

## **SAN JOAQUIN REGIONAL RAIL COMMISSION**

*This Agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (California Government Code § 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact San Joaquin Regional Rail Commission (SJRRC) staff, at (209) 944-6220, during regular business hours, at least twenty-four hours prior to the time of the meeting.*

*All proceedings before the Commission are conducted in English. Anyone wishing to address the SJRRC Board is advised to have an interpreter or to contact SJRRC during regular business hours at least 48 hours prior to the time of the meeting so that SJRRC can provide an interpreter. Any writings or documents provided to a majority of the Commission regarding any item on this agenda will be made available upon request in both English and Spanish for public inspection at the Office of the Executive Director located at 949 East Channel Street, Stockton, California, 95202 during normal business hours or by calling (209) 944-6220. The Agenda is available on the San Joaquin Regional Rail Commission website: [www.acerail.com](http://www.acerail.com).*

### **December 6, 2019 – 8:00 am**

Robert J. Cabral Station  
South Hall Meeting Room  
949 East Channel Street  
Stockton, CA 95202

#### **Conference Call Locations**

1311 Midvale Avenue  
Lodi, CA 95240

Heritage House  
4501 Pleasanton Avenue,  
Pleasanton, CA 94566

#### **1. Call to Order, Pledge of Allegiance, Roll Call**

Chair Fugazi

Roll Call: Haggerty, Marchand, Elliott, Johnson, Moorhead, Young, Zuber, Chair Fugazi

Ex- Officios: Chesley, DeMartino, Zoslocki, McElhinney

#### **2. Public Comments**

Persons wishing to address the Commission on any item of interest to the public regarding rail shall state their names and addresses and make their presentation. Please limit presentations to five minutes. The Commission cannot take action on matters not on the agenda unless the action is authorized by Section 54954.2 of the Government Code. Materials related to an item on the Agenda submitted to the Board of Directors after distribution of the agenda packet are available for the public inspection in the Commission Office at 949 E. Channel Street during normal business hours. These documents are also available on the San Joaquin Regional Rail Commission website at [www.acerail.com/about-ace/sjrrc-board.html](http://www.acerail.com/about-ace/sjrrc-board.html) subject to staff's ability to post the documents prior to the meeting.

### 3. Consent Calendar

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| 3.1 | Minutes of SJRRC Board Meeting October 4, 2019  | <b>ACTION</b>      |
| 3.2 | Rail Commission/ACE Monthly Expenditure   | <b>INFORMATION</b> |
| 3.3 | ACE Monthly Fare Revenue  | <b>INFORMATION</b> |
| 3.4 | ACE Ridership   | <b>INFORMATION</b> |
| 3.5 | ACE On-Time Performance   | <b>INFORMATION</b> |
| 3.6 | Update on Positive Train Control  | <b>INFORMATION</b> |
| 3.7 | Washington Update   | <b>INFORMATION</b> |
| 3.8 | Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Adopting the 2020 ACE Service Holidays | <b>ACTION</b>      |
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| <b>4.</b> | <b>Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Chair to Negotiate and Execute the Second Amendment to Agreement by and Between the San Joaquin Joint Powers Authority and the San Joaquin Regional Rail Commission for Managing Agency Services in the Oversight of the San Joaquin Intercity Rail Service (Stacey Mortensen) (Regular Voting Members)</b> | <b>ACTION</b> |
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| <b>5.</b> | <b>Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commissioners Appointing Three Representatives to the San Joaquin Regional Rail Commission Station/Facilities Development Committee</b> <ul style="list-style-type: none"><li>• <b>Two from the Rail Commission</b></li><li>• <b>One from Stanislaus Council of Governments</b></li></ul> (Stacey Mortensen) (Regular Voting Members) | <b>ACTION</b> |
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| <b>6.</b> | <b>Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing the Executive Director to Submit and Execute Any and All Grant Applications, Agreements, Certifications and Assurances and any Other Documents Necessary to Obtain Financial Assistance Provided by the California State Transportation Agency Under the Transit and Intercity Rail Capital Program for the Stockton Diamond Grade Separation Project and Hybrid Equipment Studies (Paul Herman) (Regular Voting Members)</b> | <b>ACTION</b> |
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| <b>7.</b> | <b>Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Adopting a Schedule Change for the ACE Saturday Service (Brian Schmidt) (Regular and Special Voting Members)</b> | <b>ACTION</b> |
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8. **Approve a Resolution of the Board of Commissioners of the San Joaquin Regional Rail Commission Authorizing a Consignment Contract for California's Great America Theme Park Ticket Sales to California's Great America for an Amount Not-To-Exceed \$93,000 total for Calendar Year 2020 Season, and Authorizing and Directing the Executive Director to Execute the Agreement**  
(Nick Perez) (Regular and Special Voting Members) **ACTION**
9. **Refunding 2010 Series A-2 Bonds**  
(Nick Perez/Peter Shellenberger) **INFORMATION**
10. **Update on ACE Rolling Stock Procurement**  
(Brian Schmidt) **INFORMATION**
11. **Western Pacific Cabral Station Parking Improvements Project Update**  
(Kevin Sheridan) **INFORMATION**
12. **Commissioner's Comments**
13. **Ex-Officio Comments**
14. **Executive Director's Report**
15. **CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
**Name of Case: Kristin Tate, Individually and as Successor-in Interest of Decedent Austin Peterson, et al. v. San Joaquin Regional Rail Commission et al, San Joaquin County Superior Court, Case No. STK-CV-UPI-2018-1167**
16. **Adjournment**  
The next regular meeting is scheduled for:  
January 3, 2019 – 8:00 am  
Robert J. Cabral Station  
949 East Channel Street, Stockton