

Also Present: Darrell E. 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

Special Calendar

Orange County Transportation Authority Special Calendar Matters

1. Presentation of Resolutions of Appreciation for Employees of the Month for June 2018

Darrell E. Johnson, Chief Executive Officer (CEO), presented the OCTA Resolutions of Appreciation Nos. 2018-101, 2018-102, and 2018-107 to Scott Parra, Coach Operator, Andrew Nguyen, Maintenance, and John Garbowski, Administration, as Employees of the Month for June 2018.

2. Presentation of Resolutions of Appreciation for Orange County Transportation Authority's Teen Council Members

Chris Boucly/Lance M. Larson

Darrell E. Johnson, CEO, presented OCTA Resolutions of Appreciation Nos. 2018-077 through 2018-098 to the members of OCTA's Teen Council in attendance whose terms expire in July 2018.

Chairwoman Bartlett congratulated and thanked the Teen Council for its efforts.

Orange County Local Transportation Authority Special Calendar Matters

3. Adopt Resolutions of Necessity for the Interstate 405 Improvement Project Between State Route 73 and Interstate 605

James Donich, General Counsel, opened with comments, and noted for the record that 12 affirmative votes are needed to pass the proposed Resolutions of Necessity (RON).

Chairwoman Bartlett opened the public hearing, and Jeff Mills, Program Manager, Interstate 405 (I-405) Improvement Project, provided a PowerPoint presentation for this item as follows:

- I-405 Improvement Project RON Locations;
- RON No. 2018-061 – BRE/LQ Properties, LLC;
- RON No. 2018-066 – G.B. Enterprises, a partnership; and
- Four Requirements to be Considered to Adopt Resolutions.

A discussion ensued regarding:

- RON No. 2018-061 – There is a mitigation plan for the La Quinta Inn hotel customers to access the check-in and room locations.

3. (Continued)

Chairwoman Bartlett opened the floor for public comments, and there were no public comments.

A motion was made by Director Pulido, seconded by Director M. Murphy, and declared passed by those present, to close the hearing.

A discussion ensued regarding the primary issues to obtain an agreement with this item's RONS as follows:

- RON No. 2018-061 – La Quinta Inn hotel has been somewhat non-responsive.
- RON No. 2018-066 – The outdoor advertising sign discussions have been going well; however, due to time constraints, the construction schedule needs to move forward.

A motion was made by Director Hennessey, seconded by Director Winterbottom, and declared passed by those present, to adopt Resolutions of Necessity Nos. 2018-061 and 2018-066, and authorize and direct General Counsel to prepare, commence, and prosecute a proceeding in eminent domain for the purpose of acquiring necessary right-of-way and real property interests for the Interstate 405 Improvement Project between State Route 73 and Interstate 605.

Director Spitzer voted in opposition.

Consent Calendar (Items 4 through 19)

Orange County Transportation Authority Consent Calendar Matters

4. Approval of Minutes

A motion was made by Director Murray, seconded by Director Donchak, and declared passed by those present, to approve the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of June 11, 2018.

Director Davies abstained due to not being present at the June 11, 2018 Board of Directors (Board) meeting.

5. Amendment to Cooperative Agreement with the County of Orange, Orange County Sheriff's Department

A motion was made by Director Murray, seconded by Director Donchak, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Cooperative Agreement No. C-5-3342 between the Orange County Transportation Authority and County of Orange, Orange County Sheriff's Department, in the amount of \$8,640,895, for Transit Police Services, effective July 1, 2018 through June 30, 2019. This will increase the maximum obligation of the agreement to a total contract value of \$30,173,391.

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

6. Proposed Schedule for the Orange County Transportation Authority's 2019-20 State and Federal Legislative Platforms

A motion was made by Director Murray, seconded by Director Donchak, and declared passed by those present, to approve the preparation plan and timeline for the Orange County Transportation Authority State and Federal Legislative Platforms.

7. State Legislative Status Report

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

8. Federal Legislative Status Report

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

9. Amendment to Agreement with Platinum Advisors, LLC, for State Legislative Advocacy and Consulting Services

A motion was made by Director Murray, seconded by Director Donchak, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement No. C-4-1412 between the Orange County Transportation Authority and Platinum Advisors, LLC, to exercise the second option term of the agreement, in the amount of \$420,000, for state legislative advocacy and consulting services. This will increase the maximum obligation of the agreement to a total contract value of \$1,347,500.

10. Approval to Release Request for Proposals for Federal Legislative Advocacy and Consulting Services

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

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 8-1750 for selection of a firm to provide federal legislative advocacy and consulting services.
- B. Approve the release of Request for Proposals 8-1750 to select a firm to provide federal legislative advocacy and consulting services for a two-year initial term with two, two-year option terms.
- C. Approve the evaluation committee and proposed schedule for the procurement.

11. Agreement for Data Center Colocation Services

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

- A. Approve the selection of Switch Ltd., as the firm to provide data center colocation services for the hosting of the Orange County Transportation Authority's business application computing infrastructure.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-8-1507 between the Orange County Transportation Authority and Switch Ltd., in the amount of \$623,820, for a five-year initial term, with one, three-year option term to provide data center colocation services.

12. Fiscal Year 2017-18 Third Quarter Budget Status Report

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

13. Sole Source Agreement for Upgraded ID Card System

A motion was made by Director Murray, seconded by Director Donchak, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute sole source Agreement No. C-8-1670 between the Orange County Transportation Authority and Productive Solutions, Inc., in the amount of \$120,000 for the purchase of software and services to upgrade to the Ultrabadge Automated Fare Management software version.

14. Amendment to Agreement for the Development, Hosting, License, and Maintenance of a Mobile Ticketing Application

A motion was made by Director Murray, seconded by Director Donchak, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 5 to Agreement No. C-5-3244 between the Orange County Transportation Authority and moovel North America, LLC, in the amount of \$160,000, to add functionality to the current mobile ticketing platform to administer and distribute employer and university program bus passes. This will increase the maximum obligation of the agreement to a total contract value of \$783,209.

15. Central Harbor Boulevard Transit Corridor Study

Director Spitzer pulled this item and asked about the lack of consensus from the corridor cities and the meaning for the purposes of connectivity for this item's study.

Mr. Johnson, CEO, responded that the lack of consensus is in regards to a long-term strategy for this item's corridor study, and referenced Attachment A of the Staff Report. Mr. Johnson stated that the corridor cities support speed and amenity improvements to the existing bus service on Harbor Boulevard, and the next transit corridor study will be for Bristol Street.

A discussion ensued regarding:

- There will be a John Wayne Airport connection study.
- OC Streetcar Project:
 - Is a stand-alone project that connects to Metrolink, Amtrak (Pacific Surfliner), and 18 of OCTA's busiest bus routes.
 - Potential long-term connections to the John Wayne Airport or other points of interests.
 - The route goes to the Santa Ana Civic Center and Hall of Administration.
- Director Tait thanked staff for listening to the cities of Anaheim and Fullerton's concerns in regards to this item's study.
- The corridor studies are an incremental review of data.
- Suggestion that General Counsel review the multi-party agreements, as there are concerns about starting over a study whenever there is opposition.

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

- A. Conclude the Central Harbor Boulevard Transit Corridor Study.
- B. Focus future Central Harbor Boulevard efforts on service speed and amenity improvements for existing bus service.

Orange County Transit District Consent Calendar Matters

16. Cooperative Agreement with the Regional Center of Orange County

A motion was made by Director Murray seconded by Director Donchak, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-8-1735 between the Orange County Transportation Authority and the Regional Center of Orange County, in the amount of \$7,435,155, for a term of two years, effective July 1, 2018 through June 30, 2020, with two, two-year option terms, to share in the cost of paratransit services provided to Regional Center of Orange County consumers.

17. Amendment to Agreement with First Transit, Inc., for the Provision of Contracted Fixed-Route Service

A motion was made by Director Murray, seconded by Director Donchak, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Agreement No. C-4-1737 between the Orange County Transportation Authority and First Transit, Inc., in the amount of \$383,744, for an increase in service to accommodate the expansion of the iShuttle service. This will increase the maximum obligation of the agreement to a total contract value of \$148,900,252.

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

18. Transit Division Performance Measurements Report for the Third Quarter of Fiscal Year 2017-18

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

Orange County Local Transportation Authority Consent Calendar Matters

19. Consultant Selection to Design, Furnish, and Install a Video Surveillance System at the Laguna Niguel/Mission Viejo Metrolink Station

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

- A. Approve the selection of Convergent Technologies, LLC, as the firm to design, furnish, and install a video surveillance system at the Laguna Niguel/Mission Viejo Metrolink Station.

19. (Continued)

- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-7-2150 between the Orange County Transportation Authority and Convergent Technologies, LLC, in the amount of \$384,488, to design, furnish, and install a video surveillance system at the Laguna Niguel/Mission Viejo Metrolink Station.

Regular Calendar

Orange County Local Transportation Authority Regular Calendar Matters

20. 2018 Measure M2 Community-Based Transit Circulators (Project V) Call for Projects Programming Recommendations

Darrell E. Johnson, CEO, provided opening comments and introduced Joe Alcock, Measure M2 Local Programs Section Manager, who provided a PowerPoint presentation as follows:

- Project V Overview;
- Timeline;
- Project V Recommendations;
- Project V Services Starting in 2018; and
- Next Steps.

A discussion ensued regarding:

- Concerns about accountability and not obtaining performance and verifiable information from Lyft for the Project V service in the City of San Clemente.
- OCTA contracted with the City of San Clemente, and San Clemente contracted Lyft to provide the Project V service. Thus far, there have been no payments to Lyft and San Clemente.
- San Clemente had issues with Lyft not delivering a software program as promised and providing data per the agreement.
- Lyft considers the pickup and drop off points as a privacy issue.
- San Clemente is comfortable with the August 2018 deadline and substituting the service to the OC Flex Program, if needed.
- A private sector partner that can provide on-demand service at the right point of time is positive for OCTA.
- OCTA, Lyft, and San Clemente are working on changing the “norm.”
- The Transit Committee had a good discussion on this item.
- Director Davies requested that staff setup a meeting with the city managers (Laguna Niguel and Mission Viejo) to discuss the Laguna Niguel Trolley service.

20. (Continued)

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

- A. Approve programming recommendations for Project V funding, in an amount not to exceed \$5,153,664, plus inflationary adjustments, for five local agency projects submitted under capital and operating reserve categories.
- B. Approve programming recommendations for Project V funding, in an amount not to exceed \$1,649,700, plus inflationary adjustments, for the City of San Clemente's Rideshare Beta Test Expansion Program, contingent upon receipt of ridership and usage documentation. If this documentation is not provided by August 2018, and it is not consistent with the Orange County Transportation Authority's minimum performance requirements, direct staff to return with an update and revised programming recommendation.
- C. Direct staff to work with the City of Laguna Niguel on route and operational refinements and return at a later date with a final recommendation on the City of Laguna Niguel's proposed Project V service, if appropriate.
- D. Authorize staff to execute cooperative funding agreements with appropriate local agencies.

Due to a potential conflict interest, Director Tait left the dais/room and did not participate or vote on this item.

21. OC Streetcar Project Update

Darrell E. Johnson, CEO, provided comments about last Tuesday's meeting with Jane Williams, Acting Administrator, Federal Transit Administration (FTA), and introduced Jim Beil, Executive Director of Capital Programs, who reported on the following:

- Approximately one year ago, the Board authorized to execute a Full Funding Grant Agreement (FFGA) with the FTA for \$149 million Capital Investment Grant to cover 50 percent of the project costs.
- Streetcar Vehicle Status:
 - In March 2018, the Board awarded the vehicle manufacturing contract to Siemens Industries, Inc.
 - OCTA intends to move forward with execution of the vehicle contract before July 18th.

21. (Continued)

- Construction Contract Status:
 - In December 2017, the Board approved releasing the construction Invitation For Bid.
 - The reason for the two bid opening extensions were highlighted.
 - On Tuesday, June 19th, the bids were opened, and pricing is valid for 180 days after the bid opening.
 - Pending Board approval of a revised funding plan and FTA's processing of the FFGA, on August 13th, the Board will consider a construction award contract to the lowest responsive and responsible bidder.
 - Delays to the August 13th contract award could push the Notice to Proceed past October 1st which will incur over \$400,000 per month in soft costs for extended timeframes to complete the project and "day-for-day" delays in the planned September 1, 2021 revenue service.
 - Requires the contract to be executed and Limited Notice to Proceed to be issued by December 16th.
 - The latest to award the contract, to meet the December 16th expiration date, is on October 22nd.
- Assessment of Pricing and Funding:
 - OCTA is working on a responsiveness review and analyzing bid prices to the overall project.
 - Bringing forward the assessment to the Board for consideration on July 9th.
 - To date, approximately \$33 million has been expended on the project.
- Maintenance and Storage Facility (MSF):
 - The City of Santa Ana and OCTA are finalizing purchase of the last property needed for the MSF.
 - In July, the Board will consider an award for a small demolition and clearing contract for one of the MSF parcels.

This agenda item was received and filed as an information item.

Discussion Items

22. Public Comments

There were no public comments.

23. Chief Executive Officer's Report

Darrell E. Johnson, CEO, reported on the following:

- Last week, he traveled to Washington, D.C. and New York. In New York, he was joined by Chairwoman Bartlett, Vice Chairman Shaw, and Finance and Administration Committee Chairman Do for OCTA's annual meetings with the rating agencies and financial institutions.
- A full report of the New York rating agencies meetings will be presented at a future Finance and Administration Committee meeting.
- Dump the Pump Update:
 - Last Thursday, OCTA participated in the National Dump the Pump Day.
 - OCTA offered free bus rides through the OC Bus mobile app.
 - OCTA had a 47 percent increase of new user downloads through the OC Bus mobile app and recorded 1,347 boardings. The new user downloads is a 60 percent increase over last year.
 - OCTA also partnered with Waze Carpool for a total of 18,551 carpooled miles with a 29 percent increase over the prior week.
- On Saturday, June 30th at 8:30 a.m., OCTA will host an equestrian ride at the Trabuco Rose Preserve in Trabuco Canyon to give the horse riding community an opportunity to explore the property.

24. Directors' Reports

Vice Chairman Shaw thanked staff, as well as Chairwoman Bartlett and Director Do for last week's successful meetings with the New York rating agencies.

Director Nelson reported that last week he traveled on behalf of the County of Orange to Washington, D.C. He also attended several OCTA meetings with Congressmen Graves and Denham, Transportation and Infrastructure Committee Members, as well as met with Congressmen Rohrabacher and Correa about the full funding grant for the OC Streetcar Project.

Chairwoman Bartlett reported that last week she attended the annual New York rating agencies meetings, and thanked staff for their time and efforts to prepare for the meetings.

25. Closed Session

There were no Closed Session items scheduled.

26. Adjournment

The meeting adjourned at 10:13 a.m.

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, July 9, 2018**, at the Orange County Transportation Authority Headquarters, 550 South Main Street, Board Room - Conference Room 07-08, Orange, California.

ATTEST:

Laurena Weinert
Clerk of the Board

Lisa A. Bartlett
OCTA Chairwoman