

**Term Sheet
Two New Cooperative Agreements to Replace
Cooperative Agreement No. C-0-1892 with the
City of Irvine for Proposition 116 Repayment Funds**

Cooperative Agreement No. C250333 – Proposition 116 Payback

1. Continues Proposition 116 payback schedule, with annual payments commencing in fiscal year (FY) 2025-26, consistent with the schedule in C-0-1892. City of Irvine (City) to invoice Orange County Transportation Authority (OCTA) annually.
2. Provides specific payback from OCTA to the City for any prior year balance or reserve over a three-year period starting with \$6 million in FY 2026-27 and the remaining funds of approximately \$5.4 million to be split between FY 2027-28 and FY 2028-29.
3. Limits the City's use of the payback funds from OCTA to transit services connected to passenger rail service or other transportation projects that benefit passenger rail services (i.e. station improvements).
4. Requires a three-year expenditure plan to be provided by the City to confirm that the fund source that OCTA is using for the payback is appropriate.
5. Requires submittal of an annual expenditure report that confirms funds were used for passenger rail-related transit services and/or projects.
6. Source of funds is at OCTA's discretion and funding is subject to the annual OCTA budget.
7. Removes the ten percent match requirement but requests that the City budget a ten percent match in the three-year expenditure plan to ensure local funding is available to the program if needed. This relatively small match requirement was put in place because OCTA was required to provide a much larger dollar-for-dollar match when it used the Proposition 116 funds. However, verifying costs to confirm the match is burdensome in terms of the administration of this agreement. The ten percent match is not technically required for any of the funding OCTA uses to reimburse the City. With OCTA Board of Directors' approval, moving forward, there would not be a requirement that the matching funds are expended along with Proposition 116.
8. Removes requirements that the City provide information on transit operators or transit operations to OCTA.
9. Updates the funding schedule provided in Exhibit A to the agreement to list only the remaining funds to be paid back.
10. Updates notices/contacts within the agreement.

Cooperative Agreement No. C250332 – OC Access Services

1. Authorizes OCTA to provide complementary paratransit services for the City's transit services.
2. City shall reimburse OCTA on a per-trip fee basis for the proportionate cost of trips that originate or terminate within the City's service area which is defined as the geographic area within three-quarter miles of the City's fixed-route bus service alignments. At times, the City's proportionate share may be 100 percent of the cost as OCTA may not run service in the same service area on weekends or at other times, so 100 percent of the cost would be required from the City.
3. Identifies the process that OCTA uses to invoice the City for Americans with Disabilities Act trips.
4. Authorizes OCTA to also invoice the City for fares for OC ACCESS passengers that will be provided with free service due to the City's services being offered without a fare.
5. Updates notices/contacts within the agreement.