

Orange County Transportation Authority Board Meeting
OCTA Headquarters, First Floor - Room 154
600 South Main Street, Orange, California
Monday, November 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 Green

Pledge of Allegiance

Vice Chairman Brown

Agenda Descriptions

The agenda descriptions are intended to give members of the public 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. Transit Police Services Mental Health Outreach Team Award**
Beth McCormick/William L. Foster
- 2. Presentation of Resolutions of Appreciation for Employees of the Month for November 2005**

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2005-119, 2005-120, 2005-121 to Jose Sanchez, Coach Operator, Anh Le Trinh , Maintenance, and Michael Litschi, Administration, as Employees of the Month for November 2005.

Consent Calendar (Items 3 through 8)

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 Minutes**

Of the Orange County Transportation Authority and affiliated agencies' regular meeting of November 14, 2005.
- 4. Approval of Resolutions of Appreciation for Employees of the Month of November 2005**

Approval of Orange County Transportation Authority Resolutions of Appreciation Nos. 2005-119, 2005-120, 2005-121 to Jose Sanchez, Coach Operator, Anh Le Trinh , Maintenance, and Michael Litschi, Administration, as Employees of the Month for November 2005.

5. Conflict of Interest Code and Annual Statement of Economic Interests Filing for 2005

Wendy Knowles

Overview

Pursuant to the Orange County Transportation Authority's Conflict of Interest Code, Members of the Board of Directors and certain designated employees are required to file Statements of Economic Interests and the Conflict of Interest Code must be amended as appropriate.

Recommendations

- A. Adopt the Orange County Transportation Authority Conflict of Interest Code and direct staff to forward the code for approval to the reviewing body, the Orange County Board of Supervisors.
- B. Direct the Clerk of the Board to distribute and monitor Statements of Economic Interests for 2005 for members of the Board of Directors, the Chief Executive Officer, and certain designated employees, and file those statements with the Clerk of the Orange County Board of Supervisors by April 3, 2006.

6. Customer Relations Service Quality Report for First Quarter Fiscal Year 2005-06

Adam Raley/Ellen S. Burton

Overview

The Customer Relations Service Quality Report is submitted to the Orange County Transportation Authority Board of Directors on a quarterly basis. The report provides a statistical analysis of customer communications received during the quarter, as well as details proactive activities undertaken by staff to improve service to customers.

Recommendation

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

7. Agreement for Maintenance of Xerox High-Speed Copiers

Richard H. Smith/James S. Kenan

Overview

As part of the Orange County Transportation Authority's Fiscal Year 2005-06 Budget, the Board approved full service maintenance of the Xerox 5900 and 6135 high speed copying systems. The agreement was handled in accordance with the Orange County Transportation Authority's procurement procedures for sole source professional and technical services. Board approval is requested to execute an agreement.

Recommendation

Authorize the Chief Executive Officer to execute Agreement C-5-2802 between the Orange County Transportation Authority and Xerox Corporation, in an amount not to exceed \$120,000, for full service maintenance of Xerox 5900 and 6135 high speed copying systems for the period February 1, 2006, through January 31, 2008.

8. Health Benefits for Contractors' Employees

Virginia Abadessa/James S. Kenan

Overview

The Orange County Transportation Authority does not require contractors doing business with the Orange County Transportation Authority to provide health insurance to their employees. A Board approved policy is required to enact such a requirement.

Recommendations (reflects change from staff recommendations)

Option 5 (offered by Committee Chairman Wilson): Take no action to the current methodology that the Orange County Transportation Authority uses on contracts.

Regular Calendar

Orange County Transportation Authority Regular Calendar Matters

9. Comprehensive Funding Strategy and Policy Direction, and Adoption of the 2006 State Transportation Improvement Program

Darrell E. Johnson/Paul C. Taylor

Overview

Orange County receives state and federal funds for use on transportation capital projects. With the recent passage of Safe, Accountable, Flexible, Efficient, Transportation Equity Act: A Legacy for Users, adoption of the 2006 State Transportation Improvement Program Fund Estimate, and action by the Board of Directors on the future of transit in Orange County, staff is recommending the adoption of a comprehensive state and federal funding plan along with adoption of the 2006 State Transportation Improvement Program.

Recommendations

- A. Approve overall policy direction for programming of local, state, and federal funds.
- B. Approve a comprehensive local, state, and federal funding plan for \$1.455 billion from fiscal year 2005-06 through fiscal year 2010-2011
- C. Adopt the 2006 State Transportation Improvement Program
- D. Approve a Bristol Street Widening Project Funding Plan:
 - 1. Commit to seek full funding in the amount of \$225 million for the Bristol Street Widening Project
 - 2. Program \$125 million in State Gas Tax Subvention funds in the period from fiscal year 2006-07 through fiscal year 2011-12 for the Bristol Street Widening Project.

9. (Continued)

3. Direct the Chief Executive Officer to seek an additional \$100 million from other sources, including, but not limited to, federal appropriations, state grants or local funds to complete the Bristol Street Widening Project.
 4. Direct the Chief Executive Officer to negotiate a cooperative agreement with the City of Santa Ana that defines the Orange County Transportation Authority's responsibilities for project funding of \$225 million and that City's responsibilities for project implementation.
- E. Approve the use of Measure M Transit funds for the Metrolink Service Expansion
- F. Authorize staff to process all necessary amendments to the State Transportation Improvement Program and Regional Federal Transportation Improvement Program as well as execute any necessary agreements to facilitate the above actions.

10. Lease to Own Agreement for Design, Construction, Operation and Maintenance of a Compressed Natural Gas Fueling Station at the Santa Ana Bus Base

James J. Kramer/Stanley G. Phernambucq

Overview

In November 2004, the Board approved the fleet plan for the procurement of vehicles and an alternative fueling station at the Santa Ana Bus Base. A solicitation was issued to secure proposals for either a liquefied compressed natural gas station or a compressed natural gas station. Proposals were received in accordance with the Orange County Transportation Authority's fixed assets, competitive procurement procedures. Board approval is requested to execute agreements as identified below.

10. (Continued)

Recommendations

- A. Authorize the Chief Executive Officer to execute a contract with Southern California Gas Company, in an amount not to exceed \$2,700,000, for the extension of an underground natural gas line.
- B. Authorize the Chief Executive Officer to execute Lease to Own Agreement C-5-2641, for a period up to 10 years, between the Orange County Transportation Authority and California Trillium Company, at a total contract cost not to exceed \$17,000,000, for the compressed natural gas fueling facility at the Santa Ana Bus Base.

Orange County Transit District Regular Calendar Matters

11. Agreement for the Provision of ACCESS, Contracted Fixed Route, Stationlink and Express Bus Service

Erin Rogers/William L. Foster

Overview

The Orange County Transportation Authority currently has a contract with Laidlaw Transit Services, Inc., for the turn-key provision of paratransit and contracted fixed route services. This agreement expires on February 28, 2006. A process for re-bidding these services began in December 2004. A competitive procurement has been conducted and offers have been evaluated. Staff is providing an update to this process and seeking approval on a set of recommendations for completion of this process.

Recommendations

- A. Direct staff to reject all proposals submitted in response to Request for Proposal 4-0946 "Contracted Fixed Route, Stationlink and Express Bus Service" and Request for Proposal 4-1253 "ACCESS and Broker Services for the Orange County Transportation Authority Americans with Disabilities Act ACCESS Services."

11. (Continued)

- B. Authorize the Chief Executive Officer to execute Amendment No. 7 to Agreement C-4-0301 between the Orange County Transportation Authority and Laidlaw Transit Services, Inc., on a month to month basis, not to exceed four months, increasing the maximum cumulative payment obligation in an amount not to exceed \$11,448,896.
- C. Direct staff to issue a Request for Proposal for ACCESS services, Contracted Fixed Route, Stationlink and Express Bus Services, including a scope of work for a turn-key operation using the Orange County Transportation Authority's Irvine Base.

Other Matters

12. Chief Executive Officer's Report

13. Directors' Reports

14. 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.

15. Closed Session

- A. Pursuant to Government Code Section 54956.9(a) to discuss Harold Wurmnest and Kerstin Wurmnest vs. OCTA; OCSC No. 04CC11576.
- B. Pursuant to Government Code Section 54956.9(c).
- C. Pursuant to Government Code Section 54957.6 to meet with Orange County Transportation Authority designated representative Marlene Heyser regarding collective bargaining agreement negotiations with the Teamsters Local 952 representing the Maintenance employees.
- D. Pursuant to Government Code Section 54957 to review the performance of the Chief Executive Officer.

16. Adjournment

The next regularly scheduled meeting of the OCTA/OCTD/OCLTA/OCSAFE/OCSAAV Board will be held at **9:00 a.m. on December 12, 2005**, at OCTA Headquarters at 600 South Main Street, First Floor - Room 154, Orange, California.