



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, July 26, 2001 – 9:30 A.M.

Call to order:

Directors:

John Fasana, Chair
Michael Antonovich
Hal Bernson
Yvonne Brathwaite Burke
James Hahn
Don Knabe
Jose Legaspi
Gloria Molina
Pam O'Connor
Beatrice Proo
Frank Roberts
Jeff Walden
Zev Yaroslavsky
Robert Sassaman, 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, JULY 26, 2001

CONSENT ITEMS	COMMITTEE AUTHORITY ITEMS	NON CONSENT ITEMS	CLOSED SESSION
2	10	3	32-A
16	11	4	32-B
18	12	5	
25	13	6	
26		15	
27		19	
28		24	
		29	
		30	
		31	
TOTAL NO. OF ITEMS			23

1. APPROVE Consent Calendar Items 2, 16, 18, 25, 26, 27, and 28

COMMITTEE AUTHORITY ITEMS: 10 through 13

CONSENT CALENDAR:

2. APPROVE **Minutes** of Regular Board Meeting held June 28, 2001 and Special Board Meeting held July 19, 2001.
16. CONSTRUCTION COMMITTEE RECOMMENDED (3-0) execution of Amendment No. 5 to Contract No. PS-5320-0463 with Construction Claims Consultants **to assist with preparation, submission and negotiation of the Hollywood Boulevard Tunnel Failure Proof of Loss**, as well as the Flood Damage claim for Contract B261; and to provide assistance for the on-going litigation with Argonaut Insurance for the period of August 1, 2001 to June 30, 2002 for an amount not to exceed \$199,000 increasing the total contract value from \$170,000 to \$369,000.
18. FINANCE & BUDGET COMMITTEE RECOMMENDED (3-0) award of five-year, fixed-price redeterminable contract, Contract No. PS-5310-1057, to Hertz Claim Management for **Public Liability/Property Damage (PL/PD) claims administration services** for an amount not to exceed \$16,671,500 inclusive of two one-year options, effective September 1, 2001. Contract price is based on claims administration fees of \$15,672,500, plus \$999,000 estimated for subrogation recovery fees.
25. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (5-0) award of nine-month, firm fixed-priced contract, Contract No. PS-4350-0999, to Korve Engineering for a **Rail Transit Capital Evaluation and Commuter Rail Integration/Feeder Plan** for an amount not to exceed \$327,862.

26. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (5-0):

- A. approval of **Welfare-to-Work Transportation Plan Phase II**;
- B. execution of agreements with the Department of Public Social Services (DPSS) and Access Services, Inc. (ASI) to implement the transportation proposals in the Phase II Plan; and
- C. coordination of a response with other transit providers in the county, to consider potential service modifications based on the findings of CalWORKs Transportation Needs Assessment as required by the Board of Supervisors and MTA Board and to report back by December 2001.

27. OPERATIONS COMMITTEE RECOMMENDED (5-0) negotiation and execution of three, five-year indefinite delivery/indefinite quantity contracts, Contract Nos. PS-5312-1052A, PS-5312-1052B and PS-5312-1052C with Crawford & Company, Hazelrigg Risk Management Services, Inc. and Tristar Risk Management, respectively for leasing technical staff and information systems for **Workers' Compensation Claims Administration Services** for a self-insured Workers' Compensation program for an amount not to exceed \$25,100,822 inclusive of two one-year options effective September 1, 2001.

28. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED APPROVAL (5-0) AS CORRECTED:

- A. of the following actions regarding modifications to the **Transportation Zone Pre-Application for the San Gabriel Valley**:
 - 1) recognize the San Gabriel Valley Transportation Zone Interim Joint Powers Authority (SGVTZ IJPA) as the applicant; and
 - 2) amend the Pre-Application to delete Lines 471 and 497, and add Line 260 in its entirety; and

- B. waive steps 2 and 4 of the Zone Application Process for the Pre-Application, as amended, since these steps dealing with notice and stakeholder briefings were already completed for the original Pre-Application, and the remaining steps in the Application Process will provide ample opportunity for further notice and stakeholder briefings regarding the amendments.

APPROVED UNDER COMMITTEE AUTHORITY - (Items 10 through 13)

10. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) award of five-year indefinite quantity/indefinite delivery contract to Continental Graphics, the lowest responsive, responsible bidder to provide **reprographic services** for an amount not to exceed \$750,000 inclusive of two one-year options effective September 1, 2001.
11. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) award of nine-month cost plus fixed-fee contract, Contract No. OP-3150-0622 to Strategic Data Systems (SDS) **for technical support services** to replace the MTA Executive Information System (EIS) for an amount not to exceed \$459,161.
12. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) award of five-year indefinite delivery/indefinite quantity contract under Bid No. OP 3344-4001 with Ace Fence Company, the lowest responsive, responsible bidder **for fence repair and installation services** on MTA properties for an amount not to exceed \$980,997 inclusive of sales tax and two one-year options.
13. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) award of firm fixed-price contract under Bid No. 01-0329 to Johnson Lift/Hyster, the lowest responsive, responsible bidder for twelve (12) **Hyster Model H60XM forklifts** in the amount of \$269,205 inclusive of sales tax.

NON-CONSENT ITEMS

3. Chief Executive Officer's Report

4. Chair's Report

5. Election of 1st and 2nd Vice Chairs.

6. CONSIDER:
 - A. accepting the San Fernando Valley East-West Transit Corridor Draft Environmental Impact Statement/Environmental Impact Report (DESI/R) transmitted under separate cover;

 - B. adopting the Full Bus Rapid Transit (BRT) alternative on the former Pacific Electric/Southern Pacific right-of-way, including the Chandler median, as the locally Preferred Alternative (LPA).

 - C. continuing work with adjacent communities during the Preliminary Engineering and Final EIS/R phase to refine project design features where appropriate to address concerns.

15. CONSTRUCTION COMMITTEE FORWARDED TO THE BOARD WITHOUT RECOMMENDATION:

- A. extension of Contract No. PM022, with URS Corp. ~~ten~~ **four** months, from September 1, 2001, to ~~June 30, 2002~~ **December 31, 2001**, to provide Project Management Assistance (PMA) to support the Eastside Corridor Light Rail Project, San Fernando Valley Bus Rapid Transit Project, **and** Mid-City Wilshire Bus Rapid Transit Project **with no increase to the current Board authorized AFE amount for Transit Corridor Projects, Segment 3 Close-Out, Capital Improvement Projects and Programwide Projects.** Since this is an indefinite quantity and indefinite delivery contract, a total contract value is not specified; and
- B. extension of Contract No. PM023, with Carter and Burgess, Inc. ~~ten~~ **four** months, September 1, 2001, through ~~June 30, 2002~~ **December 31, 2001**, to provide Project Management Assistance (PMA) to support the Eastside Corridor Light Rail Project, San Fernando Valley Rapid Bus Project **and** Mid-City Wilshire Rapid Bus Project **with no increase to the current Board authorized AFE amount for Transit Corridor Projects Segment 3 Close-Out, Capital Improvement Projects and Programwide Projects** in any instance where the URS Corporation would have an organizational conflict of interest. Since this is an indefinite quantity/indefinite delivery contract, a total contract value does not need to be specified;
- C. an increase in the Authorization for Expenditure (AFE) for Contract Nos. PM022 and PM023 in the amount of **\$316,172** ~~1,448,832~~ to provide funding for Project Management Assistance Support for **Capital Improvement Projects and Other Project PMA Support** for the period of September 1, 2001 through **December 31, 2001** ~~June 30, 2002~~, increasing the current AFE amount from \$700,000 to **\$1,016,172** ~~2,148,832~~; and
- D. negotiation and issuance of specific Contract Work Orders (CWOs) under this contract for PMA services within the increased AFE amount of \$ ~~\$316,172~~ **\$1,448,832**.

19. FINANCE & BUDGET COMMITTEE RECOMMENDED (3-0) adopting resolutions for **two series of refunding bonds** that will authorize issuance of the bonds and approving documents for the competitive sale; the not to exceed issuance amounts are \$50.9 million for Benefit Assessment District (BAD) A1 and \$7.4 million for BAD A2.

24. PLANNING & PROGRAMMING COMMITTEE FORWARDED TO THE BOARD WITHOUT RECOMMENDATION award of 30-month, firm fixed-priced Contract No. PS-4340-0674, to National Engineering Technology Corporation (NET) for the **Regional Integration of Intelligent Transportation Systems Project (ITS Project)** in the amount of \$4,279,867.

29. CONSIDER:
 - A. recertifying \$234.1 million in existing FY 2001-02 commitments from previous Call for Projects and authorize the expenditure of funds to meet these commitments;
 - B. deobligating \$27.3 million of previously Call for Projects funding including funds from savings and canceled, closed or audited projects;
 - C. reserving from the \$27.3 million deobligated funds, \$3.0 million from the State Highway Program Claims Reserve Account to be used to pay outstanding claims for completed Call for Projects funded State Highway construction projects and reprogram the balance of \$24.3 million in the 2001 Call for Projects;
 - D. authorizing a change in scope for two City of Los Angeles Signal Priority projects, Victory/Oxnard and Van Nuys Boulevards, to accommodate the expansion of the Metro Rapid Bus Program;
 - E. receiving and filing the list of time extensions totaling \$120.1 million for projects; and
 - F. authorizing staff to administratively extend the lapsing deadline for projects that meet the extension approval criteria listed under the time extension section of the Board report.

30. CONSIDER the following actions for the **2001 Call for Projects**:

- A. approve staff recommendations regarding Call for Projects Board motions, Technical Advisory Committee (TAC) motions, and public comment, and additional staff funding recommendations;
- B. program **\$893.420 million**, in nine categories including requesting the CTC to advance **\$213.670 million** in FY 2008 STIP funds;
- C. amend the FY 2002 MTA Budget to include up to **\$4.718 million** in FY 2002 for MTA Regionally Significant Projects;
- D. approve projects for nomination to the California Transportation Commission (CTC) for 2002 STIP funds;
- E. amend the recommended 2001 Call for Projects Program of Projects into the FY 2001-2007 Los Angeles County Regional Transportation Improvement Program;
- F. administer the 2001 Call for Projects as a project-specific grant program with the requirement that project sponsors bear all cost increases;
- G. authorize staff to administratively provide project sponsors with federal and state funding in earlier years, if project sponsor can demonstrate readiness to proceed and such funds are available;
- H. adopt the resolution required by the Southern California Association of Governments (SCAG) which certifies that Los Angeles County has the resources to fund the projects in the FY 2002-07 RTIP and affirms its commitment to implement all of the projects in the program; and
- I. approve funding for an amount not to exceed \$680,000 from the surplus in the Southern California Regional Rail Authority's (SCRRA) FY 2000-01 Operating and Rehabilitation Subsidy to fill a shortfall in an SCRRA project to construct an extended siding and platform at the Chatsworth Metrolink Station. In the unlikely event that there are insufficient surplus subsidy funds to fully fund this project, authorize staff to work with SCRRA to identify alternative funds through the deferral, re-scoping, or deobligation of other MTA-funded SCRRA projects.

31. **CONSIDER:**

- A. ratifying the **Betterment Agreement** previously approved by the Chief Executive Officer between the Los Angeles to Pasadena Metro Blue Line Construction Authority and the Los Angeles County Metropolitan Transportation Authority to replace the traction power disconnects with circuit breakers in the amount of \$606,760;
- B. executing Betterment Agreement between Los Angeles to Pasadena Metro Blue Line Construction Authority and the Los Angeles County Metropolitan Transportation Authority to make the system SCADA-Ready in the amount of \$500,000;
- C. executing Betterment Agreement between Los Angeles to Pasadena Metro Blue Line Construction Authority and the Los Angeles County Metropolitan Transportation Authority for additional equipment for Midway Yard in the amount of \$1,201,514;
- D. executing Betterment Agreement between Los Angeles to Pasadena Metro Blue Line Construction Authority and the Los Angeles County Metropolitan Transportation Authority for powered yard switches in the amount of \$703,893; and
- E. executing Betterment Agreement between Los Angeles to Pasadena Metro Blue Line Construction Authority and the Los Angeles County Metropolitan Transportation Authority for train to wayside control in the amount of \$1,237,536.

32. **CLOSED SESSION:**

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

- 1) Tutor-Saliba-Perini v. MTA, Case No. BC 123559
- 2) Griswold v. MTA, Case No. SC 061407

B. Conference with Labor Negotiator – G.C. § 54957.6

Agency Negotiators:	Julian Burke and Brenda Diederichs
Employee Organizations:	AFSCME and Engineers and Architects 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 BOARD'S SUBJECT MATTER JURISDICTION

ADJOURNMENT