

Orange County Transportation Authority Board Meeting
OCTA Headquarters
First Floor - Room 154
600 South Main Street, Orange, California
Monday, March 28, 2005, at 9:00 a.m.

Any person with a disability who requires a modification or accommodation in order to participate in this meeting should contact the OCTA Clerk of the Board, telephone (714) 560-5676, no less than two (2) business days prior to this meeting to enable OCTA to make reasonable arrangements to assure accessibility to this meeting.

Invocation

Director Correa

Pledge of Allegiance

Director Green

Agenda Descriptions

The agenda descriptions are intended to give notice to members of the public of a general summary of items of business to be transacted or discussed. The posting of the recommended actions does not indicate what action will be taken. The Board of Directors may take any action which it deems to be appropriate on the agenda item and is not limited in any way by the notice of the recommended action.

Public Comments on Agenda Items

Members of the public wishing to address the Board of Directors regarding any item appearing on the agenda may do so by completing a Speaker's Card and submitting it to the Clerk of the Board. Speakers will be recognized by the Chairman at the time the agenda item is to be considered. A speaker's comments shall be limited to three (3) minutes.

Special Matters

1. Presentation of Resolutions of Appreciation for Employees of the Month for March 2005

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2005-81, 2005-82, and 2005-83 to Ted Johnson, Coach Operator, Minh Nguyen, Maintenance, and Christina Byrne, Administration, as Employees of the Month for March 2005.

2. Presentation of Resolution of Appreciation to Orange County Sheriff's Department Employee of the Quarter

Present Orange County Transportation Authority Resolution of Appreciation No. 2005-84 to Orange County Sheriff's Department Employee of the Quarter, Danny Mayer.

Consent Calendar (Items 3 through 24)

All matters on the consent calendar are to be approved in one motion unless a Board member or a member of the public requests separate action on a specific item.

Orange County Transportation Authority Consent Calendar Matters

3. Approval of Resolutions of Appreciation for Employees of the Month for March 2005

Approval of Orange County Transportation Authority Resolutions of Appreciation Nos. 2005-81, 2005-82, and 2005-83 to Ted Johnson, Coach Operator, Minh Nguyen, Maintenance, and Christina Byrne, Administration, as Employees of the Month for March 2005.

4. Approval of Resolution of Appreciation to Orange County Sheriff's Department Employee of the Quarter

Adopt Orange County Transportation Authority Resolution of Appreciation No. 2005-84 to Orange County Sheriff's Department Employee of the Quarter, Danny Mayer.

5. Approval of Minutes

Of the Orange County Transportation Authority and affiliated agencies' regular meeting of March 14, 2005.

6. Future Direction of Federal Legislative Advocacy and Consulting Services

Richard J. Bacigalupo

Overview

The Orange County Transportation Authority Board of Directors at their November 8, 2004, meeting approved exercising two-year options on three agreements for federal legislative advocacy and consulting services. A fourth agreement was extended for six months.

Recommendation (by Committee)

Vice Chair Silva moved that Peyser & Associates be on a limited contract of \$5,000 a month; Jim McConnell remain at \$10,000 a month; Rick Alcade of The Federalist Group continue at \$7,500 a month for six months; and Mayer, Brown, Rowe and Maw LLP remain at \$5,000.00 per month. The motion was seconded by Committee Member Brown, and declared passed unanimously by the Committee Member's present.

7. State Legislative Update

Alex Esparza/Richard J. Bacigalupo

Overview

The Legislative Analyst's Office has presented recommendations for the 2005-2006 state budget. Over 3,000 Assembly and Senate bills have been introduced in Sacramento. Three bill positions are submitted for consideration.

Recommendation

Adopt the following recommended bill positions:

Support on AB 697 (Oropeza, D-Long Beach)

Support on SB 705 (Runner, R-Palmdale)

Support on SCA 7 (Torlakson, D-Antioch)

8. Selection of a Consultant for Preparation of an Environmental Impact Report on the 2006 Long Range Transportation Plan
Glen Campbell/Paul C. Taylor

Overview

The Orange County Transportation Authority is preparing the 2006 Long Range Transportation Plan. Proposals and statements of qualifications for the preparation of an Environmental Impact Report for the Long Range Plan were solicited in accordance with the Orange County Transportation Authority's procurement procedures for the retention of consultants for this type of work. These procedures are in accordance with both federal and state legal requirements.

Recommendations

- A. Authorize staff to request a cost proposal from LSA Associates, Inc. and negotiate an agreement for their services.
- B. Authorize the Chief Executive Officer to execute the final agreement.

9. Amendment to Professional Services Agreement for Rapid Transit Options Analysis
Jose Martinez/Paul C. Taylor

Overview

As follow up to the March 14, 2005, Board of Directors meeting, staff has prepared a comprehensive study program for the rapid transit option categories. This study will address the potential projects within the Bus Rapid Transit, Menu of Transit Projects, and No Rapid Transit (Streets and Roads Only) categories not covered under any other work program. The Project Management Consultant contract can be amended to perform this study.

Recommendation

Authorize the Chief Executive Officer to execute Amendment No. 9 to Agreement C-2-0611 between the Orange County Transportation Authority and Carter & Burgess, Inc., in an amount not to exceed \$300,000, for a comprehensive study program for all potential rapid transit options.

10. 91 Express Lanes January 2005 Status Report

Ellen Lee/Paul C. Taylor

Overview

The 91 Express Lanes Status Report for the period ending January 31, 2005, is provided for Orange County Transportation Authority Board of Directors' review. The report provides toll road traffic volume, revenue, financial performance, operations, maintenance, and communications information.

Recommendation

Receive and file the 91 Express Lanes Status Report for the period ending January 31, 2005.

11. Update on Taxicab Operations in Orange County

Tom Little/Paul C. Taylor

Overview

In late 2004, several media sources reported on a proliferation of "bandit" taxicabs operating (without a permit and license) in Los Angeles County. Orange County Taxi Administration Program staff has collected information that leads to the conclusion that Orange County does not have a significant problem with unpermitted or unlicensed taxicabs.

Recommendation

Receive information for discussion and possible action as deemed appropriate by the Board.

12. Special Needs in Transit Advisory Committee

Donna Berger/Ellen S. Burton

Overview

It is requested the Orange County Transportation Authority Board of Directors consider the structure and appointment process for the Special Needs in Transit Advisory Committee. A summary of the current Committee structure and recommendations are provided in this report.

Recommendations

- A. Approve the recommended Orange County Transportation Authority Special Needs in Transit Advisory Committee structure and direct staff to initiate recruitment of participants.
- B. Adopt Resolutions of Appreciation 2005-53 through 2005-80 for outgoing members of the Special Needs in Transit Advisory Committee.

13. Fiscal Year 2005-06 Budget Overview, Approach and Assumptions

Andrew Oftelie/James S. Kenan

Overview

Leading up to the Board Workshop on May 9, 2005, staff will utilize the scheduled Finance and Administration Committee meetings to keep the Board of Directors abreast of developments regarding issues associated with the fiscal year 2005-06 budget. This report highlights some of the major assumptions and budget strategies that will be used to balance the fiscal year 2005-06 budget. In addition, this report provides a preview of some of the issues that will be discussed at the Board Workshop on May 9, 2005.

Recommendation

Receive and file as an information item.

14. Approval of Local Transportation Fund Fiscal Year 2005-06 Apportionment Estimates

Jerome A. Diekmann/James S. Kenan

Overview

The Orange County Transportation Authority, as the transportation planning agency and county transportation commission for Orange County, is responsible for developing estimates used in apportioning revenues earned and deposited in the Orange County Local Transportation Fund. Transportation Development Act regulations require that the apportionments for fiscal year 2005-06 be determined, and prospective claimants advised of the amounts.

14. (Continued)

Recommendation

Approve the Local Transportation Fund fiscal year 2005-06 apportionment estimates and authorize the Chief Executive Officer to advise all prospective claimants of the amounts of all area apportionments from the Orange County Local Transportation Fund for the following fiscal year.

Orange County Transit District Consent Calendar Matters

15. Amendment to Agreement for Test and Operation Gases for Liquefied Natural Gas Buses and Facilities

Al Pierce/William L. Foster

Overview

On May 10, 2004, the Board of Directors approved an agreement with Cameron Welding Supply for test and operation gases for the liquefied natural gas buses and facilities for a one year period with two one-year options.

Recommendation

Authorize the Chief Executive Officer to execute Amendment No. 2 to Agreement C-3-1228 between the Orange County Transportation Authority and Cameron Welding Supply, in an amount not to exceed \$70,000, for test and operation gases for the liquefied natural gas buses and facilities.

16. Amendment to Agreement for Mobility Planning Services

Gracie Davis/William L. Foster

Overview

On April 14, 2003, the Board of Directors approved an agreement with Transit Access, in the amount of \$65,000, to provide Mobility Planning Services. Transit Access was retained in accordance with the Orange County Transportation Authority's procurement procedures for professional services.

16. (Continued)

Recommendation

Authorize the Chief Executive Officer to execute Amendment No. 2 to Agreement C-2-1240 between the Orange County Transportation Authority and Transit Access, in an amount not to exceed \$63,000, for provision of Mobility Planning Services through June 30, 2006.

17. Agreement for In-Frame Engine Overhauls on General Motors Corporation, Model Number RTS II, 1980 Buses

Al Pierce/William L. Foster

Overview

The Orange County Transportation Authority plans to contract for the overhaul of up to 12 engines in 1980 model year fixed route transit buses.

Recommendation

Authorize the Chief Executive Officer to execute Agreement C-4-1153 between the Orange County Transportation Authority and Valley Power Systems, in an amount not to exceed \$148,500, for the in-frame engine overhaul on 1980 RTS buses.

18. Amendment to Agreement for Trapeze Software Support

Patrick Sampson/William L. Foster

Overview

On December 8, 2003, the Board of Directors approved an agreement with Trapeze Software Group, Inc., in the amount of \$20,000, to provide computerized scheduling software package to schedule Americans with Disabilities Act ACCESS service.

Recommendation

Authorize the Chief Executive Officer to execute Amendment No. 1 to Agreement C-3-1218 between the Orange County Transportation Authority and Trapeze Software Group, Inc., to exercise the first option term in an amount not to exceed \$20,000.

19. Amendment to Cooperative Agreement with Regional Center of Orange County

Beth McCormick/William L. Foster

Overview

On April 28, 2003, the Orange County Transportation Authority entered into a Cooperative Agreement with the Regional Center of Orange County formalizing an arrangement to share the cost of providing ACCESS services to Regional Center consumers. The current agreement expires on June 30, 2005.

Recommendation

Authorize the Chief Executive Officer to execute Amendment No. 2 to Cooperative Agreement C-3-0185 between the Orange County Transportation Authority and the Regional Center of Orange County, to share the cost of ACCESS transportation provided to Regional Center consumers, exercising the second option year and adjusting the trip rate as allowed in the agreement.

20. Amendment to Purchase Order for Restroom Supplies

Al Pierce/William L. Foster

Overview

On May 12, 2003, the Board of Directors approved a purchase order with Unisource Worldwide, Inc., to provide restroom supplies for a one year period with two one-year options.

Recommendation

Authorize the Chief Executive Officer to execute Amendment No. 3 to Purchase Order D-3-0105 between the Orange County Transportation Authority and Unisource Worldwide, Inc., in an amount not to exceed \$75,000, to exercise the second option year to provide restroom supplies.

21. Purchase Order for Liquefied Propane Gas Forklifts

Al Pierce/William L. Foster

Overview

As part of the Orange County Transportation Authority's Fiscal Year 2004-05 Budget, the Board approved the purchase of four liquefied propane gas forklifts.

Recommendation

Authorize the Chief Executive Officer to issue Purchase Order 05-71047 between the Orange County Transportation Authority and Myers Forklift, Inc., in an amount not to exceed \$100,753, for the purchase of four liquefied propane gas forklifts.

22. Amendment to Agreement for Provision of Senior Transportation to Congregate Meal Sites

Dana Wiemiller/William L. Foster

Overview

On April 22, 2004, the Board approved a revenue agreement with the Orange County Office on Aging for the provision of senior transportation to congregate meal sites funded in part by Older Americans Act funds.

Recommendations

- A. Authorize the Chief Executive Officer to execute Amendment No. 1 to Cooperative Agreement C-4-0348 between the Orange County Transportation Authority and the Orange County Office on Aging for the provision of senior transportation to congregate meal sites in an amount not to exceed \$431,727, through June 30, 2006.
- B. Authorize the Chief Executive Officer to execute amendments to agreements with eleven participating cities/centers for their share of the program expense through June 30, 2006, based on the Orange County Office on Aging allocation, for a total amount not to exceed \$120,000.

23. Amendment to Agreement for Heating, Ventilation and Air Conditioning Services

Al Pierce/William L. Foster

Overview

On March 24, 2003, the Board of Directors approved an agreement with Invensys Building Systems, Inc., now Yamas Controls Southern California, Inc., to provide heating, ventilation, and air conditioning maintenance services for a one year period with two one-year options.

Recommendation

Authorize the Chief Executive Officer to execute Amendment No. 2 to Agreement C-2-1230 between the Orange County Transportation Authority and Yamas Controls Southern California, Inc., in an amount not to exceed \$103,500, to exercise the second option year for heating, ventilation, and air conditioning maintenance services.

24. Local Transportation Fund Claims for Fiscal Year 2005-06

Jerome A. Diekmann/James S. Kenan

Overview

The Orange County Transit District is eligible to receive funding from the Local Transportation Fund for providing public transportation services throughout Orange County. In order to receive these funds, Orange County Transit District, as the public transit and community transit services operator, must file claims with the Orange County Transportation Authority, the transportation planning agency for Orange County.

Recommendation

Adopt Orange County Transit District Resolution No. 2005-01 authorizing the filing of Local Transportation Fund claims, in the amounts of \$84,444,155 to support public transportation, and \$4,444,429, for community transit services.

Regular Calendar

Orange County Transportation Authority Regular Calendar Matters

25. Excess Property Policy Regarding Bundling Multiple Parcels for Sale to a City

Min Saysay/Stanley G. Phernambucq

Overview

An update on the Orange County Transportation Authority's sale of excess land is presented in this report. Possible revisions to the Right of Way Policies and Procedures Manual addressing the sale of excess land are being brought forward for Board consideration.

Recommendations

- A. Receive and file the status report on excess properties.
- B. Approve an amendment to the Orange County Transportation Authority's Right of Way Policies and Procedures Manual that directs staff to:
 - i. Endeavor to bundle stand-alone and remnant properties and dispose of them at a fair and reasonable price;
 - ii. Charge market rate interest when financing is requested; and
 - iii. Offset the sale price of bundled remnant properties based on cost of maintenance, liability, and cost of sale over a period five years.

Orange County Transit District Regular Calendar Matters

26. Amendment to Agreement for Provision of ACCESS and Contracted Fixed Route Services

Beth McCormick/William L. Foster

Overview

On April 12, 2004, the Board of Directors approved an agreement with Laidlaw Transit Services, Inc., in the amount of \$31,733,223, to provide ACCESS and Contracted Fixed Route services for one year. To close out the agreement, an amendment is needed to address approved operational and maintenance costs incurred along with a companion request to establish the budgetary authority for some of these expenses.

Recommendations

- A. Authorize the Chief Executive Officer to execute Amendment No. 4 to Agreement C-4-0301 between the Orange County Transportation Authority and Laidlaw Transit Services, Inc., in an amount not to exceed \$1,113,310, to adjust the maximum obligation to reflect approved operational and maintenance expenses.
- B. Increase the Orange County Transportation Authority's approved Fiscal Year 2004-05 Budget by \$3,083,246, to address increased fuel costs and an increase in the number of ACCESS vehicle service hours for operation through July 31, 2005.

Other Matters

27. Real-Time Methods for Dynamic Pricing

Paul C. Taylor

The Orange County Transportation Authority has undertaken consideration of dynamic pricing as a tool for maximizing corridor throughput. This Performance Monitoring and Pricing Pilot Project study uses technology to monitor and report travel time and speeds in both the 91 Express Lanes and main lanes. As a progress report, staff will present an assessment of real-time pricing methods.

28. Chief Executive Officer's Report

29. Directors' Reports

Advertising on OCTA Buses

Director Correa

30. Public Comments

At this time, members of the public may address the Board of Directors regarding any items within the subject matter jurisdiction of the Board of Directors, but no action may be taken on off-Agenda items unless authorized by law. Comments shall be limited to three (3) minutes per speaker, unless different time limits are set by the Chairman subject to the approval of the Board of Directors.

31. Closed Session

1. Pursuant to Government Code Section 54956.9(c).
2. Pursuant to Government Code Section 54956.9(a) to discuss Ahmad Kourehchian v. Orange County Transportation Authority; OCSC No. 04CC02826.

32. Adjournment

The next regularly scheduled meeting of the OCTA/OCTD/OCLTA/OCSAFE/OCSSAV Committee will be held at 9:00 a.m. on April 11, 2005, at OCTA Headquarters, 600 South Main Street, First Floor - Room 154, Orange, California.