

Metro

*Los Angeles County Metropolitan Transportation Authority
One Gateway Plaza
3rd Floor Board Room*



MINUTES

Thursday, September 22, 2016

9:00 AM

Regular Board Meeting

**One Gateway Plaza, Los Angeles, CA 90012,
3rd Floor, Metro Board Room**

Directors Present:

*John Fasana, Chair
Eric Garcetti, 1st Vice Chair
Sheila Kuehl, 2nd Vice Chair
Michael Antonovich
Mike Bonin
Diane DuBois
Jacquelyn Dupont-Walker
Don Knabe
Paul Krekorian
Ara Najarian
Hilda Solis
Carrie Bowen, non-voting member*

Phillip A. Washington, Chief Executive Officer

CALL TO ORDER at 9:17 a.m.

ROLL CALL

APPROVE Consent Calendar Items: 2, 6, 9, 11, 12, 17, 24, 25, 27, 28, 29, 32, 33, 34 and 35.

Consent Calendar items were approved by one motion except items 11, 12, 29 and 33 which were held by a Director for discussion and/or separate action.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
|----|----|-----|----|----|-----|----|----|----|----|----|----|----|
| A | Y | Y | Y | A | A | Y | Y | Y | A | Y | Y | A |

2. APPROVED ON CONSENT CALENDAR Minutes of the Regular Board 2016-0707 Meeting held August 25, 2016.

3. RECEIVED Report by the Chair. 2016-0760

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
|----|----|-----|----|----|-----|----|----|----|----|----|----|----|
| P | P | P | P | A | A | P | P | P | A | P | P | P |

4. RECEIVED Report by the Chief Executive Officer. 2016-0761

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
|----|----|-----|----|----|-----|----|----|----|----|----|----|----|
| P | P | P | P | A | A | P | P | P | A | P | P | P |

5. CARRIED OVER TO OCTOBER DUE TO CONFLICTS AND ABSENCES 2016-0556 authorizing the Chief Executive Officer to renew existing group insurance policies covering Non-Contract and AFSCME employees for the one-year period beginning January 1, 2017.

| | | | |
|------------------------|------------------------|------------------|----------------|
| DK = D. Knabe | MA = M. Antonovich | SK = S. Kuehl | DD = D. DuBois |
| PK = P. Krekorian | MRT = M. Ridley-Thomas | JB = J. Butts | |
| JDW = J. Dupont-Walker | JF = J. Fasana | HS = H. Solis | |
| MB = M. Bonin | EG = E. Garcetti | AN = A. Najarian | |

LEGEND: Y = YES, N = NO, C = HARD CONFLICT, S = SOFT CONFLICT ABS = ABSTAIN, A = ABSENT, P = PRESENT

6. APPROVED ON CONSENT CALENDAR: **2016-0697**
- A. the **Crenshaw/LAX Light Rail Transit Project Measure R Local Match Financial Contribution Agreement between the City of Inglewood and Metro**; and
 - B. AUTHORIZING the Chief Executive Officer to execute the said agreement.
9. APPROVED ON CONSENT CALENDAR awarding and programming a **2016-0527** total of \$4.14 million for Cycle Two (2) of the **Open Streets Grant Program per the Metro Board Motion 72 (Attachment A)** and programmatic support as follows:
- A. AWARDING \$4.04 million to 17 new Open Street events scheduled through December 2018 (Attachment B-1);
 - B. PROGRAMMING the Cycle One (1) 626 Golden Street event with up to \$200,000 of supplemental funds to execute the event due to postponement from the June Reservoir and Fish fires. The costs to stage the 626 Golden Streets event will not exceed the \$393,600 amount as was originally allocated by the Board; and
 - C. REPROGRAMMING \$100,000 from canceled Cycle One Open Street event Car Free Carson towards Cycle Two.
11. CARRIED OVER TO OCTOBER DUE TO CONFLICTS AND ABSENCES: **2016-0566**
- A. APPROVING the establishment of 16 contract agreements under the **Joint Development Bench, solicited as Request for Information and Qualification (RFIQ) No. PS26132**, with the contractors recommended in Attachment A-1 for a three-year period with two one-year options for professional services not-to-exceed a cumulative total value of \$6 million; and
 - B. AUTHORIZING the CEO to award Task Orders within the approved not-to-exceed cumulative total value of \$6 million.

12. AUTHORIZED the Chief Executive Officer (CEO) to: 2016-0571

- A. AWARD AND EXECUTE a four-year firm fixed price Contract No. AE5999300 to Parsons Brinckerhoff, Inc., inclusive of all options, in the amount of up to \$12,189,477 to complete the environmental clearance study for the **West Santa Ana Branch (WSAB) Transit Corridor**.
- B. APPROVE contract modification authority specific to Contract No. AE5999300 in the amount of \$1,828,422 (15%) due to the complexity of the environmental clearance study;
- C. AWARD AND EXECUTE a four-year firm fixed price Contract No. PS2492300 to Arellano Associates, LLC, inclusive of all options, in the amount of up to \$861,067 to perform the environmental clearance study community outreach for the WSAB Transit Corridor; and
- D. APPROVE entering into a four-year Funding Agreement (FA) with the Gateway Cities Council of Governments (COG), to be led by the Eco-Rapid Transit Joint Powers Authority (JPA) for WSAB Transit Corridor Third Party Administration to work with the 13 cities along the corridor for participation in the environmental clearance study, in an amount not-to-exceed \$700,000.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
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| Y | A | Y | C | A | A | Y | Y | Y | A | Y | Y | Y |

13. RECEIVED report by the **Caltrans District Director on Delivery of Projects on I-5**. 2016-0712

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
|----|----|-----|----|----|-----|----|----|----|----|----|----|----|
| P | A | P | P | A | A | P | P | P | A | P | P | P |

15. RECEIVED AND FILED report on the first **Program Management Annual Program Evaluation (APE)**. 2016-0657

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
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| Y | A | Y | Y | A | A | Y | Y | Y | A | Y | Y | Y |

17. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to execute the **Preliminary Engineering Reimbursement Agreement (PERA) for the Westside Purple Line Extension Section 2 Project**. 2016-0611

22. AWARDED a cost plus fixed fee contract for **Program Control Support Services for the Heavy Rail Vehicle (HRV) Acquisition**, Contract No. 2016-0573 PS5868500, to STV/PB Heavy Rail Vehicles II, a Joint Venture, in the not-to-exceed amount of \$5,651,853.54 for the 64 HRV Base Order.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
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23. FAILED AND CARRIED OVER: AWARD a cost plus fixed fee contract 2016-0554 for **Technical and Program Management Support Services under Contract No. OP3043-3488**, to LTK Engineering Services, in the not-to-exceed amount of \$3,897,599 for a period of 46 months from issuance of a Notice-to-Proceed (NTP) for the **overhaul of 38 Heavy Rail Vehicles (HRV)** which are the base quantity, and for an additional not-to-exceed amount of \$597,238 for a period of 10 additional months for the Option balance of 36 HRVs when funding becomes available, for a total contract value of \$4,494,837.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
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24. APPROVED ON CONSENT CALENDAR establishing a Life-of-Project 2016-0466 (LOP) Budget of \$28,851,200 for the **Metro Green Line Train Control Track Circuits and TWC Replacement Project (CP205107)**.

25. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer 2016-0516 (CEO) to:

- A. EXECUTE Contract Modification No. 4 to Contract No. OP39603035 with **ARINC Control and Information Systems (ARINC)**, to **upgrade and expand the existing Supervisory Control and Data Acquisition (SCADA) System on the Metro Green Line (MGL) to include and integrate the new Crenshaw/LAX Light Rail Line** for a period of 28 months for the amount-not-to-exceed \$4,994,515 increasing the total contract value from \$10,556,513 to \$15,551,028, inclusive of contract options.
- B. PURCHASE additional coverage on the existing \$15,000,000 supplemental project insurance for 10 years after contract award in excess of ARINC limited liability in an amount not-to-exceed \$450,000 inclusive of premium and fees. This action increases the total coverage cost from \$999,000 to \$1,449,000.

27. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to 2016-0572 award a firm fixed unit rate Contract No. OP5938800, pending the resolution of a protest for the **landscape and irrigation maintenance services along Metro Expo Line Phase II with Far East Landscape and Maintenance, Inc.**, the lowest, responsive and responsible bidder, for a not-to-exceed amount of \$1,201,384 for the three-year base period inclusive of as-needed services, \$407,849 for the first option year, and \$428,242 for the second option year, for a combined total of \$2,037,475, effective October 1, 2016 through September 30, 2021.

28. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to: 2016-0096
- A. AWARD a firm fixed unit rate Contract No. FSP57678900B60 to **Freeway Towing for Metro Freeway Service Patrol (FSP) heavy duty towing services Beat 60** in the amount of \$5,255,700 for 60 months; and
 - B. AWARD a firm fixed unit rate Contract No. FSP5769100B61 to **All City Towing for Metro Freeway Service Patrol (FSP) heavy duty towing services Beat 61** in the amount of \$4,741,020 for 60 months.
 - C. INCREASE the FY17 budget in Cost Center 3352 in the amount of \$2,019,002.

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| | | | | | | | C | | | | | |

29. CARRIED OVER authorizing the Chief Executive Officer to award an 18 2016-0616 month firm-fixed price Contract No. PS5782700 pending the resolution of a protest, to **Axiom xCell Inc. in the amount of \$746,160 to design and implement a digital incident management solution.**

32. ADOPTED ON CONSENT CALENDAR staff recommended position: 2016-0719
ABX1-26 (Beall/Frazier) - Transportation Funding. SUPPORT

33. ADOPTED **Metro's Model Public Engagement Program (Program)** and 2016-0540 **approve the 2016 Public Participation Plan (Attachment A)** as the baseline and guiding policy for all public outreach.

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| Y | Y | Y | Y | A | A | Y | Y | Y | A | Y | Y | A |

34. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer 2016-0625 to execute the **renewal of a five-year (5-year) lease agreement with Caltrans for Location 403 in Los Angeles** at a monthly lease rate of eleven thousand six hundred dollars (\$11,600) with annual increases of three percent (3%) per year, including one option to extend the term of the lease for an additional five years.
35. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to 2016-0626 execute the **renewal of a five-year (5-year) lease agreement with Caltrans for Terminal 28 in Los Angeles** at a monthly lease rate of eleven thousand six hundred dollars (\$11,600) with annual increases of three percent (3%) per year, including one option to extend the term of the lease for an additional five years.
36. AUTHORIZED the Chief Executive Officer to award and execute a five-year 2016-0565 firm fixed unit rate Contract No. PS560810024798, to **RMI International, Inc. for security guard services** in an amount not-to-exceed \$81,944,840 effective October 1, 2016 through September 30, 2021.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
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| Y | A | Y | Y | A | A | Y | Y | Y | A | Y | Y | Y |

37. AUTHORIZED the Chief Executive Officer to: 2016-0538
- A. ESTABLISH a Life-of-Project (LOP) Budget of \$86,662,000 for the **overhaul of 74 A650 Heavy Rail Vehicles** (HRV's) under CP 206038 - HRV Midlife Overhaul; and
- B. AWARD a firm-fixed Unit Rate Contract Number A650-2015: HRV Overhaul and Critical Component Replacement Program (OCCRP) to Talgo, Inc. for a not-to-exceed amount of \$72,970,493 to perform the overhaul and delivery of 74 HRV's, with a contract period of performance of 56 months, including all option vehicles. The Base Contract is for the overhaul of 38 HRV's (\$54,698,676), with an option to overhaul the remaining 36 HRV's (\$18,271,817).

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
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| Y | A | Y | Y | A | A | Y | Y | Y | A | C | Y | Y |

38. APPROVED BY TWO-THIRDS VOTE:

2016-0723

- A. holding a public hearing on the proposed **Resolution of Necessity**; and
- B. ADOPTING a Resolution of Necessity authorizing the commencement of an eminent domain action to acquire a fee interest in the real property identified as portions of **Assessor's Parcel No. 5106-026-017**, described above and shown on Attachment "A" (hereinafter the "Property").

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
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39. APPROVED BY TWO-THIRDS VOTE:

2016-0724

- A. holding a public hearing on the proposed **Resolution of Necessity**; and
- B. ADOPTING a Resolution of Necessity authorizing the commencement of an eminent domain action to acquire in fee simple, a portion of Eucalyptus Avenue. Metro must proceed with a condemnation action to clear various title issues and vacate the street as part of the Crenshaw/LAX Transit Corridor Project. The property sought to be condemned is a **765 square foot portion of Eucalyptus Avenue**, located adjacent to 320 N. Eucalyptus Avenue, north of W. Florence Avenue, in the City of Inglewood (hereinafter the "Property"). The Property is owned by Daniel Freeman, and is encumbered by a public street operated by the City of Inglewood.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
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| Y | A | Y | Y | A | A | Y | Y | Y | A | Y | Y | Y |

40. CLOSED SESSION:

2016-0764

A. Conference with Legal Counsel - Existing Litigation - G.C. 54956.9(d)

(1):

- 1. Dorcas Higinio v. LACMTA, LASC Case No. BC551410

APPROVED settlement of \$400,000.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
|----|----|-----|----|----|-----|----|----|----|----|----|----|----|
| Y | A | Y | Y | Y | A | Y | Y | Y | A | Y | Y | Y |

- 2. Silvia Martinez, et. al. v. LACMTA, LASC Case No. BC556901

APPROVED settlement of \$675,000.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
|----|----|-----|----|----|-----|----|----|----|----|----|----|----|
| Y | A | Y | Y | Y | A | Y | Y | Y | A | Y | Y | Y |

- 3. Kuen Woo v. LACMTA, LASC Case No. BC562761

APPROVED settlement of \$325,000.

| DK | PK | JDW | MB | MA | MRT | JF | EG | SK | JB | HS | AN | DD |
|----|----|-----|----|----|-----|----|----|----|----|----|----|----|
| Y | A | Y | Y | Y | A | Y | Y | Y | A | Y | Y | Y |

B. Conference with Real Property Negotiator - G.C. 54956.8

Property Description: 317 S. Broadway, Los Angeles, CA 90033

Agency Negotiator: Greg Angelo and Cal Hollis

Negotiating Party: Grand Central Square Limited Partnership

Under Negotiation: Price and Terms

NO REPORT.

ADJOURNED at 11:08 a.m. in memory of Jorge Lopez, a CalTrans employee who was killed on duty.

Prepared by: Collette Langston
Board Specialist


Michele Jackson, Board Secretary