



MINUTES

Executive Committee Meeting

Committee Members Present

Tim Shaw, Chairman
Steve Jones, Vice Chairman
Lisa A. Bartlett
Laurie Davies
Andrew Do
Michael Hennessey
Mark A. Murphy

Staff Present

Darrell E. Johnson, Chief Executive Officer
Laurena Weinert, Clerk of the Board
Olga Prado, Assistant Clerk of the Board
James Donich, General Counsel (conference call)
Cassie Trapesonian, Assistant General Counsel
OCTA Staff and Members of the General Public

Committee Members Absent

None

Call to Order

The April 1, 2019 regular meeting of the Executive Committee was called to order by Chairman Shaw at 9:03 a.m.

Pledge of Allegiance

Director M. Murphy led in the Pledge of Allegiance.

1. Public Comments

There were no public comments.

Special Calendar

There were no Special Calendar matters.

Consent Calendar (Items 2 and 3)

2. Approval of Minutes

A motion was made by Director Davies, seconded by Director Bartlett, and declared passed by those present, to approve the minutes of the Executive Committee meeting of March 4, 2019.

Director Do was not present to vote on this item.



3. Amendment to Agreement for Project Report/Environmental Document Services for the Interstate 5 Improvement Project from North of Interstate 405 to State Route 55

A motion was made by Director Davies, seconded by Director Bartlett, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 3 to Agreement No. C-3-1433 between the Orange County Transportation Authority and URS Corporation, dba URS Corporation Americas, in the amount of \$250,000, and to extend the term of the agreement by 11 months from October 31, 2018 through September 30, 2019, to continue to provide consultant services for the development of a project report and environmental document for the Interstate 5 Improvement Project from north of Interstate 405 to State Route 55. This will increase the maximum obligation of the agreement to a total contract value of \$7,218,611.

Director Do was not present to vote on this item.

Regular Calendar

4. Eligibility Determination for the City of Stanton

Kurt Brotcke, Director of Strategic Planning, introduced Joe Alcock, Section Manager, Local Programs, who works with the cities on Measure M2 (M2) eligibility.

Mr. Brotcke reported on an issue presented at the March 27, 2019 Finance and Administration (F&A) Committee meeting that the Orange County Transportation Authority's Internal Auditor prepared an audit going to the April 8, 2019 Board of Directors (Board) meeting, which found that the City of Stanton (Stanton) did not have sufficient expenditures for fiscal year 2017-18 to meet its M2 maintenance of effort (MOE) requirements.

Mr. Brotcke stated that the recommendation is to hold a hearing at the April 22, 2019 Board meeting to find Stanton ineligible to receive M2 funds.

A discussion ensued regarding:

- If the Board takes action that Stanton does not meet the M2 MOE requirements, the payments to Stanton would be suspended. In addition, the Board would need to further discuss at its April 22nd Board meeting, if the funds are to either be banked or redistributed to other cities.



4. (Continued)

- F&A Committee Chairman Hennessey stated:
 - This item was discussed at the recent F&A Committee meeting.
 - The Taxpayer Oversight Committee (TOC) oversees the M2 Ordinance.
 - Concerns about having a negative finding from the TOC.
 - Important to send a message that if an additional audit is needed, he suggested that the local jurisdiction pay for the audit to ensure its in compliance.
- In the 29 years the Orange County Transportation Authority (OCTA) has administered the original Measure M and M2 programs, OCTA has never had an instance in which it found a local jurisdiction not meeting the M2 MOE.
- Board Vice Chairman Jones expressed that Stanton is not the “richest” city in Orange County and consider a “softer” mechanism for Stanton to ensure compliance.
- Janet Sutter, Executive Director of Internal Audit, stated the following:
 - Highlighted the audit process and findings,
 - Stanton is aware of the findings,
 - The MOE is tied to the gas tax guidelines,
 - OCTA has M2 guidelines, and
 - Every year OCTA meets with the cities’ finance directors to provide information on allowable costs and where the city can finance.
- Stanton’s ineligible expenses are approximately \$8,600.
- Important to be consistent, complainant, and have a deterrent.
- With the exception to Stanton, the local jurisdictions are in compliance with M2.

A motion was made by Director Do, seconded by Director Hennessey, to amend the recommended action to include that if a local jurisdiction is found not in compliance with Measure M2 and if an additional audit is needed, the local jurisdiction would pay for the audit to ensure compliance with Measure M2.

James Donich, General Counsel, stated that the item before this Committee is a receive and file information item and no action is required. Director Do agreed to change the motion to a staff directive.

Following the discussion, no action was taken on this receive and file information item.



Discussion Items

5. Chief Executive Officer's Report

Darrell E. Johnson, Chief Executive Officer (CEO), reported:

- Interstate 5 (I-5) Central Improvements Project:
 - Construction is underway.
 - Planning to permanently close the northbound I-5/Main Street high-occupancy vehicle (HOV) lanes on- and off-ramps, and the ramp closures will be delayed for a few weeks. OCTA will continue to notify the community and the Board when the closures will occur.
 - OCTA will host a stakeholder working group at the OCTA Headquarters on Wednesday, April 3rd at 10:00 a.m., to provide a project overview.

- Angels Express:
 - On Friday, April 5th at 5:00 p.m., OCTA will host a kick off event at the Irvine Metrolink Station.
 - Angels Hall of Famer Bobby Grich will sign autographs.
 - He, along with Chairman Shaw, will participate at the event.

- Taco Transit Tuesday:
 - On Tuesday, April 2nd, OCTA will kick off a fun new promotion called Taco Transit Tuesday.
 - OCTA teamed with Wahoo's restaurants to offer a free taco on Tuesdays, with the purchase of a No. 1 combo at a Wahoo's and a valid OC Bus, OC Flex, or Metrolink pass.
 - For more information about the promotion, go to www.TacoTransitTuesday.com

6. Committee Members' Reports

Director Bartlett stated the following:

- There are some onerous and overreaching legislative bills that affect some transit agencies. She asked that OCTA monitor the bills and be supportive of the other agencies.
- Provided her, and the County of Orange's (County), position on the County's Los Patrones Parkway extension project (Los Patrones) and stated that the project needs to be an independent utility and not connected with the Transportation Corridor Agencies dual express lanes project on the I-5.



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6. (Continued)

- Expressed that the Los Patrones project could be in partnership with other projects that enhance regional mobility with the I-5 extension from Avenida Pico to the county line and Ortega Highway widening project.

Darrell E. Johnson, CEO, responded that OCTA would be happy to work with the County on any projects that expand the Master Plan of Arterial Highways.

Mr. Johnson, CEO, noted for the record, that while OCTA understands there is a proposal to convert the I-5 from HOV to express lanes, OCTA recommends the recently opened I-5 HOV lanes M2 project, in south Orange County, not be converted to express lanes before the end of the M2 useful life.

7. Closed Session

A Closed Session was held for the following:

- A. Pursuant to Government Code Section 54957(b) to evaluate the performance of the Chief Executive Officer, Darrell E. Johnson.
- B. Pursuant to Government Code Section 54957.6 to meet with the designated representative, Chairman Tim Shaw, regarding the compensation of the Chief Executive Officer, Darrell E. Johnson.

There was no report out for the above Closed Session items. Director Do was not present for the Closed Session items.

8. Adjournment

The Executive Committee meeting adjourned at 9:29 a.m. The next regularly scheduled meeting of this Committee will be held at **9:00 a.m. on Monday, May 6, 2019**, at the Orange County Transportation Authority Headquarters, 550 South Main Street, Board Room – Conference Room 07, Orange, California.

ATTEST

Laurena Weinert
Clerk of the Board

Tim Shaw
Chairman