



## **BOARD AGENDA**

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Orange County Transportation Authority Board Meeting  
Orange County Transportation Authority Headquarters  
First Floor - Room 154, 600 South Main Street, Orange, California  
*Monday, March 8, 2010, at 9:00 a.m.*

Any person with a disability who requires a modification or accommodation in order to participate in this meeting should contact the OCTA Clerk of the Board, telephone (714) 560-5676, no less than two (2) business days prior to this meeting to enable OCTA to make reasonable arrangements to assure accessibility to this meeting.

### **Agenda Descriptions**

The agenda descriptions are intended to give members of the public a general summary of items of business to be transacted or discussed. The posting of the recommended actions does not indicate what action will be taken. The Board of Directors may take any action which it deems to be appropriate on the agenda item and is not limited in any way by the notice of the recommended action.

### **Public Comments on Agenda Items**

Members of the public wishing to address the Board of Directors regarding any item appearing on the agenda may do so by completing a Speaker Card's and submitting it to the Clerk of the Board. Speakers will be recognized by the Chairman at the time the agenda item is to be considered. A speaker's comments shall be limited to three (3) minutes.

### **Public Availability of Agenda Materials**

All documents relative to the items referenced in this agenda are available for public inspection at [www.octa.net](http://www.octa.net) or through the Clerk of the Board's office at the OCTA Headquarters, 600 South Main Street, Orange, California.

## **Call to Order**

### **Invocation**

Vice Chairman Bates

### **Pledge of Allegiance**

Director Dixon



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## **BOARD AGENDA**

### **Special Matters**

1. **Measure M Taxpayers' Oversight Committee Annual Public Hearing and Compliance Findings**

Alice T. Rogan/Ellen S. Burton

***Overview***

Measure M, passed in 1990 and renewed in 2006, calls for an oversight committee to serve as a watchdog over the program of transportation improvements. Measure M, passed in 1990 and renewed in 2006, calls for an oversight committee to serve as a watchdog over the program of transportation improvements. As required by the ordinances, the Taxpayers' Oversight Committee conducted the 19th Measure M Annual Public Hearing on February 9, 2010. The Taxpayers' Oversight Committee has found the Orange County Local Transportation Authority has acted in accordance with Measure M Ordinances No. 2 and No. 3 during fiscal year 2008/09. As required by the ordinances, the Taxpayers' Oversight Committee conducted the 19th Measure M Annual Public Hearing on February 9, 2010. The Taxpayers' Oversight Committee has found the Orange County Local Transportation Authority has acted in accordance with Measure M Ordinances No. 2 and No. 3 during fiscal year 2008/09.

***Recommendation***

Receive and file as an information item.

2. **Public Hearing to Amend the Measure M Expenditure Plan for the Freeway Program**

Andrew Oftelie/Kenneth Phipps

***Overview***

On January 25, 2010, the Orange County Transportation Authority Board of Directors directed staff to schedule a public hearing for March 8, 2010, to consider an amendment within the freeway mode of the Measure M Expenditure Plan. The proposed amendment was approved unanimously by the Measure M Taxpayers Oversight Committee by an 11 - 0 vote and is now submitted for public input and formal approval.



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### **2. (Continued)**

#### ***Recommendations***

- A. Conduct a public hearing to amend the Measure M Expenditure Plan.
- B. Amend the Measure M Expenditure Plan by decreasing the funding amount by \$22 million (\$16 million in 1988 dollars) to reflect projected available revenues.
- C. Direct staff to provide written notice of the amendment to local agencies.

### **Consent Calendar (Items 3 through 11)**

All matters on the Consent Calendar are to be approved in one motion unless a Board Member or a member of the public requests separate action on a specific item.

#### **Orange County Transportation Authority Consent Calendar Matters**

##### **3. Approval of Minutes**

Of the Orange County Transportation Authority and affiliated agencies' regular meeting of February 22, 2010.

##### **4. Approval of Board Member Travel**

Approval is requested for Director Buffa to travel to Washington, D.C., from March 13 - 17, 2010, to attend the Orange County Business Council Advocacy Trip and the American Public Transportation Association Legislative Conference.

##### **5. Approval of Board Member Travel**

Approval is requested for Chairman Amante, Vice Chair Bates, and Directors Buffa, Campbell, and Cavecche to travel to New York, NY, from June 22 - 25, 2010, to attend the Annual Rating Agency Trip.



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### **6. Final Feasibility Evaluation Report for the Irvine Corona Expressway Project**

Tamara Warren/Kia Mortazavi

#### ***Overview***

A feasibility study of a proposed transportation tunnel between Orange and Riverside counties has been completed. The purpose of the study was to assess the feasibility of constructing a tunnel beneath the Cleveland National Forest. This information will assist in the development of informed decisions about the Irvine Corona Expressway tunnel concepts. Study results are provided for Board of Directors' review and consideration along with recommended next steps.

#### ***Recommendations***

- A. Receive and file the feasibility evaluation report for Irvine Corona Expressway tunnels.
- B. Direct staff to conduct a financial assessment of the revenues needed to fund the proposed Irvine Corona Expressway tunnels and return to the Riverside Orange Corridor Authority Committee with this information in April 2010, and to the Orange County Transportation Authority Board of Directors in May 2010.

### **7. High-Occupancy Vehicle Lane Continuous Access**

Tom Bogard/Kia Mortazavi

#### ***Overview***

On November 23, 2009, the Board of Directors directed staff to prepare a plan to convert the remaining portions of the high-occupancy vehicle lane system in Orange County to continuous access. Staff has developed a plan of action for Board of Directors' review and approval.



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### **7. (Continued)**

#### ***Recommendations***

- A. Direct staff to implement the proposed program to convert the remaining high-occupancy vehicle system in Orange County to continuous access.
- B. Approve the use of \$2.8 million in Orange County Unified Transportation Trust funds to prepare planning and design documents for the conversion of the remaining high-occupancy vehicle system to continuous access.
- C. Amend the Orange County Transportation Authority's Fiscal Year 2009-10 Budget by \$700,000 to begin implementation of the program.

### **8. Consultant Selection for Construction Management Support Services for the Measure M2 Orange Freeway (State Route 57) Northbound Widening Project**

Arshad Rashedi/Kia Mortazavi

#### ***Overview***

On November 23, 2009, the Orange County Transportation Authority Board of Directors authorized the release of request for proposals for the solicitation of construction management support services for the construction phase of the Measure M2 northbound Orange Freeway (State Route 57) widening projects. Proposals were solicited in accordance with the Orange County Transportation Authority's procurement procedures for the retention of consultants to perform architectural and engineering work. Board of Directors' approval is requested for the selection of the firms to perform the required work.

#### ***Recommendations***

- A. Select Athalye Consulting Engineering Services, Inc., as the top-ranked firm to provide construction management support services for the northbound Orange Freeway (State Route 57) widening between Orangethorpe Avenue and Yorba Linda Boulevard (Segment I).



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### **8. (Continued)**

- B. Select HDR Construction Control Corporation as the top-ranked firm to provide construction management support services for the construction contract on northbound Orange Freeway (State Route 57) between Yorba Linda Boulevard and Lambert Road (Segment II).
- C. Authorize the Chief Executive Officer to request cost proposals from Athalye Consulting Engineering Services, Inc., and HDR Construction Control Corporation and negotiate agreements for services.
- D. Authorize the Chief Executive Officer to execute Agreement No. C-9-0592 between the Orange County Transportation Authority and Athalye Consulting Engineering Services, Inc., to perform construction management support services for the northbound Orange Freeway (State Route 57) widening between Orangethorpe Avenue and Yorba Linda Boulevard, in an amount not to exceed \$2,990,000.
- E. Authorize the Chief Executive Officer to execute Agreement No. C-0-1348 between the Orange County Transportation Authority and HDR Construction Control Corporation to perform construction management support services for the northbound Orange Freeway (State Route 57) widening between Yorba Linda Boulevard and Lambert Road, in an amount not to exceed \$3,220,000.

### **9. Costa Mesa Freeway (State Route 55) Project Study Report/Project Development Support Request for Proposals 0-1297**

Joseph Alcock/Kia Mortazavi

#### ***Overview***

The Orange County Transportation Authority is working with local agencies to analyze alternatives for improving traffic flow at the terminus of the Costa Mesa Freeway (State Route 55) in the City of Costa Mesa. An initial set of recommended transportation alternatives was approved by the Board of Directors in October 2008. Staff is now seeking approval to initiate a project study report/project development support in order to further study and refine these alternatives.



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### **9. (Continued)**

#### ***Recommendations***

- A. Approve release of Request for Proposals 0-1297 Costa Mesa Freeway (State Route 55) extension project study report/project development support.
- B. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C-9-0385 between the Orange County Transportation Authority and City of Costa Mesa to define roles and responsibilities for managing the Costa Mesa Freeway (State Route 55) project study report/project development support.
- C. Authorize the Chief Executive Officer, or his designee, to negotiate and execute Memorandum of Understanding No. C-0-1306 between the Orange County Transportation Authority and the California Department of Transportation, and the cities of Costa Mesa, Huntington Beach, and Newport Beach specifying participating agencies' roles and responsibilities for study participation.
- D. Direct staff to make all necessary amendments to the State Transportation Improvement Program and the Federal Transportation Improvement Program, and execute any needed agreements to facilitate the above actions.

### **10. Adopt Resolutions Authorizing the Executive Director, Development Division, or Designee, to Execute Right-of-Way Documents**

Rosalyn Zeigler/Kia Mortazavi

#### ***Overview***

The Orange County Transportation Authority is currently acquiring properties comprised of fee purchases, partial fee purchases, easements, and temporary construction easements required for the construction of capital improvement projects. As part of the acquisition process, the Orange County Transportation Authority must, by general resolutions, authorize one or more officials to execute certain right-of-way documents.



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### **10. (Continued)**

#### ***Recommendations***

- A. Adopt a resolution authorizing the Executive Director, Development Division, or designee, to execute right-of-way certifications.
- B. Adopt a resolution authorizing the Executive Director, Development Division, or designee, to execute certificates of acceptance.
- C. Adopt a resolution authorizing the Executive Director, Development Division, or designee, to execute quitclaim deeds.
- D. Direct staff to incorporate the above actions into the Orange County Transportation Authority Right-of-Way Policies and Procedures Manual.

### **Orange County Service Authority for Freeway Emergencies Consent Calendar Matters**

#### **11. Agreement for Freeway Service Patrol for the West County Connectors Construction Project**

Patrick Sampson/P. Sue Zuhlke

#### ***Overview***

On November 9, 2009, the release of Request for Proposals 9-0763 was approved to seek offers to provide Freeway Service Patrol for the West County Connectors construction project. Offers were received in accordance with the Orange County Transportation Authority's procurement procedures for professional and technical services.

#### ***Recommendation***

Authorize the Chief Executive Officer to execute Agreement No. C-9-0763 between the Orange County Transportation Authority and ExperTow Inc., in an amount not to exceed \$1,086,316 to provide Freeway Service Patrol services during non-peak hours for the West County Connectors construction project from June 1, 2010 through May 31, 2013, and designate California Coach Orange, Inc. as the back-up vendor in the event the recommended firm is unable to perform.



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### **Regular Calendar**

#### **Orange County Local Transportation Authority Regular Calendar Matters**

**12. Measure M Combined Transportation Funding Program - Semi-Annual Review**

Roger Lopez/Kia Mortazavi

***Overview***

The Orange County Transportation Authority has completed the September 2009 semi-annual review of projects funded through the Measure M Combined Transportation Funding Program. This process reviews the status of grant-funded streets and roads projects and provides an opportunity for local agencies to update project information. The requested changes and recommendations are provided for Board of Directors' review and approval.

***Recommendation***

Approve adjustments to the Measure M Combined Transportation Funding Program project allocations as presented. (Reference Attachment A)

**13. Accelerated Implementation Plan for the Orangethorpe Corridor Railroad Grade Separation Projects**

Kia Mortazavi

***Overview***

On January 18, 2010, the Highways Committee asked staff to look for ways to advance the construction of the seven railroad grade separation projects along the Orangethorpe corridor to the earliest possible completion date. Staff has evaluated options to accelerate the projects.

***Committee Recommendations***

- A. Direct staff to implement the proposed accelerated implementation plan for the Orangethorpe corridor railroad grade separation projects to accelerate the completion of the projects while staging closures to allow adequate traffic movement on local roadways.



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### **13. (Continued)**

- B. Direct staff to file a Notice of Exemption, finding that the project is exempt from compliance with the California Environmental Quality Act pursuant to Public Resources Code Section 21080.13; and further indicating that the Board of Directors has reviewed and considered the environmental impact report certified by the City of Placentia.
- C. In the alternative, adopt by reference the findings set forth in City of Placentia Resolution No. R-2008-94, including the Findings of Facts in Support of Findings for the Orange County Gateway Project and Statement of Overriding Considerations attached thereto.
- D. Direct staff to meet with the City of Placentia to draft language that would address their concerns regarding concurrent closures in the City of Placentia for the Orangethorpe corridor railroad grade separation project accelerated schedule.

### **14. Sand Canyon Grade Separation Project Funding Agreement with City of Irvine**

Kia Mortazavi

#### ***Overview***

Orange County Transportation Authority and City of Irvine staffs have been working together on several items of mutual interest, including realignment of Marine Way in Irvine, development of a future rail maintenance yard within the Orange County Great Park area, advancement of the Sand Canyon Grade Separation Project, and protection of Proposition 116 funding. At this time, the Board of Directors and the City of Irvine need to consider actions regarding the Sand Canyon project and Proposition 116 funding due to statutory deadlines. A term sheet that outlines agreement for full funding of the Sand Canyon Grade Separation Project is presented for discussion.

#### ***Recommendation***

Approve the recommended term sheet for the Sand Canyon Grade Separation Project funding agreement with the City of Irvine.



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## **BOARD AGENDA**

### **Discussion Items**

**15. Public Comments**

At this time, members of the public may address the Board of Directors regarding any items within the subject matter jurisdiction of the Board of Directors, but no action may be taken on off-agenda items unless authorized by law. Comments shall be limited to three (3) minutes per speaker, unless different time limits are set by the Chairman subject to the approval of the Board of Directors.

**16. Chief Executive Officer's Report**

**17. Directors' Reports**

**18. Closed Session**

A Closed Session is not scheduled.

**19. Adjournment**

The next regularly scheduled meeting of this Board will be held at **9:00 a.m. on Monday, March 22, 2010**, at Orange County Transportation Authority Headquarters.