



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 27, 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
Inspector General - Arthur Sinai
Ethics Officer - Karen Gorman
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 27, 2000

| CONSENT ITEMS | COMMITTEE AUTHORITY ITEMS | NON CONSENT ITEMS | CLOSED SESSION |
|-----------------------------------|---------------------------|-------------------|----------------|
| 2 | 8 | 3 | 22 |
| 14** | 9 | 4 | |
| 17 | 10 | 13 | |
| 26 | 11 | 18 | |
| 30 | 16 | 21 | |
| 31 | | 24 | |
| | | 27 | |
| | | 32 | |
| | | 36 | |
| | | 37 | |
| | | 38 | |
| | | 39 | |
| | | 40 | |
| | | 41 | |
| | | 42 | |
| ** REQUIRES 2/3 VOTE OF THE BOARD | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| TOTAL NO. OF ITEMS | | | 27 |

1. **APPROVAL OF CONSENT CALENDAR** Items 2, 14**, 17, 26, 30, 31

** - Requires 2/3 vote of the Board

COMMITTEE AUTHORITY Items: 8, 9, 10, 11, and 16

CONSENT CALENDAR

2. **APPROVE Minutes** of Regular Board Meeting held June 22, 2000.
14. **OPERATIONS COMMITTEE RECOMMENDED (4-0):**
 - A. adopting the following motion: The Board finds by a two-thirds vote that awarding a design/build contract pursuant to Public Utilities Code 130242(a) will achieve private sector efficiencies in the integration of the design and construction of the **CNG Building Modifications** at Divisions 2, 6, 9 and 12;
 - B. authorizing the CEO to solicit design/build contractors for CNG Building Modifications at Divisions 2, 6 and 9, with an option to similarly equip Division 12 pursuant to Public Utilities Code Section 130242(a).

(REQUIRES 2/3 VOTE OF THE BOARD)

17. **CONSTRUCTION COMMITTEE RECOMMENDED (4-0)** authorizing the Chief Executive Officer to **terminate for default Contract No. B795, Uninterruptible Power Supply with Custom Power, Inc. of Texas (CPI).**
26. **EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (4-0)** providing MTA buses and other services to support transportation requirements for the **2000 Democratic National Convention** as follows:
 - A. approve charter of 100 buses to the Los Angeles Convention and Visitors Bureau from August 13-17, 2000 for the **2000 Democratic National Convention;**

- B. receive funding provided by the "Clean Diesel Retrofit Project" for 10 of these buses, with the balance of funding for the remaining 90 buses to be provided by the Los Angeles Convention and Visitors Bureau;
 - C. negotiate with the Los Angeles Convention and Visitors Bureau for additional services in support of the charter operation;
 - D. direct that costs for MTA's charter operation in support of the Democratic National Convention will be fully reimbursed and will not exceed \$500,000; and
 - E. negotiate and execute a Memorandum of Understanding, including cost reimbursement.
30. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) approval of a request from Caltrans for an increase of \$415,692 in the expenditure limit for the construction contract for the I-405 HOV project awarded to Ball, Ball and Brosamer, Inc. (Contract #07-115174), for **partial settlement of contractor's final claims**, for a final cost of \$32,918,283, which is within the originally programmed funds of \$34,633,000.
31. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0):
- A. scheduling a **public hearing** for Saturday, September 9, 2000 at 10:00 A.M. to receive public comment on the following service change program:
 - Harbor Transitway Service Modifications
 - Wilshire-Whittier Corridor Service Refinements
 - Ventura Boulevard Corridor Service Refinements
 - Proposed Implementation of Other Service Changes
 - B. publishing the legal Notice of Hearing; and
 - C. designating the CEO, or his appointee, as the Public Hearing Officer.

APPROVED UNDER COMMITTEE AUTHORITY: ITEMS 8, 9, 10, 11, 16

8. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (4-0):
 - A. awarding a firm fixed price contract to N/S Corporation, Inglewood, the lowest responsive, responsible bidder for the procurement of **one Bus Washer with Water Reclamation System** for Division 6 (Venice) for a firm fixed price of \$214,400; and
 - B. authorizing the CEO to exercise a one-year option for an additional bus washer and water reclamation system for Division 12 (Long Beach) at a cost equal to the Division 6 price of \$214,400.

9. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (4-0)
award a firm, fixed price contract to PowerLift Corp., Pico Rivera, the lowest responsive, responsible bidder to purchase **13 (thirteen) electric powered forklifts**, for a total cost of \$392,806, including sales tax.

10. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (4-0)
award of a five year unit rate contract to Astro Business Solutions, Inc., Gardena, the lowest responsive, responsible bidder for lease and maintenance of **163 convenience copier machines** at all MTA locations for an amount not to exceed \$1,853,867, inclusive of two one-year options.

11. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (4-0):
 - A. Ratifying expenditures in the amount of \$97,911 with Safety Kleen Corp., for costs incurred by the Regional Rebuild Center for **parts washer services** performed during the period of October 1, 1999 through July 31, 2000; and
 - B. Authorize the CEO to negotiate an amendment to the existing purchase order to add funding in the amount of \$20,000 for services to be rendered during the period of August 1, 2000 through September 30, 2000, for a total contract increase of \$117,911 for a new not-to-exceed total contract value of \$584,992.

16. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
 - A. execution of Change Order No. 002 to Contract No. MC056, Claims Support, with PinnacleOne to provide **claims support for Segment 2, Vermont/Hollywood Corridor and Segment 3, North Hollywood Extension** for the period December 13, 1999 through October 31, 2000 in the amount of \$1,745,000, increasing the total contract value from \$1,950,000 to \$3,695,000; and
 - B. an increase in the Authorization for Expenditure (AFE) in the amount of \$1,950,000, increasing the current AFE from \$1,950,000 to \$3,900,000.

NON-CONSENT

3. Chief Executive Officer's Report
4. Chair's Report
13. OPERATIONS COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION approval of the following **modifications to Harbor Transitway service and fare structure** on a six-month demonstration basis:
 - A. **expanding the span of service of Line 445** from weekday, peak-hour only service to operate seven days a week between approximately 5:00 a.m. and 10:00 p.m. effective September 5, 2000; and
 - B. **reducing express zone increments on Harbor Transitway Lines 442, 444, 445, 446, 447 and 550** to a maximum of two express zones from September 1, 2000 through February 28, 2001 as a special promotional Harbor Transitway fare.

18. CONSTRUCTION COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION:
- A. execution of Change Order No. 13, which implements Change Notice No. 817.01 to Contract Work Order No. 61 to Contract No. E0070, with Engineering Management Consultant (EMC), to continue **Design Support During Construction Services** for the Metro Red Line, North Hollywood Extension, Segment 3, for an amount not to exceed \$778,876, increasing the total contract work order value from \$9,750,383 to \$10,529,259; and
 - B. an increase in the Authorization for Expenditure (AFE) in the amount of \$778,876, increasing the current Metro Red Line, North Hollywood Extension, Segment 3, AFE amount from \$99,650,893 to \$100,429,769.
21. FINANCE AND BUDGET COMMITTEE RECOMMENDED APPROVAL, AS AMENDED, (3-0) for negotiation and execution of a contract with Aon Risk Services Inc. of Southern California to provide **non-construction brokerage services** for a period of ~~five~~ **three** years for a total amount not to exceed **\$720,000**. ~~\$240,000 per year for a total contract amount of \$1,200,000, inclusive of two one-year options.~~
24. APPROVE a **Support** position on State Legislative Bill **AB 1468** (Corbett) recently amended to create exceptions to those restrictions placed under the existing law which restricts an insurer from disclosing medical information to an employer or its agents in worker compensation claims.
27. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED APPROVAL, AS AMENDED, (4-0) to adopt a Resolution which increases final settlement authority of the Board established **Claims Committees** to \$200,000, and makes minor revisions in their operating procedures, **with the written policy to be brought to the Executive Management Committee in August, 2000.**

32. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) APPROVAL, AS AMENDED, of the **2000 Transportation Improvement Program (TIP) Call for Projects Recertification** including the following:
- A. recertify \$257.9 million in existing FY 2000-01 commitments from previous TIP Call for Projects and authorize the expenditure of funds to meet these commitments;
 - B. amend the FY 2000-01 MTA Budget to include \$3.4 million of eligible funds to projects ineligible for the fund source originally assigned;
 - C. deobligate \$44.4 million of previously approved TIP Call for Projects funding including \$32.4 million of deobligations and \$12 million in savings from closed or audited projects. Previous Board actions have already reprogrammed \$1 million to the Route 101 Corridor Major Investment Study (MIS) and the Route 710 MIS, leaving a balance of \$43.4 million to reprogram to the 2001 TIP Call for Projects;
 - D. receive and file the list of extensions to the projects ~~and authorize staff to administratively deobligate these projects in July 2001 if they remain out of compliance with the MTA lapsing policy at that time; and with any deobligated projects to be brought to the Board for approval;~~ and
 - E. adopt the new TIP Call for Projects lapsing policy to be applied prospectively to all locally financed project funding agreements signed after September 1, 2000.
36. CONSTRUCTION COMMITTEE RECOMMENDED (3-0-1):
- A. execution of Change Order No. 37 to Contract No. 3369, for Construction Management Services with Parsons-Dillingham (P-D), to provide funding for the cost of **completing the Metro Red Line, North Hollywood Extension, Segment 3**, increasing the MTA Board approved value by \$3,098,309 (which is calculated at the 68% provisional overhead rate), to an amount NTE \$59,076,516; and
 - B. issuance of Amendment 37 to the contract, converting to a Cost-Plus-Fixed-Fee contract form and setting the total maximum fee payable through project completion at \$2,089,077;
 - C. an increase in the AFE to Contract No. 3369 to provide funding for this change in the amount of \$1,298,308 increasing the current contract AFE amount to \$59,276,516.

(CARRIED OVER FROM JUNE BOARD MEETING)

37. CONSTRUCTION COMMITTEE RECOMMENDED (3-0):

- A. execution of Change Order No. 3, which incorporates Change Notice (CCN) No. 810.01 to Contract Work Order (CWO) No. 63 to Contract No. E0070, with the Engineering Management Consultant (EMC), for **additional personnel to provide Rail Activation/System Start-up Services for the Metro Red Line, North Hollywood Extension**, in an amount not to exceed \$738,346, increasing the total contract work order value from \$1,827,375 to \$2,565,721; and
- B. an increase in the Authorization for Expenditure (AFE) to Contract E0070 to provide funding for this change, in the amount of \$738,346 increasing the current Metro Red Line Segment 3, North Hollywood Extension AFE amount from \$98,912,547 to \$99,650,893.

(CARRIED OVER FROM JUNE BOARD MEETING)

38. CONSTRUCTION COMMITTEE RECOMMENDED (3-0-1):

- A. authorizing the Chief Executive Officer (CEO) to execute Change Order No. 4.00 implementing 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 \$1,227,643, increasing the total contract work order value from \$3,072,244 to \$4,299,887; and
- B. approving an increase in the Authorization for Expenditure (AFE) to Contract No. E0070 to provide funding for this change, in the amount of \$777,643, increasing the current Metro Red Line Segment 3, North Hollywood Extension AFE amount from \$98,134,904 to \$98,912,547.

(CARRIED OVER FROM JUNE BOARD MEETING)

39. CONSTRUCTION COMMITTEE RECOMMENDED (3-0-1):

- A. exercising Option No. 2 to Contract No. PM021, Project Management Assistance with Fluor Daniel, Inc. to **provide Project Management Assistance (PMA)** for Segment 2, Segment 3, and Systemwide effective from August 1, 2000 through November 30, 2000, with a period of one (1) month, through December 31, 2000, for closeout in an amount NTE \$850,000 increasing the total contract value from \$16,269,000 to \$ 17,119,000; and
- B. an increase in the Authorization for Expenditure (AFE) to Contract No. PM021 to provide funding for Segment 2, Segment 3 and Systemwide Project Management Assistance services in the amount of \$850,000 increasing the current AFE from \$16,269,000 to \$17,119,000.

(CARRIED OVER FROM JULY SPECIAL BOARD MEETING)

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

- A. awarding a firm fixed price contract to URS Greiner Woodward Clyde (URS) for **preparation of a Project Study Report for Glendale Boulevard (SR 2) Terminus Improvement Project** in the amount of \$498,703; and
- B. exercising Option I, if warranted, for the development of three dimensional computer simulation models for selected alternative(s) in the amount of \$14,986.

(CARRIED OVER FROM JULY SPECIAL BOARD MEETING)

41. **KNABE/BURKE MOTION** - that the Board direct the Chief Executive Officer to send a letter to the California Transportation Commission and to Governor Davis urging the State to fund the remaining \$8,713,000 from the Interregional Improvement Program of the State Transportation Improvement Program for the **I-405 interchange at Arbor Vitae Street Project.**

**A REVISED DETAILED MOTION WILL BE FORTHCOMING ON
A SUPPLEMENTAL AGENDA (ITEM 42)**

42. CONSIDER:

- A. approval of the following actions for the **2000 Abbreviated Call For Projects**:
1. Program \$179.7 million in 2000 State Transportation Improvement Program (STIP) funds to projects recommended by both staff and Technical Advisory Committee (TAC) in seven (7) modal categories;
 2. Program \$14 million in AB 1012 Advanced Planning and Development funds in five (5) modal categories;
 3. Amend the FY 2000-01 MTA Budget to include \$9.6 million for MTA Regionally Significant Projects. Of this amount, \$1.6 million is 2000 STIP funds for project administration and Blue Line Safety Improvements and \$8 million is AB 1012 funds for the transit corridor projects;
 4. Approve projects for nomination to the California Transportation Commission (CTC) for 2000 STIP funds;
 5. Administer the Abbreviated Call For Projects as a project-specific grant program with the requirement that project sponsors bear all cost increases;
 6. Execute a Letter of Agreement (LOA) with all project sponsors of approved projects to ensure adherence to all applicable federal and state policies, rules and regulations and to ensure that the scope of each project is documented, can be audited, and can meet the timely use of funds requirement; and
 7. Amend the recommended 2000 Abbreviated Call for Projects Program of Projects into the FY 2000-06 Los Angeles County Regional Transportation Improvement Program (RTIP).

B. funding costs on the following motions regarding the **2000 STIP Call for Projects**:

1. BURKE MOTION, amended by de la Vega, further amended by Antonovich and Cragin - that the MTA Board (1) add \$600,000 to the AB1012 list of Regionally Significant projects to finish the Crenshaw MIS and (2) that the Bus Rapid Transit Alternative be incorporated into the Crenshaw MIS Study; that staff report back on funding for AB 1012 project development for corridors:

Burbank-Glendale-Los Angeles

Crenshaw

East Los Angeles (end of Eastside extension to county line)

I-405/Sepulveda pass (San Fernando Valley-Westside)

Pasadena Blue Line - Phase II (to Claremont)

San Fernando Valley (north-south route funded by State)

Vermont Avenue (heaviest bus line in county)

Interstate 5, Freeway 14 and Highway 138

Extending the Green Line to South Bay

2. BERNSON MOTION, amended by Molina, that the MTA Board direct staff to identify cost savings, or other contingencies, in order to provide the necessary funds, in the amount of \$200,000 to implement a feeder shuttle service that links the Chatsworth area to the Chatsworth Metrolink Station; **that no funds shall be shifted from other projects and to work with the Department of Transportation;** and
3. BERNSON MOTION, amended by de la Vega, that MTA staff include the Zoo Drive Widening Project on the list of projects to be funded and reprogram \$1.5 million of the \$3.4 million in Proposition C funds which originally assigned to projects ineligible for the Proposition C funds; **funds shall not be shifted from other city projects.**

22. CLOSED SESSION

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

1. Herman v. MTA, Case No. BS048107
2. Beauchamp v. MTA, Case No. CV 98-0402
3. ATU v. MTA, Case No. BC200786

B. 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