

Minutes of the
Orange County Transportation Authority
Orange County Transit District
Orange County Local Transportation Authority
Orange County Service Authority for Freeway Emergencies
Board of Directors Meeting

Call to Order

The May 11, 2020 regular meeting of the Orange County Transportation Authority (OCTA) and affiliated agencies was called to order by Chairman Jones at 9:02 a.m. at the OCTA Headquarters, 550 South Main Street, Board Room – Conference Room 07-08, Orange, California.

Roll Call

The Clerk of the Board conducted an attendance Roll Call and announced there was quorum of the Board of Directors (Board) as follows:

Directors Present: Steve Jones, Chairman

Via teleconference:

Andrew Do, Vice Chairman

Lisa A. Bartlett

Doug Chaffee

Laurie Davies

Barbara Delgleize

Michael Hennessey

Gene Hernandez

Joseph Muller

Mark A. Murphy

Richard Murphy

Miguel Pulido

Tim Shaw

Harry S. Sidhu

Michelle Steel

Donald P. Wagner

Gregory T. Winterbottom

Ryan Chamberlain, District Director

California Department of Transportation District 12

Director Absent: None

Also Present: Darrell E. Johnson, Chief Executive Officer (CEO)
Jennifer L. Bergener, Deputy CEO/Chief Operation Officer
Laurena Weinert, Clerk of the Board (COB)
Martha Ochoa, Assistant COB
James Donich, General Counsel (teleconference)

Invocation

Director Hernandez gave the invocation.

Pledge of Allegiance

Chairman Jones led in the Pledge of Allegiance.

Special Calendar

Orange County Transportation Authority Special Calendar Matters

1. Metrolink Update: Performance Overview, COVID-19 Response, Budget Development

Stephanie Wiggins, CEO of Southern California Regional Rail Authority (Metrolink), provided a PowerPoint presentation as follows:

- Service Performance – February 2020;
- Ridership Update – February 2020
 - Ridership Change from Prior Year;
- A More Environmentally Friendly Metrolink;
- Ridership Update – February 2020 Highlights;
- Coronavirus (COVID-19): Impact & Response;
- Orange County Line Ridership
 - March 2 – April 9 Weekday Boardings;
- Inland Empire – Orange County Ridership
 - March 2 – April 9 Weekday Boardings;
- 91-Perris Valley Ridership
 - March 2 – April 9 Weekday Boardings;
- COVID-19: Key Actions;
- Recovery Plan Framework;
- Fiscal Year 20 Cost Containment Strategies - Underway;
- Operating Surplus;
- Continuing Appropriations Request; and
- Next Steps.

Director Muller asked how often the electrostatic disinfectant is sprayed. Ms. Wiggins stated that the spray cleaning is performed once in the evening. A discussion ensued that there are challenges with spraying when passengers are on the train. Director Muller suggested reviewing ways to disinfect more often on the train.

No action was taken on this information item.

2. Coronavirus (COVID-19) Update

Darrell E. Johnson, CEO, provided an update on OCTA's efforts to proactively respond to the COVID-19 pandemic, and referenced the memo emailed to the Board in advance of today's Board meeting.

A discussion ensued regarding the following:

- Directors Delgleize and Steel thanked staff for the fast response regarding Director Steel's request to provide hand sanitizer stations on the buses for the passengers.
- Director Steel stated coach operators mentioned that restrooms previously available have been closed.
- OCTA's field supervision team reviewed and worked with opened businesses to ensure coach operators can safely use the restroom at their layover.
- Director Pulido inquired about masks for bus passengers.
- OCTA suggested that bus passengers wear masks and not a requirement per the guidance from the state transportation agency and Federal Transit Administration.
- If passengers are required to wear a mask, OCTA would model the requirement after the Los Angeles County Metropolitan Transportation Authority. Additionally, OCTA would not provide masks to the passengers and ask the coach operators to use judgement.
- Director Wagner inquired about the impacts to recent Governor's Executive Order (EO) regarding workers' compensation benefits for workers that contract COVID-19 while working outside their home during the stay-at-home order.
- OCTA is concerned with the recent workers' compensation EO and joining the California Transit Association to express concerns and opposition. Also, OCTA is reviewing the fiscal impacts to the workers' compensation EO.

No action was taken on this information item.

Consent Calendar (Items 3 through 11)

Orange County Transportation Authority Consent Calendar Matters

3. Approval of Minutes

A motion was made by Director Davies, seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to approve the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of April 27, 2020.

4. Adoption of the Orange County Transportation Authority's Public Transportation Agency Safety Plan

A motion was made by Director Davies, seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to adopt the Public Transportation Agency Safety Plan as required under 49 CFR Part 673.

5. Regional Planning Update

A motion was made by Director Davies, seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to receive and file as an information item.

6. 2020 State Transportation Improvement Program Update

A motion was made by Director Davies, seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to:

- A. Authorize the use of up to \$3 million in Measure M2 funds for the Interstate 605 Katella Interchange Project.
- B. Authorize the use of up to \$5.5 million in federal Surface Transportation Block Grant funds for the Interstate 5 Managed Lanes Project from Avenida Pico to the Orange County/San Diego County line area.
- C. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program and execute or amend all necessary agreements to facilitate the above actions.

Orange County Local Transportation Authority Consent Calendar Matters

7. Third Quarter Fiscal Year 2019-20 Capital Action Plan and Performance Metrics Report

A motion was made by Director Davies, seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to receive and file as an information item.

8. Contract Change Order for the Interstate 405 Improvement Project from State Route 73 to Interstate 605 - Utility Work at Almond Avenue

A motion was made by Director Davies, seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to authorize the Chief Executive Officer to negotiate and execute Contract Change Order No. 72 to Agreement No. C-5-3843 between the Orange County Transportation Authority and OC 405 Partners, a joint venture, in the amount of \$1,843,329, to provide additional utility work to support Southern California Edison and Frontier Communications relocation efforts on Almond Avenue.

9. Cooperative Agreements with the California Department of Transportation for the 91 Express Lanes Toll Entrance Gantries Infrastructure Project

A motion was made by Director Davies, seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to:

- A. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-0-2275 between the Orange County Transportation Authority and the California Department of Transportation, in the amount of \$115,000, to provide reimbursement for final plans, specifications, and estimate, construction bid documents, and advertisement and award of the construction contract for the 91 Express Lanes toll entrance gantries infrastructure project.
- B. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-0-2276 between the Orange County Transportation Authority and the California Department of Transportation, in the amount of \$1,950,000, to provide reimbursement for construction capital funding and construction management services for the 91 Express Lanes toll entrance gantries infrastructure project.

10. Cooperative Agreement with the California Department of Transportation for the Interstate 605/Katella Avenue Interchange Improvement Project

A motion was made by Director Davies, seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-0-2199 between the Orange County Transportation Authority and the California Department of Transportation, in the amount of \$300,000, to provide oversight of the plans, specifications, and estimates, and to advertise and award the construction contract for the Interstate 605/Katella Avenue Interchange improvement project.

11. Comprehensive Transportation Funding Programs - 2020 Call for Projects Programming Recommendations

A motion was made by Director Davies seconded by Director Hernandez, and following a roll call vote, declared passed 17-0, to:

- A. Approve the award of \$23.4 million in 2020 Measure M2 Regional Capacity Program (Project O) funds to eight local agency projects.
- B. Approve the award of \$12.1 million in 2020 Measure M2 Regional Traffic Signal Synchronization Program (Project P) funds to six local agency projects.

Regular Calendar

Orange County Transit District Regular Calendar Matters

12. Agreement for the Development and Implementation of a New Mobile Ticketing Application

Sam Kaur, Department Manager for Revenue and Grants Administration, reported on the background, procurement approach, and highlighted the recommendations.

A motion was made by Director Hernandez, seconded by Vice Chairman Do, and following a roll call vote, declared passed 17-0, to:

- A. Approve the selection of Bytemark, Inc., as the firm to develop, host, license, and maintain a mobile ticketing application.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2067 between the Orange County Transportation Authority and Bytemark, Inc., in the amount of \$1,117,423, for a five-year initial term, with two, two-year option terms for the development, hosting, license, and maintenance of a mobile ticketing application.
- C. Amend the Orange County Transportation Authority's Fiscal Year 2019-20 Budget, in the amount of \$1,117,423, to accommodate Agreement No. C-0-2067 for the development, hosting, license, and maintenance of a mobile ticketing application.

Orange County Local Transportation Authority Regular Calendar Matters

13. Proposed Amendment to the Orange County Local Transportation Authority Measure M2 Ordinance No. 3

Darrell E. Johnson, CEO, provided opening comments, and Kia Mortazavi, Executive Director of Planning reported on the background and reason for the proposed temporary amendment. Additionally, James Donich, OCTA's General Counsel, highlighted the Measure M2 Ordinance process for an amendment.

A motion was made by Vice Chairman Do, seconded by Director Steel, and following a roll call vote, declared passed 17-0, to:

- A. Direct staff to initiate the process to amend the Orange County Local Transportation Authority Measure M2 Ordinance No. 3 to address the anticipated near-term negative growth in general fund revenues as it relates to the maintenance of effort requirement.
- B. Direct staff to set a date of June 22, 2020, for a public hearing and Board of Directors action to consider adoption of the amendment to the Orange County Local Transportation Authority Measure M2 Ordinance No. 3 as it relates to the maintenance of effort requirement.
- C. Approve updates to the Fiscal Year 2020-21 Measure M2 Eligibility Guidelines, including revised maintenance of effort forms addressing the changes needed to implement the proposed amendment.

14. Update on State Route 55 Improvement Project from Interstate 405 to Interstate 5

Ross Lew, Program Manager, Capital Programs, and Calina North, Community Relations Specialist, External Affairs, co-presented a PowerPoint as follows:

- Project Limits;
- Background;
- Project Improvements;
- Project Update;
- Project Schedule;
- Next Steps; and
- Public Outreach.

14. (Continued)

A discussion ensued regarding the following:

- Director Shaw inquired about the travel time savings for the highway and high-occupancy vehicle (HOV) lanes, and staff stated the savings time is about one to four minutes for both the highway and HOV lanes.
- Director Wagner inquired about the reason for spending so much for so little benefit, and staff highlighted the benefits for this project's four-mile segment.
- Director Muller inquired about the traffic analysis data, and staff responded that a traffic analysis was performed and completed as part of the environmental approval process.
- Vice Chairman Do inquired if there is an urgency for the project and provided concerns/comments about the traffic patterns changing especially post COVID-19. Staff responded that the traffic demand changes are unknown, suggested not to delay, and there is a funding package for the project.
- Director Delgleize commented that over the next few years there will be housing built in the area, provided other related comments, and recommended not to delay the project.
- Director Pulido commented that the general plan amendment in the area of the project will have a lot of ongoing traffic demands and highlighted benefits the project will bring to the area.
- Director Hennessey stated that when this project was being considered it was thoroughly discussed, and he supports the project as it will provide benefits to the area.

A motion was made by Director Pulido, seconded by Director Delgleize, and following a roll call vote, declared passed 16-1, to direct staff to continue the implementation of the State Route 55 improvement project from Interstate 405 to Interstate 5 through construction as included in the Next 10 Delivery Plan.

Vice Chairman Do voted in opposition.

15. Public Comments

There were no public comments received.

16. Chief Executive Officer's Report

There was no CEO's report.

17. Directors' Reports

There were no Director's reports.

18. Closed Session

There were no Closed Session items scheduled.

19. Orange County Transportation Authority Fiscal Year 2020-21 Budget Workshop

Darrell E. Johnson, CEO, provided opening comments for the fiscal year 2019-20 budget workshop, and introduced Andrew Oftelie, Chief Financial Officer, who provided a PowerPoint presentation as follows:

- Budget Themes;
- COVID-19 Impacts;
- Budget Overview – COVID-19 – Impact: Moderate
- Planned Use of Prior Year Designations – Impact: Low;
- Budget Sources & Uses – Impact: Moderate;
- Revenues – Impact: High;
- Sales Tax Revenue – Impact: High;
- Expenditures – Impact: Moderate;
- Key Expenditures by Fund – Impact: Moderate;
- Staffing Levels – Impact: Moderate;
- Summary; and
- Next Steps.

A discussion ensued, and staff will note the budget workshop questions and answers to be provided to the Board Members as a handout at each upcoming committee meeting during the months of May and June prior to the fiscal year 2020-21 budget public hearing scheduled for the June 8, 2020 Board meeting.

No action was taken on this receive and file as an information item.

20. Adjournment

The meeting adjourned at 10:49 a.m.

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Friday, May 22, 2020**, at the OCTA Headquarters, 550 South Main Street, Board Room – Conference Room 07-08, Orange, California.

ATTEST:

Laurena Weinert
Clerk of the Board

Steve Jones
Chairman