

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS

Regular Board Meeting
Board of Directors
Thursday, January 22, 1987
District Board Room
425 South Main Street
Los Angeles

Called to order by President Hall at 2:45 p.m.

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

Director Absent

Gordana Swanson

1. Director Holen presented Certificates of Merit to:
 - a. Bertie Joseph, Information Operator-of-the-Month;
 - b. Jimmie Hubbard, Maintenance Employee-of-the-Month; and
 - c. Felix Rubio, Operator-of-the-Month.

2. Report of the President

President Hall announced that a subcommittee was formed at the direction of the Committee of the Whole meeting held Saturday, January 17. This subcommittee will hold its first and only meeting at 1:00 p.m. on January 29 in the District Board Room, and Board members who are not on the subcommittee are encouraged to attend this subcommittee meeting.

Report of the General Manager

3A. Performance Action Plan

The General Manager suggested that the Board postpone consideration of his Performance Action Plan until February 5 to enable him to add two elements to the Plan. The first element is related to the service to the elderly and disabled; the second element to transportation systems management or topics. Mr. Dyer proposed to bring this back to the Board on February 5, at a called meeting of the Board to consider structuring issues. The General Manager suggested the Board consider the Performance Action Plan at that same meeting, and asked that the Board defer consideration of item 3A. to allow for input from the Board and other interested parties.

Considerable discussion was held by members of the Board regarding such issues as their concerns about expansion of the document, the need to add the recommendations proposed by the Safety Review Panel, the unlikeliness that the Board would approve all twelve or fourteen elements of the Plan, the need for a realistic budget, the listing of priorities, and the request by Supervisor Edelman to identify unexpended Proposition A dollars. General Manager Dyer addressed these issues and indicated that there is no question that there is \$128 million in unexpended Proposition A dollars available. He stressed that the cost of this plan is a one-time expenditure and this expenditure has tremendous cost savings in future years. Director Emerson also suggested that a panel, consisting of experienced managers, business leaders and academics, be formed. This panel would demonstrate that the District has gone to some of the best minds in the community to develop solutions to the District's problems.

On motion duly made and seconded, the Board deferred consideration of the General Manager's Performance Action Plan until February 5, to enable staff to include an analysis of the safety panel's recommendations, and to allow for the incorporation of the additional elements proposed by Mr. Dyer and the inclusion of specific recommendations pertaining to budget.

General Manager Dyer reported that the California Transportation Commission is meeting today in Fresno to consider the Metro Rail Project. Mr. Perdon is representing the District at this meeting.

- 3B. Approved Wednesday, February 25, 1987 as the date for a public hearing on Draft Subsequent Environmental Impact Report for the Congressionally Ordered Re-Engineering Study (CORE). The hearing will commence at 10:00 a.m. in the District Board Room.

UNANIMOUS

On motion duly made and seconded, approved removal of the following agenda items: 5, 6, 19, and 33, as requested by the General Manager. These items were deferred until February 5.

Director Special Items

- 4A. Directors' Expense Account/Travel Policy; additional suggestions for consideration.

On motion duly made and seconded, approved amendment to current board policy, as outlined by Director Estrada:

1. Board members shall provide a formal written report on international travel within 60 days of return. Only one report per trip is required.
2. Said report is to be filed within 60 days of traveler's return.

On motion duly made and seconded, approved amendments outlined by Director Estrada as follows:

Section B: the written or oral report must be made within 60 days of return.

Section C: All Board special event expenditures exceeding \$100, specifically, one-time expenditure not travel related) to be pre-approved by the President or the Executive Committee of the Board.

- 4B. Approved amendments to the District's Code of Conduct, as outlined in the General Manager's report dated January 15, and as discussed by the Board with respect to modification of section ~~F~~, Prohibition of ex parte meetings with prospective bidders: No Board member (employee or agent of the District) shall have an ex parte meeting with any proposer or bidder to discuss any District proposed RFP, specification, bid or proposal.

UNANIMOUS

- 4C and D. Approved extension of present term of office of President and Vice President to June 30, 1987; and

Approved revision to Section 2.2 of the Rules and Regulations pertaining to term of office; nominating committee; and election of officers, as detailed in the Executive Committee's report to the Board dated January 20, 1987.

Carried, with Director Holden casting a dissenting vote.

5. Closed Session to consider personnel matters.

This item was deferred until February 5, 1987.

6. Consider approval of changes to the Benefit Assessment Appeals Procedure.

This item was deferred until February 5, 1987.

7. On motion duly made and seconded, unanimously approved Benefit Assessment appeals on the following properties:

| Appeals Case No. | Parcel No. |
|------------------|--------------|
| A1-12-86 | 5149-016-001 |
| A1-14-86 | 5148-009-013 |
| A1-18-86 | 5144-018-026 |
| A1-27-86 | 5409-016-030 |
| A1-30-86 | 5409-016-029 |
| A2-1-86 | 5149-009-006 |

Copies of the formal resolutions in these matters are filed with the District Secretary.

Director Holen requested that the information provided in this and subsequent resolutions include the address of the property and the name of the owner.

Vice-President Estrada assumed the chair upon the President's exit.

8. Adopted Resolution of Necessity to institute Eminent Domain Proceedings to acquire a Permanent Subsurface Easement and Temporary Right of Entry for Building Protection Work in Metro Rail Parcel A1-173, known as 611 W. 7th Street, Los Angeles.

UNANIMOUS

9. Adopted Resolution of Necessity to institute Eminent Domain Proceedings to acquire a Permanent Subsurface Easement and Temporary Right of Entry for Building Protection Work in Metro Rail Parcel A1-172, known as 555 W. 7th Street and 650 S. Grand Avenue, Los Angeles.

UNANIMOUS

10. Adopted Resolution of Necessity to institute Eminent Domain Proceedings to acquire a Permanent Subsurface Easement and Temporary Right of Entry for Building Protection Work in Metro Rail Parcel A1-171, known as 527 W. 7th Street, Los Angeles.

UNANIMOUS

11. Adopted Resolution of Necessity to institute Eminent Domain Proceedings to acquire a Permanent Subsurface Easement and Temporary Right of Entry for Building Protection Work in Metro Rail Parcel A1-170, known as 517 W. 7th Street, Los Angeles.

UNANIMOUS

12. Adopted Resolution of Necessity to institute Eminent Domain Proceedings to acquire a Permanent Subsurface Easement and Temporary Right of Entry for Building Protection Work in Metro Rail Parcel A1-167, known as 643 Olive Street, Los Angeles.

UNANIMOUS

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13. Deferred, until February 5, consideration of Resolution of Necessity to institute Eminent Domain Proceedings to acquire a Permanent Subsurface Easement and Temporary Right of Entry for Building Protection Work in Metro Rail Parcel Al-163, known as 431 W. 7th Street, Los Angeles.

Mr. John Dee, representing the Los Angeles Athletic Club, voiced his objections and concerns regarding the resolution's format and restrictions and issues contained therein.

14. Deferred, until the meeting of February 5, consideration of Resolution of Necessity to institute Eminent Domain Proceedings to acquire a Permanent Subsurface Easement and Temporary Right of Entry for Building Protection Work in Metro Rail Parcel Al-164 known as 625 S. Hill Street, Los Angeles.

Mr. Richard L. Franck, representing Western Jewelry Mart, owners of the referenced property, addressed the Board on this item.

15. Adopted Resolution of Necessity to institute Eminent Domain Proceedings to acquire a Permanent Subsurface Easement and Temporary Right of Entry for Building Protection Work in Metro Rail Parcel Al-162, known as 412 W. 6th Street, Los Angeles.

UNANIMOUS

PERSONNEL COMMITTEE (Items 16-19)

Open Session

16. Received and filed Attendance Status Report - December 1986.

UNANIMOUS

17. Authorized the General Manager to enter into a contract with Opportunities Industrialization Center of Metropolitan Los Angeles (OIC/MLA) for the provision of training for District mechanics in the maintenance and repair of electrical systems; form of documents subject to approval of the General Counsel.

UNANIMOUS

18. Approved Requisition No. 6-5100-31 and authorized the General Manager to renew a contract for one additional year with Charles H. Olsen and Associates, Pacific Palisades, covering government liaison services at the State level, increasing the total cost by an additional \$48,360 to a total cost of \$95,100; form of contract subject to approval of the General Counsel.

UNANIMOUS

The Personnel Committee informed the Board that, while Mr. Olsen's schedule precluded his attendance at regular meetings of the Board, the consultant would be invited to attend quarterly sessions generally held on Saturdays, commencing January 31.

19. Deferred, until February 5, consideration of General Manager's report containing recommendation and alternatives to amend a contract with the law firm of Nutter, Bird, Marella, Boxer, Wolpert & Matz.

EQUIPMENT & OPERATIONS COMMITTEE (Items 20-21)

20. Approved Requisition No. 7-9174-01 and authorized the General Manager to execute a contract with Fisher Associates to conduct a Public Liability/Property Damage Claims audit of the Leonard J. Russo Claims Administration Service, at a cost not to exceed \$85,500; form of contract subject to approval of the General Counsel.

UNANIMOUS

Mr. Roberts addressed the Board on this topic.

21. Received and filed report regarding calling out of bus stops.

UNANIMOUS

FACILITIES & CONSTRUCTION COMMITTEE

22. Authorized the General Manager to enter into a lease agreement with Metmor Property Management, Inc., covering lease of the District owned lot at the southwest corner of Wilshire and Crenshaw (4200 Wilshire Boulevard) for a five-year period at a monthly rental rate of \$905 for the first year with graduated increases for the remaining term; form of documents subject to approval of the General Counsel.

Board requested that the lease agreement language include automatic sprinklers.

The income received from the leasing of this location will be credited to Revenue Account No. 10784, Grant No. CA-99-9919.

Carried, with Director Holden casting a dissenting vote.

Mr. Patrick Mayers, counsel for Metmor, addressed the Board regarding this topic.

GOVERNMENT RELATIONS COMMITTEE (Items 23-24)

23. Received the Federal Legislative Update Report dated January 6, 1987, and took action opposing the reductions in transit funding contained in the Administration's Federal Fiscal Year 1988 Budget.

UNANIMOUS

24. Received the State Legislative Update Report dated January 15, 1987, and approved the following positions on legislation:

Monitor: AB 18
SB 2
SB 140
SB 142

Support: SJR 2

UNANIMOUS

Director Patsaouras left the meeting following discussion of this item.

RAPID TRANSIT COMMITTEE (Items 25-28)

25. Approved the Community Relations Construction Work Plan for MOS-1.

UNANIMOUS

Director Holen stressed the importance of this plan and its impact on affected communities, and considered that the document is not static, but dynamic.

RAPID TRANSIT COMMITTEE - Cont'd.

26. Received supplemental information on development of Metro Rail Project Safety Program.

Following adoption of the Safety Program and the sunset provision contained therein at the January 8 Board meeting, it was Committee's recommendation that this matter be brought to the full Board for consideration.

Mr. Donald J. Dzinski, Director of Safety and Program Development, American Public Transit Association, spoke to the issue of the District's Safety Review Program. The document has been reviewed as to format, and will be reviewed for content purposes in the near future. In addition, an audit team composed of persons knowledgeable in systems safety program will review the plan for compliance provisions on all aspects of transit operation. Mr. Dzinski said the document is comprehensive and specifies the authority and responsibility to ensure compliance, as well as procedures to make the General Manager aware of any deficiencies in the program to enable him to take proper action. Mr. Dzinski said the audit will be conducted some time in the late spring of 1987, allowing District time to put the safety program into effect and allowing the panel to review the various elements.

On Director Holen's motion, duly seconded and unanimously carried, the Board approved the following tripartite motion: that the report under this agenda item 26 be approved by the Board; that the sunset provision of the safety program be removed, so it is in full effect, and without limitation; and that the District Secretary be instructed to maintain a separate file containing -- with the safety review program -- a copy of agenda item 26 and a transcript of the discussion of this item on the agenda for the purpose of future reference and sufficiency of the safety review program.

RAPID TRANSIT COMMITTEE - Cont'd.

27. Authorized the General Manager to execute a contract with Greenwood & Associates, Pacific Palisades, under RFP No. 86-27 covering services as project archaeologist for Metro Rail Project MOS-1, at an estimated annual cost of \$160,945, with contract to be effective from date of award through June 30, 1987; form of contract subject to approval of the General Counsel.

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

UNANIMOUS

Mr. George Davis, president of the Davis Company, thanked the Board for the opportunity to participate in the process.

28. Approved Requisitions Nos. 6-4200-199 and 6-4200-235 and authorized the General Manager to amend an existing contract with SchimpelerCorradino Associates, Louisville, Kentucky, covering the General Planning Consultant's services for Benefit Assessment Appeals and the Metro Rail Core Study Forum, increasing the total cost by an additional \$85,000 to a total cost of \$1,594,633; form of contract amendment subject to approval of the General Counsel.

Staff provided additional information at the Chairman's request. Director Holden explained his opposition to the staff recommendation with regard to the Benefit Assessment Appeals process. He expressed his concern that District has in place a process and the necessary personnel to perform the services contained in the General Manager's report dated January 8, 1987.

CARRIED, by a vote of 6-1.

Committee Chairman Holen instructed, as part of the motion, that the District Secretary provide that a transcription of the discussion on this agenda be maintained in the District Secretary's office.

CONSENT CALENDAR

29. Authorized the General Manager to execute contracts with the lowest responsible bidders under Bid No. 12-8618 covering procurement of drills, files and taps for a one-year period, with options for one additional year at the election of the District:
- a. Kaner Company, Los Angeles, covering Group I for an estimated annual cost of \$9,020;
 - b. Marshall Tool & Supply Company, Los Angeles, covering Group II for an estimated annual cost of \$8,700;
 - c. Rutland Tool & Supply, City of Industry, covering Group III for an estimated annual cost of \$7,780;
 - d. Industrial Blade, Santa Ana, covering Group IV for an estimated annual cost of \$4,220;
 - e. CTA Company, Paramount, covering Group V for an annual estimated cost of \$2,380;

form of contracts subject to approval of the General Counsel.

UNANIMOUS

30. Authorized the General Manager to execute a contract with William F. Schafer Construction Company, El Monte, the lowest responsible bidder under Bid No. 01-8705 covering construction of Customer Service Center at 5301 Wilshire Boulevard, Los Angeles, for a total bid price of \$235,798; form of contract subject to approval of the General Counsel.

UNANIMOUS

CONSENT CALENDAR - Cont'd.

31. Approved Requisitions Nos. 6-8300-200 and 7-8300-2 and authorized the General Manager to execute Contract Change Orders Nos. 12 and 15 to an existing contract with Fluor Constructors, Los Angeles, covering extra work relating to changes and additions to the fire water system at the Central Maintenance Facility at an additional cost of \$71,639 and \$35,000, respectively, for a total cost of \$28,921,964; form of change orders subject to approval of the General Counsel.

UNANIMOUS

32. Approved Requisition No. 6-7200-208 and authorized the General Manager to exercise an option with Schlines Representations, Inc., Tustin, covering procurement of 15 Uninterruptible Power Supply Units for an additional cost of \$78,760, for a total cost of \$194,540; form of option subject to approval of the General Counsel.

This procurement is funded in part under UMTA Grant No. CA-03-0259.

UNANIMOUS

33. Deferred, until February 5, 1987, consideration of approval of Requisition No. 6-3599-2520 and the General Manager's report containing recommendation and alternatives to exercise an option for an additional one-year period with California Landscape Maintenance, Inc., Canoga Park, covering landscape services at various District facilities at an additional cost of \$96,300 a total cost of \$202,810; form of option subject to approval of the General Counsel.

CONSENT CALENDAR - Cont'd.

34. Approved minor route modification to Line 274 (Puente Avenue - Citrus Avenue) in the community of Bassett.

UNANIMOUS

35. Approved minor route modification to Line 240 (Reseda Blvd.) in the Tarzana section of the City of Los Angeles.

UNANIMOUS

Mr. Greg Roberts addressed the Board regarding this item.

36. Received and filed report of District investments - December 1986.

UNANIMOUS

37. Approved Report Calendar - January 1 through 15, 1987.

UNANIMOUS

CONSENT CALENDAR - Cont'd.

38. Approved Purchasing Agent's Reports:

- a. Report of Purchases \$5,000 to \$25,000 - December, 1986.
- b. Report of Sales - Fourth Quarter, 1986.

UNANIMOUS

39. Received Status of Board Request List.

UNANIMOUS

40. Approved minutes of regular Board meeting held December 17, 1986.

UNANIMOUS

NEW BUSINESS

41. Deferred consideration of the San Gabriel Valley Transit Zone Report until February 5, to facilitate consideration by the full Board of structural, legal and policy issues.

GENERAL ITEMS

42. Consideration of items arising subsequent to the posting of the agenda.

No items to report.

43. Public Comment.

Mr. Greg Roberts discussed Line 425, the Inspector General position, and other transit related items.

Mr. Sheldon Walters addressed the Board regarding budget matters and schedule of MOS-1.

ADJOURNED, at 4:41 p.m.


Helen M. Bolen