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SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS

Regular Board Meeting
Board of Directors
February 27, 1992
District Board Room
425 South Main Street
Los Angeles

Called to order at 12:13 P.M.

Directors Present:

Marvin L. Holen, President
Charles H. Storing, Vice President
Evan A. Braude
Mas Fukai
Don Knabe

Nick Patsaouras
Carl W. Raggio, Jr.
Gordana Swanson
James L. Tolbert
Antonio Villaraigosa

Director Absent:

Richard Alatorre

Items were considered in the following order:

1. There were no items for Closed Session.
2. Recognized Retirees Alvaro Bolanos, Eugene Cure, Patrick Guinan, Seabron Jackson, John Markles, Napolian Parker and George Portier.
3. Recognized Gloria Flucas as Information Operator of the Month and Operator of the Month, Arthur Wake.

4. Report of the President - No report was given.
5. Report of the General Manager - Mr. Pegg reported having recently attended a conference on alternative fuels at which possible funding sources were identified for converting buses to natural gas.

CONSENT CALENDAR

Items 7-10, 12, and 14-21 of the Consent Calendar were unanimously approved in one motion with 8 Directors present. Item 11 was previously removed from the Agenda by staff.

On a separate motion Item 13 was removed from the Consent Calendar for consideration. Unanimous with 8 Directors present.

7. APPROVED Requisition 1-1600-181 and an option for one additional year with Daval Communications Group, Chino Hills, covering monthly pass stamps at an additional cost of \$95,000 increasing the total contract cost to \$212,000; form of contract amendment subject to approval of General Counsel.
8. APPROVED a single source contract under Bid No. CA-90-X329-Y with Cummins West, Inc., Los Angeles, for the procurement of two L10 CNG Cummins Engines, with an option to purchase two additional engines at the election of the District, for a total cost of \$85,950; form of contract subject to approval of the General Counsel.

This procurement is funded under FTA Grant No. CA-90-X329.

9. APPROVED Requisition 2-0992-0009 and a contract with UNUM Life Insurance Co., Glendale, covering employee supplemental life insurance coverage for a one-year period commencing January 1, 1992 at premium cost of \$300,000; form of contract subject to approval of General Counsel.

The total premium is paid by payroll deduction from District employees who elect to obtain supplemental coverage.

10. APPROVED a contract with J. Ryan Associates, Canoga Park, the lowest responsible bidder under Bid No. CA-05-0133-M covering the procurement of two storage carousels for use at Division 12, Long Beach for a total bid price of \$37,346; form of contract subject to approval of General Counsel.

This procurement is funded under FTA Grant No. CA-05-0133.

11. REMOVED FROM AGENDA BY STAFF - Item regarding a lease agreement for employee parking at Division 6.
12. AUTHORIZED rejection of all bids submitted under Bid No. 08-9128 covering the procurement of 16 Personal Computer Systems and reissuance at a later date with revised specifications.
14. APPROVED minor route modification to Lines 152, 163, 164, and 165 in the City of Burbank.
15. RECEIVED AND FILED Report Calendar from February 13, through February 26, 1992.
16. RECEIVED AND FILED Statement of Purchases for the month of January 1992.
17. RECEIVED AND FILED Treasurer's report on Investment of District's Funds for January 1992.
18. RATIFIED Stops and Zones Report as filed with the District Secretary.

19. RATIFIED Temporary Route Diversions as filed with the District Secretary.
20. APPROVED Minutes of Regular Meeting held February 13, 1992.
21. APPROVED Board Request List dated February 21, 1992.
13. Considered General Manager's report containing recommendation to reject all bids submitted under Bid No. 11-9112 covering procurement of RTS Wheelwell seat replacement and to reissue at a later date with revised specifications.

Director Villaraigosa inquired why this item had been removed from the Agenda.

Legal Counsel explained that the low bidder was judged to be non-responsive as they did not have the facilities, personnel or financial capacity for a contract of this magnitude, and further did not meet the District's DBE requirements for the procurement.

API, the second lowest bidder, bid a 45 day delivery after approval of the first article. The specification required a 30-day delivery. The 14 day exception in lead time offered by API became the subject of a protest by Sardo Bus & Coach Upholstery.

Sardo Bus & Coach, while meeting all of the requirements of the bid specification, offered a bid amount which was 37% higher than the lowest bid and 23% higher than the second lowest bid. The Legal Department determined that deviation from the 30 day delivery requirement was not a material deviation to the bid.

The 30-day delivery requirement could not be waived because higher bidders indicated they could have bid a lower price if they had more time.

The question of whether the second low bidder could deliver in 30 days was addressed. API indicated a 45 to 60 day delivery schedule, then subsequently indicated they could, in fact, deliver within the 30 days as originally specified.

L. Rogers, Procurement Specialist for L.A. Minority Business Development Center, complimented the Board for their ongoing commitment to the minority business community and suggested the implementation of a minority bid preference at the District. She further suggested implementing programs by which DBE's are targeted as prime contractors instead of subs only.

Director Tolbert responded that with the District's record of DBE utilization, Ms. Rogers was "preaching to the choir".

On motion by Director Storing and seconded by Director Tolbert, APPROVED a contract with API, Inc. under Bid No. 11-9112 covering procurement of RTS-II Wheelwell seat replacements for a total bid price of \$ 347,888; form of contract subject to approval of the General Counsel.

UNANIMOUS, with 8 Directors present.

J. Woods of API echoed the comments made by Ms. Rogers and stated that he wanted to make it clear that his appreciation of the District's track record was not a result of having been awarded this contract. He was asked by Director Swanson to put his comments in the form of a letter to the media.

J. Algiers of Sardo Bus Upholstery commented to the Board that he had come expecting the rejection of all bids on this item.

Legal Counsel explained that although rejection was the staff recommendation, the Board reserves the right to take a different action.

Director Villaraigosa announced that Ernesto Fuentes had been honored by the Latin Business Association for his work in the past year, and added his personal congratulations to staff members Anita Vigil and Roger Smith.

PERSONNEL AND LEGAL COMMITTEE

22. REMOVED FROM AGENDA by staff - item regarding **Reclassification of Non-Contract Positions.**

23. APPROVED Requisition No. 2-2200-24 and ratification of a contract amendment with Kenneth Ristau of Gibson, Dunn & Crutcher covering special legal services in connection with labor negotiations in the amount of \$38,000; form of contract amendment subject to approval of the General Counsel.

Unanimous with 7 Directors present.

EQUIPMENT, OPERATIONS AND ACCESSIBLE TRANSPORTATION COMMITTEE

24. APPROVED:

- a) Termination of the balance of the existing contract with Gasco Gasoline, Inc., Oxnard, for non-performance; and
- b) Ratification of a contract with Mock Resources, Irvine, under Purchase Order No. 62296 through May 31, 1992, covering procurement of gasoline for the District's fleet of non-revenue vehicles for an estimated contract cost of \$360,000; form of contract subject to approval of the General Counsel.

Unanimous with 7 Directors present.

FACILITIES AND CONSTRUCTION COMMITTEE

25. APPROVED Requisition No. 2-0994-027 and Requisition No. 2-0994-028 and lease amendments to extend the term of the existing leases for Division 16 for 20 months commencing July 1, 1992 and ending February 28, 1994 with all other terms remaining the same with the following lessors:

- a) Dee Neice Perkins, Trustee of Dee Neice Perkins Trust and Barbara Anne Johnson Quist, owners of 1551 E. Mission Blvd., Pomona;
- b) George A.V. Dunning, owner of 485 S. East End Avenue, Pomona;

form of agreements subject to approval of General Counsel.

Unanimous with 7 Directors present.

26. REMOVED FROM AGENDA by staff item regarding improvements on Transit Police Headquarters.

ADVANCE PLANNING COMMITTEE

27. RECEIVED AND FILED progress report regarding agreements with Foothill Transit Zone for the following:

- a) Support Services;
- b) Pass, Ticket and Token Prepaid Fare Reimbursement; and
- c) Interagency Transfer;

form of agreements subject to approval of General Counsel.

Unanimous with 7 Directors present.

GOVERNMENT RELATIONS COMMITTEE

28. RECEIVED AND FILED the **State Legislative Update** and directed staff to take the following action:

Support SB 1553 and further review SB 1216.

Unanimous with 7 Directors present.

29. RECEIVED AND FILED the **Federal Legislative Update** and directed staff to take the following action:

Support with Amendments: S. 2166 and H.R. 776

Unanimous with 8 Directors present.

POLICE AND PUBLIC SAFETY COMMITTEE

30. REMOVED FROM AGENDA by staff item regarding deployment of Transit Police Officers on the bus system.

EFFICIENCY & ECONOMY COMMITTEE

31. Considered report on policies governing conduct of and limitations on consultants hired by the District with respect to **lobbying activities**, and RECOMMENDED that the Committee review the District Code of Conduct and return to the Board with recommendations.

Unanimous with 8 Directors present.

6. Director Special Items

Director Swanson commented on a document generated by Commission staff regarding reorganization which was presented in Sacramento. She described this document as being in complete conflict with what was agreed at the December 4, 1992 Joint Board Meeting and containing items which had not been agreed to by either policy Board.

Director Knabe stated that the purpose of his motion regarding reorganization analysis was to eliminate just such an occurrence. He also reiterated his suggestion for the formation of ad hoc committees at the District and the Commission to come to an agreement before going to Sacramento or Washington.

Director Tolbert indicated that Director Alatorre had really taken Commission staff to task about going to Sacramento with unauthorized reorganization language.

Director Swanson moved and Director Storing seconded the motion asking the Commission to assure that expenditures incurred toward the trip to Sacramento or preparation of the document presented be paid by the responsible individuals.

Director Raggio and President Holen concurred that the proper approach would be to initiate some communication between President Holen and Chairman Antonovich.

Director Storing added that this is not an isolated incident. This sort of thing continues to happen and yet no corrective action is taken.

President Holen commented that action would have to be taken by the Chair of the Commission or as an expression of the majority of the Commissioners.

Director Swanson agreed to withdraw the motion.

Director Raggio then put his suggestion in the form of a motion, seconded by Director Knabe, to have President Holen communicate with Chairman Antonovich to attempt to resolve this issue.

Unanimous with 8 Directors present.


GENERAL ITEMS

32. There were no items arising subsequent to posting of the agenda.
33. Public Comment was received from G. Starks, Jr. regarding lack of accessibility for the handicapped in pass sales offices. He also questioned why the disabled have to come downtown to be photographed.

Staff responded that the downtown office is the only office where an application can be submitted and the disabled pass received on the same day.

President Holen requested a report from staff on this issue.

Adjourned at 1:18 P.M.


Georgia Broussard
Assistant District Secretary