



**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, August 26, 1999**

**Called to order at 9:55 A.M.**

**Directors Present:**

Yvonne Brathwaite Burke, Chair  
James Cragin, First Vice Chair  
Michael Antonovich  
John Fasana  
Don Knabe  
Jose Legaspi  
Gloria Molina  
Jenny Oropeza  
Frank Roberts  
Tony V. Harris, Ex Officio

Chief Executive Officer - Julian Burke  
Board Secretary - Michele Jackson  
Inspector General - Arthur Sinai  
General Counsel - County Counsel

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

1. **APPROVED CONSENT CALENDAR** Items 2, 13, 25, 26, and 32.

ITEMS #30 AND #36 PULLED FROM CONSENT CALENDAR.

NOTED COMMITTEE AUTHORITY ITEM: 11

**CONSENT CALENDAR**

2. **APPROVED Minutes** of Regular Board Meeting held on July 29, 1999.

13. APPROVED:
- A. execution of Caltrans Cooperative Agreement for the **construction of the new 101 Freeway Over Crossing and improvements, access roadway at the Universal City Station site**, and approve the Caltrans Cooperative Agreement which includes costs for future maintenance of the proposed structure; and
  - B. the use of funds and execution of a work order for a one-time payment to Caltrans in the amount of \$2,537,000 to cover the costs of future maintenance.
25. APPROVED:
- A. the CEO to make non-competitive purchases **for Rideshare 2000 gift certificates** from Ralphs Grocery Store, Los Angeles, for a store gift certificates, in amounts not to exceed \$20,000 per purchase, for a total aggregate amount not to exceed \$300,000, commencing September 1, 1999 for up to a 3-year period;
  - B. the CEO to make non-competitive purchases from Dayton-Hudson Company/Target Stores, Minnesota, for store gift certificates, in amounts not to exceed \$300,000, commencing September 1, 1999, for up to a 3 year period.
26. APPROVED award of a Cost Plus Fixed Fee type contract to Harris & Associates to provide **construction inspection support services for the construction of four HOV segments** along Routes 405, 605, and 10 in an amount not to exceed \$11,528,964 commencing August, 1999 through July, 2003.
32. APPROVED execution of funding agreements and/or Memoranda of Understanding (MOUs) with **Specialized Transportation Service Providers**, for a maximum period of five years. Future year funding of these programs will be subject to the availability of funds and approval of the Board of Directors through the budget. The funding proposed for the specialized transportation service providers (grantees) in FY 99-00 is as follows:
- A. Immediate Needs Transportation Program  
Grantee: First African Methodist Episcopal Church  
FY-00 Budget Amount: \$2,500,000
  - B. Immediate Needs Transportation Program  
Grantee: International Institute of Los Angeles  
FY-00 Budget Amount: \$2,500,000
  - C. General Relief Token Program  
Grantee: Los Angeles County Department of Public Works  
FY-00 Budget Amount: \$700,000
  - D. Support for Homeless Re-Entry (SHORE)  
Grantee: Shelter Partnership, Inc.  
FY-00 Budget Amount; \$350,000

**APPROVED UNDER COMMITTEE AUTHORITY** Item 11

11. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of firm fixed price contract to Valley Detroit Diesel Allison, City of Industry, the lowest responsive, responsible bidder to purchase up to **20 Allison B400R transmissions** with W-Tech III electronics for the Neoplan CNG bus fleet for an amount not to exceed \$297,654 inclusive of sales tax.

**NON-CONSENT**

## 3. RECEIVED Chief Executive Officer's Report.

- Congressional Appropriations
- Oversight issues of FTA
- State Legislative issues
- Agreement with City of L. A. regarding MOS-3 funding
- Improvement of bus operations
- Beautification of the East Side Property
- Long range plan

## 4. Chair's Report - NO REPORT.

## 5. CARRIED OVER to October Board meeting:

that no change be made to the **formula for allocation of Federal Section 5307** Capital funds or in the way these funds are allocated for two years;

that **Proposition C 40% funds** be allocated for FY 1999-00 and FY2000-2001 to the included and eligible municipal operators pursuant to the formula allocation procedure. This allocation is based on the Consent Decree funding allocated to MTA Operations up to an amount not to exceed \$15 million per year. These allocations are in addition to the existing Proposition C 40% funded programs.

## 6. APPROVED AS AMENDED BY BURKE MOTION - THAT STAFF TO RETURN TO THIS BOARD IN 60 DAYS WITH RECOMMENDATIONS AND WRITTEN PROCEDURES ON HOW TO IMPLEMENT THE DBE (AND SBE) VENDOR PRACTICES.

A. Revising the MTA's current **Disadvantaged Business Enterprise Program** to include:

1. Updated Good Faith Efforts Criteria,
2. Implementation and enforcement of "Prompt Payment" and "Retention" Clause(s) on Prime & Subcontractor Agreements,
3. Modified DBE certification eligibility requirements;

B. Approving continuation with 23% as the DBE Annual Goal.

10. APPROVED REVISED BURKE MOTION authorizing the CEO to negotiate and execute documents which allow FCBC to use ATTB project resources to further develop and test a Fuel Cell power system on the ATTB and also investigate the potential commercialization of the ATTB and the Fuel Cell Propulsion system. Coordinate with the Federal Transit Administration to ensure MTA compliance with the FTA Grant Management Guidelines and the Full Funding Cooperative Agreement related to FTA funding of the **ATTB Program**.

Transfer all unencumbered fund balances that have been allocated to the ATTB program to the Fuel Cell Buyers consortium.

Instruct Fuel Cell Buyers Consortium to return to the Operation Committee within six months with a status report on the ATTB.

14. APPROVED execution of Change Order 154 to Contract C0321 with Tutor-Saliba/Perini, JV, for the close-out of Line Item No. 01010.12, **Safety Awareness on the Metro Red (A) Line**, North Hollywood Corridor, Segment 3, in the credit amount of \$500,000, decreasing the total contract value to \$60,419,152.
16. APPROVED Antonovich motion to report back with the following information regarding the **San Fernando Valley Trust Fund**.
- A. When was the Trust Fund actually created;
  - B. When were funds first deposited;
  - C. How much money was actually deposited;
  - D. How much money was withdrawn and for what purposes;
  - E. When was the Trust Fund closed; and
  - F. If there is a discrepancy between anticipated funds and actual funds, what is the explanation for the difference
19. APPROVED funding for the existing service contracts for **Medical, Dental, Life and Long Term Disability benefits** for the third year of a three-year contract with the following vendors, effective January 1, 2000 for a total estimated annual premium of \$11,732,000 for calendar year of 2000.

<u>Provider</u>	<u>Benefit</u>	<u>Premium</u>
A. Blue Cross of California, LA	Medical	\$3,319,000
B. California Care Health Plans, LA	Medical	1,386,000
C. Kaiser Permanente, Glendale	Medical	3,073,000
D. Vision Service Plan, Long Beach	Medical	146,000
E. Value Options, Long Beach	Medical	101,000
F. Delta Dental, Cerritos	Dental	798,000
G. Safeguard Health Plans, Laguna Hills	Dental	117,000
H. Dental Health Services, Long Beach	Dental	106,000
I. Standard Ins. Co., Sherman Oaks	Life	1,810,000
J. Chubb Group of Ins. Cos., Long Beach	AD&D	130,000
K. UNUM Life Ins. Co., Glendale	LTD	746,000
		\$11,732,000

29. APPROVED Bernson motion- that the LACMTA staff identify \$82,000 from an alternative funding source, including CMAQ funds, to keep the **Chatsworth Depot Bike Stop and Intermodal Transit Center** project operating and that this information be transmitted to my office.
30. CARRIED OVER:
- A. that MTA staff immediately develop a plan to use a portion of the Public Art Fund from the remaining two Red (A) Line stations to construct a **complementary bus waiting area** on the street level which continues, when possible, the theme of the two unfinished stations. If there are no Public Art Funds remaining in the account for these two stations,

that staff then be prepared to identify an alternative funding source for these sites.

- B. that MTA staff be directed to identify funds and prepare an implementation schedule for the installation of bus shelters, landscaping and other commuter amenities at all other sites along the Red (A) Line MOS-2 where they are needed for the comfort of bus riders and that staff return with this report to the Planning and Programming Committee within 60 days.
- C. that although a new contract for the City of Los Angeles currently identifies an additional 425 bus shelter sites, that these shelters are commercial in design and nature and do not complement the theme of each station and should be considered only as a last resort

33. **FAILED** on a roll call vote Fasana/Yaroslavsky motion:

That the board postpone consideration of any fare increase, or adjustment, until such a time that the results of the fare policy study can be considered.

Ayes: Oropeza, Molina, Legaspi, Knabe, Burke

Noes: Antonovich, Cragin, Roberts

Absent: Fasana, Riordan, Bernson, Yaroslavsky

Abstain: None

**FAILED** on a roll call vote Antonovich substitute motion to move forward with the fare increase.

Ayes: Antonovich, Cragin, Roberts

Noes: Oropeza, Molina, Legaspi, Knabe, Burke

Absent: Fasana, Riordan, Bernson, Yaroslavsky

Abstain: None

35. **APPROVED** an increase in the Authorization for Expenditure (AFE) for Contract No. C0301, with Tutor Saliba-Perini, JV, on the Hollywood/Highland Station and tunnels on the Metro Red (A) Line, North Hollywood Extension (Segment 3) , in the amount of \$2,300,000 which consists of \$1,550,000 **for pending changes executed under staff authority**, and \$750,000 for Change Notices 21.03 and 21.04 previously authorized by the Board in November 1995 without AFE. The total revised AFE amount will be increased from \$76,716,440 to \$79,016,440.

36. **APPROVED amending the Fiscal Year 1999 Budget:**

- A. to increase the workers' compensation balance sheet liability by \$52.8 million for the outstanding claims incurred prior to September 1, 1998; and
- B. by transferring \$61.3 million from the Capital Projects Funds

20. **CLOSED SESSION**

A. Personnel Matters - G.C. 54957

- 1. Roberts Motion - to discuss the direct permanent appointment of Board Secretary APPOINTED Michele Jackson as Board Secretary

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

1. Hightower vs. MTA - WCAB Case No. 89LB0236828  
APPROVED settlement of \$600,000.
2. LeRoy Graw v. MTA CV 97-8641 DDP

NO REPORT.

C. Conference with Labor Negotiator - G.C. 54956.8

Negotiator: Tom Webb  
Employee Organization: AFSCME

NO REPORT.

RECEIVED public comment.

Meeting adjourned at 12:30 P.M.

Prepared by: Christina Lumba-Gamboa  
Recording Secretary

Michele Jackson  
Board Secretary

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