

Metro

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



MINUTES

Thursday, March 24, 2016

9:00 AM

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

Board of Directors

Directors Present:

Mark Ridley-Thomas, Chair

John Fasana, 1st Vice Chair

Eric Garcetti, 2nd Vice Chair

Michael Antonovich

Mike Bonin

James Butts

Diane DuBois

Jacquelyn Dupont-Walker

Don Knabe

Paul Krekorian

Sheila Kuehl

Ara Najarian

Hilda Solis

Carrie Bowen, non-voting member

Phillip A. Washington, Chief Executive Officer

CALL TO ORDER

ROLL CALL at 9:12 a.m.

1. APPROVED Consent Calendar Items: 2, 7, 8, 9, 10, 11, 12, 16, 17, 22, 23, 28, 29, 30, 36, 37 and 38.

Consent Calendar items are approved by one motion except item 17 which was held by a Director for discussion and/or separate action.

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

2. APPROVED ON CONSENT CALENDAR Minutes of the Regular Board Meeting held February 25, 2016. **2016-0203**

3. RECEIVED Report by the Chair. **2016-0242**

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

- 3.1 PRESENTED resolution to the Foothill Gold Line Construction Authority. **2016-0245**

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

4. Report by the Chief Executive Officer – NONE. **2016-0243**

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

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

4.1 APPROVED Motion by Ridley-Thomas, Fasana and Garcetti AMENDING 2016-0148 the staff recommendation to:

- A. RECEIVE AND FILE the **Draft Potential Ballot Measure Expenditure Plan** (Attachment A);
- B. AUTHORIZE the CEO to release the Draft Potential Ballot Measure Expenditure Plan, including a 45-year and 50-year plan option, for public review; and
- C. DIRECT the Chief Executive Officer to initiate aggressive public outreach to engage residents and interested stakeholders about the proposed Expenditure Plan and return to the Board of Directors in June 2015 for further consideration and potential adoption.

RECEIVED (for consideration when potential ballot measure is brought back to the Board in June 2015) Butts, Knabe and DuBois Motion that the Board adopt the following policies:

- A. That the 2nd and 3rd decade Measure R transit projects be formally accelerated to qualifying for 2018 Measure R and PBM funding and that Measure R projects be advanced through the environmental and preliminary engineering phases to receive funding on a construction-ready status, as envisioned in the 30-10 Board approved policy, and not be superseded by new PBM projects;
 - 1. In further keeping with the 2008 Measure R promises that the recently adopted Performance Metrics be applied solely to PBM projects and not retroactively to Measure R 2nd and 3rd decade projects; and
- B. That the Expenditure Plan accurately describes the modal category reflected in the proposed funding for that project.

There will be many more compromises needed to be made in the subsequent months ahead, but this is a major start towards bringing to the voters the balanced and comprehensive approach we have promised over the years.

RECEIVED (for consideration when potential ballot measure is brought back to the Board in June 2015) CLARIFICATION by Director DuBois of the Measure R Priority Implementation Policy

The goal of this policy is to mirror the 30-10 adopted in 2010 to use new money to accelerate the Measure R 2nd and 3rd decade projects ahead of any new projects that are listed in the Potential Ballot Measure.

We are not amending Measure R to do this, similar to the 30-10 policy of 2010. We are simply using the new money to accelerate and finish Measure R Projects and keeping our 2008 promise to the voters.

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

7. APPROVED ON CONSENT CALENDAR: 2016-0016
- A. AWARDING \$243,731 in **Wayfinding Signage Grants** to the five jurisdictions shown in Attachment A; and
- B. AUTHORIZING the Chief Executive Officer (CEO) or designee to execute Grant Agreements for the funds.
8. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to execute an Exclusive Negotiating Agreement (ENA) with **East Los Angeles Community Corporation (ELACC) and Bridge Housing for properties at 1st and Soto**, for 18 months, with an option to extend up to 30 months. 2016-0074
9. AUTHORIZED ON CONSENT CALENDAR the **Metro Open Streets Grant Program Cycle 2 Application and Guidelines**. 2016-0084
- AMENDMENT by SOLIS** that bonus points be given to disadvantaged communities and have multi-jurisdictional/regional events using the CalEnviroScreen assistance for first time applicants. Also asked staff to seek opportunities to work with the Councils of Governments.
10. AUTHORIZED ON CONSENT CALENDAR the initiation and implementation of the following **Metro Countywide Bike Share equity initiatives**: 2016-0085
- A. WAIVING the \$40 annual sign-up fee for Flex passes to make a single Metro Bike Share ride cost the same as a ride on Metro transit (\$1.75) for the following groups:
1. Metro Rider Relief customers for the summer 2016 launch;
 2. Reduced Fare TAP card-holders (Senior 62+/Disabled/Medicare, College/Vocational student, Student 9-12 grade) as part of Interoperability Step 3 approved in November 2015 (Attachment A); and
- B. the CEO to commit a 10% required hard local match of \$10,000 and a 15% required in-kind match of \$15,000 to develop a competitive Better Bike Share Partnership Grant (BBSP) application.
- C. the CEO to enter into a partnership with the City of Los Angeles for a Mobility Hubs FTA JARC grant.
11. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to execute a Memorandum of Understanding (MOU) with the **City of West Hollywood for a joint visioning process for Division 7**. 2016-0121

12. APPROVED ON CONSENT CALENDAR:

2016-0141

- A. AUTHORIZING the Chief Executive Officer (CEO) to execute an **agreement (Master Agreement) with EQR-4th & Hill LP (EQR)** in which the Los Angeles County Metropolitan Transportation Authority (METRO) agrees to grant to EQR, and take all necessary steps to record, certain "Real Estate Interests" in the METRO owned property located at the northeast corner of 4th and Hill, subject to all conditions as set forth in the Master Agreement. On the terms set forth in the Master Agreement and ancillary agreements, EQR will (1) pay an agreed upon fair market value of the easements, (2) regrade and install, **operate and maintain "Enhanced Plaza Improvements" on the Metro Plaza (at the northeast 4th/Hill portal)** pursuant to a design approved by METRO, and (3) pay for changes required to mitigate impacts to Metro-Clark Contract C1073 due to EQR Project; and
- B. DELEGATING to the CEO the authority to approve the fair market value of the various temporary and permanent easements and lease agreement up to the amount of \$1,000,000.

14. AUTHORIZED the Chief Executive Officer (CEO) to execute:

2016-0002

- A. Modification No. 3 to Contract No. PS2415-3172 for **Southern California Regional Interconnector Project (SCRIP) with HDR, Engineering, Inc. to provide environmental and preliminary engineering services for the expansion of SCRIP to include the Los Angeles Union Station Master Plan passenger concourse and accommodate high speed rail (HSR)**, increasing the total contract value by \$17,641,953, from \$30,637,404 to a not to exceed amount of \$48,279,357; and
- B. an **Agreement with the California State High Speed Rail Authority (CHSRA) up to a maximum amount of \$15 million for SCRIP** for the accommodation of HSR.

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

- 15. AUTHORIZED the Chief Executive Officer (CEO) to award a firm fixed price **2016-0139** Contract No. AE455510019565 with **Wagner Engineering and Survey Inc. (WES) for the Lone Hill to White Double Track Environmental and Preliminary Engineering Project (Project)** in the amount of \$1,967,376, for a two-year term.

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

16. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to submit project applications for grant funds from **California's Cap-and-Trade Transit and Intercity Rail Capital program.** **2016-0154**

17. APPROVED: **2016-0061**

- A. AUTHORIZING implementation of the first phase of the **Parking Management Pilot Program at three (3) Metro Parking Facilities along the Expo II extension**, pursuant to the Operating Plan (Attachment D) for one (1) year;
- B. AMENDING Metro's Parking Rates and Fee Resolution (Attachment E) to allow for the fee structure proposed in the Parking Management Pilot Program; and
- C. AUTHORIZING the Chief Executive Officer (CEO) to execute Modification No.1 to Contract No. PS4313200 for Permit Parking Management Program with iNet, Inc., doing business as (dba) iParq, increasing the total contract value by \$353,350 from \$432,220 to \$785,570 to allow for implementation of the first phase of the Parking Management Pilot Program as a revenue generating contract where the contractor will be compensated the total value of the contract from the parking revenue collected by the contractor and Metro will receive the net revenue amount collected.

AMENDMENT by BONIN to allow no parking by non-transit users during Phase 1.

Requested report back from Legal Counsel regarding the legality of barring non-transit users from using the lots.

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

21. APPROVED: **2015-1390**

- A. INCREASING the Life of Project (LOP) and Contract Modification Authority (CMA) as follows:
 - 1. **LOP Budget for Patsaouras Bus Plaza Station (PBPS CP 202317)** by \$8,809,000, from \$30,984,000 to \$39,793,000; and
 - 2. CMA for Contract No.C0970 with OHL USA, Inc. (OHL), in the amount of \$6,276,800, from \$1,983,200 to \$8,260,000.

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B. AUTHORIZING the Chief Executive Officer (CEO) to execute Contract Modification:

1. No. 9 to Contract No. C0970, with OHL in the amount of \$697,185, increasing the total value of the Contract from \$20,247,802 to \$20,944,987; and
2. No. 10 to Contract No. C0970, with OHL in the amount of \$3,694,695, increasing the total value of the Contract from \$20,944,987 to \$24,639,682.

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

22. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to: **2016-0098**

A. AWARD a cost-plus fixed fee Contract No. AE4569400 for **Construction Management Support Services for Soundwall Package No. 11 with Ghirardelli Associates, Inc.** in the amount of \$6,820,334.32 for the four-year base period effective April 1, 2016 through March 31, 2020, plus \$89,832.84 for the first option year, and \$89,832.84 for the second option year, for a combined total of \$7,000,000; and

B. EXECUTE individual Tasks Orders within the Board approved authority.

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

23. APPROVED ON CONSENT CALENDAR: **2016-0134**

A. INCREASING the Life of Project Budget (LOP) Budget for **Metro Red Line Universal City Pedestrian Bridge (CP 809382)** by \$2,285,000 from \$27,300,000 to \$29,585,000;

B. INCREASING the Contract Modification Authority (CMA) for Contract C1043 with Griffith Company in the amount of \$577,000 from \$2,542,000 to \$3,119,000; and

C. AMENDING the FY16 Budget by \$4,406,000 from \$9,732,000 to \$14,138,000 as shown in Attachment D.

28. AUTHORIZED ON CONSENT CALENDAR:

2016-0035

- A. the Chief Executive Officer to award a not-to-exceed contract under Bid Number OP17007 to **NABI Parts Inc., for the purchase of Bus Operator Safety Barrier Installation Kits** for a base amount not to exceed \$5,443,449, inclusive of sales tax; and
- B. the amendment of the **FY16 Adopted Budget to add 4 represented full time equivalents (FTE's).**

29. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to award a 16-month firm fixed price contract, Contract No. PS451860016612, to **Cambria Solutions, Inc. in the amount of \$1,149,538 for Metro ExpressLanes Consultant Services for Development of Solicitation Packages.**

2015-1772

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

30. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to:

2016-0149

- A. ESTABLISH the life of project (LOP) budget in the amount of \$112.7 million for the **Emergency Security Operations Center (ESOC) Phase One**, CP No. 212121; and
- B. AWARD a 36-month firm fixed price Contract No. AE451150019779 to **HDR Engineering, Inc., in the amount of \$5,936,638 for Metro's ESOC Architectural and Engineering design services.**

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

31. APPROVED:

2015-1714

- A. RECEIVING AND FILING report on the **evaluation results of the All Door Boarding pilot test on the Wilshire BRT (Line 720)**; and
- B. expanding the pilot program to the Silver Line (Line 910) starting Summer 2016.

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

31.1 APPROVED MOTION by DIRECTORS GARCETTI, ANTONOVICH, KUEHL, KREKORIAN and DUPONT-WALKER that the Board direct the CEO:

2016-0244

A. to expand the All Door Boarding pilot program to include the Reseda Boulevard Rapid Line 744 starting with the Fall 2016 term to support transit ridership to California State University, Northridge; and

B. report back in 90 days regarding the above.

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

36. APPROVED ON CONSENT CALENDAR appointing the current 16 organizations that will form the Transportation Business Advisory Council membership.

2016-217

37. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a five-year, firm fixed price contract, pending the resolution of a protest:

2016-0129

A. Contract No. PS4488900, to Vasquez & Company, LLP to perform Package A of the fiscal years (FY) 2016-20 Consolidated Financial and Compliance Audit of the programs, jurisdictions and agencies listed in Attachment C, for \$1,583,529 for the base audits and \$758,141 for the option audits, for a combined not to exceed total of \$2,341,670, effective April 1, 2016; and

B. Contract No. PS4489300, to Simpson & Simpson, LLP to perform Package B of the fiscal years (FY) 2016-20 Consolidated Financial and Compliance Audit of the programs, jurisdictions and agencies listed in Attachment D, for \$2,572,500 for the base audits and \$1,200,000 for the option audits, for a combined not to exceed total of \$3,772,500, effective April 1, 2016.

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

38. ADOPTED ON CONSENT CALENDAR staff recommended positions: **2016-0104**
- A. **AB 1908 (Harper) - HOV Lanes OPPOSE**
 - C. **AB 2690 (Ridley-Thomas) - Small Business/Disabled Veteran Business Requirements in Contracting SUPPORT (SPONSOR)**
 - D. **SB 1018 (Liu) - CEQA: State Route 710 North OPPOSE**
 - F. **H.R. 4343 (Blumenauer) - Transportation Funding SUPPORT**
- 38.1 FORWARDED to APRIL EXECUTIVE MANAGEMENT COMMITTEE: **2016-0247**
ADOPTING staff recommended positions:
- B. **AB 1964 (Bloom) – Alternative Fuel Vehicle HOV Lane Access OPPOSE WORK WITH AUTHOR**
 - E. **SB 1362 (Mendoza) - Metro Transit Security ~~OPPOSE UNLESS~~ AMENDED WORK WITH AUTHOR**
39. APPROVED AS AMENDED Motion by Directors Solis, Najarian, **2016-228**
Krekorian, Antonovich and DuBois that the Board directs the CEO, the Countywide Planning and Development Department and the Regional Rail Unit to return in 60 days with a review of the following:
- A. The feasibility, general cost estimate, funding sources (including Measure R 3%) and potential cost-sharing structure for creating a new station on the Metrolink Riverside Line at the base of Rio Hondo College;
 - B. The potential for consolidating and streamlining multiple transit related projects and services in the Greater Whittier Narrows area by establishing a multimodal transit hub; and
 - C. An evaluation of opportunities, benefits and/or impacts related to increasing transit ridership and reducing vehicular traffic on local streets, arterials, and highways;
- FURTHER MOVE that the MTA Board direct the CEO to establish a working group of stakeholders in the Greater Whittier Narrows Area to help advance this concept. The working group shall consist of, but not be limited to the cities of South El Monte, Pico Rivera, Whittier, Industry, Montebello and the unincorporated communities of Avocado Heights, Pellissier Village, and Puente Hills. The group shall also include other relevant stakeholders such as Rio Hondo College, transit service providers, government agencies, local businesses and community groups.

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AMENDMENT by Directors Garcetti, Krekorian, Dupont-Walker, Kuehl and Antonovich that the Board direct the CEO to report back on the following:

- A. an analysis of the feasibility of relocating the existing Northridge Metrolink Station at Wilbur Avenue to Reseda Boulevard. The analysis shall include the following:
 1. identifying, and recommendation on maximizing, Metro and local bus connectivity usage
 2. coordination with California State University Northridge (CSUN) officials to improve connectivity to the university.
 3. identify Transit Oriented Development and other land-use opportunities to maximize the use of a station at Reseda Boulevard;
- B. identify and recommend funding sources (including Measure R 3%) to support the relocation of the station;
- C. create a working group which includes, but is not limited to, CSUN officials, local transit service providers, Metrolink, local businesses, community groups, San Fernando Valley Service Council for coordination purposes; and
- D. report back on all the above during the May 2016 Board cycle.

AMENDMENT by Najarian, Garcetti and Antonovich that:

- A. the Board direct the CEO to assign staff to review the above named document as it relates to today's plans for this corridor, including Doran Street and County, City and Army Corps of Engineers LA River master plans and projects;
- B. identify any cost-saving measures, including but not limited to High Speed Rail reconfiguration;
- C. identify potential rail connectivity with Metrolink, High Speed Rail and Burbank-Glendale-Los Angeles Rail project and local bus services;
- D. explore possible TOD and TOC opportunities and opportunities to support revitalization and/or restoration of the LA River;
- E. identify possible funding sources to support recommendations;
- F. form a working group, including but not limited to the Cities of Glendale, Los Angeles, MTA planning staff and community relations; and

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G. report back on all of the above during the July 2016 Board Cycle.

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

40. RECEIVED AND FILED report on the formula basis of determining **Metro's 2016-0181 annual contribution to Metrolink operations** and the estimated benefits of those operations to Los Angeles County and its residents.

APPROVED Motion by Solis, Najarian, Fasana and Kuehl that the MTA Board direct the CEO to return to the Board within 60 days with an update on the following:

- A. dissolve the Ad-Hoc Regional Rail Committee but continue to provide ongoing updates bi-monthly or as needed to the Finance, Budget and Audit Committee and/or other committees as requested and appropriate;
- B. commission an independent study of the SCRRA Joint Exercise of Powers Agreement along with the cost and revenue allocation formulas. The study shall include, but not be limited to:
 - 1. work with SCRRA member agencies to revise and simplify the allocation formula structure;
 - 2. identify opportunities to better align Metro's contribution to SCRRA with the benefits received by Los Angeles County; and
 - 3. develop recommendations for a more equitable governance structure that reflects the financial contribution by each participating member.

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

41. CLOSED SESSION:

2016-0248

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

1. Esperanza Rodriguez v. LACMTA, LASC Case No. BC499440

APPROVED settlement of \$750,000.

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

2. City of Beverly Hills v. LACMTA, LASC Case No. BS144164

NO REPORT.

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

Significant Exposure to Litigation (One case)

APPROVED settlement agreement in the sum of \$2,655,807 of which MTA has already paid \$732,798 as part of two change orders for MTA directed work, leaving a balance of \$1,923,009.

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

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

Initiation of Litigation (One case)

NO REPORT.

D. Conference with Real Property Negotiator - G.C. 54956.8:

Property Description: 590 South Santa Fe Avenue, Los Angeles, CA 90013

Agency Negotiator: Velma C. Marshall

Negotiating Party: Bennett Greenwald, Butterfield Trails Limited Partnership

Under Negotiation: Price and Terms

NO REPORT.

ADJOURNED at 1:50 p.m.

Prepared by: Collette Langston,
Board Specialist



Michele Jackson, Board Secretary