



AGENDA
EXECUTIVE COMMITTEE MEETING
FRIDAY, JANUARY 8, 2016, 9:00 A.M.
OMNITRANS METRO FACILITY
1700 WEST 5TH STREET
SAN BERNARDINO, CA 92411

The meeting facility is accessible to persons with disabilities. If assistive listening devices or other auxiliary aids or Limited English Proficiency services are needed in order to participate in the public meeting, requests should be made through the Board Secretary at least three (3) business days prior to the Committee Meeting. The Board Secretary's telephone number is 909-379-7110 (voice) or 909-384-9351 (TTY). If you have comments about items on the agenda or other general concerns and are not able to attend the meeting, please mail them to Omnitrans at 1700 West Fifth Street, San Bernardino, California, Attention Board Secretary. Comments may also be submitted by email to BoardSecretary@omnitrans.org.

THIS MEETING IS AVAILABLE BY TELECONFERENCE AT THE FOLLOWING LOCATION AND WILL BE CONDUCTED IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54953(B).

CITY OF CHINO HILLS, 14000 CITY CENTER DRIVE, CHINO HILLS, CA 91709

THIS LOCATION IS ACCESSIBLE TO THE PUBLIC AND MEMBERS OF THE PUBLIC MAY ADDRESS THE COMMITTEE FROM THE TELECONFERENCE LOCATIONS.

A. CALL TO ORDER

B. ANNOUNCEMENTS/PRESENTATIONS

1. Next Committee Meeting: Friday, February 5, 2016, 9:00 a.m.
Omnitrans Metro Facility

C. COMMUNICATIONS FROM THE PUBLIC

This is the time and place for the general public to address the Board for items that are not on the agenda. In accordance with rules applicable to meetings of the Executive Committee, comments on items not on the agenda and on items on the agenda are to be limited to a total of three (3) minutes per individual.

D. POSSIBLE CONFLICT OF INTEREST ISSUES

E. DISCUSSION ITEMS

1. Approve Executive Committee Minutes – November 6, 2015

F. BOARD BUSINESS

Closed Session

1. Conference with Labor Negotiator, P. Scott Graham, concerning labor negotiations with Amalgamated Transit Union Local No. 1704 regarding the Coach Operator Unit, pursuant to Government Code Section 54957.6

G. REMARKS AND ANNOUNCEMENTS

H. ADJOURNMENT

N/A

2

ITEM # E1

**EXECUTIVE COMMITTEE MEETING
MINUTES
NOVEMBER 6, 2015**

A. CALL TO ORDER

The Executive Committee Meeting was called to order by Chairman Sam Spagnolo at 9:01 a.m., Friday, November 6, 2015.

COMMITTEE MEMBERS ATTENDING

Mayor Pro Tem Sam Spagnolo, Board Chairman
Council Member Ed Graham, City of Chino Hills – via Teleconference
Council Member Penny Lilburn, City of Highland – via Teleconference
Council Member John Roberts, City of Fontana
Mayor Pro Tem Alan Wapner, City of Ontario – via Teleconference

BOARD MEMBERS NOT PRESENT

Council Member Ron Dailey, City of Loma Linda

OMNITRANS STAFF ATTENDING

P. Scott Graham, CEO/General Manager

B. ANNOUNCEMENTS/PRESENTATIONS

Next Committee Meeting: Friday, December 4, 2015, 9:00 a.m.
OmniTrans Metro Facility

C. COMMUNICATIONS FROM THE PUBLIC

There were no communications from the public.

D. POSSIBLE CONFLICT OF INTEREST ISSUES

There were no Conflict of Interest Issues.

E. DISCUSSION ITEMS

1. Approve Executive Committee Minutes – August 7, 2015

M/S (Roberts/Lilburn) that approved the Executive Committee Minutes of August 7, 2015. Motion was unanimous by Members present.

2. Adopt the proposed Executive Committee Meeting Schedule for 2016, set for 9:00 a.m., the first Friday of each month, unless otherwise noted.

M/S (Roberts/Spagnolo) that adopted the proposed 2016 Executive Committee Schedule for 2016, with the exception of the October 7 meeting date, what was moved to Friday, September 30, 2016. Motion was unanimous by Members present.

3. Joint Powers Agreement – Statutory Structure – Briefing by Omnitrans Legal Counsel Carol Greene -- Discussion

At the request of Alan Wapner, Carol Greene met with SANBAG's governing counsel Eileen Teichert to discuss inclusion of indemnification language in the Joint Powers Agreement (JPA) to protect member agencies from lawsuits. Legal Counsel Greene explained that SANBAG's current JPA does not include indemnification language and because of the high risk nature of its projects (streets, road design, rail), it is important for such indemnification to be included in SANBAG's JPA. Omnitrans JPA already includes indemnification language for its member agencies; therefore, no revision related to this matter is necessary.

The other topic discussed with SANBAG's legal counsel related to SANBAG's proposal to have Omnitrans operate the Redlands Rail. She explained her concern that this gets into Federal Railroad regulations, of which she is not familiar. She further suggested that outside counsel be retained to perhaps create a subsidiary organization with regards to the railway portion. Carol has received no responses with regards to the proposed JPA amendment, and neither has Omnitrans. Scott will send a reminder out to the cities with a special note that the JPA amendments are due to go before the Administrative & Finance Committee in December.

F. BOARD BUSINESS

There is no Closed Session item scheduled.

G. REMARKS AND ANNOUNCEMENTS

There were no Remarks or Announcements. Scott added an item: his evaluation is due, and will be handled the same way as previously.

H. ADJOURNMENT

The Executive Committee adjourned at 9:15 a.m. The next Executive Committee Meeting is scheduled Friday, December 4, 2015, at 9:00 a.m., with location posted on the Omnitrans website and at the Omnitrans San Bernardino Metro Facility.

Prepared by:

Christine Vega, Administrative Secretary