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## **BOARD AGENDA**

Orange County Transportation Authority Board Meeting  
Orange County Transportation Authority Headquarters  
Board Room - Conference Room 07-08  
550 South Main Street  
Orange, California  
**Monday, April 9, 2018 at 9:00 a.m.**

Any person with a disability who requires a modification or accommodation in order to participate in this meeting should contact the OCTA Clerk of the Board, telephone (714) 560-5676, no less than two (2) business days prior to this meeting to enable OCTA to make reasonable arrangements to assure accessibility to this meeting.

### **Agenda Descriptions**

The 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 Board of Directors 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 Comments on Agenda Items**

Members of the public may address the Board of Directors regarding any item. Please complete a speaker's card and submit it to the Clerk of the Board or notify the Clerk of the Board the item number on which you wish to speak. Speakers will be recognized by the Chairwoman at the time the agenda item is to be considered. A speaker's comments shall be limited to three (3) minutes.

### **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.

### **Call to Order**

#### **Invocation**

Director Jones

#### **Pledge of Allegiance**

Director Donchak



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## **BOARD AGENDA**

### **Special Calendar**

There are no Special Calendar matters.

### **Consent Calendar (Items 1 through 14)**

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**

Approval of the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of March 26, 2018.

#### **2. Cooperative Agreement with Metrolink for the Control Point Fourth Project, Internal Audit Report No. 18-504**

Janet Sutter

##### **Overview**

The Internal Audit Department has completed an audit of the cooperative agreement with the Southern California Regional Rail Authority for the Control Point Fourth Project. The purpose of the audit was to assess controls in place to ensure compliance with agreement terms, policies, and procedures. Based on the audit, controls are generally adequate; however, several weaknesses have been identified in the process for selecting contractors for these projects. As a result, the Internal Audit Department recommended that Orange County Transportation Authority project management staff implement oversight controls to determine that contractors are procured in compliance with guidelines and best practices.

##### **Recommendation**

Direct staff to implement one recommendation provided in the Cooperative Agreement with Metrolink for the Control Point Fourth Project, Internal Audit Report No. 18-504.



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**BOARD AGENDA****3. Fiscal Year 2017-18 Second Quarter Budget Status Report**

Anthony Baruch/Andrew Oftelie

**Overview**

The Orange County Transportation Authority's staff has implemented the fiscal year 2017-18 budget. This report summarizes the material variances between the budget and actual revenue and expenses through the second quarter of fiscal year 2017-18.

**Recommendation**

Receive and file as an information item.

**4. Amendment to Agreement for the Implementation of the Federal Disadvantaged Business Enterprise Program**

Virginia Abadessa/Andrew Oftelie

**Overview**

On July 28, 2014, the Board of Directors approved an agreement with Padilla & Associates, Inc., to provide assistance to the Orange County Transportation Authority in administering the federally required Disadvantaged Business Enterprise Program. An amendment to the existing contract is necessary to exercise the one-year option term of the agreement.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 3 to Agreement No. C-4-1514 between the Orange County Transportation Authority and Padilla & Associates, Inc., in the amount of \$150,000, to exercise the one-year option term of the agreement through August 31, 2019, to provide assistance in administering the federal Disadvantaged Business Enterprise Program. This will increase the maximum obligation of the agreement to a total contract value of \$1,050,000.



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## **BOARD AGENDA**

### **5. Amendments to the Orange County Transportation Authority Drug and Alcohol Policy Manual**

Matthew DesRosier/Maggie McJilton

#### **Overview**

In accordance with the Drug and Alcohol Policy (# HROD-HR-420.17DRUG), revisions to the Drug and Alcohol Policy Manual are subject to management review and the Board of Directors' approval.

#### **Recommendations**

- A. Authorize the Chief Executive Officer or designee to remove the requirement for drug and alcohol testing at the time of an employee's Department of Transportation medical recertification and/or physical examinations (Manual Sections 5.5B and 6.2C).
- B. Authorize the Chief Executive Officer or designee to increase the Orange County Transportation Authority's random alcohol testing rate from 20 percent to 50 percent annually for all safety-sensitive employees in order to emulate the current testing rates for drugs (Manual Section 5.5G Policy Section VIIA).
- C. Authorize the Chief Executive Officer or designee to remove the obsolete table of drug testing thresholds (Manual Section 5.4) and insert "drugs or classes of drugs to be tested and the applicable threshold levels for positive findings shall be determined by current Department of Transportation and Federal Transit Administration regulations."
- C. Authorize the Chief Executive Officer or designee to remove the Facilities Maintenance Department from the list of regulated safety-sensitive positions (Manual Section 9).



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## **BOARD AGENDA**

### **6. SB 1 (Chapter 5, Statutes of 2017) Programs Update** Adriann Cardoso/Kia Mortazavi

#### **Overview**

SB 1 (Chapter 5, Statutes of 2017), the Road Repair and Accountability Act of 2017, will provide an estimated \$52.5 billion for transportation purposes over the next ten years, with investments targeted towards fix-it-first purposes on local streets and roads, highways, transit operations and maintenance, capital investments, and active transportation. An update on the status and general requirements of key competitive programs are presented for review.

#### **Recommendation**

Receive and file as an information item.

### **7. Amendment to the Master Plan of Arterial Highways** Carolyn Mamaradlo/Kia Mortazavi

#### **Overview**

The Orange County Transportation Authority administers the Master Plan of Arterial Highways, including the review and approval of amendments requested by local agencies. The County of Orange has requested an amendment to the Master Plan of Arterial Highways that is recommended for approval. A status update on the active Master Plan of Arterial Highways amendments is also provided.

#### **Recommendations**

- A. Approve an amendment to the Master Plan of Arterial Highways for the following:
- Reclassify Esperanza Road, between Imperial Highway and the Fairmont Boulevard Connector, from a major (six-lane, divided) to a primary (four-lane, divided) arterial;
  - Reclassify Fairmont Boulevard Connector, between Esperanza Road and Fairmont Boulevard, from a major (six-lane, divided) to a primary (four-lane, divided) arterial;
  - Reclassify Los Patrones Parkway, between Chiquita Canyon Road to Cow Camp Road, from a primary (four-lane, divided) to secondary (four-lane, undivided) arterial; and



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## **BOARD AGENDA**

### **7. (Continued)**

- Add Los Patrones Parkway, south of Oso Parkway to Chiquita Canyon Road, as a secondary (four-lane, undivided) arterial.

The proposed amendment will become final, contingent upon the Orange County Transportation Authority receiving documentation that the County of Orange and City of Yorba Linda have amended their respective general plans and have complied with the requirements of the California Environmental Quality Act.

If the original proposed Master Plan of Arterial Highways amendment is modified as a result of the California Environmental Quality Act and/or general plan amendments processes, the modified Master Plan of Arterial Highways amendment shall be returned to the Orange County Transportation Authority's Board of Directors for consideration.

- B. Direct the Executive Director of Planning, or his designee, to file a Notice of Exemption from the California Environmental Quality Act in support of the amendment to the Master Plan of Arterial Highways.
- C. Receive and file a status report on active Master Plan of Arterial Highways amendments.

### **8. Interstate 5 (Avenida Pico to San Diego County Line) Project Status Update** Carolyn Mamaradlo/Kia Mortazavi

#### **Overview**

The Orange County Transportation Authority is developing a project study report/project development support document for potential improvements to Interstate 5, in San Clemente, from Avenida Pico to the San Diego County line. An initial project status update was provided in September 2017. At that meeting, the Board of Directors requested that staff return in early 2018 to provide an update, which is provided in this report.

#### **Recommendation**

Receive and file as an information item.



## **BOARD AGENDA**

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

**9. Orange County Local Transportation Authority Measure M2 Agreed-Upon Procedures Reports, Year Ended June 30, 2017**

Janet Sutter

#### **Overview**

Vavrinek, Trine, Day & Company, LLP, an independent accounting firm, has applied agreed-upon procedures related to Measure M2 Local Fair Share funds provided to eight cities, and Senior Mobility Program funds provided to six cities, for the fiscal year ended June 30, 2017. Observations were made relating to the classification of Maintenance of Effort expenditures, indirect charges not properly supported, errors in reporting of amounts on required activity reports and annual expenditure reports, and service contractor procurement.

#### **Recommendations**

- A. Direct staff to monitor implementation of recommendations by cities.
- B. Receive and file the Orange County Local Transportation Authority Measure M2 Local Fair Share Agreed-Upon Procedures Reports Year Ended June 30, 2017, and the Orange County Local Transportation Authority Measure M2 Senior Mobility Program Agreed-Upon Procedures Reports Year Ended June 30, 2017, as information items.

**10. Agreement for Right-of-Way Clearance Services for the Interstate 5 Far North Widening Project in the City of Anaheim**

Joe Gallardo/James G. Beil

#### **Overview**

On January 10, 2018, the Orange County Transportation Authority issued an invitation for bids for right-of-way clearance services for the Interstate 5 Far North Widening Project in the City of Anaheim. Bids were received in accordance with the Orange County Transportation Authority's public works procurement procedures. Board of Directors' approval is requested to execute the agreement.



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## **BOARD AGENDA**

### **10. (Continued)**

#### **Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-7-2115 between the Orange County Transportation Authority and OFRS, Inc., the lowest responsive, responsible bidder, in the amount of \$62,475, for right-of-way clearance services for the Interstate 5 Far North Widening Project in the City of Anaheim.

### **11. Amendment to Agreement for Additional Design Services for Interstate 5 Improvement Project from South of Alicia Parkway to El Toro Road**

Niall Barrett/James G. Beil

#### **Overview**

On August 11, 2014, the Orange County Transportation Authority Board of Directors approved an agreement with TRC Solutions, Inc., for preparation of plans, specifications, and estimates for the Interstate 5 Improvement Project from south of Alicia Parkway to El Toro Road. An amendment to the existing agreement is required for additional design services.

#### **Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 3 to Agreement No. C-4-1426 between the Orange County Transportation Authority and TRC Solutions, Inc., in the amount of \$949,605, for additional design services for the Interstate 5 Improvement Project from south of Alicia Parkway to El Toro Road. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$8,569,287.

### **12. 2018 State Transportation Improvement Program Update**

Ben Ku/Kia Mortazavi

#### **Overview**

On March 21, 2018, the California Transportation Commission approved the final 2018 State Transportation Improvement Program, which includes several changes to the Orange County Transportation Authority's State Transportation Improvement Program submittal. An update on the changes is provided.





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## **BOARD AGENDA**

### **12. (Continued)**

#### **Recommendations**

- A. Authorize the use of up to \$7.372 million in Surface Transportation Block Grant funds for the Interstate 5 improvements from Interstate 405 to State Route 55.
- B. Authorize an exchange of Measure M2 funds between three segments of the Interstate 5 Improvement Project.
  - Decrease Measure M2 funds by \$11 million for the Interstate 5 improvements from Alicia Parkway to El Toro Road,
  - Increase Measure M2 funds by \$9.1 million for Interstate 5 improvements from State Route 73 to Oso Parkway, and
  - Add Measure M2 funds for \$1.9 million for the Interstate 5 improvements from State Route 73 to El Toro Road Landscaping.
- C. Direct staff to work with the California Transportation Commission to deliver projects based on the existing project schedules.
- D. 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.

### **13. Measure M2 Quarterly Progress Report for the Period of October 2017 Through December 2017**

Tamara Warren/Kia Mortazavi

#### **Overview**

Staff has prepared a Measure M2 quarterly progress report for the period of October 2017 through December 2017, for review by the Orange County Transportation Authority Board of Directors. This report highlights progress on Measure M2 projects and programs, and will be available to the public via the Orange County Transportation Authority website.

#### **Recommendation**

Receive and file as an information item.



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**BOARD AGENDA**

**14. Fiscal Year 2018-19 Measure M2 Eligibility and Countywide Pavement Management Plan Guidelines and City of Placentia's Maintenance of Effort Benchmark**

May Hout/Kia Mortazavi

**Overview**

The Orange County Transportation Authority Ordinance No. 3 includes eligibility requirements that local jurisdictions must satisfy in order to receive Measure M funds. The Measure M2 Eligibility Guidelines and the Countywide Pavement Management Plan Guidelines are used to guide local jurisdictions through eligibility requirements and submittal processes. Updates to these guidelines are presented for Board of Directors review and approval. A proposed minor adjustment to the maintenance of effort benchmark for the City of Placentia to align with final city general fund revenue figures is also presented for review and approval.

**Recommendations**

- A. Approve the fiscal year 2018-19 Measure M2 Eligibility Guidelines.
- B. Approve the proposed revisions to the Countywide Pavement Management Plan Guidelines.
- C. Approve the City of Placentia's maintenance of effort benchmark adjustment for the fiscal year 2017-18 eligibility cycle.



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**BOARD AGENDA****Regular Calendar****Orange County Transportation Authority Regular Calendar Matters****15. 2018 Long-Range Transportation Plan Update**

Greg Nord/Kia Mortazavi

**Overview**

The Long-Range Transportation Plan provides Orange County's program of projects for the multi-county Regional Transportation Plan, prepared by the Southern California Association of Governments. The plan also serves as a policy framework for future transportation investments in Orange County. Initial model results presented in February 2018, along with ongoing activity at the state and regional levels, suggest that it would be appropriate to consider including priced managed lanes within the Long-Range Transportation Plan. Initial model results for the priced managed lane scenario are presented below for consideration.

**Recommendation**

Direct staff to assume priced managed lanes within the Trend 2040 scenario, recognizing that further study, interagency coordination, and public outreach are required as part of future planning efforts.

**Orange County Local Transportation Authority Regular Calendar Matters****16. Interstate 405 Improvement Project Update**

Jeff Mills/James G. Beil

**Overview**

The Orange County Transportation Authority is currently underway with the implementation of the Interstate 405 Improvement Project. This report provides a project update.

**Recommendation**

Receive and file as an information item.



## **BOARD AGENDA**

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### **Discussion Items**

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

At this time, members of the public may address the Board of Directors regarding any items within the subject matter jurisdiction of the Board of Directors, but no action may be taken on off-agenda items unless authorized by law. Comments shall be limited to three (3) minutes per speaker, unless different time limits are set by the Chairwoman subject to the approval of the Board of Directors.

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

#### **19. Directors' Reports**

#### **20. Closed Session**

A Closed Session will be 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.

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

Darrell E. Johnson commenced service as the Orange County Transportation Authority's Chief Executive Officer on March 1, 2013. As part of this item, the Board of Directors will consider in open session the Chief Executive Officer's performance and will approve any adjustments to the Chief Executive Officer's Contract of Employment and compensation as deemed necessary by the Board of Directors.

#### **22. Adjournment**

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, April 23, 2018**, at the Orange County Transportation Authority Headquarters, 550 South Main Street, Board Room - Conference Room 07-08, Orange, California.