

# MINUTES

Los Angeles County  
Metropolitan Transportation Authority

## Special Board Meeting Board of Directors

One Gateway Plaza  
3rd Floor Boardroom

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Called to Order at 9:35 a.m.

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Directors present:

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

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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**

1. RECEIVED Public Comment.
2. CLOSED SESSION: Conference with Legal Counsel – Existing Litigation – G.C. 54956.9(a):

Labor Community Strategy Center v. MTA CV 94-5936

APPROVED a new service plan and AUTHORIZED staff and attorneys to submit the plan to the Special Master as directed by the order; Plan will be made public when submitted to the Special Master no later than September 30, 2005.

3. AUTHORIZED the Chief Executive Officer to:
  - A. exercise Contract Option No. 1 to Contract No. OP33200646 with North American Bus Industries (NABI) to **purchase 94 additional sixty-foot Compressed Natural Gas (CNG) high capacity articulated buses** for an amount not to exceed \$79,091,314 including the cost of fareboxes and ATMS radio system, increasing the total contract value from \$140,543,517 for an amount not to exceed \$219,634,831 inclusive of sales tax;
  - B. establish a life-of-project budget of \$83,000,000 for the purchase of the 94 sixty-foot CNG high capacity articulated buses;
  - C. negotiate and execute modifications for this procurement up to an amount not to exceed \$2,000,000 for a total contract value not to exceed \$221,634,831; and
  - D. establish a life-of-project budget of \$4,602,625 for the purchase of up to six hybrid transit buses.

4. AUTHORIZED BY A 2/3 VOTE OF THE BOARD:
  - A. finding that procurement under Public Utilities Code 130232 does not constitute a procurement method adequate for Metro's needs and that the procurement of the **45' lightweight composite Compressed Natural Gas (CNG) buses** qualifies under Public Contracts Code (PCC) 20217 for procurement by competitive negotiation; and

- B. authorizing the Chief Executive Officer to solicit up to 100 lightweight, CNG transit buses as a competitive negotiation pursuant to PCC 20217 and Metro's Procurement Policies and Procedures.
5. APPROVED amending the FY06 budget as follows to reinvest service hours for the **Consent Decree Pilot Program**:
- A. adding 12,000 revenue service hours and 8 bus operator, 2 mechanic and 2 service attendant positions; and
  - B. adding \$1,000,000 of revenues and expenditures to the Enterprise Fund from the reserves of the General Fund right-of-way lease revenues.
6. ADOPTED proposed changes to the **Transit Service Policy**.

Prepared by: Christina Lumba Gamboa  
Recording Secretary

  
Michele Jackson, Board Secretary

**RECAP OF PROCEEDINGS**  
**LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY**  
**SPECIAL BOARD MEETING**  
**THURSDAY, SEPTEMBER 22, 2005**

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
1	RECEIVE PUBLIC COMMENT ON AGENDA ITEMS ONLY	RECEIVED	P	P	P	P	P	P	P	A	P	P	P	P	P	
2	CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -G.C. 54956.9(A); LABOR COMMUNITY STRATEGY CENTER V. MTA CV 94-5936	APPROVED A NEW SERVICE PLAN AND AUTHORIZED STAFF AND ATTORNEYS TO SUBMIT TO THE SPECIAL MASTER AS DIRECTED; ORDER WILL BE MADE PUBLIC WHEN SUBMITTED TO THE SPECIAL MASTER NO LATER THAN SEPTEMBER 30, 2005.	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	

# RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

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ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
3	<p>AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO:</p> <p>A. EXERCISE CONTRACT OPTION NO. 1 TO CONTRACT NO. OP33200646 WITH NORTH AMERICAN BUS INDUSTRIES (NABI) TO PURCHASE 94 ADDITIONAL SIXTY-FOOT COMPRESSED NATURAL GAS (CNG) HIGH CAPACITY ARTICULATED BUSES FOR AN AMOUNT NOT TO EXCEED \$79,091,314 INCLUDING THE COST OF FAREBOXES AND ATMS RADIO SYSTEM, INCREASING THE TOTAL CONTRACT VALUE FROM \$140,543,517 TO AN AMOUNT NOT TO EXCEED \$219,634,831 INCLUSIVE OF SALES TAX;</p>	AUTHORIZED	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT  
 SEPT. 22, 2005 SPECIAL BOARD MEETING.XLS

# RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

## SPECIAL BOARD MEETING

THURSDAY, SEPTEMBER 22, 2005

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
	ACTION TAKEN														
	B. ESTABLISH A LIFE-OF-PROJECT BUDGET OF \$83,000,000 FOR THE PURCHASE OF THE 94 SIXTY-FOOT CNG HIGH CAPACITY ARTICULATED BUSES;														
	C. NEGOTIATE AND EXECUTE MODIFICATIONS FOR THIS PROCUREMENT UP TO AN AMOUNT NOT TO EXCEED \$2,000,000 FOR A TOTAL CONTRACT VALUE NOT TO EXCEED \$221,634,831; AND														
	D. ESTABLISH A LIFE-OF-PROJECT BUDGET OF \$4,602,625 FOR THE PURCHASE OF UP TO SIX HYBRID TRANSIT BUSES.														

LEGEND: Y-YES; N-NO; C-CONFLICT; AB-ABSTAIN; P-PRESENT  
 SEPT. 22, 2005 SPECIAL BOARD MEETING.xls

**RECAP OF PROCEEDINGS**  
**LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY**  
**SPECIAL BOARD MEETING**

**THURSDAY, SEPTEMBER 22, 2005**

DIRECTORS VOTING

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ATTENDANCE		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
4	<p>CONSIDER:</p> <p>A. FINDING THAT PROCUREMENT UNDER PUBLIC UTILITIES CODE 130232 DOES NOT CONSTITUTE A PROCUREMENT METHOD ADEQUATE FOR METRO'S NEEDS AND THAT THE PROCUREMENT OF THE 45' LIGHTWEIGHT COMPOSITE COMPRESSED NATURAL GAS (CNG) BUSES QUALIFIES UNDER PUBLIC CONTRACTS CODE (PCC) 20217 FOR PROCUREMENT BY COMPETITIVE NEGOTIATION; AND</p>	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	A	Y	Y	
	ACTION TAKEN														
	AUTHORIZED BY A 2/3 VOTE OF THE BOARD														

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LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

## SPECIAL BOARD MEETING

THURSDAY, SEPTEMBER 22, 2005

DIRECTORS VOTING

ATTENDANCE	ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ANTONOVICH	LOWENTHAL	FASANA	FLEMING	BURKE	O'CONNOR	VILLARAIGOSA (CHAIR)	MOLINA	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
		B. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO SOLICIT UP TO 100 LIGHTWEIGHT, CNG TRANSIT BUSES AS A COMPETITIVE NEGOTIATION PURSUANT TO PCC 20217 AND METRO'S PROCUREMENT POLICIES AND PROCEDURES.  REQUIRES 2/3 VOTE OF THE BOARD		P	P	P	P	P	P	P	P	P	P	P	P	P	P



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## SPECIAL BOARD MEETING

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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	YAROSLAVSKY	KATZ	KNABE	PARKS	ROBERTS	FAILING
5	AMEND THE FY06 BUDGET AS FOLLOWS TO REINVEST SERVICE HOURS FOR THE CONSENT DECREE PILOT PROGRAM:  A. ADD 12,000 REVENUE SERVICE HOURS AND 8 BUS OPERATOR, 2 MECHANIC AND 2 SERVICE ATTENDANT POSITIONS; AND  B. ADD \$1,000,000 OF REVENUES AND EXPENDITURES TO THE ENTERPRISE FUND FROM THE RESERVES OF THE GENERAL FUND RIGHT-OF-WAY LEASE REVENUES.	APPROVED	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	A	Y	Y	
6	ADOPT PROPOSED CHANGES TO THE TRANSIT SERVICE POLICY.	ADOPTED	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	A	Y	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT  
SEPT. 22, 2005 SPECIAL BOARD MEETING.XLS

