

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 July 9, 2018 regular meeting of the Orange County Transportation Authority (OCTA) and affiliated agencies was called to order by Chairwoman Bartlett at 9:04 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: Lisa A. Bartlett, Chairwoman
Tim Shaw, Vice Chairman
Laurie Davies
Barbara Delgleize
Lori Donchak
Michael Hennessey
Steve Jones
Al Murray
Shawn Nelson
Miguel Pulido
Michelle Steel
Tom Tait
Gregory T. Winterbottom
Adnan Maiah, Acting District Director
California Department of Transportation District 12

Directors Absent: Andrew Do
Mark A. Murphy
Richard Murphy
Todd Spitzer

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

There were no Special Calendar Matters.

Consent Calendar (Items 1 and 2)

Orange County Transportation Authority Consent Calendar Matters

1. Approval of Minutes

A motion was made by Director Murray, seconded by Director Pulido, and declared passed by those present, to approve the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of June 25, 2018.

2. Amendment to the 91 Express Lanes Riverside County Transportation Commission/Orange County Transportation Authority Facility Agreement

A motion was made by Director Murray, seconded by Director Pulido, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 3 to Agreement No. C-5-3828 between the Orange County Transportation Authority and Riverside County Transportation Commission, in the amount of \$2,078,750, for the reimbursement of shared operational expenses through June 30, 2019.

Regular Calendar

Orange County Local Transportation Authority Regular Calendar Matters

3. OC Streetcar Project Revised Funding Plan

Darrell E. Johnson, Chief Executive Officer (CEO), provided opening comments and introduced, Jim Beil, Executive Director of Capital Programs, who provided a PowerPoint presentation on the OC Streetcar Project Revised Funding Plan as follows:

- Recommendations;
- May 2017 Funding Plan;
- Factors Effecting Schedule;
- Cost Increases;
- Project Cost Estimate;
- Revised Funding Plan
 - Referenced Attachment A of the Staff Report; and
- Next Steps.

3. (Continued)

A discussion and comments ensued as follows:

- Transit Committee Chairman Murray stated that due to time urgency, this item was not vetted with the Transit Committee. He provided additional comments and noted that the OC Streetcar Project is built on a solid reputation of transportation planning.
- Andy Oftelie, Executive Director of Finance and Administration, stated that with the revised Measure M2 (M2) forecasting, approximately \$1 billion will be collected for the M2 Project S line item.
- M2 Project S:
 - Includes the OC Streetcar Project, rubber tire projects, and for 20 years, \$100 million operating costs for the project.
 - Leveraging of M2 funds is approximately 41 percent, which is a good investment of the Orange County taxpayers' money.
- Director Tait provided concerns and opposition comments about this time and will vote no on the recommendations.
- Density is high for the OC Streetcar route that connects to the major businesses. In addition, the County of Orange's master plan is to get employees back to the Santa Ana Civic Center area which is by the OC Streetcar route.
- Going forward, the OC Streetcar could connect to other Orange County locations and Los Angeles County.
- Director Donchak requested that staff return, in six months, with an overall plan for the M2 Project S.

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

- A. Approve the revised OC Streetcar project funding plan.
- B. Authorize the use of up to \$108.41 million in additional Measure M2 Transit Extensions to Metrolink (Project S) program funding, contingent on construction contract award.
- C. Authorize staff to make all necessary amendments to the Federal Transportation Improvement Program, submit revised project readiness documents to the Federal Transit Administration as required, and execute any required agreements or amendments to facilitate the recommendation above.

Directors Steel and Tait voted in opposition.

Orange County Transportation Authority Regular Calendar Matters

4. 91 Express Lanes Account Plan Changes

Kirk Avila, General Manager, Express Lanes Programs, provided a PowerPoint presentation for this item as follows:

- Background;
- 6C Transponders;
- Current 91 Express Lanes Account Plans;
- Proposed Changes to Convenience Plan, Standard Plan, Express Club Plan, and Special Access Plan;
- Transponder Policy Changes;
- Transition Goals; and
- Recommendations and Next Steps.

A discussion ensued regarding:

- The 6C sticker is not reusable, and if the customer obtains a different car, a new sticker would be required.
- By January 2024, the existing transponder will be phased out.
- California is the only state that uses the existing transponder.
- The customer is encouraged to return the existing transponder, and there is no salvage value for the transponder.
- The existing switchable transponder \$15 dollar cost includes packaging and postage.
- The 6C account maintenance fees loss of \$1.27 million could, long-term, be offset with increased usage of the new sticker being in each customers' vehicles.
- Currently, the 6C sticker is used in the states of Colorado, Utah, and Washington.
- The 6C rollout for existing account holders will be in February 2019.
- Director Murray requested that six months after the 6C rollout staff provide the State Route 91 Advisory Committee and Board of Directors an update.
- OCTA is reviewing setting up, in the next few years, regional hubs for interoperability.

A motion was made by Director Donchak, seconded by Director Delgleize, and declared passed by those present, to adopt changes to the 91 Express Lanes' account plans and policies.

Director Pulido was not present to vote.

Discussion Items

5. Public Comments

There were no public comments.

6. Chief Executive Officer's Report

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

- OC Fair Express (Fair Express) Update:
 - The Orange County Fair will be open July 13th through mid-August.
 - The Fair Express will operate on Saturday and Sunday from nine locations throughout Orange County at a cost of \$2 each way, and riders will receive a voucher for a \$4 admission into the Orange County Fair.
 - The Fair Express funding was made possible by the Mobile Source Air Pollution Reduction Review Committee (MSRC), and he thanked Vice Chairman Shaw and Director Winterbottom for serving on the MSRC.
- For the months of July and August Angels home games, kids 18 years and under can ride the Angels Express for free.
- Interstate 5 (I-5)/El Toro Road Interchange Project Update:
 - In mid-2017, the environmental process started and is expected to be completed in late 2019.
 - On July 25th, from 5:30 p.m. to 7:30 p.m., OCTA will host a public information meeting, along with the California Department of Transportation (Caltrans), at the Laguna Woods City Hall.
 - Chairwoman Bartlett asked if the diverging diamond interchange option will be presented along with the other options at the open house. Mr. Johnson responded that he thought that the diverging diamond interchange option was dropped, but deferred to Caltrans to comment.

Adnan Maiah, Acting District Director for Caltrans District 12, responded that the diverging diamond option is still being considered as part of the three options, however, a fourth option has been introduced that will bifurcate the I-5 south traffic going east and will take the traffic on a ramp over El Toro Road and loop east onto El Toro Road. In addition, the west direction traffic will still take the same path.

- Mr. Johnson stated that as the public information and environmental process goes forward, OCTA will update the Regional Planning and Highways Committee and Board of Directors.

6. (Continued)

- Chairwoman Bartlett requested notification to the public and elected officials in the cities of Lake Forest, Laguna Hills, and Laguna Woods about the I-5/EI Toro Road Interchange Project.

7. Directors' Reports

Director Murray congratulated Jennifer L. Bergener in her new position as OCTA's Chief Operating Officer, and stated that Ms. Bergener will be missed at the Los Angeles – San Diego – San Luis Obispo Rail Corridor Agency meetings.

8. Closed Session

A Closed Session was held as follows:

Pursuant to Government Code Section 54956.9(d)(1) – Existing Litigation. SK Tops Auto Body, Inc. v. Orange County Transportation Authority, OCSC Case No. 30-2015-00786726 and related matter OCTA v. I&M Pinsky, LLC, et al., OCSC Case No. 30-2013-00631145.

Director Nelson was not present for the Closed Session item.

9. Adjournment

The meeting adjourned at 9:46 a.m.

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, July 23, 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