

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS

REGULAR BOARD MEETING
Board of Directors
Thursday, April 12, 1990
District Board Room
425 South Main Street
Los Angeles

Called to order at 1:35 p.m.

Directors Present

Gordana Swanson, President
Marvin L. Holen, Vice President
Joseph S. Dunning
Larry Gonzalez
Jeff Jenkins
Don Knabe

Nick Patsaouras
Jay B. Price
Charles H. Storing
Kenneth R. Thomas

Director Absent

Jerold F. Milner

Items were considered in the following order.

1. Report of the President

President Swanson reported she had attended the Full Funding Signing Ceremony for Phase II of the Metro Rail Project. She expressed her pleasure that this second phase will be funded.

Received status report on contract with Los Angeles County Sheriff's Department for the provision of security on the Metro Blue Line.

On query from Director Gonzalez, staff stated that the Deputy Sheriffs have begun their training and no problems are anticipated with the Contract which can not be negotiated. President Swanson indicated the Board's willingness to call a special Board Meeting if necessary.

G. Roberts expressed his opinion that the Transit Police should be allowed to do the job they were authorized to do by State law.

2. Report of the General Manager

General Manager, Alan Pegg, reported having attended a "Transportation Summit" on Saturday, April 7, 1990, at the Valley Hilton. Under the leadership of Director Patsaouras, community and business leaders joined local and state officials to discuss short-term actions to solve the transportation problems of the San Fernando Valley.

3. Director Special Items

Director Patsaouras thanked Messrs. Pegg, Perdon and Spivack for attending the "Transportation Summit" and complimented their preparedness and knowledge.

Director Storing complained staff was not submitting Board Reports in a timely fashion.

Director Thomas requested that the following items be placed on Board agendas in the near future:

- a. Review of Inspector General's contract, salary and duties.
- b. Review of requirements for selection and screening process for all legal services.
- c. Review of contract language for prime contractors regarding bonding.
- d. Proposed revision to District procedure for the application, qualification and certification of DBE's.
- e. Review possible revision to requirements for bonding DBE's.

- f. Review of the practices and procedures based on gender and ethnicity regarding hiring, firing, promotion, demotion and compensation levels based on RTD salary structure.

Director Jenkins requested a report on the outcome of the promotional 25-cent fare in downtown Los Angeles.

MARKETING AND CUSTOMER INFORMATION COMMITTEE

28. APPROVED establishment of a new Discount Ticket Book containing 17, 90-cent tickets to be sold at \$15, only to those companies that are members of the RTD Corporate Pass Program, on an experimental basis for a six-month period.

Unanimous with 10 Directors present.

4. Recessed to Closed Session at 2:10 p.m. to consider personnel, labor negotiations and litigation matters. The Board returned to open session at 2:15 p.m. with the same members in attendance. No report was made.
5. Considered General Manager's report containing recommendations and alternatives for proposed modifications to Non-Contract Pension Plan.

Director Patsaouras made a motion to adopt staff recommendation 1A (1.5% improvement after 30 years). The motion was seconded by Director Knabe and carried on the following Roll Call vote.

Aye: Dunning, Holen, Jenkins, Knabe, Patsaouras,
Price, Storing, Thomas, Swanson
Nay: Gonzalez
Abstain: None
Absent: Milner

Director Storing moved to adopt Items 1A and 1C together, and then Items 1B and 1C together. Both motions died for lack of seconds.

Director Dunning offered a motion to adopt recommendation No. 2 (Eliminate the 1% employee contribution to the pension plan). Director Thomas seconded the motion which carried on a Roll Call vote as shown below.

Aye: Dunning, Gonzalez, Holen, Price, Storing, Thomas, Swanson
Nay: Jenkins, Knabe, Patsaouras
Abstain: None
Absent: Milner

6. APPROVED request to establish personnel department peer review panel.

Unanimous with 10 Directors present.

7. APPROVED request to establish Safety Department Peer Review Panel.

Unanimous with 10 Directors present.

8. APPROVED request to establish Security Peer Review Panel.

Unanimous with 10 Directors present.

CONSENT CALENDAR

9. APPROVED Requisition No. 0-9680-08 and a contract with Fairmont Railway Motors, Fairmont, Minnesota, covering rail grinding services for a total cost not to exceed \$58,700; form of contract subject to approval of the General Counsel.

This procurement is funded by LACTC.

Staff responded to queries regarding the need for this service and the propriety of it being secured by the District rather than the LACTC.

Unanimous with 9 Directors present.

10. APPROVED Requisition No. 0-9699-36 and amendment of an existing contract with General Railway Signal, Rochester, New York, covering headset equipment and accessories to support the Light Rail Operation increasing the total cost by an estimated \$181,000; form of amendment subject to approval of the General Counsel.

This procurement is funded by LACTC.

Upon inquiry, staff stated that this procurement is a component of the original procurement and delivery is being accelerated.

UNANIMOUS with 9 Directors present.

11. APPROVED Requisition No. 0-9399-68 and amendment of an existing contract with Goodyear Tire & Rubber Company, Akron, Ohio, covering ratification of overrun of contract amendment authorized by a prior Board action increasing the total cost by an additional \$396,617; form of contract amendment subject to approval of the General Counsel.

Unanimous with 8 Directors present.

12. APPROVED Requisition No. 0-9399-110 and amendment of an existing contract with The Flxible Corporation, Delaware, Ohio, covering various additions and changes on the 71 bus order, increasing the total cost by an additional \$85,885; form of contract amendment subject to approval of the General Counsel.

This procurement is partially UMTA funded.

Unanimous with 8 Directors present.

13. APPROVED a contract with Detroit Diesel, Detroit, Michigan, the lowest responsible bidder under Bid No. CA-90-X329-F covering the procurement of one engine dynamometer for a total price of \$199,774; form of contract subject to approval of the General Counsel.

This procurement is funded in part under UMTA Grant No. CA-90-X329.

Unanimous with 8 Directors present.

14. APPROVED:

- a. a contract with Van Waters and Rogers Company, City of Commerce, the lowest responsible bidder, covering procurement of caustic soda for a six-month period effective May 1, 1990, as set forth in Bid No. CA-90-X204-C at an estimated cost of \$160,350.
- b. the issuance of formal bids for succeeding three months or longer periods through the completion of Metro Rail Contract No. A-141, or, if receiving no responsive submittals, to negotiate interim contracts for a like period;

form of contract subject to approval of the General Counsel.

This procurement is funded under UMTA Grant No. CA-90-X204.

Unanimous with 8 Directors present.

15. APPROVED a contract with Bacon Brothers Equipment, Glendale, the lowest responsible bidder under Bid No. 03-9006 covering pallet storage rack system for a total bid price of \$25,974; form of contract subject to approval of the General Counsel.

This procurement is funded by LACTC.

Unanimous with 8 Directors present.

16. APPROVED rejection of a single bid submitted by Preventive Maintenance Systems under RFP No. 89-49 and AUTHORIZED the reissuance of RFP invitations with revised scope of work covering building systems maintenance for LA-LB Blue Line; form of contract subject to approval of the General Counsel.

This procurement is funded by LACTC.

Unanimous with 8 Directors present.

17. APPROVED Requisition No. 0-4400-20 and amendment of an existing contract with the Perfect Exposure covering the cost of providing full photography services for the Metro blue Line, increasing the total cost by an additional \$10,000; form of contract amendment subject to approval of the General Counsel.

This procurement is funded by LACTC.

Unanimous with 8 Directors present.

18. APPROVED Requisition No. 90-2200-65 and a contract with the law firm of Robinson & Pearman to represent the District in the matter of P.W. Stephens Contractors, Inc. vs. Tutor-Saliba-Perini, SCRTD, et al., for a maximum amount of \$50,000; form of contract subject to approval of General Counsel.

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

Unanimous with 8 Directors present.

19. APPROVED Requisition No. 90-2200-67 to increase maximum contract amount payable to Court Reporting Services by \$10,000; form of amendment subject to approval of General Counsel.

Unanimous with 8 Directors present.

Items 20-22 of the Consent Calendar were unanimously approved in one motion with 8 Directors present.

20. RECEIVED and FILED Report Calendar - March 23, 1990 to April 11, 1990.
21. RECEIVED and FILED Treasurer's Report on District's Investment of Funds for March 1990.
22. APPROVED minutes of Regular Board Meetings of March 8 and March 22, 1990 and Special Board Meeting of March 27, 1990.

EQUIPMENT AND OPERATIONS COMMITTEE

23. REJECTED staff recommendation to approve Requisition No. 0-0990-336 and execute a three-year contract with General Farebox, Inc. covering LA-LB Light Rail ticket vending machine maintenance services for a total three-year cost not to exceed \$2,113,483 and DIRECTED staff to refer this matter to the LACTC for resolution as part of their obligation to provide the District with a properly operating system for fare collection by the revenue operation date.

Unanimous with 8 Directors present.

Directors Thomas and Dunning asked General Manager Pegg to send a letter to Board appointors, Commission, City Supervisors and the Mayor regarding what LACTC proposed to do that has not been done and what effect it will have on the District, i.e.:

- a. Light Rail substations which will not be ready by revenue operation.

- b. Inability to make dress rehearsal date.
- c. Testing to be omitted due to schedule slippage.
- d. Fare collection machines.

FACILITIES AND CONSTRUCTION COMMITTEE

24. APPROVED Requisition No. 0-2200-64 and a contract with the law firm of Demetriou, Del Guercio and Lovejoy in an amount not to exceed \$100,000 to defend the District in the matter of Los Angeles Unified School District vs. Los Angeles Metropolitan Transit Authority (SCRTD); form of contract subject to approval of General Counsel.

CARRIED with 8 Directors present and Director Patsaouras voting no.

25. APPROVED Requisition No. 0-2200-68 and amendment of contract with the law firm of Thelin, Marrin, Johnson and Bridges to add \$350,000 to continue to defend the District in the matter of Fluor vs. SCRTD; form of amendment subject to approval of the General Counsel.

CARRIED with 8 Directors present and Director Patsaouras voting no.

26. APPROVED all necessary actions to convey the former Los Angeles Railway Company Right-of-Way located in the block bounded by 3rd Street, 4th Street, Wilton Place and Gramercy Place to the adjoining owners for an all cash consideration of \$5,000 for each 20' x 50' parcel; form of conveyance documents subject to approval of General Counsel.

Unanimous with 8 Directors present.

27. APPROVED rejection of all bids under Bid No. CA-03-0342-A and AUTHORIZED the reissuance of bid invitations with revised bid specifications covering a Compressed Natural Gas Fueling Facility at Division 15, 11900 Branford Street, Sun Valley; form of revised specifications subject to approval of the General Counsel.

This project is funded in part under UMTA Grant No. CA-03-0342-A.

Unanimous with 8 Directors present.

ADVANCE PLANNING COMMITTEE

29. APPROVED an Interagency Transfer Agreement with the City of Torrance for the Municipal Area Express (MAX) System; form of agreement subject to approval of General Counsel.

Unanimous with 9 Directors present.

JOINT RAPID TRANSIT/PERSONNEL AND LEGAL COMMITTEE

31. APPROVED Requisition No. 0-2200-66 and amendment of contract with the law firm of Morgan, Lewis & Bockius to add \$400,000 to represent the District in the lawsuits, Illinois Walsh Construction Co. vs. SCRTD and Guy F. Atkinson Construction Co. vs. SCRTD, and to provide legal counsel on construction matters; form of amendment subject to approval of the General Counsel.

This procurement is funded under UMTA Grant No. CA-03-0130.

CARRIED with 9 Directors present and Directors Patsaouras and Thomas voting no.

J. Walsh addressed the Board regarding monies being expended to fight claims.

32. APPROVED Requisition No. 0-8100-970 and amendment of Contract A-165 with Granite Construction Co., Watsonville, directing the contractor to perform final rearrangement of building water and fire service connections at a not-to-exceed amount of \$400,000; form of amendment subject to approval of General Counsel.

This change is funded under UMTA Grant No. CA-03-0130.

CARRIED with 9 Directors present and Director Patsouras voting no.

33. APPROVED Requisition No. 9-8100-691 and amendment of Contract No. 3369 with Ralph M. Parsons Company/Dillingham Construction Company/DeLeuw, Cather & Company (PDCD), a joint venture, covering construction management services for the Metro Red Line, at an increase in estimated cost and fixed fee not-to-exceed \$1,860,175; form of amendment subject to approval of General Counsel.

This amendment is funded under UMTA Grant No. CA-03-0130.

CARRIED with 9 Directors present and Director Patsouras voting no.

34. APPROVED Requisition No. 9-9680-05 and a contract with Empire Maintenance under RFP No. 89-43 covering LA-LB Light Rail janitorial services for a one-year period, with an option for two additional one-year periods at the election of the District, for an estimated annual cost of \$217,000; form of contract subject to approval of the General Counsel.

This procurement is subject to funding by LACTC.

UNANIMOUS with 9 Directors present.

35. APPROVED modification to the District lay-off policy for District employees impacted by the transition of Metro Red Line responsibilities to the Los Angeles County Transportation Commission.

UNANIMOUS with 9 Directors present.

G. Roberts spoke to this subject.

GOVERNMENT RELATIONS COMMITTEE

30. RECEIVED AND FILED the information contained in the State Legislative Update and APPROVED the following action or positions:

AB 3580 - Monitor

The motion to oppose this bill failed with four affirmative votes, cast by Jenkins, Knabe, Storing and Swanson. The motion to monitor made by Director Gonzalez and seconded by Director Jenkins passed on a UNANIMOUS voice vote with 9 Directors present.

SB 1977 - Support with mandatory one year driver's license suspension.

CARRIED on the following Roll Call vote:

Aye: Gonzalez, Jenkins, Knabe, Price, Thomas, Swanson
Nay: Dunning, Patsaouras, Storing
Abstain: None
Absent: Holen, Milner

An amendment to eliminate reduction in sentence for community service was defeated on the following Roll Call vote:

Aye: Storing, Swanson
Nay: Dunning, Gonzalez, Jenkins, Knabe,
Patsaouras, Price, Thomas
Abstain: None
Absent: Holen, Milner

AB 1790 - Support

UNANIMOUS with 9 Directors present.

AB 4319 - Support

UNANIMOUS with 9 Directors present.

AB 4242 - Oppose

CARRIED on the following Roll Call vote:

Aye: Dunning, Jenkins, Knabe, Price, Storing, Swanson
Nay: Gonzalez, Patsaouras, Thomas
Abstain: None
Absent: Holen, Milner

A substitute motion to monitor was defeated on the following Roll Call vote:

Aye: Gonzalez, Patsaouras, Thomas
Nay: Jenkins, Knabe, Price, Storing, Swanson
Abstain: Dunning
Absent: Holen, Milner

AB 1784 - Monitor and express concerns.

CARRIED on the following Roll Call Vote:

Aye: Dunning, Jenkins, Knabe, Price, Storing,
Thomas, Swanson
Nay: Gonzalez, Patsaouras
Abstain: None
Absent: Holen, Milner

FINANCE AND JOINT DEVELOPMENT COMMITTEE

36. APPROVED filing claims with the Los Angeles County Transportation Commission (LACTC) for TDA and STA (sales tax) funds for Fiscal Year 1991 based on the latest approved Short Range Transit Plan.

UNANIMOUS with 9 Directors present.

37. APPROVED amendment to Proposition A Discretionary Grant Memorandum of Understanding (MOU) with Los Angeles County Transportation Commission (LACTC) to Increase allocation of Proposition A funds from \$123.0 Million to \$133.3 Million for operations in Fiscal Year 1990.

UNANIMOUS with 9 Directors present.

GENERAL ITEMS

38. No items arose subsequent to the posting of the agenda.

39. Public Comment.

J. Walsh congratulated Directors Storing, Price and Swanson on re-election to their respective City Councils and questioned why the fire on the Blue Line was not mentioned in the press. He also commented about the Line 26 services.

Meeting adjourned at 4:07 p.m. Director Patsaouras requested adjournment in memory of Ryan White.


District Secretary