



OPERATIONS & SAFETY COMMITTEE
WEDNESDAY, FEBRUARY 19, 2020, 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 Recording Secretary at least three (3) business days prior to the Committee Meeting. The Recording Secretary's telephone number is 909-379-7110 (voice) or 909-384-9351 (TTY), located at 1700 West Fifth Street, San Bernardino, California. 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 LOCATIONS AND
 WILL BE CONDUCTED IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54953(B).**

SAN BERNARDINO COUNTY, 4TH DISTRICT OFFICE
14010 CITY CENTER DRIVE, CHINO HILLS, CA 91709

LEONARDO CITY TOWER TEL AVIV
14 ZISMAN STREET, 5252903 TEL AVIV

**THESE LOCATIONS ARE ACCESSIBLE TO THE PUBLIC AND MEMBERS OF THE PUBLIC MAY
 ADDRESS THE COMMITTEE FROM THESE TELECONFERENCE LOCATIONS**

A. CALL TO ORDER

1. Pledge of Allegiance
2. Roll Call

B. ANNOUNCEMENTS/PRESENTATIONS

1. Next Committee Meeting: May 20, 2020

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 Plans & Programs 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

Disclosure – Note agenda items contractors, subcontractors and agents, which may require member abstentions due to conflict of interest and financial interests. Board Member abstentions shall be stated under this item for recordation in the appropriate item.

N/A

E. DISCUSSION ITEMS

1. Approve Plans & Programs Committee Minutes – August 28, 2019 3
2. Receive and Forward to the Board of Directors, Safety and Security Update – *Shawn Brophy* 6



OPERATIONS & SAFETY COMMITTEE
WEDNESDAY, FEBRUARY 19, 2020, 9:00 A.M.
OMNITRANS METRO FACILITY
1700 WEST 5TH STREET
SAN BERNARDINO, CA 92411

E. DISCUSSION ITEMS CONTINUED

- | | |
|---|----|
| 3. Receive and Forward to the Board of Directors, Zero Emission Bus Regulation Roll-Out Plan Update – <i>Omar Bryant</i> | 21 |
| 4. Recommend the Board of Directors Authorize the Interim CEO/General Manager to Sign the Interagency Service Agreement between Omnitrans and Sunline Transit Agency – <i>Jeremiah Bryant</i> | 32 |
| 5. CEO/General Manager's Report | |

F. REMARKS AND ANNOUNCEMENTS

G. ADJOURNMENT

ITEM # _____ E1 _____

**OPERATIONS AND SAFETY COMMITTEE
MINUTES
AUGUST 28, 2019**

A. CALL TO ORDER

The Operations and Safety Committee Meeting was called to order by Committee Chair John Roberts at 9:00 a.m., Wednesday, August 28, 2019.

1. Pledge of Allegiance
2. Roll Call

Committee Members Present

Council Member John Roberts – Committee Chair
Mayor Pro Tem David Avila, City of Yucaipa
Council Member Ron Dailey, City of Loma Linda
Mayor John Dutrey, City of Montclair
Council Member Sam Spagnolo, City of Rancho Cucamonga

Committee Members Not Present

Council Member Alan Wapner, City of Ontario
Supervisor Josie Gonzales, County of San Bernardino

Omnitrans Administrative Staff Present

P. Scott Graham, CEO/General Manager
Erin Rogers, Deputy General Manager
Trischelle Baysden, Director of Rail
Shawn Brophy, Director of Operations
Jeremiah Bryant, Director of Strategic Development
Jacob Harms, Director of Information Technology
Aaron Moore, Director of Special Transportation Services
Suzanne Pfeiffer, Director of Human Resources
Connie Raya, Director of Maintenance
Wendy Williams, Director of Marketing & Planning
Adrienne Fernandez, Executive Staff Assistant
Omar Bryant, Maintenance Manager
Maurice Mansion, Treasury Manager
Harry Morck, Network Administrator
Eugenia Pinheiro, Contracts Manager
Krystal Turner, Contracts Administrator

B. ANNOUNCEMENTS/PRESENTATIONS

There were no announcements.

C. COMMUNICATION FROM THE PUBLIC

There were no communications from the public.

D. POSSIBLE CONFLICT OF INTEREST ISSUES

There were no Conflict of Interest Issues identified.

E. DISCUSSION ITEMS

1. Approve Operations and Safety Committee Meeting Minutes – February 27, 2019

M/S (Spagnolo/Avila) that approved the Committee Minutes February 27, 2019. Roll call vote was taken, and the Motion was passed unanimously by Members present with the exception of Member Dutrey, who abstained.

2. Receive and Forward to the Board of Directors, Update on Redlands Passenger Rail Project

Director of Rail, Trischelle Baysden, provided a brief background on this item as detailed in the staff report.

The Members had some questions regarding the project timeline and the location of the maintenance facility. Ms. Baysden provided additional information.

The Committee received and forwarded this item to the Board of Directors.

3. Receive and Forward to the Board of Directors, Overview of Public Transportation Agency Safety Plan (PTASP)

Director of Operations, Shawn Brophy, provided a brief background on this item as detailed in the staff report.

Member Spagnolo asked if all federal and state transportation agencies are required to have this plan and asked if the plan would also apply to the Arrow Service. Mr. Brophy responded that agencies who receive federal funds are required to have the plan and noted that a plan was being developed for the Arrow Service.

Member Dutrey asked about the plan's submission requirements. Mr. Brophy responded that the plan would be reviewed/recertified annually.

Member Dutrey asked if incident data is tracked and made available to the Board. CEO/General Manager, P. Scott Graham responded that the information is available and is provided periodically to the Committee/Board along with peer data.

The Committee received and forwarded this item to the Board of Directors.

4. Receive and File Update on Safety and Security Outreach Campaign

Director of Operations, Shawn Brophy, provided a brief background on this item as detailed in the staff report.

Member Avila asked if Crafton Hills and San Bernardino Valley Colleges were included in the outreach campaign. Mr. Brophy responded that staff planned to meet with all campuses with police presence in the region; however, did not have the details with him. Members Avila and Spagnolo volunteered to help with this program if needed.

The Committee received and forwarded this item to the Board of Directors.

Member Dutrey left meeting at 9:30 a.m. and returned at 9:35 a.m.

5. Receive and File an Informational Update on the Omnitrans/SBCTA Ad Hoc Committee

Director of Strategic Development, Jeremiah Bryant, provided a brief background on this item as detailed in the staff report.

Member Avila expressed some concern regarding the service reductions particularly related to the Access program; and asked if other options would be available for the customers. Mr. Bryant responded that additional options were being looked at and noted that an extensive outreach and communication plan would be conducted prior to the plan moving forward.

The Committee received and forwarded this item to the Board of Directors.

F. ADJOURNMENT

The Operations and Safety Committee adjourned at 10:05 a.m. The next Committee Meeting is scheduled Wednesday, November 27, 2019, at 9:00 a.m., with location posted on the Omnitrans website and at Omnitrans' San Bernardino Metro Facility.

Prepared by:

Araceli Barajas, Sr. Executive Asst. to the CEO
Clerk of the Board

ITEM # E2

DATE: February 19, 2020

TO: Committee Chair John Roberts and
Members of the Operations and Safety Committee

THROUGH: Erin Rogers, Interim CEO/General Manager

FROM: Shawn Brophy, Director of Operations

SUBJECT: SAFETY AND SECURITY UPDATE

FORM MOTION

Receive and forward to the Board of Directors this presentation on safety and security incidents, measures and initiatives.

BACKGROUND

Omnitrans' FY2020 Management Plan includes a Safety and Security Strategic Initiative to inform the Board of Directors on Key Performance Indicators (KPIs). The outcomes and KPIs for this initiative are continually being evaluated and significant progress has been achieved. This report is intended to provide an update on data trends and improvements that have enhanced Omnitrans' safety culture and security posture.

Omnitrans continues to focus on safety measures to increase system safety for passengers and Coach Operators. The results show a significant reduction in the number of accidents, and safety and security incidents. Omnitrans has experienced a 14% year-over-year reduction in preventable accidents with preventable accidents per 100,000 miles falling from 1.07 in Fiscal Year 2019 to 0.92 in Fiscal Year 2020. Additionally, our preventable accident rate is 26% below our peer group average. These results stem from focused monthly Operations Safety Campaigns targeted on areas of concern.

Compared to last year, Omnitrans experienced a reduction in security related incidents on the buses, at the San Bernardino Transit Center and at sbX Stations. Details regarding these incidents are provided in Attachment A.

In order to improve the perception of safety at bus stops, Omnitrans has installed 200 solar-powered lights and an additional 65 are on order. During both onboard customer surveys and follow up rider focus groups, additional lighting was determined to be the most cost effective and customer desired way to improve customer perception of safety. Additionally, Marketing has initiated ongoing safety advertising campaigns, with transit center, shelter and onboard bus postings in order to improve customer safety perception.

In order to improve Coach Operator safety, Omnitrans plans to initiate a pilot program for evaluating driver compartment barriers. These protective shields could be closed and shield Coach Operators from potential danger, if necessary. Staff will be evaluating these by installing barriers on four (4) buses in each division using barriers from two different vendors. The Coach Operators will submit feedback on the design and functionality of the barriers to assist in informing decision making.

In order to enhance Omnitrans' safety culture, the Safety and Regulatory Compliance Department has established a Safety and Security Committee which will conduct its inaugural meeting on February 25, 2020. This committee is comprised of employees from across the Agency, as well as contractors and union members. This committee will play a key role in hazard identification and work to develop mitigation measures, which will help to ensure compliance with the Public Transportation Agency Safety Plan (PTASP) requirements.

CONCLUSION

Receive and forward to the Board of Directors the attached staff report and presentation on safety and security incidents, measures and initiatives.

ER:SB

Attachment A: PowerPoint



SAFETY & SECURITY UPDATE

**Operations and Safety Committee Meeting
February 19, 2020**



STAFF REPORT BACKGROUND

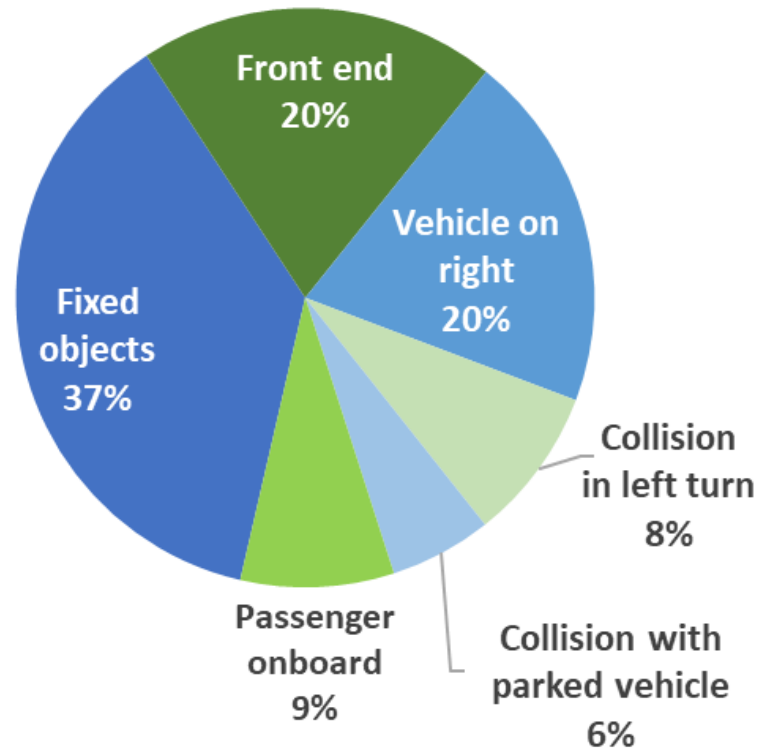
- Preventable accident rates are trending down and remain below peer group averages
- Recent Safety & Security trends show Omnitrans improvements across nearly all categories and all locations
- Initiated Ongoing safety advertising campaign to improve perception and inform customers
- Initiated Monthly Operator Safety Campaigns

PREVENTABLE ACCIDENT FREQUENCY/ 100,000 MILES

Top 6 Preventable Accident Types

- 1.Fixed Object
- 2.Front End
- 3.Vehicle On Right
- 4.Passenger Onboard
- 5.Left Turn
- 6.Parked Vehicle

Preventable Accidents FY20



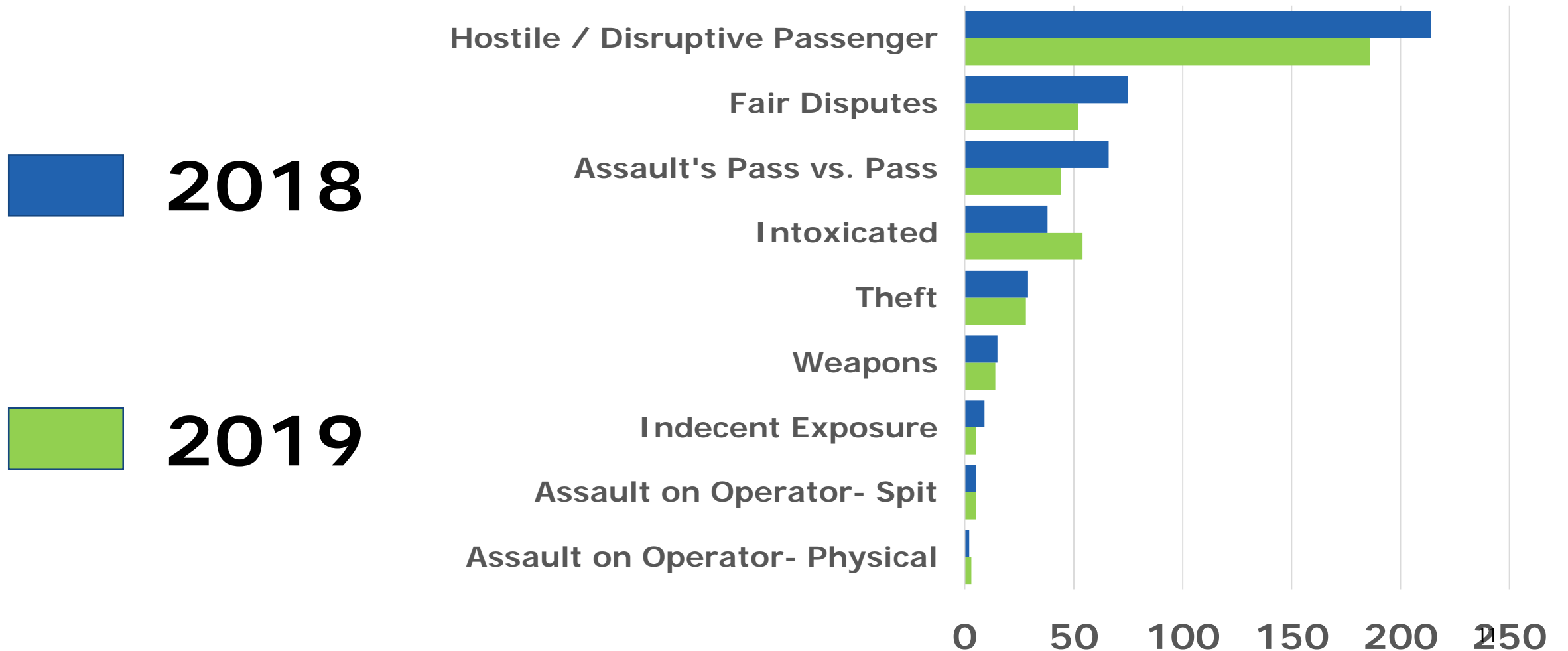
RATES PER 100K MILES

FY19- 1.07

FY20- 0.92
(-14% YOY)

ABBG-1.24
(-26%)

SECURITY INCIDENTS: ON BUS



SECURITY INCIDENTS: SBTC

 **2018**

 **2019**

Disturbance w/o arrest

Graffiti

Arrests

Property Damage

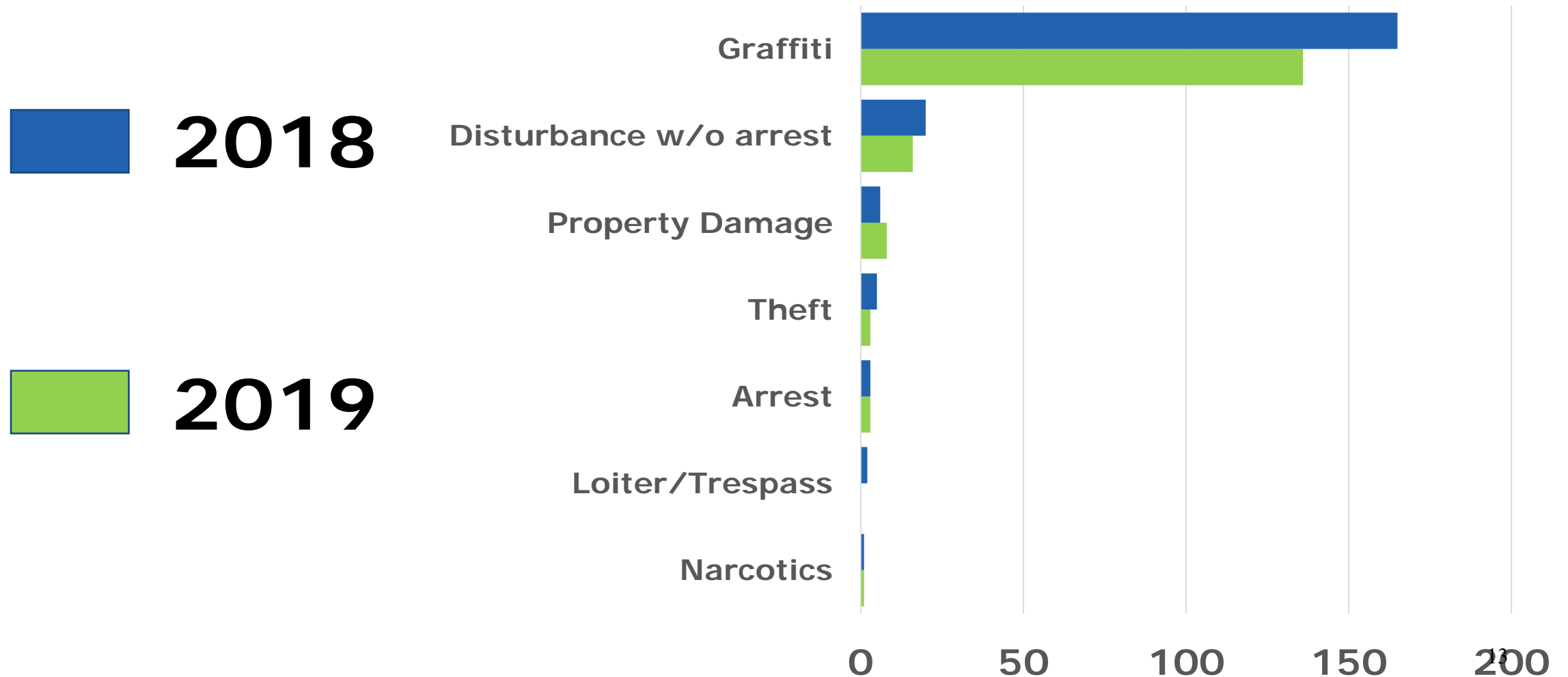
Loiter/Trespass

Theft

Narcotics

0 20 40 60 80 100 120

SECURITY INCIDENTS: SBX STATIONS



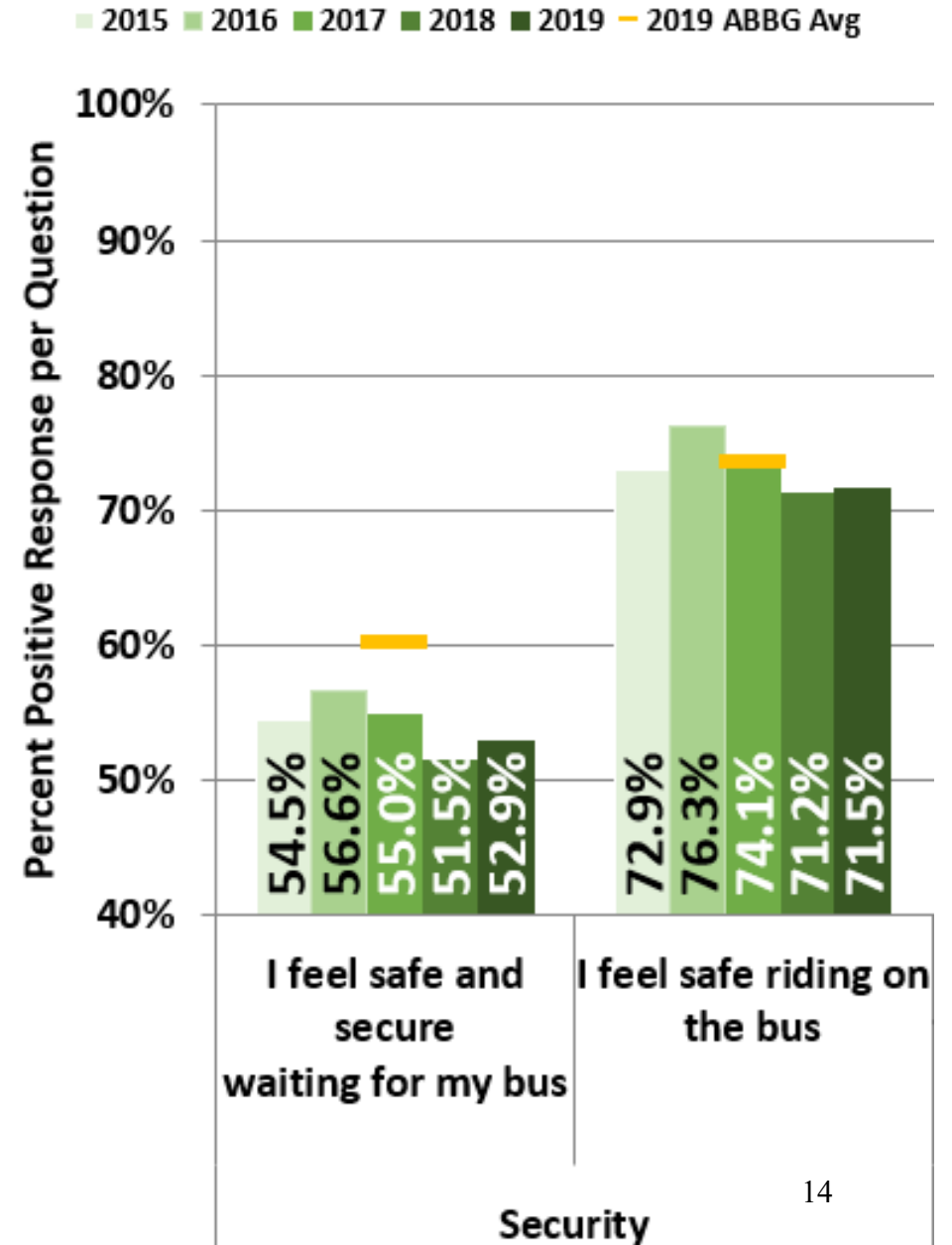
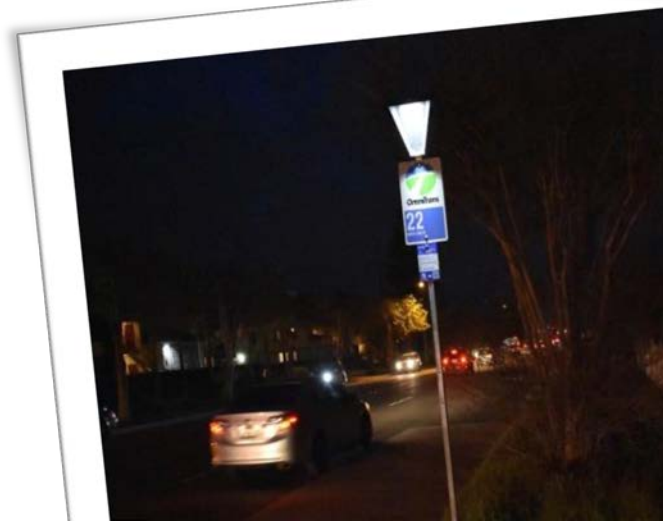
SECURITY: BUS STOPS

Waiting at Stop:

- 52.9% Positive
- 29.4% Neutral

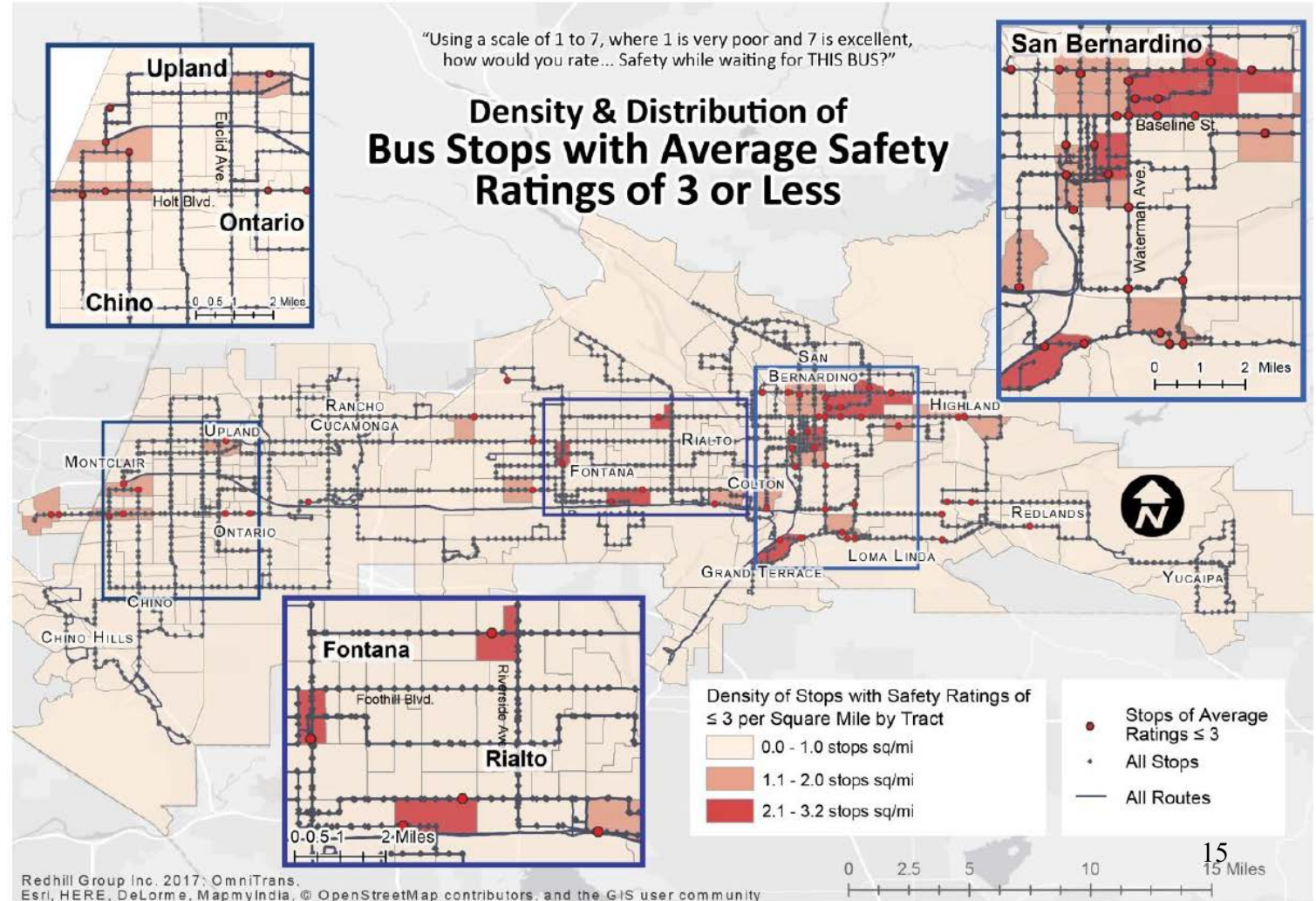
Riding the Bus:

- 71.5% Positive
- 21.3% Neutral




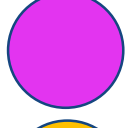

BUS STOP SAFETY: LIGHTING

- Captured bus stop safety data during onboard customer survey
- Compare to ambient lighting and ridership
- Held focus groups to discuss safety

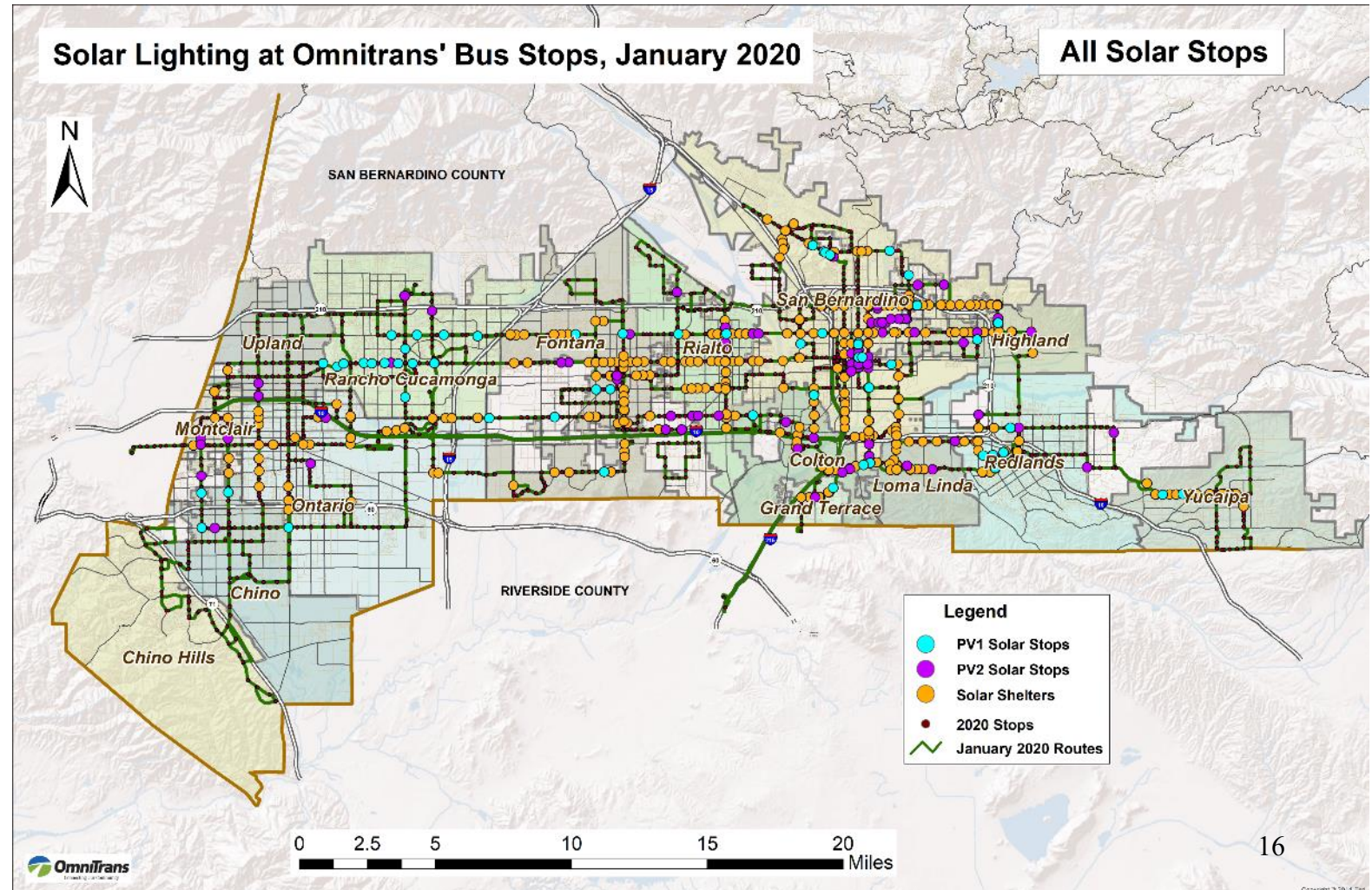


BUS STOP SAFETY: LIGHTING

Map shows distribution of pole mounted solar lights and solar shelters

-  PV1 Solar Stop
-  PV2 Solar Stop
-  Solar Shelter

Based on safety survey, ridership and Passenger Amenity Program Cities



SAFETY ADVERTISING

Since 2017, Omnitrans has:

- conducted ongoing safety campaigns
- placed 100 bus shelter ads, behind the driver bus fliers, vehicle ads
- maintained a blog, created newsletter stories and social media posts to promote the agency's safety efforts
- WeTiP/Text-A-Tip: allows customers to report any illegal or unsafe activity via phone or text



MONTHLY OPERATOR SAFETY CAMPAIGNS



OPERATOR SECURITY BARRIER PILOT

Installing sample barriers on 4 buses in each Division for Operator evaluation





THANK YOU

ITEM # E3

DATE: February 19, 2020

TO: Committee Chair John Roberts and
Members of the Operations and Safety Committee

THROUGH: Erin Rogers, Interim CEO/General Manager

FROM: Connie Raya, Director of Maintenance

SUBJECT: ZERO EMISSION BUS REGULATION ROLL-OUT PLAN UPDATE

FORM MOTION

Receive and forward to the Board of Directors an update on the Zero Emission Bus Regulation Roll-Out Plan.

BACKGROUND

On December 14, 2018, the California Air Resources Board (CARB) adopted the Innovative Clean Transit (ICT) regulation. The regulation requires transit agencies begin to purchase zero-emission buses (ZEBs), as soon as 2023, with the goal of transitioning all transit buses in California to zero-emission technology by 2040. The regulation initially impacts standard transit buses, postponing the ZEB purchase mandate for articulated and cutaway buses until at least 2026.

The main provisions of the regulation requires large transit agencies (greater than 65 buses) to submit a ZEB rollout plan by July 1, 2020, and acquire a minimum number of ZEBs at the time of new bus purchases, based on the following schedules:

- 2023 – 25 percent
- 2026 – 50 percent
- 2029 and after – 100 percent

To successfully transition to an all zero-emission bus fleet by 2040, each transit agency must submit a rollout plan under the regulation demonstrating how it plans to purchase zero emission buses, identify funding sources, build out necessary infrastructure, and train the required workforce.

In order to comply with the ICT regulation, Omnitrans has been taking the necessary steps to ensure compliance with both the fleet and infrastructure requirements. Staff has provided the required data to the San Bernardino County Transportation Authority (SBCTA) consult team engaged for the County-Wide Electrification Study and have met with Southern California Edison (SCE) representatives and other agencies to determine future infrastructure needs.

Zero-Emission Fleet

In 2018, Omnitrans purchased 64 Cummins L9N near zero emission engines that will be used to repower model year 2009, 2011, and 2012 CNG engines. By repowering these buses with cleaner emission engines, Omnitrans will not need to replace any buses until 2024, at which time the ZEB requirement will be twenty-five percent. The ZEB Procurement Plan is included as Attachment A.

At the February 2020 Board meeting, the Board approved the purchase of four battery electric buses (BEBs) from the State of California, Department of General Services (DGS). These four buses will allow Omnitrans to evaluate the range and technology of electric buses on a small scale prior to the required 2023 start date of transitioning to an all zero-emission fleet by the required 2040 deadline

In addition, Resolution No. 319-20 was adopted at the February 2020 Board meeting, committing Omnitrans to the transition of fixed route buses to zero emission technology by 2040. See Attachment C. This action does not commit the Agency to any specific zero emission technology; and as part of these on-going efforts, staff will continue to evaluate other available technologies.

Lastly, staff has been actively engaged with SBCTA and consultant staff to explore the use of forty-foot BEBs for use on the West Valley Connector (WVC) bus rapid transit line.

Facilities

Omnitrans Maintenance staff participated in a Project Site Evaluation with Southern California Edison (SCE) as part of the application process for the “Charge Ready Transport” program. The team visited both the East Valley and West Valley divisions to evaluate the area where the electric vehicles can be charged, find a footprint for the necessary equipment, and to assist in developing a physical distribution infrastructure layout.

After the electric vehicles were identified, the electric vehicle chargers were selected and included in SCE’s Charge Ready Transport application. SCE approved the chargers, and Omnitrans will be seeking Board approval for the purchase of the chargers in April. SCE also provided Omnitrans with an easement and right of way agreement in order to construct the necessary infrastructure to charge the four BEBs. These documents are under legal review; and once the final revisions are incorporated, the funds will be reserved, and construction can begin on the infrastructure at the East Valley and West Valley divisions.

Omnitrans staff have provided comments to WSP on both the County-Wide Electrification Study and the West Valley Connector Study. Omnitrans staff participated in a Facilities Site Visit with WSP as part of the ZEB master plan being conducted on behalf of SBCTA. Staff and WSP toured the East Valley and West Valley divisions, Montclair Transit Center, and San Bernardino Transit Center. The information gathered from these visits, as well as the data provided to WSP, will lay the groundwork for developing a conceptual infrastructure design.

Funding Opportunities

Staff applied for funding through the VW Mitigation Trust to supplement Omnitrans' existing funding for the four BEBs which are currently being purchased. The VW Mitigation Trust is a first-come, first-serve voucher program that provides vouchers for up to \$180,000 per bus for BEBs operated in disadvantaged communities.

In addition, Staff will be applying for the Low-No Grant for approximately five (5) electric cut-away vehicles in order to pilot these smaller electric vehicles in different service scenarios including OmniAccess, OmniGo and micro-transit service. The cut-away vehicles are not yet a requirement of the ICT regulation. However, Omnitrans is exploring opportunities to gain experience in the use of electric vehicle technology.

SBCTA and Omnitrans jointly applied for Transit and Intercity Rail Capital Program (TIRCP) grant administered by the California State Transportation Agency (CalSTA). The grant application was for \$15 million to be applied toward the cost of the 18 BEBs needed to operate the future WVC bus rapid transit line.

CONCLUSION

Receive and forward to the Board of Directors an update on the Zero Emission Bus Roll-Out Plan. Omnitrans has taken several steps to comply with CARB's adopted ICT Regulation for fleet and facilities. The Roll-Out Plan must be submitted to CARB by July 1, 2020.

ER:CR

Attachment A: ZEB Procurement Plan
Attachment B: PowerPoint

ZEB Procurement Plan

ATTACHMENT A

			40' CNG Bus			40' ZEB Bus			60' CNG Bus			Yearly Cost to Replace Buses
Year	# Buses	ZEB Requirement	40' CNG Bus	# 40' CNG	Total Cost 40' CNG Bus	40' ZEB	# ZEB	Total Cost 40' ZEB	60' CNG Bus	# 60' CNG	Total Cost 60' CNG Bus	
2020	4	0%	\$ 678,976	0		\$ 1,112,814	4	\$ 4,451,256	\$ 1,273,080	0		\$ 4,451,256
2021		0%	\$ 699,345	0		\$ 1,146,198	0		\$ 1,311,272	0		\$ -
2022		0%	\$ 720,326	0		\$ 1,180,584	0		\$ 1,350,611	0		\$ -
2023		0%	\$ 741,935	0		\$ 1,216,002	0		\$ 1,391,129	0		\$ -
2024	18	25%	\$ 764,193	13	\$ 9,934,515	\$ 1,252,482	5	\$ 6,262,410	\$ 1,432,863	0		\$ 16,196,925
2025	17	25%	\$ 787,119	13	\$ 10,232,551	\$ 1,290,056	4	\$ 5,160,226	\$ 1,475,849	0		\$ 15,392,776
2026	34	50%	\$ 810,733	10	\$ 8,107,329	\$ 1,328,758	10	\$ 13,287,581	\$ 1,520,124	14	\$ 21,281,737	\$ 42,676,647
2027	0	50%	\$ 835,055	0	\$ -	\$ 1,368,621	0	\$ -	\$ 1,565,728	0		\$ -
2028	16	50%	\$ 860,106	8	\$ 6,880,852	\$ 1,409,679	8	\$ 11,277,436	\$ 1,612,700	0		\$ 18,158,288
2029	15	100%	\$ 885,910	0		\$ 1,451,970	15	\$ 21,779,548	\$ 1,661,081	0		\$ 21,779,548
2030	13	100%	\$ 912,487	0		\$ 1,495,529	13	\$ 19,441,877	\$ 1,710,913	0		\$ 19,441,877
2031	0	100%	\$ 939,862	0		\$ 1,540,395	0	\$ -	\$ 1,762,240	0		\$ -
2032	25	100%	\$ 968,057	0		\$ 1,586,607	24	\$ 38,078,560	\$ 1,815,108	1	\$ 1,815,108	\$ 39,893,668
2033	23	100%	\$ 997,099	0		\$ 1,634,205	23	\$ 37,586,712	\$ 1,869,561	0		\$ 37,586,712
2034	0	100%	\$ 1,027,012	0		\$ 1,683,231	0	\$ -	\$ 1,925,648	0		\$ -
2035	0	100%	\$ 1,057,822	0		\$ 1,733,728	0	\$ -	\$ 1,983,417	0		\$ -
2036	7	100%	\$ 1,089,557	0		\$ 1,785,740	7	\$ 12,500,179	\$ 2,042,920	0		\$ 12,500,179
2037	4	100%	\$ 1,122,244	0		\$ 1,839,312	4	\$ 7,357,248	\$ 2,104,207	0		\$ 7,357,248
2038	30	100%	\$ 1,155,911	0		\$ 1,894,491	30	\$ 56,834,740	\$ 2,167,333	0		\$ 56,834,740
2039	13	100%	\$ 1,190,589	0		\$ 1,951,326	13	\$ 25,367,239	\$ 2,232,353	0		\$ 25,367,239
2040	33	100%	\$ 1,226,306	0		\$ 2,009,866	26	\$ 52,256,513	\$ 2,299,324	7	\$ 16,095,268.63	\$ 68,351,781
												\$ 385,988,884

Assumptions:

Minimum purchase requirement 2024-2028

WVC buses not included in plan

14 year replacement on CNG buses

12 year replacement on zero emission buses



ZERO EMISSION BUS REGULATION ROLL-OUT PLAN UPDATE

**Operations and Safety Committee Meeting
February 19, 2020**



ZEB REGULATION

- Acquire a minimum number of Zero Emission Buses (ZEBs) at the time of purchase
 - 2023 – 25 percent of bus purchases
 - 2026 – 50 percent of bus purchases
 - 2029 – 100 percent of bus purchases
- Must be 100 percent ZEB fleet by 2040
- Schedule for Construction and Infrastructure
- Offer training program for Operators and Mechanics
- Identify potential funding sources

WHAT WE HAVE DONE

Fleet

- Board approved purchase of four Battery Electric Buses (BEB)
- Provided data to SBCTA/WSP for
 - County-Wide Electrification Study
 - West Valley Connector Project
- Exploring the use of BEB cut-away vehicles for OmniAccess, OmniGo and micro-transit service

WHAT WE HAVE DONE

Facilities

- Applied for Southern California Edison's (SCE) Charge Ready Transport Program for electric vehicle chargers
- Seeking Board approval in April for BEB chargers
- Provided feedback to WSP for the County-Wide Electrification Study

FUNDING OPPORTUNITIES

- Applied for four BEBs
- First-come, first-serve
- Vouchers up to \$180,000 per bus

VW Mitigation Trust



- Applying for five electric cut-aways
 - Omni Access
 - OmniGo
 - Micro-transit

Low-No Grant



- Applied jointly with SBCTA
- Application for \$15 million
- Electric vehicles on WVC

TIRCP



NEXT STEPS

- Begin the infrastructure for four BEB's in 2020
- Delivery of four BEB's in 2021
- Monitor status of ZEB technology
 - Explore Hydrogen with SBCTA for a mixed ZEB fleet
 - Participate in Industry Training and Discussions
- Continue to work with SBCTA/WSP on:
 - County-Wide Electrification Study
 - West Valley Connector Project
- Explore additional funding opportunities



THANK YOU

ITEM # E4

DATE: February 19, 2020

TO: Committee Chair John Roberts and
Members of the Operations and Safety Committee

THROUGH: Erin Rogers, Interim CEO/General Manager

FROM: Jeremiah Bryant, Director of Strategic Development

**SUBJECT: INTERAGENCY SERVICE AGREEMENT WITH SUNLINE TRANSIT
AGENCY**

FORM MOTION

Recommend the Board of Directors authorize the Interim CEO/General Manager to sign the Interagency Service Agreement between Omnitrans and Sunline Transit Agency.

This item was reviewed by Omnitrans' legal counsel.

BACKGROUND

Omnitrans maintains Interagency Service Agreements also called Cooperative Service Agreements (CSAs) with each of Omnitrans' neighboring transit agencies. These agreements govern the sharing of information, coordination of schedules, maintenance of shared stops and customer transfer agreements. Omnitrans currently has CSAs with Riverside Transit Agency (RTA), Foothill Transit, Victor Valley Transit Agency (VVTA), Pass Transit, Orange County Transportation Authority (OCTA), Mountain Transit, Metrolink, and Los Angeles County Metropolitan Transportation Authority (METRO).

Omnitrans desires to enter into a new interagency service agreement with Sunline Transit Agency, which serves the Coachella Valley in Riverside County. In May 2020, SunLine intends to introduce a new CommuterLink Route 10 which will provide connections to Indio, California State University Palm Desert Campus, Beaumont, California State University San Bernardino Main Campus and the San Bernardino Transit Center. The CommuterLink route is proposed to offer four round trips per day and is primarily oriented to connect the two California State University, San Bernardino Campuses.

Adoption of this agreement will allow customers to more easily transfer between SunLine and Omnitrans services. The proposed agreement allows customers of either agency with a multi-use pass (day, weekly or monthly pass) to have one free transfer at a point of connection between the

two agencies. The agreement establishes an intent to share information and to coordinate transfer times between the agencies.

Approval of the proposed agreement between Omnitrans and SunLine will have no fiscal impact on Omnitrans.

CONCLUSION

Approval of this agreement will improve the ease of use of transit services and regional connection between Omnitrans and SunLine Transit Agency while adding no additional cost to Omnitrans.

ER:JB

Attachment A: Interagency Service Agreement

AGREEMENT NO. ##-###

**INTERAGENCY SERVICE AGREEMENT BETWEEN
OMNITRANS
AND
THE SUNLINE TRANSIT AGENCY (SUNLINE)**

THIS AGREEMENT is made and entered into this ____ day of _____ 2020 by and between Omnitrans, a public agency formed under a Joint Powers Agreement, 1700 W. Fifth Street, San Bernardino, California 92411 (hereinafter referred to as "OMNITRANS"); and the SunLine Transit Agency, a public agency formed under a Joint Powers Agreement, 32-505 Harry Oliver Trail, Thousand Palms, California 92276 (hereinafter referred to as "SUNLINE"). OMNITRANS and SUNLINE are sometimes referred to individually as "Party" and collectively as "Parties".

RECITALS:

WHEREAS, OMNITRANS and SUNLINE are empowered by law to provide the general public with convenient, safe and accessible transportation within their respective jurisdictions; and

WHEREAS, OMNITRANS and SUNLINE desire to cooperate and coordinate in route planning, scheduling, stops, transfers, fares and information dissemination; and

WHEREAS, both parties agree that this Agreement shall be non-financial in nature;

WHEREAS, this agreement shall supersede any and all previous service agreements;

NOW, THEREFORE, it is mutually understood and agreed by OMNITRANS and SUNLINE as follows:

ARTICLE 1. PUBLIC INFORMATION

OMNITRANS and SUNLINE agree to cooperate in providing the public with transit information, advertising the operations of both agencies and promoting the general use of transit.

ARTICLE 2. STOPS

A. OMNITRANS and SUNLINE agree to cooperate in the location, installation and maintenance of all jointly used bus stops, including use of the other's poles and posts at joint transfer points.

B. Each party shall be solely responsible for claims for damages arising out of its installation of its bus stop signs or passenger amenities.

C. Each party agrees to the establishment of stops in the other's service area, subject to the prior written approval of the other party for each specific stop.

D. Each party may negotiate with the other party regarding boarding restrictions within its respective service area where duplication of service or potential revenue loss may occur.

E. Each party shall be responsible for obtaining any required licenses or permits and paying any necessary fees in order to establish bus stops, install amenities or operate service in either service area.

ARTICLE 3. FARES

Fares may vary in accordance with adopted policies of each party. Each party shall retain all fares collected in the operation of their service.

ARTICLE 4. TRANSFER CONNECTIONS

OMNITRANS and SUNLINE agree to facilitate minimization of passenger waiting time, and both parties will coordinate schedules whenever practical.

ARTICLE 5. TRANSFER

A. OMNITRANS shall accept SUNLINE'S transfer media valued at OMNITRANS' base fare for that service toward OMNITRANS' fixed route service at locations where OMNITRANS' and SUNLINE's service intersect. In the event that SUNLINE'S base fare is valued at more than OMNITRANS' base fare, no change or credit will be due the passenger. Passengers are not required to top-up their fare to cover any shortfall between the SUNLINE and OMNITRANS base fares. Transfer media includes valid multi-use passes such as daily, weekly and monthly passes issued for various fare categories

including but not limited to full-fare, senior, disabled, Medicare, veteran, student and youth categories.

B. SUNLINE shall accept OMNITRANS' transfer media valued at SUNLINE'S base fare for that service toward SUNLINE'S CommuterLink service at locations where SUNLINE'S and OMNITRANS' service intersect. In the event that OMNITRANS' base fare is valued at more than SUNLINE'S base fare, no change or credit will be due the passenger.

Passengers are not required to top-up their fare to cover any shortfall between the OMNITRANS and SUNLINE base fares. Transfer media includes valid multi-use passes such as daily, weekly and monthly passes issued for various fare categories including but not limited to full-fare, senior, disabled, Medicare, veteran.

C. Transfer media from OMNITRANS shall not be valid on SUNLINE'S SunDial American with Disabilities Act of 1991 ("ADA") service.

D. Transfer media from SUNLINE shall not be valid on OMNITRANS' Access (ADA) service.

E. Each party shall accept the other party's valid employee passes, dependent passes and retiree passes on all fixed route and commuter services in lieu of payment of fare.

F. SUNLINE shall accept Omnitrans' Military Veteran Identification (currently issued by the County of San Bernardino Department of Veteran Affairs) for purchase of SUNLINE's reduced Veterans fares.

G. Omnitrans shall accept SUNLINE's Military Veteran Identification for purchase of Omnitrans' reduced Veterans fares.

ARTICLE 6. OPERATIONAL INFORMATION

Each party shall formally inform appropriate staff of the other agency, as noted in this agreement, of future plans for route and schedule changes, exclusive of temporary demand and emergency situations, no later than thirty (30) days before the changes are scheduled to be implemented.

ARTICLE 7. CONTROL AND RESPONSIBILITY

A. Each party to this Agreement, in its operations pursuant hereto, is acting as an independent contractor and agrees to indemnify and hold the other party, including its officers, directors, employees, agents, subcontractors and suppliers, harmless from and against all claims, losses, damages and expenses, including attorney's fees, on account of bodily injury to or death of any person, or for property damage, arising out of the performance of services described in this Agreement, unless caused by the negligence of the other party.

B. Each party to this agreement shall indemnify, defend and hold harmless the other party, including its officers, directors, employees, agents, subcontractors and suppliers, from and against any and all liability or expense including any claim of liability and any and all losses or costs, including legal expenses and costs of expert witnesses and consultants, that may be imposed by the other party solely by virtue of the provisions of Section 895.2 of the California Government Code.

ARTICLE 8. SERVICE TO BE OPERATED

Each party may operate non-duplicating services in the other's jurisdiction with the written approval of the other agency. Every attempt shall be made to coordinate alignments, schedules, stops, fare policies, and route planning for the safety and convenience of the general public.

ARTICLE 9. COMPLIANCE WITH AMERICANS WITH DISABILITIES ACT (ADA)

Each party shall be solely responsible for complying with the Americans with Disabilities Act of 1991 (ADA) as amended.

ARTICLE 10. NO MONETARY CLAIMS

Neither party shall have any claims against or liabilities to the other party on account of expenses incurred or revenues received or lost as a result of this Agreement except as otherwise provided.

ARTICLE 11. TERMS OF THE AGREEMENT

This Agreement shall be effective on the date of full execution and will remain in effect until terminated by either party by giving sixty (60) days written notice to the other party.

ARTICLE 12. NOTIFICATION AND MAILING ADDRESSES

Any requests and demands made between the parties pursuant to this Agreement are to be directed as follows:

SUNLINE:

SunLine Transit Agency
32-505 Harry Oliver Trail,
Thousand Palms, California 92276
Attn: Luis Garcia
Chief Financial Officer
(760) 343-3456, ext. 1513

OMNITRANS:

Omnitrans
1700 W. Fifth St.
San Bernardino, CA 92411
Attn: Jeremiah Bryant
Director of Strategic Development
(909) 379-7252

Any notices of service and schedule changes are to be directed as follows:

SUNLINE:

SUNLINE
32-505 Harry Oliver Trail,
Thousand Palms, California 92276
Attn: Todd McDaniel
Interim Chief Operating Officer
(760) 343-3456, ext. 1442

OMNITRANS:

Omnitrans
1700 W. Fifth St.
San Bernardino, CA 92411
Attn: Jeremiah Bryant
Director of Strategic Development
(909) 379-7252

ARTICLE 13. MISCELLANEOUS

A. The Parties agree that the above-stated Recitals are true and correct. The Recitals are hereby incorporated herein and made an operative part of this Agreement.

B. As the Parties or their agents have participated fully in the preparation of this Agreement, the language of this Agreement shall be construed simply, according to its fair meaning, not strictly for or against any Party, and under the laws of the State of California.

C. The Parties warrant that they have all requisite power and authority to execute and perform this Agreement. Each person executing this Agreement warrants that he or she has the legal power, right, and authority to make this Agreement and bind himself or his or her respective party.

D. This Agreement may be supplemented, amended or modified only by the mutual

agreement of the Parties. No supplement, amendment or modification of this Agreement will be binding unless it is in writing and signed by both parties.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed on the date first above written.

SUNLINE TRANSIT AGENCY

OMNITRANS

By _____

Lauren Skiver
CEO/General Manager

By _____

Erin Rogers
Interim CEO/General Manager

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By _____

Eric Vail
General Counsel

By _____

Steve DeBaun
Omnitrans Counsel