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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 22, 2022 at 9:00 a.m.**

### **Teleconference Site:**

The Sands Kahana Resort  
Tennis Lobby  
4299 Lower Honoapiilani Highway  
Lahaina Maui, HI 96761

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.



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## **BOARD AGENDA**

### **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.

### **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.



## **BOARD AGENDA**

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### **Call to Order**

### **Invocation**

Director Do

### **Pledge of Allegiance**

Director Bartlett

### **Special Calendar**

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

**1. Presentation of Resolutions of Appreciation for Employees of the Month for August 2022**

Present Orange County Transportation Authority Resolutions of Appreciation Nos. 2022-068, 2022-069, and 2022-070 to Richard Quinonez, Coach Operator; Martin Vo, Maintenance; and Amber Hahlbeck, Administration, as Employees of the Month for August 2022.

### **Discussion Items**

**2. Headquarters Real Estate Update**

Sean Murdock/Andrew Oftelie

Staff will provide an update on the current lease of the Orange Administrative Headquarters and discuss the work the Real Estate Ad Hoc Committee has undertaken over the last two years.

**3. Closed Session**

A Closed Session will be held 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, meet with the designated representative, Chairman Mark A. Murphy, regarding the compensation of the Chief Executive Officer.



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- C. Pursuant to Government Code Section 54956.9(d)(1) - Conference with General Counsel - Existing Litigation - Mario Cadiente v. Orange County Transportation Authority, OCSC Case No. 30-2020-01159300

- D. Conference with real property negotiators pursuant to Government Code Section 54956.8.

OCTA Negotiators: Andrew Oftelie (OCTA), Peter Andrich (CBRE), and Rick Warner (CBRE)

Property No. 1: 550 & 600 South Main Street, Orange, CA 92868  
Negotiating Party: Lincoln Property Company  
Under negotiation: price and terms of payment

Property No. 2: 625 North Grand Avenue, Santa Ana, CA 92701  
Negotiating Party: Mike Harrah, Caribou Industries  
Under negotiation: price and terms of payment

Property No. 3: 401 West Civic Center Drive, Santa Ana, CA 92701  
Negotiating Party: County of Orange  
Under negotiation: price and terms of payment

Property No. 4: Parcel APN # 386-521-17, Lot B of ARTIC  
Negotiating Party: ocV!be  
Under negotiation: price and terms of payment

Property No. 5: Parcel APN # 253-532-07  
Negotiating Party: Trammell Crow  
Under negotiation: price and terms of payment



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**4. 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.

**Consent Calendar (Items 5 through 11)**

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**

**5. Approval of Minutes**

**Recommendation**

Approve the minutes of the August 8, 2022, Orange County Transportation Authority and affiliated agencies' regular meeting.

**6. Fiscal Year 2021-22 Fourth Quarter Grant Reimbursement Status Report**  
Sam Kaur/Andrew Oftelie

**Overview**

The Quarterly Grant Reimbursement Status Report summarizes grant activities for the Orange County Transportation Authority Board of Directors. This report focuses on activity for the fourth quarter of fiscal year 2021-22, covering April through June 2022.

**Recommendation**

Receive and file as an information item.



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**7. SB 1 (Chapter 5, Statutes of 2017) State of Good Repair Program Recommendations for Fiscal Year 2022-23**

Heidi Busslinger/Kia Mortazavi

**Overview**

The SB 1 (Chapter 5, Statutes of 2017) State of Good Repair Program provides funding for transit capital improvement needs. The program funds are generated from the Transportation Improvement Fee. Programming recommendations for fiscal year 2022-23 funds, as well as a reprogramming action for prior-year funding, are presented for Board of Directors approval.

**Recommendations**

- A. Approve Resolution No. 2022-053 authorizing the use of fiscal year 2022-23 SB 1 State of Good Repair Program funding, which is estimated to provide approximately \$6.585 million for the following projects:
  - Transit Security and Operations Center (\$3.924 million),
  - Bus engine repower/rebuild contract (\$1.511 million), and
  - Heating-ventilation unit replacement at the Santa Ana Bus Base (\$1.150 million).
- B. Authorize the use of fiscal year 2019-20 SB 1 State of Good Repair Program funding of \$2.560 million for the bus engine repower/rebuild contract.
- C. Authorize staff to make all necessary amendments to the Federal Transportation Improvement Program and execute any necessary agreements to facilitate the above recommendation.



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### **8. Federal Transit Administration Program of Projects for Federal Fiscal Year 2021-22**

Heidi Busslinger/Kia Mortazavi

#### **Overview**

The Orange County Transportation Authority annually prepares a program of projects to secure Federal Transit Administration formula grants for bus and rail capital projects as well as the related operating costs. The federal fiscal year 2022 program is presented for the Board of Directors' review and approval.

#### **Recommendations**

- A. Approve the federal fiscal year 2022 program of projects for Federal Transit Administration Section 5307 Urbanized Area Formula, Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities, Section 5337 State of Good Repair, and Section 5339 Bus and Bus Facilities programs including other federal and local funds, and the use of match credit for projects included in this report.
- B. Approve the five-year programming plans for Federal Transit Administration Sections 5307, 5310, 5337, and 5339.
- C. Approve the use of \$3.661 million in federal Congestion Mitigation and Air Quality Improvement Program funds for the following projects:
  - Southern California Regional Rail Authority Operating Subsidy Suballocation for Reinstatement (\$2.510 million), and
  - Southern California Regional Rail Authority New Capital for Replacement Locomotives (\$1.151 million).
- D. Authorize staff to adjust individual project funding consistent with final apportionments and eligibility determinations through the Infrastructure Investment and Jobs Act, and direct staff to include updated numbers in grant and programming status reports.
- E. Authorize the Chief Executive Officer or his designee to submit the Federal Transit Administration grant applications required for the recommendations above to the Federal Transit Administration.



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- F. 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.

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

#### **9. Agreement for Intelligent Transportation Management System Radio Computing Infrastructure and Software Update**

Michael Beerer/Andrew Oftelie

##### **Overview**

The Orange County Transportation Authority operates an L3Harris OpenSky II data and voice land mobile radio system to provide voice communications, vehicle position, and diagnostic data from and to our fixed-route, paratransit, field supervisor, maintenance, and Transit Police Service vehicles. The Orange County Transportation Authority's land mobile radio computing and network infrastructure is over ten years old and in need of an update as it has reached the end of its useful life. Board of Directors' approval is requested to refresh the radio computing and network infrastructure.

##### **Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute sole source Agreement No. C-2-2261 between the Orange County Transportation Authority and L3Harris Technologies, Inc., in the amount of \$2,270,723, to update the Intelligent Transportation Management System radio computing infrastructure and software.
- B. Amend the Orange County Transportation Authority's Fiscal Year 2022-23 Budget, in the amount of \$2,270,723, to accommodate expenses related to sole source Agreement No. C-2-2261 to update the Intelligent Transportation Management System radio computing infrastructure and software.





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

### **10. Adopt Resolution Approving Updated Real Property Policies and Procedures Manual**

James G. Beil

#### **Overview**

The Orange County Transportation Authority is currently acquiring and managing numerous properties required for the construction and delivery of capital improvement projects. As part of the acquisition and management process, the Orange County Transportation Authority must, by general resolution, authorize certain policies and procedures to implement this process in compliance with federal and state laws. The current Real Property and Procedures Manual of April 2018 was approved by the Board of Directors on May 14, 2018. Staff is requesting updates to the Real Property Policies and Procedures Manual which requires Board of Directors' approval.

#### **Recommendation**

Adopt Resolution No. 2022-052 approving the Real Property Policies and Procedures Manual, dated August 2022, to replace the current Real Property Policies and Procedures Manual of April 2018.

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

Lora Cross/James G. Beil

#### **Overview**

On August 25, 2014, the Orange County Transportation Authority Board of Directors approved Cooperative Agreement No. C-4-1714 with the City of Anaheim to define the roles and responsibilities for capital improvements to the Anaheim Canyon Metrolink rail station. An amendment to the cooperative agreement is requested to increase the reimbursement of funds to the City of Anaheim for engineering, inspection, and oversight efforts and to reimburse the Orange County Transportation Authority for construction work related to the protection of a city-owned water line.



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### **Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Cooperative Agreement No. C-4-1714 between the Orange County Transportation Authority and the City of Anaheim for additional reimbursement, in the amount of \$70,000, to the City of Anaheim for engineering reviews, inspection, and oversight and extend the term of the cooperative agreement through December 31, 2023, for the Anaheim Canyon Metrolink Rail Station Improvement Project. This will increase the maximum obligation of the cooperative agreement to a total contract value of \$343,000.

### **Regular Calendar**

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

##### **12. Agreements for Health Insurance Services**

Bea Maselli/Maggie McJilton

##### **Overview**

The Orange County Transportation Authority currently has agreements with various companies to provide medical, dental, vision, life, accidental death and dismemberment, disability, and supplemental life plans for administrative employees and employees represented by the Transportation Communications International Union and represented by Teamsters Local 952 Union. These agreements expire on December 31, 2022. Staff is presenting recommendations for medical, dental, vision, life, accidental death and dismemberment, disability, and supplemental life insurance, as well as leave administration for the calendar year 2023.

##### **Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Agreement No. C-5-3649 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for Kaiser Permanente Health Plan, Inc., on a cost per employee basis, for prepaid medical services through December 31, 2023. The annual 2023 Kaiser Permanente.



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- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Agreement No. C-5-3650 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for Anthem Blue Cross, on a cost per employee basis, for prepaid medical services through December 31, 2023. The annual 2023 Anthem Blue Cross health maintenance organization premium costs will vary in accordance with actual enrollment.
- C. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Agreement No. C-5-3651 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for Anthem Blue Cross, on a cost per employee basis, for preferred provider organization medical services through December 31, 2023. The annual 2023 Anthem Blue Cross preferred provider organization premium costs will vary in accordance with actual enrollment.
- D. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Agreement No. C-5-3652 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for Anthem Blue Cross, on a cost per employee basis, for a consumer driven health plan through December 31, 2023. The annual 2023 Anthem Blue Cross consumer driven health plan premium costs and health savings account expenses will vary in accordance with actual enrollment.
- E. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Agreement No. C-1-3670 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for Delta Dental, on a cost per employee basis, for preferred provider organization dental services through December 31, 2023. The annual 2023 Delta Dental preferred provider organization premium costs will vary in accordance with actual enrollment.
- F. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 12 to Agreement No. C-1-2995 between the Orange County Transportation Authority and Delta Dental, on a cost per employee basis, for health maintenance organization dental services through December 31, 2023. The annual 2023 Delta Dental health maintenance organization premium costs will vary in accordance with actual enrollment.



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- G. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Agreement No. C-1-3672 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for Delta Dental, on a cost per employee basis, for health maintenance organization dental services through December 31, 2023. The annual 2023 Delta Dental health maintenance organization premium costs will vary in accordance with actual enrollment.
- H. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Agreement No. C-1-3671 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for Vision Service Plan, on a cost per employee basis, for vision services through December 31, 2023. The annual 2023 vision services premium costs will vary in accordance with actual enrollment.
- I. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Purchase Order No. C-7-1897 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for VOYA for life and accidental death and dismemberment insurance through December 31, 2023. The annual 2023 life and accidental death and dismemberment premium costs will vary in accordance with actual volume in the plan.
- J. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Purchase Order No. C-7-1898 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for VOYA to provide supplemental life insurance to employees at their own expense through December 31, 2023.
- K. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Purchase Order No. C-7-1899 between the Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for VOYA for short-term and long-term disability insurance through December 31, 2023. The annual 2023 short-term and long-term disability premium costs will vary in accordance with actual volume in the plan.



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- L. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Purchase Order No. C-7-1900 between Orange County Transportation Authority and Public Risk Innovation, Solutions, and Management for VOYA with ComPsych to provide employee leave administration through December 31, 2023.

### **Discussion Items**

- 13. Public Comments**
- 14. Chief Executive Officer's Report**
- 15. Directors' Reports**
- 16. Adjournment**

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, September 12, 2022** at the Orange County Transportation Authority Headquarters, Board Room, 550 South Main Street, Orange, California.