



# Minutes <sup>92</sup>APR 13 9:00

## LOS ANGELES COUNTY TRANSPORTATION COMMISSION

Wednesday, February 26, 1992

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

Mr. Peterson was in receipt of letters from the following Commissioners appointing alternates for today's meeting:

Dean Dana appointing Sara Hirsch  
Ed Edelman appointing Philip Hess  
Kenneth Hahn appointing Burke Roche  
Tom Bradley appointing Jane Ellison

### Members present were:

Supervisor Mike Antonovich  
Supervisor Edmund Edelman  
Councilman Richard Alatorre  
Councilwoman Jacki Bacharach  
Councilwoman Judy Hathaway-Francis  
Councilman Ray Grabinski  
Jim Tolbert  
Gerry Hertzberg, Alternate for Supervisor Molina  
Burke Roche, Alternate for Supervisor Hahn  
Marv Holen, Alternate for Supervisor Edelman  
Philip Hess, Alternate for Supervisor Edelman  
Sarah Hirsch, Alternate for Supervisor Dana  
Nick Patsouras, Alternate for Supervisor Antonovich  
Jane Ellison, Alternate for Mayor Bradley  
Jerry Baxter, Ex-Officio, State of California

### Staff members present:

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



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**CHAIRMAN'S REMARKS**

- o LACTC/SCRTD Reorganization Update:

Mr. Peterson briefly summarized the status of the reorganization bill, AB 152. The bill passed out of Senate Transportation Committee on a 9-1 vote. It next goes to the Senate Appropriations Committee. Two amendments were passed in the committee as follows:

- a. An amendment requiring the selection of the City Selection Committee representatives to the MTA to be by a proportioned population vote, rather than one-city-one vote.
- b. An amendment requiring a 2/3 vote of the MTA in order to waive the local content requirements that are in the bill, rather than a unanimous vote.

- o L.A. Car Ad Hoc Committee Status Report (none)

**PRESENTATION OF AWARDS** - Awards were presented to Bob Wilkins of Charles A. Bell Securities, Inc. and Grover McKean of Lazard Freres for their successful efforts in achieving excellence in minority-owned business enterprises participation.

**APPROVAL OF MINUTES** - The minutes of February 26, 1992 were approved with one change on page 5, which shows the testimony after the action. It should be reversed to show the testimony was listened to first.

**CLOSED SESSION** - At 1:40 p.m., the Commission recessed into close session to discuss the following:

- o Real Estate Matters:
  - AS 91 - Bennett - Settlement
  - AB 109 - Citibank - Condemnation Settlement
  - B2-120 - Shatto Investors
- o Right-of-Way Negotiations - Status Report

The Commission reconvened and authorized just compensation as follows:

- Parcel No. AS 109 - Citibank - \$725,000
- Parcel No. B2-120 - Shatto Investors, southwest corner of Shatto Place at 6th - \$5,300,000.

No further action was taken.

**PUBLIC HEARINGS** - Public Hearing for the Metro Rail Transit  
Project-Westside/Mid-City Segment at 4:35 p.m.

Steve Lantz, Area Director of West Side Area Team, summarized the background of this project. The Commission will consider adoption of the Mid-City Segment at its March 25, 1992 meeting.

Public Comment received from the following persons:

Councilman Allan Alexander, City of Beverly Hills  
Richard Sherwood, Trustee, L.A. County Museum of Art  
Mark Winogron, American Planning Association  
Patricia Miller, Administration Assistant to  
U.S. Congressman Julian Dixon  
Ann Post, Senator Diane Watson's office  
Owen Smith, President, Brookside Home Owners  
Association  
Judy Reidel, Block Captain Ogden Drive Neighborhood  
Association, and the Miracle Mile Association  
John Gresham, Wilshire Park Association/Boulevard  
Heights Home Owners Association  
Michael Meyer, President, Carthay Circle Homeowners  
Association  
Doris Lee, Carthay Circle Association  
Rita Leader, Carthay Circle Homeowners Association  
Ned Fenton, Hancock Park Homeowners Association  
Larry McFarland, Miracle Mile Residential Association  
Katherine Diamond, L.A. Chapter American Institute of  
Architects  
James McCormick, Chair Westside Urban Forum  
Michael Pitas, Urban Design Assistance Coalition  
Richard Keating, Keating Mann Architects & Wilshire  
Resident  
Michael Cornwell, Windsor Square Association, Wilshire  
Homeowners  
John Walsh, United Riders of Los Angeles  
Paul Casey, Resident, Venice California  
Danuta McCall, Resident, S. Bronson Ave.  
Alex Man, Focus, Resident, Palisades  
Linda Schied, Miracle Mile Association  
Glenn Erikson, Non Profit Board Member Affordable  
Housing  
Bob D'Amato, Private Safety Consultant, American Safety  
and Risk Management Services - Mr. Edelman moved that  
Mr. D 'Amato's safety report be forwarded to staff for  
a report back to the Commissioners with a copy of the  
report to Mr. D'Amato. The recommendations will be  
discussed at the March 11 meeting of the Planning &  
Mobility Improvement Committee.  
Danny Womack, Resident, Mid-city Area

Jacki Bacharach moved that items on the Joint Development Ad Hoc Agenda be included as information items in future LACTC Commission Agenda, seconded by Mr. Antonovich. Motion was carried.

**PUBLIC HEARING** re. Necessity for the Acquisition of Real Property Interests for the following parcels were held over to the March 4 Special LACTC meeting:

- a. B2-125 & B2-126 - L & R Investment
- b. B2-127 - Benjamin Morley, et al.
- c. B2-167 - Korean Philadelphia Presbyterian Church
- d. AS580 & AS582 - Lorenzo & Tomasa Flores  
AS581, AS583, AS584 - Evangelistic Fellowship Center Church
- e. AS592 - Laddie C. & Delores A. Leopold

**CONSENT CALENDAR (Discussion at Commissioner or Public Request, Items 1-26)**

Mr. Roche moved that Items #3, #4, #8, #10, #16, #21, and #26 be held for further discussion, seconded by Mr. Tolbert. Hearing no objection, motion was carried.

Mr. Antonovich abstained on Items #15, #25, #26; Mr. Alatorre abstained on Items #15, #17, #25; and Mr. Edelman abstained on Item #21.

**FINANCE AND PROGRAMMING COMMITTEE**

1. Contract Amendment to Transit Maintenance Consultants for Vehicle Inspection Services and Suburb-to-Suburb Bus Purchase.

Approved the following recommendations:

- a. Authorize a contract amendment with Transit Maintenance Consultants in the amount of \$20,000 bringing the total contract to \$122,195.
- b. Authorize a cost increase with the Neoplan Corporation in the amount of \$200,000, bringing the total to \$16,200,000.

2. Development of Los Angeles Metro Blue Line Noise Control Program. - Approved to authorize the Executive Director to award a contract to Navcon Engineering Network to perform all necessary testing, prototype fabrication, and noise barrier design. The contract is not to exceed \$63,000.

**LEGISLATIVE AND INTERGOVERNMENTAL RELATIONS COMMITTEE'**

5. AB 2278 (Cortese): Eminent Domain - Arbitration - Approved recommendation to oppose the bill.
6. SB 272 (Kopp): State-Local Partnership Program - Approved recommendation to support the bill.
7. SB 508 (Greene), L.): Local Government - Joint Use of Land  
Approved recommendation to oppose this measure and add that the oppose position will stand unless:
  - o language is added which limits the notice provisions to situations in which a negative declaration is used by a local agency, and
  - o the time for response from local agencies is limited to 30 days.
9. LACTC Lobbyist Policy - Directed staff to revise the lobbyist policy and to return in 30 days after the policy has been distributed for public comment with the following modifications:
  - a. Delete the exemptions for religious representatives.
  - b. Delete exemptions for contracts under \$500,000.
  - c. Prepare optional language beyond the persons involved with procurements to include other significant policies used such as: 30-year plan; CMP; and rail corridor selection.
  - d. Prepare optional language for ensuring that persons were not discouraged from becoming involved in the decision-making process.
  - e. Prepare optional language for determining whether compensation was the appropriate test or if the test should be whether the individual or group is actively lobbying the Commission.

The Committee also directed staff to amend the contract procurement guidelines requiring disclosure of lobbyists who are proposing to work as a consultant or sub-consultant on Commission projects.

#### PLANNING AND MOBILITY IMPROVEMENT COMMITTEE

11. Appointment of FY 1992 Transportation Development Act (TDA) Article 8 Hearing Board - Approved the staff recommendation to appoint the Transportation Development Act (TDA) Article 8 Hearing Board for the unmet transit needs process for FY 1992. The FY 1992 Hearing Board be composed of:
  - o An LACTC Commissioner, appointed by the chair of the Commission.
  - o a representative from Supervisor Antonovich's office, representing Santa Catalina Island, appointed by Supervisor Dana.
  - o A representative of the southern California Association of Governments (SCAG), appointed by SCAG.
  - o A representative from one of the three cities in the North County, appointed by the cities (Lancaster, Palmdale, and Santa Clarita).

Commissioner Judy Hathaway-Francis indicated her interest in continuing to serve as the Commission representative on the Hearing Board.

12. LAX-Green Line Alternative Alignments - Authorization to Proceed with EIR - Approved the following recommendations as follows:
  - a. Approve the initiation of a Supplemental EIR on the following transportation alternatives serving the LAX Interagency Transit Study Task Force:
    - 1) No Project
    - 2) All bus transit service
    - 3) Metro Green Line Mitigated EIR (subway along Aviation Boulevard adjacent to runways)
    - 4) A technology-neutral alignment through LAX Parking Lot B which would allow either the People Mover or the Metro Green Line technology.

- b. Direct staff to evaluate alternative sites for a multi-modal transit center as an integral part of the base Metro Green Line Project, pursuant to Commission action in December 1991. These alternative sites include the Metro Green Line Aviation/Imperial Station, LAX Parking Lot B, and LAX Parking Lot C.
  - c. Direct staff to initiate a Request for Proposals for the preparation of the supplemental EIR and to coordinate the work with the Department of Airport's environmental work on the People Mover project serving the LAX central terminal area.
13. Metro Blue Line Connector Preliminary Study - Approved expenditure of Commission funds to prepare a Preliminary Planning Study for the provision of a rail connection through downtown Los Angeles between the two Blue Line segments.
14. Metro Rail System Implementation Strategy -
- Approved the implementation strategy as follows:
- a. Provide for a public hearing in preparation for future Commission action to modify the Locally Preferred Alternative (LPA) to include the Mid-City segment; and
  - b. Approve the identified conceptual alternatives for inclusion in the Eastern Corridor Alternatives Analysis/Draft Environmental Impact Statement/Draft Environmental Impact Report (AA/DEIS/DEIR) planning process.

Public Comment:

Michael Meyer, Carthay Circle Homeowners Association

44. Contract Amendment to CMP Fee Nexus Study -

The proposed amendment was reviewed by PMIC at its February 12 meeting and they discussed the continuation of the study. As a result of the discussion, the following action was taken:

- a. Denied the staff recommendation to amend the CMP nexus study contract amendment.
- b. Approved a motion that there should be no CMP mitigation fee at this time.
- c. Directed that staff suspend work on the mitigation fee study and conduct a workshop on March 18 to discuss alternatives to implementing the CMP without a mitigation fee.

**RAIL CONSTRUCTION CORPORATION**

15. Metro Red Line, Segment 1: Award Contract A190 - Ancillary Construction and Maintenance - Fischbach and Moore, Inc. -

Authorized the Executive Director to award Contract A-190, Ancillary Construction Maintenance to the lowest responsive and responsible bidder, Fischbach and Moore, Inc., pending resolution to any and all protests that are timely filed. A ten percent contract reserve fund is requested to cover possible changes and extra work concerning this contract. Staff also recommended that an allowance of \$50,000 be allocated for the purpose of resolving contract disputes/claims associated with this contract through the use of the Disputes Review Board.

Mr. Alatorre and Mr. Antonovich abstained on this item.

17. Metro Red Line Transit - Contract MQ001, Amendment No. 14 - Deloitte Kelloqq Joint Venture

Authorized the Executive Director to execute Amendment Number 14 with DKJV in the amount of \$242,500. The 242,500 is budgeted as follows:

|                        |           |
|------------------------|-----------|
| Red Line Segment 1     | \$ 13,500 |
| Red Line Segment 2     | \$200,000 |
| Secunding of Personnel | \$ 29,000 |
|                        | \$242,500 |

Mr. Alatorre abstained on this item.



18. Modification of Procurement Procedures -  
Approved the following recommendations with amendments to  
item #3 of the Procurement Policy:

- a. All rail-related procurement awards be presented to the RCC Board for consideration and approval prior to the presentation of the items to the Commission for approval.
- b. At the time a rail-related procurement project is assigned to the RCC Board, the RCC Board will implement the commissions' procurement policies and procedures and direct the RCC staff to develop criteria aimed at maximizing the use of competitive bidding to the extent possible in rail-related procurement.

Negotiated procurement may be recommended whenever it appears that the procurement involves:

- highly technical procurement where technology and results cannot be sufficiently specified; and
  - significant original engineering design activity arising from the procurement requirements which is required for delivery of the needed product.
- c. All rail-related procurement requiring approval by the Commission are to be presented to the RCC Board for review and approval prior to issuance or advertising for bids or request for proposals.
    - o Shall become effective for all procurement bids or request for proposals issued on or after 4/1/92.
    - o Shall be applicable to all rail-related procurements in excess of \$50,000.

19. Station Design Policies

Approved staff's recommendation with an amendment to adopt column two of the station design matrix incorporating referenced elements from column one and to delete columns three, four and five.

20. Metro Red Line, Segment 1: Contract No. A610/A115 - Change Order No. 131 - Final Resolution of Costs Associated with AR-146 Tunnel Modification for Clearance - Approve Change Order A610/A115-CO-131 in the amount of \$241,154.45. This amount represents the costs associated with correcting the tunnel and walkway clearances to accommodate design track alignment.
22. Metro Red Line, Segment 2: Contract No. A640 - Change Order No. 52 - Communications - Conform Fire and Emergency Management Subsystem Design and Installation to Final Operating Requirements - Approved Change Order A640-CO-052 in the amount \$4,418,994, increasing the total contract value to \$52,310,622 and increase the AFE by \$4,418,994.
23. Metro Red Line, Segment 1: Contract No. A116 - Change Order No. 3 and Increase in AFE - Yard Security Fence - Ace Fence Company - Final Resolution of Claim for Extended Overhead - Authorized the Executive Director to approve Change Order No. 3 in the amount of \$56,553.12. this amount represents costs incurred by Ace Fence for delay in issuance of the Notice to Proceed. Staff further recommends that the Commission approve an increase to the current AFE in the amount of \$60,000.
24. Paragon Cable: Utility Cooperative Agreement - Authorized the Executive Director and the RCC President/CEO to execute the Utility Cooperative Agreement with Paragon Cable, and begin issuance of work orders for necessary activities including design work, which should be performed by LACTC-controlled forces to the maximum extent possible. The budget for compensation will be provided in adopted Program Plans.
25. Metro Red Line, Segments 1, 2, and 3: Contract No. 2297/E0002-Amendment No. 8-Metro Rail Transit Consultants - Authorized the Executive Director to execute Amendment 8 with MRTC in the additional amount of \$1,204,000 for Segment-1, \$6,000,000 for Segment-2, \$754,000 for Segment-3, extend the period of performance through April 30, 1992, and convert the compensation and payment provisions to those agreed for the Engineering Management Consultant.

Mr. Alatorre and Mr. Antonovich abstained on this item.

It was moved and seconded to approve the consent calendar items. Hearing no objection motion was carried.

FURTHER DISCUSSION OF CONSENT CALENDAR ITEMS

3. Economic Recovery Program (tabled to the March 4, 1992 special LACTC meeting).
4. AB 8 (Hannigan): Rail Passenger Service - Highway Information Signs. - The Legislative and Intergovernmental Services Committee approved the staff recommendation to support this bill if language is added which would require Caltrans to work cooperatively with all county and regional transportation agencies statewide to develop a uniform policy for signage.

Jacki Bacharach moved to support this bill without amendments, seconded by Judy Hathaway-Francis. Without objection, motion was carried.

8. Congestion Management Program Legislative Change Proposals - Approved recommendations as follows:
  - a. Requested that staff present legislative change proposals included in its report to the Congestion Management Program Technical Form and Policy Advisory Committee and report their recommendations at next month's LISC meeting.
  - b. Revise Item 7 of the staff recommendation to reflect that the Committee is not supporting the enactment of fees, but that if such fees were enacted, that they be equitably applied.
  - c. Revise staff recommendation to oppose the legislative proposal for earmarking funding from an existing funding source for CMP implementation. concern was expressed regarding the uncertainty of the cost of implementing the CMP, and the uncertain consequences earmarking of funding could have on other important local programs.

It was moved and seconded to approve the recommendations. Hearing no objection, motion was carried.

10. Fare Debitcard - Award of Contract (Public Comment) - Approved the following recommendations:
  - a. Approve the allocation of \$5.0 million from Proposition A Discretionary Interest Funds for the Fare Debitcard project.

- b. Authorize the Executive Director to extend the Consultant J. W. Leas contract through FY 92 from \$199,000 to \$574,000 for an increased scope of work. This contract has a 21% DBE component for subcontract work.
- c. Authorize the Executive Director to execute the Fare Debitcard contract with GenFare, in the amount of \$4.6 million, in order to begin design and development of a Fare Debitcard system. This contract has a 5% component for subcontract work.

Received public comments from:

Dave Ashcraft, Transportation Director, Culver City  
Municipal Bus Lines

Roger K. Chapin, Executive Director, Foothill Transit

Mr. Tolbert motioned for item to be reconsidered. Mr. Antonovich seconded. Motion was carried.

Sarah Hirsch moved to table this item, which was seconded.

Roll call vote to table item:

Yes: Edelman, Hirsch, Hathaway-Francis, Tolbert.

No: Hertzberg, Ellison, Grabinski, Bacharach,  
Antonovich.

Motion failed.

Ms. Bacharach called for the question, which Mr. Antonovich seconded.

Roll call vote:

Yes: Hertzberg, Roche, Ellison, Grabinski, Bacharach,  
Antonovich.

No: Edelman, Hirsch, Hathaway-Francis, Tolbert.

Motion was carried.

Motion was made to have a 180-day report as to the effectiveness of the program, which was seconded. Without objection, motion was carried.

16. Metro Red Line: Consolidated Tunnel Project - The RCC Board recommended to the LACTC Commission that it:
  - a. Approve the Mitigation Monitoring Program
  - b. Adopt the Statement of Findings
  - c. Adopt the Negative Declaration
  - d. Issue the "Notice of Determination"

Public comments were received from:

Doris Rowe, Teacher-Los Feliz  
Kathy Iriarte, Los Feliz School  
Bobette Fowler, Los Feliz School  
John Walsh, Teacher-LAUSD  
Pat Chiado, American Safety & Risk  
Bob D'Amato, American Safety & Risk Mgmt. Services  
Michael DeLuca, LAUSD  
George Abrahamian, LFIA Metro Rail Committee

Mr. Peterson was asked to write a letter to the L.A. School Board President advising of Mr. DeLuca's testimony regarding the relocation of the school, if necessary. It was indicated that the Commission is not committed to relocating the school.

Mr. Bob Cruz, Vice Chairman, Rail Construction Corporation Board, gave an overview of RCC's action.

Motion was made and seconded to approve the recommendations as follows:

- a. Approve the Mitigation Monitoring Program
- b. Adopt the Statement of Findings
- c. Adopt the Negative Declaration
- d. Issue the "Notice of Determination"

Roll Call Vote:

Yes: Hertzberg, Hess, Hirsch, Ellison, Bacharach

No: Hathaway-Francis, Patsaouras

Abstain: Tolbert

Motion failed.

A motion was made and seconded to bring back this item to the March 4 special LACTC meeting. Motion was carried. Roll call vote was unanimous to bring this matter back on March 4 for further discussion at the special LACTC meeting.

21. Metro Red Line, Segment 1: Contract No. R80-E0017, Amendment No. 5 - Claims Construction Consultant - High-Point Schaer, Inc. - (Item was held over to the March 4 LACTC meeting).

Mr. Edelman did not participate in the discussion of this item.

26. Metro Red Line, Segment 1: Contract A136 - Union Station Handicapped Accessibility Revision - Change Order No. 60 - Mr. Alatorre moved to hold this item to the March 4 meeting. Mr. Antonovich abstained on this item.

#### **STAFF/COMMITTEE REPORT**

27. Contract Amendment to Tillinghast for Insurance Audit Service - Item was tabled to the next meeting.
28. Requests from SCRTD - (tabled from the Commission meeting of January 22, 1992)

Per SCRTD's request, attached are two resolutions adopted by the SCRTD Board of Directors January 10, 1992.

The first resolution requests LACTC to allocate \$30 million to the SCRTD from other sources to cover the revenue shortfall during FY 1992, and specifies that the SCRTD would repay the LACTC in four equal installments. The second resolution requests the LACTC to pay the SCRTD \$10.3 million in STA funds being withheld. (It should be noted that actual STA allocations from the state have been reduced, and the SCRTD amount is \$8.9 million as opposed to \$10.3 million).

Public comment received from Dave Daley, Chairman of LACTC Private Sector Forum

Mr. Holen indicated that this relates to RTD funding with respect to the shortfall in sales tax collections by the Commission and with respect to the transit operators' State Transit Assistance monies. Mr. Holen revised the District's request for STA from \$10.3 million to \$8,896,000, the amount actually received for FY '92 by the LACTC.

Mr. Edelman moved to resolve that the Southern California Rapid Transit District receive the full amount of the Los Angeles County Transportation Commission FY 92 Proposition A funding mark of \$171,163,000 and \$8,896,000 of the State Transit Assistance funding mark of \$10,268,000, which was seconded.

After discussing the need for further evaluation of the shortfall, Mr. Tolbert moved to table this item to the March 4 meeting, seconded by Mr. Antonovich.

Roll Call Vote:

Yes: Bacharach, Antonovich

No: Roche, Holen, Alatorre, Hathaway-Francis, Tolbert  
Ellison, Grabinski

Motion failed.

Mr. Alatorre requested the privilege of being able to open roll to allow him to cast his vote, since he had a speaking engagement in 10 minutes.

Mr. Antonovich referred to the motion to move previous question, which Judy Hathaway-Francis seconded.

Mr. Antonovich indicated that in order to move a previous question, it would take a two-thirds vote.

Roll Call Vote:

Yes: Holen, Ellison, Alatorre, Hathaway-Francis,  
Tolbert

No: Roche, Grabinski, Bacharach, Antonovich.

Abstain: Hertzberg, Hirsch

Motion failed.

After further discussion, it was decided to continue this item to the March 4, 1992 meeting.

#### **EXECUTIVE DIRECTOR'S REPORT**

29. Monthly Executive Director's Report - (gave to Commissioners under separate cover)

30. CAC Member Nomination - (tabled to next meeting)
31. Commission Travel Request - (tabled to next meeting)
32. Notice of Meetings - (received and filed)

**INFORMATION ITEMS**


33. FY 1991-92 Financial Quarterly Report (2nd Quarter)
34. Monthly Treasurer's Report on Cash Flow and Investments
35. Monthly Capital Projects Status Report
36. Comprehensive Annual Financial Report (sent under separate cover)
37. Update on LACTC-sponsored State Legislation
38. Legislative Matrix
38. Designation of an Approved List of Executive Search and Temporary Agency Firms
40. Telecommunications Strategy for LACTC
41. Electric Trolley Bus Community Outreach Program
42. User Survey - Cross Channel Carriers
43. Route 14 Van Pool Program
44. Contract Amendment to CMP Fee Nexus Study (moved to PMIC consent calendar item)
45. Metro Blue Line Monthly Report
46. Metro Freeway Service Patrol Monthly Report
47. TOP Program Status Report
48. LAX-Palmdale Rail Project
49. Extension of Contract for the Legal Firm of Seyfarth, Shaw, and Fairweather and Geraldson
50. Adoption of Prop. C Administrative Guidelines



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PUBLIC COMMENT (none)

ADJOURNMENT - Meeting was adjourned at 7:45 p.m.

  
KATHY TORIGOE  
Executive Secretary  
to the Commission

KYT:ah