

REVISED AGENDA

**Regular Board Meeting
Board of Directors**

**One Gateway Plaza
3rd Floor Board Room**

Call to Order

Directors

Michael Antonovich, Chair
Diane DuBois, 1st Vice Chair
Richard Katz, 2nd Vice Chair
John Fasana
José Huizar
Don Knabe
Gloria Molina
Ara J. Najarian
Pam O'Connor
Mark Ridley-Thomas
Antonio Villaraigosa
Mel Wilson
Zev Yaroslavsky
Michael Miles, non-voting member

Officers

Arthur T. Leahy, Chief Executive Officer
Michele Jackson, Board Secretary
Karen Gorman, Ethics Officer
Karen Gorman, Acting Inspector General
County Counsel, General Counsel



Los Angeles County
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.

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:

- a. Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.
- b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.
- c. Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and
- d. 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 CD's and as MP3's and can be made available for a nominal charge.

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.

LIMITED ENGLISH PROFICIENCY

A Spanish language interpreter is available at all Board Meetings. Interpreters for Committee meetings and all other languages must be requested 72 hours in advance of the meeting by calling (213) 922-4600.

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Copies of Agendas/Record of Board Action/Recordings 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

**SUMMARY OF AGENDA ITEMS
LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY**

**REGULAR BOARD MEETING
THURSDAY, OCTOBER 25, 2012**

CONSENT CALENDAR ITEMS	NON-CONSENT ITEMS	CLOSED SESSION
2	3	70
15	4	
16	13	
21	41	
22	48	
23	49	
24	57	
25	58	
32**	59	
33	60	
34	61	
44	62	
45	63	
47	64	
69	71	
	72	
	73	
	74	
	75	
** REQUIRES 2/3 VOTE		

1. APPROVE **Consent Calendar** Items: 2, 15, 16, 21, 22, 23, 24, 25, 32**, 33, 34, 44, 45, 47 and 69.

** REQUIRES 2/3 VOTE

CONSENT CALENDAR

2. APPROVE **Minutes of the Regular Board Meeting held September 27, 2012.**

15. FINANCE, BUDGET AND AUDIT COMMITTEE RECOMMENDED (4-0):
 - A. approving \$14 million in **FY2013 Transit Fund Allocations for Los Angeles County transit operators and Metro operations.** This allocation represents additional State Transit Assistance (STA) funds received for fiscal year 2012 for MTA Bus operations and Los Angeles County municipal operators. This allocation complies with state regulations and MTA Board policies and guidelines;
 - B. authorizing the Chief Executive Officer to amend the FY2013 budget to reflect this adjustment; and
 - C. authorizing the Chief Executive Officer to negotiate and execute all necessary agreements to implement the above amendment.

16. FINANCE, BUDGET AND AUDIT COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a five year contract, inclusive of four one-year options, to Los Angeles Federal Armored Services, the highest rated proposer under RFP PS54402931, for **currency processing services** in an amount not to exceed \$2,572,180 effective November 1, 2012.

CONSENT CALENDAR CONTINUED:

21. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0):
 - A. approving updated **Measure R I-710 Early Action Project list** and
 - B. increasing the FY13 budget by adding \$5.5 million in Cost Center 0442, in Highway Capital Project 460316 I-710 Early Action Projects.

22. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) adopting the “**Conceptual Development Guidelines**” for the **Metro Orange Line Sepulveda Station park-and-ride site**.

23. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to enter into an **Exclusive Negotiation Agreement (ENA) with CCIG, LLC (CCIG) for a public-private partnership** to construct park and retail components on a parcel situated near the Culver City Station on the Metro Exposition Line; and amend the FY13 budget to allow any deposits that may be collected from CCIG to offset support costs.

24. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) approving the **2013 Call for Projects Application Package**.

25. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) approving:
 - A. the revised **Alameda Corridor East program scope**; and
 - B. Working Capital Loan of up to \$45 million and authorize the Chief Executive Officer to enter into the appropriate agreements.

CONSENT CALENDAR CONTINUED:

32. CONSTRUCTION COMMITTEE RECOMMENDED (3-0):

- A. finding that awarding design-build contracts pursuant to Public Utilities Code Section 130242 (a) will achieve private sector efficiencies in the integration of the design, project work, and components related to the construction and installation of reclaimed water lines along a portion of the Metro Orange Line alignment;

(REQUIRES TWO-THIRDS VOTE OF THE BOARD)

- B. authorizing the Chief Executive Officer to solicit and **award design-build contracts for construction and installation of reclaimed water lines along a portion of the Metro Orange Line alignment**, pursuant to Public Utilities Code Section 130242.

33. CONSTRUCTION COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to execute a **Right of Entry Permit with Museum Associates, a California public benefit corporation (LACMA), for approximately twenty-one (21) months to construct, monitor and remove a Westside Subway Extension temporary exploratory shaft and to provide parking** on property located at Wilshire Boulevard and South Ogden Drive in the City of Los Angeles, as described and depicted as Parcel A and Parcel B (the Property), commencing upon thirty days' notice for an estimated cost of \$1,166,626.00 plus other fees and expenses associated with occupancy of the Property.

34. CONSTRUCTION COMMITTEE RECOMMENDED (3-0) amending FY13 budget to increase the Life-of-Project budget of the **Metro Orange Line Bus Enhancement-Pedestrian Connector to North Hollywood Red Line Station project** from \$17,000,000 to \$22,000,000 using \$10,000,000 supplementary funding awarded by the US Department of Transportation (DOT) – Bus and Bus Facilities Program Funds exclusively for this project.

CONSENT CALENDAR CONTINUED:

44. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to:
- A. award fixed unit rate contracts, (PS13213001 A & B) to **HSW Services and Small Business Enterprise Utilization Services for Disadvantaged Business Enterprise (DBE) and Small Business Enterprise (SBE) certification services** in an amount not-to-exceed a cumulative total of \$2.6M. This is a six-year contract with a three year base and three one-year options; and
 - B. award contracts to additional qualified firms throughout the term of this contract to assist in the performance of this work.
45. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (3-0) adopting the proposed **amendments to the Administrative Code and modifying security policy to conform with new Title VI Guidance.**
47. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to **negotiate a salary within the pay range for the position of Deputy Executive Officer, Project Management, pay grade T (\$126,309 – \$157,903 – \$189,496).**
69. EXECUTIVE MANAGEMENT COMMITTEE RECOMMENDED (3-0) authorizing execution of **Memorandum of Understanding between LA County Metropolitan Transportation Authority and the County of Los Angeles for the Destination Discounts Program.**

END OF CONSENT CALENDAR

NON-CONSENT

3. Chair's Report.
4. Chief Executive Officer's Report.
 - Metro Board **recognition of the Metro Gold Line Eastside Review Advisory Committee** for 19 years of public service supporting the planning, design, construction and safe operation of the system.
13. FINANCE, BUDGET AND AUDIT COMMITTEE RECOMMENDED (3-0-1) approving the term sheet and authorizing the Chief Executive Officer to finalize and execute the implementing **Pico Station Improvement Financial Agreement**. [HANDOUT]
41. RECEIVE AND FILE **update regarding amendments to AB 1446**.
48. RECEIVE **civil rights compliance update**.
49. RECEIVE AND FILE report responding to the September 27, 2012 Board Motion directing staff to provide a report on accelerating the **Airport Metro Connector project including a strategic implementation plan, recommended advocacy efforts and comments on Los Angeles World Airport's Specific Plan Amendment Study**. [HANDOUT]
57. CONSIDER:
 - A. inform the Board of Directors of the Chief Executive Officer's intent to exercise Option No. 2 to MOU PS2610LASD with the **County of Los Angeles Sheriff's Department to provide law enforcement services for the period covering July 1, 2013 through June 30, 2014**;
 - B. authorizing the Chief Executive Officer to execute, on a single source basis, Option 2 to MOU PS2610LASD; and

(Continued on next page)

NON-CONSENT CONTINUED:

(Item 57 – continued from previous page)

- C. staff will return to the Board for funding authorization to exercise FY14 Transit Community Policing Services, Option 2.
58. REJECT all bids received in response to OP 123367090, cancel the procurement, and issue a new Invitation for Bid for **Metro Orange Line Tree Trimming Services**.
59. AUTHORIZE the Chief Executive Officer to award a 24-month, firm fixed price contract under Bid Number 12-0049 to the lowest responsive and responsible bidders for **janitorial paper products** for an amount not to exceed \$1,189,357, inclusive of sales tax and a one-year option for the following:
- A. P&R Supply Company line items 1 (Blue Surgical Towels), 2 (Blue Windshield Paper Towels), 3 (C Fold Paper Towels), 4 (Single Fold Towels) and 6 (8" Roll Towels) for a total contract value of \$220,007 inclusive of sales tax; and
 - B. Gale Supply Company for line item 5 (Bonded Cellulose Wiper), for a total contract value of \$969,350 inclusive of sales tax.
60. CONSIDER:
- A. authorizing the Chief Executive Officer to negotiate and execute Contract Modification No. 1 to Contract No. **C0948 with Siemens Industry Inc., to provide a seven-month project schedule acceleration including a portable substation** in an amount not-to-exceed \$2,500,000, increasing the total contract value from \$54,771,091 to \$57,271,091;
 - B. authorizing the Chief Executive Officer to negotiate and execute Contract Modification No. 2 to Contract No. C0948 with Siemens Industry Inc., to provide repairs on substation infrastructure in an amount not-to-exceed \$1,500,000, increasing the total contract value from \$57,271,091 to \$58,771,091;

(Continued on next page)

NON-CONSENT CONTINUED:

(Item 60 – continued from previous page)

- C. approving reprogramming \$1,384,304 of ARRA funds from project savings from other Metro Capital Projects; and
 - D. approving an increase to the Contract Modification Authority to execute future contract modifications to Contract No. C0948 in amounts not-to-exceed \$5,000,000.
61. AUTHORIZE the Chief Executive Officer to award a five-year firm fixed unit rate contract OP123367091 to **Marina Landscape, the lowest responsive, responsible bidder, to provide landscape and irrigation maintenance services along Metro Orange Line** in an amount not to exceed \$3,452,406.48, inclusive of two option years, effective January 1, 2013.
62. AUTHORIZE the Chief Executive Officer to execute Modification No. 2 to Contract No. PS07701003B with **Enterprise Rent-A-Car and Contract PS07701003C with VPSI, Inc. extending the current vanpool lease program** for a period of five months, for an amount not to exceed \$1,995,000 increasing the total contract value for the Metro Vanpool Program from \$22,078,400 to \$24,073,400.
63. APPROVE modification authority for Contract OP02461010 with **Cubic Transportation Systems, Inc for an amount not to exceed \$7.8 million for TAP system enhancements**. The recommended actions will be funded through the existing Life of Project balance for the Universal Fare System (200225), the Regional Transit Access Pass System (200351) and the Metro Rail Gating (210094) Capital Projects (CP's). No additional funds are being requested.

NON-CONSENT CONTINUED:

64. CONSIDER:

- A. approving programming of \$5.7 million from fiscal year (FY) 2011 Federal Department of Homeland Security-Transit Security Grant Program funds for projects to **provide dedicated support of Los Angeles County Sheriff's Interdiction Unit** and drills relating to Union Station and installation of high definition closed circuit television in Union Station;
- B. approving programming of \$16.1 million from fiscal year (FY) 2010-2011 California Transit Security Grant Program (CTSGP) for emergency bus and rail operations center;
- C. approving the reprogramming of \$8.8 million FY 2008-2009 CTSGP funding; and
- D. approving the Life-of-Project budgets.

71. AUTHORIZE the Chief Executive Officer to award a seven-year, unit rate Contract No.PS11064106 to **Consolidated Disposal Service, the lowest responsive and responsible bidder for integrated waste management services** in an amount not to exceed \$6,993.298, effective December 1, 2012.

(CARRIED OVER FROM SEPTEMBER BOARD DUE TO CONFLICTS AND ABSENCES)

72. **HUIZAR MOTION** that the Board direct the CEO to explore the feasibility and report back at the January 2013 Board meeting on the implementation of paid park-and-ride demonstration projects at the vacant portion of the Mariachi Plaza site and other potential sites along the Metro Gold Line Eastside Extension until the joint Transit Oriented Development projects are built at these locations.
73. RECEIVE AND FILE status report on the results of the **Federal Transit Administration Disadvantaged Business Enterprise program compliance review**.

NON-CONSENT CONTINUED:

74. RECEIVE oral report on **System Safety**.

(CARRIED OVER FROM SEPTEMBER BOARD)

75. RECEIVE report on **I-405 and Metro Orange Line chronology and status update**.

CARRIED OVER TO NOVEMBER/DECEMBER FULL BOARD

(CARRIED OVER FROM SEPTEMBER BOARD)

END OF NON-CONSENT ITEMS

70. **CLOSED SESSION:**

- A. Conference with Labor Negotiator – G.C. 54957.6:
Agency Representative: Richard Hunt
Employee Organization: ATU, TCU, AFSCME

(CARRIED OVER FROM SEPTEMBER BOARD)

- B. Conference with Real Estate Negotiators – G.C. 54956.8:
Property: 9323 Bellanca Avenue, Los Angeles CA 90045
Agency Negotiator: Velma Marshall
Negotiating parties: 9323 Bellanca Associates, L.P., a Delaware Limited Partnership
Under Negotiation: Price and Terms

(CARRIED OVER FROM SEPTEMBER BOARD)

- C. Conference with Legal Counsel – Existing Litigation – G.C. 54956.9(a):
1. Jenny Lopez v. LACMTA, Case No. BC 46008
2. Catherine King v. LACMTA, Case No. BC 468370

(CARRIED OVER FROM SEPTEMBER BOARD)

3. William Wyindon v. LACMTA, Case No. BC 464295
4. Salvador Chavez v. LACMTA, Case No. BC 465915

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CLOSED SESSION CONTINUED:

(Item 70 – continued from previous page)

- D. Conference with Legal Counsel – Anticipated Litigation – G.C. 54956.9(b):
Significant Exposure to Litigation (3 cases)

(CARRIED OVER FROM SEPTEMBER BOARD)

- E. Public Employee Performance Evaluation – G.C. 54957:
Chief Executive Officer

(CARRIED OVER FROM SEPTEMBER BOARD)

- F. Conference Regarding Potential Threats to Public Services and Facilities – G.C. 54957:
While there may be no immediate threat, this is to provide the Board with a confidential update by Paul Taylor, Deputy Chief Executive Officer, on security related matters.

(CARRIED OVER FROM SEPTEMBER BOARD)

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