



**AGENDA
LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY**

**REGULAR BOARD MEETING
BOARD OF DIRECTORS**

**MTA Headquarters
3rd Floor - Board Room
One Gateway Plaza
Los Angeles**

Thursday, October 23, 1997 - 9:30 AM

Call to order:

Directors/Alternates:

Richard Riordan, Chair
Yvonne Brathwaite Burke, First Vice Chair/Michael Bohlke
James Cragin, Second Vice Chair/George Nakano
Richard Alatorre/Nate Holden
Michael Antonovich/Nick Patsaouras
John Fasana/Beatrice La Pisto-Kirtley
Don Knabe/Robert Arthur
Jose Legaspi/Jackie Goldberg
Gloria Molina/Vivien Bonzo
Jenny Oropeza/Joyce Lawrence
Hal Bernson/Richard Alarcon
Zev Yaroslavsky/Robert Abernethy
Larry Zarian/Jan Heidt
Tony V. Harris, Ex Officio

Interim Chief Executive Officer - Julian Burke
Board Secretary - Georgia Hamilton
Inspector General - Arthur Sinai
General Counsel - County Counsel

METROPOLITAN TRANSPORTATION AUTHORITY BOARD RULES (ALSO APPLIES TO BOARD COMMITTEES)

PUBLIC INPUT

The meetings of the Metropolitan Transportation Authority Board are open to the public. A member of the public may address the Board on the subject of one or more agenda items and/or other items of interest which are within the subject matter jurisdiction of the Metropolitan Transportation Authority. The total presentation for any combination of agenda items and non-agenda items addressed shall not exceed two minutes in length. A request to address the Board must be submitted in person to the Board Secretary prior to the start of the meeting.

All Public Comment will be heard at the end of each meeting. Each individual will have the opportunity to speak only once at the time Public Comment is heard and should include all comments for all items. The Public Comment period will last thirty minutes maximum in length. Speakers will be called according to the order in which the speaker request forms are received until the thirty minute period has expired. The Chair may limit the public input on any item or the total amount of time allocated for public testimony based on the number of people requesting to speak and the business of the Board. If you are a party to a specific item, you will be called upon to speak at the time that issue is being considered.

In accordance with Government Code Section 54954.3(a) the Chair may from time to time dispense with public comment on items previously considered by a committee composed exclusively of Board members.

In accordance with State Law (Brown Act), all matters to be acted on by the MTA Board must be posted at least 72 hours prior to the Board meeting. In case of emergency, or when a subject matter arises subsequent to the posting of the agenda, upon making certain findings, the Board may act on an item that is not on the posted agenda.

CONDUCT IN THE BOARD ROOM The following rule pertains to conduct at Metropolitan Transportation Authority meetings:

REMOVAL FROM THE BOARD ROOM The Chair shall order removed from the Board Room any person who commits the following acts with respect to any meeting of the MTA Board:

Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.

A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.

Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and

Any other unlawful interference with the due and orderly course of said meeting.

INFORMATION RELATING TO AGENDAS AND ACTIONS OF THE BOARD

Agendas for the Regular MTA Board meetings are prepared by the Board Secretary and are available prior to the meeting in the MTA Records Management Department and on the Internet.

Every meeting of the MTA Board of Directors is recorded on cassette tapes, and duplicate tapes are available for a nominal charge. A Spanish language translator is available at all Board Meetings. Translators for other languages must be requested 72 hours in advance.

After each Board meeting, a record is prepared which indicates the actions taken by the Board. This record is available on the second business day following the meeting.

DISCLOSURE OF CONTRIBUTIONS

The State Political Reform Act (Government Code Section 84308) requires that a party to a proceeding before an agency involving a license, permit, or other entitlement for use, including all contracts (other than competitively bid, labor, or personal employment contracts), shall disclose on the record of the proceeding any contributions in an amount of more than \$250 made within the preceding 12 months by the party, or his or her agent, to any officer of the agency. Persons required to make this disclosure shall do so by filling out a "Disclosure of Contribution" form which is available at the LACMTA Board and Committee Meetings. Failure to comply with this requirement may result in the assessment of civil or criminal penalties.

ADA REQUIREMENTS

A cordless microphone is available for those persons with mobility impairments who cannot access the public speaking area. Sign language interpreter services are available by giving notice at least three business days in advance of the meeting. Please telephone (213) 922-4600 between 8 a.m. and 5 p.m., Monday through Friday. Our TDD line is (800)252-9040.

HELPFUL PHONE NUMBERS

Copies of Agendas/Record of Board Action/Cassette Tapes of Meetings - (213) 922-2335 (Records Management Department)

General Information/Rules of the Board - (213) 922-4600

Internet Access to Agendas - www.mta.net

TDD line (800) 252-9040

NOTE: ACTION MAY BE TAKEN ON ANY ITEM IDENTIFIED ON THE AGENDA.

1. Consider approval of Consent Calendar **Items 4-14**

2. Consider approval of **minutes** of September 25, 1997.

3. Chief Executive Officer's Report

CONSENT CALENDAR ITEMS

4. **RIORDAN/BURKE** - Consider directing the CEO, or his designee, to report monthly to the Operations Committee on the **bus system performance**.
(OPS 2)

COMMITTEE RECOMMENDATION: APPROVE

5. **ANTONOVICH/YAROSLAVSKY motion** - That the Board direct the Chief Executive Officer to establish an **MTA working group**, including the relevant departments such as Legal, Planning and Labor Relations to explore options for improving bus service in the San Fernando Valley and giving the Valley more control over its bus services. The working group should make presentations of its findings at the next San Fernando Valley Summit, and to the MTA Board in December.
(PPC5)

COMMITTEE RECOMMENDATION: APPROVE

6. Consider award of contract to Plastech Transparencies, Irwindale, the lowest responsive, responsible bidder for the procurement of 315 **bus window sets**, for the entire Flexible bus fleet, with an option to purchase 25 additional bus sets, for a total bid price of \$2,543,613.
- (OPS 4)

COMMITTEE RECOMMENDATION: APPROVE

7. Consider adoption of Caltrans study to revise **Metro Freeway Service Patrol** off-peak service hours, modify three peak-period service locations and add one new peak period service for an annual amount of \$3.3 million.
- (OPS 7)

COMMITTEE RECOMMENDATION: APPROVE

8. Consider approval of:
- (CC 3)

- A. payment of \$862,500 to the City of Los Angeles Department of Recreation and Parks in lieu of MTA final **restoration of the Barnsdall Park construction site**;
- B. the City's offer of \$42,500 toward acquisition of Parcel B2-227-1 through the reduction in MTA total payments to the City for the seven (7) month extended occupancy at the Barnsdall site by that same amount; and
- C. transfer of Parcel B2-227-1 to the City of Los Angeles upon completion of condemnation proceedings, at no additional cost to the City.

COMMITTEE RECOMMENDATION: APPROVE

9. Consider:
- (CC 9)

- A. a **reduction** in the Authorization for Expenditure for Contract MC036 with Jacobs Engineering Group, Inc., Mott MacDonald Hatch, A.C.G. Environments (JMA) covering **Construction Management Services** for the East Side Extension in the amount of \$2,000,000 for a revised AFE of \$3,000,000; and
- B. an **increase** in the Authorization for Expenditure to Contract PM021 with Fluor Daniel, Inc. covering **Project Management Assistance services for the East Side Extension**, in the amount of \$2,000,000 for a revised AFE of \$4,360,000.

COMMITTEE RECOMMENDATION: APPROVE

10. Consider approval of:
(FB 1)

- A. **a reduction of the commission rate** paid to retail vendors for selling MTA passes (including reduced fare stamps) and tokens from \$.065 to \$0.45 per pass and from \$.065 to \$0.20 per bag of ten tokens effective November 1, 1997; and
- B. a commission rate to be paid to community-based non-profit organizations for selling MTA passes (including reduced fare stamps) and tokens on a cash-and-carry basis (pick-up, no credit, no returns) at \$0.50 per pass and \$0.25 per bag of ten tokens effective November 1, 1997.

COMMITTEE RECOMMENDATION: APPROVE

11. Consider approval to exercise the final option with Simpson & Simpson, Los Angeles, effective September 15, 1997, covering **financial and compliance audits** of the Transportation Development Act (TDA), Proposition A and C, and the Federal Transportation Administration (FTA) funds provided to recipients in FY 1997 at a cost of \$290,300.
(FB2)

COMMITTEE RECOMMENDATION: APPROVE

12. **HEIDT** - That the board direct the CEO or designee to report quarterly to the appropriate committee(s), and the full Board, on status and progress of the external organizations. This written report shall summarize the roles and responsibilities of the organization and the status and progress of each external organizations, including transportation and air quality issues affecting MTA and the Los Angeles County region. Staff and/or Board appointee shall prepare the quarterly report and present its contents to the specified committee(s) as an information item. The Board appointee shall have the opportunity for Board direction on regional policy issues.
(EMC 2)

COMMITTEE RECOMMENDATION: APPROVE

13. **BURKE** - Consider dedicating a plaque at the Wilmington/Imperial Metro Blue/Green Line Station to Ms. Rosa Parks.
(EMC 3)

COMMITTEE RECOMMENDATION: APPROVE

14. Consider:
(PP 2)

- A. rejection of all bids submitted for the **Metro Red Line Pedestrian improvements**; and
- B. authorization to reissue solicitations with revised specifications.

COMMITTEE RECOMMENDATION: APPROVE

NON-CONSENT ITEMS

15. **ANTONOVICH** - Request MTA staff to immediately begin discussion with the Los Angeles Sheriff Department regarding the feasibility of **merging the MTA Transit Police Department with the Los Angeles Sheriff Department** in order to provide transit security throughout Los Angeles County.

(Carried over from August Board Meeting)

16. Authorize:

- A. the execution of **contract for policing services** with the City of Los Angeles for five years with a first year cost not to exceed \$14,500,000.
- B. set up of a "mirror plan" to provide equivalent benefits in the event transferred personnel are not eligible for the City's old personnel plan.

17. **BERNSON** - Approve meeting with representatives of the Southern California Regional Rail Authority and the Los Angeles City Department of Transportation to determine the feasibility of operating a **Metrolink service in the San Fernando Valley** to help meet the mobility needs of the residents and report back at the September Board meeting.

(Carried over from August Board Meeting)

18. Consider report on the status of the **New Service Program** mandated by the Consent Decree.
(PP 4)

COMMITTEE RECOMMENDATION: APPROVE PILOT PROJECT AS MASTER PLAN, CONTINUE TO SEEK PUBLIC/PRIVATE PARTNERSHIPS AND RETURN TO THE BOARD WITH THE FINAL PRODUCT FOR FINANCING.

19. Adopt revised **MTA Rules and Procedures**.
(EMC 1)

COMMITTEE RECOMMENDATION: APPROVE AS AMENDED, to include any amendments that may be necessitated by passage of AB 584 and amendment to section 1.8 to reflect director special items can go directly to the Board.

20. Authorize the cancellation and commutation of the existing **Project Professional Liability Insurance** Program and use of refunded premiums to purchase a new fully-insured program for Professional Liability Insurance.

21. Consider **options for mitigating the bus seating capacity loss** and meeting service requirements should the Board exercise the low-floor option in the pending bus procurement.
(OPS 5)

COMMITTEE RECOMMENDATION: FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION TO ALLOW THE CEO ADEQUATE TIME TO RULE ON PROTESTS.

22. Consider:
(OPS 10)

- A. adoption of a maximum subsidy per passenger standard for MTA funded shuttles and apply the standard to **shuttle projects** funded through the 1997 Call for Projects; and
- B. working to apply the standards to shuttles funded under other MTA direct or discretionary funding programs, and working with affected operators to implement standards and develop performance monitoring standards.

OPERATIONS COMMITTEE RECOMMENDATION: APPROVE ITEM 'A' AND CARRY ITEM 'B' TO THE FULL BOARD TO RECEIVE INPUT FROM OTHER OPERATORS

PLANNING & PROGRAMMING COMMITTEE RECOMMENDATION: SAME EXCEPT CARRY OVER ITEM 'B' FOR 2 MONTHS

23. **MOLINA** - Discussion of **Safety Report** prepared by Behavioral Science Technology, Inc.

24.
(CC 2)

Consider:

- A. Change Notice No. 132 with Traylor Bros./Frontier-Kemper, JV, covering **settlement of Claim #6** in an amount not to exceed \$5,185,152, for a revised total contract of \$159,127,135;
- B. An increase in the Authorization for Expenditure (AFE) in the amount of \$5,185,152 for a total revised AFE of \$167,440,828; and
- C. approval for staff to execute subsequent negotiated change order if it is within the amount approved above for Change Notice No. 132.

**COMMITTEE RECOMMENDATION: APPROVE
PRINCIPALS ONLY**

25.
(CC 10)

Consider changes:

- A. approval of Work Authorization Change Notice ~~142, 146 and 147~~ to Contract C0311 with Traylor Bros./Frontier-Kemper, JV, covering **phased turnover of the crossover area** from Contractor C0311 to C0321 in order to mitigate compensable delays in an amount not to exceed \$300,000 **for milestone schedule revision;**
- B. ~~an increase to the Authorization for Expenditure in the amount of \$300,000 for a total revised AFE of \$162,555,676~~ Work Authorization Change Notices 146 and 147 to Contract C0311 with Traylor Bros./Frontier-Kemper, JV, covering **phased turnover of the crossover area** from Contractor C0311 to C0321 in order to mitigate compensable delays in an amount not to exceed \$300,000;
- C. ~~authorizing staff to execute subsequent negotiated Change Order 89, if it is within the amount approved above~~ **an increase to the Authorization for Expenditure (AFE) in the amount of \$300,000 for a total revised AFE amount of \$162,555,676.**

COMMITTEE RECOMMENDATION: APPROVE AS CORRECTED

26.
(CC 6)

Consider:

- A. award of contract to Herzog Contracting Corporation, covering **track work installation** on the Metro Red Line, North Hollywood Corridor, Segment 3, in the amount of \$20,408,856; and
- B. an Authorization for Expenditure (AFE), including contingency of \$2,040,886 for potential changes, for a total AFE value of \$22,449,741.

**COMMITTEE RECOMMENDATION: APPROVE
PRINCIPALS ONLY**

27.
(CC 11)

Consider:

- A. Amendment No. 1 to Contract Work Order No. 64, **Design Support During Construction Services**, in the amount of \$1,899,164, which increases the total CWO to \$3,199,126;
- B. Amendment No. 1 to Contract Work Order No. 65, **Design Services**, in the amount of 8,863, which increases the total CWO to \$107,927;
- C. Amendment No. 1 to Contract Work Order No. 66, **Rail Activation/Start-Up Support**, in the amount of \$554,794, which increases the total CWO to \$654,539;
- D. Amendment No. 1 to Contract Work Order No. 67, **Project Management/Administration**, in the amount of \$791,549, which increases the total CWO to \$1,091,408; and
- E. an increase in the Authorization for Expenditure for Contract E0070 with **Engineering Management Consultant**, in the amount of \$3,228,859, which includes an allowance of \$325,437 to be applied to other potential changes within staff authority, for a revised AFE of \$98,889,656.

**COMMITTEE RECOMMENDATION: APPROVE
PRINCIPALS ONLY**

CLOSED SESSION

28. Conference with real property negotiators concerning price and/or terms of sale - G.C. 54956.8:

- A. Metro Red Line - Segment 3 - Parcel C3-788
Columbia Group, Ltd., a California Limited Partnership

APPROVAL OF LITIGATION SETTLEMENT

- B. Pasadena Blue Line - Parcel PA-048
14507 Associates, a California General Partnership

APPROVAL OF LITIGATION SETTLEMENT

29. Conference with Labor Negotiator - G.C. 54957.6

Agency Negotiator - Raman Raj

Employee Organization: Amalgamated Transit Union
Transit Police Officers Association

Consideration of items not on the posted agenda, including: items to be presented and (if requested) referred to staff; items to be placed on the agenda for action at a future meeting of the Board; and/or items requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.

COMMENTS FROM THE PUBLIC ON ITEMS OF PUBLIC INTEREST WITHIN THE BOARD'S SUBJECT MATTER JURISDICTION

ADJOURN IN MEMORY OF KENNETH HAHN



**ADDENDUM
TO
AGENDA**

**LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY**

**REGULAR BOARD MEETING
BOARD OF DIRECTORS**

**MTA Headquarters
3rd Floor - Board Room
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Los Angeles**

Thursday, October 23, 1997 - 9:30 AM

30. **ALARCON** - Consider an RFP process for public/private partnership for CNG fleet and facilities service and report back to the November Operations Committee.
31. **ANTONOVICH** - Consider rescinding action of the Construction Committee taken at the October Committee meeting and refer this item back to the Procurement, Audit and Construction Divisions so that audit findings can be incorporated into negotiations prior to returning to the Construction Committee for approval.