

SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT

MINUTES/PROCEEDINGS

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

October 22, 1987

Called to order at 1:05 p.m. by Vice-President Estrada

Directors Present:

Jan Hall (arr. 1:50 PM)
Carmen A. Estrada
Joseph S. Dunning
Erwin N. Jones

Nick Patsaouras (arr. 1:19 PM)
Jay B. Price
Charles H. Storing
Gordana Swanson (arr. 2:00 PM)
Kenneth R. Thomas

Directors Absent:

John F. Day

Marvin L. Holen

1. Certificates of Merit presented by Director Thomas to:
 - a. Jose R. Perez, Operator-of-the-Month;
 - b. Marie Tervalon, Information Operator-of-the-Month;
and
 - c. Phillip Lee, Maintenance Employee-of-the-Month.

2. Recognized retirees and certificates presented by Director Jones.

3. Report of the President

No report was made.

4. Report of the General Manager

General Manager Dyer reported that he would like to have two items added to the agenda as items arising subsequent to the posting of the agenda. Since less than a two-thirds majority of the Board was present, this matter was deferred until later in the meeting.

5. Director Special Items

No Director special items were discussed.

Also deferred at this time were Agenda items 6, 7, 8 and 9. (see pages 6 and 7 of these minutes).

PERSONNEL COMMITTEE

10. Approved implementation of a flexible benefits plan for non-contract employees, as outlined in the report dated October 9, 1987.

UNANIMOUS

EQUIPMENT & OPERATIONS COMMITTEE

11. Rejected non-responsive bids submitted by Wright Oil Co., Cosby Oil Co., Gale Barstow, Inc., Gasco Gasoline Co., and Consulnet, Inc. and approved award of contract to Mock Resources/Bristol Petroleum, covering diesel fuel for a one-year period, with an option for one additional year at the election of the District, for an estimated annual cost of \$20,757,873; form of contract subject to approval of General Counsel.

UNANIMOUS, with seven (7) Directors present

Appearance of Gary Lovell, Gale Barstow, Inc. protesting award of contract to Mock Resources/Bristol Petroleum.

Appearance of B. Mock thanking the Board.

12. A motion was made in accordance with the action taken by the Equipment & Operations Committee to accept staff recommendation, on the procurement of 155 buses. Following a brief discussion on rear-door lifts versus front door lifts, Director Storing, on behalf of the wishes of Director Day, made a substitute motion to carry this item over until the next Board meeting. This motion did not receive a second.

The original motion was voted on and approved exercising an option with Transportation Manufacturing Corp., covering procurement of 155 buses with rear-door wheelchair lifts at an estimated cost of \$27,280,000, subject to UMTA concurrence; form of documents subject to approval of General Counsel.

This project is funded in part under UMTA Grants Nos. CA-90-X222 and CA-90-X181 and insurance settlements.

UNANIMOUS

EQUIPMENT & OPERATIONS COMMITTEE - Cont'd.

- Note*
Federal
State
13. Approved designation of the Assistant General Manager for Management as the District's certifying agent covering application for federal financial assistance under the Disaster Relief Act, and authorized execution of all necessary documents; form of documents subject to approval of General Counsel.

UNANIMOUS

ADVANCE PLANNING COMMITTEE

14. Authorized the General Manager to amend a contract with the County of Los Angeles for support services for the Bus Service Continuation Project; form of contract amendment subject to approval of General Counsel.

UNANIMOUS

15. Approved action on the Policy Option Paper on Parking Subsidization and Travel Mode Choice as indicated in the General Manager's report dated October 15, 1987.

UNANIMOUS

Appearance of Ed Duncan and Brian Allen in support of the report.

ADVANCE PLANNING COMMITTEE - Cont'd.

16. Adopted the general principles outlined in the District's report on response to the California Business Roundtable's recommendations for Transportation Financing as indicated in the General Manager's report dated October 15, 1987.

UNANIMOUS

Appearance of Ed Duncan stating his views on the report.

17. WITHDRAWN by staff the item regard an Agreement with the County of Los Angeles and the Los Angeles County Transportation Commission for the shared operation of Lines 495 and 498.

18. Authorized the General Manager to enter into 13(c) agreements with the Los Angeles County Transportation Commission, the Transportation Communication Union, the Amalgamated Transit Union, and the United Transportation Union in connection with the Bus Continuation Demonstration Project; form of agreements subject to approval of General Counsel.

UNANIMOUS

19. Approved concept and the continued negotiation with Long Beach Transit regarding their proposed extension of Line 14 in San Pedro, with understanding there should be no duplication of the District's service.

CARRIED, with President Hall abstaining

Appearance of G. Roberts in favor of Long Beach's proposed extension.

4. Report of the General Manager

Since more than eight members of the Board were present, the General Manager's report was considered at this point.

Mr. Dyer again recommended that two items be added to the agenda as items arising subsequent to the posting of the agenda. With the concurrence of a two-thirds majority of the Board, Items No. 34A and 34B were added to the agenda.

7. Approved Benefit Assessments appeals indicated below:

<u>Case No.</u>	<u>Parcel No.</u>
A1-33-86	5144-019-008
A1-64-86	5408-015-003
A2-17-86	5142-005-019
A2-18-86	5142-005-003

UNANIMOUS, with a two-thirds majority present

Copies of the formal resolutions are filed with the District Secretary.

8. Designated Benefit Assessment Hearing Officers for the following Cases:

A1-319-86 through A1-323-86
A1-159-86 to A1-161-86 & A1-163-86
A1-164-86
A2-054-86

UNANIMOUS, with a two-thirds majority present

Copies of the formal resolutions are filed with the District Secretary.

9. Designated Benefit Assessment Hearing Officers for an appeals panel for Case A1-47-86.

UNANIMOUS, with a two-thirds majority present

Copies of the formal resolutions are filed with the District Secretary.

6. Recessed to Closed Session at 2:08 p.m. to consider personnel and litigation matters returning at 2:28 p.m. with all Directors present except Directors Day and Holen.

RAPID TRANSIT COMMITTEE

20. Authorized General Manager to accept the following Work Order Authorizations from the Los Angeles County Transportation Commission (LACTC) to fund the Light Rail portion of joint construction and procurement contracts:

- a. Work Order Authorization No. CN-87-0008 in the amount of \$280,500 for work to be performed by the City of Los Angeles in connection with the Light Rail portion of the Light Rail/Metro Rail integrated station at 7th/Flower Streets;
- b. Work Order Authorization No. PR-88-0007 in the amount of \$2,888,500 for procurement of Direct Fixation Rail Fasteners under Metro Rail contract no. A616 for delivery to LACTC for Light Rail projects;

form of documents subject to approval of General Counsel.

UNANIMOUS

21. Authorized the General Manager to extend the current Annual Work Program with District Insurance Administrators for one month from November 1, 1987 to November 30, 1987; form of documents subject to approval of General Counsel.

UNANIMOUS

22. Approved scheduling a Public Hearing on the CORE Study Draft Supplemental Environmental Impact Statement/ Subsequent Environmental Impact Report for Wednesday, December 9, 1987 at 1:00 p.m.

UNANIMOUS

RAPID TRANSIT COMMITTEE - Cont'd.

23. CARRIED OVER to the next Board meeting, award of contract for unit A620 covering Automatic Train Control.

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

General Manager Dyer reported the staff recommendation is to carry this item over as the result of a request from Union Switch and Signal. Following concerns raised by members of the Board and interested parties, Mr. Dyer indicated that he did not expect the staff recommendation to change as a result of this carry over request.

CARRIED, with Directors Jones and Storing voting 'No'

24. Motion to approve staff recommendation was made, seconded, and discussion ensued.

Appearance of Lee Albright of Regional Steel and Darrell McCrory, attorney for Granite-Marmolejo, protesting rejection of the bid.

Discussion between Board and staff about UMTA ruling in this matter regarding DBE/WBE good faith and what appears to be a change in requirements.

Closed session at 2:55 p.m. to discuss possible litigation matters with regard to this item, returning at 3:13 p.m. with all Directors responding to roll call except Directors Day and Holen.

Appearance of Ed Marmolejo also protesting rejection of their joint venture bid.

On motion restated by Director Price, rejected bid received from the joint venture of Granite-Marmolejo of Watsonville, CA, in response to Metro Rail Contract Al65, 7th & Flower Station Stage I, and authorized the Director, Office of Contracts, Procurement and Materiel, to reissue an Invitation for Bid; form of documents subject to approval of General Counsel.

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

CARRIED, with Director Dunning abstaining and Director Storing voting "No"

RAPID TRANSIT COMMITTEE - Cont'd.

25. Approved appointment of the Assistant Director-Contracts, Office of Contracts, Procurement and Materiel as hearing officer to conduct a hearing and make a recommendation to the Board in regard to a proposed subcontractor substitution by Illinois Walsh Construction Co. under Metro Rail Contract A112, Main Shop Building.

UNANIMOUS

FINANCE & JOINT DEVELOPMENT COMMITTEE

26. Authorized the General Manager to:
- a. request the Los Angeles County Transportation Commission to amend the Fiscal Year 1987 Transportation Improvement Program (TIP);
 - b. request UMTA to approve a zero-dollar amendment to UMTA grants CA-90-X120 and CA-90-X181 to fund various capital projects costing approximately \$10.2 million;
 - c. to include approximately 32 of the 90 Neoplan buses purchased with Equipment Trust Certificates as an in-kind match toward the purchase of 147 buses in CA-90-X120; and
 - d. execute the grant contract;

form of documents subject to approval of General Counsel.

UNANIMOUS

27. Authorized the General Manager to file claims with the Los Angeles County Transportation Commission for Sales Tax Funds for Fiscal Year 1988; form of documents subject to approval of General Counsel.

UNANIMOUS

CONSENT CALENDAR

28. Approved execution of a contract with Neopart, Honeybrook, Pennsylvania, the lowest responsible bidder under Bid No. CA-90-X059-V covering five power plant assemblies, for a total bid price of \$224,981; form of contract subject to approval of General Counsel.

This procurement is funded in part under UMTA Grant CA-90-X059.

UNANIMOUS

29. Authorized the General Manager to enter into a Hold Harmless Agreement with the City of Duarte for use of El Monte Station; form of documents subject to approval of General Counsel.

UNANIMOUS

30. Received and filed report on District Investments - September, 1987.

UNANIMOUS

31. Received and filed Report Calendar - October 2 thru October 15, 1987.

UNANIMOUS

CONSENT CALENDAR - Cont'd.

32. Received and filed Board Request List - October, 1987.

UNANIMOUS

33. Received and filed Quarterly Sales Report for third quarter from July 1, 1987 through September 30, 1987.

UNANIMOUS

GENERAL ITEMS

34. Considered items arising subsequent to the posting of the agenda.

On motion duly made, seconded and unanimously carried as reported under agenda item no. 4, the following items were added to the agenda.

- 34a. Authorized the General Manager to enter into a contract with A. C. Martin to carry out work outlined in the General Manager's report dated October 21, 1987, relating to the October 1, 1987 earthquake, at an estimated cost of \$50,000; form of contract subject to approval of General Counsel.

UNANIMOUS

During the discussion on this matter, Director Patsouras offered an amendment to the motion to require \$1 million in professional liability insurance by the firm of A. C. Martin. This proposed amendment failed to receive the concurrence of a majority of the Board.

- 34b. Authorized the President and General Manager to execute a Memorandum of Understanding with the Los Angeles County Transportation Commission for \$103.6 million of Proposition A Funds in Operating Revenue for Fiscal year 1988; form of documents subject to approval of General Counsel.

UNANIMOUS

35. Public Comment.

Peter Baxter appeared before the Board and commented on the resignation of the General Manager.

Greg Roberts appeared speaking on transit related matters.

There being no other business, the meeting adjourned at 3:38 p.m.



Helen M. Bolen
District Secretary