



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, January 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
General Counsel - County Counsel

SCANNED IN RMC

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.



WORKING SUMMARY OF AGENDA ITEMS

LOS ANGELES COUNTY

METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

January 27, 2000

RECEIVE AND FILE	CONSENT ITEMS	COMMITTEE AUTHORITY ITEMS	NON CONSENT ITEMS	CLOSED SESSION
21	2	13	3	45
	10	14	4	
	11	15	5	
	12	16	9	
	17**	22	27	
	18**	23	55	
	19**	24	56	
	26	28		
	30	29		
	31			
	36			
	43			
	44			
	48			
	49			
	51			
	52			
	54			
** - REQUIRES 2/3 VOTE OF THE BOARD				
TOTAL NO. OF ITEMS				36

1. **APPROVAL OF CONSENT CALENDAR** Items 2, 10, 11, 12, 17**, 18**, 19**, 26, 30, 31, 36, 43, 44, 48, 49, 51, 52, 54

**** 2/3 VOTE REQUIRED BY THE FULL BOARD**

COMMITTEE AUTHORITY ITEMS: 13, 14, 15, 16, 22, 23, 24, 28, 29

CONSENT CALENDAR

2. APPROVE **Minutes** of Special Board Meeting held on December 15, 1999 and Regular Board Meeting held on December 2, 1999.

10. OPERATIONS COMMITTEE RECOMMENDED (5-0) awarding 27 month contracts on a line item basis to the lowest responsive, responsible bidders under Bid No. 12-9906 covering the procurement of **Intergrablok brake linings** for an amount not to exceed \$2,180,283, inclusive of sales taxes, as follows:
 - A. Onyx Distribution, Rear S-Cam linings \$1,771,001
 - B. Orion Bus Industries, Front Wedge linings \$ 409,282

11. OPERATIONS COMMITTEE RECOMMENDED (3-0-2) execution of a contract with Lockheed/Martin IMS of Teaneck, New Jersey, to provide System Operation and Field Maintenance services for the **Metro Blue Line Photo Enforcement Program** for a period not to exceed five years for a total contract amount not to exceed \$3,497,960, inclusive of two one-year options.

12. OPERATIONS COMMITTEE RECOMMENDED (5-0) awarding contracts on a line item basis to the lowest responsive, responsible bidders for **non revenue vehicles** under Bid No. 11-9930 for a total contract value of \$2,205,847:
 - A. Villa Ford, Orange, for 50 Sedans; 5 full size passenger vans, and 1 S.U.V. for a total contract value of \$989,311, inclusive of sales tax;
 - B. Sopp Truck Center, Huntington Park, for 21 full size cargo vans, 2 full size cargo vans with lift gates, 14 mini passenger vans, 10 mini passenger vans with spot light, 6 mini passenger vans with light bar, and 3 mini cargo vans, for a total contract value of \$1,179,822, inclusive of sales tax; and
 - C. Downey Ford, Downey, for 2 mini cargo vans under 81 inches for a total contract value of \$36,714, inclusive of sales tax.

17. OPERATIONS COMMITTEE RECOMMENDED (5-0):

- A. Adoption of the following motion: The Board finds by a two-thirds vote that there is only a single source of procurement for eight (8) Model 53-DS brake drum/lining lathe machines and required additional tooling which will assist in the repair of bus brakes. The purchase is for the sole purpose of augmenting the MTA's existing equipment. The Board hereby authorizes the purchase of the eight (8) Model 53-DS brake drum/lining lathe machines and required additional tooling pursuant to PUC Section 130237; and
- B. Award of a firm fixed price contract to Star Machine & Tool Co., Minneapolis, MN, for the procurement of **eight (8) Model 53-DS brake drum/lining lathe machines** and required additional tooling in a firm fixed amount of \$371,293, including tax.

(REQUIRES 2/3 VOTE OF THE BOARD)

18. OPERATIONS COMMITTEE RECOMMENDED (3-0-2):

- A. Adoption of the following motion: The Board finds by a two-thirds vote that there is only a single source of procurement for the **photo enforcement cameras** and that the purchase is for the sole purpose of duplicating the cameras already in use. The Board hereby authorizes the purchase of the cameras pursuant to PUC Section 130237; and
- B. award of a firm fixed price contract to Lockheed Martin IMS of Teaneck, New Jersey, for the purchase of six cameras for use on the Metro Blue Line, Photo Enforcement System, at a total contract value of \$284,046, including sales tax.

(REQUIRES 2/3 VOTE OF THE BOARD)

19. OPERATIONS COMMITTEE RECOMMENDED (5-0):

- A. Adoption of the following motion: The Board finds by a two-thirds vote that there is only a single source of procurement for Cummins L10 CNG engines. The purchase is for the sole purpose of augmenting the MTA's existing equipment. The Board hereby authorizes the purchase of the Cummins L10 CNG bus engines pursuant to PUC Section 130237;
- B. award of a firm fixed price contract to Cummins Cal Pacific, Inc., Montebello, for the procurement of 50 **L10 CNG bus engines** for an amount not to exceed \$1,888,908, inclusive of sales tax; and
- C. exercise of an option with Cummins Cal Pacific, Inc., to purchase up to 50 additional CNG bus engines, subject to availability of funding for an amount not to exceed \$1,888,908, inclusive of sales tax.

(REQUIRES 2/3 VOTE OF THE BOARD)

26. CONSTRUCTION COMMITTEE RECOMMENDED (4-0) execution of Change Order No. 154 to Contract C0311, Tunnel Line Section to Universal City, with Traylor Bros./Frontier-Kemper, JV, to **add concrete, rebar and form work** in the amount of \$608,202 and **delete the North and South single track crossovers** in the credit amount of \$6,304,659 on the Metro Red Line, North Hollywood Extension, in the net credit amount of \$5,696,457, decreasing the total contract value from \$165,710,380 to \$160,013,923.
30. CONSTRUCTION COMMITTEE RECOMMENDED (3-0-1) an increase in the Authorization for Expenditure (AFE) to Contract No. E0070, Contract Work Order (CWO) No. 52 with Engineering Management Consultant (EMC) to provide **funding for a pending change** that is within the Board-delegated authority in the amount of \$110,000, increasing the current Project 800089 AFE amount from \$3,254,582 to \$3,364,582.
31. CONSTRUCTION COMMITTEE RECOMMENDED (3-0-1) an increase in the Authorization for Expenditure (AFE) to Contract No. E0070, Contract Work Order (CWO) No. 53 with Engineering Management Consultant (EMC) to provide **funding for a pending change** that is within the Board-delegated authority in the amount of \$200,000, increasing the current Project 800091 AFE amount from \$450,503 to \$650,503.
36. FINANCE & BUDGET COMMITTEE RECOMMENDED (4-0) APPROVAL, AS CORRECTED, ANTONOVICH MOTION - that MTA staff be directed to review the **“Real Time” internship program MOU** and return to the Board in ~~30~~ **60** days with recommendations on how to continue funding for this worthwhile program.
43. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (4-0) :
- A. Adoption of updated **MTA Investment Policy**; and
 - B. Delegation of authority to invest MTA funds for a one year period to the MTA Treasurer or his/her designees pursuant to California Government Code Section 53607.

44. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (3-1-1) APPROVAL OF RIORDAN MOTION - that the MTA Board direct the CEO to:

- A. Immediately transfer \$140,000 to the Greater San Fernando Valley Transportation Zone Interim JPA from the Board contingency account for the purposes of retaining an independent consultant to complete a “bottoms up” costing and financial analysis of MTA’s zone divestiture data; and
- B. Work cooperatively with the Greater San Fernando Valley Transportation Zone Interim JPA and their consultant to refine the available subsidy numbers.

48. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (4-0) award of seven (7) three-year contracts to the lowest responsive, responsible bidders to provide Los Angeles County Metro Freeway Service Patrol (FSP) **tow service** from May 1, 2000 to April 30, 2003 for a total amount not to exceed \$6,626,190:

<u>Beat</u>	<u>Contractor</u>	<u>Contract</u>	<u>Amount</u>
2	South Coast Towing, L.A.	FSP00-2	\$ 992,130
6	LA’s Bestway, Los Angeles	FSP00-6	998,322
10	Girard & Peterson, Burbank	FSP00-10	1,098,475
22	Girard & Peterson, Burbank	FSP00-22	763,937
35	Girard & Peterson, Burbank	FSP00-35	911,429
39	LA’s Bestway, Los Angeles	FSP00-39	754,143
40	J&M Towing, Alhambra	FSP00-40	1,107,755

49. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (4-0) approval of **pilot program** for increasing the span of service on Metro Rail and Bus System through the end of June, 2000 for the Staples Center.

51. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) APPROVAL, AS CORRECTED:

A. adoption of the **Soundwall Implementation Policy** to:

1. deliver the May, 1989 Retrofit Soundwall projects with revenues allocated by the California Transportation Commission (CTC) in August 1999; and
2. establish procedures to implement the POST 1989 Soundwall Projects, including revised ranking criteria and phase-in construction strategy;
3. apply \$34.8 million currently programmed in the RTAA **through the STIP and/or other funding sources** toward delivery of Phase I POST 1989 Soundwall Projects; and
4. **commit to program approximately \$53.1 million from the Freeway Medal Category of the Call for Projects beginning with the 2002 STIP for delivery of Phase I projects;**

B. **authorize the CEO, or his designee, to develop an agreement with Caltrans to formalize the adopted Soundwall Implementation Policy, including scope of work and timeline for delivery of the May, 1989 Retrofit Soundwall List and Phase I of the POST 1989 Soundwall Projects.**

52. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (5-0). AS CORRECTED. finding 87 jurisdictions in conformance with the **Congestion Management Program (CMP)**. **Additionally, find the City of Manhattan Beach in conformance and find the City of La Mirada in conformance conditioned upon city council adoption of their proposed CMP Action Plan.**

54. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) appointment of a Hearing Officer and holding a **Public Hearing** on Wednesday, February 16, 2000 at 10:00 AM to receive input on the Federal Transit Administration (FTA) Access to Jobs and Reverse Commute grant application and proposed program of projects.

APPROVED UNDER COMMITTEE AUTHORITY Items 13 thru 16, 22 thru 24, 28, 29

13. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) award of contracts on a line item basis to the lowest responsive, responsible bidders for **trucks** under Bid No. 12-9910 for a total contract value of \$1,506,423:
 - A. Villa Ford, Orange, for 18 short bed trucks for a total contract value of \$234,036, inclusive of sales tax;
 - B. Downey Ford, Downey, for 10 pick-up trucks with eight foot bed; 5 pick-up trucks with overhead rack, 14 pick-up trucks with push bumpers and compressors, 4 stake bed trucks, 10 utility trucks 9000 GVWR, and 2 utility trucks 9000 GVWR with locking bed covers for a total contract value of \$1,051,743, inclusive of sales tax; and
 - C. Thorson GMC, Pasadena, for 4 utility body truck 11,000 GVWR, 1 utility body truck 11,000 GVWR with lift gate, 3 utility body trucks 11,000 GVWR with crew cabs for a total contract value of \$220,644, inclusive of sales tax.

14. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) award of a 27-month firm fixed price contract to Exide Corporation, Anaheim, the lowest responsive, responsible bidder to provide up to **16,000 Group 31 bus batteries** for an amount not to exceed \$692,800, inclusive of sales tax.

15. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (4-0) award by line item, a 27-month firm, fixed unit price contract to Glove Tek, Inc., Carson, the lowest responsive, responsible bidder under Bid No. 03-9909 for the purchase of **general purpose work gloves and nitrile gloves** for a total bid price not to exceed \$461,097, including tax.

16. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) negotiation and execution of a contract extension for Contract No. 6230 with General Farebox, Inc. (GFI) to provide **maintenance of the Metro Rail System Ticket Vending Machines (TVM)** for a period up to six months at a cost of \$92,016 per month, current rate, plus \$62,500 for as-needed repairs, for a total not to exceed \$614,596 for a total revised contract amount of \$5,802,105; subject to FTA approval of contract extension beyond the five-year contract period limitation.

22. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
- A. execution of Change Order No. 02 to Contract No. C0390. Ancillary Construction and Maintenance with Steiny and Company, Inc. to replenish contract provisional amounts on the Metro Red Line, North Hollywood Extension, in the amount of \$1,348,685, increasing the total contract value from \$12,245,336 to \$13,594,021; and
 - B. an increase in the Authorization for Expenditure (AFE) to provide funding for this change in the amount of \$1,348,685, increasing the current contract AFE from \$14,694,409 to \$16,043,094.
23. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0) execution of Change Order No. 210 to Contract C0301, Hollywood/Highland Station and Tunnels, with Tutor-Saliba-Perini, JV, to **add slurry backfill** in the amount of \$355,884 and to **delete structural backfill** in the credit amount of \$165,884, for a net amount of \$190,000, on the Metro Red Line, North Hollywood Extension, Segment 3, which increases the total contract value from \$75,350,751 to \$75,540,751.
24. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
- A. execution of Contract Work Order No. 004 to Contract E0112 with INCA Engineers, Inc. to provide **compensation for Design and Engineering Services**, Design Support During Construction for Construction Contract C0326 on the Metro Red Line, North Hollywood Corridor, Segment 3, in the amount of \$230,661, increasing the total contract value from \$773,664 to \$1,004,325; and
 - B. an increase in the Authorization for Expenditure (AFE) for Contract E0112 in the amount of \$201,439, increasing the Segment 3 AFE amount from \$952,886 to \$1,154,325.

28. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0):
- A. exercising Option 2 to Contract E0110 Systems Engineering and Analysis with Booz-Allen & Hamilton, Inc. to extend the contract for one additional year commencing January 1, 2000 through December 31, 2000 to provide **systems engineering and analysis for Metro Rail Projects** in the amount of \$1,516,435, increasing the total contract value from \$4,190,545 to \$5,706,980;
 - B. an increase in the Authorization for Expenditure (AFE) for the Metro Red Line, Vermont/Hollywood Corridor (CWO 301), Project 800081 in the amount of \$202,548, increasing the current Segment 2 AFE amount from \$1,522,994 to \$1,725,542;
 - C. an increase in the AFE for the Metro Red Line, North Hollywood Extension to CWO 302, Project 800082 from Project Contingency, in the amount of \$527,198, increasing the current Segment 3 North Hollywood AFE amount from \$526,832 to \$1,054,030;
 - D. an increase in the AFE for the Metro Green Line, (CWO 303), Project 800023 in the amount of \$155,742, increasing the current Green Line AFE amount from \$430,846 to \$586,588;
 - E. an increase in the AFE for System Safety Enhancements (CWO 304), Project 800089 in the amount of \$239,608, increasing the current System Safety Enhancements AFE amount from \$259,253 to \$498,861;
 - F. an increase in the AFE for the Metro Red Line Operations Support (CWO 305), Project 200015 in the amount of \$171,945, increasing the current Rail Operations AFE amount from \$-0- (zero) to \$171,945; and
 - G. an increase in the AFE for Systemwide Support (CWO 306), Project 800275 in the amount of \$512,217, increasing the current Systemwide AFE amount from \$463,807 to \$976,024.
29. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (4-0) an increase in the Authorization for Expenditure (AFE) to Contract No. C0360 with Mass Electric Construction Co., to provide **funding for pending changes** that are within Board-delegated authority in the amount of \$120,000, increasing the current contract AFE amount from \$600,000 to \$720,000.

NON-CONSENT

3. Chief Executive Officer's Report

4. Chair's Report
 - A. Recognition of Y2K team

5. RECEIVE AND FILE **Tort Claims Ordinance** at the January Board Meeting for formal adoption at the next regular Board meeting.

9. OPERATIONS COMMITTEE RECOMMENDED APPROVAL, AS AMENDED, (4-1) to exercise an option to the contract with North American Bus Industries, Inc., (NABI), Anniston, Alabama, for the purchase of an **additional 215 CNG low floor buses, spare parts and diagnostic equipment**, in an amount not to exceed \$75,503,568, for a total revised contract amount not to exceed \$148,540,721, including sales tax, **with a report back every 60 days on quality assurance procedures to avoid problems with and facilitate corrections to the buses;**

ALSO RECOMMENDED APPROVAL (5-0) OF:

FASANA/ANTONOVICH MOTION directing staff to report to the Board in 30 days on: (1) the fiscal impact to the MTA of **Rule 1190**; and (2) proposed modifications and/or enhancements to Rule 1190 that would mitigate any potential fiscal impacts.

21. FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION - RECEIVE AND FILE the first quarterly update of the LACMTA **Triennial Performance Audit** implementation plan.

27. FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION:
- A. execution of Change Order No. 33 to Contract No. 3369 with Parsons-Dillingham (P-D) to fund the cost of completion of Construction Management Services on the Metro Red Line, Vermont/Hollywood Corridor (Segment 2B) in an amount not-to-exceed \$1,756,345, increasing the Total Contract Value from an amount not to exceed \$175,281.912 to an amount not to exceed \$177,038,257; and
 - B. an increase in the Authorization for Expenditure (AFE) in the amount of \$335,638, increasing the current Segment 2 AFE amount from \$176,702,629 to \$177,038,257.
55. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED APPROVAL (3-0) - YAROSLAVSKY MOTION that the CEO be directed to: A) award only those **competitively bid construction contracts** which are within Board authorized expenditure levels; and that the CEO be directed not to approve any such bids that exceed previously authorized levels of expenditure without prior Board approval; and B) establish a procedure of public notification of the award of all low bid contracts so that the MTA Board and members of the public may be fully informed on such bids. The notification should include the contract name, description of work, prevailing contractor, original engineer's estimate, amount of the final contract including contingency and rationale for the award. The CEO is further directed to submit such a plan within 30 days.
56. OPERATIONS COMMITTEE RECOMMENDED APPROVAL (4-0) of BURKE MOTION instructing MTA staff to revisit the **1992 Metro Blue Line Grade Separation Study** and reanalyze those ten grade crossings to determine what the present "high priority index numbers" would be now. FURTHER, that this updated analysis be brought back to the Board to determine how many may qualify for State funding under current indices standards.
45. **CLOSED SESSION**
- A. Conference with Legal Counsel - Existing Litigation - G.C. 54956.9 (a):
 - 1. Villeda v. MTA, Case No. LC044501
 - 2. Beth v. MTA, Case No. CV982111
 - 3. Perez v. MTA, Case No. BC184281
 - 4. Briceno v. MTA, Case No. PC021844
 - 5. Muniz v. MTA, Case No. TC011086
 - 6. England v. MTA, Case No. LC046279
 - 7. E. J. Yeager Construction v. MTA, Case No. BS060948
 - 8. Labor Community Strategy Center v. MTA, Case CV 94-5936TJH

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

Three cases

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

Agency Negotiator: Tom Webb
Employee Organization: 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
THE BOARD'S SUBJECT MATTER JURISDICTION**

ADJOURNMENT