#### **AMENDMENT NO. 1 TO**

#### MEMORANDUM OF UNDERSTANDING C-6-0834

#### **AMONG**

# CITIES OF COSTA MESA, FOUNTAIN VALLEY AND HUNTINGTON BEACH

#### AND

#### ORANGE COUNTY TRANSPORTATION AUTHORITY

#### REGARDING

## AGENCY RESPONSIBILITIES FOR IMPLEMENTING THE CONSENSUS RECOMMENDATION

#### FOR THE

### GARFIELD-GISLER BRIDGE CROSSING OVER THE SANTA ANA RIVER

THIS AMENDMENT NO. 1 to the Memorandum of Understanding (MOU) is effective this 22nd day of April 2020 (Effective Date), entered into among the Orange County Transportation Authority ("OCTA"), and the cities of Fountain Valley, Costa Mesa and Huntington Beach, ("Cities").

## WITNESSETH:

WHEREAS, by MOU C-6-0834 executed on December 12, 2006, OCTA and Cities entered into a contract describing the specific duties and responsibilities of each party with respect to supporting the actions consistent with the Garfield-Gisler ad-hoc Policy Advisory Committee's consensus recommendation on June 15, 2006, and each of the parties to the MOU agreed to support the designation of the Garfield-Gisler Bridge as a "Right-of-Way Reserve" corridor on the Orange County Master Plan of Arterial Highways (MPAH) and, within their respective General Plans/Long Range Plans, implement the Smart Street and Bridge Widening Strategy A (Strategy A) improvements within their jurisdictions and ensure that buildout of the Garfield-Gisler Bridge is not assumed for land use planning or traffic analysis purposes; and

WHEREAS, OCTA and Cities agree to extend the deadline for completion of the Strategy A improvements and to clarify Subsection 4.1.1 relating to OCTA's responsibilities for monitoring and

reporting city compliance;

NOW, THEREFORE, it is mutually understood and agreed by OCTA and Cities that MOU C-6-0834 is hereby amended in the following particulars only:

- 1. Amend Subsection 2.2.1, <u>Cities' Responsibilities for Strategy A Improvements</u>, page 4 of 11, Item c, Subitem 3, to delete in its entirety and replace with the following:
- "3. Cities agree that all Strategy A Improvements shall be completed by 2025 consistent with the approach and goals identified in Attachment A of the MOU. If the cities of Costa Mesa and Huntington Beach do not complete their portions of Strategy A improvements by end of calendar year 2025, then the Garfield-Gisler Bridge will automatically be re-instated on the MPAH as a planned facility. If the City of Fountain Valley has not completed the Strategy A improvements in their city, the Garfield-Gisler Bridge will remain designated "Right of Way Reserve" corridor until all improvements are completed."
- 2. Amend Subsection, 4.1.1, <u>OCTA Responsibilities for Monitoring & Reporting City</u>

  <u>Compliance</u>, Item b, line 1, page 6 of 11, to delete "Upon completion of all the Strategy A improvements" and in lieu thereof replace with "By the end of calendar year 2026".

The balance of MOU C-6-0834 remains unchanged.

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l	IN WITNESS WHEREOF, the parties hereto have caused this Amendment No. 1 to	
	MOU C-6-0834 to be executed as of the date of the last signature  Darrell E. Johnson, Chief Executive Officer	below. 4/21/2020 (Date)
		(Bato)
l	ORANGE COUNTY TRANSPORTATION AUTHORITY	
	- Inda/	4/20/2020
	James M. Donich, General Counsel	(Date)
	ORANGE COUNTY TRANSPORTATION AUTHORITY	
		3/12/20
	Katrina Foley, Mayor	(Date)
	CITY OF COSTA MESA	2/18/2020
	Cheryl Brothers, Mayor	(Date)
	CITY OF FOUNTAIN VALLEY	2/3/2020
	Lyn Semeta, Mayor	(Date)
	CITY OF HUNTINGTON BEACH	
	Approved as to form:  Turbert Hall Barlow Colin Burns	Michael Cates
	Kimberly Hall Barlow Colin Burns Attorney for Costa Mesa Attorney for Fountain Valley	Michael Gates Attorney for Huntington Beach

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1	APPROVAL RECOMMENDED:
2	By: Kin Mataguri
3	Kia Mortazavi Executive Director, Planning
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5	Dated: 4/20/20
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