary's appropriate action would be to abstain from voting. Mr. McLary agreed and noted that he had abstained in the past on any business that dealt with Area 10.

Mr. May said the University has approved our request for a 2 percent increase in student pass revenues. Further, he noted they approved our request to raise the revenue ceiling on the faculty/staff pass program from \$85,000 to \$120,000. He said the bus wash cost decreased slightly and the snow removal costs remain unchanged. He said a copy of the revised Interlocal Agreement is included in the Board Packet. He said Resolution 15-12 is on the agenda for the Board's consideration under New Business. Mr. McDaniel noted that the University likely will be in the position of not being able to provide any increase in the 2016-2017 school year. Mr. May noted that we will deal with that when we come to it but it could mean that we have to reduce campus-related services if a revenue increase from the University isn't possible.

Mr. May noted IU Campus Bus is soliciting bids on a fixed price fuel contract for the purchase of up to 340,000 gallons of diesel fuel of which 224,400 gallons would belong to BPTC. He said it is hard to predict how long fuel prices will remain stable. We could have an opportunity to lock in a large portion of our fuel needs for the 2015-2016 year at a very reasonable fixed price given market conditions. He said the bid opening is tomorrow. He said there is a very small window of about one hour to decide if we want to lock in the lowest responsive and responsible bid price. He said given the volatility of fuel prices in past years and the fact that next year's budget will be tight, it could benefit us to have budget certainty by locking in most of our fuel costs for the year assuming the lowest bid price is fair and reasonable. He said on the agenda is Resolution 15-13 for the Board's consideration that would authorize the Chairman to commit BPTC to a fixed price fuel contract assuming the price is considered fair and reasonable. Mr. May said he thought a bid price of \$2.20/gallon or less would be fair and reasonable. He noted that we budgeted \$3.25/gallon in the current year budget. As such, a price that was \$1.00/gallon less than your current budget would be reasonable. The Board concurred and even suggested that the price per gallon could possibly be a little higher than \$2.20/gallon.

Mr. May said he has been in contact with Lucky's in the last two weeks and they are working on getting the property owner's approval for us to bring our buses onto the shopping center's private property and to meet the conditions that we asked for. Such conditions included providing a bus stop and to hold us harmless in the event of any pavement damage in the parking lots or driveways. He said Lucky's has been very busy with their grand opening over the last three weeks but they are still interested and are working with the property owners to get those approvals for us. As such, we hope to have the final decision from them soon so that we can begin service in the near future.

Mr. May said Miller Transportation will be coming here next week to train staff on ticketing and freight operations for their Hoosier Ride service and to look over the logistics of how their bus enters and exits the site. Miller will also provide guidance on telephone information and signage. Mr. May stated he hoped we would be able to begin the service at some point this summer.

Mr. May gave an overview of April ridership noting that April 2015 fixed route ridership was down 6.27 percent compared to April 2014. He said year-to-date fixed route ridership is down

1.82 percent compared to the same period last year. Mr. May noted BT Access ridership was up 25 percent in April 2015 compared to April 2014. He said the year-to-date BT Access ridership is up 19.4 percent compared to the same period last year.

Mr. May said included in the Board packets is our Board Meeting schedule which has been revised for the summer months June through September. He noted that the previously scheduled fall meeting dates planned for October through December did not change.

Mr. May noted we will present the first version of the 2016 budget at the July 28 Board meeting. He said we will present the final draft of the budget on August 11 before we go to the City Council meeting somewhere around August 24. He said we will have to go back to the City Council in September and October for their final approval of the budget.

MESSAGES FROM THE CONTROLLER

Controller Browning gave an overview of the DBE Program & 3-Year Goal. She noted on the agenda for the Board's consideration is Resolution 15-11; a resolution establishing the BPTC's Disadvantaged Business Enterprise Program and setting the three-year goal for the DBE Program at 0.48 percent for the three-year period.

Controller Browning gave an overview of the April Financial Report.

PUBLIC COMMENT – ACTION ITEMS

There were no comments from the public.

NEW BUSINESS – ACTION ITEMS

Under New Business, Vice Chairman McDaniel moved to approve Resolution 15-11; a resolution establishing the BPTC's Disadvantaged Business Enterprise Program and setting the three-year goal for the DBE Program at 0.48 percent for the three-year period. The motion was seconded by Secretary Hasler. Resolution 15-11 was approved unanimously.

Under New Business, Board Member McLary moved to approve Resolution 15-12; a resolution approving the Interlocal Cooperation Agreement between the Bloomington Public Transportation Corporation and Indiana University for the 2015-2016 school year and authorizing the Chair to execute the agreement. The motion was seconded by Secretary Hasler. Resolution 15-12 was approved unanimously by all Board Members with the exception of Vice Chairman McDaniel who abstained.

Also under New Business, Secretary Hasler moved to approve Resolution 15-13; a resolution authorizing the participation of the BPTC in a joint procurement with IU Campus Bus for the purchase of diesel fuel as part of a fixed price contract for the period July 1, 2015 through June 30, 2016 and authorizing the BPTC Chair to commit the BPTC to a fixed price fuel purchase for assuming the fixed price is fair and reasonable. The motion was seconded by Board Member McLary. Resolution 15-13 was approved unanimously.

Under New Business, Vice Chairman McDaniel moved to accept the uniform conflict of interest disclosure statement from James McLary dated April 21, 2015. The motion was seconded by Secretary Hasler. The motion was approved by all Board Members with the exception of Board Member McLary who abstained.

OLD BUSINESS

There was no Old Business.

MINUTES

The minutes for April 21, 2015 were presented for approval by Vice Chairman McDaniel and seconded by Board Member McLary. The minutes were approved unanimously.

The minutes for May 12, 2015 were presented for approval by Vice Chairman McDaniel and seconded by Board Member McLary. The minutes were approved unanimously.

CLAIMS

The claims for June 16, 2015 were presented for approval by Vice Chairman McDaniel and seconded by Board Member McLary. The claims were approved unanimously.

ADJOURNMENT

APPROVE:

ATTEST:



Nancy Obermeyer, Chairman
Board of Directors BPTC

06-30-15



Gloria Hasler, Secretary
Board of Directors BPTC

06-30-15