



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, October 28, 2019 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 Chairman 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 Steel

Pledge of Allegiance

Director Pulido



BOARD AGENDA

Special Calendar

Orange County Transportation Authority Special Calendar Matters

1. Presentation of Resolutions of Appreciation for Employees of the Month for October 2019

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2019-080, 2019-081, and 2019-082 to Phillip Nguyen, Coach Operator; Eduardo Ramos, Maintenance; and Neepa Shah, Administration, as Employees of the Month for October 2019.

2. Presentation of the 2019 Orange County Transportation Authority Bus and Maintenance Rodeo Awards

Beth McCormick/Jennifer L. Bergener

Presentation of the 2019 Orange County Transportation Authority Bus and Maintenance trophies to the first place Coach Operator and Maintenance team, as well as Administrative and Executive participants.

3. Sacramento Advocate Presentation

Moira Topp/Lance M. Larson

Sacramento advocate Moira Topp of Topp Strategies, LLC will provide an end of legislative session recap, and an overview of policy issues expected in 2020.

Consent Calendar (Items 4 through 24)

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 October 14, 2019.



BOARD AGENDA**5. Fiscal Year 2019-20 Internal Audit Plan, First Quarter Update**

Janet Sutter

Overview

The Orange County Transportation Authority Board of Directors adopted the Orange County Transportation Authority Internal Audit Department Fiscal Year 2019-20 Internal Audit Plan on August 12, 2019. This update is for the first quarter of the fiscal year.

Recommendation

Receive and file the first quarter update to the Orange County Transportation Authority Internal Audit Department Fiscal Year 2019-20 Internal Audit Plan as an information item.

6. Agreement for Federal Strategic Regulatory and Funding Consulting Services

Richard Teano/Lance M. Larson

Overview

Consultant services are needed to provide high-level strategic advice and consultation to the Orange County Transportation Authority as the subject matter expert for a wide variety of federal transportation programs, regulatory processes, and funding sources at all levels in the Federal Executive branch of government. The procurement was handled in accordance with the Orange County Transportation Authority's procurement policies and procedures for professional and technical services. Approval is requested to negotiate and execute an agreement for these services.

Recommendations

- A. Approve the selection of Cardinal Infrastructure, LLC, as the firm to provide strategic consultation to the Orange County Transportation Authority on federal transportation program development, regulatory, and funding processes.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-9-1360 between the Orange County Transportation Authority and Cardinal Infrastructure, LLC, in the amount of \$318,000, for a two-year term, to provide strategic consultation to the Orange County Transportation Authority on federal transportation program development, regulatory, and funding processes.



BOARD AGENDA

7. Federal Legislative Status Report Dustin J. Sifford/Lance M. Larson

Overview

Updates are provided on the 2020 appropriations process and a rulemaking on fuel efficiency standards. Overviews of hearings on commuter rail and congestion management policies are also included.

Recommendation

Receive and file as an information item.

8. Draft Revisions to Orange County Transportation Authority's 2019-20 State and Federal Legislative Platforms Dustin J. Sifford/Lance M. Larson

Overview

Initial draft revisions to the Orange County Transportation Authority's 2019-20 State and Federal Legislative Platforms have been prepared for consideration by the Board of Directors. These drafts will be revised as a result of feedback from the Board of Directors, as well as further internal staff and advisory group input, before being presented for final adoption.

Recommendation

Authorize staff to integrate the recommended revisions to the Orange County Transportation Authority's 2019-20 State and Federal Legislative Platforms and seek further feedback from the Board of Directors, internal staff, and advisory groups, with subsequent drafts to be brought forward in November for final consideration and adoption.



BOARD AGENDA

9. Agreement for Transportation Needs Assessment
Alice T. Rogan/Lance M. Larson

Overview

The Orange County Transportation Authority requires a consultant to provide a transportation needs assessment. A competitive procurement has been conducted and offers 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 a transportation needs assessment.

Recommendations

- A. Approve the selection of Moore and Associates, Inc., as the firm to conduct a transportation needs assessment.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-9-1505 between the Orange County Transportation Authority and Moore and Associates, Inc., in the amount of \$426,558, to provide a transportation needs assessment for an 18-month term.

10. Fiscal Year 2018-19 Fourth Quarter Budget Status Report
Anthony Baruch/Andrew Oftelie

Overview

The Orange County Transportation Authority's staff has implemented the fiscal year 2018-19 budget. This report summarizes the material variances between the budget and actual revenues and expenses through the fourth quarter of fiscal year 2018-19.

Recommendation

Receive and file as an information item.



BOARD AGENDA**11. Agreement for Budget and Forecasting Software**

Victor Velasquez/Andrew Oftelie

Overview

The Orange County Transportation Authority requires a consultant to provide budget and forecasting software. A competitive procurement has been conducted and offers 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 budget and forecasting software.

Recommendations

- A. Approve the selection of Clarity Partners, LLC, as the firm to provide budget and forecasting software.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-9-1083 between the Orange County Transportation Authority and Clarity Partners, LLC, in the amount of \$536,067, for a term of three years with two, two-year option terms to provide budget and forecasting software.

12. Third Quarter 2019 Investment and Debt Report

Sean Murdock/Andrew Oftelie

Overview

The California Government Code authorizes the Orange County Transportation Authority Treasurer to submit a quarterly investment report detailing the investment activity for the period. This investment report covers the third quarter of 2019, July through September, and includes a discussion on the Orange County Transportation Authority's debt portfolio.

Recommendation

Receive and file the Quarterly Debt and Investment Report prepared by the Treasurer as an information item.



BOARD AGENDA

13. New York Meetings Update - September 2019
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 on Thursday and Friday, September 19 - 20, 2019.

Recommendation

Receive and file as an information item.

14. First Quarter Fiscal Year 2019-20 Procurement Status Report
Virginia Abadessa/Andrew Oftelie

Overview

The first 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 July 1 through September 30, 2019, that was approved by the Board of Directors during this period. The first quarter procurement status report also projects future procurement activity for the second quarter as identified in the fiscal year 2019-20 budget.

Recommendation

Receive and file as an information item.



BOARD AGENDA

15. Property Insurance Policy Renewal
Al Gorski/Maggie McJilton

Overview

The Orange County Transportation Authority holds a property insurance policy with Zurich Insurance Company. This policy is scheduled to expire on December 1, 2019.

Recommendation

Authorize the Chief Executive Officer to negotiate and execute Purchase Order No. A44100, in an amount not to exceed \$550,000, to Marsh Risk and Insurance Services, Inc., to purchase property insurance on behalf of the Orange County Transportation Authority for the policy period of December 1, 2019 to December 1, 2020.

16. South County Traffic Relief Effort Update
Gregory Nord/Kia Mortazavi

Overview

The Transportation Corridor Agencies are in the process of studying toll road expansion options in south Orange County through the South County Traffic Relief Effort. This process has included public meetings, a screening report, a project initiation document, and preparation for environmental analysis. The following discussion highlights the history of the process, the current approach by the Transportation Corridor Agencies, and key points that staff intend to focus on as the South County Traffic Relief Effort moves into the environmental phase.

Recommendation

Receive and file as an information item.



BOARD AGENDA

Orange County Transit District Consent Calendar Matters

17. Amendment to Cooperative Agreement with the City of Anaheim for the Anaheim Canyon Metrolink Rail Station Improvement Project

Lora Cross/James G. Beil

Overview

On August 25, 2014, the Orange County Transportation Authority Board of Directors approved Cooperative Agreement No. C-4-1714 with the City of Anaheim to define roles responsibilities and funding for the Anaheim Canyon Metrolink rail station improvement project. An amendment to the cooperative agreement is requested to allow for the City of Anaheim to reimburse the Orange County Transportation Authority for work that will be included in the Anaheim Canyon Metrolink rail station improvement project and to increase the reimbursement of funds to the City of Anaheim for inspection costs.

Recommendation

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Cooperative Agreement No. C-4-1714 between the Orange County Transportation Authority and the City of Anaheim, to reimburse the Orange County Transportation Authority in the amount of \$40,840, for work to be included in the Anaheim Canyon Metrolink rail station improvement project, and to increase the amount the Orange County Transportation Authority will reimburse the City of Anaheim by an additional \$100,000 for administrative and inspection costs. This will increase the maximum obligation of the cooperative agreement to a total value of \$273,000.

18. Approval to Release Request for Proposals for On-Call Architectural and Engineering Design and Construction Support Services for Transit Facility Projects

George Olivo/James G. Beil

Overview

The Orange County Transportation Authority has developed a request for proposals to initiate a competitive procurement process to retain on-call architectural and engineering design and construction support services for transit facility projects.



BOARD AGENDA

18. (Continued)

Recommendations

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 9-1599 for the selection of on-call architectural and engineering design and construction support services for transit facility projects.
- B. Approve the release of Request for Proposals 9-1599 for on-call architectural and engineering design and construction support services for transit facility projects.

19. State Transit Assistance Fund and Senate Bill 1 State of Good Repair Claims for Fiscal Year 2019-20

Sam Kaur/Andrew Oftelie

Overview

The Orange County Transit District is eligible to receive funding from the State Transit Assistance Fund for providing public transportation services throughout Orange County. In order 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.

The Orange County Transportation Authority is eligible to receive funding from the Senate Bill 1 State of Good Repair Program that is funded by the Transportation Improvement Fee on vehicle registrations. Funding recommendations for fiscal year 2019-20 were presented to the Board of Directors on August 12, 2019. Upon approval of the statewide list of fiscal year 2019-20 projects by the California Department of Transportation, the Orange County Transportation Authority must file claims on a quarterly basis to receive the funding.

Recommendations

- A. Adopt Resolution No. 2019-079 to authorize the filing of State Transit Assistance Fund claims, in the amount of revised estimate of \$38,396,928, or up to the actual allocation published by the State Controller's Office, to support public transportation.



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19. (Continued)

- B. Authorize the filing of Senate Bill 1 State of Good Repair claims, in the amount of the revised estimate of \$5,933,032, or up to the actual allocation published by the State Controller's Office, to help sustain and upgrade the Orange County Transportation Authority's bus system.

Orange County Local Transportation Authority Consent Calendar Matters

20. Contract Change Order for Additional Railroad Flagging Allowance for the Laguna Niguel to San Juan Capistrano Passing Siding Project

Jason Lee/James G. Beil

Overview

On January 14, 2019, the Orange County Transportation Authority Board of Directors authorized Agreement No. C-7-2018 with Reyes Construction, Inc., for construction of the Laguna Niguel to San Juan Capistrano Passing Siding Project. A contract change order is required to provide additional allowance for railroad flagging protection for the construction workers within the railroad right-of-way.

Recommendations

- A. Authorize the Chief Executive Officer to negotiate and execute Contract Change Order No. 2 to Agreement No. C-7-2018 with Reyes Construction, Inc., in the amount of \$2,300,000, to increase the allowance budget for railroad flagging for the Laguna Niguel to San Juan Capistrano Passing Siding Project.
- B. Authorize the use of \$2,300,000 in federal Congestion Mitigation and Air Quality Improvement Program funds.
- C. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program and execute any necessary agreements and/or amendments to facilitate associated programming actions.



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21. Amendment to Agreement for the Design of the OC Streetcar Project Mary Shavalier/James G. Beil

Overview

On September 14, 2015, the Orange County Transportation Authority Board of Directors approved an agreement with HNTB Corporation for preparation of plans, specifications, and estimates for the OC Streetcar project. An amendment to the agreement is necessary for additional design support services.

Recommendation

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 8 to Agreement No. C-5-3337 between the Orange County Transportation Authority and HNTB Corporation, in the amount of \$1,500,000, and to extend the agreement term by 26 months through February 28, 2022, for continuation of OC Streetcar project design support services during construction. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$20,683,841.

22. Consultant Selection to Provide Preliminary Engineering and Environmental Services for the Orange County Maintenance Facility Lora Cross/James G. Beil

Overview

On May 13, 2019, the Orange County Transportation Authority issued a request for proposals for preliminary engineering and environmental services for the Orange County Maintenance Facility. Board of Directors' approval is requested for the selection of a firm to perform the required work.

Recommendations

- A. Approve the selection of Gannett Fleming, Inc., as the firm to provide preliminary engineering and environmental services for the Orange County Maintenance Facility.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-9-1143 between the Orange County Transportation Authority and Gannett Fleming, Inc., for preliminary engineering and environmental services for the Orange County Maintenance Facility.



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23. Approval to Release Request for Proposals for Continuing Public Outreach for the Interstate 405 Improvement Project

Chris Boucly/Lance M. Larson

Overview

Staff is requesting Board of Directors' approval to release a Request for proposals for public outreach consultant services for the Interstate 405 Improvement Project. These services are needed to continue the community outreach efforts during the construction phase of the project which spans the area between State Route 73 and Interstate 605. A draft request for proposals has been developed to initiate a competitive procurement process to retain a public outreach consultant.

Recommendations

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 9-1571 to provide public outreach consulting services for the Interstate 405 Improvement Project between State Route 73 and Interstate 605.
- B. Approve the release of Request for Proposals 9-1571 to select a firm to provide public outreach consulting services for the Interstate 405 Improvement Project between State Route 73 and Interstate 605 for a four-year initial term with an option term of up to 24 months.

24. 2019 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

Regular Calendar

Orange County Local Transportation Authority Regular Calendar Matters

25. Measure M2 Next 10 Plan: Market Conditions Key Indicators Analysis and Forecast

Tamara Warren/Kia Mortazavi

Overview

On September 10, 2018, a Market Conditions Key Indicators Analysis and Forecast was presented to the Board of Directors providing insight into delivery of the Measure M2 Next 10 Plan. At the request of the Board of Directors, continued monitoring of market conditions and potential risks of project delivery has taken place and an updated forecast has been prepared. A presentation on the results of this effort is provided.

Recommendation

Continue to monitor market conditions and their effects on the advancement of the Next 10 Delivery Plan and provide updates to the Board of Directors as appropriate.

Orange County Transportation Authority Regular Calendar Matters

26. Framework for Implementation of the State Route 241/91 Express Lanes Connector

Kurt Brotcke/Kia Mortazavi

Overview

The Orange County Transportation Authority, Riverside County Transportation Commission, Transportation Corridor Agencies, and California Department of Transportation have been working to resolve outstanding issues related to the implementation of a future direct, tolled connector linking the State Route 241 toll road to the 91 Express Lanes. The agencies have reached consensus on terms for future implementation of the connector project. Recommendations are presented to move the project forward, contingent on all parties agreeing to terms that will be incorporated into future agreements.



BOARD AGENDA

26. (Continued)

Recommendations

- A. Approve the State Route 241/91 Express Lanes Connector term sheet as a framework for future agreements, contingent on all parties agreeing to the term sheet.
- B. Direct staff to work with agencies to prepare associated agreements for Board of Directors' consideration, consistent with the terms included in this report.

Discussion Items

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 Chairman subject to the approval of the Board of Directors.

28. Chief Executive Officer's Report

29. Directors' Reports

30. Closed Session

A Closed Session will be held as follows:

Pursuant to Government Code Section 54956.9(a) – Conference with General Counsel – Existing Litigation; Elibir Ramos Urena aka Elivier Ramos v. Orange County Transportation Authority – OCSC No. 30-2017-00957255.

31. Adjournment

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, November 11, 2019**, at the Orange County Transportation Authority Headquarters, 550 South Main Street, Board Room - Conference Room 07-08, Orange, California.