

Thursday, November 13, 2014 9:00 AM

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# RECAP of Proceedings

## Regular Board Meeting Board of Directors

One Gateway Plaza  
3<sup>rd</sup> Floor Board Room

Called to Order at 9:22 a.m.

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### Directors Present

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Eric Garcetti, Chair  
Mark Ridley-Thomas, 1st Vice Chair  
John Fasana, 2<sup>nd</sup> Vice Chair  
Michael Antonovich  
Mike Bonin  
Diane DuBois  
Jacquelyn Dupont-Walker  
Don Knabe  
Paul Krekorian  
Gloria Molina  
Ara J. Najarian  
Pam O'Connor  
Zev Yaroslavsky  
Carrie Bowen, non-voting member

### Officers

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Arthur T. Leahy, Chief Executive Officer  
Michele Jackson, Board Secretary  
Karen Gorman, Ethics Officer  
Karen Gorman, Inspector General  
County Counsel, General Counsel



**Metro**

Los Angeles County  
Metropolitan Transportation Authority

1. APPROVED **Consent Calendar** Items: 2, 5, 6, 7, 9, ~~13, 14, 15~~, 16, 17, 22, 23, 24, 26, 27, 28, 38, 40, 48, 49, 50, 56, 57, 59 and ~~60~~.

*Consent Calendar items were approved by one motion except items 13, 14, and 15 which were continued to February 2015 and item 60 which was held by a Director for discussion and/or separate action.*

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
A	Y	Y	A	Y	A	Y	A	Y	Y	Y	A	Y

2. APPROVED ON CONSENT CALENDAR **Minutes of the Regular Board Meeting held October 23, 2014.**

3. RECEIVED Chair's Report.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
P	P	P	P	P	P	P	P	P	P	P	P	P

4. RECEIVED Chief Executive Officer's Report.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
P	P	P	P	P	P	P	P	P	P	P	P	P

5. ADOPTED ON CONSENT CALENDAR the **revised Audit Charter for Management Audit Services.**

6. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 27 to **Contract PS33201664 with Xerox for TAP Service Center systems support** for six months for an amount not to exceed \$1,350,000. This contract modification covers from January 2015 through June 2015 if the two options are fully exercised. The total contract value will increase from \$61,752,483 to \$63,102,483.

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MA = M. Antonovich	MB = M. Bonin	DD = D. DuBois	AN = A. Najarian
GM = G. Molina	MRT = M. Ridley-Thomas	JF = J. Fasana	
PK = P. Krekorian	EG = E. Garcetti	JDW = J. Dupont-Walker	
PO = P. O'Connor	ZY = Z. Yaroslavsky	DK = D. Knabe	

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

7. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to **award a non-competitive, five year contract to MuniServices** for a period of three years, plus two one-year options. The three-year base contract amount is \$60,000 plus a percentage of tax recovery. Each one-year option is \$20,000 plus a percentage of tax recovery. Pricing for these services is as follows:

- A. Sales Tax Forecasting: \$20,000 per year or \$60,000 for the base period plus 2 one-year options for another \$40,000; and
- B. Transaction and Use Tax Recovery Services is priced on a percentage of recovery basis and paid only if revenues are recovered through a review of sales tax submissions to the State Board of Equalization utilizing the following rates:

Recovery Amount	Percentage Fee
Less than \$5M	17%
\$5M to \$10M	14%
\$10M to \$15M	11%
Over \$15M	9%

8. ADOPTED a resolution that:

- A. authorizes the **issuance of bonds by competitive sale to refund the Prop A 2005-A Bonds** in one or more transactions through June 30, 2015, consistent with the Debt Policy;
- B. approves the forms of Notice of Intention to Sell Bonds, Notices Inviting Bids, Supplemental Trust Agreements, Bonds, and Preliminary Official Statements, all subject to modification as set forth in the resolution; and
- C. authorizes taking all action necessary to achieve the foregoing, including, without limitation, the further development and execution of bond documentation associated with the issuance of the bonds.

(REQUIRES SEPARATE, SIMPLE MAJORITY BOARD VOTE)

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	Y	A	Y	Y	Y	Y	A	Y	Y

9. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to **conduct the sale of environmental commodities** in accordance with the informal bidding process which does not require publication or notice of sale, and award such sales at market prices.

12. APPROVED AS AMENDED:

A. carrying forward two build alternatives and the associated maintenance yard(s) into further technical study as described below:

1. SR 60 North Side Design Variation (NSDV) which would extend the existing **Metro Gold Line Eastside Extension from the Atlantic/Pomona Station**, approximately 6.9 miles to Peck Rd. in the City of South El Monte. The Alternative would operate primarily within the southern portion of the SR 60 Freeway right-of-way. The NSDV, which would transition to the north side of the SR 60 just west of Greenwood Ave. and back to the south side just west of Paramount Blvd. is selected so as to minimize potential impacts to the Oil Superfund site.

Coordination and refinements to the Alternative would be carried out to address comments received from Cooperating and Public Agencies;

2. Washington Blvd. Alternative which extends the existing Metro Gold Line Eastside Extension from the Atlantic/Pomona Station, approximately 9.5 miles to Lambert Rd. in the City of Whittier, the alternative includes two grade separated design variations at Rosemead Blvd. and at San Gabriel River/I-605/Pioneer Blvd. in order to minimize potential traffic impacts and physical constraints, respectively.

Refine the Alternative to identify an alternate north-south connection to Washington Blvd.

Coordination and refinements to the Alternative would be carried out to address comments received from Cooperating Agencies, Public Agencies and stakeholder concerns;

(Continued on next page)

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- 3. Analyze environmental impacts and performance with both Alternatives in operation, including conducting cost containment studies.

B. eliminating from further study as described below:

- 1. State Route 60 Baseline Alternative from further study due to potential Environmental impacts and concerns expressed by the United States Environmental Protection Agency;
- 2. Washington Blvd. Alternative Aerial configuration on Garfield Ave. between Via Campo and Whittier Blvd. due to Community and Neighborhood, Visual and Aesthetic impacts and stakeholder concern; and

C. receiving the Eastside Transit Corridor Phase 2 Draft Environmental Impact Statement/Environmental Impact Report (Draft EIS/EIR). The full Draft EIS/EIR is available upon request.

**DUBOIS AND KNABE AMENDMENT:** that staff investigates coordination or potential connectivity that does not preclude integration of the Metro Gold Line Eastside Extension and the West Santa Ana Branch (Eco-Rapid Transit) Project.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

13. CARRIED OVER TO FEBRUARY 2015:

- A. authorizing the Chief Executive Officer to enter into an 18-month Exclusive Negotiation Agreement and Planning Document (ENA), with options to extend up to 12 additional months, with Primestor Development Inc. (Primestor), or an entity created by Primestor, to explore the feasibility of developing a commercial real estate development and to negotiate the development scope and business terms to be included in a joint development agreement (JDA), ground lease(s) and other development documents for the Metro-owned property situated at and across the street from the **Metro Gold Line Mariachi Plaza station** (the “Development Sites”); and

(Continued on next page)

(Item 13 – continued from previous page)

- B. amending the FY15 budget to allow deposit(s) collected from Primestor under the ENA to be used to offset staff and third party costs associated with the negotiation of JDA and ground lease terms and the review and evolution of the development proposal.

14. CARRIED OVER TO FEBRUARY 2015:

- A. authorizing the Chief Executive Officer to enter into an 18-month Exclusive Negotiation Agreement and Planning Document (ENA), with options to extend up to 12 additional months, with Bridge Housing Corporation/East LA Community Corporation (Bridge/ELACC), or an entity created by Bridge/ELACC, to explore the feasibility of developing two mixed-use real estate developments and to negotiate the development scope and business terms to be included in a joint development agreement (JDA), ground lease(s) and other development documents for the Metro-owned property situated at and across the street from the **Metro Gold Line Soto station** (the “Development Sites”); and
- B. amending the FY15 budget to allow deposit(s) collected from Bridge/ELACC under the ENA to be used to offset staff and third party costs associated with the negotiation of JDA and ground lease terms and the review and evolution of the development proposal.

15. CARRIED OVER TO FEBRUARY 2015:

- A. authorizing the Chief Executive Officer to enter into an 18-month Exclusive Negotiation Agreement and Planning Document (ENA), with options to extend up to 12 additional months, with Abode Communities, or an entity created by Abode Communities (Abode), to explore the feasibility of developing a mixed-use real estate development and to negotiate the development scope and business terms to be included in a joint development agreement (JDA), ground lease(s) and other development documents for the **Metro-owned property at Chavez and Soto** (the “Development Sites”); and

(Continued on next page)

(Item 15 – continued from previous page)

- B. amending the FY15 budget to allow deposit(s) collected from Abode under the ENA to be used to offset staff and third party costs associated with the negotiation of JDA and ground lease terms and the review and evolution of the development proposal.

- 16. **PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0)** authorizing the Chief Executive Officer to execute an amendment to the **Exclusive Negotiating Agreement (ENA) with A Community of Friends** (Developer) to extend its term for an additional 12 months, for the joint development of Metro-owned property at 1<sup>st</sup> and Lorena Streets along the Metro Gold Line Eastside Extension.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
						C						

- 17. **APPROVED ON CONSENT CALENDAR:**

- A. the **Fiscal Year 2015 Solicitation for Proposals for federal Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program funds** for which the Los Angeles County Metropolitan Transportation Authority (Metro) is the Designated Recipient in urbanized areas of Los Angeles County, with the following:

1. the allocation process for the Section 5310;
2. the funding marks estimated to be up to \$4,713,220 for Traditional Capital Projects and up to \$1,704,747 for Other Capital and Operating Projects equal to a combined total of \$6,417,967; and
3. the application package.

- B. allocating \$6,751,327 in Section 5310 funds for Access Services, as determined by the Allocation Process, for Traditional Capital Projects that support complementary paratransit services required by the Americans with Disabilities Act of 1990 (ADA); and

(Continued on next page)

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C. amending the FY 2015 Budget to add:

1. the \$2,535,635 of the \$6,751,327 in revenue and expense (net zero effect) to facilitate disbursement of Section 5310 funding noted in Action B to fund Access Services' FY 2015 activities; and
2. one full-time equivalent position in Countywide Planning, which will be 100% funded from the Section 5310 allocations, to manage, administer and oversee activities required by Metro as the Designated Recipient of funds.

22. AUTHORIZED ON CONSENT CALENDAR:

- A. staff to issue a **Best Value federally funded solicitation for a new Heavy Rail Vehicle (HRV) procurement**. The new HRVs are required to meet the revenue service requirements and enhanced service capacity for the Westside Purple Line Extension, as specified in the 30/10 Initiative, as well as address state of good repair issues with the existing Red/Purple Line fleet; and
- B. re-programming of funding to direct \$120 million of previously planned Heavy Rail Vehicle Mid-Life Refurbishment (CP 206038) to the Heavy Rail Vehicle Procurement (CP 206037) project to replace 30 existing Red/Purple Line vehicles in lieu of performing a mid-life overhaul on the oldest existing vehicles. The \$52 million remaining in CP 206038 will be used for Rail Vehicle component refurbishments.

23. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a firm fixed price contract under **IFB OP37903310 with Harsco Rail**, the lowest responsive and responsible bidder, for one Production Rail Grinder for a firm fixed price of \$3,509,800, inclusive of sales tax.

24. APPROVED ON CONSENT CALENDAR the transfer of \$30,000,000 from **Capital Project (CP) 206035, P3010 LRV Project Plus Options Life-of-Project budget**, to a newly created CP for LRV Acquisition Technical and Program Management Support Consultant Services.



26. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a three year, firm fixed price contract under Bid Number 13-0047A to Henschel America, Inc., the single responsive and responsible bidder for **A650 Red Line fleet gearboxes**. The contract one year base amount is \$1,010,000. The first one-year option amount is \$1,050,000 and the second one-year option is \$1,476,900 for a total contract amount of \$3,536,900.
27. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a three year firm fixed price contract under Bid Number 14-0016 to Vapor Stone Rail Systems, a division of Westinghouse Air Brake Technologies Corporation dba Webtec Corporation, the single responsive and responsible bidder for **A650 Heating Ventilating and Air Conditioning Compressor Motor Inverter kits**. The contract one year base amount is \$808,232. The first one-year option amount is \$684,515 and the second one-year option is \$681,581 for a total contract amount of \$2,174,327.
28. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 11 to **Contract No. PS2610LASD with the County of Los Angeles Sheriff's Department to provide law enforcement services for six months** for the period covering January 1, 2015 through June 30, 2015 in the amount not to exceed \$44,443,488. The approval of this modification increases the total contract value for FY15 to \$88,886,976.
35. AUTHORIZED:
- A. an increase to the total contract value for Contract No. PS100800-2641 with **MARRS Services, Inc., to provide Construction Management Consultant Support Services**, in an amount not to exceed \$2,144,000, increasing the total contract value from \$5,600,000 to \$7,744,000; and
  - B. the Chief Executive Officer to execute individual Task Orders and Modifications within the Board approved contract value.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	A	Y	Y	Y	A	Y	Y	Y	Y	Y	Y

36. APPROVED an increase in Contract Modification Authority to **Contract C1055, Advanced Utility Relocations (Wilshire/Fairfax Station), to provide funding for differing site conditions related to unknown and abandoned utilities**, for re-sequencing of work due to utility interferences, and for a noise mitigation sound wall at the Wilshire/Crenshaw laydown yard, in the amount of \$2,070,123 increasing the current CMA from \$1,443,00 to \$3,513,123.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
C	Y	A	Y	Y	Y	A	Y	Y	Y	Y	Y	Y

37. AUTHORIZED AS AMENDED the Chief Executive Officer to negotiate and execute:

- A. contract modifications to Contract C0988 with **Walsh/Shea Corridor Constructors (WSCC), to design and construct extended tracks in the vicinity of Arbor Vitae** in an amount not to exceed \$5,500,000, increasing the total contract value from \$1,284,592,327 to \$1,290,092,327; and
- B. contract modifications to Contract No. C0988 with WSCC, to design and construct supplemental at-grade guideway lighting in an amount not to exceed \$2,500,000, increasing the total contract value from \$1,290,092,327 to \$1,292,592,327.

**YAROSLAVSKY AMENDMENT:** Direct staff to bring progress report in March 2015.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	A	Y	A	Y	Y	Y	Y	Y	Y

38. AUTHORIZED ON CONSENT CALENDAR:

- A. an increase to the total contract value for Contract No. PS12861006 to **MLM Project Services, Inc. to provide software system hosting services** for the Project Management Information System until December 2016 in the amount of \$476,750 increasing the total contract value from \$343,261 to \$820,011; and
- B. establishing an increase in Contract Modification Authority in an amount not to exceed \$200,000 increasing the total Contract Modification Authority from \$100,000 and authorizing the Chief Executive Officer to execute individual Contract Modifications within the Board approved Contract Modification Authority.

39. APPROVED:

- A. **repealing Metro’s Administrative Code Section 4-15, Processing of Construction Change Orders**, also known as the Construction Change Order Ordinance;
- B. adopting a new Construction Change Order Policy;
- C. establishing Construction Contract Modification Authority thresholds; and
- D. implementing the Construction Change Order Prompt Payment Reform initiative to lead to more timely payments to prime contractors and subcontractors.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	A	Y	Y	Y	A	Y	Y	Y	Y	Y	A	Y

40. APPROVED ON CONSENT CALENDAR **Motion by Director Najarian** that the CEO:
- A. direct staff to explore establishing new bus service between the North Hollywood Red/Orange Line Stations, through Bob Hope Airport, and the Lake Avenue Pasadena Gold Line Station and report back at the January Board Meeting on the proposed route; and
  - B. explore funding sources, including but not limited to Congestion Mitigation and Air Quality Improvement Program with startup service beginning in February 2015.
48. ADOPTED ON CONSENT CALENDAR **Staff Recommended Position:**
- H.R. 5101 (Hahn) – National Freight Network Trust Fund Act of 2014  
SUPPORT – WORK WITH AUTHOR**
49. AUTHORIZED ON CONSENT CALENDAR:
- A. the Chief Executive Officer to **amend the FY15 budget to add 15 non-contract full-time equivalent (FTE) positions to eliminate consultants**; convert four non-contract temporary/as-needed positions to full time; and add six contract FTE positions to reduce overtime costs;
  - B. amending the FY15 budget by \$350,000 to support additional training for cost/price analysis and negotiations, and consultant support to complete the Six Sigma streamlining process review; and
  - C. receiving and filing the status update of the FY15 Vendor/Contract Management Action Plan.
50. APPROVED ON CONSENT CALENDAR amendments to **Section VI: Director Expense Reimbursement and Travel Policy of the Los Angeles County Metropolitan Transportation Authority (Metro) Board Rules and Procedures Policy.**

51. ~~EXECUTIVE MANAGEMENT COMMITTEE FORWARDED WITHOUT RECOMMENDATION~~ ~~Motion by Director Fasana~~ that staff return to the October 2014 meeting of the Executive Management Committee to review the draft Request for Proposals for revenue-generating bus and rail advertising including both fixed guaranteed revenue and revenue sharing options, and include any other opportunities to expand available ad space requiring no policy change.

APPROVED **Substitute Motion by Director Antonovich** that the MTA Board of Directors direct staff to work with our contractor, CBS Outdoor, to identify any and all potential additional revenue sources possible under this contract and make a joint presentation to the MTA Board on January 2015 on such opportunities or recommended amendments to increase revenues for the MTA.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

56. APPROVED ON CONSENT CALENDAR:

A. pursuing acceleration of up to \$33.2 million in federal Congestion Mitigation and Air Quality funds and Measure R Transit Sub-funds currently planned for the **Airport Metro Connector** project in Fiscal Years 2024 and 2025 to cover the cost of accommodations implemented as part of the Crenshaw/LAX Transit Project (Crenshaw/LAX) and design of the new station;

B. receiving and filing:

1. preliminary project schedule, developed in coordination with Los Angeles World Airports, for the environmental review phase only; and
2. status report on the station design guidelines directed by the Board in June 2014.

57. APPROVED ON CONSENT CALENDAR **Motion by Directors Garcetti, Ridley-Thomas and O'Connor** that the Board instruct the CEO and MTA staff to:

- A. create a two-year pilot Wayfinding Signage Grant Program in the amount of \$500,000 beginning in Fiscal Year 2015-2016;
- B. make local jurisdictions eligible to apply for signage design and cost reimbursement when using the Station Trailblazing Guidelines for Non-Metro Property; and
- C. include updates on this program in their quarterly First/Last Mile Way Finding report as instructed in the April 2014 Board action.

58. ~~PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0) AS AMENDED by Director Bonin approving **Motion by Directors Garcetti, Knabe and O'Connor** that the Board instruct the CEO and MTA staff:~~

- ~~A. Once LAWA's status as part of the new regional category is enshrined in the LRTP with Countywide and multi-county benefits not impacting subregional financing allocations, ensure that, henceforth, all MTA planning studies and policies reflect that the revised MTA planning boundaries conform to the South Bay sub-region as delineated by the current boundaries of the South Bay Cities COG; and~~
- ~~B. reflect these boundaries in the Mobility Matrix, LRTP planning studies, and any potential future ballot measure.~~

APPROVED **Substitute Motion by Directors Garcetti, Knabe, O'Connor and Bonin** that the Board instruct the CEO and MTA staff to:

- A. prepare the documents necessary to:
  - 1. restore the historic northern boundary of the South Bay sub-region;
  - 2. establish a new Regional boundary encompassing LAX; and

(Continued on next page)

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- 3. amend the Westside sub-region boundary accordingly.

FURTHER MOVE that the Board instruct the CEO and MTA staff to report back in January 2015 with:

- B. an updated map of the sub-regions with clearly defined borders;
- C. recommendations on how the new boundaries should be incorporated into MTA’s current and future plans;
- D. confirmation of LAWA-related projects that are regional in nature and are not the funding responsibility of the South Bay or Westside sub-regions, and ensure that, henceforth, all MTA planning studies and policies reflect that the revised MTA planning boundaries conform to the South Bay sub-region as delineated by the current boundaries of the South Bay Cities COG; and
- E. reflect the new boundaries in the Mobility Matrix, LRTP planning studies, and any potential future ballot measure.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

59. APPROVED ON CONSENT CALENDAR **Motion by Directors Garcetti, Ridley-Thomas, Dupont-Walker and Fasana** that the MTA Board direct the CEO to develop an “ExpressLanes Strategic Plan” as part of the FY15 ExpressLanes Work Plan which shall include the following:

- A. Identification and recommendations of potential corridors that can benefit from ExpressLanes conversion.
- B. Development and execution of a master cooperative agreement with Caltrans to jointly execute Project Study Report/Project Development Support (PSR/PDS), Project Approval/Environmental Document (PA/ED) and/or other technical studies for future ExpressLanes corridors.

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- C. Development of a 10-year and 30-year resource plan for existing and future ExpressLanes corridors.

WE THEREFORE ALSO MOVE that the Board direct the CEO to:

- D. Report back to the MTA Board with the first update of the “ExpressLanes Strategic Plan” no later than June 2015.

60. APPROVED AS AMENDED **Motion by Directors Garcetti, Ridley-Thomas, Bonin and Dupont-Walker** that the CEO report back to the Board at the February 2015 meeting with a preliminary assessment of the following:

- A. An inventory of current MTA Joint Development sites and potential future affordable housing joint development opportunities resulting from the Gold Line and Expo Extensions and the Crenshaw/LAX, Regional Connector, and Purple Line Extension Projects.
- B. The efficacy of developing a memorandum of understanding with local cities and the County of Los Angeles to promote co-investment along transit corridors, such as leveraging municipally-controlled affordable housing dollars for MTA’s Joint Development affordable housing sites.
- C. Establishing a goal within the MTA’s Joint Development Policy that, in the aggregate, affordable housing units represent 30% of all residential units developed on MTA-owned property.
- D. Amending the Joint Development policy to allow proportional discounts to the fair market value of MTA owned property for the purpose of contributing towards the cost of affordable housing development.

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- E. Participating in the collaborative creation of a multi-partner Countywide Transit Oriented Affordable Housing (TOAH) loan fund, potentially in collaboration with local Community Development Financing Institutions, whose primary goal is to develop or preserve affordable housing within a ½ mile of a MTA Rail station, Bus Rapid Transit or Rapid Bus stop. Through the loan fund, developers would be able to access flexible, affordable capital to purchase or improve available property near transit lines for the development or preservation of affordable housing.
- F. Establishing a TAP purchase program that provides passes to occupants of MTA joint developments. This purchase program could be modeled on MTA’s Business TAP program, making passes available for purchase in whole or shared by entities including but not limited to occupants, property owners, and property managers.

**DUBOIS AMENDMENT:** Instruct the CEO to pursue any appropriate opportunities to collaborate with local jurisdictions on pursuing Affordable Housing in advance of returning with this assessment.

**KNABE AMENDMENT:** To provide cost estimates for C through F.

**FASANA AMENDMENT:** As part of the Joint Development TAP Purchase Program, imbed the cost of TAP cards into the cost of affordable housing.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

- 62. **RECEIVED oral report of the Chief Executive Officer on Construction Management Services in** response to Yaroslavsky, O’Connor and Najarian June 2014 motion.

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APPROVED **Motion by Directors Garcetti, Knabe and Dupont-Walker** that the MTA Board directs the CEO to:

A. Report on errors and omissions claims filed with the MTA in the last 10 years (from January 2005 to December 2014) which shall include, but not be limited to, the following information:

1. Dates
2. Total amounts
3. List of responsible companies
4. Brief description of the issue

B. Report back to the Board no later than January 2015.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	Y

63. APPROVED:

- A. authorizing the Chief Executive Officer to amend the FY15 budget to add one FTE for the Director, **Business Interruption Fund Program**;
- B. authorizing the Chief Executive Officer to negotiate a two-year with two one-year options, sole source contract for an amount of 4.5% of the annual Business Interruption Fund amount, with Pacific Coast Regional to serve as the fund administrator;
- C. receiving and filing the draft Business Interruption Fund Program Guidelines and Application; and
- D. receiving and filing the Measure R Cost Management Process and Policy Analysis.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	A	A	Y	Y	Y	Y	Y	A	Y

64. APPROVED BY TWO-THIRDS VOTE:

- 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 HS-1908 (APN 4020-021-003), owned by Lerner Associates, a general partnership, located at 320 N. Eucalyptus Ave., in the City of Inglewood, California, consisting of a 6-month temporary construction easement.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	Y	Y

65. APPROVED BY TWO-THIRDS VOTE:

- A. holding a public hearing on the proposed **Resolution of Necessity**; and
- B. adopting a Resolution of Necessity authorizing the commencement of an eminent domain action to acquire an exclusive ten year temporary construction easement on the real property, in addition to all Improvements Pertaining to the Realty for Project Parcel W-0103 (Assessor Parcel No. 5503-031-018), Owners: Young Kee Yang and Sun Duk Yang Family Trust, located at 3839 Wilshire Blvd., Los Angeles, CA.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	A	Y	Y	Y	A	Y	Y	Y	Y

66. APPROVED BY TWO-THIRDS VOTE:

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 Project Parcel W-2309 (APN 4334-022-063), owned by Twinwood, Inc., consisting of an exclusive 8-year Temporary Construction Easement and all improvements on the real property located at 111 North Gale Drive, Beverly Hills, CA.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	A	A	Y	Y	A	Y	Y	Y	Y

67. APPROVED **Motion by Director Antonovich** that the Board directs the CEO to negotiate and enter into a Memorandum of Understanding on behalf of Metro with the City of Lancaster and the Southern California Regional Rail Authority that maintains the Lancaster Station as part of the Metrolink system.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	A	Y	Y	Y	A	Y	A	Y	Y	Y	A	Y

68. RECEIVED AND FILED report on **Metro’s plans to advertise and promote the new Valley-Westside Express** bus service which launches on Monday, December 15, 2014.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	A	Y	Y	A	A	Y	Y	Y	Y	Y	A	Y

69. RECEIVED oral report on **denial of protest appeals of the Westside Purple Line Extension, Section 1, Contract No. C1045** as requested by Director Knabe at the November 6, 2014 Construction Committee.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
P	A	P	P	P	A	P	A	P	P	P	A	P

70. RECEIVED oral report on the status of **Vermont and North Hollywood to Pasadena BRT projects.**

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
P	A	P	A	P	P	P	P	P	P	P	P	P

APPROVED **Motion by Director Garcetti** to convene a Bus Rapid Transit roundtable in March.

71. **CLOSED SESSION:**

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

Kiewit Infrastructure West Co. f/k/a Kiewit Pacific Company v.  
LACMTA,  
LASC Case No. BC545331

NO REPORT.

- B. Conference with Real Property Negotiator – G.C. 54956.8

Property Description: 4444 Crenshaw Blvd., Los Angeles, CA  
Agency Negotiator: Carol A. Chiodo  
Negotiating Party: Sherry Rendel, Trustee of the Revocable  
Living Trust of Sherry Rendel  
Under Negotiation: Price and Terms

Approved settlement in the amount of \$1,255,000.

MA	GM	PK	PO	MB	MRT	EG	ZY	DD	JF	JDW	DK	AN
Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	Y

- C. Conference with Labor Negotiator - G.C. 54957.6

Agency Representative: Don Ott  
Employee Organizations: AFSCME

NO REPORT.

(Continued on next page)

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D. Public Employee Performance Evaluation – G.C. 54957(b)(1):  
Title: CEO

NO REPORT.

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