



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, November 30, 2000 - 9:30 AM

Call to order:

Directors:

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

Chief Executive Officer - Julian Burke
Board Secretary - Michele Jackson
Ethics Officer - Karen Gorman
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, NOVEMBER 30, 2000

CONSENT ITEMS	COMMITTEE AUTHORITY ITEMS	NON CONSENT ITEMS	CLOSED SESSION
2	10	3	43-A
8	12	4	43-B
9	13	28**	43-C
21	14	30	
22	15	36	
23	16	40	
27	17	41	
31	18	42	
32	19	44	
33			
34			
35			
37			
** REQUIRES 10 VOTES			34

1. **APPROVAL OF CONSENT CALENDAR** Items 2, 8, 9, 21, 22, 23, 27, 31, 32, 33, 34, 35, 37

COMMITTEE AUTHORITY ITEMS : 10, 12 through 19

CONSENT CALENDAR:

2. APPROVE **Minutes** of Special Board Meetings held October 26 and November 15, 2000 and Regular Board Meeting held October 26, 2000.

8. OPERATIONS COMMITTEE RECOMMENDED (4-0) award of contracts to the lowest responsive, responsible bidders under Bid No. 08-0003, to provide **engine oils** for a 27-month period, for an amount not to exceed \$2,220,240, inclusive of sales tax:
 - A. GP Resources, Inc., Long Beach, for item numbers 2, 3 and 7, for an amount not to exceed \$1,214,104;
 - B. Southern Counties Oil Company, Orange, for item numbers 1, 4, 5 and 6, for an amount not to exceed \$75,856; and
 - C. 76 Lubricant Company, Costa Mesa, for item number 8 for an amount not to exceed \$930,280.

9. OPERATIONS COMMITTEE RECOMMENDED (4-0) award of a 27-month contract to Lincoln Composite, Lincoln, NE, the lowest responsive, responsible bidder under Bid No. 04-0026, for the procurement of **CNG fuel cylinders and mounting brackets** for the Neoplan CNG Bus Fleet, for an amount not to exceed \$3,144,619, inclusive of sales tax.

21. FINANCE & BUDGET COMMITTEE RECOMMENDED (4-0) extension of the existing contract with ICMA to **administer the Deferred Compensation Plan** (Internal Revenue Code, "IRC" §457) **and Thrift Plan** (IRC §401k) for one additional year at no cost.

22. FINANCE & BUDGET COMMITTEE RECOMMENDED (3-0-1) negotiation and execution of a Time and Materials contract for a period of 150 days with Oracle Corporation, for functional **consulting services** on a project to **upgrade the Financial Information System (FIS)** to the latest Oracle version 11i, in an amount not to exceed \$350,000.

23. FINANCE & BUDGET COMMITTEE RECOMMENDED (4-0) negotiation and execution of a Time and Materials contract with Pinnacle One, to provide **construction survey services** for a period of three years, in an amount not to exceed \$1,470,630, for a total contract amount not to exceed \$2,451,050, inclusive of two one-year options.

27. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (4-0) adoption of the updated annual **MTA Debt Policy**.

31. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0):
 - A. negotiation and execution of Amendment No. 3 to Contract 07H001/MTA Project ID No. 2193B with CH2M Hill, to provide **engineering design services for Route 10 HOV lanes between Baldwin Avenue and Route 605**, in an amount not to exceed \$656,540, increasing the total contract value from \$6,690,920 to \$7,347,460;
 - B. a contingency amount not to exceed \$100,000 for design changes over and beyond those covered in Amendment No. 3; and

- C. performance of a cost-neutral reprogramming of \$395,460 in Proposition C 25% funds from Call for Projects Grant No. 2193, (Design, R/W and Construction - Route 10 HOV lanes between Baldwin Avenue and Route 605) to MTA Project No. 2193B, (Design only - Route 10 HOV lanes between Baldwin Avenue and Route 605).
32. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) execution of a **grant implementation agreement with the City of Los Angeles**, that expedites the construction of the Figueroa Corridor/ 37th Street improvements.
33. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED APPROVAL (3-0) of a **permanent increase of one half hour to the span of service on the Metro Rail System** to be effective with the December Service Change Program.
34. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) establishment of **Capital Reserve Accounts for Propositions A and C Local Return funds** for the Cities of Pico Rivera, City of Industry and Santa Monica.
35. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) execution of a contract with the Los Angeles County Department of Public Social Services (DPSS), for **professional services** on specified projects identified by DPSS from November 2000 through Fiscal Year 2002.

37. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) allowing the **City of Burbank to deviate from the MTA's Right-of-Way Preservation Guidelines** as follows:

- A. fifteen percent of the City's proposed trees (36 trees maximum) may be planted within seven (7) feet (rather than five (5) feet) of the edge of the right-of-way; and
- B. the City may plant ground cover to the edge of the bikeway (rather than confined to a ten foot strip);

Subject to the following conditions:

- at least half of the remaining proposed trees (104 out of 208 trees) will be planted within four (4) feet of the perimeter and the remaining half within five (5) feet of the perimeter.
- and/or replace any trees displaced during the construction of a future transit project.
- ground cover outside the 10 foot perimeter will not exceed 18" in height.
- the City will substitute Australian Willow trees for California Pepper trees.

APPROVED UNDER COMMITTEE AUTHORITY - Items 10, 12 through 19

10. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (4-0) AWARD of a firm, fixed-price contract to Sopp Truck Center, the single responsive, responsible bidder under Bid No. 07-0024, for the purchase of **four Hi-Rail Vehicles**, for an amount not to exceed \$210,005, including sales tax.

12. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0) execution of Change Order No. 168 to Contract C0311, Tunnel Line Section to Universal City, with Traylor Bros./Frontier-Kemper, Joint Venture, for the **final quantities of the "Future Work" as part of the settlement of Claim No. 6 on the Metro Red Line, North Hollywood Extension**, in the credit amount of \$428,893, decreasing the total contract value from \$159,973,679 to \$159,544,786.

13. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
- A. execution of Contract No. PS-8510-0958, a Cost Plus Fixed Fee contract, with LTK Engineering Services (LTK), to provide **continued management and administration services** for Contract No. A650, passenger vehicles, incorporating Letter Agreement No. PS-8510-0958 for \$39,000 and, including \$291,874 to extend the contract period from November 1, 2000 to December 31, 2001, definitizing the total contract value in the amount of \$330,874; and
 - B. an increase in the Authorization for Expenditure (AFE) in the amount of \$291,874, increasing the current AFE from \$39,000 to \$330,874.
14. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0) execution of Change Order 130 to Contract B271, Hollywood/Western Station, with Kiewit-Shea, Joint Venture, which incorporates Work Authorization Change Notice (WACN) Nos. 15.00 and 15.01, in an amount not to exceed \$2,250,000, for **suspension of station excavation on the Metro Red Line, Hollywood/Western Station**, in the amount of \$2,171,750, increasing the total contract value from \$42,481,528 to \$44,653,278, as part of the close-out process of Contract B271.
15. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
- A. execution of Change Order to Contract No. MC020, Contract Work Order No. 5 with Sverdrup Civil, Inc., to provide compensation for **additional construction management services for Metro Red Line, Segment 1 Radio Retrofit Project**, Contract H0120, in the amount of \$162,535, increasing the total CWO value from \$193,000 to \$355,535; and
 - B. an increase in the Authorization for Expenditure (AFE) to provide funding for this change and pending changes that are within Board-delegated authority in the amount of \$178,789, increasing the current AFE from \$814,437 to \$993,226.

16. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0) an increase in the Authorization for Expenditure (AFE) to Contract B241, Vermont/ Beverly Station, with Tutor-Saliba-Perini, Joint Venture, to provide **funding for pending changes that are within Board-delegated authority**, in the amount of \$956,120, increasing the current Metro Red Line, Vermont and Hollywood Corridors (Segment 2) AFE amount from \$50,760,525 to \$51,716,645.

17. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
 - A. execution of Change Order No. 54 to Contract B631, Traction Power Installation, with Fischbach and Moore, Inc., for the **cost of a 316 day time extension on the Metro Red Line, Segment 2, Vermont/Hollywood Corridor**, in the amount of \$479,447, increasing the total contract value from \$5,650,346 to \$6,129,793; and
 - B. an increase in the Authorization for Expenditure (AFE) in the amount of \$89,552, increasing the AFE from \$6,040,241 to \$6,129,793.

18. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
 - A. execution of Change Order to Contract No. C0390, Ancillary Construction and Maintenance, with Steiny and Company, Inc., which incorporates Work Authorization Change Notice No. 29.01, for the **development of Parcel 3 near the North Hollywood Station**, in an amount not to exceed \$136,000, with the total change order amount not to exceed \$352,000 on the Metro Red Line, North Hollywood Extension, increasing the total contract value from \$18,493,340 to \$18,845,340;
 - B. negotiation and execution of subsequent Change Order, providing that the negotiated value is less than or equal to \$352,000; and
 - C. an increase in the Authorization for Expenditure (AFE) in an amount not to exceed \$352,000, increasing the contract AFE from \$20,942,413 to \$21,294,413.

19. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0) execution of Change Order No. 175 to Contract No. B271, Hollywood/Western Station, with Kiewit-Shea, Joint Venture, to reflect **actual quantities installed for the Temporary Decking System** on the Metro Red Line, Hollywood/Western Station, in the credit amount of \$385,275, decreasing the Total Contract Value from \$44,677,908 to \$44,292,633, which change is part of the close-out process.

NON-CONSENT ITEMS

3. Chief Executive Officer's Report
4. Chair's Report
 - Recognition of Director Jenny Oropeza as a Board member.
28. EXECUTIVE MANAGEMENT COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION (5-0) adoption of special provisions for the **formula allocation procedure** ("FAP") statistical reporting relating to periods of bus service disruptions.

(REQUIRES 10 VOTES)
30. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED APPROVAL, AS AMENDED, (3-0) extending contracts with existing providers for a six-month period beginning January 1, 2001, for four **community based shuttles and an evaluation of the feasibility of BDOF:**
 1. Line 625 (Westchester Green Line Shuttle) operated by First Transit, for an amount not to exceed \$290,000;
 2. Line 626 (El Segundo Green Line Shuttle) operated by Laidlaw Transit Services, Inc., for an amount not to exceed \$185,000;

3. Line 631 (Lakewood Green Line Shuttle) operated by Transportation Concepts, Inc., for an amount not to exceed \$175,000; and
 4. Line 646 (Carson Nightline Shuttle) operated by Operation Shuttle, for an amount not to exceed \$100,000.
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36. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED APPROVAL, AS AMENDED, (3-0) of the **2001 Transportation Improvement Program (TIP) Call for Projects Application Package to include establishing local match requirement of 20% for all modal categories except RSTI. Project sponsors who propose a local match in excess of 20% for all modal categories except RSTI shall receive additional points using the same methodology used in the last call for projects.**

 40. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED APPROVAL (5-0), AS AMENDED, to adopt the **proposed 2001-2002 Legislative Program - First Session, to include seeking additional funds for bus and fixed rail.**

 41. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) negotiation and execution of:
 - A. a Cost-Plus-Fixed-Fee (CPFF) contract with Eastside LRT Partners to provide **preliminary engineering and engineering design services** for the Eastside Light Rail Transit (ELRT) Project in an amount not to exceed \$20,859,000;

 - B. a Cost-Plus-Fixed-Fee (CPFF) contract with Korve Engineering, Inc. to provide **preliminary engineering and engineering design services** for the Mid-City/Wilshire Bus Rapid Transit (MWBRT) Project in an amount not to exceed \$5,357,505;

 - C. a Cost-Plus-Fixed-Fee (CPFF) contract with STV Inc. to provide **preliminary engineering and engineering design services** for the San Fernando Valley Bus Rapid Transit (SFVBRT) Project in an amount not to exceed \$10,486,723; and

D. change orders with the firms listed above in an aggregate amount not to exceed five percent of the contract value for the ELRT contract and ten percent of the contract value for the MWBRT and the SFVBRT contracts.

42. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED APPROVAL, AS AMENDED, (5-0) RIORDAN MOTION directing the CEO to report back for Board approval no later than January, 2001 with an implementation plan (including a recommendation to initiate vehicle procurement) for securing and deploying **articulated buses** on appropriate MTA bus lines, **and include 45-foot buses**.

43. CLOSED SESSION

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

Tutor-Saliba-Perini v. MTA, Case No. BC 132928

B. Conference with Legal Counsel - Anticipated Litigation - G.C. 54956.9(b1):

One Case

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

Agency Negotiator: Tom Webb

Employee Organization: UTU, ATU, TCU, AFSCME

44. CONSIDER:

A. Ratifying a three month expenditure to Contract PS 5310 0329 with Hertz Claim Management in the amount of \$870,606 for **Public Liability/Property Damage claims administration services** plus additional subrogation fees for year two of the contract in the amount of \$128,508 for subrogation recoveries that exceeded the \$450,000 amount estimated at the time of contract approval, for a total revised amount not to exceed \$8,371,255 for the first 27 months of the contract; and

- B. Authorizing negotiation and execution of Amendment No. 4 for the third year Public Liability/Property Damage claims administrative services in an amount not to exceed \$2,701,651 plus an estimated \$250,000 of subrogation recovery fees for an amount not to exceed \$2,951,651 for the nine months from December 2000 through August 2001, for a total revised contract amount not to exceed \$11,322,906.

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 BOARD'S SUBJECT MATTER JURISDICTION

ADJOURNMENT