



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, August 28, 2003 – 9:30 a.m.

Call to order:

Directors:

- ✓ Zev Yaroslavsky, Chair
- ✓ Frank Roberts, 1st Vice Chair
- James Hahn, 2nd Vice Chair
- ✓ Mike Antonovich
- ✓ Yvonne Brathwaite Burke
- ✓ John Fasana
- ✓ Don Knabe
- ✓ Tom LaBonge
- Martin Ludlow
- ✓ Gloria Molina
- ✓ Pam O'Connor
- Beatrice Proo
- ✓ Antonio Villaraigosa
- Doug Failing, Ex Officio

Chief Executive Officer – Roger Snoble
Board Secretary - Michele Jackson
Ethics Officer - Karen Gorman
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. American Sign language interpreter services and agenda in Braille 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, AUGUST 28, 2003

CONSENT ITEMS	COMMITTEE AUTHORITY ITEMS	NON CONSENT ITEMS	CLOSED SESSION
2	6	3	14
10		4	
11		7	
13		12	
16		21	
17		22	
		23	
		24	

1. APPROVE Consent Calendar Items: 2, 10, 11, 13, 16 & 17
NOTE COMMITTEE AUTHORITY ITEM: 6

CONSENT CALENDAR

2. APPROVE **Minutes** of Regular Board Meeting held July 24, 2003.

10. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) approval of a consolidated and enhanced policy for the **naming of all MTA properties** that will supercede several existing policies, and ensure that MTA properties are named in a timely, cost-effective manner for the maximum benefit and convenience of our customers.

11. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) approval of 7% as the Federal Highway Administration (FHWA) Disadvantaged Business Enterprise (DBE) **annual goal for Federal Fiscal Year 2004** (FFY04).

13. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) AND EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) adoption of **revised** position on SB314 (Murray) – would authorize the MTA to impose an additional 0.5% transaction and use tax for 6 years or less. **SUPPORT WORK WITH AUTHOR**

16. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0-1) authorizing the Chief Executive Officer to appoint Bear Stearns & Co. and Lehman Brothers, Inc. as co-senior managing underwriters and remarketing agents for one or more series of auction rate securities to be issued to refund portions of the **Proposition C 1993-B and 1995-A bonds** in a negotiated sale.

17. FINANCE AND BUDGET COMMITTEE RECOMMENDED (5-0) execution of Amendment No. 4 to Contract No. PS-5110-0970 with Optisource Technologies, to increase the contract amount by \$55,000, for the **continued provision of data imaging and archiving services** through December 31, 2003, increasing the contract amount from \$193,185 to \$248,185.

APPROVED UNDER COMMITTEE AUTHORITY

6. PLANNING & PROGRAMMING COMMITTEE RECEIVED AND FILED report on the annual **New Starts Rating Report** to be filed with the Federal Transit Administration for the Exposition Light Rail Transit (LRT) Project and two associated studies that have recently been completed for the project:
 - Peer Review Panel Report, June 2003
 - Value Engineering Study Report, June 2003

NON-CONSENT:

3. Chief Executive Officer's Report

4. Chair's Report

7. PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) AS AMENDED BY PROO adoption of the 2003 **Short Range Transportation Plan** for Los Angeles County with revisions.

PROO AMENDMENT: Revise the fifth bullet for page 23 to read, "Examine in consultation with freight industry representatives, including shippers, ports, and affected local jurisdictions, freight movement strategies to reduce congestion on key freeways, such as the I-710 during peak commute periods. Develop recommendations which address local, state, or federal regulatory changes that would be necessary for implementation."

12. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION DUE TO CONFLICTS authorizing the Chief Executive Officer to **renew policies for the Non-Contract and AFSCME Group Insurance Plans, including medical, dental, life, accidental death and dismemberment, and long-term disability coverages** for a one-year period beginning January 1, 2004.

21. RECEIVE oral update on the **Universal Fare System** implementation.

22. CONSIDER:

- A. authorizing the Chief Executive Officer to enter into an agreement between the City of Los Angeles and the Los Angeles County Metropolitan Transportation Authority (MTA) for the **permanent transfer of 24 strands of excess fiber optic cable assets**, for a one time payment of \$1,000,000 within 90 days of commencement of agreement; and

B. approving a 20-year indefeasible right of use agreement under which MTA would be granted use of conduit and fiber-optic infrastructure owned by the City of Los Angeles for the purpose of connecting MTA's existing fiber optic to the newly purchased strands for a one-time payment of \$250,000 upon commencement of agreement.

23. HOLD a public hearing on the resolution of necessity for the acquisition of project **Parcel No. ES-654 for the Eastside Light Rail Project – West Portal** project enhancements, between Gless Street and U.S. Highway 101 and adopt the Resolution of Necessity authorizing the commencement of an eminent domain action to acquire the subject parcel.

REQUIRES 4/5 VOTE OF THE BOARD

24. ADOPT the **MTA Administrative Code**.

14. CLOSED SESSION:

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

Negotiator: Velma Marshall

Eastside Light Rail Transit Project

Parcel No.	Owner	Property Interest
ES-598	M-C Investments	Fee Simple
		Improvements pertaining to Realty

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

1. Hernandez v. MTA SC071505
2. Ryan v. MTA YC045080

C. Conference with Legal Counsel-Anticipated Litigation – G.C. 54956.9(c)

(One Case)

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

Agency Negotiators:	Roger Snoble and Brenda Diederichs
Employee Organizations:	Amalgamated Transit Union, Transportation Communications Union, United Transportation 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