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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, December 10, 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 Spitzer

#### **Pledge of Allegiance**

Director Winterbottom



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**BOARD AGENDA****Special Calendar****Orange County Transportation Authority Special Calendar Matters****1. Administration of the Oath of Office to New Orange County Transportation Authority Board of Directors**

Oath of Office will be administered to new Board Members Gene Hernandez, Jose F. Moreno, and Joe Muller.

**2. Presentation of Resolutions of Appreciation for Employees of the Month for December 2018**

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2018-167, 2018-168, and 2018-169 to Antonio Alvarez, Coach Operator, Maichou Aparicio, Maintenance, and Megan LeMaster, Administration, as Employees of the Month for December 2018.

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

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2018-159 and 2018-160 to outgoing Board Members Shawn Nelson and Todd Spitzer.



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**BOARD AGENDA****Orange County Local Transportation Authority Special Calendar Matters****4. Adopt Resolutions of Necessity for the Interstate 405 Improvement Project Between State Route 73 and Interstate 605**

Joe Gallardo/James G. Beil

**Overview**

The Orange County Transportation Authority is implementing the Interstate 405 Improvement Project between State Route 73 and Interstate 605. The project requires acquisition of property rights from public and private parties adjacent to the existing freeway and city streets. On May 11, 2015, the Board of Directors approved acquiring right-of-way for the project. At this time, staff has been unable to reach an agreement to purchase required property rights from the subject property owners. It is now necessary for the Board of Directors to exercise its power of eminent domain by adopting resolutions of necessity in order to acquire these necessary property rights to make the properties available to meet the project delivery and construction schedules.

**Recommendation**

Adopt Resolution of Necessity Nos. 2018-164, 2018-165, and 2018-166, and authorize and direct General Counsel to prepare, commence, and prosecute proceedings in eminent domain for the purpose of acquiring necessary right-of-way and real property interests for the Interstate 405 Improvement Project between State Route 73 and Interstate 605.

**Consent Calendar (Items 5 through 16)**

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****5. Approval of Minutes**

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



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**BOARD AGENDA**

**6. Proposed 2019 Board of Directors Meetings Calendar**  
Laurena Weinert/Kenneth Phipps

**Overview**

Presented are the proposed 2019 Board of Directors and Committee meetings calendars, depicting the dates of the Board of Directors and Committee meetings and holidays for the year.

**Recommendation**

Approve the Orange County Transportation Authority and affiliated agencies 2019 Board of Directors meetings calendar.

**7. Active Transportation Program Local Project Prioritization**  
Louis Zhao/Kia Mortazavi

**Overview**

On May 16, 2018, the California Transportation Commission adopted the 2019 Active Transportation Program Guidelines and issued a two-tiered call for projects, making state and federal funds available for a bicycle and pedestrian call for projects from the State of California or the Southern California Association of Governments. A list of Orange County project point assignments for the Southern California Association of Governments regional project selection is presented for the Board of Directors' approval.

**Recommendations**

- A. Approve the additional points assigned to the Orange County 2019 Active Transportation Program projects, consistent with the Orange County Transportation Authority-adopted Active Transportation Program project prioritization and submittal to the Southern California Association of Governments.
- B. Authorize the Chief Executive Officer to approve future scope changes, substitutions, and additions to the final recommended project list.
- C. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program to facilitate the above actions.



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**BOARD AGENDA****8. Orange County Transportation Authority State and Federal Grant Programs Update and Recommendations**

Louis Zhao/Kia Mortazavi

**Overview**

The Orange County Transportation Authority provides grants to local agencies through various state and federal funding programs. Status reports on these programs, as well as project changes, are presented for review and approval.

**Recommendations**

- A. Approve delay requests for four projects from the cities of Huntington Beach, Santa Ana, Tustin, and the County of Orange.
- B. Authorize staff to make all necessary amendments to the Federal Transportation Improvement Program and execute any required agreements or amendments to facilitate the recommendations above.

**9. 2019 Technical Steering Committee Membership**

Brianna Martinez/Kia Mortazavi

**Overview**

The Orange County Transportation Authority Technical Advisory Committee provides feedback and input on local streets-and roads-related items. To accomplish this, the committee relies on a Technical Steering Committee made up of nine representatives from local agencies to provide guidance on major technical items. Technical Steering Committee members serve two-year terms, with the exception of one-year terms for the chair and vice chair. This year, six positions are open for consideration, and proposed 2019 Technical Steering Committee membership recommendations are presented for review and approval.

**Recommendation**

Approve the proposed 2019 Technical Steering Committee membership.



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**BOARD AGENDA****Orange County Local Transportation Authority Consent Calendar Matters****10. Capital Programs Division - First Quarter Fiscal Year 2018-19  
Capital Action Plan Performance Metrics**

James G. Beil

**Overview**

The Orange County Transportation Authority's Strategic Plan key strategies and objectives to achieve the goals for Mobility and Stewardship include delivery of all Capital Action Plan projects on time and within budget. The Capital Action Plan is used to create a performance metric to assess capital project delivery progress on highway, grade separation, rail, and facility projects. This report provides an update on the Capital Action Plan delivery and performance metrics.

**Recommendation**

Receive and file as an information item.

**11. Contract Change Order for Additional Design and Construction Efforts  
for the Interstate 405 Improvement Project Between State Route 73  
and Interstate 605**

Jeff Mills/James G. Beil

**Overview**

On November 14, 2016, the Orange County Transportation Authority Board of Directors approved Agreement No. C-5-3843 with OC 405 Partners, a joint venture, for the design and construction of the Interstate 405 Improvement Project between State Route 73 and Interstate 605. A contract change order is now needed for additional design and construction efforts related to the relocation of City of Fountain Valley water lines into new bridge overcrossings at Brookhurst Street, Bushard Street, Magnolia Street, and Ward Street.



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

Authorize the Chief Executive Officer to negotiate and execute Contract Change Order No. 17 to Agreement No. C-5-3843 between the Orange County Transportation Authority and OC 405 Partners, a joint venture, in the amount of \$800,000, for additional design and construction efforts related to the relocation of City of Fountain Valley water lines into new bridge overcrossings at Brookhurst Street, Bushard Street, Magnolia Street, and Ward Street.

**12. Agreement with Grand Jurors Association of Orange County for Recruitment Services for Measure M2 Taxpayer Oversight Committee**  
Alice T. Rogan/Lance M. Larson**Overview**

Orange County's Measure M2 calls for the establishment of a Taxpayer Oversight Committee to ensure fidelity with the investment summary presented in Ordinance No. 3 - the Renewed Measure M Transportation Ordinance and Investment Plan. Eleven members serve staggered three-year terms, and each year the Grand Jurors Association of Orange County, as mandated by the ordinance, conducts a recruitment to replace outgoing members whose terms have expired. Board of Directors' approval is requested to execute a new five-year agreement with the Grand Jurors Association of Orange County for Taxpayer Oversight Committee recruitment services.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute sole source Agreement No. C-8-2079 between the Orange County Transportation Authority and the Grand Jurors Association of Orange County, in the amount of \$47,500, for managing the annual Taxpayer Oversight Committee recruitment process through June 30, 2023.



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**BOARD AGENDA**

**13. Measure M2 Quarterly Progress Report for the Period of July 2018 Through September 2018**

Tamara Warren/Kia Mortazavi

**Overview**

Staff has prepared a Measure M2 quarterly progress report for the period of July 2018 through September 2018, 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.

**14. Measure M2 Freeway Environmental Mitigation Program Update**

Lesley Hill/Kia Mortazavi

**Overview**

Measure M2 includes a program to deliver comprehensive mitigation for the environmental impacts of 13 freeway projects in exchange for streamlined project approvals from the state and federal resources agencies. To date, the Environmental Mitigation Program has acquired conservation properties and provided funding for habitat restoration projects as part of the Natural Community Conservation Plan/Habitat Conservation Plan. On a parallel path, a similar approach was developed to obtain state and federal clean water permits to facilitate the implementation of the Measure M2 freeway projects. A biannual status report of these efforts and program update is presented.

**Recommendation**

Receive and file as an information item.





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**BOARD AGENDA**

- 15. Fiscal Year 2018-19 Measure M2 Annual Eligibility Review**  
Brianna Martinez/Kia Mortazavi

**Overview**

Measure M2 requires all local jurisdictions in Orange County to satisfy eligibility requirements to receive Measure M2 net revenues. The fiscal year 2018-19 Measure M2 eligibility documentation has been reviewed by staff and the Taxpayer Oversight Committee, and is presented for Board of Directors' review and approval.

**Recommendation**

Approve all local jurisdictions as conditionally eligible for Measure M2 net revenues for the fiscal year 2018-19, and direct staff to return with final eligibility findings for local jurisdictions, pending the adoption and submittal of the fiscal year 2017-18 expenditure reports by local jurisdictions.

- 16. Comprehensive Transportation Funding Programs Semi-Annual Review - September 2018**  
Christina Moore/Kia Mortazavi

**Overview**

The Orange County Transportation Authority recently completed the September 2018 semi-annual review of projects funded through the Comprehensive Transportation Funding Program. This process reviews the status of Measure M2 grant-funded projects and provides an opportunity for local agencies to update project information and request project modifications. Recommended project adjustments are presented for Board of Directors' review and approval.



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

- A. Approve adjustments to the Comprehensive Transportation Funding Programs projects and Local Fair Share funds.
- B. Authorize the Chief Executive Officer, or his designee, to negotiate and execute a cooperative agreement between the Orange County Transportation Authority and the City of San Clemente in support of the Americans with Disabilities Act complementary services component of the City of San Clemente's Rideshare Services-Beta Test Program, in an amount not to exceed \$900,000.
- C. Cancel the programming of \$1,649,700 in 2018 Measure M2 Project V funds for the City of San Clemente's Rideshare Services-Beta Test Program.

**Regular Calendar****Orange County Transportation Authority Regular Calendar Matters****17. OC Active: Project Update**  
Paul Martin/Kia Mortazavi**Overview**

Preparation of a draft countywide active transportation plan is nearing completion. The plan will help ensure bicycle and pedestrian improvement efforts are coordinated between local jurisdictions and reduce the need for local agencies to develop similar plans to compete for state and federal grants. Public outreach and technical analysis have been completed, and recommendations with local jurisdictions are being confirmed before finalizing the OC Active Report. A project status update is presented for Board of Directors review and information.

**Recommendation**

Receive and file as an information item.



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## **BOARD AGENDA**

### **Discussion Items**

**18. 2018 Chief Executive Officer Initiatives and Action Plan - Third Quarter Report**  
Darrell E. Johnson

At the end of each quarter of the calendar year, the Chief Executive Officer discusses the activities and accomplishments from the 2018 Chief Executive Officer Initiatives and Action Plan with the Board of Directors. This report summarizes the third quarter activities of calendar year 2018 (July through September). The Chief Executive Officer Initiatives and Action Plan directly support the values, vision, mission, and goals of the Orange County Transportation Authority Strategic Plan and 2018 Board of Directors Strategic Initiatives.

**19. 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.

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

**21. Directors' Reports**

**22. Closed Session**

There are no Closed Sessions scheduled.

**23. Adjournment**

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, January 14, 2019**, at the Orange County Transportation Authority Headquarters, 550 South Main Street, Board Room - Conference Room 07-08, Orange, California.