

MINUTES

Regular Board Meeting
Board of Directors

One Gateway Plaza
3rd Floor Boardroom

Called to Order at 9:40 a.m.

Directors Present:

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



Metro

Los Angeles County
Metropolitan Transportation Authority

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

1. APPROVED Consent Calendar Items: 2, 5, 6, 7, 8, 9, 10, 15, 16, 17, 24, 25, 26, 27, 29, 35, 36, 37, 38, and 39.
2. APPROVED ON CONSENT CALENDAR **Minutes** of Regular Board Meeting held December 15, 2005.
3. Chair's Report – none.
4. RECEIVED Chief Executive Officer's Report:
 - Announced that he will be on jury duty on Monday.
5. APPROVED ON CONSENT CALENDAR:
 - A. an **exchange of up to \$1,564,834 in federal Section 5309 Bus and Bus Facilities funds** currently earmarked to Wilshire Vermont Housing Partners (WVHP) with up to \$1,173,625 of Metro non-federal funds (a 75% exchange rate), subject to WVHP securing the appropriate federal approvals that would allow Metro to access the earmarked funding and receive a federal grant award(s) to use such funds for bus and bus facilities activities;
 - B. programming up to \$1,564,834 of exchanged federal Section 5309 Bus and Bus Facilities funds to Metro bus and bus facilities activities; and
 - C. authorizing the Chief Executive Officer to negotiate and execute an exchange agreement between WVHP and Metro for the funds exchange authorized in Item A.
6. APPROVED ON CONSENT CALENDAR adopting the resolution approving the Los Angeles County Metropolitan Transportation Authority as the designated recipient to receive and dispense federal Section 5307 Urbanized Area Formula Funds for the **Santa Clarita Urbanized Area**.

7. APPROVED ON CONSENT CALENDAR increasing the cumulative total value amount by \$6 million for the **Countywide Planning and Development Bench** under Contract Number PS-4310-1268 to provide planning related services on smaller scale planning, architectural and engineering, and non-architectural and engineering projects, increasing the total authorized not-to-exceed amount from \$6 million to \$12 million.

8. AUTHORIZED ON CONSENT CALENDAR:
 - A. an **exchange of up to \$20.6 million in federal Surface Transportation Program-Local (STP-L) funds for unrestricted, non-federal funds** with the County of Los Angeles Department of Public Works (LACDPW) for the Interstate 5/Hasley Canyon Road Interchange project;
 - B. the Chief Executive Officer to negotiate and execute an exchange agreement between the LACDPW and Metro for the funds approved herein;
 - C. use of such unrestricted, non-federal funds received from the LACDPW to be placed in an interest-bearing account for pass-through allocations to participating local agencies for STP-L eligible projects, with a two percent (2%) administrative fee that Metro would charge; and
 - D. the CEO to negotiate and execute agreements with participating local agencies, so as to ensure that the unrestricted funds being made available are properly administered, used on STP-L eligible projects in a timely fashion, and expended within three years of executing the agreements.

9. APPROVED ON CONSENT CALENDAR the Los Angeles County Metropolitan Transportation Authority **FY07 Financial Standards**.

10. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to utilize Western States Contracting Alliance Master Price Agreement to **purchase computer equipment, software, peripherals, and related services** under California Public Contract Code § 10298, Section 4, for a four-year period for a total expenditure not to exceed \$10,171,282 subject to funding availability effective February 1, 2006.

11. CARRIED OVER FOR 30 DAYS ANTONOVICH, FASANA, KNABE, LOWENTHAL AND ROBERTS MOTION, **as amended** by Directors Roberts and Burke, to direct staff to **continue Municipal Operators Service Improvement Program (MOSIP) funding at the established levels based on the 05-06 methodology** for a period of two years ('07 funding would be \$17.4 million), including an annual 3% increase, and to include MOSIP funding in MTA's ten-year financial forecasts and Long Range Transportation Plan update. During this two-year period, ~~Metro Sector Representatives~~ and the Municipal Operators shall work on making significant progress in revising the Formula Allocation Process to benefit all Los Angeles County transit operations and provide progress reports to the Board on a quarterly basis.

Roberts Amendment: Delete "Metro Sector Representatives."

Burke Amendment (presented by Knabe): Recommend approving the two year extension to the Municipal Operator Service Improvement Program (MOSIP), predicated on the following instructions to the MTA management and the municipal operators:

1. Both parties shall enter into and complete negotiations to revise the Formula Allocation Procedure (FAP) with the goal of updating the formula allocations to reflect the current operating transit service delivery environment and include provisions addressing the goals of the countywide Universal Fare System, the subsequent implementation of smart card technology for the MTA and municipal operators, and the implementation of the Metro Connections Program.
2. The parties shall have twelve months, commencing in March, 2006 to enter into, complete the negotiations, and bring back to the MTA Board of Directors in February 2007 a revised FAP for an FY 2008 implementation.
3. Commencing in June, 2006, MTA management and the municipal operators shall jointly furnish the MTA Board with quarterly reports on the progress of the negotiations.
4. All issues pertaining to a further extension of the MOSIP and other ancillary transit funding programs shall be incorporated into the completed revised 2008 FAP.

15. APPROVED ON CONSENT CALENDAR:

- A. adopting the **updated Investment Policy;**
- B. the Financial Institutions Resolution authorizing financial institutions to honor signatures of LACMTA Officials; and

- C. 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.
16. APPROVED ON CONSENT CALENDAR adopting the **revised Audit Charter for Management Audit Services**.
17. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute a **three-year Right of Entry Permit/Hold Harmless Agreement (the "Agreement") with Los Angeles World Airports ("LAWA")**, which Agreement will:
(a) allow LAWA to use portions of Patsaouras Transit Plaza, the USG parking garage and Terminal 31 to support LAWA's operation of its FlyAway-branded bus service between Union Station and Los Angeles International Airport.
20. APPROVED as **revised** by Director Molina to require a department self-assessment (see paragraph 3), VILLARAIGOSA MOTION that the MTA Board direct the CEO to:
1. Transfer \$25,000 from Board Contingency in the current fiscal year (2005-2006) to the **Diversity & Economic Opportunity Department's small business outreach program**.
 2. Include at least \$100,000 in funding in the proposed 2006-2007 MTA budget for the Diversity & Economic Opportunity Department's small outreach program.
 3. And further, that the **Diversity & Economic Opportunity Department MTA-Board direct the Inspector General** to conduct a performance audit on how to improve the effectiveness of the **Diversity & Economic Opportunity Department**.
21. **CLOSED SESSION:**
- A. **Conference with Legal Counsel – Existing Litigation – G.C. 54956.9 (a):**
1. Kusama & Prasad Sunkara v. MTA BC 319447
APPROVED settlement in the amount of \$915,000.
 2. Phuong Huynh v. MTA GC034431
APPROVED settlement in the amount of \$587,500.

3. Alice Watson v. MTA BC325891

APPROVED settlement in the amount of \$245,000.

4. Dina Ramirez-Flores v. MTA BC311581

APPROVED settlement in the amount of \$1.6 million.

5. VCC Alameda, LLC v. MTA BC313010

APPROVED a resolution and gave direction to attorney. Resolution will be made public upon request.

B. Conference with Legal Counsel – Anticipated Litigation – G.C. 54956.9 (b):

Significant Exposure to Litigation (1 case)

NO REPORT.

C. Conference with Legal Counsel – Anticipated Litigation – G.C. 54956.9 (c):

Initiation of litigation (2 cases)

APPROVED retention of Charles Falkowski to pursue medical malpractice against Good Samaritan and St. Francis Hospitals in the cases of Ramirez-Flores and Melendez.

D. Conference with Real Property Negotiators concerning Price and/or Terms of Payment (G.C. 54956.8):

Negotiator: Velma Marshall

Instructions to negotiator on sale of Division 12 to the City of Long Beach.

NO REPORT.

23. **AUTHORIZED** the Chief Executive Officer to **execute a Utility Master Cooperative Agreement between the City of Los Angeles Department of Water and Power and the Los Angeles County Metropolitan Transportation Authority (LACMTA)** to define the responsibilities of each party for design and construction of the Department of Water and Power and/or LACMTA facilities.

24. APPROVED ON CONSENT CALENDAR awarding a five-year fixed-unit rate contract under Bid No. OP39402532 to Sardo Bus & Coach Upholstery, the lowest responsive, responsible bidder for Metro Red, Blue, Green and Gold Line **fleet seat reupholstery/repair services** for an amount not to exceed \$412,213.
25. APPROVED ON CONSENT CALENDAR awarding a five-year firm, fixed-unit rate Contract No. OP33440667 to Mitsubishi Electric & Electronics USA, Inc. for Metro transit facilities **elevator and escalator maintenance and repair services** for an amount not to exceed \$29,979,166, inclusive of two one-year options and a 1.4% contingency for as-needed additional services effective February 1, 2006.
26. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 3 to Contract No. PS92401712 with Applied Data Solutions to **provide post implementation and programming support** for a period of 16 months for an amount not to exceed \$300,000 increasing the total contract value from \$121,962 to \$421,962.
27. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 3 to Contract No. OP31201022 with Goodyear Tire and Rubber Co. for **tire leasing and services** for an amount not to exceed \$2,091,673 through the remainder of the contract period, July 31, 2006, increasing the total contract amount from \$21,013,463 to \$23,105,136.
29. AUTHORIZED ON CONSENT CALENDAR Modification No. 3 to Contract No. PS 2610-1151B with WSA Inc. to add funding of \$1,259,437 to provide **for increased security hours due to the operation of the Metro Orange Line**, increasing the total contract value from \$10,510,127 to \$11,769,564.
35. APPROVED ON CONSENT CALENDAR adopting the following **position on Federal Legislation:**

H.R. 4653 (Waxman) – A bill that would repeal a prohibition on the use of federal funds on the Los Angeles to San Fernando Valley Metro Rail project. **SUPPORT.**

36. APPROVED ON CONSENT CALENDAR adopting the following **positions on State Legislation:**

- A. SB 1024 (Perata) – Safe Facilities, Improved Mobility and Clean Air Bond Act. **SUPPORT – WORK WITH AUTHOR.**
- B. Strategic Growth Plan (Governor Arnold Schwarzenegger) – Infrastructure Financing. **SUPPORT – WORK WITH AUTHOR.**
- C. AB 1783 (Nunez) – California Infrastructure Improvement, Smart Growth, Economic Reinvestment, and Emergency, Preparedness Financing Act of 2006. **SUPPORT WORK WITH AUTHOR.**

37. APPROVED ON CONSENT CALENDAR the following nominees for membership on the **Westside/Central Service Sector Governance Council:**

- Jerard Wright – New appointment, replacing Presley Burroughs.
Appointed by: Mayor Villaraigosa. Term ending: January '09
- Elda Martinez – New appointment, replacing Carlos Collard.
Appointed by: Mayor Villaraigosa. Term ending: January '09

38. APPROVED ON CONSENT CALENDAR the following nominee for membership on the **Gateway Cities Service Sector Governance Council:**

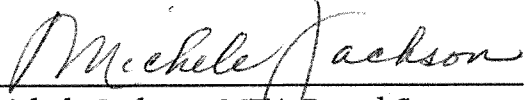
- Vincent Torres – New appointment to fill newly created seat on Council.
Appointed by: Gateway Cities COG. Term ending: June '08

39. APPROVED ON CONSENT CALENDAR the following nominee for membership on the **San Fernando Valley Service Sector Governance Council:**

- Ara Najarian – New appointment, replacing Rafi Manoukian.
Appointed by: Rafi Manoukian, Mayor, City of Glendale.
Term ending: April '09

RECEIVED public comment.

Prepared by: Michele Chau
Recording Secretary


Michele Jackson, MTA Board Secretary

RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

THURSDAY, JANUARY 26, 2006

DIRECTORS VOTING

ITEM NO.	ATTENDANCE	SUBJECT ITEM	ACTION TAKEN	DIRECTORS VOTING												
				ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS
1		APPROVE CONSENT CALENDAR ITEMS: 2, 5, 6, 7, 8, 9, 10, 15, 16, 17, 24, 25, 26, 27, 29, 35, 36, 37, 38, AND 39.	APPROVED	A	Y	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	
2		APPROVE MINUTES OF REGULAR BOARD MEETING HELD DECEMBER 15, 2005.	APPROVED ON CONSENT CALENDAR													
3		CHAIR'S REPORT	NONE													
4		CHIEF EXECUTIVE OFFICER'S REPORT	RECEIVED	A	P	P	P	A	P	P	P	P	P	P	P	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

January 26, 2006 Regular Board Recap

*DIRECTOR MOLINA ACTED AS CHAIR IN THE ABSENCE OF CHAIR VILLARAIGOSA

RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

THURSDAY, JANUARY 26, 2006

DIRECTORS VOTING

ATTENDANCE		DIRECTORS VOTING														
ITEM NO.	SUBJECT ITEM	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING	
5	<p>CONSIDER:</p> <p>A. APPROVING AN EXCHANGE OF UP TO \$1,564,834 IN FEDERAL SECTION 5309 BUS AND BUS FACILITIES FUNDS CURRENTLY EARMARKED TO WILSHIRE VERMONT HOUSING PARTNERS (WVHP) WITH UP TO \$1,173,625 OF METRO NON-FEDERAL FUNDS (A 75% EXCHANGE RATE), SUBJECT TO WVHP SECURING THE APPROPRIATE FEDERAL APPROVALS THAT WOULD ALLOW METRO TO ACCESS THE EARMARKED FUNDING AND RECEIVE A FEDERAL GRANT AWARD(S) TO USE SUCH FUNDS FOR BUS AND BUS FACILITIES ACTIVITIES;</p>															
	ACTION TAKEN															
	APPROVED ON CONSENT CALENDAR												C			

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
 January 26, 2006 Regular Board Recap

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RECAP OF PROCEEDINGS
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY
REGULAR BOARD MEETING
THURSDAY, JANUARY 26, 2006

DIRECTORS VOTING

ATTENDANCE	DIRECTORS VOTING															
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
5	B. PROGRAMMING UP TO \$1,564,834 OF EXCHANGED FEDERAL SECTION 5309 BUS AND BUS FACILITIES FUNDS TO METRO BUS AND BUS FACILITIES ACTIVITIES; AND C. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND EXECUTE AN EXCHANGE AGREEMENT BETWEEN WVHP AND METRO FOR THE FUNDS EXCHANGE AUTHORIZED IN ITEM A.															
6	ADOPT THE RESOLUTION APPROVING THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY AS THE DESIGNATED RECIPIENT TO RECEIVE AND DISPENSE FEDERAL SECTION 5307 URBANIZED AREA FORMULA FUNDS FOR THE SANTA CLARITA URBANIZED AREA.	APPROVED ON CONSENT CALENDAR														

LEGEND: Y=YES, N=NO, C=CONFLICT, AB=ABSTAIN, P=PRESENT, A=ABSENT

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REGULAR BOARD MEETING

THURSDAY, JANUARY 26, 2006

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ITEM NO.	SUBJECT ITEM	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
7	<p>INCREASE THE CUMULATIVE TOTAL VALUE AMOUNT BY \$6 MILLION FOR THE COUNTYWIDE PLANNING AND DEVELOPMENT BENCH UNDER CONTRACT NUMBER PS-4310-1268 TO PROVIDE PLANNING RELATED SERVICES ON SMALLER SCALE PLANNING, ARCHITECTURAL AND ENGINEERING, AND NON-ARCHITECTURAL AND ENGINEERING PROJECTS, INCREASING THE TOTAL AUTHORIZED NOT-TO-EXCEED AMOUNT FROM \$6 MILLION TO \$12 MILLION.</p> <p>APPROVED ON CONSENT CALENDAR</p>								C			C	C		

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
January 26, 2006 Regular Board Recap

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RECAP OF PROCEEDINGS
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY
REGULAR BOARD MEETING
THURSDAY, JANUARY 26, 2006

DIRECTORS VOTING

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ITEM NO.	SUBJECT ITEM	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING	
8	<p>CONSIDER:</p> <p>A. APPROVING AN EXCHANGE OF UP TO \$20.6 MILLION IN FEDERAL SURFACE TRANSPORTATION PROGRAM-LOCAL (STP) FUNDS FOR UNRESTRICTED, NON-FEDERAL FUNDS WITH THE COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS (LACDPW) FOR THE INTERSTATE 5/HASLEY CANYON ROAD INTERCHANGE PROJECT;</p> <p>B. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND EXECUTE AN EXCHANGE AGREEMENT BETWEEN THE LACDPW AND METRO FOR THE FUNDS APPROVED HEREIN;</p>															
	ACTION TAKEN															
	APPROVED ON CONSENT CALENDAR															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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8	C. AUTHORIZING USE OF SUCH UNRESTRICTED, NON-FEDERAL FUNDS RECEIVED FROM THE LACDPW TO BE PLACED IN AN INTEREST-BEARING ACCOUNT FOR PASS-THROUGH ALLOCATIONS TO PARTICIPATING LOCAL AGENCIES FOR STP-1 ELIGIBLE PROJECTS, WITH A TWO PERCENT (2%) ADMINISTRATIVE FEE THAT METRO WOULD CHARGE; AND D. AUTHORIZING THE CEO TO NEGOTIATE AND EXECUTE AGREEMENTS WITH PARTICIPATING LOCAL AGENCIES, SO AS TO ENSURE THAT THE UNRESTRICTED FUNDS BEING MADE AVAILABLE ARE PROPERLY ADMINISTERED, USED ON STP-1 ELIGIBLE PROJECTS IN A TIMELY FASHION, AND EXPENDED WITHIN THREE YEARS OF EXECUTING THE AGREEMENTS.															
9	APPROVE THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY FY07 FINANCIAL STANDARDS.															

APPROVED ON CONSENT
CALENDAR

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
 January 26, 2006 Regular Board Recap

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RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

THURSDAY, JANUARY 26, 2006

DIRECTORS VOTING

ATTENDANCE		DIRECTORS VOTING											
ITEM NO.	SUBJECT ITEM	A	P	P	P	P	P	P	P	P	P	P	P
	<u>ACTION TAKEN</u>	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING				
10	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO UTILIZE WESTERN STATES CONTRACTING ALLIANCE MASTER PRICE AGREEMENT TO PURCHASE COMPUTER EQUIPMENT, SOFTWARE, PERIPHERALS, AND RELATED SERVICES UNDER CALIFORNIA PUBLIC CONTRACT CODE § 10298, SECTION 4, FOR A FOUR-YEAR PERIOD FOR A TOTAL EXPENDITURE NOT TO EXCEED \$10,171,282 SUBJECT TO FUNDING AVAILABILITY EFFECTIVE FEBRUARY 1, 2006.											ABS	
	<u>APPROVED ON CONSENT CALENDAR</u>												

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
January 26, 2006 Regular Board Recap

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RECAP OF PROCEEDINGS
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THURSDAY, JANUARY 26, 2006

DIRECTORS VOTING

ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING	
11	<p>FINANCE AND BUDGET COMMITTEE (4-0) FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION REVISED ANTONOVICH, FASANA, KNABE, LOWENTHAL AND ROBERTS MOTION, AS AMENDED BY DIRECTOR ROBERTS, TO DIRECT STAFF TO CONTINUE MUNICIPAL OPERATORS SERVICE IMPROVEMENT PROGRAM (MOSIP) FUNDING AT THE ESTABLISHED LEVELS BASED ON THE 05-06 METHODOLOGY FOR A PERIOD OF TWO YEARS ('07 FUNDING WOULD BE \$17.4 MILLION), INCLUDING AN ANNUAL 3% INCREASE, AND TO INCLUDE MOSIP FUNDING IN MTA'S TEN-YEAR FINANCIAL FORECASTS AND LONG RANGE TRANSPORTATION PLAN UPDATE. DURING THIS TWO-YEAR PERIOD, METRO SECTOR REPRESENTATIVES AND THE MUNICIPAL OPERATORS SHALL WORK ON MAKING SIGNIFICANT PROGRESS IN REVISING THE FORMULA ALLOCATION PROCESS TO BENEFIT ALL LOS ANGELES COUNTY TRANSIT OPERATIONS AND PROVIDE PROGRESS REPORTS TO THE BOARD ON A QUARTERLY BASIS.</p> <p>AMENDMENT: DELETE "METRO SECTOR REPRESENTATIVES."</p>	<p>MOTION AND BURKE AMENDMENT (PRESENTED BY KNABE) INSTRUCTING STAFF TO SIMULTANEOUSLY RENEGOTIATE THE FORMULA ALLOCATION PROCEDURE, CARRIED OVER FOR 30 DAYS</p>	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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ATTENDANCE		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING				
	ACTION TAKEN																		
15	<p>CONSIDER:</p> <p>A. ADOPTING THE UPDATED INVESTMENT POLICY;</p> <p>B. APPROVING THE FINANCIAL INSTITUTIONS RESOLUTION AUTHORIZING FINANCIAL INSTITUTIONS TO HONOR SIGNATURES OF LACMTA OFFICIALS; AND</p> <p>C. 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.</p> <p>APPROVED ON CONSENT CALENDAR</p>																		
16	<p>ADOPT THE REVISED AUDIT CHARTER FOR MANAGEMENT AUDIT SERVICES.</p> <p>APPROVED ON CONSENT CALENDAR</p>																		

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17	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXECUTE A THREE-YEAR RIGHT OF ENTRY PERMIT/HOLD HARMLESS AGREEMENT (THE "AGREEMENT") WITH LOS ANGELES WORLD AIRPORTS ("LAWA"), WHICH AGREEMENT WILL: (A) ALLOW LAWA TO USE PORTIONS OF PATSAOURAS TRANSIT PLAZA, THE USG PARKING GARAGE AND TERMINAL 31 TO SUPPORT LAWA'S OPERATION OF ITS FLYAWAY-BRANDED BUS SERVICE BETWEEN UNION STATION AND LOS ANGELES INTERNATIONAL AIRPORT.															
	ACTION TAKEN															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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ATTENDANCE			P	P	P	P	A	P	P	P	P	P	P	P		
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	VAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
20	<p>EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (5-0) APPROVAL OF REVISED VILLARAIGOSA MOTION THAT THE MTA BOARD DIRECT THE CEO TO:</p> <ol style="list-style-type: none"> TRANSFER \$25,000 FROM BOARD CONTINGENCY IN THE CURRENT FISCAL YEAR (2005-2006) TO THE DIVERSITY & ECONOMIC OPPORTUNITY DEPARTMENT'S SMALL BUSINESS OUTREACH PROGRAM. INCLUDE AT LEAST \$100,000 IN FUNDING IN THE PROPOSED 2006-2007 MTA BUDGET FOR THE DIVERSITY & ECONOMIC OPPORTUNITY DEPARTMENT'S SMALL OUTREACH PROGRAM. 	<p>APPROVED AS REVISED BY DIRECTOR MOLINA TO REQUIRE A DEPARTMENT SELF-ASSESSMENT (SEE PARAGRAPH 3)</p>	Y	Y	Y	Y	A	Y	A	Y	Y	Y	Y	Y	Y	Y

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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*DIRECTOR MOLINA ACTED AS CHAIR IN THE ABSENCE OF CHAIR VILLARAIGOSA

RECAP OF PROCEEDINGS
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY
REGULAR BOARD MEETING
THURSDAY, JANUARY 26, 2006

DIRECTORS VOTING

ITEM NO.	ATTENDANCE	SUBJECT ITEM	ACTION TAKEN	DIRECTORS VOTING														
				ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	VAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	P	
20		3. AND FURTHER, THAT THE DIVERSITY & ECONOMIC OPPORTUNITY DEPARTMENT MTA BOARD DIRECT THE INSPECTOR GENERAL TO CONDUCT A PERFORMANCE AUDIT ON HOW TO IMPROVE THE EFFECTIVENESS OF THE DIVERSITY & ECONOMIC OPPORTUNITY DEPARTMENT.																
21		CLOSED SESSION: A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - G.C. 54956.9 (A): 1. KUSAMA & PRASAD SUNKARA V. MTA BC 319447	APPROVED SETTLEMENT IN THE AMOUNT OF \$915,000	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
21		2. PHUONG HUYNH V. MTA GC034431	APPROVED SETTLEMENT IN THE AMOUNT OF \$587,500	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
21		3. ALICE WATSON V. MTA BC325891	APPROVED SETTLEMENT IN THE AMOUNT OF \$245,000	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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DIRECTORS VOTING

ATTENDANCE ITEM NO.	SUBJECT ITEM	ACTION TAKEN	DIRECTORS VOTING													
			ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
21	4. DINA RAMIREZ-FLORES V. MTA BC311581	APPROVED SETTLEMENT IN THE AMOUNT OF \$1.6 MILLION	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	
21	5. VCC ALAMEDA, LLC V. MTA BC313010	APPROVED A RESOLUTION AND GAVE DIRECTION TO ATTORNEY. RESOLUTION WILL BE MADE PUBLIC UPON REQUEST	C	Y	Y	Y	A	Y	Y	Y	Y	Y	C	Y		
21	B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - G.C. 54956.9 (B): SIGNIFICANT EXPOSURE TO LITIGATION (1 CASE)	NO REPORT														
21	C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - G.C. 54956.9 (C): INITIATION OF LITIGATION (2 CASES)	APPROVED RETENTION OF CHARLES FALKOWSKI TO PURSUE MEDICAL MALPRACTICE AGAINST GOOD SAMARITAN AND ST. FRANCIS HOSPITALS IN THE CASES OF RAMIREZ-FLORES AND MELENDEZ	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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DIRECTORS VOTING

ITEM NO.	ATTENDANCE	SUBJECT ITEM	ACTION TAKEN	DIRECTORS VOTING													
				P	P	P	P	P	P	P	P	P	P	P	P		
21		D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS CONCERNING PRICE AND/OR TERMS OF PAYMENT (G.C. 54956.8); NEGOTIATOR: VELMA MARSHALL INSTRUCTIONS TO NEGOTIATOR ON SALE OF DIVISION 12 TO THE CITY OF LONG BEACH.		ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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DIRECTORS VOTING

ATTENDANCE	ITEM NO.	SUBJECT ITEM	ACTION TAKEN	DIRECTORS VOTING														
				P	P	P	P	P	P	P	P	A	P	P	P	P		
				ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING	
24		AWARD A FIVE-YEAR FIXED-UNIT RATE CONTRACT UNDER BID NO. OP39402532 TO SARDO BUS & COACH UPHOLSTERY, THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER FOR METRO RED, BLUE, GREEN AND GOLD LINE FLEET SEAT REUPHOLSTERY/REPAIR SERVICES FOR AN AMOUNT NOT TO EXCEED \$412,213.	APPROVED ON CONSENT CALENDAR															
25		AWARD A FIVE-YEAR FIRM, FIXED-UNIT RATE CONTRACT NO. OP33440667 TO MITSUBISHI ELECTRIC & ELECTRONICS USA, INC. FOR METRO TRANSIT FACILITIES ELEVATOR AND ESCALATOR MAINTENANCE AND REPAIR SERVICES FOR AN AMOUNT NOT TO EXCEED \$29,979,166, INCLUSIVE OF TWO ONE-YEAR OPTIONS AND A 1.4% CONTINGENCY FOR AS-NEEDED ADDITIONAL SERVICES EFFECTIVE FEBRUARY 1, 2006.	APPROVED ON CONSENT CALENDAR															

LEGEND: Y=YES, N=NO, C=CONFLICT, AB=ABSTAIN, P=PRESENT, A=ABSENT

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RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

THURSDAY, JANUARY 26, 2006

DIRECTORS VOTING

		DIRECTORS VOTING														
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P			
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	VAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
26	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXECUTE MODIFICATION NO. 3 TO CONTRACT NO. PS92401712 WITH APPLIED DATA SOLUTIONS TO PROVIDE POST IMPLEMENTATION AND PROGRAMMING SUPPORT FOR A PERIOD OF 16 MONTHS FOR AN AMOUNT NOT TO EXCEED \$300,000 INCREASING THE TOTAL CONTRACT VALUE FROM \$121,962 TO \$421,962.	APPROVED ON CONSENT CALENDAR														
27	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXECUTE MODIFICATION NO. 3 TO CONTRACT NO. OP31201022 WITH GOODYEAR TIRE AND RUBBER CO. FOR TIRE LEASING AND SERVICES FOR AN AMOUNT NOT TO EXCEED \$2,091,673 THROUGH THE REMAINDER OF THE CONTRACT PERIOD, JULY 31, 2006, INCREASING THE TOTAL CONTRACT AMOUNT FROM \$21,013,463 TO \$23,105,136.	APPROVED ON CONSENT CALENDAR														

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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*DIRECTOR MOLINA ACTED AS CHAIR IN THE ABSENCE OF CHAIR VILLARAIGOSA

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DIRECTORS VOTING

ITEM NO.	ATTENDANCE	SUBJECT ITEM	ACTION TAKEN	DIRECTORS VOTING													
				P	P	P	P	P	P	P	A	P	P	P	P		
28	OPERATIONS COMMITTEE (3-0-2) FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO ASSIGN THE LAND EXCHANGE AGREEMENT AND JEFFERSON DEVELOPMENT AGREEMENT TO KB HOME COASTAL, INC., A CALIFORNIA CORPORATION AND WHOLLY OWNED SUBSIDIARY OF KB HOME, A DELAWARE CORPORATION.	WITHDRAWN BY STAFF		ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
29	AUTHORIZE MODIFICATION NO. 3 TO CONTRACT NO. PS 2610-1151B WITH WSA INC. TO ADD FUNDING OF \$1,259,437 TO PROVIDE FOR INCREASED SECURITY HOURS DUE TO THE OPERATION OF THE METRO ORANGE LINE, INCREASING THE TOTAL CONTRACT VALUE FROM \$10,510,127 TO \$11,769,564.	APPROVED ON CONSENT CALENDAR		ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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DIRECTORS VOTING

ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING	
35	ADOPT THE FOLLOWING POSITION ON FEDERAL LEGISLATION: H.R. 4653 (WAXMAN) - A BILL THAT WOULD REPEAL A PROHIBITION ON THE USE OF FEDERAL FUNDS ON THE LOS ANGELES TO SAN FERNANDO VALLEY METRO RAIL PROJECT. SUPPORT.	APPROVED ON CONSENT CALENDAR	N														

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
 January 26, 2006 Regular Board Recap

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DIRECTORS VOTING

ATTENDANCE	DIRECTORS VOTING																
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING	
36	<p>ADOPT THE FOLLOWING POSITIONS ON STATE LEGISLATION:</p> <p>A. SB 1024 (PERATA) – SAFE FACILITIES, IMPROVED MOBILITY AND CLEAN AIR BOND ACT. SUPPORT – WORK WITH AUTHOR.</p> <p>B. STRATEGIC GROWTH PLAN (GOVERNOR ARNOLD SCHWARZENEGGER) – INFRASTRUCTURE FINANCING. SUPPORT – WORK WITH AUTHOR.</p> <p>C. AB 1783 (NUNEZ) – CALIFORNIA INFRASTRUCTURE IMPROVEMENT, SMART GROWTH, ECONOMIC REINVESTMENT, AND EMERGENCY. PREPAREDNESS FINANCING ACT OF 2006. SUPPORT WORK WITH AUTHOR.</p>	<p>ACTION TAKEN</p> <p>APPROVED ON CONSENT CALENDAR</p>															

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RECAP OF PROCEEDINGS
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY
REGULAR BOARD MEETING
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DIRECTORS VOTING

ATTENDANCE	DIRECTORS VOTING																
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	VAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING	
37	APPROVE THE FOLLOWING NOMINEES FOR MEMBERSHIP ON THE WESTSIDE/CENTRAL SERVICE SECTOR GOVERNANCE COUNCIL: JERARD WRIGHT - NEW APPOINTMENT, REPLACING PRESLEY BURROUGHS. APPOINTED BY: MAYOR VILLARAIGOSA. TERM ENDING: JANUARY '09 ELDA MARTINEZ - NEW APPOINTMENT, REPLACING CARLOS COLLARD. APPOINTED BY: MAYOR VILLARAIGOSA. TERM ENDING: JANUARY '09	APPROVED ON CONSENT CALENDAR															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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DIRECTORS VOTING

ITEM NO.	ATTENDANCE	SUBJECT ITEM	ACTION TAKEN	DIRECTORS VOTING												
				ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA*	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS
38		APPROVE THE FOLLOWING NOMINEE FOR MEMBERSHIP ON THE GATEWAY CITIES SERVICE SECTOR GOVERNANCE COUNCIL: VINCENT TORRES - NEW APPOINTMENT TO FILL NEWLY CREATED SEAT ON COUNCIL. APPOINTED BY: GATEWAY CITIES COG. TERM ENDING: JUNE '08	APPROVED ON CONSENT CALENDAR	P	P	P	P	P	P	P	P	P	P	P	P	P
39		APPROVE THE FOLLOWING NOMINEE FOR MEMBERSHIP ON THE SAN FERNANDO VALLEY SERVICE SECTOR GOVERNANCE COUNCIL: ARA NAJARIAN - NEW APPOINTMENT, REPLACING RAFI MANOUKIAN. APPOINTED BY: RAFI MANOUKIAN, MAYOR, CITY OF GLENDALE. TERM ENDING: APRIL '09	APPROVED ON CONSENT CALENDAR	P	P	P	P	P	P	P	P	P	P	P	P	P

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT
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*DIRECTOR MOLINA ACTED AS CHAIR IN THE ABSENCE OF CHAIR VILLARAIGOSA