



AGENDA

Orange County Transportation Authority Board Meeting
OCTA Headquarters
First Floor - Room 154
600 South Main Street, Orange, California
Tuesday, February 14, 2006, at 9:00 a.m.

ACTIONS

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 Ritschel

Pledge of Allegiance

Director Duvall

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.



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Special Matters

1. **Salute to Former Chairman Campbell**
2. **Message from the Chairman of the Board**
3. **Presentation of Resolutions of Appreciation for Employees of the Year for 2005**

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2006-05, 2006-06, 2006-07 to Indolfo Gutierrez, Coach Operator; Robert Bergels, Maintenance; and James J. Kramer, Administration, as Employees of the Year for 2005.

4. **Federal Advocacy Report**

Jim McConnell's annual report to the Board of Directors.

Consent Calendar (Items 5 through 21)

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

5. **Committee Assignments for 2006**
Chairman Arthur C. Brown

Overview

A roster of Board of Directors' Committee assignments for 2006 is presented for Board consideration.

Recommendation

Approve the proposed 2006 roster of Board of Directors' Committee assignments.



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6. **Approval of Board Members' Travel**

For travel by Vice Chair Carolyn Cavecche on March 3-8, 2006, and Directors Peter Buffa and Michael Duvall on March 3-7, 2006, to Washington, D.C., for the American Public Transportation Association's Legislative Conference.

7. **Approval of Minutes**

Of the Orange County Transportation Authority and affiliated agencies' regular meeting of January 23, 2006.

8. **Approval of Resolutions of Appreciation for Employees of the Year for 2005**

Adopt Orange County Transportation Authority Resolutions of Appreciation Nos. 2006-05, 2006-06, 2006-07 to Indolfo Gutierrez Coach Operator; Robert Bergels, Maintenance; and James J. Kramer, Administration, as Employees of the Year for 2005.

9. **State Legislative Status Report**

Wendy Villa/Richard J. Bacigalupo

Overview

Infrastructure bond proposals from the Governor, and Senate and Assembly Leadership have been introduced in bill form. Hearings on the proposals have begun and recommendations on a transportation infrastructure bond will be sent to a conference committee. Associated principles are submitted for consideration. One bill that would extend transit design-build authority is submitted with a recommendation to support.

Recommendations

- A. Adopt a support position on AB 372 (Nation, D-San Rafael), which extends current authority to use design-build procurement on certain transit projects.



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B. Adopt the following policy positions to guide evaluation of transportation infrastructure bond proposals:

1. Ensure that statewide bond proposals complement and do not conflict with local sales tax measures.
2. Oppose the use of existing transportation revenue sources to back revenue bonds.
3. Support a fair and equitable distribution of funds in a manner most advantageous to Orange County.
4. Adopt the list of projects in Attachment G as a preliminary indication of Orange County needs for state transportation bond funds.
5. Support opportunities to include private funding options where appropriate.
6. Support inclusion of expedited project delivery measures such as design-build and National Environmental Policy Act review delegation.

10. **Fiscal Year 2007 Transportation Appropriations Project List**

Kristine Murray/Richard J. Bacigalupo

Overview

The Orange County Transportation Authority recommends a total of 14 transportation projects totaling \$97,180,000 be submitted to the Orange County Congressional delegation for consideration in the fiscal year 2007 transportation appropriations bill.

Recommendation

Review and approve the recommended list of transportation projects to be submitted for the fiscal year 2007 federal appropriations process.

11. **Fiscal Year 2004-05 Annual Financial Reports**

Robert A. Duffy/Richard J. Bacigalupo

Overview

The Orange County Transportation Authority is required to obtain an independent auditor's opinion on various fund financial statements, schedules, and agreements. Macias Gini and Company LLP, an independent accounting



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firm, has completed its third annual audit of the Orange County Transportation Authority's financial records and systems, and its reports are included herein.

Recommendation

Receive and file the fiscal year 2004-05 annual financial reports as information items.

12. **Report on Audit of Agreement C-3-0633 with Granite-Myers-Rados for the Garden Grove Freeway (State Route 22) Design-Build Project**
Robert A. Duffy/Richard J. Bacigalupo

Overview

A contract compliance and fiscal audit of Agreement C-3-0663 with Granite-Myers-Rados has been completed by the professional firm of GCAP Services, Inc. Granite-Myers-Rados is in substantial compliance with the key requirements of Agreement C-3-0663.

Recommendation

Receive and file the audit of Agreement C-3-0633 with Granite-Myers-Rados for the Garden Grove Freeway (State Route 22) Design-Build Project.

13. **Report on Audit of Agreement C-1-2069 with Parsons Transportation Group for the Garden Grove Freeway (State Route 22) Design-Build Project**
Robert A. Duffy/Richard J. Bacigalupo

Overview

A contract compliance and fiscal audit of Agreement C-1-2069 with Parsons Transportation Group for the Garden Grove Freeway (State Route 22) Design-Build Project has been completed by the professional firm of GCAP Services, Inc. Parsons Transportation Group is in substantial compliance with the key requirements of Agreement C-1-2069.



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Recommendation

Receive and file the audit report of Agreement C-1-2069 with Parsons Transportation Group for the Garden Grove Freeway (State Route 22) Design-Build Project.

14. Internal Control Review and Operational Audit of Project Controls
Robert A. Duffy/Richard J. Bacigalupo

Overview

An internal control review and operational audit of the Project Controls Section of the Construction Services Department has been completed by the professional firm of Thompson, Cobb, Bazilio and Associates, PC. Internal controls were generally adequate to ensure the safeguarding of Orange County Transportation Authority's assets.

Recommendation

Receive and file the Internal Control Review and Operational Audit of Project Controls, Internal Audit Report No. 06-002.

15. Agreement to Procure and Install 64 Replacement Liquefied Natural Gas Engines
Al Pierce/William L. Foster

Overview

As part of the Orange County Transportation Authority's Fiscal Year 2005-06 Budget, the Board approved funds for the replacement of natural gas engines in the North American Bus Industries bus fleet. Board approval is requested to execute an agreement.

Recommendation

Authorize the Chief Executive Officer to execute Agreement C-5-2609 between the Orange County Transportation Authority and Cummins Cal Pacific, LLC, in an amount not to exceed \$4,870,103, for the replacement of natural gas engines in 64 transit buses.



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16. Award of Construction Contract for Americans with Disabilities Act Bus Stop Modifications (Phase 3, Construction Package 6) in the City of Anaheim

Dipak Roy/Stanley G. Phernambucq

Overview

As part of the Orange County Transportation Authority's Fiscal Year 2005-06 Budget, the Board of Directors approved construction of Americans with Disabilities Act improvements at the Orange County Transportation Authority's bus stops countywide. Bids were received in accordance with the Orange County Transportation Authority's public works procurement procedures. Board approval is requested to execute an agreement.

Recommendation

Authorize the Chief Executive Officer to execute Agreement C-5-2930, between the Orange County Transportation Authority and C.J. Construction, Inc., the lowest responsive, responsible bidder, in the amount of \$976,852.00, for Americans with Disabilities Act Bus Stop Modifications in the City of Anaheim.

17. Amendment to Agreement for Additional Design Services for the Americans with Disabilities Act Bus Stop Modifications

Dipak Roy/Stanley G. Phernambucq

Overview

On February 24, 2003, the Board of Directors approved an agreement with ACT Consulting Engineers, Inc., in the amount of \$869,829, to provide design and construction support services. ACT Consulting Engineers, Inc. was retained in accordance with the Orange County Transportation Authority's procurement procedures for architectural and engineering services.

Recommendation

Authorize the Chief Executive Officer to execute Amendment No. 4 to Agreement C-2-1129 between the Orange County Transportation Authority and ACT Consulting Engineers, Inc., in an amount not to exceed \$45,000, for additional design and survey services to incorporate new and revised standards and conduct field research for bus stop locations in central and



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south Orange County.

18. Agreement to Lawson Software for Human Resource and Payroll Software Upgrade

Connie Powley/James S. Kenan

Overview

As part of the Orange County Transportation Authority's Fiscal Year 2005-06 Budget, the OCTA has planned an upgrade to the Lawson Software Human Resources and Payroll System. The project will consist of an application upgrade to version 8.1 and the implementation of Lawson Software's Absence Management and Time and Expense modules.

Recommendation

Authorize the Chief Executive Officer to execute Agreement C-5-3006 between the Orange County Transportation Authority and Lawson Software, for an amount not to exceed \$455,000, to complete the upgrade and implement two new software modules.

19. Purchase Order for 91 Express Lanes Property Insurance

Al Gorski/James S. Kenan

Overview

The Orange County Transportation Authority has a property insurance policy for the 91 Express Lanes with AXIS Reinsurance Company which expires on February 28, 2006.

Recommendation

Authorize the Chief Executive Officer to issue Purchase Order 06-74054 between the Orange County Transportation Authority and Marsh Risk and Insurance Services, in an amount not to exceed \$350,000, to purchase property insurance for the period of March 1, 2006, to February 28, 2007.



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Orange County Local Transportation Authority Consent Calendar Matters

20. **Measure M Quarterly Progress Report**
Norbert Lippert/Stanley G. Phernambucq

Overview

Staff has prepared a Measure M progress report for the fourth quarter of 2005. This is a regular report that highlights the Measure M projects and programs currently under development.

Recommendation

Receive and file as an information item.

21. **Agreement for Sales Tax Audit and Recovery Services of State Board of Equalization Sales Tax Distributions**
Rodney Johnson/James S. Kenan

Overview

In an effort to ensure maximum revenue collection and effective administration of Measure M, the Orange County Transportation Authority has identified a need to perform audit and recovery services of the tax revenue generated by the program. Offers were received in accordance with the Orange County Transportation Authority's procurement procedures for professional and technical services. Board approval is requested to execute an agreement.

Recommendation

Authorize the Chief Executive Officer to execute Agreement C-2-0599 between the Orange County Transportation Authority and MBIA MuniServices Company in an amount contingent upon the amount recovered for sales tax audit and recovery services of the Measure M half-cent sales tax.



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Regular Calendar

Orange County Transportation Authority Regular Calendar Matters

22. Process for City-initiated Rapid Transit and Related Projects

Jose Martinez/Paul C. Taylor

Overview

The recently adopted Five-Year Program allocated \$30 million in existing Measure M funds to study ways to increase transit access to Metrolink through partnerships with cities. Staff has developed a four-step process for communities to develop their own transit vision for the future by creating transit extensions that branch from Metrolink stations. The process begins with grants to interested cities to assess their needs for city initiated rapid transit projects. This investment is consistent with the Measure M transit program.

Recommendations

- A. Approve a four-step process for city-initiated rapid transit and related projects.
- B. Authorize the Chief Executive Officer to execute Memorandums of Understanding by and between the Orange County Transportation Authority Metrolink station cities and other cities as partners allocating \$100,000 per city for communities to develop their own transit vision for the future.
- C. Direct staff to return with a progress report on this initial needs assessment by December 31, 2006.
- D. Direct staff to return at a later time with recommended guidance for Step Two project planning and/or alternatives analysis based on the criteria in this staff report.



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Orange County Transit District Regular Calendar Matters

23. **Paratransit Growth Management Plan Progress**
Erin Rogers/William L. Foster

Overview

In October 2005, the Orange County Transportation Authority Board of Directors adopted a Paratransit Growth Management Plan. Several strategies set forth in the plan were implemented in July 2005. This report provides an update on the progress of the plan and the impacts of the strategies implemented.

Recommendation

Receive and file as an information item.

Other Matters

24. **Chief Executive Officer's Report**
25. **Directors' Reports**
26. **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.

27. **Closed Session**

- A. 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.
- B. Pursuant to Government code Section 54956.9(b)(1).



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28. Adjournment

The next regularly scheduled meeting of the OCTA/OCTD/OCLTA/OCSAFE/OCSAAV Board will be held at **9:00 a.m. on February 27, 2006**, at OCTA Headquarters at 600 South Main Street, First Floor - Room 154, Orange, California.