



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**

February 22, 2001

Called to order at 9:50 AM

Directors Present:

Yvonne Brathwaite Burke, Chair
James Cragin, First Vice Chair
Richard Riordan, Second Vice Chair
Michael Antonovich
Hal Bernson
John Fasana
Don Knabe
Jose Legaspi
Gloria Molina
Frank Roberts
Jeff Walden
Zev Yaroslavsky
Robert Sassaman, Ex Officio

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

NOTE: Members voting are reflected on the attached “RECAP OF PROCEEDINGS” matrix.

1. APPROVED under reconsideration Consent Calendar items 10, 11, 13, 14, 16, 17, 23, 26, 27, 28.

Items removed from consent calendar 2, 12, 30, 31 and 32

2. APPROVED, AS CORRECTED, **Minutes** of Regular Board Meeting held January 25, 2001.
3. RECEIVED Chief Executive Officer’s Report
4. Chair’s Report

APPROVED BURKE MOTION that the Seventh/Metro Center Metro Rail Station be **renamed as the Seventh/Metro Center Julian Dixon Metro Rail Station** and that a plaque be placed in a prominent location at the station describing for future generations the magnitude of Congressman Dixon’s contribution to public transit.

5. APPROVED, AS AMENDED BY RIORDAN/YAROSLAVSKY:
 - A. pursuing the currently open RFP for joint development of the MTA-owned real estate at the Metro Red Line North Hollywood Station site by setting a final submittal deadline for approximately May 1, 2001; and
 - B. **commencing the process to issue an RFP within 60 days with a progress report back to the Board in 30 days** defining the process LAUSD and MTA will pursue for the development of a mixed-use commercial/ residential project incorporating a 700 to 1,300-student middle school at the Metro Red Line Wilshire/Vermont Station site.

9. AWARDED a two and one-half (2 ½) year contract to CDSNet, Inc., Los Angeles, the only responsive, responsible bidder to provide **ADA transit service monitoring** for a firm, fixed-price of \$775,000, inclusive of ten (10) quarterly options.

10. APPROVED ON CONSENT CALENDAR award of a 24-month contract to Gillig Corporation, Hayward, the lowest responsive, responsible bidder under Bid No. 08-0031, for the procurement of **Voith Transmission parts for the Flexible bus fleet**, for an amount not to exceed \$3,953,152, inclusive of sales tax.

11. APPROVED ON CONSENT CALENDAR awarding contracts to the lowest responsive, responsible bidders for non-revenue vehicles under Bid No. 01-0118 for a total contract value of \$3,688,388:
 - A. Ford West, Bellflower, for 207 **four-door, mid-size sedans** for a total contract value of \$3,326,145, inclusive of sales tax; and
 - B. Maurice J. Sopp & Son, Bell, for 17 **security sedans** for a total contract value of \$362,243, inclusive of sales tax.

12. APPROVED, AS AMENDED BY LEGASPI AND BURKE:
 - A. certifying the Initial Study/Mitigated Negative Declaration (IS/MND) for the Division 1 Land Acquisition and Expansion Project;
 - B. the **Division 1 Land Acquisition and Expansion Project**;
 - C. adoption of the recommended Mitigation Monitoring and Reporting Program (MMRP) for the IS/MND;
 - D. authorizing staff to file a Notice of Determination of the IS/MND with the Los Angeles County Clerk; and

LEGASPI AMENDMENT: that the MTA Board of Directors direct the CEO to consult with property owners adjacent to the proposed

Division 1 expansion in order to determine if the MTA expansion can be achieved while accommodating the expansion and economic development efforts of the adjacent businesses (including possible joint development), and report back to the Board within 60 days.

BURKE AMENDMENT: Report back to Operations Committee in 60 days regarding noise mitigation.

13. APPROVED ON CONSENT CALENDAR:

A. an amendment to Contract No. PS-3150-0575-A between MTA and First Transit, Inc. **transferring Lines 177 and 256** to Coach USA, reducing the eight (8) year total contract value by \$12,508,163, from \$150,731,418 to \$138,223,255; and

B. execution of an emergency contract for Lines 177 and 256 to Coach USA, for a contract value of \$1,701,567, for a one-year period.

14. APPROVED ON CONSENT CALENDAR execution of a non-competitive, cost reimbursable contract to Booz-Allen & Hamilton, McLean, Virginia to provide consultant services for program implementation of the **Universal Fare System project** for a period of three and one-half (3 ½) years in an amount not to exceed \$4.5 million.

16. APPROVED ON CONSENT CALENDAR execution of Change Order No. 214 to Contract No. C0301, Hollywood/Highland Station and Tunnels, with Tutor-Saliba-Perini, Joint Venture, for a **contract time extension of 162 calendar days to complete the station tunnel finishes and street restoration on the Metro Red Line, North Hollywood Extension**, in the amount of \$1,918,045

increasing the total contract value from \$74,630,906 to \$76,548,951.

17. APPROVED ON CONSENT CALENDAR execution of Change Order No. 227 to Contract No. C0301, Hollywood/Highland Station and Tunnels, with Tutor-Saliba-Perini, Joint Venture, to **close out various concrete bid items** to reflect actual quantities installed on the Metro Red Line, North Hollywood Extension, in the amount of \$743,531 which increases the total contract value from \$74,630,906 to \$75,374,437.

19. RATIFIED replacement of Reliance National Insurance Company's participation in the **Operations property insurance program**, except for the \$72 million to \$100 million earthquake and flood layer, with Caliber One, Gulf, Lloyds (Global Excess), Empire Fire & Marine and Claredon National Insurance Companies for the period January 23 through May 10, 2001 at a cost not to exceed \$94,601.

20. APPROVED documents for competitive sale and issuance of approximately \$270 million of **Proposition A, Series 2001-A and Series 2001-B bonds**, including the Authorizing Resolution, Notice Inviting Bids and Notice of Intention to Sell Bonds.

23. APPROVED ON CONSENT CALENDAR revisions/changes to the **MTA Procurement Policies and Procedures Manual**:
 - A. to ensure that the manual reflects current policies and practices of the MTA Pre-Qualification Program subject to confirmation from the FTA that the new program meets the FTA requirement;

 - B. to require approval by Chief Executive Officer, the Deputy Chief Executive Officer, or the Chief Financial Officer, for procurement policy and procedure waivers when Procurement is the user Department;

 - C. to increase the threshold for submission of certified cost or pricing data and audit requirements from \$100,000 to \$500,000, except for changes governed by California Public Utilities Code §130243 (AB 1869) which shall remain at \$100,000, or contracts that are Federal Highway Administration

- funded transportation projects subject to the requirements of Title 23, United States Code (Caltrans) which shall increase to \$250,000;
- D. that clarify the CEO's authority to reject all bids for construction contracts under California Public Utilities Code §130051.9(c) and delegate to the Executive Officer, Procurement, authority to reject all bids in limited circumstances;
 - E. Delegation of Authority Section, to clarify the responsibility of the Chief Executive Officer as the Contracting Officer of the MTA with power of further re-delegation; and
 - F. to add delegated procurement authority to implement the Authority of the Inspector General to enter into contracts and other arrangements as approved by the Board of Directors at its meeting on March 23, 1994.
26. APPROVED ON CONSENT CALENDAR appointment of a Hearing Officer and scheduling a public hearing on Friday, March 23, 2001 at 10:00 a.m. to receive input on the **Federal Transit Administration (FTA) Jobs Access and Reverse Commute grant application** and proposed program of projects.
27. APPROVED ON CONSENT CALENDAR:
- A. funding to the Southern California Regional Rail Authority (SCRRA) in the amount of \$596,950 to match a State Interregional Transportation Improvement Program (ITIP) grant to **purchase five (5) cab coaches**, using surplus FY 1999-2000 MTA subsidy to SCRRA identified in SCRRA's year-end reconciliation statement; and

- B. additional funding of up to \$1,920,600 for additional high priority rolling stock needs, using surplus FY 1999-2000 MTA subsidy to SCRRA identified in SCRRA's year-end reconciliation; funding subject to commitments from all other SCRRA member agencies to provide matching contributions.
28. APPROVED ON CONSENT CALENDAR an additional \$5,500,000 to provide adequate funding for the construction of **High Occupancy Vehicle (HOV) Lanes** on Route 10 between Baldwin Avenue and Route 605, MTA Project ID No. 2193.
29. APPROVED negotiation and execution of agreements with the following cities and agency for the **MTA to act as the pass-through grant sponsor for Federal Transit Administration (FTA) funds** on their behalf:
- A. City of Monrovia for the purchase of electric buses (\$580,000);
 - B. City of Burbank for the purchase of electric buses (\$305,000);
 - C. City of Monterey Park for the purchase of transit vehicles (\$283,000);
 - D. City of Avalon for the Cabrillo Mole Ferry Terminal Project (\$259,000);
 - E. Playa Capital Corporation for buses, equipment and facilities (\$3 million); and
 - F. Cities of Bell, Cudahy and Maywood for buses and bus facilities (\$431,681).
30. APPROVED, AS AMENDED BY BURKE/LEGASPI to **defer action on Line 497 to allow for further study and report back; and staff to do a survey in six months and report back on the**

effectiveness of all the service changes:

- A. the findings of the Public Hearings conducted on October 7, October 14, and November 18, 2000, concerning the MTA's FY2001 **Service Change Program;**
- B. adopting the revised FY2001 Service Change Program:
 - Increase service levels on Line 445, institute route 52 (branch of Line 51), add limited stop service to Line 352 and re-route Lines 446-447 to serve Artesia Transit Center
 - Add limited stop service to Line 40 and reduce service levels on Line 442
 - Re-route Line 107 and cancel Line 114
 - Cancel Line 402 and reallocate its resources into Line 401
 - Cancel Lines 436 and 466
- C. adopting the official revised pages to the Official Route Descriptions; and
- D. receiving staff response to the BRU's submission on Service Change Program.

Director Riordan introduced Jeff Walden as his appointee to the Board replacing Director de la Vega who resigned on February 8, 2001.

31. APPROVED:

- A. an amendment to the FY01 budget of \$16.4 million to fund the accelerated preliminary engineering for **the Eastside, Mid-City/Wilshire and San Fernando Valley East-West Transit Corridors;**
- B. programming \$5.94 million to complete the five MIS corridor studies; budget \$1.267 million of this amount for the remainder of FY01 to fund work activities expected in this fiscal year on these corridors; and
- C. an increase of \$450,000 for the FY01 budget to cover the cost of an additional 10 FTEs for Countywide Planning and

Development to manage the preliminary engineering for the Eastside, Mid-City/-Wilshire and San Fernando Valley East-West Transit Corridors, and to complete the five Board-directed Major Investment Studies (MIS).

32. APPROVED, AS AMENDED BY KNABE, execution of **nine (9)** contract amendments to increase **Metro Freeway Service Patrol (FSP) Midday and Weekend service** for a total amount not to exceed **\$923,849** and to resurvey **Beat 14, Kenny’s Auto, Bellflower, FSP00A-14 for \$88,639, and bring back next month:**

<u>Beat</u>	<u>Contractor</u>	<u>Contract</u>	<u>Contract</u>	<u>Amended</u> <u>Contract</u>	<u>Increase</u>
9	Just for You Towing, Inglewood \$1,400,934	FSP99A-9	\$ 86,810		
16	Bob & Dave’s, Whittier 1,191,604	FSP00A-16	90,619		
20	Bob & Dave’s, Whittier 974,343	FSP00A-20	95,504		
22	Girard & Peterson, Burbank 870,921	FSP00-22	106,985		
23	Navarro’s Towing, Los Angeles 1,058,556	FSP00A-23	135,799		
27	Classic Club, Van Nuys 1,628,769	FSP99A-27	74,982		
29	Classic Club, Van Nuys 1,539,247	FSP99A-29	53,532		
39	LA’s Bestway, Los Angeles 955,158	FSP00-39	201,015		
40	J&M Towing, Alhambra 1,186,358	FSP00-40	78,603		

34. APPROVED guideline for **construction management services** of 9.6% of total project costs; staff will notify the MTA Construction

Committee of any change regardless of dollar amount that would increase consultant construction management cost above 9.6% of total project cost.

35. AUTHORIZED execution of a successor **Collective Bargaining Agreement** (“CBA”) with the:

A. United Transportation Union (“UTU”), effective July 1, 2000;

B. Amalgamated Transit Union (“ATU”), effective July 1, 2000; and

C. Transportation Communications Union (“TCU”), effective July 1, 2000.

36. **CLOSED SESSION:**

A. Conference with Legal Counsel - Anticipated Litigation – Significant Exposure to Litigation - G.C. 54956.9(B):

Two Cases

1. APPROVED settlement with Laidlaw in the amount of \$500,000.
2. No report.

A. Conference with Legal Counsel - Anticipated Litigation – Initiation of Litigation - G.C. 54956.9(C):

Two Cases - No Report.

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

1. EMC v. MTA, Case No. BC207617

APPROVED settlement from EMC in the amount of \$616,500 to cover their contribution to Professional Public Liability Insurance Program for years 1999 through April 30, 2002.

2. Garbick v. MTA, Case No. PAS 0033531

No report.

C. Conference with Labor Negotiator – G.C. 54957.6:

Agency Negotiator: Julian Burke and Brenda Diederichs

Employee organization: AFSCME, Teamsters, and Engineers
and Architects Association

No Report.

PREPARED BY: Rhodona Enright
Recording Secretary

Michele Jackson
Board Secretary