

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 March 9, 2020 regular meeting of the Orange County Transportation Authority (OCTA) and affiliated agencies was called to order by Chairman Jones at 9:03 a.m. at the OCTA Headquarters, 550 South Main Street, Board Room – Conference Room 07-08, Orange, California.

Directors Present: Steve Jones, Chairman  
Andrew Do, Vice Chairman  
Lisa A. Bartlett  
Doug Chaffee  
Laurie Davies  
Barbara Delgleize  
Michael Hennessey  
Gene Hernandez  
Joseph Muller  
Mark A. Murphy  
Tim Shaw  
Harry S. Sidhu  
Michelle Steel  
Donald P. Wagner  
Ryan Chamberlain, District Director  
California Department of Transportation District 12

Director Absent: Richard Murphy  
Miguel Pulido  
Gregory T. Winterbottom

Also Present: Darrell E. Johnson, Chief Executive Officer  
Kenneth Phipps, Deputy Chief Executive Officer  
Laurena Weinert, Clerk of the Board  
Martha Ochoa, Assistant Clerk of the Board  
Sahara Meisenheimer, Deputy Clerk of the Board  
James Donich, General Counsel  
Members of the Press and the General Public

## **Invocation**

Director Chaffee gave the invocation.

## **Pledge of Allegiance**

Director Chamberlain led in the Pledge of Allegiance.

## **Special Calendar**

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

#### **1. Presentation of Resolution of Appreciation**

Darrell E. Johnson, Chief Executive Officer (CEO), presented the OCTA Resolution of Appreciation No. 2020-017 to Kenneth Phipps, Deputy Chief Executive Officer, and Chairman Jones provided comments.

## **Consent Calendar (Items 2 through 16)**

Regional Planning and Highways (RP&H) Committee (RP&H) Chairman M. Murphy reported that at the recent RP&H Committee meeting, there was no quorum for various reasons, the agenda items were reviewed by the Members present, and the Members recommended the items be forward to the Board of Directors (Board).

#### **2. Approval of Minutes**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to approve the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of February 24, 2020.

#### **3. Audit Responsibilities of the Finance and Administration Committee**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to approve the Audit Responsibilities of the Finance and Administration Committee.

#### **4. Approval of Board Members Travel**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to approve for Chairman Steve Jones, Vice Chairman Andrew Do, and Finance and Administration Committee Chairman Michael Hennessey to travel the week of June 15, 2020, to attend the annual New York rating agency trip in New York, New York.

**5. 91 Express Lanes Update for the Period Ending - December 31, 2019**

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

**6. Fiscal Year 2019-20 Second Quarter Grant Reimbursement Status Report**

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

**7. Grant Award Acceptance for Development of the Disaster Mitigation Plan**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to authorize the Chief Executive Officer, or designee, to accept California Governor's Office of Emergency Services Hazard Mitigation Grant Program award.

**Orange County Transit District Consent Calendar Matters**

**8. Interagency Fare Revenue Agreements, Internal Audit Report No. 20-505**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to receive and file Interagency Fare Revenue Agreements, Internal Audit Report No. 20-505, as an information item.

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

**9. Amendment to Cooperative Agreement with the City of Fountain Valley for the Interstate 405 Improvement Project**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 4 to Cooperative Agreement No. C-5-3613 between the Orange County Transportation Authority and the City of Fountain Valley, in the amount of \$282,000, for the design and construction of an eight-inch waterline along the freeway between Mount Baldy Circle and Euclid Street, as part of the Interstate 405 Improvement Project. This will increase the maximum obligation of the cooperative agreement to a total value of \$4,649,708.

**10. Amendment to Cooperative Agreement with the City of Westminster for the Interstate 405 Improvement Project**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Cooperative Agreement No. C-5-3615 between the Orange County Transportation Authority and the City of Westminster, in the amount of \$838,791, for additional city services for the Interstate 405 Improvement Project. This will increase the maximum obligation of the cooperative agreement to a total value of \$2,662,679.

**11. Supplemental Contract Change Order for the Interstate 405 Improvement Project from State Route 73 to Interstate 605 - Collection and Disposal of Unknown Hazardous Materials**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute supplemental Contract Change Order No. 8.3 to Agreement No. C-5-3843 between Orange County Transportation Authority and OC 405 Partners, a joint venture, in the amount of \$1,900,000, to collect and dispose of unknown hazardous materials for the Interstate 405 Improvement Project from State Route 73 to Interstate 605.

**12. Cooperative Agreement with the Orange County Flood Control District for the State Route 55 Improvement Project Between Interstate 405 and Interstate 5**

A motion was made by Director Davies, seconded by Director Hernandez, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-9-1469 between the Orange County Transportation Authority and the Orange County Flood Control District for in-kind equivalent exchange relating to the Lane Channel reconstruction and property rights, and the amount of \$175,000 for project support services, including design plans, specifications and report reviews, permit issuance, right-of-way coordination, and construction inspection for the Lane Channel reconstruction within the State Route 55 Improvement Project between Interstate 405 and Interstate 5.

**13. Approval to Release Request for Proposals for the Preparation of Plans, Specifications, and Estimates for the State Route 91 Improvement Project Between Acacia Street and La Palma Avenue**

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

- A. Approve the proposed evaluation criteria and weightings for Request for Proposals 0-2073 for consultant services for the preparation of plans, specifications, and estimates for the State Route 91 improvement project between Acacia Street and La Palma Avenue.
- B. Approve the release of Request for Proposals 0-2073 for consultant services for the preparation of plans, specifications, and estimates for the State Route 91 improvement project between Acacia Street and La Palma Avenue.

**14. Environmental Mitigation Program Endowment Fund Investment Report for December 31, 2019**

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

**15. Measure M2 Quarterly Progress Report for the Period of October 2019 Through December 2019**

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

**16. Measure M2 Environmental Cleanup Program - Project X Tier 1 Grant Program Call for Projects**

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

- A. Approve the proposed revisions to the Comprehensive Transportation Funding Programs Guidelines for the Environmental Cleanup Program Tier 1 Program.
- B. Authorize staff to issue the fiscal year 2020 Environmental Cleanup Program Tier 1 call for projects.

## **Regular Calendar**

There were no Regular Calendar Matters.

## **Discussion Items**

### **17. Fiscal Year 2020-21 Budget Kick-off and Assumptions**

Darrell E. Johnson, CEO, provided opening comments and introduced Victor Velasquez, Manager of Financial Planning and Analysis, who provided a PowerPoint presentation for this item as follows:

- Fiscal Year 2020-21 Budget Timeline;
- Major Programs;
- Measure M2 Program Assumptions;
- Bus Program Revenue Assumptions;
- Bus Operations Expenditure Assumptions;
- Rail Program Revenue Assumptions;
- 91 Express Lanes Program Assumptions;
- Motorist Services & Orange County Taxi Administration Programs; and
- Next Steps.

A discussion ensued regarding the pending bills in Sacramento for free transit fares as follows:

- The Board recently acted on a set of principles to be considered for any legislation that requires OCTA to provide free transit fares for youth and seniors.
- The free transit fare, specific to age groups, were noted.
- Ensure opportunity to backfill with other or current funds.
- OCTA's potential impact would be approximately \$10 million, which is about 3.75 percent in terms of revenue.
- OCTA's college pass program is focused on community colleges, and the pending bills would include the University of California and California State University systems.
- Concerns about potential fare fraud, operations of the bus system, and proper identification.
- OCTA will engage with the California Transit Association, keep OCTA's Legislative and Communications Committee apprised, and address through next fiscal year's budget process.

A public comment was heard from Craig Durfey, Founder of Parents for the Rights of Developmentally Disabled Children, who provided the Board handouts and commented on safe routes to school, housing, and public transportation, and other related concerns.

No action was taken on this information item.

**18. Update on Interstate 5/EI Toro Road Interchange Project**

Darrell E. Johnson, CEO, provided opening comments and introduced Rose Casey, Director of Highway Programs, provided a PowerPoint presentation for this item as follows:

- Project Area;
- Project Background/Timeline;
- Alternative 2: Flyover;
- Alternative 4: Collector Distributer Road and Hook Ramps;
- Alternative 4 and Option B: Collector Distributer Road and Hook Ramps;
- Cost Benefit Comparison;
- Recent Activities;
- Focused Coordination with Cities; and
- Next Steps.

A discussion ensued regarding the following:

- Alternative 4 would impact the developer's recent plans for the Laguna Hills Mall, and OCTA has been coordinating with the City of Laguna Hills as the main contact with the developer.
- The benefit cost ratio for Alternative 2 is 1.82 and Alternative 4 is 1.51.
- The higher the benefit cost ratio, the alternative has more benefits for the cost.
- At the last RP&H Committee meeting, RP&H Committee Chairman M. Murphy asked that the no-build alternative be highlighted.
- A no-build option is a concern as the current traffic conditions are gridlock.
- Director Bartlett requested that the new consultant understand south Orange County and city involvement.
- Measure M2 (M2) Ordinance specified an interchange improvement for local traffic circulation to El Toro Road, local streets, and on-off ramps that access El Toro Road.
- The M2 interchange improvement project requires cooperation with the local cities and communities.
- Director Davies added to Director Bartlett's request and suggested outreach/education. She also commented, there are Regional Housing Needs Assessment (RHNA) requirements, and the Association of California Cities – Orange County could work in conjunction with OCTA for outreach about RHNA and the interchange project.
- The new consultant procurement timelines were highlighted.

No action was taken on this information item.

**19. Public Comments**

Public comments were heard from the following:

1. Craig Durfey, Founder of Parents for the Rights of Developmentally Disabled Children, asked the Board to take a survey within the cities about mobility needs, advertise on the buses safe routes to school, as well as provided suggestions and examples for safe routes to school.
2. Charles Johnson, Teamsters Local 952 Union representative and former Coach Operator, commented that the coach operators cannot challenge passengers who are wrongfully using college student passes. They also fear exposure, etcetera, to the Coronavirus, and asked the Board to take their concerns into consideration.

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

Darrell E. Johnson, CEO, reported the following:

Coronavirus Update -

- OCTA is closely monitoring the developing Coronavirus situation;
- Using the Centers for Disease Control guidelines and being vigilant with OCTA's cleaning and disinfectant practices;
- A multi-divisional task force is in place that meets regularly to assess and address any new developments;
- There is nightly disinfecting of all vehicles and buses;
- Bases are cleaned three times a day with disinfectant; and
- Transit center facilities are cleaned twice a day with disinfectant.

Careers in Transportation Expo (Expo) -

- This Tuesday, OCTA will host the fifth annual Expo at the OCTA Headquarters from 9:00 a.m. to noon.
- Approximately 300 local high-school and college students will attend the Expo to learn about career paths in the transportation industry.

American Public Transportation Association (APTA) Awards -

- OCTA recently was awarded three APTA AdWheel Awards for marketing and communications efforts for the following:
  - Making Safety a Core Corporate Value video;
  - Metrolink Daycations Digital Outreach, and
  - OC Flex Microtransit Pilot Program.
- Staff who worked on these campaigns were congratulated.



**21. Directors' Reports**

Director Shaw highlighted last week's State Route (SR) 91 Advisory Committee meeting actions and discussions. Director Shaw inquired about the \$2 billion SR-91 corridor improvements.

Darrell E. Johnson, CEO, responded that \$2 billion has been invested by Orange and Riverside counties for the SR-91 corridor, as well as provided other comments about the improvements

**22. Closed Session**

James Donich, General Counsel, reported that the Closed Session noted on today's Board agenda has been continued to the March 23, 2020 Board meeting.

**23. Adjournment**

The meeting adjourned at 10:00 a.m.

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, March 23, 2020**, 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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Steve Jones  
Chairman