

consultant support services, as needed each year for the life of the project. This approach will result in more accurate budgeting for each year.

The Metro Gold Line Eastside Extension Project is currently procuring a construction Design-Bid-Build contract (C0800) for tunnel and stations excavation and a Design-Build contract (C0801) for stations, trackwork and systems. The award of these contracts is anticipated to occur immediately after receipt of an executed Federal Full Funding Grant Agreement (anticipated in February 2004).

The construction phase of the Project will be managed using an Integrated Project Management Office (IPMO) structure, which requires certain construction management support functions to be performed by the CMSS consultant under MTA's direction. The use of the CMSS consultant allows the flexibility in augmenting MTA staff to meet the dynamic needs of construction, including multiple shifts, nighttime work and anticipated (but unplanned) contractor work schedules. The MTA and the CMSS staff will be located in the Project field offices and will function in a manner to ensure safe, efficient, effective and community responsive day-to-day management during construction of the Metro Gold Line Eastside Extension Project.

IMPACTS TO OTHER CONTRACTS

The CMSS contract is required to assist the MTA in providing construction management support services for the C0800, Tunnel and Stations Excavation Contract and C0801, Stations, Trackwork and Systems Contract.

FINANCIAL IMPACT

The funding for this action is included in the FY04 budget in Cost Center 8510 (Construction Contracts/Procurement) under Project 800088 (Metro Gold Line Eastside Extension), Line Item No. 50316 (Professional & Technical Services). Since this is a multi-year contract, the cost center manager and Executive Officer will be accountable for budgeting the cost in future years, including any option exercised.

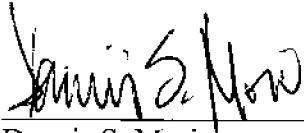
ALTERNATIVES CONSIDERED

The MTA Board may reject the recommendation. Rejection will require the hiring of additional MTA staff to fill the required construction management positions. The time required for the recruitment and hiring process does not support the staffing needs for the project, since award of the construction contract(s) is anticipated in early 2004. Furthermore, attracting and recruiting specialized technical skills may not be achievable. This would cause a void in construction management staffing support for a period of time, creating insufficient oversight and the potential for delays and additional costs to the project.

ATTACHMENTS

A. Procurement Summary

Prepared By: Rick Wilson, Project Control Manager
Eli Choueiry, Deputy Project Manager



Dennis S. Mori
Interim Executive Officer
Construction Project Management



Roger Snoble
Chief Executive Officer

**BOARD REPORT ATTACHMENT A
PROCUREMENT SUMMARY
METRO GOLD LINE EASTSIDE EXTENSION PROJECT
CONSTRUCTION MANAGEMENT SUPPORT SERVICES**

1.	Contract Number: MC067 CWO-4 Initial Award		
2.	Recommended Vendors: Carter & Burgess Inc.		
3.	Cost/Price Analysis Information:		
	A. Bid/Proposed Price: \$3,726,283	Recommended Price: \$TBD	
	B. Details of Significant Variances: TBD		
4.	Contract Type: Labor Hour		
5.	Procurement Dates: Not Applicable To CWO's For An Existing Contract		
	A. Issued: N/A		
	B. Advertised: N/A		
	C. Pre-proposal Conference: N/A		
	D. Proposals Due: N/A		
	E. Pre-Qualification Completed: N/A		
	F. Conflict of Interest Form Submitted to Ethics: YES		
6.	Small Business Participation:		
	A. Bid Goal: 30%	Date Small Business Evaluation Completed: N/A	
	B. Small Business Commitment: TBD Upon Completion Of Negotiation		
7.	Invitation for Bid/Request for Proposal Data: Not Applicable to Contract Work Orders issued for an existing Contract		
	Notifications Sent: N/A	Bids/Proposals Picked up: N/A	Bids/Proposals Received: N/A
8.	Evaluation Information:		
	A. Bidders/Proposers Names: Carter & Burgess Inc.	Proposal Amount: \$ 3,726,283	Best and Final Offer Amount: N/A
	B. Evaluation Methodology: Cost Analysis		
9.	Protest Information:		
	A. Protest Period End Date: N/A		
	B. Protest Receipt Date: N/A		
	C. Disposition of Protest Date: N/A		
10.	Contract Administrator: John K. Doidge	Telephone Number: 922-1034	
11.	Project Manager: James Cohen	Telephone Number: 922-7911	

**BOARD REPORT ATTACHMENT A-1
PROCUREMENT HISTORY
ACTION**

BACKGROUND ON CONTRACTOR

Carter & Burgess Inc. was established in 1939 as a two-man partnership providing civil engineering and landscape architecture services, and has since grown into a full-service, multidiscipline-consulting firm with more than 2,500 employees in major metropolitan areas across the nation. Carter & Burgess has extensive experience providing engineering and management service under alternative delivery methods as well as traditional methods in the transportation arena. Carter & Burgess has served as members of design-build teams as well as owner's representatives for program/construction management oversight of the general contractor's work. The MTA Board authorized award of Contract No. MC067 to Carter & Burgess Inc., located at 15821 Ventura Blvd., Suite 625, Encino, CA 91436, to provide Construction Management Support Services for the San Fernando Valley Metro Rapidway, Metro Gold Line Eastside Extension, and other major capital projects, as required.

PROCUREMENT BACKGROUND

The solicitation for the baseline Contract was a qualification-based procurement. This method is based on each of the responding firms qualifications being evaluated, and the most qualified firm selected, followed by a cost proposal.

On May 22, 2003, the MTA Board authorized the Chief Executive Officer to negotiate and execute Contract No. MC067 with Carter & Burgess Inc., for providing Construction Management Support Services for the San Fernando Valley Metro Rapidway, Metro Gold Line Eastside Extension and other major capital projects, as required; and upon successful completion of negotiations to execute Contract Work Order (CWO) 1 for an amount not to exceed four million (\$4.0M) for the San Fernando Valley Metro Rapidway Project.

Negotiations for the baseline Contract and Contract Work Order (CWO) 1 were completed August 25, 2003. On September 3, 2003, the labor hour contract, Contract No. MC067, was awarded for a Construction Management Support Services Consultant, to Carter & Burgess, Inc. and Contract Work Order (CWO) No. 1 was issued for an amount not to exceed three million, nine hundred eighty nine thousand, one hundred twenty five dollars (\$3,989,125).

On September 24, 2003, the Chief Executive Officer authorized staff to execute Contract Work Order (CWO) No. 3 for an amount not to exceed twenty six thousand, five hundred ninety eight dollars (\$26,598.00) to provide lessons learned from the Pasadena Gold Line in relations to preparation of statements of work, performance specifications, scope drawings and contract terms and conditions to the Metro Gold Line Eastside Extension Project Contract Nos. (C0801 and C0803).

On September 25, 2003, the MTA Board authorized the Chief Executive Officer to negotiate and execute Contract Work Order (CWO) No. 2 to provide Construction Management Support

Services for the San Fernando Valley Metro Rapidway – to be reimbursed by the Los Angeles Department of Water and Power (LADWP), for a Recycled Waterline Project in an amount not to exceed \$240,000.

This action is to provide Construction Management Support Services for the Metro Gold Line Eastside Extension for the initial period beginning January 1, 2004 through December 31, 2004.

EVALUATION OF PROPOSAL

Contract No. MC067 is a labor hour contract utilizing fixed labor rates for each calendar year. Overhead rates, escalation and fee have been negotiated for the entire six (6) year period of the contract. Base labor rates for newly assigned personnel are reviewed to ensure actual labor rates are utilized.

COST PRICE ANALYSIS

The MTA Estimate is not being disclosed at this time in order not to compromise MTA’s ability to negotiate this effort. Negotiations will be based upon MASD audit, independent cost estimate, fact-finding, use of actual labor rates and fixed negotiated overheads and fee included in the Basic Contract.

Bid/Proposal Amount	MTA Estimate	Negotiated Amount
\$3,726,283	\$TBD	\$TBD

**BOARD REPORT ATTACHMENT A-2
LIST OF SUBCONTRACTORS**

PRIME CONTRACTOR – CARTER & BURGESS INC.

SMALL BUSINESS SUBCONTRACTORS

1. Cabrinha Hearn & Associates
2. E.W. Moon, Inc.
3. Frank Cardenas & Associates
4. J.L. Patterson
5. Safework

OTHER SUBCONTRACTORS

1. Booz Allen Hamilton
2. DMJM Harris
3. Gateway Science & Engineering
4. Jacobs Associates
5. Kellogg Brown Root
6. LKG-CMC, Inc.
7. Ninyo Moore

SMALL BUSINESS PARTICIPATION

The Disadvantaged Business Enterprise (DBE) participation goal established for this contract is thirty percent (30%). A review of the proposed value of \$3,726,283 will be performed upon conclusion of negotiations by the Diversity and Economic Opportunity Office Small Business Diversity Office to ensure that the DBE goal has been achieved for this effort.

POSSIBLE CONFLICT OF INTEREST FORM FOR AGENDA ITEMS

THIS FORM MUST BE SUBMITTED WITH THE BOARD REPORT.

To: Ethics & Lobby Registration Department

From: John K. Doidge

Telephone: (213) 922-1034

Contract N0. MC067 - Construction Management Support Services Consultant - To provide Construction Management Support Services To Major Capital Construction Projects beginning with the San Fernando Valley Metro Rapidway Project followed by the Metro Gold line Eastside Extension Project

Check all that apply:

- IFB RFP/RFO Amendment Exercise of option Sole source Increase in AFE
 Change Order Subcontractor Substitution Settlement agreement
 Other (please specify):

Please list all (Recommended & Other) proposers/bidders:

Prime Contractor:	Name of firm: Carter & Burgess, Inc Name(s) of principal(s): Lawrence D. Hazzard, Senior VP	Subcontractor(s): Name of firm Booz Allen Hamilton Name(s) of principal(s): Gary Schulman, VP
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Subcontractor(s):	Name of firm: Cabrinah, Hearn & Associates Name(s) of principal(s): Neil J. Hearn, VP	Name of firm DMJM+HARRIS Inc.: Name(s) of principal(s): Stephen J. Polechronis, Senior VP
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Name of firm: Kellogg Brown & Root Inc. Name(s) of principal(s): Jim Johnson, Commercial VP	Name of firm: Safework Inc. Name(s) of principal(s): Rebecca Jones, CEO	Name of Firm Jacobs Associates Name(s) of principal(s): William W. Edgerton, Pres.
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Name of firm: E.W. Moon, Inc Name(s) of principal(s): Elvin W. Moon, Owner	Name of firm Frank Cardenas & Associates Name(s) of principal(s): Frank Cardenas, Owner
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Subcontractor(s): Name of firm:
(Continued) Gateway Science & Engineering Inc.
Name(s) of principal(s):
Christine G. Valenzuela

Name of firm:
LKG-CMC
Name(s) of principal(s):
P. Joie Koenders, Technical Manager

Name of firm:
J.L. Patterson and Associates
Name(s) of principal(s):
Jacqueline L. Patterson, Pres.

Name of firm:
Ninyo & Moore
Name(s) of principal(s):
Peter R. Supko, GM.