



**MINUTES/PROCEEDINGS**  
**LOS ANGELES COUNTY**  
**METROPOLITAN TRANSPORTATION AUTHORITY**

**REGULAR BOARD MEETING**  
**BOARD OF DIRECTORS**  
**MTA Headquarters**  
**3rd Floor - Board Room**  
**One Gateway Plaza, Los Angeles**

**Thursday, February 27, 2003**

Called to order at 9:50 a.m.

Directors present:

Hal Bernson, Chair  
Zev Yaroslavsky, 1st Vice Chair  
Frank Roberts, 2nd Vice Chair  
Michael Antonovich  
Yvonne Brathwaite Burke  
John Fasana  
James Hahn  
Paul Hudson  
Don Knabe  
Gloria Molina  
Pam O'Connor  
Beatrice Proo  
Allison Yoh

Chief Executive Officer - Roger Snoble  
Board Secretary - Michele Jackson  
Ethics Officer - Karen Gorman  
Inspector General - William Waters  
General Counsel - County Counsel

**NOTE:** Members voting are reflected on the attached "RECAP OF PROCEEDINGS" matrix.

1. APPROVED Consent Calendar Items: 2, 9, 15, 28, 32 and 33 A, B, C  
Items 8, 10, 20, 24, 25, 26 and 27 were removed from Consent Calendar.  
  
NOTED COMMITTEE AUTHORITY ITEMS: 7, 23, and 30
2. APPROVED ON CONSENT CALENDAR **Minutes** of Regular Board Meeting held January 23, 2003 and Special Board Meeting held February 5, 2003.
3. RECEIVED Chair's Report
  - Honored Eric Levinson, former Chair of MTA's Accessibility Advisory Committee and his contribution to MTA.
4. RECEIVED Deputy Chief Executive Officer's Report
  - Special Board Meeting on March 5, 2003 to set a public hearing on proposed fare restructuring
  - Co-hosting with the Greater Los Angeles Chamber of Commerce a one-day seminar on Land-Use.
  - CEO Snoble in Sacramento to attend the first Mobility 21 Coalition Advocacy and to testify before the California Transportation Commission.
7. RECEIVED AND FILED under Planning and Programming Committee report on the **Southeast Bus Restructuring Study and associated Subregional Government Alternatives Study and Supplemental Southeast Bus Restructuring Study.**

8. APPROVED AS AMENDED BY YAROSLAVSKY authorizing the Chief Executive Officer to continue Exclusive Negotiation Agreement **through March 28, 2003** with Legacy Partners for the **development of approximately 2.8 acres of MTA-owned properties located at the Hollywood and Vine Metro Rail Station; and thereafter allow the MTA to open non-exclusive negotiations for the Hollywood/Vine station site with those who have previously made proposals to the MTA as part of the original RFP process.**
  
9. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to enter into a six-month Exclusive Negotiation Agreement with MacArthur Park, LLC for the **development of approximately 3.7 acres of MTA-owned properties located at the Metro Red Line Wilshire/Alvarado Station (MacArthur Park).**
  
10. APPROVED AS AMENDED BY BURKE **for staff to offer participation in the new technology pilot program to the next soundwall on the Phase I, Priority 1 list:**
  - A. the Chief Executive Officer to enter into a Memorandum of Understanding with Caltrans for an estimated \$3.1 million to construct a companion soundwall along westbound Route 210 from Highland Avenue to Buena Vista Street;
  
  - B. the allocation of \$2.3 million combined for I-5 Golden State Freeway, May 1989 **Soundwall projects** between Route 170 and 134 in the City of Los Angeles (from North Hollywood Way to North Sunland Boulevard) and in the City of Glendale (from Western Avenue to North Alameda Avenue); and I-10 San Bernardino Freeway, May 1989 soundwall project in the City of West Covina (from Grand Avenue to immediately west of Holt Avenue) to allow these soundwalls to accommodate planned future HOV lanes;
  
  - C. the allocation of \$750,000 to participate in a Caltrans demonstration of a rice straw soundwall authorized by Assembly Bill (AB) 2751 **or other alternative soundwall material** on the Route 10-Santa Monica Freeway; and

- D. the establishment of Phase I, Priority 3, Post 1989 soundwall list projects that were identified by Caltrans after the Board action of April 27, 2000.

12. APPROVED revised report:

- A. adopting the **San Fernando East-West Metro Rapid Transitway** (formerly known as "Bus Rapid Transit") Project 800112 Budget for a baseline value of \$329,500,000;
- B. adopting the San Fernando Bikeway Project 800114 Budget for a baseline value of \$8,100,000;
- C. adopting a San Fernando East-West Metro Rapid Transitway and Bikeway Project Schedule to achieve a Revenue Operation Date, calculated as full Notice to Proceed date for Contract No. C0675 plus 27 months, contingent upon resolution of California Transportation Commission funding issues;
- D. authorizing the Chief Executive Officer to execute contract modifications for Contract No.C0675 Design/Build up to \$15,109,502 and Contract No. C0676 Los Angeles River Bridge up to \$383,658 subject to project budget and funding limitations; **and subject to the reporting, approval and individual contract modification dollar limitations set forth;**
- E. authorizing the Chief Executive Officer to **negotiate the possible reimbursability from Third parties and exercise, if deemed appropriate,** Options E.2 through E.8 to Contract No. C0675 Design/Build; and
- F. authorizing the Chief Executive Officer to negotiate an agreement for the design and construction of a park-and-ride facility and other ancillary improvements to serve Warner Center within the proposed Project Budget for the San Fernando Valley East-West Metro Rapid Transitway, which shall be brought to the MTA Board to review and approve the final terms and conditions.

15. APPROVED ON CONSENT CALENDAR adoption of the updated **MTA Defeased Leasing Policy.**

16. AUTHORIZED the competitive sale and issuance of up to \$415 million of **Proposition C refunding bonds** and approve documents, including the Authorizing Resolution, Notice Inviting Bids and Notice of Intention to Sell Bonds.
  
20. ADOPTED the **Contracted Transit Pass Programs**.
  
21. FORWARDED TO THE MARCH REGULAR BOARD MEETING report on **Service Sector costs**.
  
23. RECEIVED AND FILED UNDER OPERATIONS COMMITTEE AUTHORITY report on the **Mental Evaluation Team** dedicated to support regional public transit operations.
  
24. APPROVED STAFF RECOMMENDATION AS AMENDED BY HUDSON to **include a report back in 30 days with an analysis of the impact of suspending cancellation of Line 561**.
  - A. findings of public hearing held on Wednesday, January 15, 2003 concerning **the MTA's San Fernando Valley Sector June 2003 Service Change Program**; and
  - B. adopting the Revised June 2003 San Fernando Valley Sector Change Program.

**FAILED** BURKE MOTION to suspend cancellation of Line 561 until public Hearing on Sector Changes for the Westside Sector can occur, staff can then report back to the Board with impact analysis.

25. **APPROVED STAFF RECOMMENDATION AS AMENDED BY HUDSON to include a report back in 30 days with an analysis of the impact of adding "Limited Service" as an overlay to existing local services on Line 260 without decreasing local service:**

- A. findings of the public hearing held on Saturday, January 25, 2003 **concerning the MTA's San Gabriel Valley Sector June 2003 Service Change Program;** and
- B. adopting the Revised June 2003 San Gabriel Valley Sector Change Program.

**FAILED BURKE MOTION** to add "limited service" as an overlay to existing local service without decreasing local service and report back to the Board in 6 months with ridership analysis and recommendations.

26. **APPROVED STAFF RECOMMENDATION AS AMENDED BY HUDSON to include a report back in 30 days with an analysis of the impact of suspending canceling/restructuring of Lines 55, 56, 60, 105, 107, 112, 119 and 214.**

- A. findings of public hearing held on Saturday, January 25, 2003 **concerning the MTA's Gateway Cities Sector June 2003 Service Change Program;**
- B. adopting the Revised June 2003 Gateway Cities Sector Change Program.

**FAILED BURKE MOTION** to suspend cancellation and/or restructuring of Lines 55, 56, 60, 105, 107, 112, 119, and 214 for six months. Implement lines S-1 and S-2 and report back to the Board in six months with ridership analysis and recommendations for the above affected lines.

27. APPROVED:

- A. award of a fixed-price unit rate contract No. OP33200646 to North American Bus Industries (NABI), for **200 Low Floor CNG Articulated Vehicles, spare parts, training aids and other miscellaneous equipment** for an amount not to exceed \$138,888,329 inclusive of sales tax;
- B. execution of a contract with NABI after funding is approved for this project by the California transportation Commission (CTC); and
- C. negotiation and execution of Change Orders for this procurement only in amounts of less than \$1,000,000 per change order with cumulative change orders not to exceed 10% of the current approved contract value.

28. APPROVED ON CONSENT CALENDAR award of a five-year fixed-price unit rate contract, No. OP39402528 to Knorr Brake Corporation, the single, responsive and responsible bidder, **for the overhaul of Metro Blue Line Light Rail Vehicle Brake System Equipment** for an amount not to exceed \$3,427,783.

29. WITHDRAWN BY STAFF execution of seven three-year **Metro Freeway Service Patrol** contracts for a total amount not to exceed \$8,632,302 to the following firms:

Beat	Contractor	Amount	Contract Period
2	South Coast Towing, Los Angeles	\$1,281,904	6/1/03 - 5/31/06
6	Tip Top Tow Service, Santa Monica	\$1,162,814	6/1/03 - 5/31/06
10	EZ Towing, Van Nuys	\$1,172,746	7/1/03 - 6/30/06
22	Girard & Peterson, Burbank	\$1,308,663	7/1/03 - 6/30/06
35	Girard & Peterson, Burbank	\$ 972, 173	7/1/03 - 6/30/06
39	J & M Towing, Alhambra	\$1,246,346	8/1/03 - 7/31/06
40	Best Car Towing, Los Angeles	\$1,481,656	8/1/03 - 7/31/06
<b>TOTAL</b>		<b>\$8,632,302</b>	

30. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a five-year firm fixed-price contract No. PS03064105 to Terminix Commercial, **for vehicle and facilities pest control services** for an amount not to exceed \$1,545,497 inclusive of two one-year options, effective March 7, 2003.

31. APPROVED award of a 2-year, firm fixed-price requirements contract under Bid 10-0208 to Molina Gaskets for **re-upholstered bus and light rail seat inserts** for an amount not to exceed \$1,295,190 inclusive of sales tax effective March 1, 2003.

32. APPROVED ON CONSENT CALENDAR adoption of the proposed **2003-2004 State Legislative Program.**

Director Antonovich opposes points #4 and #5 of Goal #1 in the 2003-2004 State Legislative Program.

33. APPROVED ON CONSENT CALENDAR adoption of the following positions on **state legislation:**

A. ACA 7 (Dutra) – would reduce the voting requirement to a simple majority for sales taxes related to transportation. **SUPPORT IF AMENDED.**

B. SCA 2 (Torlakson) - Would reduce the voting requirement to a simple majority for sales taxes related to transportation. **SUPPORT IF AMENDED.**

C. AB98 (Koretz) – Would require the IWC to expand Wage Order #9 to publicly employed commercial drivers. **OPPOSE**



33-D. WITHDRAWN BY STAFF: AB 199 – (Oropeza) – Creates the Public Transit Employer – Employee Relations Act to give supervisory employees of public transit districts specified rights under the Myers-Milas Brown Act including the right to form and/or join an employee organization. **OPPOSE**

34. DISCUSSED:

- A. the recently concluded Fiscal Year 2003 **Appropriations process and its impact on the MTA;**
- B. prospects for securing full funding for the MTA's Fiscal Year 2004 Appropriations requests; and
- C. a review of the MTA's Tea-21 Reauthorization Program and policy objectives.

35. APPROVED the San Fernando Interim Joint Powers Authority recommendation to nominate the following to serve on the **San Fernando Valley Sector Governance Council:**

<u>Submitted by:</u>	<u>Name</u>
City of Los Angeles	Coby King Joan Leonard Bart Reed Kymberleigh Richards
County of Los Angeles	David Fleming Jesus Ochoa
East Cluster Nominees	Rafi Manoukian Stacy Murphy
West Cluster Nominee	Jeff Reinhardt

36. APPROVED Los Angeles County's nominees to serve on the **San Gabriel Valley Sector Governance Council:**

Supervisor Antonovich	Dave Spence
Supervisor Molina	Rosie Vasquez

37. APPROVED:

- A. authorizing the Chief Executive Officer to negotiate and execute a Memorandum of Understanding (MOU) with the County of Los Angeles for Sheriff's Department **Transit Community Policing services**, for a period of five years, inclusive of two one-year options, not to exceed \$ 47,212,982 for FY04, and \$7,868,830 for two months service in FY03, inclusive of all start-up capital costs and annualized capital expenses, starting May 1, 2003; and
- B. authorizing the Chief Executive Officer to negotiate and extend Interim Contract No. PS2610LASD with the County of Los Angeles for Sheriff's Department (LASD) Transit Community Policing services for a period of performance through April 30, 2003 for a contract value not to exceed \$3,510,983 for two months service or \$1,755,492 per month; and
- C. authorizing the Chief Executive Officer to negotiate and extend Interim Contract No. PS2610LAPD with the City of Los Angeles for Los Angeles Police Department (LAPD) Transit Community Policing services for a period of performance through April 30, 2003 for a contract value not to exceed \$4,196,762 for two months service or \$2,064,536 per month; and
- D. authorizing payment under contract OP2610LASD to the County of Los Angeles in an amount up to \$160,000 covering payment of outstanding balance due County for services provided during the period July 1 through November 30, and authorize payment under contract OP2610LAPD to the City of Los Angeles in an amount up to \$2,281,195 for balance due the City for services provided during the period July 1 through November 23, 2002.

**FAILED HAHN MOTION:**

- 1) that the Chief Executive Officer negotiate and execute a Memorandum of Understanding with the County of Los Angeles and the City of Los Angeles for transit policing services. Pursuant to this MOU, the Los Angeles Police Department will provide security services for the Metro Red Line and the San Fernando, Central and West Side Service

Sectors. The Los Angeles County Sheriff's Department will provide services to the Green Line, Blue Line, Gold Line and transit service areas outside of the City of Los Angeles;

- 2) that this agreement shall be for a period of five years, inclusive of the two, one-year options. Such agreement will be within the fiscal guidelines adopted by the Board for transit security;
- 3) that the MTA staff will conduct a study on the efficacy of establishing an internal MTA police force and report back to the Board within 6 months with the results of that study;
- 4) that all 54-fare inspectors be provided by MTA; and
- 5) that after recalculating LASD overhead costs, and other costs, the City of Los Angeles will make-up the difference found in scenario I, which is currently estimated at \$1.46 million.

**APPROVED** BURKE MOTION that the MTA staff will conduct a study on the efficacy of establishing an internal MTA Police Force and report back to the Board within 6 months with the results of that study.

38. CLOSED SESSION:

A. Conference with Legal Counsel-Existing Litigation - G.C. 54956.9 (a):

1. Heaven v. MTA SC 062932

NO REPORT.

2. MTA v. United Transportation Union BC 287260

NO REPORT.

B. Conference with Labor Negotiator – G.C. 54957.6:


Agency Negotiators: Roger Snoble and Brenda Diederichs  
Employee Organizations: Amalgamated Transit Union and  
Engineers and Architect Association

NO REPORT.

RECEIVED public comment.

ADJOURNED in memory of Eric Levinson.

Prepared by: Christina Lumba-Gamboa  
Recording Secretary

  
Michele Jackson  
Board Secretary