

Orange County Transportation Authority

Board Agenda Monday, December 9, 2024 at 9:00 a.m.

550 South Main Street, Orange, California

REVISED

Board Members

Tam T. Nguyen, Chair Doug Chaffee, Vice Chair Valerie Amezcua Jon Dumitru Jamey Federico Katrina Foley Patrick Harper Michael Hennessey Fred Jung Farrah N. Khan Stephanie Klopfenstein Carlos A. Leon Vicente Sarmiento John Stephens Mark Tettemer Donald P. Wagner Lan Zhou, Ex-Officio

Teleconference Location:

City of Fullerton City Hall 303 W. Commonwealth Ave. Fullerton 92832

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 or through the Clerk of the Board's office at the OCTA Headquarters, 600 South Main Street, Orange, California.

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 within the subject matter jurisdiction of the Orange County Transportation Authority. Please complete a speaker's card and submit it to the Clerk of the Board and notify the Clerk regarding the agenda item number on which you wish to speak. Speakers will be recognized by the Chair at the time of the agenda item is to be considered by the Board. Comments will be limited to three minutes. The Brown Act prohibits the Board from either discussing or taking action on any non-agendized items.

Written Comment

Written public comments may also be submitted by emailing them to 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 Wagner

Pledge of Allegiance

Director Federico

Roll Call

1. Closed Session

Overview

A Closed Session will be held as follows:

Pursuant to Government Code Section 54956.9(d)(1) - Conference with General Counsel - Existing Litigation - City of Fountain Valley v. Orange County Transportation Authority - OCSC Case No. 30-2018-00977509, Orange County Transportation Authority v. Degelas - OCSC Case No. 30-2018-00977086.

Special Calendar

Orange County Transportation Authority Special Calendar Matters

2. Salute to Outgoing Orange County Transportation Authority Board of Directors

Overview

Present Orange County Transportation Authority Resolution of Appreciation No. 2024-089 to outgoing Board Member Farrah N. Khan.

3. Presentation of Resolutions of Appreciation for Employees of the Month

Overview

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2024-095, 2024-096, and 2024-097 to Felipe Michel, Coach Operator; Juan Sanchez, Maintenance; Louis Zhao, Administration, as Employees of the Month for December 2024.

4. Presentation of Resolutions of Appreciation for Participants of the Orange County Transportation Authority Employee Rotation Program

Christina Perez/Maggie McJilton

Overview

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2024-094 and 2024-093 to Michael Cardozo, Contracts Administration and Materials Management and David Aguirre, Human Resources as members of the 2023/2024 Employee Rotation Program.

Consent Calendar (Items 5 through 26)

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

5. Approval of Minutes

Clerk of the Board

Recommendation(s)

Approve the minutes of the November 25, 2024 Orange County Transportation Authority and affiliated agencies' regular meeting.

Attachments:

Minutes

6. Purchasing Cards, Internal Audit Report No. 25-505

Jonathan Thompson/Janet Sutter

Overview

The Internal Audit Department of the Orange County Transportation Authority has completed an audit of purchasing cards. Based on the audit, controls to ensure transactions are valid, allowable, authorized, and in compliance with policies and procedures are generally adequate; however, one recommendation has been made to update policies and practices to better ensure compliance and avoid errors.

Recommendation(s)

Direct staff to implement one recommendation provided in Purchasing Cards, Internal Audit Report No. 25-505.

Attachments:

Transmittal

Staff Report

Attachment A

7. 405 Express Lanes Update for the Period Ending September 30, 2024

Kirk Avila

Overview

The Orange County Transportation Authority oversees the operations of the 405 Express Lanes, which commenced operations on December 1, 2023. Over the last quarter, there were approximately 16.9 million transactions and 4.3 million trips generated on the 405 Express Lanes. This report focuses on the operational and financial activities for the period ending September 30, 2024.

Recommendation(s)

Receive and file as an information item.

Attachments:

Transmittal

Staff Report

Attachment A

8. 91 Express Lanes Update for the Period Ending - September 30, 2024

Kirk Avila

Overview

The Orange County Transportation Authority has owned and managed the operations of the 91 Express Lanes since January 2003. Since then, traffic volumes and toll revenues have fluctuated with changes in the economy and the added capacity to the State Route 91 corridor. Over the last quarter, over 5.5 million trips were taken on the 91 Express Lanes in Orange County. This report focuses on the operational and financial activities for the period ending September 30, 2024.

Recommendation(s)

Receive and file as an information item.

Attachments:

Transmittal

Staff Report

Attachment A

Attachment B

9. First Quarter Fiscal Year 2024-25 Procurement Status Report

Pia Veesapen/Andrew Oftelie

Overview

The first quarter procurement status report summarizes the procurement activities for information purposes to the Orange County Transportation Authority Board of Directors. This report focuses on procurement activity from July 1, 2024 through September 30, 2024, that was approved by the Board of Directors during this period. The first quarter procurement status report also projects future procurement activity for the second quarter as identified in the fiscal year 2024-25 budget.

Recommendation(s)

Receive and file as an information item.

Attachments:

Transmittal

Staff Report

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Attachment F

Attachment G

10. Fiscal Year 2024-25 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 2024-25, covering July through September 2024.

Recommendation(s)

Receive and file as an information item.

Attachments:

Transmittal

Staff Report

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11. Orange County Transportation Authority Investment and Debt Programs Report - October 2024

Robert Davis/Andrew Oftelie

Overview

The Orange County Transportation Authority has a comprehensive investment and debt program to fund its immediate and long-term cash flow demands. Each month, the Treasurer submits a report detailing investment allocation, performance, compliance, outstanding debt balances, and credit ratings for the Orange County Transportation Authority's debt program. This report is for the month ending October 31, 2024. Starting in October 2024, the managed portfolio has been divided into two segments: a 1-3 year portfolio and a 1-5 year portfolio. The report has been reviewed and is consistent with the investment practices contained in the investment policy.

Recommendation(s)

Receive and file as an information item.

Attachments:

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12. 2025 Active Transportation Program Regional Project Prioritization Point Assignments for Orange County

Louis Zhao/Kia Mortazavi

Overview

On March 21, 2024, the California Transportation Commission adopted the 2025 Active Transportation Program guidelines and issued a two-tiered call for projects, the State of California Statewide call for projects, and the Southern California Association of Governments' regional program. The Orange County Transportation Authority can assign additional points to project applications from Orange County agencies to augment scores, which will be considered during the regional program review. The assignment of points for Orange County applications is presented for the Board of Directors' approval.

Recommendation(s)

- A. Approve the Orange County 2025 Active Transportation Program project prioritization point assignments for submittal to the Southern California Association of Governments.
- B. Authorize the Chief Executive Officer, or his designee, to provide concurrence on future project scope changes and substitutions as needed for the 2025 Active Transportation Program projects.
- C. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program to facilitate the above actions.

Attachments:

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13. State and Federal Grant Acceptance for the Coastal Rail Infrastructure Resiliency Project

Louis Zhao/Kia Mortazavi

Overview

In October 2024, the Orange County Transportation Authority received grant awards for the Project Coastal Rail Infrastructure Resiliency Improvement from the California Transportation Commission for \$80 million in advance programming of 2024 SB 1 (Chapter 5, Statutes of 2017) Trade Corridor Enhancement Program funding, from the California State Transportation Agency for \$125 million in 2024 Cycle 7 Transit and Intercity Rail Capital Program funding, and from the Federal Railroad Administration for \$100 million in 2024 Consolidated Rail Infrastructure and Safety Improvements Program funding. Board of Directors' approval is requested to accept these grants.

Recommendation(s)

- A. Adopt Resolution No. 2024-088, to accept the SB 1 Trade Corridor Enhancement Program grant award from the California Transportation Commission for \$80 million, to commit the required 30 percent match from the Federal Railroad Administration award, and to negotiate and execute any grant-required agreements including the baseline agreement.
- B. Authorize the Chief Executive Officer, or designee, to accept the 2024 Cycle 7 Transit and Intercity Rail Capital Program grant award from the California State Transportation Agency for \$125 million for the Coastal Rail Infrastructure Resiliency Improvement Project, and to negotiate and execute grant-related agreements and documents with the California State Transportation Agency and California Department of Transportation.
- C. Authorize the Chief Executive Officer, or designee, to accept the Consolidated Rail Infrastructure and Safety Improvements Program grant award from the Federal Railroad Administration for \$100 million for the Coastal Rail Infrastructure Resiliency Improvement Project, and to negotiate and execute grant-related agreements and documents with the Federal Railroad Administration.
- D. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program to facilitate programming of the Coastal Rail Infrastructure Resiliency Improvement Project.

Attachments:

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Orange County Transit District Consent Calendar Matters

14. Proposed Management Plan for the Administrative Headquarters Building

Sean Murdock/Andrew Oftelie

Overview

On October 25, 2024, the Orange County Transportation Authority closed escrow and assumed ownership of the property located at 2677 N. Main Street, Santa Ana, California. This property will serve as the administrative headquarters for the Orange County Transportation Authority. Ownership of the property will require oversight of tenants, property management, service contracts, and building maintenance. In order to effectively carry out these ownership responsibilities, Board of Directors' authorization for the Chief Executive Officer to negotiate and execute lease agreements with tenants and service contracts necessary for the ongoing operations and maintenance of the property is recommended.

Recommendation(s)

- A. Authorize the Chief Executive Officer, or his designee, to negotiate and execute lease agreements with tenants for lease maturities of no greater than ten years.
- B. Authorize the Chief Executive Officer, or his designee, to negotiate and execute service contracts necessary for the operations and maintenance of the property.

Attachments:

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Orange County Local Transportation Authority Consent Calendar Matters

15. Approval to Release Request for Proposals for Construction Management Support Services for the Interstate 5 Improvement Project Between Yale Avenue and State Route 55

Niall Barrett/James G. Beil

Overview

The Orange County Transportation Authority has developed a request for proposals to initiate a competitive procurement process to retain a consultant to provide construction management support services for the Interstate 5 Improvement Project between Yale Avenue and State Route 55.

Recommendation(s)

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 4-2614 for the selection of a consultant to provide construction management support services for the Interstate 5 Improvement Project between Yale Avenue and State Route 55.
- B. Approve the release of Request for Proposals 4-2614 to provide construction management support services for the Interstate 5 Improvement Project between Yale Avenue and State Route 55.
- C. Authorize the use of up to \$22.7 million in Measure M2 freeway funds for construction management support services for the Interstate 5 Improvement Project between Yale Avenue and State Route 55.

Attachments:

Staff Report
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16. Cooperative Agreement with the California Department of Transportation for the Interstate 5 Improvement Project Between Yale Avenue and State Route 55

Niall Barrett/James G. Beil

Overview

The Orange County Transportation Authority proposes to enter into a cooperative agreement with the California Department of Transportation for construction capital and construction management support services for the Interstate 5 Improvement Project between Yale Avenue and State Route 55, which is Segment 2 of the Interstate 5 Improvement Project between Interstate 405 and State Route 55.

Recommendation(s)

- A. Authorize the use of \$210,033,000 in Measure M2 funds for the Interstate 5 Improvement Project between Yale Avenue and State Route 55.
- B. Authorize the inclusion of \$27,861,000 in State Highway Operations and Protection Program funds for the Interstate 5 Improvement Project between Yale Avenue and State Route 55.
- C. Authorize the use of \$9,780,000 in Local Partnership Program Formula funds for the Interstate 5 Improvement Project between Yale Avenue and State Route 55.
- D. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-4-2645 between the Orange County Transportation Authority and the California Department of Transportation, in the amount of \$247,674,000, comprised of a construction capital share of \$202,243,000, and a construction management services share of \$45,431,000 for the Interstate 5 Improvement Project between Yale Avenue and State Route 55.

E. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program and execute or amend all necessary agreements to facilitate the above action.

Attachments:

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17. Amendment to Agreement for Additional Design Services for State Route 91 Improvement Project Between State Route 55 and Lakeview Avenue

Jeannie Lee/James G. Beil

Overview

On September 4, 2019, the Orange County Transportation Authority Board of Directors authorized an agreement with Parsons Transportation Group, Inc., for the preparation of plans, specifications, and estimates for the State Route 91 Improvement Project between State Route 55 and Lakeview Avenue. An amendment to the existing agreement is required for additional design services.

Recommendation(s)

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Agreement No. C-9-1160 between the Orange County Transportation Authority and Parsons Transportation Group, Inc., in the amount of \$773,126, for additional design services for the State Route 91 Improvement Project between State Route 55 and Lakeview Avenue. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$8,305,401.

Attachments:

Transmittal

Staff Report

Attachment A

18. Amendment to Agreement for Additional Design Services for State Route 91 Improvement Project Between La Palma Avenue and State Route 55

Jeannie Lee/James G. Beil

Overview

On February 10, 2020, the Orange County Transportation Authority Board of Directors authorized an agreement with WKE, Inc., for the preparation of plans, specifications, and estimates for the State Route 91 Improvement Project between La Palma Avenue and State Route 55. An amendment to the existing agreement is required for additional design services.

Recommendation(s)

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Agreement No. C-9-1557 between the Orange County Transportation Authority and WKE, Inc., in the amount of \$860,051, for additional design services for the State Route 91

Improvement Project between La Palma Avenue and State Route 55. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$17,348,935.

Attachments:

<u>Transmittal</u>

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19. Amendment to Cooperative Agreement with the City of Anaheim for the State Route 91 Improvement Project Between State Route 57 and State Route 55

Jeannie Lee/James G. Beil

Overview

On October 17, 2023, the Orange County Transportation Authority and the City of Anaheim entered into a cooperative agreement to provide project support services for the State Route 91 Improvement Project between State Route 57 and State Route 55. An amendment to the cooperative agreement is needed for additional support services.

Recommendation(s)

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Cooperative Agreement No. C-3-2751 between the Orange County Transportation Authority and the City of Anaheim, in the amount of \$1,201,000, for additional project support services. This will increase the maximum obligation of the cooperative agreement to a total value of \$1,446,000.

Attachments:

Transmittal

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20. Amendment to Cooperative Agreement with the California Department of Transportation for the State Route 91 Improvement Project Between State Route 55 and Lakeview Avenue

Jeannie Lee/James G. Beil

Overview

On July 10, 2023, Orange County Transportation Authority Board of Directors approved a cooperative agreement between the Orange County Transportation Authority and the California Department of Transportation for construction capital and construction management support services for the State Route 91 Improvement Project between State Route 55 and Lakeview Avenue. Board of Directors' approval is requested to amend the cooperative agreement for additional construction capital cost.

Recommendation(s)

A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Cooperative Agreement No. C-3-2655 between the Orange County Transportation Authority and the California Department of Transportation, in an amount of \$2,393,000, for additional construction capital cost for the State Route 91

Improvement Project between State Route 55 and Lakeview Avenue. This will increase the maximum cumulative obligation of the cooperative agreement to a total contract value of \$101,358,000.

- B. Authorize the use of \$2,393,000 in State Route 91 Express Lanes excess revenue for construction capital and construction support for the State Route 91 Improvement Project between State Route 55 and Lakeview Avenue.
- 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.

Attachments:

Transmittal

Staff Report

Attachment A

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21. Environmental Mitigation Program Endowment Fund Investment Report for September 30, 2024

Robert Davis/Andrew Oftelie

Overview

The Orange County Transportation Authority has developed a Natural Community Conservation Plan/Habitat Conservation Plan, acquired conservation properties, and funded habitat restoration projects to mitigate the impacts of Measure M2 freeway programs. The California Community Foundation manages the non-wasting endowment required to fund the long-term management of the conservation properties. Each quarter, the California Community Foundation publishes a comprehensive report detailing the composition of the pool and its performance.

Recommendation(s)

Receive and file as an information item.

Attachments:

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22. Measure M2 Environmental Mitigation Program Update

Lesley Hill/Kia Mortazavi

Overview

Measure M2 includes a program to deliver comprehensive mitigations for the biological impacts of 13 freeway projects in exchange for streamlined project approvals from state and federal resource agencies. The Environmental Mitigation Program has acquired conservation properties and provided funding for habitat restoration projects as part of the Natural Community Conservation Plan/Habitat Conservation Plan. A summary of recent Environmental Mitigation Program activities is provided for informational purposes.

Recommendation(s)

Receive and file as an information item.

Attachments:

<u>Transmittal</u>

Staff Report

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23. 2025 Technical Steering Committee Membership

Charvalen Alacar/Kia Mortazavi

Overview

The Orange County Transportation Authority Technical Advisory Committee provides feedback and input on Measure M2 local streets and roads-related items. The Technical Advisory Committee relies on a Technical Steering Committee to perform a more in-depth review of more complex technical items. Proposed 2025 Technical Steering Committee membership recommendations are presented for the Board of Directors' review and approval.

Recommendation(s)

Approve the proposed 2025 Technical Steering Committee membership recommendations.

Attachments:

Transmittal

Staff Report

Attachment A

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24. Comprehensive Transportation Funding Programs Semi-Annual Review - September 2024

Charvalen Alacar/Kia Mortazavi

Overview

The Orange County Transportation Authority recently completed the September 2024 semi-annual review of the Comprehensive Transportation Funding Programs projects. The review focused on the delivery status of Measure M2 grant-funded projects and allowed local jurisdictions to update project information and request modifications. Staff has evaluated the requests, and the recommended project adjustments are presented for Board of Directors' review and approval.

Recommendation(s)

- A. Approve requested adjustments to the proposed Comprehensive Transportation Funding Programs projects.
- B. Authorize the Chief Executive Officer to negotiate and execute cooperative agreement amendments for applicable cooperative agreements.

Attachments:

Transmittal

Staff Report

Attachment A

Attachment B

25. Measure M2 Quarterly Progress Report for the Period July 2024 through September 2024

Francesca Ching/Kia Mortazavi

Overview

Staff has prepared the Measure M2 Quarterly Progress Report for the first quarter of fiscal year 2024-25 as information for the Orange County Transportation Authority Board of Directors. This progress report highlights the delivery of Measure M2 projects and programs as promised to voters and the monitoring of external challenges. The full report will be available to the public via the Orange County Transportation Authority website.

Recommendation(s)

Receive and file as an information item.

Attachments:

Transmittal

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Attachment A

26. Agreement for Traffic Signal Improvements for Regional Traffic Signal Synchronization Program Projects

Amy Tran/Kia Mortazavi

Overview

On September 23, 2024, the Orange County Transportation Authority issued an invitation for bids for traffic signal improvements for three Regional Traffic Signal Synchronization Program projects funded by Measure M2, including Bake Parkway and Rockfield Boulevard, Crown Valley Parkway, and Moulton Parkway. Bids were received in accordance with the Orange County Transportation Authority's procurement policies and procedures for public works projects. Board of Directors' approval is requested to execute the construction agreement.

Recommendation(s)

Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-4-2435 between the Orange County Transportation Authority and Elecnor Belco Electric, Inc., the lowest responsive, responsible bidder, in the amount of \$4,517,664 for construction of traffic signal improvements for the Regional Traffic Signal Synchronization Program projects.

Attachments:

Transmittal

Staff Report

Regular Calendar

Orange County Transportation Authority Regular Calendar Matters

27. Fiscal Year 2024-25 Proposed Comprehensive Business Plan

Victor Velasquez/Andrew Oftelie

Overview

The Orange County Transportation Authority's Comprehensive Business Plan is a strategic business tool utilized to assess the financial viability of Orange County Transportation Authority programs and services. The plan assists the Orange County Transportation Authority in implementing its strategic goals and objectives within the framework of sound business practices and assesses the financial sustainability of all programs and services over a 20-year horizon.

Recommendation(s)

Approve the Fiscal Year 2024-25 Proposed Comprehensive Business Plan.

Attachments:

Transmittal

Staff Report

Attachment A

Presentation

28. 2024 OC Transit Vision Progress Update

Charles Main/Kia Mortazavi

Overview

The OC Transit Vision is a 30-year integrated master plan for enhancing and expanding public transit service in Orange County. This plan recommends improvements to existing transit service and identifies future potential transit corridors. The draft executive summary and action plan has been developed for Board of Directors' consideration. The final 2024 OC Transit Vision is expected to be complete by the end of 2024.

Recommendation(s)

Direct staff to incorporate draft recommendations into the final 2024 OC Transit Vision Report which will inform the upcoming 2026 Long-Range Transportation Plan.

Attachments:

Transmittal

Staff Report

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Presentation

29. Principles for 405 Express Lanes Excess Toll Revenue Policy and Expenditure Plan

Adriann Cardoso/Kia Mortazavi

Overview

Under state law, the Orange County Transportation Authority can use future 405 Express Lanes excess toll revenues for maintenance and improvements to the Interstate 405 corridor. At the October 14, 2024, Board of Directors meeting, following a review of the agreements and statutory requirements associated with the development of the future 405 Express Lanes Excess Toll Revenue Expenditure Plan, the Board of Directors directed staff to develop principles to help guide the use of excess toll revenues and the preparation of the expenditure plan. These principles are presented for Board of Directors' review and approval.

Recommendation(s)

- A. Approve the principles for developing the 405 Express Lanes Excess Toll Revenue Policy and the future 405 Express Lanes Excess Toll Revenue Expenditure Plan.
- B. Direct staff to return with a draft 405 Express Lanes Excess Toll Revenue Policy in 2025.

Attachments:

Transmittal

Staff Report

Attachment A

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Presentation

Discussion Items

- 30. Public Comments
- 31. Chief Executive Officer's Report
- 32. Directors' Reports
- 33. Adjournment

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

9:00 a.m., on Monday, January 13, 2025

OCTA Headquarters
Board Room

550 South Main Street

Orange, California