

Thursday, January 27, 2005 - 9:30 A.M.

Agenda

Los Angeles County
Metropolitan Transportation Authority

Regular Board Meeting Board of Directors

One Gateway Plaza
3rd Floor Boardroom

Call to Order

Directors

Frank Roberts, Chair
James Hahn, 1st Vice Chair
Gloria Molina, 2nd Vice Chair
Mike Antonovich
Yvonne B. Burke
John Fasana
Don Knabe
Tom LaBonge
Martin Ludlow
Pam O'Connor
Beatrice Proo
Ed P. Reyes
Zev Yaroslavsky
Ron Wong, non-voting member

Officers

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



1. APPROVE Consent Calendar Items: 2, 7, 8, 10, 11, 12, 16, 20, 21, 35, 36 and 37
NOTE Committee Authority item 30

CONSENT CALENDAR

2. APPROVE **Minutes** of Regular Board Meeting held December 13, 2004.

7. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (5-0)
APPROVAL OF REVISED RECOMMENDATION:
 - A. ~~approving and adopting the **Final Draft Final Report on the I-710 Major Corridor Study**~~ between the Ports of Los Angeles/Long Beach and SR-60 Pomona Freeway; and

 - B. authorizing the Chief Executive Officer to proceed with the **preparation of a scope of work and funding plan that will include funding commitments from multiple partners for the** environmental phase of the project pursuant to the Major Corridor Study's Locally Preferred Strategy and use input from the I-710 Community Advisory Committees in the environmental scoping process. **The scope of work should also include assessment of impacts to the I-710/SR-60 interchange and evaluation of alternative project delivery methods.**

8. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (5-0)
adopting the proposed **Los Angeles Countywide Intelligent Transportation Systems (ITS) Policy and Procedures.**

10. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (5-0)
authorizing the Chief Executive Officer to enter into a six-month Exclusive Negotiation Agreement with Vermont/Santa Monica Metro Red Line Station, LLC for the **development of approximately 1.2 acres of MTA owned properties** located adjacent to the Vermont/Santa Monica Metro Red Line Station.

11. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0)

- A. approving and certifying the **Addendum/Modified Initial Study to the Final Environmental Impact Report (FEIR)**, as revised by the Board on December 13, 2004, for the San Fernando Valley East-West Transit Corridor (now known as the Metro Orange Line) for: (a) the construction of an additional park-and-ride lot (North Parking Lot) on Metro-owned property just north of the previously-approved Canoga Station and Park and Ride Lot; and, (b) the modification of a small portion of a planned pedestrian path along Chandler Boulevard;
- B. authorizing the Chief Executive Officer to file a Notice of Determination of the Addendum/Modified Initial Study with the Los Angeles County Clerk; and
- C. approving the development of the North Parking Lot and authorizing the Chief Executive Officer to include this within the design/bid/build construction contract to be awarded for the previously approved one-third mile extension of the Orange Line, landscaping, bicycle and pedestrian paths to the new station and park-and-ride lot to be located on the Boeing site and Metro right-of-way.

12. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0)
authorizing the Chief Executive Officer to:

- A. accept a Community Based Planning Grant from CALTRANS for a total of \$191,636 **to prepare a La Brea Light Rail Station Area/Community Linkages Plan;**
- B. enter into an Agreement with Transportation and Land Use Collaborative of Southern California (the sub-recipient of the grant) to prepare a La Brea Light Rail Station Area/Community Linkages Plan in coordination with Metro; and
- C. amend the FY05 budget to reflect the increase in revenues and expenditures.

16. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (5-0):
 - A. adopting the updated **LACMTA Investment Policy**;
 - B. delegating to the Treasurer or his/her designees, the authority to invest funds for a one-year period, pursuant to California Government Code Section 53607; and
 - C. approving the Financial Institutions Resolution authorizing financial institutions to honor signatures of LACMTA officials.

20. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-1) amending Board policy GEN-34, "Metro System Advertising: Revenue-Generating & Informational", **to allow revenue-generating advertising to be posted on the exteriors of Metro Rapid vehicles.**

21. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (5-0) authorizing the Chief Executive Officer to execute a 10-year revenue contract with Transit Television Network to install, operate, maintain, and sell **advertising on a passenger information system** (consisting of small video screens on the bus fleet) in exchange for a minimum annual payment of \$100,000 or ten percent of gross advertising revenues, whichever is greater.

35. OPERATIONS COMMITTEE RECOMMENDED (5-0) adopting the updated **Transit Service Policy.**

36. OPERATIONS COMMITTEE RECOMMENDED (5-0):
 - A. approving an approximate \$4.02 million increase to the life of project budget for the **Division 1 Expansion project**, thereby increasing the life of project budget from \$7.5 million to \$11.5 million; and
 - B. amending the FY05 budget to add \$2.8 million of federal funds as appropriated for this project by the Bus Operations Subcommittee and \$700,000 of local match.

37. OPERATIONS COMMITTEE RECOMMENDED (5-0):

- A. Finding that the **Metro Red Line Segment 1 Remote Terminal Units** (RTU's) consist of highly specialized telecommunications and other related electronic equipment, such that the procurement qualifies under Public Utilities Code section 130238 for procurement by competitive negotiation. Using this methodology, staff will solicit a package of system hardware, design, and installation services to be provided by a system Integrator; and
- B. approving the process for technical evaluation of proposals, identification of qualified sources, and selection for contract award. These procedures are consistent with and based upon MTA's existing Procurement Policies and Procedures.

REQUIRES 2/3 VOTE OF THE BOARD

COMMITTEE AUTHORITY

30. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY (5-0):

- A. authorizing the Chief Executive Officer to execute a Contract Modification to Contract No. H1100, Union Switch and Signal, Inc. (US&S), to provide **compensation for delays and inefficiencies as part of a global settlement agreement** to resolve all disputes between the Los Angeles County Metropolitan Transportation Authority (LACMTA) and US&S, including but not limited to, all current and future delay claims in an amount not to exceed \$992,000, increasing the total contract value from \$62,298,586 to \$63,290,586;
- B. approving an increase in the Authorization for Expenditure (AFE) for Contract No. H1100 to provide funding for the Contract Modification for an amount not to exceed \$770,000, increasing the current AFE from \$62,520,743 to \$63,290,743; and
- C. authorizing the Chief Executive Officer to execute a Mutual Release and Settlement Agreement between LACMTA and US&S, incorporating the terms of the Contract Modification described in Item A above and mutual release of all claims.

NON-CONSENT

3. Chair's Report
 - Adjourn in memory of Marion Bohlke, mother of Mike Bohlke, Transportation Deputy to Director Yvonne Burke
4. Chief Executive Officer's Report

17. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (5-0) approving the **Los Angeles County Metropolitan Transportation Authority Fiscal Year 2006 Financial Standards AS AMENDED** by Director Yaroslavsky.

Amendments:

- Financial Standards General G12 –EMAC/Board will have input into the Audit workplan
 - Financial Standards Planning Parameters –B6 “. . .FTE's will be held-~~to~~ the at or below FY2005 level adjusted for service expansion
 - Financial Standards Planning Parameters – B8 “Capital projects in excess of **\$10 million \$ 5 million** shall be presented separately for life-of-project approval by the Board”.
18. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (5-0) approving in concept **proposed legislative language pertaining to our procurement processes**, contribution and financial interest limits, and post employment restrictions **AS AMENDED** by Director Yaroslavsky. **SUPPORT**

Amendment: Delete Item 7 – “CEO award of contracts” leaving the current CEO contract authority unchanged.

19. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (5-0) **AS AMENDED** by Director Yaroslavsky:
 - A. receiving and filing report of Procurement's **comparative analysis of procurement manuals from other agencies and Sandia National Laboratories**; and
 - B. rewrite the Procurement manual.

Amendment to Chapter 14.7 Section O of the Procurement Manual: . . .the level of review required for approval of the modifications shall be determined based on the aggregate of absolute “NET” value.

28. FINANCE AND BUDGET COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION:
 - A. approving the transfer of \$19.2 million of local funds from the capital program to the operating program; and
 - B. amending the **FY05 budget to add up to \$8.2 million of General Fund revenues to the Enterprise Fund for additional bus operations fuel costs and up to \$8 million of Proposition A 35% funds** for rail operations.

38. APPROVE the **Ordinance establishing procedures for processing construction change orders**. The ordinance was presented for a first reading at the December 13, 2004 Board meeting. The attached ordinance is as presented in December except that it includes the change ordered by the Board that the MTA estimating unit be organizationally independent of the head of construction.

39. RESCIND the Resolution of Necessity authorizing the commencement of an eminent domain action to acquire Assessor Parcels No. 5410-009-016; 5410-010-001, 001, 013, 014, 015, 016, 017, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029 and 30 for the planned construction and operation of the **Division 10 Bus Facility Expansion Project**.

40. APPROVE the following nominees for membership on the **Westside/Central Service Sector Governance Council**:
 - Carlos Collard: Santa Monica Big Blue Bus
 - Gregory J. Fisher: Transportation Deputy, Councilwoman Jan Perry, City of Los Angeles

41. FASANA MOTION - that the Board of Directors direct staff to report back to the Board at the next Operations Committee meeting on the **cost of providing Orange Line service within the organization versus the cost of contracting out the operation of the services, maintenance of vehicles, and the maintenance of the Right of Way and fixed guideway.**

24. **CLOSED SESSION:**

- A. Conference with Real Property Negotiators Concerning Price and/or Terms of Payment – G.C. 54956.8:

Negotiator: Velma Marshall

1. Parcel ES-551A and ES-551B
Metro Gold Line Eastside Extension Project
2. MTA & Catellus Development Corporation

- B. Personnel Matters – G.C. 54957:

Public Employee Performance Evaluation – Chief Executive Officer

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

1. Robinson v. MTA SC080118
2. CUNA Mutual Life Insurance v. MTA BC171223
3. Alvarado v. MTA et. al. BC325499
4. COST v. MTA B179799.

- D. Conference with Labor Negotiator – G.C. 54957.6

Agency Negotiators: Roger Snoble and Brenda Diederichs
Employee Organizations: ATU, UTU, TCU

Consideration of items not on the posted agenda, including: items to be presented and (if requested) referred to staff; items to be placed on the agenda for action at a future meeting of the Committee or Board; and/or items requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Committee subsequent to the posting of the agenda.

COMMENTS FROM THE PUBLIC ON ITEMS OF PUBLIC INTEREST WITHIN COMMITTEE'S SUBJECT MATTER JURISDICTION