



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, October 25, 2001

Called to order at 9:50 a.m.

Directors present:

John Fasana, Chair
Zev Yaroslavsky, Second Vice Chair
Michael Antonovich
Hal Bernson
Yvonne Brathwaite Burke
Paul Hudson
Don Knabe
Gloria Molina
Pam O'Connor
Beatrice Proo
Frank Roberts
Allison Yoh
Robert Sassaman, Ex Officio

Chief Executive Officer – Roger Snoble
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, 10, 11**, 12**, 19, 20, 21, 27, 33, 36, 39, 40, 41, 42, and 43

** Requires 2/3 vote of the Board
Items 35 and 38 pulled from consent calendar.

NOTED Committee Authority Items 13 through 15

2. APPROVED ON CONSENT CALENDAR **Minutes** of Regular Board Meeting held September 26, 2001.
3. RECEIVED Chief Executive Officer’s Report.
 - Extending paid leave status and benefits for employees called to military active duty;
 - Passing away of Dorothy Peyton Gray, MTA’s Library Services Manager for 13 years;
 - Announced Jim de la Loza as UCLA Alumnus of the Year;
 - Informed the Board of a weekly communiqué from the CEO regarding major projects, hot issues, and important external contacts; and
 - Informed the Board that the CEO will be testifying as an expert witness on November 6 at the Public Utilities Commission Hearing before the Administrative Law Judge on contested grade crossing applications of the Pasadena Blue Line.
4. RECEIVED Chair’s Report.

- Active Duty Compensation
5. ADOPTED the following motion: The Board rescinds its January 25, 2001 finding that **Light Rail Vehicles** (LRVs) are to be procured by competitive negotiation under Public Utilities Code (PUC) § 130238.
 6. CARRIED OVER REVISED ANTONOVICH MOTION that the Board direct the Chief Executive Officer to formally **rename the Pasadena Blue Line to the Rose GOLD Line**.
 10. APPROVED ON CONSENT CALENDAR **substitution of 20 composite (fiberglass) buses** as part of the 370 bus contract with North American Bus Industries, Inc. (NABI), Anniston, Alabama, for no additional cost, and an unchanged contract amount of \$116,449,273.
 11. APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE OF THE BOARD:
 - A. adopting the following motion: The Board finds that because the Light Rail Supervisory Control and Data Acquisition (SCADA) System is a specialized system of rail transit equipment, the procurement of the system qualifies under Public Utilities Code (PUC) § 130238 for procurement by competitive negotiation; and
 - B. authorizing the Chief Executive Officer to solicit **SCADA System Upgrade** as a competitive negotiation pursuant to PUC § 130238 and MTA's Procurement Policies and Procedures.

12. APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE OF THE BOARD:
- A. adopting the following motion: The Board finds that there is only a single source for procurement of lubricating and positive friction sticks, and purchase is for the single purpose of replenishing the MTA's existing supply. The purchase of lubricating and positive friction sticks therefore qualifies under PUC § Section 130237; and
 - B. award of a two-year single source requirements contract to Kelsan Technologies Corporation to purchase up to 30,000 units of **lubricating and positive friction sticks for rail vehicles** for an amount not to exceed \$482,126 including sales taxes.
13. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY execution of an amendment to Contract No. OP33402512 with Graffiti Control Systems (GCS), North Hollywood, to provide **graffiti abatement services** for Metro Red Line Segments 2B and 3 stations, and two Harbor Transitway busway stations for an amount not to exceed \$208,693, inclusive of two one-year options increasing the total contract value from \$852,795 to \$1,061,488.
14. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a one-year contract to Southern Counties Oil Co., the lowest responsive, responsible bidder under Bid No. 08-0108, for **ultra low sulfur diesel fuel** for an amount not to exceed \$968,969 inclusive of sales tax.

15. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a firm fixed-price contract to Foothill Freightliner Los Angeles, the lowest responsive, responsible bidder under Bid No. 07-0119, for the procurement of **three Vault Trucks** for an amount not to exceed \$379,057 inclusive of sales tax.

17. APPROVED execution of the following change orders for the **deletion of Mid-City Extension work** on the Metro Red Line, Segment 3 in the total credit amount of \$9,956,475:
 - A. Change Order No. 29 to Contract B630, Traction Power System, with Powell/TPS, a Joint Venture, in the credit amount of \$1,462,266, decreasing the contract value from \$13,459,093 to \$11,996,827;
 - B. Unilateral Change Order No. 62 to Contract B641, Radio, with Amelco Electric, in the credit amount of \$2,757,542, decreasing the contract value from \$21,515,487 to \$18,757,945;
 - C. Change Order No. 69 to Contract B645, SCADA System, with GE Harris Harmon, in the credit amount of \$349,630, decreasing the contract value from \$5,369,614 to \$5,019,984;
 - D. Change Order No. 101 to Contract B646, Fire and Emergency Management System, with GE Harris Harmon, in the credit amount of \$459,699, decreasing the contract value from \$7,768,487 to \$7,308,788;
 - E. Unilateral Change Order No. 26 to Contract B710, Elevators and Escalators, with Fujitech America, Inc., in the credit amount of \$2,975,875, decreasing the contract value from \$30,300,903 to \$27,325,028; and
 - F. Change Order No. 73 to Contract No. B740, Ventilation Equipment, with New Philadelphia Fan Company, in the credit amount of \$1,951,463, decreasing the total contract value from \$20,957,999 to \$19,006,536.

19. APPROVED ON CONSENT CALENDAR award of a non-competitive **IBM computer upgrade, maintenance and related implementation services** contract to IBM Corporation for an amount not to exceed \$482,976 as follows:
- A. a thirty-six month, non-competitive, firm fixed-price contract, No. PS-9220-1108, for the purchase of an S/390 computer hardware upgrade and three-year maintenance including a one-year warranty and maintenance service for two years, for a fixed-price amount of \$383,976 effective November 1, 2001; and
 - B. a three-month time and material contract, No. PS-9220-1131, for implementation services to support the mainframe computer upgrade, for an amount not to exceed \$99,000 effective November 1, 2001.
20. APPROVED ON CONSENT CALENDAR declaring real property located at 4300 Whittier Boulevard in the unincorporated County of Los Angeles as **surplus property** and authorizing the sale of said property to Chevra Kadisha Mortuary for \$302,000.
21. APPROVED ON CONSENT CALENDAR execution of a **three-year lease extension with Wells Fargo Bank**, effective February 1, 2002, for the lease of two floors containing approximately 38,006 square feet in the 707 Wilshire Boulevard Building for a total rental payment of \$2,202,828.
26. APPROVED FASANA MOTION that the Executive Management Committee become the **Executive Management and Audit Committee**. Furthermore, that staff report back to the Executive Management and Audit Committee by November 2001, with a report reviewing the last 3 years of Proposition A and C administrative specific use and distribution so the Board may determine if the expenditures are appropriate from a statutory and policy perspective.

27. APPROVED ON CONSENT CALENDAR adoption of the updated **MTA Debt Policy**.

28. **CLOSED SESSION**

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

1. Jasey v. MTA SC060521

APPROVED settlement in the amount of \$950,000.

2. Labor/Community Strategy Center v. MTA, Case No. 99-56581

NO ACTION TAKEN.

B. Conference with Labor Negotiator – G.C. § 54957.6

Agency Negotiators: Roger Snoble and Brenda Diederichs

Employee Organizations: AFSCME and Engineers and Architects Association

NO REPORT.

32. APPROVED AS AMENDED:

A. reorganization of the **MTA Technical Advisory Committee (TAC)** including the removal of **five** members (**retaining the citizen representative with technical expertise on ADA as a voting member**), the addition of **three** new members (**SCRRA as ex-officio**) and the conversion of **one** voting

member to ex-officio status (**Goods Movement**) for a net decrease of **two** members;

- B. amending the MTA Administrative Code to reflect the changes in the TAC membership and operating procedures; and
- C. directing staff to work with the TAC Subcommittees to make the necessary changes to their By-laws for inclusion in the MTA Administrative Code.

33. APPROVED ON CONSENT CALENDAR the **Pass-Through Grant Sponsor Program**, and authorizing negotiation and execution of agreements with interested cities and local agencies within Los Angeles County for the MTA to act as a pass-through grant sponsor for specified Federal Transit Administration (FTA) funds on their behalf.

35. APPROVED negotiation and execution of an agreement with the City of Los Angeles (“City”) where the City, on behalf of MTA, will construct the **El Pueblo Transportation Museum** using City personnel, and MTA will reimburse the City an amount not to exceed \$1,248,000 in Transportation Enhancement Activity (TEA) funds for such construction work; **amended to include Board motion that the MTA Library be named in memory of Dorothy Peyton Gray and be called the Dorothy Peyton Gray Transportation Library.**

36. APPROVED ON CONSENT CALENDAR award of a thirteen-month firm fixed-price contract, No. PS 4330-1063, to Kaku Associates (KA), to provide **professional consultant services** for the Alameda Street Corridor Feasibility Study in the amount of \$452,787.

38. APPROVED BERNSON MOTION AS AMENDED that MTA staff **in conjunction with the cities of Norwalk and Santa Fe Springs** develop a proposal to **close the gap between the Metro Green**

Line and the Norwalk/Santa Fe Springs Metrolink station and report back to the Board in 60 days.

39. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to enter into a **Fare Agreement** with Montebello Bus Lines.

40. APPROVED ON CONSENT CALENDAR SUBJECT TO RESOLUTION OF PROTEST:

A. award of six unit-rate contracts to the following bidders under Bid No. PS016210125 for five years, for **FTA drug and alcohol collections and various medical examinations for MTA employees and job candidates and medical clinic services**, for a total contract value of \$4,366,473, inclusive of two one-year options.

Area	Name of Clinic	Contract Value 5 Years
1. Downtown	Lemus Medical Center	\$1,720,185
2. Downtown	BHI Medical Clinic	1,674,319
3. San Gabriel Valley	Irwindale Industrial Clinic	169,300
4. South Bay	Long Beach Medical	315,236
5. West LA	BHI Medical Clinic	215,578
6. South LA	Lemus Medical Clinic	271,855
Total Contract Value		<u>\$4,366,473</u>

B. rejecting only bid from Area C, San Fernando Valley, and authorizing the Chief Executive Officer to reissue the solicitation.

41. APPROVED ON CONSENT CALENDAR execution of Contract Amendment 7 with Parsons Brinkerhoff, Quade & Douglas, Jenkins/Gale/Martinez (PBQD/JGM) for the **Eastside Transit Corridor Study**, contract PS-4350-0513, to provide additional archeological, architectural and environmental evaluations work for an amount of \$369,276 revising the total contract value from \$3,672,745 to \$4,042,021.

42. APPROVED ON CONSENT CALENDAR award of a twelve-month, non-competitive, firm fixed-price Contract No. PS-4340-1114 to Tetra Tech Inc. to restart and complete the preparation of the **Project Report for an HOV Lane Project on I-10**, (San Bernardino Freeway) from Citrus Avenue to State Route 57 interchange, and an Environmental Document for the limits between I-605 and State Route 57 in the amount of \$725,000.

43. APPROVED ON CONSENT CALENDAR award of a twelve-month, non-competitive, firm fixed-price Contract No. PS-4340-1113 to Parsons Brinckerhoff Quade and Douglas (PB) to restart and complete the preparation of the **Project Report for an HOV Lane Project on I-10**, (San Bernardino Freeway) between Puente Avenue in the City of Baldwin Park and Citrus Avenue in the City of West Covina in the amount of \$459,899.

45. APPROVED BERNSON MOTION that LACMTA remove the **Consolidated Freightways (CF) & Con-Way Transportation Services properties** from any future consideration as a site for a Bus Storage Facility & Maintenance facility for the Wilshire BRT in the City of Los Angeles; and that MTA discontinue any reference to these properties in discussions of the bus maintenance facility and that staff convey this to the owners of the above properties.

46. APPROVED BERNSON MOTION that staff prepare a plan for opening the **Canoga Avenue rights-of-way** as a dedicated public transit route and report back on funding options and implementation issues.
47. APPROVED HAHN MOTION that MTA staff as the lead agency in coordination with the City of Los Angeles Police Department, the County of Los Angeles' Sheriff Department, Amtrak, Southern California Regional Rail Authority (SCRRA), Catellus Development Corporation and the Metropolitan Water District **conduct a security assessment** for the Union Station complex and the MTA Gateway building and report back within 30 days to the MTA Board; and

Furthermore, that staff in coordination with the City of Los Angeles Police and the County of Los Angeles' Sheriff Department conduct a security assessment for the bus and rail system and report back within 30 days to the MTA Board.

48. APPROVED REVISED FASANA MOTION that the Los Angeles County Metropolitan Transportation Authority joins SCAG and the 710 Legislative Action Group in urging the Congressional Conference Committee for the Federal 2002 Transportation Appropriations bill to delete the following amendment contained in H.R. 2299, Section 340, as enacted by the House:

“None of the funds in this Act may be used for the planning, design, development, or construction of the California State Route 710 freeway extension project through El Sereno, South Pasadena and Pasadena, California.”

49. APPROVED MOLINA/ANTONOVICH MOTION that the MTA Board of Directors supports the Los Angeles to **Pasadena Metro Blue Line Construction Authority's applications for grade crossings** now before the California Public Utilities Commission. Moreover, the Board urges the California Public Utilities Commission to expedite the process to the highest extent possible and grant interim permission to begin at-risk construction across the subject streets pending crossing application decisions.
50. WITHDRAWN - HAHN MOTION that MTA Executive Board take no further action on the **Consent Decree** until a special meeting is held next week (October 29 – November 2, 2001) in order to allow staff the necessary time to prepare a presentation on the status of the Consent Decree as well as the possible courses of legal action if any concerning the Consent Decree.

Received public comment.

Adjourned in memory of Dorothy Peyton Gray.

Prepared by: Christina Lumba-Gamboa
Recording Secretary

Michele Jackson
Board Secretary