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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, April 12, 2021 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 Orange County Transportation Authority (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 [ClerkOffice@octa.net](mailto:ClerkOffice@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.**

### **Call to Order**

### **Roll Call**

### **Invocation**

Director Shaw

### **Pledge of Allegiance**

Director Muller

### **Special Calendar**

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

#### **1. Administration of the Oath of Office to New Orange County Transportation Authority Board of Director**

Oath of Office will be administered to new Board Member Katrina Foley.



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**BOARD AGENDA**

- 2. Public Member Selection**  
Andrea West/Jennifer L. Bergener

**Overview**

The Orange County Transportation Authority Board of Directors approved a process for the recruitment and selection for the currently vacant Public Member seat on February 8, 2021. Consistent with that process and delegated responsibility, the Executive Committee established a short-list of three candidates, interviewed those candidates, and has selected a final candidate for consideration and approval by the Board of Directors. The Executive Committee is recommending Tam Nguyen to serve as the Public Member, filling the currently vacant seat on the Board of Directors.

**Recommendation**

Approve Tam Nguyen to serve as the Public Member on the Orange County Transportation Authority Board of Directors, filling the currently vacant seat, with a term effective April 12, 2021.

**Consent Calendar (Items 3 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**

- 3. Approval of Minutes**

Approval of the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of March 22, 2021.



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**BOARD AGENDA**

**4. 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.

**Recommendation**

Receive and file as an information item.

**5. Orange County Transportation Authority Investment and Debt Programs Report - February 2021**  
Robert Davis/Andrew Oftelie

**Overview**

The Orange County Transportation Authority has a comprehensive investment and debt program to fund its immediate and long-term cash flow demands. Each month, the Treasurer submits a report detailing investment allocation, performance, compliance, outstanding debt balances, and credit ratings for the Orange County Transportation Authority's debt program. This report is for the month ending February 28, 2021. The report has been reviewed and is consistent with the investment practices contained in the Investment Policy.

**Recommendation**

Receive and file as an information item.



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**BOARD AGENDA****6. Amendment to Agreement for Financial Advisory Services**

Robert Davis/Andrew Oftelie

**Overview**

On April 23, 2018, the Orange County Transportation Authority Board of Directors approved an agreement with Sperry Capital, Inc., to provide financial advisory services for a three-year initial term and one, two-year option term. Board of Directors' approval is requested to exercise the option term effective May 1, 2021 through April 30, 2023.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement No. C-7-2137 between the Orange County Transportation Authority and Sperry Capital, Inc., to exercise the option term of the agreement, to extend the term through April 30, 2023 and increase the amount by \$400,000, for a total contract value of \$1,065,000, to provide continued financial advisory services.

**7. Annual Insurance Program Review**

Al Gorski/Maggie McJilton

**Overview**

The Orange County Transportation Authority purchases various insurance coverage protection including workers' compensation, liability, property, business interruption, and cyber losses. The Orange County Transportation Authority contracts with insurance brokers for the marketing and placement of these coverages. This staff report provides an annual review of all major Orange County Transportation Authority insurance policies, including coverage and marketing strategies used to protect its assets.

**Recommendation**

Receive and file as an information item.



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**BOARD AGENDA****8. Consultant Selection for the Interstate 405 TransModeler Simulation Model Development**

Anup Kulkarni/Kia Mortazavi

**Overview**

Consultant services are needed to develop a traffic simulation model for Interstate 405 using the TransModeler software program. Board of Directors' approval is requested to execute an agreement to perform the required work.

**Recommendations**

- A. Approve the selection of Fehr and Peers as the firm to develop a traffic simulation model for the Interstate 405 using the TransModeler software platform.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2558 between the Orange County Transportation Authority and Fehr and Peers, in the amount of \$399,887, to develop a traffic simulation model for Interstate 405 using the TransModeler software platform.

**Orange County Transit District Consent Calendar Matters****9. Bus Restructuring Study Consultant Selection**

Jorge Duran/Kia Mortazavi

**Overview**

The Orange County Transportation Authority requires the services of a firm to assist in the development of recommendations for restructuring the OC Bus fixed-route bus system. A competitive procurement has been conducted, and proposals were received in accordance with the Orange County Transportation Authority's procurement procedures for professional and technical services. Board of Directors' approval is requested for the selection of a firm to perform the required work.



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

- A. Approve the selection of Transportation Management and Design, Inc., as the firm to assist in restructuring the OC Bus fixed-route bus system.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2739 between the Orange County Transportation Authority and Transportation Management and Design, Inc., in the amount of \$549,914, to assist in the development of recommendations for restructuring the OC Bus fixed-route bus system.

**10. Agreement for Detail Bus Cleaning and Pesticide Application Services**  
Marie Latino/Jennifer L. Bergener**Overview**

On January 11, 2021, the Orange County Transportation Authority Board of Directors approved the release of a request for proposals for detail bus cleaning and pesticide application services for directly operated and contract operated fixed-route OC Bus service and OC ACCESS services. As a result, proposals were received from qualified vendors and evaluated. Board of Directors' approval is requested to award an agreement to perform the described services to the most qualified vendor.

**Recommendations**

- A. Approve the selection of Gamboa Services, Inc., doing business as Corporate Image Maintenance, as the firm to provide detail bus cleaning and pesticide application services.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2702 between the Orange County Transportation Authority and Gamboa Services, Inc., doing business as Corporate Image Maintenance, in the amount of \$1,076,726, for detail bus cleaning and pesticide application services for a three-year initial term effective May 1, 2021 through April 30, 2024, with a two-year option term.



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**BOARD AGENDA****11. Amendment to Agreement for Coach Operator, Operations Instructor, and Field Supervisor Uniforms**

Sergio Hernandez/Jennifer L. Bergener

**Overview**

On May 22, 2017, the Board of Directors approved an agreement with Becnel Uniforms to supply uniforms for coach operators, training instructors, and field supervisors on an as-needed basis for a three-year initial term, with two one-year option terms. The first option term will expire June 30, 2021. Board of Directors' approval to exercise the second option term is requested.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement No. C-6-1442 between the Orange County Transportation Authority and Becnel Uniforms, in the amount of \$50,000, to exercise the second option term of the agreement from July 1, 2021 through June 30, 2022, for continued uniform supply services. This will increase the maximum obligation of the agreement to a total contract value of \$871,852.

**Orange County Local Transportation Authority Consent Calendar Matters****12. Orange County Local Transportation Authority Measure M2 Maintenance of Effort, Agreed-Upon Procedures Report, City of Santa Ana, Year Ended June 30, 2020**

Janet Sutter

**Overview**

Eide Bailly LLP, an independent accounting firm, has applied agreed-upon procedures related to Measure M2 maintenance of effort expenditures by the City of Santa Ana, for the fiscal year ended June 30, 2020.

**Recommendation**

Direct staff to monitor implementation of corrective action by the City of Santa Ana.





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**BOARD AGENDA**

- 13. Orange County Local Transportation Authority Measure M2 Agreed-Upon Procedures Reports, Year Ended June 30, 2020**  
Janet Sutter

**Overview**

Crowe LLP, an independent accounting firm, has applied agreed-upon procedures related to Measure M2 Local Fair Share funds provided to seven cities, Senior Mobility Program funds provided to six cities, and Senior Non-Emergency Medical Transportation funds provided to the County of Orange for the fiscal year ended June 30, 2020. Local Fair Share program reports include observations of ineligible maintenance of effort expenditures, misreporting of direct or indirect costs, misreporting of expenditures, and a funded project not reflected in the city's Seven-Year Capital Improvement Program plan. Senior Mobility Program reports include observations relating to late submission of a monthly report, third-party contracting, misreporting of expenditures, failure to allocate interest, and overcharge of administrative costs.

**Recommendation**

Direct staff to monitor implementation of corrective actions proposed by the cities.

- 14. Approval to Sell Surplus Land**  
Joe Gallardo/James G. Beil

**Overview**

As part of the Measure M2 Freeway Environmental Mitigation Program, the Orange County Transportation Authority acquired the Trabuco Rose Preserve, formerly Ferber Ranch, to be maintained in perpetuity as a conservation property. A small portion of the Trabuco Rose Preserve, determined to have no biological value, is recommended to be sold as surplus land to an adjacent property by the Orange County Transportation Authority; therefore, staff is seeking approval to sell a portion of the Trabuco Rose Preserve as surplus land under the Surplus Land Act (Government Code Section 54220 et seq.).



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

- A. Declare the 0.36-acre parcel located within the Trabuco Rose Preserve as surplus land, pursuant to Government Code Section 54221(b), that is no longer necessary for the Orange County Transportation Authority's use.
- B. Direct staff to sell the surplus land parcel located within the Trabuco Rose Preserve.
- C. Authorize the Chief Executive Officer to execute the necessary documents to complete the sale of the surplus land for the offer price of \$13,400.

**15. Consultant Selection for Construction Management Support Services for the State Route 55 Improvement Project Between Interstate 405 and Interstate 5**

Ross Lew/James G. Beil

**Overview**

On October 26, 2020, the Orange County Transportation Authority Board of Directors authorized the release of a request for proposals to provide construction management support services for the State Route 55 Improvement Project between Interstate 405 and Interstate 5. Board of Directors' approval is requested for the selection of a firm to perform the required work.

**Recommendations**

- A. Approve the selection of AECOM Technical Services, Inc., as the firm to provide construction management support services for the State Route 55 Improvement Project between Interstate 405 and Interstate 5.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2582 between the Orange County Transportation Authority and AECOM Technical Services, Inc., as the firm 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. Revisions to the Measure M2 Eligibility Guidelines**

Kelsey Imler/Kia Mortazavi

#### **Overview**

The Orange County Transportation Authority's Ordinance No. 3 specifies requirements that local jurisdictions must satisfy in order to be eligible to receive Measure M2 net revenues. Measure M2 Eligibility Guidelines are used to assist local jurisdictions in navigating Measure M2 eligibility requirements and submittal processes. Proposed updates to the Measure M2 Eligibility Guidelines are presented for the Board of Directors' review and approval.

#### **Recommendation**

Approve proposed revisions to the Measure M2 Eligibility Guidelines.

## **Regular Calendar**

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

### **17. Measure M2 2020 Update: Next 10 Delivery Plan**

Francesca Ching/Kia Mortazavi

#### **Overview**

The Measure M2 Next 10 Delivery Plan aims to strategically deliver Measure M2 freeway, roadway, transit, and environmental projects through fiscal year 2030. A comprehensive review was recently conducted to account for updates to the Measure M2 sales tax revenue forecast, external funding assumptions, and project cost estimates. In December 2020, the Board of Directors was presented with options to manage the impacts of the changes. Based on feedback, staff has updated the Measure M2 Next 10 Delivery Plan. The goals are to ensure fulfillment of the Measure M2 commitments, maintain fiscal sustainability, and strive to deliver transportation benefits early. The results of this effort are presented to the Board of Directors for review and approval.



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

- A. Adopt the 2020 Measure M2 Next 10 Delivery Plan.
- B. Direct staff to continue to monitor revenue and project cost shifts that could affect the delivery plan and return to the Board of Directors with changes if necessary.

**18. Proposed Amendment to the Orange County Local Transportation Authority Measure M2 Ordinance No. 3**

Adriann Cardoso/Kia Mortazavi

**Overview**

The voter-approved Measure M2 Ordinance No. 3 requires that local jurisdictions meet a maintenance of effort requirement to remain eligible to receive Measure M2 funding. Local jurisdictions are continuing to experience uncertainties in general fund revenues due to the coronavirus pandemic, which is anticipated to impact their ability to meet the maintenance of effort requirement. In response to these impacts, the Board of Directors approved an amendment to the Measure M2 Ordinance No. 3 in June 2020 to provide flexibility on this requirement through fiscal year 2020-21. An amendment to extend the revised maintenance of effort requirement through fiscal year 2021-22 is proposed to continue assisting local jurisdictions through this period of economic uncertainty.

**Recommendations**

- A. Direct staff to initiate the process to amend the Orange County Local Transportation Authority Measure M2 Ordinance No. 3 to extend the fiscal year 2020-21 revised maintenance of effort requirement into fiscal year 2021-22 to continue assisting local jurisdictions through this period of economic uncertainty.
- B. Direct staff to set a date of May 24, 2021, for a public hearing and Board of Directors' action to consider adoption of the amendment to the Orange County Local Transportation Authority Measure M2 Ordinance No. 3 as it relates to the maintenance of effort requirement.



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**BOARD AGENDA****Discussion Items****19. State Plans and Policies Related to Climate Change**

Kurt Brotcke/Kia Mortazavi

The transportation sector is a large contributor to California's greenhouse gas emissions. The State of California has approved multiple policies over the years to reduce emissions from transportation sources. New state policies will further these efforts and will likely to shift state transportation planning and funding priorities. An update on these policies is provided for information purposes.

**20. Fiscal Year 2021-22 Budget Assumptions**

Victor Velasquez/Andrew Oftelie

Staff is in the process of developing the fiscal year 2021-22 annual budget. Staff will be presenting revenue and expenditure assumptions for the committee's consideration.

**21. Public Comments****22. Chief Executive Officer's Report****23. Directors' Reports****24. Closed Session**

There are no Closed Session items scheduled.

**25. Adjournment**

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, April 26, 2021** at the Orange County Transportation Authority Headquarters, Board Room - Conference Room 07-08, 550 South Main Street, Orange, California.