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Minutes

LOS ANGELES COUNTY TRANSPORTATION COMMISSION

JUNE 26, 1991

The regular Commission meeting was called to order by Chairman Ray Grabinski at 1:40 p.m. in the Board Room of the Department of Water and Power.

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
- Mas Fukai, alternate for Supervisor Hahn
- Marv Holen, alternate for Supervisor Edelman
- Nick Patsaouras, alternate for Supervisor Antonovich
- Ray Remy, alternate for Mayor Bradley
- Jerry Baxter, Ex-Officio for California

Staff members present:

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



Los Angeles County
Transportation
Commission

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

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Leading the Way to Greater Mobility

**ATTACHMENTS FOR THE PUBLIC HEARING AND THE \$500,000,000 BOND
RESOLUTION ARE FILED IN LACTC RECORDS MANAGEMENT CENTER - PLEASE
CONTACT MR. BOB SANDERS AT (213) 244-6581.**

At 1:45 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. Real Estate Matters:

- o Parcels AS506, AS523, AS524, AS532 - Takashi Yasutake - dba T-Y Nursery, Inc.
- o Parcels AS521, AS527 - TRW Foundation

b. Railroad Negotiations

c. Pending Litigation

At 2:25 p.m., the meeting was reconvened. The Commission approved the Just Compensation for an amount not to exceed \$6,280 to TRW, Inc. (AS521), \$591,871 to TRW Foundation (AS527) and \$175,00 to T-Y Nursery, Inc. (AS506, AS523, AS524, AS532).

PRESENTATION OF AWARDS

- a. June Metro Award to the City of Los Angeles, Department of Transportation. The award was presented to Ed Rowe, General Manager for the City of Los Angeles, Department of Transportation.
- b. Special Recognition Award to Caltrans, District 7, Local Streets and Roads Branch. A certificate of recognition was presented to Caltrans for speeding up the review and approval process for construction of local streets and roads in L.A. County. Accepting for Caltrans was Wayne Ballantine, Chief, Local Streets & Roads Branch, District 7.

PUBLIC HEARING re. Finding of Necessity for the Acquisition of Real Property Interests - Owner: Southern California Edison Co. Parcels: AS506, AS523, AS524, AS532 - Metro Rail Green Line

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 full name and position?

Mr. Wiley: Mr. James Wiley, Manager 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: These properties are identified by our code numbers as AS506, AS523, AS524 and AS532. They lie generally in the vicinity of Compton Blvd., Aviation and the City of El Segundo and they are adjacent to the proposed Hawthorne yard site, which would be the the Green Yard Maintenance facility.

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

Motion was move and seconded. Without objection, motion was carried with 10 members present.

APPROVAL OF MINUTES - Minutes of May 22, 1991 were approved with a minor correction regarding the travel of Commissioner Tolbert. He did not attend the Legislative reception in Sacramento on May 20.

CHAIRMAN'S REPORT

- a. International Transportation Conference - The conference will be held October 27 - 29, at the Sheraton Universal Hotel. Stephanie Brady gave a brief review on things to come.
- b. Award to Ernie Camacho - Chairman Grabinski indicated there was a great turnout of the Society of Hispanic Professional Engineers Reception which was held for the new RCC Board Chairman, Ernie Camacho.

REPORT OF COMMITTEE CHAIRS

- a. Legislative and Intergovernmental Relations Committee
- b. Planning and Mobility Improvement Committee
- c. Finance and Programming Committee

Reports were handed out to the Commissioners at the meeting.

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 Commissioner or Public Request)
(Items 1 - 48)

A motion was made by Ms. Bacharach for approval of the Consent Calendar Items 1 - 48, with the exception of Items 21, 24, 25, 26, 27, 28, 42, 46, 48 and that Mr. Alatorre receive notification on the negotiations with the possible siting of a rail station by Cal-State L.A., seconded by Mr. Patsouras. Mr. Peterson, along with legal counsel, asked that Items 35 - 48 be incorporated into the consent calendar. Mr. Patsouras abstained on Items 43 and 44. Mr. Alatorre abstained on Items 11, 43 and 44. Hearing no objection, motion was carried.

Ms. Bacharach made a motion to have a Joint Workshop with the Rail Construction Corporation on staffing the rail program, seconded by Mr. Patsouras. Without objection, motion was carried.

1. SB 1185 (Presley): Eminent Domain and High-Occupancy Vehicles Lanes - Adopted a "support if amended" position on SB 1185. The Legislative & Intergovernmental Services Committee (LISC) requested deletion of all provisions relating to the joint powers authority to oversee and approve HOV lanes within the five-county Los Angeles basin region.
2. SB 600 (Dills): Relating to Tow Trucks - Approved the staff recommendation to support SB 600, if amended, to exempt tow trucks and operators employed or under contract with a public agency from the provisions of the bill.

3. SB 233 (Robbins): Reduced Motor Vehicle Insurance Rates for Commuters - Adopted a "support in concept" position on SB 233 and directed staff to work with the author on clarifying the process by which transit use would be incorporated into the insurance rate structure.
4. Contract for State Government Relations Representation - Authorized the renewal of its contract with Capital Representation Group for one fiscal year at the level of \$5,135.33 per month.
5. Contracts for Federal Government Relations Representation - Approved amendments to the following contracts for federal government relations representation:
 - a. Madison and Associates - extend services for one fiscal year at the level of \$8,333.33 per month; and,
 - b. Baker, Worthington, Crossley, Stansberry and Woolf - extend services for one fiscal year at the level of \$8,333.33 per month.
6. Approval of Contract MY005, Amendment No. 4 - Maintenance of Operations Manuals for the Metro Blue Line - LKG Configuration Management Services - Approved an amendment to the contract with LKG Configuration Management Services. The amendment would increase the current contract amount of \$2,901,508 by \$293,784 to the not-to-exceed amount of \$3,195,292.
7. Additional Office Space - Adopted the staff recommendation to co-locate the Rail Construction Corporation consultants to the LACTC offices, pending adoption of the FY '92 budget by the Commission.
8. Congestion Management Computer Acquisition from IBM - Approved acquisition of IBM RS6000 computer and peripheral workstations to develop a County Transportation Model for the Los Angeles County Congestion Management Program..

9. Proposed Draft 30-Year Integrated Transportation Plan - An Assessment of Future Transit Bus Requirements in L.A. County- The Planning and Mobility Improvement Committee reviewed a report prepared by Mundle and Associates, Inc., and made the following recommendations:
 - a. Delete discussion regarding overcrowding report and combine the overcrowding category with the congestion management category with the understanding that transit standards relating to overcrowding will be considered within the context of the CMP.
 - b. It should be noted in the materials that the distribution of the buses is not an entitlement and is only a projection. Future bus service expansion will be based upon the application of the Prop. C 40% Discretionary guidelines.
 - c. The staff should consider the policy issue of utilizing CMP fees to pay for operating expenses associated with bus transit. Congestion Management fees could prove to be an uneven income stream since it rests upon the level of development activity. This could prove problematic if an uneven revenue stream is used for a predictable (and growing) stream-of-expenses.

The staff was requested to bring back the next iteration of this report after the new information on HOV and CMP is included.

Ginger Bremberg, Mayor of the City of Glendale spoke in support of Item #9.

10. Funding EPA/DOT Required Conformity Analysis - Authorized the following:
 - a. Authorized an allocation of \$128,000 for SCAG to complete the EPA required computer modeling of the 1989 RMP and 1991 RTIP.
 - b. Authorized the LACTC Executive Director to enter into an agreement with the SCAG Executive Director for the staffing and computer time required to expedite the 1991 RTIP.

Before funds can be released to SCAG, a report by SCAG is to be provided at the July 1991 Planning and Mobility Improvement Committee meeting to discuss the consistency of SCAG's regional planning modeling and LACTC'S CMP efforts.

11. Confirmation of Contract Award to GTE Mobile Communications for Upgrade and Maintenance of Call Box System (SAFE) - Confirmed the award of the call box upgrade and maintenance contract which was awarded to GTE by the Commission on April 24, 1991, since there is now certainty that the Disadvantaged Business Enterprises subcontractor is properly licensed.

Mr. Alatorre abstained on this item.

12. Commuter Rail Station Locations - Approved the following initial commuter rail stations: East Line (San Bernardino): Claremont, Pomona, Covina, Baldwin Park, El Monte; West Line (Ventura): Chatsworth, Burbank, Glendale; North Line (Santa Clarita): Santa Clarita, Sylmar/San Fernando; South Line (Orange Co.): Norwalk, Commerce.

Staff was requested to review the station siting over the next several months to ensure that there are no gaps where a station may be required.

13. Loans to Cities Building Commuter Rail Stations - The Planning Mobility Improvement Committee requested that staff explore the possibility of expanding the loan program to include funding of other transit capital projects for which local jurisdictions might not have sufficient funds.

The Commission authorized the following:

- a. That the Executive Director enter into an agreement with any city desiring to loan or borrow Proposition A Local Return Funds to establish a commuter rail station loan program.
- b. That the Executive Director waive the Commission's policy on reallocation of lapsed Proposition A funds for cities loaning funds during the loan period.

- c. That the Executive Director enter into an agreement with Santa Monica for use of the Santa Monica Municipal Bus Line's (SMMBL) unexpended Proposition A Discretionary funds which may be loaned for commuter rail stations. These funds would only be used after all Proposition A Local Return funds have been loaned.
 14. TDA Article 8 Hearing Board Recommendations - Adopted the Article 8 Hearing Board's definitions, findings, and conditions for the allocation and use of Transportation Development Act (TDA) Article 8 funds.
 15. Adoption of FY 1992 Workplan for the Consolidated Transportation Services Agency (CTSA) and Americans with Disabilities Act (ADA) Implementation - Adopted the FY '92 Workplan for CTSA with the following comments:
 - a. Efforts need to be made to coordinate with paratransit operators as well as fixed-route operators;
 - b. The work element regarding insurance should be addressed as soon as possible since it will be an important yet difficult item for operators.
- It was noted that major items in the workplan will still come before the Commission for action. The review of the workplan was to provide the Commission with an understanding of the tasks to be accomplished and is not construed as a "blanket" approval.
16. Proposition A Local Return Potentially Lapsing Funds Report - Approved that the Executive Director be authorized to:
 - a. Implement Proposition A Local Return Policy by collecting the lapsed Local Return Funds of the City of Irwindale;
 - b. Reallocated the lapsed funds to the discretionary programs of countrywide significance;
 - c. Direct area teams to closely monitor those cities which may potentially lapse funds at the end of FY 1991.

The following requests were made: That Jacki Bacharach and Judy Hathway-Francis sign future notices of potentially lapsing funds which will be sent to the affected jurisdictions in January of each fiscal year; and direct staff to investigate past policies on the reallocation of lapsing Local Return funds, and prepare a report assessing the appropriateness of reallocating lapsing funds to regional county-wide significance.

17. Proposition C Interest Cash Flow: Freeway Service Patrol Financing - The Commission approved the following:
 - a. Adopt a cashflow, pay-as-you-go approach for the financing of the Freeway Service Patrol program.
 - b. Commit \$13.5 million of Proposition C Interest to the Freeway Service Patrol program over the next 18 months.
 - c. Defer Stage D of the Freeway Service Patrol program until the Proposition C lawsuit is favorably settled;
 - d. Defer consideration of the \$9 million Smart Corridor Demonstration Project Grant Anticipation Note Guarantee until July 1991, while keeping the option for this guarantee available during June, 1991.

18. Cabrillo Mole Terminal and Land Access Reconstruction -
 - a. Adopted the allocation to the City of Avalon in FY 1990-91, \$1.5 million of Proposition A Discretionary funds for the Cabrillo Mole terminal building and land access reconstruction.
 - b. Authorized the Executive Director to submit an UMTA Section 3 Discretionary Capital grant application and a Proposition 116, Ferry Program Application, as well as any additional information required.
 - c. If Federal or State funding is secured for the Cabrillo Mole project, these funds will reimburse the Commission's Proposition A Discretionary Interest funds. No conflicts with the project schedule will result from seeking alternative funding sources.

19. Approval of Resolution Committing \$1.5 Million Local Match for State Funds for Commuter and Intercity Rail Improvements in the Los Angeles-Ventura-Santa Barbara Corridor - Approved the resolution committing \$1.5 million local match for state funds for commuter intercity rail improvements in the Los Angeles-Santa Barbara corridor.
20. Approval of FY 1992-94 Short-Range Transit Plan/Transportation Improvement Program (SRTP/TIP) - Approved the following:
 - a. Approved the operator certifications and findings presented in Chapter 2, Certifications. Norwalk Transit System's financial capacity certification is contingent on submittal of their 1992-94 SRTP. SCRTD's financial capacity certification is contingent on Board adoption of a balanced FY '92 budget.
 - b. Approved the FY '92 bus operating assistance allocations presented in Table 3-1 and Appendix F, Recommended Transportation Improvement Program (TIP), with the exception of Norwalk Transit System and the SCRTD pending receipt and approval of a balanced FY '92 operating and capital budget.
 - c. Approved the FY '92 bus program of project requests presented in Appendix F, Recommended Transportation Improvement Program (TIP), contingent on the issuance of Certificates of Participation (COP) and with the stipulation that only FY '92 projects have funding approval. All eligible transit capital requests have been programmed for funding with the issuance of COPs. Recommended project requests total \$76.7 million in FY '92 Section 9 capital, which includes \$61.5 million in Section 9 COP financing revenues, \$9.9 million in Section 9 COP debt service and \$5.3 million in Section 9 cash.
 - d. Approved the air quality conformance stipulations regarding bus purchases and facility capital requests, as presented in Chapter 6, Air Quality Conformance.

- e. Approved the list of rail capital projects presented in Appendix F, Recommended Transportation Improvement Program (TIP).
 - f. Approved readoption of the current Formula Allocation Procedure (FAP) for UMTA Section 9 operating, TDA, and STA funds, effective through FY 93, as presented in Section 3.1.1, Formula Allocation Procedure.
22. Lapsing Combined Road Plan/Federal Aid Urban (FAU) Grant - Approved to lapse \$155,000 Regional Federal Aid Union (FAU) funds which were granted to the City of Rancho Palos Verdes in 1987.
23. Foothill Transit Set-Aside FY 1990 Closeout - Authorized the Executive Director to take the administrative steps necessary to transfer \$1,812,879 from the Proposition A Discretionary Interest account to the Foothill Set-Aside to cover legal costs, capital lease expenses, and SCRTD subsidy for Line 270, in accordance with agreements between Foothill Transit, SCRTD and LACTC.
24. U.S. Olympic Festival Funding - Adopted the following recommendations:
- a. Allocate \$150,000 in Proposition A Discretionary Interest Funds to the U.S. Olympic Festival, between July 12 and 21, 1991, for transportation purposes.
 - b. Authorize the Executive Director to take the administrative steps necessary to implement this allocation.
29. Exercise of Commuter Rail Vehicle Options Commuter Rail Vehicles -
- a. Exercise the first option for twenty vehicles. Funding is from already identified sources in the adopted capital program.
 - b. Purchase the first two of the second twenty car option pending commitment of funds from member agencies. Staff will continue to negotiate with Orange and Riverside Counties for possible "borrowing" of funds already allocated to their lines.

- c. Negotiate with UTDC for an extension of the option for the remaining ten cars of up to one year at terms to be approved by the JPA.

RAIL CONSTRUCTION CORPORATION CONSENT CALENDAR

30. Metro Blue Line: Contract P0822 - Concrete Ties, Acceptance of Contract Closeout - J. H. Pomeroy & Co., Inc. - Approved the following:
 - a. Approved the contract acceptance with Conditional Final Release from Case Pomeroy, who is contesting the credit of \$22,740 for Change Order 10 which will be processed separately.
 - b. Approved acceptance of the subject contract one hundred complete as of November 30, 1989, and authorize the recording of the Notice of Completion.
 - c. Authorized the release of the retention balance in the amount of \$2,260 thirty (30) calendar days after the filing of the Notice of Completion. The remaining retention balance in the amount of \$22,740.00 to be withheld pending resolution of dispute between prime contractor and subcontractor.
 - d. Approved the transfer of funds in the amount of \$2,398,438 to the Project Reserve. This amount represents a surplus over the current budget provision.
31. Metro Blue Line: Contract H812 - Overhead Contact System, Acceptance of Contract Closeout - L. K. Comstock & Co., Inc.
 - a. Approved the acceptance of the subject Contract which was complete as of May 8, 1991, and authorized the recording of the Notice of Completion.
 - b. Authorized the immediate release of the Contract balance amount of \$625,154.15 and Authorized the release of retention in the amount of \$82,902.85 upon expiration of thirty calendar days after the filing of the Notice of Completion.

- c. Approved the transfer of funds in the amount of \$1,974,148.00 to the Project Reserve. This amount represents a surplus over the total obligated funds for Contract R01-T06-H812.
32. Metro Blue Line: Contract C4710 - Miscellaneous Construction Services, Acceptance of Contract Close-out - O'Keefe Engineering Inc.
- a. Approved the acceptance of the subject contract complete as of May 8, 1991, and authorized the recording of the Notice of Completion.
 - b. Authorized the release of the Contract balance \$179,988.23 immediately upon acceptance of closeout including outstanding DBE submittals and release of retention balance in the amount of \$29,094.21 upon completion of thirty (30) calendar days after the filing of the Notice of Completion.
 - c. Approved the transfer of funds in the amount of \$31,884.00 from the Project Reserve. This amount represents a deficit in the current total obligated Funds for Contract R01-T01-C4710.
33. Metro Blue Line: Contract C275 - Landscaping, Acceptance of Contract Close-out - Marina Contractors, Inc. -
- a. Approved the acceptance of the subject contract complete as of February 15, 1991, and authorized the recording of the Notice of Completion.
 - b. Authorized the release of retention balance in the amount of \$88,071.25 upon completion of thirty (30) calendar days after the filing of the Notice of Completion.
 - c. Approved the transfer of funds in the amount of \$87,059 to the Project Reserve. This amount represents a surplus over the total obligate funds for Contract R01-T01-C275.

34. Metro Blue Line: Contract C117 - Flower St. Subway, Change Order No. 34 - Homer J. Olsen, Inc. - Approved the Change Order No. 034 in the amount of <\$283,400>.
35. Metro Blue Line: Contract P0852 - Rerailing Truck - Acceptance of Contract Closeout - McCormick-Morqan, Inc. -
 - a. Approved the acceptance of the initial scope of Work complete as of November 21, 1989.
 - b. Authorized the recording of the Notice of Completion after delivery and acceptance of the flatbed/crane truck.
 - c. Authorized release of the final payment and retention upon acceptance of the final truck.
 - d. Approved the transfer of funds from the Project Reserve in the amount of \$43,371.28. This amount represents the budget deficit on Contract No. R01-T02-P0852.
36. Metro Blue Line: Contract C415 - Firestone Bridge - Acceptance of Contract Closeout - Morrison-Knudsen Co., Inc. -
 - a. Approved the acceptance of the subject Contract complete as of October 20, 1989.
 - b. Retained \$127,120.00 until pending third-party insurance rates are resolved.
 - c. Approved the transfer of funds in the amount of \$1,301,683.00 to the Project Reserve.
 - d. Authorized the filing of the Notice of Completion.
37. Metro Blue Line: Contract H831 - SCADA - Acceptance of Contract Closeout - Harris Corporation:
 - a. Approved the acceptance of the Metro Blue Line portion of the subject Contract which was one hundred percent complete as of May 29, 1991, and authorized the release of \$145,293.

- b. Authorized the immediate release of the contract balance of \$157,963.20, upon acceptance of closeout and release the retention balance of \$244,778.43 thirty (30) calendar days after the filing of the Notice of Completion.
 - c. Authorized the transfer of \$251,084 from Project Reserve to the Metro Blue Line portion of this contract No. R01-T07-H831.
 - d. Authorized transfer of \$375,380.75 representing the contract balance of items to be executed under the Metro Green Line.
38. Metro Blue Line: Contract P0851 - Hi-Rail Trucks - Change Order No. 10 and Acceptance of Contract Closeout - Road Machinery & Supplies Co. (RMS. Co.):
- a. Approved Change Order No. 10 in the amount of \$239,251.21 to adjust the final Contract value as per the negotiated settlement between LACTC and Road Machinery and Supplies Co.
 - b. Approved the acceptance of the subject contract complete as of May 31, 1991, and authorized the recording of the Notice of Completion.
 - c. Approved the transfer of funds in the amount of \$27,681.57 to the Project Reserve. This amount represents the surplus over the total obligated funds for Contract No. R01-T02-P0851.
39. Metro Blue Line: Contract H811 - Traction Power Supply System - Acceptance for Contract Closeout - L.K. Comstock & Company:
- a. Approved the acceptance of the subject contract one hundred percent complete as of June 5, 1991 and authorized the recording of the Notice of Completion.
 - b. Authorized the release of the contract balance of \$1,044,197.46 immediately upon the acceptance of closeout and release of retention balance in the amount of \$84,338.90 upon completion of thirty (30) calendar days after the filing of the Notice of Completion.

- c. Approved the transfer of funds in the amount of \$877,875 from the Project Reserve. This amount represents a deficit over the total obligated funds for Contract No. R01-T06-H811.
40. Metro Blue Line: Contract C415 - Change Order No. 28 - Morrison-Knudsen Co., Inc: Approved Change Order No. 28 in the amount of \$2,130,807.
41. Metro Red Line, MOS-1: Contract A141, Change Order No. 117 Final Negotiated Quantities - Tutor-Saliba/S.J. Groves - Approved the Change Order authorizing payment to the Contractor the final negotiated bid quantities in the amount of \$1,271,328.93.
43. Metro Red Line, Segment-1 and Segment-2: Contract 2297/E0002 Amendment No. 5 - Metro Rail Transit Consultants: Authorized the Executive Director to execute Amendment 5 with MRTC in the amounts of \$3,000,000 for Segment 1 and \$11,918,740 for Segment 2.
- Mr. Alatorre and Mr. Patsouras both abstained on this item.
44. Metro Blue Line: Contract MC005 - Amendment No. 2 - Transit Consultants of Southern California I: Authorized the Executive Director to execute Amendment No. 2 to the subject Contract for an amount not to exceed \$2,964,507.00.
- Mr. Alatorre and Mr. Patsouras both abstained on this item.
45. Metro Red Line, Segment 1: Contract A144 - Authorization to Enter into a Demolition Disposal Contract: The Board recommends that the Commission authorize the President to negotiate the award of a contract in the not-to-exceed amount of \$150,000 to one of the two proposers who have submitted unsolicited bids to the RCC to dismantle and dispose of all equipment, piping and components comprising the groundwater treatment facilities from its current location adjacent to Union Station.

47. Metro Blue Line: Contract C140/C117 - Claim of Homer J. Olsen: This item was revised by a two-thirds vote of the RCC to include the claim on Contract C117 which was not included in staff's report, but is part of the claim attached to the report. This revision will require a two-thirds vote of the Commission.

The Board recommends that the Commission formally reject the claim of Homer J. Olsen, Incorporated.

FURTHER DISCUSSION ON CONSENT CALENDAR

21. FY 1991-92 Proposition A Discretionary Incentive Fund Program Approved with the following increase in Service Replacement projects: Torrance, Rancho Palos Verdes, Hermosa Beach, Lawndale, Redondo Beach, El Segundo, City and County of Los Angeles, Rolling Hills Estates and Manhattan Beach. Municipal Area Express (MAX) Service - from \$297,792 to \$356,379 for FY 1991-92. This increase will be funded from Proposition A Discretionary Incentive Program reserves.

Richard DeRock, Project Manager for the San Fernando Valley Area Team, clarified the Finance & Programming Committee's recommendation to the Commission.

Mr. Hertzberg asked that the Proposition A Incentive Program guidelines and criteria for applications be sent to him.

Mr. Hertzberg made the motion with the recommendation that staff work on some geographic component when they bring the incentive program revisions to the Commission. Ms. Hathaway-Francis asked that a marketing strategy be included in this. Seconded by Ms. Hathaway-Francis.

Ms. Bacharach asked that the approval of this year's Incentive Program not be tied to revision in next year's Incentive Program. Mr. Hertzberg withdrew his original motion.

Ms. Bacharach asked that staff consider the comments of the Commission when developing revision to the Proposition A Incentive Program in FY 1993.

A motion was made by Ms. Bacharach to approve the FY 1991 Proposition A Incentive Program, seconded by Mr. Fukai. Hearing no objection, motion was carried.

25. LACTC/RCC Annual Report - Agreed to the following:

- a. Approved a contract amount "not to exceed" \$90,000 to produce a 1990-91 combined LACTC/RCC Annual Report. (This budget amount would cover all appropriate design and expenses to produce an annual report that will work effectively as a communications tool.)
- b. Approved the design firm of Patrick SooHoo Designers as the selected annual designer, and authorized that the appropriate contract be executed with this firm.

Ms. Hathaway-Francis made a motion to put out an annual report but that it be done in-house. Seconded by Mr. Hertzberg.

Mr. Fukai made a substitute motion to approve the item as recommended, seconded by Mr. Alatorre.

Roll call vote:

Yes: Fukai, Holen, Remy, Alatorre, Bacharach, Tolbert, Grabinski

No: Hertzberg, Hathaway-Francis

Motion was carried.

26. Amendment to White and Case Contract as Lessee's Counsel for Cross Border Transactions - Authorized the following contracts and services to complete a cross-border lease transaction on the 54 Blue Line rail vehicles:

W.S. Walker & Company	\$10,260.22
Credit Lyonnais	70,000.00
Chuo Coopers & Lybrand	7,422.00
Hashidate Law Offices	12,267.60
U.S. Banknote Company	3,256.20
Showa Law Office	710.98
White & Case	175,000.00
Caledonian Bank & Trust Limited	94,300.00
Kutak Rock & Campbell	80,000.00
First Interstate Bank	5,500.00
Schiff Hardin & Waite	4,500.00
	\$463,217.00

An oral presentation was made by Les Porter, Deputy Executive Director, and further explanation by Mr. Peterson.

Mr. Remy moved approval with the request that staff report back about sharpening up the procedures of notification on the issues, seconded by Ms. Hathaway-Francis. Hearing no objection, motion was carried.

27. Insured Negotiable Certificates of Deposit in DBE Financial Institutions - Authorized the following:

- a. Authorized the staff to purchase insured Negotiable Certificates of Deposit (CD's) in denominations up to \$100,000 (including interest) from California based DBE financial institutions through a brokered CD network;
- b. Accepted the highest CD brokered interest rate offered by DBE financial institutions on any given purchase date with preference given to those based in California.

Mr. Hertzberg moved approval of the Committee recommendation with the request that they get a report back with other options regarding developing our own policies, seconded by Mr. Patsaouras. Without objection, motion was carried.

28. Selection of Marketing Firm for Commuter Rail - Applied Management & Planning Group (AMPG) and Braun Ketchum - Authorized the Executive Director of the LACTC to Approve the hiring of two firms, Applied Management & Planning Group (AMPG) and Braun Ketchum. These firms were selected through a competitive bidding process which included interviews by staff of the county members of the IJPA.

Mr. Patsaouras moved approval with the understanding that they come back with a clarification of IJPA rules and/or policies in relation to the Disadvantaged Business Enterprise (DBE) standards, seconded by Ms. Bacharach. Without objection, motion was carried.

42. Metro Red Line, Segment-1: Construction/Procurement Contract Authorizations for Expenditure (AFE) - Authorized any new expenditure levels for active construction/procurement contracts.

Ms. Hathaway-Francis moved approval, seconded by Ms. Bacharach. Without objection, motion was carried.

46. Metro Green Line: Contract P1800 - Special Trackwork: At the RCC Meeting of June 24, the Board voted to overrule the Staff's recommendation and authorized the Executive Director to award Contract P1800 to A & K Railroad Materials, Inc. The Contract award will be for a total amount of \$6,644,591.

There was a staff presentation by Ed McSpedon, President/CEO Rail Construction Corporation, and John Mack, Manager of Contract Compliance.

The following persons appeared before the Commission:

James Magee, Attorney for Bethlehem Steel Corporation
Morris Kulmer, President for A&K Railroad Materials
Bernard Kamine, Attorney for A&K Railroad Materials

Mr. Patsouras made a motion to reject all bids, which was seconded by Mr. Tolbert. Without objection, motion was carried.

48. Metro Green Line: Memorandum of Understanding between LACTC and Century Freeway Affirmative Action Committee (CFAAC): Authorized the Executive Director to execute the MOU between the Commission and CFAAC for a twelve-month period, beginning July, 1991. Total cost of services incurred under the MOU shall not exceed \$84,500.

Mr. Hertzberg moved approval, seconded by Ms. Bacharach. Without objection, motion carried.

STAFF REPORT

49. LACTC Operating Budget for FY 1991-92 and Budget Adjustment for FY 1990-91 - Staff previously distributed the proposed Operating Budget for FY 1991-92 and the Budget Adjustment for FY 1990-91, as well as the workshop materials. Staff incorporated comments from the workshop held on June 12.

Ms. Bacharach moved approval of the budget as follows:

- a. that the FY 1991-92 Operating Budget and the Budget Adjustment for FY 1990-91, as put before the Commission, be approved, with Prop. C interest funds to fund projects to be determined by future Commission action.
- b. that the goals and objectives not be included in the budget but brought back to each Committee and the Commissioners' retreat, and come back before the Commission for approval.
- c. that the 25 positions, which the Executive Director described as subject to Proposition C monies, be held and subject to further approval by the Commission.

Motion was seconded by Mr. Tolbert.

Roll call vote:

Yes: Hertzberg, Holen, Patsaouras, Remy, Hathaway-Francis, Bacharach, Tolbert, Grabinski

No: None

Motion was carried.

50. Amendment to Contract for MIS Support Service - The Legislative and Intergovernmental Service Committees referred this item to the Commission for consideration as part of the LACTC Budget discussions. The staff recommendations are as follows:

- a. Approve the amended MIS scope of work for FY 1991;

- b. Authorize the Executive Director to amend the MIS contract with DMR by \$6.28 million to reflect the revised work plan for FY 1991 and 1992. Funds are included in the FY 1991 and FY 1992 LACTC operating budgets.

Dan Kubrin of DMR answered the Commissioners' questions.

Much discussion followed.

Mr. Remy moved approval of the recommendations with the understanding that staff will bid the entire contract next time around, seconded by Ms. Bacharach.

Roll call vote:

Yes: Hertzberg, Remy, Bacharach, Tolbert, Grabinski

No: Holen, Patsaouras, Hathaway-Francis

Motion failed.

Ms. Hathaway-Francis made a motion to reconsider, seconded by Mr. Holen.

A motion was made by Mr. Remy to approve the Committee's recommendation with the understanding that at the completion of the 2nd year, the contract will be re-bid at the conclusion of this process. Any indication of overrun beyond the authorized level will be immediately brought to the attention of the both the Chair of the Commission and the Chair of the Finance and Programming Committee. Motion was seconded by Ms. Bacharach.

Roll call vote:

Yes: Hertzberg, Holen, Patsaouras, Remy, Hathaway-Francis, Bacharach, Tolbert, Grabinski

No: None

Motion was carried.

51. Metro Blue Line Del Amo Station Update - Brief presentation was made by Lawrence Weldon, Vice-president Project Manager/Blue Line, regarding the Del Amo Station.

EXECUTIVE DIRECTOR'S REPORT

52. Monthly Executive Director's Report

- a. Foothill Transit Zone Issue - the Supreme Court upheld the lower court's rulings.

Mr. Bill Forsythe of Foothill Transit outlined the implications of the lower court rulings and which services started and when.

- b. Ms. Bacharach asked questions regarding recent accomplishments of the West Side Area Team. At the appropriate time, she would like a report on the following upcoming decisions:

- (1) the Crenshaw Area Security Demonstration Project
- (2) Approval of acquisition of the Santa Monica Blvd. Southern Pacific right-of-way
- (3) and the approval of Federal Santa Monica Blvd. Corridor Demonstration Project

Ms. Bacharach asked that a word be reworded on page 319, under LACTC support Divisions, Short Term (one-two month) Future Policy Actions, the word "approval" to read "bring to the Board" or something like that.

Mr. Peterson indicated that the Pasadena Line will go out for bid as part of the owner-controlled insurance program.

53. Notice of Meetings

Notice was received and filed.

INFORMATION ITEMS (Material was distributed to the Commissioners only)

54. Legislative Matrix
55. Congestion Management Program Status Report
56. Draft Freeway HOV and Incident Management Program - Early (10-Year) Implementation Phase
57. Private Sector Proposal for Los Angeles County
58. Fare Debit Card
59. LAX Blue Ribbon Committee
60. Metro Blue Line Monthly Report
61. Proposition C 40% Discretionary Guidelines - Remaining Three Components
62. Monthly Treasurer's Report on Cash Flow and Investments
63. Service Authority for Freeway Emergencies (SAFE) 10-Year Budget
64. Completed \$500,000,000 Proposition A Sales Tax Revenue Bond Issue

PUBLIC COMMENT

- a. Tim Robert spoke on Item #49, LACTC Operating Budget.
- b. John Walsh spoke on the Mac Arthur Park siphoning.

ADJOURNMENT

Meeting adjourned at 6:10 p.m.

Kathy Torigoe
KATHY TORIGOE
Executive Secretary

KYT:yr:kg