

Minutes

L.A.C.T.C.
1991 JUL -3 3:41:16

1 0 0 0 1 7 2



LACTC

**Los Angeles County
Transportation Commission**

818 West Seventh Street
Suite 1100
Los Angeles, CA 90017
Tel 213 623-1194
Fax 213 236-4805

179080

LOS ANGELES COUNTY TRANSPORTATION COMMISSION

MAY 22, 1991

The regular Commission meeting was called to order by Chairman Grabinski at 1:50 p.m. in the Board of Supervisors' Hearing Room at the Hall of Administration.

Members present:

Councilman Ray Grabinski
Mayor Pro-Tem Jacki Bacharach
Councilmember Judy Hathaway-Francis
Councilman Richard Alatorre
Jim Tolbert
Gerry Hertzberg, alternate for Supervisor Molina
Marv Holen, alternate for Supervisor Edelman
Mas Fukai, alternate for Supervisor Hahn
Don Knabe, alternate for Supervisor Dana
Nick Patsaouras, alternate for Supervisor Antonovich
Ray Remy, alternate for Mayor Bradley
Jerry Baxter, Ex-Officio for State of California

Staff members present:

Neil Peterson, Executive Director
David Kelsey, Assistant County Counsel
Kathy Torigoe, Executive Secretary

Closed Session

At 1:50 p.m., the Commission recessed into closed session pursuant to Government Code Sections 54956.8/54956.9, to discuss real estate matters and pending litigation.

- a. Litigation - Vernon vs. LACTC
- LACTC vs. City Bank re. Parcel R01-R21-AS109 (Roosevelt Building)
- b. Railroad Negotiations

At 2:25 p.m., the Commission reconvened into regular session.

Presentation of Awards

- a. **May Metro Award for Creativity to Torrance Transit System and SCRTD.** The awards were presented to Ray Schmidt accepting for Torrance Transit, and to Nick Patsaouras and Manny Hernandez accepting for SCRTD.
- b. **Distinguished Budget Presentation Award by the Government Finance Officers Association.** The award was presented by Jim Algie representing the Government Officers Association to Les Porter, Annette Colfax and Russ Freeman representing LACTC.
- c. **Tranny Award** - The Tranny Award was presented by Chairman Grabinski to LACTC, SCRTD and the Sheriff's Department collectively in recognition for their high-level of security and successful implementation of the numerous transportation projects and programs for the Metro Blue Line.

PUBLIC HEARING re. The Necessity for the Acquisition of the Real Property Interests Described As Follows:

- a. Parcel R81-B-2-134, Catalina One Partnership, located at 627-631 South Catalina Street, Los Angeles

Mr. Kelsey indicated that after evidence has been received, the Commission will be asked to approve the Resolution of Necessity for the above property. The resolution requires eight votes.

Mr. Kelsey asked the following questions which were answered by Mr. Wiley:

Mr. Kelsey: Will you state your name and position please?

Mr. Wiley: Mr. James Wiley, Manager of Real Estate for the Los Angeles County Transportation Commission.

Mr. Kelsey: Would you describe the property to be acquired and explain why it is necessary to this project.

Mr. Wiley: This is a diagram of the alignment the Red Line going toward Wilshire Avenue and this is a parcel description of the property, the tunnel for the red line goes beneath this property and is required in order to construct the project.

Mr. Kelsey requested that the staff report be received into evidence.

Seeing there were no additional witnesses who wished to testify, Mr. Kelsey indicated it would be appropriate to approve the staff recommendation and adopt the Resolution of Necessity. Motion was moved and seconded. Without objection, motion was carried.

- b. Parcel R81-B2-144 - Claude Rosenberg, Jr., et al, Trustees for The RREEF Funds, located at 3435 Wilshire Boulevard, Los Angeles.

Standard questions were asked by Mr. Kelsey and answered by Mr. Wiley concerning the above property.

Seeing there were no additional witnesses who wished to testify, Mr. Kelsey indicated it would be appropriate to approve the staff recommendation and adopt the Resolution of necessity.

Motion was moved and seconded. Without objection, motion was carried.

PUBLIC HEARING re. LACTC Operating Budget for FY 1991-92 -Chairman Grabinski opened the meeting for a public hearing on the LACTC budget. Hearing no public testimony, the Public Hearing was closed. A motion was made by Mr. Alatorre to hold the issue over until the next meeting, which was seconded by Mr. Tolbert. Hearing no objection, motion was carried.

APPROVAL OF MINUTES - Minutes of April 10 and 24, 1991 were approved as submitted.

CHAIRMAN'S REPORT

- a. International Transportation Conference Co-hosted by LACTC and Assemblyman Katz is in the process of being planned. Tentative days for the meeting to be held in Los Angeles for is October 27 to 29.
- b. A list of additional recommendations was distributed for improving LACTC Agendas and Use of Commissioners Time.

REPORT OF COMMITTEE CHAIRS

- a. Legislative and Administrative Committee - Mr. Knabe gave a report on the actions taken by the LISC on May 15, 1991.
- b. Planning and Mobility Improvement Committee - Mr. Remy reported on the PMIC meeting of May 15, 1991.
- c. Finance and Programming Committee - Mr. Holen gave a report on the actions taken by the FPC meeting of May 21, 1991.

Mr. Peterson read the following:

Parties of interest who have made a contribution of \$250.00 or more in the past twelve months to any members of the Commission are asked to come forward and state for the record the Commissioner to whom such contribution was made and to identify the item involved. (None)

CONSENT CALENDAR (Discussion at Commission or Public Request)
(Items 1 - 34)

Motion was made by Ms. Bacharach, seconded by Mr. Knabe to approve Consent Calendar Items #1 - 34A, with the exception of Items #3, 6, 26 and 34. Item 34A was added to the consent calendar. Mr. Alatorre abstained on item #15. Hearing no objection, motion carried.

1. Vehicle Fleet Clean-up Legislation - Adopted a "support, with amendments" position on SB 1211, SB 1212, and SB 1213. The LISC suggested amending SB 1211 and SB 1213 to provide additional flexibility so as not to preclude reformulated gasoline as an "alternative" or "clean" fuel which can be used to meet air standards. Amendments to SB 1212 were also recommended to extend provisions in the bill which exempt the California Energy Commission's (CEC) alternative fuel programs from public contracting requirements to also include other public sector agencies.
2. Energy Policy Goals and Legislation - Approved the staff recommendation to adopt Energy Policy Goals in Attachment A and positions on energy legislation in Attachment B as follows:

SB 1021 Support	SB 1208 Support
AB 1064 Support	SB 1267 Support
AB 1732 Support	AB 920 Oppose unless amended
4. Legislation relating to Public Contracts - Adopted the staff recommendation on all bills. However, the LISC changed the recommended staff amendment on SB 1067 to provide for a 45-day payment schedule for local public agencies as well as private contractors.
5. AB 123 (Katz) - Emergency Roadside Assistance - Approved the staff recommendation approving AB 123.
7. SB 565 (Bergeson) - Freeway Motorist Aid System - Approved the Staff Recommendation supporting SB 565 as amended.
8. AB 866 (Brulte) - Sales and Use Taxes - Approved the staff recommendation supporting AB 866.

9. AB 84 (Katz) - Congestion Management Program - Adopted an "oppose unless amended" position on AB 84 concurring with the staff's suggested amendment to substitute the phrase "environmental documents" for "environmental impact report".
10. AB 993 (Klehs) - Ridesharing - Adopted a "neutral, seek amendments " position on AB 993 and request amendments to provide a 1% cap on the funds available for matching grants through the telecommuting project.
11. FY 1990-91 Consolidated Audit of Local Jurisdictions - Contract Renewal - Simpson and Simpson, CPA and Quezada Godsey & Company - Approved the staff recommendations.
12. Commuter Transportation Services Contract Extension - Approved the staff recommendation authorizing extension of the current Commuter Transportation Services contract on a month-to-month basis until the scope of the new contract can be determined, not-to-exceed 90 days at a monthly amount of \$305,500.
13. Amendment to Woodside Consulting Contract - Authorized the Executive Director to extend the Woodside Consulting Contract in the amount of \$100,000 to a new contract ceiling of \$330,000.
14. Countywide Transit Information Number: Status & Future - Approved the staff recommendation as follows:
 - (a.) Extend funding of a countywide number (1-800-2LA-RIDE) for a third year, from Proposition A Incentive (Demonstration Project) funds.
 - (b.) Authorize staff to negotiate a Memorandum of Understanding with the Los Angeles City Department of Transportation (LADOT) and SCRTD for a third year.
 - (c.) Authorize staff to work with other transportation agencies and phone companies to evaluate feasibility of pursuing a statewide number for transportation information using an 811 or 711 prefix.

15. Award of Communication/Automatic Vehicle Location Contract for the Freeway Service Patrol Program - Approved the following:
 - a. Negotiate a contract with Ball Systems Engineering for a three-year lease for digital data systems, automatic vehicle location, dispatch stations and associated software for a cost not-to-exceed \$1.53 million.
 - b. Negotiate a Memorandum of Understanding with the County of Los Angeles' Communications Division for a three-year lease of radios and associated broadcast equipment for a cost not-to-exceed \$370,000.
 - c. Negotiate a contract with Level II Systems for software and equipment to integrate with the California Highway Patrol's Dispatch System for a cost not-to-exceed \$101,000.
 - d. Authorize the Executive Director to enter into any other agreements or contracts necessary to carry out the Communications/Automatic Vehicle Location work elements of the Freeway Service Patrol program, as long as the total budget will not be exceeded by the proposed work.

Mr. Alatorre abstained on this item.
16. Award of Cellular Telephone Service Contract for the Los Angeles County Callbox System -
 - a. Authorized the Executive Director to negotiate and execute a 10-year contract with Los Angeles Cellular Telephone Company (L.A. Cellular) for cellular telephone services to the call box system in an amount not-to-exceed the annual amount shown in the last column in Attachment A (attached).
 - b. Authorized the Executive Director to amend the contract dollar amount to include any new county, state, or federal taxes on telephone services.
17. Combined Road Plan/Federal Aid Urban (FAU) Fund Reallocations Approved the following actions:
 - a. Rescind/reprogram allocations for a total of \$2,668,000 of FAU projects listed on Table 2; of the staff report.

- b. Extend the lapsing deadline to June 1, 1991 for \$13,997, 158 projects listed on Table 3 of the staff report, for which plans are materially completed but need approval/additional documentation of specific technical elements.
 - c. Lapse a total of \$1,616,950 affecting the cities listed on Table 4 of the staff report.
 - d. Authorize the Executive Director to administratively rescind those allocations in Category A and of those projects in Category B which do not meet the June 1st deadline.
 - e. Prioritize the allocation of other revenues that may become available (Proposition C, new 1991 STAA, or other revenues) to projects in Categories "A" and "B", after July 1, 1991, to ensure implementation is achieved.
18. Approval of Proposition 116 Applications - The Commission approved the staff recommendations.
19. Option for Radio Equipment on Commuter Rail Vehicles - Authorized staff to conduct a negotiated procurement for approximately forty (40) radio sets at a not-to-exceed amount of \$200,00 with the manufacturer whose product best meets the IJPA's requirements based on price and technical factors.
20. Metro Green Line: Contract C101, Foundations and Utilities, Change Order No. 8 - Brinderson Corporation - Authorized the Executive Director to approve Unilateral Change Order No. 008, for the credit amount of (\$292,000.00), for the deletion of the construction manager's field office as specified in the C0101 contract.
21. Metro Green Line: Contract C101, Foundations and Utilities, Change Order No. 9 - Brinderson Corporation - Authorized the Executive Director to approve Unilateral Change Order No. 009, for the credit amount of (\$673,375.00), for the reduction in pile length resulting from design refinements.
22. Metro Blue Line: Contract H811, Traction Power Supply System, Change Order No. 50 - L. K. Comstock & Co. - Approved Change Order No. 050 in the amount of \$517,805 and approved thirty days' time extension to this Contract.

23. Metro Blue Line: Contract C265, Station Superstructures, Acceptance of Contract Closeout - Morrison-Knudsen, Inc. - Approved the following:
 - a. Acceptance of the subject Contract complete as of December 10, 1990, and authorized the recording of the Notice of Completion.
 - b. Authorized the release of retention in the amount of \$250,569.08 less \$3,185 for third party backcharges, thirty (30) calendar days after filing of the Notice of Completion.
 - c. Approved the transfer of funds in the amount of \$529,546 to Project Reserve. This amount represents a surplus over the total obligate funds for Contract No. R01-T01-C265.

24. Metro Blue Line: Contract C420, MC-5 Utility Relocations, Acceptance of Contract Closeout - Shawnan Corporation - Approved the following that the Commission:
 - a. The acceptance of the subject Contract complete as of February 11, 1991, and authorized the recording of the Notice of Completion.
 - b. Authorized the release of the Contract balance of \$131,935.21 upon Contract acceptance and the release of retention in the amount of \$200,000 less \$22,067 for third party backcharges, thirty (30) calendar days after filing of the Notice of Completion.
 - c. Approved the transfer of funds in the amount of \$330,345 from the Project Reserve. This amount represents a deficit over the total obligated funds for Contract No. R01-T01-C420.

25. Metro Blue Line: Contract C510, Pedestrian Overpasses, Acceptance of Contract Closeout - Morrison-Knudsen - Approved the following:
 - a. The acceptance of the subject Contract one hundred percent complete as of December 10, 1990, and authorized the recording as of the Notice of Completion.

- c. Approved the transfer of funds in the amount of \$624,678.00 to the Project Reserve. This amount represents the surplus over the total obligated funds for Contract No. R01-T07-H825.
- 29. Metro Blue Line: Project Management Oversight Services, Contract R01-S12-MQ01, Amendment No. 11 - Deloitte/Kellogg Joint Venture - Approved the staff recommendation that the Commission authorize the Executive Director to execute Amendment No. 11 to the subject Contract in the amount of \$1,239,800 bringing the not-to-exceed amount to \$10,184,428.
- 30. Metro Red Line: Contract 4344, Amendment #6 - Project Archaeologist Services - Greenwood & Associates - Approved the staff recommendation authorizing the Executive Director to execute Amendment No. 6 to the subject contract in the amount of \$174,635.
- 31. Metro Red Line Segment I: Award Contract A-655, Vehicle Performance Tests - Authorized the Executive Director to award Contract No. A-655, to the Association of American Railroads, Research and Test, Department for a total amount of \$630,323. Required two-thirds vote by the Commission. The contract award represents approximately 105.1% of the Engineer's estimate. The program budget allocated for Contract A-655 is \$1,188,00.
- 32. Relocation Consultant Services Contract Award - Approved the RCC Recommendation that the Executive Director be authorized to enter into contracts with the following relocation consultants:

RELOCATION CONSULTANT	ADDRESS	CONTRACT AMOUNT
Community Relocation Service	4032 Wilshire Blvd. Los Angeles, CA	\$100,000.00
Pacific Relocation Consultants	100 W. Broadway Long Beach, Ca	\$100,000.00
Leonardo Watts	4124 Eagle Rock Blvd. Los Angeles, CA	\$100,000.00
Willdan Associates	888 S. West Street Anaheim, CA	\$100,000.00

33. Subway Water Protection - (This was an information item)
- 34A. Metro Green Line: Contract R23-S11-E2301, Transcal II, Approval of Amendment No. 4 - Authorized the Executive Director to execute Amendment No. 4 to the subject Contract within an amount not-to-exceed \$16,898,548.

FURTHER DISCUSSION ON CONSENT CALENDAR

3. Update on LACTC-Sponsored Legislation: AB 2056, AB 2057, AB 2163) - The Legislative and Intergovernmental Relations Committee (LISC) recommended the Commission approve the staff recommendation to support LACTC sponsored legislation: AB 2056, AB 2057 and AB 2163.

Ms. Bacharach moved approval of the LISC recommendation on Item #3 with direction to staff that they ask that AB 2057 be amended to clarify that the Commission may still employ the process outlined on the bill even if the LAX/Palmdale is not successfully completed. Motion was seconded by Ms. Hathaway-Francis. Without objection, motion carried.

6. AB 85 (Katz) - Petroleum Violation Escrow Account (PVEA)-Funded Transportation Projects - The Legislative and Intergovernmental Services adopted a support position on AB 85 but suggested that the lead agency on the child care demonstration project be the City of Los Angeles and the Commission's financial participation be limited to joint development activities.

Ms. Hathaway-Francis moved to amend the recommendation to read that the Committee stipulated that the lead agency on the child care demonstration project be the City of Los Angeles. Motion was seconded by Mr. Patsaouras. Without objection motion carried.

26. Rail Construction Corporation FY 1991-92 Budget - The Commission approved the staff recommendation approving that the RCC Board forward a recommendation to the Commission to adopt the RCC Division's budget as submitted to the Executive Director.

Ms. Bacharach moved to receive the Rail Construction's budget and add it to the budget discussion on June 12, which was seconded. Without objection, motion was carried.

34. Metro Green Line: Contract R23-T01-C0100, Guideway Structures Protest - Staff recommended that the Executive Director be authorized to award Contract C0100, Metro Green Line Guideway Structures, to the lowest responsive and responsible bidder, Steve P. Rados, Inc., pending resolution to any and all protests that may be timely filed.

The following persons appeared before the Commission.

Alexander Rados, President of Steve P. Rados, Inc.
Stephen Rados, Sr., Vice President of Steve P. Rados, Inc.
Michael Minchella, attorney for Steve P. Rados, Inc.
Craig Jackson, Sanders Engineering Co., in support for Steve P. Rados, Inc.

Motion was made by Mr. Patsaouras to award the contract to Steve P. Rados, Inc., seconded by Mr. Tolbert.

Roll call vote:

Yes: Fukai, Holen, Knabe, Patsaouras, Remy, Hathaway-Francis, Bacharach, Tolbert

No: Hertzberg

Abstain: Alatorre

Motion was carried.

STAFF/COMMITTEE REPORT

35. Integrated Metro System - The PMIC, at the May 15, 1991 meeting approved staff's recommendation of adopting the "Metro System" concept which will link a variety of transportation components together under one umbrella title to provide higher public recognition of all the transportation alternatives available to them in the way of public transportation. The "M" logo would provide the visual identification of what is included in the "Metro System".

After a brief discussion of this item, Mr. Patsaouras moved to approve the staff recommendation, seconded by Ms. Bacharach. Without objection, motion was carried.

36. LACTC Operating Budget for FY 1991-92 and Budget Adjustment for FY 1990-91

Ms. Bacharach moved that the June 12 issues meeting be reinstated for the purposes of discussing the LACTC Operating Budget for FY 1991-92 and Budget Adjustment for FY 1990-91. Motion was seconded by Mr. Knabe. Without objection, motion was carried.

37. Proposed \$500,000,000 Sales Tax Revenue Bonds and Resolution
Staff recommends:

1. That the Commission authorize a \$500 million parity bond issue by approving the following bond documentation. (Attachment I is the resolution. The full texts will be available upon request.)
 - o Resolution of the Los Angeles County Transportation Commission authorizing the issuance and sale of its sales tax revenue bonds series 1991-A and approving other related matters
 - o \$500,000,000 Los Angeles County Transportation Commission sales tax revenue bond series 1991 Bond Purchase Agreement
 - o Seventh Supplemental Trust Agreement
 - o Preliminary Official Statement
2. That the Commission authorize the Executive Director to execute the referenced documents including the Bond Purchase Agreement with a maximum 30-year term and with a true interest cost (TIC) not to exceed 8.00%.
3. That the Commission adopt the attached resolution (Attachment II) stating that Proposition C Sales Tax Revenues not be spent (other than interest earnings thereon) until either litigation is concluded with a favorable outcome, or until other circumstances indicate that it would be prudent to release our Prop C set aside.

The FPC recommended to approve the staff recommendations Nos. 1 and 2; and recommended to approve the staff recommendation No. 3, with the following modifications:

- o Proposition C funds when received will be sequestered in a separate account.
- o Interest earned on balances in the Proposition C account will be further separated into a Proposition C interest account and will not be spent without Commission approval.
- o Proposition C principal funds will not be spent until either the legal challenge (Vernon vs. State Board of Equalization) is overruled and Proposition C is validated, or until the Commission's bond counsel (O'Melveny & Myers) renders a "no merit" opinion regarding the challenge to Proposition C.

Mr. Holen made the motion, seconded by Mr. Knabe to adopt the staff recommendations as modified by the action taken by the FPC Committee. Without objection, motion was carried.

38. **Revisions to Contract Compliance Provisions for DBE Requirements** - Ms. Bacharach made a motion to move this item to the appropriate Committee, seconded by Mr. Hertzberg. Without objection, motion carried.

EXECUTIVE DIRECTOR'S REPORT

39. **Commissioner Travel Request**

Commissioners Jacki Bacharach and Judy Hathaway-Francis expressed an interest in attending the Independent Cities Association Annual Seminar in San Diego, California on June 27-30, 1991.

Mr. Holen moved for approval, which was seconded. Without objection motion was carried.

A request for ratification of travel for the following Commissioners was made:

Commissioner Ray Grabinski who participated on a panel at the Contract Cities Seminar on May 17-19, 1991 in Palm Springs, California.

Commissioners Bacharach, Croyts, Grabinski, Hathaway-Francis, Tolbert, and White who attended the LACTC-hosted Legislative Reception in Sacramento on May 20.

Mr. Holen moved for approval, Ms. Hathaway-Francis seconded. Without objection, motion was carried.

40. Citizens Advisory Committee Appointment

Commissioner Antonovich nominated Ms. Mary Ann Plumley to the Citizens Advisory Committee of the Commission. He requested confirmation of the appointment.

Motion made by Ms. Hathaway-Francis, seconded by Ms. Bacharach. Without objection, motion was carried.

41. Reauthorization of Federal Surface Transportation Act Report was deferred to the next meeting.

42. Monthly Executive Director's Report - Material was distributed to the Commissioners.

43. Notice of Meetings - Report was received and filed.

COMMISSIONERS' REPORT

(None)

INFORMATION ITEMS

44. 30-Year Financial Plan

45. Congestion Management Program Status Report

46. Proposed Strategy to Implement the Paratransit Requirements of the Americans with Disabilities Act of 1990

47. Status Report on FY 1990 Foothill Transit Zone Evaluation

48. Status of Metro Rail System Implementation Efforts - Mr. Alatorre and Mr. Hertzberg shared the same concerns on MOS-3 funds for the Eastside.

Mr. de la Cruz addressed Commissioners' concerns on the status of MOS-3 and funding for ridership on the Eastside.

49. County-wide Signal Synchronization - Mr. Holen made a motion to have this item withdrawn and brought up at the next Commission meeting, seconded by Ms. Judy Hathaway-Francis. Hearing no objection, motion was carried.
50. Metro Blue Line Monthly Update
51. Southern California Regional Rail Authority FY 1991-92 Budget and Revenues
52. Monthly Treasurer's Report on Cash Flow and Investments
53. Legislative Matrix
54. Disadvantaged Business Enterprise (DBE), Metro Blue Line Project, Quarterly Progress Report - March 1991
55. FY 1990-91 Quarterly Financial Report

PUBLIC COMMENT

- a. John Walsh spoke on SCRTD security system and Wilshire\Vermont portal.
- b. Tim Roberts spoke on Item #36, Mid-Year Budget.

The Commission adjourned at 4:35 p.m. to go into Closed Session.

After the Commission reconvened, Mr. Kelsey noted that as a result of the closed session, the Commission instructed their Real Estate negotiator to partially settle the case for the Roosevelt building for \$2.2 million.

ADJOURNMENT

Meeting adjourned at 4:50 p.m.


KATHY TORIGOE

Executive Secretary to the Commission