



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, April 27, 2000 - 9:30 AM

Call to order:

Directors:

~~W~~ Yvonne Brathwaite Burke, Chair
~~W~~ James Cragin, First Vice Chair
~~ABS~~ Richard Riordan, Second Vice Chair
~~W~~ Michael Antonovich
~~W~~ Hal Bernson
~~W~~ Jaime de la Vega
~~W~~ John Fasana
~~W~~ Don Knabe
~~W~~ Jose Legaspi
~~ABS~~ Gloria Molina
~~W~~ Jenny Oropeza
~~W~~ Frank Roberts
~~W~~ Zev Yaroslavsky
Tony V. Harris, Ex Officio

Chief Executive Officer - Julian Burke
Board Secretary - Michele Jackson
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 **one agenda item** per meeting and/or on **one** item of interest which is within the subject matter jurisdiction of the Metropolitan Transportation Authority. Each person will be allowed to speak for **one minute**. The Board may limit the public input on any item, based on the number of people requesting to speak and the business of the Board. **A request to address the Board must be submitted in person at the meeting to the Board Secretary prior to the start of the meeting.**

Public Comment will be heard at the end of each meeting. The public shall have the opportunity to comment for one minute on Agenda items before or during the Board or Committee's consideration of the item up to five minutes per item, or at the discretion of the Chair. *This requirement shall not apply if the opportunity for public comment on the item was previously provided by a Committee or other meeting at which a quorum was present and the item has not substantially changed since the committee hearing.* All requests for Public Comment must be submitted prior to the posted start time of each meeting.

The public may also address the MTA on non-agenda items within the subject matter jurisdiction of the MTA or a Committee during the Public Comment period indicated on the Agenda. Individuals may speak no more than once during the Public Comment period. Public Comment will last a maximum of twenty minutes, or as otherwise indicated by the Chair. Speakers will be called according to the order in which the speaker request forms are received until the Public Comment period has expired.

Each individual will have the opportunity to speak only once during the Public Comment period. The Public Comment period will last thirty minutes maximum in length. Speakers will be called in 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 rules pertain 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, additionally PUC Code Sec. 130051.20 requires that no member accept a contribution of over ten dollars (\$10) in value or amount from a construction company, engineering firm, consultant, legal firm, or any company, vendor, or business entity that has contracted with the authority in the preceding four years. 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.



SUMMARY OF AGENDA ITEMS

LOS ANGELES COUNTY
 METROPOLITAN TRANSPORTATION AUTHORITY
 REGULAR BOARD MEETING
 THURSDAY, APRIL 27, 2000

CONSENT ITEMS	COMMITTEE AUTHORITY ITEMS	NON CONSENT ITEMS	CLOSED SESSION
2	15	3	43A-1
(13) <i>9/10/00</i>	16	4	43A-2
(20)	17	5	43A-3
24	18	6	43B
25	19	7	43C (Item 29)
31		11	43D
33		12	
34		20 30	
35		32	
36		42D	
37		X	
42ABC		46	
45		47	
TOTAL NO. OF ITEMS			33

1. **APPROVAL OF CONSENT CALENDAR** Items 2, 13***, 20, 24, 25, 31, 33, 34, 35, 36 and 37

*** (REQUIRES 2/3 VOTE OF THE BOARD)

COMMITTEE AUTHORITY ITEMS: 15, 16, 17, 18, and 19

CONSENT CALENDAR

2. APPROVE **Minutes** of Regular Board Meeting of March 23, 2000.

13. OPERATIONS COMMITTEE RECOMMENDED (4-0) adopting the following motion by a 2/3 vote that the **Universal Fare System** consists of highly specialized electronic fare collection equipment, such that the procurement qualifies under Public Utilities Code section 130238 for procurement by competitive negotiation. Using this methodology, staff will solicit a package of system hardware, software and related services.

(REQUIRES 2/3 VOTE OF THE BOARD)

20. CONSTRUCTION COMMITTEE RECOMMENDED (3-0-1)
 - A. execution of a Limited Notice to Proceed (LNTP) for Consultant Change Notice (CCN) No. 814 to Contract Work Order (CWO) No. 60 to Contract No. E0070, with the Engineering Management Consultant (EMC), to **provide continued project management and administration for Design Support Services** during construction for the Metro Red Line, North Hollywood Extension in an amount not to exceed \$950,000, increasing the total contract work order value from \$2,855,244 to \$3,805,244; and
 - B. an increase in the Authorization for Expenditure (AFE) to Contract No. E0070 to provide funding for this change, in the amount of \$950,000 increasing the current Metro Red Line Segment 3, North Hollywood Extension AFE amount from \$97,684,904 to \$98,634,904.

24. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0):

A. A twenty (20) year easement agreement with Broadwing Communications (“Broadwing”), including options to extend for two (2) additional five-year terms, **for the construction, installation, commercial use, operation and maintenance of a fiber optic communications system within 4 conduits and associated structures along approximately 33.7 miles of MTA East Bank and San Gabriel Subdivision right of way [(including the 1.35 miles of Los Angeles to Pasadena Metro Blue Line Construction Authority (“PBLCA”) right of way noted below]** for the following compensation:

- (1) one-time payment of \$1,853,500 for the initial 20-year term: (MTA’s share is \$1,779,250; PBLCA share is \$74,250)
- (2) two (2), empty, 2-inch diameter conduits for MTA’s exclusive, unrestricted use (the “MTA Conduits”);
- (3) twelve (12) strands of dark fiber for MTA’s non-commercial use over 12.1 miles of the proposed route; and
- (4) twenty-four (24) strands of dark fiber for the SCRRA’s non-commercial use over 2.8 miles of the proposed route.

B. Subject to the approval of the PBLCA, a permanent easement agreement with the PBLCA permitting MTA, its successors, assigns and subtenants, including Broadwing and its successors, assigns and subtenants, to construct, install, commercially use, operate and maintain fiber optic communications systems within six (6) conduits and associated structures to be constructed by Broadwing on approximately 1.35 miles of rail right of way owned by the PBLCA (the “PBLCA Easement Area”) for the following compensation: (i) a one-time payment by MTA of \$74,250, and (ii) payment of the pro-rata share of any future compensation paid to MTA by third parties for use of the MTA Conduits over the PBLCA Easement Area.

25. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0) authorizing the CEO to negotiate and execute contract documents for the lease to **service contract (defeased lease) with CIBC World Markets** and any syndication parties brought in by CIBC.

31. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0)
APPROVAL OF actions concerning cities with balances of **Surface Transportation Program - Local (STP-L)** funds subject to lapse as of September 30, 1999:

- A. Deobligating a total of \$215,848 (decreased by \$365,077) in lapsing 1999 Surface Transportation Program - Local (STP-L) fund balances and reallocating these funds through the STP-L allocation formula; and
- B. Allowing a six-month extension from April 1, 2000 to September 30, 2000 for all cities to obligate or trade a total STP-L lapsing fund balance of \$1,323,135 (increased by \$492,095, including \$365,077 from A and an administrative extension of \$42,915 for Monterey Park and an adjustment of \$84,103 for Hawthorne).

33. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0):

- A. Adopting the **Phase I HOV Retrofit Soundwall** project list (Priority 1 and 2), totaling approximately \$88 million;
- B. Combining three Post 1989 HOV Retrofit Soundwall projects at an estimated total cost of \$3.8 million with their companion projects on the May, 1989 Retrofit Soundwall list for construction;
- C. Adopting the Post 1989 HOV Retrofit Soundwall Program funding plan including:
 - exchanging \$34.8 million 1998 STIP revenues for Prop C 25% to implement the Priority 1 soundwall projects; and
 - earmarking \$53.2 million from the 2002 STIP Call for Projects Freeway Modal Category for the balance of the Phase I HOV Retrofit Soundwall Project (Priority 2); and
- D. Developing a funding plan for the Phase II Post 1989 Retrofit Soundwalls as part of the Long Range Transportation Plan (LRTP) Update.

34. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0):
- A. Adopting the **Los Angeles County SB 826 Social Services Transportation Coordination Action Plan** for the years 2000-2002; and
 - B. Authorizing transmission of the Los Angeles County Social Services Transportation Coordination Action Plan to Caltrans as required by statute.
35. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0):
- A. Approving the local scores for the **Federal Transit Administration (FTA) Section 5310** projects and authorizing staff to include the applications recommended for funding in the 2000-01 Regional Transportation Improvement Program (RTIP); and
 - B. Authorizing the CEO to execute the Resolution of the Los Angeles County Metropolitan Transportation Authority certifying project consistency with Regional Transportation Plan and transmit the Resolution and scoring recommendations to Caltrans.
36. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0)
negotiation and execution of contract amendments to **Route 30 Freeway Gap Closure Project Structures Design Contract**, Contract No. PS-4330-0123 with Wei Koo & Associates, Inc. for an amount not to exceed \$54,674, increasing the total contract value to \$2,127,801, covering the following work:
- A. Revising the engineering design for North Mountain Avenue Overcrossing, Bridge No. 53-2872 for an amount not to exceed \$16,600; and
 - B. Revising the engineering design for Thompson Creek Bridge, Bridge No. 53-2870 for an amount not to exceed \$38,074.

37. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0):
- A. execution of an agreement with the City of Los Angeles Department of Public Works to **construct and install 89 Metro Rapid Bus Stations** along the two Demonstration Corridors, Whittier/Wilshire and Ventura Boulevard, in the amount not to exceed \$4 million;
 - B. execution of an agreement with the City of Los Angeles Department of Transportation to complete **construction of the Metro Rapid Bus signal** priority system along the Ventura Boulevard corridor in an amount not to exceed \$500,000; and
 - C. execution of additional agreements with the Cities of Los Angeles, Santa Monica and Beverly Hills and with the County of Los Angeles and other jurisdictions, as needed, to complete the **Metro Rapid Bus Demonstration Program**.

APPROVED UNDER COMMITTEE AUTHORITY Items 15, 16, 17, 18, and 19

15. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0)
- A. execution of Change Order No. 2 which incorporates Work Authorization Change Notice (WACN) No. 24 to Contract No. C0326, Universal City Station Freeway Overcrossing and Site Restoration, with Brutoco Engineering and Construction, Inc.. (BEC). **for accelerating the C0326 contract schedule to support the opening of Segment 3, North Hollywood Extension, Revenue Operations Date (ROD), for the Metro Red Line.** in an amount not to exceed \$1,346,797, increasing the Total Contract Value from \$28,203,456 to \$29,550,253; and
 - B. an increase in the Authorization for Expenditure (AFE) to Contract No. C0326 to provide funding this change order in the amount of \$1,346,797, increasing the current Segment 3 AFE amount from \$32,075,749 to \$33,422,546.

16. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0) execution of Change Order No. 159 to Contract No. C0311, Tunnel Line Section to Universal City, with Traylor Bros./Frontier-Kemper, Joint Venture, **for the close-out of five contract line items**, to reflect the actual quantities installed on the Metro Red Line, North Hollywood Extension, in the credit amount of \$578,520, decreasing the total contract value from \$165,768,729 to \$165,190,209.

17. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
 - A. execution of Change Order No. 8 to Contract No. C0390, Ancillary Construction and Maintenance, with Steiny and Company, Inc. for the **restoration of Chandler Boulevard**, in the amount of \$999,319 on the Metro Red Line, North Hollywood Extension, increasing the total contract value from \$13,594,021 to \$14,593,340; and
 - B. an increase in the Authorization for Expenditure (AFE) to Contract No. C0390 to provide funding for this change in the amount of \$999,319, increasing the current AFE amount from \$19,943,094 to \$20,942,413.

18. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
 - A. execution of Work Authorization Change Notice No. 115.02 to Contract No. B620, Automatic Train Control, with ALSTOM Transport Signaling Inc., **to provide the design and installation of the Union Station modifications** for the Metro Red Line, Segment I, in an amount not to exceed \$425,421, increasing the Total Contract Value from \$14,254,911 to \$14,680,332;
 - B. negotiation and execution of a subsequent Change Order, providing the negotiated value is less than or equal to \$425,421; and
 - C. an increase in the Authorization for Expenditure (AFE) to Contract No. B620 to provide funding for the Union Station modifications in the amount of \$425,421, increasing the AFE amount from \$15,199,580 to \$15,625,001.

19. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0) execution of Change Order No. 4.00 which incorporates Change Notices 21.01, 21.03 and 21.04, to Contract No. C0301, Hollywood/Highland Station and Tunnels, with Tutor-Saliba-Perini, Joint Venture (TSP), **for the uncompleted work of the B251H package on the Metro Red Line, North Hollywood Extension.** in the amount of \$881,507, which increases the total contract value from \$74,202,958 to \$75,084,465.

NON-CONSENT

3. Chief Executive Officer's Report
4. Chair's Report
5. Recognition of Ricardo Perez by Transit Group Commander Garrett Zimmon.
6. OPERATIONS COMMITTEE RECOMMENDED (4-0) execution of a deductive change order with New Flyer of America for deletion of the **Automatic Voice Annunciation System** for the 223 High Floor CNG buses reducing the contract amount by \$3,252,299 including sales tax, for a total revised contract amount of \$78,309,770 including sales tax.
7. ANTONOVICH MOTION: I, therefore, move that this Board instruct County Counsel to:
 1. Request from the Schumakers, through their attorney, an exact amount of their damages, along with supporting documentation, and;
 2. Sit down with the plaintiff's attorney in an attempt to resolve this dispute.

11. OPERATIONS COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION AS CORRECTED award of five-year contracts for **Contracted Bus Services**, each containing three one-year options, for a total of eight years, for an amount not to exceed ~~\$227,402,530~~. **\$227,723,166** including the provision of contractor-furnished buses (not including passenger revenue offset) subject to FTA approval. The following firms are recommended for award:

FIRM	LINES	8-YEAR CONTRACT AMOUNT
Base Service		
1. First Transit, Inc.	125, 128, 130, 205, 225/226, 232, 177, 254, 256, 266, 270 (11 lines)	\$150,731,418
2. Coach USA/Progressive	96, 167 (2 lines)	\$34,336,533
Pilot Lines		
1. Coach USA/Progressive	214	\$5,900,993
2. MV Transportation	58	\$10,991,418
3. R & D Transportation	530, 577 (2 lines)	\$25,762,804

12. OPERATIONS COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION execution of a change order with Laidlaw Transit Services, Inc., **for local transit services** for a period of 30 days in an amount not to exceed \$604,000 for a total revised contract amount of \$26,352,307, extending the period of performance through June 30, 2000.

30. PLANNING & PROGRAMMING COMMITTEE (3-0) RECOMMENDED APPROVAL AS AMENDED directing staff to:

- A. defer construction, by the City of Los Angeles, of the **Exposition Right-of-Way Regional Bikeway Project** between Vermont Avenue and the Culver City eastern boundary until the design, timing and funding of a possible Bus Rapid Transit (BRT) or Light Rail Transit (LRT) project are resolved; and
- B. incorporate a bikeway, ~~where possible,~~ into the conceptual design of an Exposition Right-of-Way BRT or LRT project during Phase II of the Mid-City/Westside Corridor Study.

32. PLANNING & PROGRAMMING COMMITTEE (3-0) RECOMMENDED APPROVAL AS AMENDED:

- A. in concept, of the **Access Services Inc. Business Plan;** and
- B. the following ASI budget targets for Proposition C 40% and Surface Transportation Program (STP) funds for FY 2001 through FY 2005 ~~with staff to return to the Board if annual funding requests exceed the budget targets~~ **SUBJECT TO ANNUAL BUDGET APPROVAL.**

	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
Prop. C	1,972,738	7,316,005	7,705,350	7,994,161	8,273,005
STP	41,554,202	44,047,454	45,809,352	46,954,586	47,940,632
Total	\$43,526,940	\$51,363,459	\$53,514,702	\$54,948,747	\$56,213,637

42. CONSIDER positions on the following **State Legislation:**

- A. AB 2126 (McClintock) - HOV Lane Redesignation. This bill would allow a local agency to redesignate HOV lanes to mixed flow lanes under specified conditions. **OPPOSE.**
- B. AB 2127 (McClintock) - HOV Lanes State Route 118. This bill would require the re-designation of the HOV lanes on State Route 118 to mixed flow lane. **OPPOSE.**

C. AB 2129 (McClintock) - HOV Lane Evaluation and Conversion. This bill requires a comprehensive study of HOV lanes. **OPPOSE.**

D. AB 1871 (Runner) - HOV Lanes State Route 14. This bill would place conditions on HOV Lanes on State Route 14. **OPPOSE UNLESS AMENDED.**

45. REVIEW of MTA's **marketing strategies** as they pertain to MTA clean fuel policy and the new Red Line opening.

43. **CLOSED SESSION**

A. Conference with Legal Counsel - Existing Litigation - G.C. 54956.9(a):

1. Yi v. MTA. BC187622.
2. Yang v. MTA. BC187622.
3. ATU v. MTA. BC200786

B. Conference with Legal Counsel - Anticipated Litigation G.C. 54956.9(b):

2 Cases

C. Conference with Real Property Negotiators concerning Price and/or Terms of Payment: Real Estate - G.C. 54956.8

Negotiating parties MTA & McCormack Baron

Parcel Nos.	B2-223	-	5454 Hollywood Blvd.
	B2-223	-	5436 Hollywood Blvd.
	B2-222	-	5430 Hollywood Blvd.
	B2-177	-	1674 N. Western Ave.

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

Agency Negotiator: Tom Webb
Employee Organization: UTU, ATU, TCU, AFSCME

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
COMMITTEE'S SUBJECT MATTER JURISDICTION

ADJOURNMENT