

**LONG BEACH TRANSIT  
BOARD OF DIRECTORS MEETING  
AGENDA**



**THURSDAY, JULY 25, 2024  
4801 AIRPORT PLAZA DRIVE  
ROSA PARKS BOARD CHAMBER  
3:30 P.M.**

David Sutton, Chair  
Abigail Mejia, Vice Chair  
Raul Añorve, Secretary/Treasurer  
Eduardo Angeles, Director  
Carl Kemp, Director  
Randy Rawlings, Director  
Tunua Thrash-Ntuk, Director

Joshua Hickman, City Representative  
Christopher Koontz, City Representative

Kenneth A. McDonald  
President and Chief Executive Officer

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**LONG BEACH TRANSIT BOARD OF DIRECTORS IN-PERSON MEETING**

**MEMBERS OF THE PUBLIC CAN ATTEND MONTHLY BOARD MEETINGS AT LONG BEACH  
TRANSIT CORPORATE OFFICE ROSA PARK BOARD CHAMBER, BY RIDING ROUTES 102, 104,  
111 AND 112.**

**THE CLOSEST BUS STOPS TO LBTCO ARE LOCATED:  
LAKEWOOD BLVD. AND SPRING ST.  
CLARK AVE. AND 29TH ST.  
SPRING ST. AND AIRPORT PLAZA DR.**

**TO CONNECT TO ROUTES 102 AND 104, TAKE ROUTES 21, 22, 23, 61, 71, 91, 92, 93, 101, 111, 112,  
172, 173, 181 AND 182.**

**TO CONNECT TO ROUTES 111 AND 112, TAKE ROUTES 21, 22, 23, 91, 121, 131, 151, 171, 173, 175  
AND 192.**

**MEMBERS OF THE PUBLIC MAY LISTEN TO THE MEETING BY DIALING  
(669) 444-9171 AND ENTERING THE FOLLOWING  
MEETING ID: 892 4992 2679 (PASSWORD: 1963)**

**MEMBERS OF THE PUBLIC MAY ALSO JOIN THE VIDEO CONFERENCE VIA  
THE FOLLOWING ZOOM MEETING LINK:**

<https://us06web.zoom.us/j/89249922679?pwd=C6H1K4aKWbnpU9QTVsN6ynNnxYqX0Y.1>

**PLEASE NOTE THE ZOOM MEETING MAY ENCOUNTER TECHNICAL DISRUPTIONS, BUT IN-  
PERSON ACCESS AND PUBLIC COMMENT WILL CONTINUE TO BE AVAILABLE IN  
ACCORDANCE WITH THE BROWN ACT**

**PERSONS WISHING TO ADDRESS THE BOARD MAY SUBMIT PUBLIC COMMENT VIA EMAIL OR  
TELEPHONE. MEMBERS OF THE PUBLIC ALSO HAVE THE OPTION TO PROVIDE PUBLIC  
COMMENT IN THE ZOOM MEETING BY USING THE RAISE HAND FUNCTION OR PRESSING \*9 ON  
YOUR PHONE**

Public comments on agenda items may be submitted by email to [board@lbtransit.com](mailto:board@lbtransit.com) or by telephone at 562.599.8599.

If calling, please leave a voicemail with your name (please state it clearly), your telephone number for a return call, and the item number on which you would like to comment (or specify "public comment").

If emailing, please include your name, your telephone number for a return call, and the item number on which you would like to comment (or specify "public comment").

More information on this process may be found at [ridelbt.com/about-us](http://ridelbt.com/about-us)

## **REGULAR MEETING – 3:30 P.M.**

1. Call to Order. (Abigail Mejia)
2. Roll Call. (Jen Flores)
3. Employee Recognition. (Jen Flores)

Employees of the Month for July 2024:

Keith Harris, Transit Service Delivery and Planning  
Frank Ortiz, Maintenance and Infrastructure  
Laura Orozco, Administrative Staff

### **INFORMATION ITEM**

4. Public Comment.

Any member of the public may approach the lectern and, upon recognition by the Chair, state his or her name and proceed to address the Board on any item within the subject matter jurisdiction of the Long Beach Transit Board of Directors, provided that no action may be taken on off-agenda items unless authorized by law. Comments shall be limited to three minutes, unless different time limits are set by the Chair, subject to the approval of the Board.

5. Agency Report. (Lisa Patton)

### **INFORMATION ITEM**

## **NOTICE TO THE PUBLIC**

All matters included on the Consent Calendar are considered routine by the Long Beach Transit (LBT) Board of Directors and will all be enacted by one motion. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

## **CONSENT CALENDAR (6)**

6. Recommendation to approve the minutes of the regular session meeting held on June 27, 2024.

**Suggested Action:** Approve recommendation.

## REGULAR CALENDAR

7. Monthly Financial Report. (Ashley Liang)

### INFORMATION ITEM

8. Recommendation to authorize the President and CEO to enter into a contract with New Flyer for the purchase of 30, 40-foot, low-floor BEBs for an initial cost of \$43,878,785, including sales taxes with a 5% contingency of \$2,193,939, for a total authorization amount not to exceed \$46,072,724. (James Scott)

**Suggested Action:** Approve recommendation.

9. Recommendation to authorize the President and CEO to enter into a contract with Complete Coach Works to refurbish 13 New Flyer 60' CNG buses at a cost of \$4,125,279 with a 5% contingency of \$206,264, for a total authorization amount not to exceed \$4,331,543. (Branden Spalding)

**Suggested Action:** Approve recommendation.

10. Recommendation to authorize the President and CEO to enter into a three-year agreement with Nth Generation, for the renewal of the Darktrace Cyber Security System, for an amount not to exceed \$497,546. (Pretty George)

**Suggested Action:** Approve recommendation.

11. Recommendation to approve a procurement policy to authorize the President and CEO to solicit the Design Build Project Delivery Method using the best value procurement method for construction projects per California Public Contract Code 22160. (Joanna Bould)

**Suggested Action:** Approve recommendation.

12. Public Comment.

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13. Board Requests.

14. Adjourn. The next regular meeting will be held on September 26, 2024. (Abigail Mejia)

**Suggested Action:** Approve recommendation.

Note:

Long Beach Transit intends to provide reasonable accommodations in accordance with the Americans with Disabilities Act of 1990. If special accommodation is desired please call the Office of the Board Secretary 48 hours prior to the meeting at 562.599.8599.

Long Beach Transit is an entity which is separate and distinct from the City of Long Beach.

**LONG BEACH TRANSIT  
BOARD OF DIRECTORS MEETING  
MINUTES**



**THURSDAY, JUNE 27, 2024  
4801 AIRPORT PLAZA DRIVE  
ROSA PARKS BOARD CHAMBER  
3:30 P.M.**

David Sutton, Chair  
Abigail Mejia, Vice Chair  
Raul Añorve, Secretary/Treasurer  
Eduardo Angeles, Director  
Randy Rawlings, Director  
Tunua Thrash-Ntuk, Director

Joshua Hickman, City Representative  
Christopher Koontz, City Representative

Kenneth A. McDonald  
President and Chief Executive Officer

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**REGULAR MEETING – 3:30 P.M.**

1. Call to Order. (David Sutton)

Vice Chair Mejia called the meeting to order at 3:33 p.m.

2. Roll Call. (Jen Flores)

**Directors Present:** Eduardo Angeles, Raul Añorve, Carl Kemp, Abigail Mejia, Randy Rawlings and Tunua Thrash-Ntuk

**Directors Excused:** David Sutton

3. Employee Recognition. (Jen Flores)

Employees of the Month for June 2024:

Jesus Zavala, Transit Service Delivery and Planning  
Humberto Palma, Maintenance and Infrastructure  
Maritza Luviano, Administrative Staff

**INFORMATION ITEM**

Jen Flores, Board Secretary, presented the Employees of the Month for June 2024.

4. Public Comment.

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There were no public comments

**A motion was made by Director Thrash-Ntuk, seconded by Director Kemp, to amend the agenda to move Item #15 after Item #4 . The motion carried by the following vote:**

**Yes:** 6 - Eduardo Angeles, Raul Añorve, Carl Kemp, Abigail Mejia, Randy Rawlings and Tunua Thrash-Ntuk

**Excused:** 1 – David Sutton

15. Closed Session.

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of § 54956.9)  
Case name: 56 Grievances filed by Amalgamated Transit Union
2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of § 54956.9)  
Case name unspecified: Disclosure would jeopardize existing settlement negotiations
3. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Cal. Gov. Code § 54957)

Meeting went into Closed Session at 3:41 p.m.

Directors Kemp and Thrash-Ntuk left the meeting during Closed Session

Meeting reconvened at 4:55 p.m.

**Directors Present:** Eduardo Angeles, Raul Añorve, Abigail Mejia and Randy Rawlings

**Directors Excused:** Carl Kemp, David Sutton and Tunua Thrash-Ntuk

Vince Ewing, General Counsel, reported that no action was taken and direction was given.

5. President and CEO Report. (Kenneth McDonald)

INFORMATION ITEM

Kenneth McDonald, President and CEO, presented his monthly report.

CEO McDonald provided the Board with a summary of the TransDASH Summit hosted by LBT.

The Board received information regarding the LBT Employee Biometric Screening events.

CEO McDonald highlighted various community events LBT staff participated in for the month of June.

Mike Gold, Executive Director/VP, Customer Relations and Communications reported to the Board regarding a pilot program to update wayfinding materials at bus stops.

Director Añorve requested a report on the customer feedback once the pilot program has ended.

Director Añorve inquired about the size of the inserts and if the inserts would be readable at night in low lighting.

Mr. Gold responded that the samples provided were the actual size of the inserts and that the inserts will be visible at night.

## **NOTICE TO THE PUBLIC**

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## **CONSENT CALENDAR (6-9)**

**A motion was made by Director Angeles, seconded by Director Rawlings, to pass the consent calendar. The motion carried by the following vote:**

**Yes:** 4 - Eduardo Angeles, Raul Añorve, Abigail Mejia and Randy Rawlings  
**Excused:** 3 – Carl Kemp, David Sutton and Tunua Thrash-Ntuk

6. Recommendation to approve the minutes of the regular session meeting held on May 23, 2024.

**Suggested Action:** Approve recommendation.

7. Recommendation to approve the minutes of the special session meeting held on May 28, 2024.

**Suggested Action:** Approve recommendation.

8. Recommendation to approve the minutes of the special session meeting held on May 29, 2024.

**Suggested Action:** Approve recommendation.

9. Recommendation to approve the minutes of the special session meeting held on June 18, 2024.

**Suggested Action:** Approve recommendation.

## REGULAR CALENDAR

10. Monthly Financial Report. (Lisa Patton)

### INFORMATION ITEM

Lisa Patton, Executive Director/VP, Finance and Budget, presented the staff report.

Secretary/Treasurer Añorve inquired about the ongoing tax collection issue with the County Assessor's Office.

Mr. Ewing responded that he has been in contact with the Assessor's office and is awaiting feedback from the information provided to the office.

11. Recommendation to adopt Long Beach Transit's 2024 Public Transportation Agency Safety Plan with newly set targets to comply with FTA final rule in accordance with 49 Code of Federal Regulations (CFR) Part 673. (Kenneth McDonald)

**Suggested Action:** Approve recommendation.

CEO McDonald presented the staff report.

Director Anorve inquired about the safety performance targets.

CEO McDonald responded.

**A motion was made by Secretary/Treasurer Añorve, seconded by Director Rawlings, to approve the recommendation. The motion carried by the following vote:**

**Yes:** 4 - Eduardo Angeles, Raul Añorve, Abigail Mejia and Randy Rawlings

**Excused:** 3 – Carl Kemp, David Sutton and Tunua Thrash-Ntuk

12. Recommendation to adopt a resolution authorizing the President and CEO to file the annual applications for Local Transportation Funds (LTF) and State Transit Assistance funds (STA) under the Transportation Development Act (TDA) with the Los Angeles County Metropolitan Transportation Authority (Metro). (Jenifer Maxwell)

**Suggested Action:** Approve recommendation.

Jenifer Maxwell, Manager, Capital Programs, presented the staff report.

**A motion was made by Director Angeles, seconded by Director Rawlings, to approve the recommendation. The motion carried by the following vote:**

**Yes:** 4 - Eduardo Angeles, Raul Añorve, Abigail Mejia and Randy Rawlings

**Excused:** 3 – Carl Kemp, David Sutton and Tunua Thrash-Ntuk

13. Recommendation to authorize the President and CEO to extend Long Beach Transit's participation in Year 4 of Los Angeles Metropolitan Transportation Authority's regional GoPass program by:
1. Approving the CEO to extend participation in the GoPass program.
  2. Allowing eligible students who attend participating K-12 and Community College school districts to continue to ride LBT through the GoPass program until June 30, 2025. (Terry Coon)

**Suggested Action:** Approve recommendation.

Terry Coon, Manager, Finance, presented the staff report.

Director Angeles asked for clarification regarding the Metro program compared to the extension Staff is requesting.

CEO McDonald clarified that Metro has made the GoPass program permanent, however LBT is only requesting a one-year extension as staff evaluates further recommendations.

Discussion ensued regarding long-term funding for the program.

Director Rawlings and Secretary/Treasurer Añorve requested that staff have discussions with the Board before the end of the one-year extension.

Vice Chair Mejia asked for clarification regarding the need for additional buses.

CEO McDonald responded that additional buses are needed during peak hours to accommodate the influx of GoPass customers during certain hours.

Vice Chair Mejia inquired about Cal State Long Beach being part of the GoPass program.

Mr. Coon responded that only community colleges are participating in the program.

**A motion was made by Secretary/Treasurer Añorve, seconded by Director Rawlings, to approve the recommendation. The motion carried by the following vote:**

**Yes:** 4 - Eduardo Angeles, Raul Añorve, Abigail Mejia and Randy Rawlings

**Excused:** 3 – Carl Kemp, David Sutton and Tunua Thrash-Ntuk

14. Public Comment.

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There were no public comments.

16. Board Requests.

There were no Board requests.

17. Adjourn. The next regular meeting will be held on July 25, 2024. (David Sutton)

**Suggested Action:** Approve recommendation.

Meeting adjourned at 6:03 p.m.

**A motion was made by Director Angeles, seconded by Director Rawlings, to approve the recommendation. The motion carried by the following vote:**

**Yes:** 4 - Eduardo Angeles, Raul Añorve, Abigail Mejia and Randy Rawlings

**Excused:** 3 – Carl Kemp, David Sutton and Tunua Thrash-Ntuk

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**LONG BEACH TRANSIT**  
**STATEMENT OF REVENUES AND EXPENSES**  
**FOR PERIOD JULY 1, 2023 TO JUNE 30, 2024**

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	June 2023	June 2024	June Budget	%	Year to Date FY 2023	Year to Date FY 2024	Year to Date Budget	%
<b>OPERATING REVENUE</b>								
Passenger Fares	\$699,528	\$735,457	\$714,789	103	\$8,630,785	\$9,196,190	\$8,765,839	105
Dial A Lift Fares	3,456	3,448	3,993	86	39,388	39,614	44,764	88
Aqua Service Fares	41,708	20,326	40,927	50	300,859	188,196	175,624	107
Special Event Service Revenue	4,938	24,411	3,000	814	45,375	99,547	29,000	343
Advertising Revenue	56,250	56,250	56,250	100	717,456	740,683	675,000	110
Interest & Miscellaneous	448,824	724,317	229,941	315	3,350,977	4,939,658	2,733,060	181
<b>TOTAL OPERATING REVENUE</b>	<b>\$1,254,704</b>	<b>\$1,564,210</b>	<b>\$1,048,900</b>	<b>149</b>	<b>\$13,084,840</b>	<b>\$15,203,887</b>	<b>\$12,423,287</b>	<b>122</b>
<b>SUBSIDY REVENUE</b>								
Federal	\$500,000	\$8,792,672	\$1,600,000	550	\$7,150,002	\$21,059,795	\$21,032,690	100
State	2,145,768	2,838,136	2,838,135	100	32,437,836	34,146,305	34,057,631	100
County	4,159,198	4,051,295	4,051,293	100	49,947,238	43,152,700	48,665,845	89
Local	690,675	985,236	743,100	133	8,710,566	9,879,178	9,598,646	103
<b>TOTAL SUBSIDY REVENUE</b>	<b>\$7,495,641</b>	<b>\$16,667,339</b>	<b>\$9,232,528</b>	<b>181</b>	<b>\$98,245,642</b>	<b>\$108,237,977</b>	<b>\$113,354,812</b>	<b>95</b>
<b>TOTAL REVENUE</b>	<b>\$8,750,345</b>	<b>\$18,231,549</b>	<b>\$10,281,428</b>	<b>177</b>	<b>\$111,330,482</b>	<b>\$123,441,864</b>	<b>\$125,778,099</b>	<b>98</b>
<b>OPERATING EXPENSES</b>								
Operations	\$4,725,100	\$4,758,963	\$5,018,043	95	\$55,241,110	\$60,966,077	\$61,233,636	100
Maintenance	2,679,185	2,658,499	2,452,803	108	27,524,544	30,574,276	29,702,576	103
Administration	2,444,867	2,244,379	2,397,451	94	22,998,296	25,924,505	28,044,882	92
Fuel & Lubricants	430,856	430,704	576,384	75	6,536,260	5,707,421	6,797,005	84
<b>TOTAL OPERATING EXPENSES</b>	<b>\$10,280,008</b>	<b>\$10,092,544</b>	<b>\$10,444,681</b>	<b>97</b>	<b>\$112,300,210</b>	<b>\$123,172,279</b>	<b>\$125,778,099</b>	<b>98</b>
<b>NET INCOME (LOSS) BEFORE DEPR.</b>	<b>(\$1,529,663)</b>	<b>\$8,139,004</b>	<b>(\$163,253)</b>		<b>(\$969,728)</b>	<b>\$269,585</b>	<b>\$0</b>	
<b>DEPRECIATION</b>	<b>\$1,432,641</b>	<b>\$1,381,302</b>	<b>\$1,565,535</b>	<b>88</b>	<b>\$16,662,728</b>	<b>\$16,021,533</b>	<b>\$10,958,745</b>	<b>146</b>

**LONG BEACH TRANSIT  
SCHEDULE OF EXPENSES  
FOR PERIOD JULY 1, 2023 TO JUNE 30, 2024**

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				Total	Current Month		Year to	Year to Date	
	Operations	Maintenance	Admin	Curr. Month	Budget	%	Date	Budget	%
<b>LABOR</b>									
Operators	\$2,434,980	\$0	\$0	\$2,434,980	\$2,477,495	98	\$32,251,052	\$31,687,500	102
Maintenance	0	506,952	0	506,952	611,618	83	7,598,734	7,236,317	105
Salaried	334,350	439,584	889,170	1,663,104	1,622,897	102	18,502,768	19,879,223	93
<b>FRINGE BENEFITS</b>									
FICA	189,966	67,006	56,298	313,270	341,456	92	4,048,704	4,243,509	95
Pension	350,299	117,830	93,400	561,529	574,157	98	7,756,762	7,173,205	108
Health	585,125	168,756	106,847	860,729	952,707	90	10,299,569	11,209,396	92
Workers' Compensation	374,093	26,764	3,397	404,254	403,535	100	4,840,126	4,842,376	100
Uniform & Tool Allowance	9,946	7,648	1,684	19,278	28,880	67	286,317	370,520	77
Unemployment & Other Fringes	(1,738)	14,583	30,684	43,528	74,208	59	431,352	622,418	69
<b>SERVICES</b>									
Advertising	0	0	94,737	94,737	81,496	116	817,434	867,952	94
Professional & Technical	37,321	20,334	240,386	298,040	382,791	78	3,958,380	4,565,144	87
Contract Maintenance	0	445,705	224,844	670,549	414,891	162	5,411,490	4,999,639	108
Security	240,358	34,827	0	275,185	359,918	76	3,796,079	4,094,916	93
Employment Physicals	0	0	26,391	26,391	18,424	143	219,292	221,000	99
Other	0	6,516	13,332	19,848	10,919	182	175,681	127,550	138

**LONG BEACH TRANSIT  
SCHEDULE OF EXPENSES  
FOR PERIOD JULY 1, 2023 TO JUNE 30, 2024**

Page 3 of 4

	Operations	Maintenance	Admin	Total Curr. Month	Current Month Budget	%	Year to Date	Year to Date Budget	%
<b>MATERIALS &amp; SUPPLIES</b>									
Fuel & Lubricants	\$0	\$430,704	\$0	\$430,704	\$576,384	75	\$5,707,421	\$6,797,005	84
Fleet Parts & Supplies	0	567,691	0	567,691	416,798	136	5,965,640	5,135,344	116
Other Materials & Supplies	0	77,369	16,874	94,244	87,337	108	1,030,653	1,012,310	102
<b>UTILITIES</b>	0	116,226	36,048	152,274	219,451	69	1,984,146	2,483,838	80
<b>CASUALTY/LIABILITY COSTS</b>	0	6,917	339,360	346,276	345,955	100	4,383,591	4,151,614	106
<b>PURCHASED TRANS. SERVICE</b>									
Dial A Lift	96,884	0	0	96,884	107,290	90	1,168,740	1,253,094	93
Aqua Service	107,365	0	0	107,365	174,377	62	807,930	1,044,189	77
<b>MISC. EXPENSES</b>									
Dues & Subscriptions	0	0	13,616	13,616	15,837	86	172,761	190,000	91
Taxes, Fees	0	30,078	0	30,078	27,091	111	721,648	329,082	219
Training, Travel & Meetings	0	0	16,421	16,421	27,076	61	139,987	325,000	43
Schedules & Tickets	0	0	10,020	10,020	21,250	47	58,473	165,000	35
Safety & Misc. Items	0	3,656	22,687	26,343	15,701	168	141,119	188,500	75
Recruitment Advertising	0	0	5,504	5,504	20,000	28	111,827	200,000	56
Other	15	54	2,679	2,749	34,742	8	384,604	362,458	106
<b>TOTAL OPERATING EXPENSES:</b>	<b>\$4,758,963</b>	<b>\$3,089,202</b>	<b>\$2,244,379</b>	<b>\$10,092,544</b>	<b>\$10,444,681</b>	<b>97</b>	<b>\$123,172,279</b>	<b>\$125,778,099</b>	<b>98</b>

**LONG BEACH TRANSIT  
BALANCE SHEET**

Page 4 of 4

	Balance at <u>06/30/24</u>	Balance at <u>05/31/24</u>	Balance at <u>06/30/23</u>
<b><u>ASSETS</u></b>			
Cash and Investments	77,663,866	72,368,537	68,290,928
Receivables			
Federal	8,866,158	16	819,464
State	2,231,906	6,016,447	1,827,925
County	553,614	270,398	921,194
Local	2,485,344	1,560,229	2,087,603
Miscellaneous	3,114,743	4,641,111	2,583,486
Materials & Supplies Inv.	4,082,675	4,155,726	3,645,412
Net Capital Assets	119,346,314	120,366,456	119,445,978
Other Assets	<u>12,597,698</u>	<u>13,400,510</u>	<u>14,194,711</u>
<b>TOTAL ASSETS</b>	<b><u>230,942,317</u></b>	<b><u>222,779,431</u></b>	<b><u>213,816,701</u></b>
<b><u>LIABILITIES AND CAPITAL</u></b>			
Trade Payables	4,006,116	4,645,964	3,242,909
Accrued Payroll Liabilities	8,227,981	6,826,279	7,297,318
Net Pension Liability (GASB 68)	34,055,081	34,055,081	32,192,337
Compensated Absence Liabilities	3,930,075	3,903,780	3,518,367
Estimated Liabilities	66,501,559	66,997,851	63,865,702
Deferred Credits	17,565,771	16,813,604	11,132,836
Long-Term Notes Payable	<u>0</u>	<u>0</u>	<u>0</u>
<b>TOTAL LIABILITIES</b>	<b><u>134,286,583</u></b>	<b><u>133,242,559</u></b>	<b><u>121,249,470</u></b>
Federal Capital Contributions	339,424,033	339,350,563	329,775,744
State Capital Contributions	115,739,038	115,735,055	114,519,185
Local Capital Contributions	131,356,304	131,072,598	126,730,274
Accumulated Earnings (Losses)	<u>(489,863,641)</u>	<u>(496,621,344)</u>	<u>(478,457,973)</u>
<b>TOTAL CAPITAL</b>	<b><u>96,655,734</u></b>	<b><u>89,536,872</u></b>	<b><u>92,567,230</u></b>
<b>TOTAL LIABILITIES AND CAPITAL</b>	<b><u>230,942,317</u></b>	<b><u>222,779,431</u></b>	<b><u>213,816,701</u></b>



# Board Agenda Item No. 08

## July 25, 2024

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### INFORMATION ITEM

To authorize the President and CEO to enter into a contract with New Flyer of America, Inc., for the purchase of 30, 40-foot low-floor battery-electric buses.

### STAFF REPRESENTATIVE

James Scott, Executive Director/VP, Maintenance and Infrastructure

### BACKGROUND

Long Beach Transit (LBT) operates a diverse fleet of 250 revenue buses comprising of 125 compressed natural gas (CNG) transit buses; 81 gasoline-electric hybrid transit buses, 44 battery electric transit buses (BEB) and expects to deploy in service 5 battery electric commuter coaches in August 2024.

LBT is committed to purchasing zero-emission buses (ZEBs) from 2016 onward and plans to replace all non-ZEBs as they reach the end of their useful lives. This decision aligns with LBT commitment to become a zero-emission transit agency and to Improve Safety and Service Quality and Enhance Customer Experience.

### PROCUREMENT

In February 2024 the Federal Transit Administration (FTA) issued a "Dear Colleague" letter, encouraging recipients to pursue procurement strategies that lower costs and accelerate transit vehicles deliveries, such as state contracts. Under section 3019 of the FAST act, grantees may purchase rolling stock and related equipment from any State procurement contract. State purchasing contracts are subject to Federal requirements, including, but not limited to, full and open competition, no geographic preferences, Buy America, and bus testing, and must include all FTA required clauses and certifications with its purchase orders issued under the State contract. After a review of State contracts that offer zero emission buses, LBT found that the State of California offers the best solution to LBT for the purchase of the 30 battery electric buses.

The State of California contract listed four suppliers for zero emission electric buses: BYD, Proterra, National El Dorado and New Flyer of America. BYD do not offer 40-ft. low floor transit buses as required by LBT. Proterra is no longer taking orders due to a recent filing for reorganization under Chapter 11. National El Dorado is not taking orders for zero emission buses because of supply issues and constant changes in the bus markets. New Flyer of America is currently the only manufacturer taking orders for 40-Ft. battery electric low floor transit buses. For this procurement, LBT solicited a formal proposal from New Flyer of America based on the State of California contract and negotiated changes to meet LBT bus configuration needs such as communication equipment, passenger seating, head signs, windows, exterior graphics, interior paneling and colors, energy storage capacity, and onboard security video recording.



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### **DBE/SBE PARTICIPATION**

The Federal Transit Administration (FTA) requires every bus manufacturer, as a condition to participate in a Federal assisted transit vehicle procurement, to certify they comply with the FTA's DBE program requirements and goals. LBT has verified New Flyer is an eligible Transit Vehicle Manufacturer (TVM) per FTA registry. Upon award of this contract LBT will submit award notification within 30 days to the FTA Office of Civil Rights as required for this contract award.

### **ALTERNATIVES CONSIDERED**

Staff considered retaining the existing gasoline-electric hybrid buses and rebuilding and refurbishing their parts. Staff considered this alternative unsustainable as the hybrid buses will continue to incur costs for maintenance and repair of the buses that are past their useful life.

### **BUDGETARY/FISCAL IMPACT**

Funds for this project have been previously identified and approved in prior year capital budgets. A combination of federal, state, and local funds will be utilized for this project.

### **STAFF RECOMMENDATION**

Staff is requesting LBT's Board of Directors to authorize the President and CEO to enter into a contract with New Flyer for the purchase of 30, 40-foot, low-floor BEBs for an initial cost of \$43,878,785, including sales taxes with a 5% contingency of \$2,193,939, for a total authorization amount not to exceed \$46,072,724.

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Kenneth A. McDonald  
President and Chief Executive Officer



## **Board Agenda Item No. 09 July 25, 2024**

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### **RECOMMENDED ACTION**

To authorize the President and CEO to enter into a contract with Complete Coach Works for the refurbishment of 13 New Flyer 60' Articulated Compressed Natural Gas (CNG) buses.

### **STAFF REPRESENTATIVE**

Branden Spalding, Manager, Fleet Maintenance, Maintenance and Infrastructure

### **BACKGROUND**

In support of Long Beach Transit's (LBT) strategic priorities to "Enhance Customer Experience" and "Improve Safety and Service Quality", LBT develops capital projects to refurbish buses at midlife.

LBT performs a midlife rehabilitation at six years and/or 250,000 miles on its buses as part of its State of Good Repair Program.

This project aims to refurbish all of LBT's Articulated bus fleet, 13 buses in total. The refurbishment project encompasses comprehensive updates, including a new L9N near-zero emission engine, new exterior paint, new wheels and new reupholstered interior seating. These improvements will rejuvenate our buses, ensuring we maintain a "like new" look and feel for our customers.

### **PROCUREMENT**

LBT issued a Request for Proposal (RFP) to multiple firms nationwide and received one qualified proposal. The proposal was evaluated based on the following criteria:

- Qualifications of the Firm
- Staffing and Project Organization
- Technical Solutions/Work Plan
- Cost

The total amount of possible points for the technical evaluation was 70. Pricing made up an additional 30 points, for a total of 100 points. Complete Coach Works (CCW) qualified with a score of 85 points.

CCW, located in Riverside, California, was found to be fair and reasonable by LBT's Purchasing department



## Board Agenda Item No. 09 July 25, 2024

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### **DBE/SBE PARTICIPATION**

A Small Business Enterprise (SBE) goal of 5% was established for this project. Complete Coach Works has committed 18.5% of its total contract amount to McCrary Diesel Repair and Body Shop, an SBE-certified firm, to provide paint and body services.

### **ALTERNATIVES CONSIDERED**

Staff has evaluated the costs associated with not refurbishing the New Flyer Articulated CNG series buses and has concluded that the overall maintenance expenses will increase over time impacting the buses' useful life and resulting in decreased fleet reliability.

### **BUDGETARY/FISCAL IMPACT**

Funds for this project have been identified and approved in a prior year's capital budget. Local and state funds will be utilized for this project.

### **STAFF RECOMMENDATION**

Staff is requesting LBT's Board of Directors to authorize the President and CEO to enter into a contract with Complete Coach Works to refurbish 13 New Flyer 60' CNG buses at a cost of \$4,125,279 with a 5% contingency of \$206,264, for a total authorization amount not to exceed \$4,331,543.

A handwritten signature in blue ink that reads "K. McDonald".

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Kenneth A. McDonald  
President and Chief Executive Officer



### RECOMMENDED ACTION

To authorize the President and CEO to enter into a contract with Nth Generation to renew the Darktrace Cyber Security Platform, to protect Long Beach Transit's network against cybersecurity threats.

### STAFF REPRESENTATIVE

Pretty George, Executive Director/VP, Information Technology

### BACKGROUND

Long Beach Transit (LBT) operates a comprehensive digital ecosystem spanning from on-premise infrastructure to cloud-based software solutions. With the rise of increasingly sophisticated cyber threats, LBT recognized the critical need for a robust cybersecurity solution capable of monitoring, analyzing network traffic, and preemptively neutralizing potential threats. Currently, LBT utilizes Darktrace Cyber Security Platform and has decided to continue leveraging its product line to ensure ongoing protection against evolving cyber threats.

Darktrace modules entail safeguarding networks, devices, and data from unauthorized access or malicious use, ensuring the confidentiality, integrity, and availability of information. Leveraging Artificial Intelligence (AI) and machine learning, Darktrace continuously learns and adapts to user and device behaviors, enabling real-time threat detection and automatic mitigation. This capability significantly reduces triage time by over 90%, streamlining threat investigations amidst the daily influx of potential security risks.

### PROCUREMENT

On May 23, 2024, LBT issued an Invitation for Bid (IFB) for these services. The IFB was also publicly advertised. In response, LBT received three qualified bids. The bids were reviewed by the Purchasing department, and all bids were deemed responsive.

The lowest bidder was Nth Generation.

Nth Generation, located in San Diego, California, was found to be responsible, responsive, and compliant by LBT's Purchasing department.

### DBE/SBE PARTICIPATION

A Small Business Enterprise (SBE) goal was not set for this contract due to the unique security capabilities of the specialty solution.

Nth Generation will self-perform all scope of work associated with the product manufacturing for this service. There was no required SBE participation; therefore, the vendor was responsive.



**ALTERNATIVES CONSIDERED**

LBT considered different service providers, including cybersecurity managed services. However, these service providers use their own proprietary Security Information and Events Management (SIEM) tools and LBT has its own SIEM tool in place that interfaces seamlessly with the Darktrace Cyber Security Platform.

Not deploying a cybersecurity system will leave LBT at risk for malware attacks including the erasure of the entire system, an attacker breaking into the system and altering or stealing files and confidential information, or ransomware attacks that would block access to the system until a ransom is paid.

**BUDGETARY/FISCAL IMPACT**

Funds for the first year of the contract were included in the previously approved Fiscal Year 2025 Operating Budget. Funds for subsequent years will be included in future operating budgets.

**STAFF RECOMMENDATION**

Staff is recommending LBT's Board of Directors to authorize the President and CEO to enter into a three-year agreement with Nth Generation, for the renewal of the Darktrace Cyber Security System, for an amount not to exceed \$497,546.

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Kenneth A. McDonald  
President and Chief Executive Officer



# Board Agenda Item No. 11

## July 25, 2024

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### RECOMMENDED ACTION

To approve a procurement policy to authorize the President and CEO to solicit the Design Build Project Delivery Method using the best value procurement method for construction projects per California Public Contract Code 22160.

### STAFF REPRESENTATIVE

Joanna Bould, Manager, Procurement

### BACKGROUND

In the past two decades, the public sector has increasingly started to use alternative delivery methods, such as Design-Build. Under a Design-Build approach, the design and construction project phases are integrated and only one entity is responsible for the design and construction of the project. A single contract is awarded between LBT and the Design-Build entity, eliminating the complexity of multiple contracts and allowing for a single point of responsibility. Design and construction teams work together from project initiation through project completion, allowing for improved collaboration and reduced risk for LBT as the project owner.

LBT would also be able to procure these services using a best value procurement methodology, meaning the agency evaluates multiple factors to determine the overall best value for the project, rather than awarding to the lowest responsible and responsive bidder. These factors may include technical expertise, prior performance, project approach, quality and other lifecycle costs. Agencies are also able to negotiate with proposers on any aspect of the proposal, such as price, scope, or key personnel.

In 2018, the Charles Pankow Foundation and the Construction Industry Institute completed a study leveraging data from 212 projects completed over ten years to compare the performance of design-bid-build and design-build project delivery systems in the United States. The study found that, on average, Design-Build projects were delivered faster and with lower cost and schedule growth than Design-Bid-Build projects. On average, Design-Build projects are delivered 36% faster during construction and 102% faster over the entire project duration when compared with Design-Bid-Build projects.

Under Public Contract Code Section 22160-22169 LBT may, as a local agency, procure Design-Build contracts for public works projects in excess of one million dollars (\$1,000,000) given the approval of its governing body. LBT is requesting the Board to approve the use of this project delivery method.

The Design-Build Project Delivery Method, using a best value procurement methodology, will allow for faster project completion, reduced cost, and improved quality control.



**BUDGETARY/FISCAL IMPACT**

There is no increased cost related to authorizing the President and CEO to use the Design-Build Project Delivery Method. However, LBT anticipates a decrease in costs for projects delivered using the Design-Build methodology.

**ALTERNATIVES CONSIDERED**

The Board of Directors could decide not to approve the Design-Build Project Delivery Method. This is not recommended as it will prevent LBT from achieving the benefits of this project delivery method.

**STAFF RECOMMENDATION**

Staff is requesting LBT's Board of Directors to approve a procurement policy to authorize the President and CEO to solicit the Design Build Project Delivery Method using the best value procurement method for construction projects per California Public Contract Code 22160.

A handwritten signature in blue ink, appearing to read 'K. McDonald', written over a horizontal line.

Kenneth A. McDonald  
President and Chief Executive Officer