



Regular Meeting of the Board of Directors

Tuesday, May 24, 2016

10:00 a.m.

Antelope Valley Transit Authority Community Room
42210 6th Street West, Lancaster, California
www.avta.com

OFFICIAL MINUTES

CALL TO ORDER

Chairman Crist called the meeting to order at 10:05 a.m.

PLEDGE OF ALLEGIANCE

Director Hofbauer led the Pledge of Allegiance.

ROLL CALL:

Present

Chairman Marvin Crist
Vice Chair Dianne Knippel
Director Steve Hofbauer
Director Fred Thompson
Director Michelle Flanagan
Alternate Director Raj Malhi

Absent

Director Angela Underwood-Jacobs

APPROVAL OF AGENDA

Motion: Approve the agenda as comprised.

Moved by Director Hofbauer, seconded by Vice Chair Knippel

Vote: Motion carried (6-0-0-0)

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Thompson, Flanagan, Alternate Director Malhi

Nays: None

Abstain: None

Absent: None

PUBLIC BUSINESS – AGENDIZED AND NON-AGENDIZED ITEMS:

Michael Rives – requested that the directors, staff, and presenters speak louder and slower when presenting meeting items.

Charlotte Baxter – requested that funding continue for the Senior Pass Program.

Fran Sereseres- spoke in favor of continuing the Senior Pass Program

Chairman Crist responded that last year the Antelope Valley Air Quality Management District (AVAQMD) approved grant funds of \$50,000 to each participating jurisdiction (cities of Lancaster and Palmdale, and County of Los Angeles) with a \$50,000 match requirement. The City of Lancaster provided Palmdale's portion last year; this option will not be available for FY17. He explained that the City of Palmdale offers a different program to help offset fare costs for seniors. Once AVAQMD approves the allocation for FY17, each jurisdiction will vote whether to provide their required \$50,000 match requirement.

Chairman Crist requested that staff present Special Reports and Presentations prior to holding the Public Hearing for the proposed service changes.

SPECIAL REPORTS, PRESENTATIONS, AND REQUESTS FOR DIRECTION (SRP):

Transdev General Manager Hector Fuentes introduced Transdev's management team noting that the team is on site conducting a biennial performance review and analyzing AVTA's operations.

SRP 1 PRESENTATION OF TRANSDEV OPERATOR AND EMPLOYEE OF THE MONTH FOR APRIL 2016

Transdev Operations Manager Mike Sorensen presented plaques to the Operator of the Month Irece Williams and the Employee of the Month Jermarco Effinger.

SRP 2 FISCAL YEAR 2015/2016 (FY16) THIRD QUARTER MAINTENANCE KEY PERFORMANCE INDICATORS REPORT (JANUARY 1, 2016 – MARCH 31, 2016)

Director of Fleet and Facilities Mark Perry presented the report. The Board discussed how operating the air conditioner versus the heater affects battery consumption.

SRP 3 FY16 THIRD QUARTER SYSTEMWIDE KEY PERFORMANCE INDICATORS (KPI) REPORT (JANUARY 1, 2016 – MARCH 31, 2016)

Senior Planning Officer Dietter Aragon presented the report. The Board discussed the possible reasons for the decline in overall boardings, types of preventable accidents, and on time performance. Chairman Crist directed Mr. Aragon to provide on time performance indicators separately and combined for local and commuter routes in future reports.

Motion: Receive and file the FY16 Third Quarter Systemwide KPI report.

Moved by Director Hofbauer, seconded by Vice Chairman Knippel

Vote: Motion carried (6-0-0-0)

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Thompson, Flanagan, Alternate Director Malhi

Nays: None

Abstain: None

Absent: None

PUBLIC HEARING (PH):

PH 1 PROPOSED SERVICE CHANGES FOR JULY 25, 2016

Chairman Crist opened the Public Hearing.

Mr. Aragon presented the proposed service changes and the feedback received at the public outreach events. The Board discussed the number of attendees who participated in each outreach meeting; service between Antelope Valley College's (AVC) Lancaster and Palmdale campuses, the proposed holiday service, Metrolink's Antelope Valley line; funding sources for the TRANSporter, service along the Avenue Q corridor, and improving the stop in front of the University of Antelope Valley (UAV) and at Avenue J and Sierra Highway.

Chairman Crist noted his concern regarding UAV students alighting at the stop on Avenue J and Sierra Highway instead of in front of UAV because of the potential danger if passengers must walk along the unpaved portion of Sierra Highway.

Chair Christ directed staff to use the funds allocated for implementing the proposed holiday service toward providing direct service between AVC's campuses and include this on the next proposed service change. Mr. Aragon was also instructed to provide the UAV and AVC with a link to AVTA's website/maps and schedules tab to include on their websites, and to meet with faith-based organizations to discuss their service needs. Chairman Crist

added that AVAQMD grant funds could cover the cost of providing bus service to the organizations if they agree to retire their buses.

Addressing the Board on this item

James Stouvenel – spoke to support a hybrid holiday schedule that provides service on Memorial Day, Labor Day and July 4th and requested to start the Route 1 at 5:00 a.m. instead of 5:30 a.m.

Fran Sereseres – spoke about the issues with Kern Regional Transit passengers dropped off at the stop in front of the Lancaster Senior Center and the cleanliness of the stop. Mr. Engel will meet with Kern Regional Transit staff regarding relocating the route to another stop and that AVTA submitted a proposal to Lancaster staff requesting AVTA staff assume bus stop maintenance activities from the jurisdiction.

Michael Rives – spoke about issues at the bus stop in front of the Lancaster Senior Center, Metrolink's Antelope Valley line, and the change to the Route 7.

Charlotte Baxter – spoke in opposition of eliminating the Route 10 and the changes to the Route 4.

Jerel Arbaugh – complimented Mr. Aragon's presentations at the outreach meetings. He requested that staff review non-official transfer points, such as Avenue R and transfers between the Routes 2 and 3. He expressed concerns about holiday traffic on Pearblossom Highway, and buses turning left at 96th St. E. and Pearblossom Highway where there is no traffic signal or stop sign. He asked Palmdale to install a traffic signal at Technology Drive and the Palmdale Transportation Center.

Mr. Aragon clarified that staff is not eliminating service on Avenue H or to UAV. Mr. Engel added that staff will review providing pedestrian improvements along Sierra Highway to UAV.

Chairman Crist closed the Public Hearing.

Motion: Approve the final recommendation on the proposed service changes for July 25, 2016 without implementing the proposed holiday schedule.

Moved by Director Hofbauer, seconded by Director Flanagan

Vote: Motion carried (6-0-0-0)
Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Thompson, Flanagan, Alternate Director Malhi
Nays: None
Abstain: None
Absent: None

CONSENT CALENDAR (CC):

CC 1 BOARD OF DIRECTORS MEETING MINUTES OF APRIL 26, 2016

Approve the Board of Directors Regular Meeting Minutes of April 26, 2016.

Motion: Approve the Minutes of April 26, 2016.

Moved by Director Hofbauer, seconded by Chairman Crist

Vote: Motion carried (4-0-2-0)
Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer and Flanagan
Nays: None
Abstain: Director Thompson and Alternate Director Malhi
Absent: None

CC 2 FINANCIAL REPORTS FOR MARCH AND APRIL 2016

Receive and file financial reports for March and April 2016.

CC 3 FY16 THIRD QUARTER CAPITAL RESERVES REPORT (JANUARY 1 – MARCH 31, 2016)

Receive and file the FY16 Third Quarter Capital Reserves Report for the period covering January 1 through March 31, 2016.

CC 4 GRANT STATUS REPORT

Receive and file the Grant Status Report through April 30, 2016.

CC 5 FY17 WORKERS' COMPENSATION, PROPERTY AND CASUALTY INSURANCE POLICIES UNDER CONTRACT #2013-022 WITH VINSA, INC.

Authorize the Executive Director to purchase insurance for an amount not to exceed \$365,000 under Contract #2013-22 with Vinsa, Inc., Lancaster, CA.

CC 6 LEGISLATIVE REPORT FOR MAY 2016

Receive and file the Legislative Report for May 2016.

Motion: Approve Consent Calendar items 2-6.

Moved by Vice Chair Knippel, seconded by Director Flanagan

Vote: Motion carried (6-0-0-0)

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Thompson, Flanagan, Alternate Director Malhi

Nays: None

Abstain: None

Absent: None

OLD BUSINESS (OB):

OB 1 PROPOSED FISCAL YEAR 2016/2017 (FY17) BUSINESS PLAN AND SHORT RANGE TRANSIT PLAN

Chief Financial Officer Colby Konisek detailed the operating, revenue, and capital budget assumptions, 5-year draft operating plan and proposed capital spending plan. The Board discussed the implementation of the Bus Rapid Transit plan.

Motion: Adopt the Proposed FY17 Business Plan and Short Range Transit Plan.

Moved by Director Hofbauer, seconded by Vice Chair Knippel

Vote: Motion carried (6-0-0-0)

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Thompson, Flanagan, Alternate Director Malhi

Nays: None

Abstain: None

Absent: None

NEW BUSINESS (NB):

NB 1 CONTRACT #2016-41 TO WIRELESS ADVANCED VEHICLE ELECTRIFICATION, INC. (WAVE) FOR THE HIGH POWER IN-ROUTE WIRELESS CHARGING SYSTEM

Mr. Engel presented the staff report.

Addressing the Board on this item

Andrew Daga, Chairman and CEO of Momentum Dynamics Corporation (MDC), submitted a written protest and threat of litigation; he further stated that he believes the Request for Proposals (RFP) for the high power in-route wireless charging system lacked key information, was evaluated unfairly, and written to favor one contractor and disadvantage others; he intends to file a formal protest. He requested that the Board suspend consideration of the contract award while they file their protest.

Mr. Daga provided the following points:

- 1) The RFP asked for pricing on an unspecified number of wireless power units;
- 2) It was impossible to accurately estimate the cost of installation without knowing the number of ground units or installation locations;
- 3) There was no specification for a minimum level of power transfer efficiency;
- 4) WAVE was the higher bidder. Their proposed budget included a request for a \$1.4 million advancement reserved in a prior RFP to aid WAVE in its research and development of a 200 kW charger and is an admission that WAVE does not possess the technology it has proposed to AVTA.

Mr. Engel responded:

- 1) The \$1.4 million was available to both bidders.
- 2) While MDC submitted two proposals, the second proposal did not meet the RFP specifications for a single primary pad and secondary receiver.
- 3) MDC did not score as high as WAVE: proposed solution – 12% differential, project budget – 5% differential, personnel – equal, project schedule – 11% differential, and similar projects – 22% differential.
- 4) WAVE has three 50kW charging projects in operation; MDC has one installation of a 25kW charger that would not operate properly until power was reduced to 18kW.
- 5) Status of integration was not part of the evaluation; however, WAVE's 50kW charger is fully integrated with BYD.

Mr. Engel confirmed that AVTA has a grant from AVAQMD specifically for the WAVE charging system installations at Lancaster City Park and Palmdale Transportation Center. The Board discussed the 200kW - 250kW charging system technology and requested General Counsel's view. Chair Crist advised against this in open session.

General Counsel Burns advised that the Board could authorize execution of the contract with direction not to physically execute until after the deadline for a protest arrives. This would provide staff an opportunity to evaluate the protest and determine whether another Board meeting is necessary to address the protest. Chair Crist and General Counsel Burns discussed whether the Board could discuss this item in Closed Session under potential litigation. General Counsel stated that adding an item requires a 2/3 vote of the Board.

Motion: Approve the item be added to the Closed Session agenda based on the threat of litigation in Mr. Daga's correspondence.

Moved by Chairman Crist, seconded by Vice Chair Knippel

Vote: Motion carried (6-0-0-0)
Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Thompson, Flanagan, Alternate Director Malhi
Nays: None
Abstain: None
Absent: None

RECESS TO CLOSED SESSION

The Board recessed to Closed Session at 11:55 a.m.

RECONVENE TO PUBLIC SESSION

The Board reconvened to Public Session at 12:14 p.m.

REPORT BY LEGAL COUNSEL OF ACTION TAKEN IN CLOSED SESSION

General Counsel stated there was no reportable action.

Vice Chair Knippel stated that she disagreed with item #6 of Mr. Daga's letter where he writes that WAVE has a history of working with AVTA, but it was determined that WAVE was unable to perform and their contract unilaterally terminated. Additionally, the cost of the project accounted for only 20 points out of 125 points; therefore, cost was not the primary driver for the contract.

Motion: Authorize the Executive Director to execute Contract #2016-41 with Wireless Advanced Vehicle Electrification, Inc. (WAVE) to procure up to 15 High Power In-Route Wireless Charging Systems (primary pad and secondary receiver) and 29 additional secondary receivers, for a five-year term, and an amount not to exceed \$10,475,400, plus applicable sales tax.

Moved by Vice Chair Knippel, seconded by Director Flanagan

Vote: Motion carried (6-0-0)

Yeas: Chairman Crist, Vice Chair Knippel, Directors Hofbauer, Thompson, Flanagan, Alternate Director Malhi

Nays: None

Abstain: None

Absent: None

PRESENTATION BY LEGAL COUNSEL OF ITEM(S) TO BE DISCUSSED IN CLOSED SESSION:

General Counsel confirmed that the Board did not need to return to Closed Session.

CS 1 Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(a)

Pending Litigation: Holmes v. AVTA, USDC Case No. 2:16-cv-01454-DMG-AGR

Pending Litigation: Clark v. AVTA, LASC Case No. MC026036

REPORTS AND ANNOUNCEMENTS (RA):

RA 1 Report by the Executive Director/CEO

- Fleet and Facilities Manager Mark Perry, Chief Administrator Norm Hickling, Director Michelle Flanagan, and he attended the American Public Transportation Association Bus and Paratransit Conference in Charlotte, North Carolina May 13 through May 18.
- Staff is working on the Student Pass Program with AVC and UAV
- The May issue of the Metro Magazine features AVTA's electric bus on the cover and included an article that showcased the electric bus project.
- Starting AmBUSador program, which will recruit seniors to ride the buses to promote ridership.
- Mr. Hickling and Judy Fry will be attending the CTA Legislative Conference today where Ms. Fry successfully scheduled meetings with Tom Lackey, Scott Wilk and

Senator Runner's Chief of Staff.

- Three sources have confirmed that AVTA would have been next to receive grant funding if there is any additional money in the ARB Heavy Duty Truck & Bus Program; ARB and AVTA are lobbying the Governor's Office for additional funds. The Weideman Group is also lobbying ARB staff to move some light duty vehicle program money in to the heavy-duty bus program.
- The primary WAVE pad installation started today at LCP and staff expects completion by Thursday, June 16; testing should be accomplished next week. PTC should be completed by the beginning of July.
- The results of the Origin and Destination study should be ready for the June Board meeting.
- Staff submitted the LoNo Grant for ten transit buses and seven commuter coaches and the TIGER Grant for solar and battery storage.
- Staff is currently working on a Mobility on Demand grant with Transdev that could improve rural service and a grant with the City of Lancaster for vehicle to grid integration – battery storage options.
- The Dump the Pump event will be on June 16, 2016.

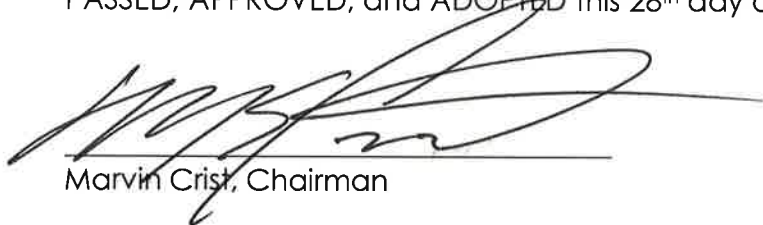
MISCELLANEOUS BUSINESS – NON-AGENDA BOARD OF DIRECTORS ITEMS:

Director Hofbauer stated that Chair Crist, Mr. Engel, and he attended the Southern California Association of Governments General Assembly where AVTA received the Sustainability Award for Excellence in Green Region Initiative. AVTA is receiving regional attention for its electric bus project.

ADJOURNMENT:

Chairman Crist adjourned the meeting at 12:33 p.m. to the next Regular meeting of the Board of Directors on June 28, 2016 at 10:00 a.m. in the Antelope Valley Transit Authority Community Room, 42210 6th Street West, Lancaster, California.

PASSED, APPROVED, and ADOPTED this 28th day of JUNE, 2016.



Marvin Crist, Chairman

ATTEST:



Karen Darr, Clerk of the Board