



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

January 27, 2000

Called to order at 9:55 A.M.

Directors Present:

Yvonne Brathwaite Burke, Chair
James Cragin, First Vice Chair
Richard Riordan, Second Vice Chair
Michael Antonovich
Jaime de la Vega
John Fasana
Don Knabe
Jose Legaspi
Gloria Molina
Jenny Oropeza
Frank Roberts
Zev Yaroslavsky
Robert Sassaman, 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, 10, 11, 12, 26, 36, 43, 52, 54

COMMITTEE AUTHORITY ITEMS: 13, 14, 15, 16, 22, 23, 24, 28, 29

2. **APPROVED ON CONSENT CALENDAR Minutes** of Special Board Meeting held on December 15, 1999 and Regular Board Meeting held on December 2, 1999.

3. Chief Executive Officer's Report

- Transit Corridor Study Workshop on February 4, 2000 at 1:00 p.m.

Director Fasana requested a report in February on the status of the El Monte Busway.

4. Chair's Report

- Recognized Y2K team.

5. RECEIVED AND FILED **Tort Claims Ordinance** at the January Board Meeting for formal adoption at the next regular Board meeting.9. APPROVED exercising an option to the contract with North American Bus Industries, Inc., (NABI), Anniston, Alabama, for the purchase of an **additional 215 CNG low floor buses, spare parts and diagnostic equipment**, in an amount not to exceed \$75,503,568, for a total revised contract amount not to exceed \$148,540,721, including sales tax, with a report back every 60 days on quality assurance procedures to avoid problems with and facilitate corrections to the buses.

APPROVED FASANA/ANTONOVICH MOTION directing staff to report to the Board in 30 days on: (1) the fiscal impact to the MTA of **Rule 1190**; and (2) proposed modifications and/or enhancements to Rule 1190 that would mitigate any potential fiscal impacts.

10. APPROVED ON CONSENT CALENDAR awarding 27 month contracts on a line item basis to the lowest responsive, responsible bidders under Bid No. 12-9906 covering the procurement of **Intergrablok brake linings** for an amount not to exceed \$2,180,283, inclusive of sales taxes, as follows:

A.	Onyx Distribution, Rear S-Cam linings	\$1,771,001
B.	Orion Bus Industries, Front Wedge linings	\$ 409,282

11. APPROVED ON CONSENT CALENDAR execution of a contract with Lockheed/Martin IMS of Teaneck, New Jersey, to provide System Operation and Field Maintenance services for the **Metro Blue (B) Line Photo Enforcement Program** for a period not to exceed five years for a total contract amount not to exceed \$3,497,960, inclusive of two one-year options.12. APPROVED ON CONSENT CALENDAR awarding contracts on a line item basis to the lowest responsive, responsible bidders for **non revenue vehicles** under Bid No. 11-9930 for a total contract value of \$2,205,847:

- A. Villa Ford, Orange, for 50 Sedans; 5 full size passenger vans, and 1 S.U.V. for a total contract value of \$989,311, inclusive of sales tax;
- B. Sopp Truck Center, Huntington Park, for 21 full size cargo vans, 2 full size cargo vans w lift gates, 14 mini passenger vans, 10 mini passenger vans with spot light, 6 mini passenger vans with light bar, and 3 mini cargo vans, for a total contract value of \$1,179,822, inclusive of sales tax; and
- C. Downey Ford, Downey, for 2 mini cargo vans under 81 inches for a total contract value of \$36,714, inclusive of sales tax.

13. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of contracts on a line item basis to the lowest responsive, responsible bidders for **trucks** under Bid No. 12-9910 for a total contract value of \$1,506,423:
 - A. Villa Ford, Orange, for 18 short bed trucks for a total contract value of \$234,036, inclusive of sales tax;
 - B. Downey Ford, Downey, for 10 pick-up trucks with eight foot bed; 5 pick-up trucks with overhead rack, 14 pick-up trucks with push bumpers and compressors, 4 stake bed trucks, utility trucks 9000 GVWR, and 2 utility trucks 9000 GVWR with locking bed covers for a total contract value of \$1,051,743, inclusive of sales tax; and
 - C. Thorson GMC, Pasadena, for 4 utility body truck 11,000 GVWR, 1 utility body truck 11,000 GVWR with lift gate, 3 utility body trucks 11,000 GVWR with crew cabs for a total contract value of \$220,644, inclusive of sales tax.
14. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a 27-month firm fixed price contract to Exide Corporation, Anaheim, the lowest responsive, responsible bidder to provide up to **16,000 Group 31 bus batteries** for an amount not to exceed \$692,800, inclusive of sales tax.
15. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award by line item, a 27-month firm, fixed unit price contract to Glove Tek, Inc., Carson, the lowest responsive, responsible bidder under Bid No. 03-9909 for the purchase of **general purpose work gloves and nitrile gloves** for a total bid price not to exceed \$461,097, including tax.
16. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY negotiation and execution of a contract extension for Contract No. 6230 with General Farebox, Inc. (GFI) to provide **maintenance of the Metro Rail System Ticket Vending Machines (TVM)** for a period up to six months at a cost of \$92,016 per month, current rate, plus \$62,500 for as-needed repairs, for a total not to exceed \$614,596 for a total revised contract amount of \$5,802,105; subject to FTA approval of contract extension beyond the five-year contract period limitation.
17. APPROVED ON A 2/3 VOTE:
 - A. Adoption of the following motion: The Board finds by a two-thirds vote that there is only a single source of procurement for eight (8) Model 53-DS brake drum/lining lathe machines and required additional tooling which will assist in the repair of bus brakes. The purchase is for the sole purpose of augmenting the MTA's existing equipment. The Board hereby authorizes the purchase of the eight (8) Model 53-DS brake drum/lining lathe machines and required additional tooling pursuant to PUC Section 130237; and
 - B. Award of a firm fixed price contract to Star Machine & Tool Co., Minneapolis, MN, for the procurement of **eight (8) Model 53-DS brake drum/lining lathe machines** and required additional tooling in a firm fixed amount of \$371,293, including tax.
18. CARRIED OVER:
 - A. Adoption of the following motion: The Board finds by a two-thirds vote that there is only single source of procurement for the **photo enforcement cameras** and that the purchase is the sole purpose of duplicating the cameras already in use. The Board hereby authorizes t

purchase of the cameras pursuant to PUC Section 130237; and

B. award of a firm fixed price contract to Lockheed Martin IMS of Teaneck, New Jersey, for purchase of six cameras for use on the Metro Blue (B) Line, Photo Enforcement System, at a total contract value of \$284,046, including sales tax.

19. APPROVED ON A 2/3 VOTE:

A. Adoption of the following motion: The Board finds by a two-thirds vote that there is only one single source of procurement for Cummins L10 CNG engines. The purchase is for the sole purpose of augmenting the MTA's existing equipment. The Board hereby authorizes the purchase of the Cummins L10 CNG bus engines pursuant to PUC Section 130237;

B. award of a firm fixed price contract to Cummins Cal Pacific, Inc., Montebello, for the procurement of 50 **L10 CNG bus engines** for an amount not to exceed \$1,888,908, inclusive of sales tax; and

C. exercise of an option with Cummins Cal Pacific, Inc., to purchase up to 50 additional CNG bus engines, subject to availability of funding for an amount not to exceed \$1,888,908, inclusive of sales tax.

21. RECEIVED AND FILED the first quarterly update of the LACMTA **Triennial Performance Audit** implementation plan.

22. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:

A. execution of Change Order No. 02 to Contract No. C0390, Ancillary Construction and Maintenance with Steiny and Company, Inc. to **replenish contract provisional amounts on the Metro Red (A) Line, North Hollywood Extension**, in the amount of \$1,348,685, increasing the total contract value from \$12,245,336 to \$13,594,021; and

B. an increase in the Authorization for Expenditure (AFE) to provide funding for this change in the amount of \$1,348,685, increasing the current contract AFE from \$14,694,409 to \$16,043,094.

23. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY execution of Change Order No. 210 to Contract C0301, Hollywood/Highland Station and Tunnels, with Tutor-Saliba-Perini, JV, to **add slurry backfill** in the amount of \$355,884 and to **delete structural backfill** in the credit amount of \$165,884, for a net amount of \$190,000, on the Metro Red (A) Line, North Hollywood Extension, Segment 3, which increases the total contract value from \$75,350,751 to \$75,540,751.

24. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:

A. execution of Contract Work Order No. 004 to Contract E0112 with INCA Engineers, Inc. to provide **compensation for Design and Engineering Services**, Design Support During Construction for Construction Contract C0326 on the Metro Red (A) Line, North Hollywood Corridor, Segment 3, in the amount of \$230,661, increasing the total contract value from \$773,664 to \$1,004,325; and

B. an increase in the Authorization for Expenditure (AFE) for Contract E0112 in the amount of \$201,439, increasing the Segment 3 AFE amount from \$952,886 to \$1,154,325.

26. APPROVED ON CONSENT CALENDAR execution of Change Order No. 154 to Contract C0311, Tunnel Line Section to Universal City, with Traylor Bros./Frontier-Kemper, JV, to **add concrete, rebar and form work** in the amount of \$608,202 and **delete the North and South single track crossovers** in the credit amount of \$6,304,659 on the Metro Red (A) Line, North Hollywood Extension, in the net credit amount of \$5,696,457, decreasing the total contract value from \$165,710,380 to \$160,013,923.
27. APPROVED:
- A. execution of Change Order No. 33 to Contract No. 3369 with Parsons-Dillingham (P-D) to fund the cost of completing **Construction Management Services** on the Metro Red (A) Line, Vermont/Hollywood Corridor (Segment 2B) increasing the Total Contract Value by \$1,756,345, (which is calculated at the 68% provisional overhead rate) from \$175,281,912 to an amount not to exceed \$177,038,257; and
 - B. an increase in the Authorization for Expenditure (AFE) in the amount of \$335,638, increasing the current Segment 2 AFE amount from \$176,702,629 to \$177,038,257.
28. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:
- A. exercising Option 2 to Contract E0110 Systems Engineering and Analysis with Booz-Allen & Hamilton, Inc. to extend the contract for one additional year commencing January 1, 2000 through December 31, 2000 to provide **systems engineering and analysis for Metro Rail Projects** in the amount of \$1,516,435, increasing the total contract value from \$4,190,545 to \$5,706,980;
 - B. an increase in the Authorization for Expenditure (AFE) for the Metro Red (A) Line, Vermont/Hollywood Corridor (CWO 301), Project 800081 in the amount of \$202,548, increasing the current Segment 2 AFE amount from \$1,522,994 to \$1,725,542;
 - C. an increase in the AFE for the Metro Red (A) Line, North Hollywood Extension to CWO 302, Project 800082 from Project Contingency, in the amount of \$527,198, increasing the current Segment 3 North Hollywood AFE amount from \$526,832 to \$1,054,030;
 - D. an increase in the AFE for the Metro Green (D) Line (D Line), (CWO 303), Project 800023 in the amount of \$155,742, increasing the current Green (D) Line (D Line) AFE amount from \$430,846 to \$586,588;
 - E. an increase in the AFE for System Safety Enhancements (CWO 304), Project 800089 in the amount of \$239,608, increasing the current System Safety Enhancements AFE amount from \$259,253 to \$498,861;
 - F. an increase in the AFE for the Metro Red (A) Line Operations Support (CWO 305), Project 200015 in the amount of \$171,945, increasing the current Rail Operations AFE amount from \$-0- (zero) to \$171,945; and
 - G. an increase in the AFE for Systemwide Support (CWO 306), Project 800275 in the amount of \$512,217, increasing the current Systemwide AFE amount from \$463,807 to \$976,024.

29. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY an increase in the Authorization for Expenditure (AFE) to Contract No. C0360 with Mass Electric Construction Co., to provide **funding for pending changes** that are within Board-delegated authority in the amount of \$120,000, increasing the current contract AFE amount from \$600,000 to \$720,000.
30. APPROVED an increase in the Authorization for Expenditure (AFE) to Contract No. E0070, Contract Work Order (CWO) No. 52 with Engineering Management Consultant (EMC) to provide **funding for a pending change** that is within the Board-delegated authority in the amount of \$110,000, increasing the current Project 800089 AFE amount from \$3,254,582 to \$3,364,582.
31. APPROVED an increase in the Authorization for Expenditure (AFE) to Contract No. E0070, Contract Work Order (CWO) No. 53 with Engineering Management Consultant (EMC) to provide **funding for a pending change** that is within the Board-delegated authority in the amount of \$200,000, increasing the current Project 800091 AFE amount from \$450,503 to \$650,503.
36. APPROVED ON CONSENT CALENDAR - ANTONOVICH MOTION that MTA staff be directed to review the **“Real Time” internship program MOU** and return to the Board in 60 days with recommendations on how to continue funding for this worthwhile program.
43. APPROVED ON CONSENT CALENDAR :
- A. Adoption of updated **MTA Investment Policy**; and
 - B. Delegation of authority to invest MTA funds for a one year period to the MTA Treasurer or his/her designees pursuant to California Government Code Section 53607.
44. APPROVED RIORDAN MOTION that the MTA Board direct the CEO to:
- A. Immediately transfer \$140,000 to the Greater San Fernando Valley Transportation Zone Interim JPA from the Board contingency account for the purposes of retaining an independent consultant to complete a “bottoms up” **costing and financial analysis of MTA’s zone divestiture data**; and
 - B. Work cooperatively with the Greater San Fernando Valley Transportation Zone Interim JPA and their consultant to refine the available subsidy numbers.
- REFERRED Oropeza motion on labor contract issues to the February Executive Management Committee.
45. **CLOSED SESSION**
- A. Conference with Legal Counsel - Existing Litigation - G.C. 54956.9 (a):
 - 1. Villeda v. MTA, Case No. LC044501
APPROVED settlement in the amount of \$390,000
 - 2. Bethea v. MTA, Case No. CV982111

APPROVED settlement in the amount of \$425,000

3. Perez v. MTA, Case No. BC184281

APPROVED settlement in the amount of \$190,000

4. Briceno v. MTA, Case No. PC021844

APPROVED settlement in the amount of \$215,000

5. Muniz v. MTA, Case No. TC011086

APPROVED settlement in the amount of \$425,000

6. England v. MTA, Case No. LC046279

APPROVED settlement in the amount of \$1,170,000

7. E. J. Yeager Construction v. MTA, Case No. BS060948

APPROVED settlement in the amount of \$300,000

8. Labor Community Strategy Center v. MTA, Case CV 94-5936TJH

NO REPORT MADE

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

Three cases

NO REPORT MADE

- C. Conference with Labor Negotiator - G.C. 54957.6

Agency Negotiator: Tom Webb

Employee Organization: AFSCME

NO REPORT MADE

48. APPROVED, AS AMENDED, award of six (6) three-year contracts to the lowest responsive, responsible bidders to provide Los Angeles County Metro Freeway Service Patrol (FSP) **tow service** from May 1, 2000 to April 30, 2003 for a total amount not to exceed \$5,634,060:

<u>Beat</u>	<u>Contractor</u>	<u>Contract</u>	<u>Amount</u>
6	LA's Bestway, Los Angeles	FSP00-6	998,322
10	Girard & Peterson, Burbank	FSP00-10	1,098,475

22	Girard & Peterson, Burbank	FSP00-22	763,937
35	Girard & Peterson, Burbank	FSP00-35	911,429
39	LA's Bestway, Los Angeles	FSP00-39	754,143
40	J&M Towing, Alhambra	FSP00-40	1,107,755

Award of Contract FSP00-2 for Beat 2 with South Coast Towing, LA, in the amount of \$992,130 is contingent upon a report back regarding questions raised concerning this contract.

49. APPROVED **pilot program** for increasing the span of service on Metro Rail and Bus System through the end of June, 2000 for the Staples Center.
51. APPROVED:
- A. adoption of the **Soundwall Implementation Policy** to:
1. deliver the May, 1989 Retrofit Soundwall projects with revenues allocated by the California Transportation Commission (CTC) in August 1999; and
 2. establish procedures to implement the POST 1989 Soundwall Projects, including revised ranking criteria and phase-in construction strategy; and
 3. apply \$34.8 million currently programmed in the RTAA **through the STIP and/or other funding sources** toward delivery of Phase I POST 1989 Soundwall Projects;
- B. authorization for the CEO, or his designee, to develop an agreement with Caltrans to formalize the adopted Soundwall Implementation Policy, including scope of work and timeline for delivery of the May, 1989 Retrofit Soundwall List and Phase I of the POST 1989 Soundwall Projects.
52. APPROVED ON CONSENT CALENDAR finding 87 jurisdictions in conformance with the **Congestion Management Program (CMP)**; Additionally, find the City of Manhattan Beach in conformance and find the City of La Mirada in conformance conditioned upon city council adoption of their proposed CMP Action Plan.
54. APPROVED ON CONSENT CALENDAR appointment of a Hearing Officer and holding a **Public Hearing** on Wednesday, February 16, 2000 at 10:00 AM to receive input on the Federal Transit Administration (FTA) Access to Jobs and Reverse Commute grant application and proposed program of projects.
55. APPROVED, AS AMENDED, YAROSLAVSKY MOTION directing the CEO to: A) award only those **competitively bid construction contracts** which are within Board authorized expenditure levels; and that the CEO be directed not to approve any such bids that exceed previously authorized levels of expenditure without prior Board approval; and B) establish a procedure of public notification of the award of all low bid contracts so that the MTA Board and members of the public may be fully informed on such bids. The notification should include the

contract name, description of work, prevailing contractor, original engineer's estimate, amount of the final contract including contingency and rationale for the award. The CEO is further directed to submit such a plan **at the March Meeting**.

56. APPROVED BURKE MOTION instructing MTA staff to revisit the **1992 Metro Blue (B) Line Grade Separation Study** and reanalyze those ten grade crossings to determine what the present "high priority index numbers" would be now. FURTHER, that this updated analysis be brought back to the Board to determine how many may qualify for State funding under current indices standards.

Received public comment. Director Burke requested a report back at the next committee on payment issues with Clever Devices.

Director Burke also requested a report on the El Monte Station issues.

The meeting adjourned at 1:05 P.M.

PREPARED BY: Rhodona Enright
Recording Secretary

Michele Jackson
Board Secretary

[\[Recap Matrix\]](#)

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