



Virtual Online Meeting

MINUTES

Thursday, March 25, 2021

10:00 AM

Board of Directors - Regular Board Meeting

DIRECTORS PRESENT:

**Eric Garcetti, Chair
Hilda L. Solis, 1st Vice Chair
Ara Najarian, 2nd Vice Chair
Kathryn Barger
Mike Bonin
James Butts
Jacquelyn Dupont-Walker
Fernando Dutra
Janice Hahn
Paul Krekorian
Sheila Kuehl
Holly Mitchell
Tim Sandoval
Tony Tavares, non-voting member**

Phillip A. Washington, Chief Executive Officer

CALLED TO ORDER: 10:01 A.M.

ROLL CALL

1. APPROVED Consent Calendar Items: 2, 12, 13, 15, 16, 17, 19, 20, 21, 24, 31, 32*, 33, 34, 35, 38, 41, 42, and 44.

Consent Calendar items were approved by one vote unless held by a Director for discussion and/or separate action.

*Item requires 2/3 vote

| TS | HM | FD | JDW | MB | EG | HS | AN | KB | JB | PK | JH | SK |
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2. **SUBJECT: MINUTES** **2021-0144**

APPROVED ON CONSENT CALENDAR Minutes of the Regular Board Meeting held February 25, 2021.

3. **SUBJECT: REMARKS BY THE CHAIR** **2021-0141**

RECEIVED remarks by the **Chair**.

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4. **SUBJECT: REPORT BY THE CHIEF EXECUTIVE OFFICER** **2021-0142**

RECEIVED report by the **Chief Executive Officer**.

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

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

**7. SUBJECT: CORONAVIRUS RESPONSE AND RELIEF
 SUPPLEMENTAL APPROPRIATIONS (CRRSA) ACT
 FUNDING**

2020-0919

APPROVED:

- A. the allocation of \$784,942,958 from Los Angeles County’s partial share of Federal Transit Administration (FTA) Section 5307/ Section 5337 funds from the CRRSA Act to transit operators, as described in Attachment A, for operating expenses;
- A. AUTHORIZED the Chief Executive Officer (CEO) or his designee to solicit proposals and allocate \$1,327,107 from Los Angeles County’s share of FTA funds from the CRRSA Act, as described in Attachment B, to Metro’s existing subrecipients of Federal Section 5310 funds for operating expenses;
- C. AUTHORIZED the CEO to allocate Los Angeles County’s share of FTA Section 5311 funds from the CRRSA Act (estimated to be about \$1,127,870) for transit service in rural areas upon notification by the California Department of Transportation (Caltrans), as described in Attachment B, for operating expenses;
- D. APPROVED exchanges of CRRSA Act funding allocations, as appropriate, with other local or eligible State or Federal funds to accelerate grant approval and disbursement of funds by the FTA;
- E. AUTHORIZED the CEO or his designee to negotiate and execute all necessary agreements to implement Board approved support of transit programs in Los Angeles County; and
- F. DELEGATED to the CEO or his designee the authority to administratively approve minor changes to the allocations to reflect any revisions made by the Southern California Association of Governments (SCAG), FTA and/or Caltrans that may impact Los Angeles County’s share of the funds.

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8. SUBJECT: PROPOSITION C BONDS

2021-0039

ADOPTED:

A. a Resolution, Attachment A, that:

1. AUTHORIZED the competitive sale and issuance of up to \$450 million in aggregate principal amount of Proposition C Senior Sales Tax Revenue Bonds in one or more series, to finance capital projects; and refinance outstanding revolving credit notes;
2. APPROVED the forms of the Notice of Intention to Sell Bonds, Notice Inviting Bids, Supplemental Trust Agreement, Continuing Disclosure Certificate, Preliminary Official Statement and such other documents as required for the issuance of the bonds, and approves related documents on file with the Board Secretary as set forth in the resolution all as subject to modification as set forth in the Resolution; and
3. AUTHORIZED taking all action necessary to achieve the foregoing, including, without limitation, the further development and execution of the bond purchase contract and bond documentation associated with the issuance of the Proposition C Senior Sales Tax Revenue Bonds (the "Bonds").

(REQUIRED SEPARATE, SIMPLE MAJORITY BOARD VOTE.)

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12. SUBJECT: MEASURE M MULTI-YEAR SUBREGIONAL PROGRAM 2021-0032
ANNUAL UPDATE - LAS VIRGENES/MALIBU SUBREGION

APPROVED ON CONSENT CALENDAR:

- A. the programming of an additional \$430,000 within the capacity of the Measure M Multi-Year Subregional Program (MSP) Highway Efficiency Program;
- B. DELEGATED the Chief Executive Officer (CEO) or his designee the authority to:

(Continued on next page)

(Item 12 – continued from previous page)

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. AUTHORIZED the CEO or his designee to negotiate and execute all necessary agreements and/or amendments for approved projects.

13. SUBJECT: ALAMEDA CORRIDOR-EAST GRADE SEPARATIONS PHASE II PROGRAM 2020-0866

APPROVED ON CONSENT CALENDAR:

- A. REPROGRAMMING Measure R funds for the Alameda Corridor-East (ACE) Grade Separations Phase II Program to reflect the program schedule change; and
- B. AUTHORIZED the Chief Executive Officer (CEO) or his designee to negotiate and execute project addenda consistent with the Board-approved ACE Grade Separations Phase II Funding Program.

15. SUBJECT: MODERNIZING THE METRO HIGHWAY PROGRAM 2021-0008

APPROVED ON CONSENT CALENDAR recommendations to modernize the Highway Program and approving the release for public review:

- 2) REVISED Measure R Highway Program Criteria – Project Eligibility for Highway Operational Improvements and Ramp/Interchange Improvements, shown in Attachment A, and
- 2) REVISED Measure M Guidelines, Section X – Multi-Year Programs (Highway Subfunds), shown in Attachment B.

16. SUBJECT: BUS RAPID TRANSIT VISION AND PRINCIPLES STUDY 2020-0595

APPROVED AS AMENDED ON CONSENT CALENDAR the following BRT Vision and Principles Study recommendations:

1. DIRECTED staff to apply both the BRT Standards and Design Guidelines developed through the BRT Vision & Principles study to all Metro-funded BRT projects and initiate the process to refine the design guidelines further into design criteria; and
2. APPROVED the recommended five top-performing Bus Rapid Transit (BRT) candidate corridors for future project development consideration and advance the Broadway corridor as a first decade Measure M project, subject to available funding.

Amendment by Directors Bonin, Solis, and Hahn:

We, therefore move, that the Board adopt the recommendations of the BRT Vision & Principles Study staff report (Item 16).

WE, FURTHER, MOVE that the Board direct the Chief Executive Officer to report back to the Board in June 2021 with a BRT Early Action Program that includes the following:

1. Advancing the Broadway corridor as a first decade Measure M project, as recommended by staff.
2. Identifying the essential elements of a “quick build” approach to BRT, based on the BRT Vision & Principles Study and experience from the NextGen Bus Speed & Reliability Working Group.
3. Consulting with Metro Operations, the Office of Equity and Race, local jurisdictions, and municipal operators to identify which of the Top 7 Corridors would be suitable for a quick build approach, including consideration of parallel NextGen Tier 1 corridors. **Hahn Amendment:** Additionally, evaluate extending the Western Ave BRT corridor to San Pedro.
4. Pursuing a near-term delivery strategy for each of the identified early action corridors, with emphasis on quick build transit priority improvements and leveraging city and county partnerships to provide BRT features, including pavement, striping, signal priority, and street furniture.
5. Systemwide implementation of All Door Boarding, starting with NextGen Tier 1 lines.
6. Estimated costs and staffing needed and opportunities to leverage Measure M dedicated Countywide BRT funding to accomplish the above work.

17. SUBJECT: EXPO/CRENSHAW STATION JOINT DEVELOPMENT AND 2020-0902 FIRST/LAST MILE PLAN

AUTHORIZED RECOMMENDATION 1 ON CONSENT CALENDAR:

1. the Chief Executive Officer to execute an amendment to the Exclusive Negotiation Agreement and Planning Document with WIP-A, LLC, a wholly-owned subsidiary of Watt Companies, Inc., and the County of Los Angeles to extend the term for 12 months, and provide for an additional 12-month administrative extension, which agreement is in regards to the joint development of 1.77 acres of Metro-owned property and 1.66 acres of County-owned property at the Expo/Crenshaw Station in partnership with West Angeles Community Development Corporation; and

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THE FOLLOWING RECOMMENDATION HAS BEEN CARRIED OVER TO THE JUNE 2021 PLANNING AND PROGRAMMING COMMITTEE:

2. ADOPT the Expo/Crenshaw First/Last Mile Plan.

19. SUBJECT: RAIL VEHICLE LUBRICATING STICKS 2020-0897

AUTHORIZED ON CONSENT CALENDAR the CEO to award a 36-month March 2021 through March 2024, firm fixed price contract with two one (1) year extensions, on Contract Number SD66581000, to LB Foster Rail Technologies, Inc., the lowest responsive and responsible bidder for HPF & LCF Lubricating Block for an amount not to exceed \$1,176,592.09. Board approval of the contract award is subject to resolution of any properly submitted protest.

20. SUBJECT: PARTS WASHER LEASING AND MAINTENANCE SERVICES 2020-0912

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a five-year, firm fixed unit rate Contract No. PS7235000, to FRS Environmental Inc., for parts washer leasing, and maintenance services in an amount not to exceed \$1,443,375.00 effective May1, 2021.

21. SUBJECT: ENGINEERING SUPPORT FOR BUS AND RAIL MAINTENANCE SERVICES 2020-0860

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Contract Modification No. 5 to Contract No. PS46172000, with Gannett Fleming Transit & Rail Systems, for engineering support of rail maintenance to exercise the second-year option extending the period of performance through April 26, 2022 and increasing the total contract not-to- exceed amount by \$5,000,000 from \$21,000,000 to \$26,000,000.

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24. SUBJECT: P2550 LIGHT RAIL VEHICLE (LRV) MIDLIFE MODERNIZATION/OVERHAUL PROGRAM, RAIL VEHICLE CONTRACTOR **2020-0055**

APPROVED ON CONSENT CALENDAR:

- A. Increased the Life-of-Project (LOP) Budget for the P2550 Light Rail Vehicle (LRV) Midlife Modernization/Overhaul Program (CP 214003) by \$46,340,841 from \$160,000,000 to \$206,340,841.
- B. Authorized the Chief Executive Officer to award a firm-fixed unit rate Contract No. P2550-2019 Light Rail Vehicle (LRV) Midlife Modernization to Kinkisharyo International, L.L.C. in the not-to-exceed amount of \$170,349,474 inclusive of Options, for a period of 55 months from Notice-to-Proceed (NTP) for the midlife modernization of the 50 AnsaldoBreda P2550 LRVs.

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25. SUBJECT: 2020 CUSTOMER EXPERIENCE SURVEY RESULTS **2021-0085**

RECEIVED AND FILED 2020 Customer Experience Survey Results.

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26. SUBJECT: TRANSIT LAW ENFORCEMENT SERVICES **2021-0137**

APPROVED AS AMENDED:

- A. AMENDED the combined contract value for the three multi-agency law enforcement contracts for services through December 31, 2021 by an increase of \$36,000,000 from \$645,675,758 to \$681,675,758. The Board delegates to the CEO, or his designee, the discretion to allocate the \$36M among the three law enforcement contracts, as deemed appropriate.
- A. ENGAGE the Public Safety Advisory Committee (PSAC) for the remaining six months of the multi-agency law enforcement contract.

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26.1. SUBJECT: AMENDMENT TO TRANSIT LAW ENFORCEMENT SERVICES 2021-0187

APPROVED Motion by Directors Mitchell, Garcetti, Solis, Kuehl, and Dupont-Walker that the Board direct the Chief Executive Officer to:

- A. Report to the Operations Committee in April 2021 on a plan to reasonably compensate members of the Public Safety Advisory Committee, including but not limited to options for stipend, reimbursement, and other forms of compensation;
- B. Report to the Board in June 2021 with a review of compensation for Metro's advisory committees and a policy for the reasonable compensation of their members; and
- C. Include in each monthly Transit Public Safety report updates on the progress and activities of the Public Safety Advisory Committee

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26.2. SUBJECT: INVESTMENT IN ALTERNATIVES TO POLICING 2021-0190

APPROVED Motion by Directors Bonin, Garcetti, Mitchell, Hahn, Dupont-Walker, and Solis that the Board direct the Chief Executive Officer to:

- A. Include in the FY22 budget at least \$40 million for the following initiatives, consistent with the Equity Platform and the Customer Experience Plan:

1.Public Safety:

- a.\$20 million for a transit ambassador program that provides staffed presence at Metro facilities and on Metro vehicles and offers riders assistance and connections to resources, modeled after the S.F. BART program.
- b.\$1 million for elevator attendants at stations.
- c.\$1 million for a flexible dispatch system that enables response by homeless outreach workers, mental health specialists, and/or unarmed security ambassadors in appropriate situations.
- d.\$5 million for Call Point Security Project Blue light boxes recommended by Women and Girls Governing Council to improve security on the BRT and rail system.

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(Item 26.2. – continued from previous page)

e. Funds to initiate a study to develop recommendations to prevent intrusion onto Metro rail rights-of-way, including but not limited to subway platform-edge doors.

f. \$3 million for pilot safety strategies on board buses to be recommended by PSAC.

2. Homelessness:

a. \$2 million for short term shelter for homeless riders.

b. \$5 million for enhanced homeless outreach teams and related mental health, addiction, nursing, and shelter services.

c. \$250,000 for regular counts to monitor trends and gauge the success of Metro efforts to address homelessness.

d. \$3 million for pilot homelessness strategies to be recommended by PSAC.

B. Establish a target to ensure the participation of LA County-based organizations and enterprises in the above initiatives.

C. Consult with PSAC on the program design and implementation of all of the above initiatives.

D. Direct the OIG to audit the law enforcement services contracts and report their findings to the PSAC and the Board.

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31. SUBJECT: I-5 NORTH COUNTY ENHANCEMENTS PROJECT

2021-0051

APPROVED ON CONSENT CALENDAR:

B. ESTABLISHED a life-of-project budget for the I-5 North County Enhancements Project in the amount of \$679,400,000.

B. AUTHORIZED the Chief Executive Officer to negotiate and execute project related agreements, including contract modifications, up to the authorized Life-of-Project Budget.

32. SUBJECT: METRO G LINE BUS RAPID TRANSIT IMPROVEMENTS PROJECT 2020-0884

APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE:

- A. that authorization of the use of alternative delivery methods, including Progressive Design/Build (PDB), will achieve integration of design, project works, and other components in an efficient manner for the Metro G Line Bus Rapid Transit Improvements Project, pursuant to Public Utilities Code Section 130242; and
- B. a competitive solicitation of a PDB contract to achieve the proposed design approach, specific project features and functions, and other project criteria in addition to price, pursuant to Public Utilities Code 130242 (e)

(REQUIRED 2/3 VOTE OF THE BOARD OF DIRECTORS)

33. SUBJECT: AMEND TAYLOR YARD BRIDGE CONSTRUCTION FUNDING AGREEMENT 2021-0014

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to negotiate and execute an amendment to a Memorandum of Understanding (MOU) dated March 7, 2018 with the City of Los Angeles for the Taylor Yard Bridge with a not-to-exceed amount of \$25,450,000, an increase of \$3,750,000 over the previously authorized amount of \$21,700,000.

34. SUBJECT: REPORT ON FARE CAPPING IN RESPONSE TO MOTION 31.1 2020-0704

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:

- A. APPROVE moving forward with the fare capping pilot; and
- B. NEGOTIATE and execute project-related contract awards, including contract modifications, up to the amount needed for software development and integration to implement fare capping.

35. SUBJECT: UNIVERSAL CITY/STUDIO CITY STATION ACTIVATION AND MOBILITY HUB CONCEPT 2020-0736

AUTHORIZED ON CONSENT CALENDAR:

- a. a station activation and mobility hub concept at Universal City/ Studio City B Line (Red) Station; and
- b. staff to develop a strategic plan, including identifying necessary real estate, infrastructure and financing to support the station activation and increased mobility.

38. SUBJECT: STATE LEGISLATION 2020-0846

ADOPTED ON CONSENT CALENDAR staff recommended position:

- 1. Senate Bill 671 (Gonzalez) - Transportation: Clean Freight Corridor Efficiency Program - SUPPORT

40. SUBJECT: SEPULVEDA TRANSIT CORRIDOR PROJECT 2021-0072

AUTHORIZED:

- A. the Chief Executive Officer (CEO) to award the following two (2) Contracts, subject to resolution of protests, if any.
 - a. Contract No. PS66773MRT to LA SkyRail Express, a special purpose corporation to be formed between John Laing Investments Limited and BYD Transit Solutions LLC, for pre-development services for a proposed Monorail technology transit solution concept (“TSC”) in an amount not to exceed \$63,605,132.
 - b. Contract No. PS66773HRT to Sepulveda Transit Corridor Partners -Bechtel, a special purpose vehicle to be formed between Bechtel Development Company, Inc., Meridiam Sepulveda, LLC and American Triple I Partners, LLC, for pre-development services for a proposed Heavy Rail technology transit solution concept (“TSC”) in an amount not to exceed \$69,882,427.
- B. APPROVED Contract Modification Authority in the amount of 25% for each of the two contract award values, respectively, and authorize the CEO to execute individual Contract Modifications within the Board-approved Contract Modification Authority.

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41. SUBJECT: ZERO EMISSION BUS ROLLOUT PLAN **2020-0636**

APPROVED ON CONSENT CALENDAR Zero Emission Bus Rollout Plan for submittal to California Air Resources Board (CARB).

42. SUBJECT: INGLEWOOD TRANSIT CONNECTOR JOINT POWERS AUTHORITY **2021-0065**

AUTHORIZED AND DIRECTED ON CONSENT CALENDAR:

- A. the Chief Executive Officer (CEO) to execute the Inglewood Transit Connector Joint Powers Authority Joint Exercise of Powers Agreement to join with the City of Inglewood to own, manage, and oversee the design, construction, financing, operation and maintenance of the 1.6-mile Inglewood Transit Connector Project, an elevated automated people mover to provide a critically needed direct transit connection between Metro’s network, the soon to be completed regional Crenshaw/LAX Line, and key housing and employment centers, and sports and entertainment venues within the City.
- B. the CEO to take such further actions incident to execution of the Joint Exercise of Powers Agreement as are necessary to formalize formation and establishment of the Inglewood Transit Connector Joint Powers Authority as a separate legal entity.

43. SUBJECT: FARELESS SYSTEM INITIATIVE UPDATE **2021-0074**

RECEIVED AND FILED status report on Fareless System Initiative Update

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43.1.SUBJECT: FARELESS SYSTEM INITIATIVE **2021-0157**

APPROVED Motion by Directors Hahn, Garcetti, Solis, Najarian, Mitchell, and Sandoval that the Board direct the Chief Executive Officer to:

- 1. Report back at the April 2021 Board Meeting on the following regarding a possible FSI:
 - a. How Metro is including municipal operators in the planning process, including what it would cost to fully include them and how many of their riders would qualify;

(Continued on next page)

(Item 43.1. – continued from previous page)

- b. All the subsidies Metro, Municipal Operators, and Cities already offer, including LIFE and U-Pass, and how those programs play a role in and inform a fareless initiative;
 - c. How fareless will impact the Formula Allocation Procedure (FAP), state and federal grants, and ACCESS Services; and,
 - d. What Metro’s customer surveys tell us about fareless and other priorities.
 - e. Potential cost savings and implications for what can be realized through a fareless program for all residents through elimination of TAP infrastructure, administration of pass and subsidy programs, etc.
2. As part of any recommendation to implement a fareless initiative, provide the following:
- a. Funding source details, including what those funds could go to if not fareless transit;
 - b. A plan to decide how to evaluate the success of the program, including permanent funding sources and what would trigger an end to or continuation of the program;
 - c. A commitment to not cut service, state of good repair, or customer experience priorities; and,
 - d. If a FSI pilot is approved, regular reports back to the Board on how the initiative is impacting ridership, equity, Metro’s finances, and the customer experience.

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44. SUBJECT: EASTSIDE ACCESS IMPROVEMENTS PROJECT

2020-0931

APPROVED ON CONSENT CALENDAR:

- A. a life-of-project budget for the Eastside Access Improvements Project (Project) in the amount of \$29,703,098 consistent with the provisions of the Board-adopted Measure R and Measure M Unified Cost Management Policy (Attachment B).
- B. AUTHORIZED the Chief Executive Officer to negotiate and execute project related agreements, including contract modifications, up to the authorized Life-of-Project budget.

45. SUBJECT: UPDATE CRENSHAW/LAX PROJECT

2021-0109

RECEIVED Oral Report on Crenshaw/LAX Project.

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46. SUBJECT: CLOSED SESSION

2021-0153

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

(1)

William Thomas v. LACMTA, Case No. 19STCV36325

Authorized settlement in the amount of \$400,000.

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B. Public Employment - G.C. 54957

Title: Board Secretary

No Report. Staff dismissed from room.

C. Public Employment - G.C. 54957

Title: Chief Executive Officer

No Report. Staff dismissed from room.

ADJOURNED AT 4:32 P.M.

Prepared by: Jessica Vasquez Gamez
Administrative Analyst, Board Administration



Christina Goins, Interim Board Secretary