



EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE
JULY 21, 2005

SUBJECT: MEMORANDUM OF UNDERSTANDING BETWEEN LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (LACMTA) AND SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY (SCRRA) FOR RIGHT-OF-WAY (ROW) LAW ENFORCEMENT

ACTION: AUTHORIZE CHIEF EXECUTIVE OFFICER (CEO) TO EXECUTE MEMORANDUM OF UNDERSTANDING WITH SCRRA FOR A TOTAL CONTRACT VALUE IN AN AMOUNT NOT TO EXCEED \$8,470,506

RECOMMENDATION

Authorize the Chief Executive Officer to execute a memorandum of understanding (MOU) with SCRRA for Right-of-Way (ROW) law enforcement services in an amount not to exceed \$8,470,506 for three years, inclusive of an additional two-year option effective August 1, 2005.

RATIONALE

Metro contracts with SCRRA for coverage by the Los Angeles County Sheriff's Department (LASD) of its ROWs. It is currently in the last year of a five-year MOU, which terminates July 31, 2005. The not to exceed amount of the current agreement is \$7,132,000. SCRRA and Metro have recently agreed in principle to continue to contract for the provision of non-base law enforcement services as specified below. In order for the Board to authorize the execution of a new agreement prior to its effective date, the MOU was extended in June 2005 for an additional month under CEO authority to ensure the continuation of service in the interim. The new MOU will be effective August 1, 2005.

SCRRA contracts with LASD for the provision of two types of law enforcement services within its jurisdiction, base and non-base. Base services include responsibility for all on-board incidents and performance of appropriate operational support activities; fare enforcement; security coordination, including the development of mutual aid and other cooperative agreements with other agencies; provision of training to law enforcement agencies and others; and control of communications and inventory within SCRRA's jurisdiction.

Non-base services are specific to Los Angeles County only and include patrol of ROWs and law enforcement on railroad property not on the trains.

BACKGROUND

In 1992 the Los Angeles County Transportation Commission Board and other members of SCRRA agreed that individual counties should be responsible for the provision of law enforcement services for ROWs within their jurisdictions. Metro owns all ROWs within Los Angeles County and thus is the agency responsible for providing law enforcement services within this county.

LASD has provided law enforcement services to SCRRA since 1995 and is currently in the last year of its second five-year contract, which will end November 30, 2005. SCRRA is presently soliciting interest in a new contract and expects to award within the next few months. The current agreement provides for 9.5 deputy sheriff full-time equivalents (FTEs) for ROW coverage, a deployment that has been deemed satisfactory to date. At such time as the new law enforcement contract is awarded and a new staffing level accepted by SCRRA, staff will review for appropriateness to Metro's needs and determine whether an alternate arrangement should be considered.

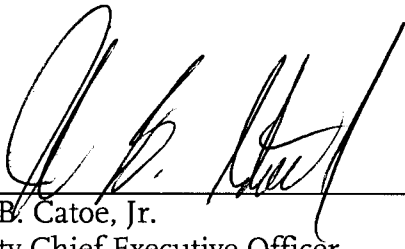
FINANCIAL IMPACT

The funding of \$1,563,885 for this service is included in the FY06 budget in cost center 2610, Operations Security, under project number 405533, Commuter Rail, and account 50320, Contracted Services. Since this is a multi-year contract, the cost center manager and Executive Officer will be accountable for budgeting the cost in future years, including any option exercised. In FY05, \$1,467,589 was budgeted and expected to be expended by the end of the fiscal year.

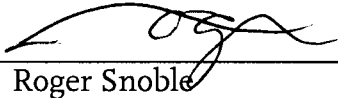
ALTERNATIVES CONSIDERED

Staff considered the discontinuation of funding to SCRRA and the inclusion of this contract within the agency's annual contract between LASD and LACMTA; neither is currently seen as viable. Metro has an obligation to SCRRA for the provision of ROW coverage and is unable to provide such service itself. With regard to inclusion of this coverage within the Metro's annual LASD contract, as SCRRA is currently in the process of seeking a new law enforcement vendor, it would be premature to consider such an arrangement until such time as SCRRA has selected its new contractor. Whether LASD or another vendor is selected by SCRRA, staff will review the provisions of the new agreement and determine whether to recommend to the Board any changes in Metro's law enforcement MOU with SCRRA.

Prepared by: Carolyn Flowers
Executive Officer, Transit Operations



John B. Catoe, Jr.
Deputy Chief Executive Officer



Roger Snoble
Chief Executive Officer