

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 October 14, 2019 regular meeting of the Orange County Transportation Authority (OCTA) and affiliated agencies was called to order by Chairman Shaw 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:     Tim Shaw, Chairman  
                               Steve Jones, Vice Chairman  
                               Lisa A. Bartlett  
                               Doug Chaffee  
                               Andrew Do  
                               Laurie Davies  
                               Barbara Delgleize  
                               Michael Hennessey  
                               Gene Hernandez  
                               Jose F. Moreno  
                               Joe Muller  
                               Mark A. Murphy  
                               Richard Murphy  
                               Miguel Pulido  
                               Michelle Steel  
                               Donald P. Wagner  
                               Gregory T. Winterbottom  
                               Ryan Chamberlain, District Director  
   California Department of Transportation District 12

Director Absent:     None

Also Present:     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 14)**

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

#### **1. Approval of Minutes**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to approve the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of September 23, 2019.

#### **2. Communications by Independent Financial Statement Auditor**

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

#### **3. Fiscal Year 2018-19 Fourth Quarter Grant Reimbursement Status Report**

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

#### **4. Excess Liability Insurance Renewal**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Purchase Order No. A44072, in the amount of \$800,000, to Marsh Risk and Insurance Services, Inc., to purchase excess liability insurance on behalf of the Orange County Transportation Authority for the policy period of November 1, 2019 to November 1, 2020.

#### **5. Metrolink Fiscal Year 2018-19 Performance Report**

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

**6. Grant Award and Baseline Agreement for Solutions for Congested Corridors Program**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to:

- A. Authorize the Chief Executive Officer, or his designee, to accept the Solutions for Congested Corridors Program grant award and execute grant-related agreements and documents with the California Transportation Commission and California Department of Transportation.
- B. Authorize the Chief Executive Officer, or his designee, to negotiate and execute any other cooperative agreements with the Orange County cities and the County of Orange for implementation of the above grant-funded projects.
- C. Authorize the Chief Executive Officer, or his designee, to amend the Federal Transportation Improvement Program and process all necessary amendments to facilitate the recommendation above.

**7. Amendments to the Master Plan of Arterial Highways**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to:

- A. Approve the following amendments to the Master Plan of Arterial Highways, contingent upon the Orange County Transportation Authority receiving documentation that the City of San Clemente has amended its general plan and has complied with the requirements of the California Environmental Quality Act:
  - Reclassify Camino Mira Costa (Camino de Estrella to Camino Capistrano) from a secondary (four-lane, undivided) arterial to a divided collector (two-lane, divided) arterial; and
  - Reclassify Camino Capistrano (Del Gado Road and North El Camino Real) from a secondary (four-lane, undivided) arterial to a collector (two-lane, undivided) arterial.

If the City of San Clemente does not update its general plan within three years to reflect the Master Plan of Arterial Highway amendments, the contingent amendments will expire, but can be returned to the Orange County Transportation Authority's Board of Directors for reconsideration and action.

If the original proposed Master Plan of Arterial Highways amendments are modified as a result of the California Environmental Quality Act and/or general plan amendment process, the modified Master Plan of Arterial Highways amendments shall be returned to the Orange County Transportation Authority's Board of Directors for consideration and action.

**7. (Continued)**

- B. Direct the Executive Director of Planning, or his designee, to file a Notice of Exemption from the California Environmental Quality Act in support of the Master Plan of Arterial Highways amendments.
- C. Receive and file a status report on the active Master Plan of Arterial Highways amendments.

**8. Federal Transit Administration Sections 5307, 5310, 5337, and 5339 Program of Projects for Federal Fiscal Year 2019-20**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to:

- A. Approve the federal fiscal year 2019-20 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 program of projects, including federal and local funds, and the use of match credit for projects.
- B. Approve the five-year programming plans for Federal Transit Administration Section 5307, Federal Transit Administration Section 5310, Federal Transit Administration Section 5337, and Federal Transit Administration Section 5339.
- C. Authorize the use of \$1.275 million in federal proceeds from the sale of the Santa Ana Transit Terminal for the Anaheim Canyon Station Project.
- D. Authorize the use of up to \$1.191 million in federal Congestion Mitigation and Air Quality Improvement Program funds from cost savings on the Orange Transportation Center Parking Structure Project for the following projects: \$0.719 million for the Anaheim Canyon Station; and up to \$0.472 million for the San Juan Creek Bridge replacement.
- E. Authorize the use of \$1.689 million in Federal Transit Administration Section 5337 for the San Juan Creek Bridge Replacement Project to provide a full funding plan for the project based upon current estimates.
- F. Authorize staff to adjust individual project funding consistent with final apportionments and eligibility determinations through the Fixing America's Surface Transportation Act, and direct staff to include updated numbers in grant and programming status reports.

**8. (Continued)**

- G. Authorize the Chief Executive Officer to submit the federal fiscal year 2019-20 Federal Transit Administration grant applications to the Federal Transit Administration.
- H. 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. Coach Operator Scheduling, Internal Audit Report No. 19-505**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to receive and file Coach Operator Scheduling, Internal Audit Report No. 19-505, as an information item.

**10. Bus Operations Performance Measurements Report for the Fourth Quarter of Fiscal Year 2018-19**

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

**11. Award of Agreement for the Purchase of Heavy-Duty Buses for iShuttle Service**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Purchase Order No. C-9-1001 between the Orange County Transportation Authority and Gillig LLC, in the amount of \$6,756,221, for the purchase of 12, 30-foot heavy-duty compressed natural gas-powered buses, with an option to purchase five additional buses, for iShuttle service.

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

**12. Contract Change Orders for the Interstate 405 Improvement Project from State Route 73 to Interstate 605 - Water Line Extensions and Collection and Disposal of Unknown Hazardous Materials**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to:

- A. Authorize the Chief Executive Officer to negotiate and execute Contract Change Order No. 45 to Agreement No. C-5-3843 between the Orange County Transportation Authority and OC 405 Partners, a joint venture, in the amount of \$256,244, to extend the City of Fountain Valley water lines adjacent to the Warner Avenue overcrossing bridge.
- B. Authorize the Chief Executive Officer to negotiate and execute supplemental Contract Change Order No. 8.2 to Agreement No. C-5-3843 between the Orange County Transportation Authority and OC 405 Partners, a joint venture, in the amount of up to \$400,000, to collect and dispose of unknown hazardous materials.

**13. 2020 Project V Community-Based Transit Circulators Program Guidelines and Call for Projects**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to:

- A. Approve revisions to the Comprehensive Transportation Funding Programs Guidelines for the Project V Community-Based Transit Circulators Program.
- B. Authorize staff to issue the 2020 Measure M2 Project V Community-Based Transit Circulators call for projects.

**14. Programming Recommendation for the City of Laguna Niguel Project V Service**

A motion was made by Director M. Murphy, seconded by Director R. Murphy, and declared passed by those present, to:

- A. Approve Project V funding in the amount of \$886,082 for the City of Laguna Niguel's Trolley.
- B. Authorize the Chief Executive Officer to negotiate and execute a cooperative funding agreement with the City of Laguna Niguel to support implementation of its proposed new Project V service.

**Regular Calendar**

**Orange County Transit District Regular Calendar Matters**

**15. OC Bus 360° Update**

Ken Phipps, Deputy Chief Executive Officer (DCEO), provided opening comments and introduced Gary Hewitt, Transit Planning Manager, who provided an update for this item as follows:

- Ridership;
- Mobile Ticketing;
- College Pass Program;
- Ridership Marketing Campaign; and
- Seasonal & Special Event Service.

A discussion ensued regarding:

- OCTA is in discussions with Saddleback College about the College Pass Program (Program), and in 2020, the Program will be offered to the students.
- Each college determines how to offer the Program to the students.
- Goldenwest College decided to pay for the fee, in the beginning, from a school grant versus having the students vote for the fee.
- For fiscal year 2018-19, Metrolink's systemwide ridership increased.

No action was taken on this receive and file information item.

**Discussion Items**

**16. Public Comments**

There were no public comments.

**17. Chief Executive Officer's Report**

Ken Phipps, DCEO, reported the following:

State Route (SR) 55 Public Hearing:

- On Wednesday, OCTA will host a public hearing along with the California Department of Transportation to solicit feedback on the proposed improvements to the SR-55 freeway between Interstate 5 and SR-91.
- A Public Hearing will be held at the Orange Public Library from 6:00 p.m. to 8:00 p.m.

Beach Boulevard Corridor Study (Study):

- OCTA is in the final round of collecting public feedback for the Study.
- Comments can be submitted online now through October 26 at **[octa.net/beachstudy](http://octa.net/beachstudy)**.
- The Study will be completed in February 2020.

**18. Directors' Reports**

Director Davies thanked staff for the recent meeting with the City of Laguna Niguel. Director Davies reported that at the meeting, there was a gentleman that commented on transportation concerns for traveling to his mother's home. Director Davies thanked OCTA staff for providing the gentleman options and reported that he was very pleased with the information.

Director Moreno acknowledged OCTA as follows:

- Kia Mortazavi, Executive Director of Planning, and staff were thanked for a recent meeting, with a few of the City of Anaheim's City Council, to discuss the Study and how to increase participation in the survey and outreach.
- OCTA helped sponsor last Friday's, Anaheim Union High School District parent leadership conference, and over 400 parents discussed ways to engage their children's education. The conference was great outreach for OCTA to get more families involved in the survey.
- Today, he will also solicit feedback, in a classroom setting, at Fullerton College, about its student bus pass program.
- City of Anaheim residents are excited about the construction of OCTA's operation center off the cross streets of Manchester Avenue and Lincoln Avenue.
- Director Moreno is looking forward to the operations center coming online.



**19. Closed Session**

A Closed Session was held as follows:

Pursuant to Government Code Section 54957.6 to discuss negotiations with Teamsters Local 952 regarding the maintenance unit. The lead negotiator for OCTA is Maggie McJilton, Executive Director of Human Resources and Organizational Development, and for Teamsters Local 952 is Patrick Kelly or his designee.

James Donich, General Counsel, reported out from Closed Session and stated that Directors Do, Moreno, and Winterbottom were absent from Closed Session.

In Closed Session, a motion was made by Director Pulido, seconded by Director Chaffee, and declared passed 10 - 4 by those present, to approve a contract for Teamsters Local 952 maintenance unit. The wage increases approved are to be 5 percent in year one, 4.25 percent in year two, and 4.25 percent in year three. The total contract amount is \$48.01 million.

Directors Muller, R. Murphy, Steel, and Wagner voted in opposition.

**20. Adjournment**

The meeting adjourned at 9:44 a.m.

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, October 28, 2019**, at the OCTA Headquarters, 550 South Main Street, Board Room – Conference Room 07-08, Orange, California.

ATTEST:

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Laurena Weinert  
Clerk of the Board

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Tim Shaw  
Chairman