

Regular Meeting of the  
Orange County Transportation Authority Board of Directors  
***Friday, October 14, 2005 at 9:00 a.m.***

**Location of Board Meeting**

Orange County Transportation Authority Headquarters  
600 South Main Street, First Floor - Room 154  
Orange, California 92863-1584

**Teleconferencing Site**

County of Santa Barbara  
County Administration Building  
Supervisor Rose's Office  
105 East Anapamu Street  
Santa Barbara, California 93101

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

**Invocation**

Director Correa

**Pledge of Allegiance**

Director Cavecche

**Teleconference Notice**

Pursuant to California Government Code Section 54953, Director Thomas W. Wilson will participate in this meeting and vote via teleconferencing as a Member of the OCTA Board of Directors.

**Agenda Descriptions**

The agenda descriptions are intended to give notice to members of the public of a general summary of items of business to be transacted or discussed. The posting of the recommended actions does not indicate what action will be taken. The Board of Directors may take any action that 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.

Members of the public at the teleconferencing site 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 Director Wilson at the site. Speakers will be recognized by the Chairman at the time the agenda item is to be considered. A speaker's comments shall be limited to three (3) minutes.

## **Special Matters**

1. **Presentation of Resolution of Appreciation to the Honorable Van Tran - California State Assembly**
2. **Presentation of the American Public Transportation Association's Award for Outstanding Public Transportation System of the Year**
3. **Presentation of Resolutions of Appreciation for Employees of the Month for September 2005**

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2005-110, 2005-111, 2005-112 to Luis Sosa, Coach Operator, James Crow, Maintenance, and Mylinh Tran, Administration, as Employees of the Month for September 2005.

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

Present Orange County Transportation Authority Resolution of Appreciation No. 2005-113 to Orange County Sheriff's Deputy Bob Dunham.

5. **Discussion of Selection of Public Member**

## **Consent Calendar (Items 6 through 30)**

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**

6. **Approval of Minutes**

Of the Orange County Transportation Authority and affiliated agencies' regular meeting of September 12, 2005.

7. **Approval of Resolution of Appreciation to the Honorable Van Tran - California State Assembly**

8. **Approval of Resolutions of Appreciation for Employees of the Month of September 2005**

Approval of Orange County Transportation Authority Resolutions of Appreciation Nos. 2005-110, 2005-111, 2005-112, respectively, to Coach Operator Luis Sosa, James Crow of Maintenance, and Mylinh Tran of Administration, as Employees of the Month for September 2005.

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

Approve Orange County Transportation Authority Resolution of Appreciation No. 2005-113 for Orange County Sheriff's Deputy Bob Dunham.

10. **Orange County Transportation Authority's Draft 2006 State Legislative Platform**

Alex Esparza/Richard J. Bacigalupo

***Overview***

An initial draft of the Orange County Transportation Authority's 2006 State Legislative Platform has been prepared for Board consideration to direct staff to circulate for further review and comment by interested parties.

***Recommendations (reflects change from staff recommendation)***

Authorize staff to circulate copies of the Draft 2006 State Platform to advisory groups, Orange County legislative delegations, cities, and interested members of the public.

**11. Urban Area Security Initiative and State Homeland Security Grant Award for a Freeway Security Camera Pilot Project**  
Ric Teano/Richard J. Bacigalupo

***Overview***

The Orange County Sheriff's Department, the City of Santa Ana and Anaheim Police Departments awarded the Orange County Transportation Authority \$250,000 in Urban Area Security Initiative and State Homeland Security Grant funds. The funds are to be used for a pilot project that will install digital security video cameras at critical freeway bridge structures. Staff will be returning to the Board with an update in December 2005.

***Recommendations***

- A. Authorize the Chief Executive Officer to execute the following Cooperative Agreements to accept \$250,000 in total grant awards as follows; C-5-2496 with the Orange County Sheriff's Department for \$50,000, C-5-2494 with the City of Santa Ana for \$100,000, and C-5-2495 with the City of Anaheim for \$100,000.
- B. Authorize the release of Invitations for Bid 5-2756 for installation of the Freeway Security Cameras.

**12. Fullerton Transportation Center Security Improvement**  
Thomas Little/Richard J. Bacigalupo

***Overview***

During fiscal year 2004, the Orange County Transportation Authority applied for \$1.2 million in Federal Transit Administration Bus Discretionary funds to be earmarked for surveillance and monitoring equipment at transit centers. The Orange County Transportation Authority was awarded \$315,000, for this purpose, which requires a 20 percent local match providing a total of \$395,000, for system security upgrades.

**12. (Continued)**

***Recommendation***

Staff requests approval to utilize the awarded Federal Transit Award funds and local match to design and install a comprehensive closed circuit television security system at the Fullerton Transportation Center. The anticipated design would become a prototype for other Metrolink stations and Orange County Transportation Authority owned transit centers.

**13. Chokepoint Program Status Report**

Darrell Johnson/Paul C. Taylor

***Overview***

The Orange County Transportation Authority and California Department of Transportation are jointly developing concepts to alleviate localized freeway congestion areas known as chokepoints. The objective of the freeway Chokepoint Program is to develop projects that can be brought forward in the near-term as funding becomes available. Staff is requesting authorization to program State Transportation Improvement Program funds, and execute an agreement in support of the Chokepoint Program.

***Recommendations***

- A. Authorize the Chief Executive Officer to execute a cooperative agreement with the California Department of Transportation for the Project Report/Environmental Document phase of the Riverside Freeway (State Route 91) Eastbound Auxiliary Lane project between the Eastern Toll Road (State Route 241) and the Chino Hills Expressway (State Route 71).
- B. Authorize the use of \$225,000 of State Transportation Improvement Program funds for the Santa Ana Freeway (Interstate 5) at Culver Drive project.
- C. Authorize staff to process necessary State Transportation Improvement Program and Regional Transportation Improvement Program amendments as required by the above actions.

**13. (Continued)**

- D. Direct staff to return with recommendations to address chokepoint cost issues as part of 2006 State Transportation Improvement Program process.

**14. Amendment to Agreement for Chokepoint Program Project Management Services**

Darrell Johnson/Paul C. Taylor

***Overview***

On February 14, 2005, the Board of Directors approved an agreement with APA Engineering, Inc., in the amount of \$145,000, to provide project management services to support the Strategic Planning Division in developing, managing, and monitoring projects within the Freeway Chokepoint Program. APA Engineering, Inc. was retained in accordance with the Orange County Transportation Authority's procurement procedures for professional and technical services.

***Recommendation***

Authorize the Chief Executive Officer to execute Amendment No. 1 to Agreement C-4-1146 between the Orange County Transportation Authority and APA Engineering Inc., in an amount not to exceed \$160,000, and extend the term of the contract through June 30, 2006, for support in developing, managing, and monitoring projects within the Freeway Chokepoint Program.

**15. Request a Public Hearing for the 2005 Orange County Congestion Management Program**

Wendy Garcia/Paul C. Taylor

***Overview***

The Orange County Transportation Authority is responsible for monitoring and reporting on Orange County's Congestion Management System every two years. The Congestion Management Program report has been updated for 2005 in accordance with State of California law, and a draft is being circulated for review by local agencies and the Technical Advisory Committee. A public hearing on this program will be conducted prior to Board approval.

**15. (Continued)**

***Recommendations***

- A. Schedule a public hearing on the 2005 Orange County Congestion Management Program for the November 14, 2005, Board of Directors meeting.
- B. Direct staff to return with the final 2005 Orange County Congestion Management Program for the public hearing on November 14, 2005.

**16. Supplemental Funding Allocation for the Arterial Highway Rehabilitation Program**

Steve Montano/Paul C. Taylor

***Overview***

Orange County Transportation Authority staff is recommending the allocation of \$6.5 million in federal funds for 24 Arterial Highway Rehabilitation Program projects. This allocation will augment the Board action of June 27, 2005, that allocated \$208.4 million in Measure M and federal Regional Surface Transportation Program funds for local streets and roads.

***Recommendations***

- A. Approve the recommended supplemental Arterial Highway Rehabilitation Program project priority list nominated for the 2004 Combined Transportation Funding Program.
- B. Amend the Regional Transportation Improvement Plan to include relevant projects.
- C. Authorize Chief Executive Officer to execute amendments to local agency master funding agreements as necessary with each of the affected agencies.

**17. Selection of Project Management Consultant Services for Rapid Transit Projects**

Jose Martinez/Paul C. Taylor

***Overview***

As part of the preparation for the eventual development of rapid transit projects, proposals were solicited in accordance with the Orange County Transportation Authority's procurement policies and procedures for the retention of consultants to perform project management consultant services. These procedures are in accordance with both federal and state legal requirements.

***Recommendations***

- A. Authorize staff to request a cost proposal from Carter & Burgess, Inc. and negotiate an agreement for their services.
- B. Authorize the Chief Executive Officer to execute the final agreement C-5-2585 with Carter & Burgess, Inc., for an initial two-year term with a value not to exceed \$5,000,000, and two, two-year options, all subject to annual budget approval.

**18. Update on Federal Transportation Enhancement Activities Projects and Funding**

Jennifer Bergener/Paul C. Taylor

***Overview***

The Orange County Transportation Authority awards federal Transportation Enhancement Activities grants for transportation related projects that enhance the environs of transportation facilities in Orange County. A report on the progress of currently programmed federal Transportation Enhancement Activities projects is presented for review and approval.



**18. (Continued)**

***Recommendations***

- A. Approve the timely implementation plan for currently-programmed federal Transportation Enhancement Activities.
- B. Approve the use of Transportation Enhancement Activities funding for two previously-reviewed projects: City of Westminster, Westminster Boulevard Median Landscaping and City of Fountain Valley, Ellis Avenue Sidewalk Installation; and increase funding to an existing project, City of Huntington Beach, Beach Boulevard Landscaping.
- C. Authorize staff to amend the Regional Transportation Improvement Program and the State Transportation Improvement Program as necessary to facilitate the above actions.
- D. Direct staff to initiate the process for a new Transportation Enhancement Activities call for projects in the Spring of 2006.

**19. Amendment to Agreement for the 91 Express Lanes Pavement Management Plan Update**

Dipak Roy/Stanley G. Phernambucq

***Overview***

On August 14, 2003, the Orange County Transportation Authority Board of Directors approved an agreement with BTC Laboratories, Inc., in the amount of \$100,000, to produce a comprehensive Pavement Management Report for the 91 Express Lanes. BTC Laboratories, Inc. was retained in accordance with the Orange County Transportation Authority's procurement procedures for architectural/engineering services. The original contract contained provisions for four annual amendments to update the initial report.

***Recommendation***

Authorize the Chief Executive Officer to execute Amendment No. 2 to Agreement C-3-0525 between the Orange County Transportation Authority and BTC Laboratories, Inc., for an amount not to exceed \$80,000, to provide an update to the Pavement Management Report for fiscal year 2005-06.

**20. Cooperative Agreement with the Cities of Costa Mesa and Santa Ana to Perform Complete Landscaping**

Kory Hariri/Stanley G. Phernambucq

***Overview***

The Orange County Transportation Authority proposes to enter into a cooperative agreement with the Cities of Costa Mesa and Santa Ana to establish roles, responsibilities, and process to design and install full landscaping at the San Diego Freeway (Interstate 405)/Bristol Street and the Costa Mesa Freeway (State Route 55)/MacArthur Boulevard interchanges.

***Recommendation***

Authorize the Chief Executive Officer to execute Cooperative Agreement C-5-2592 between the Orange County Transportation Authority and the Cities of Costa Mesa and Santa Ana, in an amount not to exceed \$1,343,000, for design and installation of full landscaping at the San Diego Freeway (Interstate 405)/Bristol Street and the Costa Mesa Freeway (State Route 55)/MacArthur Boulevard interchanges.

**21. Purchase Order for Excess Liability Insurance Policy**

Al Gorski/James S. Kenan

***Overview***

The Orange County Transportation Authority has an excess liability insurance policy with Clarendon National Insurance Company (a subsidiary of the American International Group) and ARCH Insurance Group. These policies are scheduled to expire on October 31, 2005.

***Recommendations***

- A. Authorize the Chief Executive Officer to issue Purchase Order 05-72955, in the amount not to exceed \$300,000, for the purchase of \$5 million in primary excess liability insurance.
- B. Authorize the Chief Executive Officer to issue Purchase Order 05-72956, in the amount not to exceed \$150,000, for the purchase of \$5 million in secondary excess liability insurance.

**22. Claims Administration for Self-Insured Workers' Compensation Program**  
Debbie Christensen/James S. Kenan

***Overview***

The Orange County Transportation Authority presently has an agreement with Hazelrigg Risk Management Services, Inc., to provide claims administration services for the Orange County Transportation Authority's Self-Insured Workers' Compensation Program. This agreement expires October 31, 2005.

***Recommendation***

Authorize the Chief Executive Officer to execute Agreement C-5-2590 between the Orange County Transportation Authority and Tristar Risk Management, in an amount not to exceed \$1,156,526, for claims administration services for the Orange County Transportation Authority's Self-Insured Workers' Compensation Program for the period of November 1, 2005, through October 31, 2008.

**23. Claims Administration Services for the Self-Funded Medical and Dental Plans**  
Debbie Christensen/James S. Kenan

***Overview***

The Orange County Transportation Authority has an agreement with Foundation Administrative Services, Inc., formerly doing business as Riverside County Foundation for Medical Care to provide claims administration services for the Orange County Transportation Authority's self-funded medical and dental plans. This agreement expires November 30, 2005.

***Recommendation***

Authorize the Chief Executive Officer to execute Amendment No. 3 to Agreement C-2-0867 with Foundation Administrative Services, Inc., in an amount not to exceed \$80,000, to provide claims administration services for the Orange County Transportation Authority's self-funded medical and dental plans.

**24. Limited Term Positions**  
Andrew Oftelie/James S. Kenan

***Overview***

Since fiscal year 2002-03, the Orange County Transportation Authority has distinctly identified project-specific staff positions as Limited Term in both the budget documents and job postings. This designation has made these positions difficult to fill and may be redundant to some of the provisions articulated in the Personnel and Salary Resolution.

***Recommendation***

Eliminate the Limited Term classification from the Orange County Transportation Authority budget and from all applicable job postings.

**Orange County Service Authority for Freeway Emergencies  
Consent Calendar Matters**

**25. Amendment to Agreement for Motorist Services Management Support**  
Iain C. Fairweather/Paul C. Taylor

***Overview***

On October 25, 2004, the Board of Directors approved an agreement with Darrel Cohoon and Associates, in the amount of \$125,000, to provide Motorist Services management support. Darrel Cohoon and Associates was retained in accordance with the Orange County Transportation Authority's procurement procedures for professional and technical services.

***Recommendation***

Authorize the Chief Executive Officer to execute Amendment No. 1 to Agreement C-4-0793 between the Orange County Transportation Authority and Darrel Cohoon and Associates, in an amount not to exceed \$100,000, for Motorist Services management support.

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

### **26. Amendment to Agreement for Bus System Schedule Checking**

Edmund A. Buckley/William L. Foster

#### ***Overview***

On December 11, 2004, the Board of Directors approved an agreement with Southland Communications & Data, Inc., to provide bus system schedule checking services for calendar year 2005. Southland Communications & Data, Inc., was retained in accordance with the Orange County Transportation Authority's procurement procedures for professional and technical services.

#### ***Recommendation***

Authorize the Chief Executive Officer to execute the first option year to Agreement C4-0896 for \$253,238, to fund schedule checking services for calendar year 2006.

### **27. Agreement for Americans with Disabilities Act On-Board Performance Monitoring**

Patrick Sampson/William L. Foster

#### ***Overview***

As part of the Orange County Transportation Authority's Fiscal Year 2005-06 Budget, the Board approved the Americans with Disabilities Act on-board performance monitoring. 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-5-2581 between the Orange County Transportation Authority and Transit Access, in an amount not to exceed \$56,000, for a one-year term with four one-year options, to provide Americans with Disabilities Act on-board performance monitoring through October 31, 2006.

**28. Amendment to Agreement for Hazardous Waste Removal and Disposal Services**

Al Pierce/William L. Foster

***Overview***

On November 23, 2004, the Board of Directors approved an agreement with Ecology Control Industries to provide hazardous waste removal and disposal services.

***Recommendation***

Authorize the Chief Executive Officer to execute Amendment No. 1 to Agreement C-4-0825 between the Orange County Transportation Authority and Ecology Control Industries, to exercise the first option year, in an amount not to exceed \$217,350, for hazardous waste removal and disposal services.

**29. Designation of State Transit Assistance Funds for Fare Stabilization for Seniors and Persons with Disabilities**

Jerome A. Diekmann/James S. Kenan

***Overview***

The Orange County Transit District is eligible to receive State Transit Assistance Funds for carrying senior citizens and persons with disabilities on public transit service throughout Orange County. In order to receive these funds, these revenues must be designated in the State Transit Assistance Fund

***Recommendations***

- A. Adopt Resolution No. 2005-114 to designate funds, in the amount of \$675,000, in the State Transit Assistance Fund to provide fare assistance for seniors and persons with disabilities.
- B. Authorize the Chief Executive Officer to prepare and submit claims against the State Transit Assistance Fund to the Orange County Auditor-Controller for the Fiscal Year 2005-06 Fare Assistance Program.

## **Orange County Transportation Local Transportation Authority Consent Calendar Matters**

### **30. Request for Authorization Designation in the Local Transportation Authority Fund for the Fare Stabilization Program**

Jerome A. Diekmann/James S. Kenan

#### ***Overview***

Measure M, the Traffic Improvement and Growth Management Plan, includes a program to stabilize fares for senior citizens and persons with disabilities on public transit through fiscal year 2010-11. In order to provide better management and control over funds for the fare stabilization program, staff requests authorization of \$1,000,000, to the Orange County Transit District.

#### ***Recommendations***

- A. Authorize fare stabilization cash reserve in the amount of \$1,000,000.
- B. Authorize the transfer of this fare stabilization cash reserve to the Orange County Transit District to provide sufficient funding for the fare stabilization program for seniors and persons with disabilities through the end of the Measure M program.

## **Regular Calendar**

### **Orange County Transportation Authority Regular Calendar Matters**

#### **31. Final Recommendation for the San Diego Freeway (Interstate 405) Major Investment Study**

Kurt Brotcke/Paul C. Taylor

#### ***Overview***

In August 2005, the Interstate 405 Policy Working Group/Major Investment Study Committee recommended a widening alternative for the San Diego Freeway (Interstate 405) from Costa Mesa to Seal Beach/Los Alamitos. Transmittal of the recommendation and background on the alternatives are presented for review.

**31. (Continued)**

***Recommendation (Reflects change from staff recommendation)***

Approve the Regional Planning and Highways Committee recommendation of the minimal widening alternative (Alternative 4), which was also recommended by the Interstate 405 Policy Working Group/Major Investment Study Committee.

**32. Bus Rapid Transit Implementation Strategy and Regional Transportation Improvement Program Amendments**

Jose Martinez/Paul C. Taylor

***Overview***

In the absence of a federal funding allocation, the Orange County Transportation Authority cannot complete The CenterLine Light Rail Project by 2010, thus triggering the need to substitute its Transportation Control Measure with projects that can provide equivalent emission reductions in the same timeframe. A package of projects has been identified that satisfies commitments made for rapid transit air quality goals. Immediate actions are necessary to insure that \$60 million of funding committed to The CenterLine Light Rail Project is not lost and can be programmed for other projects. Staff has developed a Bus Rapid Transit Implementation Strategy as the starting point.

***Recommendations***

- A. Direct staff to cease all efforts towards The CenterLine Light Rail Project and redirect resources to other rapid transit projects.
- B. Approve the recommended Transportation Control Measure package as a substitute for the CenterLine Transportation Control Measure in the Regional Transportation Plan and Regional Transportation Improvement Program that provides equivalent emission reductions within the same timeframe and same geographic area.



**32. (Continued)**

- C. Direct staff to submit a formal request to the Southern California Association of Governments that the substitute Transportation Control Measure projects be amended into the Regional Transportation Plan and Regional Transportation Improvement Program as Transportation Control Measures in place of the Centerline Transportation Control Measure.
- D. Request the Southern California Association of Governments Regional Council approval of the Transportation Control Measure substitute projects and Regional Transportation Plan and Regional Transportation Improvement Program amendments incorporating the Transportation Control Measure substitute projects at their November 2005 meeting.
- E. Approve the Bus Rapid Transit Implementation Strategy, and direct staff to begin its refinement.
- F. Authorize staff to process necessary Regional Transportation Plan, Regional Transportation Improvement Program, and State Transportation Improvement Program amendments as required by the above actions.

**33. Five-Year Program Proposal**

Jose Martinez/Paul C. Taylor

***Overview***

The proposed Long-Range Transportation Plan envisions the existing Metrolink commuter rail corridor as the core of Orange County's transit system, connecting it to other regions and extending it to all parts of the County. The initial deployment of this transit vision could be carried out by seizing the momentum created by the many discussions and work to date on the rapid transit options. To this end, staff proposes a five-year program to improve public transportation in Orange County.

***Recommendation***

Approve the proposed five-year program proposal, and direct staff to begin its refinement by returning with a financing plan for each component of the program.

## **Other Matters**

### **34. Chief Executive Officer's Report**

### **35. Directors' Reports**

### **36. 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.

### **37. 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).

### **38. Adjournment**

The next regularly scheduled meeting of the OCTA/OCTD/OCLTA/OCSAFE/OCSSAV Board will be held at **9:00 a.m. on October 24, 2005**, at OCTA Headquarters at 600 South Main Street, First Floor - Room 154, Orange, California.