

**Metro Gold Line Foothill Extension Construction Authority Board Meeting
 Arcadia City Council Chambers
 240 West Huntington Drive
 Arcadia, California 91007
 March 28, 2012
 7:00 P.M.**

1. Call to Order:

Chairman Tessitor called the meeting to order at approximately 7:00 PM.

2. Roll Call:

Member	Appointing Entity	Present	Absent
<i>Voting Members</i>			
Doug Tessitor, <i>Chair</i>	City of Pasadena	X	
Sam Pedroza, <i>1st Vice Chair</i>	SGVCOG	X	
Ed Reyes	City of Los Angeles		X
Keith Hanks	City of South Pasadena		X
John Fasana	LACMTA	X	
<i>Non-Voting Members</i>			
Lara Larramendi	Governor of California	X	
Bill Bogaard	City of Pasadena	X	
Daniel Evans	City of South Pasadena	X	
<i>Alternate Members</i>			
Gerry Miller	City of Los Angeles	—	—

3. Pledge of Allegiance

Dan Evans led the Pledge of Allegiance.

4. Public Comments on Items On/Off Agenda

Chairman Tessitor inquired if there was anyone who wished to provide public comment.

Karen Gorman, Metro Ethics Officer and the Acting Inspector General, addressed the Board. Ms. Gorman indicated that she was present to respond to any inquiries that the Board may have with regard to the recent Metro Office of the Inspector General (OIG) report that was requested by the Metro Board in which compensation levels, staffing levels and travel policies of Expo, Gold Line and Alameda Corridor construction agencies. Ms. Gorman indicated that contained within the report were recommendations to each agency in various areas to increase transparency and best-practices policies and procedures. Ms. Gorman indicated that she found working with Mr. Balian and staff to be a pleasure and that they were very responsive to all inquiries. Ms. Gorman indicated that the Metro Board has requested a status report as to implementation of recommendations from the OIG report. Ms. Gorman indicated

that based upon the Construction Authority's staff recommendation to the polices on the Board's Agenda's tonight, she would be able to give a positive report to the Metro Board. Ms. Gorman indicated that there is ongoing discussion with regarding to implementing changes to the MOU between Metro and agencies to make consistent with regard to transparency and best-practices as discussed in the OIG report. Chairman Tessitor thanked Ms. Gorman for attending and indicated that as she indicated the Construction Authority Board will be addressing the OIG recommendations tonight and that the Management & Personnel Committee meet to review the OIG report and staff's recommendations to changes in various policies and procedures. Board Members Fasana and Pedroza indicated that he was pleased with the staff response to the OIG report.

Chairman Tessitor inquired if there was anyone who wished to provide public comment, seeing and hearing none, Chairman Tessitor closed public comment.

5. CEO's Monthly Report

Mr. Balian presented a video to the Board which highlighted recent activities of the Construction Authority; construction at the IFS site including night-time construction activities installing falsework; sampling of various test casting for artistic elements; visit by Representative Judy Chu's staff; DB3 parking facilities pre-proposal conference; Phase 2A alignment work and meetings; geotechnical investigation; SBE conference with DB2 contractor; various presentations and community outreach to stakeholders.

Mr. Balian reviewed various critical path items. Mr. Balian highlighted various items in the near-term including DB1 – IFS completion in September 2012; short-list of DB3 bidders in June 2012 and issuance of full-notice-to-proceed to the DB2 contractors in April 2012. Mr. Balian also highlighted various other items that have been completed including 50% acquisition of the M&O property; SEIR legal challenge; Supplemental EIR certification; San Gabriel River Birder/USACE permits; BNSF rail abandonment agreement; adoption of Phase 2B and 2C financial plan; DB2 award and issuance of interim notice-to-proceed; CPUC grade-crossings approvals; approval of IFS final design; third-party MCAs and permits and DB1 award and issuance of notice-to-proceed.

Mr. Balian indicated that the federal highway bill has stalled in congress, but a three month extension has been issued. Mr. Balian indicated that he would keep the Board apprised of developments. Mr. Balian indicated that state assembly bill 1600 to allow for the extension of the project to Montclair and various other clean-up language is currently being heard in various committees. Mr. Balian also indicated that correspondence has been sent to Metro indicating that all necessary conditions in the Fund Agreement have been met to allow for full funds for the project. Mr. Balian thank staff for all of their hard work. Chairman Tessitor also thanked Mr. Balian and the staff for all the hard work in reaching these major milestones.

Board Member Fasana inquired if staff was working with Metro for AB 1600 amendments. Mr. Balian indicated that language was provided to Metro for possible

amendments and were awaiting a response.

6. Consent Calendar

- a. Approval of Minutes of Board Meeting held February 22, 2012**
- b. Receive and File Report on Domestic Content of Materials Used in Construction of the IFS**
- c. Receive and File Update on Issuance of Request for Qualifications (RFQ) C1150 for Intermodal Parking Facilities and Enhancements Design-Build Project**
- d. Approval of Revisions to the Employee Personnel Policy & Procedure Manual for Staff and Board Policy on Business and Travel Expenses**
- e. Consideration of AB 1600 (Torres)**

Chairman Tessitor requested a motion to approve the Consent Calendar.

Board Member Fasana made a motion to approve the Consent Calendar which was seconded by Board Member Pedroza and then approved unanimously.

7. General Board Items

a. Receive and File Report on Project Update: DB2 Design Update

Mr. Balian introduced Chris Burner, Chief Project Officer, to provide the report. Mr. Burner indicated that Foothill Transit Constructors (FTC) prepared a "Design Package Plan and Submittal Schedule" which details the design approach and timing of submittal delivery. Mr. Burner indicated that the design packages are submitted according to discipline, location and level of design. Mr. Burner indicated that FTC has broken-down Phase 2A of the Foothill Extension into 5 segments which consist of: Segment 1 – Pasadena to the IFS; Segment 2 – IFS to Mayflower Ave, Monrovia; Segment 3 – Mayflower Ave, Monrovia to east of San Gabriel River; Segment 4 – east of San Gabriel River to Azusa/Glendora city limits and Segment 5 – M&O facility. Mr. Burner indicated that disciplines including civil, which consist of roadway, traffic and lighting, grading and drainage, walls and barriers; facilities, structures, and utilities will be submitted by segment while other disciplines such track, maintenance of traffic, and systems will include packages for the entire mainline ("Project-wide"). Mr. Burner indicated submittals will be broken down by level of design from 60%; to 85%; to 100% and finally approved for construction (AFC). Mr. Burner indicated that there will be approximately 400 submittals for the entire process and approximately 5,000 to 10,000 design sheets. Mr. Burner indicated that bridge structure design packages are distinguished not by discipline but by level of design and would be submitted in packages at 30%, 60%, 85%, 100%, and AFC levels. Mr. Burner indicated that segmenting the project allows AFC documents to be completed as necessary in order to maintain the construction schedule.

Chairman Tessitor inquired when design work would be completed to the AFC stage. Mr. Burner indicated that it will come in various phases but expects the vast majority to be in place a year from now. Chairman Tessitor inquired if construction would

begin in various segments at different times. Mr. Burner indicated affirmatively and that the initial work will in the shared-used corridor. Board Member Pedroza inquired when station platform work would begin. Mr. Burner indicated that platform design is currently at 60% and when at 85% will be provided to the cities for review and comment but indicated that majority of the design work has been completed.

Item received and filed.

b. Approval of SCRRA Work Authorization to support the Pasadena to Azusa segment through FY 2013

Mr. Balian presented the item. Mr. Balian indicated that SCRRA (Southern California Regional Rail Authority) provides design review and training for the project. Mr. Balian indicated that a work authorization for fiscal year 2013 in the amount of \$220,000 was being requested which would bring the total amount for SCRAA to \$350,000 with a remaining budget of \$350,000.

Chairman Tessitor requested a motion to approve SCRRA Work Authorization to support the Pasadena to Azusa segment through FY 2013. Board Member Fasana made a motion to approve the item which was seconded by Board Member Pedroza and approved unanimously.

c. Receive and File: Monthly Project Status Report

Mr. Balian introduced Chris Burner, Chief Project Officer to provide the report. Mr. Burner indicated that work continues on advanced conceptual engineering for various Phase 2A parking facilities; SBE outreach event with DB2 contractor; and review of various DB2 submittals. Mr. Burner updated the Board on construction progress on the IFS which included completion of 95% of the temporary falsework, start of formwork and form line installation; start installation of drainage system; and continued design work for structural and architectural element of baskets. Mr. Burner indicated that Skanska continues to report zero safety incidents on the project. Mr. Burner reviewed various items over the next three to four months include completion of IFS formwork and superstructure pour; continued IFS and DB2 contract management, complete real property acquisition and complete advanced conceptual engineering of phase 2A parking facilities. Mr. Burner reviewed the IFS Project schedule which is expected to be completed in the third quarter of 2012.

Item received and filed.

8. General Counsel's Report

None.

9. Board Member Comments

Chairman Tessitor inquired if there were any Board Member comments.

Board Member Fasana indicated that Metro's Expo Phase I would open on April 28 to La Cienga. Board Member Fasana also indicated that there may be a possibility of extending Measure R and that Assemblyman Adam Feuer (AB 1146) has drafted a bill to do so. Board Member Fasana indicated that it is important that the San Gabriel Valley be well represented.

Chairman Tessitor thanked Skansa for their great work on the IFS.

10. Closed Session

General Counsel Estrada reviewed the various items that would be considered in Closed Session and indicated that there would be no reportable action. Chairman Tessitor recessed the Board into Closed Session at approximately 7:38 PM and reconvened the Board meeting at 7:59 pm.

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORG.C. 54956.8

- (i) Property: 5752-025-015
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Ewins, Elke L.
Under Negotiation: Price and terms
- (ii) Property: 8528-015-049
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Ye Family Investments
Under Negotiation: Price and terms
- (iii) Property: 8528-015-047
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Park, Soon J.
Under Negotiation: Price and terms

B. CONFERENCE WITH LEGAL COUNSEL:G.C. 54956.9(a)
Pending Litigation

- (i) Excalibur Property Holdings, LLC and George Brokate v. Pasadena Metro Blue Line Construction Authority
Case No. BS130732
- (ii) Excalibur Property Holdings, LLC and George Brokate v. City of Monrovia et. al.
Case No. BS129985
- (iii) Excalibur Property Holdings, LLC and George Brokate v. Pasadena Metro Blue Line Construction Authority et. al.
Case No. BS133977

- (iv) Metro Gold Line Foothill Extension Construction Authority v. Excalibur Property Holdings, LLC and George Brokate
Case No. BC466342
- (v) Metro Gold Line Foothill Extension Construction Authority v. City of Monrovia, Monrovia Redevelopment Agency, et. al.
Case No. BC47600

11. Adjournment

The Board Meeting was adjourned at approximately 8:00 pm.