



MINUTES/PROCEEDINGS

LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING
BOARD OF DIRECTORS

MTA Headquarters
3rd Floor - Board Room
One Gateway Plaza
Los Angeles

Thursday, June 25, 1998

Called to order at 9:50 A.M.

Directors Present:

Richard Riordan, Chair
Yvonne Brathwaite Burke, First Vice Chair
James Cragin, Second Vice Chair
Richard Alatorre
Michael Antonovich
Hal Bernson
Jose Legaspi
Jenny Oropeza
Zev Yaroslavsky
Larry Zarian
Tony V. Harris, Ex Officio

Chief Executive Officer - Julian Burke
Board Secretary - Georgia Hamilton
Inspector General - Arthur Sinai
General Counsel - County Counsel

NOTE: Members voting are reflected in the attached "[RECAP OF PROCEEDINGS](#)" matrix.

1. APPROVED **Consent Calendar** Items 9, 11-12, 24-27, 30-31, 37-38, and 49.

Items 13, 23 and 46 were pulled from consent calendar.

2. NO ACTION TAKEN - **Minutes** of Regular Board Meeting held on May 21, 1998 and Special Board Meeting held June 8, 1998.
3. Chief Executive Officer's Report - NO REPORT
4. Chair's Report - NO REPORT.
5. PRESENTED a Resolution to former Director Carol Schatz.
9. APPROVED ON CONSENT CALENDAR:

BURKE MOTION - that this Board instruct staff to incorporate into the current budget process the following directives:

- Upon completion and adoption of the strategy recommendations of the **Mid-Cities Transit Restructuring Studies**, prioritize those recommendations that speed service within the area and reduce overcrowding.
- Concurrent with the adoption of the FY99 budget, implement those strategies that further the requirements of the consent decree; the limited stop services that reduce overcrowding and speed travel and any cost neutral rerouting of lines that results in better local or community based service.
- Continue MTA participation in the creation or improvement of transit centers at key locations within the restructuring service area as suggested in the plan, including continued participation in the development of the Broadway Manchester Transit Center.

Furthermore, as many of the affected lines within the Mid-Cities Transit Restructuring area originate out of Division 5, this Division needs to be guaranteed the necessary resources; both in terms of staff and equipment to facilitate implementation. Such implementation shall include, but not be limited to the following measures:

1. Develop a deployment plan fully implementing the Workout Team's recommendation to move the remaining "Flex-Metro" buses out of Division 5 and replace them with the newly converted buses.
2. All reasonable steps shall be taken to expedite the conversion of the designated alcohol fuel buses to clean diesel. Beginning in July, 1998, the Operations Committee shall receive monthly report on the status of this conversion program. The report shall contain, but not be limited to:
 - Number of buses remaining that are eligible for conversion;
 - List each division where those buses are located;
 - The number of buses currently in the process of conversion at Valley Detroit Diesel and the estimated completion date for each bus;
 - To which Divisions will the newly converted buses be deployed at the completion of conversion.

3. Once the Workout Team recommendation has been implemented and the conversion program is completed, the Operations Committee shall receive quarterly reports on the deployment of the bus fleet by Division.
4. Henceforth, the criteria for determining bus deployment shall give priority to those Divisions with the heaviest load factors.
5. Additionally, consideration of manpower deployments such as mechanics and other related support services, shall give priority and emphasis to those Divisions with the highest load factors and serving the greatest ridership.

12. APPROVED ON CONSENT CALENDAR:

- A. Extension of existing **contracts for Beats 7, 17, and 24** from June 30, 1998 until September 29, 1998 for a total amount of \$269,000;
- B. Award of new Metro Freeway Service Patrol towing contracts for a three year period commencing September 30, 1998, to the following companies for the total cost of \$3,532,584 including 7% contingency for unanticipated/emergency operations.

<u>Beat #</u>	<u>Towing Contractor</u>	<u>3-Year Contract Ceiling</u>
7	Alfa Fox Towing	\$1,001,862
17	Alfa Fox Towing	\$1,001,862
24	Coastal Towing	\$ 754,992
41	Coastal Towing	\$ 773,867

12. APPROVED ON CONSENT CALENDAR

- A. Awarding a unit rate contract to Black Gold Industries, Oxnard, CA, the second lowest bidder to legally haul, treat and dispose of **hazardous and non-hazardous liquid waste**, for a base period of 25 months, for an amount not to exceed \$1,394,062; and
- B. Authorizing the CEO to exercise the two one-year options contained in the bid. The first-year option is not to exceed \$676,355, and the second-year options not to exceed \$682,960 for a total contract value of \$2,753,377.

ACTING AS SAFE BOARD

13. ADOPTED the Service Authority for Freeway Emergencies (SAFE's) FY 1998-99 budget in the amount of \$16.3 million, **for operation, maintenance and administration of the Los Angeles County Kenneth Hahn Call Box System.**

APPROVED ON A ROLL CALL VOTE LEGASPI MOTION - Due to the cancellation of the Construction Committee meeting last week many of the critical items are being brought forward without a committee meeting, however, it is my understanding that all members of the committee and/or their staff have been briefed on these items and I would like to move for the purposes of expediting this lengthy agenda that the Board approve Construction Committee

items 15, 16, 17, 18 19, and 42.

Ayes: Alatorre, Bernson, Burke, Cragin, Legaspi, Oropeza, Yaroslavsky, Zarian, Riordan

Noes: None

Abstain: Antonovich

Absent: Fasana, Knabe, Molina

15. APPROVED:

- A. APPROVED - Change order No. C0140 Change Notice CN-217.00 on Contract No. C0301 on the Metro Red (A) Line, North Hollywood Extension Project, (Segment 3), with Tutor-Saliba-Perini, JV, for an amount not to exceed \$350,303, **for additional reinforcement (rebar) of the Hollywood/Highland Station and tunnels;** and
- B. an increase to the Authorization for Expenditure (AFE) in the amount of \$350,303 for a total revised AFE amount from \$73,442,683 to 73,792,986.

Conflict: Alatorre, Antonovich, Riordan

16. APPROVED:

- A. an amendment to the **Ancillary Construction and Maintenance B290** Contract with Tutor-Saliba Corporation, in the amount of \$2,345,000 for work on the Metro Red (A) Line, Vermont/Hollywood Corridor, an increase in the contract value from \$13,276,943 to \$15,621,943;
- B. an increase to the Authorization for Expenditure (AFE) of \$2,345,000 to \$15,621,943; and
- C. an increase in the Contract budget in the amount of \$2,345,000 to \$17,859,000.

Conflict: Antonovich, Riordan

17. APPROVED:

- A. an increase of \$150,000 on Contract MC050 on the Metro Red (A) Line North Hollywood Corridor, Segment 3, with R. A. Wattson Company, for a total contract amount not to exceed \$690,000, to perform **Construction Consulting Services;** and
- B. an increase to Authorization for Expenditure (AFE) in the amount of \$150,000, for a total revised AFE amount of \$690,000; and
- C. an extended performance period from December 31, 1998, to June 30, 1999.

Abstain: Antonovich

18. APPROVED: Change Order No. 4 to Contract No. B612 with L. B. Foster Company, in the amount of \$430,165, increasing the total contract value from \$3,952,632 to \$4,382,797, due to an economic price adjustment for the **Contact Rail and Protective Coverboard** for the Metro Red (A) Line, North Hollywood Extension (Segment 3).

Abstain: Antonovich

19. APPROVED:

- A. Change Order 143.0 to Contract No. C0311 on the Metro Red (A) Line, North Hollywood Extension (Segment 3), with Traylor Bros./Frontier-Kemper, Joint Venture, in an amount not to exceed \$475,000 for a revised total contract amount from \$160,741,185 to \$161,216,185, for **Tunnel Line Section to Universal City**;
- B. an increase to Authorization For Expenditure (AFE) in the amount of \$475,000 for a total revised AFE amount from \$167,671,140 to \$168,146,140; and
- C. execution of a subsequent negotiated Change Order, if it is within the amount approved for the above Change Notice.

Conflict: Riordan

Abstain: Antonovich

20. APPROVED AS AMENDED to remove **HCIP Coordinator from the FY99 Annual Work Program Budget - the City of Los Angeles FY99 Annual work Program** on the Metro Red (A) Line Segment 1, Segment 2, Segment 3 North Hollywood, Long Beach Blue (B) Line and Operations, in the amount of \$5,438,523, for services of design reviews, engineering services permits, fire/life safety, police and security and coordination meetings.

21. **CLOSED SESSION:** Conference with real property Negotiators concerning price and/or terms of payment - G.C 54956.8:

- A. Parcel No. ED-131
Owner - Constantino Miguel, et.al.
Metro Red (A) Line Project, Segment 3, East Side First/Boyle Station

APPROVED LITIGATION SETTLEMENT AS AMENDED.

23. ADOPTED ON A ROLL CALL VOTE a resolution modifying the original resolution, making the **tax-exempt commercial paper (TECP) program** consistent with the repeal of Section 130554 of the California Public Utilities Code (CPUC); AND

YAROSLAVSKY AMENDMENT that until a debt policy is in place and approved by the Board, all tax exempt commercial paper issuance s must be brought to the Board for approval.

Ayes: Bernson, Burke, Cragin, Legaspi, Oropeza, Yaroslavsky, Riordan

Noes: None

Abstain: None

Absent: Alatorre, Antonovich, Fasana, Knabe, Molina, Zarian

24. APPROVED ON CONSENT CALENDAR adoption of a resolution extending the expiration date of the **Taxable Commercial Paper program** for an additional five years, to June 30, 2003.
25. APPROVED ON CONSENT CALENDAR awarding to Hertz Claim Management, first two (2)

years of a three year contract with two, one-year options, at a two year cost of \$7,372, 141, for **PL/PD Claims Services**. Third year fees will be subject to negotiation and Board approval.

Conflict: Alatorre, Antonovich

26. APPROVED ON CONSENT CALENDAR:

- A. Selection and award of **excess liability insurance for Operations**, for a cost not to exceed \$1.6M, for a 12-month period effective August 1, 1998 through July 31, 1999; and
- B. Authorizing the CEO or his designee to select the insurance option and execute all necessary documentation.

27. APPROVED ON CONSENT CALENDAR adoption of general guidelines concerning **MTA participation in assessment districts**.

30. APPROVED ON CONSENT CALENDAR the following position on the following **State Bill**:

- AB 1897 (Alquist) - Would allow local law enforcement agencies to recover their costs in controlling and investigating incidents of vandalism. - **SUPPORT**

31. APPROVED ON CONSENT CALENDAR AS **AMENDED TO BE EFFECTIVE JUNE 1, 1998**:

- A. an amendment to the Los Angeles County Metropolitan Transportation Authority Non-Contract Employees Retirement Income Plan (Plan) to reduce the minimum age for retirement from 55 to 50;
- B. a reduction in the age requirement for the **Sick Leave Conversion** benefit from 55 to 50 when an employee retires as described below and **TO INCLUDE NO REDUCTION OF FROZEN SICK LEAVE PAY BELOW 75% FOR EMPLOYEES WITH AT LEAST 30 YEARS OF SERVICE**:

Age Benefit

55 75% (current policy)
 54 70% upon retirement
 53 65% upon retirement
 52 60% upon retirement
 51 55% upon retirement
 50 50% upon retirement

CLOSED SESSION :

33. Conference with Legal Counsel - Existing Litigation - G.C. 54956.9 (a)

- A. Louis Ross v. LACMTA, Los Angeles Superior Court Case No. BC153410

APPROVED LITIGATION SETTLEMENT OF \$225,000.

37. APPROVED ON CONSENT CALENDAR:

- A. the resolution establishing the definition of unmet transit needs on an ongoing basis until changed by future resolution and a determination as to unmet public transportation needs in the areas of Los Angeles County outside the MTA service area.
- B. the proposed findings and recommended actions for the allocation and use of **FY1998-99 TDA Article 8 funds** estimated at \$11,391,000;

38. APPROVED ON CONSENT CALENDAR adoption of the revised **Proposition A & C and TDA Article and Guidelines**39. APPROVED ON A ROLL CALL VOTE amendment No. 2 to Contract No. PS-4330-0123 with W. Koo & Associates, Inc., to provide construction support to Caltrans for the **Route 30 Freeway Gap Closure project**, for a total amount of \$159,565 which includes \$145,059 for the contract amendment and a 10% contingency of \$14,506, increasing the total cumulative amount to \$2,007,751.

Ayes: Alatorre, Bernson, Burke, Cragin, Legaspi, Oropeza, Yaroslavsky

Noes: None

Abstain: Antonovich, Riordan (Conflict)

Absent: Fasana, Knabe, Molina, Zarian

40. APPROVED ON A ROLL CALL VOTE YAROSLAVSKY MOTION that :

1. The HCIP Program be extended for FY99 in a not-to-exceed amount of 1.5 million.
2. The following items be capped at the specified amounts and funded out of the FY99 HCIP budget:

- Deck Removal - \$75,000
- Rita Apartments - \$45,000
- Parking Program - \$50,000
- Labor - \$44,000
- HCIP Coordinator - \$60,000 for FY98
- Cleaning - \$75,000
- Reserved Fund - \$1,151,000

3. The CRA grant program and MOU be extended to June 30, 1999 and be amended to include the following items:

- Security Program - \$722,775
- HCIP Coordinator - \$75,000 for FY99
- Historic Signage Program - \$ 75,000
- Total - \$857,775

Staff should immediately begin negotiations with the CRA to amend the MOU so that these items can be funded out of the MTA's \$7 million contribution to that Agency. If negotiations are not successful, the grant program and MOU will expire as originally intended in November 1998 and the programs listed above shall lapse.

4. Staff will no longer have the authority to approve construction change orders using HCIP funds. All construction change orders tied to HCIP will come before the MTA Board for approval. Previously authorized construction change orders shall be audited to determine whether they should have been funded out of HCIP or the Segment 2 Project Budget. If these previously authorized change orders were funded out of HCIP inappropriately, these funds will be paid back to the HCIP fund.

Ayes: Antonovich, Bernson, Burke, Cragin, Legaspi, Oropeza, Yaroslavsky, Riordan, Zarian

Noes: None

Abstain: None

Absent: Alatorre, Fasana, Knabe, Molina

42. APPROVED an increase in the Authorization For Expenditure (AFE) for Contract No. B646, **Fire & Emergency Management System (F&EMS)**, on the Metro Red (A) Line, Wilshire and Vermont/Hollywood Corridors (Segment 2), with SYSECA, Inc. in the amount of \$193,515, increasing the current AFE amount from \$4,067,050 to \$4,260,565 to provide funding for pending changes that are within the Board delegated authority.

Conflict: Alatorre

44. WITHDRAWN BY STAFF:

Award of a fixed price contract to Hess & Associates, for requisitions 89210194 and 89210207 in the amounts of \$99,400 and \$98,000 respectively, **for software services** to handle the Year 2000 Payroll/Human Resources System project.

45. **CLOSED SESSION** : Conference with Legal Counsel - Existing Litigation - G.C. 54956.9 (a)

- A. Pasillas v. LACMTA, Los Angeles Superior Court Case No. BC171008

APPROVED LITIGATION SETTLEMENT OF \$2,000,000 TOWARDS TOTAL SETTLEMENT.

46. APPROVED AS AMENDED a selection process for a Project Manager and Consultant Team to conduct a Regional Transit Alternatives Analysis as part of the Restructuring Plan and **authorized the CEO to proceed, to engage and sign an agreement with a Consultant Team and a Project Manager of choice at a cost not to exceed \$400,000.**

47. NO ACTION TAKEN - ALATORRE MOTION:

- A. that the CEO take the **Review Advisory Committee (RAC)** position into consideration in evaluating the need to proceed with demolition of the vacant MTA properties in Boyle Heights; and
- B. that the RAC's proposal to utilize the cleared properties to upgrade transportation services to that community be forwarded for evaluation by the team responsible for developing the Regional Transit Alternatives Analysis Implementation Plan for possible implementation as an interim measure while more permanent transit options are being devised for future implementation

48. APPROVED ON A ROLL CALL VOTE:

- A. reactivation of the contract for the **demolition of all remaining structures owned by MTA on the East Side Project;**
- B. coordination with the Review Advisory Committee (RAC) for interim uses of the vacant lots.

Ayes: Alatorre, Bernson, Burke, Cragin, Legaspi, Oropeza, Riordan

Noes: None

Abstain: None

Absent: Antonovich, Fasana, Knabe, Molina, Yaroslavsky, Zarian

APPROVED ON CONSENT CALENDAR declaring the following MTA real properties as **surplus properties** and AUTHORIZING their sale to the highest bidders:

	<u>Location</u>	<u>Highest Bidder</u>	<u>Price</u>
1.	West side of Hoover Street between 47 th St and 48 th Street Los Angeles	Lane Lowry	\$37,100
2.	Northeast corner of 54 th Street and Arlington Ave., Los Angeles	Jong Pyo Hong	\$34,000

50. WITHDRAWN CRAGIN MOTION - that the Board continue its policy of allocating all operating and capital funds per the agreed upon **funding formulas on proportionate fair share basis** to all included and eligible operators. The existing policy ensures that all operators are treated equally in the distribution of local, state, federal dollars.

I further move, that the Board recognize in adopting its FY99 budget that funding marks for MTA Operations and the municipal operators are not yet finalized and some corrections to numbers presented in this budget may be needed. Staff is working now to compare proposed funding marks and the budget figures, and to address issues raised by the municipal operators, but these are not yet resolved.

51. CARRIED OVER TO JULY FULL BOARD MEETING - REPORT of Planning and Programming Executive Officer regarding **organizational changes**.
52. APPROVED YAROSLAVSKY MOTION - that the Board of Directors of the Los Angeles County Metropolitan Transportation Authority adopt a resolution calling the **special election on "The Metropolitan Transportation Authority (MTA) Reform and Accountability Act of 1998"** and requesting consolidation with the November 3, 1998, statewide election.
53. Closed Session

Conference with Labor Negotiator - G.C. 54957.6

Agency Negotiator: Raman Raj
Employee Organization: Teamsters

DISCUSSED LABOR MATTERS AND FINAL TERMS WILL BE AVAILABLE WHEN RATIFIED BY THE UNION.

54. APPROVED ZARIAN MOTION that:

- A. The MTA staff work with CAC to investigate the **feasibility of utilizing high capacity buses** on some or all of the ten most patronized bus routes. This study will assume that the purchase or lease of the high capacity buses will not be in addition to the planned bus procurement costs, but rather, staff work within the procurement budget to procure the high capacity buses.
- B. The MTA staff work with CAC to report back in 60 days on the feasibility study of utilizing high capacity buses on major transit corridors.
- C. The MTA staff and CAC brief the Board with a presentation on the advantages and disadvantages of incorporating high capacity buses in the MTA fleet.

55. CARRIED OVER FOR 30 DAYS - BURKE/YAROSLAVSKY/CRAGIN MOTION - that the department **of Board Research Services (BRS)** be removed from the office of the CEO and placed under the Board of Directors. Furthermore, all individuals in this department will staff the committees and prepare a monthly analysis of agenda items and other issues for the Board members on a non-exclusive basis.

Meeting adjourned at 1:45 P.M.

Prepared by: Christina Lumba-Gamboa

Michele Jackson
Assistant Board Secretary

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