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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, June 8, 2020 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 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.

### **Guidance for Public Access to the Board of Directors Meeting**

On March 12, 2020 and March 18, 2020, Governor Gavin Newsom enacted Executive Orders N-25-20 and N-29-20 authorizing a local legislative body to hold public meetings via teleconferencing and make public meetings accessible telephonically or electronically to all members of the public to promote social distancing due to the state and local State of Emergency resulting from the threat of Novel Coronavirus (COVID-19).



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## BOARD AGENDA

### Guidance for Public Access to the Board of Directors Meeting (Continued)

In accordance with Executive Order N-29-20, and in order to ensure the safety of the Orange County Transportation Authority (OCTA) Board of Directors (Board) and staff and for the purposes of limiting the risk of COVID-19, in person public participation at public meetings of the OCTA will not be allowed during the time period covered by the above referenced Executive Orders.

Instead, members of the public can listen to AUDIO live streaming of the Board and Committee meetings by clicking the below link:

<http://www.octa.net/About-OCTA/Who-We-Are/Board-of-Directors/Live-and-Archived-Audio/>

Public comments may be submitted for the upcoming Board and Committee meetings by emailing them to [boardofdirectors@octa.net](mailto:boardofdirectors@octa.net)

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.

In order to ensure that staff has the ability to provide comments to the Board Members in a timely manner, please submit your public comments **30 minutes prior to the start time of the Board and Committee meeting date.**



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## **BOARD AGENDA**

### **Call to Order**

### **Roll Call**

### **Invocation**

Director Wagner

### **Pledge of Allegiance**

Chairman Jones

### **Special Calendar**

### **Orange County Transportation Authority Special Calendar Matters**

- 1. Public Hearing on Orange County Transportation Authority's Fiscal Year 2020-21 Budget and Personnel and Salary Resolution**  
Victor Velasquez/Andrew Oftelie

#### **Overview**

The Orange County Transportation Authority Fiscal Year 2020-21 Budget presents a balanced plan of sources and uses of funds while providing for the current and future transportation needs of Orange County. The Board of Directors may approve the fiscal year 2020-21 budget following the public hearing to be held at the Board of Directors' meeting on June 8, 2020, at the following Board of Directors' meeting on June 22, 2020, or in a special meeting convened at their discretion, on or before June 30, 2020. The Board of Directors are also asked to approve changes to the Personnel and Salary Resolution as part of the budget approval process.

#### **Recommendations**

- A. Approve by Resolution the Orange County Transportation Authority's Fiscal Year 2020-21 Budget.
- B. Approve the Personnel and Salary Resolution for Fiscal Year 2020-21.
- C. Authorize the Chief Executive Officer to negotiate and execute the software and hardware licensing, maintenance, and emergency support purchase orders and/or agreements.
- D. Approval of fiscal year 2020-21 Orange County Transportation Authority member agency contribution to the Southern California Regional Rail Authority, first quarter operating subsidy, in an amount up to \$7,274,000.



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**BOARD AGENDA**

**2. Coronavirus (COVID-19) Update**  
Darrell E. Johnson

The Orange County Transportation Authority has been preparing for and is responding to the public health emergency caused by the coronavirus pandemic and closely monitoring the related transportation implications. Following the directions issued by Governor Gavin Newsom and County public implemented its Emergency Operations Plan and taken steps to ensure the health and safety of the public and Orange County Transportation Authority employees. An overview and update on these efforts are presented.

**Consent Calendar (Items 3 through 17)**

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**

**3. Approval of Minutes**

Approval of the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of May 22, 2020.

**4. 91 Express Lanes Update for the Period Ending - March 31, 2020**  
Kirk Avila/Darrell E. Johnson

**Overview**

On a quarterly basis, a 91 Express Lanes informational report is provided to the Orange County Transportation Authority Board of Directors. The report focuses on traffic and revenue performance, toll adjustments, account and transponder changes, outstanding debt, and recent events. This report provides a summary for the operational and financial activities for the period ending March 31, 2020, and includes the initial impacts of the novel coronavirus pandemic.



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**BOARD AGENDA****4. (Continued)****Recommendation**

Receive and file as an information item.

**5. Amendment to Agreement for Service and Maintenance of Security Systems**

Katrina L. Faulkner/Jennifer L. Bergener

**Overview**

In July 2017, the Orange County Transportation Authority entered into an agreement with Convergent Technologies LLC, to provide service and maintenance to the security systems, which includes the video management system, access control system, and duress alarm system, for a three-year term at the administration building and all operating bases. An amendment is required to increase the maximum cumulative payment obligation in order to accommodate additional project support.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement No. C-7-1676 between the Orange County Transportation Authority and Convergent Technologies LLC, in the amount of \$65,000, for additional project support services. This will increase the maximum obligation of the agreement to a total contract value of \$341,000.

**6. Agreement for Occurrence Tracking System Replacement**

Lloyd Sullivan/Andrew Oftelie

**Overview**

The Orange County Transportation Authority utilizes an in-house, custom developed browser-based software application for the Operations, Safety and Environmental Compliance, and Risk Management departments to gather and analyze information about any activities which may be related to litigation used by claims management and safety. The current Occurrence Tracking System used by the Orange County Transportation Authority was developed over 25 years ago and a replacement is now needed. Board of Directors' approval is requested to execute an agreement for a replacement system.



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**BOARD AGENDA****6. (Continued)****Recommendations**

- A. Approve the selection of Origami Risk LLC, as the firm to provide cloud-based claims management software as a service in support of the Orange County Transportation Authority's Occurrence Tracking System for Risk Management and Safety departments.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2023 between the Orange County Transportation Authority and Origami Risk LLC, in the amount of \$495,170, to provide cloud-based claims management software as a service to replace Orange County Transportation Authority's Occurrence Tracking System for a three-year term.

**7. Agreement for Deferred Compensation Services**

Bea Maselli/Maggie McJilton

**Overview**

The Orange County Transportation Authority provides all employees the opportunity to participate in a defined contribution program through a third-party deferred compensation service provider. Voluntary employee contributions are allocated to the 457(b) Deferred Compensation Plan. Additionally, employer contributions are allocated to the 401(a) Plan as employees become eligible. A 3121 Plan is also available for the Board of Directors, extra help employees, coach operator trainees, and interns who are not eligible to participate in the Orange County Employees Retirement System through the Orange County Transportation Authority. The 3121 Plan is also available to newly-hired employees over the age of 60 that waive membership into the Orange County Employees Retirement System. Approval is needed to execute a new agreement for these services.

**Recommendations**

- A. Approve the selection of Nationwide Retirement Solutions as the firm to provide deferred compensation services.



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## **BOARD AGENDA**

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

- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2014 between the Orange County Transportation Authority and Nationwide Retirement Solutions, to perform a broad range of defined contribution services related to the administration of the 457(b), 401(a), and 3121 plans, for an initial term of five years with two, five-year option terms.

### **8. Active Transportation Update**

Peter Sotherland/Kia Mortazavi

#### **Overview**

The Orange County Transportation Authority coordinates regional active transportation efforts in Orange County. An update on recent and upcoming activities is provided for review.

#### **Recommendation**

Receive and file as an information item.

## **Orange County Transit District Consent Calendar Matters**

### **9. Medical Exams, Internal Audit Report No. 20-508**

Janet Sutter

#### **Overview**

The Internal Audit Department of the Orange County Transportation Authority has completed an audit of controls in place related to the Federal Motor Carrier Safety Administration regulations, California Department of Motor Vehicle requirements, and policies and procedures for employees required to hold a commercial driver license and a current medical certificate. Based on the audit, controls are adequate to ensure employees obtain required medical exams and certificates, and procedures to ensure compliance with requirements to reimburse costs and time to employees that obtain medical recertification are adequate. Finally, invoice review controls for the contract with the provider, ProCare, are generally adequate.



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

Receive and file Medical Exams, Internal Audit Report No. 20-508, as an information item.

**10. Approval to Release Request for Proposals for an Enterprise Asset Management System**

Marie Latino/Jennifer L. Bergener

**Overview**

The Orange County Transportation Authority requires the services of a firm for the development, licenses, implementation, maintenance, and support of an enterprise asset management system. Staff has developed a draft request for proposals to initiate the competitive procurement process to select a firm to provide an enterprise asset management system. Staff is seeking Board of Directors' approval to release the request for proposals.

**Recommendations**

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 0-2272 to select a firm to provide an enterprise asset management system.
- B. Approve the release of Request for Proposals 0-2272 to select a firm to provide an enterprise asset management system for a seven-year initial term with two, two-year option terms.





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**BOARD AGENDA****Orange County Local Transportation Authority Consent Calendar Matters**

11. **Cooperative Agreement with the California Department of Transportation for the Interstate 5 Widening Project Between Interstate 405 and State Route 55**  
Niall Barrett/James G. Beil

**Overview**

The Orange County Transportation Authority proposes to enter into a cooperative agreement with the California Department of Transportation to define roles, responsibilities, and funding obligations for the preparation of plans, specifications, and estimates, and advertisement and award of the construction contract for the Interstate 5 widening project between Interstate 405 and State Route 55.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-0-2317 between the Orange County Transportation Authority and the California Department of Transportation, in the amount of \$1,200,000, to provide oversight of the plans, specifications, and estimates, and to advertise and award the construction contract for the Interstate 5 widening project between Interstate 405 and State Route 55, Segments 1 and 2.

12. **Consultant Selection for On-Call Right-of-Way Support Services for Capital Improvement Projects**  
Joe Gallardo/James G. Beil

**Overview**

On December 9, 2019, the Orange County Transportation Authority Board of Directors authorized the issuance of a request for proposals to procure a consultant to provide on-call right-of-way support services for capital improvement projects. Board of Directors' approval is requested for the selection of a firm to perform the required work.



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**BOARD AGENDA****12. (Continued)****Recommendations**

- A. Approve the selection of Epic Land Solutions, Inc., as the firm to provide on-call right-of-way support services for capital improvement projects.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-9-1613 between the Orange County Transportation Authority and Epic Land Solutions, Inc., in the amount of \$3,500,000, for an initial term of three years, with two, one-year option terms to provide on-call right-of-way support services for capital improvement projects.

**13. Cooperative Agreement with the California Department of Transportation for the Interstate 5 Improvement Project Between Avenida Pico and San Diego County Line**

Josue Vaglienty/James G. Beil

**Overview**

The Orange County Transportation Authority proposes to enter into a cooperative agreement with the California Department of Transportation to provide independent quality assurance and approvals for preparation of the project report and environmental document for the Interstate 5 improvement project between Avenida Pico and the San Diego County Line.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-0-2334 between the Orange County Transportation Authority and the California Department of Transportation, at no cost, for preparation of the project report and environmental document for the Interstate 5 improvement project between Avenida Pico and the San Diego County Line.



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**BOARD AGENDA****14. Membership Appointments for the Measure M2 Environmental Cleanup Allocation Committee**

Marissa Espino/Maggie McJilton

**Overview**

As part of the Measure M2 Environmental Cleanup Program, the Measure M2 Ordinance requires a 14-member Environmental Cleanup Allocation Committee to make recommendations to the Orange County Transportation Authority Board of Directors on the allocation of revenues for transportation-related water quality programs (The current three-year terms for all members will expire on June 30, 2020). Twelve of the existing committee members have expressed their desire to continue to serve, and replacements are recommended for two open seats.

**Recommendations**

- A. Approve the reappointment of current committee members serving on the Measure M2 Environmental Cleanup Program Environmental Cleanup Allocation Committee for an additional three-year term.
- B. Appoint two committee members to replace outgoing members on the Measure M2 Environmental Cleanup Program Environmental Cleanup Allocation Committee.

**15. Environmental Mitigation Program Endowment Fund Investment Report for March 31, 2020**

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**

Receive and file as an information item.



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**BOARD AGENDA**

**16. Measure M2 Eligibility Review Recommendations for Fiscal Year 2018-19 Expenditure Reports**  
Kelsey Imler/Kia Mortazavi

**Overview**

The Measure M2 Ordinance requires that all Orange County local agencies annually satisfy eligibility requirements in order to receive net Measure M2 revenues. As part of this requirement, fiscal year 2018-19 expenditure reports and resolutions were submitted by all local agencies. In May 2020, the Orange County Transportation Authority Taxpayer Oversight Committee affirmed that all expenditure reports were received and reviewed consistent with Measure M2 requirements. Board of Directors' approval is requested to find Orange County local agencies eligible to continue to receive net Measure M2 revenues.

**Recommendations**

- A. Find all 35 Orange County local agencies eligible to receive net Measure M2 revenues.
- B. Direct staff to solicit from the City of Anaheim a restated fiscal year 2018-19 expenditure report to address miscategorized maintenance of effort expenditures identified in M2 Agreed Procedures Reports, Fiscal Year Ended 2019.

**17. Measure M2 Quarterly Progress Report for the Period of January 2020 Through March 2020**  
Tamara Warren/Kia Mortazavi

**Overview**

Staff has prepared the Measure M2 quarterly progress report for the period of January 2020 through March 2020, for consideration 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****Regular Calendar****Orange County Local Transportation Authority Regular Calendar Matters****18. Amendment to Agreement for Additional Program Management Consultant Services for the Highway Program**

Rose Casey/James G. Beil

**Overview**

On April 11, 2016, the Orange County Transportation Authority Board of Directors approved an agreement with Mott MacDonald, LLC (formerly known as Hatch Mott MacDonald, LLC) to provide program management consultant services for the Highway Programs Department, for a term of five years, with one, two-year option term. An amendment to the existing agreement is requested for additional program management consultant services.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 10 to Agreement No. C-5-3767 between the Orange County Transportation Authority and Mott MacDonald, LLC, in the amount of \$5,329,618, to provide additional program management consultant services for the Highway Programs Department. This will increase the maximum obligation of the agreement to a total contract value of \$24,780,661.

**Discussion Items**

- 19. Public Comments**
- 20. Chief Executive Officer's Report**
- 21. Directors' Reports**



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## **BOARD AGENDA**

### **22. Closed Session**

A Closed Session will be held as follows:

- A. Pursuant to Government Code Section 54957.6 to discuss negotiations with Teamsters Local 952 regarding the coach operators. The lead negotiator for the Orange County Transportation Authority is Maggie McJilton, Executive Director of Human Resources and Organizational Development, and Teamsters Local 952 representative.
  
- B. Pursuant to Government Code 54957.6 to discuss collective bargaining agreement negotiations with the Transportation Communications International Union regarding the parts/stock room clerks and facilities maintenance employee unit. The lead negotiator for the Orange County Transportation Authority is Maggie McJilton, Executive Director of Human Resources and Organizational Development, and Transportation Communications International Union representative.

### **23. Adjournment**

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, June 22, 2020**, at the Orange County Transportation Authority Headquarters, Board Room - Conference Room 07-08, 550 South Main Street, Orange, California.