



# Orange County Transportation Authority

## Board Agenda

**Monday, March 25, 2024 at 9:00 a.m.**

550 South Main Street, Orange, California

### **Board Members**

Tam T. Nguyen, Chair  
Doug Chaffee, Vice Chair  
Ashleigh Aitken  
Valerie Amezcua  
Andrew Do  
Jon Dumitru  
Jamey Federico  
Katrina Foley  
Patrick Harper  
Michael Hennessey  
Fred Jung  
Farrah N. Khan  
Stephanie Klopfenstein  
Vicente Sarmiento  
John Stephens  
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 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](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 Wagner

## **Pledge of Allegiance**

Director Harper

## **Closed Session**

### **1. Closed Session**

#### ***Overview***

A Closed Session will be held as follows:

- A. Pursuant to Government Code Section 54956.9(d)(1) - Conference with General Counsel - Existing Litigation - Orange County Transportation Authority v. Hyundai Motor America - OCSC Case No. 30-2019-01053132.
- B. Pursuant to Government Code 54957.6 to discuss collective bargaining agreement negotiations with the Transportation Communications International Union regarding the parts/stock room clerks and facilities maintenance employee unit. The lead negotiator for the Orange County Transportation Authority is Maggie McJilton, Executive Director of People and Community Engagement and Transportation Communications International Union representative.

# BOARD MEETING AGENDA

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## Special Calendar

### Orange County Transportation Authority Special Calendar Matters

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

##### **Overview**

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2024-019, 2024-020, and 2024-018 to Jose Contreras, Coach Operator; Robert Rodriguez, Maintenance; Elia Verduzco, Administration, as Employees of the Month for March 2024.

#### Consent Calendar (Items 3 through 17)

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

#### 3. Approval of Minutes

Clerk of the Board

##### **Recommendation**

Approve the minutes of the March 11, 2024 Orange County Transportation Authority and affiliated agencies' regular meeting.

##### **Attachments:**

[Minutes](#)

#### 4. 91 Express Lanes Update for the Period Ending - December 31, 2023

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 the changes in the economy and the added capacity to the State Route 91 corridor. Over the last quarter, approximately 5.2 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 December 31, 2023.

##### **Recommendation**

Receive and file as an information item.

##### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

## BOARD MEETING AGENDA

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### 5. Agreement for Oversight of Orange County Transportation Authority Express Lanes Roadside Services

Kirk Avila

#### **Overview**

On December 11, 2023, The Orange County Transportation Authority released a request for proposals for a firm to provide oversight of the Orange County Transportation Authority's 91 Express Lanes and 405 Express Lanes in Orange County. Proposals were received in accordance with the Orange County Transportation Authority's procurement procedures for professional and technical services. Board of Directors' approval is requested to execute an agreement for these services.

#### **Recommendations**

- A. Approve the selection of California Highway Products as the firm to provide oversight of Orange County Transportation Authority Express Lanes roadside services.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-3-3010 between the Orange County Transportation Authority and California Highway Products to provide oversight of Orange County Transportation Authority roadside services, in the amount of \$3,381,978, for a five-year term, effective April 1, 2024, through March 31, 2029.

#### **Attachments:**

[Transmittal](#)

[Staff Report](#)

### 6. Orange County Transportation Authority Investment and Debt Programs Report - January 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 January 31, 2024. The report has been reviewed and is consistent with the investment practices contained in the investment policy.

#### **Recommendation**

Receive and file as an information item.

#### **Attachments:**

## BOARD MEETING AGENDA

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[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

### 7. **Second Quarter Fiscal Year 2023-24 Procurement Status Report**

Pia Veasapen/Andrew Oftelie

#### **Overview**

The second 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 October 1, 2023 through December 31, 2023, that was approved by the Board of Directors during this period. The second quarter procurement status report also projects future procurement activity for the third quarter as identified in the fiscal year 2023-24 budget.

#### **Recommendation**

Receive and file as an information item.

#### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

[Attachment D](#)

[Attachment E](#)

[Attachment F](#)

[Attachment G](#)

### 8. **State Legislative Status Report**

Alexis Leicht/Lance M. Larson

#### **Overview**

The Orange County Transportation Authority provides regular updates to the Legislative and Communications Committee on policy issues directly impacting its overall programs, projects, and operations. Staff recommends a support position on three pieces of legislation: the first related to non-emergency medical transportation reimbursements, the second related to developing and distributing a handbook for bicycle and electric bicycle safety, and the third which would make it a conditional prohibition for a person to unlawfully occupy a public space, including public transit stops, open space, and schools. An overview is provided and direction is requested on legislation that would create several reporting requirements for the California State Transportation Secretary and regional governments pertaining to the planning, operations, and management of the Los Angeles - San Diego - San Luis Obispo Rail Corridor.

## BOARD MEETING AGENDA

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### ***Recommendations***

- A. Adopt a SUPPORT position on AB 2043 (Boerner, D-Solana Beach), which would require Medi-Cal Managed Care Plans to reimburse public transit operators for nonmedical transportation and nonemergency medical transportation services.
- B. Adopt a SUPPORT position on AB 2259 (Boerner, D-Solana Beach), which would require CalSTA to develop and distribute a bicycle safety handbook on or before September 1, 2025.
- C. Adopt a SUPPORT position on SB 1011 (Jones, R-San Diego), which would make a conditional prohibition for a person to unlawfully occupy a public space, including public transit stops, open spaces, and schools.
- D. Direct staff to engage with the author's office and work with Los Angeles - San Diego - San Luis Obispo Rail Corridor member agencies to help inform and identify any potential improvements to SB 1098 (Blakespear, D-Encinitas).

### ***Attachments:***

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

[Attachment D](#)

[Attachment E](#)

## **9. Federal Legislative Status Report**

Clara Brotcke/Lance M. Larson

### ***Overview***

The Orange County Transportation Authority regularly updates the Legislative and Communications Committee on policy and regulatory issues directly impacting the agency's programs, projects, and operations. An update is provided on the funding deal reached as it pertains to programs included in the Transportation, Housing, and Urban Development appropriations bill. Information is provided on the United States Environmental Protection Agency's proposed disapproval of the South Coast Air Quality Management District contingency measure state implementation plan. A House Transportation and Infrastructure Subcommittee hearing related to the implementation of Buy America is summarized.

### ***Recommendation***

Receive and file as an information item.

### ***Attachments:***

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[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

[Attachment D](#)

### Orange County Transit District Consent Calendar Matters

#### 10. Amendment to Agreement for Mobile Ticketing Validators Extended Warranty Coverage Period

Sam Kaur/Andrew Oftelie

##### **Overview**

The Orange County Transportation Authority implemented the use of mobile ticketing stand-beside validators to validate mobile fare media. Staff is requesting Board of Directors' approval to exercise the fourth option term to extend warranty coverage for the current mobile ticketing validators for a one-year period effective May 1, 2024 through April 30, 2025.

##### **Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Agreement No. C-6-0942 between the Orange County Transportation Authority and Init Innovations in Transportation, Inc., to exercise the fourth option term in the amount of \$158,769, for extended warranty coverage and annual maintenance for mobile ticketing validators effective May 1, 2024 through April 30, 2025. Amending this agreement will increase the maximum cumulative payment obligation to a total contract value of \$3,364,110.

##### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

#### 11. Approval of Local Transportation Fund Fiscal Year 2024-25 Apportionment Estimates Amendment

Sam Kaur/Andrew Oftelie

##### **Overview**

The Orange County Transportation Authority, as the transportation planning agency and county transportation commission for Orange County, is responsible for developing estimates used in apportioning revenues earned and deposited in the Orange County Local Transportation Fund. Transportation Development Act regulations require that the apportionments for fiscal year 2024-25 be determined, and prospective claimants be advised of the amounts. On February 26, 2024, the Orange County Transportation Authority Board of Directors approved the fiscal year 2024-25 Local Transportation Fund apportionment amounts. An amendment to these apportionment amounts is presented for approval.

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### ***Recommendation***

Approve the amendment to the Local Transportation Fund fiscal year 2024-25 apportionment estimates.

### ***Attachments:***

[Transmittal](#)

[Staff Report](#)

## **12. Local Transportation Fund Claims for Fiscal Year 2024-25**

Sam Kaur/Andrew Oftelie

### ***Overview***

The Orange County Transit District is eligible to receive funding from the Local Transportation Fund for providing public transportation services throughout Orange County. To receive these funds, the Orange County Transit District, as the public transit and community transit services operator, must file claims with the Orange County Transportation Authority, the transportation planning agency for Orange County.

### ***Recommendation***

Adopt Orange County Transit District Resolution No. 2024-008 authorizing the filing of Local Transportation Fund claims, in the estimated amounts of \$212,667,523 to support public transportation and \$11,273,686 for community transit services.

### ***Attachments:***

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

## **13. Approval to Release Invitation for Bids for Battery Electric Bus Chargers**

Cliff Thorne/Johnny Dunning, Jr.

### ***Overview***

The Orange County Transportation Authority is underway with efforts to procure up to ten, 40-foot battery electric buses, which require battery charging stations. Staff has developed project specifications and is requesting Board of Directors' approval to release an invitation for bids for battery chargers necessary to support the planned battery electric bus procurement.

### ***Recommendation***

Approve the release of Invitation for Bids 3-3067 to procure 11 battery chargers for 40-foot plug-in battery electric buses.

### ***Attachments:***

[Staff Report](#)

[Attachment A](#)



## BOARD MEETING AGENDA

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### 14. Amendment to Agreement for Detail Bus Cleaning and Pesticide Application Services

Cliff Thorne/Johnny Dunning, Jr.

#### **Overview**

On April 12, 2021, the Orange County Transportation Authority Board of Directors approved an agreement with Gamboa Services, Inc. doing business as Corporate Image Maintenance, to provide detail bus cleaning and pesticide application services for a three-year initial term with one, two-year option term. The initial term expires April 30, 2024. Staff is requesting Board of Directors' approval to exercise the two-year option term.

#### **Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement No. C-0-2702 between the Orange County Transportation Authority and Gamboa Services, Inc., doing business as Corporate Image Maintenance, in the amount of \$810,550, to exercise the two-year option term of the agreement effective May 1, 2024 through April 30, 2026, for continued detail bus cleaning and pesticide application services. This will increase the maximum obligation of the agreement to a total contract value of \$1,887,276.

#### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

### 15. May 2024 OC Bus Service Change

Eric Hoch/Kia Mortazavi

#### **Overview**

The proposed May 2024 OC Bus service change consists of the implementation of minor adjustments in response to customer comments and operator feedback. These upcoming changes are consistent with the regular service change process.

#### **Recommendation**

Receive and file as an information item.

#### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

## BOARD MEETING AGENDA

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### Orange County Local Transportation Authority Consent Calendar Matters

#### 16. Consultant Selection for Real Property Management Services

Joe Gallardo/James G. Beil

##### **Overview**

On October 20, 2023, the Orange County Transportation Authority issued a request for proposals for consultant services to provide real property management services for Orange County Transportation Authority-owned properties. Proposals were received in accordance with the Orange County Transportation Authority's procurement procedures for professional and technical services. Board of Directors' approval is requested to execute the agreement for these services.

##### **Recommendations**

- A. Approve the selection of Cal Pacific Land Services, Inc., as the firm to provide real property management services.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-3-2807 between the Orange County Transportation Authority and Cal Pacific Land Services, Inc., as the firm to provide real property management services, in the amount of \$750,000, for a five-year term.

##### **Attachments:**

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

#### 17. Amendments to Agreements for Design Support Services and Construction Management Services for the OC Streetcar Project

Jeff Mills/James G. Beil

##### **Overview**

The Orange County Transportation Authority is currently underway with the implementation of the OC Streetcar project. Staff is seeking Board of Directors' approval for two contract amendments for design support services and construction management services needed to support the ongoing delivery of the OC Streetcar project.

##### **Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 14 to Agreement No. C-5-3337 between the Orange County Transportation Authority and HNTB Corporation, in the amount of \$2,000,000, and extend the agreement term through August 31, 2025, for continued OC Streetcar project design support services during construction. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$34,083,841.

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- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 21 to Agreement No. C-6-0926 between the Orange County Transportation Authority and PGH Wong Engineering, Inc., in the amount of \$7,700,000, and extend the agreement term through February 28, 2025, for continued OC Streetcar project construction management services. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$42,782,570.

***Attachments:***

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

### **Regular Calendar**

There are no Regular Calendar matters.

### **Discussion Items**

**18. Public Comments**

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

**20. Directors' Reports**

**21. Adjournment**

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

**9:00 a.m., on Monday, April 8, 2024**

OCTA Headquarters

Board Room

550 South Main Street

Orange, California