




**July 6, 2020**

**To:** Executive Committee

**From:** Darrell E. Johnson, Chief Executive Officer 

**Subject:** Cooperative Agreement with the County of Orange,  
Orange County Sheriff's Department

### **Overview**

On May 11, 2015, the Board of Directors approved a five-year agreement with the County of Orange, Orange County Sheriff's Department, to provide Transit Police Services. The current agreement expires June 30, 2020, and a new agreement is necessary to ensure continuity of services provided. Similar to the expiring agreement, the term of the proposed agreement is for five years, and includes the budget for services to be provided in fiscal year 2020-21. Amendments for each subsequent fiscal year budget will be brought forth to the Board of Directors for consideration on an annual basis.

### **Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2330 between the Orange County Transportation Authority and the County of Orange, Orange County Sheriff's Department, for a five-year term effective July 1, 2020 through June 30, 2025, in the initial amount of \$10,596,947, to fund transit police services from July 1, 2020 through June 30, 2021.

### **Discussion**

The County of Orange (County), Orange County Sheriff's Department (OCSD), has provided Transit Police Services (TPS) for the Orange County Transportation Authority (OCTA) since 1993. These services include fixed-route service, right-of-way rail support, Orange County Taxi Administration Program support, and general services. On May 11, 2015, the OCTA Board of Directors (Board) approved an agreement with OCSD for five years to provide TPS through June 30, 2020. A new agreement is required to ensure provision of these services continues.

**Cooperative Agreement with the County of Orange,  
Orange County Sheriff's Department**

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The budget for each fiscal year of the agreement is developed in March of the preceding FY. The OCSD submits the budget estimates to OCTA for review and concurrence with the level of service provided. The transmittal of the final estimate for FY 2020-21 was delayed due to the impacts of COVID-19 and was not received by OCTA until May 15, 2020. The final estimate provided by OCSD in the proposed FY 2020-21 budget for TPS is \$10,596,947, which includes \$10,153,040 for fixed-route service, right-of-way rail support, Orange County Taxi Administration Program support, general services, and \$443,907 for special services.

The overall costs for services increased by approximately 18 percent compared to the prior year. The majority of the increase is associated with the addition of four deputy sheriff positions, one sergeant position, as requested by OCTA. The four additional deputy sheriff positions will primarily focus on the increase of requests for law enforcement service-related calls for on-board incidents and incidents occurring on OCTA facilities to include transit centers. Additionally, these positions will perform special services, as requested. The sergeant position is required to ensure the supervision of deputies for all shifts.

Similar to the current agreement, the proposed new agreement includes provision for special services, which are fully funded. Special services include patrol of OCTA-owned environmental mitigation properties, three explosive detection canine and bomb technician handler teams, transit security overtime for Visual Intermodal Prevention and Response (VIPR) and Anti-Terrorism-Anti-Crime (ATAC) to be utilized for high-security risk events. Patrol costs will be subsidized by Measure M2 while the canine units are funded with Transportation Security Administration grant and VIPR and ATAC with Transit Security Grant Program funds.

In addition, OCSD provides countywide services such as the Hazardous Devices Squad, Special Weapons and Tactics team, Special Victims Unit, and the Orange County Intelligence Assessment Center. OCSD deputies assigned to TPS carry full police authorities, allowing them to conduct investigations and make misdemeanor and felony arrests. Services provided by OCSD are listed on Attachment A.

**Cooperative Agreement with the County of Orange,  
Orange County Sheriff's Department**

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**Fiscal Impact**

Funds to support the services to be provided under this agreement are included in OCTA's adopted FY 2020-21 Budget. The budget is comprised of four major areas, fixed-route service and Orange County Taxi Administration Program support \$7,457,407, for right-of-way rail support \$2,690,556, and \$5,077 for general services. Lastly, there is \$443,907 budgeted for special services, which includes explosive detection canine team, VIPR, ATAC, fixed-route special operations, Angels Express, seasonal special requests, and Measure M2 patrol services.

***Summary***

OCTA contracts with OCSD for TPS. In order to maintain these services, staff recommends the Board authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2330 between the Orange County Transportation Authority and the County of Orange, Orange County Sheriff's Department, for a five-year term effective July 1, 2020 through June 30, 2025, and approve in the initial amount of \$10,596,947.

**Cooperative Agreement with the County of Orange,  
Orange County Sheriff's Department**

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**Attachments**

- A. County of Orange, Orange County Sheriff's Department Services Provided
- B. Five-Year Agreement between the Orange County Transportation Authority and the County of Orange

**Prepared by:**



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**Approved by:**



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