

**Board Report**

File #: 2024-0208, **File Type:** Motion / Motion Response**Agenda Number:** 39.

REVISED
REGULAR BOARD MEETING
MARCH 28, 2024

Motion by:**DIRECTORS YAROSLAVSKY, BASS, KREKORIAN, NAJARIAN, AND HORVATH****Unsolicited Proposals Policy Motion**

In 2015, as part of the duties of the recently created Office of Extraordinary Innovation, currently known as the Office of Strategic Innovation, Metro initiated an Unsolicited Proposal Policy, described at the time as the centerpiece of the Office of Extraordinary Innovation's work program. It was intended to catalyze ideas to accelerate the expected future Measure M projects by bringing forward financing strategies, alternative approaches, and superior technical concepts.

Since its inception, Metro has received dozens of unsolicited proposals, with successful proposals influencing \$15 billion worth of Metro projects. A set of staff-level revisions have been made to improve the process for both internal and external parties.

In the nine years since the development of the Unsolicited Proposal Policy, Metro has established the Office of Equity and Race, substantially increased its climate and sustainability ambitions, and experienced major impacts to its normal course of conducting business. Additionally, there is a need to determine if the public interest and Metro's core mission and priorities are being served by individual proposals and develop metrics to that effect. Given Metro's recently adopted policy and operational shifts and the upcoming 2028 Olympics and Paralympic Games, the Unsolicited Proposal Policy should be revisited and updated.

SUBJECT: UNSOLICITED PROPOSALS POLICY MOTION**RECOMMENDATION**

APPROVE Motion by Directors Yaroslavsky, Bass, Krekorian, Najarian, and Horvath that the Board direct the Chief Executive Officer to:

Report back to the Board by June 2024 with a comprehensive review of the Unsolicited Proposal Policy and recommendations for changes to the Policy that include, but are not limited to:

A. More direct integration of Metro's core mission and priorities;

- B. The advancement of Metro's sustainability and equity goals;
- C. Establishment of a phased review process for Board consideration of unsolicited proposals including the establishment of a timeline review and approval process for Board consideration prior to the execution of a contract, regardless of whether Metro capital or operational funding is proposed to be utilized;
- D. Strengthened community-focused transparency and engagement;
- E. Identify work streams that could be better suited to be accomplished by third-parties to reduce Metro staff time;
- F. A status on the implementation and effectiveness of the previously developed recommendations from Metro's September 2021 Unsolicited Proposal Five Year Review; and
- G. The feasibility of prioritizing proposals that accelerate Metro's ability to deliver transit and mobility projects and programs for the 2028 Olympic and Paralympic Games as well as the projects included in the Measure R and Measure M Expenditure Plans.