



Call to Order

The January 22, 2024, regular meeting of the Orange County Transportation Authority (OCTA) Board of Directors and affiliated agencies was called to order by Chair Nguyen at 9:00 a.m. at the OCTA Headquarters, 550 South Main Street, Orange, California.

Directors Present: Tam T. Nguyen, Chair
Doug Chaffee, Vice Chair
Ashleigh Aitken
Valerie Amezcua
Jon Dumitru
Jamey Federico
Katrina Foley
Patrick Harper
Michael Hennessey
Fred Jung
Farrah N. Khan
Stephanie Klopfenstein
John Stephens
Vicente Sarmiento
Donald P. Wagner

Directors Absent: Andrew Do

Staff Present: Darrell E. Johnson, Chief Executive Officer
Jennifer L. Bergener, Deputy Chief Executive Officer
Andrea West, Clerk of the Board
Gina Ramirez, Assistant Clerk of the Board
Allison Cheshire, Clerk of the Board Specialist, Senior
James Donich, General Counsel

1. Closed Session

A Closed Session was held pursuant to Government Code Section 54956.9(d)(1) - Conference with General Counsel - Existing Litigation - Nova Academy Facilities, LLC, et al. v. Orange County Transportation Authority - OCSC Case No. 30-2022-01280703.

James Donich, General Counsel, noted there was no report out on this item.

Chair Nguyen, Vice Chair Chaffee, Directors Aitken, Amezcua, Dumitru, Federico, Foley, Harper, Hennessey, Jung, Khan, Klopfenstein, Stephens, Sarmiento, and Wagner were present.

2. Presentation of Resolutions of Appreciation for Employees of the Month

Resolutions of Appreciation were presented to Quan Tran Coach Operator; Patricia McLure, Maintenance; Dennis Mak, Administration, as Employees of the Month for January 2024.

3. Public Hearing to Amend the Orange County Local Transportation Authority Measure M2 Ordinance No. 3

A motion was made by Chair Nguyen, seconded by Director Jung, and declared passed, by those present, to continue the public hearing to review the facts, be briefed by general counsel on the legal issues, and review the legislative intent of the people who drafted the the Measure M2 Ordinance.

Directors Foley and Stephens voted in opposition to this item.

Consent Calendar (Items 4 through 10)

4. Approval of Minutes

A motion was made by Director Dumitru, seconded by Director Wagner, and declared passed by those present, to approve the minutes of the January 8, 2024, Orange County Transportation Authority and affiliated agencies' regular meeting.

5. Approval of 2024 Orange County Transportation Authority Board Committees and External Agencies' Assignments

A motion was made by Director Dumitru, seconded by Director Wagner, and declared passed by those present, to:

- A. Approve the Chairman's assignments for the 2024 Orange County Transportation Authority Board Committees comprised of the Executive, Finance and Administration, Legislative and Communications, Regional Planning and Highways, State Route 91 Advisory, Transit, and Environmental Oversight Committees.
- B. Receive the Chairman's assignments for 2024 external agencies comprised of the California Association of Councils of Governments, Los Angeles – San Diego - San Luis Obispo Rail Corridor Agency, Mobile Source Air Pollution Reduction Review Committee, Southern California Association of Governments' Regional Council, Orange County Council of Governments, and Southern California Regional Rail Authority.

6. Fiscal Year 2022-23 Single Audit and Agreed-Upon Procedures Reports

A motion was made by Director Dumitru, seconded by Director Wagner, and declared passed by those present, to:

- A. Receive and file the fiscal year 2022-23 Single Audit and agreed-upon procedures reports, and management responses (as applicable) as information items.
- B. Direct staff to implement auditor recommendation to implement effective controls to ensure deferred compensation plan changes are appropriately reflected in system calculations.
- C. Direct staff to implement management responses to auditor findings in the application of agreed-upon procedures related to the National Transit Database Report and the Treasury Department.

7. Transit Police Services, Internal Audit Report No. 24-503

A motion was made by Director Dumitru, seconded by Director Wagner, and declared passed by those present, to direct staff to implement four recommendations provided in Transit Police Services, Internal Audit Report No. 24-503.

8. Freeway Maintenance Agreement with the California Department of Transportation for Roadway and Maintenance Services on the 405 Express Lanes

A motion was made by Director Dumitru, seconded by Director Wagner, and declared passed by those present, to authorize the Chief Executive Officer to negotiate and execute Agreement No. 3-3073, between the Orange County Transportation Authority and the California Department of Transportation, in an amount not to exceed \$887,217, for routine roadway and maintenance services on the 405 Express Lanes.

9. Orange County Transportation Authority Investment and Debt Programs Report - November 2023

A motion was made by Director Dumitru, seconded by Director Wagner, and declared passed by those present, to receive and file as an information item.

10. Fiscal Year 2023-24 First Quarter Budget Status Report

A motion was made by Director Dumitru, seconded by Director Wagner, and declared passed by those present, to receive and file as an information item.

Regular Calendar

11. Agreement for Independent Annual Financial Auditing Services

A motion was made by Director Hennessey, seconded by Director Jung, declared passed, to:

- A. Approve the selection of Eide Bailly LLP, as the firm to provide independent annual financial auditing services.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-3-2931 between the Orange County Transportation Authority and Eide Bailly LLP, in the amount of \$1,715,487, to provide independent annual financial auditing services for a three-year initial term with one, two-year option term.

12. OC Streetcar Project Quarterly Update

Jim Beil, Executive Director of Capital Programs, and Tresa Oliveri, Public Outreach, provided a presentation on this item.

Following the discussion, no action was taken on this receive and file as an information item.

Discussion Items

13. Public Comments

Public Comments were heard from Kirk Watilo and Monica Shin.

14. Chief Executive Officer's Report

Mr. Johnson, CEO, reported on the following:

- Sacramento Trip to discuss the importance of transit operations and capital project funding with our state delegation members.
- Transit Equity Day, Sunday, February 4th

15. Directors' Reports

There were no Directors' Reports.



16. Adjournment

The meeting adjourned at 10:08 a.m.

The next regularly scheduled meeting of this Board will be held:

9:00 a.m., on Monday, February 12, 2024

OCTA Headquarters
Board Room
550 South Main Street
Orange, California

ATTEST:

Gina Ramirez
Assistant Clerk of the Board