

Agenda

Regular Board Meeting
Board of Directors

One Gateway Plaza
3rd Floor Boardroom

Call to Order

Directors

Gloria Molina, Chair
Pam O'Connor, 1st Vice Chair
Antonio R. Villaraigosa, 2nd Vice Chair
Mike Antonovich
Yvonne B. Burke
John Fasana
David Fleming
Richard Katz
Don Knabe
Bonnie Lowenthal
Ara J. Najarian
Bernard Parks
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



Metro

Los Angeles County
Metropolitan Transportation Authority

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, 11, 17, 20**, 21**, 22, 23, 24, 25, 32, and 33.

**REQUIRES 2/3 VOTE OF THE BOARD

CONSENT CALENDAR

2. APPROVE **Minutes of Regular Board Meeting held July 27, 2006.**

11. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) adopting the **Sworn Uniformed Fare Exemption Policy** to permit uniformed law enforcement personnel from police agencies throughout the county that meet certain criteria to ride the Metro transit system under fare exemption.

17. CONSTRUCTION COMMITTEE RECOMMENDED (3-0):
 - A. approving the **Master Cooperative Agreement (MCA) amongst the City of Los Angeles, the Exposition Metro Line Construction Authority and Metro**; and
 - B. authorizing the Chief Executive Officer to execute the MCA as finally approved as to form.

20. OPERATIONS COMMITTEE RECOMMENDED (3-0):
 - A. finding that there is only a single source of procurement for software for the Transit Operator Activity Scheduling and Tracking project and purchase is for the sole purpose of replacing software already in use. The Board hereby authorizes purchase of software pursuant to Public Utilities Code section 130237; and
 - B. authorizing the Chief Executive Officer to award a firm fixed price Contract No. PS3150-1840 to Giro, Inc. for the implementation of the **HASTUS (Horaires et Assignations pour Systeme de Transport Urbain et Semi-urbain) System, Operations Modules**, for an amount not to exceed \$2,130,615, effective September 1, 2006.

(REQUIRES 2/3 VOTE OF THE BOARD)

21. OPERATIONS COMMITTEE RECOMMENDED (3-0):

- A. finding that there is only a single source of procurement for a **rectifier transformer** for a traction power substation and purchase is for the sole purpose of replacing the rectifier transformer already in use. The Board hereby authorizes purchase of the rectifier transformer pursuant to Public Utilities Code section 130237; and
- B. authorizing the Chief Executive Officer to award a firm fixed price contract to Siemens Transportation Systems, Inc. for one rectifier transformer for an amount not to exceed \$120,000, inclusive of sales tax.

(REQUIRES 2/3 VOTE OF THE BOARD)

- 22. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a firm fixed price contract under bid number 06-0019 to Cummins Cal Pacific, LLC, the lowest responsive, responsible bidder, for the procurement of **40 Cummins Westport 8.9 liter LGAS PLUS transit bus engines** for an amount not to exceed \$1,511,343, inclusive of sales tax.
- 23. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a five-year firm fixed labor rate Contract No. PS31501868 with Integrated Spatial Solutions, Inc. for maintenance and enhancement of Operations' **Spatial and Temporal Analysis of Transportation Statistics application** for an amount not to exceed \$753,754, inclusive of two one-year options, effective September 1, 2006.
- 24. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to execute Contract Modification No. 1 to Contract No. C0772 with Automated Switching and Controls, Inc. to provide **additional security enhancements on the Metro Red Line** for an amount not to exceed \$174,400, increasing the total contract value from \$1,868,270 to \$2,042,670.
- 25. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to execute Contract Modification No. 4 to Contract No. PS-6810-1346 with Enternet Business Systems to provide consulting services to Metro for the on-going implementation and consultation of the **integrated Transitsafe™ and Vehicle Accident Monitoring Systems** for an amount not to exceed \$175,000, increasing the total contract value from \$402,999 to \$577,999.

32. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) approving the **Service Sector General Manager salary**.
33. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to execute Modification No. 5 to Contract No. OP31201022 with Goodyear Tire & Rubber Co. for **tire run-out charges** for an amount not to exceed \$2,300,000 through July 31, 2008, increasing the total contract value from \$23,105,136 to \$25,405,136.

NON-CONSENT:

3. Chair's Report
4. Chief Executive Officer's Report
6. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED(4-0) **AS AMENDED BY FLEMING** approving **initiation of the 2007 Call for Projects process**.

AMENDMENT: Report back within 30 days the recommended number and percentages of funds for each modal category based on a range of \$250 – 600 million.

8. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0) authorizing the negotiated sale and issuance of up to \$55 million of **Prop A refunding bonds and approving the Authorizing Resolution**.

(REQUIRES SEPARATE, SIMPLE MAJORITY BOARD VOTE)

10. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION DUE TO CONFLICT AND ABSENCES authorizing the Chief Executive Officer to renew **group insurance policies covering Non-Contract, AFSCME, and EXPO employees** for a one-year period beginning January 1, 2007.

12. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION DUE TO CONFLICT AND ABSENCES authorizing the Chief Executive Officer to:

A. establish a bench of printing vendors by executing five-year indefinite delivery/indefinite quantity multiple award agreements with the following vendors effective September 1, 2006, for a cumulative total amount not to exceed \$4,000,000.

DUAL GRAPHICS	PS 077140600A
PACIFIC GRAPHICS INC.	PS 077140600B
PEAKS & ASSOCIATES	PS 077140600C
WRIGHT GRAPHICS	PS 077140600D
GRAPHIC VISIONS	PS 077140600E
ANDERSON PRINTING	PS 077140600F

B. [execute Task or Contract Work Orders under these agreements for outside printing as necessary.](#)

14. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) approving [VILLARAIGOSA MOTION](#) that the MTA Board direct the CEO to:

A. eliminate 300 **operator vacancies** within six months;

B. report back to the Board with monthly progress reports, including but not limited to:

- marketing, recruitment, and outreach efforts
- Bridge Program success and completion rates
- operator training and probation completion rates

C. allocate from the MTA Board Contingency Fund \$50,000 for expansion of recruitment efforts and Bridge Program to community colleges, worksource centers, and other community non-profits; and

D. allocate from MTA Board Contingency Fund \$10,000 to fund an employee referral program for bus operators limited to \$300 per referral with a maximum of two referrals per MTA employee.

19. OPERATIONS COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION DUE TO CONFLICT AND ABSENCES authorizing the Chief Executive Officer to award a 60-month, firm fixed price contract under Bid 06-0010 with Southern Counties Oil Co., dba SC Fuels, **the lowest responsive and responsible bidder for unleaded gasoline** for an amount not to exceed \$14,536,760, inclusive of sales tax and three one-year options, effective October 1, 2006.

31. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) **AS AMENDED BY VILLARAIGOSA** directing the Chief Executive Officer, together with regional transit operators, **to develop a short-range and long-range plan to increase transit ridership**, reduce congestion and improve air quality.

AMENDMENT: That the MTA Board direct the CEO to report back in 30 days with a 3-year goal for increased ridership, including annual interim milestones.

34. APPROVE the following **nominee for membership on the San Gabriel Valley Service Sector Governance Council:**

Sharon Martinez – Re-appointment

Appointed by: Monterey Park, Rosemead and Montebello City Cluster

Term ending: June 2009

35. APPOINT UBS Securities LLC as senior managing underwriter with Morgan Stanley and Siebert Branford Shank & Co., LLC as **co-managing underwriters for the negotiated sale of forward delivery bonds.**

(CARRIED OVER FROM JULY BOARD MEETING)

36. PARKS MOTION that the Metro Board adopt **“Expo Line” as the official name for the Mid-City/Exposition Light Rail Transit Project** and direct the CEO to indicate the “Expo Line” on all maps and publications by the color rose.

(FORWARDED FROM JULY EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE MEETING)

37. APPROVE the following **color designations for Metro Rail and other fixed guideway projects** for use in printed and electronic communications materials:
- A. adopt the color aqua to designate the Metro Rail Mid-City/Exposition Line Rail Transit Project and refer to the project as the Metro Aqua Line;
 - B. adopt the color purple to designate the Union Station - Wilshire/Western subway line, and refer to the project as the Metro Purple Line;
 - C. adopt the color silver to designate the El Monte express busway; and
 - D. adopt the color bronze to designate the Harbor express busway.

(FORWARDED FROM JULY EXECUTIVE MANAGEMENT AND AUMDIT COMMITTEE MEETING) (**HANDOUT**)

38. YAROSLAVSKY AND BURKE MOTION that the MTA Board direct staff to return to the Board in 60 days with preliminary plans for implementing a **Wilshire "Super-Rapid" service as a pilot program**. The plans should address:
- A. proposals for how the service would operate;
 - B. the locations of the 4 stops (based on the Metro Connections Program);
 - C. how the service would integrate with current Wilshire Rapid and local service;
 - D. where the "Super-Rapid" bus would meet the Metro Rail; and
 - E. implementation and operational costs.

15. **CLOSED SESSION:**

- A. Conference with Legal Counsel – Existing Litigation – G.C. 54956.9 (a):
 - 1. Hakimzadeh v. LACMTA, Case No. NC 03197
 - 2. LACMTA v. VCC Alameda, LLC, Case No. BC 313010

B. Conference Regarding Potential Threats to Public Facilities – G.C. 54957 (a):

While there may be no immediate threat, this is to provide the Board with a confidential update by Commander Finkelstein, Chief of Security and Law Enforcement and Ruthe Holden, Managing Director, Management Audit Services, on security related matters, specifically the results of audits completed on security at the Gateway Building, Regional Rebuild Centers and Divisions.

C. Personnel Matters – G.C. 54957 (b):

Public Employee Performance Evaluation – Chief Executive Officer

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