

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS

Regular Meeting
Board of Directors
Thursday, January 10, 1985
District Board Room
425 South Main Street
Los Angeles

Called to order at 1:04 p.m.

Directors Present:

Nick Patsaouras, President
Gordana Swanson, Vice-President
John F. Day
Norman H. Emerson
Carmen A. Estrada
Jan Hall

Nate Holden
Marvin L. Holen
Michael W. Lewis
Jay B. Price
Charles H. Storing

1. Recognition of retirees and presentation of certificates by Director Day.
2. Report of the President

President Patsaouras reported that Studio City has submitted a request for \$350,000 of Prop A monies to start a mini-bus service. They are proposing four buses Monday through Saturday, and their routes would complement the District's service.

Mr. Patsaouras also stated that he was disappointed that a public employee of the City of Los Angeles made a remark in public implying that District employees are lazy, and it was his intent to inform Mayor Bradley of this. He stated for the record that District employees are hard-working professionals and he was disturbed that a representative of the City of Los Angeles would make such a remark.

The President announced that Mrs. Jacki Bacharach has been elected Chairman of the Los Angeles County Transportation. He also reported that she had released a very favorable statement on Metro Rail reaffirming the Commission's support for the project.

President Patsouras reported that copies of Glenn Anderson's letter questioning the authority of OMB's David Stockman to withhold our money intended for the Metro Rail Project were placed in the Directors' board boxes. He went on to say that it is the District's responsibility to educate the public and continue affirming that the Metro Rail Project is still alive. The public and the media have been surprised to learn that District is ready to build the project and that construction can begin within sixty days.

3. Report of the General Manager

General Manager Dyer suggested a Closed Session be held at the conclusion of the agenda on legal matters that require action.

Mr. Dyer distributed a copy of an OMB document entitled "1986 Budget Passback." The proposal contained in the document would eliminate all UMTA dollars and would leave gas tax funds as the only transit source. Discussion followed concerning the various proposals coming out of Washington, with Mr. Dyer commenting that the Senate proposed budget will be different from the President's proposed budget, with yet another proposal coming from the House. Director Emerson asked about the gas tax funds estimate. Mr. Dyer responded that \$400 million has accumulated.

Closed Session

At the suggestion of President Patsouras, on motion duly made, seconded, and carried, the Board recessed to closed session at 1:32 to discuss settlement in the cases of: 1) Sherman Eatmon vs. SCRTD, 2) Lawrence Springer Vs. SCRTD (workers' compensation), 3) John Lubak vs. SCRTD (workers' compensation), and 4) Anthony Archuletta (workers' compensation).

The Board returned from Closed Session at 2:31 p.m. No report was made of action taken during Closed Session.

4. Director Special Items

Director Emerson stated that he shared a letter sent by Mayor Bradley to large city mayors in an effort to pull together a coalition to fight transit cuts. Efforts will be made to meet with representatives of other big city mayors in Washington. Talks will be directed toward the new rail start and capital investments, as well as cuts and operating assistance.

Director Emerson said that he was ready to start with a new format for the Board reports that he had discussed with the General Manager some weeks ago.

Director Holen reported on the Joint Rapid Transit Committee meeting held with the Los Angeles County Transportation Commission on Friday, January 4, 1985. He commented that the meeting content was not satisfactory and that the time was not well spent. The subject of the meeting can only be defined as the LACTC reversing a decision of the District in terms of barrier versus non-barrier fare collection systems. There was also discussion about the propensity of crime in the two different fare collection systems. Discussion was also held concerning the 7th & Flower Street station, but this issue turned out to be more problematic than if no meeting had occurred.

FACILITIES & CONSTRUCTION COMMITTEE REPORT

5. Rejected non-responsive bid submitted by Orange County Atlas Plumbing Company, Inc., and authorized the General Manager to execute a contract with Hickman Mechanical Incorporated, Monrovia, the lowest responsible bidder under Bid No. 12-8413 covering construction of overhead diesel fuel piping at Division 3 (Cypress Park) at a total bid price of \$38,240; form of contract subject to approval of the General Counsel.

CARRIED, with Director Holden casting a dissenting vote.

FACILITIES & CONSTRUCTION COMMITTEE REPORT (cont'd.)

6. Authorized the General Manager to execute a contract with Britton Construction, Wilmington, the lowest responsible bidder under Bid No. CA-05-0133-A, covering construction of sound abatement wall at Division 12 (Long Beach) at a total bid price of \$89,570; form of contract subject to approval of the General Counsel.

This project is funded under UMTA Grant No. CA-05-0133.

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EQUIPMENT & MAINTENANCE COMMITTEE REPORT

7. Rejected non-responsive bid submitted by N/S Corporation and authorized the General Manager to execute a contract with Palmer Engineering & Manufacturing Company, Covina, the lowest responsible bidder under Bid No. CA-90-X059-A, covering purchase and installation of bus washer equipment at Division 2 (Los Angeles) and including option covering relocation of the bus washer equipment at a later date, at a total cost of \$167,450; subject to concurrence of UMTA, with form of contract subject to approval of the General Counsel.

This project is funded under UMTA Grant No. CA-90-X059.

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8. This item was withdrawn and replaced with a report listed on the agenda addendum which recommends the postponement of the sale of any spare buses in running condition until the operational status of the Neoplan Bus Fleet is known.

The Board recommended that the General Counsel be instructed to pursue legal remedy against the bus manufacturer, and bring back a report to the Board on this subject.

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EQUIPMENT & MAINTENANCE COMMITTEE REPORT (cont'd.)

- 9A. Authorized the General Manager to conduct a public auction and execute contracts with the highest bidders covering the sale of 213 surplus 8V-TAC bus engines for an estimated revenue of \$319,500; subject to concurrence of UMTA;

CARRIED, with Director Holden casting a dissenting vote.

- 9B. Approved Requisition No. 4-9400-169 and authorized the General Manager to execute a contract with Ken Porter Auction Company, Santa Barbara, under RFP No. 108417 covering services for disposal of 213 surplus 8V-TAC bus engines. Auction fee shall be 8% of the proceeds at an estimated cost of \$25,560; form of contracts subject to approval of the General Counsel.

A portion of the revenue will be credited to UMTA Grant No. CA-90-X059.

CARRIED, with Director Holden casting a dissenting vote.

10. Authorized the General Manager to execute a contract with Los Angeles Trade Technical College, Los Angeles, covering donation of one surplus bus and three surplus bus engines; subject to prior concurrence of UMTA with form of contract subject to approval of the General Counsel.

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CUSTOMER RELATIONS & PUBLIC INFORMATION COMMITTEE REPORT

11. Approved Requisition No. 4-4400-722 and authorized the General Manager to negotiate with and award a contract to Polaroid Corporation, Norwood, Massachusetts, covering procurement of validation stamps for regular and reduced monthly passes for a one-year period at an estimated cost of \$179,000; form of contract subject to approval of the General Counsel.

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12. Authorized the General Manager to enter into a Lease Agreement with J. Ned - Pantages for the Hollywood Customer Service Center; form of contract subject to approval of the General Counsel.

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SURFACE OPERATIONS COMMITTEE REPORT

13. Authorized the General Manager to execute a contract with Warren McVeigh, Griffin & Savage, Newport Beach, under RFP No. 118426 covering audit of public liability claims administrator at a price of \$36,000; form of contract subject to approval of the General Counsel.

CARRIED, with Director Lewis casting a dissenting vote.

14. Approved Requisition No. 4-9400-233 and ratified emergency contract with Spark Oil Company, Inc., City of Commerce, covering five emergency deliveries of diesel fuel to various divisions at an estimated cost of \$32,000; form of contract subject to approval of the General Counsel.

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ADVANCE PLANNING COMMITTEE REPORT

15. Authorized the General Manager to submit to the Los Angeles County Transportation Commission and to the Southern California Association of Governments the FY 1985-86 Overall Work Program for technical studies, pursuant to Section 8 of the Urban Mass Transportation Act of 1964, as amended.

As amended by the Board, the program is divided into three areas:

1. Regional priorities which would include the Elderly and Handicapped Needs Assessment Study.
2. Operational priorities which would include:
 - a. Short Range Transit Plan
 - b. UMTA Circular 1160.1 Update
 - c. Bus Operations Planning and Evaluation
 - d. Articulated Bus Deployment; and
3. Operational Contingency Projects which include:
 - a. Anthropometric Study
 - b. Hollywood Freeway Line-Haul
 - c. District Absenteeism
 - d. Cash Flow Model

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16. Approved Inter-agency Transfer Agreement with Palos Verdes Transit.

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RAPID TRANSIT COMMITTEE REPORT

17. CARRIED OVER to the January 24 meeting consideration of the following recommendations to:
- a. File a TIP Amendment Application with the Los Angeles County Transportation Commission to delete the El Monte Station Multi-Level Parking, Phase I, project for \$1,434,826 and add additional funding for the Metro Rail Project in the same amount;
 - b. File with UMTA an FY 1985 Section 5 Capital Assistance Grant Application for \$1,434,826 in Section 5, Tier III, carryover funds to aid in financing the Metro Rail Project;
 - c. Accept the grant and execute the contract subject to approval of the General Counsel; and
 - d. Schedule a public hearing on February 7, 1985 at 1:00 p.m.

In addition, staff is to prepare a report responding to UMTA's concerns regarding the El Monte Station parking project.

PERSONNEL COMMITTEE REPORT

18. Approved Requisitions No. 4-1100-47 and 4-1100-48, and:
- a. Ratified legal fees to the law firm of Goldstein and Kennedy in the amount of \$37,612 covering negotiation and preparation of the Metro Rail Labor Stabilization Agreement; and
 - b. Authorized entry into a contract with the law firm of Goldstein and Kennedy in an amount not to exceed \$30,000 covering labor matters and labor contract negotiations during calendar year 1985.

form of documents subject to approval of the General Counsel.

CARRIED, with Director Holden casting a dissenting vote.

PERSONNEL COMMITTEE REPORT (cont'd.)

- 18A. Approved January 15, 1985, Martin Luther King, Jr.'s birthday, as a holiday for all contract and non-contract employees.

A motion was made to extend this holiday for this year only to all non-contract and contract employees, and that it become a matter of negotiation with the bargaining agencies for future years. This motion was seconded.

Director Swanson stated she was in favor of the motion but was concerned about the cost. Other agencies have substituted this holiday for another holiday already given.

Director Holen asked what would happen if, during negotiations, the unions refuse to accept Martin Luther King's birthday as a holiday in lieu of one of their other holidays. Director Holden commented that if the unions fail to agree to this holiday during negotiations, then it would not preclude the District from coming back at some point in the future with another motion.

Director Holen requested that a transcript of the discussion on this item be prepared.

Director Lewis asked if everyone was to be off on the same day. He indicated it would be logical to grant this holiday as a floating holiday. He indicated he would not support the motion if it meant paying employees who would have to work holiday pay at 2-1/2 times their regular rate.

Director Hall stated she could not support the motion to pick a specific date and grant the holiday. This is a very expensive way to handle a holiday. She stated that her opposition was not meant to deny that Martin Luther King, Jr. was a great man who deserved to be appropriately honored.

Director Holen stated his belief that it would be unfair to the patrons of the District to add the attendant cost and reduction in service and increase in fares that they must bear to grant this holiday. That is the reason why he asked for an expression from the Board members prior to voting on the motion, and that in effect, the Board is saying this is granted for one more year only and following this action the matter would be put to the vote of the members of the unions, and if they reject the Martin Luther King birthday as a holiday, then that would be their decision.

PERSONNEL COMMITTEE REPORT (cont'd.)

Director Lewis then made a substitute motion that the holiday be granted as a floating holiday in an effort to give the employees the right to choose when they wish to recognize the achievements of Martin Luther King. The motion was seconded.

Director Holden indicated that he would not pledge that he would not be the one to introduce a motion on this subject again if it were rejected by the union members.

President Patsaouras asked for a Roll Call vote on the substitute motion which failed as noted below:

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| Ayes: | Hall, Lewis |
| Noes: | Day, Emerson, Estrada, Holden, Holen, Price, Storing, Swanson, Patsaouras |
| Abstain: | None |
| Absent: | None |

On a Roll Call vote, the original motion passed as noted below:

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| Ayes: | Day, Emerson, Estrada, Holden, Holen, Price, Patsaouras |
| Noes: | Storing |
| Abstain: | Hall, Lewis, Swanson |
| Absent: | None |

CONSENT CALENDAR

19. Authorized the General Manager to execute a contract with Farwest Corrosion Control Company, Gardena, the lowest responsible bidder under Bid No. 12-8414 covering construction of cathodic protection system at Division 3 (Cypress Park) at a total bid price of \$43,500; form of contract subject to approval of the General Counsel.

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CONSENT CALENDAR (cont'd.)

20. Authorized the General Manager to execute a contract with Atlas Iron & Metal Company, Los Angeles, the highest responsible bidder under Bid No. 12-8418-S covering sale of scrap metal, at an estimated revenue of \$30,000; form of contract subject to approval of the General Counsel.

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21. Received and Filed Report Calendar - December 13, 1984 through January 2, 1985

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- 22A. Approved regular Board meeting minutes of 11/28, 12/13 and 12/20/84.

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- 22B. Received and Filed Purchasing Agent's Report of Purchases \$5,000 to \$25,000 - December, 1984.

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GENERAL ITEMS

23. New Business

In answer to the interest and discussion generated by the December 13, 1984 article in the Los Angeles Times entitled "Miami Metrorail Falling Short of Expectations," General Manager Dyer called the Board's attention to his overview and technical responses contained in items 23A and B. He pointed out the differences between the transit systems in Miami and Los Angeles and indicated that he tried to respond to the most important elements in the article, which were contained in nine or ten themes. Mr. Dyer said he thought it was appropriate to identify and clarify factual errors in the article, as well as acknowledge any inaccuracies.

Closed Session

On motion duly made, seconded, and carried, the Board recessed to Closed Session at 3:20 p.m. to receive a report on labor negotiations.

The Board returned from Closed Session at 3:35 p.m. No report was made of matters discussed in Closed Session.

The meeting adjourned at 3:37 p.m.


District Secretary