

MINUTES

Regular Board Meeting
Board of Directors

One Gateway Plaza
3rd Floor Boardroom

Called to Order at 9:45 a.m.

Directors present:

Antonio Villaraigosa, Chair
Gloria Molina, 1st Vice Chair
Pam O'Connor, 2nd Vice Chair
Mike Antonovich
Yvonne B. Burke
John Fasana
David Fleming
Richard Katz
Don Knabe
Bonnie Lowenthal
Bernard Parks
Frank Roberts
Zev Yaroslavsky
Doug Failing, non-voting member

Officers

Roger Snoble, Chief Executive Officer
Michele Jackson, Board Secretary
Karen Gorman, Ethics Officer
William Waters, Inspector General
County Counsel, General Counsel



Metro

Los Angeles County
Metropolitan Transportation Authority

NOTE: Members voting are reflected on the attached "RECAP OF PROCEEDINGS" matrix.

1. APPROVED Consent Calendar Items: 2, 5, 6, 11, 13, 26, 27, 35-A, C &D, and 36
Items 23**, 24**, 25** and 38 were removed from Consent Calendar.

** Requires 2/3 vote of the Board.

NOTED COMMITTEE AUTHORITY: Items 28 through 33

2. APPROVED ON CONSENT CALENDAR **Minutes** of Regular Board Meeting held October 27, 2005.

3. RECEIVED Chair's report.

- APTA Peer Review Panel released its final, written report which concluded that it is possible to tunnel and operate a subway along the Wilshire Corridor safely. By following proper procedures and using appropriate technologies the risk would be no greater than any other subway system.
- Announced adjournment in memory of Mary Alice Freeman Mitchell, wife of Lonnie Mitchell, Executive Officer of Procurement.

4. RECEIVED Chief Executive Officer's Report

- Introduced Olivia Nelson Richard, new Chair of the Transportation Communications Union
- Opening of two new services, the New Rapid Bus Service on Western and Express Route from Long Beach to El Monte Center
- The naming of the boring machines for the Eastside tunnel, Vickie and Lola

5. APPROVED ON CONSENT CALENDAR awarding a two-year fixed-priced contract No. PS-4320-1699, to MFA/Jones and Stokes for **preparation of the Project Approval/Environmental Document for State Route 2 (Glendale Freeway) Terminus** for an amount not to exceed \$1,076,018.

6. APPROVED ON CONSENT CALENDAR amending the FY06 budget to add \$450,000 of expenditures to the General Fund and authorizing right-of-way lease revenues to pay for the **relocation of the County of Los Angeles Department of Mental Health** from the LACMTA owned building located at 3160 West 6th Street as committed to at the time of building purchase.

11. APPROVED ON CONSENT CALENDAR MOLINA MOTION that the Board **rename the Metro Gold Line Eastside Extension** the “Edward R. Roybal Metro Gold Line Eastside Extension”, in honor of this local icon’s revered memory.

13. APPROVED ON CONSENT CALENDAR adopting the proposed **2006 Federal and State Legislative Program**.

21. AUTHORIZED the Chief Executive Officer to:
 - A. execute Change Order No. 14 to Contract No. PS-4310-0964, with Eastside LRT Partners, a Joint Venture, consisting of Parsons Brinckerhoff, Jenkins/Gales & Martinez, and Barrio Planners, Inc., for **engineering and environmental services on the relocation of Indiana Station** in the amount of \$327,643, increasing the total contract value from \$38,226,803 to \$38,554,446; and
 - B. execute future contract modifications to Contract No. PS-4310-0964, for the Metro Gold Line Eastside Extension for an amount not to exceed \$32,764.

23. APPROVED BY A 2/3 VOTE OF THE BOARD:
 - A. a finding that the bids received for new Allison B400R WTECIII bus transmissions under Public Utilities Code section 130232 have been rejected and new bus transmissions may be purchased at a lower price on the open market. The Board hereby authorizes **purchase of new Allison B400R bus transmissions** on the open market pursuant to Public Utilities Code section 130233; and

- B. authorized the Chief Executive Officer to purchase on the open market from Valley Power Systems no more than 200 new Allison B400R WTECIII bus transmissions at a unit price of \$14,788 each for a cumulative amount not to exceed \$3,201,602 inclusive of sales tax.

24. APPROVED BY A 2/3 VOTE OF THE BOARD:

- A. a finding that there is only a single source of procurement for upgrading the Master Controllers, and purchase is for the sole purpose of upgrading Metro's fleet of 104 Red Line cars already in use. The Board hereby authorizes the procurement pursuant to Public Utilities Code 130237; and
- B. authorized the Chief Executive Officer to award a single source, firm fixed-price contract to Transmed Systems to **upgrade 120 Master Controllers including spares for the Metro Red Line fleet** for a total cost of \$306,480.

25. APPROVED BY A 2/3 VOTE OF THE BOARD:

- A. a finding that there is only a single source of procurement for **Cummins L10 CNG engines and repair parts**. The purchase is for the sole purpose of augmenting Metro's existing equipment. The Board hereby authorizes the purchase of L10 Cummins CNG engines pursuant to Public Utilities Code Section 130237;
- B. authorized the Chief Executive Officer to:
 - 1. award a firm fixed-price contract to Cummins Cal Pacific, LLC, for the procurement of 35 L10 CNG engines for an amount not to exceed \$1,345,007, inclusive of sales tax; and
 - 2. exercise an option with Cummins Cal Pacific, LLC. to purchase up to 105 additional CNG bus engines subject to availability of funding for an amount not to exceed \$3,989,554 inclusive of sales tax.

26. APPROVED ON CONSENT CALENDAR revision to the Jefferson Development Agreement's Schedule of Performance for the **West Los Angeles Transportation Facility (Division 6 Land Exchange)**, extending the hard dates (milestones) for "Commencement of Construction" to April 1, 2006 and "Completion of Construction" to June 30, 2007.

27. APPROVED ON CONSENT CALENDAR **Parks Motion** that staff bring together all agencies responsible for the construction and maintenance of bus shelters, benches and stops to discuss: a model bus shelter design; a strategy to include bus shelters at all bus stops; and a comprehensive rehabilitation and maintenance protocol; and

Further that staff provide a status report on the newly created “See It. Report It” program in the South Bay Service Sector and implementation plans to take it agency-wide as soon as possible **and directed staff to include municipal operators in the process.**

28. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a firm fixed-price contract under Bid No. OP-34341720 with Westrux International, Inc., the lowest, responsive and responsible bidder for **2 three-axle heavy duty tractors** in the amount of \$215,434 inclusive of sales tax **and directed staff to check availability of alternative fuel vehicles.**
29. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a firm fixed-price contract No. OP39201658 with ARINC Inc., to **upgrade the Metro Red Line Segment 1 Remote Terminal Unit**, for an amount not to exceed \$1,342,148 inclusive of 10% contingency.
30. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a five-year firm fixed-unit rate contract, Contract No. OP33411754 to Pacific Resource Recovery Services for removal and disposal of **hazardous, non-hazardous and universal waste** for an amount not to exceed \$541,354 inclusive of two one-year options, effective January 1, 2006.
31. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a firm fixed-price contract under Bid No. 05-0006 with Siemens Transportation Systems Inc. the lowest responsive and responsible bidder for various **Green/Gold Rail Line Parts**, for an amount not to exceed \$1,047,306.

32. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a firm fixed-price contract under Bid No. OP34341719 with Reynolds Buick/Pontiac/GMC Trucks, Inc., the lowest, responsive and responsible bidder, for **five trucks with crew cab and utility body** in the amount of \$634,345 inclusive of sales tax.
33. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a five-year contract for **maintenance and enhancement services of Operations' Consolidated Data Warehouses**, under RFP No. OP31501747, to Strategic Data Systems, Inc., the highest-rated proposer, for an amount not to exceed \$2,926,000 inclusive of two one-year options.
34. APPROVED as amended by Yaroslavsky authorizing the Chief Executive Officer to enter into a Joint Development Agreement and Ground Lease with Polis/McGregor Santa Fe Yards, LLC, covering approximately 2.7 acres of Los Angeles County Metropolitan Transportation Authority -owned properties located at the Metro Redline/Santa Fe Yards Maintenance of Way facility for **development of a mixed-use, apartment/retail complex, having key terms and conditions.**

Amendment: Contingent upon receipt of letter from legal counsel Orrick, Harrington and Sutcliff containing necessary terms and conditions and acceptance of the letter by outside Counsel Richard Volpert.

35. APPROVED ON CONSENT CALENDAR Items A, C and D. (Item B was forwarded to the full Board without recommendation)
- A. authorizing the Chief Executive Officer to program **\$618 million in state and federal funds** as follows:
1. \$608 million for highway and transit capital improvements and support; and
 2. \$10 million in back-up funding to leverage up to \$19 million of unused federal appropriations for Countywide Congressional earmarks from the 1998 Transportation Equity Act of the 21st Century (TEA-21), provided that such funds are made available towards amounts encumbered for projects listed for only the next two years (FY 2006 and FY 2007).

- C. authorizing the Chief Executive Officer or his designee to negotiate and execute funding contracts or agreements as needed with Los Angeles County jurisdictions, agencies or other entities to provide funds programmed as authorized; and
- D. adopting the resolution certifying to the Southern California Association of Governments (SCAG) that the Los Angeles County Transportation Improvement Program (TIP) is constrained to financial resources that can reasonably be expected to be available.

35-B. APPROVED AS AMENDED BY BURKE AND CLARIFIED BY FASANA:

- B. reauthorizing a \$68.7 million advance of the 17% Metro contribution to the Alameda Corridor East (ACE) Phase II project for use on ACE Phase I project activities, using the same funding and similar terms as the original advance.

Amendment: that the Board approves this \$68.7 million as fulfilling part of MTA's commitment to fund 17% of project cost (capped at \$162 million) for Phases I and II. **Clarification** - if sufficient funds are not available in Phase II for design and project readiness work, then ACE should be able to draw against the portion of the \$68 million that would be available for Phase II.

36. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to:

Negotiate and execute Change Order No. 6 to Contract PM022, CWO-03 with URS Corporation, Inc. to support the development of engineering design and engineering scopes of services for early implementation items for an amount not to exceed \$200,000 increasing the CWO-03 total amount from \$232,616 to \$432,616.

38. AUTHORIZED:

- A. the Chief Executive Officer to negotiate and execute:

- 1. a five-year Indefinite quantity/Indefinite delivery contract, No. EN074, to MACTEC Engineering and Consulting Services Inc. for **Environmental Hazardous Materials Handling and Construction Services** on Contract

Work Orders for an amount not to exceed \$5.9 million for fiscal years 2006 and 2007;

2. Contract Work Orders and changes within the Board approved contract value; and

B. should staff be unable to conclude negotiations with MACTEC, staff requests authority to negotiate and execute a contract with the next qualified proposer.

39. APPROVED the:

A. creation of a **new non-contract classification of Executive Officer, Real Property Management and Development (Grade AA)**; and

B. salary to fill the new position.

40. APPROVED the **salary for a non-contract Transportation Planning Manager IV (Modeling for Freight & Passenger Movement) position**, in Planning -- Systems Analysis and Research (Grade N).

41. AUTHORIZED the Chief Executive Officer to execute Contract No. OP3000772, a non-competitive contract with Gayland Moffat, Inc., for **labor consulting services** in support of the 2006 labor negotiations for an 18-month period for an amount not to exceed \$522,580 effective February 1, 2006.

42. APPROVED UNDER RECONSIDERATION:

A. certifying **Los Angeles Mid-City/Exposition Corridor Final EIS/FEIR** (transmitted under separate cover) and authorizing staff to file a Notice of Determination;

B. adopting the Findings of Fact and Statement of Overriding Considerations in accordance with the California Environmental Quality Act (CEQA);

C. adopting the Mitigation Monitoring Plan (MMP); and

D. adopting the Locally Preferred Alternative (LPA) as previously approved by the Metro Board in June 2001 and modified in the FEIS/FEIR Section

2.7 as the Light Rail Build Alternative from Downtown Los Angeles (7th/Metro Center) to Culver City (Venice/Robertson) incorporating the following design options:

1. Flower Street Design Option incorporating an undercrossing between Jefferson Boulevard and Trousdale Parkway;
2. La Brea Aerial Station & Grade Separation;
3. La Cienega Station Parking Facility on Southeast Corner (East Central Interceptor Sewer- ECIS Construction Staging Site);
4. Jefferson Boulevard Northside Widening at La Cienega Boulevard;
5. Jefferson Boulevard Grade Separation near Ballona Creek; and
6. Venice/Robertson Interim Station located East of National Boulevard within the Metro-owned Exposition Right-of-Way.

E. environmentally clearing the following design options for construction in the event that additional funding becomes available (“Recommended Options”):

1. USC/Exposition Park Optional At-Grade Station near Kinsey Drive;
2. USC/Exposition Park Extended Undercrossing Option (Precludes Optional At-Grade Station near Kinsey Drive);
3. Venice/Robertson Aerial Station.

F. eliminating the following from further consideration:

1. Venice/Robertson At-Grade Station (at-grade rail crossings of Washington and National Boulevards).

PARKS MOTIONS:

- 1) **That the Board request that the Exposition Metro Line Construction Authority staff begin work with the City of Los Angeles to develop park and ride facilities at the major cross street stations, such as Vermont, Normandie, Western, Crenshaw and La Brea along the alignment that do not have adequate parking. As additional funding is secured above the total cost of Phase I of the project, these funds will be devoted to such park and ride facilities.**
- 2) **That the Board amend the staff recommendation item #E1: USC/Exposition Park optional At-Grade or Below-Grade station near Kinsey Drive/Trousdale Parkway.**

The Board directed staff to study and start the environmental process to clear the two additional options articulated by the Parks motions and bring them back to the Board for consideration as additional alternatives for this project.

43. APPROVED the following nominee for membership on the **Westside Central Service Sector Governance Council**:

Mr. Glenn Rosten – replacing Stephanie Negriff
Mr. Peter Capone Newton - reappointment

44. APPROVED the appointment of the following nominees for membership on the **South Bay Service Sector Governance Council**:

Terisa Price – reappointment
Curren Price – reappointment
Margaret Hudson – reappointment
Devon Deming – new appointment, replacing Howard Sachar

45. **CLOSED SESSION:**

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

1. Labor/Community Strategy Center v. MTA CV94-5936

NO REPORT.

2. People v. MTA SCR02660

AUTHORIZED MTA to admit liability in this action.

- B. Conference regarding Potential Threats to Public Services or Facilities - G.C. 54957:

While there may be no immediate threat, this is to provide the Board with a confidential update by Commander Finkelstein, Chief of Security and Law Enforcement, on security related matters.

NO REPORT.

Items added subsequent to posting by a 2/3 vote of the Board:

APPROVED PARKS MOTION to direct staff to offer free fares for the first day of service for the upcoming Rapid Bus on Western avenue as well as free fares on the first day of any new service implemented by Metro. This promotion would apply only to brand new service.


PARKS MOTION that the Board direct staff to reinstate the Holiday Celebration Free Fare Program on December 24, 25 and 31ST.

AUTHORIZED free rides on all Metro buses and trains starting at 9:00 p.m. on Christmas Eve, December 24 through midnight Christmas Day, December 25; and on New Year's Eve, December 31st 9:00 p.m. through New Year's Day, January 1, 2006 ending at midnight.

Adjourned in memory of Mary Alice Mitchell, wife of Lonnie Mitchell, Executive Officer Procurement.

RECEIVED public comment.

Prepared by: Christina Lumba-Gamboa
Recording Secretary


Michele Jackson
Board Secretary

RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

THURSDAY, DECEMBER 15, 2005

DIRECTORS VOTING

ATTENDANCE	DIRECTORS VOTING															
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARIGOSA (CHAIR)	MOLINA	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
1	APPROVE CONSENT CALENDAR ITEMS: 2, 5, 6, 11, 13, 26, 27, 35-A, C & D, AND 36. ITEMS 23**, 24**, 25** AND 38 WERE REMOVED FROM CONSENT CALENDAR. **REQUIRES 2/3 VOTE OF THE BOARD	APPROVED	A	Y	Y	Y	A	Y	Y	Y	A	Y	A	A	Y	
2	APPROVE MINUTES OF REGULAR BOARD MEETING HELD OCTOBER 27, 2005	APPROVED ON CONSENT CALENDAR														

RECAP OF PROCEEDINGS
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY
REGULAR BOARD MEETING
THURSDAY, DECEMBER 15, 2005

DIRECTORS VOTING

ITEM NO.	SUBJECT ITEM	ACTION TAKEN	DIRECTORS VOTING													
			ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
3	CHAIR'S REPORT	RECEIVED	A	P	P	P	P	A	P	P	P	P	P	A	P	
4	CHIEF EXECUTIVE OFFICER'S REPORT	RECEIVED	A	P	P	P	P	P	P	P	P	P	P	A	P	
5	AWARD A TWO-YEAR FIXED-PRICED CONTRACT NO. PS-4320-1699, TO MFA/JONES AND STOKES FOR PREPARATION OF THE PROJECT APPROVAL/ENVIRONMENTAL DOCUMENT FOR STATE ROUTE 2 (GLENDALE FREEWAY) TERMINUS FOR AN AMOUNT NOT TO EXCEED \$1,076,018	APPROVED ON CONSENT CALENDAR	C													

