

Minutes of the
Orange County Transportation Authority
Orange County Transit District
Orange County Local Transportation Authority
Orange County Service Authority for Freeway Emergencies
Board of Directors Meeting

Call to Order

The August 14, 2017 regular meeting of the Orange County Transportation Authority (OCTA) and affiliated agencies was called to order by Chairman Hennessey at 9:03 a.m. at the OCTA Headquarters, 550 South Main Street, Board Room – Conference Room 07-08, Orange, California.

Roll Call

Following the Invocation and Pledge of Allegiance, the Clerk of the Board noted a quorum was present, with the following Directors in attendance:

Directors Present: Michael Hennessey, Chairman
Lisa A. Bartlett, Vice Chair
Laurie Davies
Barbara Delgleize
Andrew Do
Lori Donchak
Steve Jones
Mark A. Murphy
Richard Murphy
Al Murray
Miguel Pulido
Tim Shaw
Todd Spitzer
Michelle Steel
Tom Tait
Gregory T. Winterbottom
Ryan Chamberlain, Governor's Ex-Officio Member

Directors Absent: Shawn Nelson

Also Present: Darrell Johnson, Chief Executive Officer
Ken Phipps, Deputy Chief Executive Officer
Laurena Weinert, Clerk of the Board
Olga Prado, Assistant Clerk of the Board
James Donich, General Counsel
Members of the Press and the General Public

Special Calendar

There were no Special Calendar matters.

Consent Calendar (Items 1 through 21)

Orange County Transportation Authority Consent Calendar Matters

1. Approval of Minutes

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to approve the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of July 24, 2017.

2. Fiscal Year 2016-17 Internal Audit Plan, Fourth Quarter Update

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to receive and file the fourth quarter update to the Orange County Transportation Authority Internal Audit Department Fiscal Year 2016-17 Internal Audit Plan as an information item.

3. Draft Fiscal Year 2017-18 Internal Audit Plan

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to:

- A. Approve the Draft Fiscal Year 2017-18 Internal Audit Plan.
- B. Direct the Executive Director of Internal Audit to provide quarterly updates on the Fiscal Year 2017-18 Internal Audit Plan.

4. Federal Transit Administration Grant Authorization Renewal

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to adopt Orange County Transportation Authority Resolution No. 2017-064 authorizing the Chief Executive Officer, or designee, to file applications and execute grant-related agreements with the Federal Transit Administration.

5. Proposed Response to Orange County Grand Jury Report on the Ortega Highway Project

Vice Chair Bartlett pulled this item, provided comments, and asked for the cooperation of Director Chamberlain and California Department of Transportation (Caltrans) staff to work with OCTA and the stakeholders on value engineering for the Ortega Highway Project.

5. (Continued)

A motion was made by Vice Chair Bartlett, seconded by Director Delgleize, and declared passed by those present, to authorize the Chief Executive Officer to submit the proposed response to the Orange County Grand Jury report's findings and recommendations as required by California Penal Code 933(c).

6. Guidance for Administration of the Orange County Master Plan of Arterial Highways Related to Complete Streets

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to approve proposed revisions to the Guidance for the Administration of the Orange County Master Plan of Arterial Highways.

7. 2018 State Transportation Improvement Program Overview

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to receive and file as an information item.

8. Approval of Use of Federal Funds for Orange County Transportation Authority Projects Related to the Federal Fiscal Year 2017-18 Obligation Authority Plan

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to:

- A. Approve the use of up to \$28.949 million in Congestion Mitigation and Air Quality Improvement Program funds for the Interstate 5 High-Occupancy Vehicle Lane Project from State Route 55 to State Route 57 in place of an equal amount in State Transportation Improvement Program funds.
- B. Approve the use of \$4.5 million in Congestion Mitigation and Air Quality Improvement Program funds for the Rideshare Program.
- C. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program and execute any necessary agreements to facilitate associated programming actions.

Due to a potential conflict of interest, Director Tait did not participate or vote on this item.

9. Regional Planning Update - Greenhouse Gas Target Review

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to receive and file as an information item.

10. Active Transportation Update

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to receive and file as an information item.

11. 2017 Chief Executive Officer's Initiatives and Action Plan - Second Quarter Report

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to receive and file as an information item.

Orange County Transit District Consent Calendar Matters

12. Low Carbon Transit Operations Program College Student Pass Pilot Program Update

Director Shaw pulled this item and provided the following comments:

- This item was discussed at the August 10th Transit Committee meeting.
- As part of the Santa Ana College student fees, a student could take the bus anywhere in Orange County by using their student ID.
- In order to increase bus ridership, OCTA wants to encourage and think outside of the box.
- The Low Carbon Transit Operations Program provides funding for the pilot program.

A discussion ensued regarding:

- Director Murray stated he received an article regarding declining bus ridership throughout the nation and supports this item's efforts.
- Director Tait also supports this item's efforts and suggested providing the program to other community colleges (i.e., Fullerton College.)
- OCTA has approached Fullerton College and will reach out to the other community colleges.
- Vice Chair Bartlett suggested using smaller vehicles to accommodate the smaller amount of passengers on the bus routes. OCTA is reviewing the bus and paratransit fleet plan.

A motion was made by Director Shaw, seconded by Director R. Murphy, and declared passed by those present, to approve the use of fiscal year 2016-17 Low Carbon Transit Operations Program funds of \$900,000 for a three-year pilot pass program with Rancho Santiago Community College District.

13. Amendments to Cooperative Agreements for Federal Transit Administration Section 5316 and Section 5317 Grant Programs

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to:

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Agreement No. C-3-1827 between the Orange County Transportation Authority and Abrazar, Inc., in the amount of \$5,000, to fund the Section 5316 grant program through September 30, 2018. This will increase the maximum obligation of the agreement to a total contract value of \$990,105.
- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Agreement No. C-3-1830 between the Orange County Transportation Authority and Boys and Girls Clubs of Huntington Valley, in the amount of \$60,925, to fund the Section 5316 grant program through September 30, 2018. This will increase the maximum obligation of the agreement to a total contract value of \$288,238.
- C. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Agreement No. C-3-1831 between the Orange County Transportation Authority and Dayle McIntosh Center for the Disabled, in the amount of \$124,000, to fund the Section 5316 grant programs through September 30, 2018. This will increase the maximum obligation of the agreement to a total contract value of \$767,751.
- D. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Agreement No. C-3-1833 between the Orange County Transportation Authority and Jewish Federation and Family Services, in the amount of \$120,182, to fund the Section 5316 and Section 5317 grant programs through September 30, 2018. This will increase the maximum obligation of the agreement to a total contract value of \$1,437,582.
- E. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Agreement No. C-3-1834 between the Orange County Transportation Authority and North Orange County Community College District, in the amount of \$130,000, to fund the Section 5316 grant program through September 30, 2018. This will increase the maximum obligation of the agreement to a total contract value of \$653,107.

13. (Continued)

- F. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Agreement No. C-3-1837 between the Orange County Transportation Authority and Women Helping Women/Men2Work, in the amount of \$51,868, to fund the Section 5316 grant program through September 30, 2018. This will increase the maximum obligation of the agreement to a total contract value of \$225,080.

14. Amendment to Agreement for the Purchase of Leased Coach Operator Relief Vehicles

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Agreement No. C-2-1414 between the Orange County Transportation Authority and Enterprise Fleet Management, in the amount of \$173,150, for the purchase of 25 compressed natural gas Honda Civic vehicles at the end of the five-year lease. The amendment will increase the maximum obligation of the agreement to a total contract value of \$959,264.

Director Do did not participate or vote on this item.

Orange County Local Transportation Authority Consent Calendar Matters

15. Capital Programs Division - Fourth Quarter Fiscal Year 2016-17 and Planned Fiscal Year 2017-18 Capital Action Plan Performance Metrics

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to receive and file as an information item.

16. Amendments to Cooperative Agreements with the Cities of Anaheim and Placentia for the OC Bridges Railroad Grade Separation Program

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to:

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Cooperative Agreement No. C-9-0412 between the Orange County Transportation Authority and City of Placentia, in the amount of \$161,824, for additional project support services for the Orangethorpe Avenue, Tustin Avenue/Rose Drive, and Lakeview Avenue railroad grade separation projects, and to extend the term of the cooperative agreement through August 1, 2018. This will increase the maximum obligation of the cooperative agreement to a total value of \$1,192,324.

16. (Continued)

- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 7 to Cooperative Agreement No. C-9-0413 between the Orange County Transportation Authority and City of Anaheim, in the amount of \$120,000, for additional project support services for the Orangethorpe Avenue, Tustin Avenue/Rose Drive, and Lakeview Avenue railroad grade separation projects, and to extend the term of the cooperative agreement through August 1, 2018. This will increase the maximum obligation of the cooperative agreement to a total value of \$1,882,550.

17. Consultant Selection to Prepare the Plans, Specifications, and Estimates for Anaheim Canyon Metrolink Station Improvement Project

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to:

- A. Approve the selection of HNTB Corporation as the firm to prepare the plans, specifications, and estimates for the Anaheim Canyon Metrolink Station Improvement project.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-7-1609 between the Orange County Transportation Authority and HNTB Corporation to prepare the plans, specifications, and estimates for the Anaheim Canyon Metrolink Station Improvement project.

18. Request to Exercise Second Option Term for On-Call Traffic Engineering Services

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to authorize the Chief Executive Officer to execute amendments to the following consultant agreements to exercise the second option term for on-call traffic engineering services: Agreement No. C-4-1804 with Albert Grover & Associates, Agreement No. C-4-1805 with DKS Associates, Agreement No. C-4-1316 with Iteris, Inc., and Agreement No. C-4-1806 with Kimley-Horn and Associates, Inc., in the total amount of \$8,400,031, and extend the term of the agreements through May 31, 2020. This will increase the maximum obligation for all the on-call firms for a total combined aggregate contract value of \$23,414,485.

19. Measure M2 Environmental Mitigation Program Update

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to receive and file as an information item.

20. Measure M2 Comprehensive Transportation Funding Programs - 2018 Annual Call for Projects

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to:

- A. Approve the proposed revisions to the Comprehensive Transportation Funding Programs Guidelines.
- B. Authorize staff to issue the 2018 annual call for projects for the Regional Capacity Program for approximately \$32 million.
- C. Authorize staff to issue the 2018 annual call for projects for the Regional Traffic Signal Synchronization Program for approximately \$8 million.

21. Measure M2 Environmental Cleanup Program - 2017 Tier 1 Water Quality Grant Funding Allocations

A motion was made by Director Donchak, seconded by Director Davies, and declared passed by those present, to approve the 2017 Tier 1 Environmental Cleanup Program funding recommendations to fund 16 projects, in an amount totaling \$3,130,251.

Due to a potential conflict of interest, Director Tait did not participate or vote on this item.

Regular Calendar

Orange County Local Transportation Authority Regular Calendar Matters

22. Approve the Use of Contractor Pre-Qualification and the Release of the Request for Pre-Qualification for the OC Streetcar Construction Project

Meena Katakia, Contracts Administration and Materials Management Department Manager, provided a PowerPoint presentation for this item as follows:

- What is Contractor Pre-Qualification;
- Legal Authority for Contractor Pre-Qualification;
- Why Use Pre-Qualification For OC Streetcar;
- How Will Pre-Qualification Work;
- Scoring the Questionnaire;
- Scoring; and
- Next Steps.

22. (Continued)

A discussion ensued regarding:

- In the future, this process does not change any other Board of Directors' (Board) approval responsibilities.
- The pre-qualification process is to provide a pool of qualified bidders.
- OCTA has delivered capital projects; however, the risk assessment by the Federal Transit Administration (FTA) notes that OCTA has not delivered a streetcar or light rail project and views it as a risk area.
- OCTA to provide additional oversight, since this is OCTA's first-time to deliver a streetcar project.
- Going forward, include in the staff report OCTA's successful history of delivering on-time and under budget capital projects.
- The Board through this process, and under the FTA and public contracting code, could award an agreement to a pre-qualified contractor with expertise and knowledge to deliver the OC Streetcar project.

A motion was made by Director Murray, seconded by Director Delgleize, and declared passed by those present, to:

- A. Approve the use of a pre-qualification process for the upcoming invitation for bids for construction of the OC Streetcar project.
- B. Approve the release of the Request for Pre-Qualification 7-1882 of contractors for construction of the OC Streetcar project.

Director Tait voted in opposition.

Discussion Items

23. 2017 Orange County Transportation Authority Board of Directors Strategic Initiatives Mid-Year Report

Chairman Hennessy presented the 2017 OCTA Board of Directors Strategic Initiatives Mid-Year report as follows:

- Background on the Interstate 405 (I-405);
- Accelerate the State Route 55 Project between I-405 and Interstate 5;
- Continue the OC Bus 360° Implementation;
- Advance the OC Streetcar Project;
- Integrate Technology Solutions;
- Ensure Fiscal Sustainability; and
- Closing acknowledgements.

24. Interstate 405 Improvement Project Update

Darrell Johnson, Chief Executive Officer (CEO), opened with comments and introduced Jeff Mills, Program Manager for the I-405 Improvement Project, and Christina Byrne, Acting Manager for Public Outreach.

Mr. Mills provided a PowerPoint presentation as follows:

- Project Location and Key Features;
- Project Travel Time Benefits;
- Background;
- Financing Update;
- Project Update;
- Preliminary Bridge Construction Timeline; and
- Next Steps.

Ms. Byrne presented the “Public Outreach Update” section of the presentation.

A discussion ensued regarding:

- For the public outreach, staff was encouraged to highlight the project’s benefits and consider having a catchy slogan.
- In order to keep traffic moving during construction and closure of the bridges, the design-build contractor’s traffic management plan is to be analyzed by the Caltrans, the corridor cities, and OCTA.
- The design-build contractor will not close lanes during the day, which is a contract obligation that includes monetary fines.
- Two primary construction activities are the freeway widening that will take place during the day, and second, the bridge construction that includes closures. In addition, typical nighttime construction is from 11:00 p.m. to 5:00 a.m.
- OCTA partnered with Waze to have the algorithms regularly updated on the app and in real-time to provide commuters detour information.
- OCTA will proactively upload the Waze app with closures and detour information.
- Concerns about impacts to residential communities with the Waze detour options. In addition, it is important to provide public outreach to impacted communities.
- OCTA staff will provide public outreach to the communities several times a month, as well as reach out to the appropriate community groups, chambers of commerces, and neighborhoods.
- The Board appreciates staff’s outreach efforts, and staff will keep the Board apprised on the outreach activities (i.e., CEO’s weekly update, etcetera.)

25. Public Comments

A public comment was heard from Kenneth Neal who stated that he has ridden Bus Route 490 for five years from the Laguna Niguel/Mission Viejo Metrolink Station to the Santa Ana Federal Building. Mr. Neal asked why Route 490 is being discontinued and offered a solution to reduce two trips in the a.m. and p.m. He also expressed concerns about on-time performance, route analysis, and impacts to the Route 490 bus riders.

Chairman Hennessey requested that staff explore the questions and suggestions by Mr. Neal and report back to the Board.

26. Chief Executive Officer's Report

Darrell Johnson, CEO, reported that:

- There is a weekend closure on the Interstate 5 in San Clemente for the reconstruction of the Avenida Pico bridge. The ramps will be closed on Friday, August 18th at 8:00 p.m., and will re-open by 5:00 a.m. on Monday, August 21st. OCTA will notify motorists through all OCTA's regular channels about the closure.
- Yesterday, the Orange County Fair wrapped up. The OC Fair Express recorded approximately under 88,000 boardings. In addition, the ridership was compared with this year's and last year's Saturday and Sunday data and ridership was 33 percent higher than last year.
- On Saturday, August 19th at 8:00 a.m., OCTA is hosting a wilderness preserve hike and equestrian ride at Ferber Ranch. This event gives the public an opportunity to view and have access to the properties OCTA acquired under the Measure M2 Mitigation Plan.
- On September 25th, there will be a Board workshop about managed lanes. Four speakers representing Caltrans, International Bridge Tunnel and Turnpike Association, Reason Foundation, and Automobile Club of Southern California will be in attendance. The Board will receive materials prior to the Board meeting.

27. Directors' Reports

Director Shaw requested an update on the Angels Express ridership at the next Transit Committee meeting. He also asked if the Angels Express service would operate during the Angels playoffs.

Darrell Johnson, CEO, responded that the Angels Express ridership has slightly decreased, and OCTA would work with Metrolink to provide postseason train service.

27. (Continued)

Director Spitzer inquired about the State Route 241/91 (241/91) connector study status. He also stated that last Thursday, the 241/91 connector was discussed by the Transportation Corridor Agencies (TCA.)

Darrell Johnson, CEO, responded that at the next Finance and Administration Committee meeting, there is an agenda item to amend the OCTA peer review contract of the 241/91 Traffic and Revenue (T&R) study which was produced by the TCA's consultant.

Mr. Johnson also stated that in consultation with Chairman Hennessey, Vice Chair Bartlett, and the CEO of the TCA, OCTA recommends a joint OCTA/TCA leadership meeting to discuss OCTA's peer review of TCA's T&R study. A lengthy discussion ensued.

Director Murray thanked Darrell Johnson, CEO, Lance Larson, Executive Director of External Affairs, and David Simpson, Principal Government Relations Representative, for providing the SB 1 provisions presentation to the various agencies. He also thanked staff for the SB 1 presentation at recent City of Tustin Council and Tustin Chamber of Commerce meetings.

Director Delgleize reported that September is disaster preparedness month, and the City of Huntington Beach will hold a town hall meeting. She stated that Doctor Lucy Jones will be speaking at the event, and asked if there is OCTA staff that could be invited to the event.

Darrell Johnson, CEO, responded that OCTA will work with Director Delgleize about staff attending the City's disaster preparedness event.

Vice Chair Bartlett reported on the following:

- The amendment to the 241/91 peer review contract is extremely important. She also stated that the peer review results and the Riverside County Transportation Commission's feedback need to be discussed at the OCTA/TCA leadership meeting. In addition, she noted that there are options to designate air quality compliance.
- This year, the Laguna Beach Summer Breeze shuttle has been successful.
- Congressman Mario Diaz-Balart of the 25th Congressional District in Florida recently visited Orange County to discuss key projects (i.e., I-405 Improvement Project and OC Streetcar project.)
- Vice Chair Bartlett thanked Directors Nelson and Pulido, Darrell Johnson, CEO, Lance Larson, Executive Director of Government Relations, and Kristen Essner, Manager of Government Relations for participating in the meetings with Congressman Diaz-Balart.

28. Closed Session

A Closed Session was held pursuant to Government Code Section 54956.8 to discuss the price and terms of payment for real property located at #9 AN, 1400, 1420 & 1450 N. Lakeview Avenue, Anaheim, CA. The negotiator for OCTA is Peter Andrich of CBRE Brokerage Services. The negotiator for the buyer will be designated by the buyer.

Directors Pulido, Spitzer, and Tait were not present for the Closed Session item.

There was no report out for the Closed Session item.

29. Adjournment

The meeting was adjourned at 10:11 a.m.

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, August 28, 2017**, at Orange County Transportation Authority Headquarters, 550 South Main Street, Board Room – Conference Room 07-08, Orange, California.

ATTEST:

Laurena Weinert
Clerk of the Board

Michael Hennessey
OCTA Chairman