

Metro

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



RECAP of Proceedings

Thursday, April 27, 2017

9:00 AM

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

Board of Directors - Regular Board Meeting

DIRECTORS PRESENT

**John Fasana, Chair
Eric Garcetti, 1st Vice Chair
Mike Bonin
James Butts
Jacquelyn Dupont-Walker
Robert Garcia
Ara Najarian**

Shirley Choate, non-voting member

Phillip A. Washington, Chief Executive Officer

CALLED TO ORDER at: 9:20 a.m.

ROLL CALL

1. APPROVED Consent Calendar Items: 2, 5.1, 7, 8, ~~40~~, 12, 13, 14, 15, 16, 20, ~~21~~, ~~22~~, ~~23~~, 24, 26, 28, 37, 38, ~~40~~, 41 and 43.

Consent Calendar items were approved by one motion except for items 21 and 23 which were held by a Director for discussion and/or separate action and items 10, 22 and 40 which were carried over to the May Regular Board meeting due to absences and conflicts.

JH	PK	JDW	MB	KB	MRT	JF	EG	SK	JB	HS	AN	RG
A	A	Y	Y	A	A	Y	Y	A	Y	A	Y	Y

2. APPROVED ON CONSENT CALENDAR **Minutes of the Regular Board 2017-0234 Meeting held March 23, 2017**

3. **RECEIVED** Report by the **Chair.** **2017-0274**

Director Ara Najarian announced dedication of a plaque at the Monrovia Maintenance Division and Gold Line Station in honor of Robert “Bob” Bartlett.

JH	PK	JDW	MB	KB	MRT	JF	EG	SK	JB	HS	AN	RG
A	A	P	P	A	A	P	P	A	P	A	P	P

4. **RECEIVED** Report by the **Chief Executive Officer.** **2017-0275**

JH	PK	JDW	MB	KB	MRT	JF	EG	SK	JB	HS	AN	RG
A	A	P	P	A	A	P	P	A	P	A	P	P

- 5.1 APPROVED ON CONSENT CALENDAR **Motion by Directors Solis, Garcia, Dupont-Walker and Hahn** that the Board direct the CEO to: **2017-0270**

- A. Based on preliminary designs, advance Item J of Motion 22.1 into environmental review independently from the I-710 Corridor Project;

Motion 22.1 - Item J: Upgrades to the existing Los Angeles River Bike Path consisting of safety, landscaping, hardscape, lighting and access enhancements and fix-it stations including to locations, between Ocean Blvd. [Long Beach] and its northern terminus at Slauson Avenue [Vernon];

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(Item 5.1 – continued from previous page)

B. Establish a budget to advance Items J and G of Motion 22.1 into final design once they are cleared environmentally;

Motion 22.1 - Item G: Construction of a new, 8-foot, Class-I bike path and access points within the Los Angeles Flood Control District right-of-way on the western levee of the Los Angeles River Channel from the Pacific Coast Highway [Long Beach] to Imperial Highway [South Gate] to connect with the existing Los Angeles River Bike Path;

C. Identify all eligible funding sources and develop a funding and project delivery strategy to accelerate implementation of Items J and G of Motion 22.1.

D. Evaluate opportunities to streamline the timelines of Item J and G of Motion 22.1 with the Rail-to-Rail/River Project, AB530 Working Group, and the LA River Gap Closure Project (Downtown LA to Vernon); and

E. Report back to the board within 90 days.

7. AUTHORIZED ON CONSENT CALENDAR Contract Modification No. **2017-0067**
114 by Caltrans for **construction contract of the Segment 3 of the I-5 North Capacity Enhancements Project between SR-134 and SR-118** (Project) under the Funding Agreement No. MOU. P0008355/8501A/A6, in the amount of \$552,110.89, using non local fund sources.

8. AUTHORIZED ON CONSENT CALENDAR Contract Modifications **2017-0095**
No. 56-1 & No. 112 (CCO 56-1 & CCO 112) by Caltrans for the **construction contract of I-5 South Carmenita Road Interchange Improvements Project** (the Project) under the Funding Agreement No. MOU.P0006376A-03, in the total amount of \$4,300,000 within the LOP budget.

9. APPROVED: **2017-0098**

A. \$11.8 million of additional programming within the capacity of the **Measure R Highway Subregional Programs** and funding changes via the updated project list, as shown in Attachment A;

- Highway Operational Improvements in Arroyo Verdugo
- Highway Operational Improvements in Las Virgenes Malibu
- I-405, I-110, I-105 and SR-91 Ramp and Interchange Imp. (South Bay)
- I-605 Corridor “Hot Spots” Interchange Imp. in Gateway Cities
- I-710 South and/or Early Action Projects in Gateway Cities

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(Item 9 – continued from previous page)

- B. AUTHORIZING the CEO or his designee to negotiate and execute all necessary agreements for approved projects; and
- C. RECEIVING AND FILING the **SR-138 Capacity Enhancements** (North County) project list as shown in Attachment B.

Director Ara Najarian introduced graduate students from USC School of Public Policy

JH	PK	JDW	MB	KB	MRT	JF	EG	SK	JB	HS	AN	RG
A	A	Y	Y	A	A	Y	Y	A	Y	A	Y	Y

10. CARRIED OVER TO MAY REGULAR BOARD DUE TO ABSENCES AND CONFLICTS AWARDDING: 2017-0096

- A. three, three-year on-call contracts, Contract Nos. AE30673000, AE30673001, and AE30673002, to AECOM Technical Services, Inc., CH2M Hill, Inc., and Parsons Transportation Group, Inc., respectively, for a total not-to-exceed amount of \$30,000,000, for **Highway Program Project Delivery Support Services for Los Angeles County**, subject to resolution of protest(s), if any; and
- B. Task Orders within the approved not to exceed cumulative value of \$30,000,000.

12. APPROVED ON CONSENT CALENDAR: 2016-0499

- A. ADOPTING a Life of Project (LOP) Budget for \$1,407,900 for the Rail Vehicle Mist System Demonstration Project; and
- B. APPROVING the award and authorize the Chief Executive Officer to execute Contract No. OP3614100 to Knorr Brake Company, LLC for **one (1) prototype Red Line Heavy Rail Vehicle on-board mist fire suppression system** for a two-year period of performance for design, installation and evaluation of the systems for a fixed price amount of \$908,481 subject to resolution of protest, if any.

13. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to negotiate and award All Risk Property and Boiler and Machinery insurance policies for all property at the current policy limits at a not to exceed price of \$2.4 million for the 12-month period May 10, 2017 through May 10, 2018. 2017-0062

14. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer 2017-0117
to award indefinite delivery/indefinite quantity (IDIQ), firm fixed unit price contracts for a three-year initial term, with two, one-year options for the following contracts: 1) PS29117000 and PS29117001 to ASK-intTag, LLC. for Card Manufacturing & Adhesive Stickers; 2) PS29117002, PS29117003, and PS29117004 to Oberthur Technologies of America Corp. for Adhesive Stickers and Card Manufacturing and Fulfillment Services, and 3) PS29117005 to Giesecke & Devrient Mobile Security America, Inc. for Fulfillment Services effective July 1, 2017, for Metro and Municipal Operators. The total combined not-to-exceed amount for 3 base years and two one year options is \$26,915,910 (average cost per year \$5.4M) inclusive of sales tax for **TAP Card Manufacturing and Fulfillment Services**, as identified below:

- Card Manufacturing - Base: \$9,272,563, Option 1: \$3,090,854, Option 2: \$3,090,854 in the total NTE amount of \$15,454,271
- Fulfillment & Distribution- Base: \$6,858,983, Option 1: \$2,286,328, Option 2: \$2,286,328 in the total NTE amount of \$11,431,639
- Adhesive Stickers - Base: \$18,000, Option 1: \$6,000, Option 2: \$6,000 in the total NTE amount of \$30,000

15. AUTHORIZED ON CONSENT CALENDAR: 2017-0086

- A. ADOPTING the **Phase II Metro Bike Share Expansion** (Phase II Expansion) Environmental Analysis findings that the expansion qualifies for a Categorical Exemption under Section 15303 (Class 3) New Construction or Conversion of Small Structures (Attachment A);
- B. AUTHORIZING staff to file the Notice of Exemption for the Phase II Expansion;
- C. ADOPTING the Phase II Expansion Title VI and Environmental Justice Analysis findings that there is no Disparate Impact and no Disproportionate Burden associated with the expansion (Attachment B); and
- D. AUGMENTING the Life of Project budget for Phase II Expansion by \$1,713,000 to \$4,499,000 to include previously Board approved pre-launch related costs.

16. APPROVED ON CONSENT CALENDAR: 2017-0180

- A. APPROVING the SCRRA’s request for additional funding for urgent structure and rail tie rehabilitation work up to \$18,381,025.
- B. PROGRAMMING up to \$18,381,025 in **Measure R 3% funds**.
- C. AUTHORIZING the Chief Executive Officer, or his designee, to negotiate and execute all necessary agreements between LACMTA and the SCRRA for the approved funding.

20. APPROVED ON CONSENT CALENDAR: 2017-0049

- A. release of **Round 5 of the Transit Oriented Development (TOD) Planning Grant Program**, offering an amount not to exceed \$3,100,000;
- B. the Round 5 TOD Planning Grant Program Guidelines (Attachment A), which include the Transit Supportive Planning Toolkit and the creation of the Transit Oriented Communities Tax Increment Financing Pilot Program; and
- C. ADOPTING AND CERTIFYING the Strategic Growth Council Final Grant Report as accurate.

21. AUTHORIZED EXTENDING THE EXISTING CONTRACT FOR 30 DAYS 2017-0140 AND CARRYING OVER approval of **Metro’s Second Revised Amended and Restated Joint Development Agreement (“JDA”) with MacArthur Park Metro, LLC**, (“MPM”) to: (a) extend the term of the JDA to December 31, 2017, and (b) allow Metro to terminate the JDA if Metro reasonably determines that the Ground Lease will not be executed prior to December 31, 2017 or that the mixed-use joint development project contemplated in the JDA (the “Phase B Project”) is not feasible.

JH	PK	JDW	MB	KB	MRT	JF	EG	SK	JB	HS	AN	RG
A	A	Y	Y	A	A	Y	Y	A	Y	A	Y	Y

22. **CARRIED OVER TO MAY REGULAR BOARD DUE TO ABSENCES AND CONFLICTS** 2017-0144 authorizing the Chief Executive Officer to execute an Exclusive Negotiations and Planning Agreement (ENA) with Trammell Crow Company and Greenland USA (Developer) for the **properties at North Hollywood Station (Site)**, for 24 months with the option to extend up to 30 months.

23. AUTHORIZED the Chief Executive Officer to: 2017-0152
- A. APPROVE Project Definition for Environmental Scoping including four Northern Alignment Options; and
 - B. RECEIVE AND FILE the **West Santa Ana Branch (WSAB) Transit Corridor Northern Alignment Options Screening Report.**

JH	PK	JDW	MB	KB	MRT	JF	EG	SK	JB	HS	AN	RG
A	A	Y	Y	A	A	Y	Y	A	Y	A	Y	Y

24. APPROVED ON CONSENT CALENDAR the formal commitment of 2017-0191
 \$899.9 million of accelerated **Measure R funds to Westside Purple Line Extension Section 3 (WSPLE3)** to fulfill the Federal Transit Administration’s financial rating requirements for Metro’s New Starts project request of \$1.3 billion.

26. APPROVED ON CONSENT CALENDAR: 2017-0089
- A. the **Rail to Rail Active Transportation Corridor (ATC) Project** - Segment A Preliminary Design (Attachment A); the findings of the environmental analysis that the project qualifies for CEQA Categorical Exemption under Section 15307 (Class 4) Minor Alterations to Land; and file the Notice of Exemption (NOE) (Attachment B);
 - B. the Rail to River ATC - Segment B Locally Preferred Alternative, Randolph Street Alternative, as described in the Alternative Analysis (AA) (Attachment C) and advance into the Environmental Review/Clearance and Preliminary Design phase after more refined cost estimates for Segment A are developed from 30% design documents.

27. **CARRIED OVER TO MAY CONSTRUCTION COMMITTEE DUE TO ABSENCES AND CONFLICTS** the Chief Executive Officer (CEO) to execute a final Modification to Contract C1013R, with Skanska USA Civil West California District Inc., for the **design and construction of the west entrance at the North Hollywood Station on the Metro Red Line**, in the amount \$1,261,770, adjusting the total current contract price from \$15,743,901.61 to \$17,005,671.61 within the life of project budget. 2017-0137

28. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer 2017-0138
to execute a Modification to Contract No. C1043 with Griffith Company, for the **design and construction of the Universal City Pedestrian Bridge**, in the amount of \$450,000, increasing the total current contract value from \$24,264,752 to \$24,714,752 within the Life of Project budget.
37. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer 2017-0158
to award a 3-year, with two, one year options, firm fixed price Contract No. PS6224700 to **Mobility Advancement Group, for Metro's Mystery Rider Program** in the amount of \$565,516 for the (3) year base period and \$408,128 for the (2) one year options, for a total contract amount of \$973,644, subject to resolution of protest(s), if any.
38. APPROVED ON CONSENT CALENDAR **amendment of Title 6, Chapter 6-05 of the Los Angeles County Metropolitan Transportation Authority ("Metro") Administrative Code** (the "Code"), otherwise known as the Metro Customer Code of Conduct, as set forth in Attachment A. The amended Code will become effective May 1, 2017. 2017-0206
40. **CARRIED OVER TO MAY REGULAR BOARD DUE TO ABSENCES AND CONFLICTS:** 2017-0150
- A. AWARD five (5) year, Indefinite Delivery/Indefinite Quantity Contract No. OP7396000 for a **Biomethane Gas Provider to Clean Energy Renewables**, the lowest responsive and responsible bidder for a not-to-exceed amount of \$1,240,520 for the base year (for one bus division as a pilot) and a not-to-exceed amount of \$54,808,110 for a four (4) year option, for a total contract amount of \$56,048,630 (for all bus divisions if the pilot is successful), subject to resolution of protest(s), if any; and
- B. EXECUTE individual Task Orders (Transaction Confirmations) and changes within the Board approved contract amount.
41. ADOPTED ON CONSENT CALENDAR staff recommended positions: 2017-0201
- B. **AB 91 (Cervantes)** - High -Occupancy vehicle lanes **OPPOSE**
- C. **AB 344 (Melendez)** -- Toll Evasion Violations **OPPOSE**
- D. **AB 673 (Chu)** - Public transit operators: vehicle safety requirements **NEUTRAL**
- E. **AB 695 (Bocanegra)** - Avoidance of on-track equipment **SUPPORT**
- F. **AB 1454 (Bloom) / SB 768 (Allen)** - Transportation projects: lease agreements **SUPPORT**
- G. **SB 422 (Wilk)** - Transportation projects: comprehensive development lease agreements **SUPPORT (Sponsor)**

43. APPROVED ON CONSENT CALENDAR **Motion by Ridley-Thomas, Fasana, Garcetti, Barger, Garcia and Dupont-Walker**, 2017-0271 to direct the Chief Executive Officer, in consultation with appropriate Departments of the County of Los Angeles including the Probation Department, Children and Family Services Department, Office of Education, the Department of Workforce Development, Aging, and Community Services, Department of Public Social Services, and other appropriate entities, to report back to the Executive Management Committee during the June board cycle with a proposed framework for a pilot educational and vocational training program, specifically though not exclusively targeting youth involved in the County’s Probation or Child Welfare System, with the objective of facilitating career pathways for local youth into Los Angeles County’s transportation sector.
44. RECEIVED oral presentation on **High Speed Rail Component of the High Desert Corridor** by High Desert Corridor Joint Powers Authority. 2017-0184

JH	PK	JDW	MB	KB	MRT	JF	EG	SK	JB	HS	AN	RG
A	A	P	P	A	A	P	P	A	P	A	P	P

45. **CLOSED SESSION:** 2017-0276

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

1. Fred Brown, et al. v. LACMTA, LASC Case No. BC574684

APPROVED settlement in the amount of \$800,000.

JH	PK	JDW	MB	KB	MRT	JF	EG	SK	JB	HS	AN	RG
A	A	Y	Y	A	A	Y	Y	A	Y	A	Y	Y

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

Agency Designated Representative: Joanne Peterson or designee
 Employee Organizations: SMART, ATU, TCU, AFSCME and Teamsters

NO REPORT.

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

1. Property Description: 1940 Century Park East, Los Angeles, CA
Agency Negotiator: Carol A. Chiodo
Negotiating Party: Vinci Academy L.L.C. (Tenant)
Under Negotiation: Price and Terms

CARRIED OVER DUE TO ABSENCES AND CONFLICTS.

2. Property Description: 6101 Wilshire Boulevard, Los Angeles, CA
Agency Negotiator: Velma C. Marshall
Negotiating Party: AU Zone Investments #2
Under Negotiation: Price and Terms

CARRIED OVER DUE TO ABSENCES AND CONFLICTS.

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