



MINUTES

Thursday, July 27, 2023

10:00 AM

Board of Directors - Regular Board Meeting

DIRECTORS PRESENT:

**Karen Bass, Chair
Janice Hahn, Vice Chair
Kathryn Barger
James Butts
Jacquelyn Dupont-Walker
Lindsey Horvath
Holly J. Mitchell
Ara J. Najarian
Tim Sandoval
Hilda Solis
Katy Yaroslavsky
Gloria Roberts, 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, 10, 11, 12, 14, 19, 24, 25, 26, 27, and 32.

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

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

2. SUBJECT: MINUTES

2023-0467

APPROVED ON CONSENT CALENDAR Minutes of the Regular Board Meeting held June 22, 2023.

3. SUBJECT: REMARKS BY THE CHAIR

2023-0468

RECEIVED remarks by the Chair.

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

4. SUBJECT: REPORT BY THE CHIEF EXECUTIVE OFFICER

2023-0469

RECEIVED report by the Chief Executive Officer.

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

5. SUBJECT: CYBERSECURITY LIABILITY INSURANCE PROGRAM

2023-0384

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to negotiate and purchase a cybersecurity liability insurance policy with up to \$50 million in limits at a cost not to exceed \$4 million for the 12-month period effective September 1, 2023, to September 1, 2024.

| | | | |
|------------------------|-------------------|---------------------|---------------------|
| 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, P = PRESENT

6. **SUBJECT: FISCAL YEAR 2024 LOW INCOME FARE IS EASY (LIFE) PROGRAM TAXI VOUCHER FUND REIMBURSEMENT** **2023-0402**

APPROVED ON CONSENT CALENDAR:

- A. EXECUTING Modification No. 3 to Contract No. PS60564000A with FAME Assistance Corporation (FAC) for Administration of Metro's LIFE program for the Southwest and Northwest Service Regions in the amount of \$700,000, increasing the total contract value from \$4,797,897 to \$5,497,897 for the FY24 Taxi Voucher component of the LIFE Program; and
- B. EXECUTING Modification No. 3 to Contract No. PS60564000B with the International Institute of Los Angeles (IILA) for Administration of Metro's LIFE program for the Southeast Service Region in the amount of \$300,000, increasing the total contract value from \$2,492,333 to \$2,792,333 for the FY24 Taxi Voucher component of the LIFE Program.

7. **SUBJECT: STATE-OF-THE-ART BUS MOBILE VALIDATORS FOR TAP MUNICIPAL OPERATORS** **2023-0275**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 165.01 to Contract No. OP02461010 with Cubic Transportation Systems, Inc. ("Cubic"), for the purchase and installation of 1,118 new state-of-the-art Bus Mobile Validators (BMVs) for the 21 Regional municipal operators and muni transit stores and special events, in the amount of \$4,032,850, increasing the total contract value from \$401,615,864 to \$405,648,714.

8. **SUBJECT: DORAN STREET CROSSING GRADE SEPARATION PROJECT** **2023-0453**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:

- A. EXECUTE Contract Modification No. 16 to Contract No. PS2415-3046 with HNTB Corporation and extend the professional service period of performance from August 4, 2023 to December 31, 2024 in the amount of \$2,686,361 increasing the Total Contract Value from \$8,359,970 to \$11,046,331; and
- B. APPROVE programming an additional \$9,163,577 from \$11,000,000 to \$20,163,577 of Measure R 3% funds in order to achieve a shovel ready level.

9. SUBJECT: BRIGHTON TO ROXFORD DOUBLE TRACK PROJECT **2023-0454**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:

- A. EXECUTE Contract Modification No. 10 to Contract No. PS2415-3412 with STV Inc. and extend the professional service period of performance from July 31, 2023, to July 31, 2026, in the amount of \$4,776,915 increasing the Total Contract Value from \$15,437,844 to \$20,214,759; and
- B. APPROVE programming an additional \$9,674,325 from \$16,704,416 to \$26,378,741 of Measure R 3% funds in order to achieve shovel ready level.

10. SUBJECT: LONG BEACH-EAST LA CORRIDOR MOBILITY INVESTMENT PLAN **2023-0392**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 31 to Contract No. PS4340-1939, for the I-710 South Corridor Project EIR/EIS, with URS Corporation (an AECOM Entity) to fund the Long Beach-East LA (LB-ELA) Corridor Task Force (Task Force) effort in the not-to-exceed (NTE) amount of \$3,857,895, increasing the total contract value from \$64,924,460 to \$68,782,355 and extend the term of the agreement through March 31, 2024.

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

11. SUBJECT: WESTLAKE/MACARTHUR PARK STATION JOINT DEVELOPMENT **2023-0236**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer or designee to execute an amendment to the Exclusive Negotiations Agreement and Planning Document (ENA) with Walter J Company (Developer) to extend the term for one year with the option to further extend the term for two additional one-year periods. The ENA provides for the joint development of Metro-owned property at the Westlake/MacArthur Park B/D (Red/Purple) Line Station with approximately 434 market rate residential units, 234 income-restricted units, a hotel, commercial office space, and neighborhood serving retail including space for local vendors (Project).

12. SUBJECT: SCAG CTC PARTNERSHIP PROGRAM GRANT AWARDS **2023-0285**

APPROVED ON CONSENT CALENDAR:

- A. AUTHORIZING the Chief Executive Officer (CEO) or their designee to

(continued on next page)

(Item 12 – continued from previous page)

execute an agreement with the Southern California Association of Governments to claim funds awarded in the amount of \$41,279,497 through the County Transportation Commission Partnership Program; and

- B. AUTHORIZING the CEO or their designee to negotiate and execute pass-through agreements with the agencies who will implement projects awarded through the County Transportation Commission Partnership Program

14. SUBJECT: THIRD PARTY ADMINISTRATION - CITY OF LOS ANGELES FY24 ANNUAL WORK PLAN **2023-0401**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute the annual expenditure budget plan of \$36,536,291 for the FY24 Annual Work Plan for the City of Los Angeles.

15. SUBJECT: WESTSIDE PURPLE LINE EXTENSION SECTION 2 **2023-0316**

AMENDED the Life-of-Project (LOP) budget for the Westside Purple Line Extension Section 2 Project by \$134,000,000, from \$2,440,969,299 to \$2,574,969,299, using the fund sources and consistent with the provisions of the Board-adopted Measure R and Measure M Unified Cost Management Policy.

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

19. SUBJECT: ADVERTISING & COMMUNICATION SERVICES CONTRACT **2023-0438**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to execute Modification No. 1 to Contract No.PS71009000 with Civilian, Inc. for advertising and communication services in the amount of \$1,500,000, increasing the base contract value from \$1,738,469 to a not-to-exceed amount of \$3,238,469.

24. SUBJECT: 48 BY '28 AND RECIPROCITY MOTION **2023-0462**

APPROVED ON CONSENT CALENDAR Motion by Directors Hahn, Dupont-Walker, Solis, Butts, and Sandoval that the Board direct the Chief Executive Officer to provide progress updates on the following:

- A. Implementing the initiatives laid out in the May 2022 “48 by '28 Plan” to increase small and disadvantaged business participation in Metro contracts;

(Item 24 – continued on next page)

(Item 24 – continued from previous page)

- B. The recommendations included in the September 2022 Office of the Inspector General survey of small business enterprise certification programs; and
- C. Developing an annual, fiscal year-end report on the agency's progress toward reaching the 48% target by 2028.

WE FURTHER MOVE that the Board direct the Chief Executive Officer to report back on the above directives in October 2023.

25. SUBJECT: BUS ENGINE IGNITION COILS

2023-0350

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a two-year, Indefinite Delivery/ Indefinite Quantity (IDIQ) Contract No. MA102753000 to Cummins, Inc. the responsive and responsible bidder for ignition coils. The contract one-year base amount is \$2,521,828.80 inclusive of sales tax, and the one-year option amount is \$2,585,163.60, inclusive of sales tax, for a total contract amount of \$5,106,992.40, subject to resolution of any properly submitted protest(s), if any.

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

26. SUBJECT: PORTABLE RESTROOM SERVICES FOR METRO EMPLOYEES

2023-0366

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a firm fixed unit rate Contract No. PS96427000 to United Site Services of California, Inc. for portable restrooms and handwash stations in an amount not-to-exceed \$896,490 for a three-year base period and \$272,705 for the first one-year option term and \$291,330 for the second one-year term, for a combined not-to-exceed amount of \$1,460,525, effective on August 1, 2023, subject to the resolution of all properly submitted protest(s), if any.

27. SUBJECT: MEMBERSHIP ON METRO'S REGIONAL SERVICE COUNCILS

2023-0391

APPROVED ON CONSENT CALENDAR nominees for membership on Metro's Gateway Cities and San Fernando Valley Service Councils.

**32. SUBJECT: PASADENA TRANSIT SERVICE OPERATION AGREEMENT 2023-0362
AND BUS CAPITAL FUNDING FOR PASADENA TRANSIT**

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer, or their designee, to negotiate and execute:

- A. the Transit Service Operation Agreement between Metro and the City of Pasadena for Contracted Service Lines 177 & 256, for a period of five years from July 1, 2024 (when new buses are expected to begin service) through June 30, 2029 (FY25 through FY29), with a two-year extension option for FY30 and FY31, for an amount up to \$25,590,137.82; and
- B. the allocation of a 70 percent funding contribution towards the purchase of the nine (9) new buses by the City of Pasadena to operate Lines 177 & 256, for an amount up to \$4,123,823.

**33. SUBJECT: ORAL REPORT ON STATUS UPDATE OF METRO'S 2023-0461
VEHICLE MILES TRAVELED MITIGATION PROGRAM**

RECEIVED oral report on status update of Metro's Vehicle Miles Traveled (VMT) Mitigation Program.

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

**34. SUBJECT: WESTSIDE PURPLE LINE EXTENSION SECTION 1 2023-0305
PROJECT**

APPROVED BY TWO-THIRDS VOTE OF THE BOARD:

- A. HOLDING a public hearing on the proposed Resolution of Necessity, and
- B. ADOPTING the Resolution of Necessity authorizing the commencement of an eminent domain action to acquire a 33-month Temporary Construction Easement ("TCE") from the property identified as Parcel W-2309, APN: 4334-022-063 ("Property"). The above listed requirement is herein referred to as the "Property Interest."

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

35. SUBJECT: CLOSED SESSION

2023-0473

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

1. Vanessa Vega v. LACMTA, LASC Case No. 20STCV3397

APPROVED a settlement in the sum of \$275,000.

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

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

Significant Exposure to Litigation (One Case)

NO REPORT.

C. Conference with Legal Counsel-Anticipated Litigation-G.C.
54956.9(d)(4)

Initiation Litigation (One Case)

NO REPORT.

D. Conference with Real Property Negotiators - G.C. 54956.8

Property: 800 N. Alameda Street Los Angeles, CA. 90012, Union Station, Space S3

Agency Negotiator: Steve Jaffe, DEO Real Estate - Union Station

Negotiating Party: Roscoe's House of Chicken and Waffles

Under Negotiations: Price and Terms

NO REPORT.

ADJOURNED AT 1:42 P.M.

Prepared by: Mandy Cheung
Administrative Analyst, Board Administration


Collette Langston, Board Clerk