



Alameda Corridor-East Construction Authority

4900 Rivergrade Rd. Ste. A120 Irwindale, CA 91706 (626) 962-9292 fax (626) 962-3552 www.theaceproject.org

ACE Construction Authority Board of Directors Meeting February 27, 2017 Minutes

Chairperson Costanzo called the meeting of the Board of Directors of the Alameda Corridor-East Construction Authority to order at 1:00PM at the San Gabriel City Hall Council Chambers.

1. **Pledge of Alliance** –Member Hadjinian led the pledge of allegiance.
2. **Roll Call:** Chairperson Costanzo welcomed the Board to San Gabriel.

In attendance was:

Juli Costanzo, San Gabriel, Chair
Victoria Martinez, El Monte, Vice Chair
Hilda Solis, LA Board of Supervisors
Jack Hadjinian, Montebello
Barbara Messina, SGVCOG
Tim Sandoval, Pomona

Staff:

Mark Christoffels, CEO
Gregory Murphy, Burke, Williams & Sorensen, legal counsel
Deanna Stanley
Amy Hanson
Alcira Godoy
Charles Tsang
Genichi Kanow
Nathan Bocanegra
Paul Hubler
Phil Balmeo
Rachel Korkos
Ricky Choi
Victoria Butler

Guests:

Glenn Sutor, Harris & Associates
Charlie Nakamoto, Jacobs
Keith Gillfillin, Moffatt Nichol
Ron Butler Moffatt Nichol
Bret Fritziner, Guy F Atkinson
Hank Fung, LA County
John Burton, LA County

3. **Public Comments** – There were no public comments
4. **Approval of January 23, 2017 Board meeting minutes** – A motion was made to approve the January 23, 2017 Board of Director meeting minutes.
M/S/C/Solis/Hadjinian

5. **Chairman Remarks** – Chairperson Costanzo thanked staff for their efforts toward arranging meetings with legislative representatives in Washington DC.
6. **Board Member Comments** – Member Hadjinian indicated he was happy to be in San Gabriel.
7. **Chief Executive Officer’s Report** – Mr. Christoffels reported that the San Gabriel Valley Council of Governments Governing Board unanimously voted to conceptually retain ACE and directed the Ad Hoc Committee to work with both staffs to develop a detailed report for implementation of the combined agencies by June or July. He indicated ACE staff would continue to work on the completion of the projects in the ACE Program.

Member Solis asked if ACE envisioned labor agreements. Mr. Christoffels replied without specific projects identified and without Measure M guidelines released, he was unable to provide a definitive answer to the question. Member Solis requested a report back within 90 days.

8. **Receive and File Fiscal Year 2016 Audited Financial Statements** – Roger Martinez, Engagement Partner of Vasquez and Company reviewed in depth the financial audit procedures. He explained the process, risk based and control driven, was conducted within audit standards to assure financial responsibility. He indicated staff was timely in responsiveness which is always a good sign during an audit. He reported that Vasquez has determined for fiscal year 2016 ACE maintained effective internal controls and accomplished a timely and effective year end closing and financial reporting process. He indicated there was a prior audit of a storage facility which required follow-up.

A motion was made to receive and file the Fiscal Year 2016 audited financial statements.

M/S/C/Hadjinian/Martinez/Unanimous

9. **Approval of Closeout of Construction Contract with Griffith Company and Acceptance of Nogales Street Grade Separation** – Chairperson Costanzo indicated this item was being pulled at the request of staff.
10. **Approval of Task Order for Paragon Partners for Durfee Avenue Grade Separation** – Mark Christoffels reminded the Board that property acquisition services is provided through a contractor with tasks approved in the annual budget. He reminded the Board that Paragon Partners provided right of way services for the Durfee Avenue grade separation project which required either full or partial acquisitions of 23 parcels. He indicated several property owners have obtained legal counsel which has resulted in more extensive effort than originally planned and budgeted for. He indicated negotiations remain to be

complete on 10 parcels and an additional \$317,798 is required to carry the work through the remainder of the fiscal year.

A motion was made to authorize the Chief Executive Officer to increase the FY 2017 Annual Task Order with Paragon Partners Ltd. (Paragon) in an amount not-to-exceed \$317,798 for right-of-way services for a total FY 2017 task order authorization of \$1,853,001.

M/S/C/Solis/Sandoval/Approved Abstain: Solis

11. **Approval Advance Acquisition of 418 S. Maple Avenue, Montebello, CA** – Mr. Christoffels indicated the subject property has been identified as a property required for the Montebello project has come on the market. He indicated it is reasonable to acquire the property now before the property could potentially be sold to another buyer and potentially be subject to a new owner marketing it at a greater asking price knowing the property was required for the project. He indicated the property was identified for potential use for construction of a pedestrian overcrossing. He indicated the property would be purchased in accordance with a fair market appraisal.

A motion was made to approve the advance acquisition of 418 S. Maple Avenue, Montebello.

M/S/C/Martinez/Hadjinian/Unanimous

15. **Approval of Employee Voluntary Leave Transfer Program** – Mr. Christoffels indicated like many other agencies, staff was interested in having a voluntary leave donation to assist co-workers who unexpectedly have medical situations that cause absences beyond their accumulated sick leave balance. He indicated the donor would be required to maintain 80 hours of sick leave and the program would be strictly voluntary. Mr. Christoffels requested the board consider the program become effective retroactively to February 1st and if approved would be incorporated into the employee policy manual. The Chairperson expressed admiration for the willingness of staff to help co-workers.

A motion was made to approve the Employee Voluntary Leave Transfer program effective February 1st, 2017.

M/S/C/Solis/Hadjinian/Unanimous

18. **Closed Session** – Legal Counsel indicated the Board would adjourn to closed session in accordance with Government Code Section 549869 to discuss existing litigation Los Angeles Superior Court Case No BC539533 ACE vs. Leone Mooradian, et al. The Board returned to open session and legal counsel announced there were no reportable actions taken.

17. **Adjournment** – Chairperson Costanzo reminded the Board that the next regular meeting would be held March 27, 2017. The meeting was adjourned at 1:55PM.

X 

Deanna Stanley
Clerk of the Board