

Agenda

Los Angeles County
Metropolitan Transportation Authority

Regular Board Meeting Board of Directors

One Gateway Plaza
3rd Floor Boardroom

Call to Order

Directors

Antonio Villaraigosa, Chair
Gloria Molina, 1st Vice Chair
Pam O'Connor, 2nd Vice Chair
Mike Antonovich
Yvonne B. Burke
John Fasana
David Fleming
Richard Katz
Don Knabe
Bonnie Lowenthal
Bernard Parks
Frank Roberts
Zev Yaroslavsky
Doug Failing, 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



Metropolitan Transportation Authority

Metro

METROPOLITAN TRANSPORTATION AUTHORITY BOARD RULES (ALSO APPLIES TO BOARD COMMITTEES)

PUBLIC INPUT

The meetings of the Metropolitan Transportation Authority Board are open to the public. A member of the public may address the Board on agenda items, before or during the Board or Committee's consideration of the item for up to 5 minutes per item, or at the discretion of the Chair. A request to address the Board should be submitted in person at the meeting to the Board Secretary prior to the start of the meeting.

The public may also address the MTA on non-agenda items within the subject matter jurisdiction of the MTA during the public comment period, which will be held at the end of each meeting. Each person will be allowed to speak for one minute and may speak no more than once during the Public Comment period. Public Comment will last a maximum of 30 minutes, or as otherwise indicated by the Chair. Speakers will be called according to the order in which the speaker request forms are received until the Public Comment period has expired. Elected officials, not their staff or deputies, may be called out of order and prior to the Board's consideration of the relevant item.

At the discretion of the Chair, the Board may limit public input on any item, based on the number of people requesting to speak and the business of the Board.

In the interest of hearing from as many members of the public as possible, if at the time your name is called, your issue has been addressed or your opinion expressed by a previous speaker, please simply state that fact and your name for the record.

In accordance with State Law (Brown Act), all matters to be acted on by the MTA Board must be posted at least 72 hours prior to the Board meeting. In case of emergency, or when a subject matter arises subsequent to the posting of the agenda, upon making certain findings, the Board may act on an item that is not on the posted agenda.

CONDUCT IN THE BOARD ROOM - The following rules pertain to conduct at Metropolitan Transportation Authority meetings:

REMOVAL FROM THE BOARD ROOM The Chair shall order removed from the Board Room any person who commits the following acts with respect to any meeting of the MTA Board:

Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.
A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.
Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and
Any other unlawful interference with the due and orderly course of said meeting.

INFORMATION RELATING TO AGENDAS AND ACTIONS OF THE BOARD

Agendas for the Regular MTA Board meetings are prepared by the Board Secretary and are available prior to the meeting in the MTA Records Management Department and on the Internet.

Every meeting of the MTA Board of Directors is recorded on cassette tapes, and duplicate tapes are available for a nominal charge. A Spanish language translator is available at all Board Meetings. Translators for other languages must be requested 72 hours in advance. After each Board meeting, a record is prepared which indicates the actions taken by the Board. This record is available on the second business day following the meeting.

DISCLOSURE OF CONTRIBUTIONS

The State Political Reform Act (Government Code Section 84308) requires that a party to a proceeding before an agency involving a license, permit, or other entitlement for use, including all contracts (other than competitively bid, labor, or personal employment contracts), shall disclose on the record of the proceeding any contributions in an amount of more than \$250 made within the preceding 12 months by the party, or his or her agent, to any officer of the agency, additionally PUC Code Sec. 130051.20 requires that no member accept a contribution of over ten dollars (\$10) in value or amount from a construction company, engineering firm, consultant, legal firm, or any company, vendor, or business entity that has contracted with the authority in the preceding four years. Persons required to make this disclosure shall do so by filling out a "Disclosure of Contribution" form which is available at the LACMTA Board and Committee Meetings. Failure to comply with this requirement may result in the assessment of civil or criminal penalties.

ADA REQUIREMENTS

Upon request, sign language interpretation, materials in alternative formats and other accommodations are available to the public for MTA-sponsored meetings and events. All requests for reasonable accommodations must be made at least three working days (72 hours) in advance of the scheduled meeting date. Please telephone (213) 922-4600 between 8 a.m. and 5 p.m., Monday through Friday. Our TDD line is (800) 252-9040.

HELPFUL PHONE NUMBERS

Copies of Agendas/Record of Board Action/Cassette Tapes of Meetings - (213) 922-4880 (Records Management Department)

General Information/Rules of the Board - (213) 922-4600

Internet Access to Agendas - www.mta.net

TDD line (800) 252-9040

NOTE: ACTION MAY BE TAKEN ON ANY ITEM IDENTIFIED ON THE AGENDA

1. APPROVE Consent Calendar Items: 2, 6, 11, 12, 18, 21, and 22.

NOTE **Committee Authority** Items 19, 23, 24, 25, and 26.

CONSENT CALENDAR

2. APPROVE [Minutes of Regular Board Meeting held July 28, 2005](#).
6. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (5-0) adopting the [Conceptual Joint Development Guidelines](#) for Metro's Temple/Beaudry Bus Layover area.
11. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to renew policies for the [Non-Contract and AFSCME Group Insurance Plans](#), including medical, dental, vision, life, accidental death and dismemberment, and long-term disability coverage for a one-year period beginning January 1, 2006.
12. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to:
 - A. amend the FY06 operating budget to add expenditures and revenues for a Weapons of Mass Destruction Training Program in the amount of \$172,387 fully funded by a U.S. Department of Homeland Security (DHS) Grant;
 - B. execute a non-competitive time and materials contract with the Los Angeles County Sheriff's Department to manage the implementation of the [DHS funded Transit Security Training Project](#) for an amount not to exceed \$600,000 for the period covering September 1, 2005 through December 31, 2006; and
 - C. execute a firm fixed price contract with RailSecure, LLC for training system integration and development services in support of the DHS funded Transit Security Training Project for an amount not to exceed \$763,594 for the period covering September 1, 2005 through December 31, 2006.

18. CONSTRUCTION COMMITTEE RECOMMENDED (5-0) authorizing **the sale of certain real property located at 506 - 518 East Commercial Street** (APN: 5173-002-901) in the City of Los Angeles to the City of Los Angeles for \$3,950,000.

21. OPERATIONS COMMITTEE RECOMMENDED (5-0):
 - A. rescinding the previous Board of Directors action authorizing the Chief Executive Officer to award a five-year, indefinite delivery, indefinite quantity contract beginning September 1, 2005 under IFB No. PS05642018, with Ricoh Business Systems, the lowest responsive and responsible bidder for the **lease and maintenance of multi-function devices** for an amount not to exceed \$2,035,811; and
 - B. authorizing the Chief Executive Officer to award a five-year, indefinite delivery, indefinite quantity contract beginning September 1, 2005 under IFB No. PS05642018, with Canon Business Solutions, the next lowest responsive and responsible bidder for the lease and maintenance of multi-function devices for an amount not to exceed \$2,152,398.

22. OPERATIONS COMMITTEE RECOMMENDED (5-0) authorizing the Chief Executive Officer to:
 - A. rescind the previous Board of Directors action authorizing the Chief Executive Officer to award a five-year firm, fixed unit rate contract beginning June 1, 2005 under Contract No. OP33440659 with Gandy Glass Company, Inc. for the **provision of glazier services for Metro bus and rail transit stations and facilities** for an amount not to exceed \$858,675, inclusive of two one-year options; and
 - B. award a five-year firm, fixed unit rate contract beginning September 1, 2005 under Contract No. OP33441741 to Cherry Glass Inc. for the provision of glazier services for Metro bus and rail transit stations and facilities in the amount of \$881,032.

APPROVED UNDER COMMITTEE AUTHORITY

19. CONSTRUCTION COMMITTEE AUTHORIZED (5-0) the Chief Executive Officer to execute Modification No. 3 to Contract No. C0743 with Balfour Beatty Rail Inc., to the Division 21 Pasadena Gold Line Midway Yard Storage Track Project for the design and construction of **mitigation measures around the archeological find (Zanja Madre)** in the amount of \$376,973, increasing the total contract value from \$2,376,792 to \$2,753,765.

23. OPERATIONS COMMITTEE AUTHORIZED (5-0) the Chief Executive Officer to award a firm fixed price contract under Bid No. OP-34341695 to South Bay Ford for **thirty-six sport utility vehicles** for an amount not to exceed \$890,390 inclusive of sales tax.

24. OPERATIONS COMMITTEE AUTHORIZED (5-0) the Chief Executive Officer to award a firm fixed price contract under IFB No. OP34341700 with SVI, Inc. for five **Tow Tractors** for a firm fixed price of \$207,560, inclusive of sales tax.

25. OPERATIONS COMMITTEE AUTHORIZED (5-0) the Chief Executive Officer to award a three-year Contract No. FSP05-BR1647, to U.S. Tow, Inc. for services associated with the performance of a Metro **Freeway Service Patrol I-710 Heavy-Duty Big Rig Tow Demonstration** project for an amount not to exceed \$2,495,454, inclusive of a 7% contingency amount and a one-year option term, starting October 1, 2005.

26. OPERATIONS COMMITTEE AUTHORIZED (5-0) the Chief Executive Officer to award a contract to ARAMARK SERVICES, INC. to provide **food services at the LACMTA Headquarters Building and the Regional Rebuild Center** for an initial period of five years, plus five one-year options for a total financial package valued at \$366,400 over the initial five-year term.

NON-CONSENT:

3. Chair's Report

4. Chief Executive Officer's Report

30. PLANNING AND PROGRAMMING COMMITTEE (5-0) AND EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE (4-0) RECOMMENDED APPROVAL OF THE FOLLOWING ACTIONS AS **REVISED**:
- A. receiving and filing the report on the Safe, Accountable, Flexible, Efficient Transportation Equity Act (SAFETEA-LU) and funding provisions and earmarks for Los Angeles County;
 - B. receiving and filing the report on the actions to be taken to implement the I-405 Northbound High Occupancy Vehicle Lane through the Sepulveda Pass (or fundable segments) in accordance with SAFETEA-LU funding draw down time limits; and
 - C. authorizing the Chief Executive Officer to seek legislative authority **to implement the I-405 Northbound HOV Lane as a design-build project with the understanding that this is not intended to reorder Metro's highway priorities.**
31. MOLINA/FASANA/ANTONOVICH/LOWENTHAL MOTION that the Los Angeles County Metropolitan Transportation Authority (LACMTA) support legislation that would specifically provide that:
- the **Metro Gold Line Foothill Extension Construction Authority (MGLFECA)** be governed by a Board consisting of seven voting members: five members appointed by the directly affected jurisdictions through which Phase 2 will pass and that will construct stations; two members of the LACMTA Board of Directors, appointed by the Chair of the LACMTA;
 - the directly affected jurisdictions along the Phase II alignment are recognized as the cities of Arcadia, Azusa, Claremont, Duarte, Glendora, Irwindale, La Verne, Monrovia, Pomona, San Dimas and the San Bernardino Association of Governments; and
 - the MGLFECA enter into a memorandum of understanding with the LACMTA that shall specifically address the ability of the LACMTA to review any significant changes in the scope of the design or construction of the Project that would adversely affect the safety or operating costs of the Gold Line.

32. BURKE/YAROSLAVSKY MOTION that the CEO develop an **MOU with the Exposition Light Rail Construction Authority** for Board approval no later than September 29th which enables MTA staff to work on the Exposition Light Rail project, provides for reimbursement to the MTA and implements a plan that transfers budgeted funds to the Authority as soon as possible.

33. AUTHORIZE the Chief Executive Officer to proceed with the following actions to support rail security and surveillance project schedules:
 - A. establish a life-of-project budget of \$3.0 million for the **Rail Security and Surveillance Systems project** and include the project in the FY06 capital program budget; and
 - B. amend the FY06 budget to add 4.326 FTEs to cost center 3920 in Rail Operations to monitor and maintain the enhanced surveillance systems.

34. AUTHORIZE the Chief Executive Officer to award a firm fixed price Contract No. OP-3920-1633 to AJK Communications, Inc. for design, furnish and installation of an **in-train Closed Circuit Television - Carborne DVR System** on Metro's fleet of 121 Light Rail Vehicles including Option No. 1 for Metro's fleet of 104 Heavy Rail Vehicles and Option No. 2 for software support and sales tax for a total contract value of \$2,187,019.

35. APPROVE a **temporary pay increase for the Acting Chief Planning Officer** until a permanent Chief Planning Officer is hired.

16. **CLOSED SESSION:**

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

1. Ridimann v. MTA BC322813
2. Guzman v. MTA BC317508
3. Love v. MTA BC039783
4. Labor/Community Strategy Center v. MTA CV94-5936
5. Tutor Saliba Perini v. MTA B143430
6. Alvarado v. Metro Blue Line Construction Authority and MTA
BC325499

B. Conference regarding Potential Threats to Public Services or Facilities – G.C. 54957:

While there may be no immediate threat, this is to provide the Board with a confidential update by Captain Finkelstein, Chief of Security and Law Enforcement, on security related matters.

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

ADJOURNMENT