



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**

June 28, 2001

Called to order at 12:20 p.m.

Directors Present:

Yvonne Brathwaite Burke, Chair
John Fasana, First Vice Chair
Richard Riordan, Second Vice Chair
Michael Antonovich
Hal Bernson
Don Knabe
Jose Legaspi
Gloria Molina
Pam O'Connor
Beatrice Proo
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 Consent Calendar Items 2, 5*, 6*, 13, 14, 15, 16, 17, 28, 29, 30, 32, 34, 38, 40, 41, 42**, 43 & 44

* - Added to Consent Calendar

** - Requires 2/3 vote of the Board

Items removed from Consent Calendar: 26, 35, 47 & 48

Noted Committee Authority Items: 18 through 23, & 25

2. APPROVED ON CONSENT CALENDAR **Minutes** of Regular Board Meeting held May 24, 2001 and Special Board Meeting held June 18, 2001.

3. Chief Executive Officer’s Report

None

4. Chair’s Report

Presented resolutions to former Director de la Vega and departing Directors Riordan, Walden, Legaspi and Bernson.

5. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to enter into a six-month Exclusive Negotiation Agreement (ENA) with Wilshire Entertainment Center, LLC (WEC) for the **development of approximately 2.34 acres of MTA-owned properties located at the Metro Red Line Wilshire/Western Station.**

6. APPROVED ON CONSENT CALENDAR:

- A. execution of five-year multiple award agreements with three firms, J. L. Patterson, Inc., TEC Management Consultants, Inc and Carter-Burgess, Inc. to provide **Construction Management Services** for MTA Capital Improvement Projects with a cumulative total amount not to exceed \$4,000,000 inclusive of three one-year options;
 - B. issuance of Task Orders under these agreements for Construction Management Services.
7. APPROVED award of a five-year indefinite quantity/indefinite delivery, contract under IFB No. PS000641014 to American Reclamation Inc., the lowest responsive, responsible bidder **to provide recyclable rubbish removal services** for an amount not to exceed \$1,697,985.
8. APPROVED:
- A. extending contracts with existing providers for a six-month period beginning July 1, 2001 for **four community based shuttles**:
 - 1) Line 625 (Westchester Green Line Shuttle) operated by First Transit for an amount not to exceed \$290,000;
 - 2) Line 626 (El Segundo Green Line Shuttle) operated by Laidlaw Transit Services, Inc. for an amount not to exceed \$185,000;
 - 3) Line 631 (Lakewood Green Line Shuttle) operated by Transportation Concepts, Inc. for an amount not to exceed \$175,000; and
 - 4) Line 646 (Carson Nightline Shuttle) operated by Operation Shuttle for an amount not to exceed \$100,000.
 - B. authorizing staff to develop a service delivery plan to seek proposals from public and private sector providers for the operation of the above shuttles.
9. APPROVED:
- A. MTA staff working with the City of Los Angeles during the next 60 days to clarify issues related to **Parcel C**, including MTA's intent regarding

- disposal of property contained in Parcel C, possible appropriate uses of Parcel C and funding obligations related to the sale of Parcel C;
- B. Staff providing a status report on the settlement agreement between Metrolink, City of Los Angeles and MTA; and
 - C. Staff starting the appraisal process on Parcel C during this 60-day period and providing the MTA Board of Directors at the end of this period with a list of options for use of this parcel.
12. APPROVED, contingent upon the conditions requested, that the issues of a passenger stop in the Patsaouras Plaza and sufficient seating capacity are addressed with Foothill Transit, prior to **cancellation of Line 497** (LA-Pomona-Montclair Park-n-Ride) effective July 30, 2001 with the extension of Foothill Transit Line 699 to Montclair Transcenter.
13. APPROVED ON CONSENT CALENDAR an agreement with the Los Angeles Philharmonic Association and the Los Angeles County Department of Public Works (DPW) to continue a **Park-n-Ride transportation program for the Hollywood Bowl 2001 season** consisting of bus service on Line 651, Lot Sherman Oaks; Line 653, Lot Chatsworth; and Line 657, Lot Torrance, for \$322,000.
14. APPROVED ON CONSENT CALENDAR:
- A. awarding a ten (10) year municipal loan capital lease, with a firm fixed unit rate, variable quantity, service contract, Lease Agreement OP33900638, to The Hanover Company, Broken Arrow, OK, to **design, build and maintain CNG fueling stations at Divisions 2, 9 and 15** with options for Divisions 6 and 12, for an amount not to exceed \$42,857,165, inclusive of options;
 - B. authorizing the CEO to execute a supplemental Municipal Lease Agreement in the amount of \$22,124,376, the cost of which is included in the total contract amount above, for the facilities construction portion of the lease plus interest, with G.E. Capital Public Finance, Inc., Minneapolis, MN, the lending source for The

Hanover Company; and

- C. authorizing the CEO to negotiate and execute construction related change orders as required with The Hanover Company in an aggregate amount not to exceed \$500,000.
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- 15. APPROVED ON CONSENT CALENDAR award of a five-year, fixed unit rate, variable quantity contract to Goodyear Tire & Rubber Company, the lowest responsive, responsible bidder under IFB No. OP-3120-1022 for **bus tire leasing and maintenance services** for an amount not to exceed \$21,013,463, inclusive of two one-year options.

 - 16. APPROVED ON CONSENT CALENDAR qualifications, as required by Vehicle Code Section 40215, of Kevin Tvedt, Principal Budget Analyst, for appointment as **hearing examiner to conduct administrative hearings related to parking citations**, issued by the Los Angeles Police Department (LAPD) and Los Angeles County Sheriff's Department (LASD), to violators of parking regulations at MTA bus zones, MTA Park-n-ride lots and other MTA properties.

 - 17. APPROVED ON CONSENT CALENDAR award of firm fixed-price contracts under Bid No. 03-0123 to the following lowest responsive, responsible bidders for **computer network equipment** for \$3,703,982, inclusive of sales tax:
 - A. Network Catalyst, for Lot A, CISCO network equipment, for the amount of \$3,279,650, inclusive of sales tax and equipment trade-in allowance;

 - B. International Business Machines Corp., for Lot B, Netfinity Servers, for the amount of \$197,234, inclusive of sales tax; and

 - C. CorpInfo Services, for Lot C, KENTROX network equipment, for the amount of \$227,098, inclusive of sales tax.

 - 18. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY executing Amendment No. 5 to Contract OP64300705 with Consolidated Services, Inc., for **recycling/trash-hauling services** extending the period of performance for a time not to exceed two months for an amount not to exceed \$26,000 increasing the total contract value from \$507,771 to \$533,771.

19. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a firm fixed-price contract to Midwest Bus Corporation, Owosso, Michigan, the lowest responsive, responsible bidder under Bid No. 05-0102 for **25 Lift-U Rear Door Wheelchair Lift Assemblies**, for an amount not to exceed \$392,850, inclusive of sales tax, with an option to purchase up to 25 additional wheelchair lifts for \$399,600, for a total contract value of \$792,450.

20. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a firm fixed-price contract to International Business Systems, the lowest responsive, responsible bidder under Bid No. 03-0115 for **five (5) Barco S70 Liquid Crystal Display (LCD) Projectors** for Metro Blue Line at the Central Control Facility, for a firm fixed-price of \$240,120, inclusive of sales tax.

21. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY executing an amendment to Contract No. OP64300720 with Mitsubishi Electric and Electronics USA to provide:
 - A. capital improvement upgrades to the **Gateway elevators** for an amount not to exceed \$379,255; and
 - B. additional funding for as needed services for an amount not to exceed \$106,000;increasing the total contract value from \$653,820 to \$1,139,075.

22. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a five-year, firm fixed-price contract to LMI Data Center Cleaning, the only responsive, responsible bidder under Bid No. PS01640018 for **Data Center/Computer Equipment Cleaning Services** for a total price of \$299,750.

23. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY:

- A. execution of Amendment No. 1 to Contract No. OP33200634 with North American Bus Industries to provide through June 30, 2002, **diagnostic equipment, training aids, an exterior security system and spare fuel cylinders for 370 forty-foot low floor CNG buses** for an amount not to exceed \$1,074,319 excluding sales tax paid by the MTA increasing the total contract value from \$115,424,954 to \$116,499,273; and
- B. negotiation and execution of change orders for this procurement only, in amounts of less than \$850,000 per change order, with cumulative change orders not to exceed 10% of the current approved contract value.

25. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY an increase in the Authorization for Expenditure (AFE) to Contract No. E0110 for Systems Engineering and Analysis, with Booz-Allen & Hamilton, Inc. for Project 800089, to provide **funding to settle two claims within staff level authority** in the amount of \$110,209, increasing the current Systemwide Safety Enhancements AFE amount from \$657,017 to \$767,226, increasing the total contract AFE from \$6,232,475 to \$6,342,684.

26. APPROVED:

- A. executing Change Order No. 6.00 to Contract E0070, CWO 71, Engineering Design Services, with EMC for the **redesign of a pedestrian underpass at the Universal City Station** on the Metro Red Line, Segment 3, North Hollywood Extension, for an amount not to exceed \$452,416, increasing the total contract work order value

from \$100,431,031 to \$100,883,447; and

- B. increasing the Authorization for Expenditure (AFE) to provide funding for this change within the Board-delegated authority in the amount of \$452,416, increasing the Metro Red Line, Segment 3, North Hollywood Extension AFE amount from \$100,929,769 to \$101,382,185.
28. APPROVED ON CONSENT CALENDAR:
- A. the updated MTA/PTSC **401(k) Defined Contribution Thrift Plan** document; and
 - B. the updated MTA/PTSC **457 Deferred Compensation Plan** document.
29. APPROVED ON CONSENT CALENDAR authorizing the CEO, or his designee, to negotiate and award an **Excess Liability Insurance program** for MTA liability exposures, other than at construction sites, at a cost not to exceed \$3.1 million for a 12-month period beginning August 1, 2001 through July 31, 2002.
30. APPROVED ON CONSENT CALENDAR:
- A. negotiation and execution of a lease to service contract **defeased lease transaction** and other documents for the 15 Sumitomo Light Rail Vehicles (LRV's) and 52 Siemens' LRV's with Fleet Capital Leasing (Fleet) as the syndicator for the equity investors. The lease to service contract is anticipated to generate a gross benefit of 10.32% (estimated to be \$26 million) but in no event less than 6% (estimated to be \$15.5 million) of the appraised value of the vehicles;
 - B. payment of fees and transaction expenses not to exceed .8% of the appraised value of the vehicles estimated between \$1.7 million and \$2 million;
 - C. resolution authorizing the lease to service contract defeased lease transaction for the 67 light rail vehicles; and
 - D. negotiation and execution of a Memorandum of Understanding between the Southern California Regional Rail Authority (SCRRA)

and the MTA to define the terms and conditions of the two agencies' joint participation in the defeased lease transaction.

32. APPROVED ON CONSENT CALENDAR adoption of 13% as the **DBE Annual Goal** for Federal Fiscal Year 2002.

33. APPROVED adoption of the revised non-contract and Teamsters **retiree medical plan** that liberalizes the eligibility requirements, therefore improving the pre-65 years of age benefit effective July 1, 2001.

34. APPROVED ON CONSENT CALENDAR the following positions on **state legislation**:
 - A. SCA 5 (Torlaksen) – would extend and protect funding to transportation programs from two major sources of revenues. SUPPORT

 - B. AB 631 (Oropeza) – would require the CTC to prepare a needs and deficiencies assessment with regional transportation planning agencies every five years. SUPPORT, WITH AMENDMENTS

35. APPROVED AS AMENDED BY BERNSON:
 - A. execution of Contract No. PS-2020-1051, a non-competitive contract with Dr. Eisenstein, for **geotechnical and tunneling consulting** as a member of the Tunnel Advisory Panel for the first year of the base contract for an amount not to exceed \$193,965, inclusive of \$52,800 for unanticipated work that requires CEO approval with advance notice to the Board; and

B. execution of Contract No. PS-2020-1055, a non-competitive contract with Dr. Martin, for **geotechnical and tunneling consulting** as a member of the Tunnel Advisory Panel for the first year of the base contract for an amount not to exceed \$39,600, inclusive of \$13,200 for unanticipated work that requires CEO approval with advance notice to the Board.

Amended to be one year contracts with option years two through five to be approved annually by the Board.

38. APPROVED ON CONSENT CALENDAR award of a three-year firm fixed-price contract to BRW, Inc., a division of URS Corporation, for **project evaluation of signal synchronization and bus speed improvement** in the amount of \$459,000.
39. APPROVED AS AMENDED BY BERNSON:
- A. extension of funding for the City of Los Angeles Department of Transportation (LADOT) **Smart Shuttle** program for **three months** beginning July 1, 2001, for an amount not to exceed **\$625,000**;
 - B. directing staff to return to the Board with a comprehensive plan regarding the role of the MTA in coordinating and funding Community Based Transportation Services; and
 - C. **change the name of West Valley Shuttle to Southwest Valley Shuttle.**
40. APPROVED ON CONSENT CALENDAR:
- A. a resolution making a determination of **unmet public transportation needs** in the areas of Los Angeles County outside the MTA service area; and
 - B. the findings and recommended actions for the allocation and use of FY 2001-02 TDA Article 8 funds of \$14,514,334 as follows:

- in the Cities of Avalon and Santa Clarita, there are unmet transit needs that are reasonable to meet; therefore, TDA Article 8 funds shall be used to meet these unmet transit needs: allocation for Avalon is \$99,139 and for Santa Clarita is \$4,155,034;
- in the Antelope Valley, which includes the Cities of Lancaster and Palmdale, and in the Los Angeles County unincorporated areas of Santa Clarita Valley and Catalina Island, transit needs are met using other funding sources, such as, Propositions A and C Local Return; therefore, the finding is that there are no unmet transit needs that are reasonable to meet, and the TDA Article 8 funds may be used for street and road projects: allocations for Lancaster and Palmdale (Antelope Valley) are \$3,635,998 and \$3,361,376 respectively; allocation for Los Angeles County Unincorporated is \$3,262,787.

41. APPROVED ON CONSENT CALENDAR amending Foothill Transit's 1995 Call for Projects award for **improvements at the El Monte Transit Station** in the amount of \$369,757.

42. APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE **allocation to Los Angeles County Transit Operators and cities during Fiscal Year 2002:**
 - A. Transportation Development Act (TDA), TDA interest, State Transportation Assistance (STA), STA interest and Proposition A discretionary fund allocations;
 - B. Propositions A and C interest allocation;
 - C. Proposition C 40% allocation for the Bus Service Improvement Program (BSIP), Foothill Mitigation Program, the transit Service Expansion Program and the Base Restructuring Program;
 - D. Proposition C 40% Municipal Operator service improvement program allocation;
 - E. TDA Article 8 Fund allocation;

- F. Propositions A and C Local Return and TDA Article 3 allocations;
 - G. Proposition A Incentive Program allocation;
 - H. Proposition C 5% security fund allocation; and
 - I. Federal Section 5307 Capital Funding allocation.
43. APPROVED ON CONSENT CALENDAR adopting a resolution certifying that the **Los Angeles County Transportation Improvement Program** (TIP) submitted for inclusion in the Southern California Association of Governments' (SCAG) FY 2001-FY 2006 Regional TIP is financially constrained.
44. APPROVED ON CONSENT CALENDAR negotiation of:
- A. an agreement with Caltrans to provide for **Freeway Service Patrol** (FSP) services during freeway construction for the period July 1, 2001 through June 30, 2003; and
 - B. additional hours of service with FSP contractors at existing contract pricing and amending current contracts to provide FSP service to support Caltrans construction activities over a three-year period; this service plus a 5% administrative fee will be fully reimbursed to MTA.
47. APPROVED award of a twenty-four month cost plus fixed-fee contract, Contract No. PS 4340-1016 to the Parsons Transportation Group, to provide **professional consultant services** for Part I (I-5 and SR-14) of **the North County Combined Highway Corridor Study** for an amount not to exceed \$2,860,000, inclusive of a 10% contingency.
48. APPROVED execution of an amendment to Contract No. PS-4610-0547 with Transportation Management & Design, Inc. (TMD) to **design and**

implement Phase IIA of the Los Angeles Metro Rapid Program for the period July 1, 2001 to December 31, 2003 for a firm fixed-price of \$659,644, increasing the total contract value from \$416,469 to \$1,076,113.

49. APPROVED AS AMENDED to:

A. accept the **Mid-City/Westside Transit Corridor Draft Environmental Impact Statement/Environmental Impact Report** (DEIS/EIR);

B. adopt **Bus Rapid Transit** (BRT) as the Locally Preferred Alternative for the Wilshire Boulevard Corridor to be implemented per the Phased Implementation Strategy with the following provisions:

- peak-hour dedicated transit lanes shall be implemented in the initial phase, following the successful demonstration of an in-street segment and concurrence of the affected city or county jurisdiction(s);
- 24-hour dedicated transit lanes shall be implemented at a future date only with approval of affected cities and coordination with communities;
- the preferred site for the Bus Storage & Maintenance Facility shall be the northeast corner of Washington/Alameda (DEIS/EIR site #6);

C. adopt **Light Rail Transit** (LRT) described in the Draft EIS/EIR Alternative #3A as the Locally Preferred Alternative for the Exposition Corridor from downtown Los Angeles to Venice/Robertson, subject to the following conditions:

- a Minimum Operable Segment shall be identified from downtown Los Angeles to Exposition Park with priority given to implementing this first segment;
- the Exposition project shall not supplant the Wilshire, Eastside or San Fernando Valley transit corridor projects as a funding priority;
- the Exposition project shall be separated from Wilshire Boulevard BRT as a stand-alone project for purposes of final environmental clearance;
- areas of supplemental mitigation, including a possible tunnel segment at USC/Exposition Park, shall be assessed following an expanded community outreach program and considered for inclusion in the Preliminary Engineering (PE)/Final EIS/EIR at the time the Board approves the PE contract;

- D. initiate procurement of Preliminary Engineering for the **Exposition LRT** from downtown Los Angeles to Venice/Robertson as a necessary component of the Final EIS/EIR with a minimum operable segment as described in recommendation C;

PROO/O'CONNOR AMENDMENT: that the MTA establish the MTA vision and intent to construct light rail to Santa Monica and actively work to accelerate the flow of federal, state and local funds to complete this project as soon as possible without compromising other funding sources for MTA adopted projects; and

BURKE AMENDMENT: include in the subsequent mitigation analysis the need for grade separations at the intersections of Exposition & Vermont, Exposition & Western, and Exposition & La Brea and further analysis on the parallel routes on Jefferson & Adams to the north and Martin Luther King & Vernon to the south; and that bike path projects will be adapted to conform to the light rail project as the light rail project comes to fruition in those specific areas where the bike path comes into conflict with the proposed rail line.

50. CARRIED OVER 30 DAYS ANTONOVICH MOTION that the Board direct the Chief Executive Officer to formally **rename the Pasadena Blue Line to the Rose Line.**

51. APPROVED YAROSLAVSKY MOTION that:

A. the Board approve modifications to the **Greater San Fernando Valley Transportation Zone** (GSFVTZ) Pre-Application list of bus lines to make them consistent with current bus service provided by the MTA in the San Fernando Valley as follows:

Remove cancelled MTA lines:

- 420 (LA – Hollywood - Van Nuys)
- 424 (LA - Ventura Blvd.- Warner Center)
- 425 (LA - Ventura Blvd. - Warner Center - Limited)
- 427 (LA - Woodland Hills - Warner Center - Canoga Park)
- 522 (LA - Ventura Blvd. - Reseda Blvd.)

Add the newly created MTA lines:

- 150 (Canoga Park – Warner Ctr. – Ventura Blvd. – Universal City Red Line Station)
- 156 (Panorama City – Van Nuys – Hollywood – LACC)
- 750 (Ventura Blvd. Rapid Bus)

B. the Board approve modifications to the Lines of Regional Significance to make it consistent with the existing MTA bus network as follows:

Remove cancelled MTA Lines:

- 420 (LA – Hollywood - Van Nuys)
- 424 (LA - Ventura Blvd.- Warner Center)
- 425 (LA - Ventura Blvd. - Warner Center - Limited)
- 522 (LA - Ventura Blvd. - Reseda Blvd.)

Add the newly created MTA lines:

- 156 (Panorama City – Van Nuys – Hollywood – LACC)
- 750 (Ventura Blvd. Rapid Bus)

C. the Board waive application of steps 2 and 4 of the Zone Application Process for the Pre-Application, as amended, since these steps dealing with notice and stakeholder briefings were already completed for the original Pre-Application and the remaining steps in the Application Process will provided ample opportunity for further notice and stakeholder briefings regarding the amendments.

52. APPROVED AS AMENDED BY FASANA, subject to resolution of audit issues:
- A. execution of the annual **transit policing contract** (OP-2610-LASD) amendment with the County of Los Angeles for Sheriff's Department service for FY02 for an amount not to exceed \$21,200,000;
 - B. execution of the annual transit policing contract (OP-2610-LAPD) amendment with the City of Los Angeles for Police Department service for FY02 for an amount not to exceed \$29,371,425; and
 - C. **requested a report back regarding approach to dealing with graffiti, outreach to the community and where additional resources might be necessary.**

53. CLOSED SESSION:

- A. Conference with Labor Negotiator – G.C. § 54957.6

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|-------------------------|---|
| Agency Negotiators: | Julian Burke and Brenda Diederichs |
| Employee Organizations: | AFSCME and Engineers and Architects Association |

NONE

54. **ADDED** subsequent to the posting of the agenda by a 2/3 vote of the Board SB 919 (POLANCO).

ADOPTED NEUTRAL POSITION IF AMENDMENTS ACCEPTED, INCLUDING STAFF'S ADDITIONAL AMENDMENTS on SB 919 (POLANCO) which would prohibit advertising displays on land owned or operated by the MTA. Only existing advertising that is already in place as of March 1, 2001, would be exempt from this prohibition.

PREPARED BY: Rhodona Enright
Recording Secretary

Michele Jackson
Board Secretary