

MINUTES

Board of Directors' Meeting

Call to Order

The Monday, June 28, 2021, regular meeting of the Orange County Transportation Authority (OCTA) and affiliated agencies was called to order by Chairman Do at 9:01 a.m. at the OCTA Headquarters, 550 South Main Street, Board Room – Conference Room 07-08, Orange, California.

Roll Call

The Deputy Clerk of the Board (DCOB) conducted an attendance Roll Call and announced a quorum of the Board of Directors (Board) as follows:

Via Teleconference:

- Andrew Do, Chairman
- Mark A. Murphy, Vice Chairman
- Lisa A. Bartlett
- Doug Chaffee
- Barbara Delgleize
- Katrina Foley
- Brian Goodell
- Patrick Harper
- Michael Hennessey
- Gene Hernandez
- Steve Jones
- Joseph Muller
- Tam Nguyen
- Vicente Sarmiento
- Harry S. Sidhu
- Donald P. Wagner
- Ryan Chamberlain, District Director – Caltrans District 12

Directors Absent: Tim Shaw

Staff Present:

- Darrell E. Johnson, Chief Executive Officer
- Jennifer L. Bergener, Deputy Chief Executive Officer
- Gina Ramirez, Deputy Clerk of the Board
- Allison Cheshire, Interim Deputy Clerk of the Board

Via Teleconference:

- Cassie Trapesonian, Assistant General Counsel

Invocation

Director Goodell gave the invocation.

Pledge of Allegiance

Director Harper led in the Pledge of Allegiance.

Special Calendar

1. Taxpayer Oversight Committee New Member Recruitment and Lottery

Chairman Do provided an overview of the Taxpayer Oversight Committee (TOC) and conducted the lottery for the final selection of the new M2 TOC Members.

The names were drawn from the recommended finalists from the Grand Jurors' Association of Orange County Selection Panel, representing the First, Second, Fourth, and Fifth Supervisorial Districts. The lottery results were as follows:

First Supervisorial District/City

Andrew Ramirez, Fountain Valley

Alternate List (in order):

Pauline Merry, Garden Grove

Second Supervisorial District/City

Mark Kizzar, Huntington Beach

Alternate List (in order):

Paul Anderson, Newport Beach

Michael Hamrel, Huntington Beach

Ellen Riley, Huntington Beach

Pradeep Gunaratne, Huntington Beach

Fourth Supervisorial District/City

Ajay Khetani, Anaheim

Alternate List (in order):

James Evans, Brea

Dana Swart, Placentia

1. (Continued)

Fifth Supervisorial District/City

Shannon O'Toole, San Clemente

Alternate List (in order):

Blake Stephens, Laguna Niguel

Kevin Dailey, Mission Viejo

Nilima Gupta, Lake Forest

Patricia Andereen, San Clemente

Chairman Do congratulated the newly elected members and thanked all the applicants and finalists for their interest. Chairman Do also thanked and acknowledged this year's Grand Jurors Association of Orange County Selection Panel Bill Underwood (Chair), Robin Bowen, Sandy Dunkin, John Moohr, and Virginia Zlaket.

Chairman Do also acknowledged the following outgoing TOC Members:

- Dr. Pauline Merry lives in Garden Grove, representing the First Supervisorial District, and served on the Environmental Oversight Committee and Annual Eligibility Review Subcommittee;
- Larry Lang, who represented the Fourth Supervisorial District as a Fullerton resident, served on the Audit Subcommittee;
- Jeffrey Kaplan, a Laguna Beach resident who represented the Fifth Supervisorial District and served on the Annual Eligibility Review Subcommittee; and
- Mark Kizzar, a Huntington Beach resident who represents the Second Supervisorial District. Mark served on the Audit Subcommittee, and Co-Chair of the TOC will return this year to the Committee.

Chairman Do announced that the following year's recruitment would begin in early spring to fill vacancies representing the First, Third, Fourth, and Fifth Supervisorial Districts.

Darrell E. Johnson, Chief Executive Officer (CEO), announced that OCTA staff would be contacting the selected members with further information.

A motion was made by Director Bartlett, seconded by Director Wagner, and following a roll call vote, declared passed 16-0, to:

- A. Pursuant to the Measure M ordinances, conduct the lottery for final selection of new Measure M Taxpayer Oversight Committee members by drawing one name each representing the First, Second, Fourth, and Fifth Supervisorial Districts from the list of recommended finalists from the Grand Jurors Association of Orange County.

1. (Continued)

- B. Present Orange County Local Transportation Authority Resolutions of Appreciation No. 2021-020 for Dr. Pauline Merry, No. 2021-021 for Mark Kizzar, No. 2021-022 for Larry Lang, and No. 2021-023 for Jeffrey Kaplan members of the Taxpayer Oversight Committee whose terms have expired.

Consent Calendar (Items 2 through 12)

2. Approval of Minutes

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to approve the Orange County Transportation Authority and affiliated agencies' regular meeting minutes of June 14, 2021.

Director Hennessey was not present to vote on this item.

3. Citizens Advisory Committee Annual Update and Member Appointments

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to receive and file the Citizens Advisory Committee status report.

Director Hennessey was not present to vote on this item.

4. Special Needs Advisory Committee Annual Update and Member Appointments

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to receive and file the Special Needs Advisory Committee status report.

Director Hennessey was not present to vote on this item.

5. Resolution to Establish the Orange County Transportation Authority General Fund Appropriations Limitation for Fiscal Year 2021-22

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to adopt Orange County Transportation Authority Resolution No. 2021-044 to establish the Orange County Transportation Authority General Fund appropriations limit at \$13,113,890, for fiscal year 2021-22.

Director Hennessey was not present to vote on this item.

6. Proposed Overall Disadvantaged Business Enterprise Goal for Federal Transit Administration-Assisted Contracts for Federal Fiscal Years 2022-2024

Director Foley pulled this item to compliment the staff for the hard work in helping local and diverse businesses access contracts with OCTA.

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to adopt the proposed overall Disadvantaged Business Enterprise goal of 11 percent for all Federal Transit Administration-assisted contracts issued during the federal fiscal years 2022 through 2024 in accordance with Title 49 Code of Federal Regulations, Part 26.

Director Hennessey was not present to vote on this item.

7. State Legislative Status Report

Director Foley pulled this item to comment that OCTA staff are doing an excellent job of environmental stewardship, with 5 percent of the net freeway proceeds offsetting impacts from the Measure M2 projects.

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to adopt a SUPPORT position on SB 790 (Stern, D-Calabasas), which would create a new mitigation credit program for transportation projects that include wildlife connectivity benefits.

Director Hennessey was not present to vote on this item.

8. Federal Legislative Status Report

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to receive and file as an information item.

Director Hennessey was not present to vote on this item.

9. Amendments to Agreements for Temporary Staffing Services

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to:

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 1 to Agreement No. C-8-1593 between the Orange County Transportation Authority and APR Consulting, Inc., to exercise the first option term for continued temporary staffing services.

9. (Continued)

- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement No. C-8-1842 between the Orange County Transportation Authority and ManpowerGroup US to exercise the first option term for continued temporary staffing services.
- C. Approve an increase of \$500,000 to the aggregate amount to be shared by both staffing firms, for a total amount of \$2,450,000 shared between the two contracts.

Director Hennessey was not present to vote on this item.

10. Bus Operations Performance Measurements Report for the Third Quarter of Fiscal Year 2020-21

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to receive and file as an information item.

Director Hennessey was not present to vote on this item.

11. Taxpayers Oversight Committee Measure M2 Annual Public Hearing Results and Compliance Finding

Vice Chairman Murphy thanked the Measure M Taxpayers Oversight Committee (TOC) for the great work on behalf of the Orange County taxpayers. He stated that the TOC has found OCTA has been following the Measure M ordinance for the 30th consecutive year. The TOC takes its oversight role seriously, and OCTA appreciates the dedication and effort of each member to ensure Measure M is being implemented as promised.

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to receive and file as an information item.

Director Hennessey was not present to vote on this item.

12. Resolution to Establish the Orange County Local Transportation Authority/Measure M2 Appropriations Limitation for Fiscal Year 2021-22

A motion was made by Director Muller, seconded by Director Hernandez, and following a roll call vote, declared passed 15-0, to adopt Orange County Local Transportation Authority/Measure M2 Resolution No. 2021-043 to establish the Orange County Local Transportation Authority/Measure M2 appropriations limit at \$1,981,873,617, for fiscal year 2021-22.

Director Hennessey was not present to vote on this item.

Regular Calendar

There were no Regular Calendar matters.

Discussion Items

13. Update on Interstate 5 Improvement Project from San Diego County Line to Avenida Pico

Rose Casey, Director of Highway Programs, and Christina Byrne, Department Manager of Public Outreach, co-presented a PowerPoint presentation.

Director Bartlett thanked OCTA staff for the Ortega widening project. She stated this is one of the significant three-pronged projects for south county. At the Regional Planning and Highways Committee, OCTA staff assured everyone that they do not anticipate any problems relevant to the level of service.

Director Bartlett also stated that since the City of San Clemente residents are sensitive to mobility and infrastructure projects, some public outreach would help the residents learn that this is not a connecting project through their city to somewhere else. She noted this is a project from Avenida Pico just to the county line in San Diego.

Chairman Do echoed Director Bartlett's comments.

14. Public Comments

The DCOB stated that the COB Department received two public comments on June 23, 2021, at 11:30 a.m. from Anthony Saba and Erica Cox. In addition, on June 28, 2021, at 7:06 a.m., a public comment was received from JoAnna Schilling, President of Cypress College. The comments were emailed to the Board of Directors on June 28, 2021, at 8:08 a.m. and will be retained as part of the record for today's Board meeting.

15. Chief Executive Officer's Report

Mr. Johnson, CEO, reported on the following:

June Employees of the Month -

- Edward Estrada is the Operations Employee of the Month.
- The Maintenance Employee of the Month is Rogelio Gutierrez.
- The Administrative Employee of the Month is Lynn Huson.
- OCTA's June Employees of the Month were congratulated.

OCTA's 30th Anniversary -

- Mr. Johnson stated that OCTA recently celebrated its 30th anniversary.
- On June 20, 1991, OCTA was formed through the consolidation of seven separate transportation agencies. This consolidation has saved Orange County taxpayers millions of dollars by increasing efficiency and eliminating duplication of efforts.
- Mr. Johnson, CEO, thanked the Board for their leadership that has helped guide OCTA over the years and has helped OCTA successfully reach our 30th anniversary. This is a significant milestone, and all the Board Members should have received a commemorative pin that he hopes would be worn proudly.
- Mr. Johnson shared a video that highlights some of OCTA's accomplishments over the past 30 years.
- Staff will also be posting a series of 30 weekly social media messages, and staff has created a webpage with additional information that he encouraged everyone to at **octa.net/30years**.

Director Delgleize stated that the service OCTA has provided over the last 30 years has been so efficient. She also noted that people take it for granted, and when something like coronavirus hits, it brings to her and everyone's attention how important it is. She acknowledges the video and believes OCTA is on the cutting edge for the future.

16. Directors' Reports

There were no Directors' Reports.

17. Closed Session

A Closed Session has been scheduled as follows:

- A. Pursuant to Government Code Section 54957.6 to discuss negotiations with Teamsters Local 952 regarding the coach operators. The lead negotiator for the Orange County Transportation Authority is Maggie McJilton, Executive Director of Human Resources and Organizational Development, and Teamsters Local 952 representative.
- B. Pursuant to Government Code 54957.6 to discuss collective bargaining agreement negotiations with the Transportation Communications International Union regarding the parts/stock room clerks and facilities maintenance employee unit. The lead negotiator for the Orange County Transportation Authority is Maggie McJilton, Executive Director of Human Resources and Organizational Development, and Transportation Communications International Union representative.

There was no report out for the above noted Closed Session Items.

18. Adjournment

The meeting adjourned at 9:42 a.m.

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, July 12, 2021**, at the Orange County Transportation Authority Headquarters, Board Room - Conference Room 07-08, 550 South Main Street, Orange, California.

ATTEST:

Gina Ramirez
Deputy Clerk of the Board

Andrew Do
Chairman