

**Metro Gold Line Foothill Extension Construction Authority Board**

<https://zoom.us/join> - Meeting ID Meeting ID 626 277 5445 & Passcode 865260  
 Telephone: 1-669-900-6833 and enter Meeting ID 626 277 5445 & Passcode 865260

**BOARD MEETING MINUTES  
 May 12, 2021  
 12:00 PM**

1. **Call to Order**

Chair Sandoval called the meeting to order at 12:01 PM.

2. **Pledge of Allegiance**

Robin Carder led the Pledge of Allegiance.

3. **Oath of Office Administered to Incoming Board Member Tony F. Tavares**

Chair Sandoval administered the oath of office to incoming Board Member Tony F. Tavares.

4. **Roll Call:**

<b>Member</b>	<b>Appointing Entity</b>	<b>Present</b>	<b>Absent</b>
<b><i>Voting Members</i></b>			
Tim Sandoval, <i>Chair</i>	LACMTA	X	
Robin Carder, <i>Vice Chair</i>	City of Pasadena	X	
Ed Reece	SGVCOG	X	
Mendell Thompson	City of South Pasadena	X	
Mel Ilomin (Alt)	City of Los Angeles	X	
<b><i>Non-Voting Members</i></b>			
Tony F. Tavares	Governor of California	X	
Gene Masuda	City of Pasadena	X	
Daniel Evans	City of South Pasadena	X	
Alan Wapner	SBCTA	X	
<b><i>Alternate Members</i></b>			
Paul Leon	SGVCOG	—	—
John Dutrey	SBCTA	—	—

5. **Public Comments on Items On/Off Agenda**

Chair Sandoval inquired of the Clerk of the Board, if any Public Comment had been received by email, mail or on-line via the “chat” feature as provided on the Agenda for items on or off the Agenda.

The Clerk indicated that a request had been received for General Board Items and would be taken at that time.

Chair Sandoval closed Public Comment.

6. **Closed Session**

Chair Sandoval requested the General Counsel provide the report. General Counsel Alfred Smith reviewed the items listed for Closed Session.

- a. **Conference with Legal Counsel ..... G.C. 54956.9(d)(2)**  
**Significant Exposure to Litigation**  
One item
- b. **Conference with Real Property Negotiator ..... G.C. 54956.8**  
Property: 101 – 111 W. Bonita Avenue, San Dimas, California, and further identified as Los Angeles County Assessor’s Parcel Numbers 8387-011-043  
Agency negotiator(s): Habib F. Balian and Brad Kuhn, Esq.  
Negotiating parties: Yang Soo Han and Pil Hyun Han as Trustees of The Yang Soo Han and Pil Hyun Han Revocable Living Trust dated April 30, 2013  
Under negotiation: Price and terms
- c. **Conference with Real Property Negotiator ..... G.C. 54956.8**  
Property: 284 S. San Dimas Avenue, San Dimas, California, and further identified as Los Angeles County Assessor’s Parcel Numbers 8390-018-Common Area  
Agency negotiator(s): Habib F. Balian and Brad Kuhn, Esq.  
Negotiating parties: San Dimas Grove Station Association, a California Nonprofit Mutual Benefit Corporation  
Under negotiation: Price and terms
- d. **Conference with Real Property Negotiator ..... G.C. 54956.8**  
Property: 2988 1st Street, La Verne, California, and further identified as Los Angeles County Assessor’s Parcel Numbers 8371-004-009  
Agency negotiator(s): Habib F. Balian and Brad Kuhn, Esq.  
Negotiating parties: La Verne Business Center, L.P., a California Limited Partnership  
Under negotiation: Price and terms
- e. **Conference with Real Property Negotiator ..... G.C. 54956.8**

Property: 2755 Arrow HWY, La Verne, California, and further identified as Los Angeles County Assessor's Parcel Numbers 8371-008-008

Agency negotiator(s): Habib F. Balian and Brad Kuhn, Esq.

Negotiating parties: Kingsway Gardens Mobile Home Estates, L.P., a California Limited Partnership

Under negotiation: Price and terms

**7. Closed Session Report**

Chair Sandoval requested the General Counsel provide the Closed Session Report. General Counsel Smith indicated that there were no reportable actions from Closed Session.

**8. CEO Monthly Report**

Mr. Habib F. Balian, Chief Executive Officer, provided the report.

- [Presentation](#)
- [Video](#)

Item received and filed.

**9. Consent Calendar:**

Committee Review

- |    |  |                          |
|----|--|--------------------------|
| a. | <a href="#">Approval of April 14, 2021 minutes of Metro Gold Line Foothill Extension Construction Authority Board of Directors meeting</a>   |                          |
| b. | <a href="#">Adoption of Foothill Gold Line Fiscal Year 2022 Operating Budget</a>   | Construction and Finance |
| c. | <a href="#">Authorize the CEO to execute Amendment 6 to C1145 Small Business Enterprise (SBE) with GCAP Services, Inc. in an amount not to exceed \$50,000 for Audit Consulting Services</a>       | Construction and Finance |
| d. | <a href="#">Authorize CEO to execute Amendment 7 to Contract No. C1163 with Nossaman LLP in an amount not to exceed \$350,000 for General Counsel and Design-Build Legal Services</a>              | Construction and Finance |
| e. | <a href="#">Authorize CEO to execute Amendment 6 to Contract No. C1176 with Aaron Read &amp; Associates, LLC in an amount not to exceed \$105,600 for California Government Relations Services</a> | Construction and Finance |
| f. | <a href="#">Authorize CEO to Execute Amendment 4 to Contract No. C2008 with Bender Rosenthal, Inc. in an amount not to exceed \$100,000 for Real Property Consulting Services</a>                  | Construction and Finance |

- g. [Authorize the CEO to execute a work authorization with BNSF in the amount of \\$25,000 to support the Foothill Gold Line project](#) Construction and Finance
- h. [Authorize the Chief Executive Officer to execute a funding adjustment in the amount of \\$100,000 with the United States Army Corps of Engineers USACE for use of Section 214 Funding](#) Construction and Finance

Board Member Reece made a motion to pull Item 9.e. regarding Aaron Read.

Chair Sandoval requested a motion to approve the Consent Calendar except Agenda Item 9.e.

Board Member Carder made a motion to approve the remainder of the Consent Calendar which was seconded by Board member Thompson. Chair Sandoval requested a roll call vote.

<i>Agenda Items 9a, 9b, 9c, 9d, 9f, 9g &amp; 9h – Roll Call Vote</i>				
<b>Sandoval</b>	<b>Carder</b>	<b>Reece</b>	<b>Thompson</b>	<b>Ilomin</b>
Yes	Motion	Yes	Second	Yes

Chair Sandoval recognized Board Member Reece regarding Agenda 9.e. “Authorize CEO to execute Amendment 6 to Contract No. C1176 with Aaron Read & Associates, LLC in an amount not to exceed \$105,600 for California Government Relations Services”.

Board Member Reece indicated that with reduced lobbying efforts due to the current pandemic conditions that a reduction in the contract should be discussed. Board Member Reece made a recommendation that the CEO negotiate a reduced contract amount with Aaron Read & Associates, which was seconded by Board Member Carder. Chair Sandoval requested a roll call vote.

<i>Agenda Item 9e – Roll Call Vote</i>				
<b>Sandoval</b>	<b>Carder</b>	<b>Reece</b>	<b>Thompson</b>	<b>Ilomin</b>
Yes	Second	Motion	Yes	Yes

**10. General Board Items:**

- a. [Consideration of Adoption of a Resolution of Necessity 2021-R-15 for the acquisition by eminent domain of a fee interest in 107 square feet of the real property located at 101 – 111 W. Bonita Avenue, San Dimas, California, and further identified as Los Angeles County Assessor’s Parcel Number 8387-011-043 for Public Purposes, namely for Public Transit Purposes](#)

Chair Sandoval requested Brad Kuhn, Esq., Real Property Counsel, to provide the report.

Counsel Kuhn provided the report.

➤ [Presentation](#)

Chair Sandoval inquired if any Public Comment had been received for this item by email, mail or on-line via the “chat” feature as provided on the Agenda.

The Clerk indicated that Mr. Kevin Han, of Pil and Yng Han, had requested to provide Public Comment via the ZOOM chat function.

Chair Sandoval recognized Mr. Kevin Han.

Mr. Han addressed the Board.

Chair Sandoval inquired if there were any additional Public Comment.

The Clerk indicated that no additional requests for comment had been received.

Chair Sandoval closed Public Comment and inquired if there were any questions or comments from the Board.

Chair Sandoval requested a motion to approved Resolution 2021-R-15. Board Thompson made a motion to approve, which was seconded by Board Member Carder. Chair Sandoval requested the Clerk of the Board to conduct a roll call vote.

<i>Agenda Item 10.a. – Roll Call Vote</i>				
<b>Sandoval</b>	<b>Carder</b>	<b>Reece</b>	<b>Thompson</b>	<b>Ilomin</b>
Yes	Second	Yes	Motion	Yes

- b. [Consideration of Adoption of a Resolution of Necessity 2021-R-16 for the acquisition by eminent domain of a fee interest in 47 square feet of the real property located 284 S. San Dimas Avenue, San Dimas, California, and further identified as Los Angeles County Assessor’s Parcel Number 8390-018-Common Area for Public Purposes, namely for Public Transit Purposes](#)

Chair Sandoval requested Brad Kuhn, Esq., Real Property Counsel, to provide the report.

Counsel Kuhn provided the report.

➤ [Presentation](#)

Chair Sandoval inquired if any Public Comment had been received for this item by email, mail or on-line via the “chat” feature as provided on the Agenda.

The Clerk indicated that a letter was received from Ingrid Farfan, Community Association Manager of San Dimas Grove State Owners Association on May 3<sup>rd</sup> indicated a desire to provide Public Comment. The Clerk indicated that Ms. Farfan was not present in the meeting and no further communication from Ms. Farfan had been received.

Chair Sandoval inquired if there were any additional Public Comment.

The Clerk indicated that no additional requests for comment had been received.

Chair Sandoval closed Public Comment and inquired if there were any questions or comments from the Board.

Chair Sandoval requested a motion to approved Resolution 2021-R-16. Board Member Reece made a motion to approve, which was seconded by Board Member Thompson. Chair Sandoval requested the Clerk of the Board to conduct a roll call vote.

<i>Agenda Item 10.b. – Roll Call Vote</i>				
<b>Sandoval</b>	<b>Carder</b>	<b>Reece</b>	<b>Thompson</b>	<b>Ilomin</b>
Yes	Yes	Motion	Second	Yes

- c. [Consideration of Adoption of a Resolution of Necessity 2021-R-17 for the acquisition by eminent domain of a fee interest in 43 square feet of the real property located 2988 1st Street La Verne, California, and further identified as Los Angeles County Assessor's Parcel Number 8371-004-009 for Public Purposes, namely for Public Transit Purposes](#)

Chair Sandoval requested Brad Kuhn, Esq., Real Property Counsel, to provide the report.

Counsel Kuhn provided the report.

➤ [Presentation](#)

Chair Sandoval inquired if any Public Comment had been received for this item by email, mail or on-line via the "chat" feature as provided on the Agenda.

The Clerk indicated that an email was received from Curtis Caputo, Account Manager for Metrovest Management on April 26<sup>th</sup> indicated a possible desire to provide Public Comment. The Clerk indicated that Mr. Caputo was not present in the meeting and no further communication from Mr. Caputo had been received.

Chair Sandoval inquired if there were any additional Public Comment.

The Clerk indicated that no additional requests for comment had been received.

Chair Sandoval closed Public Comment and inquired if there were any questions or comments from the Board.

Chair Sandoval requested a motion to approved Resolution 2021-R-17. Board Member Thompson made a motion to approve, which was seconded by Board Member Reece. Chair Sandoval requested the Clerk of the Board to conduct a roll call vote.

<i>Agenda Item 10.c. – Roll Call Vote</i>				
<b>Sandoval</b>	<b>Carder</b>	<b>Reece</b>	<b>Thompson</b>	<b>Ilomin</b>
Yes	Yes	Second	Motion	Yes

- d. [Consideration of Adoption of a Resolution of Necessity 2021-R-18 for the acquisition by eminent domain of a fee interest of 163 square feet and a Temporary Construction Easement of 225 square feet of the real property located 2755 Arrow Hwy La Verne, California, and further identified as Los Angeles County Assessor’s Parcel Number 8371-008-008 for Public Purposes, namely for Public Transit Purposes](#)

Chair Sandoval requested Brad Kuhn, Esq., Real Property Counsel, to provide the report.

Counsel Kuhn provided the report.

➤ [Presentation](#)

Chair Sandoval inquired if any Public Comment had been received for this item by email, mail or on-line via the “chat” feature as provided on the Agenda.

The Clerk indicated that a letter was received from Deann Pancheri, President of Advantage Management, Inc. on April 28<sup>th</sup> indicated a desire to provide Public Comment. The Clerk indicated that Ms. Pancheri was present and has requested via ZOOM chat a request to provide Public Comment.

Chair Sandoval recognized Ms. Deann Pancheri.

Ms. Pancheri addressed the Board.

Chair Sandoval inquired if there were any additional Public Comment.

The Clerk indicated that no additional requests for comment had been received.

Chair Sandoval closed Public Comment and inquired if there were any questions or comments from the Board.

Chair Sandoval requested a motion to approved Resolution 2021-R-18. Board Member Thompson made a motion to approve, which was seconded by Board Member Reece. Chair Sandoval requested the Clerk of the Board to conduct a roll call vote.

<i>Agenda Item 10.d. – Roll Call Vote</i>				
<b>Sandoval</b>	<b>Carder</b>	<b>Reece</b>	<b>Thompson</b>	<b>Ilomin</b>
Yes	Yes	Yes	Motion	Second

- e. [Receive and file Real Estate Right of Way Acquisition Activity Reporting Update](#)

Chair Sandoval requested Habib Balian, Chief Executive Officer, to provide the report.

➤ [Presentation](#)

Item received and filed.

f. [Receive and File Project Update: Shared Corridor Use](#)

Chair Sandoval requested Chris Burner, Chief Project and Planning Officer, to provide the report.

➤ [Presentation](#)

Item received and filed.

l. [Receive and File Monthly Project Status Update as of April 2021](#)

Chair Sandoval requested Chris Burner, Chief Project and Planning Officer, to provide the report.

➤ [Presentation](#)

Item received and filed.

11. [General Counsel's Report](#)

No General Counsel's report.

12. [Board Member Comments](#)

Received Board Member comments.

13. [Adjournment](#)

Chair Sandoval adjourned the meeting at approximately 1:25 PM.