



SGVCOG Capital Projects & Construction Committee December 17, 2018 Meeting Minutes

Chair Martinez called the meeting of the San Gabriel Valley Capital Projects and Construction Committee to order at 12:03PM at the City of West Covina Community Center.

1. **Pledge of Allegiance** – Committee member Hepburn lead the pledge of allegiance.

2. **Roll Call:**

In attendance was:

Victoria Martinez, Chair, City of El Monte

Becky Shevlin, City of Monrovia

Cory Moss, City of Industry

Cynthia Sternquist, Temple City, SGVCOG President

Hilda Solis, LA County Board of Supervisor

Nancy Lyons, City of Diamond Bar

Teresa Real-Sebastian, City of Monterey Park

Tim Hepburn, City of La Verne

Tim Sandoval, City of Pomona

Staff:

Mark Christoffels, Chief Engineer

Gregory Murphy, Burke Williams & Sorensen, legal counsel

Deanna Stanley

Amy Hanson

Kaitlin Ward

Maritza Ramos

Marisa Creter

Mark Mendoza, Paragon Partners

Paul Hubler

Phil Balmeo

Ricky Choi

Guests:

Cindy Marian, Oliver Sandifer & Murphy

Joshua Nelson, CNC Engineering

Keith Gillfillan, Moffatt & Nichol

Laurence Lubka, SGVCOG

Lynda Bybee, LSA

Mark Mcavoy, Monterey Park

Robert Frampton, Forecast Foundation
Ron Butler, Moffatt & Nichol
Stephanie Roberts, LSA
Talin Espinoza, Twining
Tim Egan, Cap Rep
Yvette Kirrin, Southstar Engineering

3. **Public Comment** – There were no public comments.
4. **Approval of the Capital Projects & Construction Committee Meeting Minutes of November 26, 2018** – A motion was made to approve the meeting minutes of November 26, 2018.

M/S/C/Solis/Sandoval/Approved Abstentions: Hepburn, Sebastian
5. **Chairwoman’s Remarks** – Chair Martinez wished everyone a happy holiday season and indicated due to schedule issues, action items would be heard first.
6. **Member Comments** – There were no member comments.
7. **Chief Engineer’s Monthly Report** – Mr. Christoffels reviewed the summary of all project related approvals within his authority that were featured each month in the Chief Engineer’s Monthly Report.
8. **Project Construction Progress Reports** – Charles Tsang, Senior Project Manager reviewed progress photos for the Fairway Drive grade separation project that includes an eight week intersection closure of Fairway Drive for paving activities.
9. **Election of Vice Chair** – The Committee ratified the vote for Victoria Martinez as Chair. The nomination for Vice Chair was opened. Member Solis nominated Tim Sandoval which was seconded by Member Cory Moss. There were no other nominations and the nominations was closed. The Committee unanimously approved Tim Sandoval to serve as Vice Chair.
10. **Approval of Selection of Riverside Construction for the Construction Contract for the Durfee Avenue Grade Separation Project** – Mr. Christoffels reviewed the history of the procurement. He indicated the bids received were 13% higher than the engineer’s estimate but a poll of similar government agencies indicate this is the current trend. Mr. Christoffels indicated there was a protest filed by OSM challenging the DBE participation in the bid submitted by Riverside Construction. Mr. Christoffels indicated the goal for this project was 12% and though Riverside’s submission was far below the goal, staff believes they met good faith efforts, a requirement under agency procurement policies. Mr. Christoffels indicated legal counsel has reviewed this matter and also agrees that good faith efforts were met.

Mr. Matt Pim, President of Riverside Construction Company addressed the Committee and highlighted the experience of Riverside Construction. He indicated the firm was willing to continue to seek DBE contractors to participate in the construction of the project.

A motion was made to authorize the award of a contract to Riverside Construction Company, Inc. for construction of the Durfee grade separation project in the bid amount of \$43,957,683.20.

M/S/C/Sandoval/Hepburn/Unanimous

11. **Approval of Award of Contract to Veoride for the SGVCOG Bike Share Project** – This item was pulled.

12. **Approval of Amendment to Resolution of Necessity No. 16-02 for the Durfee Avenue Grade Separation Project** – Mr. Christoffels reminded the Committee that the ACE Board adopted Resolution No. 16-02 in December, 2016 which was related to property necessary for the Durfee Avenue grade separation project in the City of Pico Rivera. He indicated after the adoption as the process moved forward it was discovered the report contained a typographical error in the description of the required parcels. The correct Parcel identifiers should be 208R and 208S rather than Parcels 208Q and 208R and adoption of this amendment would correct this error.

A motion was made to adopt a resolution to amend Resolution 16-02 finding and determining that Resolution 16-02 contained a typographical error and adopting this amendment to correct that error.

M/S/C/Solis/Sandoval/Unanimous

13. **Approval of Sole Source Contract with Southstar Engineering for Interim Contracts Management Services** – Mr. Christoffels explained that a recent unexpected departure of two staff in the contracts department left the agency short during a critical time. He indicated other departures did not allow the existing staff to absorb the responsibilities of this position. Mr. Christoffels indicated a recruitment was under way and that this temporary contract would assist with the current work until the Contracts Manager position is filled. He indicated this non-competitive procurement was done due to the urgency of the needs of the procurement department at this time. He reviewed Southstar Engineering Yvette Kirrin's background and introduced her.

A motion was made to approve a Statement of Determinations and Findings for the non-competitive procurement of Interim Contracts Management services and

authorize the Chief Executive Officer to execute a contract with Southstar Engineering for an amount not to exceed \$75,000.

M/S/C/Solis/Lyons/Unanimous

14. **Approval of Contract to Simplex Management for Project Management Services for the Fullerton Road Grade Separation Project** – Mr. Christoffels indicated the approval of this item was also related to reduction of staffing. He indicated the Project Manager for the Fullerton Road project retired which left the need for this responsibility open. He stated it was unlikely to attract candidates to fill this limited duration position. Mr. Christoffels reported this firm had the skills and experienced staff who could perform the services necessary to oversee the project. Mr. Christoffels introduced Paul Buckley of Simplex Management.

A motion was made to authorize the Chief Engineer to execute an agreement with Simplex Management for project management services for the Fullerton Road grade separation project in the amount of \$536,640.

M/S/C/Sandoval/Hepburn/Unanimous

15. **Approval of 2019 Capital Projects Federal and State Legislative Program** Paul Hubler reviewed the highlights of the federal and state legislative programs that included, propose and advocate support the development of policies and programs beneficial to capital projects and expedite project planning, development and delivery. He indicated work will continue with supporting stakeholders such as the Coalition for America's Gateways and Trade Corridors, Mobility 21 coalition and San Gabriel Valley Legislative Caucus. The Committee discussed the legislative meetings previously held in Washington to coincide with APTA and that future meetings will include Chairs of SGVCOG Committees to capture all of SGVCOG efforts. Mr. Hubler indicated this year's meeting will be held May 7-10.

Tim Egan, Capital Representation Group discussed the annual caucus meeting and reviewed the importance of the SGVCOG's continued participation.

A motion was made to approve the 2019 Capital Projects Federal and State Legislative Program.

M/S/C/Solis/Sandoval/Unanimous

16. **Approval of 2019 Capital Projects Committee Meeting Schedule** – The Committee reviewed the 2019 meeting schedule and there were no questions. A motion was made to approve the 2019 Capital Projects Committee meeting schedule.

M/S/C/Lyons/Hepburn/Unanimous

17. **Closed Session: The Committee will adjourn to closed session in accordance with Government Code Section 54956.9 Conference with Legal Counsel to discuss existing litigation (one case)**

ACE vs. Majestic Realty Los Angeles Superior Court Case No. BC629310

The Board returned to open session and Mr. Murphy announced that members of Pomona, Diamond Bar and LA County departed before the closed session discussion. He indicated the remaining members unanimously approved staff to move forward with specific terms and the court would determine final approval.

18. **Adjournment** – The meeting was adjourned in memory of former President George HW Bush at 1:27PM.

X 

Deanna Stanley
Committee Clerk