



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, November 26, 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 or through the Clerk of the Board's office at the OCTA Headquarters, 600 South Main Street, Orange, California.

Call to Order

Invocation

Director Davies

Pledge of Allegiance

Director Richard Murphy



BOARD AGENDA**Special Calendar****Orange County Transportation Authority Special Calendar Matters****1. Presentation of Resolutions of Appreciation for Employees of the Month for November 2018**

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2018-161, 2018-162, and 2018-163 to Cesar Apatiga, Coach Operator, Liem Nguyen, Maintenance, and Eric Carlson, Administration, as Employees of the Month for November 2018.

2. Presentation of 2018 Orange County Transportation Authority Bus and Maintenance Rodeo Awards

Beth McCormick/Jennifer L. Bergener

Presentation of 2018 Orange County Transportation Authority Bus and Maintenance Rodeo trophies.

3. Salute to Outgoing Orange County Transportation Authority Board of Directors

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2018-156, 2018-157, and 2018-158 to outgoing Board Members Lori Donchak, Al Murray, and Tom Tait.

Consent Calendar (Items 4 through 23)

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**4. Approval of Minutes**

Approval of the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of November 12, 2018.



BOARD AGENDA

5. Conflict of Interest Code and 2018 Annual Statement of Economic Interests Filing

Laurena Weinert/Kenneth Phipps

Overview

Pursuant to the Orange County Transportation Authority's Conflict of Interest Code, Members of the Board of Directors and designated positions are required to file a Statement of Economic Interests - Form 700.

Recommendation

Direct the Clerk of the Board to distribute and monitor the 2018 annual Statement of Economic Interests - Form 700 to Members of the Board of Directors and designated positions, to be filed by April 1, 2019.

6. Orange County Transportation Authority 2019-20 State and Federal Legislative Platforms

Dustin J. Sifford/Lance M. Larson

Overview

The final drafts of the revised 2019-20 Orange County Transportation Authority State and Federal Legislative Platforms are submitted for consideration and adoption by the Orange County Transportation Authority Board of Directors.

Recommendations

- A. Adopt the revised 2019-20 Orange County Transportation Authority State and Federal Legislative Platforms.
- B. Direct staff to distribute the adopted platforms to elected officials, advisory committees, local governments, affected agencies, the business community, and other interested parties.



BOARD AGENDA**7. Status Report of State Legislation Enacted in 2018**

Jaymal Patel/Lance M. Larson

Overview

At the conclusion of the 2018 legislative session, 1,016 bills were signed and chaptered by Governor Jerry Brown, while 201 bills were vetoed. A report containing an analysis of legislation relevant to the Orange County Transportation Authority is provided.

Recommendation

Receive and file as an information item.

8. Performance Evaluation of Sacramento Legislative Advocate, Platinum Advisors, LLC

Kristin Essner/Lance M. Larson

Overview

The firm Platinum Advisors, LLC provides state legislative advocacy services for the Orange County Transportation Authority in Sacramento. A staff evaluation of the services provided this session is presented to the Board of Directors for consideration and further comment.

Recommendation

Receive and file the staff evaluation as an information item and provide any additional comments.

9. Agreement for Datrium Data Center Equipment

Michael Beerer/Andrew Oftelie

Overview

As part of the Orange County Transportation Authority's Fiscal Year 2018-19 budget, the Orange County Transportation Authority's Board of Directors approved expenditures related to hardware and software equipment for the co-location data center. Bids were received in accordance with the Orange County Transportation Authority's procurement procedures for materials and equipment. Board of Directors' approval is requested to execute the agreement.



BOARD AGENDA**9. (Continued)****Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-8-1912 between the Orange County Transportation Authority and Lynbrook Solutions LLC, the lowest responsive, responsible bidder, in the amount of \$882,248, for Datrium data center equipment.

10. Environmental Mitigation Program Endowment Fund Investment Report For September 30, 2018

Jennifer Matano/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 projects. California Community Foundation manages the non-wasting endowment required to pay for 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 the investment performance. Attached is the quarterly investment report for the Endowment Pool for the period ending September 30, 2018. The report has been reviewed and is consistent with the pool objectives.

Recommendation

Receive and file as an information item.

11. Orange County Employees Retirement System Early Payment for Fiscal Year 2019-20

Jennifer Matano/Andrew Oftelie

Overview

The Orange County Employees Retirement System has offered an early payment discount to member agencies of 4.5 percent if they elect to prepay their contributions for fiscal year 2020. Advance payments must be received before January 15, 2019. The Orange County Transportation Authority has estimated the savings over the next year and a half under this payment option will total approximately \$1.2 million.



BOARD AGENDA**11. (Continued)****Recommendation**

Authorize the early payment of approximately \$26.2 million by January 15, 2019, to the Orange County Employees Retirement System, for member contributions for fiscal year 2019-20.

12. Fiscal Year 2017-18 Comprehensive Annual Financial Report and 91 Express Lanes Fund Financial Statements

Benjamin Torres/Andrew Oftelie

Overview

The Orange County Transportation Authority is required to obtain an independent auditor's opinion on various financial statements and schedules. Vavrinek, Trine, Day and Company, LLP, an independent accounting firm, has completed its annual audit of the Orange County Transportation Authority's Comprehensive Annual Financial Report and 91 Express Lanes Fund Financial Statements for fiscal year 2017-18.

Recommendation

Receive and file the fiscal year 2017-18 Comprehensive Annual Financial Report and 91 Express Lanes Fund Financial Statements.

13. Capital Programming Update

Ben Ku/Kia Mortazavi

Overview

The Orange County Transportation Authority uses various funding sources to advance or implement projects. Several grade separation and transit projects have accomplished project milestones and require funding revisions. These funding revisions result in a shift of funds to other ready-to-go highway and transit projects to meet the state funding deadlines.



BOARD AGENDA**13. (Continued)****Recommendations**

- A. Authorize the use of up to \$26.991 million in Proposition 1B Trade Corridors Improvement Funds for the Interstate 5 Improvement Project (State Route 73 to Oso Parkway) from the OC Bridges projects (\$5.002 million), San Juan Creek Bridge Project (\$15.739 million), and unprogrammed funding (\$6.250 million), contingent on the approval of the California Transportation Commission.
- B. Authorize the use of up to \$1.512 million in Proposition 1B Transit System Safety, Security, and Disaster Response Account funding from the 2017 Video Surveillance System Upgrade Project for the 2017 Transit Security and Operations Center, contingent on the approval of the California Office of Emergency Services.
- 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, including Cooperative Agreement No. C-8-1960 between the Orange County Transportation Authority and the California Department of Transportation.

14. Innovation Update

Kurt Brotcke/Kia Mortazavi

Overview

The Orange County Transportation Authority continues to explore innovative transportation services and projects for Orange County residents, workers, and visitors. Given past successes, staff is exploring avenues to foster innovation opportunities through expanded team efforts. A status report is provided for review.

Recommendation

Receive and file as an information item.



BOARD AGENDA**Orange County Transit District Consent Calendar Matters****15. Amendment to Agreement for Additional Construction Management Services for the Metrolink Parking Structure at the Orange Transportation Center**

Lora Cross/James G. Beil

Overview

On September 12, 2016, the Orange County Transportation Authority Board of Directors approved an agreement with Hill International, Inc., to provide construction management services for the Metrolink parking structure at the Orange Transportation Center. An amendment to the existing agreement is required for additional construction management services.

Recommendation

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Agreement No. C-6-1024 between the Orange County Transportation Authority and Hill International, Inc., in the amount of \$570,021, for additional construction management services for the Metrolink parking structure at the Orange Transportation Center. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$2,745,380.

16. Amendment to Agreement for Renewable Natural Gas

Ron Rojas/Andrew Oftelie

Overview

On March 14, 2016, the Orange County Transportation Authority Board of Directors approved an agreement with Element Markets Renewable Energy, LLC, to provide renewable natural gas and consulting services for management of the Low Carbon Fuel Standard Program for a three-year initial term with two, two-year option terms. An amendment is required to increase the maximum obligation of the initial term to fund the cost of renewable natural gas, as well as to exercise the first option term.



BOARD AGENDA**16. (Continued)****Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Agreement No. C-5-3636 between the Orange County Transportation Authority and Element Markets Renewable Energy, LLC, to increase the maximum obligation for the initial three-year term in the amount of \$2,000,000 to purchase renewable natural gas as fuel.

- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Agreement No. C-5-3636 between the Orange County Transportation Authority and Element Markets Renewable Energy, LLC, to exercise the first two-year option term, in the amount of \$8,000,000, to provide renewable natural gas and consulting services for the management of the Low Carbon Fuel Standard Program. This will increase the maximum obligation of the agreement to a total contract value of \$18,060,000.

17. Amendment to Cooperative Agreement with the City of Laguna Beach for Public Transit Services

Sam Kaur/Andrew Oftelie

Overview

On August 26, 2013, the Orange County Transportation Authority Board of Directors approved a cooperative agreement with the City of Laguna Beach for the continued operation of public transit services. Board of Directors' approval is requested to amend the cooperative agreement to provide the City of Laguna Beach with additional funds due to an increase in federal allocation.

Recommendation

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Cooperative Agreement No. C-3-1705 between the Orange County Transportation Authority and the City of Laguna Beach, in the amount of \$119,735, for Federal Transit Administration funding, and to extend the current contract term an additional seven months through June 30, 2019. This will increase the maximum obligation of the cooperative agreement to a total contract value of \$869,735.



BOARD AGENDA**18. Sole Source Agreement for the Purchase of a Cummins L9N Near-Zero Emission Bus Engine for the Midlife Overhaul Prototype**

Cliff Thorne/Jennifer L. Bergener

Overview

The Orange County Transportation Authority's active vehicle fleet includes 20 articulated, compressed natural gas-powered buses, model year 2013, that are currently eligible for a midlife engine overhaul. The proposed replacement engine has been certified by the State of California as a near-zero emission compressed natural gas-powered engine and will include a multi-year manufacturer warranty. There is only one manufacturer with engines certified by the State of California for use in transit buses, and a sole source agreement is necessary to proceed with a prototype installation and review.

Recommendation

Authorize the Chief Executive Officer to negotiate and execute Purchase Order No. C-8-1892 between the Orange County Transportation Authority and Cummins Pacific, LLC, in the amount of \$84,293, for the purchase of one replacement Cummins L9N near-zero emission compressed natural gas-powered engine.

19. February 2019 Bus Service Change

Gary Hewitt/Kia Mortazavi

Overview

The Orange County Transportation Authority implements changes to bus routes three times each year. The February 2019 bus service change consists of major changes to bus service on Beach Boulevard and minor adjustments to other bus schedules.

Recommendation

Receive and file as an information item.



BOARD AGENDA**Orange County Local Transportation Authority Consent Calendar Matters****20. Amendment to Cooperative Agreement with the Orange County Flood Control District for the Railroad Grade Separation Projects**

Ross Lew/James G. Beil

Overview

On May 25, 2010, the Orange County Transportation Authority entered into a cooperative agreement with the Orange County Flood Control District for project support services for the railroad grade separation projects located at Placentia Avenue, Kraemer Boulevard, Orangethorpe Avenue, Tustin Avenue/ Rose Drive, and Lakeview Avenue. Staff requests authorization to execute an amendment to this cooperative agreement for additional utility easement costs and additional project support services necessary to close out the right-of-way phase.

Recommendation

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Cooperative Agreement No. C-9-0570 between the Orange County Transportation Authority and the Orange County Flood Control District, in the amount of \$300,000, for additional project support services and utility easement costs for the railroad grade separation projects located at Orangethorpe Avenue, Tustin Avenue/Rose Drive, and Lakeview Avenue, and to extend the term of the agreement through August 31, 2019. This will increase the cooperative agreement value to \$880,000.

21. 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 provided updated forecasts, and staff has incorporated the new information into the annual update for the long-range forecast of Measure M2 taxable sales.

Recommendation

Receive and file as an information item.



BOARD AGENDA**22. Measure M2 Senior Mobility Program Update**

Joanne Jacobsen/Jennifer L. Bergener

Overview

The Senior Mobility Program is designed to offer transportation alternatives to seniors in addition to local fixed-route, paratransit, or the OC ACCESS service. Through the program, participating local agencies are eligible to receive funding and vehicles from the Orange County Transportation Authority to help design and operate a transit program that best meets the needs of seniors living within those communities. Recommended revisions to the funding and policy guidelines are presented in the report.

Recommendation

Adopt the revised Measure M2 Senior Mobility Program Project U Funding and Policy Guidelines.

**Orange County Service Authority For Freeway Emergencies
Consent Calendar Matters****23. California Department of Transportation Freeway Service Patrol
Program Fund Transfer Agreements**

Patrick Sampson/Jennifer L. Bergener

Overview

The Orange County Transportation Authority is the administering agency for the Freeway Service Patrol program in Orange County. Funding for the Freeway Service Patrol program is provided annually from the California Department of Transportation through the State Highway Account. The Road Repair and Accountability Act of 2017, also known as Senate Bill 1, established additional funding for the Freeway Service Patrol program. The estimated funding to be available for fiscal years 2017-18 and 2018-19 is \$7,328,377. Funding agreements are necessary to facilitate the transfer of funds to the Orange County Transportation Authority for the continuance of the Freeway Service Patrol program.



BOARD AGENDA

23. (Continued)

Recommendations

- A. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-8-2011 between the Orange County Transportation Authority and the California Department of Transportation for fiscal year 2018-19 Freeway Service Patrol Program State Highway Account funding in the amount of \$2,472,405.

- B. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-8-1871 between the Orange County Transportation Authority and the California Department of Transportation for fiscal year 2017-18 Freeway Service Patrol Program Senate Bill 1 funding in the amount of \$2,619,972.

- C. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-8-2012 between the Orange County Transportation Authority and the California Department of Transportation for fiscal year 2018-19 Freeway Service Patrol Program Senate Bill 1 funding of approximately \$2,236,000.

Regular Calendar

Orange County Transit District Regular Calendar Matters

- 24. Amendment to Agreement with MV Transportation, Inc., for the Provision of the OC ACCESS Service**
Johnny Dunning, Jr./Jennifer L. Bergener

Overview

On March 14, 2013, the Orange County Transportation Authority Board of Directors approved an agreement with MV Transportation, Inc., to provide the management, operation, and vehicle maintenance of the OC ACCESS service. On June 12, 2017, the Board of Directors approved an amendment to exercise the first two-year option term for the continuation of these services through June 30, 2019. MV Transportation, Inc., has continued to perform well throughout this contract, providing safe, efficient, and reliable service. An amendment to exercise the second two-year option is necessary for the continued provision of the OC Access service.



BOARD AGENDA**24. (Continued)****Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 8 to Agreement No. C-2-1865 between the Orange County Transportation Authority and MV Transportation, Inc., in the amount of \$95,630,961, to exercise the second two-year option term to provide OC ACCESS service through June 30, 2021, increasing the maximum obligation of the agreement to a total contract value of \$351,242,530.

25. OC Bus 360° Update

Gary Hewitt/Kia Mortazavi

Overview

The Orange County Transportation Authority is implementing a comprehensive effort to reconfigure transit services in response to changing market conditions. The goals are to address ridership declines by improving passenger travel times and designing services to retain existing customers and attract new customers. A status report on major OC Bus 360° elements is presented for review.

Recommendation

Receive and file as an information item.

Discussion Items**26. Update on State Route 91 Improvement Project from State Route 57 to State Route 55**

Jeannie Lee/James G. Beil

Staff will provide an update on the State Route 91 Improvement Project from State Route 57 to State Route 55.



BOARD AGENDA**27. 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.

28. Chief Executive Officer's Report**29. Directors' Reports****30. Closed Session**

There are no Closed Sessions scheduled.

31. Adjournment

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, December 10, 2018**, at the Orange County Transportation Authority Headquarters, 550 South Main Street, Board Room - Conference Room 07-08, Orange, California.