




**Rail
Construction
Corporation**

 a Subsidiary of
the Los Angeles County
Transportation Commission

**RAIL CONSTRUCTION CORPORATION
MINUTES OF MEETING MARCH 25, 1991**

MEMBERS PRESENT

DAVID ANDERSON, CHAIRMAN
ERNEST CAMACHO, VICE CHAIRMAN
HERBERT L. CARTER
JUDITH HOPKINSON
ROBERT E. KRUSE
DONALD McINTYRE
JAMES T. POTT

STAFF PRESENT

EDWARD McSPEDON, PRESIDENT/CEO
JOHN ADAMS, PROJECT MANAGER, METRO RED LINE, MOS-1
DAVE SIEVERS, PROJECT MANAGER, METRO GREEN LINE
JOEL SANDBERG, PROJECT MANAGER, MOS-2
AL SCALA, MANAGER OF CONTRACTS
ABDUL SESAY, RISK MANAGER, LACTC
BARBARA NORRIS, EXECUTIVE SECRETARY
BONNIE VERDIN, SECRETARY II

OTHER

RICHARD CHASTANG, COUNTY COUNSEL
WALLY RYLAND, METRO TRANSIT INSURANCE ADMINISTRATORS

CALL TO ORDER

The meeting was called to order at 2:10 p.m.

MINUTES OF MEETING

The Minutes of the February 25, 1991, and March 6, 1991, meetings were approved as submitted.

003

OWNER CONTROLLED INSURANCE PROGRAM

Mr. Wally Ryland presented the Board with a dividend check for \$10.1 million from the Owner Controlled Insurance Program in recognition of the superior safety performance experienced to date on the Rail Construction Program. He stated this is the largest return given back to the owner on a rail transit construction project in the United States.

CHAIRMAN'S REMARKS

Mr. Anderson stated that the Executive Session would be held in the 11th Floor Long Beach Conference Room.

PRESIDENT'S REPORT

Mr. McSpedon reported to the Board on the Owner Controlled Insurance Program. Mr. Abdul Sesay stated he has received all the requested items from the Risk Management Consultant necessary to perform an audit of the program. Mr. Sesay stated that as soon as he has reviewed the items, he would be in a better position to give a timeframe to the Board as to when the audit would be completed. Mr. Pott asked that staff return to the Board at its meeting of April 22 with this timeframe.

Mr. Camacho asked that at the April 22 meeting, staff also report on the status of the RFP for Insurance Administration on the Pasadena Line.

CONSENT CALENDAR

Mr. McIntyre requested that Item 6Ab be pulled for discussion. Mr. Pott requested that Items 6Aa and 6Ba be pulled for discussion. Ms. Hopkinson moved, Mr. Camacho seconded to approve the remaining items on the Consent Calendar. Motion approved.

METRO BLUE LINE:

Contract H811 - Traction Power Supply System - Increase In AFE

The Board recommended that the Commission approve an increase to the current AFE amount by \$826,458 to a revised AFE amount of \$22,459,270. This increase will enable staff to process the remaining pending and anticipated changes. Also, authorize the transfer of funds from project reserve to support the above recommended AFE increase.

Contract C4710 - Miscellaneous Construction Services - Increase in AFE

The Board recommended that the Commission approve an increase to the current AFE amount by \$451,575 to a revised total AFE of \$597,875. This increase in AFE will enable staff to process pending and anticipated changes to this contract.

Contract H860, Graphics & Signs, Contract Acceptance

The Board recommended that the Commission:

1. Approve the acceptance of the subject contract complete as of February 11, 1991, and authorize the recording of the Notice of Completion;
2. Authorize the release of the contract balance of \$27,637.71 upon contract acceptance and the release of retention in the amount of \$81,162.96 thirty (30) calendar days after the filing of the Notice of Completion;
3. Approve the transfer of funds in the amount of \$146,669.00 to Project Reserve. This amount represents a surplus over the total obligated funds for Contract R01-T01-H0860.

Contract E0005 - LTK Engineering Services - Amendment #3

The Board recommended that the Commission authorize the Executive Director to execute Amendment #3 in the amount of \$248,941.81. The revised contract ceiling price is \$5,221,791.81. Also, approve a contract time period extension from December 31, 1990, to May 31, 1991.

Contract P865 - Light Rail Vehicles Change Order #28

The Board recommended that the Commission approve Change Order #28 which requires the Contractor to engineer, design, furnish, install and test additional roof-mounted headlight fixtures at each end of the light rail vehicles. Also, authorize transfer of funds to the vehicle contract from funds approved earlier by LACTC/RCC for Immediate Actions to Enhance Grade Crossing Safety (November 28, 1990).

Contract C3270 - Long Beach Loop, Contract Acceptance

The Board recommended that the Commission:

1. Approve the acceptance of the subject contract complete as of December 13, 1990, and authorize the recording of the Notice of completion;

2. Authorize the release of the contract balance of \$132,560.00 upon contract acceptance and the release of retention in the amount of \$122,638.90 less \$95,489.00 for third-party backcharges, approximately thirty (30) calendar days after the filing of the Notice of Completion;
3. Approve the transfer of funds in the amount of \$946,702.00 to the Project Reserve. This amount represents a surplus over the total obligated funds for Contract R01-T01-C3270.

Contract R01-S12-MQ01 DKJV, Project Management Oversight Services Amendment No. 10

The Board recommended that the Commission authorize the Executive Director to execute Amendment #10 to the subject contract in the amount of \$815,600 bringing the Not-to-Exceed amount to \$8,944,628.

CONSENT CALENDAR DISCUSSION ITEMS

METRO RED LINE:

MOS-1 Contract A175, Wilshire/Alvarado Station, Change Order #112

Mr. Pott asked why the contractor was not being sought to pay for this delay? Staff explained that this change order was due to delays caused by changes to the original contract added by the owner after construction had begun.

Mr. Pott moved, Ms. Hopkinson seconded to recommend that the Commission approve Change Order No. 112 in the amount of \$2,833,489. Motion approved.

MOS-1, A135/A136 Union Station

Staff clarified the charges to the Commuter Rail. Mr. McIntyre moved, Mr. Camacho seconded to recommend that the Commission approve a conceptual plan for \$7.6 million for design and construction of platforms, pedestrian tunnel and trainyard improvements under Contract A136 and grant authority to execute a deductive Change Order of approximately \$1.5 million under Contract A135.

METRO GREEN LINE:

Contract C101, Foundations & Utilities, Cost Plus Change Notice and Increase in AFE

Mr. Pott asked for additional information on the foundation borings. Mr. Sievers addressed the Board on the background of the borings. Mr. Pott moved, Ms. Hopkinson seconded to recommend that

the Commission authorize the Executive Director to approve CPCN #18.A in a not-to-exceed amount of \$3,600,000 to compensate the Contractor for the additional cost of completing the drilling and piling under the differing site conditions. Also, approve an increase to the AFE of \$1,476,025 for a revised AFE total of \$13,884,025.

METRO RED LINE - MOS-2, AWARD CONTRACT B221

Joel Sandberg presented staff's report on Contract B221, Wilshire/Normandie Station and Line, for the Metro Red Line, MOS-2 project. Mr. Sandberg stated that five (5) bids were received. Mr. McIntyre moved for approval, motion seconded. Mr. McIntyre commented on the engineer's estimate being over the original budget amount. Mr. McSpedon stated that similar results have been encountered on previous MOS-2 contract bids. Staff has formed a Task Force to look at ways to package and approach a more efficient way to bring this project in at the budget amount.

The Board recommended that the Commission authorize the Executive Director to award Contract B221 in the total estimated amount of \$79,812,793 to Tutor-Saliba-Perini, the lowest responsive and responsible bidder. A ten percent reserve fund of \$7,981,279 is also recommended to cover the cost of changes and extra work, but will not be included in the contract. Motion approved.

METRO RED LINE - MOS-1, CONTRACT A640, SYSTEMS COMMUNICATIONS - COST PLUS CHANGE NOTICE (CPCN)

Ms. Hopkinson moved, Mr. Camacho seconded to recommend that the Board approve Cost Plus Change Notice No 206 for Contract A640 in the amount of \$4,000,000. The cost of this CPCN will be included in a change order to be issued at a later date. Motion approved.

RCC BUDGET FOR SUPPORT OF COMMUTER RAIL IMPLEMENTATION

Mr. McSpedon reported on the RCC/Commuter Rail meeting held to negotiate the actual dollars that RCC will spend on commuter rail.

Ms. Hopkinson asked why wouldn't the Board have any approval authority on this effort. Mr. McSpedon stated that Commuter Rail is a 5-County project with LACTC taking a lead role, the RCC does not have management responsibility in this effort. Ms. Hopkinson stated her concern that the RCC Board would still be open for liability and exposure on this effort without actually having the ability to review the background data. Ms. Hopkinson also had concerns on how effective the Project Manager would be with only 25% of time devoted to the commuter rail project.

Mr. McSpedon stated that we have capabilities and experience within RCC that are beneficial to the commuter rail program. Staff has thus far defined RCC's role, identified RCC tasks and put a level effort against them. If 25% of the Project Manager's time is not sufficient, it will be renegotiated. Mr. McSpedon stressed that RCC is as supportive of this effort as possible.

PUBLIC COMMENTS

The Board heard comments from Mr. John Walsh.

BOARD MEMBERS REQUEST FOR FUTURE ITEMS

Mr. Pott requested the following:

1. Booz Allen Hamilton Report be forwarded to the Board;
2. Clarification of a quote in a newspaper article regarding the Monorail Plan. Mr. Peterson stated that this quote referred to MOS-3, not the Monorail Plan;
3. The issue of public facilities in stations be agendized in April;
4. That the Board review a motion on the Engineering Management Consultant to be considered at the Board's April meeting;
5. A public discussion on incentives contract be agendized for presentation.

EXECUTIVE SESSION:

The Board adjourned to an Executive Session to discuss the following matters:

- o Real Estate - Govnm't Code 54956.8
 - Metro Red Line: Parcel B2-117 Bank of America
 - Metro Blue Line: AS001 Edmond Adaimy, Robert Adaimy, Eli Adaimy, dba Johnson Liquor Store
 - Metro Green Line: Parcel AS519A; Parcel AS519B; Parcel AS519T.1; Parcel AS519.AIR.1
 - AS521 - TRW, Inc.
 - AS527 - TRW Foundation

- o Exposure to Litigation - Govnmt. Code 54956.9(b) - Contract
C140
- o Personnel - Govnm't Code 54957 County Counsel

ADJOURNMENT

The meeting adjourned at 5:00 p.m.

BARBARA NORRIS
Executive Secretary