

Thursday, April 24, 2014 9:30 AM

MINUTES

Regular Board Meeting Board of Directors

One Gateway Plaza
3rd Floor Board Room

Called to Order at 9:40 a.m.

Directors Present

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

*Via Telephone:

Palmer House, a Hilton Hotel
17 East Monroe Street
Chicago, Illinois 60603



Metro

Los Angeles County
Metropolitan Transportation Authority

1. APPROVED **Consent Calendar** Items: 2, 15, 16, 17, 21, 22, 24, 26, 33, 37, ~~**38~~, 39, 40, 41, 49, 50, 54, 52, 53, 61, 65, 69.

Consent Calendar items were approved by one motion except items 15, 21, 22, 38, 41, 51 and 52 which were held by a Director for discussion and/or separate action.

***Item requires 2/3 vote*

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

2. APPROVED ON CONSENT CALENDAR **Minutes of the Regular Board Meeting held March 27, 2014.**

3. RECEIVED Chair's Report.

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

4. RECEIVED Chief Executive Officer's Report.

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

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

LEGEND: Y = YES , N = NO, C = CONFLICT, ABS = ABSTAIN, A = ABSENT, P = PRESENT
C = Soft Conflict; C = Hard Conflict

7. APPROVED AS AMENDED:

- A. adopting **First/Last Mile Strategic Plan**;
- B. the staff recommendation for first/last mile pilot station locations;
- C. directing staff to seek Active Transportation Program funds for pilot station implementation; and
- D. directing staff to develop a multi-year plan for consideration in future years' budgets.

YAROSLAVSKY AMENDMENT that the Board direct staff to include Universal City Station and North Hollywood Station of the Red Line among the stations for pilot implementation of First/Last Mile Strategies.

RIDLEY-THOMAS, O'CONNOR AND KNABE AMENDMENT that the Board direct the Chief Executive Officer to:

- A. solicit the services of a professional environmental graphic design team to inventory and assess Metro stations, beginning with those on the Blue Line in FY2015, and develop construction drawings in order to facilitate consistent and clear signage at all of our stations;
- B. include two additional Full Time Equivalents beginning in FY 2015 budget that are tasked with implementing and coordinating signage design review on new lines, through deferred maintenance projects and around the stations, to ensure consistency throughout the entire transit system;
- C. ensure that a signage replacement program is developed and budgeted as part of future deferred maintenance projects, beginning with the Blue Line, and that sufficient funding is included annually beginning in FY 2016, to ensure adequate resources for station signage assessment and replacement costs;
- D. include in the FY 2015 budget the necessary funding to develop way finding signage guidelines that can be applied as part of the implementation of the First/Last Mile Strategic Plan;

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- E. require that staff prioritize projects that target First/Last Mile improvements during upcoming Call for Projects in appropriate modes; and that all relevant future projects funded with Call for Project grants incorporate Metro-adopted way finding signage guidelines; and
- F. report back to the Board in June 2014 as part of the budget deliberations process, and quarterly thereafter with key milestones.

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

8. APPROVED AS AMENDED:

A. the amendments to **Metro’s Active Transportation Program (ATP) transition policy** that will:

1. define the assignment of an additional ten points to projects previously selected through Metro’s Call for Projects process, as required to comply with ATP statute SB 99 by June 30, 2014;
2. require that any other projects proposed to receive these additional points be considered on a case-by-case basis by the Metro Board of Directors no later than its meeting of May 22, 2014 and only when preceded by a formal recommendation of Metro’s Chief Planning Officer; and
3. delete portions associated with SCAG’s accelerated funding proposal due to its omission from the final California Transportation Commission ATP Guidelines.

B. RECEIVED AND FILED staff’s responses to the Board motion adopted with February 2014 Item 20 on the ATP.

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BONIN AND MOLINA AMENDMENT Requested a report back from staff on the following:

- A. ~~assigning the direct staff to assign ten points to all Los Angeles County projects except any that are clearly not in alignment with regional or local plans; and~~
- B. ~~allocating funds to projects based on multi-county competition rather than using population targets.~~
- B. report to the Board following the November 2014 CTC ATP programming action with information about the results of the statewide and SCAG processes and the financial impact to the Metro Call for Projects funding plan.

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

9. APPROVED **Motion by Director Molina** that the Board eliminate the waiver of the monthly maintenance fee for L.A. County residents at the end of the pilot period and implement a flat monthly maintenance fee of \$1 per account. Equity Plan participants are exempt from the \$1 maintenance fee. Metro estimates that a \$1 monthly fee per account would generate approximately \$2.3 million annually.

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

15. AUTHORIZED the Chief Executive Officer to purchase **All Risk Property and Boiler and Machinery Insurance policies** for all property at a price not to exceed \$2.35 million for the 12-month period, May 10, 2014 through May 10, 2015.

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

16. APPROVED ON CONSENT CALENDAR the **updated CNG Hedging Program** and extending the program expiration to June 30, 2020.
17. APPROVED ON CONSENT CALENDAR **Motion by Director Krekorian** that the Chief Executive Officer report back in 30-60 days on Metro’s current advertising policy and an assessment of the current advertising contractor, and that the CEO report on the options for generating revenue from:
- A. Digital Billboard at transit stops and MTA owned right of ways;
 - B. enhancing the wrapping of buses, rail and stalls with more advertising;
 - C. advertising in Union Station and other potential multi-modal facilities and major transit stations; and
 - D. the report should include comparative analysis on advertising in other major cities and systems and how Los Angeles Metro can use best practices and creative approaches to increase advertising revenue.
21. AUTHORIZED the Chief Executive Officer to negotiate and execute a cost-plus-fixed-fee **contract No. PS2451-3172 to HDR Engineering, Inc. for the Southern California Regional Interconnector Project** engineering services for an amount not to exceed \$31,000,000. This contract is base of four years plus two one-year options.

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

22. AUTHORIZED ON CONSENT CALENDAR:
- A. awarding a 13-month, cost-plus-fixed-fee **Contract No. PS4720-3235 to WKE, Inc. for the State Route 60/Interstate 605 Corridor Project Study Report-Project Development Support PSR-PDS**, in an amount not to exceed \$2,698,109; and

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- B. executing individual contract modifications as required, not to exceed 15% of the total contract amount to cover the cost of any unforeseen issues that may arise during the performance of the contract.

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

24. APPROVED ON CONSENT CALENDAR:

- A. the initiation of the **2015 Countywide Call for Projects** process; and
- B. RECEIVED AND FILED the report on the **2013 Call For Projects Survey**.

26. APPROVED ON CONSENT CALENDAR:

- A. programming of up to \$23.2 million from fiscal year 2013 federal **Department of Homeland Security – Transit Security Grant Program and state Proposition 1B Transit Security Grant Program** funds that are available for eligible capital transit projects; and
- B. adopting the required FY 2013 resolution authorizing the Chief Executive Officer to execute any actions necessary for obtaining state financial assistance that the California Emergency Management Agency may provide.

33. APPROVED ON CONSENT CALENDAR:

- A. authorizing the **Chief Executive Officer to negotiate and execute Modification No. 4 for contract OP1322-2092 with Jacobs Engineering Group, Inc.**, in an amount not to exceed \$630,000 increasing the total contract price from \$597,504 to an amount not to exceed \$1,227,504 to provide ongoing operations and maintenance support services for the ExpressLanes; This action extends the contract by six months to December 2014; and
- B. an increase to the FY14 budget in the amount of \$152,000.

34. APPROVED:

- A. receiving and filing the **Metro ExpressLanes Technical Memorandum on Congestion, Tolling, Transit and Equity Results** by the Federal Highway Administration;
- B. receiving and filing Public Feedback on the Metro ExpressLanes Demonstration Program received during the public comment period of March 1, 2014 through April 7, 2014;
- C. receiving and filing Metro ExpressLanes Debt Capacity Assessment Report; and
- D. authorizing the Chief Executive Officer to continue operation of the Metro ExpressLanes.

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

37. AWARDED ON CONSENT CALENDAR a 24-month, firm-fixed price contract under **Bid Number 14-0004 to NABI Parts LLC, the lowest responsive and responsible bidder for bus window glass** for an amount not to exceed \$1,297,603 inclusive of sales tax and a one-year option.

38. APPROVED BY TWO-THIRDS VOTE awarding **design-build contracts pursuant to Public Utilities Code Section 130242(a)** that will achieve private sector efficiencies in the integration of the design, project work, and components for the Metro transit systems and facilities.

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

39. APPROVED ON CONSENT CALENDAR establishing Life-of-Project budget of:
- A. \$5,500,000 for the **Metro Green Line Emergency Trip System Replacement**; and
 - B. \$1,500,000 for the **Metro Green Line Negative Grounding Devices**.
40. AUTHORIZED ON CONSENT CALENDAR:
- A. a **Contract Modification to Contract No. P3010 with Kinkisharyo International, LLC for Request for Change (RFC) No. 1**, for a firm fixed price of \$861,695; increasing the total Contract value from \$666,172,921 to \$667,034,616;
 - B. the Chief Executive Officer (CEO) to negotiate and execute Contract Modifications for RFC Nos. 2, 3, 6 and 7 for an amount not to exceed \$3,782,676; increasing the total Contract value from \$667,034,616 to \$670,817,292; and
 - C. the CEO to negotiate and execute with Kinkisharyo International, LLC future contract modifications to Contract No. P3010 for an amount not to exceed \$1,000,000 for each contract modification.
41. APPROVED **Motion by Director Yaroslavsky** as AMENDED by **Directors Knabe and O'Connor** that the Board direct staff to:
- A. prepare studies, tests and analysis for launching Line 588 an express bus connecting the San Fernando Valley and the Westside via the I-405 HOV lanes; as well as a proposed South Bay to Westside express; and
 - B. report back on the status and progress of the preparations at the ~~May~~ June 2014 full Board meeting.

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

42. APPROVED SUBSTITUTE MOTION BY DIRECTOR KNABE authorizing the Chief Executive Officer to execute **Modification No. 10 to Contract No. PS2610LASD with the County of Los Angeles Sheriff's Department** to provide law enforcement services for up to ~~three~~ six months for the period covering July 1, 2014 through ~~September 30, 2014~~ December 31, 2014 in an amount not to exceed ~~\$22,221,744~~ \$44,443,488.

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

48. APPROVED AS AMENDED an increase to the Exposition Light Rail **Phase 1 Life-of-Project budget of \$7.9 million**, increasing the project budget from \$971 million to \$978.9 million. This increase should provide sufficient funding to close out the Phase 1 project and settle all potential claims with the design-build contractor.

RIDLEY-THOMAS AMENDMENT that staff report back at the full Board on funds remaining and how they will be spent.

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

49. APPROVED ON CONSENT CALENDAR establishing a separate project for **Expo Phase 2 Betterments and authorize funding for a Life-of-Project Budget of \$3.9M**. This project will be used for improvements that are enhancements to the requirements of the 2010 Metro Design Criteria.

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

50. APPROVED ON CONSENT CALENDAR an increase in **Contract Modification Authority (CMA) to Contract C1048, Advanced Utility Relocations (La Brea Station)**, to provide funding for differing site conditions related to underground utility work, in the amount of \$618,000, increasing the current CMA from \$618,100 to \$1,236,100.

51. AUTHORIZED the Chief Executive Officer to execute **Contract Modification No. 48 to Contract No. PS43502000 with Parsons Brinkerhoff (PB) Inc.** to provide continued design support services during construction for Section 1 of the Westside Purple Line Extension Project, in an amount not to exceed \$11,657,611, increasing the total contract value from \$119,182,686 to \$130,840,297.

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

52. AUTHORIZED:

- A. the Chief Executive Officer (CEO) to execute Contract Modification No. 1 to **Contract No. MC070, to ARCADIS, U.S., Inc.** to continue providing **Construction Management Support Services** through FY15 for the Regional Connector Transit Corridor Project, in the amount of \$7,680,700, increasing the total contract value from \$3,499,990 to \$11,180,690; and
- B. an increase in Contract Modification Authority in an amount not to exceed \$1,152,105, increasing the total Contract Modification Authority from \$524,999 to \$1,677,104 and authorize the CEO to execute individual Contract Modifications within the Board approved Contract Modification Authority.

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

53. APPROVED ON CONSENT CALENDAR an increase in **Contract Modification Authority (CMA) to Contract No. OP33402180 with Maintenance Design Group** in the amount of \$600,000, increasing the total CMA from \$750,000 to \$1,350,000. This action does not increase the Life-of-Project Budget.

60. APPROVED AS AMENDED adopting Staff Recommended Positions:

- A. **AB 2197 (Mullin)** – Temporary License Plate Program. **WORK WITH AUTHOR**
- B. **AB 2707 (Chau)** – Triple Bike Racks. **SUPPORT WORK WITH AUTHOR**
- C. **SB 1 (Steinberg)** – Sustainable Communities Investment Authority. **WORK WITH AUTHOR**
- D. **SB 1037 (Hernandez)** – Los Angeles County Metropolitan Transportation Authority Sales Tax Requirements. **WORK WITH AUTHOR**

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

61. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to negotiate and execute **Modification No. 108 to Contract OP-02-4610-10 with Cubic Transportation Systems, Inc.** in an amount not to exceed \$12,000,000 to upgrade Metro’s fare collection system (**Universal Fare System**) hardware and software and supporting equipment to:

- A. ensure continued reliability of the system;
- B. provide for future capacity and capabilities of the system; and
- C. strengthen the security of Universal Fare System, to achieve compliance with recently released version 3.0 of Payment Card Industry-Data Security Standards (PCI-DSS). This action increases the total contract value from \$231,741,566 to \$243,741,566.

62. APPROVED adopting:
- A. a **Living Wage Policy**; and

- B. a Service Contract Worker Retention Policy.

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

63. AUTHORIZED the Chief Executive Officer to **amend the FY14 budget to add 6 Full-time Employees in order to bring Phase 3A TAP Service Center functions from Xerox State and Local Solutions** (formerly Affiliated Computer Services) in-house to Metro to comply with the binding Arbitration agreement.

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

65. APPROVED ON CONSENT CALENDAR:

- A. \$4 million to complete **Preliminary Engineering to implement the Willowbrook/Rosa Parks Station Master Plan**; and

- B. committing up to \$16 million in local match funds for a USDOT Transportation Investment Generating Economic Recovery Act (TIGER) VI grant application. The amount of local match needed will depend upon the size of the TIGER grant awarded.

69. APPROVED ON CONSENT CALENDAR **Motion by Director Knabe** that the Board direct the Chief Executive Officer to report to the Board for consideration by the Executive Management Committee and the full Board for the May 2014 Metro Board meeting cycle, the following:

(Continued on next page)

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- A. re-evaluate the assumptions in the financial forecasting model (LRTP Financial Forecast Update dated May 9, 2013) to determine the appropriateness of continuing to forecast the reduced amount of \$4.837 billion in Measure R 20% (Bus Operations) and \$1.711 billion in Measure R 5% (Rail Operations) for FY13-40 when the Measure R Expenditure Plan identified \$7.880 billion (Bus Operations) and \$1.970 billion (Rail Operations) respectively to the voters in 2008 to fund countrywide bus and rail operations for FY09-40. Provide the Board with additional information and a clearer picture of the inputs to the financial assumptions to determine whether the reduced revenue assumptions from 2010 are still valid or should those assumptions be adjusted; and
 - B. estimate the amount of additional net revenue anticipated from 1) station gating and 2) the toll lanes program, for each of FY15, FY16 and FY17 and identify to what extent revenues may be available to fund bus and rail operations during these years and over a ten-year period.
73. **APPROVED AS AMENDED BY MOLINA, DUPONT-WALKER AND DUBOIS:**
- A. authorizing the Chief Executive Officer (CEO) to award a **76-month firm fixed price contract under Request-for-Proposal No. C0980 with Regional Connector Constructors (a Joint Venture between Skanska USA Civil West California District, Inc., and Traylor Bros. Inc.)**, the responsive and responsible proposer determined to provide Metro with the Best Value for the final design and construction of the Regional Connector Transit Corridor Project, for a firm fixed price of \$927,226,995, subject to resolution of any DBE compliance issues.
 - B. authorizing the CEO to execute future individual contract modifications to Contract No. C0980 up to an amount not to exceed \$1,000,000 for each individual contract modification within the Board approved policy of 10% for contract modification authority;

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- C. establishing a Life-of-Project (LOP) Budget of \$1,420,016,799 for the Regional Connector Transit Corridor Project, No. 860228; and
- D. establishing an LOP Budget of \$39,991,168 for the Regional Connector Transit Corridor Project, No. 800228, for Concurrent Non-FFGA Project Activities.
- E. authorizing the CEO to move forward with Option 2 (to add an upper-level elevator entrance and pedestrian bridge for connectivity to Grand Avenue at the 2nd/Hope Street Station), to work with stakeholders and community members to identify and secure additional funding, including available public or private funding, P3 funding, or other sources, to cover the cost of raising the level of the 2nd/Hope Street Station structure, including an appropriate elevator, escalator, and stairway structures, and constructing a pedestrian bridge connecting to Grand Avenue. Contingent upon securing the necessary project funding and any necessary agreements with The Broad Museum for construction of the pedestrian bridge, report back to the Board by September 2014 for Board construction to incorporate the bridge into the project scope and budget.

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

74. 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 **Parcels W-1801 and W-1801-1 (a portion of APN 5510-027-035)**, consisting of the real property and site improvements.

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

75. ADOPTED AS AMENDED the Staff Recommended Position:

AB2574 (Rodriguez) – Metro Gold Line Foothill Extension Construction Authority. **OPPOSE WORK WITH AUTHOR**

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

76. RECEIVED AND FILED status report on Request for Proposal for a **Pilot Business Solutions Center for Crenshaw/LAX Light Rail Transit Project.**

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

77. **CLOSED SESSION:**

A. Conference with Legal Counsel – Existing Litigation – G.C. 54956.9(a)
Jose Salinas v. LACMTA, LASC Case No. BC493121

Approved settlement of \$300,000.

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

B. Conference with Labor Negotiator – G.C.54957.6
Agency Representative: Don Ott
Employee Organizations: ATU, TCU and UTU

NO REPORT.

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

Agency Negotiator: Calvin Hollis

Property Address: 200-208 S. Broadway and 201 S. Spring St., Los Angeles, CA 90012

Negotiating Parties: CA-Los Angeles Times Square, LLC., a Delaware Limited Liability Company

Under Negotiations: Price and Terms

NO REPORT.

D. Public Employee Performance Evaluation – G.C. 54957

Title: CEO

NO REPORT.

E. Public Employment – G.C. 54957

Title: Inspector General

Consider Appointment of Inspector General

Appointed Karen Gorman as Inspector General.

ADJOURNED at 1:37 p.m.

Prepared by: Deanna Phillips, Board Specialist


Michele Jackson, Board Secretary