



April 28, 2021

To: Finance and Administration Committee

From: Darrell E. Johnson, Chief Executive Officer

Subject: Amendment to the 91 Express Lanes Riverside County Transportation Commission/Orange County Transportation Authority Facility Agreement

Overview

The 91 Express Lanes Riverside County Transportation Commission/Orange County Transportation Authority Facility Agreement prescribes the cost sharing and funding transfers between the two agencies for the operation of the 91 Express Lanes. An amendment is necessary to allow for the reimbursement of shared operating costs incurred by the Riverside County Transportation Commission for the period July 1, 2021 through June 30, 2022.

Recommendation

Authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Agreement No. C-5-3828 between the Orange County Transportation Authority and Riverside County Transportation Commission, in the amount of \$931,300, for the reimbursement of shared operational expenses through June 30, 2022.

Discussion

In order to facilitate cost sharing and the exchange of funds between the two agencies, the 91 Express Lanes Riverside County Transportation Commission (RCTC)/ Orange County Transportation Authority (OCTA) Facility Agreement (ROFA) was executed in November 2015. This agreement prescribes the cost sharing responsibilities and funding transfers between the two agencies for costs incurred for the rent and any shared operational expenses in relation to the 91 Express Lanes. As an example, RCTC contracts with a vendor for the procurement of transponders which are to be provided to the 91 Express Lanes' accountholders. Under the ROFA arrangement, OCTA reimburses RCTC for half of the purchase cost. Conversely, since OCTA is the lessee of the 91 Express

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Transportation Commission/Orange County Transportation
Authority Facility Agreement**

Lanes administrative office in the City of Anaheim, RCTC reimburses OCTA for half of the rent.

Under the terms of the ROFA, both agencies are required to establish an annual budget for anticipated operating costs during the fiscal year. Staff from both agencies have identified the shared operational expenses and have assigned responsibility for the administration and payment of these expenses. An amendment to the ROFA is required in the amount of \$931,300, in order to reimburse RCTC for joint operating costs incurred by RCTC through June 30, 2022.

Funding for Amendment No. 6 to Agreement No. C-5-3828 is included in OCTA's proposed Fiscal Year 2021-22 Budget, 91 Express Lanes Account.

Summary

Staff recommends the Board of Directors authorize the Chief Executive Officer to negotiate and execute Amendment No. 6 to Agreement No. C-5-3828 between OCTA and RCTC, in the amount of \$931,300, for the reimbursement of shared operational expenses through June 30, 2022.

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Attachments

- A. Riverside County Transportation Commission – Orange County Transportation Authority Facility Agreement No. C-5-3828 Fact Sheet
- B. Draft Amendment No. 6 to 91 Express Lanes RCTC-OCTA Facility Agreement (“ROFA”)

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