



September 25, 2024

To: Finance and Administration Committee

From: Darrell E. Johnson, Chief Executive Officer

Subject: 91 Express Lanes Update for the Period Ending – June 30, 2024

Overview

The Orange County Transportation Authority has owned and managed the operations of the 91 Express Lanes since January 2003. Since then, traffic volumes and toll revenues have fluctuated with changes in the economy and the added capacity to the State Route 91 corridor. Over the last quarter, approximately 5.6 million trips were taken on the 91 Express Lanes in Orange County. This report focuses on the operational and financial activities for the period ending June 30, 2024.

Recommendation

Receive and file as an information item.

Background

The Orange County segment of the 91 Express Lanes (EL) is a four-lane, ten-mile tolled facility built in the median of State Route 91 (SR-91) between the State Route 55 (SR-55)/SR-91 interchange and the Orange/Riverside County Line. The 91 EL was built by the California Private Transportation Company (CPTC) for a cost of approximately \$135 million. The Orange County section of the project was authorized as a toll road by the State of California in 1989 and opened in 1995. An agreement with the California Department of Transportation included a non-compete provision that created a 1.5-mile protection zone along each side of SR-91. This zone prohibited improvements along the corridor and created mobility problems as the region and corresponding transportation demands grew.

To mitigate growing concerns over congestion, the Orange County Transportation Authority (OCTA) acquired the 91 EL franchise rights from the CPTC in January 2003. This eliminated the non-compete provision, clearing the

way for future enhancements to increase capacity and improve traffic flow along the SR-91 corridor.

With the non-compete provisions removed, the Riverside County Transportation Commission (RCTC) received authority to extend the 91 EL to Interstate 15 (I-15) in 2008. At a cost of \$1.4 billion, the RCTC 91 Corridor Improvement Project added general purpose lanes, tolled express lanes, auxiliary lanes, and direct express lane connectors from the Orange/Riverside County Line to I-15. The Riverside County segment of the 91 EL opened in 2017, providing customers with eight additional miles of travel on SR-91. To provide 91 EL customers with a seamless experience, OCTA and RCTC entered into a three-party operating agreement with one firm to service both facility segments.

Historically, the 91 EL has used congestion management pricing to adjust tolls quarterly based on the number of vehicles traveling through the Express Lanes. Since 2003, OCTA, and RCTC in 2017, have used this tolling method to provide customers with a safe, reliable, and predictable trip on the 91 EL. In November 2023, the RCTC 91 EL segment transitioned to dynamic pricing, which adjusts toll rates based on real-time traffic volumes to maintain free-flowing trips in accordance with the RCTC's 91 Express Lanes Toll Policy and Toll Schedule. The OCTA 91 EL segment still utilizes congestion management pricing, adjusting tolls quarterly.

Motorists pay tolls using a transponder that automatically deducts the toll amount from a prepaid account. The transponder can be used on any California tolled facility through existing interoperability agreements.

OCTA and RCTC's tolling agreements allow both agencies to operate the 91 EL well into the future (2065 for OCTA and 2067 for RCTC). This provides customers with transportation options for 18 miles of travel in one of California's busiest corridors.

Discussion

The sections below discuss various operational data and information for the 91 EL in greater detail.

Traffic Volumes

The total traffic volume on the OCTA 91 EL for the month of June 2024 was 1,832,858. This represents a daily average of 61,095 vehicles. This is a 3.4 percent increase in total traffic volume from the same period last year when traffic levels totaled 1,771,896. In looking at the 12-month period ending

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June 2024, traffic volumes totaled over 21.1 million, which was 7.2 percent higher than the same period the prior year. The traffic volumes of over 21.1 million signify the first time that traffic volumes have surpassed 20 million in the span of a year since the opening of the 91 EL. The carpool percentage for the period ending June 2024 was 26.9 percent.

Gross Potential Toll Revenues (GPTR)

GPTR for the month of June 2024 was \$5,501,657, which represents an increase of 0.6 percent from the prior year's total of \$5,469,630 for the month of June. GPTR is equal to the toll rate times the number of vehicles traveling on the 91 EL (the amount does not consider violations or discounts). For the previous 12 months, GPTR totaled over \$66.6 million, representing an increase of 6.9 percent from the same period the prior year.

Toll Adjustments

The Board of Directors (Board)-adopted Toll Policy requires staff to review traffic volumes on the Orange County segment of the 91 EL for potential toll adjustments on a quarterly basis. Based on the traffic volumes for the quarter-ending period of March 2024, there were no hours in the eastbound or westbound directions that reached the trigger point for a toll adjustment in April 2024. As of the end of June 2024, toll rates ranged from a minimum of \$1.85 to a maximum of \$8.85. Subsequent to the quarter end of June 2024, toll adjustments were made on July 1, 2024, and will be reported in the following quarterly report.

Number of Accounts and Transponders

The number of active accounts totaled 178,880, and 717,597 transponders were assigned to those accounts as of June 30, 2024. Over the past 12 months, the number of accounts increased by approximately 8,703, while the number of transponders in circulation increased by 50,307. Over the past several years, there has been continued growth in the number of accounts and transponders, primarily driven by the extension of the 91 EL into Riverside County and the opening of the 15 Express Lanes.

Outstanding Debt

As of June 30, 2024, the outstanding amount of the 91 EL tax-exempt 2023 Senior Lien Toll Road Revenue Refunding Bonds (Bonds) totaled \$47.5 million. The Bonds are rated "AA-" by Standard and Poor's, "AA3" by

Moody's, and "AA-" by Fitch Ratings. The next scheduled debt service payment is on August 15, 2024.

Reserve Funds

The 2023 Bonds require three reserve funds: a major maintenance fund, an operating fund, and a debt service reserve fund. All three funds were fully funded with a total balance of approximately \$13.4 million as of June 30, 2024.

In addition to the required debt reserve funds, the OCTA Board elected to establish two additional reserve funds. An internal capital projects fund has a balance of \$27.2 million and is used for large capital projects for the 91 EL, such as pavement rehabilitation and back-office system (BOS) upgrades. The other reserve fund was established in 2017 for two future Measure M2 projects (Projects I and J) on the SR-91 corridor. Project I improves interchanges, on- and off-ramps, and bridges along SR-91 between SR-55 and State Route 57, estimated to cost approximately \$460 million. Project I is in final design and is expected to be completed in 2028. Project J includes operational improvements on SR-91 between State Route 241 and the Orange/Riverside County Line and is currently scheduled for completion in 2035. The balance in that reserve fund is \$116.7 million and is used as project expenses are incurred. Lastly, OCTA has approximately \$103.9 million set aside in excess toll revenues for SR-91 corridor projects.

Operations Update

In 2022, Cofiroute USA, LLC (CUSA) deployed a new BOS for the 91 EL for both Orange and Riverside counties. Since deployment, CUSA, OCTA, and RCTC staff have continuously monitored the system's performance and implemented fixes for any issues. Part of the monitoring includes the assessment of Key Performance Indicators (KPI) penalties in accordance with the contract. During fiscal year (FY) 2023-24, OCTA and RCTC identified issues with the BOS that amounted to estimated penalties of \$536,270 per the KPI standards. All issues experienced in FY 2023-24 have been mitigated or resolved. Staff will continue to monitor the performance of the BOS and report ongoing KPI penalties that are accessed.

Attachment A summarizes some of the key performance measure indicators of customer service over the past 12 months. The key performance measure for service level for the speed of answer was not achieved due to technical issues that caused a handful of the representatives to be unavailable to take customer calls. CUSA also experienced attrition, which affected the number of calls being

answered. CUSA is addressing technical issues and is continuously recruiting additional phone representatives to manage the call center demands.

Summary

An operational report for the 91 Express Lanes for the period ending June 30, 2024, is provided for Board of Directors' review. The report provides a summary of key operational and financial activities.

Attachments

- A. 91 Express Lanes, Key Performance Measures, June 2024
- B. 91 Express Lanes Status Report, June 2024

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