



Board Report

File #: 2018-0502, **File Type:** Minutes

Agenda Number: 2.

**REGULAR BOARD MEETING
SEPTEMBER 27, 2018**

SUBJECT: MINUTES

RECOMMENDATION

APPROVE Minutes of the Regular Board Meeting held July 26, 2018.

Metro

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



MINUTES

Thursday, July 26, 2018

9:30 AM

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

Board of Directors - Regular Board Meeting

DIRECTORS PRESENT:

Sheila Kuehl, Chair
Kathryn Barger
Mike Bonin
Jacquelyn Dupont-Walker
John Fasana
Robert Garcia
Ara Najarian
Hilda Solis
Shirley Choate, non-voting member
Stephanie Wiggins, Deputy Chief Executive Officer

CALLED TO ORDER: 9:41 a.m.

ROLL CALL

1. APPROVED Consent Calendar Items: 2, 5, 6, 7, 8, 15, 48, 19, 23, 27, 29, 30, 31, 32, 37, 43, 46, 49.

Consent Calendar items were approved by one motion except for Items 18, 23, and 46 which were held by a Director for discussion and/or separate action and Items 6 and 27 which were carried over to September due to absences and conflicts.

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

2. **SUBJECT: MINUTES** **2018-0442**

APPROVED ON CONSENT CALENDAR Minutes of the Regular Board Meeting held June 28, 2018.

3. **SUBJECT: REPORT BY THE CHAIR** **2018-0472**

RECEIVED report by the **Chair**.

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

4. **SUBJECT: REPORT BY THE CHIEF EXECUTIVE OFFICER** **2018-0473**

RECEIVED report by the **Chief Executive Officer**.

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

PK = P. Krekorian	HS = H. Solis	KB = K. Barger	RG = R. Garcia
JF = J. Fasana	JB = J. Butts	JDW = J. Dupont-Walker	
JH = J. Hahn	EG = E. Garcetti	MRT = M. Ridley-Thomas	
MB = M. Bonin	SK = S. Kuehl	AN = A. Najarian	

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

**5. SUBJECT: MEASURE R HIGHWAY OPERATIONAL IMPROVEMENTS 2018-0428
PROGRAM - LAS VIRGENES MALIBU SUBREGION**

APPROVED ON CONSENT CALENDAR:

- A. project list change for Measure R Line 32 Highway Operational Improvements in Las Virgenes Malibu Subregion; and
- B. AUTHORIZING the CEO or his designee to negotiate and execute all necessary agreements for the approved project.

**6. SUBJECT: PLANS, SPECIFICATIONS AND ESTIMATES (PS&E) FOR 2018-0238
SR-57/SR-60 INTERCHANGE IMPROVEMENTS**

CARRIED OVER TO SEPTEMBER BOARD DUE TO ABSENCES AND CONFLICTS authorizing the Chief Executive Officer (CEO) to execute a three-year, firm fixed price Contract No. AE51890000 to WKE, Inc. in the amount of \$21,771,625 for Architectural and Engineering (A&E) services for the preparation of Plans, Specifications and Estimates (PS&E) for SR-57/SR-60 Interchange Improvements, subject to resolution of protest(s), if any.

**7. SUBJECT: FISCAL YEAR 2018 - THIRD QUARTER YEAR-TO-DATE 2018-0351
(YTD) FINANCIAL AND PERFORMANCE REPORT**

RECEIVED AND FILED ON CONSENT CALENDAR the Fiscal Year 2018 (FY18) Third Quarter Year-To-Date Financial and Performance Report.

8. SUBJECT: CONSOLIDATED AUDIT FOR FISCAL YEAR 2017 2018-0412

RECEIVED AND FILED ON CONSENT CALENDAR the Consolidated Audit financial and compliance audit reports completed by Vasquez and Company (Vasquez) and Simpson and Simpson, CPA's (Simpson & Simpson) for the Fiscal Year ending June 30, 2017.

**9. SUBJECT: GENERAL LIABILITY CLAIMS ADMINISTRATION 2018-0241
SERVICES**

APPROVED the Chief Executive Officer to execute Modification No. 5 to Contract No. PS05312717, with Carl Warren & Company (CWC), for general liability claims administration services, to exercise the second, three-year option in the amount of \$7,867,714 increasing the total contract value from \$18,028,927 to \$25,896,641 and extending the contract term from November 1, 2018 to October 31, 2021.

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

11. SUBJECT: BUS DRIVER CONTROL UNITS FOR TAP FAREBOXES 2018-0389

AUTHORIZED the Chief Executive Officer to execute Contract No. DR54997000 to Golden Star Technology, Inc. (GST) for the purchase of 2,963 tablet devices to be mounted to the bus farebox, required for the farebox upgrades to serve as the bus operator's Driver Control Unit (DCU), in the amount of \$5,877,413.32, subject to resolution of protest(s), if any.

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

**12. SUBJECT: GREATER LEIMERT PARK VILLAGE CRENSHAW 2018-0318
CORRIDOR BUSINESS IMPROVEMENT DISTRICT**

APPROVED Metro's participation in the Leimert Park Village Corridor Business Improvement District for a period of five years commencing January 1, 2019 through December 31, 2023 for an estimated amount of \$62,000.

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

**14. SUBJECT: PARKING MANAGEMENT PROGRAM ADDITIONAL 2018-0139
LOCATIONS**

APPROVED AS AMENDED:

- A. AUTHORIZING the implementation of the Parking Management Program at eight (8) high priority locations as recommended by the adopted Supportive Transit Parking Program Master Plan; and
- B. AUTHORIZING the Chief Executive Officer to execute Modification No. 3 to Contract No. PS6264800 with L&R Auto Parks, dba Joe's Auto Parks (Joe's) to provide parking management services at an additional eight (8) locations, in the amount of \$1,588,390, increasing the total contract value from \$9,657,758 to \$11,246,148.

(continued on next page)

(Item 14 – continued from previous page)

MOTION BY GARCIA to delay action on Willow Station Garage until Staff finish outreach and provide parking management solution with the mall and the City of Long Beach and report back before January of 2019.

FASANA AMENDMENT: delay the whole program's implementation until January 2019.

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

15. SUBJECT: SENATE BILL 1 ACCOUNTABILITY MEASURES 2018-0291

RECEIVED AND FILED ON CONSENT CALENDAR report on Accountability Guidelines and the Baseline Agreements required by the California Transportation Commission (CTC) for seven projects awarded SB-1 grant funding on May 16, 2018.

16. SUBJECT: ADOPTION OF REVISED METRO SUBREGIONAL PLANNING AREA BOUNDARIES FOR THE LONG RANGE TRANSPORTATION PLAN 2018-0308

APPROVED the use of the Subregional Boundaries from the Measure M Ordinance as the Metro Subregional Planning Area Boundaries for the Long Range Transportation Plan (LRTP) Update to include the following exceptions:

- A. Changes to Metro Subregional Planning Area Boundaries for the LRTP Update will not affect previous or future Measure R funding allocations; and
- B. Regional facilities will continue to be separate for funding purposes, but will be displayed within the Metro Subregional Planning Area Boundaries for LRTP Update data purposes, including travel demand modeling and census-based population data.

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

17. SUBJECT: LOS ANGELES UNION STATION FORECOURT AND ESPLANADE IMPROVEMENTS 2018-0387

APPROVED an Addendum to the Final Environmental Impact Report for the Los Angeles Union Station (LAUS) Forecourt and Esplanade Improvements (Attachment A).

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

18. SUBJECT: METRO BIKE SHARE

2018-0441

RECEIVED oral report on Metro Bike Share.

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

19. SUBJECT: TRANSIT ORIENTED DEVELOPMENT PLANNING GRANT PROGRAM 2018-0104

RECEIVED AND FILED ON CONSENT CALENDAR report on the Transit Oriented Development Planning Grant Program.

20. SUBJECT: COUNTYWIDE CALL FOR PROJECTS

2018-0137

APPROVED:

- A. RECERTIFYING \$161.1 million in existing Fiscal Year (FY) 2018-19 commitments from previously approved Countywide Call for Projects (Call) and AUTHORIZING the expenditure of funds to meet these commitments as shown in Attachment A;
- B. DEOBLIGATING \$9.6 million of previously approved Call funding, as shown in Attachment B, and hold in RESERVE;
- C. REALLOCATING \$5.3 million Call funds originally programmed to the City of Los Angeles: 1) Foothill Boulevard and Sierra Highway Intersection Improvement (#F3144), 2) Highland Avenue Widening-Odin Street to Franklin Avenue (#F3146), and 3) Sherman Way Widening Between Whitsett Avenue to Hollywood Freeway (#F7125) projects to the City of Los Angeles San Fernando Road Bike Path Phase IIIA and IIIB Construction Project (#F1524 and F3515);
- D. AUTHORIZING the CEO to:
 - 1. negotiate and execute all necessary agreements and/or amendments for previously awarded projects; and
 - 2. amend the FY 2018-19 budget, as necessary, to include the 2018 Countywide Call Recertification and Extension funding in the Subsidies budget; and
- E. RECEIVING AND FILING:
 - 1. time extensions for the 56 projects shown in Attachment D;
 - 2. reprogram for the eight projects shown in Attachment E; and
 - 3. an update on future countywide Call considerations.

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

21. SUBJECT: EXPO/CRENSHAW STATION JOINT DEVELOPMENT PROJECT 2018-0140

CARRIED OVER TO SEPTEMBER BOARD DUE TO ABSENCES AND CONFLICTS authorizing the Chief Executive Officer (CEO) to execute an Exclusive Negotiation Agreement and Planning Document (ENA) with Watt Companies, doing business as WIP-A, LLC (Developer) and the County of Los Angeles (County) for the development of 1.77 acres of Metro-owned property and 1.66 acres of County-owned property at the Expo/Crenshaw Station (Site), for 18 months with the option to extend up to 30 months.

22. SUBJECT: MEASURE R AND MEASURE M COST MANAGEMENT POLICY 2018-0187

ADOPTED the revised Measure R and new Measure M Cost Management Policy (Attachment A).

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

23. SUBJECT: CRENSHAW NORTHERN EXTENSION 2018-0236

RECEIVED AND FILED the Crenshaw Northern Extension Feasibility/Alternatives Analysis Study Report (Attachment D).

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

24. SUBJECT: ORANGE LINE BUS RAPID TRANSIT (BRT) IMPROVEMENTS 2018-0246

A. APPROVED:

1. A conceptual project description (the Project) including:
 - a. Gating at up to 35 at-grade crossings between the North Hollywood and Chatsworth Stations;
 - b. Grade separation and Bus Rapid Transit (BRT) aerial station at Van Nuys Boulevard, with closure of Tyrone Avenue;
 - c. Grade separation and BRT aerial station at Sepulveda Boulevard; and

(continued on next page)

(Item 24 – continued from previous page)

d. Grade separated Class I bicycle/pedestrian overcrossings at Van Nuys and Sepulveda Boulevards, while maintaining an at-grade,

Class I bicycle path facility with signalization across these streets.

2. A determination that the Project is Statutorily Exempt, pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15275 (a); and

B. AUTHORIZED the Chief Executive Officer to file a CEQA Notice of Exemption (NOE) for the Project with the Los Angeles County Clerk.

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

25. **SUBJECT: VANPOOL VEHICLE SUPPLIER BENCH CONTRACT** 2018-0339

APPROVED:

A. AUTHORIZING the Chief Executive Officer to award firm-fixed unit price Vanpool Vehicle Supplier Bench Contract Nos. PS10754300051491 to Airport Van Rental, PS10754400051491 to Green Commuter, and PS10754500051491 to Enterprise Rideshare (a division of Enterprise Holdings) for a two-year base period for an amount not to exceed \$18,000,000, with three, one-year options, each in an amount not to exceed \$9,000,000, for a total not-to-exceed amount of \$45,000,000 effective August 1, 2018, subject to resolution of protest(s) if any; and

B. INCREASING the maximum subsidy from \$400 per month to \$500 per month for Metro Vanpool Program users.

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

26. **SUBJECT: BRIGHTON TO ROXFORD DOUBLE TRACK PROJECT** 2018-0262

APPROVED:

A. PROGRAMMING \$11,528,416 of Measure R funds for professional services;

B. design revisions due to East San Fernando Valley Transit Corridor in the amount of \$1,078,584; and

(continued on next page)

(Item 26 continued from previous page)

- C. AUTHORIZING the Chief Executive Officer to negotiate and execute all necessary third-party and other related agreements.

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

27. **SUBJECT: TECHNICAL CONSULTANT FOR ZERO EMISSION BUS 2017-0782
(ZEB) PROGRAM MASTER PLAN**

CARRIED OVER TO SEPTEMBER BOARD DUE TO ABSENCES AND CONFLICTS

- A. AWARDING a cost plus fixed fee Contract No. PS51220 to ZEBGO Partners, JV for technical consultant services for the Zero Emission Bus (ZEB) Program Master Plan, in the not-to-exceed amount of \$7,139,376 for a period of performance of up to 21 months from issuance of a Notice-to-Proceed (NTP), subject to resolution of protest(s), if any; and
- B. AMENDING the FY19 budget by \$6,111,500 for anticipated contract expenses.

28. **SUBJECT: CONSULTING SERVICES FOR BUS CONTRACTS - 2017-0810
PROJECT CONTROL SUPPORT**

CARRIED OVER TO SEPTEMBER BOARD DUE TO ABSENCES AND CONFLICTS awarding a cost plus fixed fee Contract No. PS50321 for consulting services for bus contracts, and project control support to Capitol Government Contract Specialists (Capitol GCS), in the not-to-exceed amount of \$1,884,286, for a period of up to 30 months from issuance of a Notice-to-Proceed (NTP), in support of the current bus acquisition contracts, subject to resolution of protest(s), if any.

29. **SUBJECT: METRO RED LINE UNINTERRUPTIBLE POWER SUPPLY 2018-0069
(UPS)**

APPROVED ON CONSENT CALENDAR the Chief Executive Officer to award a 60-month, indefinite delivery indefinite quantity Contract No. OP36847000 to Tristar Power Solutions LLC, the lowest responsive and responsible bidder for Metro Red Line (MRL) Uninterruptible Power Supplies for a total not to exceed amount of \$1,004,000 inclusive of sales tax and subject to resolution of protest(s), if any.

30. SUBJECT: SYNTHETIC TRANSMISSION OIL

2018-0289

APPROVED ON CONSENT CALENDAR the Chief Executive Officer to award a two-year, firm fixed unit rate Contract No. MA51203000 to Jamison Professional Services, the lowest responsive and responsible bidder for Synthetic Transmission Oil. The Contract first year base amount is \$748,348, inclusive of sales tax, and the second year contract amount is \$748,349, inclusive of sales tax, for a total contract value of \$1,496,697, subject to resolution of protest(s), if any.

31. SUBJECT: TURBOCHARGERS

2018-0342

APPROVED ON CONSENT CALENDAR the Chief Executive Officer to award a two year, indefinite delivery/indefinite quantity Contract No. MA4913000 to Diesel Exhaust & Emissions LLC, the lowest responsive and responsible bidder for bus turbocharger assemblies. The award is for a base year not-to-exceed amount of \$780,918, inclusive of sales tax, and a one year Option for a not-to-exceed amount of \$796,160, inclusive of sales tax, for a total not-to-exceed contract value of \$1,577,078, subject to resolution of protest(s), if any.

32. SUBJECT: MEMBERSHIP ON METRO SERVICE COUNCILS

2018-0366

APPROVED ON CONSENT CALENDAR nominees for membership on Metro's Service Councils.

37. SUBJECT: BIOMETHANE/RENEWABLE NATURAL GAS

2018-0368

AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:

- A. RECEIVE AND FILE the results of the one year pilot for the use of biomethane fuel at Bus Division 5;
- B. EXPAND the use of biomethane fuel from Division 5 to all Metro Bus Divisions;
- C. EXERCISE Contract Modification No. 3 to Indefinite Delivery/Indefinite Quantity Contract No. OP7396000 with Clean Energy Renewables to exercise a single four- year Option in the amount of \$54,808,110 to provide Biomethane Gas for all Metro Bus Divisions, increasing the total contract value from \$1,240,520 to \$56,048,630, and extending the term of the contract from August 1, 2018 to July 31, 2022; and
- D. EXECUTE individual Task Orders (Transaction Confirmations) and changes within the Board approved contract amount.

**38. SUBJECT: PASADENA SUBDIVISION SHARED USE AGREEMENT 2018-0399
FOR THE GOLD LINE FOOTHILL EXTENSION PHASE 2B**

CARRIED OVER TO SEPTEMBER BOARD DUE TO ABSENCES AND CONFLICTS authorizing the Chief Executive Officer to execute an amendment to the Pasadena Subdivision Shared Use Agreement (SUA) with BNSF Railway Company ("BNSF") for the Gold Line Foothill Extension Phase 2B Project (Attachment A).

**42. SUBJECT: CONSTRUCTION MANAGEMENT SUPPORT SERVICES 2018-0244
FOR METRO RAIL PROJECTS**

CARRIED OVER TO SEPTEMBER BOARD DUE TO ABSENCES AND CONFLICTS

- A. an increase to the total authorized funding for Contract No. PS601830026445 with Destination Enterprises, Inc., for pending and future task orders to provide Construction Management Support Services (CMSS), in an amount not to exceed \$6,123,000 increasing the total contract value from \$3,000,000 to \$9,123,000; and
- B. the Chief Executive Officer to execute individual Task Orders (TOs) and Contract Modifications within the Board approved contract funding amount.

**43. SUBJECT: EXPOSITION METRO LINE CONSTRUCTION AUTHORITY 2018-0388
CLOSEOUT AND DISSOLUTION**

APPROVED ON CONSENT CALENDAR:

- A. AUTHORIZING the Chief Executive Officer to execute the Memorandum of Understanding (MOU) between the Los Angeles County Metropolitan Transportation Authority (Metro) and the Exposition Metro Line Construction Authority (Authority) for closeout of the Expo Phases 1 and 2 Projects (Attachment A);
- B. AUTHORIZING distribution of the remaining balance of estimated unused project funds as of June 2018 in the amount of \$216,600,000 (*), in accordance with the Funding Agreement (Attachment B) from Expo accounts to Metro accounts for allocation and use as follows:
 - 1. \$11,500,000 to be distributed for the Metro Blue Line Track & System Refurbishment Project (CP 205115);
 - 2. \$5,100,000 to be distributed for Expo project close-out items; and
 - 3. \$200,000,000 distributed to the Metro Westside Purple Line Project, Section 2; and
- C. ADOPTING Board Resolution to accept the Delegation of Plan Administration (Attachment C) of the Expo Construction Authority Public Agency Retirement System (PARS) retirement plan.

46. SUBJECT: REGIONAL PLANNING AND COORDINATION AGREEMENTS

2018-0453

APPROVED the Chief Executive Officer to execute Memorandums of Understanding with the Riverside County Transportation Commission (RCTC) and the Orange County Transportation Authority (OCTA) for its regional multi-modal planning efforts.

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

49. SUBJECT: FEDERAL LEGISLATION

2018-0433

ADOPTED ON CONSENT CALENDAR staff recommended positions:

A. House Resolution 6016 (Napolitano) - Bus Operator and Pedestrian Protection Act **SUPPORT WORK WITH AUTHOR**

B. House Resolution 3305 (Blumenauer) - The Bikeshare Transit Act of 2017 **SUPPORT**

50. SUBJECT: CLOSED SESSION

2018-0474

CLOSED SESSION:

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

1. Gregory Bradoch v. LACMTA, et al., LASC Case No. BC615756

APPROVED settlement in the amount of \$1.8 million.

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

2. Gemma Darrough, Erica Darrough v. LACMTA, et al., LACMTA Case No. BC603524

APPROVED settlement in the amount of \$900,000.

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

(continued on next page)

(Item 50 – continued from previous page)

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

Property Description: 1119-1137 E. Redondo Blvd.

Inglewood, CA 90302

Agency Negotiator: Velma C. Marshall or designee

Negotiating Party: Union Equity, C.T., Inc.

Under Negotiation: Price and Terms

APPROVED settlement in the amount of \$9,250,000.

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

Received General Public Comment.

ADJOURNED at 11:47 a.m. in memory of Ruth H. James, mother of Board Secretary Michele Jackson, who passed away on June 28, 2018 at the age of 100

Prepared by: Eric Chun
Administrative Analyst, Board Administration


Michele Jackson, Board Secretary