

Metro

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



RECAP of Proceedings

Thursday, February 25, 2016

9:00 AM

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

Board of 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

Shirley Choate, non-voting member

Phillip A. Washington, Chief Executive Officer

CALL TO ORDER at 9:14 a.m.

ROLL CALL

1. APPROVED Consent Calendar Items: 2, 48, 19, 20, 21, 24, 26, 35, 44, 42, 43, 44, 45, 46, 53, 54 and 57.

Consent Calendar items were approved by one motion except items 18 and 41 which were held by a Director for discussion and/or separate action.

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

2. APPROVED ON CONSENT CALENDAR **Minutes of the Regular Board Meeting held January 28, 2016.** **2016-0093**

3. RECEIVED report by the **Chair.** **2016-0172**

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

4. RECEIVED report by the **Chief Executive Officer.** **2016-0173**

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

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

18. APPROVED AS AMENDED: 2016-0087
- A. **Metro funding priorities for recommendation to the California Transportation Commission for the prioritization of projects for funding in the 2016 STIP (Attachment A); and**
 - B. **Resubmittal of the 2016 Regional Transportation Improvement Program (RTIP) for Los Angeles County as adopted by the Metro Board in December 2015 (Attachment B).**

AMENDMENT BY KUEHL, KREKORIAN, ANTONOVICH AND DUPONT-WALKER that the Board direct the Chief Executive Officer to: 2016-200

- A. work with the California Secretary of Transportation to re-scope the Raymer to Bernson Double Track project to avoid the 1.5 mile residential area in Northridge;
- B. work with the California Secretary of Transportation to identify another qualified project in Los Angeles County where the project funding could be utilized, should the State not authorize a reduced project scope
- C. continue outreach to the residential neighborhood to ensure they are informed regarding the progress of this motion; and
- D. provide a progress report in April 2016 with a final report back in July 2016.

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

19. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to approve the **development of project applications for grant funds from California's Cap-and-Trade Program's Greenhouse Gas Reduction Fund (GGRF) through the Transit and Intercity Rail Capital Program (TIRCP).** 2015-1712
20. APPROVED ON CONSENT CALENDAR: 2015-1710
- A. receipt and filing of the **Final Statewide and Southern California Association of Government's (SCAG) recommended Active Transportation Program (ATP) Cycle 2 Results Summary for Los Angeles County** (Attachment A);
 - B. the proposed 2016 ATP Grant Assistance Policy (Attachment B); and
 - C. reprogramming Call for Projects commitments with reduced amounts to reflect ATP partial awards (Attachment C).

21. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) or designee to execute an agreement with the **State of California for Active Transportation Program (ATP) grant funds for the Metro Blue Line First/Last Mile Plan.** **2016-0047**

22. AUTHORIZED the Chief Executive Officer to: **2016-0053**
- A. Execute Modification No. 9 (within the existing LOP budget) to Task Order No. 01 under Contract PS2415-3024-02, with **HNTB Corporation (HNTB) for the Bob Hope Airport/Hollywood Way Metrolink Station Project** (Project) for additional engineering and to authorize design support during construction (DSDC), in the amount of \$199,457, increasing the contract value from \$1,210,562 to \$1,410,019; and
- B. Increase Contract Modification Authority (CMA) specific to Task Order No. PS2415-3024-02-01, Bob Hope Airport/Hollywood Way Metrolink Station Project, in the amount of \$200,000, increasing the total authorized CMA amount from \$450,000 to \$650,000.

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

23. AUTHORIZED: **2016-0062**
- A. the Chief Executive Officer (CEO) to award an eighteen-month firm fixed price contract, Contract No. AE439330011938 (RFP No. AE11938), to **Ted Tokio Tanaka Architects in the amount of \$1,793,023 to perform design services and construction support for the 1st and Central Station Improvement Project**; and
- B. Contract Modification Authority specific to Contract No. AE439330011938 in the amount of \$268,954.

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

24. AUTHORIZED ON CONSENT CALENDAR: 2016-0025

- A. the Chief Executive Officer (CEO) to execute a five-year (5-year) **Lease Agreement, including an option to extend the term for three (3) additional five-year periods, with Beyond Food Mart, Inc. (Beyond) for the operation of a retail business at the El Monte Transit Center** at an average first year annual lease rate of \$1.63/square foot or approximately \$51,000; and
- B. application of the new net revenue generated to the Risk Allocation Matrix savings.

25. APPROVED **Alternative 2 of the Rosecrans/Marquardt Grade Separation** to advance into the Final Environmental Document. Alternative 2 is an overpass that realigns Rosecrans Avenue to the south over the Burlington North Santa Fe (BNSF) railroad right-of-way in the City of Santa Fe Springs. 2016-0014

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

26. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer (CEO) to execute a **twenty-five (25) year license agreement (License) with the City of Pasadena (City) allowing the City to use that portion of the Metro property situated between Green Street and Holly Street in Old Pasadena and lying above the Metro Gold Line's subterranean improvements**, as depicted on Attachment A (License Property), for pedestrian, bicycling use and other purposes consistent with these uses. 2016-0007

32. AUTHORIZED: 2016-0021

- A. staff to begin the necessary steps to **advance the project delivery of the Westside Purple Line Extension Project - Section 3** (Century City to Westwood/VA Hospital) as part of a the larger package of the Shovel Ready Program of Projects which includes the advancement of other Measure R projects;
- B. the Chief Executive Officer (CEO) to execute Contract Modification No. 58 to Contract No. PS43502000 with **Parsons Brinckerhoff (PB) Inc. to provide continued advanced preliminary engineering, design for advanced relocation of utilities, engineering support services during solicitation processes, and design support services during construction for Section 3 of the Westside Purple Line Extension Project**, in an amount not to exceed \$28,085,033, increasing the total contract value from \$161,785,321 to \$189,870,354; and

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- C. amending the **Fiscal Year 2016 (FY16) Budget for the Westside Purple Line Extension Project - Section 3** by \$8,000,000.

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

- 32.1. APPROVED AS AMENDED **Motion by Knabe, DuBois, Garcetti and Solis** directing: **2016-0175**

- A. the CEO to return to the Board of Directors within 60 days with a budget (not to exceed \$18 million), scope of work, potential funding sources and community engagement strategy ~~Measure R funds in the amount of \$18 million be allocated for the purpose of pursuing Transit Oriented Communities (TOC) predevelopment and planning activities, in coordination with the City and County of Los Angeles as well as the Eco-Rapid Transit and Gateway Cities Council of Governments, for the West Santa Ana Branch Project, alignment and communities; and~~
- B. ~~Metro Staff work with the Gateway Cities Council of Governments or the Eco-Rapid Transit JPA to implement this program.~~

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

33. AUTHORIZED Contract Modification No. 103 (a.k.a. Contract Change Order, CCO 103) by Caltrans for the **Segment 3 construction contract of the I-5 North Capacity Enhancements project from SR-134 to SR-118** under the Funding Agreement No. MOU.P0008355/8501 A/A6, in the amount of \$828,720.00 without an increase in the project budget or contract value. **2015-1718**

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

35. APPROVED ON CONSENT CALENDAR the **nominees for membership on Metro's Gateway Cities Service Council**. **2015-1784**

41. AUTHORIZED ON CONSENT CALENDAR the Chief Executive **2015-1789**
Officer to execute Contract Modification No. 4 to Contract No. OP33672974, with **Nationwide Environmental Services Inc., for power sweeping services**, to exercise the first one-year option in the amount of \$1,424,850 increasing the total contract value from \$4,275,582 to \$5,700,432 and extending the contract term from June 1, 2016 to May 31, 2017.

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

42. AUTHORIZED ON CONSENT CALENDAR the Chief Executive **2015-1793**
Officer to execute Modification:
- A. No. 1 to Contract No. OP3635700 with **Parkwood Landscape Maintenance Inc. (Parkwood) for graffiti abatement and trash and vegetation removal services for Region 2 - Metro Gold Line extension**, in the not-to-exceed amount of \$2, 270,905, increasing the base contract value from \$12,599,235 to \$14,870,140.
- B. No. 1 to Contract No. OP3569500 with **Woods Maintenance Services, Inc. (Woods) for graffiti abatement and trash and vegetation removal services for Region 3 - Metro Expo Line extension**, in the not-to-exceed amount of \$3,551,658 increasing the base contract value from \$16,863,892 to \$20,415,550.
43. AUTHORIZED ON CONSENT CALENDAR the Chief Executive **2015-1778**
Officer to award a firm fixed unit rate Contract No. OP4056400OP for **Fence Repair and Installation Services for Metro Rail Rights-of-Way, Facilities and Parcel Properties with APW Construction Inc, DBA Ace Fence Co.**, for a not-to-exceed amount of \$1,000,800, for the three-year base period effective April 1, 2016 through March 31, 2019, plus \$343,200 for the first option year, and \$352,800 for the second option year, for a combined total of \$1,696,800.
44. AUTHORIZED ON CONSENT CALENDAR the Chief Executive **2016-0009**
Officer to award a five-year, firm fixed unit rate contract, PS4269500 to **ISOTECH Pest Management for bus pest control services** in an amount not-to-exceed \$4,961,610, effective April 1, 2016 through March 31, 2021.
45. AUTHORIZED ON CONSENT CALENDAR the Chief Executive **2016-0010**
Officer to establish life-of-project budgets for the **Bus Midlife Program CP# 203036** in the amount of \$68,669,900; and the **Central Maintenance Bus Engine Replacement Program CP# 203035** in the amount of \$24,690,300.

46. AUTHORIZED ON CONSENT CALENDAR: **2016-0041**
- A. the Chief Executive Officer to award Contract No. PS4497500 to **SmartDrive Systems Inc. in the amount not-to-exceed \$16,556,545 to provide Incident Based Surveillance System (IBSS) services on Metro’s bus and rail fleet from April 1, 2016 to March 31, 2021**; and
 - B. the amendment of the FY16 operating budget by \$660,000 upon authorization of the SmartDrive contract; and
 - C. the amendment of the FY16 Adopted Budget to add 2 represented full time equivalents (FTE’s).
53. ADOPTED ON CONSENT CALENDAR staff recommended positions: **2016-0118**
- A. AB 1591 (Frazier) - Transportation Funding SUPPORT**
 - B. AB 620 (Hernandez) - Metro ExpressLanes NEUTRAL**
54. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 4 to Contract No. PS62502297 with **ComPsych Corporation (ComPsych) to provide Employee Assistance Program (EAP) services** in the amount of \$44,386, thereby increasing the contract value from \$1,076,400 to \$1,120,786. This Contract Modification will also extend the period of performance for up to 3 months from April 1, 2016 to June 30, 2016. **2015-1790**
57. APPROVED ON CONSENT CALENDAR **Motion by Directors Garcetti, Kuehl, Ridley-Thomas, Fasana, Solis and Bonin** that the Board of Directors direct the Chief Executive Officer to: **2016-0157**
- A. include the following elements in Metro’s Annual Energy and Resource Report, related to **Air Quality, Emission Reductions and Resiliency efforts**:
 - 1. Efforts to reduce nitrogen oxide (NOx) emissions since the approval of Measure R, with a goal of 80% NOx emissions reduction by 2025, using 2008 as a base year.
 - 2. An update on the progress of the Metro June 2012 Climate Action and Adaptation Plan and recommendations on how to achieve carbon emission reductions by 2025, 2035 and 2050.
 - 3. Efforts to reduce vehicle miles traveled (“VMT”) per capita in Los Angeles County, including proposed reduction targets.

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4. Methods and recommendations to increase agency infrastructure resiliency and reduce environmental liabilities, especially those related to hazardous waste, as well as increase fuel efficiency, and use of energy efficient lighting, propulsion and auxiliary systems.
5. Efforts and recommendations to reduce emissions on Metro's vanpool program fleet.

FURTHER that the Board of Directors direct the Chief Executive Officer to report back to the Metro Board with an interim report on the above in May 2016 and a full report in August 2016 on the following:

B. An expansion of Metro's Green Construction Policy to make the following improvements related to **Water Conservation & Green Infrastructure**:

1. A requirement that all Metro future construction projects (that are currently not out to bid) implement methods to capture and treat storm water and apply reclaimed water best practices.
2. A requirement that all future design and construction projects (\$5 million and over) use sustainable building materials which includes, but not limited to, the following, where feasible:
 - a. Storm water & discharge runoff capture and cleaning devices
 - b. Permeable pavement and surfaces
 - c. Low carbon-intensity materials
 - d. Recycled & local materials
 - e. Light colored pavement & native shade trees
3. A requirement that all future highway and transit projects include a project-specific Sustainability Coordinator to oversee all resiliency and long-term sustainability-related requirements for the project realizing that proper maintenance is essential to realizing the full life-cycle benefit of sustainable infrastructure and to assist the agency's Sustainability Officer in achieving Metro's sustainability metrics.
4. A plan to significantly increase the number, size, and scope of projects in Metro's Urban Greening Implementation Action Plan.

C. Strategies to improve connectivity & enhance **"First-and-Last Mile" connections to our transit system**, including:

1. A schedule for expanding the existing car-share pilot program to at least ten additional park and ride Metro-owned lots and/or major transit hubs in the system.

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2. An inventory of potential Metro-owned parcels that could be used to expand opportunities for active transportation links and/or “First-and-Last Mile” applications (e.g. Mobility Hubs).
 3. A requirement, when feasible, that all future Metro-owned transit stations consider, for connectivity and ridership purposes, incorporation of the following elements into their designs:
 - a. Walking paths
 - b. Bike routes
 - c. Accessibility to local neighborhoods (i.e. half-mile radius).
 - d. River & bicycle waterways (where applicable)
 4. As part of Metro’s Active Transportation Strategic Plan, strive to create a Regional Active Transportation Network, in coordination with local municipalities. As an initial step, Metro should coordinate with local agencies to assess opportunities to include right of ways (utility corridors, flood channels and other corridors) in this Regional Active Transportation Network to allow for preservation and best use and outline next steps towards implementing this network. Metro should also make recommendations on establishing a matching funding program to support the delivery of local first-last mile capital projects that support countywide transit ridership, and regional Active Transportation network connections.
- D. Report back on the following strategies to better **deploy technology and promote green jobs**:
1. An assessment of any necessary positions focused on technological efficiencies and improvements that would be critical to supporting Metro’s sustainability efforts.
 2. Alternative renewable energy generation technology that could be used for future bus, vehicle, rail and maintenance structures.
 3. Partnership and funding opportunities, including an incentive program, to maximize the use of zero or near zero emission technologies in future transit and goods movement corridors.
- E. An overview of the Environmental Compliance and Sustainability Department’s agency-wide effort to ensure coordination in planning and implementing sustainability initiatives, including recommended metrics to measure challenges and successes. This includes partnering and soliciting input from non-profits and other stakeholders to ensure public participation.

58. AUTHORIZED:

2015-1761

A. the Chief Executive Officer to **renew and/or replace the direct-pay letters of credit (“LOC”) and direct purchase revolving credit facility (“RCF”) for the Proposition A and Proposition C commercial paper/short-term borrowing programs** to be provided by the banks described below and finalize negotiations with the recommended banks and enter into reimbursement/credit agreements and related documents associated with such LOCs and RCF:

1. renewing and increasing the stated amount of the LOC currently provided by Sumitomo Mitsui Banking Corporation, acting through its New York Branch (“Sumitomo”) for a LOC commitment amount of \$125 million for a three-year term for the Proposition A commercial paper program at an estimated cost of \$2.706 million including legal fees and other related expenses;
2. renewing the LOC currently provided by MUFG Union Bank, N.A. (“Union Bank”) for a LOC commitment amount of \$75 million for a three year term for the Proposition A commercial paper program at an estimated cost of \$1.714 million including legal fees and other related expenses;

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

3. renewing the RCF currently provided by Wells Fargo Bank, National Association (“Wells Fargo”) for a commitment of \$75 million for a three year term for the Proposition C short-term borrowing program at an estimated cost of \$1.702 million including legal fees and other related expenses; and

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

4. replacing the LOC currently being provided by State Street Bank and Trust Company (“State Street”) with respect to the Proposition C commercial paper program with a LOC to be provided by Bank of America, N.A. (“B of A”) for a LOC commitment amount of \$75 million for a three year term at an estimated cost of \$1.787 million including legal fees and other related expenses.

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

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- B. the Chief Executive Officer to finalize negotiations with each successively ranked bank for LOCs and/or RCFs having three year terms and the estimated costs shown in Attachment A; if unable to reach agreement with one or more of the recommended banks described above.

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

- C. adopting a resolution with respect to the Proposition A commercial paper program that approves the selection of Sumitomo and Union Bank or such other banks selected by the Chief Executive Officer, forms of the reimbursement agreements, fee agreements and reimbursement notes in substantially similar form with those on file with the Board Secretary and that makes certain benefits findings in compliance with the Government Code, Attachment B; and

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

- D. adopting a resolution with respect to the Proposition C commercial paper and short-term borrowing programs that approves the selection of B of A and Wells Fargo or such other banks selected by the Chief Executive Officer, forms of the reimbursement agreement, fee agreement, reimbursement note, revolving credit agreement, revolving obligation notes and supplemental subordinate trust agreement in substantially similar form with those on file with the Board Secretary and that makes certain benefits findings in compliance with the Government Code, Attachment C.

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

59. AUTHORIZED:

2016-0097

- A. staff to increase Life of Project (LOP) Budget by \$5,000,000 from \$2,773,879,593 to \$2,778,879,593 for the Westside Purple Line Extension Section 1 Project, No. 865518.
- B. the CEO to negotiate and execute Contract Modification No. 1 to Contract C1078, Clark Construction Group to incorporate design direction based on Alternative A1, to revise the Baseline design of the building floor plans and site plan, in an amount not-to-exceed \$4,500,000 increasing the total contract price from \$52,830,310 to \$57,330,310.
- C. the CEO to negotiate with the City to allow as-needed access through the MOW site for maintenance vehicles to service the electric and sewer vaults in the 6th Street Viaduct right of way.

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

60. RECEIVED oral report on **Los Angeles World Airports** from Executive Director, Deborah Flint.

2015-1663

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

61. APPROVED AS AMENDED **Motion by Krekorian, Kuehl and Antonovich** 2016-0174 that the MTA Board instruct staff to investigate the steps necessary to create a conveniently located Customer Service center in the San Fernando Valley and report back on that and the timeline to do so.

AMENDMENT BY DUPONT-WALKER to include in the report back information on a Mobile Customer Service Center.

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

62. **CLOSED SESSION:**

2016-0176

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

- A. Property Description: 42-mile easement within Metro right-of-way extending north from Taylor Yard in Los Angeles through Burbank and terminating in Lancaster
 Agency Negotiator: Thurman Hodges
 Negotiating Party: US Sprint Communications Company
 Under Negotiation: Price and Terms

NO REPORT.

- B. Property Description: 5630 Arbor Vitae Street, Los Angeles, CA 90045
 Agency Negotiator: Velma C. Marshall
 Negotiating Party: SoCal Partners 1
 Under Negotiation: Price and Terms

APPROVED litigation settlement in the amount of \$23,500,000.

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

- C. Property Description: 6111 Wilshire Boulevard, Los Angeles, CA
 Agency Negotiator: Carol A. Chiodo
 Negotiating Party: B&H Education, Inc., a Delaware Corporation dba Marinello Schools of Beauty
 Under Negotiation: Price and Terms

APPROVED settlement in the amount of \$2,500,000.

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

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