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## **BOARD AGENDA**

### **Board Members**

Mark A. Murphy, Chairman  
Gene Hernandez, Vice Chairman  
Lisa A. Bartlett  
Doug Chaffee  
Barbara Delgleize  
Andrew Do  
Katrina Foley  
Brian Goodell  
Patrick Harper  
Michael Hennessey  
Steve Jones  
Fred Jung  
Joseph Muller  
Tam Nguyen  
Vicente Sarmiento  
Donald P. Wagner  
Ryan Chamberlain

Orange County Transportation Authority  
Board Room  
550 South Main Street  
Orange, California

**Monday, August 8, 2022 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's office at (714) 560-5676, no less than two business days prior to this meeting to enable OCTA to make reasonable arrangements to assure accessibility to this meeting.

### **Agenda Descriptions**

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 Committee 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.



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## **BOARD AGENDA**

### **Meeting Access and Public Comments on Agenda Items**

Members of the public can either attend in-person (subject to OCTA's Coronavirus (COVID-19) safety protocols) or listen to live audio streaming of the Board and Committee meetings by clicking the below link:

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

Members of the public may address the Board of Directors regarding any item in two ways:

#### **In-Person Comment**

Members of the public may attend in-person (subject to OCTA's COVID-19 safety protocols) and address the Board regarding any item. Members of the public will be required to complete a COVID-19 symptom and temperature screening.

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 minutes.

#### **Written Comment**

Written public comments may also be submitted by emailing them to [ClerkOffice@octa.net](mailto:ClerkOffice@octa.net), and must be sent by **5:00 p.m. the day prior to the meeting**. 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.



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## **BOARD AGENDA**

### **Call to Order**

#### **Invocation**

Director Wagner

#### **Pledge of Allegiance**

Director Sarmiento

### **Special Calendar**

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

1. **Presentation of Resolutions of Appreciation for Community College Passes**

Stella Lin/Maggie McJilton

Present Resolution of Appreciation Nos. 2022-055, 2022-056, 2022-057, 2022-058, 2022-059, 2022-060, 2022-061, 2022-062, 2022-063, and 2022-064 to Santa Ana College, Santiago Canyon College, Fullerton College, Golden West College, Cypress College, Coastline College, Saddleback College, Irvine Valley College, Orange Coast College, and Rancho Santiago Canyon Community College District Continuing Education.

#### **Consent Calendar (Items 2 through 19)**

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**

2. **Approval of Minutes**

##### **Recommendation**

Approve the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of July 25, 2022.



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**BOARD AGENDA**

**3. Fiscal Year 2021-22 Internal Audit Plan, Fourth Quarter Update**  
Janet Sutter

**Overview**

The Orange County Transportation Authority Board of Directors adopted the Orange County Transportation Authority Internal Audit Department Fiscal Year 2021-22 Internal Audit Plan on August 9, 2021. This update is for the fourth quarter of the fiscal year.

**Recommendation**

Receive and file the fourth quarter update to the Orange County Transportation Authority Internal Audit Department Fiscal Year 2021-22 Internal Audit Plan as an information item.

**4. Agreement for 91 Express Lanes Channelizers**  
Kirk Avila

**Overview**

Channelizers are an integral part of maintaining the safety and integrity of the 91 Express Lanes toll systems and traffic operations. As channelizers get damaged or destroyed, they are replaced on a regular maintenance schedule and new ones must be procured. The method of this procurement for channelizers is through the use of a piggy-back provision on another public agency's existing agreement. Board of Directors' approval is requested to execute an agreement to provide channelizers for the 91 Express Lanes.

**Recommendations**

- A. Approve the selection of Statewide Traffic Safety and Signs, Inc. to provide channelizers for the 91 Express Lanes through a competitive procurement that was conducted by the Riverside County Transportation Commission.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-2-2650 between the Orange County Transportation Authority and Statewide Traffic Safety and Signs, Inc., in the amount of \$274,238, for the procurement of channelizers for the 91 Express Lanes.



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**BOARD AGENDA**

**5. Amendment to Purchase Order for Modular Systems and Ancillary Furniture**

Sara Belovsky/Andrew Oftelie

**Overview**

In January 2020, the Orange County Transportation Authority Board of Directors approved a purchase order with Western Office Interiors to provide services for the purchase, installation, reconfiguration, and maintenance of modular systems and ancillary furniture at all work locations. An amendment is required to increase the existing purchase order for the purchase and installation of furniture for the Interstate 405 Customer Service and Operations Center office space.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Purchase Order No. C-9-1652 between the Orange County Transportation Authority and Western Office Interiors, in the amount of \$500,000, to provide for the purchase of modular systems and ancillary furniture for the Interstate 405 Customer Service and Operations Center. This will increase the purchase order to a total contract value of \$1,490,000.

**6. Fourth Quarter Fiscal Year 2021-22 Procurement Status Report**

Pia Veesapen/Andrew Oftelie

**Overview**

The fourth 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 April 1, 2022, through June 30, 2022, that was approved by the Board of Directors during this period. The fourth quarter procurement status report also projects future procurement activity for the first quarter as identified in the fiscal year 2022-23 budget.

**Recommendation**

Receive and file as an information item.



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**BOARD AGENDA**

**7. Orange County Transportation Authority Investment and Debt Programs Report - June 2022**

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 June 30, 2022.

**Recommendation**

Receive and file as an information item.

**8. Annual New York Credit Update - June 2022**

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 from Tuesday, June 21, 2022 to Thursday, June 23, 2022.

**Recommendation**

Receive and file as an information item.



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**BOARD AGENDA****Orange County Local Transportation Authority Consent Calendar Matters****9. Oversight Controls and Contract Compliance Related to the OC Streetcar Design and Construction Management, Internal Audit Report No. 22-505**

Serena Ng/Janet Sutter

**Overview**

The Internal Audit Department of the Orange County Transportation Authority has completed an audit of oversight, procurement, invoice, and project reporting controls and compliance with policies, procedures, and contracts related to the design and construction management of the OC Streetcar project. The initial scope of the audit included the OC Streetcar construction contract; however, this was excluded at legal counsel direction, and consistent with government auditing standards that require consideration of interference with ongoing legal proceedings. Based on the audit, procurements were handled in compliance with procedures, required status meetings with the Federal Transit Administration are conducted, and quarterly project reports to the Board of Directors are provided. However, recommendations have been made to reconsider the use of a Schedule of Values in firm-fixed price contracts to recover identified overbillings by consultants, to resume preparation of internal project status reports on a monthly basis, and to enhance controls over contract amendments and monitoring of consultant insurance requirements.

**Recommendation**

Direct staff to implement five recommendations provided in Oversight Controls and Contract Compliance Related to the OC Streetcar Design and Construction Management, Internal Audit Report No. 22-505.



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**BOARD AGENDA**

**10. Fourth Quarter Fiscal Year 2021-22 and Planned Fiscal Year 2022-2023  
Capital Action Plan Performance Metrics**

James G. Beil

**Overview**

Staff has prepared a quarterly progress report on capital project delivery for the period of April 2022 through June 2022, for review by the Orange County Transportation Authority Board of Directors. This report highlights the Capital Action Plan for project delivery, which is used as a performance metric to assess delivery progress on highway, transit, and rail projects.

**Recommendation**

Receive and file as an information item.

**11. Cooperative Agreement with the California Department of  
Transportation for the Interstate 5 Improvement Project Between  
Interstate 405 and Yale Avenue and Authority to Acquire Right-of-Way**

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 define roles, responsibilities, and funding obligations for right-of-way support services, right-of-way engineering, right-of-way acquisition, and utility relocation for the Interstate 5 Improvement Project between Interstate 405 and Yale Avenue.

**Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-2-2592 between the Orange County Transportation Authority and the California Department of Transportation, at no cost, to perform right-of-way services for the Interstate 5 Improvement Project between Interstate 405 and Yale Avenue.
- B. Authorize the Chief Executive Officer to initiate discussions with property owners and utility owners, make offers, and execute agreements for the acquisition of all necessary real property interests and necessary utility relocations.





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**BOARD AGENDA**

**12. Amendment to Cooperative Agreement with the California Department of Transportation for Preparation of the Project Report and Environmental Document for the Interstate 5/EI Toro Road Interchange Project**

Niall Barrett/James G. Beil

**Overview**

On November 22, 2016, the Orange County Transportation Authority entered into a cooperative agreement with the California Department of Transportation to perform environmental phase services for the preparation of the project report and environmental document for the Interstate 5/EI Toro Road Interchange Project.

**Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Cooperative Agreement No. C-6-1262 between the Orange County Transportation Authority and the California Department of Transportation to provide federal funding, which the California Department of Transportation will draw directly, to complete environmental phase services for preparation of the project report and environmental document for the Interstate 5/EI Toro Road Interchange Project.
- B. Authorize the use of up to \$4,813,000 in additional Surface Transportation Block Grant Program funds for the Interstate 5/EI Toro Road Interchange Project.
- C. Authorize the use of up to \$350,000 in additional Measure M2 funds for public outreach efforts for the Interstate 5/EI Toro Road Interchange Project.
- D. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program and execute or amend all necessary agreements to facilitate the above actions.



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**BOARD AGENDA**

**13. Amendment to Agreement for Additional Design Services for Interstate 5 Improvement Project Between Yale Avenue and State Route 55**

Niall Barrett/James G. Beil

**Overview**

On November 9, 2020, the Orange County Transportation Authority Board of Directors authorized an agreement with TranSystems Corporation for the preparation of plans, specifications, and estimates for the Interstate 5 Improvement Project between Yale Avenue and State Route 55. An amendment to the existing agreement is required for additional design services.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Agreement No. C-0-2371 between the Orange County Transportation Authority and TranSystems Corporation, in the amount of \$984,228, for additional design services for the Interstate 5 Improvement Project between Yale Avenue and State Route 55. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$13,458,941.

**14. Contract Change Order for the Interstate 405 Improvement Project from State Route 73 to 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 from State Route 73 to Interstate 605. A contract change order is needed at this time to compensate OC 405 Partners for additional landscaping at various bridges in the City of Westminster.



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**BOARD AGENDA****Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Contract Change Order No. 133 to Agreement No. C-5-3843 between the Orange County Transportation Authority and OC 405 Partners, a joint venture, in the amount of \$509,431, to provide additional landscaping at various bridges in the City of Westminster.

**15. Agreement for Partial Demolition and Reconstruction Services of a Commercial Building for the State Route 55 Improvement Project Between Interstate 5 and Interstate 405**

Joe Gallardo/James G. Beil

**Overview**

On April 11, 2022, the Orange County Transportation Authority issued an invitation for bids for partial demolition and reconstruction services of a commercial building necessary for the State Route 55 Improvement Project between Interstate 5 and Interstate 405. 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.

**Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-2-2154 between the Orange County Transportation Authority and Golden Gate Steel, Inc. doing business as Golden Gate Construction, the lowest responsive, responsible bidder, in the amount of \$2,046,700, for partial demolition and reconstruction services of a commercial building for the State Route 55 Improvement Project between Interstate 5 and Interstate 405.



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**BOARD AGENDA**

**16. Temporary Policy Change to Address Extraordinary Inflation for Prior Regional Capacity Program and Regional Traffic Signal Synchronization Program Allocations**

Adriann Cardoso/Kia Mortazavi

**Overview**

The Regional Capacity Program and Regional Traffic Signal Synchronization Programs allocate funds for roadway and signal projects through a competitive process, consistent with the Measure M2 Expenditure Plan. Due to recent extraordinary inflationary pressures, local jurisdictions have requested that the Orange County Transportation Authority provide assistance with advancing project commitments in light of the extraordinary cost escalation environment. Two recommendations to aid the local jurisdictions are presented for the Board of Directors' consideration.

**Recommendations**

- A. Authorize staff to accept local jurisdictions' reapplication of previously approved (2018, 2019, 2020, 2021) Regional Capacity Program and Regional Traffic Signal Synchronization Program grants for the 2023 call for projects, subject to the limitations described in this report.
- B. Authorize staff to apply one-time right-of-way and construction escalation adjustments to previously approved (2018, 2019, 2020, 2021) Regional Capacity Program and Regional Traffic Signal Synchronization Program projects, subject to the limitations described in this report.

**17. Release 2023 Annual Call for Projects for Measure M2 Comprehensive Transportation Funding Programs**

Charvalen Alacar/Kia Mortazavi

**Overview**

The Measure M2 Comprehensive Transportation Funding Programs guidelines provide the mechanism for administration of the annual competitive call for projects for the Measure M2 funding program. The 2023 Regional Capacity Program (Project O) and Regional Traffic Signal Synchronization Program (Project P) call for projects is presented for review and approval.



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**BOARD AGENDA****Recommendations**

- A. Approve proposed revisions to the Comprehensive Transportation Funding Programs guidelines.
- B. Authorize staff to issue the 2023 annual call for projects for the Regional Capacity Program.
- C. Authorize staff to issue the 2023 annual call for projects for the Regional Traffic Signal Synchronization Program.

**18. Cooperative Agreements for Regional Traffic Signal Synchronization Program Projects**

Alicia Yang/Kia Mortazavi

**Overview**

On May 9, 2022, the Orange County Transportation Authority Board of Directors awarded Measure M2 Regional Traffic Signal Synchronization Program funds to five projects as part of the 2022 call for projects. Through the application process, the responsible local agencies requested the Orange County Transportation Authority to oversee the implementation of three of the five projects, Bake Parkway and Rockfield Boulevard, Crown Valley Parkway, and Moulton Parkway. Cooperative agreements are necessary for each of these projects to specify the roles and required amount of the local agency matching funds as specified in the applications.

**Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-2-2632 between the Orange County Transportation Authority and the cities of Irvine, Laguna Hills, and Lake Forest for the Bake Parkway and Rockfield Boulevard Regional Traffic Signal Synchronization Program Project, with local agency in-kind services and cash-matching funds totaling \$626,686.



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## BOARD AGENDA

- B. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-2-2633 between the Orange County Transportation Authority and the cities of Dana Point, Laguna Niguel, Mission Viejo, and the County of Orange for the Crown Valley Parkway Regional Traffic Signal Synchronization Program Project, with local agency in-kind services and cash-matching funds totaling \$587,318.
- C. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-2-2634 between the Orange County Transportation Authority and the cities of Dana Point, Laguna Hills, and Laguna Niguel for the Moulton Parkway Regional Traffic Signal Synchronization Program Project, with local agency in-kind services and cash-matching funds totaling \$662,913.

**19. Request to Exercise Option Term 1 for On-Call Traffic Engineering and Intelligent Transportation Systems Services Agreements**

Alicia Yang/Kia Mortazavi

**Overview**

On January 13, 2020, the Orange County Transportation Authority Board of Directors approved agreements with four traffic engineering firms to provide consultant services for on-call traffic engineering and intelligent transportation systems services for the Measure M2 Regional Traffic Signal Synchronization Program for five years with two, one-year option terms. Amendments to the existing agreements are necessary for additional on-call services to implement recommendations approved as part of the 2022 Comprehensive Transportation Funding Program competitive call for projects.

**Recommendations**

- A. Authorize the Chief Executive Officer to execute Option Term 1 for the following firms to continue to provide on-call traffic engineering services for the Regional Traffic Signal Synchronization Program (Project P): DKS Associates (Agreement No. C-9-1513), AGA Engineers, Inc. (Agreement No. C-9-1810), KOA Corporation (Agreement No. C-9-1811), and Iteris, Inc. (Agreement No. C-9-1812), extending the term of the agreements by one year from their current respective end dates.



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## **BOARD AGENDA**

- B. Authorize the Chief Executive Officer to negotiate and execute amendments between the Orange County Transportation Authority and the following consultants for on-call traffic engineering and intelligent transportation systems services agreements: with DKS Associates (Agreement No. C-9-1513), AGA Engineers, Inc. (Agreement No. C-9-1810), KOA Corporation (Agreement No. C-9-1811), and Iteris, Inc. (Agreement No. C-9-1812), in a shared amount of \$9,384,583. This will increase the maximum obligation for all the on-call firms for a total combined aggregate contract value of \$25,260,008.

### **Regular Calendar**

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

**20. Interstate 405 Improvement Project Update**

Jeff Mills/James G. Beil

##### **Overview**

The Orange County Transportation Authority is currently underway with the implementation of the Interstate 405 Improvement Project. This report provides a project update.

##### **Recommendation**

Receive and file as an information item.

### **Discussion Items**

**21. Caltrans District 12 Interstate 5 Managed Lanes Project Update**

Kia Mortazavi

The Interstate 5 Managed Lanes Project includes a 15-mile section between Red Hill Avenue, south of State Route 55, and the Orange/Los Angeles County line that will address high-occupancy vehicle lane (carpool) degradation through the study of options that include priced managed lanes (also known as Express Lanes). The California Department of Transportation will present an overview discussion why the project is needed, proposed alternatives, the timeline, and the environmental process/phase.



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**BOARD AGENDA****22. San Diego Association of Governments Regional Transportation Plan Update**

Kia Mortazavi

San Diego Association of Governments representatives, Hasan Ikhata, Chief Executive Officer and Coleen Clementson, Deputy Chief Executive Officer will present the bold new transportation vision included in the San Diego region's Regional Transportation Plan. They will discuss specific projects that are being done in collaboration with other agencies, including the California Department of Transportation. The California Department of Transportation representative, Allan Kosup, North County Corridor Director, will join Mr. Ikhata and Ms. Clementson to discuss improvements in the North Coast Corridor.

**23. Public Comments****24. Chief Executive Officer's Report****25. Directors' Reports****26. Closed Session**

A Closed Session is scheduled as follows:

- A. Pursuant to Government Code Section 54957(b) to evaluate the performance of the Chief Executive Officer, Darrell E. Johnson.
- B. Pursuant to Government Code Section 54957.6 to, meet with the designated representative, Chairman Mark A. Murphy, regarding the compensation of the Chief Executive Officer.

**27. Annual Review and Compensation Adjustment for Chief Executive Officer, Darrell E. Johnson**

Darrell E. Johnson commenced service as the Orange County Transportation Authority's Chief Executive Officer on March 1, 2013. As part of this item, the Board of Directors will consider in open session the Chief Executive Officer's performance and will approve any adjustments to the Chief Executive Officer's Contract of Employment and compensation as deemed necessary by the Board of Directors.





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**BOARD AGENDA****28. Adjournment**

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, August 22, 2022** at the Orange County Transportation Authority Headquarters, Board Room - Conference Room 07-08, 550 South Main Street, Orange, California.