



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 24, 2003 - 9:30 a.m.

Call to order:

Directors:

- ✓ Zev Yaroslavsky, Chair
- ✓ Frank Roberts, 1st Vice Chair
- ✓ James Hahn, 2nd Vice Chair
- ✓ Hal Bernson
- ✓ Michael Antonovich
- ✓ Yvonne Brathwaite Burke
- ✓ John Fasana
- absent ✓ Paul Hudson
- ✓ Don Knabe 10/10
- ✓ 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
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, JULY 24, 2003

CONSENT ITEMS	COMMITTEE AUTHORITY ITEMS	NON CONSENT ITEMS	CLOSED SESSION
2	11	3 ✓	40
7	19	4 ✓	
8	20	6	
9	21	13	
12	30	14	
15	35	32	
16		33	
17		36	
22		37	
23		38	
24		39	
25			
27**			
28			
29			
31			
**REQUIRES 2/3 VOTE OF THE BOARD			

1. APPROVE Consent Calendar Items: 2, 7, 8, 9, 12, 15, 16, 17, 22, 23, 24, 25, 27**, 28, 29, and 31

**REQUIRES 2/3 VOTE OF THE BOARD

NOTE COMMITTEE AUTHORITY ITEMS: 11, 19, 20, 21, 30, and 35

CONSENT CALENDAR

2. APPROVE **Minutes** of Regular Board Meeting held June 26, 2003.

7. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0):
 - A. adopting working priorities for the future construction of the **Post 1989, Phase I Priority Soundwalls**; and
 - B. authorizing the Chief Executive Officer to enter into a Memorandum of Understanding (MOU) with Caltrans for an amount not to exceed \$4.3 million to reimburse Caltrans for the final design and right-of-way support of the Post 1989, Phase I, Priority 1 Soundwalls, Design Packages 1 to 3.

8. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to negotiate and execute Amendment No. 2 to Contract No. PS-4320-1137-B with Barrio Planners Inc. (BPI), for **additional work on the Metro Gold Line Eastside Extension** to provide support on the environmental clearance on the reconfiguration of Ramona High School for an amount not to exceed \$78,981 increasing the total contract value from \$232,178 to an amount not to exceed \$311,159 and extending the term of this contract to December 31, 2003.

9.

PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED
(3-0-1):

- A. award of five-year multiple agreements under Contract Number PS-4310-1268 for the Countywide Planning and Development Division with contractors recommended to **provide planning related services on smaller scale planning, architectural and engineering and non-architectural and engineering projects** for an amount not to exceed \$6 million effective August 1, 2003; and
 - B. executing Task Orders under the individual Bench Contracts for up to \$500,000 per contract.
12. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0)
adopting a resolution authorizing the Chief Executive Officer and other Authorized Officers under the resolution to **execute documents for the modification or substitution of the Surety Bond provided by Ambac Assurance Corporation**, and authorizing payment of the surety fee and all other expenses of the matters described in the resolution for an amount not to exceed \$350,000.
15. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0-1)
award of Contract No. PS-03-5210-10 to Public Financial Management for a **fixed annual retainer contract** amount of \$1,527,270 inclusive of 3 years and 2 one-year options, plus the amount of \$313,095 for task order services and expenses over the life of the contract, for a total contract amount not to exceed \$1,840,365 effective August 1, 2003.
16. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0)
authorizing the Chief Executive Officer to negotiate and award an **Excess Liability Insurance program for MTA liability exposures, other than Major construction projects**, at a cost estimated not to exceed \$5,882,000 for a 12-month period beginning August 1, 2003 through July 31, 2004.

17. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to execute an amendment to extend the **Metro Blue Line Memorandum of Understanding (MOU) for Liability, Insurance and Indemnification** with respect to operations, use or maintenance of the Metro Blue Line between City of Long Beach, County of Los Angeles, and Los Angeles County Metropolitan Transit Authority (LACMTA), from August 1, 2003 through July 31, 2008.

22. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) approval of City of South Pasadena's request to **rename Metro Gold Line Station** as follows:

Current

Recommended

Mission Meridian Station

City of South Pasadena Station

23. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0):

A. award of one-year multiple award agreements with six firms, AECOM Consulting Transportation Group, Bearing Point, Inc., Booz Allen Hamilton, Innovative Resources, Insight Strategies, Inc. and Turstworks, Inc. **to provide Executive Management Design facilitation strategic services** in an amount not to exceed \$600,000; and

B. execution of Task Orders under these agreements for facilitative related services.

24. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) approval of 11% as the Federal Transit Administration (FTA) Disadvantaged Business Enterprise (DBE) **Annual Overall Goal For Federal fiscal year 2004 (FFY04)**.

25. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE
RECOMMENDED (3-0):

- A. approving the **Small Business Enterprise (SBE) Program revisions;**
- B. approving 15% SBE Program Goal for fiscal year 2004 (FY04);
and
- C. authorizing the Chief Executive Officer to make
administrative changes to the SBE Program as required by
changes to State and Local statues and regulations.

27. OPERATIONS COMMITTEE RECOMMENDED (5-0):

- A. finding that awarding design/build contracts will achieve for the MTA certain private sector efficiencies in the **integration of the design, project work and components related to the real property renovation, repair and construction work at MTA facilities in Los Angeles County** pursuant to the Public Utilities Code Section 130242; and
- B. authorizing the Chief Executive Officer to solicit and award design-build contracts for renovation, repair and construction at MTA facilities, pursuant to Public Utilities Code Section 130051.9(c).

REQUIRES 2/3 VOTE OF THE BOARD

28. OPERATIONS COMMITTEE RECOMMENDED (5-0) authorizing the Chief Executive Officer to execute Amendment No.1 to Contract No. PS000641014 with American Reclamation, Inc. to:

A. **provide recycling/trash hauling services for the Metro Gold Line Facilities** through the end of the contract period for an amount not to exceed \$202,000; and

B. increase the authorized contract amount for the existing facilities due to the imposition of AB939 fees by various cities for an amount not to exceed \$20,0000.

For a total amendment amount not to exceed \$222,000, increasing the total contract value from \$1,697,986 to \$1,919,986.

29. OPERATIONS COMMITTEE RECOMMENDED (5-0) execution of four amendments **to increase midday service for the Los Angeles County** Metro Freeway Service Patrol for a total amount not-to-exceed \$436,000.

Beat	Contractor	Contract	Contract Increase	Amended Contract Amount
11	Hadley Towing	FSP02A-11	\$153,000	\$1,158,350
19	Dale's Toe	FSP00A-19	\$ 42,000	\$1,629,888
30	Frank Scotto Towing	FSP02-30	\$125,000	\$1,356,651
37	Navarro's Towing	FSP02-37	\$116,000	\$1,114,673

31. **PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0):**

- A. recertifying \$194 million in existing FY 2003-04 commitments from previous **Call for Projects** and authorize the expenditure of funds to meet these commitments;
- B. deobligating \$9.7 million of previously approved Call for Projects funding including funds from savings, canceled projects, program adjustments, or projects exceeding their lapse date;
- C. amending the FY 2003-04 budget, if necessary, to include the 2003 Call for Projects Recertification projects in the Regional Programs budget and MTA grantee projects in the appropriate cost center budgets;
- D. approving changes in the Scopes of Work for the Wilshire/Western Transit Center and the Westlake Community Based Intercept Intermodal Facility funded through previous Call for Projects; and
- E. receiving and filing:
 - 1. the list of time extensions totaling approximately \$62 million;
 - 2. the Regional Transit Alternatives Analysis (RTAA) Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds extensions; and
 - 3. the Deferred List of Call for Projects projects with funding programmed in FY 2003-04 and prior totaling approximately \$42.6 million.

APPROVED UNDER COMMITTEE AUTHORITY

11. **FINANCE AND BUDGET COMMITTEE RECEIVED AND FILED report on sales tax revenues for fiscal year 2003.**

19. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECEIVED AND FILED the quarterly report of **Management Audit Services**.
20. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECEIVED AND FILED **audit activities report** from the Office of Inspector General.
21. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECEIVED AND FILED the ordinance set forth enacting an **MTA Administrative Code** at the July Board meeting and formally adopt it at the next Board meeting.
30. PLANNING AND PROGRAMMING COMMITTEE RECEIVED AND FILED report on **Alameda Corridor**.
35. PLANNING AND PROGRAMMING COMMITTEE, EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE, FINANCE AND BUDGET COMMITTEE AND OPERATIONS COMMITTEE RECEIVED AND FILED a presentation on the results of staff research and analysis of the agency's **service identity**.

NON-CONSENT:

~~4.~~ Chief Executive Officer's Report

- Recognition of Bus and Rail Roadeo winners.

~~5.~~ Chair's Report

- Presentation of resolutions to outgoing Directors Hudson and Yoh.

6. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0-1) APPROVAL AS AMENDED BY MOLINA:

- A. and certify the **Modified Initial Study/Addendum to the Final supplemental Environmental Impact Statement/Supplemental Impact Report (SEIS/SEIR) for the Eastside Corridor;**
- B. project enhancements not previously included in the Final SEIS/SEIR; and
- C. filing of Notice of Determination of the Modified Initial Study/Addendum with the Los Angeles County Clerk and State Clearinghouse.

AMENDMENT: to include in mitigation measures assurance that parking at the Pomona/Atlantic Park-N-Ride will be free of charge for transit users.

13. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) adopting a resolution authorizing the Chief Executive Officer **to price and deliver up to \$95 million of the General Revenue 2003 refunding bonds**, and approve documents on file with the Board Secretary, in a negotiated bond sale with an underwriting syndicate consisting of Citigroup Global Markets Inc. (previously Salomon Smith Barney) as the senior managing underwriter, with co-managers Goldman Sachs & Co., E. J. De La Rosa & Co., and Backstrom McCarley Berry & Co., to achieve a goal of 5% minority participation.

(Requires separate, simple majority Board vote)

FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) adopting a resolution authorizing the Chief Executive Officer **to price and deliver up to \$175 million of the Proposition C 2003 refunding bonds**, in one or more series, in a competitive sale, and approve documents on file with the Board Secretary.

(Requires separate, simple majority Board vote)

32. PLANNING AND PROGRAMMING COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION:

- A. adopting the **MTA Parking Policy**;
- B. authorizing the Chief Executive Officer to implement Pay for Parking at MTA parking facilities system wide, generally modeled upon the San Francisco Bay Area Rapid Transit District's (BART) "Pay for Parking" system; and
- C. working with affected patrons and communities regarding the number of spaces to be reserved at each location, mitigation of any potential spill over effects, and other issues.

33. PLANNING AND PROGRAMMING COMMITTEE (3-0) AND EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE (4-0) RECOMMENDED A SUPPORT POSITION AND CLARIFICATION OF GOLD LINE LANGUAGE:

- A. approving the multi-modal list of projects to be submitted to State Senator Murray, the bill's author, for inclusion in **SB 314**.
- B. directing the Chief Executive Officer to work with the author to extend the term of the sales tax from five to at least six years.

36. YOH/PROO MOTION that the Chief Executive Officer direct staff to evaluate the utilization of **UFS smart card readers** at the rear door of MTA buses. This evaluation should include costs and benefits, reliability of the technology and, a potential phase-in plan. This evaluation should also consider any other relevant issues. Staff should return to the Operations Committee with a report and recommendation within 90 days.

37. HOLD a public hearing on the proposed resolution of necessity for the acquisition of **Parcel No. 2701 for the San Fernando Valley Metro Rapidway** project and adopt the Resolution of Necessity authorizing the commencement of an eminent domain action to acquire the subject parcel.

38. CONSIDER City of Pasadena's request to **rename Metro Gold Line Station** as follows:

<u>Current</u>	<u>Recommended</u>
Fillmore Station	Fillmore Station
Del Mar Station	Del Mar/Old Pasadena Station
Memorial Park Station	Memorial Park/Old Pasadena/Civic Center Station
Lake Station	Lake Avenue Station
Allen Station	Allen Station/College Station
Sierra Madre Villa	East Pasadena Station

39. Due to the absence of a State Budget, APPROVE a short-term loan to Caltrans for up to \$27 million in Proposition C 25% funds for the purpose of **preventing work stoppages and progress payment penalties by Caltrans** construction contractors now performing work in Los Angeles County.

40. CLOSED SESSION:

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

Negotiator: Velma Marshall

Administrative Settlement on **Parcel ES-505 Alameda Mobil**

B. 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