



# Orange County Transportation Authority

## Board Agenda

Monday, November 27, 2023 at 9:00 a.m.

550 South Main Street, Orange, California

### Board Members

Gene Hernandez, Chairman  
Tam Nguyen, Vice Chairman  
Doug Chaffee  
Jose Diaz  
Andrew Do  
Jon Dumitru  
Jamey Federico  
Katrina Foley  
Brian Goodell  
Patrick Harper  
Michael Hennessey  
Steve Jones  
Fred Jung  
Farrah N. Khan  
Jessie Lopez  
Vicente Sarmiento  
Donald P. Wagner  
Vacant, Ex-Officio

Any person with a disability who requires a modification or accommodation in order to participate in this meeting should contact the Orange County Transportation Authority (OCTA) Clerk of the Board's office at (714) 560-5676, no less than two business days prior to this meeting to enable OCTA to make reasonable arrangements to assure accessibility to this meeting.

### Agenda Descriptions

Agenda descriptions are intended to give members of the public a general summary of items of business to be transacted or discussed. The posting of the recommended actions does not indicate what action will be taken. The Committee may take any action which it deems to be appropriate on the agenda item and is not limited in any way by the notice of the recommended action.

### Public Availability of Agenda Materials

All documents relative to the items referenced in this agenda are available for public inspection at [www.octa.net](http://www.octa.net) or through the Clerk of the Board's office at the OCTA Headquarters, 600 South Main Street, Orange, California.

# BOARD MEETING AGENDA

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## Meeting Access and Public Comments on Agenda Items

Members of the public can either attend in-person or listen to audio live streaming of the Board and Committee meetings by clicking this link: <https://octa.legistar.com/Calendar.aspx>

## In-Person Comment

Members of the public may attend in-person and address the Board regarding any item. Please complete a speaker's card and submit it to the Clerk of the Board (or notify the Clerk of the Board the item number on which you wish to speak). Speakers will be recognized by the Chairman at the time the agenda item is to be considered. Comments shall be limited to three minutes.

## Written Comment

Written public comments may also be submitted by emailing them to [ClerkOffice@octa.net](mailto:ClerkOffice@octa.net), and must be sent by 5:00 p.m. the day prior to the meeting. If you wish to comment on a specific agenda item, please identify the item number in your email. All public comments that are timely received will be part of the public record and distributed to the Board. Public comments will be made available to the public upon request.

## Call to Order

### Invocation

Director Jones

### Pledge of Allegiance

Director Harper

## Special Calendar

### Orange County Transportation Authority Special Calendar Matters

#### 1. Closed Session

##### *Overview*

A Closed Session will be held as follows:

Pursuant to Government Code Section 54957.6 to discuss negotiations with Teamsters Local 952 regarding the coach operators. The lead negotiator for the Orange County Transportation Authority is Maggie McJilton, Executive Director of People and Community Engagement and Teamsters Local 952 representative.

#### 2. Presentation of Resolutions of Appreciation for Employees of the Month

##### *Overview*

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2023-066, 2023-067, and 2023-068 to Khai Tran, Coach Operator; Mister Davidson, Maintenance; Richard Teano, Administration, as Employees of the Month for November 2023.

## BOARD MEETING AGENDA

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### 3. Proposed 2024 Board of Directors Meetings Calendar

Andrea West/Jennifer L. Bergener

#### **Overview**

Presented for consideration and approval are the proposed 2024 Board of Directors and Committee meetings calendars, depicting the dates of the Board of Directors and Committee meetings and holidays for the year.

#### **Recommendation**

Approve the Orange County Transportation Authority and affiliated agencies 2024 Board of Directors meetings calendar.

#### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

### **Consent Calendar (Items 4 through 16)**

All matters on the Consent Calendar are to be approved in one motion unless a Board Member or a member of the public requests separate action on a specific item.

### **Orange County Transportation Authority Consent Calendar Matters**

#### 4. Approval of Minutes

##### **Recommendation**

Approve the minutes of the November 13, 2023 Orange County Transportation Authority and affiliated agencies' regular meeting.

##### **Attachments:**

[Minutes](#)

#### 5. OCTA Store Operations, Internal Audit Report No. 24-504

Jonathan Thompson/Janet Sutter

##### **Overview**

The Internal Audit Department of the Orange County Transportation Authority has completed an audit of OCTA Store Operations. Based on the audit, controls are adequate and operating. Management has implemented standard operating procedures that ensure proper safeguarding of cash, transponders, and pass fare media and exercises appropriate security over the premises.

##### **Recommendation**

Receive and file OCTA Store Operations, Internal Audit Report No. 24-504, as an information item.

##### **Attachments:**

## BOARD MEETING AGENDA

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[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

### 6. Orange County Employees Retirement System Early Payment for Fiscal Year 2024-25

Robert Davis/Andrew Oftelie

#### **Overview**

The Orange County Employees Retirement System has offered an early payment discount to member agencies of seven percent if they elect to prepay their contributions for fiscal year 2024-25. Advance payments must be received by January 11, 2024. The estimated savings for the Orange County Transportation Authority over the next year and a half under this payment option will total approximately \$345,000. Board of Directors' authorization is requested for the early payment option.

#### **Recommendation**

Authorize the early payment of approximately \$34.8 million by January 11, 2024, to the Orange County Employees Retirement System, for employer contributions for fiscal year 2024-25.

#### **Attachments:**

[Transmittal](#)

[Staff Report](#)

### 7. Fiscal Year 2022-23 Audited Financial Statements and Independent Auditor's Reports on Internal Control Over Financial Reporting

Rima Tan/Andrew Oftelie

#### **Overview**

The Orange County Transportation Authority is required to obtain an independent auditor's opinion on various financial statements and schedules. Crowe LLP, an independent accounting firm, has completed its annual audit of the Orange County Transportation Authority for fiscal year 2022-23. In addition, a report has been issued on the results of additional analysis performed by Crowe LLP, to assist management in determining compliance with certain state requirements.

#### **Recommendations**

- A. Receive and file the fiscal year 2022-23 audited financial statements and independent auditor's report on internal control over financial reporting as information items.
- B. Direct staff to implement auditor recommendations related to findings over internal controls.

#### **Attachments:**

## BOARD MEETING AGENDA

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[Transmittal](#)  
[Staff Report](#)  
[Attachment A](#)  
[Attachment B](#)  
[Attachment C](#)  
[Attachment D](#)  
[Attachment E](#)  
[Attachment F](#)

8. **Update on the Loan Agreements with the Cities of Anaheim, Placentia, and the West Orange County Water Board**

Sam Kaur/Andrew Oftelie

**Overview**

The Orange County Transportation Authority Board of Directors authorized loan agreements with the cities of Anaheim, Placentia, and the West Orange County Water Board. This report provides the annual update on the status of each of these agreements as requested by the Board of Directors.

**Recommendation**

Receive and file as an information item.

**Attachments:**

[Transmittal](#)  
[Staff Report](#)  
[Attachment A](#)

9. **Fiscal Year 2023-24 First Quarter Grant Reimbursement Status Report**

Sam Kaur/Andrew Oftelie

**Overview**

The Quarterly Grant Reimbursement Status Report summarizes grant activities for the Orange County Transportation Authority Board of Directors. This report focuses on activity for the first quarter of fiscal year 2022-23, covering July through September 2023.

**Recommendation**

Receive and file as an information item.

**Attachments:**

[Transmittal](#)  
[Staff Report](#)  
[Attachment A](#)  
[Attachment B](#)  
[Attachment C](#)  
[Attachment D](#)  
[Attachment E](#)

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### 10. Status Report of State Legislation Enacted in 2023

Clara Brotcke/Lance M. Larson

#### **Overview**

At the conclusion of the 2023 state legislative session, 890 bills were signed into law by Governor Newsom and chaptered by the Secretary of State, while 156 bills were vetoed. A report containing an analysis of legislation relevant to the Orange County Transportation Authority is provided.

#### **Recommendation**

Receive and file as an information item.

#### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

### 11. Performance Evaluation of State Legislative Advocate, Topp Strategies

Alexis Leicht/Lance M. Larson

#### **Overview**

The firm Topp Strategies provides state legislative advocacy services for the Orange County Transportation Authority. A staff evaluation of the services provided during this legislative session is presented to the Board of Directors for consideration and further comment.

#### **Recommendation**

Receive and file the staff evaluation of the state advocacy services of Topp Strategies as an information item and provide any additional comments.

#### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

### 12. Performance Evaluation of Federal Legislative Advocate, Potomac Partners, DC

Lance M. Larson

#### **Overview**

The firm Potomac Partners, DC provides federal legislative advocacy services for the Orange County Transportation Authority in Washington, DC. A staff evaluation of the services provided this legislative session is presented to the Board of Directors for consideration and further comment.

#### **Recommendation**

Receive and file the staff evaluation of the federal advocacy services of Potomac Partners, DC as an information item and provide any additional comments.

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***Attachments:***

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

**13. Orange County Transportation Authority's 2023-24 State and Federal Legislative Platforms**

Alexis Leicht/Lance M. Larson

***Overview***

Halfway through each legislative session, staff conducts a refresh to the Orange County Transportation Authority's State and Federal Legislative Platforms to ensure updates are provided on relevant issues that are anticipated to be of discussion for the upcoming year. The final drafts of the revised 2023-24 Orange County Transportation Authority State and Federal Legislative Platforms are submitted for consideration and adoption by the Orange County Transportation Authority Board of Directors.

***Recommendations***

- A. Adopt the revised final draft of the 2023-24 State and Federal Legislative Platforms.
- B. Direct staff to distribute the adopted platforms to elected officials, advisory committees, local governments, affected agencies, the business community, and other interested parties.

***Attachments:***

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

### **Orange County Transit District Consent Calendar Matters**

**14. Approval to Release Invitation for Bids for Driver Protection System**

Cliff Thorne/Johnny Dunning, Jr.

***Overview***

The Orange County Transportation has developed an invitation for bids to initiate a competitive procurement process to purchase driver protection systems for use in the OC Bus fixed-route service. Board of Directors' approval to release an invitation for bids for the procurement of up to 204 driver protection systems to be installed as a retrofit in the fixed-route operated buses is requested.

***Recommendation***

Approve the release of Invitation for Bids 3-2843 to procure driver protection systems to be installed as a retrofit in up to 204, 40-foot and 60-foot OC Bus fixed-route buses.

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**Attachments:**

[Staff Report](#)

[Attachment A](#)

**15. Amendment to Agreement for Hydrogen Station Operation, Maintenance, and Fuel Delivery**

Dayle Withers/Johnny Dunning, Jr.

**Overview**

On November 13, 2017, the Orange County Transportation Authority Board of Directors approved an agreement with Trillium USA Company LLC to install a fully operational hydrogen fueling station at the Santa Ana Bus Base to provide operation and maintenance service and deliver hydrogen fuel. An amendment is required to exercise the second option term for station operation and maintenance, and hydrogen fuel delivery.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 8 to Agreement No. C-7-1577 between the Orange County Transportation Authority and Trillium USA Company LLC, in the amount of \$625,049, to exercise the second option term of the agreement from January 1, 2024 through December 31, 2024, for continued hydrogen station operation, maintenance, and hydrogen fuel delivery. This will increase the maximum obligation of the agreement to a total contract value of \$8,651,734.

**Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

**Orange County Local Transportation Authority Consent Calendar Matters**

**16. Approval to Release Request for Proposals for Harbor Boulevard Pilot Innovative Transit Signal Priority Study**

Alicia Yang/Kia Mortazavi

**Overview**

Harbor Boulevard is a vital central Orange County multimodal corridor that serves over 10,000 daily passengers and 50,000 daily vehicles. The Orange County Transportation Authority has developed a request for proposals to initiate a competitive procurement process to retain consultant services for the preparation of a study that will focus on planning and testing transit signal priority solutions to enhance bus operations and reliability and improve the customer experience. Board of Directors' approval is requested for the evaluation criteria and release the request for proposals.

**Recommendations**

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 3-2944 for the selection of a consultant to perform the Harbor Boulevard Pilot Innovative Transit Signal Priority Study.



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- B. Approve the release of Request for Proposals 3-2944 for consultant services to deliver the Harbor Boulevard Pilot Innovative Transit Signal Priority Study.

**Attachments:**

[Staff Report](#)

[Attachment A](#)

### Regular Calendar

#### Orange County Transportation Authority Regular Calendar Matters

**17. Proposed Revisions to Orange County Transportation Authority's Procurement Policies and Procedures**

Pia Veesapen/Andrew Oftelie

**Overview**

The Orange County Transportation Authority Board of Directors has adopted policies and procedures that guide all procurement activities. The Board of Directors periodically reviews these policies and procedures and may make changes as necessary in an effort to conform to changing business needs while continuing to ensure procurements are conducted in a fair, transparent, and equitable manner for all vendors and provide for the best value and use of taxpayer dollars.

**Recommendation**

Adopt the proposed revisions to the Orange County Transportation Authority's Procurement Policies and Procedures and authorize staff to implement the recommended changes.

**Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Presentation](#)

#### Orange County Local Transportation Authority Regular Calendar Matters

**18. Amendment to Cooperative Agreement with the Southern California Regional Rail Authority for the San Juan Creek Bridge Replacement Project**

Jason Lee/James G. Beil

**Overview**

On April 14, 2020, the Orange County Transportation Authority entered into a cooperative agreement with the Southern California Regional Rail Authority for construction capital and construction support services for the San Juan Creek Bridge Replacement Project. Board of Directors' approval is requested to amend the cooperative agreement for additional funding for construction capital and construction support services.

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### **Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Cooperative Agreement No. C-0-2540 between the Orange County Transportation Authority and the Southern California Regional Rail Authority, in the amount of \$22,578,258, for additional construction capital and construction support services for the San Juan Creek Bridge Replacement Project. This will increase the maximum cumulative obligation of the cooperative agreement to a total contract value of \$59,481,903.
  
- B. Authorize the use of up to \$17 million in SB 125 (Chapter 54, Statutes of 2023) Transit and Intercity Rail Capital Program funds and \$5,578,258 in SB 1 (Chapter 5, Statutes of 2017) State of Good Repair funds from fiscal year 2024-25 for the construction phase of the San Juan Creek Bridge Replacement Project.
  
- 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.
  
- D. Amend the Orange County Transportation Authority's Fiscal Year 2023-24 Budget by \$22,578,258 to accommodate the additional budget needed for the San Juan Creek Bridge Replacement Project.

### **Attachments:**

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

## **19. Interstate 405 Improvement Project Update**

Jeff Mills/James G. Beil

### **Overview**

The Orange County Transportation Authority is currently underway with the implementation of the Interstate 405 Improvement Project. This report provides a project update.

### **Recommendation**

Receive and file as an information item.

### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Presentation](#)

# BOARD MEETING AGENDA

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## Discussion Items

**20. Draft Connect SoCal 2024 Overview**

Gregory Nord/Kia Mortazavi

**Overview**

Kome Ajise, Executive Director at the Southern California Association of Governments will present an overview of the draft Regional Transportation Plan and Sustainable Communities Strategy, Connect SoCal 2024.

**Attachments:**

[Presentation](#)

**21. Public Comments**

**22. Chief Executive Officer's Report**

**23. Directors' Reports**

**24. Adjournment**

The next regularly scheduled meeting of this Board will be held:

**9:00 a.m., on Monday, December 11, 2023**

OCTA Headquarters

Board Room

550 South Main Street

Orange, California