



RAIL CONSTRUCTION CORPORATION (RCC)
MINUTES OF JULY 13, 1992 MEETING

MEMBERS PRESENT

ROBERT KRUSE, CHAIRMAN
JUDITH HOPKINSON, VICE CHAIR
ERNEST CAMACHO
DAVID ANDERSON
DONALD McINTYRE
JOHN W. MURRAY
MAS NAGAMI

STAFF PRESENT

EDWARD McSPEDON, PRESIDENT/CEO
DAVE SIEVERS, PROJECT MANAGER, METRO GREEN LINE
CHARLES STARK, PROJECT MANAGER, METRO RED LINE, SEGMENT 1
ANDY BENNETT, SYSTEMS ENGINEERING MANAGER
THOMAS J. CARMICHAEL, MANAGER, FACILITIES ENGINEERING
WILL SANCHEZ, DIRECTOR, CONTRACTS
SCOTT ALLEN, ADMINISTRATIVE ANALYST, RISK MANAGEMENT
WAYNE MOORE, DIRECTOR, FINANCIAL ADMINISTRATION
BONNIE VERDIN, BOARD SECRETARY
MERCY MENESES, ASSISTANT BOARD SECRETARY

OTHER

AUGUSTIN ZUNIGA, COUNTY COUNSEL
MARTY RUBIN, PB/DMJM
KATHRYN LIM, PB/DMJM

1. CALL TO ORDER

The meeting was called to order at 1:10 p.m.

2. TRANSFER OF BOARD CHAIRMANSHIP

After expressing acknowledgements of appreciation to the Board, Mr. McSpedon, RCC staff and Consultants, Mr. Camacho turned the gavel and Chairmanship over to Mr. Kruse.

3. CHAIRMAN'S REMARKS

Mr. Kruse briefly highlighted the upcoming year's major target milestones. Mr. Kruse identified the following as

some objectives for the RCC during his service as Chairman of the RCC Board of Directors:

- Build an exceptional, model minority program
- Continue with progress made by this Board's Ad Hoc Joint Development Committee members
- Continue to work towards involving the Board with the budgeting process
- Opening of the Metro Red Line, Segment 1
- Ground-breaking for Pasadena Line
- Award of the "L.A. Car" Contract
- Ground-breaking of the Hollywood Segment of Metro Red Line, Segment 3
- Support Metrolink start-up
- Complete El Segundo Guideway
- Complete rail construction in MacArthur Park
- Initiate Metro Red Line, Segment 2 railcar purchase
- Start tunneling Metro Red Line, Segments 2 & 3, Vermont and Hollywood sections
- Build a great safety program
- Work towards improving the Risk Management Program
- Adopt a construction management approach for the Pasadena Line
- Participate in SCRTD/LACTC merging process
- Work towards improving change order policy

4. APPROVAL OF MINUTES

The minutes of the June 22, 1992 meeting were approved as submitted.

5. PRESIDENT'S REPORT

Mr. McSpedon reported the following:

- A protest on Contract C610 has been received. Staff is working on a response and it is anticipated that staff will have a recommendation for the Board's consideration at the next meeting.
- On July 7, a notice was received indicating that the United States Supreme Court has denied the challenge of the MOS-1 Benefit Assessment District. This concludes all appeal actions.
- On July 15, several LACTC Commissioner's will be given a tour of the Metro Green Line. Mr. McSpedon invited interested Board members to join this tour group.
- At the recent L.A. Car Committee meeting it was agreed that since there were no bids for the 15 car order intended to

serve as start-up fleet to ensure the opening of the Metro Green Line in 1994, the following parallel courses of action will be taken:

- Negotiations with St. Louis for the lease of 15 railcars will continue.
- Staff will seek Commission authorization to initiate negotiations for the acquisition of 15 cars. This action will be calendared on the 7/15 Ad Hoc L.A. Car Committee meeting agenda. If approved by the Commission, staff will seek the possible interest of Sumitomo, Siemens and any other car builder and initiate negotiations.

It is staff's goal to have a recommendation ready to carry forward to the Commission at its August meeting.

CONSENT CALENDAR

Items 8a, 8b, 10, 15, 16 were pulled for discussion.

Mr. Nagami moved, Mr. Camacho seconded to approve the remaining items on the Consent Calendar. Motion approved.

6. STATUS OF UNEXECUTED CONSTRUCTION/PROCUREMENT
CONTRACT CHANGES OVER \$200,000

The RCC Board recommended that the Commission receive the above-captioned report.

7. METRO BLUE LINE - CONTRACT R01-T02-P0851-R1
RENTAL OF HI-RAIL TRUCKS

The RCC Board recommended that the Commission approve amendments which add to the contract a total of \$112,214.67. The funding for these amendments is available within the Metro Blue Line budget.

8. METRO GREEN LINE - CONTRACT H1300
SIGNAGE, REQUEST TO ADVERTISE

The RCC Board authorized staff to proceed with the advertising and solicitation of Contract No. H1300, Signage.

9. METRO RED LINE, SEGMENT 1 - CONTRACT A136
UNION STATION HANDICAPPED PROVISIONS FOR PLATFORM NO. 6
CHANGE ORDER NO. 94

The RCC Board recommended that the Commission approve Change Order No. 94 in the amount of \$604,009 with a contract extension date of 30 calendar days to Tutor Saliba. This

amount represents the costs and time associated with the construction for handicapped provisions for Platform No. 6. All costs for this change order will be paid by Amtrak.

11. METRO RED LINE, SEGMENT 1 - CONTRACT A640
COMMUNICATIONS, CHANGE ORDER NO. 66

The RCC Board recommended that the Commission approve Change Order No. 66 in the amount of \$921,251, which increases the total contract value to \$54,761,017. This change order is within the contract forecast and necessary funding is available within the \$1,450,000,000 Segment 1 budget.

12. METRO RED LINE, SEGMENT 2 - CONTRACT B630
TRACTION POWER SUBSTATION EQUIPMENT
REQUEST TO ADVERTISE

The RCC Board authorized staff to proceed with the advertisement and solicitation of Contract No. B630.

13. METRO RED LINE, SEGMENT 2 - CONTRACT B201
WILSHIRE/ALVARADO TO WILSHIRE/VERMONT LINE
CHANGE ORDER NO. 11

The RCC Board recommended that the Commission authorize the Executive Director to execute Change Order No. 011 in the amount of \$527,430.

14. METRO RED LINE, SEGMENT 2 - CONTRACT B211
WILSHIRE/VERMONT STATION, STAGE I, CHANGE ORDER NO. 006

The RCC Board recommended that the Commission authorize the Executive Director to execute Change Order No. 006 in the amount of \$247,408.

CONSENT CALENDAR ITEMS PULLED FOR DISCUSSION

- 8a. METRO GREEN LINE - CONTRACT H0831, CHANGE ORDER NO. 17
SUPERVISORY CONTROL AND DATA ACQUISITION

Mr. Sievers stated that Items 8a and 8b are interrelated and provided a brief background.

Mr. McIntyre inquired what makes the old equipment now obsolete. Mr. Bennett stated that the new proposed technology has increased computing capabilities. In addition, the new technology provides the flexibility to input/output using fiberoptics versus hard wire. It is cheaper to run fiber than it is to run wire.

After much further discussion, Mr. McIntyre moved, Mr. Camacho seconded that staff refine Items 8a and 8b for the August 3 meeting.

Mr. Anderson stated that for future lines, he would prefer to see SCADA competitively bid and would like for the Board to be briefed on the direction staff intends to take. Mr. McSpedon stated that in the near future the Board will be updated on the systemwide communication system and will ensure that this item be incorporated into that discussion.

8b. METRO GREEN LINE - CONTRACT H0831, CHANGE ORDER NO. 16
SUPERVISORY CONTROL AND DATA ACQUISITION

See Item 8a for the disposition of this Item.

15. METRO RAIL PROJECTS - REQUEST TO ADVERTISE
RFQ. NO. EN025 - PROFESSIONAL ENVIRONMENTAL SERVICES
RFQ. NO. EN030 - WASTE HANDLING, TRANSPORT & DISPOSAL

Mr. Murray commented that he appreciates the way this contract was separated into smaller fractions which allows for increased DBE participation.

Mr. Murray asked how long work this work is going to take. Mr. McSpedon stated that the nature of this work is such that it will be on-going. The contract is for a five year engagement, renewable at staff's option in one year increments.

Mr. Murray moved, Mr. Camacho seconded to approve this item. Motion approved.

The RCC Board authorized staff to proceed with the advertisement and evaluation of proposals responding to each RFQ below. It is contemplated that one contract will be let for the engineering services and one for the handling services for the Metro Red, Orange, Green and Pasadena Lines as shown in "A", "B" and "C" below. Contractors can propose on one or more contracts.

A. Metro Red Line, consisting of:

- Segment No. 1
- Segment No. 2
- Segment No. 3 (North Hollywood), from Hollywood Blvd. near Vine Street to Lankershim Blvd. near Chandler Blvd.

B. Portion of Metro Red Line (also know as Orange Line), consisting of:

- Segment 3 (West), from Wilshire Blvd. near Western Avenue to Pico Blvd. near San Vicente Blvd.
- Segment 3 (East), from Union Station to the chosen alignment at Lorena Street, or Indiana Street.

C. Portion of the Pasadena Line and Green Line, consisting of:

- Pasadena Line, Segment No. 1
- Pasadena Line, Segment No. 2
- Metro Green Line (portions that are now under construction).

10. METRO RED LINE, SEGMENT 1 - CONTRACT A147
RESTORATION OF RAILWAY EXPRESS AGENCY (REA) BUILDING,
VEHICULAR RAMP AND PARKING AT THE NORTHWEST CORNER
OF UNION STATION, CHANGE ORDER NO. 176

Ms. Hopkinson stated that although probably not much can be done about it now, this work should not qualify to be done via a change order. Ms. Hopkinson stated that this is separate discernable work that doesn't even appear to be RCC's work. Mr. Stark stated that this change order is for RCC work, paid for by Metro Rail, to replace and restore a facility that was in the path of Metro Rail at Union Station box. The reason it is being done as a change order is because part of this work is time critical to provide the bus rail interface that is necessary for the successful opening of Metrolink this October.

Following much further discussion, Mr. Hopkinson moved, Mr. Camacho seconded to approve this item. Motion approved.

The RCC Board recommended that the Commission approve Change Order No. 176 for \$2,130,000 with a contract extension of 183 calendar days for the restoration of the REA building, vehicular ramp and parking at the northwest corner of Union Station. This change order is within the contract forecast and necessary funding is available within the \$1,450,000,000 Segment 1 budget.

16. METRO RAIL PROJECTS - CONTRACT E0070
SUBCONTRACTING PLAN/LIST OF SUBCONSULTANTS

Mr. Sanchez explained for Mr. Anderson the difference between the original attachment to this item and the revised attachment just provided.

Mr. Camacho stated that if the EMC supports this item, then the Board should have no problem approving it. Mr. Murray concurred with Mr. Camacho but warned staff to be wary in dealing with the Transportation Business Advisory Council

(TBAC) inasmuch as TBAC is beginning to very much resemble a business lobbying group.

Mr. Rubin stated that the comments from TBAC in the revised attachment to this item served only as a reinforcement of the plan. Mr. Rubin further stated that the revised attachment has no substantive changes, except for the inclusion of the STEPS Program, which the Board previously approved.

Mr. Rubin further stated this item is being presented to assure the Board that the Subcontracting Plan has been modified to include changes previously requested by the Board. Mr. Rubin briefly summarized the changes requested by the Board:

1. RCC Board approval must be obtained prior to the advertisement of section engineering and/or architectural services.
2. RCC Board approval must be obtained for specialty subcontractors whose work will exceed \$50,000.

After much further discussion, Ms. Hopkinson moved, Mr. Camacho seconded to approve this item.

Mr. Kruse stated that although staff has done a lot of work in the area of change orders, perhaps staff should begin thinking in terms of eliminating change orders altogether. Perhaps a Board/staff workshop is warranted to work towards achieving this end.

Mr. Anderson also requested that staff adopt a standard method of marking revised documents.

Motion approved.

The RCC Board:

- Accepted the EMC's Subcontracting Plan as concurred by staff.
- Approved the list of vendors as set out in Attachment B for supplies as provided by PBQD/DMJM as selected in accordance with the attached plan.

REGULAR CALENDAR

18. METRO GREEN LINE - CONTRACT H0900
SAFETY AND SECURITY COMMUNICATIONS SYSTEM

Mr. Zuniga apprised the Board that a protest has been filed by HSQ Corporation, one of the competitors for this con-

tract. HSQ's protest questions whether they received a fair review.

Following further information, Mr. Camacho moved, Mr. Nagami seconded to approve this item.

Mr. Camacho stated that as he understands it, the protest is only on the process and not the award. Mr. Zuniga clarified that the protestor is concerned with the process but, in addition, the protestor is also asking that the Board delay taking action on this item until the protestor is granted an opportunity to be heard by the Board. However, there is no formal protest until the award recommendation is made, advised Mr. Zuniga.

Motion approved.

Mr. Sievers clarified for Mr. Nagami that if merit to the protest is found, then staff will return to the Board with a revised recommendation. If the protest is denied, the contract will be awarded to Mass Electric as approved today.

The RCC Board recommended that the Commission authorize the Executive Director to award Metro Green Line, Contract No. H0900, Safety and Security Communications System to Mass Electric Construction Co., it being the proposer whose submittal ranked favorably, and whose dollar per point ratio results in the most advantageous procurement for the Commission. This award is contingent upon receipt of Contractor supplied bonds and insurance certificates, and resolution of protests, if any, filed in a timely manner.

The Commitment for this contract is as follows:

Total Contract Award Amount:	\$ 9,948,180
10% Contract Reserve Fund (excluded from contract award amount):	\$ 994,820
Total Commitment Request:	\$10,943,000

19. METRO RAIL PROJECTS - CONTRACT E0080
SYSTEM-WIDE PRE-CONSTRUCTION SURVEY (PCS) SERVICES

Ms. Hopkinson echoed Mr. Murray's earlier comments (under Item #15) over the merit of breaking larger contracts into smaller contracts to promote increased DBE participation and she asked why this contract was not broken down.

Mr. Allen stated that this systemwide program was designed to maximize DBE and minority participation. The program

provides for the training of technically oriented, local area residents to do this type of work. Mr. Allen stated this specific contract does, in fact, have a great deal of minority participation in it.

Mr. Camacho moved, Mr. Murray seconded to approve this item. Motion approved.

The RCC Board recommended that the Commission authorize funding to complete the PCS requirements for Metro Rail Projects. The projected funding required is \$900,000 per year for three years totalling \$2,700,000. Should the Commission exercise its options to renew, the total not-to-exceed amount would be \$4.5 million dollars over a five-year period. The expenditures for the PCS will be shared by the Pasadena Line, MOS-2, MOS-3 and where applicable, to future construction requirements.

20. FISCAL YEAR 1993 ANNUAL BUDGET

Mr. Kruse stated that four Board members, himself included, attended last week's Finance and Budget Committee meeting. Staff did an excellent job of bringing the subcommittee up to speed on the budget and instilled a level of confidence such that the Board now feels prepared to approve an RCC budget.

Mr. Kruse stated that there remains much work ahead and a Board workshop to begin this process is scheduled for July 24.

Mr. Moore provided a briefing on the RCC budget.

The Board made requests for various reports that Mr. Moore agreed to provide in advance of the workshop.

Mr. McIntyre made the following motion:

1. The RCC Board has reviewed and adopted a Fiscal Year 1993 budget of \$761.9 million for the RCC division's capital and administrative costs.
2. A prospective allocation of \$13.6 million of Commission overhead will be charged to RCC projects during the year when an overhead allocation plan is implemented.
3. Because the current expenditure plans for the accelerated opening of Metro Red Line, Segment 1 and the accelerated design and construction of Metro Red Line, Segment 3 are greater than the funds included in this budget, the RCC Board requested staff to prepare an amended Fiscal Year 1993 budget for approval at mid-

year. The amended budget will be transmitted to the Commission for adoption in January, 1993.

Ms. Hopkinson seconded the motion. Following further discussion, however, it was suggested that the following be added to Mr. McIntyre's motion:

4. The RCC Board requested inclusion in the Fiscal Year 93-94 budget development process in a manner to be developed at the 7/24/92 RCC Board Budget Workshop.

Mr. McIntyre moved, Ms. Hopkinson seconded the amendment to the motion. Motion approved.

21. METRO RED LINE, SEGMENT 1 - CONTRACT B241
VERMONT/BEVERLY STATION ENHANCEMENTS

Mr. Sandberg presented a brief overview of this item and deferred to Mr. Carmichael and Ms. Lim for a detailed briefing on the proposed enhancements.

After much further discussion, Mr. Camacho moved, Ms. Hopkinson seconded to concur with staff on this item. Motion was approved.

The RCC Board concurred with staff's design approach.

22. IMPLEMENT MBE/WBE AND DBE PROGRAM OPTIONS

Appropriate staff was unavailable to address questions by the Board.

Mr. Kruse stated that the LACTC should be apprised that information previously asked for by the Board still has not been provided. Mr. Kruse stated that this situation may warrant the Board's Minority Participation Committee to meet to try and resolve some of the outstanding issues.

23. PUBLIC COMMENT

The Board heard comments from Mr. John Walsh.

24. BOARD MEMBER REQUEST FOR FUTURE ITEMS

Mr. Kruse requested that the room set-up for future Board meetings allow for presenters with information boards to conduct their talks behind the Board of Directors for the benefit of the audience.

EXECUTIVE SESSION

The Board adjourned to an Executive Session to discuss:

Real Estate - G.C. #54956.8

- Parcel No. B2-226
- Parcel No. B2-207

Potential Litigation - G.C. #54956.9 (b)

- Contract A139
- Contract E005
- Contract A165
- Contract A141

Actual Litigation - G.C. #54956.9 (a)

- Case No. BS015749

ADJOURNMENT

The meeting adjourned at 3:35 pm.

Bonnie Verdin

Bonnie Verdin
Board Secretary

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