

Thursday, January 17, 2013 10:15 AM

Agenda

Construction Committee Meeting

One Gateway Plaza
3rd Floor Board Room

Call to Order

Directors

Don Knabe, Chair

Pam O'Connor, Vice Chair

José Huizar

Ara Najarian

Zev Yaroslavsky

Michael Miles, non-voting member

Officers

Arthur T. Leahy, Chief Executive Officer

Michele Jackson, Board Secretary

Karen Gorman, Ethics Officer

Karen Gorman, Acting Inspector General

County Counsel, General Counsel



Metro

Los Angeles County
Metropolitan Transportation Authority

METROPOLITAN TRANSPORTATION AUTHORITY BOARD RULES (ALSO APPLIES TO BOARD COMMITTEES)

PUBLIC INPUT

The meetings of the Metropolitan Transportation Authority Board are open to the public. A member of the public may address the Board on agenda items, before or during the Board or Committee's consideration of the item for up to 5 minutes per item, or at the discretion of the Chair. A request to address the Board should be submitted in person at the meeting to the Board Secretary prior to the start of the meeting.

The public may also address the MTA on non-agenda items within the subject matter jurisdiction of the MTA during the public comment period, which will be held at the end of each meeting. Each person will be allowed to speak for one minute and may speak no more than once during the Public Comment period. Public Comment will last a maximum of 30 minutes, or as otherwise indicated by the Chair. Speakers will be called according to the order in which the speaker request forms are received until the Public Comment period has expired. Elected officials, not their staff or deputies, may be called out of order and prior to the Board's consideration of the relevant item.

In accordance with State Law (Brown Act), all matters to be acted on by the MTA Board must be posted at least 72 hours prior to the Board meeting. In case of emergency, or when a subject matter arises subsequent to the posting of the agenda, upon making certain findings, the Board may act on an item that is not on the posted agenda.

CONDUCT IN THE BOARD ROOM - The following rules pertain to conduct at Metropolitan Transportation Authority meetings:

REMOVAL FROM THE BOARD ROOM The Chair shall order removed from the Board Room any person who commits the following acts with respect to any meeting of the MTA Board:

- a. Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.
- b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.
- c. Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and
- d. Any other unlawful interference with the due and orderly course of said meeting.

INFORMATION RELATING TO AGENDAS AND ACTIONS OF THE BOARD

Agendas for the Regular MTA Board meetings are prepared by the Board Secretary and are available prior to the meeting in the MTA Records Management Department and on the Internet. Every meeting of the MTA Board of Directors is recorded on CD's and as MP3's and can be made available for a nominal charge.

DISCLOSURE OF CONTRIBUTIONS

The State Political Reform Act (Government Code Section 84308) requires that a party to a proceeding before an agency involving a license, permit, or other entitlement for use, including all contracts (other than competitively bid, labor, or personal employment contracts), shall disclose on the record of the proceeding any contributions in an amount of more than \$250 made within the preceding 12 months by the party, or his or her agent, to any officer of the agency, additionally PUC Code Sec. 130051.20 requires that no member accept a contribution of over ten dollars (\$10) in value or amount from a construction company, engineering firm, consultant, legal firm, or any company, vendor, or business entity that has contracted with the authority in the preceding four years. Persons required to make this disclosure shall do so by filling out a "Disclosure of Contribution" form which is available at the LACMTA Board and Committee Meetings. Failure to comply with this requirement may result in the assessment of civil or criminal penalties.

ADA REQUIREMENTS

Upon request, sign language interpretation, materials in alternative formats and other accommodations are available to the public for MTA-sponsored meetings and events. All requests for reasonable accommodations must be made at least three working days (72 hours) in advance of the scheduled meeting date. Please telephone (213) 922-4600 between 8 a.m. and 5 p.m., Monday through Friday. Our TDD line is (800) 252-9040.

LIMITED ENGLISH PROFICIENCY

A Spanish language interpreter is available at all Board Meetings. Interpreters for Committee meetings and all other languages must be requested 72 hours in advance of the meeting by calling (213) 922-4600.

HELPFUL PHONE NUMBERS

Copies of Agendas/Record of Board Action/Recordings of Meetings - (213) 922-4880 (Records Management Department)

General Information/Rules of the Board - (213) 922-4600

Internet Access to Agendas - www.mta.net

TDD line (800) 252-9040

NOTE: ACTION MAY BE TAKEN ON ANY ITEM IDENTIFIED ON THE AGENDA

65. RECEIVE report by the **Caltrans District Director on Delivery of Projects on I-5.**
66. AUTHORIZE the Chief Executive Officer to **execute Contract Modification No. 52 to Contract No. C0942 with Sema Construction Inc. for a Mutual Release and Settlement Agreement** resolving all claims and disputes in the amount of \$1,750,000 increasing the total contract value from \$17,558,527 to \$19,308,527. This action does not increase the Life-of-Project Budget.
67. AUTHORIZE the Chief Executive Officer to **enter into a bid stipend agreement with each of the pre-qualified proposers for the Regional Connector Transit Corridor Project in an amount of \$1,000,000 per stipend agreement for unsuccessful responsive proposers.** Upon contract award to the successful responsive and responsible proposer, the common construction industry practice is to pay a stipend to each unsuccessful responsive proposer because of the high cost of producing a competitive and comprehensive engineering and cost proposal.
68. AUTHORIZE the Chief Executive Officer to enter into a **bid stipend agreement with each of the pre-qualified proposers for the Westside Subway Extension Project in the amount of \$1,500,000 per stipend agreement for unsuccessful responsive proposers.** Upon contract award to the successful responsive and responsible proposer, the common construction industry practice is to pay a stipend to each unsuccessful responsive proposer because of the high cost of producing a competitive and comprehensive proposal.
69. CONSIDER:
- A. finding that awarding design-build contracts pursuant to Public Utilities Code Section 130242 (b) will achieve **private sector efficiencies in the integration of the design, project work, and components related to the construction of an awning at Metro Blue Line Maintenance Facility** in Los Angeles County; and

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- B. authorizing the Chief Executive Officer to solicit and award design-build contract for the awning construction at Metro Blue Line Maintenance Facility, pursuant to Public Utilities Code Section 130242 (a), (c), (d), & (e).

REQUIRES TWO-THIRDS VOTE

70. CONSIDER:

- A. approving and ratifying the decision to **proceed with work for value engineering and additional design for the Patsaouras Plaza Busway Station** pending contract change; and
- B. authorizing the Chief Executive Officer to increase the cumulative contract modification authority from \$200,000 to \$500,000 to execute additional contract modifications, if required, to Contract No. PS0933432406A for additional design or professional services for the Patsaouras Plaza Busway Station.

71. AUTHORIZE the Chief Executive Officer to:

- A. negotiate and execute a Contract Modification No. 41 to Contract No. PS43502000 with Parsons Brinckerhoff, Inc. to provide engineering support services during the solicitation process, design for relocation of utilities, design support services during construction and continued **Advanced Preliminary Engineering for Section 1 of the Westside Subway Extension Project**, in an amount not to exceed \$18,845,160, increasing the total contract value from \$90,107,773 to \$108,952,933;
- B. negotiate and execute a Contract Modification No. 42 with Parsons Brinckerhoff, Inc. for a single source award to perform Final Design Services for Division 20 Yard Modifications to support the turn-back and other modifications to the existing yard and Shop facilities for the extension of the Metro Purple Line, in an amount not to exceed \$2,803,946, increasing the total contract value from \$108,952,933 to \$111,756,879;

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- C. establish Project 865522 Westside Subway Extension Section 2 to Century City using CP 865518 FY13 unused funds to date; and authorize the CEO to negotiate and execute a Contract Modification No. 43 to Contract No. PS43502000 with Parsons Brinckerhoff, Inc. to provide continued Advanced Preliminary Engineering for Section 2 of the Westside Subway Extension Project, in an amount not to exceed \$8,879,740, increasing the total contract value from \$111,756,879 to \$120,636,619; and
- D. establish Project 865523 Westside Subway Extension Section 3 to Westwood/VA Hospital using CP 865518 FY13 unused funds to date; and authorize the CEO to negotiate and execute a Contract Modification No. 44 to Contact No. PS43502000 with Parsons Brinckerhoff, Inc. to provide continued Advanced Preliminary Engineering for Section 3 of the Westside Subway Extension Project, in an amount not to exceed \$7,256,823, increasing the total contract value from \$120,636,619 to \$127,893,442 to include both Recommendations C and D.

72. AUTHORIZE the Chief Executive Officer to amend the **Gold Line Foothill Extension Funding Agreement to allow projected savings on MTA Project Costs** to pay for MTA requested operational and safety betterments and other MTA Project Costs. MTA will cap its Project Costs at \$173.6 million.

(ALSO ON PLANNING AND PROGRAMMING COMMITTEE)

73. AMEND the **Funding Agreement between the Gold Line Construction Authority and the MTA for Phase 2A** to increase funds associated with CEQA/NEPA compliance, preliminary engineering and planning for Phase 2B along with revised conditions for payment of such funds based upon milestones.

(ALSO ON PLANNING AND PROGRAMMING COMMITTEE)

74. RECEIVE AND FILE **progress on budget themes and performance metrics.**

(ALSO ON FINANCE, BUDGET AND AUDIT COMMITTEE)

75. RECEIVE AND FILE Office of the Inspector General Report regarding **review of Community Claims on the I-405 Sepulveda Pass Widening Project.**

76. RECEIVE **oral presentation on Crenshaw/LAX Community Benefits Program Update.**

(ALSO ON PLANNING AND PROGRAMMING COMMITTEE)

77. RECEIVE **Transit Project Delivery Executive Director's Report.** [HANDOUT]

78. RECEIVE **oral report on Project Budget and Schedule Status.**

(ALSO ON FINANCE, BUDGET AND AUDIT COMMITTEE)

79. RECEIVE **report of the Chief Executive Officer.**

Consideration of items not on the posted agenda, including: items to be presented and (if requested) referred to staff; items to be placed on the agenda for action at a future meeting of the Committee or Board; and/or items requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Committee subsequent to the posting of the agenda.

COMMENTS FROM THE PUBLIC ON ITEMS OF PUBLIC INTEREST WITHIN COMMITTEE'S SUBJECT MATTER JURISDICTION

ADJOURNMENT