



CITY OF ORANGE

OFFICE OF MAYOR

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August 22, 2007

Honorable Nancy Wieben Stock
Presiding Judge of the Superior Court
700 Civic Center Drive West
Santa Ana, CA 92701

Re: **Orange County Rail Crossing Safety: Snapshot of Progress**

Dear Judge Wieben Stock:

The City of Orange files this amended response to replace its response dated August 6, 2007, to more closely track the requested responses from the Grand Jury. The following constitutes the City's response.

F-2. Impacted cities are strongly concerned about noise from OCTA/Metrolink train horns at railroad crossings. The cost of totally eliminating train horns countywide through quiet zone corridor treatments could be in the range of \$50-\$60 million.

Response. The City of Orange agrees with this finding.

F-3. It is unclear how the burden of cost for upgraded crossings will be shared by the OCTA and impacted cities.

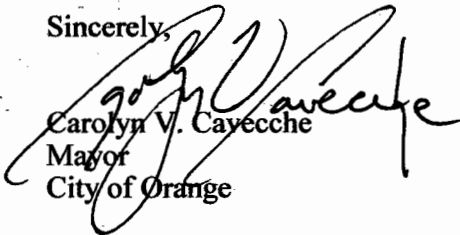
Response. The City of Orange disagrees partially with this finding. At the time the Grand Jury performed the investigatory work for the report, this finding was correct. However since that time there has been further development of the program by OCTA and preliminary cost sharing proportions have been released. Although not yet approved by the Board of Directors of OCTA, the program is moving forward with staff-recommended funding splits of 88% OCTA and 12% local agency. It is likely this will be the final cost sharing.

R-3. The burden of construction and inspection costs for these grade crossing treatments needs to be shared by the OCTA and impacted cities according to an agreed formula.

Response. The recommendation has not yet been implemented, but is expected to be implemented in the future, with a timeframe for implementation. See response to F-3 above.

Thank you for the opportunity to respond to the Grand Jury's Report on behalf of the City of Orange.

Sincerely,


Carolyn V. Cavecche
Mayor
City of Orange