



AGENDA
EXECUTIVE MANAGEMENT COMMITTEE

Thursday, March 16, 2000 - 11:00 A.M.

Call to order:

Directors:

Yvonne Burke. Chair
James Cragin. Vice Chair
Hal Bernson
Richard Riordan
Zev Yaroslavsky
Tony V. Harris. Ex Officio

~~43.~~ Report of the Chief Operating Officer.

~~44.~~ RECEIVE oral monthly status report on **Pasadena Blue Line Joint Powers Authority**.

~~45.~~ RECEIVE oral report in response to Director Burke's request on lobbyist registration requirements for **Pasadena Blue Line Joint Powers Authority**.

~~46.~~ RECEIVE oral report by OIG on the "**review of resolution of questioned costs identified by MASD contract audit reports**".
(Report No. 99-AUD-007 February 25, 2000)

47. CONSIDER:

- A. Supporting the **Southern California Intercity Rail Group (SCIRG)** vision statement and goals; and
- B. Amending the MTA Legislative Program to work cooperatively with Southern California Intercity Rail Group (SCIRG), the Southern California Regional Rail Authority (SCRRA), and the Southern California Association of Governments (SCAG) to secure funding for transportation projects in Los Angeles County.

(CARRIED OVER FROM FEBRUARY COMMITTEE)

48. CONSIDER:

- A. adoption of the recommended MTA **Telecommunications and Related Facility Assets Management Program and Third Party Use Guidelines**; and
- B. incorporating the Board adopted Fiber Optic policies into MTA Telecommunications and Related Facility Assets Management Program and Third Party Use Guidelines, and revise the same to include all telecommunications and related facility assets for commercial use.

49. ADOPT the draft policy governing both **revenue-generating advertising and transit-related advertising** placed by MTA on the Metro System.

50. APPROVE:

- A. working to amend state law to authorize the MTA to provide "charter-type" service for the 2000 Democratic National Convention and to request a waiver from the FTA on similar prohibitions at the federal level; and
- B. supporting **transportation needs for the Democratic National Convention** (DNC) and direct the CEO, or his representatives, to negotiate with LA Convention 2000, the City of Los Angeles, and the Los Angeles Convention & Visitor's Bureau to:
 - 1. Assist with the Democratic National Convention transportation plan by providing a number of "charter-type" buses, operators, and other ancillary staff, from August 12-17, 2000, such that regular MTA service or compliance with the Consent Decree will not be impacted;
 - 2. Determine what other types of services MTA may provide for the Democratic National Convention; and
 - 3. Ensure that any support provided for the Democratic National Convention is cost-neutral for the MTA and does not interfere with service to the public.

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

- A. AB 2643 (Calderon) - This measure is being sponsored by municipal operators in Los Angeles County and addresses funding allocations by the MTA.
- B. AB 2816 (Kuehl) - Would authorize the MTA to conduct a study of the 101 Freeway in a specified portion of the San Fernando Valley.
- C. AB 2742 (Baugh and Strickland) - This bill would shift the sales taxes on gasoline sales to county transportation commissions (CTC) and regional/transportation planning agencies (RTPA) based on population. The bill would also allocate \$156 million annually from the General Fund for transportation purposes to CTCs and RTPAs in the fiscal years 2001 to 2005.

- D. SB 1426 (Rainey) - This bill would shift sales tax funds from the Public Transportation Account to cities and counties for street and road repair.
- E. AB 1971 (Longville) - This measure is sponsored by the Southern California Regional Rail Authority (Metrolink) and is proposing an increase in funding for Metrolink services.
- F. SB 1427 (Rainey) - This bill would reinstate a tax credit for employers who provide transit passes for their employees.
- G. AB 2373 (Longville) - This bill would redistribute the locally generated Call Box funding on a statewide basis. The Call Box program is funded by a \$1 surcharge on vehicle registration in counties which voted for the increase. This bill would redistribute those funds based on highway miles and population.
- H. AB 2607 (Knox) - This measure appears to be a "spot" bill and currently makes non-substantive changes in the code sections addressing MTA board member compensation.
- I. AB 2835 (Hertzberg) - This measure is apparently a "spot" bill and would make non-substantive changes to the Congestion Management Program statutes.

 APPROVE:

- A. revisions to the **MTA Procurement Policies and Procedures Manual** to reflect increases in the small purchase thresholds to \$40,000 for purchases of supplies, equipment and materials and increase the micro purchase threshold to \$2,500 in accordance with approved Senate Bill 532;
- B. a change to the MTA Procurement Policies and Procedures Manual to amend the circumstances under which two step sealed bidding may be used;
- C. a change to the MTA Procurement Policies and Procedures Manual to revise the section on protests; and
- D. implementation of public notification on all formal bid results.

53. OROPEZA MOTION - that the MTA shall not approve the creation of any **transportation zone** unless the Joint Powers Authority (JPA) governing the zone assumes the collective bargaining agreements, rights, and obligations that currently exist between the MTA and the labor organizations representing employees who will be affected or displaced by the creation of the zone. The JPA operating the zone will be obligated to employ those employees of the MTA who are currently performing functions for the MTA who will be displaced when the JPA governing the zone begins to provide transportation services previously provided by the MTA.

54. CLOSED SESSION

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

1. Velarde v. MTA - Case No. BC 185481
2. Brown v. MTA - Case No. VC 027613
3. Lee v. MTA - Case No. KC 026562
4. Song v. MTA - Case No. BC 184845
5. Orta & Pollon v. MTA - Case No. EC 022220
6. Garber v. MTA - Case No. BC 198076
7. Essex v. MTA - Case No. VNO22507
8. Robles v. MTA - Case No. 88BGN136559

B. Personnel Matters - G.C. 54957

1. Public Employee Appointment - Ethics Officer

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

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 3; 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.