

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS

Regular Board Meeting  
Board of Directors  
District Board Room  
425 South Main Street  
Los Angeles

November 17, 1988

Called to order by President Swanson at 1:02 p.m.:

Directors Present:

Gordana Swanson  
Marvin L. Holen (arr 3:40 p.m.)  
John F. Day  
Joseph S. Dunning  
Larry Gonzalez (arr 1:07 p.m.)

Jan Hall  
Jeff Jenkins  
Nick Patsaouras  
Jay B. Price  
Charles H. Storing  
Kenneth R. Thomas

1. Certificates of Merit presented by Director Dunning to:
  - a. Liliana Chavez, Information Operator-of-the-Month;
  - b. Joseph R. White, Operator-of-the-Month; and
  - c. Arthur Pappas, Maintenance Employee-of-the-Month.
  
2. Manny Hernandez introduced Randy and Kim Horton to the Board. Director Day read a special recognition speech and presented plaques of appreciation to the Hortons for their support of the accessible service program as members of CACAT.

3. Report of the President

The President stated that the LACTC had requested that SCRTD appoint a committee to work with the Transit Committee regarding rail operations. The Rapid Transit Committee of SCRTD was designated, and the General Manager will notify the LACTC.

The President also received a notice from APTA that a vacancy for APTA Vice-Chairmanship has occurred. The position is alternated on a yearly basis and a Policy Board Member should be nominated by December 6. President Swanson indicated that she would serve if asked, but inquired if any other director would be interested. Director Patsouras moved and Director Dunning seconded, nominating President Swanson. There being no objections, it was so ordered.

4. Report of the General Manager

No report was made.

5. Director Special Items

No report was made.

6. There were no items for Closed Session.

8. Considered report on the status of Los Angeles County Transportation Commission (LACTC) withholding of Proposition A tax support funds from the District.

Following the General Manager's report that little had changed since the last meeting, Rebecca Barrantes reported that at a committee meeting of LACTC on November 14, there was a motion by Jacki Bacharach, seconded by Christine Reed, to release \$27 million in Proposition A funds based on compliance with the management rights provision. The votes were as follows: Ayes: Bacharach, Reed: Noes: La Follette, Lewis. This item will go to the full commission as a split vote on November 30.

On query, the General Manager responded that the \$9 million in monthly Proposition A funds does not include the funds being withheld for the operation of the San Gabriel Valley Transit Zone (SGVTZ). The additional amount would be \$4.8 million, or approximately \$500,000 per month.

Director Jenkins inquired as to when the signed labor contracts would be available to review. General Counsel Gifford stated that the documents are in for proofreading and editing. The contracts are fully executed and the provisions have been implemented and carried out.

President Swanson pointed out that the time frame experienced is standard for labor negotiations; it is just that the negotiations have not been an issue with the LACTC in prior years.

General Counsel stated that the contracts should be ready in about 10 days.

Director Thomas stated that Director Jenkins had indicated that the LACTC would release Proposition A funds if SCRTD would consent to the SGVTZ which statement Director Jenkins denied. Director Thomas further stated that Proposition A funds are unconditional and should have been given to SCRTD for service. He stated that it was dishonest to maintain as previously stated that the withholding of Proposition A funds was based on labor contracts.

Neil Silvers, ATU 1277, reported that the union met with representatives of Employee Relations Department and presented the contract. A meeting has been set up for November 23 to review the changes that have to be made. The contract should be out by December. Mr. Silvers stated that he personally heard Director Jenkins make the statement regarding the release of Proposition A funds in return for the SGVTZ. He stated that this was blackmailing a high ranking official.

G. Roberts spoke on transit issues.

9. Considered a contract with Ernst & Whinney for resolving issue of cost effective rail construction.

Director Patsaouras indicated that this contract would be a waste of money because he is starting an initiative to consolidate SCRTD and LACTC. Director Storing agreed and felt that it was appropriate to defer action on this item until after the disposition of item 7, as one is contingent upon the other. Director Patsaouras so moved and Director Storing seconded the motion. There being no objections, it was so ordered.

8. Upon request of Director Thomas, item 8 was revisited for the purpose of a motion. Director Thomas moved, Director Price seconded, that the Board by its action request the LACTC to release SCRTD's operation funds that have been accumulated, with no strings attached. this motion was made following discussion and ultimate decision that taking this action first would not prejudice or jeopardize any action taken under item 7, which is the 8-part agreement.

The motion passed by the following roll call:

Ayes:	Day, Gonzalez, Price, Storing, Swanson, Thomas
Noes:	None
Abstain:	Dunning, Hall, Jenkins, Patsaouras
Absent:	Holen

7. Considered agreement with Los Angeles County Transportation Commission regarding disposition of issues related to transportation in Los Angeles County.

Following the General Manager's report, public comment was received from the following:

Earl Clark, UTU, who stated that the RTD should not submit to blackmail; Neil Silvers, ATU, agreed with Mr. Clark and further stated that the RTD is the "operator" as it had been defined; Joseph Freitas, attorney for ATU 1277, filed the injunction and stated that ATU 1277 will pursue litigation and pointed out that the unions sued LACTC and RTD.

Director Thomas asked Mr. Frietas whether the question could still be raised as to whether RTD can consent to the Zone, even if the cross-complaint were dropped by RTD; Mr. Frietas answered affirmatively.

G. Roberts spoke before the Board and P. Moser recommended adoption of the agreement "as bad as it is."

Director Price noted that the agreement was "full of flaws and loopholes".

Director Dunning made a motion, seconded by Director Hall, to adopt the agreement as submitted.

Under discussion, Director Day felt that another committee should be formed wherein the President of the RTD Board of Directors and the Chairman of LACTC would each appoint three members. This committee would meet immediately and attempt to clear up the ambiguities of the agreement and resolve subsequent problems. This committee's recommendations would not be binding on their respective bodies.

Director Storing offered a substitute motion, seconded by Director Price, to accept the document as a draft only and incorporate the suggestions of Director Day as previously stated.

Director Holen arrived at 3:40 p.m. and offered an amendment, seconded by Director Price, to be added to both motions. This amendment was related to the LACTC's granting the RTD discretionary funds for fiscal years 1989 through 1991 with parity of funds in relation to ridership. This motion was later withdrawn.

The substitute motion carried by the following vote:

Ayes:	Day, Gonzalez, Holen, Jenkins, Price, Storing, Swanson, Thomas
Noes:	Dunning, Hall, Patsaouras
Abstain:	None
Absent:	None

CONSENT CALENDAR

Items 10 through 18 on the Consent Calendar were approved unanimously in one motion, with the exception of item 14, with 10 directors present.

10. APPROVED contract with Flxible Distribution Center, Compton, the only bidder responding under Bid No. 9-8830, covering procurement of power steering gear boxes for a one-year period, with an option an additional year at the election of the District, at an estimated annual cost of \$357,070.; form of contract subject to approval of the General Counsel.
  
11. APPROVED a contract with Plastech Transparencies, Irwindale, the lowest responsible bidder under Bid No. 9-8827, covering Resurfacing of Bus Windows for a one-year period with an option for one additional year at the election of the District, at an estimated annual cost of \$188,000; form of contract subject to approval of the General Counsel.
  
12. ADOPTED a resolution designating the banks and savings and loan associations listed in the General Manager's report dated November 3, 1988, as designated depositories of the Southern California Rapid Transit District.

CONSENT CALENDAR - Cont'd.

13. Received and filed Treasurer's report on District Investments for October, 1988.
  
15. Received and filed Report Calendar - November 4 through November 11, 1988..
  
16. Received and filed status report on Board Requests - November, 1988.
  
17. Received and Filed Purchasing Agent's Report of Purchases - \$5,000 through \$99,999 - October 1 through October 31, 1988.
  
18. APPROVED minutes of Board meeting held October 27, 1988.
  
14. Following questions by directors the Board received and filed Metro Rail construction change order report for October, 1988.

UNANIMOUS, with 10 directors present

EQUIPMENT & OPERATIONS COMMITTEE

19. APPROVED a contract with Moore Business Forms, Van Nuys, the lowest responsible bidder under Bid No. 10-8828, covering printing of bus transfers for a two-year period for a total bid price of \$1,266,956; form of contract subject to approval of the General Counsel.

UNANIMOUS, with 10 directors present

EQUIPMENT & OPERATIONS COMMITTEE - Cont'd.

20. APPROVED requisition 8-9399-343 for 70 Flexible buses to execute a contract with Transportation Manufacturing Corp. covering option available under Bid CA-90-X120-R for the procurement of 70 additional RTS-2 buses now, and when the front door lifts are available in approximately one year, purchase of an additional 30 buses with the front door lift; form of documents subject to approval of the General Counsel.

UNANIMOUS, with 10 directors present

- 21a. APPROVED filing an application and execution of documents necessary for Alternative Fuel Initiative funds pursuant to Section 3 of the Urban Mass Transportation Act of 1964; and
- b. scheduled a public hearing for Thursday, December 22 at 1:00 p.m.

UNANIMOUS, with 10 directors present

GOVERNMENT RELATIONS COMMITTEE

22. Reviewed proposed 1989 State and Federal Legislative program.

The Board requested that the following be added to the State Legislative program:

- a) a bill to increase the fine for parking in a handicapped zone to \$250;
- b) the issue of 1/2¢ tax be moved to the Local program; and,
- c) clarifications be made for zone language and bonding issues.

UNANIMOUS, with 10 directors present



EXECUTIVE COMMITTEE

23. Received and filed quarterly report of Inspector General for the quarter ending September 30, 1988.

UNANIMOUS, with 10 directors present

RAPID TRANSIT COMMITTEE

- 24a. APPROVED Requisition 8-8100-681 and Change Order No. 004 to Metro Rail contract A144, operation and maintenance of the Water Treatment Facility at Union Station, with Operations Consultants, Inc., covering the installation of a supplemental water intake manifold at a cost not to exceed \$95,000; and
- b. APPROVED all contract amendments increasing the aggregate contract price by up to twenty percent, an increase of fifteen percent; however, no individual amendment may exceed \$99,999.

This change order is funded in part under UMTA Grant CA-03-0130.

UNANIMOUS, with 10 directors present

25. APPROVED contract extension with Schimpeler, Corradino & Associates, General Planning Consultant, from December 31, 1988 through March 1, 1989, at a cost of \$300,000; form of contract extension subject to approval of the General Counsel.

UNANIMOUS, with 10 directors present

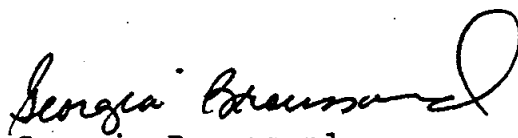
GENERAL ITEMS

26. There were no items arising subsequent to the posting of the agenda.

27. Public Comment.

Appearance of P. Moser and G. Roberts on transit issues.

The meeting adjourned at 4:17 p.m.

  
Georgia Broussard  
Assistant District Secretary