

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS
Special Meeting
Board of Directors
Monday, February 16, 1987
District Board Room
425 South Main Street
Los Angeles

Called to order at 10:02 a.m.

Directors Present:

Jan Hall, President
Carmen A. Estrada, Vice-President
Marvin L. Holen
Nick Patsaouras

Jay B. Price
Charles H. Storing
Gordana Swanson

Directors Absent:

John F. Day
Norman H. Emerson

Nate Holden
Leonard Panish

1. President Hall called the meeting to order and indicated it would be appropriate to recess to Closed Session to consider the contract of employment for the position of Assistant General Manager - Inspector General.

Upon inquiry, General Counsel Powers stated that the topic was an appropriate subject for a Closed Session, and the Board recessed at 10:04 a.m.

The Board returned from Closed Session at 10:42 a.m. with all Directors responding to Roll Call except Directors Day, Emerson, Holden and Panish.

Director Holen announced that the Board had met in Closed Session to consider filling the position of Assistant General Manager - Inspector General. During the Closed Session, a contract was described that would employ Mr. Ernesto V. Fuentes as the District's Inspector General.

Director Holen then made a motion that the contract so described be approved by the Board of Directors, which motion was seconded by Director Estrada.

Director Holen spoke to the motion, indicating that the specifics of the contract included a yearly salary of \$75,000 per year and the length of the contract was for a two-year, four-month period, ending June 30, 1989.

Director Holen then gave a brief background history on Mr. Fuentes.

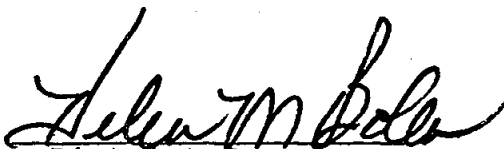
President Hall asked for a Roll Call vote, and the motion was approved as noted below:

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

Director Holen asked if it was permissible to direct two questions to the General Manager. General Counsel Powers indicated it would be appropriate since no action would be contemplated. Director Holen's questions concerned a major news article in the Los Angeles Times on the subject of the amount of money that has been spent on lobbying efforts by the District. Mr. Dyer responded that the actual amount of funds on this effort over a 15-year period is \$1.5 million, and \$1.3 million of this total has been expended since 1982. This includes all state and federal lobbying efforts. Mr. Dyer also noted that Houston has expended a similar amount of money during the same time period.

Director Holen's second question related to the Los Angeles Times editorial of Monday, February 16, 1987, speaking to "... transit problems and scandals like those currently plaguing the RTD." Director Holen asked Mr. Dyer and Mr. Powers if they were aware of or had any knowledge of any scandal relating to the RTD. Both staff persons responded that they were not aware of nor had knowledge of any such activities.

The meeting adjourned at 10:55 a.m.


District Secretary

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS

Regular Board Meeting
Board of Directors
February 26, 1987
District Board Room
425 South Main Street
Los Angeles

Called to order at 1:03 p.m.

Directors Present:

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

Directors Absent:

Leonard Panish
Nick Patsaouras
Jay B. Price

1. Presentation of Certificates of Merit to:
 - a. David Ullrich, Information Operator-of-the-Month;
 - b. John Stonum, Maintenance Employee-of-the-Month; and
 - c. Lonnie Anders, Operator-of-the-Month;and presentation of plaques by Director Storing.

2. Presentation of Employee Suggestion Awards by Gayel Pitchford, Director of Personnel.

3. Presentation of Fourth Quarter 1986 Safe Performance Award to Transportation Division 3209 and Maintenance Division 3316.

4. Report of the President

President Hall announced that the April 4 Committee of the Whole meeting would be rescheduled to a later date.

Director Estrada requested end of year calendars to enable Board members to plot out their calendar for the remainder of the year.

5. Report of the General Manager

Mr. Dyer announced a major breakthrough in terms of implementation of the Performance Action Plan. Agreement has been reached with UTU leadership, which will enable the progression of labor and joint management process that will focus on absenteeism, driver problem areas, working conditions, and operator image, among other things. This labor-management working relationship will involve divisions, labor leadership, the General Manager, and Administration participation, and establishes a new order of working relationships between the union and management to existing major problem areas. The first orientation meeting will be held Saturday, February 28, with working sessions to start at the divisions in approximately two weeks. The General Manager considered this major effort as one devoted to improving working relationships on both sides with policy commitments on the side of labor and management commitments from District.

5. Report of the General Manager - Cont'd.

Mr. Dyer said he would report back to the Board in two weeks on this new direction. He hoped that the same concept could be translated into the other unions in the near term.

The second item discussed by the General Manager was the Subsequent Environmental Report released earlier this week. A hearing on the matter will be held on March 14. Mr. Dyer suggested that wide and broad discussion of the 600-page document take place, because this document forms the basis for decisions that the Board will be asked to make in the next sixty days. He suggested a detailed review of the document by the public for comparative purposes.

On query by President Hall, the General Manager confirmed that all supervisors, city council and city staff received this document for review prior to hearing.

In this connection, Director Holen said an information item was delivered on February 25 to City Council members showing comments about the effects of delays of construction on Metro Rail with respect to ultimate aggregate dollars.

Mr. Dyer presented the revised Performance Action Plan. He noted that the plan is fully balanced at \$1,353,000 and shows deletions recommended to achieve this balance. Although deletions would result in reductions in crime and perceived safety costs for the part-time police officers program, and reductions in the graffiti cleaning program, as well as other adjustments noted in the plan, Mr. Dyer believed that the total over-all result of this Performance Action Plan would not suffer. While Mr. Dyer regretted that the District would not be able to show improved reduction in crime and safety data in terms of crime issue, he did not consider this to be a serious issue in terms of incidences on buses or streets. He noted such incidences were far below street incidences on City streets.

Director Estrada asked if implementation would be completed in September as previously projected. Mr. Dyer proposed implementation tasks would be completed by the end of July 1987 and a report would be made to the Board by August 20.

Approved the revised Performance Action Plan, reduced by \$567,000 with the corresponding reduction in activity.

UNANIMOUS

6. Director Special Items

Director Emerson called the Board's attention to correspondence from Mayor Bradley announcing Mr. Emerson's replacement on the Board in the near future. The Director said he anticipated that Mr. Joseph S. Dunning would be in attendance at the next Board meeting following confirmation by the Traffic and Transportation Committee and City Council.

Director Emerson said discussions held by the City's Traffic and Transportation Committee resulted in a series of positive actions directing the City Department of Transportation to return within a 60 day period with candidates for high occupancy vehicle treatment, essentially preferential treatment on surface streets for buses, carpools, which was indicative of great level of interest and sense of urgency being given to traffic management as it relates to the movement of vehicles on surface streets.

Mr. Emerson related his distress at actions that occurred a week ago at an advisory committee set up by Caltrans to try to help reach decision with regard to High Occupancy Vehicles (HOV) treatment on the Ventura Freeway in the San Fernando Valley.

Mr. Emerson noted that the advisory committee did vote to designate that freeway stretch as part of a region-wide system of HOV lanes for a twelve-month test period. However, the Los Angeles Board of Supervisors voted unanimously to oppose that HOV designation; further, the Board did not ask the District for input. Mr. Emerson said it was most disturbing to find that, while the District had a vote on that advisory committee, no representative was present to vote on this important policy decision.

Mr. Emerson considered this to be an important forum in terms of commitment to HOV, and as a symbolic indication that this is one way to improve mobility. Mr. Emerson felt strongly that this sent the wrong signals about the District's interest in HOV treatment, and could be viewed as a lost opportunity for communication.

The President thanked Director Emerson for bringing this matter to the Board's attention.

7. Approved Benefit Assessment Appeals as indicated below:

A1-19-86
A1-20-86
A1-44-86
A1-61-86
A2-03-86

UNANIMOUS

MARKETING AND PUBLIC INFORMATION COMMITTEE

8. Authorized the General Manager to execute a contract with Winston Network, Inc., Los Angeles, the only bidder responding under Bid No. 02-8706 covering interior bus advertising for the period March 1, 1987, through December 31, 1989, with options for three additional one-year periods at the election of the District, for an estimated total revenue of \$280,000 for the initial period; form of contract subject to approval of the General Counsel.

UNANIMOUS

EQUIPMENT AND OPERATIONS COMMITTEE (Items 9-14)

9. Approved Requisition No. 7-3349-1 and authorized the General Manager to amend an existing contract with Granada Pumping Company, Fountain Valley, covering pumping and disposition of liquid hazardous waste, increasing the total cost by an additional \$100,000 to a total cost of \$290,000; form of contract amendment subject to approval of the General Counsel.

UNANIMOUS

EQUIPMENT & OPERATIONS COMMITTEE - Cont'd.

10. Authorized the General Manager to execute a contract with Municipal Leasing Corporation, Bonita, California, under RFP No. 86-37 covering acquisition of computer hardware at an estimated cost of \$1,500,000; form of contract subject to approval of the General Counsel.

This procurement is funded in part under UMTA Grants CA-03-0259, CA-90-X120 and CA-90-X181.

UNANIMOUS

11. Approved:

- a. rejection of non-responsive bids submitted by all bidders on Item No. 1 of Bid No. CA-90-X120-V for the procurement of a one-ton cargo van with lift gate; revision of specifications and authorization to reissue Invitations for Bids; and
- b. award of contract to Economy Chevrolet, Alhambra, the lowest responsible bidder under Bid No. CA-90-X120-V covering the procurement of two 3/4-ton utility vans at a total bid price of \$24,732; form of contract subject to approval of the General Counsel.

This procurement is funded in part under UMTA Grant No. Ca-90-X120.

UNANIMOUS

12. Deferred consideration of General Manager's report containing recommendation and alternatives to accept delivery of 90 Neoplan buses without wheelchair lifts.

UNANIMOUS

EQUIPMENT & OPERATIONS COMMITTEE - Cont'd.

13. Authorized the General Manager to execute a 30-day extension of the contract with Lift-U, Inc., covering the retrofit of wheelchair lifts in 190 AM General buses; form of contract extension subject to approval of the General Counsel.

UNANIMOUS

14. Authorized the General Manager to reject non-responsive bids submitted by Sealtec, Inc. on item no. 22, Diesel Dynamics on all items, and Pacific Mechanical on all items, and to execute contracts with the lowest responsible bidders under Bid No. 12-8612 covering procurement of Chicago Rawhide and National grease seals for a one-year period, with an option for one additional year at the election of the District:

- a. Sealtec, Inc., Santa Fe Springs, covering items 12 and 23 for an estimated annual cost of \$1,500;
- b. Brake Supply, Los Angeles, covering items 1, 15, 16, 17, 20 and 22 for an estimated annual cost of \$91,000;
- c. Mohawk Manufacturing, Niles, Illinois, covering items 3, 7 and 19 for an estimated annual cost of \$5,900;
- d. C. W. Carter Company, Los Angeles, covering item 18 for an estimated annual cost of \$1,300;
- e. Flxible Corporation, Loudonville, Ohio, covering items 4, 5, 6, 8, 9, 10, 11, 13, 14 and 24 for an estimated annual cost of \$8,400; and
- f. Graham Brake & Diesel, Chatsworth, covering item 2 for an estimated annual cost of \$600;

form of contracts subject to approval of the General Counsel.

UNANIMOUS

FACILITIES & CONSTRUCTION COMMITTEE (Items 15-16)

15. Approved the General Manager's report containing recommendation and alternatives to extend for four months the lease with CalTrans for continuation of employee parking at Division 2 at a monthly rate of \$3,058; form of contract subject to approval of the General Counsel.

UNANIMOUS

16. Consider the General Manager's report containing recommendation and alternatives to enter into an amendment to the Headquarters Office lease to provide for 12,612 square feet of additional office space for Metro Rail requirements and the Inspector-General's staff, rental rate to be at the current rental rate at a yearly cost of \$58,200; cost of renovations is estimated at \$420,000; form of documents subject to approval of General Counsel.

On motion duly made and seconded, the Committee unanimously approved the following:

That staff review the absolute needs for additional space;
That staff return to Board with a revised square footage of required space;
That a determination be made whether affected employees could be located elsewhere; and
That engineering estimates be performed at a cost not to exceed \$15,000.

Director Holen noted his request, made during Committee, that staff provide an analysis of transactions pertaining to the lease and leasehold improvements dating back to 1979.

Director Day concluded his report by confirming that Committee also sought information relative to costs involved in lease of headquarters, and asked that future RFP's include cost estimates from potential lessors involved in possible relocation to other sites, as well as extension of the current lease.

UNANIMOUS

Speaking against the expenditure of funds in relation to the lease was Howard Watts.

Sheldon Walter welcomed the Inspector General.

GOVERNMENT RELATIONS COMMITTEE (Items 17-18)

17. Received and considered recommendations and alternatives contained in the State Legislative Update as noted below:

| | |
|------------------------------------|--|
| AB 267 | Oppose |
| AB 312 | Oppose |
| AB 671 | Support |
| ACA 2 | Oppose unless amendments speaking to protection of TDA are included. |
| SB 151 | Seek amendments. Requested staff to provide clarifications to the Board in the interest of allowing Board to support this bill in the future. |
| SB 2, SB 140, SB 142, and SJR 2 | Received and filed update. |

UNANIMOUS

18. Received and filed Federal Legislative Update.

UNANIMOUS

FINANCE & JOINT DEVELOPMENT COMMITTEE

19. Endorsed, in principle, the deferral of Metro Rail MOS-1 benefit assessment payments until 1992, as outlined in the General Manager's Report dated February 20, 1987, a copy of which is on file in the District Secretary's Office.

Ms. Johnston-Weston commended the District for staff work in development and implementation of this program.

Harold Watts spoke against deferral of the benefit assessment payments.

RAPID TRANSIT COMMITTEE (Items 20-26)

20. Approved the following purchase requisitions, for the rearrangement of utility facilities impacted by the Metro Rail Project; pursuant to the provisions of the Board approved Utility Cooperative Agreements with work to be authorized by Work Authorizations:

- a. Requisition No. 7-8100-038 to Pacific Bell at an estimated cost increase of \$640,000;
- b. Requisition No. 7-8100-039 to City of Los Angeles at no cost increase;
- c. Requisition No. 7-8100-040 to Western Union Telegraph Co. at an estimated cost increase of \$20,000;
- d. Requisition No. 7-8100-041 to Water System, DWP, City of Los Angeles at an estimated cost increase of \$900,000;
- e. Requisition No. 7-8100-042 to Power System, DWP, City of Los Angeles at no cost increase;
- f. Requisition No. 7-8100-043 to CommuniCom at an estimated cost increase of \$80,000;
- g. Requisition No. 7-8100-044 to Southern California Gas Co. at an estimated cost increase of \$280,000;
- h. Requisition No. 7-8100-045 to County of Los Angeles at no cost increase;

form of documents subject to approval of General Counsel.

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

UNANIMOUS

RAPID TRANSIT COMMITTEE - Cont'd.

21. Approved Requisition No. 7-8100-517 and authorized the General Manager to execute an agreement with the Central and West Basin Water Replenishment District at an estimated cost of \$300,000; form of agreement subject to approval of General Counsel.

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

22. Authorized the General Manager to approve an alignment change in the Metro Rail Project to avoid contaminated soil in the Contract Unit A130 area.

UNANIMOUS

23. Approved Requisition No. 7-8100-046 and authorized the General Manager to amend a contract with Metro Rail Transit Consultants (MRTC), to provide required engineering services for the Modified Alignment to avoid contaminated soil in the Contract Unit A130 area, at an estimated cost of \$1,300,000; form of documents subject to approval of General Counsel.

This project is partially funded under UMTA Grant CA-03-0130.

UNANIMOUS

RAPID TRANSIT COMMITTEE - Cont'd.

24. Approved Requisition No. 6-4200-242 and authorized the General Manager to amend an existing contract with Schimpeler-Corradino Associates, Los Angeles, covering modifications in the scope of work of the Annual Work Program at an increase in contract amount of \$738,000; form of contract amendment subject to approval of the General Counsel.

This project is funded in part under UMTA Grants CA-03-0130, CA-90-0080, CA-90-X059, and CA-90-X024.

UNANIMOUS

Howard Watts spoke in opposition to staff recommendation.

25. Consider General Manager's report containing recommendation and alternatives to:

- a. Execute a contract with Guy F. Atkinson Construction Company, San Francisco, the lowest responsible bidder under Metro Rail Bid No. A-145 covering construction of the 5th and Hill Street Station Structure at a total bid price of \$38,669,025; and
- b. Authorization of the General Manager to approve all contract amendments, increasing the aggregate contract price by up to five percent; however, no individual amendment may exceed \$99,999;

form of contract and contract amendments subject to approval of General Counsel.

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

Ron Tutor of Tutor-Saliba/J. S. Groves & Sons Company protested award of contract to Guy Atkinson. The basis for Mr. Tutor's protest was that Atkinson did not list the subcontractor as specified on the bid. Extensive discussion ensued.

Mr. Lee Gire of Gill & Baldwin, attorneys for Tutor-Saliba, also spoke against contract award.

Director Emerson left the meeting at 3:08 p.m.

RAPID TRANSIT COMMITTEE - Cont'd.

25. Cont'd.

On motion duly seconded and carried, staff will return to the Board with a report addressing the concerns expressed during discussion of item 25. Mr. Dyer noted that this was a critical path item which could result in a 4-6 month delay.

Director Panish left the meeting at 3:17 p.m.

Director Estrada requested that the Atkinson Company be notified of the two-week delay in contract award.

26. Approved General Manager's report containing recommendation to:

- a. Execute a contract with Tutor-Saliba/S. J. Groves and Sons Company, Sylmar, the lowest responsible bidder covering Tunnels-Union Station to 5th/Hill Station and Civic Center Station Stage I, for a total bid price of \$61,471,225; and
- b. Approve all contract amendments, increasing the aggregate contract price by up to 5 percent; however, no individual amendment may exceed \$99,999;

form of contract and contract amendments subject to approval of General Counsel.

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

Howard Watts spoke in opposition to staff recommendation.

UNANIMOUS

CONSENT CALENDAR

27. Authorized the General Manager to lease the District owned lot on Lankershim Blvd., North Hollywood (parcel A4-755) on a month-to-month basis to the Department of Parks and Recreation, City of Los Angeles, at a one time charge of \$10; form of documents subject to approval of General Counsel.

UNANIMOUS

28. Authorized the General Manager to enter into a lease agreement for a portion of the District owned lot at 300 S. Santa Fe Avenue on a year-to-year basis to Unocal, at a yearly rent of \$100; form of documents subject to approval of General Counsel.

UNANIMOUS

29. Authorized the General Manager to execute a contract with CoinServCo, Inc., Fountain Valley, under RFP No. 86-41 covering vending machine services at various District locations for a one-year period, with an option for one additional year at the election of the District, at a fixed annual revenue of \$57,600; form of contract subject to approval of the General Counsel.

UNANIMOUS

CONSENT CALENDAR - Cont'd.

30. Approved Requisition No. 7-4400-14 and authorized the General Manager to exercise an option for one additional year with John Miyauchi & Associates, Los Angeles, covering graphic design consultation services, increasing the total cost by an additional \$35,000 to a total cost of \$105,000; form of documents subject to approval of the General Counsel.

UNANIMOUS

31. Approved Requisitions 7-1200-02, 7-8100-17 and 7-9500-18 and authorized the General Manager to amend an existing contract with California Newspaper Service Bureau, Inc., Los Angeles, covering newspaper advertising services by an additional \$148,000 to a total cost of \$850,000; form of contract amendment subject to approval of the General Counsel.

UNANIMOUS

The Board requested additional information on alternatives, costs, and savings in the near term for rebidding purposes. Further, Director Swanson asked that the South Bay area be included in the geographical areas under consideration.

32. Received and filed monthly report of District investments for January 1987.

UNANIMOUS

33. Received status report of Board Requests.

UNANIMOUS

CONSENT CALENDAR - Cont'd.

34. Received Report Calendar - February 5 through 18, 1987.
35. Approved minutes of Special Board Meetings held January 15, 1987 and February 16, 1987 and correction of Minutes of December 11, 1986.

UNANIMOUS

GENERAL ITEMS

36. Recessed to Closed Session at 3:40 to consider personnel matters and pending litigation.

Reconvened at 4:20 p.m.

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

No items to report.

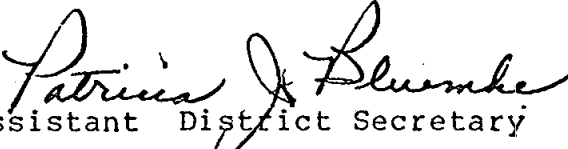
38. Public Comment.

Bryan Allen addressed the Board on item 19 of the agenda.

Howard Watts discussed transit related matters.

Sheldon Walter talked about groundbreaking of Metro Rail in the San Fernando Valley.

Adjourned at 4:32 p.m. in memory of David K. Hayward.


Assistant District Secretary