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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, October 26, 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/Committee 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).

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.



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## **BOARD AGENDA**

### **Guidance for Public Access to the Board of Directors/Committee Meeting (continued)**

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.**



## **BOARD AGENDA**

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### **Call to Order**

### **Roll Call**

### **Invocation**

Director Sidhu

### **Pledge of Allegiance**

Director Davies

### **Special Calendar**

There are no Special Calendar matters.

### **Consent Calendar (Items 1 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**

#### **1. Approval of Minutes**

Approval of the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of October 12, 2020.

#### **2. Coronavirus Update**

Darrell E. Johnson

##### **Overview**

The Orange County Transportation Authority continues to take proactive measures in response to the impacts of the coronavirus pandemic in relation to transportation services, programs, and projects. The response efforts are centered around agency core values, helping to ensure the health and safety of the public and employees while continuing to provide essential transportation services and deliver critical infrastructure improvements. An overview and update on these efforts is presented.



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## **BOARD AGENDA**

### **2. (Continued)**

#### **Recommendation**

Receive and file as an information item.

### **3. Fiscal Year 2020-21 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 2020-21 Internal Audit Plan on July 27, 2020. This report provides an update of activities 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 2020-21 Internal Audit Plan as an information item.

### **4. Agreement for Fullerton Transportation Center Stair Replacement Project**

Lora Cross/James G. Beil

#### **Overview**

The Orange County Transportation Authority, in coordination with the City of Fullerton, is replacing the Fullerton Transportation Center stairs that serve the station overcrossing. On June 22, 2020, an invitation for bids was released. 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**

### **4. (Continued)**

#### **Recommendations**

- A. Find A2Z Construct, Inc., the apparent low bidder and Metro Building and Engineering Group, Ltd., the apparent third low bidder, as non-responsive for failure to meet the federal requirement for Disadvantaged Business Enterprise participation; and find AP Construction, Inc., the apparent second low bidder, as non-responsive for failure to sign the Disclosure of Lobbying Activities form as required by the bid instructions and the Federal Transit Administration.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2267 between the Orange County Transportation Authority and Golden Gate Construction, the lowest responsive, responsible bidder, in the amount of \$705,300, for the Fullerton Transportation Center Stair Replacement Project.

### **5. Agreement for Rideshare and Vanpool Marketing, Design, and Advertising Services**

Kristopher Hewkin/Maggie McJilton

#### **Overview**

On July 8, 2020, the Orange County Transportation Authority released a request for proposals for consultant support for rideshare and vanpool marketing, design, and advertising services. Proposals were received in accordance with Orange County Transportation Authority procurement procedures for professional and technical services. Board of Directors' approval is requested to execute an agreement for rideshare and vanpool marketing, design, and advertising services.

#### **Recommendations**

- A. Approve the selection of Brown Marketing Strategies, Inc. to provide rideshare and vanpool marketing, design, and advertising services.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2206 between the Orange County Transportation Authority and Brown Marketing Strategies, Inc. in the amount of \$570,000, to provide rideshare and vanpool marketing, design, and advertising services for a two-year term, with a one-year option term.



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**BOARD AGENDA****6. Update on Diversity Outreach and Inclusion Efforts**

Ted P. Nguyen/Maggie McJilton

**Overview**

The Orange County Transportation Authority is continuing its effort to conduct comprehensive and meaningful outreach to Orange County's growing diverse communities. This report provides an update on the progress of the diversity and inclusion efforts as well as plans to meet the future needs of community members who are increasingly diverse.

**Recommendation**

Receive and file as an information item.

**7. First Quarter Fiscal Year 2020-21 Procurement Status Report**

Pia Veasapen/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, 2020, 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 2020-21 budget.

**Recommendation**

Receive and file as an information item.



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**BOARD AGENDA**

**8. Agreement for State Legislative Advocacy and Consulting Services**  
Kristin Jacinto/Lance M. Larson

**Overview**

On June 22, 2020, the Board of Directors approved the release of a request for proposals for state legislative advocacy and consulting services to begin when the present term for these services expires on December 31, 2020. One proposal was received and evaluated 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 these services.

**Recommendations**

- A. Approve the selection of Topp Strategies, LLC, as the firm to provide state legislative advocacy and consulting services.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2369 between the Orange County Transportation Authority and Topp Strategies, LLC, in the amount of \$420,000, for a two-year initial term, effective January 1, 2021 to December 31, 2022, with two, two-year options, to perform state legislative advocacy and consulting services.

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

**Overview**

An update is provided on efforts in Congress to enact appropriations bills and additional economic stimulus legislation. An overview is provided of a hearing on transportation equity.

**Recommendation**

Receive and file as an information item.



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**BOARD AGENDA****10. Draft 2021-22 State and Federal Legislative Platforms**

Dustin J. Sifford/Lance M. Larson

**Overview**

Initial drafts of the 2021-22 State and Federal Legislative Platforms have been prepared for consideration by the Board of Directors.

**Recommendation**

Direct staff to continue developing the initial drafts of the 2021-22 State and Federal Legislative Platforms and prepare subsequent drafts for final approval.

**Orange County Transit District Consent Calendar Matters****11. Agreement for Locker Room Expansion at Santa Ana Bus Base Maintenance Building**

George Olivo/James G. Beil

**Overview**

The Orange County Transportation Authority's Santa Ana Bus Base requires modifications to the maintenance building locker rooms. An invitation for bids was issued on August 5, 2020. Bids were received in accordance with Board of Directors-approved procedures for public works projects. Board of Directors' approval is requested to execute the agreement.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2467 between the Orange County Transportation Authority and Thomco Construction, Inc., the lowest responsive, responsible bidder, in the amount of \$339,123, for locker room expansion at the Santa Ana Bus Base maintenance building.



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**BOARD AGENDA****12. Agreement for Replacement of Light Poles and Luminaires at Golden West Transportation Center**

George Olivo/James G. Beil

**Overview**

The Golden West Transportation Center requires the replacement of light poles and luminaries in order to maintain a safe environment and state of good repair. An invitation for bids was released on July 22, 2020. Bids were received in accordance with Board of Directors-approved procedures for public works projects. Board of Directors' approval is requested to execute the necessary agreement.

**Recommendations**

- A. Find KDC, Inc., dba Dynalectric, the apparent low bidder and Elecnor Belco Electric, Inc., the apparent second low bidder, as non-responsive for failure to meet the federal requirement for Disadvantaged Business Enterprise participation.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2363 between the Orange County Transportation Authority and Crosstown Electrical & Data, Inc., the lowest responsive, responsible bidder, in the amount of \$223,789, for the replacement of light poles and luminaires at the Golden West Transportation Center.

**13. State Transit Assistance Fund and SB 1 (Chapter 5, Statutes of 2017) State of Good Repair Claims for Fiscal Year 2020-21**

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.



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## **BOARD AGENDA**

### **13. (Continued)**

The Orange County Transportation Authority is also eligible to receive funding from the SB 1 State of Good Repair Program that is funded by the Transportation Improvement Fee on vehicle registrations. Funding recommendations for fiscal year 2020-21 were approved by the Board of Directors on August 24, 2020. Upon approval of the statewide list of fiscal year 2020-21 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. 2020-281 to authorize the filing of State Transit Assistance Fund claims, in the amount of \$22,592,552, or up to the actual allocation published by the State Controller's Office, to support public transportation.
- B. Authorize the filing of SB 1 State of Good Repair claims, in the amount of \$6,426,478, 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**

#### **14. Approve the Release Request for Proposals for Preliminary Engineering and Environmental Services for the Irvine Station Improvements Project**

Jason Lee/James G. Beil

#### **Overview**

The Orange County Transportation Authority has developed a request for proposals to initiate a competitive procurement process to retain consultant services for preliminary engineering and environmental services for the Irvine Station Improvements Project.



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**BOARD AGENDA****14. (Continued)****Recommendations**

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 0-2604 for consultant services for preliminary engineering and environmental services for the Irvine Station Improvements Project.
- B. Approve the release of Request for Proposals 0-2604 for consultant services for preliminary engineering and environmental services for the Irvine Station Improvements Project.

**15. Approval to Release Request for Proposals for Construction Management Support Services for the State Route 55 Improvement Project Between Interstate 405 and Interstate 5**

Ross Lew/James G. Beil

**Overview**

The Orange County Transportation Authority has developed a request for proposals to initiate a competitive procurement process to retain a consultant to provide construction management support services for the State Route 55 Improvement Project between Interstate 405 and Interstate 5.

**Recommendations**

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 0-2582 for selection of a consultant to provide construction management support services for the State Route 55 Improvement Project between Interstate 405 and Interstate 5.
- B. Approve the release of Request for Proposals 0-2582 to provide construction management support services for the State Route 55 Improvement Project between Interstate 405 and Interstate 5.



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## **BOARD AGENDA**

### **16. Regional Traffic Signal Synchronization Program Update** Alicia Yang/Kia Mortazavi

#### **Overview**

The Orange County Transportation Authority has been working with local cities, the County of Orange, and the California Department of Transportation to fund and implement key regional traffic signal synchronization projects. This report provides an update on the Measure M2 Regional Traffic Signal Synchronization Program, including results from recently completed projects.

#### **Recommendation**

Received and file as an information item.

### **Regular Calendar**

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

### **17. Transportation Infrastructure Finance and Innovation Act Loan Interest Rate Reset** Robert Davis/Andrew Oftelie

#### **Overview**

On July 26, 2017, the Orange County Transportation Authority and the United States Department of Transportation Build America Bureau Credit Programs Office executed a Transportation Infrastructure Finance and Innovation Act Loan for up to \$628.93 million for the Interstate 405 Improvement Project. Over the past two months, staff has had several successful discussions with the Build America Bureau regarding the possibility of lowering the interest rate on the existing 2017 Transportation Infrastructure Finance and Innovation Act Loan. Staff is seeking approval to pursue lowering the current fixed rate of 2.91 percent interest rate based on current market conditions.



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**BOARD AGENDA****17. (Continued)****Recommendations**

- A. Direct staff to proceed with pursuing an interest rate reset of Orange County Transportation Authority's Transportation Infrastructure Finance and Innovation Act Loan for the Interstate 405 Improvement Project.
- B. Authorize staff to execute Amendment No. 1 to Agreement No. C-7-2137 between the Orange County Transportation Authority and Sperry Capital, Inc. in the amount of \$170,000, to provide financial advisory services to the Orange County Transportation Authority for the interest rate reset transaction. The total contract amount will increase to \$665,000.
- C. Authorize staff to execute Amendment No. 1 to Agreement No. C-0-2021 between the Orange County Transportation Authority and Nossaman LLP, in the amount of \$65,000, to provide bond counsel services to the Orange County Transportation Authority for the interest rate reset transaction. The total contract amount will increase to \$301,000.
- D. Authorize the payment of fees and expenses required by the Build America Bureau to facilitate the interest rate reset.
- E. Direct staff to return to the Board of Directors for approval of the financing documents required to execute the closing of the transaction.



## **BOARD AGENDA**

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

- 18. 2020 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. Within the past six months, MuniServices, LLC and the three universities have each 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**

Direct staff to determine the impacts of the updated forecast to Measure M2 programs and projects and return to the Board of Directors with options to address the decrease in projected sales tax revenue.

### **Discussion Items**

- 19. Coronavirus Impacts to the 91 Express Lanes**  
Kirk Avila

Staff will present the impacts of coronavirus on the activities and operations of the 91 Express Lanes.

- 20. Public Comments**

- 21. Chief Executive Officer's Report**

- 22. Directors' Reports**

- 23. Closed Session**

There are no Closed Sessions scheduled.



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**BOARD AGENDA****24. Adjournment**

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