



AGENDA/NOTICE OF THE REGULAR MEETING OF THE
SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS
CAPITAL PROJECTS AND CONSTRUCTION COMMITTEE
SPECIAL MEETING



Tuesday, October 15, 2024 – 1:00PM
1333 S. Mayflower Avenue, Suite 360, Monrovia, CA 91016

CHAIR

Tim Hepburn
Mayor, City of La Verne
SGVCOG President

VICE CHAIR

Ed Reece
Mayor, City of Claremont
SGVCOG 1st Vice
President

MEMBERS

Becky Shevlin
Mayor, City of Monrovia

Hon. Hilda Solis
LA County Supervisor
District 1

Cory Moss
Mayor, City of Industry
ACE City
SGVCOG 3rd Vice
President

Ruth Low
Councilmember, City of
Diamond Bar

David Torres
Councilmember, City of
Montebello
ACE City

Tim Sandoval
Mayor, City of Pomona
ACE City

Margaret Clark
Councilmember, City
of Rosemead

The San Gabriel Valley Council of Governments (SGVCOG)'s Capital Project and Construction Committee (Committee) consists of up to 13 Committee members appointed by the SGVCOG's Governing Board. To be appointed a Committee member must be a member of a legislative body of a public agency which is a member of the SGVCOG. A quorum is 50% of the Committee's then current membership. Action taken by the Committee shall be by simple majority of the members present.

MEETINGS: *Regular Meetings of the Committee are held on the first Monday of each month at 11:00 AM at the SGVCOG board room, 1333 S. Mayflower Ave., Suite 360, Monrovia, CA 91016.* The agenda packet is available at the SGVCOG's Office, 1333 S. Mayflower Ave., Suite 360, Monrovia CA, and on the website, www.sgvkog.org. Copies of the agenda are available via email upon request (sgv@sgvcog.org). A copy of the agenda is also posted for public viewing at the entrance of the SGVCOG office. Any additional agenda documents that are distributed to a majority of the Committee after the posting of the agenda will be available for review in the SGVCOG office during normal business hours and on the SGVCOG website noted above.

PUBLIC PARTICIPATION: Your participation is welcomed and invited at all Committee meetings. Time is reserved at each regular meeting for those who wish to address the Committee. SGVCOG requests that persons addressing the meeting refrain from making personal, slanderous, profane or disruptive remarks. A person who continues to disrupt the orderly conduct of the meeting, after being warned by the Board President or designee to cease the disruption, may be precluded from further participation in the meeting.

TO ADDRESS THE COMMITTEE: At a regular meeting, the public may comment: (i) on any matter within the subject matter jurisdiction of the Committee that is not on the agenda during the public comment period at the beginning of the agenda; (ii) on any item(s) that is on the Consent Calendar prior to action taken on the Consent Calendar; and (iii) on any other agenda item prior to the time it is considered by the Committee. At a special meeting, the public may only comment on items that are on the agenda. Members of the public are requested to state their name prior to speaking. Comments are limited to a maximum of three minutes per person. The Chair may impose additional time limits if comments become repetitious, an individual member of the public seeks to speak on numerous items, or a large number of members of the public seek to speak on an item. Except in limited situations, the Committee may not take action on items not appearing on the agenda and/or discuss them at length.

AGENDA ITEMS: The Agenda contains the regular order of business of the Committee. Items on the Agenda have generally been reviewed and investigated by the staff in advance of the meeting so that the Committee can be fully informed about a matter before making its decision.

CONSENT CALENDAR: Items listed on the Consent Calendar are considered to be routine and will be acted upon by one motion. There will be no separate discussion on these items unless a Committee member so requests. In this event, the item will be removed from the Consent Calendar and considered after the Consent Calendar.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the SGVCOG office at (626) 962-9292. Notification 48 hours prior to the meeting will enable the SGVCOG to make reasonable arrangement to ensure accessibility to this meeting.



TELECONFERENCE LOCATIONS: State law allows Committee Representatives to teleconference from remote locations as long as certain conditions are met, including listing the teleconference location in the agenda. The following location is hereby noticed as teleconference location, which are accessible to the public for the purposes of observing this meeting and/or addressing the Committee.

County of Los Angeles 500 W Temple St Suite 856 Los Angeles, CA 90012

Instructions for Public Comments: For those wishing to make public comments on agenda and non-agenda items, but within the Committee’s subject matter jurisdiction, you may submit written comments via email or provide a verbal comment.

- Written Comments (Email): If you wish to submit written public comments to be distributed to the Committee members prior to or during the meeting, please submit these materials via email to Esmeralda Yzguerra at eyzguerra@sgvcog.org at least 1 hour prior to the scheduled meeting time. Please indicate in the Subject Line of the email “FOR PUBLIC COMMENT” and the agenda item number to which the public comment is addressed. Written public comments may include, but are not limited to letters, reports, and presentations.
- Verbal Comments (In Person): If you would like to make a public comment at a noticed off-site Committee meeting location, please fill out a public comment card. Comment cards will be made available to you by staff at the entrance to the off-site meeting room.
- Verbal Comments (Zoom): If you would like to participate by teleconference from a private location, please email Esmeralda Yzguerra (eyzguerra@sgvcog.org) to request an attendee Zoom link at least 24 hours before the meeting. Through Zoom, you may provide a verbal comment by using the web interface “Raise Hand” feature when the agenda item upon which you wish to speak is to be considered. You will then be called upon to provide your verbal comments.

For questions related to accessing the available teleconference locations, please contact Esmeralda Yzguerra at eyzguerra@sgvcog.org or (626) 824-3315.

PRELIMINARY BUSINESS

1. Pledge of Allegiance
2. Roll Call
3. Public Comment

CLOSED SESSION

4. Conference with Legal Counsel – Anticipated Litigation
Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2). One potential case.

ACTION ITEMS

5. Approve Indemnity Agreement with City of Industry for the Fullerton Road Grade Separation Project (*Page 4*)
Recommended Action: Authorize the Executive Director to negotiate and execute Indemnity Agreement with City of Industry.

ADJOURNMENT

REPORT

DATE: October 15, 2024

TO: Capital Projects and Construction Committee Members

FROM: Marisa Creter, Executive Director

RE: **APPROVE INDEMNITY AGREEMENT WITH CITY OF INDUSTRY FOR THE FULLERTON ROAD GRADE SEPARATION PROJECT**

RECOMMENDED ACTION

Authorize the Executive Director to negotiate and execute Indemnity Agreement with City of Industry.

BACKGROUND

The subject Indemnity Agreement relates to the SGVCOG's construction of the Fullerton Road Grade Separation Project and provides that the SGVCOG will defend and indemnify the City of Industry for specified claims that arise during the SGVCOG's construction of the Project and prior to the time the City of Industry accepts the Project.

CURRENT ISSUES

The Agency is recommending an Indemnity Agreement be entered into with the City of Industry in order to advance Project construction.

FISCAL IMPACT

None anticipated.

Prepared by: Melissa Romero
 Melissa Romero
 Management Analyst

Reviewed by: Martin Moreno
 Martin Moreno
 Senior Project Manager

Approved by: Marisa Creter
 Marisa Creter
 Executive Director