



Orange County Transportation Authority

Board Agenda

Monday, October 14, 2024 at 9:00 a.m.

550 South Main Street, Orange, California

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
Vicente Sarmiento
John Stephens
Mark Tetteimer
Donald P. Wagner
Lan Zhou, 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 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>

BOARD MEETING AGENDA

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 Hennessey

Pledge of Allegiance

Director Foley

Closed Session

There are no Closed Sessions scheduled.

Special Calendar

There are no Special Calendar matters.

Consent Calendar (Items 1 through 20)

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

1. Approval of Minutes

Clerk of the Board

Recommendation(s)

Approve the minutes of the September 23, 2024, Orange County Transportation Authority and affiliated agencies' regular meeting.

Attachments:

[Minutes](#)

BOARD MEETING AGENDA

2. Investments: Compliance, Controls, and Reporting, January 1 through June 30, 2024, Internal Audit Report No. 25-502

Jonathan Thompson/Janet Sutter

Overview

The Internal Audit Department has completed an audit of investments for the period January 1 through June 30, 2024. Based on the audit, the Orange County Transportation Authority complied with its debt, investment, and reporting policies and procedures; however, the Internal Audit Department made two recommendations to periodically update daily revenue estimates and to update the Treasury/Public Finance Debt and Investment Management Manual to reflect changes in procedures.

Recommendation(s)

Direct staff to implement two recommendations provided in Investments: Compliance, Controls, and Reporting, January 1 through June 30, 2024, Internal Audit Report No. 25-502.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

3. Agreement No. C-4-1816 with Woodruff & Smart for Legal Services, Internal Audit Report No. 25-503

Gabriel Tang/Janet Sutter

Overview

The Internal Audit Department of the Orange County Transportation Authority has completed an audit of Agreement No. C-4-1816 with Woodruff & Smart, for legal services. Based on the audit, Woodruff & Smart complies with the terms of the agreement and invoice review controls are generally adequate; however, one recommendation was made to enhance controls to include verification that pre-approval of legal subcontractors is obtained.

Recommendation(s)

Direct staff to implement one recommendation provided in Agreement No. C-4-1816 with Woodruff & Smart for Legal Services, Internal Audit Report No. 25-503.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

BOARD MEETING AGENDA

4. Agreement for Security System Service and Maintenance

Matt Ankley/Jennifer L. Bergener

Overview

On June 4, 2024, the Orange County Transportation Authority released a request for proposals for security systems service and maintenance. 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 security system service and maintenance.

Recommendation(s)

- A. Approve the selection of Convergent Technologies LLC as the firm to provide service and maintenance of the Orange County Transportation Authority's security system.

- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-4-2293 between the Orange County Transportation Authority and Convergent Technologies LLC, in the amount of \$480,454, for a three-year initial term with two, one-year option terms, to provide service and maintenance of the Orange County Transportation Authority's security system.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

5. OC Streetcar Passenger Safety and Security

Matt Ankley/Jennifer L. Bergener

Overview

The Orange County Transportation Authority is responsible for the operations and maintenance of the OC Streetcar. A significant component of the operations and maintenance will be the passenger safety and security. Utilizing industry best practices and examples of similar systems, staff has developed a passenger safety and security framework tailored to the specific needs of the OC Streetcar. Board of Director's approval is requested to further develop a transit ambassador program and negotiate an amendment to the current contract with the Orange County Sheriff's Department.

Recommendation(s)

- A. Direct staff to return with a request for proposals to implement security trained ambassadors for the OC Streetcar.

- B. Direct staff to return with an amendment to the contract with the Orange County Sherriff's Department to provide Transit Police Services on the OC Streetcar system.

BOARD MEETING AGENDA

Attachments:

[Transmittal](#)

[Staff Report](#)

[Presentation](#)

6. Fiscal Year 2023-24 Fourth 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 fourth quarter of fiscal year 2023-24, covering April through June 2024.

Recommendation(s)

Receive and file as an information item.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

[Attachment D](#)

7. Orange County Transportation Authority Investment and Debt Programs Report - July 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 July 31, 2024. 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:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

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BOARD MEETING AGENDA

8. Santa Ana River Crossings and 19th Street Reclassification Review and Status Update

Ivy Hang/Kia Mortazavi

Overview

At the August 29, 2024, meeting of the Regional Transportation Planning Committee, staff was directed to prepare a report on the status of the pending Master Plan of Arterial Highways amendments for the Garfield-Gisler Bridge and the proposed 19th Street reclassification. This item presents the background and status for these and related segments.

Recommendation(s)

Receive and file as an information item.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

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[Presentation](#)

9. Federal Transit Administration Program of Projects for Federal Fiscal Year 2023-24

Jason Huang/Kia Mortazavi

Overview

The Orange County Transportation Authority annually prepares a program of projects to secure Federal Transit Administration formula grants for transit capital projects, capitalized cost of contracting, and preventive maintenance. The federal fiscal year 2023-24 program, including amendments to prior programs, is presented for Board of Directors' review and approval.

Recommendation(s)

- A. Approve the federal fiscal year 2023-24 Federal Transit Administration Section 5307 Urbanized Area Formula, Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities, Section 5337 State of Good Repair, and Section 5339 Bus and Bus Facilities Program of Projects, including federal and local funds, and the use of match credit for projects included in this report.
- B. Approve changes to funding for Preventive Maintenance and Capital Cost of Contracting in prior federal fiscal years for Federal Transit Administration, Section 5307 Urbanized Area Formula Program of Projects, including federal and local funds, and the use of match credit for projects to comply with guidelines for use of the funding.
- C. Approve the five-year programming plan for Federal Transit Administration Section 5307 Urbanized Area Formula, Federal Transit Administration Section 5310

BOARD MEETING AGENDA

Enhanced Mobility of Seniors and Individuals with Disabilities, Federal Transit Administration Section 5337 State of Good Repair, and Federal Transit Administration Section 5339 Bus and Bus Facilities.

- D. Authorize staff to adjust individual project funding consistent with final apportionments and eligibility determinations through the Infrastructure Investment and Jobs Act, and direct staff to include updated numbers in grant and programming status reports.
- E. Authorize the Chief Executive Officer, or his designee, to submit the Federal Transit Administration grant applications that are required for the recommendations above to the Federal Transit Administration.
- F. 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](#)

[Attachment B](#)

[Attachment C](#)

[Attachment D](#)

[Attachment E](#)

[Attachment F](#)

[Attachment G](#)

[Attachment H](#)

[Attachment I](#)

10. Annual New York Credit Update - July 2024

Robert Davis/Andrew Oftelie

Overview

Since the early 1990s, the Orange County Transportation Authority has maintained an active investor relations program. As part of this program, each year the Orange County Transportation Authority conducts a series of meetings with the rating agencies and financial institutions in New York, New York. This year, the meetings took place from Wednesday, July 31, 2024, to Thursday, August 1, 2024.

Recommendation(s)

Receive and file as an information item.

Attachments:

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[Transmittal](#)

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[Attachment A](#)

[Attachment B](#)

11. 91 Express Lanes Update for the Period Ending - June 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, approximately 5.6 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 June 30, 2024.

Recommendation(s)

Receive and file as an information item.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

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12. Amendments to the Cooperative User Fee Processing Agreement for Interoperable Toll Processing and Revenue Collection

Kirk Avila

Overview

The Orange County Transportation Authority entered into cooperative user fee processing agreements with other California toll agencies to facilitate the interoperability process for toll collection. The agreements established a reciprocal arrangement for the exchange of data and establishes a settlement process for the exchange of funds between the toll agencies. Board of Directors' approval is requested to amend the cooperative agreements to incorporate the 405 Express Lanes into the cooperative agreements.

Recommendation(s)

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Cooperative Agreement No. C-6-1532 between the Orange County Transportation Authority and Bay Area Toll Authority to incorporate the 405 Express Lanes into the cooperative agreement.

- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Cooperative Agreement No. C-4-1113 between the Orange County Transportation Authority and San Diego Association of Governments to incorporate the 405 Express Lanes into the cooperative agreement.

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Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

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Orange County Transit District Consent Calendar Matters

13. Amendment to Agreement for Bus Stop Maintenance

Jeffrey N. Tatro/Johnny Dunning, Jr.

Overview

On October 25, 2021, the Orange County Transportation Authority Board of Directors approved an agreement with ShelterClean Services, Inc., for a three-year initial term with two, two-year option terms, to provide ongoing preventive and corrective maintenance at each of the Orange County Transportation Authority's bus stop locations. The initial term expires on November 30, 2024. An amendment is required to exercise the first two-year option term for continued preventive and corrective bus stop maintenance.

Recommendation(s)

Authorize the Chief Executive Officer to execute Amendment No. 2 to Agreement No. C-1-3408 between the Orange County Transportation Authority and ShelterClean Services, Inc., in the amount of \$1,306,231, to exercise the first two-year option term of the agreement effective December 1, 2024 through November 30, 2026 for continued bus stop maintenance. This will increase the maximum obligation of the agreement to a total contract value of \$3,200,331.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

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Orange County Local Transportation Authority Consent Calendar Matters

14. Amendment to Cooperative Agreement with the California Department of Transportation for the Interstate 5 Improvement Project Between Alicia Parkway and El Toro Road

Niall Barrett/James G. Beil

Overview

On November 11, 2019, the 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 support services for the Interstate 5 Improvement Project between Alicia Parkway and El Toro Road, which is Segment 3 of the Interstate 5 Improvement Project between State Route 73 and El Toro Road. Board of Directors' approval is requested to amend the cooperative agreement for additional funding for construction capital and construction support services.

Recommendation(s)

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 3 to Cooperative Agreement No. C-9-1600 between the Orange County Transportation Authority and the California Department of Transportation, in the amount of \$18,980,000, for additional construction capital for the Interstate 5 Improvement Project between Alicia Parkway and El Toro Road. This will increase the maximum cumulative obligation of the cooperative agreement to a total contract value of \$181,065,000.

- B. Authorize the use of up to \$18,980,000 in Measure M2 funds for the construction phase of the Interstate 5 Improvement Project between Alicia Parkway and El Toro Road.

- 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](#)

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15. Amendment to Cooperative Agreement with the California Department of Transportation for the Interstate 605/Katella Avenue Interchange Project

Josue Vaglienty/James G. Beil

Overview

On April 10, 2023, the 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 for the Interstate 605/Katella Avenue Interchange Project. Board of Directors' approval is requested to amend the cooperative agreement for additional funding.

Recommendation(s)

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Agreement No. C-3-2384 between the Orange County Transportation Authority and the California Department of Transportation, in an amount of \$3,340,000, for additional construction capital and construction management support, for the Interstate 605/Katella Avenue Interchange Project. This will increase the maximum cumulative obligation of the cooperative agreement to a total contract value of \$30,460,000.
- B. Authorize the use of an additional \$3,340,000 in Measure M2 funds for additional construction capital and construction management support for the Interstate 605/Katella Avenue Interchange Project.
- 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](#)

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[Attachment A](#)

[Attachment B](#)

16. 2024 Measure M2 Sales Tax Forecast

Sam Kaur/Andrew Oftelie

Overview

The Orange County Transportation Authority contracts with MuniServices, LLC and three universities to forecast Measure M2 taxable sales. MuniServices, LLC and the three universities have each provided updated forecasts and staff have incorporated the new information into the annual update for the long-range forecast of Measure M2 taxable sales.

Recommendation(s)

Receive and file as an information item.

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Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

17. Environmental Mitigation Program Endowment Fund Investment Report for June 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 information item.

Attachments:

[Transmittal](#)

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18. Potential Refunding of the Measure M2 Sales Tax Revenue Bonds, Series 2010A (Taxable Build America Bonds)

Robert Davis/Andrew Oftelie

Overview

The Orange County Local Transportation Authority currently has \$250,000,000 in outstanding Measure M2 Sales Tax Revenue Bonds, Series 2010A (Taxable Build America Bonds). Due to the unique economics and associated risks of these bonds, staff is requesting approval to explore the potential refunding of the Series 2010-A Bonds.

Recommendation(s)

- A. Direct staff to pursue the issuance and sale of bonds to refund the Measure M2 Sales Tax Revenue Bonds, Series 2010A (Taxable Build America Bonds).
- B. Authorize an exception to the three percent savings requirement, in accordance with the debt policy, and direct staff to proceed with the refunding if the savings are at least net neutral or greater.
- C. Direct staff to return to the Board of Directors for approval of the draft financing

BOARD MEETING AGENDA

documents required to issue and close the transaction.

Attachments:

[Transmittal](#)

[Staff Report](#)

19. Approval to Release Request for Proposals for Public Outreach Services for the Interstate 5 Improvement Project from Interstate 405 to State Route 55

Nicolette Wright/Maggie McJilton

Overview

Staff is requesting Board of Directors' approval to release a request for proposals for public outreach consultant services for the Interstate 5 Improvement Project from Interstate 405 to State Route 55. These services are needed for community outreach efforts during the pre-construction and construction phases of the project. A draft request for proposals has been developed to initiate a competitive procurement process to retain a public outreach consultant.

Recommendation(s)

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 4-2488 to select a firm to provide public outreach consultant services for the Interstate 5 Improvement Project from Interstate 405 to State Route 55.
- B. Approve the release of Request for Proposals 4-2488 for public outreach consultant services for the Interstate 5 Improvement Project from Interstate 405 to State Route 55.

Attachments:

[Staff Report](#)

[Attachment A](#)

20. Comprehensive Transportation Funding Programs - Project X Tier 1 and Tier 2 2024 Calls for Projects Programming Recommendations

Charvalen Alacar/Kia Mortazavi

Overview

The Orange County Transportation Authority's Environmental Cleanup Program provides Measure M2 funding for water quality improvement projects to address transportation-generated pollution. The 2024 Tier 1 and Tier 2 Grant Program calls for projects were issued on February 12, 2024. Evaluations for grant applications are now complete, and a list of projects is presented for Board of Directors' review and approval.

Recommendation(s)

- A. Approve the award of \$3,712,423 in Tier 1 Environmental Cleanup Program funding for 11 projects.
- B. Approve the award of \$6,967,250 in Tier 2 Environmental Cleanup Program funding

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for four projects.

Attachments:

[Transmittal](#)

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Regular Calendar

Orange County Transportation Authority Regular Calendar Matters

21. 405 Express Lanes Expenditure Plan Requirement

Kirk Avila

Overview

In late 2016, the Orange County Transportation Authority Board of Directors awarded a design-build contract for the Interstate 405 Improvement Project. In mid-2017, a full Notice to Proceed was issued commencing all design and construction activities. With the Interstate 405 Improvement Project substantially completed and the 405 Express Lanes component in operations mode, the Orange County Transportation Authority has responsibilities of fulfilling the obligations and requirements of the funding and management agreements and state statutes. One key component required is the development of a 405 Express Lanes Expenditure Plan.

Recommendation(s)

Direct staff to develop principles to guide the establishment of a 405 Express Lanes Excess Toll Revenue Policy and Expenditure Plan and return to the Board of Directors for consideration and approval.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

[Attachment B](#)

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Orange County Local Transportation Authority Regular Calendar Matters

22. Measure M2 Ten-Year Review Framework

Francesca Ching/Kia Mortazavi

Overview

Ordinance No. 3 includes a provision to conduct a comprehensive review of the project and program elements of the Renewed Measure M Transportation Investment Plan at least every ten years. The results of the first ten-year review were presented to the Board of Directors on October 12, 2015. Efforts for the next review have been initiated. A draft framework and schedule are provided for the Board of Directors' consideration.

Recommendation(s)

Direct staff to proceed with the Measure M2 ten-year review framework as presented.

Attachments:

[Transmittal](#)

[Staff Report](#)

[Attachment A](#)

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Discussion Items

23. Public Comments

24. Chief Executive Officer's Report

25. Directors' Reports

26. Adjournment

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

9:00 a.m., on Monday, October 28, 2024

OCTA Headquarters

Board Room

550 South Main Street

Orange, California