



MINUTES

Thursday, October 27, 2022

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
Mike Bonin
James Butts
Fernando Dutra
Eric Garcetti
Paul Krekorian
Sheila Kuehl
Holly J. Mitchell
Tim Sandoval
Hilda Solis
Mark Archuleta, non-voting member

Stephanie Wiggins, Chief Executive Officer

CALLED TO ORDER: 10:00 A.M.

ROLL CALL

1. APPROVED Consent Calendar Items 2, 5, 6, 7, 8, 9, 12, 13, 15, 17, 18, 25, 30, 31, 32, 40, and 42.

Consent Calendar items were approved by one vote except item 25 which was held by a Director for discussion and/or separate action.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	Y	A	Y	A	Y	Y	A	Y	Y	Y	Y	Y

2. SUBJECT: MINUTES

2022-0747

APPROVED ON CONSENT CALENDAR Minutes of the Regular Board Meeting held September 22, 2022.

3. SUBJECT: REMARKS BY THE CHAIR

2022-0745

RECEIVED remarks by the Chair.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
P	P	P	P	P	P	P	P	P	P	P	P	P

4. SUBJECT: REPORT BY THE CHIEF EXECUTIVE OFFICER

2022-0746

RECEIVED report by the Chief Executive Officer.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
P	P	P	P	P	P	P	P	P	P	P	P	P

KB = K. Barger	FD = F. Dutra	SK = S. Kuehl	HS = H. Solis
MB = M. Bonin	EG = E. Garcetti	HJM = H.J. Mitchell	
JB = J. Butts	JH = J. Hahn	AJN = A.J. Najarian	
JDW = J. Dupont Walker	PK = P. Krekorian	TS = T. Sandoval	

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

5. SUBJECT: FIRST/LAST MILE PROJECT PRIORITIZATION

2022-0265

AUTHORIZED ON CONSENT CALENDAR:

- A. RECEIVING AND FILING First/Last Mile (FLM) Project Prioritization Methodology; and
- B. ADOPTING Prioritized Project Lists for previously adopted FLM plans for the following plans:
 - 1. Aviation/96th Street Station, adopted June 27, 2019 (File #2019-0170)
 - 2. East San Fernando Valley, adopted December 3, 2020 (File #2019-0431)
 - 3. Gold Line Foothill Extension 2B, adopted June 27, 2019 (File #2019-0170)
 - 4. Purple Line Extension Sections 2 & 3, adopted May 28, 2020 (File #2020-0111)

6. SUBJECT: TRANSPORTATION DEMAND MANAGEMENT MASTER PLAN AND PROGRAM CONTRACT

2022-0465

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute a five-year firm fixed price Contract No. PS88917000 to UrbanTrans Consultants, Inc., to develop a new regional Transportation Demand Management Master Plan and Program in the amount of \$1,463,580, subject to resolution of all properly submitted protest(s) if any.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	Y	A/C	Y	A/C	Y	C	A	Y	Y	Y	Y	Y

7. SUBJECT: MARIACHI PLAZA L LINE (GOLD) STATION JOINT DEVELOPMENT

2022-0574

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute an amendment to the Exclusive Negotiation Agreement and Planning Document (ENA) with East Los Angeles Community Corporation (Developer or ELACC) to extend the term for one year, with an option to extend the term for an additional year, for the joint development of Metro-owned property at Mariachi Plaza in Boyle Heights with up to 60 units of affordable housing, ancillary ground floor community space and a community garden (Project).

8. SUBJECT: MEASURE M MULTI-YEAR SUBREGIONAL PROGRAM UPDATE - WESTSIDE CITIES SUBREGION **2022-0633**

APPROVED ON CONSENT CALENDAR:

- A. programming an additional \$966,589 within the capacity of Measure M Multi-Year Subregional Program (MSP) - Active Transportation 1st/Last Mile Connections Program (Expenditure Line 51);
- B. DELEGATING the Chief Executive Officer (CEO) or their designee the authority to:
 - 1. Amend Measure M MSP funding agreements to modify the scope of work of projects and project development phases consistent with eligibility requirements;
 - 2. Administratively extend funding agreement lapse dates for Measure M MSP funding agreements to meet environmental, design, right-of-way, and construction time frames; and
- C. AUTHORIZING the CEO or their designee to negotiate and execute all necessary agreements for approved projects.

9. SUBJECT: STATE ACTIVE TRANSPORTATION PROGRAM **2022-0646**

APPROVED ON CONSENT CALENDAR the ATP Point Assignment Method Planning Supplement.

10.1 SUBJECT: RAIL TO RIVER ACTIVE TRANSPORTATION CORRIDOR - SEGMENT B MOTION **2022-0750**

APPROVE Motion by Director Dutra and Hahn that the following are included as possible funding sources for the Rail to River Active Transportation Corridor, Segment B: “Reconnecting Communities/Highway to Boulevards Program” at the state level, and “Reconnecting Communities Program” and “Neighborhood Access and Equity Grant Program” at the federal level. Report back in April 2023 with more details on the eligible uses of these funds; agency responsible for managing the funding source next funding cycle including due date for grant applications; evaluation criteria used; and examples of local projects that have been funded by the source.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

12. SUBJECT: MEASURE M INDEPENDENT TAXPAYER OVERSIGHT COMMITTEE SELECTION **2022-0688**

APPROVED ON CONSENT CALENDAR Paul Rajmaira, the recommended nominee for the Measure M Independent Taxpayer Oversight Committee for area of expertise E, management of large-scale construction projects.

13. SUBJECT: AUDIT SERVICES BENCH **2022-0641**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:

- A. AWARD eight (8) task order-based bench Contract Nos. PS86611000 through PS86611007, for Audit Support Services to the firms listed below, for a total not-to-exceed amount of \$7,142,240 for the initial three-year base term, plus \$2,476,605 for the first, one-year option and \$2,526,140 for the second, one-year option for a total not-to-exceed cumulative amount of \$12,144,985, effective January 1, 2023, subject to resolution of protest(s), if any; and

Discipline 1: Staff Augmentation

1. BCA Watson Rice, LLP
2. Qiu Accountancy Corporation
3. Simpson and Simpson, LLP
4. TAP Financials, LLP
5. The Lopez Group, LLP

Discipline 2: Subject Matter Expertise

1. BCA Watson Rice, LLP
2. Qiu Accountancy Corporation
3. Simpson and Simpson, LLP
4. Talson Solutions, LLC
5. TAP International, Inc.
6. The Lopez Group, LLP
7. Vasquez & Company, LLP

- B. EXECUTE or DELEGATE the execution of Task Orders under these contracts within the approved not-to-exceed cumulative value of \$12,144,985.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	Y	A	Y	A	Y	Y	A	Y	C	Y	Y	Y

15. SUBJECT: CALIFORNIA SB1 STATE OF GOOD REPAIR PROGRAM 2022-0667

APPROVED ON CONSENT CALENDAR the Resolution to:

- A. AUTHORIZE the Chief Executive Officer (CEO) or designee to claim \$36,485,158 in fiscal year (FY) 2022-23 State of Good Repair Program (SGR) grant funds as the Regional Entity for Los Angeles County for this program;
- B. APPROVE the regional SGR Project List for FY22-23; and
- C. CERTIFY that Metro will comply with all conditions and requirements set forth in the SGR Certification and Assurances document and applicable statutes, regulations, and guidelines.

17. SUBJECT: ACQUISITION OF COMPUTER HARDWARE, SOFTWARE AND SERVICES 2022-0614

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to continue to utilize the National Association of State Procurement Officials (NASPO) cooperative purchase program to purchase computer and network equipment, peripherals, and related software and services, at an increase of \$30,000,000 in total expenditure limit, increasing the total expenditure limit from \$30M to \$60M through January 2025. This request is not for a budget increase but is a request for an increase to the cooperative agreement expenditure limit.

18. SUBJECT: LA METRO TREE POLICY 2022-0535

ADOPTED ON CONSENT CALENDAR Metro Tree Policy.

20. SUBJECT: END OF LINE POLICY AND UNHOUSED RIDERS MOTION 2022-0734

APPROVED Motion by Directors Hahn, Najarian, Solis, Barger, Dutra, and Krekorian that the Chief Executive Officer:

- A. Evaluate Metro's end of the line policy and its impacts on communities that have a station that is the end of a Metro rail line;
- B. Conduct a thorough evaluation of the unhoused populations exiting trains at night and boarding trains in the morning at the ends of rail lines, to better understand the impact of the end of line policy and to inform future resource deployment;

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- C. Coordinate with the Los Angeles Homeless Services Authority (LAHSA) for its annual Point-In-Time Count, to determine the numbers of unhoused riders on Metro's bus and rail system; and
- D. Report back on the above three directives no later than January 2023 with recommendations for what we can do differently.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

22. SUBJECT: FARELESS SYSTEM INITIATIVE AND LOW-INCOME FARE IS EASY 2022-0679

RECEIVED AND FILED status updates on Fareless System Initiative (FSI) and Low-Income Fare Is Easy (LIFE) Programs.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
P	A	P	P	P	P	P	P	P	P	P	P	P

23. SUBJECT: STATE AND FEDERAL REPORT 2022-0689

RECEIVED AND FILED October 2022 State and Federal Legislative Report.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
P	A	P	P	P	P	A	A	P	P	P	P	A

25. SUBJECT: SEPULVEDA TRANSIT CORRIDOR PROJECT 2022-0529

AUTHORIZED the Chief Executive Officer (CEO) to:

- A. AWARD AND EXECUTE Contract No. AE82658000 to Anser Advisory Management, LLC for Program Management/Pre-Development Agreement (PDA) Oversight Services for the Sepulveda Transit Corridor Project in the amount of \$26,221,895 for the four-year base term, and \$14,440,545 for the two-year option term, for a total contract value of \$40,662,440, subject to resolution of protest(s), if any; and
- B. APPROVE Contract Modification Authority in the amount of 10% of the contract award value and authorize the CEO to execute individual Contract Modifications within the Board-approved Contract Modification Authority.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	C	C	Y	C	Y	C	Y	Y	C	Y	Y	Y

**30. SUBJECT: PURCHASE THIRTY-THREE METRO TRANSIT SECURITY 2022-0423
HYBRID SUVs**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a firm fixed price contract under IFB No. OP87524 with Elite Auto Network Corporation, the lowest responsive and responsible bidder for thirty-three hybrid Metro Transit Security SUVs for a firm fixed price of \$2,340,195.31, inclusive of sales tax.

31. SUBJECT: ETHERNET SWITCH 2022-0543

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a one-year Indefinite Delivery/ Indefinite Quantity (IDIQ) Contract No. MA89960000 to Peacock Systems, the lowest responsive and responsible bidder for Ethernet Switches in the total contract amount of \$2,868,135.69, inclusive of sales tax, subject to resolution of any properly submitted protest(s), if any.

32. SUBJECT: ELECTRIC VEHICLE CHARGER CONTRACT 2022-0638

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 6 to Contract No. OP55097000 with Axxera Inc. for the Electric Vehicle Charging Stations and Services contract to extend the Period of Performance by 24 months through December 1, 2024, and increase the Not-to-Exceed Total Contract Price by \$250,000, from \$699,718.72 to \$949,718.72.

40. SUBJECT: METRO BIKE SHARE PROGRAM 2022-0680

APPROVED ON CONSENT CALENDAR the updated Metro Bike Share (MBS) operational model of Privately-Owned and Publicly Managed to improve overall performance and support a more sustainable regional bike share program.

**42. SUBJECT: FINDINGS REQUIRED TO CONTINUE TO MEET VIA 2022-0748
TELECONFERENCE IN COMPLIANCE WITH AB 361
WHILE UNDER A STATE OF EMERGENCY AND WHILE
STATE AND LOCAL OFFICIALS CONTINUE TO PROMOTE
SOCIAL DISTANCING**

APPROVED ON CONSENT CALENDAR making the following findings:

Pursuant to AB 361, the Metro Board, on behalf of itself and other bodies created by the Board and subject to the Ralph M. Brown Act, including Metro's standing Board committees, advisory bodies, and councils, finds:
The Metro Board has reconsidered the circumstances of the state of emergency, and that:

(continued on next page)

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- A. The state of emergency continues to directly impact the ability of the members to meet safely in person, and
- B. State or local officials continue to impose or recommend measures to promote social distancing.

Therefore, all such bodies will continue to meet via teleconference subject to the requirements of AB 361.

43. SUBJECT: CLOSED SESSION

2022-0751

A. Conference with Legal Counsel - Existing Litigation - G.C. 54956.9(d)(1)

- 1. Victoria Concha v. LACMTA, Case No. 20STCV34876

APPROVED settlement in the amount of \$320,000.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	A	Y	Y	A	A	A	A	Y	Y	Y	Y	A

- 2. Joy White v. LACMTA, Case No. 20STCV24941

APPROVED settlement in the amount of \$250,000.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	A	Y	Y	A	A	A	A	Y	Y	Y	Y	A

- 3. Robert Wiseman v. LACMTA, Case No. 19STCV03889

APPROVED settlement in the amount of \$700,000.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	A	Y	Y	Y	A	A	A	Y	Y	Y	Y	A

B. Conference with Legal Counsel-Anticipated Litigation-G.C. 54956.9(d)(2)

Significant Exposure to Litigation (One Case)

NO REPORT.

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C. Conference with Legal Counsel-Anticipated Litigation-G.C. 54956.9(d)(4)
Initiation to Litigation (One Case)

AUTHORIZED initiation of litigation.

JDW	JH	KB	MB	JB	FD	EG	PK	SK	HJM	TS	HS	AJN
Y	A	Y	Y	Y	A	A	A	Y	Y	Y	Y	A

D. Conference Regarding Potential Threats to Public Services or Facilities -
Government Code Section 54957

Consultation with MTA's Deputy Chief Executive Officer Sharon Gookin and MTA's Deputy Chief Information Technology Officer Bryan Sastokas, or designees and related security representatives.

CARRIED OVER to a sequent meeting.

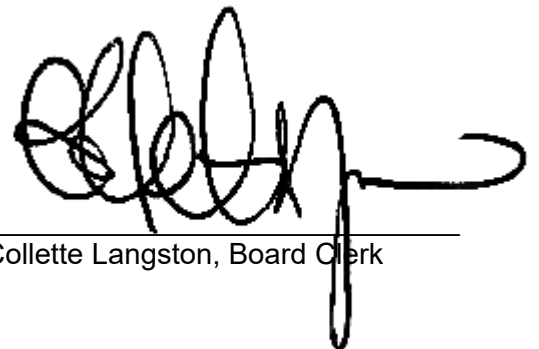
E. Public Employee Performance Evaluation - Government Code Section
54957(b)(1)

Title: Chief Executive Officer

NO REPORT.

ADJOURNED AT 2:54 P.M.

Prepared by: Jessica Vasquez Gamez
Administrative Analyst, Board Administration



Collette Langston, Board Clerk