

**Metro Gold Line Foothill Extension Construction Authority Board Meeting
 Construction Authority Offices
 406 E. Huntington Drive, Suite 202
 Maria Dalton Community Room
 Monrovia, California 91016**

**May 22, 2013
 7:00 P.M.**

1. Call to Order:

Chairman Tessitor called the meeting to order at approximately 7:07 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 <i>2nd Vice Chair</i>	City of Los Angeles		X
Paul Leon	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	
Alan Wapner	SANBAG	X	
<i>Alternate Members</i>			
Gerry Miller	City of Los Angeles	—	—
Denis Bertone	SGVCOG	—	—

3. Pledge of Allegiance

John Fasana 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 on items on or off the Agenda, hearing and seeing none, Chairman Tessitor closed public comment.

5. CEO's Monthly Report

Mr. Balian reviewed the Critical Path Schedule which indicated that the Colorado Street Bridge and the Phase 2A design Approved for Construction has been completed. Mr. Balian indicated that the Palm and Citrus superstructure relocation and completion of the Dalton and Azusa grade crossing would occur in July 2013.

Mr. Balian indicated that the Pasadena Ave and Buena Vista Ave grade crossings will occur in August 2013. Mr. Balian indicated that California Avenue grade crossing would be completed in September. Mr. Balian indicated that light rail track construction would comment in September 2013. Mr. Balian indicated that the San Gabriel river bridge should be completed by October 2013. Mr. Balian indicated that the Foothill bridge in Azusa would be completed in November 2013 and that the freight realignment would be completed by December 2013.

Mr. Balian presented a video which highlight ongoing work on the alignment. Mr. Balian highlighted work in the City of Azusa which included installation of retaining wing wall at the Citrus Ave. bridge; utility relocation at Azusa Ave.; final grading work at Dalton Ave.; setting of freight abutment forms at the Foothill Blvd. bridge; and third party utility relocation at Virginia Avenue. Mr. Balian highlighted work in the City of Irwindale which included bridge pier foundation pour at San Gabriel river bridge and a visit to Irwindale station artist Robin Brailsford's studio. Mr. Balian highlighted work in the City of Duarte which included duct bank encasement concrete pour. Mr. Balian highlighted work in the City of Monrovia which included utility relocation at California Ave. Mr. Balian highlighted work at the Gold Line Operations Campus in the City of Monrovia which included duct bank encasement concrete pour and work on retaining walls along Evergreen Ave. Mr. Balian highlighted work in the City of Arcadia which included the removal of the center median on Santa Anita Ave. during the bridge construction and the completion of major construction at the Colorado Blvd. bridge with the installation of the bridge girders. Mr. Balian highlight ongoing community outreach including Monrovia business showcase and the Taste of Duarte.

Chairman Tessitor inquired if there have been community complaints. Mr. Balian indicated that nothing out of the ordinary.

Mr. Balian indicated that Metro will be reviewing the Measure R Expenditure Plan at an upcoming public meeting and that it is current inadequate in that it does not include current information on all projects, especially the Foothill Extension. Mr. Balian indicated that Metro has neglected to include updated cost estimate for the project as well as the expected completion date as well as other details. Mr. Balian indicated that Metro continues to mischaracterize the project as ending in Azusa instead of the Measure R ordinance which the expenditure plan is based that defines project as ending in Claremont.

6. Consent Calendar

- a. Approval of Minutes of Board Meeting held April 24, 2013**
- b. Approval of Minutes of Board Meeting held March 20, 2013**
- c. Approval of Minutes of Board Meeting held March 6, 2013**
- d. Approval of Caltrans Work Authorization to support the Phase 2A through FY 2014 (*Finance Committee*)**
- e. Approval of Amendment No. 3 to Contract No. C1147 with Aaron Read & Associate, LLC for California Government Relations Services (*Finance*)**

Committee)

- f. **Approval of Amendment No. 3 to Contract No. C1143 with Baker, Donelson, Bearman, Caldwell & Berkowitz, PC for Federal Government Relations Consulting Services** (*Finance Committee*)
- g. **Authorize the CEO to Execute Amendment No. 13 to Hill International Contract No. C1129 for Phase 2A and 2B Program Management** (*Finance Committee*)

Chairman Tessitor presented the Consent Calendar for approval. Board Member Fasana made a motion to approve the remainder of the Consent Calendar; Board Member Pedroza seconded the motion, which was then approved unanimously.

7. General Board Items

- a. **Consideration of Adoption of a Resolution of Necessity for the acquisition by eminent domain of certain real property interests located at 904 Hamilton Road in the City of Duarte, and further identified as Los Angeles County Tax Assessor's parcel number 8528-016-040, for public purposes, namely for public transit purposes**

Chairman Tessitor requested Ms. Regina Danner to provide the report.

Ms. Danner indicated that staff was seeking the adoption of one Resolution of Necessity to acquire a property located at 904 Hamilton Road in the City of Duarte. Ms. Danner indicated that in this circumstance that staff is seeking to acquire the property for a track bungalow, which is an above-ground structure housing signaling equipment for the project. Ms. Danner reviewed the remainder of the report in detail which provided the rationale and reasons for the recommendation from staff. Ms. Danner indicated that the proposed property was needed for public transit purposes for the Metro Gold Line Foothill Extension.

Chair Tessitor inquired if there was anyone who wished to provide public comment on this item, hearing and seeing none, Chair Tessitor closed public comment.

Chair Tessitor inquired if any of the Board Members had any questions for Ms. Danner or would like to make a comment. There were none.

Chair Tessitor requested a motion to adopt the Resolution of Necessity of Real Property No. 2013-R-05 at 904 Hamilton Road in the City of Duarte further identified as parcel number 8528-016-040. Board Member Fasana made a motion which was seconded by Board Member Pedroza.

The Clerk of the Board conducted a roll call vote and the item passed unanimously with one abstention by Board Member Reyes.

b. Update on Light Rail Vehicle Delivery

Mr. Balian introduced Chris Burner to provide the report. Mr. Burner indicated that procurement of additional Light Rail Vehicles (LRVs) is required to support the Foothill Extension project and that Metro is responsible for procuring LRVs using project funds per Funding Agreement between Authority and Metro. Mr. Burner indicated that Metro procured existing Gold Line LRVs (P2550), which were manufactured by AnsaldoBreda. Mr. Burner indicated that Metro's original plan was to have AnsaldoBreda manufacture LRVs for future Metro projects, including the Foothill Extension project but in early 2009 two parties were unable to agree to contract terms for the additional vehicles. Mr. Burner indicated that as a result of failure to execute the contract options with AnsaldoBreda, Metro began procurement for a new contract. Mr. Burner indicated that a contract was approved by Metro's Board and awarded to Kinkisharyo in April 2012, but was protested by another LRV manufacturer. Mr. Burner indicated that Metro denied the protest and provided NTP to Kinkisharyo on August 20, 2012. Mr. Burner indicated that it will take Metro approximately 30-33 months from the NTP date (August 20th) to begin delivering LRVs at a rate of four vehicles per month. Mr. Burner indicated that based on Authority calculations, this will result in 20 vehicles for both the Foothill Extension and Expo Phase 2 projects at substantial completion (both projects are expected to be substantially complete in late 2015). Mr. Burner indicated that Metro's current forecast of P3010 LRV deliveries falls short of required number of cars to operate Foothill Extension and Expo Phase 2 projects at substantial completion. Mr. Burner indicated that Metro has acknowledged the potential vehicle shortage and has indicated to the Authority that they are working with Kinkisharyo to accelerate the delivery schedule of the LRVs. Mr. Burner indicated that Metro is also considering acquiring and refurbishing 15 vehicles from Saint Louis that are nearly 30 years old as a means to address this shortage. Mr. Burner reviewed the allocation of cars and estimated delivery schedule.

Board Member Wapner inquired if all vehicle types would be interchangeable and work together. Mr. Burner indicated that he was unaware if they would be interchangeable but believes some may but not all of them.

Board Member Larramendi inquired how long the 30 year old St. Louis refurbished cars would last. Mr. Burner indicated that depending on the type of refurbishment, they should last approximately 10-15 years.

Board Member Evans inquired how much domestic content the Kinkisharyo cars would contain. Mr. Burner indicated that those details were part of the contract and was not aware of the actual percentage. Mr. Burner did indicate that the manufacturer would be building a local manufacturing facility.

Item received and filed.

c. Receive and File Report on Project Update: Alignment Final Design – Approved for Construction

Mr. Balian provided the report. Mr. Balian indicated that the Approved for Construction of the alignment is a major milestone for the project. Mr. Balian reminded that the Board that the project began with Advanced Conceptual Engineering (ACE) drawings prepared by Authority which were approximately 15% complete and totaled 500 sheets. Mr. Balian indicated that the ACE drawings established project definition and general layout and was used to obtain stakeholder buy in and identify and resolve significant project issues. Mr. Balian indicated that the Design-Builder completes final design by using ACE as starting point and then finalizes all project details and resolves all issues. Mr. Balian indicated that for the Pasadena to Azusa portion of the project the Design-Builder started final design work on November 3, 2011 after Notice to Proceed was issued. Mr. Balian indicated that the Design-Builder divided the project design into 82 packages that ultimately totaled approximately 4,000 sheets. Mr. Balian indicated that the Authority received the final 100% design package on March 13, 2013. Mr. Balian indicated that one final review was conducted by Authority and appropriate stakeholders on each 100% design package with full comment resolution process prior to each package being Approved for Construction (AFC). Mr. Balian indicated that the final two design packages were approved for construction on May 21, 2013. Mr. Balian indicated that achieving AFC for all design packages now permits FTC to proceed with the construction of all elements of work. Mr. Balian thanked Chris Burner and his technical staff for completing this major milestone for the project.

Chairman Tessitor also thanked Chris Burner for his tremendous effort.

Item received and filed.

d. Receive and File Report on Monthly Update

Mr. Balian introduced Chris Burner to provide the report. Mr. Burner indicated that with regard to Phase 2A of the project, that AFC packages completed (82 of 82 finalized); construction continues on grade crossings at California and Dalton Avenues; began utility work at Mountain Ave, and began work at the Azusa Ave grade crossing. Mr. Burner indicated that site utility, foundation, and conduit installation at the Gold Line Operations Campus continues. Mr. Burner indicated work continues at Citrus, Palm, Foothill, San Gabriel River, Alta Vista, Santa Anita Wash and Saw Pit Wash bridges. Mr. Burner indicated work has completed at the Colorado bridge. Mr. Burner indicated work continues at the Duarte station. Mr. Burner indicated that all excavation work has been completed at Monrovia station and conduit and grounding grid installation continues. Mr. Burner indicated that mass grading in I-210 has been completed. Mr. Burner indicated that installation of duct bank throughout I-210 segment continues. Mr. Burner indicated that replacement of I-210 barrier rail has begun. Mr. Burner indicated that FTC has reported 200,000

total work hours performed with 0 recordable injuries reported.

Mr. Burner indicated that with respect to the parking facilities contract, staff continues to hold design and administrative meetings with Webcor, including Design Workshops and Change Management meetings. Mr. Burner indicated that staff has held coordination meetings for each corridor city and received all required early project management submittals. Mr. Burner indicated that staff expect the first three 60% designs late May.

Mr. Burner review the project schedule in detail.

Mr. Burner also reviewed upcoming activities for the next three to four months.

Item received and filed.

8. General Counsel's Report

General Counsel Estrada provided a summary recent activities which include ongoing general counsel activities, CEQA activities and property acquisitions including related litigation matters.

9. Board Member Comments

None.

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 after Closed Session. Chairman Tessitor recessed the Board into Closed Session at approximately 7:50 PM.

A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR:.....G.C. 54956.8

- (i) Property 8513-012-029
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Michael J. Sigal
Under Negotiation: Price and Terms
- (ii) Property 5773-002-031
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: B-1 & B-2 Rosenberg, Trustees
Under Negotiation: Price and Terms

- (iii) Property 5773-005-027
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Frank & Judith Tucker, Curtis Walker
Under Negotiation: Price and Terms
- (iv) Property 5775-022-036, 037, 038, 039 & 044
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: TF and TN, LP & Maclise/Robinson/Donaty
Under Negotiation: Price and Terms
- (v) Property 5773-011-037
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Norma D. Link / David Link
Under Negotiation: Price and Terms
- (vi) Property 8507-009-012
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Flynt/Mesa
Under Negotiation: Price and Terms
- (vii) Property 8533-005-029
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Beckman Research Medical Ctr.
Under Negotiation: Price and Terms
- (viii) Property 8533-005-008
Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: City of Hope National Center
Under Negotiation: Price and Terms

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

- (i) Metro Gold Line Foothill Extension Construction Authority v.
MillerCoors LLC, et al.
Case No. BC497583
- (ii) Metro Gold Line Foothill Extension Construction Authority v.
City of Monrovia, Monrovia Redevelopment Agency, et. al.
Case No. BC47600

- (iii) Metro Gold Line Foothill Extension Construction Authority v.
Monrovia Redevelopment Agency, City of Monrovia, et al.
Case No. BC492940

- (iv) City of Pomona, a California Charter City v. Metro Gold line Foothill
Extension Construction Authority
Case No. BS142413

- (v) Metro Gold Line Foothill Extension Construction Authority v.
Hydraulic Units, Inc., et al.
Case No. BC498261

- (vi) Metro Gold Line Foothill Extension Construction Authority v.
Pasadena Tournament of Roses Association, et. al.
Case No. BC 507093

Chairman Tessitor reconvened the Board Meeting at 8:17 pm and indicated that there were no reportable actions.

11. Adjournment

The Board Meeting was adjourned at approximately 8:18 pm.