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MINUTES/PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING BOARD OF DIRECTORS

Wednesday, January 24, 1996

MTA Headquarters
3rd Floor - Board Room
One Gateway Plaza
Los Angeles

Called to Order at 12:30 p.m.

Directors/Alternates Present:

Larry Zarian
Richard Riordan/Hal Bernson
Yvonne Brathwaite Burke/Michael Bohlke
Nate Holden
Michael Antonovich/Nick Patsaouras
James Cragin/Joseph Dawidziak
Deane Dana/Robert Arthur
John Fasana/Beatrice La Pisto-Kirtley
Vivien Bonzo
Raul Perez
Carol Schatz/Richard Alarcon
Mel Wilson
Zev Yaroslavsky/Robert Abernethy
Ken Steele, Ex Officio

1. CLOSED SESSION ITEMS - Recessed to Closed Session at 12:37 p.m. returning at 2:20 p.m.

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

1. Metro Red Line Parcel ED-121
Guillermo Gutierrez Valdez
122 Bodie Street
Los Angeles, California

APPROVED Just Compensation in the amount of \$122,000
Director Antonovich voted to Oppose

2. Metro Red Line Parcel ED-122
Carmen G. Lozano
126 Bodie Street
Los Angeles, California

APPROVED Just Compensation in the amount of \$135,000
Director Antonovich voted to Oppose

3. Metro Red Line Parcel ED-123
Robert C. Contreras, Marie Contreras Romero
and Anna Marie Flynn
130 Bodie Street
Los Angeles, California

APPROVED Just Compensation in the amount of \$142,000
Director Antonovich voted to Oppose

4. Metro Red Line Parcel EE-276
John & Sons, Inc.
342 Mathews Street
Los Angeles, California

APPROVED Just Compensation in the amount of \$170,000
Director Antonovich voted to Oppose

5. Metro Red Line Parcel B2-219
City of Los Angeles - Barnsdall Park
Department of Recreation & Parks
APN No. 5543-009-900
Los Angeles, California

APPROVED Just Compensation in the amount of \$307,800
Director Antonovich voted to Oppose

6. Metro Red Line Parcels B3-237-3 & B3-237-4
Hollywood Highland Partners
6753 Hollywood Boulevard
Los Angeles, California

APPROVED partial Litigation Settlement in the amount of \$304,849.
Director Antonovich voted to Oppose

B. Conference with Legal Counsel

Existing Litigation - G.C. 54956.9 (a)

1. Labor Community Strategy Center V. MTA
Case No. 94-5936 TJH

NO REPORT WAS MADE
2. Shea Kiewit Kenny v. MTA, Case No. BC 133505

NO REPORT WAS MADE

C. Personnel Matters - G.C. 54957

Public Employee Performance Evaluation:

- Board Secretary
- Inspector General

County Counsel, Dave Kelsey, reported that the Board recommended extending the contract with Inspector General Art Sinai for two years.

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

1. Metropolitan Transportation Police Officers' Association

NO REPORT WAS MADE
2. RATIFIED Sideletter of Agreement 95-01 with the Amalgamated Transit Union, Local 1277.

2. Flag Salute conducted by Director Wilson

Chairman Zarian announced that items 9, 11, 16, 24, 27, 44 and 50 had been removed from the agenda. Item 23 has been carried over for 90 days.

3. Public Comment received from:

Chris Mathis
Rita Buroos
Ricardo Zelada
Howard Watts
Edmund Veloz
Pat Moser
Tim Roberts
Dana Gabbard
Doreet Hakman
Bob D'Amato
Martin Hernandez
Chris Shabel
John Walsh
Eric Mann
Dorothy Peacock
Miriam Fogler

4. CHAIR'S REMARKS

1. Chairman Zarian presented Phyllis Papen with a resolution of appreciation for her work and dedication in the transit industry.

5. CHIEF EXECUTIVE OFFICER'S REPORT

1. Acknowledgement of ACE Award from the Los Angeles chapter of the International Association of Business Communicators for the CEO Report.

NO REPORT WAS MADE

2. Introduction of Operator Donald DeBoe

CEO Joe Drew announced Operator DeBoe was unable to attend this meeting but would be introduced at the next meeting.

3. Report on upcoming issues and activities

NO REPORT WAS MADE

6. DIRECTORS SPECIAL ITEMS - Discussion on items 6 and 8 was held together.

7. CONSENT CALENDAR

APPROVED on one motion by unanimous vote:

- a. Minutes of the December 20, 1995 Board Meeting;
- b. Minutes of the December 20, 1995 Special Board Meeting;
and
- c. Items considered and approved without amendment by Committees: 17-23, 25-26, 28-30, 32, 34-43, 45-49 and 51.

6. ANTONOVICH - Motion to suspend activities on the Hollywood to North Hollywood segment.

Chairman Zarian requested that members of the public who were affected by action under item 8 speak after discussion and action on item 6 was completed.

Appearance of members of the Public: Senator Tom Hayden, K. McCarney, C. Shabel, F. Bower, D. Sakbos, S. Nelson, W. Witt, L. Gubler, K. Banks B. Capobianco, H. Pencille, R. Borgos, E. Mann, D. Peacock, G. Weddington, K. Banks, H. Pencil, D. Cox, R. Ward, E. Veloz, J. Walsh, S. Miller, M. Folger, P. Ward, M. Folger, L. Marinos, N. Brogin.

Director Antonovich spoke against the continuation of tunneling and any property easements or acquisitions. He proposed a motion to suspend construction of the Metro Red Line Hollywood to North Hollywood tunnels until all outstanding issues had been addressed. Director Fasana seconded the motion for discussion.

Director Fasana indicated that this would be the wrong place to stop construction and that either North Hollywood or Universal City would be the place to bring construction of the Red Line out of the ground. He indicated that discussions should be conducted with the leaders in San Fernando to consider any alternatives.

Director Zarian indicated it would not be cost effective to stop in Hollywood.

Director Yaroslavsky pointed out that the San Fernando Valley residents had voted for Propositions A and C and that these propositions are tied to construction of rail in the San Fernando Valley. If we send a message to Washington, D.C. that we are indecisive as how to construct the rail line, funds might be programmed elsewhere in the country.

In response to the query by the Board, General Counsel suggested the vote on Director Antonovich's motion proceed. If this motion passes, then no further action would be required on Item 8.

Director Antonovich's motion, which FAILED on a Roll Call vote, was recorded as:

Ayes: Antonovich
Noes: Holden, Burke, Dana, Fasana, Bonzo, Perez, Riordan, Schatz, Wilson, Yaroslavsky, Zarian
Abstain: Cragin
Absent: None

Director Yaroslavsky proposed a motion introducing ten mitigation measures to be put in place prior to the commencement of tunneling under the Santa Monica mountains. This motion was seconded by Director Patsouras for discussion.

Director Patsouras indicated that he had attempted to stop the contracts months ago in order to obtain answers to outstanding problems. He requested to be provided with documentation showing the additional costs that had been incurred by this agency due to the delays in doing what Director Yaroslavsky's motion recommends.

S. Phernambucq introduced Dr. D. Eisenstein, Dr. G. Martin and Dr. G. Parker who made an oral presentation reviewing areas of their report on tunneling feasibility, methods and groundwater control.

REOPENED Public Hearing on acquisition of permanent subsurface easements for property indicated below:

<u>MTA PARCEL NUMBER</u>	<u>OWNER'S NAME</u>	<u>PROPERTY ADDRESS</u>
C3-274	KODIAK HOLDINGS LIMITED	3003 RUNYON CANYON PARK
C3-276	ALEJANDRO N. TOUBLES, ET AL	END OF SOLAR DRIVE
C3-277	BARRY S. SOLOF	2463 SOLAR DRIVE
C3-281	BORIS KRUTCHENSKY	7422 DEL ZURO RIVE
C3-282	RUSSEL KUNKEL	7421 CERVANTES PLACE
C3-283	JOHN & ELLEN GUYLAS	7432 CERVANTES PLACE
C3-284	HARRY LANDAU, ET UX	2655 LA CUESTA DRIVE
C3-285	STEVEN BLACK, HENRY STERN	7404 CERVANTES PLACE
C3-286	JAMES V. MILIO	7420 CERVANTES PLACE
C3-287	JILL ANGEN, DAVID WOLF	7420 CERVANTES PLACE
C3-289	JONATHAN & RITA HAFT, TRS.	7419 DEL ZURO DRIVE
C3-290	CARLOS & TAKAKO DELGADO	2651 LA CUESTA DRIVE
C3-292	BURTON S. LANCASTER & JACK M. OSTROW, TRS.	7431 DEL ZURO DRIVE
C3-293	ROBIN THAYER	2715 LA CUESTA DRIVE
C3-296	SEYMOUR & JUDYTHE GREITZER	2735 LA CUESTA DRIVE
C3-298	FRASER & MARILYN HESTON	2730 LA CUESTA DRIVE
C3-299	MOSHE BARDAYAN, RUTH TUCKEY	BETWEEN 2730 & 2740 LA CUESTA DRIVE
C3-301	PETER NICHOLAS, JOAN STIGLIANO	2752 LA CUESTA DRIVE
C3-302	LIAPIS INVESTMENTS US, LTD	2721 LA CUESTA DRIVE
C3-304	MICHA DOBROTIN, ET AL	SOUTH OF 7410 PYRAMID PL.
C3-306	LAWRENCE & VIYADA PITSCH	7410 PYRAMID PL.

C3-307	SHERMARK DEVELOPMENT CORP.	7430 PYRAMID PL.
C3-308	MARY E. ANDRE	7450 PALO VISTA DRIVE
C3-313	MARTIN J. LANDAU	7455 PALO VISTA DRIVE
C3-316	MICHAEL S. KOTTAS	7459 PALO VISTA DRIVE
C3-319	DONALD & JOAN STEWART	7475 MULHOLLAND DRIVE
C3-320	ANDY & ANNETTE JOHNS	7479 MULHOLLAND DRIVE
C3-322	DANIEL C. JINKS	7452 WOODROW WILSON DRIVE
C3-327	ROGER & MARYLANE FARRIS	7460 WOODROW WILSON DRIVE
C3-328	ANTHONY J. ALFANO	7470 WOODROW WILSON DRIVE
C3-329	MARYAM G. & OLIVIA J. D'ABO	7495 MULHOLLAND DRIVE
C3-330	ROBERT W. COLOMBY, TR.	7471 WOODROW WILSON DRIVE
C3-331	LLOYD & RENEE GREIF	7515 MULHOLLAND DRIVE
C3-333	CAROL M. CURTIS TR.	7517 MULHOLLAND DRIVE
C3-334	VERNON L. ZIMMERMAN	7523 MULHOLLAND DRIVE
C3-336	MICHAEL ROSE	7527 MULHOLLAND DRIVE
C3-343	LEONARD & ELINOR KRATZER, JR.	7519 MULHOLLAND DRIVE
C3-345	VERONICA C. SIM	3500 MULTIVIEW DRIVE
C3-350	BARRY L. HIRSCH & ROY D. KAUFMAN, TRS.	7575 MULHOLLAND DRIVE
C3-351	BARRY L. HIRSCH & ROY D. KAUFMAN, TRS.	7515 MULHOLLAND DRIVE
C3-352	ALLEN ROSE	7577 MULHOLLAND DRIVE
C3-354	VICTOR L. BEER	7581 MULHOLLAND DRIVE
C3-355	BANK OF AMERICA	3518-1/2 MULTIVIEW DRIVE
C3-356	MARK P. HENNESSY	3520-3/4 MULTIVIEW DRIVE
C3-357	GREGORY O. SPENCER	3520 MULTIVIEW DRIVE
C3-359	RAYNOLD & KARIN GIDEON	3544-1/2 MULTIVIEW DRIVE
C3-360	BARTLET & FLORA SISSONS	3524 MULTIVIEW DRIVE
C3-361	DANIEL E. SCHNEIDER	3526 MULTIVIEW DRIVE
C3-363	WORAVOTH IDDHIBHAKDIBONGSE	3540 MULTIVIEW DRIVE
C3-365	THOMAS R. PFLIMLIN	3541 MULTIVIEW DRIVE
C3-366	ALFRED & LOUISE ROY, TR.	3564 MULTIVIEW DRIVE
C3-367	JOANN A. MIZE	3568 MULTIVIEW DRIVE
C3-375	FREDERICK P. POLLACK & PHYLIS GELLER	3562 MULTIVIEW DRIVE
C3-376	RICHARD MIGGINS & LENORE DEVITA	3711 FREDONIA DRIVE
C3-377	F. MICHAEL & SUSAN M. WESTER	3727 FREDONIA DRIVE
C3-378	JAYSON BURTON LUMISH & KEERY SHEAR LUMISH, TRS.	3737 FREDONIA DRIVE
C3-379	LEON & MARINA KOPELEVICH	3734 FREDONIA DRIVE
C3-382	NACHMAN & YEOLA FERSHT, TRS.	3742 FREDONIA DRIVE
C3-384	DANE SHELDON & MELANIE VAN HEUSEN	3858 FREDONIA DRIVE/ 3619 REGAL PLACE
C3-385	PATRICIA MARLATT	3865 FREDONIA DRIVE
C3-386	HELYNE C. & GREGORY L. IVANS	3863 FREDONIA DRIVE
C3-387	PATRICK T. O'BRIEN	3889-91 FREDONIA DRIVE
C3-389	HELYNE C. LEONARD, ET AL	3895 FREDONIA DRIVE
C3-392	ROBERT N. ALEXANDER, ET AL	3907-15 FREDONIA DRIVE
		3914 FREDONIA DRIVE

C3-393	ROBERT E. & GRACE N. RANSON, TRS.	3909 KENTUCKY DRIVE
C3-394	MICHAEL & LAURA JEAN JOHNSON	3921 KENTUCKY DRIVE
C3-396	MARIAN V. BETTS	3935 KENTUCKY DRIVE
C3-397	CBA PRODUCTIONS, INC.	3943 KENTUCKY DRIVE
C3-398	STANLEY H. BEECHER, CO. TR.	3926,3930 KENTUCKY DR
C3-399	AUDREY A. BLASDEL-GODDARD	3932 KENTUCKY DRIVE
C3-400	STEPHEN & MELITA VICKTER	3944 KENTUCKY DRIVE
C3-401	DIANE ROSTIN, PRESIDENT	3944 KENTUCKY DRIVE, #2 3944 KENTUCKY CONDO. ASSOC.

Received report from D. Kelsey, Counsel and Velma Marshall, Director of Real Estate showing the need for these acquisitions.

Appearance of members of the public and affected property owners: M. Rose, C. Davis, M. Farris, T. Gilbert, A. Osborne, M. Johnson, M. Wester, Agent representing C3-330 property owners, A. Rose, L. Gates, L. C. Castle, P. Marlatt, C3-350 property owner.

In response to an inquiry by Director Yaroslavsky, Dr. Eisenstein clarified the issue of dewatering. It was stated that technological improvements, such as grouting, offer greater protection for dewatering than tunneling performed in the 1950's.

Director Perez said he thought there should be no more tunneling following completion of the current construction. He then made a motion to approve staff recommendation and Director Yaroslavsky's motion concerning the mitigation measures.

Director Antonovich inquired about the City of Los Angeles' payments for construction of the rail line. He requested a report on their cash flow for the project.

Director Riordan indicated our bus system has been ignored but the MTA would be wrong not to complete the project.

Director Perez called for a vote on the motion and, on a Roll Call vote--noted below--the following was approved:

ADOPTED Resolution of Necessity for the acquisition of Fee Interests of permanent subsurface easements located between the Hollywood/Highland Station and the Universal City Station in the City of Los Angeles, County of Los Angeles, State of California; Metro Red Line, Segment 3;

AUTHORIZED the Chief Financial Officer or her designee to negotiate and bind coverage with responsible insurance carriers, through its' current property insurance broker, Robert F. Driver/RFP Insurance, in an amount not-to-exceed \$1,000,000; and establish a loss reserve in the amount to be determined to pay insurance-related deductibles and other related claims which may arise out of tunnel construction in the Hollywood Hills;

AUTHORIZED the Chief Financial Officer to establish the Hollywood Hills Community Property Protection Program (HHCPPP) to provide for the handling of physical property claims arising from the MTA's tunnel construction in the Hollywood Hills; and

APPROVED the ten mitigation measures (attached as Exhibit I) to be put into effect prior to construction in the Santa Monica mountains.

Ayes: Holden, Burke, Cragin, Arthur, Fasana, Bonzo, Perez, Riordan, Schatz, Wilson, Yaroslavsky, Zarian
Noes: Antonovich
Abstain: None
Absent: None

9. CARRIED OVER to February Executive Management Committee adoption of a **uniform California State Disability Insurance (SDI) policy for all MTA employees**, effective January 1, 1996.
10. CARRIED OVER to February meeting for Closed Session **restructuring of the Proposition A Series 1989-A Bonds and Proposition C 1993-A Bonds** and negotiate fees with the original underwriter, PaineWebber.

Director Yaroslavsky requested this matter be considered in Closed Session. A representative of PaineWebber said they would waive all rights to Closed Session and requested the matter be discussed in Open Session.

Director Yaroslavsky then made a motion to go out for bid, which motion failed due to lack of a second.

Director Burke made a motion to continue this item for 30 days with discussion to take place in Closed Session. This motion was approved with 12 Directors present.

11. CARRIED OVER to February contract award for the **Customer Satisfaction/Service Planning Market Research Project**.

12. APPROVED as amended, a **two-phase procurement to review MTA management structure and practices** and staff to return to the Executive Management Committee for approval and final selection of the consultant.

13. REFERRED items on the Transit Police to the 5 member committee and APPROVED the following motion by Director Riordan:

APPROVED:
 - a. exploring the merger of the MTA Transit Police into the LAPD and LASD;
 - b. extending the Transit Police Officers Association contract for 180 days; and
 - c. requesting that the Los Angeles Police Department and Los Angeles County Sheriff's Department submit an implementation plan within 30 days for approval.

Director Yaroslavksy 'Abstained'

APPOINTED a 5 member committee to review Transit Police related items. The members are Directors Riordan, Burke, Antonovich, Perez and Zarian.

- 14a. APPROVED acceptance of a federal Crime Bill grant for \$900,000 to **hire twelve (12) new MTA Transit Police Officers** for the Transit Police Department Transit Community Based Policing Program;
- b. CARRIED OVER restoring 18 out of the 54 position reduction for the Transit Police Department in FY 96; and
- c. ADOPTED a resolution authorizing the Chief Executive Officer to execute and file federal, state and local funding documents for MTA approved projects and activities.

On question Chief Papa said they were not contemplating any downsizing of officers.

15. APPROVED award of contracts to the lowest responsive and responsible bidders under IFB No. CA-90-X534-Y, covering the procurement of **mobile radio systems equipment** for a total bid price of \$214,160 as follows:
- a. Procomm, Thousand Oaks, covering the procurement of mobile radio equipment and rapid charger units for a total bid price of \$102,838;
 - b. Metro Mobile Communications, Walnut, covering the procurement of portable radios with external noise canceling speaker/microphone and portable radios without external speaker/microphone for a total bid price of \$110,956;
 - c. Southland Communications, Van Nuys, covering procurement of 300 services manuals for a total bid price of \$122;
 - d. Carrier Communications, Lancaster, covering procurement of HT 1000 services manuals for a total bid price of \$244.

16. CARRIED OVER procurement of **radio base station systems equipment**.

This item was referred to the 5 member ad hoc committee on Police issues.

17. APPROVED on Consent Calendar, entering into an Exclusive Right to Negotiate (ERN) with Catellus/Yellin Partners (CYP) to **develop the Westlake/MacArthur Park Station Area Master Plan (WMP)**.

Director Riordan indicated a Conflict of Interest.

18. APPROVED on Consent Calendar, entering into a five year lease agreement with Lodestar Towers California, Inc. for the use of a **microwave relay facility site** located at 5 Mt. Lukens Road, Tujunga, at a gross monthly rate of \$2,826 from August 1, 1995 to July 31, 2000 including an option to exercise two consecutive five year terms, under the same general terms and conditions except for the rental amount upon expiration of the original terms.

19. APPROVED on Consent Calendar:
- a. the **refinancing of General Revenue Bonds**, Series 1995-A (the Gateway Bonds);
 - b. the termination of existing interest rate swaps; and,
 - c. procurement of required services related to the restructuring through competitive bid.
20. ADOPTED on Consent Calendar, a resolution authorizing the Chief Financial Officer or designee to **access taxable sales information** from the State Board of Equalization.
21. ADOPTED on Consent Calendar, a resolution authorizing the **substitution of Credit Local de France and Bayerische Landesbank liquidity providers** for Proposition A 1992-A bonds and Proposition C 1993-A bonds and delegate authority to execute related documents to procure necessary related services on a negotiated basis.
22. APPROVED on Consent Calendar:
- a. towing contracts with the following companies to provide **Metro Freeway Service Patrol service** between April 1, 1996 and March 31, 1999, for a total amount of \$10,001,601:

<u>CONTRACTOR</u>	<u>BEAT</u>	<u>AMOUNT</u>
Mike's Club Towing, Sun Valley	27	\$1,299,917
California Coach, Walnut	28	1,146,155
Classic Club Service, Van Nuys	29	1,202,065
S&W Towing & Storage, Hawthorne	30	1,202,065
Girard & Peterson, Burbank	31	1,256,577
Classic Club, Van Nuys	33	964,436
Girard & Peterson, Burbank	34	1,284,532
Costal Towing, North Hollywood	36	471,744
Freddie Mac's, El Monte	37	1,174,110

- b. REJECTED proposals for Beats 25, 32, and 35 and 38 and authorized resolicitation.

23. CARRIED OVER FOR 90 DAYS procurement of 29 **black and white police vehicles**.
24. REMOVED BY STAFF acquisition of a **police computer aided dispatch and records management system** for the MTA Transit Police Department.

This item was referred to the 5 member ad hoc committee on Police issues.

25. APPROVED on Consent Calendar, contract with Tetra Tech, Inc., Pasadena, the highest ranked proposer, for the **site assessment and development of a remedial action plan** at Division 3, for \$154,218, plus a 20% contingency, for a total amount not-to-exceed \$185,000.

Directors Holden, Burke and Riordan indicated a Conflict of Interest.

26. APPROVED on Consent Calendar, contract amendment with ABM Engineering Services, Los Angeles, for **specialized maintenance engineering services at One Gateway Plaza** on a month-to-month basis, beginning December 1, 1995 at a monthly cost of \$41,000 for an additional five months at a total cost not-to-exceed \$345,000.

27. CARRIED OVER construction of **compressed natural gas fueling facility at Division 18**.

28. APPROVED on Consent Calendar:

- a. contract with The Bentley Company, Costa Mesa, the highest ranked proposer under RFP 95-11, for the design of **underground storage tank replacement** at Division 18, for a total amount not-to-exceed \$276,453; and,
- b. contract with T.M.A.D. Engineers, Inc., Ontario, for the design of underground storage tank replacement at Divisions 8 and 15 for an amount of \$511,374,

for a total amount of all three sites, not-to-exceed \$787,830.

29. APPROVED on Consent Calendar:

- a. ratification of an emergency letter contract for the new **Compressed Natural Gas (CNG) bus tires**, associated services and equipment with Bridgestone/Firestone, Inc., Akron, Ohio, for a not-to-exceed amount of \$125,000 for the period through January 24, 1996; and
- b. contract amendment for an additional amount not-to-exceed \$275,000 for a total amount not-to-exceed \$400,000 for a period of performance through May 31, 1996.

30. APPROVED on Consent Calendar, award of a contract to Rine Development, Inc., City of Commerce, the lowest responsible, responsive bidder, in the fixed price amount of \$599,500, covering the construction of **modifications to the maintenance buildings at Division 18, to accommodate natural gas (CNG) powered buses.**

31. APPROVED:

- a. ratification of contract extensions for 30 days with existing contractors, Coopers & Lybrand for \$107,000 and King and Wright for \$73,000; and
- b. contract with Padilla & Associates, Los Angeles, to provide **comprehensive monitoring and administration of labor compliance**, equal employment opportunity and affirmative action requirements on all contracts for a three-year period, with two one-year options, for a fixed price of \$1,872,494.

Directors Riordan, Alatorre and Burke indicated a Conflict of Interest.

32. APPROVED on Consent Calendar, support of **Seismic Retrofit Bond Act** (Proposition 192) and to seek amendments.

33. OPPOSED AB 273 (Kuykendall) on a Roll Call vote noted below:

Ayes: Patsaouras, Holden, Burke, Cragin, Arthur, Fasana,
Bonzo, Perez, Yaroslavsky, Zarian
Noes: Schatz, Wilson
Abstain: None
Absent: Riordan

34. APPROVED on Consent Calendar:

- a. Amendment No. 23 to Contract No. 3369 with Parsons-Dillingham (PD) covering **construction management services on the Metro Red Line, North Hollywood Corridor** in the amount of \$31,770,587, which increases the total contract value to \$49,898,140 and is not within the current Board approved AFE amount of \$18,127,553; and
- b. an increase to the Authorization for Expenditure (AFE) in the amount of \$33,770,587, for a revised total AFE amount of \$51,898,140.

Directors Antonovich, Holden, Burke and Riordan indicated a Conflict of Interest.

35. APPROVED on Consent Calendar:

- a. Amendment No. 8 to Contract Work Order No. 4 to Contract No. E0070 with Engineering Management Consultants (EMC), covering **incorporation of Consultant Change Requests (CCRs) for design and engineering changes to the EMC contract** for the Metro Red Line, North Hollywood Corridor in the amount of \$5,195,576, which increases the total contract value to \$73,403,162; and
- b. an increase to the Authorization for Expenditure (AFE) in the amount of \$2,889,260 for a revised total AFE amount of \$75,403,162.

Directors Antonovich, Holden, Burke and Riordan indicated a Conflict of Interest.

36. APPROVED on Consent Calendar, Work Authorization Change Notice No. 50.02 to Contract No. B241 with Tutor/Saliba-Perini, JV, covering **hauling of a special category of contaminated soil** in the not-to-exceed amount of \$350,000, which increases the total contract value to \$41,985,263.

Director Riordan indicated a Conflict of Interest.

37. APPROVED on Consent Calendar, an increase to the Authorization for Expenditure (AFE) for Contract No. B631 with Fischbach & Moore, covering **traction power installation** on the Metro Red Line, Wilshire & Vermont/Hollywood Corridors, in the amount of \$386,531, for a revised total AFE amount of \$5,300,413.

38. APPROVED on Consent Calendar:

- a. Amendment No. 11 to Contract Work Order No. 3 to Contract No. E0070 with Engineering Management Consultants (EMC), covering **design and engineering changes on Metro Red Line Wilshire & Vermont Corridors** in the amount of \$2,012,710 which increases the total contract value to \$82,706,486; and
- b. an increase to the Authorization for Expenditure (AFE) in the amount of \$1,360,091, for a revised total AFE amount of \$83,206,486.

Directors Antonovich, Holden, Burke and Riordan indicated a Conflict of Interest.

39. APPROVED on Consent Calendar:

- a. Contract Work Order (CWO) No. 36 to Contract No. E0070 with Engineering Management Consultant (EMC) covering **engineering and management services to support implementation of the MTA's public art policy** on the Metro Red Line, East Side Extension in the amount of \$311,313;
- b. an increase in the Authorization for Expenditure (AFE) in the amount of \$311,313, for a revised project AFE amount of \$39,077,822; and

Directors Antonovich, Holden, Burke and Riordan indicated a Conflict of Interest.

40. APPROVED on Consent Calendar:

- a. Amendment No. 7 to Contract Work Order No. 11 to Contract No. E0070 with Engineering Management Consultants (EMC), covering **design support services during construction and contract closeout** for the Metro Green Line in the amount of \$2,103,104, which increases the total CWO value to \$28,843,756; and
- b. an increase to the Authorization for Expenditure (AFE) in the amount of \$2,869,632, for a revised total AFE amount of \$29,843,757.

Directors Antonovich, Holden, Burke and Riordan indicated a Conflict of Interest.

41. APPROVED on Consent Calendar:

- a. ratification of the selection of Booz-Allen & Hamilton, Inc. (BAH) and authorize award of Contract No. SP003 covering **Turnkey Implementation Study** for the Pasadena Blue Line in the amount of \$230,000; and
- b. an Authorization for Expenditure (AFE) in the amount of \$230,000 for the required services.

42. APPROVED on Consent Calendar rejection of all bids submitted and cancellation of the Invitation for Bid (IFB) for Contract No. C6490 covering **construction of Union Station Platform No. 1** on the Pasadena Blue Line.

43. APPROVED on Consent Calendar:

- a. Amendment No. 7 to Contract Work Order No. 5 to Contract No. E0070 with Engineering Management Consultants (EMC), covering **engineering management services on Metro Rail Projects** in the amount of \$2,557,074, which increases the total CWO value to \$21,617,270, and exceeds the current Board approved AFE amount of \$19,060,196; and
- b. an increase to the AFE in the amount of \$5,057,074, which increases the total AFE amount to \$24,117,270.

Directors Antonovich, Holden, Burke and Riordan indicated a Conflict of Interest.

44. CARRIED OVER to February Planning & Programming and Operations Committee meetings the **Bus System Improvement Plan**.
45. APPROVED on Consent Calendar, initiation of a two year demonstration of the Mobility Allowance identified in the Long Range Plan and:
- a. Call for Projects for Mobility Allowance: conduct a Call for Projects for Mobility Allowance proposals in January, 1996, with the stipulation that staff will return to the Board in Spring, 1996 with a request to award contracts, service to start in July, 1996;
 - b. Mobility Allowance Guidelines: adopt the following guidelines:
 - 1. recipients of funding will do service monitoring and will report quarterly on reliability, efficiency and effectiveness of that service, and
 - 2. no transfer of MTA vehicles will result from the demonstration
 - c. Mobility Allowance Cost Savings: reprogram any cost savings into additional transit services in accordance with the Bus System Improvement Plan, which is the short-term implementation plan for the MTA Long Range Plan Bus Element.
46. APPROVED on Consent Calendar, adoption of the West Branch Greenway Feasibility Study and Master Plan.
47. APPROVED on Consent Calendar, ratification of the **cancellation of Line 305 (City Connector)**, effective January 1, 1996, in response to arbitration findings of excessive duplication of MTA bus routes.

48. APPROVED on Consent Calendar, **establishing limited-stop service on Line 2 (Sunset Boulevard)** between Figueroa Street and Beverly Drive, to be designated as Line 302 (Sunset Boulevard Limited) branch of Line 2 and establish a shortline terminal on Line 3 (Sunset Boulevard-Beverly Drive) branch of Line 2 at Santa Monica Boulevard and Larrabee Street in the City of West Hollywood.
49. APPROVED on Consent Calendar, the following **route modifications** to Phase I and Phase II service changes implemented as part of the San Fernando Valley Transit Restructuring Plan:
- a. Line 94 (Los Angeles-San Fernando) - minor route modification to Juvenile Hall in Sylmar;
 - b. Line 166 ((Nordhoff St.-Osborne St.-Lankershim Bl.) - route modification from Sheldon Street to Tuxford Street in Sun Valley and from Canoga Avenue to Owensmouth Avenue in Chatsworth;
 - c. Line 169 (Saticoy St.-Sunland Bl.) - minor route modification to Chase Street in Panorama City.
 - d. Line 236 (Balboa Bl.-Rinaldi St.-Woodley Ave.-Van Nuys) - establishment of new shortline terminal in Van Nuys; and,
 - e. Line 522 (L.A.-Reseda Bl.) - route extension to downtown Los Angeles.
50. CARRIED OVER to February Planning & Programming Committee performance of a **Project Study Report (PSR) on the Harbor Freeway Transitway Extension** to be funded out of the ISTEA demonstration grant and Prop C 25% Call For Projects Grant.
51. ADOPTED on the Consent Calendar, the **ADA Paratransit Plan Update** for 1996.

52. CONSIDERED items not on the posted agenda as indicated below:

- c. 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.

On a Roll Call vote, added this item to the agenda and moved Approval as noted below:

APPROVED, reducing fares for bus riders on March 3, 1996, at some level of cost to the MTA not-to-exceed \$100,000.

Ayes: Cragin, Yaroslavsky, Alarcon, Zarian, Wilson,
Patsaouras, Bonzo, Perez
Noes: None
Abstain: Burke
Absent: Riordan, Alatorre, Dana, Fasana

Appearance of J. Morrissey on behalf of the Surety. He said documents had been submitted which indicated they would perform the work for less money.

Appearance of M. Aizeki against award of contract under item 53.

Issues relating to Items 53 and 54 were discussed in Closed Session. On motion duly made and seconded, items 53 and 54 were approved as noted below.

53. APPROVED:

- a. Work Authorization Change Notice (WACN) No. B281-CN-106 to Contact No. B281 with Kajima/Ray Wilson, Joint Venture covering **Work Package No. B251E and B251F of the Reprocurement Plan** on the Metro Red Line, Vermont/Hollywood Corridor, in the not-to-exceed amount of \$4,100,000; and
- b. an increase to the Authorization for Expenditure (AFE) in the amount of \$4,500,000 to cover the cost of these work packages which was not anticipated to be part of this contract and is to be paid for with Contract No. B251 funds.

The B281 contract value is increased to \$56,653,687 which is within the revised AFE value.

Approved with 10 Directors present. Director Riordan indicated a Conflict of Interest.

54. APPROVED:

- a. Work Authorization Change Notice (WACN) No. 28 to Contact No. B241 with Tutor/Saliba/Perini, Joint Venture covering **Work Packages B251B, B251C and B251D** covering electrical and miscellaneous work the Metro Red Line, Vermont/Hollywood Corridor, in the not-to-exceed amount of \$15,386,000; and
- b. an increase to the Authorization for Expenditure (AFE) in the amount of \$15,386,000 to cover the cost of these work packages, which was not anticipated to be part of this contract and is to be paid for with Contract No. B251 funds.

The B241 contract value is increased to \$57,376,263 which is within the revised AFE value.

Approved with principal Directors Burke, Cragin, Fasana, Schatz, Wilson, Yaroslavsky and Zarian voting.

Director Riordan indicated a Conflict of Interest.

Director Bonzo requested an information item be placed on the next Construction Committee meeting on the process used for low bid contract awards.

55. APPROVED issuance of an RFP for search firms to conduct the CEO recruitment.

APPROVED continuation of the compensation package for Interim CEO Joseph Drew.

Present were Directors Arthur, Abernethy, Bonzo, Burke, Cragin, Holden, Patsouras, Perez, Schatz, Wilson, Zarian.

The meeting adjourned at 6:00 p.m.


Helen M. Bolen
MTA Secretary

MOTION BY SUPERVISOR ZEV YAROSLAVSKY

January 24, 1996

The Metro Rail Segment 3 tunnel from Hollywood/Highland to North Hollywood is a fundamental component of the Red Line project, as it will serve as the key link between the City and the San Fernando Valley.

The Segment 3 tunnel traverses residential communities as well as the undeveloped beauty of Runyon Canyon Park. During construction, therefore, every effort must be made to mitigate adverse impacts and protect both private and public property. Residents along the alignment deserve every assurance that subway tunneling under the Santa Monica Mountains will be conducted in a safe and efficient manner and that a comprehensive mitigation plan is in place.

A panel of independent tunneling experts was convened last month to study the engineering plans and designs for the Red Line Segment 3 through the Santa Monica Mountains. After assessing the engineering plans, inspecting the tunnel boring machine, and examining the soil conditions underneath the mountains, these experts concluded that the project can be constructed safely without unmitigatable adverse effects. These experts have put forward recommendations which will minimize the amount of blasting necessary during construction and will further mitigate any potential impacts to the area.

Upon review of the project and of the independent panel's recommendations, I believe the following mitigation measures must be adopted if tunneling under the Santa Monica Mountains is to proceed.

I, THEREFORE, MOVE that MTA Construction be directed to amend contract documents relative to construction of the Metro Rail Red Line Segment 3 Santa Monica Mountains Tunnel (Contract C-311), and take other measures to ensure the safest, most environmentally sound and least intrusive project possible, as follows:

1. Utilize "roadheaders" rather than explosives to excavate all cross-passages north of Solar Drive. The Eisenstein Panel has confirmed that these machines can successfully excavate in the mixed sediments located in this area. Adoption of this change will completely eliminate blasting in the residential communities north of Solar Drive.
2. Reduce the intensity of blasting for construction of the tunnel level rooms under Solar Drive such that there will be no perceptible vibrations at the surface. Because the mountain at Solar Drive is made of granite, construction of the tunnel level rooms at this site cannot be done without blasting. However, the intensity of the blasts at this location can be reduced such that there will be no perceptible vibration at the surface.
3. Reduce blasting at the extreme southern end of the tunnel by over 50%. At this location, the tunnel must be larger in circumference than the tunneling machine allows. Because the earth at this location is granitic, this can

only be done using explosives. However, MTA Construction advises that the use of explosives can be reduced, ^{at this} by over ^{location} 50%.

4. Restrict blasting at the extreme southern end of the tunnel to 7 am - 7 pm, five days a week. Present plans call for blasting in this section to be conducted between 7 am and 10 pm, six days a week.
5. If the above level of blasting is objectionable to residents, the contract should contain provisions to further reduce the intensity of blasting.
6. Extend the MTA's special insurance program for property owners within the boundaries of Contract C-311 to the owners of all private properties at which vibrations from MTA construction blasting will be perceptible.
7. During the tunneling process, provide whatever level of grouting is necessary to ensure that there will be no leakage into the tunnel underneath seasonal surface springs. The tunneling contractor has been instructed to add extra grouting capability such that the entire circumference of the tunnel can be grouted ahead of the boring machine ("annular grouting"). The contractor should be required to grout both before and after the machine passes surface springs, as necessary, to ensure that there will be zero leakage into the tunnel at these locations.

8. Amend the MTA's application currently pending before the Regional Water Quality Control Board to reduce by half the requested maximum daily discharge of groundwater displaced by the tunneling - from a maximum of 7,536,000 gallons a day at present to 3,768,000 gallons a day.
9. Monitor the effects of tunneling on vegetation not only in Runyon Canyon Park as presently planned, but also on all private property along the route.
10. Assign a full-time "ombudsperson" who is authorized to resolve complaints relative to the tunneling project.

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