



**Rail
Construction
Corporation**



a Subsidiary of
the Los Angeles County
Transportation Commission

**RAIL CONSTRUCTION CORPORATION
MINUTES OF MEETING MAY 20, 1991**

MEMBERS PRESENT

DAVID E. 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
TOM TANKE, EXECUTIVE VICE PRESIDENT, TECHNICAL OPERATIONS
DAVE SIEVERS, PROJECT MANAGER, METRO GREEN LINE
AL SCALA, MANAGER OF CONTRACTS
BARBARA NORRIS, EXECUTIVE SECRETARY
BONNIE VERDIN, SECRETARY II

OTHER

DAVID KELSEY, COUNTY COUNSEL

CALL TO ORDER

The meeting was called to order at 2:05 p.m.

APPROVAL OF MINUTES

The minutes of the May 6, 1991, meeting were approved with the following corrections:

Page 5, 5th paragraph, Guiding Principles - Mr. Pott clarified that he did not ask that this item be held over, but that staff at the April 8, 1991 RCC meeting requested that this item be held over in order for staff to present an alternative.

Page 6, 1st paragraph, Budget - Add to bulletsStaff's report on the link between Union Station and 7th & Flower will be shared with the Board at its May 20 meeting.....

Page 6, Incentive Decisions on Contracts - Add paragraph after paragraph 6Mr. McIntyre commented that he has found through his experience that incentive contracts are difficult to structure and end up too frequently very subjective and not scientific. The product may be more frustration than benefit.

Ms. Hopkinson stated her concern on LACTC's delay in responding to her request at the April 8 RCC meeting for a summary of the overhead and administrative costs as allocated to RCC. This item was due before the Board adopted the budget--no item was received and the Board adopted the budget at its last meeting. Ms. Hopkinson suggested that the Board write a letter to the LACTC Commissioners formally requesting that the LACTC provide the information on the costs. The Board concurred that a letter signed by Mr. Anderson be sent to the LACTC.

CHAIRMAN'S REMARKS

Mr. Anderson reminded the Board on the meeting scheduled for Friday, May 24 regarding DBE Procedures. Mr. Camacho, Mr. Carter and Mr. Kruse will participate in the meeting with staff.

PRESIDENT'S REPORT

Mr. McSpedon made the following announcements:

- o Rail installation on the entirety of Segment 1 has been completed.
- o Bond Rating Agencies meetings were held during the week of May 13th.
- o RCC sponsored and hosted the 1st national Quality Assurance Workshop for rail transit May 8-10.
- o Erica Goebel's video production of "Keep Out" was presented an award at the U.S. Industrial Film & Video Festival. The video is a construction safety film targeted at the Jr. High and High School level.
- o A "Team Building" workshop on the MOS-2 project was held Friday and Saturday, May 17 & 18.
- o Groundbreaking ceremony for Segment 1 is tentatively scheduled for the afternoon of June 13 at Wilshire and Western.
- o The bid protest on contract C100 will be discussed later in the meeting.

ELECTION OF OFFICERS

Ms. Hopkinson moved for nomination of Mr. Camacho as RCC Chairman for the 1991-92 fiscal year. No other nominations received, Mr. Kruse recommended the nominations be closed. Motion approved unanimously.

Mr. Pott moved for nomination of Mr. Kruse as RCC Vice Chairman for the 1991-92 fiscal year. No other nominations received, Mr. McIntyre recommended the nominations be closed. Motion approved unanimously.

Mr. McIntyre thanked Mr. Anderson for his leadership during the past year. The Board concurred. The installation of Officers will be implemented at the 1st meeting in July.

CONSENT CALENDAR (ITEMS 6 THRU 10)

Item #6 was pulled for clarification by Mr. McIntyre. Mr. McSpedon explained that this contract were exempted from DBE goals as it was a procurement and no subcontractor opportunities existed.

Items #8, 9 & 10 were pulled by Mr. Pott for further discussion. The remainder of the Consent Calendar was approved.

Metro Blue Line. Contract R01-T08-P830. Special Trackwork.
Acceptance of Contract Closeout

1. Approve the acceptance of the subject contract complete as of November 8, 1990, and authorize the recording of the Notice of Completion.
2. Authorize payment up to and including Change Order No. 012 and to close out this contract and retain enough funds in reserve to cover the cost of spares included in Change Order No. 013 which has been negotiated to be \$74,024.06.
3. Approve the transfer of funds in the amount of \$118,671.82 to the Project Reserve. This amount represents a surplus over the total obligated funds for Contract R01-T08-P830.

Metro Blue Line. Contract R01-T07-H825. Transit Signaling System
Acceptance of Contract Closeout

1. Approve the acceptance of the subject contract one hundred percent complete as of May 1, 1991, and authorize the recording of the Notice of Completion.

2. Authorize the immediate release of the contract balance amount of \$209,459.05 and authorize the release of retention in the amount of \$866,192.98 upon completion of thirty (30) calendar days after the filing of the Notice of Completion. A retention amount of up to \$100,000 will be temporarily withheld pending receipt and acceptance of Contract As-Built record drawings.
3. Approve the transfer of funds in the amount of \$624,678 to the Project Reserve. This amount represents the difference between the total obligated funds for Contract R01-T07-H825.

CONSENT CALENDAR - DISCUSSION ITEMS

Deloitte/Kellogg Joint Venture, Project Management Oversight Services - Contract R01-S12-M001, Amendment #11

Mr. Pott raised concerns on DKJV's role on tasks identified as systemwide. The Board moved and approved unanimously a motion to approve the extension of the DKJV contract through Amendment #11 that would include services proposed for the Metro Red and Blue Lines, but exclude any work identified as unexpended systemwide in any of the amendments. Staff will revise the report to quantify the dollar amount and reflect same in the amendment issued to DKJV. The Board requested a copy of the revised report which should also make clear what duties each consultant performs and that there is no duplication of effort by the consultants.

Metro Red Line, Contract 4344, Amendment #6 - Project Archaeologist Services

Mr. Pott asked for clarification on Contract A136. Mr. McSpedon gave the board an update on the archaeologist work performed at Union Station and the significant find. Mr. Kruse moved, Ms. Hopkinson seconded to recommend that the Commission authorize the Executive Director to execute Amendment No. 6 to the subject contract in the amount of \$174,635. Motion approved.

Metro Green Line, Contract R23-S11-E2301, TransCal II Amendment No. 4

Mr. Pott asked if this will be the last amendment to the contract. Mr. Sievers stated no that design at the North Coast has not yet been negotiated. This amendment is for engineering services during construction and does include those services for the North Coast Segment.

Mr. Carter asked what the DBE participation is through Amendment #4. Mr. Sievers stated that the DBE participation through April 30 is 24%. Joe Sheard, Project Manager TransCal II, stated that one

of the DBE participants is no longer certified as a DBE because the company grew too large. The company is not dismissed, but is not given any credit as a DBE.

Martin Rubin, President of Parson, Brinckerhoff, Quade and Douglas, assured the Board that TransCal will strive to increase the percentage of DBE participation, stating that the DBE participation on TransCal I was completed with DBE participation that exceeded the goal by 8.7%, and that this is an expression of the way TransCal is managed.

Ms. Hopkinson moved, Mr. Camacho seconded to recommend that the Commission authorize the Executive Director to execute Amendment No. 4 to the subject contract within an amount not-to-exceed \$16,898,548. Motion approved with Mr. Pott voting no.

PRESS RELEASE

Mr McSpedon reported that the Fitch Bond Rating Agency gave the RCC a credit rating of A+ on its upcoming \$500 million Bond issue.

PRESENTATION ON VERMONT/SUNSET STATION

Mr. Richard Diedrich, Principal Architect and Mr. Michael Davis, Artist, presented the architectural theme and artwork for the Vermont/Sunset Station.

Ms. Hopkinson stated her concern that although joint development can be considered at a later date, the design in this station is not conducive to building some commercial activity of any consequence at this site. Ms. Hopkinson stated the need for the LACTC/RCC Joint Development Committee to begin meeting to consider joint development opportunities early on and directed Mr. McSpedon to inquire as to when the meeting will be scheduled. Staff cancelled the 1st meeting citing that it would be helpful to have the Joint Development Director on board. Ms. Hopkinson stated that waiting for the Director to be hired and updated on the process would take 6 months or so and the need to consider the opportunities is urgent.

Mr. Anderson stated that he would forward the message to LACTC and asked that Mr. McSpedon do the same.

Mr. Anderson asked when the changes in station design on the Metro Red Line, Segment 2 will be presented to the Board. Mr. McSpedon stated that this issue will be discussed at the June 3 meeting.

Mr. Kruse stated that although the joint development is an integral part of the project, its going to take time and the project still has to be built as quickly and economically as we can. Mr. Kruse

stated that regarding the Segment 2 stations, it is not practical to stop, but the joint development effort should be implemented as soon as possible for future stations.

Staff will be returning to the Board with a recommendation for adoption on the station design policies at its June 3 meeting.

Ms. Hopkinson and Mr. Pott will meet with staff on standardized signs for the stations.

METRO RED LINE, SEGMENT 1, AWARD CONTRACT A-655 - VEHICLE PERFORMANCE TESTS

Mr. McIntyre moved, Mr. Camacho seconded to recommend recommend that the Commission authorize the Executive Director to award Contract A-655 to the Association of American Railroads, Research and Test Department. The contract award will be for a total amount of \$630,323. Authorization of this recommendation requires approval by two-thirds of the Commission. Motion approved.

METRO RAIL PROJECTS - AUTHORIZATION TO CONTRACT WITH PRIVATE CONSULTANTS TO PROVIDE RELOCATION CONSULTANT SERVICES

Mr. Carter moved, Mr. McIntyre seconded to recommend that the Commission authorize the Executive Director to enter into contracts with the following relocation consultants for the specified amount:

Community Relocation Service	\$100,000
Pacific Relocation Consultants	\$100,000
Leonardo Watts	\$100,000
Willdan Associates	\$100,000

Motion approved.

Mr. Pott moved that the criteria for setting goals for DBE and the issue of factoring in affirmative action profiles of potential contracts be referred to the Board's subcommittee on DBE procedures.

Mr. Carter seconded the motion stating a meeting is schedule for Friday, May 24 and he would raise theses issues at this time. The Board concurred.

METRO GREEN LINE, CONTRACT R23-T01-C0100 - GUIDEWAY STRUCTURES

Mr. McSpedon presented staff's report to the Board summarizing the following:

- o April 22, the RCC Board revised staff's recommendation and recommended award of contract C100 to Steve P. Rados, Inc.

- o April 24. LACTC reversed the RCC Boards' recommendation and awarded the contract to Kiewit-Pacific pending review and resolution of any protests, timely filed. o April 29, Staff received a formal protest from the Rados Company
- o Executive Director issued his decision granting the Rados Protest in accordance with CON 16.
- o Staff has prepared a new recommendation for award of Contract C100 to Steve P. Rados, Inc.

Mr. Kruse moved, Mr. Pott seconded to recommend that the Commission authorize the Executive Director to award Contract C100 to the lowest responsive and responsible bidder, Steve P. Rados, Inc., pending resolution to any and all protests that may be timely filed.

The Board heard comments from Michael Mirchella, Attorney for Rados, Inc.

Mr. Carter asked for clarification on the DBE goals and the determination of the lowest responsive bidder. Mr. Scala reviewed the events of the protest hearing.

Motion approved 4-3 with Mr. Carter, Mr. Camacho, and Ms. Hopkinson voting no.

BOARD MEMBERS REQUEST FOR RCC PRINCIPLES

This item was referred to the June 3 RCC meeting.

METRO RED LINE - SUBWAY WATER PROTECTION

Ken Murthy, MRTC, and Al Thiede briefed the board on the status of the subway water protection. They reviewed the current situation and the steps being taken to further reduce the likelihood of water and/or gas intrusion into the subway system in the future.

Discussions are still pending on materials that will be used and final cost estimates for the water protection alternatives.

ENGINEERING MANAGEMENT CONSULTANT - REQUEST FOR QUALIFICATIONS REVIEW

Mr. Pott moved, Ms. Hopkinson seconded to hold this item until the Board has reviewed the RFQ and staff has furnished the Board with the additional information requested at the April 8 meeting and subsequently at the April 22 meeting.

Mr. Anderson directed staff to meet with a subcommittee of the Board on the RFQ summarizing the issues and covering the following: list of potential firms, description of methods to be used, staffing plan and also on the contract incentives.

Motion approved.

PUBLIC COMMENTS

The Board heard comments from Mr. John Walsh.

BOARD MEMBERS REQUEST FOR FUTURE ITEMS

Ms. Hopkinson reported on the Real Estate acquisition regarding the policies and the schedule. Mr. Anderson suggested that a subcommittee on Real Estate meet before bringing this issue to the full Board.

Mr. Pott asked that staff submit a written report to the Board at its June 3 meeting as to when the issue of Pasadena Blue Line Insurance Program will be addressed.

ADJOURNMENT

The Meeting adjourned at 5:20 p.m.

BARBARA NORRIS
Executive Secretary