



MINUTES

Thursday, June 22, 2023

10:00 AM

Board of Directors - Regular Board Meeting

DIRECTORS PRESENT:

Ara J. Najarian, Chair
Jacquelyn Dupont-Walker, 1st Vice Chair
Janice Hahn, 2nd Vice Chair
Kathryn Barger
Karen Bass
James Butts
Fernando Dutra
Lindsey Horvath
Paul Krekorian
Holly J. Mitchell
Tim Sandoval
Hilda Solis
Katy Yaroslavsky
Gloria Roberts (Interim), non-voting member
Stephanie Wiggins, Chief Executive Officer

CALLED TO ORDER: 10:11 A.M.

ROLL CALL

1. APPROVED Consent Calendar Items: 2, ~~8~~, 9, 10, 12, 13, 14, 15, 16, 17, 18, 20, 22, 24, 28, 29, 30, 31, ~~36~~, and ~~37~~.

Consent Calendar items were approved by one motion except for Items 8, 36, and 37 which were held by a Director for discussion and/or separate action.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	Y	A	Y	A	Y	Y	Y	Y	Y	Y	Y

2. SUBJECT: MINUTES

2023-0411

APPROVED ON CONSENT CALENDAR Minutes of the Regular Board Meeting held May 25, 2023.

3. SUBJECT: REMARKS BY THE CHAIR

2023-0307

RECEIVED remarks by the Chair.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
P	P	P	A	P	P	P	P	P	P	P	P	P

4. SUBJECT: REPORT BY THE CHIEF EXECUTIVE OFFICER

2023-0417

RECEIVED report by the Chief Executive Officer.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
P	P	P	P	P	P	P	P	P	P	P	P	P

5. SUBJECT: BOARD OFFICERS

2023-0403

ELECTED Director Bass as Chair and Director Dutra as 2nd Vice Chair for FY24.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

KB = K. Barger	FD = F. Dutra	HJM = H.J. Mitchell	KY = K. Yaroslavsky
KRB = K.R. Bass	JH = J. Hahn	AJN = A.J. Najarian	
JB = J. Butts	LH = L. Horvath	TS = T. Sandoval	
JDW = J. Dupont Walker	PK = P. Krekorian	HS = H. Solis	

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

8. SUBJECT: MEASURE R MULTIMODAL HIGHWAY SUBREGIONAL PROGRAMS UPDATE **2023-0257**

APPROVED:

A. \$25,788,000 in additional programming and funding changes within the capacity of Measure R Multimodal Highway Subregional Programs:

- Arroyo Verdugo Operational Improvements
- Las Virgenes Malibu Operational Improvements
- South Bay I-405, I-110, I-105 & SR-91 Improvements
- Gateway Cities I-605 Corridor “Hot-Spots” Interchange Improvements
- Gateway Cities I-710 South Early Action
- North Los Angeles County SR-138 Safety Enhancements
- North Los Angeles County I-5/SR-14 Safety Enhancements

B. the deobligation of \$21,504,000 of previously approved Measure R Multimodal Highway Subregional Program funds for re-allocation to other existing Board-approved Measure R projects; and

C. AUTHORIZING the CEO or their designee to negotiate and execute all necessary agreements for the Board-approved projects.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	A	A	Y	Y	Y	Y	A	Y	Y	A	Y

9. SUBJECT: FUNDING AWARD RECOMMENDATION FOR FEDERAL TRANSIT ADMINISTRATION SECTION 5310 GRANT PROGRAM **2023-0284**

APPROVED ON CONSENT CALENDAR:

- A. the recommended Section 5310 awards totaling \$13,891,798, available to Metro through the Federal Transit Administration (FTA) Section 5310 Enhanced Mobility for Seniors and Individuals with Disabilities Program;
- B. AUTHORIZING the Chief Executive Officer (CEO) or their designee to negotiate and execute pass-through funding agreements with the subrecipient agencies receiving awards;
- C. DELEGATING to the CEO or their designee the authority to administratively approve minor changes to the scope of previously approved Section 5310 funding awards;

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- D. CERTIFYING that the Section 5310 funds are fairly and equitably allocated to eligible subrecipients and, where feasible, projects are coordinated with transportation services assisted by other federal departments and agencies; and
- E. CERTIFYING that the Section 5310 funding is included in the locally developed 2021-2024 Coordinated Public Transit-Human Services Transportation Plan for Los Angeles County (“Coordinated Plan”) that was developed and approved through a process that included participation by seniors and individuals with disabilities, as well as by representatives of public, private, and nonprofit transportation and human service providers, and other members of the public.

10. SUBJECT: MEASURE M MULTI-YEAR SUBREGIONAL PROGRAM 2023-0330
UPDATE - CENTRAL CITY SUBREGION

APPROVED ON CONSENT CALENDAR:

- A. programming of \$746,646 within the capacity of Measure M Multi-Year Subregional Program (MSP) - Active Transportation, First/Last Mile and Mobility Hubs Program;
- B. REPROGRAMMING of projects previously approved to meet environmental, design, right-of-way, and construction time frames; and
- C. AUTHORIZING the Chief Executive Officer (CEO) or their designee to negotiate and execute all necessary agreements and/or amendments for approved projects.

12. SUBJECT: LONG BEACH-EAST LOS ANGELES CORRIDOR ZERO 2023-0294
EMISSION TRUCK (ZET) PROGRAM STATUS UPDATE

APPROVED ON CONSENT CALENDAR:

- A. AUTHORIZING the Chief Executive Officer to program up to \$3 million of the Board authorized \$50 million seed funding programmed for the LB-ELA Corridor ZET Program as Metro’s contribution to leverage federal and regional funds contingent upon the demonstration of full project funding; and
- B. RECEIVING AND FILING the report on updates for the Long Beach-East Los Angeles (LB-ELA) Corridor Zero Emission Truck (ZET) Program.

13. SUBJECT: MEASURE M 3% LOCAL CONTRIBUTION ADDITIONAL GUIDELINES REVISIONS **2023-0202**

APPROVED ON CONSENT CALENDAR:

- A. RECEIVING AND FILING a report back on Motion 10.1;
and
- B. AUTHORIZING for public review and comment the release of the revised Measure M Guidelines, Section VIII - 3% Local Contribution to Major Transit Projects.

14. SUBJECT: EXCESS LIABILITY INSURANCE PROGRAM **2023-0265**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to negotiate and purchase Public Entity excess liability policies with up to \$300 million in limits at a not-to-exceed premium of \$27 million for the 12-month period effective August 1, 2023, to August 1, 2024.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	Y	A	Y	A	Y	Y	Y	Y	C	C	Y

15. SUBJECT: TRANSPORTATION DEVELOPMENT ACT (TDA) ARTICLE 8 FUND PROGRAM **2023-0344**

ADOPTED ON CONSENT CALENDAR:

- A. Findings and Recommendations for allocating fiscal year (FY) 2023-24 Transportation Development Act (TDA) Article 8 funds estimated at \$48,985,266 as follows:
 - 1. In the City of Avalon, there are no unmet transit needs that are reasonable to meet, therefore TDA Article 8 funds in the amount of \$233,896 may be used for street and road projects, or transit projects;
 - 2. In the Cities of Lancaster and Palmdale, there are no unmet transit needs that are reasonable to meet; in the Cities of Lancaster and Palmdale and the unincorporated portions of North County transit needs can be met by using other existing funding sources. Therefore, the TDA Article 8 funds in the amount of \$12,071,326 and \$11,536,136 (Lancaster and Palmdale, respectively) may be used for street and road projects, or transit projects, as long as their transit needs continue to be met;
 - 3. In the City of Santa Clarita, there are no unmet transit needs that are

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reasonable to meet; in the City of Santa Clarita and the unincorporated portions of the Santa Clarita Valley, existing transit needs can be met through the recommended actions using other funding sources. Therefore, TDA Article 8 funds in the amount of \$15,770,031 for the City of Santa Clarita may be used for street and road projects, or transit projects, as long as their transit needs continue to be met;

4. In the Los Angeles County Unincorporated areas of North County, the areas encompassing both the Antelope Valley and the Santa Clarita Valley, transit needs are met with other funding sources, such as Proposition A and Proposition C Local Return. Therefore, TDA Article 8 funds in the amount of \$9,373,877 may be used for street and road projects, or transit projects, as long as their transit needs continue to be met; and

- A. A resolution making a determination of unmet public transportation needs in the areas of Los Angeles County outside the Metro service area.

16. SUBJECT: LOCAL RETURN PROPOSITION A, PROPOSITION C, MEASURE R AND MEASURE M CAPITAL RESERVE **2023-0345**

APPROVED ON CONSENT CALENDAR:

- A. AUTHORIZING the Chief Executive Officer to negotiate and execute all necessary agreements between Los Angeles County Metropolitan Transportation Authority (LACMTA) and the Cities for their Capital Reserve Account as approved; and
- B. ESTABLISHING new Local Return funded Capital Reserve Accounts for the Cities of Cudahy (Measure R), Glendora (Proposition C), Lawndale (Proposition A), Lomita (Proposition C), Montebello (Proposition C), South El Monte (Proposition C, Measure R, and Measure M), South Pasadena (Proposition A, Proposition C, and Measure M), Temple City (Proposition C), and amend the existing account for the City of Hidden Hills (Proposition C).

17. SUBJECT: UPGRADE TAP VENDING MACHINES TO MAINTAIN EMV/PCI COMPLIANCE **2023-0139**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 173 to Contract No. OP02461010 with Cubic Transportation Systems, Inc. ("Cubic"), so that the TAP Vending Machines can accept payment from credit and debit cards with chips to remain payment card industry (PCI) compliant. This includes upgrades of computer hardware, the Oracle Database, and a Cubic Payment Application (CPA) in the amount of \$12,364,519, increasing the total contract value from \$389,251,345 to \$401,615,864.

**18. SUBJECT: ACCESS SERVICES PROPOSED FISCAL YEAR 2024
BUDGET**

2023-0349

APPROVED ON CONSENT CALENDAR:

- A. local funding request for Access Services (Access) in an amount not to exceed \$151,016,402 for FY24. This amount includes:
- Local funds for operating and capital expenses in the amount of \$148,482,499;
 - Local funds paid directly to Metrolink for its participation in Access' Free Fare Program in the amount of \$2,533,903; and
- B. AUTHORIZING the Chief Executive Officer (CEO) to negotiate and execute all necessary agreements to implement the above funding programs.

**19. SUBJECT: METROLINK FY24 ANNUAL WORK PROGRAM AND
REGIONAL RAIL SUPPORTIVE ACTIONS**

2023-0216

APPROVED:

- A. programming the Los Angeles County Metropolitan Transportation Authority's ("Metro") share of the Southern California Regional Rail Authority's (SCRRA) FY 2023-24 Operating, Rehabilitation, and Capital Budget in the amount of \$199,400,319;
- B. programming of \$29,290,000 to SCRRA for a Working Capital Long-Term Loan, contingent upon SCRRA Board approval of a loan repayment policy addressing terms and conditions;
- C. AUTHORIZING the Chief Executive Officer to execute Modification No. 1 to the Regional Rail Planning and Environmental On-Call Services bench Contract Nos. AE56752000 through AE56752005 to increase the not-to-exceed cumulative contract amount by \$15,000,000 from \$10,000,000 to \$25,000,000 in support of various Board and CEO directed Metrolink station and planning feasibility studies, and 2028 Olympics planning efforts;
- D. the programming of \$500,000 to SCRRA for FY 2023-24 supplemental Right-Of-Way (ROW) maintenance along Metro-owned property;
- E. EXTENDING the lapsing dates for funds previously allocated to SCRRA for

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(Item 19 – continued from previous page)

State of Good Repair (SOGR) Memoranda of Understanding (MOUs) as follows:

- FY 2017-18 SOGR program extended from March 30, 2024 to June 30, 2025
- FY 2018-19 SOGR program extended from June 30, 2023 to June 30, 2025
- FY 2019-20 SOGR program extended from June 30, 2023 to June 30, 2025;

F. the FY 2023-24 Transfers to Other Operators' payment rate of \$1.10 per boarding to Metro and an EZ Pass reimbursement cap to Metro of \$5,592,000; and

G. the Chief Executive Officer to negotiate and execute all necessary agreements between Metro and SCRRA for the approved funding.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	A/C	A	Y	Y	C	Y	Y	Y	A/C	A/C	Y

20. SUBJECT: FISCAL YEAR 2023-24 TRANSIT FUND ALLOCATIONS **2023-0346**

APPROVED ON CONSENT CALENDAR:

- A. \$3.3 billion in FY 2023-24 (FY24) Transit Fund Allocations for Los Angeles County jurisdictions, transit operators, and Metro operations. These allocations comply with federal, state, and local regulations and Metro Board approved policies and guidelines;
- B. an adjustment to Tier 2 Operator funding for the Cities of Burbank, Glendale, Los Angeles, and Pasadena from a capped amount of \$6 million to \$8.2 million for FY24 that will be adjusted annually by the Consumer Price Index (CPI) in subsequent years;
- C. fund exchanges in the estimated amount of \$4,471,049 of Metro's Transportation Development Act (TDA) Article 4 allocation with Municipal Operators' shares of the Low Carbon Transit Operations Program. Funding will be adjusted based on LCTOP actual allocations;
- D. fund exchanges in the estimated amount of \$984,952 of Metro's Proposition (Prop) C 40% allocation with Antelope Valley, Santa Clarita, Burbank, and Glendale's shares of the Low Carbon Transit

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Operations Program. Funding will be adjusted based on LCTOP actual allocations;

- E. Two-year lag funding in the amount of \$273,680 for the transfer of the eastern segment of Metro line 130 to Long Beach Transit. The transfer will consist of 132,959 Revenue Miles;
- F. fund exchange in the amount of \$320,133 of Metro's TDA Article 4 allocations with La Mirada Transit's share of FY18 and FY19 Federal Section 5307;
- G. fund exchange of Federal Section 5307 discretionary fund awarded to the Southern California Regional Transit Training Consortium (SCRTTC) through Long Beach Transit in the amount of \$360,000 with Metro's TDA Article 4 allocation;
- H. fund exchanges in the amount totaling \$16.2 million of Metro's Federal Section 5307 share with Municipal Operators' shares of Federal Sections 5337 and 5339;
- I. fund exchange in the amount of \$5 million of Metro's Prop C 40% allocations with the Local Transit Operators' share of federal Section 5307 funds to implement the Local Transit Systems Subcommittee's (LTSS) Zero Emission Vehicle (ZEV) Call for Projects;
- J. project selection and programming of \$13,937,073 for the LTSS ZEV Call for Projects;
- K. AUTHORIZING the Chief Executive Officer to adjust FY24 Federal Section 5307 (Urbanized Formula), Section 5339 (Bus and Bus Facilities), and Section 5337 (State of Good Repair) allocations upon receipt of final apportionments from the Federal Transit Administration and amend the FY24 budget as necessary to reflect the adjustments;
- L. ADOPTING a resolution designating Transportation Development Act (TDA) and State Transit Assistance (STA) fund allocations are in compliance with the terms and conditions of the allocations; and
- M. AUTHORIZING the Chief Executive Officer to negotiate and execute all necessary agreements and FY24 budget amendments to implement the above funding programs.

21. SUBJECT: IN-HOUSE PUBLIC SAFETY DEPARTMENT FEASIBILITY STUDY 2023-0286

RECEIVED AND FILED the In-House Public Safety Department Feasibility Study.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
P	P	P	A	P	P	P	P	P	P	P	P	P

21.1.SUBJECT: IN-HOUSE PUBLIC SAFETY IMPLEMENTATION PLAN MOTION 2023-0324

APPROVED Motion by Directors Najarian, Sandoval, Butts, Barger, and Bass that the Board direct the CEO to prepare a comprehensive implementation plan for Board consideration to bring public safety in-house and present the plan to the Board in January 2024. The implementation plan should reflect Metro's commitment to building a new culture of public safety centered on a robust multi-layered approach.

SOLIS AMENDMENT:

- A. The comprehensive implementation plan for Board consideration shall include, but not be limited to, the bulleted list of next steps set forth in the Board File #: 2023-0286.
- B. Report back at the November 2023 Board meeting with a progress report.

HORVATH AMENDMENT:

WE THEREFORE MOVE that the Metro Board direct the Chief Executive Officer to include in the in-house public safety department implementation plan, discussion of:

- A. The anticipated performance-level of the "standard" and "enhanced" deployment models presented in the previously referenced feasibility study, in terms of system-wide coverage and the provision of a visible security and/or customer service presence.
- B. Best practices for system-wide coverage and deployment of law enforcement and non-law enforcement personnel from transit agencies nationally and internationally.
- C. Resources required to deploy a "best practices" model.
- D. Additional improvements in security technology, system hardening, interoperable communications, and deployment strategies currently underway or being contemplated for an in-house public safety department that may off-set the number of SSLE personnel required to effectively staff the system.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	ABS	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y

22. SUBJECT: AMENDMENT TO THE LETTER OF AGREEMENT WITH THE COUNTY DEPARTMENT OF HEALTH SERVICES (DHS) FOR HOMELESS PROGRAM SERVICES 2023-0303

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to execute Amendment Number 8 to the Letter of Agreement for Multidisciplinary Street-based Engagement Services with the County Department of Health Services (DHS) increasing the amount by \$63,934,200 from \$28,920,000 to a new a total amount of \$92,854,200 for the continuation of homeless program services from September 1, 2023 through June 30, 2027.

24. SUBJECT: STATE ETHICS LEGISLATION MOTION 2023-0399

APPROVED ON CONSENT CALENDAR Motion by Director Najarian that the Metro Board direct Metro's Chief Ethics Officer and CEO to work together to incorporate any proposed changes to the 2024 State Legislative Agenda to address any issues with state legal authorities that may impact Metro activities.

28. SUBJECT: WESTSIDE PURPLE LINE EXTENSION SECTION 3 PROJECT 2020-0829

APPROVED ON CONSENT CALENDAR amending the Life-of-Project (LOP) budget by \$53,000,000 for the Westside Purple Line Extension Section 3 Project (Project) of \$3,223,623,256 to \$3,276,623,256 using the fund sources consistent with the provisions of the Board-adopted Measure R and Measure M Unified Cost Management Policy.

29. SUBJECT: MEMBERSHIP ON METRO'S REGIONAL SERVICE COUNCILS 2023-0088

APPROVED ON CONSENT CALENDAR nominees for membership on Metro's Gateway Cities, San Fernando Valley, San Gabriel Valley, South Bay Cities and Westside Central Service Councils.

30. SUBJECT: ULTRA-LOW SULFUR AND RENEWABLE DIESEL FUEL 2023-0267

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to award a four-year, Indefinite Delivery/Indefinite Quantity (IDIQ) Contract No. FY98248000 to AAA Oil, Inc. DBA California Fuels and Lubricants, the lowest responsive and responsible bidder, for ultra-low sulfur diesel fuel and renewable diesel fuel. The contract three-year base amount is \$2,492,594.68, inclusive of sales tax, and the one-year option amount is \$825,768.17, inclusive of sales tax, for a total contract amount of \$3,318,362.85, subject to resolution of any properly submitted protest(s), if any.

31. SUBJECT: TRASH AND OVERGROWN VEGETATION REMOVAL SERVICES FOR REGIONS 1 THROUGH 3

2023-0290

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:

- A. AWARD a firm fixed unit rate Contract No. OP911660008370, for Region 1 to Urban Graffiti Enterprises Inc., to provide trash and overgrown vegetation removal services in the not-to-exceed (NTE) amount of \$2,653,488 for the three-year base, and \$1,556,296 for the one, two-year option, for a total combined NTE amount of \$4,209,784, effective August 1, 2023, subject to resolution of timely protest(s), if any;
- B. AWARD a firm fixed unit rate Contract No. OP911660018370, for Regions 2 and 3 to Parkwood Landscape Maintenance, Inc., to provide trash and overgrown vegetation removal services in the NTE amount of \$32,708,116 for the three-year base, and \$21,762,707 for the one, two-year option, for a combined not-to-exceed amount of \$54,470,823, effective August 1, 2023, subject to resolution of timely protest(s), if any; and
- C. EXECUTE individual contract modifications within the Board approved contract modification authority.

36. SUBJECT: INFRASTRUCTURE PROTECTION SERVICES - NORTH AND SOUTH REGIONS

2022-0869

AUTHORIZED the Chief Executive Officer to:

- A. AWARD a firm fixed unit rate Contract No. PS93158000 to Universal Protection Service LP dba Allied Universal Security Services to provide infrastructure protection services in the North Region of Los Angeles County in an amount not-to-exceed \$111,266,844 for the five-year base term, effective July 1, 2023 to allow for a three-month mobilization period, subject to resolution of protest(s), if any.
- B. AWARD a firm fixed unit rate Contract No. PS93158001 to Inter-Con Security Systems, Inc., to provide infrastructure protection services in the South Region of Los Angeles County in an amount not-to-exceed \$85,972,439 for the five-year base term, effective July 1, 2023, to allow for a three-month mobilization period, subject to resolution of protest(s), if any.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	A	A	Y	Y	Y	Y	C	Y	Y	A	Y

37. SUBJECT: C LINE AND K LINE OPERATING PLAN UPDATE**2023-0299**

~~AUTHORIZED the Chief Executive Officer to implement a new recommended Option 2 (C2 Alternative) for the C and K Line Operating Plan based on public outreach and technical background informing the recommendation on Motion 28.1 – Crenshaw/LAX – Green Line Operating Plan.~~

APPROVED substitute Motion by Director Dutra that the Board authorizes the Chief Executive Officer to implement a new recommended Option 2 (C2 Alternative) for the C and K Line Operating Plan, on the condition that 1) there will be no more than a scheduled 3-minute transfer at the AMC Station from the Norwalk Station to the Expo/Crenshaw Station at all times of day for passengers transferring between trains in each direction and 2) Metro will evaluate rider travel patterns, including transfers and changes in boardings by station, 24-months after the opening of the AMC Station 3) return the authority for rail operations plans to the CEO and 4) report back to the Board on the data and decision support criteria Metro will use to determine rail operations plans moving forward.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y

38. SUBJECT: MONTHLY UPDATE ON PUBLIC SAFETY**2023-0363**

RECEIVED AND FILED Public Safety Report.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
P	P	A	A	P	P	P	P	P	P	A	A	P

39. SUBJECT: EXPRESSLANES PAY-AS-YOU-GO PILOT EVALUATION**2023-0382**

APPROVED:

- A. RECEIVING AND FILING the ExpressLanes Pay-As-You-Go Pilot evaluation methodology and findings;
- B. AUTHORIZING the Pay-As-You-Go Program permanent, eliminate the \$25 penalty for notice of toll evasion, and adjust the Program's "processing fee" (which replaces the former penalty amount) from \$4 to \$8 to align processing costs and fees;
- C. AUTHORIZING the Chief Executive Officer or their designee to conduct an annual audit to confirm the fee amount and make downward or upward adjustments to the fee as appropriate to keep costs and fees aligned, consistent with the Fee Adjustment Policy; and

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(Item 39 – continued from previous page)

- D. AUTHORIZING the Chief Executive Officer or their designee to make the necessary changes to the ExpressLanes Toll Ordinance, as required.

JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	A	A	Y	Y	Y	Y	A	A	Y	A	Y

40. SUBJECT: LINK UNION STATION PROJECT

2023-0325

WITHDRAWN:

~~AUTHORIZE The Chief Executive Officer to:~~

- ~~A. NEGOTIATE, AWARD AND EXECUTE a cost reimbursable fixed fee Contract No. AE83177E0130, to Lockwood, Andrews, & Newman, Inc (LAN), for preconstruction services and construction management support services on the Link US Project, subject to resolution of any properly submitted protest(s);~~
- ~~B. AUTHORIZE a contract funding amount not to exceed \$16,250,000 through January 2027 to support preconstruction services with an anticipated Annual Work Plan not to exceed \$3,500,000; and~~
- ~~C. NEGOTIATE AND EXECUTE contract modifications within the Board approved contract funding amount.~~

41. SUBJECT: CLOSED SESSION

2023-0428

- A. Conference with Legal Counsel - Existing Litigation - G.C. 54956.9(d)(1)
1. Doris Coleman v. LACMTA, LASC Case No. BC699976

APPROVED a settlement in the sum of \$2,750,000.

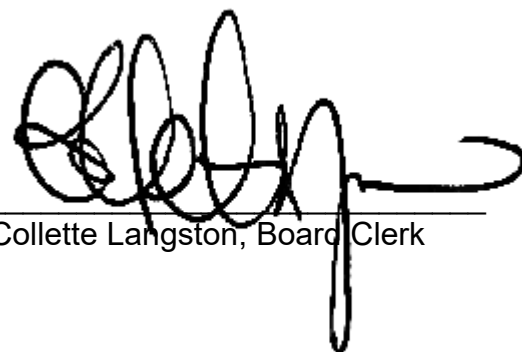
JDW	JH	KB	JB	FD	PK	HJM	TS	HS	LH	KY	KRB	AJN
Y	Y	A	A	Y	Y	Y	Y	Y	Y	Y	A/C	Y

- B. Conference with Real Property Negotiators - G.C. 54956.8
Property: 777 S. Figueroa Street, Los Angeles, CA
Agency Negotiator: John Beck, Manager, Real Estate and Asset Management
Negotiating Parties: Maguire Properties - 777 Tower LLC
Under Negotiations: Price and Terms

NO REPORT.

ADJOURNED AT 3:15 P.M.

Prepared by: Mandy Cheung
Administrative Analyst, Board Administration

A handwritten signature in black ink, consisting of several loops and a long vertical stroke at the end, positioned above a horizontal line.

Collette Langston, Board Clerk