



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 23, 2003- 9:30 a.m.

Call to order:

Directors:

Hal Bernson, Chair
Zev Yaroslavsky, 1st Vice Chair
Frank Roberts, 2nd Vice Chair
Michael Antonovich
Yvonne Brathwaite Burke
John Fasana
James Hahn
Paul Hudson
Don Knabe
Gloria Molina
Pam O'Connor
Beatrice Proo
Allison Yoh
Doug Failing, Ex Officio

Chief Executive Officer – Roger Snoble
Board Secretary - Michele Jackson
Ethics Officer - Karen Gorman
Interim Inspector General – William Waters
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 agenda items, before or during the Board or Committee's consideration of the item for up to 5 minutes per item, or at the discretion of the Chair. A request to address the Board should be submitted in person at the meeting to the Board Secretary prior to the start of the meeting.

The public may also address the MTA on non-agenda items within the subject matter jurisdiction of the MTA during the public comment period, which will be held at the end of each meeting. Each person will be allowed to speak for one minute and may speak no more than once during the Public Comment period. Public Comment will last a maximum of 30 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. Elected officials, not their staff or deputies, may be called out of order and prior to the Board's consideration of the relevant item.

At the discretion of the Chair, the Board may limit public input on any item, based on the number of people requesting to speak and the business of the Board.

In the interest of hearing from as many members of the public as possible, if at the time your name is called, your issue has been addressed or your opinion expressed by a previous speaker, please simply state that fact and your name for the record.

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) 922-4880 (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, JANUARY 23, 2003

CONSENT ITEMS	COMMITTEE AUTHORITY ITEMS	NON-CONSENT ITEMS	CLOSED SESSION
2	11	3	19
14	12	4	
18	13	5	
21	16	6	
29	26	22	
30	27	48	
31	28	49	
32	45	50	
37	46		
38	47		
39**			
40**			
41			
42			
43			
44			
**REQUIRES 2/3 VOTE OF THE BOARD			

1. APPROVE Consent Calendar Items: 2, 14, 18, 21, 29, 30, 31, 32, 37, 38, 39**, 40**, 41, 42, 43, and 44

** - Requires 2/3 vote of the Board

NOTE COMMITTEE AUTHORITY ITEMS: 11, 12, 13, 16, 26, 27, 28, 45, 46, and 47

CONSENT CALENDAR

2. APPROVE **Minutes** of regular meeting held December 12, 2002.

14. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (5-0) approval of the "**Draft MTA Parking Policy**" for circulation and comment as part of the MTA's Short Range Transportation Plan.

18. CONSTRUCTION COMMITTEE RECOMMENDED (3-1-1):

- A. negotiation and execution of Change Order No. 9 to Contract No. PS-4310-0964, with Eastside Light Rail Transit Partners, a Joint Venture, consisting of Parsons Brinckerhoff, Jenkins/Gales & Martinez and Barrio Planners, Inc. **to provide Design Support During Construction Services** from January 2003 to January 2004, for an amount not to exceed \$2,430,660, increasing the CWO value from \$28,572,170 to \$31,002,830;
- B. establishing a contract contingency fund in the amount of \$243,066 as an allowance for contract modifications; and
- C. execution of contract modifications within this amount.

21. FINANCE & BUDGET COMMITTEE RECOMMENDED (5-0) approval of the **MTA FY04 Financial Standards**.

29. EXECUTIVE MANAGEMENT & AUDIT COMMITTEE RECOMMENDED (4-0) adoption of the proposed **2003-2004 Federal, Regional and Local Legislative Program**.

30. EXECUTIVE MANAGEMENT & AUDIT COMMITTEE RECOMMENDED (4-0):
 - A. adopting the updated **MTA Investment Policy**;
 - B. delegating to the MTA Treasurer or his/her designees, the authority to invest MTA funds for a one-year period, pursuant to California Government Code Section 53607; and
 - C. approving the Financial Institutions Resolution authorizing financial institutions to honor the signatures of MTA Officials.

31. EXECUTIVE MANAGEMENT & AUDIT COMMITTEE RECOMMENDED (4-0) execution of Amendment No. 2 to Contract No. PS-5420-0653 with Images in Foil, Inc. for additional **fare media pass and stamp production services for the Regional Pass and Stamps** for an amount not to exceed \$492,480 increasing the total contract value from \$1,976,140 to \$2,468,720.

32. EXECUTIVE MANAGEMENT & AUDIT COMMITTEE RECOMMENDED (4-0) approval of revised **public comment procedure**.

37. OPERATIONS COMMITTEE RECOMMENDED (5-0) execution of an amendment to Contract No.OP-02-4610-10 with Cubic Transportation Systems, Inc. to provide **Universal Fare System** equipment for an amount not to exceed \$7,454,844 increasing the total contract value from \$89,003,444 to \$96,458,288.
38. OPERATIONS COMMITTEE RECOMMENDED (5-0) execution of:
- A. Amendment No. 1 to Contract No. OP33200705 with North American Bus Industries, **to exercise an option for seventy (70) additional high capacity buses, spare parts, and diagnostic equipment** for an amount not to exceed \$28,679,137, increasing the total contract value from \$12,639,386 to \$41,318,523 inclusive of sales tax; and
 - B. change orders for this procurement only for an amount not to exceed \$2,000,000 for a total contract value not to exceed \$43,318,523.

39. OPERATIONS COMMITTEE RECOMMENDED (5-0) finding that purchase of the in-ground, axle engaging heavy lift in compliance with Public Utilities Code Sections 130232 and 130233 does not constitute a method of procurement adequate for acquisition of the unique, prototype equipment needed to provide a new, environmentally safe lift for maintaining buses. The Board hereby authorizes the **procurement of the Rotary Model MD30 heavy lift** pursuant to PUC Section 130236, for operational testing and evaluation of the lift as is necessary to assess the performance for the intended purpose.

(Requires 2/3 vote of the Board)

40. OPERATIONS COMMITTEE RECOMMENDED (5-0) award of a sole source contract to Ansaldobreda **to repair Metro Red Line Cars 549 and 550** for a total cost not to exceed \$280,000.

(Requires 2/3 vote of the Board)

41. OPERATIONS COMMITTEE RECOMMENDED (5-0) adoption of the **Los Angeles County Regional Transit Plan** for fiscal years 2003 to 2007.

42. OPERATIONS COMMITTEE RECOMMENDED (5-0) approval of revised report executing Amendment No. 5 to Contract No. PS26100450 with Elite Security, Inc., **to provide private security services in support of Metro Gold Line construction and pre-revenue operations**, for a period through June 30, 2003 for an amount not to exceed \$544,071 increasing the not to exceed value of the contract from \$15,052,105 to \$15,596,176.

43. OPERATIONS COMMITTEE RECOMMENDED (4-0-1):
 - A. award of a three-year firm fixed-price contract, Contract No. PS-9240-1264 to Spear Technologies for **Acquisition and Implementation of a Maintenance and Materiel Management System** for an amount not to exceed \$18,976,212, effective February 1, 2003; and
 - B. negotiation and execution of Change Orders for this procurement up to ten (10%) percent of the original approved contract value, for an amount not to exceed \$1,900,000 for a total contract value not to exceed \$20,876,212.

44. OPERATIONS COMMITTEE RECOMMENDED (4-0) award of a five-year firm fixed-price unit rate, variable quantity Contract No. OP33440665 to Woods Maintenance Services, Inc. the most responsive, responsible bidder, **to provide trash removal and mechanical weed abatement services** for MTA-owned railroad rights-of-way for an amount not to exceed \$2,976,600 inclusive of two one-year options; **subject to resolution of protest.**

APPROVED UNDER COMMITTEE AUTHORITY – Items 11, 12, 13, 16, 26, 27, 28, 45, 46 and 47

11. PLANNING & PROGRAMMING COMMITTEE RECEIVED AND FILED January progress report on the development of the **Short Range Transportation Plan** for FY04-09.

12. PLANNING & PROGRAMMING COMMITTEE RECEIVED AND FILED status report on the progress of the **I-710 Long Beach Freeway Major Corridor Study** between the ports of Los Angeles, Long Beach and SR-60 Pomona Freeway.

13. PLANNING & PROGRAMMING COMMITTEE RECEIVED AND FILED the **Crenshaw-Prairie Corridor Major Investment Study** and direct staff to:
 - Prepare, a funding and implementation schedule for Crenshaw Metro Rapid enhancements including higher capacity buses, enhanced stations and segments of dedicated transit lanes for consideration by the Board, along with other potential projects, as part of the Short Range Plan;
 - Initiate discussions with the Burlington Northern Santa Fe Railroad Company (BNSF) regarding shared use of the Harbor Subdivision railroad right-of-way within the Crenshaw Corridor for exclusive bus lane or possible future passenger rail uses;
 - Coordinate with the ongoing Los Angeles International Airport (LAX) Master Planning efforts to evaluate connections from any new LAX Intermodal Transit Center to the Crenshaw Corridor;
 - Consider implementing a bus route from the Wilshire/Western Station to the planned LAX Intermodal Transit Center via the Crenshaw Corridor;
 - Continue to reflect potential future implementation of light rail transit (LRT) or a 24-hour Metro Rapid Transitway in the Crenshaw Corridor in the MTA Long Range Transportation Plan.

16. CONSTRUCTION COMMITTEE RECEIVED AND FILED November 2002 **Metro Red Line Segment 2 and Segment 3 closeout status.**

26. EXECUTIVE MANAGEMENT & AUDIT COMMITTEE RECEIVED AND FILED quarterly report of **Management Audit Services.**

27. EXECUTIVE MANAGEMENT & AUDIT COMMITTEE RECEIVED AND FILED **Report to Management** from PriceWaterhouseCoopers for the year ended June 30, 2002.

28. EXECUTIVE MANAGEMENT & AUDIT COMMITTEE RECEIVED AND FILED status of implementation of the FY 1998-00 **Triennial Performance Audit** recommendations for MTA Operations, Los Angeles County transit operators, and Los Angeles County Metropolitan Transportation Authority as the Regional Transit Planning Entity for Los Angeles.

45. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) award of a firm fixed-price contract under Bid 10-0231 to Cookson Door Sales, the lowest responsive, responsible bidder **to replace 55 roll-up doors** at Division 4 in Downey, Division 7 in West Hollywood and Location 14 in South Park, for a total price of \$280,729 inclusive of sales tax.

COMMITTEE AUTHORITY, 4/5 vote

46. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (5-0) award of twenty-four month firm-fixed price requirements contracts under Bid 08-0222 the lowest responsive, responsible bidders for **bus and automotive batteries** for an amount not to exceed \$768,683 inclusive of sales tax to the following:
- A. Exide Corporation for group 31 bus battery for a total contract value of \$708,496 inclusive of sales tax; and
 - B. Battery Systems for group 24 series batteries, group GC-4 series batteries, group 8D series batteries, group 65 series batteries, group 34 series batteries, group 64 series batteries, group 58 series batteries, and group 78 series batteries for a total contract value of \$60,187 inclusive of sales tax.

COMMITTEE AUTHORITY, 4/5 vote

47. EXECUTIVE MANAGEMENT & AUDIT COMMITTEE RECEIVED AND FILED **Audit Activities Report** from the Office of the Inspector General.

NON-CONSENT:

3. Chair's Report

4. Chief Executive Officer's Report

- Mobility 21 1710/Caldwell
- EMAC special

5. CONSIDER:

- A. authorizing the Chief Executive Officer to negotiate and execute Memoranda of Understanding (MOUs) with the County of Los Angeles for Sheriff's Department and/or the City of Los Angeles for Los Angeles Police Department for **Transit Community Policing services** for a period of five years, inclusive of two, one-year options;

- B. authorizing the Chief Executive Officer to negotiate and extend Interim Contract No. PS2610LASD with the County of Los Angeles for Sheriff's Department (LASD) Transit Community Policing services for a period of performance through March 31, 2003 for a contract value not to exceed \$3,510,983;
 - C. authorizing the Chief Executive Officer to negotiate and extend Interim Contract No. PS2610LAPD with the City of Los Angeles for Los Angeles Police Department (LAPD) Transit Community Policing services for a period of performance through March 31, 2003 for a contract value not to exceed \$4,859,878; and
 - D. authorizing payment under Contract OP2610LASD to the County of Los Angeles in the amount of \$168,283 covering payment of outstanding balance due County for services provided during the period between July 1 through November 30.
6. CONSIDER the San Gabriel Valley Coalition of Governments' recommendation to:
- A. nominate the following to serve on the **San Gabriel Valley Service Sector Council** representing the eleven cities with members to serve on a rotating basis starting with the current Interim Joint Powers Authority initially serving staggered terms of 1, 2, 3 year(s):

San Gabriel: Harry Baldwin
Pasadena: Sid Tyler
South Pasadena: David Rose
San Marino: Emile Bayle
Sierra Madre: Bart Doyle
Montebello: Kathy Salazar
Monterey Park: Sharon Martinez
- two (2) members representing the County Board of Supervisors to be nominated by the LA County Board of Supervisors;

- B. increase the allowed membership on the San Gabriel Service Sector Council from 9 to 10 members, nine voting and one non-voting. (One public member, non-voting to serve as an advisory voice, to be selected by the nine voting members.)

(Carried over from December 12, 2002 Board meeting)

- 22. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) adoption of a resolution authorizing the Chief Executive Officer to price and deliver up to \$560 million of the **Proposition A 2003-A refunding bonds**, including approval of documents on file with the Board Secretary, in a negotiated bond sale using the previously approved underwriting syndicate consisting of UBS PaineWebber as book-running co-senior manager and Salomon Smith Barney as co-senior manager, with co-managers Chapman & Co., E. J. De La Rosa & Co., M. R. Beal & Co., Ramirez & Co. and Siebert Brandford Shank & Co., LLC, to encourage minority participation.

Adoption of resolution does not commit the MTA to execute any transaction.

48. ~~CONSIDER:~~

- A. holding a public hearing on the resolution of necessity for the acquisition of project Parcel Nos. 1801, 1813, 2101, 2202 for the **San Fernando Valley East-West Bus Rapid Transit** Project; and
- B. adopting Resolutions of Necessity authorizing the commencement of eminent domain actions to acquire the above subject properties.

49. APPROVE:

- A. holding a public hearing on the resolution of necessity for the acquisition of project Parcel Nos. ED-193, ES-548, ES-549, ES-550, ES-551, and ES-553 for the **Eastside Light Rail Project** – 1st Boyle and 1st Soto Street stations; and

- B. adopting Resolutions of Necessity authorizing the commencement of eminent domain actions to acquire the above subject properties.

- 50. MOLINA MOTION that MTA establish a **Gold Line operating procedure** which designates the crossings at Avenues 45 and 50 as quiet zones, and which includes rules prescribing the circumstances under which train operators should sound “quackers,” and other audible warning devices, such as horns and bells;

I FURTHER MOVE, that this operating procedure be designed in a manner which balances the need to ensure the safety of vehicular and pedestrian traffic with the legitimate community interest in eliminating unnecessary noise in the operation of the Gold Line;

I FURTHER MOVE, that, if, in drafting the operating rules, staff determines a further application to the Public Utilities Commission or legislation is required to allow quiet zones at Avenues 45 and 50, the staff prepare the application and return to the Board with its recommendation.

19. CLOSED SESSION:

- A. Conference with Real Property Negotiators concerning Price and/or Terms of Payment (G.C.54956.8)

Negotiator: Velma Marshall

Eastside Metro Gold Line Project

Parcel No.	Owner	Address
ES-598	Ellen M. Widiss	245, 249, 251 & 255 South Atlantic Boulevard, Los Angeles
ES-606	Chris Chen	506-518 E. Commercial Street, Los Angeles, CA

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

1. Cortez v. MTA LC 058113
2. Luna v. MTA VC 035142
3. Heaven v. MTA SC 062932
4. Ridgeway v. MTA 1000-92-01833
5. Labor/Community Strategy Center v. MTA CV94-5936 TJH

C. Personnel Matters – G.C. 54957

Public Employee Appointment: William Waters –Inspector General

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

Agency Negotiators: Roger Snoble and Brenda Diederichs
Employee Organizations: Amalgamated Transit Union 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