

Thursday, November 6, 2014 10:15 AM

REVISED Agenda

Construction Committee Meeting

One Gateway Plaza
3rd Floor Board Room

Call to Order

Directors

Don Knabe, Chair
Jacquelyn Dupont-Walker, Vice Chair
Gloria Molina
Ara Najarian
Pam O'Connor
Carrie Bowen, non-voting member

Officers

Arthur T. Leahy, Chief Executive Officer
Michele Jackson, Board Secretary
Karen Gorman, Acting Ethics Officer
Karen Gorman, 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

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 one (1) minute 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. Individuals requesting to speak on more than three (3) agenda items will be allowed to speak up to a maximum of three (3) minutes per meeting. For individuals requiring translation service, time allowed will be doubled.

The public may also address the Board on non-agenda items within the subject matter jurisdiction of the Board during the public comment period, which will be held at the beginning and/or end of each meeting. Each person will be allowed to speak for up to three (3) minutes per meeting and may speak no more than once during the Public Comment period. Speakers will be called according to the order in which the speaker request forms are received. 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 contemptuous or insolent behavior toward the Board or any member thereof which disrupts, disturbs, or otherwise impedes the orderly conduct of the meeting;
- b. A breach of the peace, boisterous conduct or violent disturbance which disrupts, disturbs, or otherwise impedes the orderly conduct of the 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.

Any person so removed will also be excluded from the interior of the Metro Headquarters Gateway Building until the beginning of the next business day.

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.



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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.metro.net

TDD line (800) 252-9040

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

33. RECEIVE report by the Caltrans District Director on Delivery of Projects on I-5.
34. **WITHDRAWN:** ~~AUTHORIZE a programmatic Contract Modification No. 46 (Contract Change Order, CCO No. 46 with State of California, Department of Transportation (Caltrans)) for Funding Agreement No. MOU. P0008355/8501 A/A5 in an amount not to exceed \$5,000,000, for a change in the original construction staging schedule, changes in the construction of retaining wall #25 and retaining wall #26, and the completion of work on the foundation of the Buena Vista and Burbank Bridges without an increase in the project budget and to continue construction and minimize project delays.~~
35. CONSIDER:
- A. authorizing 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 \$4,288,000, increasing the total contract value from \$5,600,000 to \$9,888,000; and
 - B. authorizing the Chief Executive Officer to execute individual Task Orders and Modifications within the Board approved contract value.
36. APPROVE 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.

37. AUTHORIZE 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.
38. CONSIDER:
- A. authorizing 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. CONSIDER:
- 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

(Continued on next page)

(Item 39 – continued from previous page)

- D. implementing the Construction Change Order Prompt Payment Reform initiative to lead to more timely payments to prime contractors and subcontractors.

(CARRIED OVER FROM OCTOBER BOARD CYCLE)

40. APPROVE [Motion by Director Najarian](#) that the CEO:

- A. direct staff to explore ~~new services from North Hollywood Station to Burbank Airport to~~ 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 ~~November's~~ 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 ~~January~~ February 2015.

56. CONSIDER:

- 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. ~~renaming the Airport Metro Connector project to "LAX Gateway Station; and~~
- C. 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.

(ALSO ON PLANNING AND PROGRAMMING COMMITTEE)

63. CONSIDER:

- 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 contact for an amount of 4.5% of the annual Business Interruption Fund amount, with Pacific Coast Regional to serve as the fund administrator;
 - C. authorizing the Chief Executive Officer to negotiate a modification to contract PS05312717 with Carl Warren & Company for claims staffing support for an amount not to exceed \$1.4 million for a period of two years;
 - D. authorizing the Chief Executive Officer to negotiate a modification to contract PS53101807 with Computer Science Corporation for claims system software and service for an amount not to exceed \$250,000;
 - E. receiving and filing the draft Business Interruption Fund Program Guidelines and Application; and
 - F. receiving and filing the Measure R Cost Management Process and Policy Analysis.
41. RECEIVE AND FILE status on the [Project Labor Agreement and Construction Careers Policy programs](#) on the Crenshaw/LAX Transit Corridor project for activity through September 20, 2014.
- (ALSO ON EXECUTIVE MANAGEMENT COMMITTEE)
62. RECEIVE oral report of the Chief Executive Officer on Construction Management Services in response to Yaroslavky, O'Connor and Najarian June 2014 motion.
42. RECEIVE [Engineering and Construction Executive Director's Report.](#)

43. RECEIVE oral report on Transit Program Project Budget and Schedule Status.
44. 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