

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 April 23, 2018 regular meeting of the Orange County Transportation Authority (OCTA) and affiliated agencies was called to order by Chairwoman Bartlett at 9:01 a.m. at the OCTA Headquarters, 550 South Main Street, Board Room – Conference Room 07-08, Orange, California.

## Roll Call

Following the Invocation and Pledge of Allegiance, the Clerk of the Board noted a quorum was present, with the following Directors in attendance:

Directors Present: Lisa A. Bartlett, Chairwoman  
Tim Shaw, Vice Chairman  
Laurie Davies  
Barbara Delgleize  
Andrew Do  
Lori Donchak  
Steve Jones  
Mark A. Murphy  
Shawn Nelson  
Miguel Pulido  
Todd Spitzer  
Michelle Steel  
Tom Tait  
Gregory T. Winterbottom  
Adnan Maiah, Acting District Director  
California Department of Transportation District 12

Directors Absent: Michael Hennessey  
Richard Murphy  
Al Murray

Also Present: Darrell E. Johnson, Chief Executive Officer  
Laurena Weinert, Clerk of the Board  
Olga Prado, Assistant Clerk of the Board  
James Donich, General Counsel

## **Special Calendar**

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

**1. Presentation of Resolutions of Appreciation for Employees of the Month for March and April 2018**

Darrell E. Johnson, Chief Executive Officer (CEO), presented the OCTA Resolutions of Appreciation as follows:

- A. Resolution of Appreciation No. 2018-048, to Patrick Dawes, Maintenance, Employee of the Month for March 2018.
- B. Resolutions of Appreciation Nos. 2018-058, 2018-059, and 2018-060 to Cynthia Guardado, Coach Operator, Gilberto Anaya, Maintenance, and Kristopher Hewkin, Administration, as Employees of the Month for April 2018.

**2. Closed Session**

A Closed Session was held as follows:

- 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, Chairwoman Lisa A. Bartlett, regarding the compensation of the Chief Executive Officer.

**3. Annual Review and Compensation Adjustment for Chief Executive Officer, Darrell E. Johnson**

Chairwoman Bartlett stated that the Board of Directors (Board) met in Closed Session under Item 2 of the Board agenda, as well as announced that the votes will be bifurcated.

A motion was made by Chairwoman Bartlett, seconded by Director Pulido, and declared passed by those present, to approve for the Chief Executive Officer the following:

- A. 2.75 percent merit increase
- B. Contract extension of five years, from September 2019 through September 2024
- C. Five days of executive/administrative leave

Directors Steel and Tait voted in opposition.

**3. (Continued)**

A motion was made by Chairwoman Bartlett, seconded by Director Pulido, and declared passed by those present, to approve for the Chief Executive Officer a three percent special award. Directors M. Murphy, Nelson, Spitzer, Steel, and Tait voted in opposition.

**Consent Calendar (Items 4 through 15)**

**Orange County Transportation Authority Consent Calendar Matters**

**4. Approval of Minutes**

Director Donchak pulled the item and asked that Item 8 – Interstate 5 (Avenida Pico to San Diego County Line) Project Status Update for the April 9, 2018 Board minutes be revisited to reflect the actions that were directed in the lengthy discussion.

Mr. Johnson, CEO, responded that staff will revisit Item 8 of the April 9, 2018 Board minutes and return to the May 14, 2018 Board meeting. There was concurrence from the Board Members represented in Item 8 of the April 9, 2018 Board minutes to revisit.

A motion was made by Director Donchak, seconded by Director M. Murphy, and declared passed by those present, to continue the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of the April 9, 2018 Board of Directors meeting to the May 14, 2018 Board of Directors meeting.

**5. State Legislative Status Report**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to adopt an OPPOSE UNLESS AMENDED position on AB 2417 (Rodriguez, D-Pomona), which revises the board membership of the Metro Gold Line Foothill Extension Construction Authority.

**6. Federal Legislative Status Report**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to receive and file as an information item.

**7. Agreement for Financial Advisory Services**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to:

- A. Approve the selection of Sperry Capital Inc., as the firm to provide financial advisory services.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-7-2137 between the Orange County Transportation Authority and Sperry Capital Inc., in the amount of \$495,500, for a three-year initial term through April 30, 2021, with one, two-year option term, to provide financial advisory services.

**8. First Quarter 2018 Debt and Investment Report**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to receive and file the Quarterly Debt and Investment Report prepared by the Treasurer as an information item.

**9. Approval to Release Request for Proposals for Temporary Staffing Services**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to:

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 8-1593 to provide temporary staffing services.
- B. Approve the release of Request for Proposals 8-1593 to select a firm or firms to provide temporary staffing services for a three-year initial term with two, two-year option terms.

**10. Orange County Transportation Authority Code of Conduct**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to receive and file as an information item.

**11. Amendment to Agreement for Health Insurance Brokerage Services**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 3 to Agreement No. C-5-3799 between the Orange County Transportation Authority and Burnham Benefits Insurance Services in the amount of \$192,500, for additional brokerage services for coach operator employee benefits, and to extend the current agreement term for an additional 12 months through March 31, 2020. This will increase the maximum obligation of the agreement to a total contract value of \$403,500.

**12. Agreements for Health Insurance Services for Coach Operators**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to:

- A. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-8-1618 between the Orange County Transportation Authority and Kaiser Permanente Health Plan, Inc., on a cost per employee basis, for prepaid medical services from July 1, 2018 through December 31, 2018. The 2018 Kaiser Permanente Health Plan, Inc., premium cost will vary in accordance with actual enrollment.
- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Agreement No. C-1-2995 between the Orange County Transportation Authority and Delta Dental, on a cost per employee basis, for health maintenance organization dental services from July 1, 2018 through December 31, 2018. The 2018 Delta Dental health maintenance organization premium costs will vary in accordance with actual enrollment.
- C. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Agreement No. C-1-2996 between the Orange County Transportation Authority and California State Association of Counties - Excess Insurance Authority for Delta Dental, on a cost per employee basis, for preferred provider organization dental services from July 1, 2018 through December 31, 2018. The 2018 Delta Dental preferred provider organization premium costs will vary in accordance with actual enrollment.
- D. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Agreement No. C-1-2997 between the Orange County Transportation Authority and California State Association of Counties - Excess Insurance Authority for Vision Service Plan, on a cost per employee basis, for vision services from July 1, 2018 through December 31, 2018. The 2018 vision services premium costs will vary in accordance with actual enrollment.
- E. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Purchase Order No. C-7-1897 between the Orange County Transportation Authority and California State Association of Counties - Excess Insurance Authority for VOYA for life insurance from July 1, 2018 through December 31, 2018. The life insurance premium costs will vary in accordance with actual volume in the plan.

Director Tait did not participate on this item.

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

### **13. Award of Agreement for Three-Position Bicycle Racks for 40-Foot Buses**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to:

- A. Approve the selection of Complete Coach Works to provide hardware and installation of up to 484, three-position bicycle racks, with the option to purchase up to 73 additional units as needed.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-7-2136 between the Orange County Transportation Authority and Complete Coach Works in the amount of \$745,592, for the purchase and installation of up to 484, three-position bicycle racks, with an option to purchase 73 additional units as needed.

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

### **14. Taxpayer Oversight Committee Measure M2 Annual Public Hearing Results and Compliance Finding**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to receive and file as an information item.

### **15. Agreement for the Construction of the Right-of-Way Slope Stabilization Project**

A motion was made by Director Donchak, seconded by Director Nelson, and declared passed by those present, to:

- A. Find James McMinn, Inc., the apparent low bidder, as non-responsive due to failure to meet the federal requirement for Disadvantaged Business Enterprise participation.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-7-2047 between the Orange County Transportation Authority and Bosco Constructors, Inc., the lowest responsive, responsible bidder, in the amount of \$1,735,600, for construction of the right-of-way slope stabilization project.

## **Regular Calendar**

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

#### **16. OC Bus 360° Update**

Darrell E. Johnson, CEO, provided opening comments, and Kurt Brotcke, Director of Strategic Planning, reported on the OC Bus 360° efforts, as well as referenced on the screen Attachment A of the Staff Report.

A discussion ensued regarding:

- For the Santa Ana College Pilot Pass Program, after the first year, the student pass fee will be \$6.75 per semester.
- The American Public Transportation Association reports total bus ridership and does not report average weekday ridership.
- Director Nelson requested review, for the past year, of peer transit agencies bus ridership increases.
- Director Tait requested how much of the OC Bus 360° 12.8 percent ridership increase is due to the Santa Ana College Pilot Pass Program.
- Project V community shuttle services in south Orange County have been successful.
- OCTA-sponsored Senate Bill 1119 last week was heard out of policy and is working through the process, and the Board will be kept apprised on its status.

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

## **Discussion Items**

#### **17. Public Comments**

There were no public comments.

#### **18. Chief Executive Officer's Report**

Darrell E. Johnson, CEO, reported on the following:

- At the March 26<sup>th</sup> Board meeting, there was a hearing on several Resolutions of Necessity (RONs) in regards to the Interstate 405 (I-405) Improvement Project. One property owner requested a continuance of the RONs to the April 9<sup>th</sup> Board meeting, and OCTA continues to work on a potential settlement with the property owner.

**18. (Continued)**

- Last week, Andy Oftelie, Executive Director of Finance and Administration, and he were in New York for an investor conference sponsored by J.P. Morgan, as well as met with the institutional investors about the I-405 Improvement Project debt issuance.
- On Sunday, April 29<sup>th</sup> at 10:00 a.m., OCTA will host an equestrian ride at the Trabuco Rose property in Trabuco Canyon to give the horse-community an opportunity to view the property.
- OCTA was presented the “EPIC” award in the video production category by the California Association of Public Information Officers, for the “Play It Safe for Cyclists” videos.

**19. Directors' Reports**

There were no Directors' reports.

**20. Adjournment**

The meeting adjourned at 9:50 a.m.

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, May 14, 2018**, at the Orange County Transportation Authority Headquarters, 550 South Main Street, Board Room - Conference Room 07-08, Orange, California.

ATTEST:

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Laurena Weinert  
Clerk of the Board

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Lisa A. Bartlett  
OCTA Chairwoman