

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS

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

January 8, 1987

Called to order at 1:00 p.m. by President Hall

Directors Present:

Jan Hall, President
Carmen A. Estrada, Vice-President
John F. Day
Norman H. Emerson
Nate Holden
Marvin L. Holen

Leonard Panish
Nick Patsaouras
Jay B. Price
Charles H. Storing
Gordana Swanson

1. Recognized retirees and certificates presented by Director Holden.

2. Report of the President

President Hall reported that on Tuesday, January 6, 1987, she and Director Storing were guests in the City of Monrovia and received resolutions from sixteen of the San Gabriel Valley cities designating January 6 as "RTD Appreciation Day."

President Hall announced that it would be necessary to have a Closed Session at the conclusion of the agenda to consider Workers Compensation settlement offers.

The Board then considered the Directors' Expense Account Policies report that was presented. There was considerable discussion concerning various elements of the proposed policy.

Messrs. Howard Watts and Sheldon Walters appeared before the Board speaking to the issue. Councilman Henning, City of Lynwood, also appeared urging the Board to adopt a policy which would allow the Directors to represent the District and its constituents in an appropriate style.

On motion duly made, seconded and carried on a Roll Call vote as noted below, the Directors' Expense Account Policy was adopted as contained in the report dated December 30, 1986, with the following modifications:

Air Transportation:	Cost of coach class ticket
Meals:	Add: At moderately priced restaurants
Business Lunches, Dinners:	Add: At moderately priced restaurants
Expense Claims:	Claims must be filed within 60 days of return, unless good reason is shown. Note purpose of any trip.
Statement of Perjury:	All Directors will be required to declare, to the best of their knowledge, under penalty of perjury that the information contained in the Requests for Reimbursement is correct.
Disputed Claims:	The District Auditor shall have the right to question claims submitted for reimbursement. Disputed claims shall be referred to the Executive Committee. If no resolution is reached, disputed claims shall be referred to the full Board.
Ayes:	Day, Emerson, Hall, Holden, Holen, Panish, Patsouras, Price, Swanson
Noes:	Estrada, Storing
Abstain:	None
Absent:	None

3. Report of the General Manager

General Manager Dyer reported that he has reviewed and analyzed the various issues that have been discussed in the press regarding the District. This review has led to the conclusion that many of the issues are valid. He indicated the District has a responsibility to take steps to overcome some of the major problems and difficulties that have been identified. He indicated he is preparing an aggressive Action Plan to address these issues and the things that need to be done, how long it will take to correct the problem and the costs associated with correction, as well as other elements. Mr. Dyer stated that the report will be ready in one week and he requested that a Special Meeting be held which would focus entirely on the Action Plan. He expressed his desire to implement the Action Plan in February or earlier.

Following discussion, the Board took action, unanimously, to call a Special Meeting for Thursday, January 15, 1987 at 1:00 p.m. to consider the General Manager's Performance Action Plan.

Mr. Dyer then gave a brief report on the status of the Comprehensive Alcohol and Drug Abuse Policy program. For the month of December, the positive tests declined from 6.20 to 5.43%. He also reported that presently there is a Temporary Restraining Order issued by the Court which restricts the District from using tardiness and absenteeism as a criteria for testing for alcohol and drug abuse.

The General Manager also reported that the District will respond to the California Transportation Commission (CTC) on January 22 on the status of the planning and programming activities for MOS-2, how the District will respond to SB 1991, and other concerns the CTC had.

4. Director Special Items

Director Holen requested that a letter be written to the Los Angeles County Transportation Commission asking for the latest estimate of sales tax revenues under Proposition A. This information is needed to calculate the District's expected income for the remainder of the current fiscal year.

Director Storing requested a report at the January 22 Board meeting regarding the calling out of bus stops by operators.

Director Holden requested the minutes of Board meetings in a timely manner.

5. Benefit Assessment Appeals. The General Manager indicated there were no appeals to be considered at this meeting.

Mr. Sam Rubinfeld appeared briefly to comment on this item.

6. Consideration of a Resolution of Necessity to institute Eminent Domain proceedings to acquire a Temporary Subsurface Easement in Metro Rail Parcel A1-018, known as 801 Commercial Street, Los Angeles was removed from the agenda.

7. Adopted Resolution of Necessity to institute Eminent Domain proceedings to acquire a Permanent Subsurface Easement and a Temporary Construction Easement in Metro Rail Parcel A1-143, known as 409 South Hill Street, Los Angeles.

UNANIMOUS

Mr. Sam Rubinfeld appeared before the Board on this item.

8. CARRIED OVER to the January 22, 1987 Board meeting consideration of an award of contract to Central City Association of Los Angeles covering consulting services for community relations in connection with MOS-1 construction through June 30, 1987.

Staff was instructed to renegotiate the contracts.

This action was taken on a Roll Call vote as follows:

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

Messrs. Roberts, Watts and Duncan appeared before the Board speaking to the contract with the Central City Association.

PERSONNEL COMMITTEE

9. Received and Filed status report and staff update on Fair Labor Standards Act compliance.

UNANIMOUS

10. Received and Filed report on earnings in pension plan assets in 1985, as reported by Assemblyman Larry Stirling.

UNANIMOUS

EQUIPMENT AND OPERATIONS COMMITTEE

11. Authorized the General Manager to extend the contract period of Purchase Order No. 88051 covering wheelchair lift modifications to the AM General buses, for 45 days to permit staff negotiations for assumption of the contract by Hogan Manufacturing, Inc., Escalon, the new owners of Lift-U, Inc.; form of documents subject to approval of the General Counsel.

Staff was instructed to bring the negotiated contract with Hogan Manufacturing, Inc., back to the Board for approval.

UNANIMOUS

FACILITIES & CONSTRUCTION COMMITTEE

12. REMOVED FROM THE AGENDA, consideration of a lease agreement with Metmor Property Management, Inc., covering lease of the District-owned lot at the southwest corner of Wilshire and Crenshaw Blvds.

This item is to be submitted at a later time with more detailed information.

UNANIMOUS

GOVERNMENT RELATIONS COMMITTEE

13. Received and Filed report on Brown Act changes.

UNANIMOUS

Mr. Howard Watts appeared before the Board on this item. He challenged the Board's earlier action to call a Special Meeting, indicating he will file a document requiring the District to take corrective action.

RAPID TRANSIT COMMITTEE

14. Authorized the General Manager to execute a Lease Agreement with ASPAC Investments Corp., to provide District field office space for Metro Rail construction contracts A-171 and A-175, for an initial term of four years, at a total rental cost of \$66,480 for the four year period with an option to renew for an additional two years; form of agreement subject to approval of the General Counsel.

This project funded in part by UMTA Grant No. CA-03-0130.

UNANIMOUS

Mr. Sam Rubinfeld appeared suggesting that any contracts the District enters into on the Metro Rail Project should be for a shorter time period.

RAPID TRANSIT COMMITTEE - Cont'd.

15. Approved withdrawal of apparent low bid from Allee Construction Company, and authorization of the General Manager to execute a contract with the lowest responsive and responsible bidder, Mega Construction Company of North Hollywood, for Metro Rail Construction Contract Unit A-121, Maintenance-of-Way Building, at a price of \$1,669,600; form of contract subject to approval of the General Counsel.

This contract is funded in part by UMTA Grant No. CA-03-0130.

UNANIMOUS

Mr. Sam Rubinfeld appeared, again protesting the award of a contract that is Metro Rail related.

16. Authorized the General Manager to execute a contract with the joint venture of Shank-Ohbayashi, Denver, Colorado, the lowest responsible bidder under Bid No. A-171 covering construction of Wilshire-Alvarado Line Tunnels for a bid price of \$26,340,078; form of contract subject to approval of the General Counsel.

This contract is funded in part by UMTA Grant CA-03-0130.

UNANIMOUS

Director Holden spoke to the difference in the engineers estimate and the contract award price, indicating that the District should be better prepared in the future.

CONSENT CALENDAR

17. Approved Requisition No. 6-8300-166 and authorized the General Manager to execute a contract with William F. Schafer Construction, Inc., El Monte, the lowest responsible bidder, covering reconstruction of Pico-Rimpau Bus Terminal at a total cost of \$474,117; form of contract subject to approval of the General Counsel.

This project is funded in part under UMTA Grant No. CA-90-X120.

UNANIMOUS

18. Approved Requisition No. 6-8100-291 and authorized the General Manager to accept a Work Authorization from the Los Angeles County Transportation Commission in the amount of \$264,000 to provide for rearrangement of power facilities and inspection of existing power facilities to permit construction of the Light Rail station at the 7th/Flower Metro Rail station; form of documents subject to approval of General Counsel.

This project is funded by Los Angeles County Transportation Commission.

UNANIMOUS

19. Approved Requisition No. 6-8300-159 and authorized the General Manager to execute a contract with Pomona Valley Rentals, Inc., Huntington Beach, the lowest responsible bidder, covering demolition of Macy Street Ramp at the Central Maintenance Facility at a total bid price of \$77,188; form of contract subject to approval of the General Counsel.

This project is funded in part under UMTA Grant No. CA-03-0213.

UNANIMOUS

CONSENT CALENDAR - Cont'd.

20. Authorized the General Manager to execute a contract with Sardo Bus & Coach Upholstery, Gardena, the lowest responsible bidder under Bid No. 12-8617 covering seat cushion covers for a one-year period for a total bid price of \$292,960; form of contract subject to approval of the General Counsel.

UNANIMOUS

21. Authorized the Purchasing Agent to issue Invitations To Bid covering the sale of scrap metal from January 31, 1987 through January 30, 1988 and authorization of the General Manager to execute contracts with the highest responsible bidder thereon for an estimated revenue to the District of \$35,000; form of bid requirement, specifications and contracts subject to approval of the General Counsel.

UNANIMOUS

22. Authorized the General Manager to execute contracts with the lowest responsible bidders under Bid No. 12-8609 covering procurement of structural steel, sheet steel and barstock steel for a one-year period, with options for one additional year at the election of the District:

- a. Castle Metals, Paramount, covering cold rolled round steel for an estimated annual cost of \$15,526;
- b. Eslan Steel, Vernon, covering cold rolled round steel for an estimated annual cost of \$8,065;
- c. Mahl Steel Co., Huntington Park, covering sheet steel for an estimated annual cost of \$5,985;
- d. Bobco Metals, Los Angeles, covering structural steel for an estimated annual cost of \$3,404;

form of contracts subject to approval of the General Counsel.

UNANIMOUS

CONSENT CALENDAR - Cont'd.

23. Authorized the General Manager to execute a contract with Flxible Corporation, Loudonville, OH, the lowest responsible bidder under Bid No. 12-8610 covering axle sleeves for a one-year period, with an option for one additional year for an estimated annual cost of \$171,200; form of contract subject to approval of the General Counsel.

UNANIMOUS

24. Received and Filed minutes of Special Board Meetings held December 4 and December 10 and regular Board Meetings held November 19 and December 11, 1986.

UNANIMOUS

25. Received and Filed Report Calendar - December 12 through December 31, 1986.

UNANIMOUS

26. Approved ratification of bus stop zone changes as filed with the Secretary.

UNANIMOUS

27. Approved ratification of temporary route diversions as filed with the Secretary.

UNANIMOUS

The Board recessed to Closed Session at 3:35 p.m. to consider Workers Compensation settlement offers. The Board returned at 3:50 p.m. with all Directors except Patsaouras and Swanson responding to Roll Call. No report was made of matters discussed in Closed Session.

GENERAL ITEMS

28. Public comments

Greg Roberts appeared expressing his opinion that the agenda should list Public Comments after New Business.

Sheldon Walters appeared speaking on the subject of an elevated Metro Rail along the Ventura Freeway.

29. New Business

Mr. Hancock, President of Cal-State Rebar, appeared before the Board. He indicated his firm had been approved as a DBE firm, only to have that decision reversed. Members of the Board urged Mr. Hancock to exhaust his appeals at the staff level before approaching the Board. In response, Mr. Hancock indicated he would waive his rights to reconsideration of his case by staff if he could be heard by the Board.

Mr. Hancock then briefly stated his case. Following his presentation, the General Manager was asked to investigate this matter.

Mr. Sam Rubinfeld appeared speaking to the subject of Benefit Assessments. General Counsel Powers stated that Mr. Rubinfeld met with his staff, outside counsel who would be handling validation proceedings for the District, and members of the Planning staff to discuss his petitions. Mr. Powers again advised Mr. Rubinfeld that when hearings are scheduled he would be given proper notice.

There was also discussion among members of the Board and staff concerning interpretation of the appeal procedures. General Counsel Powers reviewed PUC Code 33002.9. Mr. Rubinfeld was informed the District would respond in a fashion to be in compliance with the PUC Code and statutes of the law.

Mr. Broderson, representing the Guardian Angels, appeared before the Board offering the assistance of his organization with the crime problem on District buses. Mr. Broderson was referred to staff.

Greg Roberts again appeared, speaking on the subject of complaints.

There being no further business, the meeting adjourned at 4:28 p.m.


District Secretary