



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 28, 2002

Called to order at 9:45 a.m.

Directors Present:

John Fasana, Chair
James Hahn, 1st Vice Chair
Zev Yaroslavsky, 2nd Vice Chair
Michael Antonovich
Hal Bernson
Yvonne Brathwaite Burke
Paul Hudson
Don Knabe
Gloria Molina
Pam O'Connor
Beatrice Proo
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, 27, 36, 37, 38, and 39

* * Requires 2/3 vote of the Board

Items Pulled From Consent: 15**, 20, 32, 33, 34, 40** and 41
Items Withdrawn by Staff: 21 and 28

NOTED Committee Authority Items: 11, 16, 17, 43, and 44

2. APPROVED ON CONSENT CALENDAR **Minutes** of Regular Board Meeting held January 24, 2002.

3. Chief Executive Officer’s Report

No Report

4. Chair’s Report

* - Recognition and plaque from City of Whittier.

* - Presented Resolution to Frances T. Bannerjee, Department of Transportation, City of Los Angeles.

* - APTA Conference to Washington, D.C.

* - Received Service Sector report at Committee and considering appointment of Ad Hoc Committee to move the process forward.

11. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY execution of non-competitive five-year Contract No. PS016430107 with Invensys Building Systems for **maintenance, repair and support services for the Gateway Building Management System (BMS)** effective April 1, 2002, in an amount not to exceed \$391,961.

13. APPROVED BY A 2/3 VOTE OF THE BOARD:

- A. the Board made a finding that awarding a design-build contract pursuant to Public Utilities Code Section 130242 will achieve for the MTA, among other things, certain private sector efficiencies in the integration of the design, project work and components, including the construction of the stations, trackwork and systems elements of the **Eastside Light Rail Transit Project**; and
- B. solicitation of a design-build contract for Stations/Trackwork/Systems, pursuant to Public Utilities Code Section 130242.

14. APPROVED BY A 2/3 VOTE OF THE BOARD:

- A. the Board made a finding that awarding a design-build contract pursuant to Public Utilities Code Section 130242 will achieve for the MTA, among other things, certain private sector efficiencies in the integration of the design, project work and construction of the **San Fernando Valley East-West Transit Corridor Bus Rapid Transit Project**; and
- B. solicitation of a design-build contract for construction of the San Fernando Valley East-West Corridor Bus Rapid Transit Project, pursuant to Public Utilities Code Section 130242.

15. APPROVED BY A 2/3 VOTE OF THE BOARD:

- A. the Board made a finding that awarding a design-build contract pursuant to Public Utilities Code Section 130242 will achieve for the MTA, among other things, certain private sector efficiencies in the integration of the design and construction of the **communications network infrastructure and cabling of Divisions 4, 6, 8, 9, 14 and 15**; and
- B. solicitation of a design-build contract for Communications Network Infrastructure and Cabling, pursuant to Public Utilities Code Section 130242.

16. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:

- A. execution of Change Order No. 73 to Contract C0326, **Universal City Station Freeway Overcrossing and Site Restoration**, with Brutoco Engineering and Construction, Inc. to pay for extended overhead costs for compensable delays in the contract completion date between December 1999 and February 2001, in the amount of \$1,065,120, increasing the total contract value from \$33,690,696 to \$34,755,816; and
- B. an increase in the Authorization for Expenditure to provide funding for Change Order No. 73 and 26 other changes issued or executed within the Board-delegated authority in the amount of \$2,765,000, increasing the AFE from \$33,861,816 to \$36,626,816.

17. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:

- A. negotiation and execution of Change Order 5 to Contract MC056, **claims support**, with PinnacleOne to provide continued claims, litigation and closeout support for Metro Red Line, Segments 2 and 3, in an amount not to exceed \$780,934, increasing the total contract value from \$6,065,826 to \$6,846,760; and
- B. an increase in the Authorization for Expenditure to provide funding in an amount not to exceed \$657,307, increasing the current AFE from \$6,189,453 to \$6,846,760.

19. RECEIVED AND FILED mid-year report on **FY02 budgeted revenues and expenses**.

20. ADOPTED a resolution authorizing MTA to effect the refunding of the **outstanding 1993 qualified redevelopment bonds** of the City of Los Angeles Community Redevelopment Authority and approval of related documents.

21. WITHDRAWN BY STAFF declaring certain real property located on the southerly side of Mealy Street between Tamarind Avenue and Mona Boulevard in the City of Compton as **surplus property** and authorizing the sale of said property to Arnold Luster of Major Properties for \$210,000.
27. APPROVED the following positions on **state legislation**:
- A. Board of Equalization Proposed Legislation 1533.2 – would reduce the amount of operating funds available for public transit in the State of California. **OPPOSE**
 - B. AB 630 (Oropeza) – would require additional responsibility on the MTA to conduct an analysis of security on the transit system in Los Angeles County. **WORK WITH AUTHOR**
28. WITHDRAWN BY STAFF:
- A. adoption of the MTA **Financial Standards Policy**, FIN 25; and
 - B. approval of the MTA FY 2002-03 Financial Standards.
29. CLOSED SESSION:
- A. Conference with Legal Counsel – Existing Litigation G.C. 54956.9(a):
 - 1. Lee v. MTA, Case No. BC 245295
APPROVED settlement in the amount of \$350,000.
 - 2. Pineda v. MTA, Case No. VC 032428
APPROVED settlement in the amount of \$425,000.
 - 3. Flores v. MTA, Case No. CV00-12188

No Report

4. Obayashi v. MTA, Case No. EC 024692

No Report

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

Agency Negotiators:	Roger Snoble and Brenda Diederichs
Employee Organizations:	AFSCME, ATU and Engineers and Architects Association

No Report

31. APPROVED:

- A. adoption of the **Metro Rapid Expansion Program** report findings and phased countywide implementation plan;
- B. implementation of the funded portion of Phase IIA of the Metro Rapid Expansion Program; and
- C. development of a five-year expansion plan for the Metro Rapid Program which identifies the operating and capital requirements necessary to complete Phase IIA and the remaining three expansion phases.

HAHN/O’CONNOR Amendment - that the MTA prepare a series of alternatives for the accelerated deployment for the Phase II program of the MTA Metro Rapid Bus system in six (6) months and present these alternatives for the full consideration of the MTA Executive Board; and

that the MTA, with the full assistance and cooperation of the Municipal Operators, cities, and Los Angeles County, expand the proven low-cost and highly effective bus signal priority system currently in use for the Metro Rapid Bus Demonstration Program (Phase I).

32. APPROVED AS AMENDED BY MOLINA:

- A. certification of the **Los Angeles Eastside Corridor Final Supplemental Environmental Impact Statement/Subsequent Environmental Impact Report** and adoption of the Findings of Fact and Statement of Overriding Considerations in accordance with the California Environmental Quality Act;
- B. adoption of the Mitigation Monitoring Plan;
- C. adoption of the Locally Preferred Alternative for the Eastside Corridor Transit Project as approved by the MTA Board on May 24, 2001 and modified in the Final Supplemental Environmental Impact Statement/Subsequent Environmental Impact Report as Light Rail Transit Build Alternative Option B, as a project; and
- D. filing a Notice of Determination.

MOLINA AMENDMENT:

- 1. Implement the Eastside Transportation Community Linkages Program in order to address issues regarding multimodal interfaces, pedestrian accessibility, traffic management, park and ride needs and transit oriented development opportunities along the alignment.
- 2. Leave the configuration of traffic lanes crossing First Street Bridge open and support the City of Los Angeles in their efforts to secure State and Federal funding to widen First Street Bridge. Should the City not receive funding, MTA staff shall return to the Little Tokyo community to address their concerns and return to this Board with recommendations.
- 3. Continue working with LAUSD to explore options and resolve the issues surrounding Ramona High School, including acquiring additional parcels adjacent to the school in order to facilitate the school remaining at its current location.

4. Leave the configuration of traffic lanes open on 3rd street between Atlantic Boulevard and Eastern Avenue. Create a parking task force that includes both merchants and residents to study the issues raised by the merchants regarding the number of traffic lanes and make recommendations to staff.
5. Remove the current Kaiser facility from the list of potential acquisition sites and continue to work with them on issues of accessibility, noise and vibration, security and on potential joint use proposals that will not impact their current nor future needs.
6. Create a computerized case processing and tracking system for addressing community complaints and concerns during the construction process.

33. APPROVED:

- A. certification that the **San Fernando Valley East-West Transit Corridor** Federal Environmental Impact Report is in compliance with the California Environmental Quality Act, the Final Environmental Impact Report (FEIR) was presented to the MTA Board, and that the Board reviewed and considered the information contained therein prior to approving the project. Further, certify that the FEIR reflects the MTA's independent judgment and analysis, and adoption of the Findings and Statement of Overriding Considerations;
- B. adoption of the Mitigation Monitoring Plan;
- C. adoption of the Locally Preferred Alternative for the San Fernando Valley East-West Transit Corridor Project, as approved by the MTA Board on July 26, 2001, with refinements/enhancements discussed in the Federal Environmental Impact Report, and the February 20, 2002 Board report to respond to community issues, as a project; and
- D. filing a Notice of Determination.

34. APPROVED:
- A. award of a nine-month, firm fixed-price, professional services Contract PS 4350-1018 for the **San Fernando Valley North South Transit Corridor Major Investment Study** to the firm of Meyer Mohaddes Associates, Inc. in the amount of \$977,299; and
 - B. negotiation and execution of change orders in an amount not to exceed ten percent (10%) of the total contract value.
35. APPROVED changes to project implementation as follows:
- A. supporting **consolidating two Los Angeles River/Taylor Yard bike project grants** to fund design of a new re-scoped and expanded project that will include an underpass at the Union Pacific railroad tracks, a bridge over the Los Angeles River, and an access road bike path at Taylor Yard, and work with the City to identify full funding for the project construction;
 - B. transferring grant sponsorship for the design and construction of the Los Angeles River Bicycle/Pedestrian Bridge at Taylor Yard (Project #738) in the amount of \$2,184,000 from MTA to the City of Los Angeles, subject to the City obtaining full funding for the new re-scoped project, to comply with MTA's obligations set forth in the 1992 Memorandum of Understanding with the City of Los Angeles; and
 - C. changing the scope of work for the City of Los Angeles Call for Projects Grant (Project #2077) for the Taylor Yard Bike Path Phase I in the amount of \$677,000 and allowing the City to spend this money on the design of the new re-scoped project.
36. APPROVED ON CONSENT CALENDAR inclusion of the **State Bicycle Transportation Account** requirements for all cities and Los

Angeles County in MTA's Countywide Bicycle Transportation Master Plan, subject to the local jurisdictions supplying necessary supplemental information on local land use, bicycle facilities and other information.

37. APPROVED ON CONSENT CALENDAR:

A. amending the **Subsidies Budget** to include \$2,517,550 in reprogrammed FY 1999-2000 subsidy to the Southern California Regional Rail Authority; and

B. reprogramming and authorizing the Chief Executive Officer to amend into the Subsidies Budget, up to \$4,679,000 in prior year subsidy, to Southern California Regional Rail Authority from FY 2000-01.

38. APPROVED ON CONSENT CALENDAR finding that 88 jurisdictions are in conformance with the **Congestion Management Program** for Los Angeles County and determining that one jurisdiction, the City of Industry, is not in conformance.

39. APPROVED ON CONSENT CALENDAR:

A. twelve, three-year **Metro Freeway Service Patrol** contracts to nine contractors for a total amount not to exceed \$15,878,771; and

B. a contract amendment to Contract 01FSP-25 for \$150,000.

<u>Beat</u>	<u>Contractor</u>	<u>Amount</u>	<u>Period</u>
1	Frank Scotto Towing, Torrance	\$1,573,053	9/1/02-/31/05
5	Classic Club Service, Van Nuys	1,410,231	9/1/02-/31/05
9	S&W Towing, Hawthorne	1,511,556	9/1/02-/31/05
13	City Terrace Services, L.A.	1,487,723	9/1/02-/31/05
21	Calif. Coach Auto Body, Walnut	1,198,139	9/1/02-/31/05
27	South Coast Towing, L.A.	1,472,759	7/1/02-/30/05
28	Calif. Coach Auto Body, Walnut	1,199,748	9/1/02-/31/05
29	Classic Club Service, Van Nuys	1,574,566	7/1/02-/30/05
30	Frank Scotto Towing, Torrance	1,231,651	7/1/02-/30/05
33	TG Towing Serv., Canyon Country		1,123,071
	7/1/02-/30/05		

34	TG Towing Serv., Canyon Country 7/1/02-/30/05	1,097,601
37	Navarro's Towing, Monterey Park	998,673 7/1/02-/30/05

40. APPROVED BY A 2/3 VOTE OF THE BOARD:

- A. the Board made a finding that there is only a sole source to provide an upgrade to the **storage and retrieval machines**. The purchase is for the sole purpose of upgrading the MTA's existing storage and retrieval machines. The Board hereby authorizes the upgrade to the existing storage and retrieval machines pursuant to Public Utilities Code Section 130237; and
- B. award of a sole source, firm fixed-price contract to HK Systems, Inc. for upgrade of the existing storage and retrieval machines in the amount of \$561,913 including sales tax.

41. APPROVED:

- A. award of a five year, firm fixed-price Contract No. OP-02-4610010 to Cubic Transportation System, Inc. for a **Universal Fare System** in the amount of \$84,003,444 effective March 1, 2002; and
- B. execution of change orders for this procurement only, in an amount not to exceed \$5,000,000 for a total contract value not to exceed \$89,003,444.

43. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:

- A. negotiation and execution of Change Order No. 7.00 to Contract E0350, **Professional Services Administration Management in Support of Contract P2000, Los Angeles Standard Car**, with LTK Engineering Services to extend the contract for an additional four (4) months commencing January 1, 2002 through April 30, 2002 to provide continuing administration, design review and testing services for the P2000 vehicles, in the

amount of \$300,000, increasing the total contract value from \$13,808,735 to \$14,108,735; and

- B. an increase the Authorization for Expenditure to Contract E0350 in the amount of \$300,000, increasing the AFE from \$13,808,735 to \$14,108,735.

44. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:

- A. execution of Change Order No. 3 to Contract Work Order (CWO) No. 1 to Contract No. PM022, **Project Management Assistance**, with URS Corporation to provide support services for the Eastside Corridor Light Rail Transit Project from March 1, 2002 to June 30, 2002, in an amount not to exceed \$495,418, increasing the CWO value from \$214,470 to \$709,888;
- B. execution of Change Order No. 2 to CWO No. 6 to Contract No. PM022, Project Management Assistance, with URS Corporation to provide support services for Capital Projects from March 1, 2002 to June 30, 2002 in an amount not to exceed \$891,713, increasing the CWO value from \$291,303 to \$1,183,016;
- C. execution of Change Order No. 2 to CWO No. 2 to Contract No. PM023, Project Management Assistance, with Carter Burgess Inc., to provide support services for the San Fernando Bus Rapid Transit Project from March 1, 2002 to June 30, 2002 in an amount not to exceed \$331,164, increasing the CWO value from \$294,380 to \$625,544; and
- D. an increase in the Authorization for Expenditure to Contract Nos. PM022 and PM023 to provide funding for the identified change orders in the amount of \$1,718,295, increasing the current Authorization for Expenditure from \$1,016,172 to \$2,734,467.

PREPARED BY: Rhodona Enright
Recording Secretary

Michele Jackson
Board Secretary