



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, February 22, 2001 - 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
John Fasana
Don Knabe
Jose Legaspi
Gloria Molina
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, FEBRUARY 22, 2001

CONSENT ITEMS	COMMITTEE AUTHORITY ITEMS	NON CONSENT ITEMS	CLOSED SESSION
2		3	36
10		4	
11		5	
12		9	
13		19	
14		20	
16		29	
17		34	
23		35	
26			
27			
28			
30			
31			
32			
TOTAL NUMBER OF ITEMS			25

1. APPROVE Consent Calendar Items 2, 10, 11, 12, 13, 14, 16, 17, 23, 26, 27, 28, 30, 31, 32

CONSENT CALENDAR:

2. APPROVE **Minutes** of Regular Board Meeting held January 25, 2001.

10. OPERATIONS COMMITTEE RECOMMENDED (3-0) awarding a 24-month contract to Gillig Corporation, Hayward, the lowest responsive, responsible bidder under Bid No. 08-0031, for the procurement of **Voith Transmission parts for the Flxible bus fleet**, for an amount not to exceed \$3,953,152, inclusive of sales tax.

11. OPERATIONS COMMITTEE RECOMMENDED (3-0) awarding contracts to the lowest responsive, responsible bidders for non-revenue vehicles under Bid No. 01-0118 for a total contract value of \$3,688,388:
 - A. Ford West, Bellflower, for 207 **four-door, mid-size sedans** for a total contract value of \$3,326,145, inclusive of sales tax; and
 - B. Maurice J. Sopp & Son, Bell, for 17 **security sedans** for a total contract value of \$362,243, inclusive of sales tax.

12. OPERATIONS COMMITTEE RECOMMENDED (3-0):
 - A. approving and certifying the Initial Study/Mitigated Negative Declaration (IS/MND) for the Division 1 Land Acquisition and Expansion Project;
 - B. approving the Division 1 Land Acquisition and Expansion Project;
 - C. adopting the recommended Mitigation Monitoring and Reporting Program (MMRP) for the IS/MND; and
 - D. authorizing staff to file a Notice of Determination of the IS/MND with the Los Angeles County Clerk.

13. OPERATIONS COMMITTEE RECOMMENDED (3-0) APPROVING:
 - A. an amendment to Contract No. PS-3150-0575-A between MTA and First Transit, Inc. by **transferring Lines 177 and 256** to Coach USA, reducing the eight (8) year total contract value by \$12,508,163, from \$150,731,418 to \$138,223,255; and
 - B. execution of an emergency contract for Lines 177 and 256 to Coach USA, for a contract value of \$1,701,567, for a one-year period.

14. OPERATIONS COMMITTEE RECOMMENDED (3-0) execution of a non-competitive, cost reimbursable contract to Booz-Allen & Hamilton, McLean, Virginia to provide consultant services for program implementation of the **Universal Fare System project** for a period of three and one-half (3 ½) years in an amount not to exceed \$4.5 million.

16. CONSTRUCTION COMMITTEE RECOMMENDED (3-0) execution of Change Order No. 214 to Contract No. C0301, Hollywood/Highland Station and Tunnels, with Tutor-Saliba-Perini, Joint Venture, for a **contract time extension of 162 calendar days to complete the station tunnel finishes and street restoration on the Metro Red Line, North Hollywood Extension**, in the amount of \$1,918,045 increasing the total contract value from \$74,630,906 to \$76,548,951.

17. CONSTRUCTION COMMITTEE RECOMMENDED (3-0) execution of Change Order No. 227 to Contract No. C0301, Hollywood/Highland Station and Tunnels, with Tutor-Saliba-Perini, Joint Venture, to **close out various concrete bid items** to reflect actual quantities installed on the Metro Red Line, North Hollywood Extension, in the amount of \$743,531 which increases the total contract value from \$74,630,906 to \$75,374,437.

23. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (4-0) APPROVAL, AS CORRECTED, of revisions/changes to the **MTA Procurement Policies and Procedures Manual:**

- A. to ensure that the manual reflects current policies and practices of the MTA Pre-Qualification program ~~and complies with~~ **subject to confirmation from the FTA that the new program meets the FTA** requirement;
- B. to require approval by Chief Executive Officer, the Deputy Chief Executive Officer, or the Chief Financial Officer, for procurement policy and procedure waivers when Procurement is the user Department;
- C. to increase the threshold for submission of certified cost or pricing data and audit requirements from \$100,000 to \$500,000, except for changes governed by California Public Utilities Code §130243 (AB 1869) which shall remain at \$100,000 or contracts that are Federal Highway Administration funded transportation projects subject to the requirements of Title 23, United States Code (Caltrans) which shall increase to \$250,000;
- D. that clarifies the CEO's authority to reject all bids for construction contracts under California Public Utilities Code §130051.9(c) and delegates to the Executive Officer, Procurement, authority to reject all bids in limited circumstances;
- E. Delegation of Authority Section to clarify the responsibility of the Chief Executive Officer as the Contracting Officer of the MTA with power of further re-delegation; **and**
- F. **to add to the Procurement Policies and Procedures Manual delegated procurement authority to implement the Authority of the Inspector General to enter into contracts and other arrangements as approved by the Board of Directors at its meeting on March 23, 1994.**

26. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) appointment of a Hearing Officer and holding of a public hearing on Friday, March 23, 2001 at 10:00 a.m. to receive input on the **Federal Transit Administration (FTA) Jobs Access and Reverse Commute grant application and proposed program of projects.**
27. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) PROVIDING:
- A. funding to the Southern California Regional Rail Authority (SCRRA) in the amount of \$596,950 to match a State Interregional Transportation Improvement Program (ITIP) grant to purchase five (5) cab coaches, using surplus FY 1999-2000 MTA subsidy to SCRRA identified in SCRRA's year-end reconciliation statement; and
 - B. additional funding of up to \$1,920,600 for additional high priority rolling stock needs, using surplus FY 1999-2000 MTA subsidy to SCRRA identified in SCRRA's year-end reconciliation; funding subject to commitments from all other SCRRA member agencies to provide matching contributions.
28. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) an additional \$5,500,000 to provide adequate funding for the construction of **High Occupancy Vehicle (HOV) Lanes** on Route 10 between Baldwin Avenue and Route 605, MTA Project ID No. 2193.

30. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0):
- A. approving the findings of the Public Hearings conducted on October 7, October 14, and November 18, 2000, concerning the MTA's FY2001 **Service Change Program**;
 - B. adopting the revised FY2001 Service Change Program:
 - Increase service levels on Line 445, institute route 52 (branch of Line 51), add limited stop service to Line 352 and re-route Lines 446-447 to serve Artesia Transit Center
 - Add limited stop service to Line 40 and reduce service levels on Line 442
 - Re-route Line 107 and cancel Line 114
 - Cancel Line 402 and reallocate its resources into Line 401
 - Cancel Lines 436, 466, and 497
 - C. adopting the official revised pages to the Official Route Descriptions; and
 - D. receiving staff response to the BRU's submission on Service Change Program.
31. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0):
- A. an amendment to the FY01 budget of \$16.4 million to fund the accelerated preliminary engineering for **the Eastside, Mid-City/Wilshire and San Fernando Valley East-West Transit Corridors**;
 - B. programming \$5.94 million to complete the five MIS corridor studies; budget \$1.267 million of this amount for the remainder of FY01 to fund work activities expected in this fiscal year on these corridors; and
 - C. an increase of \$450,000 for the FY01 budget to cover the cost of an additional 10 FTEs for Countywide Planning and Development to manage the preliminary engineering for the Eastside, Mid-City/Wilshire and San Fernando Valley East-West Transit Corridors, and to complete the five Board-directed Major Investment Studies (MIS).

32. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) execution of ten (10) contract amendments to increase **Metro Freeway Service Patrol (FSP) Midday and Weekend service** for a total amount not to exceed \$1,012,488:

<u>Beat</u>	<u>Contractor</u>	<u>Contract</u>	<u>Contract Increase</u>	<u>Amended Contract Amount</u>
9	Just for You Towing, Inglewood	FSP99A-9	\$ 86,810	\$1,400,934
14	Kenny's Auto, Bellflower	FSP00A-14	88,639	1,100,489
16	Bob & Dave's, Whittier	FSP00A-16	90,619	1,191,604
20	Bob & Dave's, Whittier	FSP00A-20	95,504	974,343
22	Girard & Peterson, Burbank	FSP00-22	106,985	870,921
23	Navarro's Towing, Los Angeles	FSP00A-23	135,799	1,058,556
27	Classic Club, Van Nuys	FSP99A-27	74,982	1,628,769
29	Classic Club, Van Nuys	FSP99A-29	53,532	1,539,247
39	LA's Bestway, Los Angeles	FSP00-39	201,015	955,158
40	J&M Towing, Alhambra	FSP00-40	78,603	1,186,358

NON-CONSENT ITEMS

3. Chief Executive Officer's Report

4. Chair's Report

BURKE MOTION - that the Seventh/Metro Center Metro Rail Station be **renamed as the Seventh/Metro Center Julian Dixon Metro Rail Station** and that a plaque be placed in a prominent location at the station describing for future generations the magnitude of Congressman Dixon's contribution to public transit.

5. CONSIDER revised recommendation directing the CEO to:
 - A. pursue the currently open RFP for joint development of the MTA-owned real estate at the Metro Red Line North Hollywood Station site by setting a final submittal deadline for approximately May 1, 2001; and
 - B. enter into a 60-day **Exclusive Negotiating Agreement (ENA) with the Los Angeles Unified School District (LAUSD)** to define the process by which LAUSD and MTA will pursue development of a mixed-use commercial/residential project incorporating a 700 to 1,300-student middle school at the Metro Red Line Wilshire/Vermont Station site.

(Carried Over From January Board Meeting)

9. OPERATIONS COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION, award of a two and one-half (2 ½) year contract to CDSNet, Inc., Los Angeles, the only responsive, responsible bidder to provide **ADA transit service monitoring** for a firm, fixed-price of \$775,000, inclusive of ten (10) quarterly options.

19. RATIFY replacement of Reliance National Insurance Company's participation in the **Operations property insurance program**, except for the \$72 million to \$100 million earthquake and flood layer, with Caliber One, Gulf, Lloyds (Global Excess), Empire Fire & Marine and Claredon National Insurance Companies for the period January 23 through May 10, 2001 at a cost not to exceed \$94,601.

20. APPROVE documents for competitive sale and issuance of approximately **\$270 million of Proposition A, Series 2001-A and Series 2001-B bonds**, including the Authorizing Resolution, Notice Inviting Bids and Notice of Intention to Sell Bonds.

29. **PLANNING & PROGRAMMING COMMITTEE FORWARDED REVISED RECOMMENDATION TO THE FULL BOARD for negotiation and execution of agreements with the following cities and agency for the MTA to act as the pass-through grant sponsor for Federal Transit Administration (FTA) funds on their behalf:**
- A. City of Monrovia for the purchase of electric buses (\$580,000);
 - B. City of Burbank for the purchase of electric buses (\$305,000);
 - C. City of Monterey Park for the purchase of transit vehicles (\$283,000);
 - D. City of Avalon for the Cabrillo Mole Ferry Terminal Project (\$259,000);
 - E. Playa Capital Corporation for buses, equipment and facilities (\$3 million); **and**
 - F. **Cities of Bell, Cudahy and Maywood for buses and bus facilities (\$431,681).**
34. **APPROVE guideline for construction management services** of 9.6% of total project costs, and notify the MTA Construction Committee of any change regardless of dollar amount that would increase consultant construction management cost above 9.6% of total project cost.
35. **AUTHORIZE the Chief Executive Officer to execute a successor Collective Bargaining Agreement (“CBA”) with the:**
- A. United Transportation Union (“UTU”), effective July 1, 2000;
 - B. Amalgamated Transit Union (“ATU”), effective July 1, 2000; and
 - C. Transportation Communications Union (“TCU”), effective July 1, 2000.

36. CLOSED SESSION:

A. Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation - G.C. 54956.9(B):

Two Cases

(One Case Carried Over From January Board Meeting)

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

Two Cases

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

1. EMC v. MTA, Case No. BC207617

2. Garbick v. MTA, Case No. PAS 0033531

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

Agency Negotiator: Julian Burke and Brenda Diederichs

Employee organization: AFSCME, Teamsters, 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