



Alameda Corridor-East Construction Authority

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

ALAMEDA CORRIDOR-EAST CONSTRUCTION AUTHORITY BOARD OF DIRECTORS

REGULAR MEETING AGENDA

Monday, February 25, 2013– 2:00 P.M.

**San Gabriel City Hall
425 W Mission Road
San Gabriel, CA 91776**

Members of the public may comment on any item on the agenda at the time it is taken up by the Board. We ask that members of the public come forward to be recognized by the Chair and keep their remarks brief. If several persons wish to address the Board on a single item, the Chair may impose a three-minute time limit on individual remarks at the beginning of the discussion.

San Gabriel City Hall is accessible to persons using wheelchairs and with other disabilities. Informational material will be available in large print. Assistive listening devices, materials in other alternate formats, American Sign Language interpreters and other accommodations will be made available upon request. Requests should be made to Deanna Stanley at 626-962-9292 ext. 142 or deannas@theaceproject.org. Providing at least 72 hours notice will help ensure availability.

- I. Pledge of Allegiance
- II. Roll Call and Introductions
- III. Public Comment
- IV. Approval of Special Meeting Minutes of January 28, 2013 (Pages 1-4) Action
- V. Chairman's Remarks
- VI. Board Member Comments
- VII. Chief Executive Officer's Report (Pages 5-6) Information
- VIII. Approval of Selection of Parsons Brinckerhoff for Construction Management Services for the Fairway Avenue Grade Separation (Pages 7-8) Action
- IX. Approval of Selection of Parsons Transportation Group for Construction Management Services for the Puente Avenue Grade Separation (Pages 9-10) Action

The ACE Construction Authority is constituted of seven (7) member jurisdiction; the Cities of El Monte, Industry, Montebello, San Gabriel and Pomona, the County of Los Angeles and the San Gabriel Valley Council of Governments. A San Bernardino County Council of Governments representative is an ex-officio Board member. Each member or alternate has one vote. A quorum of the ACE Construction Authority is no less than four (4) of its total voting membership. Actions taken by the ACE Construction Authority shall be by simple majority of the members present with a quorum in attendance except for personnel actions, the annual budget, matters dealing with the Administrative Code or matters requiring subsequent approval by the SGVCOG, all of which shall require five (5) votes. All disclosable public records related to this meeting are available for viewing at the ACE office above during normal working hours.

ACE Construction Authority Board of Directors
February 25, 2013 Regular Meeting Agenda

- | | | |
|-------|---|-----------------|
| X. | Approval of Amendment to Construction & Maintenance Agreement with the Union Pacific Railroad for the San Gabriel Trench (Pages 11-13) | Action |
| XI. | Approval of Support Position on AB 14 (Lowenthal) (Page 14) | Action |
| XII. | Closed Session: The Board will adjourn to closed session in accordance with <ul style="list-style-type: none">• Government Code Section 54956.9(a) to discuss existing litigation Los Angeles Superior Court Case No. BC429699 Alameda Corridor-East Construction Authority vs MIPCO, L.L.C., et al., | Possible Action |
| XIII. | Adjournment | |



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 Special Meeting January 28, 2013 Minutes

Chairman Gutierrez called the meeting of the Board of Directors of the Alameda Corridor-East Construction Authority to order at 2:04PM at Montebello City Council Chambers.

1. **Pledge of Allegiance** – Member Norma Macias led the pledge of allegiance.
2. **Roll Call** – In attendance was:
 - David Gutierrez, Chairman
 - Jack Hadjinian, Montebello
 - Norma Macias, El Monte
 - Barbara Messina, SGVCOG
 - Tim Spohn, Industry
 - Freddie Rodriguez, Pomona
 - Paul Eaton, SANBAG (Ex-officio)

Staff

Rick Richmond, Chief Executive Officer
Joe Silvey, Legal Counsel
Mark Christoffels
Deanna Stanley
Cecilia Cardenas
Charles Tsang
Genichi Kanow
Victoria Butler
Amy Hanson

Guests

Mark Mendoza, Paragon Partners
Steve Henderson, Jacobs
Fadi Rassam, Citadel CPM
Dragan Buha, Parsons
Hank Fung, LA County
Natasha DeBenon

3. **Public Comments** – There were no public comments.

4. **Approval of December 17, 2012 Minutes** – Counsel asked the minutes be revised to include the members present during the closed session. Members present were: David R. Gutierrez, Jack Hadjinian, Norma Macias, Tim Spohn, Michael Antonovich and Barbara Messina.
A motion was made to approve the minutes as revised.
M/S/C/Hadjinian/Macias/Unanimous
5. **Chairman's Remarks** – Chairman Gutierrez reminded the Board of the February 1st Groundbreaking Ceremony for the Baldwin Avenue Grade Separation Project. He also reminded the Board that the Finance Committee will be held Wednesday, February 6 at 11AM at the ACE Offices.
6. **Board Comments** – There were no Board comments.
7. **Chief Executive Officer's Report** – Mr. Richmond reported the procurement for construction management services is underway for the Puente Avenue and Fairway Drive projects. He indicated it was likely two firms would be selected and a recommendation for award would be brought to the Board in March.
8. **Election of Officers** – Mr. Silvey reviewed the procedures for the election officers. The Chairman opened the nomination for officers. Member Hadjinian made a motion to nominate David Gutierrez Chairman and Norma Macias for Vice Chair. There were no other nominations. The vote for the nominated officers was unanimous.
Chairman Gutierrez thanked the Board for their confidence and thanked CEO Rick Richmond and his staff for their high level of professionalism and keeping the Board and Chair involved and informed. Vice Chairman Macias thanked the Board for the opportunity to serve as Vice Chair.
9. **Approval of Fiscal Year 2013 Mid Year Budget Revision** – Mr. Richmond reminded the Board that the fiscal year 2013 budget was adopted by the Board in early June 2012. He indicated the budget, as presented was based on projected spending. He pointed out that of particular importance is the schedule for construction. He indicated delays in starting construction on both Baldwin and Nogales has resulted in the need to reduce the Fiscal Year budget from \$66.884 million to \$57.724 million. He reviewed the major line item changes included a reduction in program management, construction management and construction. However, increased spending in new project designs (Fullerton, Hamilton and Durfee) and increased utility relocation costs for Nogales and Fullerton offset the reductions.

A motion was made to approve mid-year budget revision for the fiscal year ending June 30, 2013 from \$66.844 to \$75.724 million.

M/S/C/Spohn/Macias/Unanimous

10. Approval of Contract Amendment for Property Acquisition Legal Services with Oliver, Sandifer & Murphy for Property Acquisition Services for the Nogales Street Grade Separation Project

– Mr. Richmond indicated that Oliver, Sandifer & Murphy were legal counsel for the Nogales Street grade separation project and although property acquisitions are nearly complete, increased effort has resulted in the use of eminent domain, thus requiring more resources from counsel. He stated five of the seven negotiations either have been settled or are in the settlement project. He indicated the need for an additional \$150,000 is necessary to carry property acquisition legal services through the current fiscal year.

A motion was made to authorize the Chief Executive Officer to amend the contract with Oliver, Sandifer & Murphy in an amount not-to-exceed \$150,000 for property acquisition services for the Nogales Street grade separation project.

M/S/C/Macias/Messina/Unanimous

11. Approval of Agreement with Caltrans for Section 190 Funding for the Nogales Street Grade Separation

– Mr. Richmond indicated the PUC has authorized an allocation of \$5 million for the Nogales Street grade separation project under the Section 190 Funding for Grade Separations. Priority is based on rankings and the Nogales project was ranked No. 5 in the current list. In order to receive the funding the Board must authorize staff to execute the agreement.

A motion was made to authorize the Chief Executive Officer to execute an agreement with the State of California Department of Transportation (Caltrans) for approval of \$5 million of Section 190 Grade Separation funds for the Nogales Street grade separation project.

M/S/C/Hadjinian/Messina/Unanimous

12. Approval of Amendment to the Agreement with the County of Los Angeles for the Nogales Street Grade Separation Project

– Mr. Richmond reminded the Board that the design of the Nogales project was originally an undertaking of the County of Los Angeles. In May 2011 the both agencies entered into a Master Cooperative Agreement to define roles for each agency. The agreement also identified funding sources for the project which did not come together as originally planned. Both agencies have been working to identify

new funding sources and the amendment to the agreement outlines the new funding sources which are reflected on page of 15 of the agenda.

A motion was made to authorize the Chief Executive Officer to execute Amendment No. 1 to the design and construction agreement with the County of Los Angeles for the Nogales Street (LA sub) grade separation project to clarify the funding sources for the County's contribution to the project.

M/S/C/Messina/Hadjinian/Unanimous

13. **Quarterly Reports** – Mr. Richmond reminded the board the quarterly reports included in the agenda which were very detailed would be reviewed at length at the upcoming finance committee meeting. He further reminded the board that the earlier presentation of the budget revisions outlined the changes from prior quarter. He reviewed the accomplishments from the past quarter which included a Notice to Proceed was issued for the San Gabriel Trench. Bids were received and construction contracts awarded for the Baldwin Avenue and the Nogales Street projects. Final design and right of way acquisition continued for the Puente Avenue and Fairway Drive projects. Notice to proceed for design was issued for Durfee Road, Fullerton Avenue and Hamilton Blvd. projects.
14. **Closed Session:** Counsel reported the Board would adjourn to closed session in accordance with government code section 54956.8 to discuss real property negotiations. The Board returned to open session and Counsel indicated there was no action taken by the Board that needed to be reported
15. **Adjournment** – The Board adjourned at 2:55PM. The next meeting would be held on February 25, 2013.



Alameda Corridor-East Construction Authority

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

MEMO TO: ACE Construction Authority Board Members & Alternates

FROM: Rick Richmond
Chief Executive Officer

DATE: February 25, 2013

SUBJECT: CEO Report

The following are items of note since the last meeting:

Nogales Groundbreaking Ceremony – Board Members and Alternates are cordially invited to attend a groundbreaking ceremony for the Nogales Street project, scheduled for 10:30 a.m. on Friday, April 5. The ceremony will be followed by a celebratory luncheon. Invitations will be distributed at your February meeting.

Procurement Update – On Wednesday, February 13, we received seven proposals for property acquisition and relocation services. The proposals are currently under review and oral interviews for the short-listed firms have been scheduled. Staff intends to recommend selection and award at your March Board meeting.

Update on Mill Race Relocation – Staff is preparing for the removal of a section of Chapman's millrace from the railroad right-of-way this spring in order to make way for excavation of the San Gabriel Trench project. The 30-foot section of masonry millrace will be relocated to Plaza Park adjacent to the San Gabriel Mission, where it will be installed and publicly exhibited as an historic artifact. Constructed in or about 1823, the millrace channeled water to a waterwheel in a grain mill built by Joseph Chapman. The relocation work is a key element of the archaeological excavation and restoration for the Trench project.

Contracting – Our Administrative Code delegates to the CEO the authority to approve new contracts or change orders for Board-approved contracts within certain limits, with a requirement that I report to the Board any such contract action. The following changes have occurred:

Consultant/Vendor	Reason for Change	Change Amount	Total Contract Value
LSA Associates, Inc.	Required CEQA environmental documentation for the Fullerton Road grade separation project.	\$68,795	\$532,070

Community Outreach Update – Staff conducted the following project outreach activities:

- Provided staff support for the Baldwin Avenue project groundbreaking ceremony;

- Staffed an ACE exhibit booth at the annual Owner's Night expo hosted by the Construction Manager's Association of America;
- Provided staff support for a San Gabriel Trench project presentation at a community group meeting in San Gabriel;
- Distributed three separate construction alert notices in English, Spanish and Chinese regarding storm drain relocation work, brush clearance and fiber optic utility relocation for the San Gabriel Trench project;
- Conducted ongoing community outreach and support activities for the San Gabriel Trench, Baldwin Avenue, and Nogales Street grade separation projects.



Alameda Corridor-East Construction Authority

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

MEMO TO: ACE Construction Authority Board Members and Alternates

FROM: Rick Richmond
Chief Executive Officer

DATE: February 25, 2013

SUBJECT: Approval of Selection of Parsons Brinckerhoff, Inc. for Construction Management Services for Fairway Drive Grade Separation Project

RECOMMENDATION: Staff recommends that the Board authorize the Chief Executive Officer to negotiate a construction management (CM) services contract with Parsons Brinckerhoff, Inc. (PB) for the Fairway Drive grade separation project.

BACKGROUND: As the design and property acquisition services move along for Fairway Drive and Puente Avenue grade separation projects, it is timely to prepare for the CM services we will need before and during construction.

As construction manager PB's services would include ensuring that the general contractor and subcontractors construct the project as designed, submit complete and accurate schedules for approval by ACE, and adhere to these schedules during the life of the project. The CM is also responsible for the control of change work, through identification and quantification of work necessary for the project that is not included in the contract documents. PB would also represent ACE when negotiating change orders. CM services also include quality assurance and material quantity inspections, submittal reviews, monitoring of contractors' compliance with air quality, noise and debris control regulations, and local agency ordinance and permitting requirements.

Consistent with our procurement process, a Request-for-Proposal (RFP) was issued on November 20, 2012. Under this RFP, it was ACE's intent to develop a pool of consultants and award two contracts for the two projects identified above. The availability of the RFP was advertised in various publications (newspapers of local circulation, minority and business publications) and posted on our website. In addition, direct mail notification was made to over 580 firms who had previously expressed an interest in our project. A pre-proposal conference and small business networking event was held on December 4, 2012, attended by 98 people. The Authority received nine proposals on January 15th.

Responsive proposals were received from the following firms:

- AECOM
- CALTROP
- Falcon Engineering Services, Inc.
- Harris & Associates
- Hill International, Inc.
- MNS Engineers, Inc.
- Parsons Transportation Group, Inc.
- Parsons Brinckerhoff
- Stantec Consulting Services, Inc.

A Technical Evaluation Committee (TEC) consisting of three ACE staff and two outside agency staff with relevant technical qualifications was formed. The TEC reviewed the written proposals and decided to interview four firms. Following the interviews held on February 6th, the TEC members had the opportunity to adjust their rankings and determine final rankings. In accordance with the RFP requirements, the TEC determined the four firms interviewed as the pool of qualified consultants. The results of the final rankings are as follows:

CONSULTANT	RANKING
PB	1
Parsons Transportation Group	2
AECOM	3
Harris & Associates	4

PB has been selected for the Fairway Drive grade separation project by the TEC members. The RFP was issued under a Small Business Enterprise Program (SBE) currently in place. Staff has established a 11% SBE Goal on the Fairway project. PB committed to a 13% SBE goal. PB will be required to report all SBE participation achieved through the life of the contract.

Notices of staff's recommendation were sent to the other finalists on February 7th. The protest period concluded on February 14th and no protests were received.

Upon approval by the Board of the recommended firm and authorization to negotiate a contract, staff will initiate negotiations and in-house staff will be requested to perform all required post-award audits. It is anticipated we will request a contract award at your March meeting.

BUDGET IMPACT: Funds for this contract are available from Metro grants.



Alameda Corridor-East Construction Authority

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

MEMO TO: ACE Construction Authority Board Members and Alternates

FROM: Rick Richmond
Chief Executive Officer

DATE: February 25, 2013

SUBJECT: Approval of Selection of Parsons Transportation Group for Construction Management Services for Puente Avenue Grade Separation Project

RECOMMENDATION: Staff recommends that the Board authorize the Chief Executive Officer to negotiate a construction management (CM) services contract with Parsons Transportation Group (PTG) for the Puente Avenue grade separation project.

BACKGROUND: As the design and property acquisition services move along for Fairway Drive and Puente Avenue grade separation projects, it is timely to prepare for the CM services we will need before and during construction.

As construction manager PTG's services would include ensuring that the general contractor and subcontractors construct the project as designed, submit complete and accurate schedules for approval by ACE, and adhere to these schedules during the life of the project. The CM is also responsible for the control of change work, through identification and quantification of work necessary for the project that is not included in the contract documents. PTG would also represent ACE when negotiating change orders. CM services also include quality assurance and material quantity inspections, submittal reviews, monitoring of contractors' compliance with air quality, noise and debris control regulations, and local agency ordinance and permitting requirements.

Consistent with our procurement process, a Request-for-Proposal (RFP) was issued on November 20, 2012. Under this RFP, it was ACE's intent to develop a pool of consultants and award two contracts for the two projects identified above. The availability of the RFP was advertised in various publications (newspapers of local circulation, minority and business publications) and posted on our website. In addition, direct mail notification was made to over 580 firms who had previously expressed an interest in our project. A pre-proposal conference and small business networking event was held on December 4, 2012, attended by 98 people. The Authority received nine proposals on January 15th.

Responsive proposals were received from the following firms:

- AECOM
- CALTROP
- Falcon Engineering Services, Inc.
- Harris & Associates
- Hill International, Inc.
- MNS Engineers, Inc.
- Parsons Transportation Group, Inc.
- Parsons Brinckerhoff
- Stantec Consulting Services, Inc.

A Technical Evaluation Committee (TEC) consisting of three ACE staff and two outside agency staff with relevant technical qualifications was formed. The TEC reviewed the written proposals and decided to interview four firms. Following the interviews held on February 6th, the TEC members had the opportunity to adjust their rankings and determine final rankings. In accordance with the RFP requirements, the TEC determined the four firms interviewed as the pool of qualified consultants. The results of the final rankings are as follows:

CONSULTANT	RANKING
Parsons Brinckerhoff, Inc.	1
Parsons Transportation Group	2
AECOM	3
Harris & Associates	4

PTG has been selected for the Puente Avenue grade separation project by the TEC members. Parsons Brinckerhoff, Inc. is being recommended for the other project (Fairway). The RFP was issued under a Small Business Enterprise Program (SBE) currently in place. Staff has established a 11% SBE Goal on the Fairway project. PB committed to a 12% SBE goal. PTG will be required to report all SBE participation achieved through the life of the contract.

Notices of staff's recommendation were sent to the other finalists on February 7th. The protest period concluded on February 14th and no protests were received.

Upon approval by the Board of the recommended firm and authorization to negotiate a contract, staff will initiate negotiations and in-house staff will be requested to perform all required post-award audits. It is anticipated we will request a contract award at your March meeting.

BUDGET IMPACT: Funds for this contract are available from Metro funds.



Alameda Corridor-East Construction Authority

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

MEMO TO: ACE Construction Authority Board Members & Alternates

FROM: Rick Richmond
Chief Executive Officer

DATE: February 25, 2013

SUBJECT: Amendment of the Construction and Maintenance Agreement for the San Gabriel Trench

RECOMMENDATION: Staff recommends that the Board authorize the Chief Executive Officer to amend the Construction and Maintenance (C&M) Agreement with the Union Pacific Railroad (UPRR) and the City of San Gabriel (City) for the San Gabriel Trench Project in order to clarify language affecting our acquisition of UPRR property rights necessary for the project.

BACKGROUND: C&M Agreements are required by the UPRR for any substantial capital improvement projects by local agencies affecting the railroad. We have executed a total of ten C&M Agreements for our crossing and safety and grade separation projects.

The C&M Agreement between the ACE Construction Authority (ACE), the UPRR and the City of San Gabriel was approved by the board in April of 2011 and executed by all parties.

Like the trench project in general, the right of way element of this C&M Agreement is fairly unique.

The 'trench' portion of the project occupies approximately 1.5 miles of UPRR right of way. Since the trench will longitudinally sever different portions of their right of way and result in significant elevation differences within their right of way, UPRR has taken the position that they must be compensated for their affected property. The affected property has been broken into three different components:

1. A narrow south remnant which will be purchased by ACE and transferred to the City at the conclusion of the project;
2. A permanent easement consisting of the two retaining walls and 58' of right of way between them on which the trains will operate and remain in UPRR ownership; and,

3. A north remnant approximately 30' wide on which the shoofly will operate during construction and which the City will lease after the project is completed and the area is vacated by the UPRR.

The proposed amendment to section 6.06 of the C&M Agreement was initiated to clarify the future use of portions of the north remnant so that a third property appraiser could more accurately value the property interests being acquired. The modified language, agreed to by the UPRR, City and ACE staff, is attached.

BUDGET IMPACT: Funding for trench right of way acquisition will be provided from Metro Measure R funding.

Attachment

**AMENDMENT ONE
AGREEMENT REGARDING THE
CONSTRUCTION, OPERATION, AND MAINTENANCE
OF THE SAN GABRIEL TRENCH GRADE SEPARATION PROJECT**

EXISTING

6.06 North Surface Remnant. The use and maintenance of the North Surface Remnant will be subject to a separate lease agreement between UPRR and CITY. The agreement will make the CITY solely responsible for abatement of vegetation, trash, and graffiti. The fee to be paid by ACE for the CITY's use of the North Surface Remnant will be established by independent appraisal as described in Exhibit F. The lease will be for beautification and pedestrian and bicyclist access only. CITY will not be permitted to build parking facilities or roads on the North Surface Remnant. Notwithstanding the lease or any improvements that the CITY may make, UPRR reserves the sole right to use the North Surface Remnant for railroad purposes, which include but are not limited to installation and maintenance of pipelines, fiber optic cable, and billboards. Future billboard installations must be done by CITY permit and comply with CITY ordinances.

PROPOSED

Section 6.06 of the Agreement is deleted in entirety and is replaced with the following.

"6.06 North Surface Remnant. The portion of the North Surface Remnant generally east of MP 490.17 and generally west of MP 490.37 as identified in Exhibit F ("**City Leased Area**"), will be subject to a beautification lease agreement between UPRR and CITY to enable the City Leased Area to be landscaped by CITY to satisfy the requirements of the Project's Environmental Impact Report. If there is any conflict between the extent of the City Leased Area as described by these mileposts compared with the depiction in Exhibit F, Exhibit F shall control. The beautification lease agreement will require the CITY to be solely responsible for the maintenance of the City Leased Area. The fee to be paid by ACE to UPRR on behalf of CITY for the lease of the City Leased Area will be established by independent appraisal as described in Exhibit F. The lease will be for beautification and landscaping, which will include a sidewalk for pedestrian use. Under the terms of the beautification lease agreement, CITY will not be permitted to build parking facilities, roads or any other facilities not related to the beautification improvements on the City Leased Area. Further, under this Agreement, CITY agrees to generally be responsible for and maintain, on behalf of UPRR, the rest of the North Surface Remnant not included in the City Leased Area (such non-included portion, the "Non-Leased Portion"), including performing such routine tasks as the abatement of trash, vegetation, and graffiti. Moreover, CITY also agrees that, except in connection with its performance of its obligation to maintain, the CITY shall have no right to, and shall not, improve or utilize the Non-Leased Portion for any public use or access. Notwithstanding the beautification lease, UPRR reserves the sole right to use the entire North Surface Remnant for railroad purposes, which include, but are not limited to, installation and maintenance of pipelines, fiber optic cable, and billboards. However, any future billboard installations on the North Surface Remnant must be done by CITY permit and comply with CITY ordinances."



Alameda Corridor-East Construction Authority

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

MEMO TO: ACE Construction Authority Board Members and Alternates

FROM: Rick Richmond
Chief Executive Officer

DATE: February 25, 2013

SUBJECT: Approval of Support Position for Assembly Bill 14 (Lowenthal)

RECOMMENDATION: Staff recommends approval of a support position for Assembly Bill 14 (Lowenthal) requiring the California Business, Transportation and Housing Agency to prepare a state freight plan and establish a freight advisory committee consistent with guidelines under the MAP-21 federal transportation law.

BACKGROUND – Assemblywoman Bonnie Lowenthal, Chair of the Assembly Transportation Committee, introduced AB 14 to ensure the state develops a comprehensive plan identifying the immediate and long-range planning activities and capital investments needed to facilitate the movement of freight in California. The legislation also requires the state to establish a freight advisory committee of public and private sector freight stakeholders, including representatives of ports, the freight industry, environmental organizations and state, regional and local agencies, to advise the state as the freight plan is developed. Existing state law requires the state to develop a state rail plan pertaining to passenger and freight movement and this rail plan may be incorporated into the state freight plan.

The state last released a statewide goods movement action plan under the Schwarzenegger administration and that plan included the ACE grade separation projects. Since then, the MAP-21 law encourages states to develop comprehensive freight plans and incentivizes investment in freight projects. AB 14 is intended to ensure the state plan comports with federal requirements, and Caltrans has indicated that the state freight plan will be submitted to the USDOT by this summer. The law requires the plan to be submitted to the Governor and Legislature and to be updated every five years.

Support for AB 14 is consistent with the policy objectives adopted by the ACE Board in December 2012 of supporting state legislation and initiatives to implement MAP-21. Staff has attended several briefing meetings with Caltrans representatives concerning development of a state freight plan and will seek to ensure the state plan to be submitted to USDOT includes the ACE grade separation projects. AB 14 is supported by the Southern California Association of Governments.