



**June 5, 2023**

**To:** Executive Committee

**From:** Darrell E. Johnson, Chief Executive Officer

**Subject:** Amendment to Cooperative Agreement with the County of Orange, Orange County Sheriff's Department

A handwritten signature in blue ink, appearing to read "Darrell E. Johnson", is written over the "From:" field of the memo.

**Overview**

On July 13, 2020, the Board of Directors approved a five-year agreement with the County of Orange, Orange County Sheriff's Department, to provide Transit Police Services. The contract is required to be amended annually to include the necessary firm-fixed cost for each fiscal year. Board of Directors' approval is requested to amend the agreement to include necessary funding for fiscal year 2023-24.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Cooperative Agreement No. C-0-2330 between the Orange County Transportation Authority and County of Orange, Orange County Sheriff's Department, in the amount of \$11,396,565, for Transit Police Services, effective July 1, 2023, through June 30, 2024. This will increase the maximum obligation of the agreement to a total contract value of \$44,810,826.

**Discussion**

The County of Orange, Orange County Sheriff's Department (OCSD), has provided Transit Police Services (TPS) for Orange County Transportation Authority's (OCTA) patrons, employees, and properties since 1993. On July 13, 2020, OCTA's Board of Directors (Board) approved a cooperative agreement for five years with the OCSD to provide TPS.

The OCSD is required to annually develop a fiscal year (FY) budget for each of the five years in the contract. After the FY budget is developed, OCSD submits the budget to OCTA for review and concurrence. An amendment is then required to increase the overall contract value to cover the cost of services for the FY as well as any modifications to scope or level of services. For FY 2023-24, OCTA

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requested no changes to the level of service provided by OCSD for TPS. The \$11,396,565 budget request represents a decrease of 2.38 percent over the amount budgeted for FY 2022-23. The decrease is associated with lower costs of benefits resulting from the negotiated labor contract for OCSD.

Services provided by OCSD are listed on Attachment A. In addition to these services, OCSD also provides countywide services such as the Hazardous Devices Squad, Special Weapons and Tactics Team, Special Victims Unit, and the Orange County Intelligence Assessment Center. The OCSD deputies assigned to TPS carry full police authorities, allowing them to conduct investigations and make misdemeanor and felony arrests. A fact sheet summarizing the services provided in this cooperative agreement is included as Attachment B.

#### Fiscal Impact

Amendment No. 4 to Cooperative Agreement No. C-0-2330 is included in the OCTA proposed FY 2023-24 Budget, with \$10,948,608 budgeted for fixed-route service, right-of-way rail support, and general services. There is also \$447,957 budgeted for special services, which includes patrol of OCTA-owned environmental mitigation properties, three explosive detection canine and bomb technician handler teams, transit security overtime for Visual Intermodal Prevention and Response (VIPR) and Anti-Terrorism-Anti-Crime (ATAC) to be utilized for high-security risk events. Patrol costs will be subsidized by Measure M2, and the canine units are funded with Transportation Security Administration grant funds. The VIPR and ATAC are funded with Transit Security Grant Program funds.

#### **Summary**

Staff recommends the Board of Directors authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Cooperative Agreement No. C-0-2330 between the Orange County Transportation Authority and the County of Orange, Orange County Sheriff's Department, in the amount of \$11,396,565 for the provision of Transit Police Services from July 1, 2023 through June 30, 2024, bringing the maximum contract obligation to \$44,810,826.

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**Attachments**

- A. County of Orange, Orange County Sheriff's Department Services Provided
- B. County of Orange, Orange County Sheriff's Department Cooperative Agreement No. C-0-2330 Fact Sheet

**Prepared by:**



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**Approved by:**



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