



Steering Committee and Safety Committee Meeting

October 17, 2013

AGENDA
Thursday, October 17, 2013, 12:00 Noon
11800 Woodbury Road, 2nd floor, Room # 219-220
Garden Grove, CA 92843

Any person with a disability who requires a modification or accommodation in order to participate in this meeting should contact OCTAP at (949) 654-8294, no less than two (2) business days prior to this meeting to enable OCTAP to make reasonable arrangements to assure accessibility to this meeting.

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 Committees may take any action that they deem to be appropriate on the agenda item and are not limited in any way by the notice of the recommended action.

Public Comments on Agenda Items

Members of the public may address the Committees regarding any item. Please complete a speaker's card and submit it to the Steering Committee Chairman, or notify OCTAP staff regarding the item number on which you wish to speak. 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.

Public Availability of Agenda Materials

All documents relative to the items referenced in this agenda are available for public inspection at www.octap.net or through the OCTAP office at 11903 Woodbury Road, Garden Grove, California.

Call to Order and Introductions

Consent Calendar (Items 1 and 2)

All matters on the Consent Calendar may be approved in one motion unless a Committee Member or member of the public requests a separate action on a specific item.

1. Approval of Minutes

Of the July 18, 2013, Combined Steering Committee and Safety Committee Meeting

2. Staff Information Items – Receive and File the:

a) Quarterly Operations and Financial Reports

1. OCTAP Quarterly Operations Report – July 1, 2013 through September 30, 2013.

2. OCTAP Financial Report, Fiscal Year 2012-13, Fourth Quarter, June 2013
3. OCTAP Financial Report, Fiscal Year 2013-14, First Quarter, July – August 2013
4. Updated CPI and Fuel Cost Historical Data

b) OCTAP Summary for Fiscal Year 2012-13

Regular Calendar

3. **Election of New Taxicab Representatives to the Committee - Ballot Validation/Count**
4. **Election of New Tourist Industry Representative to the Committee - Ballot Validation/Count**
5. **OCTAP Regulations Related to Advertising On Taxicab Vehicles – Approve or Restrict Advertising on Taxicab Vehicles**

Presentation Item

6. **OCTAP Vehicle Inspection Point System – Criteria for In-Service and Out-Of-Service Failures**

Discussion Items

7. OCTAP Staff Updates

OCTAP Administrator will present information and updates.

- a) Coordinated Enforcement and Outreach Activities
- b) Information on UBER

8. Committees Representatives Reports

Members of the Committees may report on any items within the subject matter jurisdiction of the Steering Committee and Safety Committee. No action may be taken on off-agenda items unless authorized by law.

9. Public Comments

Members of the public may address the Committees regarding any items within the subject matter jurisdiction of the Steering Committee and Safety Committee. 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 Steering Committee.

10. Adjournment

The next regularly scheduled meeting of the OCTAP Joint Meeting of the Steering Committee and Safety Committee will be held at 12:00 p.m. on

January 16, 2014, at 11800 Woodbury Road, Annex 2nd floor, Room #219-220,
Garden Grove, CA 92843.

ITEM 1

Orange County Taxi Administration Program (OCTAP)
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Steering Committee and Safety Committee Members Present:

City of Anaheim Steering Committee, Matt Letteriello
City of Anaheim Safety Committee, Jesse Penunuri
City of Costa Mesa Steering Committee (Alternate), Elizabeth Gonzalez
City of Fullerton Steering and Safety Committees, Lenny Ledbetter
City of Garden Grove Steering Committee, Pam Gillis
City of Irvine Steering and Safety Committees, Scott Crones
City of Laguna Beach Steering and Safety Committees (Alternate), Matt Gregg
City of Laguna Niguel Steering and Safety Committees (Alternate), Jennifer Anckaer
City of Laguna Woods Steering and Safety Committees, Douglas Reilly
City of La Habra Steering and Safety Committees, Jim Tigner
City of Lake Forest Steering and Safety Committees (Alternate), Lou Kirk
City of La Palma Steering and Safety Committees (Alternate), Jeff Beaty
City of Mission Viejo Steering Committee, Brett Canedy
City of Orange Steering Committee, Ken Adams
City of Orange Safety Committee, Jeff Gray
City of San Juan Capistrano Steering Committee, Donna Ducharm
City of Santa Ana Steering Committee, Ruben Ibarra
City of Santa Ana Safety Committee, Arthur Morales
City of Santa Ana Safety Committee (Alternate), Luis Torres
City of Santa Ana Safety Committee (Alternate), Edward Mendoza
City of Seal Beach Safety Committee, John Scott
City of Tustin Steering and Safety Committees, Matt Nunley
County of Orange Steering Committee (Alternate), Robert Holden
County of Orange Safety Committee (Alternate), Anthony Lim
Large Taxi Cab Company Representative Steering Committee (Alternate), Larry Slagle
Small Taxi Cab Company Representative Steering Committee, Patrick Dreis

Not Represented:

City of Aliso Viejo
City of Brea
City of Buena Park
City of Cypress
City of Dana Point
City of Fountain Valley
City of Huntington Beach
City of Laguna Hills
City of Los Alamitos
City of Newport Beach
City of Placentia
City of Rancho Santa Margarita
City of San Clemente
City of Stanton
City of Villa Park

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City of Westminster
City of Yorba Linda
Tourist Industry Representative

Others Present:

Sue Zuhlke, OCTAP
Patrick Sampson, OCTAP
James Donich, Esquire, OCTA Legal Counsel
Jo-Ann Gadia Bravo, OCTAP
Richard Girard, OCTAP
Ken Neuhoﬀ, 1A Green Taxi Cab
Tim Conlon, California Yellow Cab
Greg Atkins, California Yellow Cab
Mehdi Sarreshtedari, Affordable Taxi
Malik Azhar, TDAOC

Call to Order

Steering Committee Chairman Letteriello called the July 18, 2013, regular meeting of the Orange County Taxi Administration Program (OCTAP) Steering Committee and Safety Committee to order at 12:03 p.m.

Steering Committee Chairman Letteriello reminded the members of the public that they may address the committees concerning any item by completing a Request to Speak card and that all public comments should be kept to three minutes in length.

Introductions

Members of the committees and others in attendance introduced themselves for the record.

Consent Calendar (Items 1 and 2)

Matters on the Consent Calendar are approved in one motion unless a committee member or a member of the public requests separate action on a specific item.

Committee Member Reilly (Laguna Woods) asked that item 1 on the Consent Calendar (Approval of Minutes, April 18, 2013) and item 2 on the Consent Calendar (Staff Information Items (Items 2a2) be pulled for discussion.

1. Approval of Minutes

To receive, approve, and file the minutes from the April 18, 2013, Orange County Taxi Administration Program Combined Steering Committee and Safety Committee meeting.

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Committee Member Reilly (Laguna Woods) referred to the April 18, 2013 minutes, page 4, in the last paragraph for Item 1 on the Consent Calendar, where he states that he was misquoted. Committee Member Reilly clarified that he spoke in support of advertising, and the word “should” needs to be replaced with “shouldn’t.”

Committee Member Reilly (Laguna Woods) also referred to Item 1 on the Consent Calendar (Approval of Minutes, April 18, 2013), stating that his motion to approve Recommendation 1, Attachment D, was seconded by Committee Member Navarrete (Newport Beach), not Member Kane (Brea).

Committee Member Reilly (Laguna Woods) made a motion to approve Item 1 of the Consent Calendar, as amended. The motion was seconded by Committee Member Slagle (Large Taxicab Company Representative). The motion carried, and was unanimously approved.

NOTE: OCTAP staff reviewed the audio transcript of the April 18, 2013 meeting and the Motion to approve Recommendation 1 was seconded by Committee Member Kane and the minutes will be corrected to reflect the second of the motion.

2. Staff Information Items Quarterly Operations And Financial Reports

To receive, approve, and file the OCTAP Quarterly Operations and Financial Reports - April 1, 2013 through June 30, 2013 (Item 2(a)(1) through Item 2(a)(3)).

Committee Member Reilly (Laguna Woods) indicated that the March through May Financial Report on Item 2(a)(2), shows that OCTAP expenditures for security services were higher than normal.

Sue Zuhlke, (OCTA Director of Motorist Services and Special Projects) explained that security services for March and April were incorrectly coded, resulting in additional amounts being charged to OCTAP. Ms. Zuhlke stated that this error is currently being reversed to the correct amount.

Committee Member Reilly (Laguna Woods) made a motion to approve Item 2 of the Consent Calendar (Staff Information Items). The motion was seconded by Committee Member Gonzales (Costa Mesa). The motion was unanimously approved by committee members.

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Regular Calendar

3. Approval of OCTAP Regulations Related To Advertising on Taxicab Vehicles

Patrick Sampson (OCTAP Administrator) presented the final language to allow non-revenue advertising on taxicab vehicles, as approved at the April 18, 2013 meeting, which is to be implemented in the regulations.

Committee Member Reilly (Laguna Woods) questioned Mr. Sampson about the size of the advertising decals that would be allowed on taxicab vehicles.

Patrick Sampson (OCTAP Administrator) stated that advertisements, including the size of advertising decals, would be approved as part of a company's color and marking scheme.

Committee Member Reilly (Laguna Woods) asked if companies would have the right to appeal the decision to deny a company's advertising request.

Patrick Sampson (OCTAP Administrator) responded that a company could appeal an OCTAP decision relating to the denial of non-revenue advertising that might be approved, based on the regulation language.

Committee Member Dreis (Small Taxicab Company Representative) made the following statements and inquiries:

- How much money does OCTA receive from advertisement revenue?
- Could there be a conflict of interest by attempting to ban an advertising competitor?
- After reviewing minutes from past meetings, there were never complaints concerning advertising.
- How does this issue relate to OCTAP's mission statement of improving public safety, reducing costs, and promoting the taxicab business?

Patrick Sampson (OCTAP Administrator) pointed out that companies will be allowed to advertise to promote their company, the taxicab industry, or public safety. When asked by Committee Member Dreis, Mr. Sampson stated that he is not aware of any complaints related to advertising; and pointed out that the issue was not raised due to incidents or complaints.

Committee Member Dreis (Small Taxicab Company Representative) reiterated that it seems like a conflict of interest that OCTA sells advertisement yet wants to stop competitors from advertising.

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Sue Zuhlke, (OCTA Director of Motorist Services and Special Projects) explained that there is no conflict of interest because OCTA is a separate entity; allowing advertising on buses was decided by the OCTA Board of Directors. Ms. Zuhlke stated that the Steering Committee is the governing board for OCTAP, and the final authority to allow advertising on taxicabs is decided by each agency's City Council. She added that the Steering Committee members at the April 18, 2013 meeting chose to approve non-revenue advertisement and deny other forms of advertisement; today's meeting item is to approve specific language that will be implemented into the OCTAP Regulations.

Committee Member Slagle (Large Taxicab Company Representative) stated that he will vote in opposition. He agreed with Committee Member Dreis that there are no issues with public complaints concerning advertising. He also stated that a significant amount of revenue could be derived from advertising, which allows a company to offset costs and helps to keep costs down.

Committee Member Gillis (Garden Grove) pointed out that all member cities must approve the same regulations and that it has to be all or nothing approach or it would not work.

Committee Member Slagle (Large Taxicab Company Representative) responded that he supports the concept of advertising to offset cost in terms of higher taxicab rates. He stated that cities can independently preclude advertising, if they desired, similar to John Wayne Airport and in the City of Anaheim, whose franchise agreements prohibit Advertising.

Steering Committee Chairman Letteriello (Anaheim) asked for a motion to approve Item 3, OCTAP Regulations Related to Advertising on Taxicab Vehicles. No motion was received.

James Donich (OCTA Legal Counsel) advised that since no motion was received, the OCTAP Regulations would not be changed.

4. Review of Prohibition on Yellow for Taxicab Vehicles and in DBA Names

Patrick Sampson (OCTAP Administrator) gave an update to the temporary prohibition on using the word yellow in a new company's DBA (company) name as well as using the color yellow in a new company's vehicle fleet. He stated that today's update and review to the committee was in accordance with the committee's decision and direction.

Mr. Sampson gave an update on the number of taxicabs, stating that the number of yellow taxicabs has increased, as companies continue to grow their fleets. Staff recommends continuing the prohibition on new companies using the color yellow as part of their color scheme, or the word yellow as part of its company

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name. Staff also recommends that the item be reviewed biennially, at the July Steering Committee meeting.

Committee Member Dreis (Small Taxicab Company Representative) asked about a certain (unnamed) company's use of the color yellow in their secondary color scheme.

Patrick Sampson (OCTAP Administrator) responded that if a company has a grandfathered secondary color scheme which uses the color yellow, that scheme may continue to be used until the vehicle reaches the required age for retirement, and as long as the vehicle is continuously permitted.

Committee Member Ibarra (Santa Ana) asked staff why the prohibition exists.

Patrick Sampson (OCTAP Administrator) explained that if too many companies and taxicabs are using the name and color yellow, it becomes difficult to differentiate between companies. He stated that the prohibition is designed to help distinguish taxicab identity and ownership.

Committee Member Dreis (Small Taxicab Company Representative) made a motion to approve Item 4, Review of Prohibition on Yellow for Taxicab Vehicles and in DBA names. The motion was seconded by Committee Member Reilly (Laguna Woods). The motion was unanimously approved.

5. OCTAP Fiscal Year 2013-2014 Budget

Sue Zuhlke (Director of Motorist Services and Special Projects) stated that this item is presented for the committee's information and the OCTAP budget was approved by the OCTA Board of Directors last month. Ms. Zuhlke stated that expenditures and revenue stayed about the same for this fiscal year.

Ms. Zuhlke indicated that several technology projects are continuing to be developed, such as the use of electronic mobile devices for vehicle inspections and electronic processes for driver permits. As part of this development, Ms. Zuhlke stated that it is hoped that by August 12, 2013, driver permit applicants will no longer have to provide passport photos as part of the application submitted to OCTAP, because OCTAP will have the ability to electronically take driver permit photos at the OCTAP office.

Ms. Zuhlke also stated that the OCTA Board of Director's waived the mandatory four percent increase in the OCTAP fees for this fiscal year. The fees will remain at 2011 levels.

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6. Los Angeles Regulations Related to Kick-Backs

Patrick Sampson (OCTAP Administrator) presented this item for discussion. Mr. Sampson outlined the nature of the Los Angeles ordinance to the committees, stating that the City of Los Angeles implemented this ordinance to prevent hotels and other venues from requiring or receiving kickbacks for access to non-pre-arranged trips.

Committee Member Dreis (Small Taxicab Company Representative) asked the committee if OCTAP could adopt the same kind of ordinance.

James Donich (OCTA Legal Counsel) explained that OCTAP does not have the legal authority to adopt any ordinance. Mr. Donich continued that individual cities would have to adopt such an ordinance, if they desired.

Committee Member Slagle (Large Taxicab Company Representative) indicated that this ordinance is designed to eliminate the use of illegal transportation providers; stating that this is an issue that could be conceptually supported and taken back to the cities.

Committee Member Dreis (Small Taxicab Company Representative) pointed out that this is an area where the driver's need assistance from OCTAP, rather than OCTAP picking on taxicab drivers all the time.

Committee Member Gillis (Garden Grove) stated that some hotels are signing exclusive agreements with cab companies to eliminate the use of illegal services arranged by bellhops. Member Gillis stated that all cities might consider adopting this approach.

Sue Zuhlke (Director of Motorist Services and Special Projects) explained that OCTAP could not incorporate this into the OCTAP regulations, because OCTAP regulates taxicabs only. Ms. Zuhlke continued that, since each city can adopt such an ordinance, OCTAP could disseminate this information to all cities through their City Managers.

Committee Member Reilly (Laguna Woods) made a motion to have OCTAP staff disseminate the information to all Orange County cities. The action will inform City Managers of the Los Angeles ordinance, the existence of similar issues in Orange County, and how Orange County cities might benefit from adopting similar ordinance. The motion was seconded by Committee Member Dreis (Small Taxicab Company Representative). The motion passed by unanimous vote.

7. OCTAP Staff Updates

Patrick Sampson (OCTAP Administrator) reported on coordinated OCTAP outreach and enforcement events occurring during the last quarter. Mr.

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Sampson spoke about the county-wide enforcement day, where 23 contacts were made, with 12 citations issued. Mr. Sampson also spoke about a joint enforcement event at the John Wayne Airport, where 144 contacts were made, with eight vehicles removed from service.

Committee Member Dreis (Small Taxicab Company Representative) inquired if the vehicles that were removed from service are due to safety issues. He stated that vehicles are being removed from service due to minor items, such as missing stickers, which cost the companies upwards of \$1000 when considering lost revenue and additional fees.

Patrick Sampson (OCTAP Administrator) commented that OCTAP utilizes an objective approach, using a point-based system, which automatically generates a pass or fail result for specific inspection items. Mr. Sampson confirmed that some inspection items, such as no proof of current insurance or proof of registration, (required in the OCTAP Regulations and the California Vehicle Code) would generate an automatic fail.

Committee Member Dreis (Small Taxicab Company Representative) asked why OCTAP couldn't issue a ticket or citation rather than removing the vehicle from service; costing the driver thousands of dollars.

Patrick Sampson (OCTAP Administrator) stated that OCTAP can bring the point values to the committee for discussion and review; and that the point values can be reviewed and adjusted, as necessary.

Steering Committee Chairman Letteriello asked Committee Member Dreis if he wished to make a motion to place the item on the agenda for discussion. Committee Member Dreis asked that OCTAP publish the point value system. Chairman Letteriello stated that the item would be placed on the agenda for the next meeting.

Committee Member Slagle (Large Taxicab Company Representative) stated that he has received complaints from drivers concerning vehicles removed from service for minor issues, and whether the penalty justifies the activity. Mr. Slagle stated that the committee could work on the issue and come back to OCTAP.

Steering Committee Chairman Letteriello stated that a sub-committee could be formed to address this issue. Committee Member Dreis (Small Taxicab Company Representative) made a motion to form a sub-committee to review pass and fail criteria for vehicle inspections. Steering Committee Chairman Letteriello did not receive a second on the motion; therefore, the motion failed. The item will be placed on the agenda for discussion at the next meeting.

Patrick Sampson (OCTAP Administrator) updated members on the state of ride-share application companies, such as Uber and sidecar. Mr. Sampson stated

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that the California Public Utilities Commission (CPUC) has been reviewing the issue, and was scheduled to publish a decision. The decision has been delayed, because the CPUC is still reviewing material received from interested parties. Mr. Sampson stated that if members or cab companies have any concerns regarding ride-share application companies, they are encouraged to contact the CPUC. Mr. Sampson commented that the City of Los Angeles issued a cease and desist order to ride-share application companies; however, the order was suspended until the matter was reviewed by the CPUC.

Committee Member Slagle (Large Taxicab Company Representative) asked the OCTAP Administrator regarding the position of the International Association of Taxicab Regulators (IATR) has taken.

Patrick Sampson (OCTAP Administrator) stated that the IATR feels that these companies should be regulated.

Committee Member Slagle (Large Taxicab Company Representative) reiterated many concerns the industry and regulators have concerning these ride-share companies. Mr. Slagle concluded by saying that these companies are not operating under the same conditions and requirements as permitted taxicab companies.

Patrick Sampson (OCTAP Administrator) reminded members that OCTAP continues to watch the issue closely, and will continue to provide updates to the committees.

Committee Member Dreis (Small Taxicab Company Representative) believes that these ride-share companies flourish because cab companies were not allowed to add taxicabs in the recent BART strike in San Francisco.

Committee Member Slagle (Large Taxicab Company Representative) pointed out that in San Francisco, 35-36 percent of people who call for a taxi never get one; it is by this demand that Uber is flourishing in San Francisco.

Committee Member Holden (County of Orange) stated that the Livery Association of California, shuttles, and airports, are pressuring the CPUC for action. Their main concern is passenger safety. These ride-share companies currently have no regulatory monitoring relating to insurance and other safety issues. Committee Member Holden stated that he would like the CPUC to regulate these companies from a passenger safety position.

Committee Member Reilly (Laguna Woods) commented that Uber and similar companies have certain technology-based features that he would like to see the taxicab companies adopt.

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Tim Conlon (Public) stated that the taxi industry has had these services for years, such as Taxi Magic, and that the application provides much of the same functionality as Uber.

8. Committees Representatives Reports

Committee Member Dreis (Small Taxicab Company Representative) asked about considering changing the OCTAP model to a Joint Authority Powers (JPA). James Donich (OCTA Legal Counsel) informed the committees that the topic of forming a JPA will soon be brought to the attention of City Managers, and that ultimately the decision to form a JPA would be decided by each city council. Mr. Donich stated that the Steering Committee does not have the authority to form a JPA, and that becoming a JPA could result in cities giving up their individual rights to regulate taxicabs.

Committee Member Dreis (Small Taxicab Company Representative) commented that with over 50,000 calls per month for taxi service, and only 5 or 6 complaints received per month by OCTAP means that the taxicab industry is doing a good job of regulating itself.

Committee Member Slagle (Large Taxicab Company Representative) wanted to thank OCTAP for vehicle inspection times. This allowed the company to add a large number of new fleet vehicles in a relatively short timeline. The immediate increase in vehicles was necessary in order to meet service requirements related to agency service participation, and the need to increase the number of accessible taxicabs to the fleet.

9. Public Comments

Member of the public Malik Azhar (TDAOC) spoke to the committees concerning the hours drivers have to work just to make their lease. Mr. Azhar commented that drivers sometimes work 15 or 16 hours per day in order to make enough money to pay their lease. Mr. Azhar commented that he is concerned about the health and public safety consequences of not working in a healthy working environment. Mr. Azhar continued by asking the committee to consider allowing a driver representative on the Steering Committee, stating that the concerns and needs of drivers have been ignored for many years. He continued, stating that 79 percent of OCTAP permitted drivers are ready for tire-lock, if the harassments and firings of drivers do not stop. He stated that this is not a racial issue, but involves all drivers.

Member of the public Tim Conlon (CABCO) spoke of his desire to tie fare increases to the price of gas. Mr. Conlon stated that this is the easiest and quickest relief OCTAP could give to drivers. Mr. Conlon stated that the CPI is not an accurate gauge as to how a driver makes his living.

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10. Adjournment

The meeting was adjourned at 1:03 p.m. The next regularly scheduled meeting of the OCTAP Joint Meeting of the Steering Committee and Safety Committee will be held at 12:00 p.m. on October 17, 2013, at 11800 Woodbury Road, OCTA Garden Grove Bus Base Annex, 2nd floor, Room #219-220, Garden Grove, CA 92843.

Meeting signs will be posted on the day of the meeting. For additional information on meeting location, or for directions, please contact OCTAP at octaxi@octa.net or (949) 654-8294.

All attachments to the minutes of the meeting are on file and available upon request from the OCTAP office through octaxi@octa.net or (949) 654-8294.

ITEM 2

October 17, 2013

To: OCTAP Steering and Safety Committees

From: Jo-Ann Gadia Bravo, Deputy OCTAP Administrator

Subject: OCTAP Quarterly Operations and Financial Reports

Attached is the Orange County Taxi Administration Program (OCTAP) Quarterly Operations Report for the period of July 1, 2013 through September 30, 2013. Information in the report is based on actual events during the reporting period. In addition, the attached Financial Report provides a summary of revenue and expenditures for June 2013 as Attachment 2, and July 2013 through August 2013, as Attachment 3. September 2013 is not included in the report because September financial statements are not available until after the committees meet. Updated CPI and Fuel Cost data is also included in the report, as Attachment 4.

An OCTAP countywide enforcement event was held on July 24, 2013. All agencies were encouraged to focus on the enforcement of taxicab regulations as part of their regular enforcement plan. The coordinated countywide enforcement event helps to heighten officer and public awareness of OCTAP regulations, and helps to ensure that all taxicabs and drivers are compliant with OCTAP Regulations. Member agency enforcement partners reported 32 contacts and eight citations during the event.

OCTAP staff supported Orange County Sheriff's Department and John Wayne Airport (JWA) Ground Operations personnel in performing high profile enforcement at JWA on July 24, 2013. There were 125 taxicab contacts, nine vehicles were removed from service, and eight OCTAP administrative actions were issued to taxicab companies and drivers for violations of OCTAP regulations.

OCTAP staff participated in Officer Briefings with City of Laguna Beach Officers on August 30, 2013. OCTAP staff presented information about OCTAP Regulations and corresponding City of Municipal Codes officers. OCTAP staff then performed nighttime high-profile enforcement in the downtown Laguna Beach area, supported by Laguna Beach Police Officers. High-profile driver outreach was conducted in Garden Grove Resort area, Laguna Beach, Dana Point, and Costa Mesa on the same night. Driver outreach consisted of the distribution of a pamphlet containing specific bullet-pointed regulation items that are most often problem areas during random inspections. The outreach is designed to better

educate drivers about the OCTAP Regulations, so that they may comply. A copy of the Laguna Beach enforcement brochure and the driver pamphlet is included in this report.

The OCTAP Administrator also performed daytime driver outreach in the Garden Grove and Anaheim Resort area, handing out educational brochures and talking with drivers about the OCTAP Regulations on September 7, 2013.

Please feel free to provide any comments or suggestions that you may have regarding report content or report format to OCTAP staff.

Attachments:

1. OCTAP Quarterly Operations Report – July 1, 2013 through September 30, 2013
2. OCTAP Financial Report, Fiscal Year 2012-13, Fourth Quarter, June 2013
3. OCTAP Financial Report, Fiscal Year 2013-14, July – August 2013
4. Updated CPI and Fuel Cost Historical Data
5. Laguna Beach Enforcement Brochure
6. Driver Pamphlet

**OCTAP Quarterly Operations Report
July 2013 to September 2013**

OCTAP Revenue	Jul 2013	Aug 2013	Sep 2013	Quarter Total
Company Permit Fees	\$7,125	\$5,700.00	\$1,425	\$14,250
Annual Vehicle Inspection	\$58,151	\$59,360	\$46,522	\$164,033
Vehicle Re-inspection Fees	\$4,300	\$4,586	\$2,141	\$11,027
Vehicle Permit Late Fees	\$2,407	\$609	\$290	\$3,306
Vehicle Permit Substitution Fee	\$108	\$0	\$274	\$382
Vehicle Permit Replacement	\$108	\$108	\$167	\$383
Total Vehicle Permit Fees	\$65,074	\$64,663	\$49,394	\$179,131
Annual Driver Permit Fees	\$20,330	\$15,515.00	\$16,585	\$52,430
Driver Permit Re-Instatement	\$60	\$100	\$60	\$220
Driver Replacement Fees	\$160	\$30	\$110	\$300
Driver Permit Transfer Fees	\$1,221	\$805	\$800	\$2,826
Driver Permit Late Fees	\$348	\$232	\$145	\$725
Total Driver Permit Fees	\$22,119	\$16,682	\$17,700	\$56,501
Fines and Misc. Revenue	\$3,250	\$1,100	\$650	\$5,000
Revenue Total	\$97,568.00	\$88,145.00	\$69,169.00	\$254,882.00

OCTAP Statistics	Jul 2013	Aug 2013	Sep 2013	Average or Total
Company Permits (Current)	39	39	39	39
Vehicle Permits (Current)	1174	1238	1256	1223
Driver Permits (Current)	1661	1657	1601	1,640
Complaints and Incidents	9	5	5	19
Random Inspections	6	21	24	51
Random Inspection % Failed	67%	24%	8%	22%
Appeals Hearing	2	2	2	6
Actions Overturned %	50%	100%	0%	
Administrative Actions	12	12	8	32
Other Enforcement	196	128	99	423

Complaints And Incidents	Jul 2013	Aug 2013	Sep 2013	Total
Bandit Report	1	1	0	2
Credit Card	1	1	0	2
Fare Dispute	0	0	1	1
Lost and Found	0	1	0	1
Taxicab Driver Complaint	4	1	3	8
Taxicab Company Complaint	3	1	1	5
Other * (See Comments)	0	0	0	0
Total	9	5	5	19

* Other includes :

Complaint and Incident Areas Include:

Driver failed to stop at a stop sign; driver claims company required a driver to sign a lease agreement, go through driver training and transfer his OCTAP permit but in the end, the company refused to lease a cab to the driver; driver claims he was dismissed by a company for unfair reasons; driver overcharged passenger's credit card; driver took passenger's survey card from John Wayne Airport and refused to return it to the passenger; TCP operator acting as a taxicab service; driver refused to take the most direct route after the passenger had given the driver the driving directions; two drivers were reported trespassing on reporting party's property; and company management was rude and racist; driver supposedly overcharged a passenger by not taking the most direct route; bandit activity reported at the OC Jail; company refused to pick up an ACCESS passenger; unauthorized use of credit card; passenger forgot his cell phone in a taxicab; driver allegedly stole a purse from a passenger; altercation between two taxicab driver; driver claims company required a driver to transfer his permit before he was approved in the company's insurance policy; driver refused to provide change to the passenger; driver smoking in the taxicab.

Number of Vehicle Permits	Jul 2013	Aug 2013	Sep 2013
1A Green Taxicab, LLC	1	1	1
24/7 Yellow Cab	56	58	59
A Taxi Cab	311	334	340
ABC Ride Taxi	9	9	9
Access Taxi Yellow Cab	1	1	1
Active Taxi	5	6	4
Advanced Yellow Cab	1	1	1
Affordable Taxi	1	1	1
American Flag Yellow Cab	4	3	4
An OC Taxi Graph	1	1	1
Beach Cities	4	3	4
CABCO	213	220	228
Checker Cab Co.	8	7	6
Ciao Taxi	1	1	1
Coastal Taxi	5	5	3
County Cab	9	8	8
Discount Cab Fares	1	2	2
Downtown Huntington Beach	12	12	12
Fiesta Taxi	3	3	3
Green Cab	0	0	1
Go Yellow Taxi Inc.	10	11	11
Ha Taxi, Inc.	1	1	1
Happy Taxi	9	10	11
Huntington Beach Yellow	23	24	23
Long Beach Yellow Cab	11	10	11
Metro Taxi	7	9	9
Newport Beach Cab	6	6	7
Nova Car	0	1	1
Orange County Fairgrounds	3	3	3
Orange County Taxi	8	9	9
Orange County Yellow Cab	11	12	14
Orange Taxi Cab	5	5	5
Pier Yellow Cab	16	15	13
Surf Side Taxi	3	5	6
Taxi Maxi	17	19	21
Union Taxi Cab	24	25	26
USA Green Group	5	6	6
White Cab Co.	5	4	4
YCGOC	364	387	386
Total	1174	1238	1256

Random Inspections	Jul 2013	Aug 2013	Sep 2013	Total
1A Green Taxicab, LLC	0	0	0	0
24/7 Yellow Cab	0	3	2	5
A Taxi Cab	1	8	8	17
ABC Ride Taxi	0	0	0	0
Access Taxi Yellow Cab	0	0	0	0
Active Taxi	0	0	1	1
Advanced Yellow Cab	0	1	0	1
Affordable Taxi	0	0	0	0
American Flag Yellow Cab	0	0	0	0
An OC Taxi Graph	0	0	0	0
Beach Cities	0	0	0	0
CABCO	1	4	5	10
Checker Cab Co.	0	0	0	0
Ciao Taxi	0	0	0	0
Coastal Taxi	0	0	0	0
County Cab	1	0	0	1
Discount Cab Fares	0	0	0	0
Downtown Huntington Beach	0	0	0	0
Fiesta Taxi	0	0	0	0
Green Cab	0	0	0	0
Go Yellow Taxi Inc.	0	0	0	0
Ha Taxi, Inc.	0	0	0	0
Happy Taxi	0	0	0	0
Huntington Beach Yellow	0	0	2	2
Long Beach Yellow Cab	0	0	0	0
Metro Taxi	0	0	1	1
Newport Beach Cab	0	0	0	0
Nova Car	0	0	0	0
Orange County Fairgrounds	0	0	0	0
Orange County Taxi	0	1	0	1
Orange County Yellow Cab	0	0	0	0
Orange Taxi Cab	0	1	0	1
Pier Yellow Cab	0	0	0	0
Surf Side Taxi	0	0	0	0
Taxi Maxi	0	0	0	0
Union Taxi Cab	1	0	0	1
USA Green Group	0	1	0	1
White Cab Co.	0	0	0	0
YCGOC	2	2	5	9
Total	6	21	24	51
Random Inspection In-Service Failures	3	4	1	8
Random Inspection Out-Of-Service Failures	1	1	1	3
% Failed	67%	24%	8%	22%

Vehicles were failed-in service during random inspections in the following areas:

(includes multiple violations of OCTAP regulations)

No proof of insurance in the vehicle; no proof of vehicle registration in the vehicle; and missing credit card statement; interior condition of the cab was very dirty, license plate lights are non operational, interior lights do not auto-activate, all panels and rear cup holders are dirty, and carpets was soiled; mismatched paint in the left, front, and hood side of the vehicle, and seatbelt female component was loose; all wheel covers and hubcaps were dirty, and all interior panels were dirty; air-conditioning system not working; color scheme and markings was not in accordance with the company's approved scheme.

Vehicles were failed out-of-service during random inspections in the following areas:

(Includes vehicles removed from service for multiple minor violations). Expired vehicle registration, missing information on the interior information card, torn upholstery, dirty carpet, headlights and license plate light was not working, defective trunk door, third brake light not working and left rear door does not close properly; reverse lights not working, small dent in the rear passenger door, interior condition of the cab was very dirty, carpets and upholstery was soiled and stained, mismatched paint, and interior lights do not auto-activate; front windshield, windows at the driver side, and right front passenger side has overspray paint, missing taxi reservation phone number on right rear quarter panel, and overall condition of the vehicle was moderately dirty.

Appeals Hearings	Jul 2013	Aug 2013	Sep 2013	Total
Denials	1	1	1	3
Revocations	0	1	0	1
Suspensions	0	0	0	0
Fines	1	0	1	2
Violations	0	0	0	0
Other *	0	0	0	0
Total	2	2	2	6
Upheld On Appeal	0	0	1	
Modified On Appeal	1	0	1	
Overtured on Appeal	1	2	0	
% Overtured	50%	100%	0%	

* Other includes :

Appeals hearing modifications and overtured occurred in the following areas:

Appeals hearing panels modified two fines, and overtured two denials and one revocation.

Administrative Actions	Jul 2013	Aug 2013	Sep 2013	Total
Administrative Hearing	0	0	1	1
Warnings	0	0	1	1
Fines	5	10	3	18
Suspensions	0	0	0	0
Denials	5	2	0	7
Revocations	2	0	3	5
Total	12	12	8	32

Administrative action areas include:

Six drivers failed criminal background check; failed pre-employment drug test result; fine issued to a company for allowing operation of a taxicab with an expired driver permit; fine issued to a company for invalid meter seal; fine issued to a company for allowing operation of a taxicab without the capability of electronically processing a credit card; fine issued to a driver for operating a taxicab with an expired driver permit; and fine issued to a driver for operating a taxicab without the capability of electronically processing a credit card; no valid California Driver's License; failed criminal background check; fines were issued to three companies for invalid meter seal; fine issued to a company for allowing operation of a taxicab with no proof of current vehicle registration; fines were issued to four drivers for operating a taxicab with no proof of current vehicle registration; fine was issued to a driver for operating a taxicab with no proof of current insurance; fine was issued to a driver for operating a taxicab without driver permit in possession; two drivers failed criminal background check; positive result on a random drug test; violation of OCTAP's code of conduct; smoking inside taxicab; fines were issued to two drivers for no proof of current vehicle registration and insurance card; driver allegedly commits credit card fraud.

Other Activities	Jul 2013	Aug 2013	Sep 2013	Total
Company Compliance Check	39	39	39	117
DMV Pull Notice Check	0	0	38	38
Web Content Checks	0	0	3	3
Public Outreach	2	35	1	38
Bandit Enforcement	0	0	0	0
Observation/Contact/Cursory (No Violation/Warning Issued)	147	54	18	219
Warnings Issued	0	0	0	0
Violations Issued	8	0	0	8
% OCTAP Permit Actions (Total contacts / warnings and violations)	5%	0%	0%	4%
Total Activities	196	128	99	423
Activity Highlights: Company Compliance Checks: 24-hour Live Human Dispatch Check. Public Outreach: OCTAP staff distributed outreach materials, and business cards at Laguna Cliffs Resort at Laguna Beach and Monarch Beach Resort at Dana Point. OCTAP staff performed night enforcement and distributed outreach materials to taxicab drivers and business at Garden Grove Resort area, Downtown Laguna Beach, Dana Point, Newport Beach and Costa Mesa. OCTAP staff presented information on taxicab safety and distributed outreach materials at the Senior Mobility Workshop at Mission Viejo. OCTAP Joint Enforcement: OCTAP conducted a joint enforcement exercise with John Wayne Airport officers and staff on July 24, 2013, there were 125 taxicab contacts, 9 vehicles were removed from service and 8 OCTAP Administrative actions were issued to taxicab companies and drivers. OCTAP Countywide Enforcement day was held on July 24, 2013, there were 32 taxicab contacts, and eight citations were reported from four cities that participated. OCTAP Conference: OCTAP staff attended the California Tourism Safety & Security Conference at Newport Beach, and the International Association of Transportation Regulators (IATR) at St. Louis, Missouri.				

**Orange County Taxi Administration Program
Financial Report
Fiscal Year 2012-13
June 2013**

	Budgeted	June 2013	Total to Date	Budget to Actual Under/(Over)
Revenues				
Company Permits	\$45,600.00	\$7,370.00	\$69,848.90	(\$24,248.90)
Vehicle Permits	\$447,627.00	\$60,211.00	\$546,801.00	(\$99,174.00)
Driver Permits	\$183,354.00	\$25,377.00	\$216,660.80	(\$33,306.80)
Interest/Investment Earnings	\$8,158.00	(\$5,593.44)	\$6,037.74	\$2,120.26
Other Misc. Revenue & Fines	\$4,000.00	\$0.00	\$2,900.00	\$1,100.00
Use of Reserves	\$0.00	\$0.00	\$0.00	\$0.00
Total Revenues	\$688,739.00	\$87,364.56	\$842,248.44	(\$153,509.44)

	Budgeted	June 2013	Total to Date	Budget to Actual Under/(Over)
Expenditures				
Salaries & Benefits	\$367,227.00	\$33,189.54	\$361,373.42	\$5,853.58
Professional Services - Legal	\$25,000.00	\$10,585.25	\$46,668.38	(\$21,668.38)
Professional Services - Other	\$57,500.00	\$0.00	\$0.00	\$57,500.00
Investment Fee - Portfolio Manager	\$665.00	\$359.95	\$1,044.55	(\$379.55)
Telephone	\$15,000.00	\$0.00	\$0.00	\$15,000.00
Internet Expenses	\$500.00	\$0.00	\$0.00	\$500.00
Travel	\$2,495.00	(\$20.25)	\$1,904.58	\$590.42
Mileage	\$445.00	\$93.79	\$262.91	\$182.09
Training & Registration Fees	\$2,345.00	\$0.00	\$799.00	\$1,546.00
Printing	\$0.00	\$0.00	\$0.00	\$0.00
Office Supplies & Equipment	\$28,945.00	\$8,324.22	\$17,735.11	\$11,209.89
Subscriptions, Books, & Periodicals	\$250.00	\$0.00	\$116.33	\$133.67
Dues & Memberships	\$989.00	\$0.00	\$1,005.00	(\$16.00)
Business Expenses	\$2,918.00	\$87.15	\$2,114.54	\$803.46
General Equipment	\$0.00	\$0.00	\$0.00	\$0.00
Administrative Services	\$152,236.00	\$44,923.81	\$234,809.00	(\$82,573.00)
Security Services	\$26,151.00	(\$98,951.10)	\$25,291.57	\$859.43
Total Expenses	\$682,666.00	(\$1,407.64)	\$693,124.39	(\$10,458.39)

Change in Net Assets

\$88,772.20

Beginning Fund Balance

\$784,044.65

Change In Net Assets

\$88,772.20

Ending Fund Balance

\$872,816.85

Orange County Taxi Administration Program
Financial Report
Fiscal Year 2013-14
July 2013 - August 2013

	Budgeted	July 2013	August 2013	Total to Date	Budget to Actual Under/(Over)
Revenues					
Company Permits	\$54,145.00	\$7,125.00	\$5,700.00	\$12,825.00	\$41,320.00
Vehicle Permits	\$493,116.00	\$65,074.00	\$64,663.00	\$129,737.00	\$363,379.00
Driver Permits	\$185,731.00	\$22,119.00	\$16,682.00	\$38,801.00	\$146,930.00
Interest/Investment Earnings	\$9,792.00	\$965.52	\$1,036.66	\$2,002.18	\$7,789.82
Other Misc. Revenue & Fines	\$2,048.00	\$3,250.00	\$1,100.00	\$4,350.00	(\$2,302.00)
Total Revenues	\$744,832.00	\$98,533.52	\$89,181.66	\$187,715.18	\$557,116.82

	Budgeted	July 2013	August 2013	Total to Date	Budget to Actual Under/(Over)
Expenditures					
Salaries & Benefits	\$400,487.00	\$17,736.36	\$49,109.47	\$66,845.83	\$333,641.17
Professional Services - Legal	\$30,000.00	(\$3,805.85)	\$3,862.80	\$56.95	\$29,943.05
Professional Services - Other	\$47,000.00			\$0.00	\$47,000.00
Investment Fee - Portfolio Manager	\$899.00	(\$248.87)		(\$248.87)	\$1,147.87
Telephone	\$0.00			\$0.00	\$0.00
Internet Expenses	\$500.00			\$0.00	\$500.00
Travel	\$2,815.00			\$0.00	\$2,815.00
Mileage	\$500.00		\$10.17	\$10.17	\$489.83
Training & Registration Fees	\$2,545.00		\$550.00	\$550.00	\$1,995.00
Office Supplies & Equipment	\$29,718.00		\$3,155.30	\$3,155.30	\$26,562.70
Subscriptions, Books, & Periodicals	\$250.00			\$0.00	\$250.00
Dues & Memberships	\$1,075.00			\$0.00	\$1,075.00
Business Expenses	\$5,592.00		\$420.94	\$420.94	\$5,171.06
Administrative Services	\$159,586.00	\$17,262.29	\$21,872.55	\$39,134.84	\$120,451.16
Security Services	\$26,399.00		\$4,431.06	\$4,431.06	\$21,967.94
Total Expenses	\$707,366.00	\$30,943.93	\$83,412.29	\$114,356.22	\$593,009.78

Change in Net Assets

\$67,589.59	\$5,769.37
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Beginning Fund Balance

\$872,816.85	\$940,406.44
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Change In Net Assets

\$67,589.59	\$5,769.37
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Ending Fund Balance

\$940,406.44	\$946,175.81
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CPI Historical Data

Year	Jan.	Feb.	Mar.	Apr.	May.	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.	Annual Avg.	% Change Dec to Dec	Annual Avg % Change
2007	202.4	203.5	205.4	206.7	207.9	208.4	208.3	207.9	208.5	208.9	210.2	210.0	207.3	4.1	2.8
2008	211.1	211.7	213.5	214.8	216.6	218.8	220.0	219.1	218.8	216.6	212.4	210.2	215.3	0.1	3.8
2009	211.1	212.2	212.7	213.2	213.9	215.7	215.4	215.8	216.0	216.2	216.3	215.9	214.5	2.7	-0.4
2010	216.7	216.7	217.6	218.0	218.2	218.0	218.0	218.3	218.4	218.7	218.8	219.2	218.1	1.5	1.6
2011	220.2	221.3	223.5	224.9	226.0	225.7	225.9	226.5	226.9	226.4	226.2	225.7	224.9	3.0	3.2
2012	226.7	227.7	229.4	230.1	229.8	229.5	229.1	230.4	231.4	231.3	230.2	229.6	229.6	1.7	2.1
2013	230.2	232.1	232.8	232.5	232.9	233.5	233.6	233.9					232.7		

% Change													
Year	Jan.	Feb.	Mar.	Apr.	May.	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.	Annual Avg.
2007 to 2008	4.10%	3.87%	3.83%	3.79%	4.01%	4.78%	5.30%	5.10%	4.70%	3.53%	1.06%	0.09%	3.68%
2008 to 2009	0.03%	0.24%	-0.39%	-0.74%	-1.30%	-1.45%	-2.14%	-1.51%	-1.30%	-0.18%	1.81%	2.65%	-0.36%
2009 to 2010	2.56%	2.10%	2.26%	2.19%	1.98%	1.04%	1.22%	1.14%	1.13%	1.16%	1.13%	1.47%	1.61%
2010 to 2011	1.61%	2.06%	2.61%	3.07%	3.45%	3.44%	3.50%	3.63%	3.72%	3.41%	3.28%	2.88%	3.05%
2011 to 2012	2.84%	2.79%	2.58%	2.25%	1.68%	1.64%	1.39%	1.66%	1.95%	2.11%	1.72%		
2012 to 2013	1.54%	1.91%	1.45%	1.05%	1.34%	1.72%	1.92%	1.51%					

2008 to 2011 Change	4.33%	4.54%	4.65%	4.69%	4.31%	3.16%	2.71%	3.40%	3.71%	4.55%	6.50%	7.35%	4.48%
2011 to 2013 Change	4.53%	4.88%	4.16%	3.39%	3.09%	3.45%	3.40%	3.25%					

September 2013 CPI data is scheduled to be released on October 16, 2013.

Fuel Cost Historical Data

Year	Jan.	Feb.	Mar.	Apr.	May.	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.	Annual Avg.	% Change Dec to Dec	Annual Avg % Change
2007	\$2.616	\$2.713	\$3.105	\$3.339	\$3.485	\$3.329	\$3.174	\$2.948	\$2.922	\$3.112	\$3.394	\$3.353	\$3.124		
2008	\$3.296	\$3.231	\$3.609	\$3.846	\$4.015	\$4.531	\$4.511	\$4.128	\$3.842	\$3.440	\$2.507	\$1.871	\$3.569	-44.20%	14.24%
2009	\$2.051	\$2.265	\$2.239	\$2.377	\$2.531	\$2.969	\$2.920	\$3.057	\$3.169	\$3.062	\$3.006	\$2.964	\$2.718	58.42%	-23.86%
2010	\$3.065	\$2.993	\$3.104	\$3.138	\$3.136	\$3.134	\$3.171	\$3.186	\$3.064	\$3.146	\$3.205	\$3.297	\$3.137	11.23%	15.42%
2011	\$3.389	\$3.576	\$4.002	\$4.206	\$4.229	\$3.965	\$3.844	\$3.823	\$3.971	\$3.890	\$3.848	\$3.648	\$3.866	10.65%	23.25%
2012	\$3.747	\$4.027	\$4.414	\$4.292	\$4.353	\$4.133	\$3.821	\$4.109	\$4.211	\$4.458	\$3.893	\$3.628	\$4.091	-0.55%	5.81%
2013	\$3.678	\$4.127	\$4.192	\$4.031	\$4.051	\$4.050	\$4.056	\$3.919	\$3.989				\$4.010		-1.96%

% Change													
Year	Jan.	Feb.	Mar.	Apr.	May.	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.	Annual Avg.
2007 to 2008	25.99%	19.09%	16.23%	15.18%	15.21%	36.11%	42.12%	40.03%	31.49%	10.54%	-26.13%	-44.20%	14.24%
2008 to 2009	-37.77%	-29.90%	-37.96%	-38.20%	-36.96%	-34.47%	-35.27%	-25.94%	-17.52%	-10.99%	19.90%	58.42%	-23.86%
2009 to 2010	49.44%	32.14%	38.63%	32.02%	23.90%	5.56%	8.60%	4.22%	-3.31%	2.74%	6.62%	11.23%	15.42%
2010 to 2011	10.57%	19.48%	28.93%	34.03%	34.85%	26.52%	21.22%	19.99%	29.60%	23.65%	20.06%	10.65%	23.25%
2011 to 2012	10.56%	12.61%	10.29%	2.04%	2.93%	4.24%	-0.60%	7.48%	6.04%	14.60%	1.17%	-0.55%	5.81%
2012 to 2013	-1.84%	2.48%	-5.03%	-6.08%	-6.94%	-2.01%	6.15%	-4.62%	-5.27%				-1.96%

2008 to 2011 Change	2.82%	10.68%	10.89%	9.36%	5.33%	-12.49%	-14.79%	-7.39%	3.36%	13.08%	53.49%	94.98%	8.32%
2011 to 2013 Change	8.53%	15.41%	4.75%	-4.16%	-4.21%	2.14%	5.52%	2.51%	0.45%				

Using Department Of Energy Retail Gasoline Pricing information, monthly average, for "All Grades - Reformulated Areas" gasoline.

Prepared for City of Laguna Beach Enforcement Partners

Authority for taxicab enforcement is granted by City of Laguna Beach Municipal Code (LBMC) 5.36. This ordinance (1558) was last amended January 24, 2012.

Officers who choose not to cite under local ordinance, CVC, or OCTAP Regulations may submit a field incident report to OCTAP for OCTAP follow-up.

Taxicab drivers are expected to fully cooperate during any field enforcement contact or random inspection.
(LBMC 5.36.140).

Drivers are instructed to:

- If carrying passengers, complete passenger transaction as usual.
- Stay in the vehicle unless asked to exit.
- Roll down the vehicle window and wait for instructions.

City of Laguna Beach Municipal Code

Standard items to check during a cursory inspection

- Valid California Driver's License (in possession)
- Proof of Current Vehicle Registration (in possession)
- Proof of Current Insurance (in possession)
- Valid Driver Permit (In possession & conspicuously posted)
- Valid meter seals (paper & lead seal, within 13 months)
- Valid vehicle permit (affixed to left side of rear window)
- General vehicle condition and markings (inside and out)
- General Driver Condition (fit for duty, not working more than 12 hours within past 16 hours per LBMC 5.36.150h)

For additional enforcement information, please visit http://www.octap.net/enforcement_training.htm, or contact OCTAP staff. At (949) 654-8294.



**City of Laguna Beach
Municipal Codes.**

OCTAP Office Location and Hours:
11903 Woodbury Rd., Garden Grove
(949) 654-8294
8:00 am – 4:30 pm
OCTAP@octa.net

OCTAP Regulations are available at
www.OCTAP.net or by contacting OCTAP.

2013

CITY OF LAGUNA BEACH MUNICIPAL CODES

TAXICAB VEHICLE REQUIREMENTS

The driver is responsible for assuring that the taxicab vehicle is fit for service and complies with OCTAP regulations, California Vehicle Code, and local municipal codes including:

- A valid OCTAP vehicle permit must be affixed to the window of the taxicab vehicle.
(OCTAP 8.10.3, LBMC 5.36.060)
- Valid vehicle registration tags must be affixed to the rear license plate of the vehicle.
(OCTAP 8.26, CVC 5204)
- Proof of current registration (registration card) and proof of insurance (insurance card) must be kept in the vehicle at all times, and must be presented upon request.
(OCTAP 8.17 & 8.26, LBMC 5.36.100, CVC 4000a)
- Current valid (lead and paper) meter seals, dated within the last 13 months, must be affixed to the fare meter. Lead seals must be intact (not broken). Temporary meter seals are good for 30 days only.
(OCTAP 8.21, LBMC 5.36.120)
- The taxicab vehicle and safety equipment must be in good working order/condition (tires, brakes, lights, safety belts, door locks and latches, etc.).
(OCTAP 8, LBMC 5.36.130)
- The taxicab vehicle interior must be clean and free of litter and debris, with no offensive odors. **Smoking of any kind IS NOT ALLOWED** inside the taxicab at any time. This includes the driver and passengers.
(OCTAP 8.9 & 8.91 LBMC 5.36.150e & 5.36.150i)
- The taxicab vehicle exterior (body) must be free of damage and maintained in a clean condition.
(OCTAP 8.2, LBMC 5.36.130)
- Driver must display "Not In Service" signs when not in service. (OCTAP 8.10.3, LBMC 5.36.145)

TAXICAB DRIVER REQUIREMENTS

All taxicab drivers must comply with OCTAP regulations, California Vehicle Code, and local municipal codes, including:

- Driver must display their current valid OCTAP driver permit in the passenger dash area of the vehicle.
(OCTAP 8.10.3, LBMC 5.36.050c)
- Driver must possess a valid California driver's license
(OCTAP 6.13.2, CVC 12951)
- Driver must take the most direct route to a customer's destination; unless directed otherwise by the customer.
(OCTAP 9.1, LBMC 5.36.150a)
- Driver must operate the fare meter at all times, when carrying a passenger, and must not charge more than the metered rate. (OCTAP 9.4, LBMC 5.36.170)
- Driver must accept credit cards as a method of payment, and must be able to electronically process a credit card transaction. (OCTAP 9.8, LBMC 5.36.145)
- Driver must issue a customer receipt upon request. Receipt must have driver's name, taxicab number, company name, date and time of issuance.
(OCTAP 9.2, LBMC 5.36.150d)
- Driver cannot deny service to any passenger requesting transportation; as long as the driver is in service and not hired. (OCTAP 9.13, LBMC 5.36.145)
- Driver must submit to random inspection upon request.
(OCTAP 7.3, LBMC 5.36.140)
- No driver shall operate any taxicab more than 12 consecutive hours within any 16 consecutive hours, unless such driver has had 8 consecutive hours off-duty hours within the preceding 24 hours. (LBMC 5.36.150h)

Preparing for Field Enforcement Contacts and Random Vehicle Inspections

Drivers are expected to fully cooperate during any field contact or random inspection when approached by an officer, agency representative, or OCTAP representative.

During a field contact and you are directed to park your taxicab in a designated inspection area, the following applies:

- If carrying passengers, complete your passenger transaction as usual.
 - If at the Airport, the passenger(s) may need to walk to terminal 3.
 - Explain to the passenger(s) that you must follow the directions of the Officers and OCTAP.
- Stay in your vehicle unless asked to exit.
- Roll down the vehicle window and wait for instructions.

BE PREPARED

When approached by an officer, agency representative, or OCTAP representative, the following items will be requested:

- Your Valid California Driver's License
- Proof of Current Insurance
- Proof of Current Vehicle Registration
- Your Valid Driver Permit

Please ensure that these items are current and readily available before each shift. Your driver permit must be posted in accordance with Section 8.10.3.

For additional information, please see the OCTAP regulations at www.OCTAP.net, or contact OCTAP staff. At (949) 654-8294.



**SAVE TIME, EFFORT, FRUSTRATION, AND MONEY!
Know And Follow OCTAP Regulations.**

OCTAP Office Location and Hours:

11903 Woodbury Rd., Garden Grove

Monday – Thursday 9:00am to 2:00pm

(949) 654-8294

Fax: 714-265-4374

For reference purposes only.

OCTAP Regulations are available at www.OCTAP.net or by visiting OCTAP.

2013

TAXICAB DRIVER HANDOUT

TAXICAB VEHICLE REQUIREMENTS

The driver is responsible for assuring that the taxicab vehicle is fit for service and complies with OCTAP regulations and California Vehicle Code requirements, including:

- A valid OCTAP vehicle permit must be affixed to the window of the taxicab vehicle. **(Section 8.10.3)**
- Valid vehicle registration tags must be affixed to the rear license plate of the vehicle. **(Section 8.26)**
- Proof of current registration (registration card) and proof of insurance (insurance card) must be kept in the vehicle at all times, and must be presented upon request. **(Sections 8.17 and 8.26)**
- Current valid (lead and paper) meter seals, dated within the last 13 months, must be affixed to the fare meter. Lead seals must be intact (not broken). Temporary meter seals are good for 30 days only. **(Section 8.21)**
- The taxicab vehicle and safety equipment must be in good working order/condition (tires, brakes, lights, safety belts, door locks and latches, etc.). **(Section 8)**
- The taxicab vehicle interior must be clean and free of litter and debris, with no offensive odors. **Smoking of any kind IS NOT ALLOWED** inside the taxicab at any time. This includes the driver and passengers. **(Section 8.9)**
- The taxicab vehicle exterior (body) must be free of damage and maintained in a clean condition. **(Section 8.2)**

**SAVE TIME, EFFORT, FRUSTRATION, AND MONEY!
Know And Follow OCTAP Regulations.**

TAXICAB DRIVER REQUIREMENTS

All taxicab drivers must comply with OCTAP regulations, including:

- Driver must display their current valid OCTAP driver permit in the passenger dash area of the vehicle. **(Section 8.10.3)**
- Driver must have a valid California driver license in their possession. **(Section 6.13.2)**
- Driver must take the most direct route to a customer's destination **(Section 9.1)**, or take the route requested by the customer.
- Driver must operate the fare meter at all times, when carrying a passenger, and must not charge more than the metered rate. **(Section 9.4)**
- Driver must accept credit cards as a method of payment, and must be able to electronically process a credit card transaction. **(Section 9.8)**
- Driver must issue a customer receipt upon request. Receipt must have driver's name, taxicab number, company name, date and time of issuance. **(Section 9.2)**
- Driver must submit to random inspection upon request. **(Section 7.3)**
- Driver cannot deny service to any person requesting transportation; as long as the driver is in service and not hired. **(Section 9.13)**
- Driver must display "Not In Service" signs when not in service. **(Section 8.10.3)**
- Drivers who participate in agency transportation programs must remove program identifiers, logos, and other materials when not actively involved in providing transportation services to program passengers. **(Section 6.18)**

October 17, 2013

To: OCTAP Steering and Safety Committees
From: Jo-Ann Gadia Bravo, Deputy OCTAP Administrator
Subject: **OCTAP Summary For Fiscal Year 2012-13**

Attached is the Orange County Taxi Administration Program (OCTAP) summary for fiscal year (FY) 2012-13. OCTAP has implemented a number of changes designed to improve program oversight, operations, business processes, planning, and development. This report provides a summary of major activities that occurred during FY 2012-13.

During FY 2012-13, OCTAP permitted 39 taxicab companies, 1,116 taxicab vehicles, and 1,494 taxicab drivers during the year. OCTAP staff enforced taxicab regulations by performing 65 compliance audits, 1,444 random vehicle inspections, and three late night enforcement patrols. In addition, OCTAP partnered with member law enforcement agencies to perform five high-profile inspections at John Wayne Airport and two bandit operator sting operations.

Additional information regarding each of these program areas can be found in Attachment A, OCTAP Annual Report Fiscal Year 2012-13.

Attachment

A. OCTAP Summary Report Fiscal Year 2012-13

OCTAP Summary Report

Fiscal Year 2012-13



Introduction

The Orange County Transportation Authority (OCTA) manages the Orange County Taxi Administration Program (OCTAP).

OCTAP permits taxicab companies, taxicab vehicles, and taxicab drivers, on behalf of Orange County and its 34 cities, ensuring that program permit requirements are met prior to issuing an operating permit. OCTAP performs vehicle safety inspections and compliance audits and enforces OCTAP regulations in the field, along with local law enforcement agencies as partners.

This report provides a summary of some of the activities that occurred during FY 2012-13.

Orange County Taxi Administration Program

OCTAP staff manages the permitting processes, performs vehicle safety inspections, performs compliance audits, and enforces OCTAP regulations. OCTAP staff and participating law enforcement agencies also perform enforcement activities and random vehicle inspections in the field.

Funded through annual permit fees and other fees paid by permit holders, OCTAP staff regulates taxicab companies, taxicab vehicles, and taxicab drivers, on behalf of Orange County and its 34 cities. Each taxicab company owner and principal must pass a background investigation, reference check for unsatisfied judgments, and must submit required company policies before being granted a company permit. Each taxicab driver must pass a state and local background investigation, pass a drug and alcohol screen, pass a driver record check, and enroll in subsequent arrest notification and random drug and alcohol-testing programs. Each taxicab vehicle must pass an annual safety inspection before being issued a vehicle permit, and is subject to random inspection at any time by any law enforcement officer or OCTAP staff. OCTAP permitted 39 taxicab companies, 1,116 taxicab vehicles and 1,494 taxicab drivers during the year. OCTAP staff performed 1,265 annual inspections, 310 re-inspections, and 1,444 random inspections during the year. OCTAP performed 65 compliance audits, three late night enforcement patrols, participated in five John Wayne Airport (JWA) high profile enforcement events with Orange County Sheriff officers and JWA Ground Operations personnel, and coordinated two bandit sting operations with agency law enforcement officers. Figure 1 shows the history of OCTAP permitted taxicab companies, vehicles, and drivers over the past ten years. Figure 2 shows the history of taxicab inspections for the past five years. Figure 3 shows the history of major enforcement activities for the past five years.

Figure 1 – OCTAP Operating Permits – FY 2002-03 through FY 2012-13

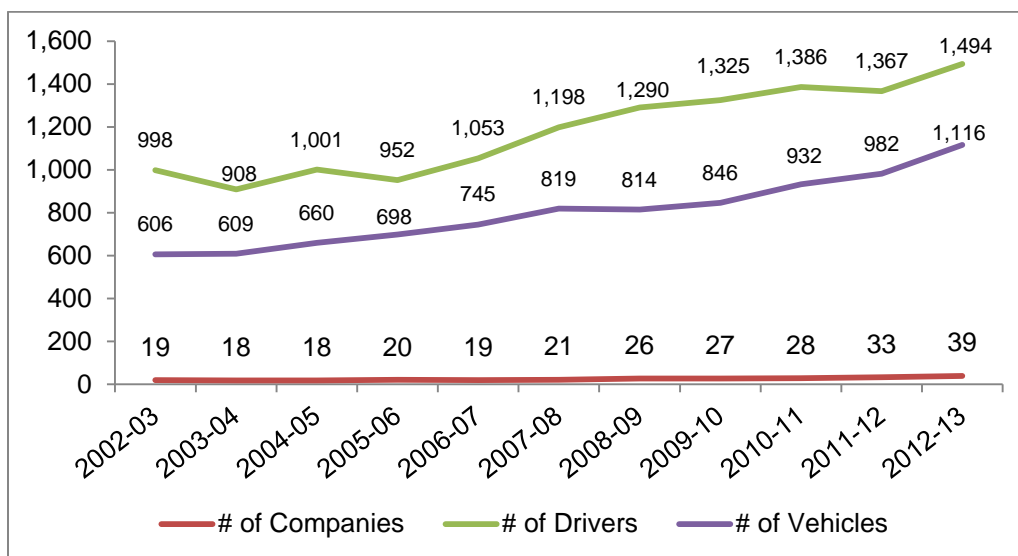


Figure 2 – OCTAP Vehicle Inspections – FY 2008-09 through FY 2012-13

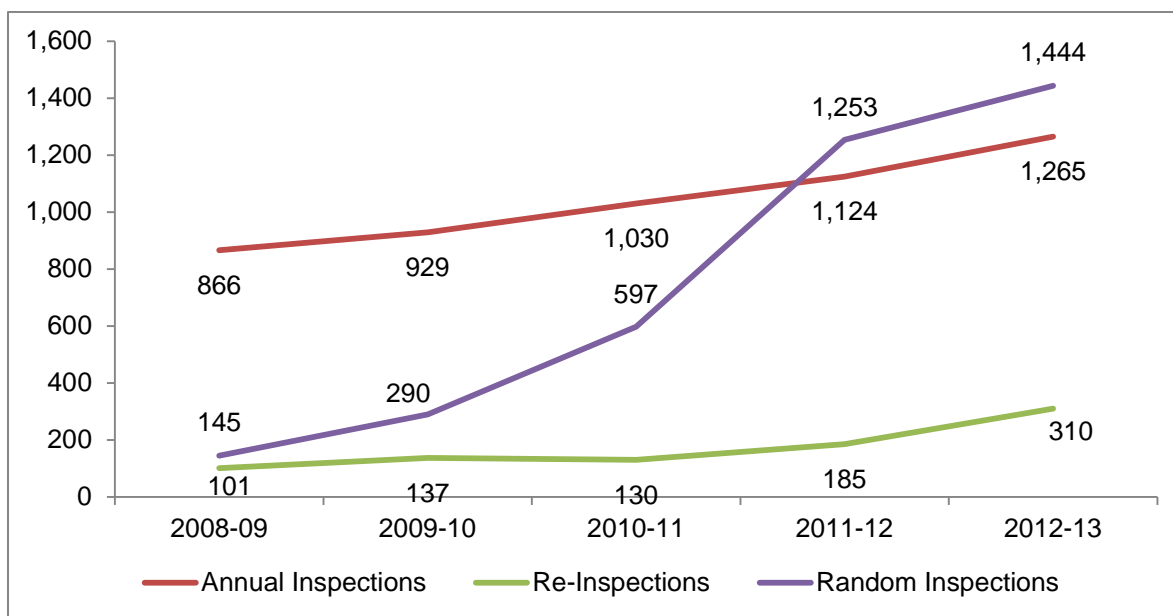
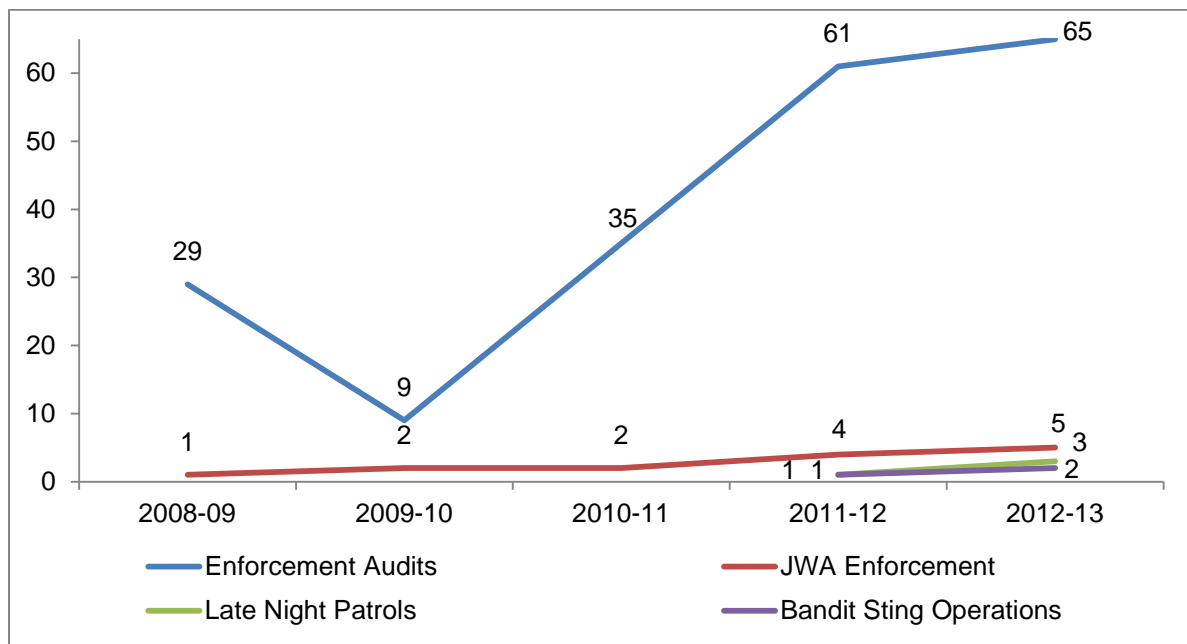


Figure 3 – Major Enforcement Activities – FY 2008-09 through FY 2012-13



ITEM 3

October 17, 2013

To: OCTAP Steering and Safety Committees

From: Jo-Ann Gadia Bravo, Deputy OCTAP Administrator

Subject: **Election of New Taxicab Representatives to the Steering Committee – 2014-2016 Term**

Overview

The Orange County Taxi Administration Program (OCTAP) Steering Committee Bylaws require that there will be two members representing the taxicab companies permitted under the OCTAP Program. One member and one alternate representing the small taxicab companies will be selected by the small taxicab companies (operating less than the average number of vehicles owned by the Orange County taxicab companies). One member and one alternate representing the large taxicab companies will be selected by the large taxicab companies (operating more than the average number of vehicles owned by the Orange County taxicab companies). Taxicab Company representatives serve a two-year term, with terms beginning on January 1, every other year. There are currently no term limits.

Any current OCTAP permitted taxicab company owner, partner or principal officer, or management representative who is not an employee of the Orange County Transportation Authority, or any government agency, or associated with any entity that would constitute a conflict of interest, may serve as a member representing the permitted taxicab companies.

Background

On August 1, 2013, OCTAP staff circulated a notice and official form inviting all permitted Orange County taxicab companies to nominate candidates to represent the taxi industry on the OCTAP Steering Committee. The deadline for the nomination was August 22, 2013.

On August 30, 2013, OCTAP circulated a ballot to each permitted taxicab company. There are two separate and distinct ballots, one for the small taxicab companies and one for the large taxicab companies. The small company ballot contained the verified nominees submitted by the small companies, and the large

company ballot contained the verified nominees submitted by the large companies.

Upon receipt, OCTAP staff placed the sealed ballots in a secured location. The deadline for submitting the ballots to OCTAP was October 1, 2013.

The Steering Committee Chairman will announce the outcome of the vote at the October 17, 2013, Steering Committee meeting.

Discussion

The Steering Committee Chairman will unseal, validate, and count all returned ballots. Nominees receiving the highest number of votes in their category (large or small company) will be deemed elected. In case of a tie vote, the Steering Committee Chairman will determine the winner by draw between the nominees who received an equal number of votes on the ballot. The Committee will consider any ballot void if it is not accompanied by the voter's signature, if it arrived past the deadline, or if it violates any other specific requirements in the election.

The individual(s) with the highest number of votes among those not elected as a representative in their category (large or small company) will serve as an alternate in their category. In the case of equal votes, the Steering Committee Chairman will determine the alternate by draw between the remaining nominees who received an equal number of votes on the ballot.

Recommendation

Seat the Large and Small Taxicab Company Representatives and alternates to a two-year term, effective January 1, 2014, based on the outcome of the October 17, 2013 vote.

ITEM 4

October 17, 2013

To: OCTAP Steering and Safety Committees

From: Jo-Ann Gadia Bravo, Deputy OCTAP Administrator

Subject: **Election of New Tourist Industry Representatives to the Steering Committee – 2014-2016 Term**

Overview

The Orange County Taxi Administration Program (OCTAP) Steering Committee Bylaws require that OCTAP city members select one Tourist Industry Representative and one alternate to represent the tourist industry in Orange County. The Tourist Industry Representative serves a two-year term, with terms beginning on January 1, every other year. There are currently no term limits.

Eligible organizations must be based in Orange County and have some interest, influence, or impact on travel or tourism in Orange County. Candidates from eligible organizations must be an employee of the organization or a member of the organization's governing board.

Background

On August 12, 2013, OCTAP staff sent letters to all Orange County city managers inviting them to nominate an organization to represent the tourism industry in their respective city or in Orange County. The deadline for nominating an eligible organization was September 5, 2013.

On September 10, 2013, OCTAP contacted representatives from each nominated organization, asking them if they would be interested in appointing a candidate from their organization to represent the tourist industry. Each candidate was then given an opportunity to convey his/her qualifications by submitting a one page Statement of Interest and Qualifications. The deadline for submitting candidate consent forms and statements of interest and qualification to OCTAP was September 27, 2013.

On October 3, 2013, OCTAP staff sent ballots and candidate statements of interest and qualifications to all Steering Committee members, allowing them to vote for a candidate.

All OCTAP member agencies were given an opportunity to review the candidates' statements and cast one vote for a candidate listed on the ballot; which was accomplished by marking the ballot with the desired nominee, signing the ballot, and returning the ballot to OCTAP.

Discussion

The Steering Committee Chairman will announce the outcome of the vote at the October 17, 2013, Steering Committee meeting. The candidate receiving the largest number of votes will become the Tourist Industry Representative, and the candidate with the second largest number of votes will become the alternate representative.

In the event of a tie vote, the Steering Committee will determine the winner by drawing a candidate name from a container containing the names of the tied candidates. The first name drawn will become the Tourism Industry Representative and the second name drawn will become the alternate representative.

Recommendation

Seat a new Tourist Industry Representative and alternate to a two-year term, effective January 1, 2014, based on the outcome of the October 17, 2013 vote.

ITEM 5

October 17, 2013

To: OCTAP Steering and Safety Committees
From: Patrick Sampson, OCTAP Administrator
Subject: OCTAP Regulations Related to Advertising on Taxicab Vehicles

Overview

On July 18, 2013, OCTAP staff brought clarifying language to the regulations that would allow non-revenue advertising on taxicab vehicles for specific purposes. The language was previously approved by the Steering Committee at the April 18, 2013, Steering Committee meeting. The Steering Committee failed to pass the clarifying language, leaving OCTAP staff with no direction on how to address requests for advertising on OCTAP permitted taxicab vehicles.

Background

OCTAP periodically receives inquiries related to advertising on OCTAP permitted taxicab vehicles. While OCTAP Regulation Section 8.2.5 provides requirements for taxicab color scheme and required markings, the section does not provide guidance as to the allowance of advertising on taxicab vehicles. OCTAP has traditionally taken the position that because the regulations do not specifically allow advertising, advertising is not allowed.

Discussion

At the April 18, 2013, after nine months of discussion, OCTAP staff presented recommendations related to advertising on OCTAP permitted taxicab vehicles. The Steering Committee approved clarifying language that would allow taxicab companies to display non-revenue advertising designed to promote public safety, the permitted taxicab company, or Orange County taxicab services. The approved advertising was limited to body surface decals specifically approved by OCTAP, as part of the company color scheme and markings. Staff indicated that they would bring the specific regulation section number and language back to the next Steering Committee meeting.

At the July 18, 2013, Steering Committee meeting, the committee failed to pass the new regulation language, leaving OCTAP staff with no specific direction on how to address requests for advertising on OCTAP permitted taxicab vehicles.

Since the July 18, 2013, Steering Committee meeting, staff has received requests to approve rooftop advertisement holders as part of a taxicab company color scheme and marking plan. OCTAP staff needs clear direction from the Steering Committee as to how they would like staff to address such requests.

Recommendations

Adopt the previously approved clarifying language as regulation 8.13.4 of the OCTAP regulations. If the previously approved clarifying language is not adopted, the Steering Committee must specifically prohibit or allow advertising on OCTAP permitted taxicab vehicles, to provide clear direction for OCTAP staff and OCTAP permitted taxicab companies.

Option A:

Adopt the previously approved language allowing specific non-revenue advertising as regulation 8.13.4 of the OCTAP regulations:

OCTAP permitted taxicab companies shall be allowed to display non-revenue advertising designed to promote (a) public safety, (b) the permitted taxicab company, or (c) Orange County taxicab services. Advertising is limited to body surface decals that do not distract from the OCTAP required company markings, conflict with other OCTAP regulations or the California Vehicle Code, and are specifically approved by the OCTAP Administrator.

Public safety advertisement may be sponsored by a nationally or regionally recognized non-profit organization, and may include the organization logo as part of the public safety advertising, provided that the "sponsorship" is limited to the cost of creating, installing, and maintaining the advertising media, and the taxicab company is not paid for the advertising.

Taxicab company, taxicab industry, or public safety advertising must be limited to one campaign/topic and a maximum of one decal per vehicle side, with decals mirrored on the right and left sides of the vehicle. Multiple campaigns/topics and multiple decals per side on the same vehicle will not be allowed.

Option B:

Adopt the following language that would specifically prohibit exterior advertising as regulation 8.13.4 of the OCTAP regulations:

Taxicab companies are not allowed to display any form of advertising on the exterior of any OCTAP permitted taxicab vehicle.

Option C:

Adopt language that would specifically allow advertising as regulation 8.13.4 of the OCTAP regulations:

OCTAP permitted taxicab companies shall be allowed to display advertising that does not significantly distract from the OCTAP required company markings, or conflict with other OCTAP regulations or the California Vehicle Code. Advertising method and content must be specifically disclosed to OCTAP prior to implementation, as part of the company color scheme and marking plan.

It is important that the Steering Committee have a clear understanding of the OCTAP regulations, and provide clear regulation language and guidance for OCTAP staff. The regulation language recommended by the Steering Committee will be returned to participating agencies' governing bodies for final approval, before being fully incorporated into the OCTAP regulations. In the meantime, advertising will not be permitted as part of a company's color scheme and marking plan.