



Anaheim Transportation Network Board of Directors Meeting

Wednesday, November 14, 2018
3:00 P.M. – 5:00 P.M.

BOARD OF DIRECTORS:

Paul Sanford
Chairperson

Fred Brown
Vice Chair

Jerry Alder
Director

Jay Burress
Director

Ian Gee
Director

Ronald Kim
Director

Dan Lee
Director

Carrie Nocella
Director

Bharat Patel
Director

Bhavesht Bo Patel
Director

Jeffrey Runsten
Director

Brian Sanders
Director

Merit Tully
Director

Diana Kotler
Executive Director

Anaheim Regional Transportation Intermodal Center

2nd Floor Conference Room
2626 East Katella Avenue
Anaheim, CA 92806

AGENDA

ATN Board Members in Attendance:

Matthew Hicks
Dan Lee
Merit Tully
Ron Kim
Mindy Abel
Brian Sanders
Bharat Patel
Jerry Alder
Bo Patel
Sarah Monks
Fred Brown

ATN Staff Present:

Diana Kotler
Paula Eberhardt
Jim Appleby
Lita Aguilar
Belinda Trani
Lynn Keller

Members of the Public Present

Fred Whitaker, Cummins & White
Paul Simonds, Curt Pringle & Associates

Call to order ATN Board of Directors meeting at 3:03 PM

Welcome & Introductions – Director Kotler welcomed the ATN Board of Directors to the last Board meeting in 2018.

Additions and/or deletions to the meeting agenda -- None

Public Comments -- None



SPECIAL CALENDAR:

1. Vice Chairman Fred Brown invited staff to make special recognition of and presentation of resolutions to:

Operator of the Month of August – Emmanuel Perez
Operator of the Month of September – Eduardo Olmos
Operator of the Month of October – Yolhamo Amador
Operator of the Quarter – Karen Pineda

Executive Director Diana Kotler read a letter of commendation from a guest. Calling out their dedication to providing outstanding service, thanking them recognized employees for their outstanding performance. She recognized the nominated employees and presented them with certificates of recognition.

CONSENT CALENDAR:

Items 2- 15 on the consent calendar will be acted on by one roll call vote unless members of the ATN Board of Directors, staff or the public request the item to be discussed and/or removed from the consent calendar for separate action:

2. Receive and approve minutes of the ATN Board of Directors meeting held on Wednesday, August 29, 2018
3. Receive and file status report pertaining to the Anaheim Transportation Network operations ATN Focus Area Reports – August through October 2018
4. Receive and file ART Operating Reports for August and September 2018:
 - a. Maintenance: Mileage & Road Call Reports
 - b. Safety & Training: Safety & Security Report
 - c. Operations Contract Penalty Report
 - d. Operational Performance Reports
5. Receive and file ATN membership and customer service summary report for August through October 2018
6. Receive and file ATN Financials Statements for August and September 2018. Approve credit card payment for August and September 2018.
7. Receive and file sales report summary for August through October 2018



8. Approve ATN Membership Investment Rates for Calendar Year 2019
9. Authorize ATN Executive Director to begin negotiations with Washington State Department of Transportation and State of Georgia General Services Procurement Office to exercise available options for purchase of 40 Zero Emission Buses (ZEBs) funded by the Transit and Intercity Rail Capital Program (TIRCP) grant.
10. Authorize ATN Executive Director to execute consulting agreements for technical assistance services for Zero Emission Bus inspection, Transit and Intercity Rail Capital Program (TIRCP) grant management and microgrid guidance as funded by the TIRCP grant
11. Approve ATN Board of Directors and Ad Hoc Executive Committee 2019 meeting schedule
12. Approve ATN's partnership with Visit Anaheim to provide public transportation services for 2019 International Pow Wow (IPW)
13. At the recommendation of the ATN Executive Committee, approve Resolution #2018-006 authorizing to increase ATN Board of Directors composition from the current thirteen (13) seats to the proposed fifteen (15) seats effective January 1, 2019
14. Authorize ATN Executive Director to add Parking Company of America to the ATN list of pre-qualified transportation providers to provide supplementary personnel/operator resources for Anaheim Resort Transportation (ART) and MicroTransit (FRAN) services. Authorize ATN Director of Operations to issue Task Orders necessary for operation of all ART and ART-related public transportation services
15. Approve updates to the ATN Drug and Alcohol Policy pursuant to the Federal Transit Administration (FTA) *Dear Colleague Letter* dated October 18, 2018, and Code of Federal Regulations (CFR) 49 655.45 and 49 U.S.C. 5331(b)(1) directing changes to the Drug and Alcohol program effective calendar year 2019

By Motion Fred Brown/ Ian Gee, moved to accept items 2-15 on the Consent Calendar. Items passed in a single motion:

YEAS: Matthew Hicks, Merit Tully, Ron Kim, Dan Lee, Bharat Patel, Brian Sanders,
Jerry Alder, Bo Patel, Sarah Monks.

NAYS: NONE

ABSTAIN: NONE

RECUSED: Mindy Abel Item 12

Director Dan Lee excused himself from the Board Meeting at 3:15



OPERATIONAL REPORT:

16. ART Operational Update – Monthly report provided by Transdev Transit Services, Inc. *Hector Fuentes, Interim General Manager*

Executive Director Diana Kotler, introduced the Interim General Manager Hector Fuentes to the Board of Directors. Mr. Fuentes stated that he is excited to be here working with the ATN. Trans Dev is actively hiring, mentioning they have 23 trainees right now. They are in the classroom, behind the wheel and getting their permits. Hector talked of the referral bonus of \$ 1,000.00 to employees who refer potential drivers to TransDev.

This bonus is paid out when the candidate signs with Trans Dev. Hector also mentioned The Signing bonus of \$1,000.00 paid in two increments of \$ 500.00 one when they sign the other when they pass the class. Trans Dev is actively interviewing to fill the vacancy of the Safety Manager position, Vice Chairman Brown asked how long the position has been open? Hector replied, not long and we are actively seeking to fill this position. Alder Director asked if Marijuana is interfering with hiring, Hector Fuentes said they have seen no direct effect on hiring.

BOARD WORKSHOPS:

17. RideART Mobile Application Deployment – *Presentation by RouteMatch*

Executive Director Diana Kotler introduced Pepper Harward from RouteMatch, who presented to the Board the RideART Mobile Application deployment strategy. Mr. Harward opened discussion by saying, TNC and hospitality initiatives have interlinkages with goals of public transportation and guest service. Building a mobility ecosystem in Anaheim, is the underlining goal that will be a safe and effective way to move away from reliance on a car.

At the end of the presentation Executive Director Diana Kotler stated that introduction of mobile ticketing and app will be gradual and will begin with TVM properties leaving some in the field to meet federal (unbanked) requirements. Staff plans to leave fareboxes for a while to accommodate cash transactions; however, the goal for the mobile app is transition to mobile ticketing and integration of technology driven operations while maintaining compliance with Title VI and our disable community and regulation.

The testing of the App will begin as early as December 1, 2018. Staff is looking for 4-5 early adopter properties to beta test, through January 21, 2019. At that time the App will go live. The initial deployment and test is for the ART passes and geo-coding of properties to ensure accurate allocation of financial credits.

Director Gee asked if we will have anything on our website.



Belinda Trani stated, not yet. Staff is preparing several marketing materials, Social Media content and visual communications, i.e. video.

Vice Chair Brown asked we are considering a QR Code to download the app. Ms. Trani indicated that at this time, No, we are not considering QR code.

Director Kim mentioned the concierge touch screen programs. Ms. Trani indicated that we will be doing outreach to all front staff members to ensure understanding of the App and ability to explain it to the guest. Executive Director Kotler stated that Enterprise and Yellow Cab are on board with the app. Lyft will be 6-8 weeks after.

Director Gee asked how to do we Beta Test. Ms. Trani will get in touch with Mr. Gee to be part of the beta test.

Director Alder mentioned international guests and roaming. Staff indicated that WIFI was installed on all buses to accommodate international guest and to avoid roaming.

Vice Chair Brown stated he would like to see Apple Pay moving forward. Pepper Harward explained that it is on RouteMatch' s work plan.

Vice Chair Brown asked about fare evasion and pass use expiring. Executive Director Kotler stated there are two safety features on the up – voice activation and time clock. Both are live features.

Director Hick inquired about trip planning. Executive Director Kotler indicated that the APP the first phase of the app includes real-time trip planning functionality. Currently, this includes only ART services but, in the future, will include other modes such as Lyft, Enterprise Car Rental and taxi. Later, Metrolink and Amtrak will be added to facility trips to San Diego and Los Angeles.

Director Monks asked if this will be promoted at Enterprise desks. Executive Director Kotler yes.

Director Hicks stated use Google Maps, and this will help calculate time for the guest. Ms. Trani stated that we currently use Google Maps through GTFS feeds and will continue to use this national and international protocol.

18. Free Rides Around the Neighborhood (FRAN) Service Deployment Update

Executive Director Diana Kotler presented an update about Free Rides Around the Neighborhood (FRAN) program. Service deployment plans are proceeding on schedule with vehicles delivery on non-ADA Gems beginning in a week and with ADA vehicles expecting to arrive by mid-January. Service slated for start in time for NAMM on January 24, 2019.



ACTION CALENDAR:

- 19.** Authorize Executive Director with approval from ATN legal counsel to execute a five-year operating agreement with Disneyland® Resort for operation of Anaheim Resort Transportation (ART) services along designated public routes

Director Kotler state that for over ten (10) years, since 2008, ATN has been operating ART Toy Story Line connecting peripheral parking facilities with Disneyland® Resort. This service began as a Public Private Partnership (P3) between Disneyland® Resort, ATN and OCTA and has grown in complexity and sphere of operations, allowing over 4.5 million passengers to use Toy Story Line annually. The underlining principles of the agreement between ATN and Disneyland® Resort remain unchanged:

- ATN will provide ART service along designated public routes
- ATN will collect, maintain, provide and preserve reporting as required and requested by Disneyland® Resort
- ATN to provide turn-key transportation services consistent with customer service and quality standards commensurate with Disney standards and expectations
- Disneyland® Resort shall compensate ATN for services rendered based on the provided hours of service and at an assessment rates approved by the ATN Board of Directors

To ensure continuity of service and adherence to the baseline principles, ATN staff and its consulting team met with Disneyland® Resort representatives and agreed on the following business terms:

1. New five-year agreement effective October 1, 2018
2. ATN will make 36 buses available for Toy Story Line service. Thirty (30) buses will be wrapped with Toy Story creative, while the remaining six buses will have a standard ART wrap.
3. The new assessment rate will be inclusive of fuel—Fuel surcharge language has been included in the agreement
4. On annual basis, ATN and Disneyland® Resort staff will meet to discuss and agree on an operating rate, taking into consideration prevailing labor rates and other economic factors used for calculating assessment rate



5. Once ATN begins transition of its operations from Liquefied Natural Gas (LNG) to electric operating platform, respective staffs will consider associated costs and reflect changes in the operating agreement accordingly

The new assessment billing rate for Toy Story Line services will be increased by \$5.35 (9.99%) to \$58.86 per Revenue Vehicle Hour. The revised billing rate incorporated revised rates from ATN's contractor of \$31.20 per Vehicle Service Hours (VSH), operator compensation wage rate of \$15.00, passthrough costs for maintenance services and field supervision, liability insurance, assignment of 25 percent of administrative & finance costs, 20 percent of associated indirect costs and a portion of depreciation expenses. The full cost proposal is provided as an attachment.

Director Kotler also reported that the revised rate for the proposed Toy Story Line service has been incorporated in ATN's FY 2018/19 operating budget; therefore, no budget amendment is required.

Executive Director Diana Kotler explained that the core service will not change. ATN will commit 36 buses, 30 Toy Story and 6 ART buses. New agreement allows for annual review and rate adjustment to discuss variable costs such labor rate and fuel and future deployment of electric buses. Vice Chair Brown asks will the electric buses replace the old fleet. Executive Director Kotler that the goal is to retire 40 LNG buses that will be 20 years old when we receive 40 new electric buses.

Vice Chair Brown confirmed is the \$ 5.35/VSH increase in billing rate included fuel. Executive Director Diana confirmed this increasing in the billing rate.

By Motion Fred Brown/Ron Kim Authorize and Approve a five-year operating agreement with Disneyland®, passed in a single motion.

YEAS: Merit Tully, Ian Gee, Mindy Abel, Brian Sanders, Bharat Patel, Jerry Alder, Bo Patel, Sarah Monks.

NAYS: NONE

ABSTAIN: Matt Hicks

20. Following consultation with ATN Executive Committee review draft Franchise Application to the City of Anaheim for operation of Anaheim Resort Transportation (ART) services in The Anaheim Resort® and surrounding areas. Discuss ATN Executive Committee recommendations and approve schedule for submittal and consideration of ATN Franchise Application.

Director Kotler provided background information on the ATN's relationship with the City of Anaheim from 1995. Since initial formation of ATN, the relationship strengthened, and analogous transportation initiatives and requirements were added to other Specific Plans and environmental documents throughout Anaheim to support transportation programs and services throughout Anaheim.



An opportunity to further address public need for transportation services was identified in the City of Anaheim Charter, Section 1400, Article XIV. Upon consultation with the City of Anaheim in 2004, ATN decided to submit a franchise application, and was awarded a non-exclusive franchise agreement to operate ART service.

On May 5, 2011, ATN applied to amend the original franchise application to provide public transportation services within the city of Anaheim and other areas within the city. Pursuant to the procedures set forth in Article XIV of the Charter of the City of Anaheim, on May 17, 2011, the City Council adopted Resolution No. 2011-068 approving the amended franchise application. This allowed ART to provide transportation services within the limits of the city of Anaheim, including The Anaheim Resort®, The Platinum Triangle™, downtown and other areas in the city designated by the City Manager; provided that a minimum of 98 percent or more of the annual vehicle trip miles are operated within City of Anaheim limits. Subsequently, the 2018 franchise application approval was done as a 12-month administrative extension of the ATN Franchise Agreement.

Section 1400 of Article XIV of the Charter of the City of Anaheim establishes procedures for the award of franchises by the City; provides that any person, firm or corporation furnishing the City or its inhabitants with transportation may be required by ordinance to have a franchise therefor; and further provides that the City Council is empowered to grant such franchises and to establish additional procedures and terms and conditions of such grants.

ATN has an opportunity, every seven years, to conduct a thorough review of its franchise, its services, development(s) in the community, and industry direction and request a franchise agreement amendment commensurate with local needs to ensure longevity of ART services and ATN's ability to meet transportation needs of the community it serves. While assessing the needs of the community, at the direction of the ATN Executive Committee, the upcoming franchise application aims to strengthen ATN's stature and ability to provide ART service. These new requests for consideration propose that the City of Anaheim grant an exclusive franchise to ATN. This request is made under guiding principles that support provision of transit/mobility services and take the following into consideration:

1. Increasing desire to consolidate safety and security;
2. Consolidation of transportation/mobility options to meet or exceed prescribed service standards;
3. Ability to provide an enhanced passenger experience, exceed the expectations of a changing marketplace including next-generation mobility technologies and mobility solutions;
4. Capacity to control, monitor and best utilize City assets, including bus stops and curbs, specifically in The Anaheim Resort® Area;



5. Ability to address traffic mitigation measures and the reduction of vehicle miles traveled (VMTs) and carbon footprint;
6. Capability to address air quality mitigation measures including the transition to zero emission/electrification of fleet operations (in advance of CARB requirements)

The enclosed attachment represents a draft listing of Franchise Standards to gather City comments and recommendations prior to the presentation of a completed Franchise Application document to the ATN Board of Directors for final review and approval on January 30, 2019. Once approved, ATN staff will formally submit Franchise Application to the City of Anaheim in early February 2019.

Working in concert with City of Anaheim staff, once the franchise document is submitted to the City of Anaheim, the document will go through a formal approval process:

- 1st Council Meeting (March) - Resolution declaring the City Council's intention to hold a public hearing and to grant a franchise;
- A public hearing will be scheduled between 20 to 60 days from adoption of the initial resolution;
- The Anaheim City Clerk will publish adopted Resolution in the Anaheim Bulletin twice – once a week for two successive weeks, within 15 days of passage of Resolution;
- 2nd Council Meeting (April/May depending upon Council calendar) - Public Hearing – Introduction of Ordinance;
- If the City Council determines any changes should be made in the terms and conditions upon which the franchise is proposed to be granted, a new resolution of intention shall be adopted, and another public hearing shall be held;
- 3rd Council Meeting (May) - Adoption of Ordinance
- Ordinance Effective 30 days later (June' 2019)
- Within 10 days after adoption of the ordinance, applicant shall submit franchise fee and written acceptance of the franchise to the City Clerk's Office.

To ensure smoother approval and presentations at the City Council meetings, ATN, in coordination with its Government Affairs consulting team, will begin meeting with City of Anaheim policymakers and stakeholders in early 2019. These meetings will concentrate on gathering input and comments for further consideration by the ATN Board of Directors prior to final approval and submittal in 2019.



Vice Chair Brown asks who will the franchise affect? Executive Director Diana Kotler indicated that the new franchise standards will mostly affect properties outside of Anaheim Resort.

Director Hicks asks if this will impact transit/bus operations only? Executive Director Diana Kotler clarified that the goal of the franchise is to expand definition of the vehicle from “bus” and to include a greater universe of fleet vehicles to include Micro Transit, cars, autonomous, and others.

Director Kim asked if this would impact taxi and TNCs? Executive Director Diana Kotler that ATN’s franchise does not extend to other modes of transportations.

Linda Johnson, with the City of Anaheim, explained that these operations will be fully vetted as part of the upcoming City-initiated Mobility Plan. ATN will be at the table to discuss and provide input to the Mobility Plan.

Board of Directors did not have additional comments and asked staff to proceed with the completion of the Franchise Application to the of Anaheim.

OTHER UPDATES:

21. Proposed 2019 Federal and State educational and advocacy plans

Executive Director and Paul Simonds discussed plans for 2019 legislative program and outreach at the State and Federal levels. Full plan will be presented to the Board in January 2019.

22. California Transportation Commission Meeting Update & Master Agreement for TIRCP funds

Director Kotler advised the Board that in early December, staff will be presenting request to allocate funding for the procurement of 40 ZEB buses to the California Transportation Commission. With the award of ATID Transportation Funds, this initiative is fully funded. At is January 2019 meeting, the Board will be asked to execute a Purchase Agreement with BYD to begin manufacturing of the buses.

Adjourn Anaheim Transportation Network Board of Directors Meeting at 4:25PM

Convene Anaheim Transportation Network General Membership Meeting at 4:25PM



23. Receive and file proposed 2019 ATN Work Program

The 2019 ATN Work Program will build on continuing work efforts started in 2018 and concentrate on initiatives that facilitate advancement of ATN's and ART's growth in the City of Anaheim:

1. *Permanent Location for the ATN*

- Continue to work with City of Anaheim to secure location for ATN
- Identify and secure financing for necessary improvements

2. *Fleet Modernization & Charging Infrastructure*

- Oversee procurement of 42 Zero Emission Buses
- Develop specifications for Charging Infrastructure
- Prepare for consideration Power Purchase Agreement P3 financing model

3. *Local Development Oversight in Coordination of Transportation Service Development Needs and Mobility as a Service Initiatives*

- Prepare for Board's approval new operating scenarios for ART service
- Incorporate MaaS into ART operations
- Oversee installation and deployment of:
 - a. Real-Time Passenger Information & Signage System
 - b. MicroTransit Service and e-Hailing Technology
 - c. Multi-Modal/Multi-Purpose Ticketing and Transportation Planning Mobility App
- Direct Operating Agreement considerations to seamlessly continue ART services

4. *Legislative & Advocacy Platform*

- Identify legislative priorities – State and Federal
- Develop legislative program to advance ATN's needs

5. *Franchise Application*

- Develop final Franchise Application
- Obtain City of Anaheim approvals within adopted schedule



By Motion Fred Brown/Mindy Abel move to Receive and file proposed 2019 ATN Work Program, Item passed in a single motion.

YEAS: Merit Tully, Ian Gee, Ron Kim, Matthew Hicks, Brian Sanders, Bharat Patel, Bo Patel, Sarah Monks.

NAYS: NONE

ABSTAIN: NONE

2019 ATN Board of Directors Elections:

**Anaheim Transportation Network
Board of Directors Election
OFFICIAL BALLOT**

This ballot is being provided to you as a member of Anaheim Transportation Network (ATN).

The Directors shall be elected by majority vote of the members present at the General Membership meeting. Election of Directors shall be done by a secret, written ballot. The following candidates listed in alphabetical order have been nominated for election to serve on the ATN Board of Directors.

If nominations from the floor are received, please write in the name of the additional candidate(s) in the space provided below.

Please vote for seven (7) candidates to serve a two-year term on the ATN Board of Directors

Seven (7) candidates receiving the highest number of votes will be elected to serve a two-year term through December 2020.

	<u>Name</u>	<u>Organization/Affiliation</u>
()	Jerry Alder	Anaheim GardenWalk
()	Fred Brown	Desert Palm Hotel & Suites
()	Charles Harris	Visit Anaheim
()	Ronald Kim	Prospera Hotels
()	Paul Sanford	Wincome
()	John Woodhead	CtrCity Merchants Association



Please vote for one (1) to serve a one-year term on the ATN Board of Directors through December 2019

() Shaheen Sadeghi Lab Holding

Write-in candidates for the ATN Board of Directors

() _____

() _____

() _____

- a. Nominations from the Floor
- b. New and Incumbent Board Member Self-Introductions
- c. Conduct Vote for 2019 ATN Board of Directors
- d. Announce 2019 ATN Board of Directors

Adjourn Anaheim Transportation Network General Membership Meeting at 4:35PM

Reconvene Anaheim Transportation Network Board of Directors Meeting at 4:35PM

CLOSED SESSION – 1 ITEM

24. Conference with real property negotiators Executive Director Diana Kotler and Paul Simonds pursuant to Government Code Section 54956.8, concerning potential terms and conditions of acquisition and/or disposition of the property identified below:

Property Location: 1354 South Anaheim Blvd., Street, Anaheim, CA
Owner/Negotiating Party: ATN Asset Holding Company

Reconvene ATN Board of Directors Meeting. ATN Legal Counsel made a report – no action was taken the ATN Board of Directors.

Adjourn Anaheim Transportation Network Board of Directors Meeting.

Next regular ATN Board of Directors meeting will take place at the Anaheim Regional Transportation Intermodal Center (ARTIC) 2nd Floor Conference Room 2626 East Katella Avenue, Anaheim, on Wednesday, January 30, 2019.