

## Transit Planning & Operations Committee

Thursday, November 17, 2011

### MINUTES

#### CALL TO ORDER

The Regular Meeting of the Transit Planning and Operations (TP&O) Committee was called to order at 4:40 p.m. by Chairperson Larsen in Conference Room B-104, Valley Transportation Authority (VTA), 3331 North First Street, San Jose, California.

#### 1. ROLL CALL

Attendee Name	Title	Status
Margaret Abe-Koga	Member	Present
Xavier Campos	Vice Chairperson	Present
Rich Larsen	Chairperson	Present
Sam Liccardo	Member	Present
Jamie Matthews	Alternate Member	N/A
Nancy Pyle	Alternate Member	N/A

**\*Alternates do not serve unless participating as a Member.**

A quorum was present.

#### 2. PUBLIC PRESENTATIONS

There were no Public Presentations.

#### 3. ORDERS OF THE DAY

Chairperson Larsen noted the addition of **Agenda Item #11.D.X.**, Receive a verbal report regarding a Construction Management Services Contract for the Silicon Valley Berryessa Extension (SVBX) Project to be scheduled for Board approval at its December 8, 2011 meeting.

Member Campos requested **Agenda Item #8.**, Silicon Valley Berryessa Extension Real Estate Update be pulled from the Consent Agenda and placed on the Regular Agenda.

**On Order of Chairperson Larsen** and there being no objections the Committee accepted the Orders of the Day.

## CONSENT AGENDA

### 4. Minutes of October , 2011

M/S/C (Abe-Koga/Campos) to approve the Regular Meeting Minutes of October 20, 2011.

### 5. Transit Operations Performance Report FY 2011 Third Quarter

M/S/C (Abe-Koga/Campos) to receive the FY 2012 First Quarter Transit Operations Performance Report.

### 6. Semi-Annual Report for the Facilities Program

M/S/C (Abe-Koga/Campos) to receive the Semi-Annual Report for the Facilities Program for the period ending September 30, 2011.

### 7. Bus Rapid Transit Projects

M/S/C (Abe-Koga/Campos) to receive the Bus Rapid Transit Projects Report.

### 8. (Moved to the Regular Agenda.)

Receive the Silicon Valley Berryessa Extension (SVBX) Real Estate Update.

## REGULAR AGENDA

### 8. Silicon Valley Berryessa Extension Real Estate Update

Member Campos questioned the status of the Wrigley Creek litigation and expressed concern with cost implications and possible delays.

Kevin Allmand, General Counsel, stated the matter was not a part of the Real Estate Update but indicated a hearing has been scheduled and the Board will be informed of the court's ruling.

M/S/C (Campos/Abe-Koga) to receive the Silicon Valley Berryessa Extension (SVBX) Real Estate Update.

### 9. Committee for Transit Accessibility Activities

There was no Committee for Transit Accessibility Activities Report.

### 10. SVBX C700 Design Build Procurement Design-Build Contract

Carolyn Gonot, Chief SVRT Officer, provided a presentation entitled, "Berryessa Extension (SVBX) C700 Design Build Contract" highlighting; 1) Contract scope, 2) Request for Proposals, 3) Design-Build contract formation, 4) Bid and proposal process, 5) Proposal evaluation, and 6) Next steps.

Member Campos noted the firm Nossaman, LLP assisted VTA staff in the Design-Build process and also represents one of the parties in the Wrigley Creek case. He questioned if this posed a conflict of interest.

Mr. Allmand indicated any conflict could be waived, noting a separate office was handling the Design-Build contract and there is a distinct difference in the scope of work.

**On order of Chairperson Larsen** and there being no objection, the Committee received a report on the BART Silicon Valley Berryessa Extension (SVBX) C700 Design –Build Contract Procurement Process.

## **11. Silicon Valley Rapid Transit (SVRT)**

### **A. AB1462 Mission Warren Truck (MWT) Rail Facility**

Ms. Gonot provided a presentation entitled, “AB 1462 Local Advancement of funding for Mission Warren Truck-Rail Facility (MWT)” highlighting; 1) Program summary, 2) Institutional arrangements, 3) Funding responsibility plan by partner, 4) AB 1462 Local Alternative Transportation Improvement Program (LATIP) funds, 5) AB1462 advancement issues, 6) Summary schedule, 7) Current status of MWT program, 8) Early construction work, 9) Construction sequence, and 10) AB 1462 advancement considerations.

Ms. Gonot noted the resolution will be revised based on comments from Caltrans.

**M/S/C (Liccardo/Campos)** to approve submitting a recommendation to the Board of Directors to authorize the General Manager to execute a cooperative agreement with the Alameda County Transportation Commission (ACTC) providing for a loan in the amount of \$42.35 million to finance the I-880/Mission Boulevard Interchange Completion Project; and, Approve submitting a recommendation to the the Board of Directors to adopt a Resolution that VTA will advance up to \$42.35M in Measure A funds for construction of the Mission/Warren/Truck-Rail Program in exchange for future reimbursement of revenues from the sale of excess properties pursuant to Government Code § 14528.55; and authorize the General Manager to follow the required process to secure project advancement approval as outlined in California Transportation Commission (CTC) Resolution G-10-06.

**Agenda Items #11.B – 11.E were heard together.**

### **Agenda Items #11.B through #11. E**

Michael T. Burns, General Manager, noted meetings with the Federal Transportation Administration have been positive and the SVRT project is on track for a full funding grant agreement. He noted staff is working diligently to advance the contract amendments and contracts for construction management to demonstrate project readiness.

Ms. Gonot provided a presentation entitled, “Berryessa Extension (SVBX) Professional Services Contracts”, highlighting; 1) SVRT program costs, 2) Professional services, 3) Support services during SVBX construction, and 4) Major contract responsibilities.

Member Campos questioned if HMM/Bechtel’s project management work conflicts with

their participation in the selection of the Design-Build contractor.

Mr. Allmand indicated there is no conflict of interest as the work is a part of their management services.

**B. Contract with Kimley-Horn and Associates**

**M/S/C (Liccardo/Campos)** to approve submitting a recommendation to the Board of Directors to authorize the General Manager to execute a contract amendment with Kimley-Horn and Associates, Inc. to provide continued planning, conceptual engineering, technical, and management services in support of the Silicon Valley Berryessa Extension Project (SVBX) in the amount of \$7,378,000; extending the contract term to December 31, 2017; and increasing the total agreement value to \$20,268,000.

**C. Contract with AECOM Technical Services, Inc.**

**M/S/C (Liccardo/Campos)** to approve submitting a recommendation to the Board of Directors to authorize the General Manager to execute a contract amendment with AECOM Technical Services, Inc., for engineering services in support of the Silicon Valley Berryessa Extension Project (SVBX) in the amount of \$690,000; extending the contract term to June 2016; and increasing the total agreement value to \$50,990,000.

**D. Contract Amendment with CH2M HILL, Inc.**

**M/S/C (Liccardo/Campos)** to approve submitting a recommendation to the Board of Directors to authorize the General Manager to execute a contract amendment with CH2M HILL, Inc. for design review and design review administration services in support of the Silicon Valley Berryessa Extension Project (SVBX) in the amount of \$3,220,000; extending the contract term to June 2016; and increasing the total agreement value to \$23,410,000.

**E. Contract Amendment with HMM/Bechtel**

**M/S/C (Liccardo/Campos)** to approve submitting a recommendation to the Board of Directors to authorize the General Manger to execute a contract amendment with HMM/Bechtel, a Joint Venture, for project management services supporting Silicon Valley Rapid Transit Program (SVRT) in the amount of \$74,500,000; extending the contract term to June 2017; and increasing the total agreement value to \$200,000,000.

**11.D.X Construction Management Services**

Ms. Gonot provided a presentation entitled “Berryessa Extension (SVBX) Construction Management Services” highlighting; 1) Services to be provided, 2) Selection process, 3) Selection Panel, and 4) Firms selected for interviews.

**On order of Chairperson Larsen** and there being no objection, the Committee received a report on Construction Management Services Contract for the Silicon

**12. Quarterly Marketing Report**

Greta Helm, Chief External Officer, introduced the new Marketing Director, James “Jay” Faught, and provided a brief overview of the staff report highlighting upcoming promotions and past campaigns.

**On Order of Chairperson Larsen** and there being no objection, the Committee received the Quarterly Marketing Report.

**The Agenda was taken out of order.**

**18. Chairperson’s Report**

Chairperson Larsen announced his term on the VTA Board will end in December. He expressed appreciation to TPO Members and VTA staff for their guidance and support.

**Member Liccardo left the meeting at 5:30 p.m.**

**Member Campos left the meeting at 5:30 p.m., and the quorum was lost and a Committee of the Whole was declared.**

**OTHER ITEMS**

**13. October 2011 Monthly Ridership and Fare Revenue Performance**

Joonie Tolosa, Manager Operations Analysis and Reporting, provided a handout and a brief overview of the October 2011 Ridership and Fare Revenue Performance Report. He noted an increase in Light Rail ridership and decrease in fare revenue. Mr. Tolosa indicated the bus ridership numbers were unavailable due to a technical glitch, but the vendor is working to correct the problem and the information should be available for the December 8, 2011 Board meeting.

**On order of Chairperson Larsen** and there being no objection, the Committee received the October 2011 Monthly Ridership and Fare Revenue Performance report.

**14. Significant Items for Board Action**

The following are items for Board consideration on December 8, 2011:

- State Board of Equalization agreements for BART Silicon Valley Operating and Maintenance Transactions and Use Tax
- Silicon Valley Berryessa Extension (SVBX) Full Funding Grant Agreement between VTA and the U.S. Department of Transportation, Federal Transit Administration

Mr. Burns noted the two items were forwarded to the Board through the Administration and Finance Committee and would be placed on the Consent Agenda for the December 8, 2011 Board meeting.

**15. Items of Concern and Referral to Administration**

There were no Items of Concern and Referral to Administration.

**16. Committee Work Plan**

**On Order of Chairperson Larsen** and there being no objection the Committee reviewed the Committee Work Plan.

**17. Committee Staff Report**

**On Order of Chairperson Larsen** and there being no objection, the Committee received the Committee Staff Report.

**19. Consent Agenda for the December 8, 2011 Board of Directors Meeting**

**CONSENT:**

**Agenda Item # 6.,** Receive the Semi-Annual Report for the Facilities Program for the period ending September 30, 2011.

**REGULAR:**

**Agenda Item #10.,** Receive report on BART Silicon Valley Berryessa Extension (SVBX) C700 Design-Build Contract Procurement Process.

**Agenda Item #11.,** Consider the following actions relating to Silicon Valley Rapid Transit (SVRT):

- A.** Authorize the General Manager to execute a cooperative agreement with the Alameda County Transportation Commission (ACTC) providing for a loan in the amount of \$42.35 million to finance the I-880/Mission Boulevard Interchange Completion Project.

Adopt a Resolution that VTA will advance up to \$42.35M in Measure A funds for construction of the Mission/Warren/Truck-Rail Program in exchange for future reimbursement of revenues from the sale of excess properties pursuant to Government Code § 14528.55; and authorize the General Manager to follow the required process to secure project advancement approval as outlined in California Transportation Commission (CTC) Resolution G-10-06.

- B.** Authorize the General Manager to execute a contract amendment with Kimley-Horn and Associates, Inc. to provide continued planning, conceptual engineering, technical, and management services in support of the Silicon Valley Berryessa Extension Project (SVBX) in the amount of \$7,378,000; extending the contract term to December 31, 2017; and increasing the total agreement value to \$20,268,000.

- C.** Authorize the General Manager to execute a contract amendment with AECOM Technical Services, Inc., for engineering services in support of the Silicon Valley Berryessa Extension Project (SVBX) in the amount of \$690,000; extending the contract term to June 2016; and increasing the total agreement value to \$50,990,000.

- D.** Authorize the General Manager to execute a contract amendment with CH2M

HILL, Inc. for design review and design review administration services in support of the Silicon Valley Berryessa Extension Project (SVBX) in the amount of \$3,220,000; extending the contract term to June 2016; and increasing the total agreement value to \$23,410,000.

- D.X** Receive a verbal report regarding a Construction Management Services Contract for the Silicon Valley Berryessa Extension (SVBX) Project to be scheduled for Board approval at its December 8, 2011 meeting.
- E.** Authorize the General Manager to execute a contract amendment with HMM/Bechtel, a Joint Venture, for project management services supporting Silicon Valley Rapid Transit Program (SVRT) in the amount of \$74,500,000; extending the contract term to June 2017; and increasing the total agreement value to \$200,000,000.

**21. ANNOUNCEMENTS**

There were no announcements.

**22. ADJOURNED**

**On order of Chairperson Larsen** and there being no objection, the meeting was adjourned at 5:43 p.m.

Respectfully submitted,

Menominee McCarter, Board Assistant  
Office of the Board Secretary