

Metro Gold Line Foothill Extension Construction Authority Board Meeting
Foothill Gold Line Community Room
404 E. Huntington Drive
Monrovia, California 91016
BOARD MEETING MINUTES
July 25, 2018
12:00 PM

1. Call to Order

Chairman Tessitor called the meeting to order at 12:05 P M

2. Pledge of Allegiance

Alan Wapner led the Pledge of Allegiance.

3. Roll Call:

Member	Appointing Entity	Present	Absent
<i>Voting Members</i>			
Doug Tessitor, <i>Chair</i>	City of Pasadena	X	
Sam Pedroza, <i>Vice Chair</i>	SGVCOG	X	
Marisol Rodriguez (Alt)	City of Los Angeles		X
Paul Leon	City of South Pasadena	X	
John Fasana	LACMTA	X	
<i>Non-Voting Members</i>			
Vacant	Governor of California		X
Gene Masuda	City of Pasadena	X	
Daniel Evans	City of South Pasadena	X	
Alan Wapner	SBCTA	X	
<i>Alternate Members</i>			
Tim Sandoval	SGVCOG	—	—
Deborah Robertson	SBCTA	—	—

4. Public Comments on Items On/Off Agenda

Chair Tessitor inquired if there was anyone who wished to provide Public Comment on items on or off the Agenda – hearing and seeing none, Chair Tessitor closed Public Comment.

Item received and filed.

5. CEO's Monthly Report

Mr. Balian reviewed the Critical Path Schedule for Glendora to Montclair which indicated that the staff released the RFP C2002 in May 2018 and staff has been meeting the short-listed proposers to answer questions; SCRRA has indicated after coming to an agreement by all parties, including Metro, SCRAA staff and Board and Foothill Gold Line, that the Executive Director has declined to sign the MCA as approved by the Board of each agency; complete work with the Grade

Crossing Working Group by August 2018; finalize the BNSF Agreement in August 2018; submit USACE permits in October 2018; award DB2 (C2002) Contract in October 2018; and finalize SBCTA Funding and Construction Agreement by January 2021.

Mr. Balian indicated that regarding the Phase 2B parking, staff will complete the parking analysis in January 2019; complete environmental review (SEIR) in November 2019; release DB3 (Parking) Request for Qualifications (RFQ) in January 2021 and issue DB3 Notice to Proceed (NTP) in January 2022. Mr. Balian noted that parking locations and structures work (DB3) has been pulled-out of the DB2 contract which will not impact the overall schedule since it is one of the last elements to be built.

Board Member Masuda inquired if SCRAA has provided any comment or specific concerns with regards to the MCA. Mr. Balian indicated that there were initially two issues which SCRAA had expressed concern, but ultimately the parties came to an agreement which was approved by all the Agency Boards as recommended by each agency's staff. Mr. Balian indicated that the two issues were communications between the agencies with respect to operations and constructions and grade separation requirements.

Board Member Wapner inquired if the grade separation issue was an SCRRA issue or a CPUC issue. Mr. Balian indicated that it was entirely an SCRRA issue.

Board Member Wapner indicated that when the matter was discussed at the SCRRA Board meeting, that there was no discussion and the item was approved with little to no discussion. Board Member Wapner indicated that it was odd to have an Agency Board approve an item which was recommended by the staff and then have the Executive Director ignore or rebuff the item as presented and approved by the Board.

6. Consent Calendar:

Committee Review

a. Approval of June 13, 2018 Minutes of Metro Gold Line Foothill Extension Construction Authority Board of Directors Meeting

b. Approval of Cost of Living Adjustment

Finance and
Construction

c. Receive and File Quarterly Financial Update

Finance

Chair 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 Leon and approved unanimously.

7. General Board Items:

a. Receive and File Oral Report on Status of Grade Crossings

Construction

Mr. Balian introduced Chris Burner, Chief Project and Planning Officer, to provide the report.

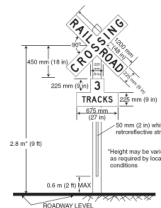
Mr. Burner provided the presentation below:

Slide 1

CPUC Background

CPUC has three processes for crossing approvals:

- 1 Formal Application to Commission (Rule 3.7)**
 - For significant changes, such as adding two LRT tracks to crossing (49 crossings on project)
- 2 Staff Approval (GO-88B)**
 - For minor changes, such as adding quad gates to existing at-grade crossing (two crossings on project)
- 3 Staff Review (Private Crossing)**
 - Ensures necessary agreements between railroad and private property owner in place (one crossing on project)



Slide 2

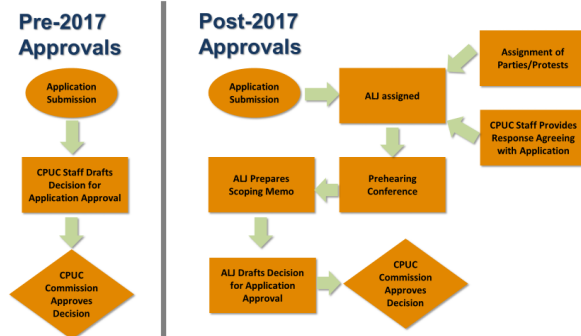
CPUC Crossing Applications

- CPUC's process for approving formal applications has recently changed
 - Legislation passed in 2017 requiring all crossing applications to receive a formal prehearing conference
- CPUC assigns an Administrative Law Judge (ALJ) for the prehearing conference
 - ALJs experience with crossings are limited and have other priorities
 - Results in application approval delays



Slide 3

CPUC Application Process (uncontested)



Slide 4

CPUC Crossing Applications

- Prehearing conference adds more steps to the CPUC process
 - Pre-2017 Approval Process 4-8 months
 - Post-2017 Approval Process 12-18 months
 - Contested crossings can take longer
- Three prehearing conferences have been conducted for 43 of 49 crossings
 - Prehearing conference scheduled 7/31/2018 for two crossings



Slide 5

CPUC Crossing Applications

- Scoping memos have been prepared for 33 of the 49 crossings
- Seven of 49 crossings have been approved
 - It took 12 months from application submission to obtain approval
- Anticipate having 33 crossings approved prior notice-to-proceed (NTP) for DB2
- Anticipate having all approved within one year of NTP for DB2



Item received and filed.

- b. **Consideration of Board Resolution 2018-R-05 to delete the project modification involving a refinement of the TPSS location and Los Angeles Department of**

Water and Power (“LADWP”) access described in the third bullet on page 5 of Addendum No. 3 (collectively, “TPSS/LADWP Refinement”) in the Third Addendum to the Certified Azusa to Montclair Final Environmental Impact Report (FEIR) from the list of Project Refinements

Mr. Balian introduced Mitch Purcell, Chief Contracting Officer and In-House Counsel, to provide the report.

Mr. Purcell provided the presentation below:

Slide 1

EIR Resolution to Relocate TPSS B-3

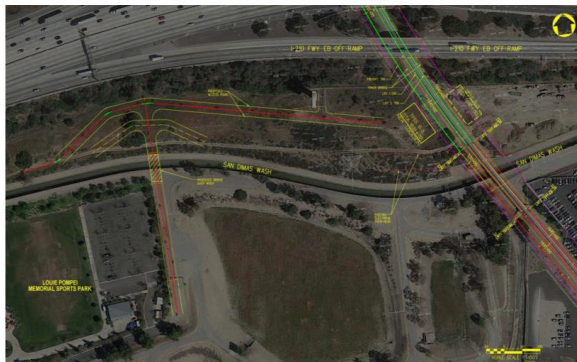
- The FEIR certified in March 2013 included a TPSS (TPSS B-3) in Glendora, located east of the ROW and accessed by Lone Hill Avenue
- Addendum No. 3 to the FEIR included a modification which involved relocating TPSS B-3 from the east side of the ROW to the west side of the ROW
- Authority has reevaluated the location of TPSS B-3 and determined the original location described in the FEIR is superior to the revised location in Addendum No. 3
 - This configuration allows the TPSS to remain on the light rail side of the Project instead of the freight side, which will reduce construction costs



Slide 2



Slide 3



Board Member Fasana made a motion to approve which was seconded by Board Member Pedroza. Chair Tessitor requested that the Clerk of the Board record the vote via roll call. The Clerk of the Board conducted the roll call of the voting members and the result was four (4) yes [Tessitor, Pedroza, Fasana and Leon] and (one) 1 absent [Rodriguez].

- c. **Consideration of Metro Gold Line Foothill Extension Construction Authority Board of Directors Position on Proposition 6, the Ballot Measure to Repeal the Gas Tax Increase (SB1)**

Mr. Balian provided the report.

Mr. Balian indicated that SB 1 was passed by the California Legislature and signed into law by Governor Brown in April 2017. Mr. Balian indicated that SB 1 increases various fuel taxes and fees for transportation investments. Mr. Balian indicated that Proposition 6 on the upcoming November 2018 ballot seeks to repeal SB 1. Mr. Balian that various entities have taken a position in opposition to SB 1.

Chairman Tessitor request a motion to oppose Proposition 6 on the November 2018 ballot. Board Member Fasana made a motion which was seconded by Board Member Pedroza and passed unanimously.

d. Receive and File Monthly Project Status Update as of June 2018

Mr. Balian request Mr. Burner to provide the Report.

Mr. Burner indicated that with regard to the Phase 2B (Glendora to Montclair), staff continued to attend coordination meetings with corridor City staff; completed negotiating the MCA with SCRRA for design and construction; CPUC continued reviewing one (1) grade crossing applications package; CPUC continued reviewing eleven (11) grade crossing applications packages; submitted one (1) new grade crossing application for CPUC review; released Addendum 1 to the Request for Proposals for Phase 2B Alignment Design-Build Project on June 23rd; preparing to release Addendum 2 to the RFP on July 25th; Authority continued evaluating Metro's request to reduce parking; continued negotiating agreement with Golden State Water; continued negotiating agreement with Metropolitan Water District; and received 1602 permit from California Department of Fish and Wildlife – Region 6.

Mr. Burner indicated that with regard to utilities work (DB1) on the Glendora to Montclair Project staff continued reviewing DB1 submittals; DB1 contractor completed permitting process, including acquiring a permit from SCRRA; DB1 contractor continued construction work; construction complete at Carrion Water, west of Wheeler Water; Park Water; Acacia Sewer; Acacia Water; B Street Sewer and B Street Water; construction on-going at Linfield Sewer; preparing for construction at Route 66 sewer and DB1 contractor and Authority staff continued attending coordination meetings with utility owners and corridor City staff.

Mr. Burner indicated that upcoming activities over the next six to twelve months for the Glendora to Montclair project are complete evaluation of Metro's request to reduce parking; receive approval of CPUC applications; execute MCAs with remaining third parties; obtain USACE permits; grant Substantial Completion to DB1; and award RFP C2002 Design-Build Contract.

Item received and filed.

8. General Counsel's Report

None.

9. Board Member Comments

Vice Chair Pedroza indicated that he has decided not to seek re-election in the City of Claremont and will be stepping down in mid-December. Vice Chair Pedroza indicated that serving on the Board as the SGVCOG representative and being associated with the Foothill Gold Line has been one of the highlights of his public service.

10. Adjournment

Chair Tessitor adjourned the meeting in honor of former Montclair Mayor Paul Eaton who had recently passed away at approximately 12:38 pm.