

## **REVISED**

Orange County Transportation Authority Board Meeting  
OCTA Headquarters, First Floor - Room 154  
600 South Main Street, Orange, California  
***Monday, September 12, 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 Wilson

## **Pledge of Allegiance**

Director Ritschel

## **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**

There are no Special Matter items.

## **Consent Calendar (Items 1 through 16)**

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**

#### **1. Approval of Minutes**

Of the Orange County Transportation Authority and affiliated agencies' regular meeting of August 22, 2005.

#### **2. Approval of Travel Authorization**

Approval of travel is requested for Chairman Bill Campbell for September 26-27, 2005, to Dallas, Texas, to attend the American Public Transportation Association's Annual Meeting and Expo.

#### **3. Fixed Asset Accounting and Administration Review**

Robert A. Duffy/Richard J. Bacigalupo

##### ***Overview***

The Internal Audit Department has completed a focused review of controls over fixed asset accounting and administration. The controls were found to be generally adequate. Four recommendations were made to strengthen internal controls and make operations more efficient. Management staff has indicated the recommendations contained in the report have been or are in the process of being implemented.

##### ***Recommendation***

Receive and file the Review of Fixed Asset Accounting & Administration, Internal Audit Report No. 05-034.

**4. Annual Transportation Development Act Audits for Fiscal Year 2003-04 - Status Report**

Robert A. Duffy/Richard J. Bacigalupo

***Overview***

The results of the Transportation Development Act Audits for Fiscal Year 2003-04 conducted by Conrad and Associates, L.L.P. were provided to the Finance and Administration Committee on April 27, 2005. An update on recommendations made in the audits is being provided.

***Recommendation***

Receive and file the Transportation Development Act Audits for Fiscal Year 2003-04 Status Report as of August 24, 2005.

**5. Review of Bus Operations, Company Equipment Assigned**

Robert A. Duffy/Richard J. Bacigalupo

***Overview***

The Internal Audit Department has completed a focused review of controls over Company Equipment Assigned in the Bus Operations area. The controls were found to be generally adequate. Six recommendations were made to strengthen internal controls and make operations more efficient. Management staff has indicated the recommendations contained in the report have been or are in the process of being implemented.

***Recommendation***

Receive and file the Review of Bus Operations, Company Equipment Assigned (CEA), Internal Audit Report No. 05-033.

**6. Review of Investment Activities for January through March 2005**

Robert A. Duffy/Richard J. Bacigalupo

***Overview***

The Internal Audit Department has completed a review of investment activities for the period January 1, 2005, through March 31, 2005. The review indicated that investments were in compliance with the Orange County Transportation Authority's debt, investment and accounting objectives, and policies and procedures.

***Recommendation***

Receive and file the Review of Investment Activities for January through March 2005, Internal Audit Report No. 05-029.

**7. Amendment to Agreement for the San Diego Freeway (Interstate 405) Major Investment Study**

Kurt Brotcke/Paul C. Taylor

***Overview***

In June 2003, the Board of Directors approved an agreement with Parsons Transportation Group to conduct the San Diego Freeway (Interstate 405) Major Investment Study. A contract amendment is requested for additional work related to the project alternatives.

***Recommendation***

Authorize the Chief Executive Officer to execute Amendment No. 2 to Agreement C-3-0234, between the Orange County Transportation Authority and Parsons Transportation Group, in an amount not to exceed \$40,000, for additional work related to the final project alternatives.

**8. Customer Relations Service Quality Report for Fourth Quarter Fiscal Year 2004-05**

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.

**9. Excess Workers' Compensation Insurance Policy**

Debbie Christensen/James S. Kenan

***Overview***

The Orange County Transportation Authority currently has a purchase order with the ACE American Insurance Company, for an Excess Workers' Compensation Insurance and Employer's Liability Policy. This policy expires September 30, 2005.

***Recommendation***

Authorize the Chief Executive Officer to issue a purchase order with the ACE American Insurance Company, in an amount not to exceed \$700,000, for excess workers' compensation insurance and employer's liability coverages.

**10. Award of Construction Contract for Americans with Disabilities Act Bus Stop Modifications (Phase 3, Construction Package 5)**

Dipak Roy/Stanley G. Phernambucq

***Overview***

As part of the Orange County Transportation Authority's Fiscal Year 2005-06 Budget, the Board 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-5-2450, between the Orange County Transportation Authority and L.H. Engineering Co., Inc., the lowest responsive, responsible bidder, in an amount not to exceed \$837,000, for Americans with Disabilities Act Bus Stop Modifications in the Cities of Orange and Santa Ana.

**11. Fourth Quarter Fiscal Year 2004-05 Procurement Report**

Linda L. Hunter/James S. Kenan

***Overview***

The Fourth Quarter Procurement Report provides an update of the procurement activities for the fiscal year 2004-05, from July 1, 2004, through June 30, 2005. This report focuses on total dollars procured by each Orange County Transportation Authority division.

***Recommendation***

Receive and file as an information item.

12. **Fourth Quarter Fiscal Year 2004-05 Bus Operations Monthly Performance Measurements Report**  
James L. Cook, Jr./James S. Kenan

***Overview***

Orange County Transportation Authority recognizes the need for improved accountability and operational performance. With this in mind, the Bus Operations Monthly Performance Measurements report was developed in accordance with executive management direction. The Bus Operations Monthly Performance Measurements report serves as a tool to survey operational performance and as the nexus for process improvements.

***Recommendation***

Receive and file as an information item.

13. **Fourth Quarter Fiscal Year 2004-05 Grant Status Report**  
Linda M. Gould/James S. Kenan

***Overview***

The Quarterly Grant Status Report summarizes grant activities for information purposes for the Orange County Transportation Authority Board of Directors. This report focuses on significant grant activity for the period of April through June 2005. The Quarterly Grant Status Report summarizes future grant applications, pending grant applications, executed grant awards, current grant agreements and closed-out grant agreements.

***Recommendation***

Receive and file as an information item.

**14. Fiscal Year 2004-05 Year-End Budget Status Report**

Rene I. Vega/James S. Kenan

***Overview***

The Orange County Transportation Authority's staff has implemented the fiscal year 2004-05 budget. This report summarizes the material variances between the budget plan and actual revenues and expenses.

***Recommendation***

Receive and file as an information item.

**15. Amendment to Cooperative Agreement for Construction of the Buena Park Intermodal Facility**

Dipak Roy/Stanley G. Phernambucq

***Overview***

On January 31, 2001, the Orange County Transportation Authority's Board of Directors approved a cooperative agreement with the City of Buena Park, in the amount of \$1,942,990. The cooperative agreement establishes the roles, responsibilities, funding, and process for the construction of the Buena Park Intermodal Facility. An amendment is requested to increase the funding for the facility and to add a construction contingency.

***Recommendations***

- A. Authorize the Chief Executive Officer to execute Amendment No. 2 to Cooperative Agreement C-0-1150 with the City of Buena Park, in an amount not to exceed \$3,500,000, to provide additional funding for construction of an intermodal facility.
- B. Approve the use of \$3,500,000 of Congestion, Mitigation and Air Quality funds.
- C. Authorize staff to process any necessary amendments to the Federal Transportation Improvement Program as necessary to support the above actions.



16. **Santa Ana Freeway (Interstate 5) Far North Project Cooperative Agreement with City of La Mirada and Project Update**  
Charles Guess/Stanley G. Phernambucq

***Overview***

The Orange County Transportation Authority proposes to enter into a cooperative agreement with the City of La Mirada for implementation of the Santa Ana Freeway (Interstate 5) Far North Project. The project update is provided for Board information.

***Recommendations***

- A. Authorize the Chief Executive Officer to execute Cooperative Agreement C-5-2667 between the Orange County Transportation Authority and the City of La Mirada, in an amount not to exceed \$350,000, for construction implementation of the Santa Ana Freeway (Interstate 5) Far North Project.
- B. Receive and file project update on the schedule and budget as an information item.

## **Regular Calendar**

### **Orange County Transit District Regular Calendar Matters**

17. **Integrated Transportation Communication System: Proposed Response to Grand Jury Report**  
David Simpson/William L. Foster

***Overview***

In September 1997 the Orange County Transportation Authority entered into a \$12.6 million contract with Orbital Sciences for replacement of its existing analog bus communication system with a modern digital system. Due to various project management issues, integrating the system has been a lengthy process, however, the system is now working and meets industry and federal guidelines. In May of this year, the Orange County Grand Jury issued a report on the communication system. A third party evaluation of the communication system and proposed response to the Grand Jury report is submitted for committee review.

**17. (Continued)**

***Recommendations (Reflects Change from Staff Recommendation)***

- A. Receive and file Third Party Evaluation Report: Review of the Orange County Transportation Authority Integrated Transportation Communications System.
- B. Review and approve response to Orange County Grand Jury report on Orange County Transportation Authority bus communication system.

The letter of response has been changed to allow for the Chief Executive Officer to sign.

**Other Matters**

- 18. Assistance to Katrina Victims**
- 19. Countywide Traffic Signal Synchronization Update**  
Kurt Brotcke/Paul C. Taylor
- 20. Chief Executive Officer's Report**
- 21. Directors' Reports**
- 22. 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.

**23. Closed Session**

- A. Pursuant to Government Code Section 54956.9(a) to discuss the case of Ahmad Kourehchian v. OCTA; OCSC No. 04CC02826.
- 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.

**24. Adjournment**

The next regularly scheduled meeting of the OCTA/OCTD/OCLTA/OCSAFE/OCSAAV Board will be held at **9:00 a.m. on October 14, 2005**, at OCTA Headquarters at 600 South Main Street, First Floor - Room 154 Orange, California.

**(NOTE: THE NEXT BOARD MEETING,  
PREVIOUSLY SCHEDULED FOR  
SEPTEMBER 30, HAS BEEN CANCELED)**