

Wednesday, October 20, 2010 1:00 P.M.

Agenda

Planning and Programming Committee Meeting

One Gateway Plaza
3rd Floor Board Room

Call to Order

Directors

Pam O'Connor, Chair
Zev Yaroslavsky, Vice Chair
Diane DuBois
John Fasana
Richard Katz
vacant, 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



Los Angeles County
Metropolitan Transportation Authority

Metro

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.

At the discretion of the Chair, the Board may limit public input on any item, based on the number of people requesting to speak and the business of the Board.

In the interest of hearing from as many members of the public as possible, if at the time your name is called, your issue has been addressed or your opinion expressed by a previous speaker, please simply state that fact and your name for the record.

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 cassette tapes, and duplicate tapes are available for a nominal charge. A Spanish language translator is available at all Board Meetings. Translators for other languages must be requested 72 hours in advance. After each Board meeting, a record is prepared which indicates the actions taken by the Board. This record is available on the second business day following the meeting.

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.

HELPFUL PHONE NUMBERS

Copies of Agendas/Record of Board Action/Cassette Tapes 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

1. AUTHORIZE the Chief Executive Officer to:
 - A. **establish Bench Contracts** under Request for Interests and Qualifications (RFIQ) PS-4010-2540 to the recommended contractors for a three-year period beginning on November 1, 2010 for professional services in an amount not to exceed a cumulative total value of \$8 million; and
 - B. execute Task Orders under the individual Bench Contracts up to \$250,000 per contract.

2. AUTHORIZE the Chief Executive Officer to:
 - A. advance up to \$7.2 million in Measure R 3 percent funds to the Southern California Regional Rail Authority (SCRRA), until such time as Proposition 1B Trade Corridors Improvement Funds are available for the **construction of track work projects along the Antelope Valley Line**; and
 - B. negotiate and enter into a Memorandum of Understanding with SCRRA to implement this action.

(ALSO ON MEASURE R PROJECT DELIVERY COMMITTEE)

3. ADOPT the **2010 Congestion Management Program** for Los Angeles County.

4. AUTHORIZE the Chief Executive Officer to enter into the following documents and agreements related to **Metro's Hollywood & Vine transit-oriented development**, each in substantial accordance with the Summary of Key Terms and Conditions for the purpose of relocating the development's bike room, closing the development's public restrooms, eliminating each developers' advertising signage obligation to Metro and providing a one-time payment of \$92,105 to Metro:
 - A. an amendment to the executed ground lease with HEI/GC Hollywood & Vine Hotel LLC covering the mixed-use W Hollywood hotel/retail portion of the development;

(CONTINUED ON NEXT PAGE)

(Item 4 – continued from previous page)

- B. an amendment to the executed ground lease with Legacy Partners Hollywood & Vine, L. P. covering the 1600 Vine mixed-use apartment/retail portion of the development;
- C. an amendment to the executed Agreement Containing Covenants with HEI/GC Hollywood & Vine Condominiums LLC covering the W Hollywood condominium portion of the development; and
- D. other necessary or prudent documents and agreements that are substantially consistent with the provisions set forth in the Summary of Key Terms and Conditions.

5. CONSIDER:

- A. **accepting the Regional Connector Transit Corridor Project draft Environmental Impact Statement/draft Environmental Impact Report (EIS/EIR);**
- B. designating the staff recommended Locally Preferred Alternative recommended below in the draft EIS/EIR for further study in the final EIS/EIR including removal of the 5th/Flower station;
 - 1. Fully Underground LRT Alternative -underground alternative via Second Street and under First and Alameda Streets with :
 - a. 5th/Flower Station- Deleted Station
 - b. 2nd/Hope Station
 - c. 2nd/Broadway Station
 - d. 2nd/Central Station
- C. authorizing the Chief Executive Officer (CEO) to exercise:
 - 1. Modification No.8 to Contract No. PS 4320-1985 with Camp Dresser & McKee (CDM) in support of the Board-approved option for the Final EIS/EIR for an amount not to exceed \$2,376,569, increasing the total contract amount from \$13,257,198 to \$15,633,767;

(CONTINUED ON NEXT PAGE)

(Item 5 – continued from previous page)

2. Modification No. 2 of Contract No. PS-4320-1988 with the Robert Group in support of the Board-approved option for the facilitation of Community Outreach for the Final EIS/EIR in the amount of \$657,672, increasing the total contract amount from \$1,027,722 to \$1,685,394;
3. Contract modification authority for up to 15 percent of the above amounts to cover the cost of any potentially unforeseen issues that may arise during the above phase.

(ALSO ON MEASURE R PROJECT DELIVERY COMMITTEE)

6. CONSIDER:

- A. authorizing the Chief Executive Officer (CEO) to negotiate and execute a cost-plus fixed fee contract, No. E01119, for Phase I Advanced Conceptual Engineering and Phase II **Preliminary Engineering for the Board-adopted Locally Preferred Alternative for the Regional Connector Transit Corridor** to The Connector Partnership (a Joint Venture of AECOM and Parsons Brinckerhoff), in an amount not to exceed \$21.5 million;
- B. establishing contract modification authority for 15 percent of the not-to-exceed contract award value and authorizing the CEO to execute individual contract modifications within and up to the Board-approved Contract Modification Authority;
- C. delegating to the CEO, should staff be unable to conclude negotiations with The Connector Partnership, the authority to negotiate and execute a contract with the next most qualified proposer; and
- D. increasing the Fiscal Year 2011 budget to include \$5 million in State Replacement Capital Project Loan funds to Project 860228 for Phase II Preliminary Engineering.

(ALSO ON MEASURE R PROJECT DELIVERY COMMITTEE)

7. CONSIDER:

- A. **approving the Westside Subway Extension draft Environmental Impact Statement/Environmental Impact Report (EIS/EIR);**
- B. approving draft EIS/EIR Alternative #2, a 9-mile extension of the existing Metro Purple Line subway with seven stations from its current terminus at the Wilshire/Western Station to a Westwood/Veterans Administration (VA) Hospital Station as the Locally Preferred Alternative (LPA) for further study in the final EIS/EIR with the following recommended station/alignment options and rail support facilities;
1. Wilshire/Crenshaw Station
 - Delete station
 2. Wilshire/Fairfax Station
 - East Station
 3. La Cienega Station and Connections
 - East Station
 - Delete West Hollywood Connection Structure
 4. Century City Station and Alignments
 - Santa Monica Boulevard and Constellation Station options carried forward for further study
 - Constellation North and Santa Monica Boulevard Alignment options between Beverly Hills and Century City carried forward
 - East alignment only between Century City and Westwood carried forward
 5. Westwood/UCLA Station
 - Westwood/UCLA on-street and off-street station options carried forward for further study
 6. Westwood/VA Hospital Station
 - Westwood VA Hospital North and South station options carried forward for further study

(CONTINUED ON NEXT PAGE)

(Item 7 – continued from previous page)

7. Rail Storage & Maintenance Facility
 - o Expansion of existing Division 20
8. Other Support Facilities:
 - o Provision of necessary ancillary facilities including special track work (crossovers, tail tracks, etc), traction power substations, emergency generators, vent shafts as identified in the draft EIS/EIR Volume 2 – Alternative 2 LPA advanced conceptual engineering drawings.

C. authorizing the Chief Executive Officer (CEO) to:

1. Exercise Options #2 and #3 to Contract No. PS 4350-2000 with PB Americas Inc. (PB Americas) to prepare the final EIS/EIR (Option 2) and continue advanced conceptual engineering (ACE) and complete Preliminary Engineering (PE) Design (Option 3) once approval is received from the Federal Transit Administration (FTA), in the amount of \$48,394,203 increasing the total contract amount from \$22,272,286 to \$70,666,489;
2. Exercise Option #2 to Contract No. PS-4350-1995 with The Robert Group to conduct the facilitation of community outreach in support of the final EIS/EIR and PE in the amount of \$864,000 increasing the total contract amount from \$1,913,051 to \$2,777,051;
3. Increase the Fiscal Year 2011 budget to include \$5 million in State Repayment of Capital Project Loan dollars in Cost Center 8510, Project No. 865518 to support PE design; and
4. Establish contract modification authority for 15 percent of the not-to-exceed value of each Option, and authorize the CEO execute individual contract modifications within and up to the Board-approved Contract Modification Authority.

(ALSO ON MEASURE R PROJECT DELIVERY COMMITTEE)

8. CONSIDER:

- A. authorizing the lease of office space to provide **an Integrated Project Management Office to support the Westside Subway Extension and Regional Connector Transit Corridor Projects**;
- B. authorizing the Chief Executive Officer to execute a one year sub-lease agreement, including up to six one year options, with Marsh USA, Inc., for the rental of approximately 41,628 rentable square feet of office space in an office building located at 777 Figueroa Street, Los Angeles, CA commencing January 1, 2011 at an estimated initial annual rental cost of \$999,072 or \$83,256 per month; and
- C. increasing the Fiscal Year 2011 budget to include \$499,536 in State Repayment of Capital Project Loan, TCRP Funds, dollars in Cost Center 8510, Projects 865518 and 860228.

Approval contingent upon Board approval of related items for consultant services to perform Advanced Conceptual Engineering and Preliminary Engineering for the Westside Subway Extension and Regional Connector Projects.

(ALSO ON MEASURE R PROJECT DELIVERY COMMITTEE)

- 9. **Ridley-Thomas Motion** that the Metro Grade Crossing Policy for Light Rail Transit be revised as follows:
 - A. The name of the policy shall be changed from the “MTA Grade Crossing Policy for Light Rail Transit” to “**Metro Grade Crossing Safety Policy**”;
 - B. The preamble to the policy shall be revised to place greater emphasis on public safety and economic development concerns;
 - C. Traffic flow analyses of grade crossing alternatives shall be calculated under three scenarios: 1) current automobile traffic levels, 2) traffic levels adjusted to reflect “natural growth” in traffic over 20 years, and 3) traffic levels adjusted to reflect the full build-out of land development entitlements within a one-half mile radius of each crossing over

(CONTINUED ON NEXT PAGE)

(Item 9 – continued from previous page)

- D. 20 years. These three scenarios will estimate impacts on traffic levels that might result from different levels of economic development and will ensure that grade crossing decisions will accommodate, rather than thwart, future economic development;
 - E. Analyses of grade crossing alternatives shall include thorough consideration of non-traffic and non-rail issues affecting each crossing. These analyses shall be in narrative form, with special attention to schools, parks and social service facilities, areas of high pedestrian activity and anticipated changes in land use or demographics. These analyses will allow for community input, and for the evaluation of subjective community considerations, such as safety and economic development, which do not lend themselves easily to quantitative analysis;
 - F. Final determination of each grade crossing or grade separation decision shall be made by the Metro Board of Directors, based on a balanced evaluation of technical considerations, such as traffic flow and queuing, and community-based considerations, such as public safety and economic development.
10. RECEIVE AND FILE status report on the implementation of the LACMTA **Bicycle Program**.
11. RECEIVE AND FILE **status report on Traffic Forum Projects sponsored by the Los Angeles County Department of Public Works** and the City of Palmdale, whose Call for Projects funding was previously deferred.
12. RECEIVE AND FILE **construction status report on grade separation projects that are being built by the Alameda Corridor East Construction Authority**.

(ALSO ON CONSTRUCTION COMMITTEE)

13. RECEIVE update on **Regional Rail Matters**.
14. 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