

MINUTES



LOS ANGELES COUNTY TRANSPORTATION COMMISSION 403 West 8th St., Suite 500, Los Angeles, CA 90014 (213) 626-0370

LOS ANGELES COUNTY TRANSPORTATION COMMISSION

OCTOBER 26, 1988

The regular Commission meeting was called to order by Chairman Schabarum at 1:40 p.m. in the Board of Supervisors' Hearing Room at the Hall of Administration.

Mr. Taylor was in receipt of a letter from Supervisor Edelman designating Richard Callahan as his alternate in Mr. Geoghegan's absence and a letter from Supervisor Hahn designating Burke Roche as his alternate in Mr. King's absence for this meeting.

Members in attendance:

Supervisor Peter Schabarum
Council Member Christine E. Reed
Mayor Pro Tem Jacki Bacharach
Councilman Ray Grabinski
Councilman Michael Woo
Marcia Mednick
Burke Roche, alternate for Supervisor Hahn
Richard Callahan, alternate for Supervisor Edelman
Barna Szabo, alternate for Supervisor Dana
John La Follette, alternate for Supervisor Antonovich
Ray Remy, alternate for Mayor Bradley

Staff members present:

Paul Taylor, Acting Executive Director
David Kelsey, Assistant County Counsel
Kathy Torigoe, Executive Secretary
Barbara Norris, Senior Secretary

PUBLIC HEARING

Public Hearing regarding Necessity for the Acquisition of Parcel No. R01-R-21-AS300 - Robert Johnson and Scott Barry (Owners). Property is located at the northeast of the intersection of Willowbrook Avenue and 119th Street, in the unincorporated territory of Los Angeles County (near Compton), California.

Mr. Taylor presented the staff report regarding the necessity to acquire said property. Chairman Schabarum opened the hearing for public testimony at 1:45 p.m. No testimony was heard at the meeting. Mrs. Reed moved to close the public hearing, seconded by Mr. Grabinski. Hearing no objection, public hearing was closed.

Mrs. Reed moved for the adoption of the Resolution of Necessity as recommended by staff, which was seconded by Mr. Grabinski.

Roll vote was taken:

Yes: Roche, Callahan, Szabo, La Follette, Remy, Woo,
Bacharach, Reed, Grabinski, Mednick, Schabarum

No: None

Motion was carried.

CONSENT CALENDAR (Items 1 to 12)

Mrs. Bacharach moved that Items 1 to 12 with the exception of #9 be approved as recommended, seconded by Mrs. Reed. Hearing no objection, motion was carried.

1. Approval of September 28, 1988 Minutes
2. Government Relations & Finance Committee recommended approval of the procedures recommended in the staff report to facilitate compliance with the Political Reform Act.
3. Rail Construction Committee recommended that the Commission formally reject the claim of Allan Simmons and Michael W. Schwab.
4. Rail Construction Committee recommended approval of the credit Change Order #010 to Contract C435 (Aerial Structures) in the amount of \$212,014 to decrease the current contract amount from \$25,030,184 to \$24,818,170.

5. Streets and Highways Committee recommended the Commission approve for circulation the Draft LACTC Carpool Lane Plan. The Committee endorsed the Technical Advisory Committee's two recommendations: (a) the draft plan will not make recommendations as to whether individual carpool lanes should be striped lanes or transitways; and (b) during the comment period, staff will work with Caltrans and SCAG to develop a final joint document for approval by all three agencies.
6. The Streets and Highways Committee recommended that the Commission, acting as the SAFE, authorize the Acting Executive Director to hire independent legal counsel for the SAFE and approve the concept of using binding arbitration, if necessary, to decide the call box system purchase price. The Committee also recommended that Commissioners work with the Board of Supervisors' staff to resolve the purchase price issue so that binding arbitration will be unnecessary.
7. Transit Committee recommended adoption of the proposed Proposition A Incentive Program policy revisions, including the changes recommended by the Technical Advisory Committee, and addressing a recommendation that staff clarify the policy on service expansion.
8. The Transit and Government Relations Finance Committees recommended transmittal to SCAG and SCAQMD of comments on the draft Air Quality Management Plan.
10. Transit Committee recommended the Chairman be authorized to execute a Joint Participation Agreement with the above entities for the Los Angeles-San Diego corridor's inter-city rail improvements with the concurrence of counsel.
11. Transit Committee recommended that the Acting Executive Director be authorized to execute a contract amendment with SCAG for transportation modeling in support of Commission rail planning activities not to exceed \$125,000 from Proposition A funds allocated for each rail project.
12. Transit Committee recommended Commission approval of the priority list for FY 1989-90 State Guideway Funding.

DISCUSSION OF CONSENT CALENDAR ITEM

9. Mr. Taylor reported that on May 25, 1988, the Commission authorized staff to apply for UMTA funds totalling \$1,650,000 to begin conducting an environmental analysis of alternative alignments that would extend Metro Rail west from an MOS-2 Wilshire/Vermont station to the vicinity of East Los Angeles.

Transit Committee recommended that the Commission authorize the Acting Executive Director to take actions to advance planning on Metro Rail extensions:

- a) Establish five staff positions to handle Metro Rail planning. The positions would be: Senior Rail Development Planner (1), Rail Development Planner (2), Public Affairs Officer II (2); current employees of SCRTD will be given first consideration for these positions.
- b) Issue a Request for Proposal for a consultant to support staff in the Alternatives Analysis/Environmental Impact State planning work. This contract is expected to be up to \$2,000,000, of which 75% will be paid for with the \$1,650,000 amount set aside for this work by Congress. Once begun, the work is expected to take 18 months to complete.
- c) Seek a Letter of No Prejudice to cover the full \$2.4 million cost of the study to allow some of the work to proceed prior to the completion of the Full Funding Contract.

The Commission was further requested to amend the Commission budget by \$262,000 to cover staff costs and \$550,000 to cover the local share of the \$1,650,000 UMTA matching funds earmarked for the study.

Discussion followed on the staffing for the planning work.

All those present were in favor of the Committee's recommendation with the exception of Chairman Schabarum and Mr. Callahan who expressed a "no" vote.

STAFF OR COMMITTEE REPORTS

13. The Rail Construction Committee recommended approval of the proposed interagency agreement with the California Department of Fair Employment and Housing (to refer allegations of discrimination directly to that agency for expedited adjudication) at a cost not to exceed \$225,000 for the first year after the date of execution.

Mrs. Bacharach moved for approval, seconded by Mrs. Reed.

Mr. Callahan asked about the change in the programmatic approach to contractor compliance as opposed to federal emphasis on numerical goals. Mr. Taylor indicated that the Commission will be working under both the state and federal regulations with regard to contract compliances.

Hearing no further discussion or objection, motion was carried.

14. Mrs. Bacharach reported the Commission adopted the current budget for the Long Beach-Los Angeles rail transit project in May 1985. Since that time there has been one budget adjustment, that being the addition of funds necessary to design and construct the MC-5 railroad diversion which the Commission added to the project in November 1987.

Staff informed the Committee that construction is now 40% complete with less than two years left for completing the project. They stated that after a detailed review of all items in the budget, i.e., construction and professional services contracts, real estate, staff salaries, etc., the project is on-budget including adding over \$40 million in scope changes. As construction gets closer to the end, the Committee will take a good look at the remaining contracts to be awarded as there is less room for error at this point.

Mrs. Bacharach also addressed the delay on 7th and Flower by SCRTD's station contractor. Staff recommended SCRTD not accelerate the contractor's contract as the benefit does not outweigh the risk. Staff does recommend that SCRTD examine putting an incentive provision in the A165 contract and also any other contracts impacted by the delay.

Mrs. Reed moved approval, seconded by Mrs. Bacharach.

In the interest of a more complete discussion, Mr. Taylor suggested that this item be included as one of the items for discussion in the November 9 agenda. Mrs. Reed withdrew her motion and instead moved to continue this item to the November 9 meeting, which was seconded by Mrs. Bacharach. Hearing no objection, motion was carried.

16. Mr. Taylor reported on the updated action plan for the four separate but related tracks that must be pursued to achieve full funding agreement for Metro Rail Phase 2. The environmental EIR/EIS track is the most critical and is totally under UMTA's control but revisions that SCRTD will be making and submitting to UMTA by the end of next week may well satisfy UMTA's requirements in the area of the EIR/EIS. With regard to the grant application, SCAG has amended the Transportation Improvement Program to change the grantee status so, as of now, the Commission is the grantee for Metro Rail Phase 2. The grant application will be submitted to UMTA by the end of next week.

He summarized and recommended that Commission approve the following:

- 1) Approve the proposed "steps to consolidate rail design/construction" as LACTC's work program and schedule;
- 2) Approve the proposed Articles of Incorporation and By-Laws for the Los Angeles County Rail Construction Corporation (as amended by the Rail Construction Committee), to be filed by County Counsel with the Secretary of State to enable the Corporation to become operative January 1, 1989, and assume full responsibilities April 1, 1989;
- 3) Authorize SCRTD to immediately begin specified design activities on Phase 2 of Metro Rail (the Locally Preferred Alternative adopted in August) with or without a "Letter of No Prejudice" from UMTA, under a contract in the amount of \$22.4 million.

He also recommended that the Commission authorize SCRTD to accomplish with consultant forces already under contract (Metro Rail Transit Consultants) these activities:

1. Complete design of the line segment from the Wilshire/Alvarado Station to the Wilshire/Vermont Station.

2. Complete, to approximately the 60-percent level, design of the Wilshire/Vermont Station.
3. Complete design of the Wilshire/Western Station.
4. Complete, to approximately the 90-percent level, design of the Wilshire/Normandie and the associated line segment from Vermont Avenue to Western Avenue.
5. Complete preliminary engineering of associated line tunnel segments and six stations at Vermont/Beverly, Vermont/Santa Monica, Vermont/Sunset, Hollywood/Western, Hollywood/Vine and Hollywood/Highland.
6. Undertake additional planning work related to further definition of Benefit Assessment Districts, patronage modeling, joint development, and bus route modeling.

After some discussion, Commissioner Woo noted that "preliminary" should be removed from Item #5 above. He also moved that Commission approve the recommendations and direct staff to report back at the next meeting in November on the advisability of releasing money for right-of-way acquisition, which was seconded by Mrs. Reed. Mr. Schabarum noted that he would not support Item 3.

Mrs. Bacharach indicated that the Rail Construction Committee has reviewed Items 1 and 2 of the recommendations and has scheduled a workshop next week.

Mrs. Bacharach moved approval of Items #1 and #2, seconded by Mrs. Reed.

Roll call vote was taken:

Yes: Roche, Szabo, La Follette, Woo, Bacharach, Reed, Grabinski, Mednick, Schabarum

No: Callahan, Remy

Motion was carried.

Mrs. Reed moved approval of Item #3, including Mr. Woo's request that staff report back at the next meeting on the right-of-way acquisition element, which was seconded by Mr. Remy.

Roll call vote was taken:

Yes: Roche, Callahan, Szabo, Remy, Woo, Bacharach, Reed, Grabinski, Mednick

No: La Follette, Schabarum

Motion was carried.

INFORMATION ITEMS

(Items 17 to 29) - Materials were included in the agenda to Commissioners for their information.

Item 24 - Comments on SCAG's Draft Regional Mobility Plan will be brought back to the Commission at the November meeting.

EXECUTIVE DIRECTOR'S REPORT

1. Citizens Advisory Committee

Commissioner Bacharach has nominated Mr. Howard Sacher to serve on the Citizens Advisory Committee. She has requested approval of the nomination by the Commission.

Mrs. Reed moved approval, seconded by Mrs. Bacharach. Hearing no objection, the nomination was approved.

2. Notice of Meetings

A revised notice of meetings was distributed to the Commissioners.

PUBLIC COMMENT

Mr. Greg Roberts commented on his opposition to having the Commission take over the subway project from the SCRTD.

CHAIRMAN'S REMARKS

1. Concerning Item #6 under Consent Calendar, Chairman Schabarum indicated that the County and the Commission are still at substantial odds on a solution. He hoped that the Commission will hold off hiring a lawyer before any arbitration is done. Mrs. Mednick responded that the Commission does not have the availability of the services of County Counsel on this issue.
2. Because of the passage of Proposition 73, Chairman Schabarum asked about the quarterly Promotion publication; thought that the use of slick paper is not necessary for information update distribution on the activities of the Commission. He feels that the publication should be made up in a more subdued fashion. It was suggested that this matter be referred to the Government Relations and Finance Committee for a report on the cost and format of the publication.

Mrs. Bacharach suggested that the Acting Executive Director be encouraged to continue to negotiate with Mr. Pegg on some of the items concerning RTD.

Mr. Remy suggested to the Acting Executive Director and Chair that at the meeting on November 30, under Executive Director's Report, the Commissioners receive a comprehensive report that highlights where the Commission stands with regard to a variety of issues with RTD so that legislation can be uniformly supported in Sacramento.

CLOSED SESSION

At 3:30 p.m., the Commission adjourned into closed session pursuant to Government Code Section 54956.8/54956.9 to authorize an offer of just compensation to the following parcels:

Parcel No.	<u>Owner</u>
R01-R21-AS102(2) (located at the northwest corner of Willow Street and Long Beach Boulevard, Long Beach	Carpet World and Strauss Family Trust
R01-R21-AS115-2 R01-R21-AS11503 (located at the southwest corner of Seventh and Flower Streets, Los Angeles)	Hammerson Property Corporation

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The Commissioners also discussed personnel matters in closed session.

At 4:20 p.m., the Commission reconvened and adjourned the meeting in memory of Craig Johnson, LACTC employee, who recently passed away.

A handwritten signature in cursive script that reads "Paul C. Taylor" with a small star symbol at the end.

PAUL C. TAYLOR
Acting Executive Director

PCT:kyt
Attachment