

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY REGULAR BOARD MEETING THURSDAY, OCTOBER 24, 2002

| ITEM NO. | SUBJECT ITEM | ACTION TAKEN | O'CONNOR | КОН | ANTONOVICH | MOLINA | ROBERTS | YAROSLAVSKY | BERNSON | HAHN | BURKE | FASANA | KNABE | PROO | HUDSON | FAILING |
|-------------|---|-----------------------------------|----------|-----|------------|--------|---------|-------------|---------|------|-------|--------|-------|------|--------|---------|
| 1 | APPROVE Consent Calendar Items: 2, 7, 8, 11, 12, 17, 18, 23 and 25** ** - Requires 2/3 vote of the Board ITEM PULLED: 24 | APPROVED | Y | Y | A | A | Y | A | Y | A | Y | Y | Y | Y | Y | |
| | NOTE COMMITTEE AUTHORITY ITEMS: 22, 27, 28, 30, and 31 | NOTED | Y | Y | A | A | Y | A | Y | A | Y | Y | Y | Y | Y | |
| 2 | APPROVE Minutes of Regular Board Meeting and Special Board Meeting held September 26, 2002. | APPROVED ON CONSENT CALENDAR | | | | | | | | | | | | | | |
| 3 | Chair's Report · Presentation of Plaques of Appreciation to MTA and Metrolink Station Cities. | PRESENTED PLAQUES | P | P | A | P | P | P | P | A | P | P | P | P | P | |
| 4 | Chief Executive Officer's Report | RECEIVED REPORT ON MOBILITY 21 | P | P | A | A | P | P | P | A | P | A | P | P | P | |



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| 7 | PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (5-0): adopting a resolution recommending to the Governor of the State of California that the Southern California Association of Governments (SCAG) be identified as the designated recipient to receive and dispense federal Urbanized Area (UZA) Formula Funds for the new Lancaster/Palmdale UZA with population over 200,000, according to Federal Transit Administration requirements. | APPROVED ON CONSENT CALENDAR | | | | | | | | | | | | | | |



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| 8 | PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (5-0): A. award of five (5) firm fixed-price contracts under Bench Solicitation PS-4230-1155, to Cambridge Systematics, Inc., Fennessy Associates, Manuel Padron & Associates, Inc., Parsons Transportation Group, Inc., and PB Consult Inc, for Professional Services Bench for a cumulative total amount not to exceed \$750,000. The period of performance will be five years, inclusive of two one-year options; B. execution of task orders under these contracts for Transportation Demand Modeling for a total amount not to exceed \$750,000 for a five-year period of performance. | APPROVED ON CONSENT CALENDAR | | | | | | | | | | | | | | |



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| 11 | CONSTRUCTION COMMITTEE RECOMMENDED (3-0) execution of Change Order No. 42.00 to Contract No. C0390, Ancillary Construction and Maintenance on Segment 3, North Hollywood Extension, with Steiny and Company, Inc., in the credit amount of \$836,134, decreasing the total contract value from \$17,857,211 to \$17,021,077. | APPROVED ON CONSENT CALENDAR | | | | | | | | | | | | | | |
| 12 | CONSTRUCTION COMMITTEE RECOMMENDED (3-0) reaffirming the Chief Executive Officer's delegation to execute a contract with the technically acceptable lowest priced, responsive, responsible bidder for design and construction of the San Fernando Valley East-West Corridor Bus Rapid Transit Project. | APPROVED ON CONSENT CALENDAR | | | | | | | | | | | | | | |



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| 1 | CONSTRUCTION COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION award of a five-year firm fixed price Contract No. PS-0532-1235, to Aon Risk Services, Incorporated for: A. Phase 1 of the Construction Insurance Brokerage services administering marketing services in an amount of \$65,255 effective November 1, 2002. B. contingent on the successful completion of Phase 1, authorize the Chief Executive Officer to exercise the option for Construction Insurance Implementation and Program Administration (Phase 2) in an amount not to exceed \$1,014,594, for a total contract value not to exceed \$1,079,819. | APPROVED AS AMENDED | Y | Y | A | Y | Y | Y | Y | A | Y | Y | Y | Y | Y | |



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| 16 | FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0) adopting a resolution authorizing the issuance of the California Transit Financing Corporation 2002 refunding certificates and approve documents for the negotiated sale of the certificates by UBS Paine Webber. (Requires separate, simple majority Board vote) | ∆ DDD OVED | Y | Y | A | Y | Y | Y | Y | A | Y | A | Y | Y | Y | |



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| 17 | FINANCE & BUDGET COMMITTEE RECOMMENDED (3-0) APPROVAL OF REVISED RECOMMENDATION to approve strategies for locking in the potential savings from refunding up to \$537 million of outstanding Proposition A 1993-A bonds by authorizing the Chief Executive Officer to: A. appoint UBS Paine Webber to serve as senior as the book-running co-senior managing underwriter and Salomon Smith Barney as co-senior managing underwriter, along with underwriting syndicate member firms, to price and deliver the Proposition A 2003-A refunding bonds using a forward delivery agreement in a negotiated bond sale and establish a minority participation goal of 20%; and B. direct the MTA's financial advisor to prepare bid specifications, documentation, and competitively select a firm to provide a hedge against changes in interest rates. LEGEND: | APPROVED ON CONSENT CALENDAR | ICT, A | B-ABS | <i>TAIN</i> . | A ABS | ENT, | o ppgg | SENT | | | | | C | С | |



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|-------------|--|--|-------------------|------------------|------------------|------------------|---------|-------------------|---------|------|-------|--------|-------|------|--------|---------|
| 18 | FINANCE & BUDGET COMMITTEE RECOMMENDED (4-0) AS CORRECTED APPROVAL OF: A. negotiation and execution of a defeased lease transaction for up to 800 NABI buses and up to 362 New Flyer buses with Philip Morris Capital Corporation as the equity investor; B. payment of fees and transaction expenses not to exceed .65 .66% of the appraised value of the vehicles; and C. a resolution authorizing the lease to service contract defeased lease transaction for up to 1,162 buses. | APPROVED ON CONSENT CALENDAR | | | N | | | | | | | | | | | |
| 22 | IContractor Deharment and Suspension | NOTED ON CONSENT CALENDAR | | | | | | | | | | | | | | |
| 23 | Ithe undated MTA Debt Policy | APPROVED ON CONSENT CALENDAR Y-YES, N-NO, C-CONFL | ICT, A | B-ABS | TAIN, | A-ADS | ENT, i | -PRE s | SENT | | | | | | | |



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| 24 | EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (4-0) APPROVAL AS CORRECTED to authorize the Chief Executive Officer to award a six-year contract No. MC066, to Ed Wundram, dba The Design Build Consulting Group, to be the Design/Build manager for the Eastside Light Rail Transit Project for an amount not to exceed \$1,059,840 for Design/Build Advisory Panel services. | APPROVED | Y | Y | A | Y | Y | Y | Y | A | Y | Y | Y | Y | Y | |



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| 25 | EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (4-0): A. finding that purchase of the multi-media mobile theater vehicle in compliance with Public Utilities Code Sections 130232 and 130233 does not constitute a method of procurement adequate for acquisition of the unique, prototype equipment needed to provide a new and enhanced safety outreach program through the use of a mobile unit to the population along the Metro Blue and Gold Lines. The Board hereby authorizes the procurement of the Multi-Media Mobile Theater and Tractor pursuant to PUC Section 130236, to be used to provide the safety outreach and to conduct such operational testing and evaluation as is necessary to assess the performance for the intended purpose; and B. authorizing the Chief Executive Officer to award a firm fixed price contract to Provision Entertainment, Incorporated for a used Multi-Media Mobile Theater and Tractor for property price not to exceed \$400,340, exclusive of sales tax. | APPROVED BY A 2/3 VOTE ON CONSENT CALENDAR Y-YES, N-NO, C-CONFL | ICT, A 10 | B-ABS | TAIN, | A-ABS | ENT, I | P-PRES | SENT | | | | | | | |



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| 27 | OPERATIONS COMMITTEE RECEIVED AND FILED report on maintenance of El Monte Station. | NOTED ON CONSENT CALENDAR | | | | | | | | | | | | | | |
| 28 | OPERATIONS COMMITTEE RECEIVED AND FILED report for the procurement of vehicles and facilities pest control services, as immediate remedial measures. | NOTED ON CONSENT CALENDAR | | | | | | | | | | | | | | |
| 30 | APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY (4-0) execution of an amendment to Contract No. OP33440807 with XLNT Tint, to increase frequency of replacing etched glass panel graffiti guard film, for an amount not to exceed \$250,000 over the remaining 20 months of the term of the contract, increasing the total contract value from \$236,665 to \$486,665. | NOTED ON CONSENT CALENDAR | | | | | | | | | | | | | | |



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| 31 | Iglace nanels at Metro transit stations for an | | | | | | | | | | | | | | | |
| 32 | ASSUME AND AUTHORIZE payment of Union Station Gateway's financial obligations related to the remediation of the Gibson Environmental, Inc. Site in Bakersfield. | CARRIED OVER | Y | Y | A | Y | Y | Y | Y | A | Y | Y | Y | Y | Y | |



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| 33 | \$26,408,000 for Project 800115, Universal City Station Site Enhancements to cover construction and related administrative costs; and B. amending the Fiscal Year 2003 Capital | ATTACHMENT A REFERRED TO COUNTY COUNSEL; APPROVED ATTACHMENT B WITH THE EXCEPTION OF THE LAST ITEM, PROJECT CONTINGENCY OF \$167,910. | Y | Y | Y | A | Y | Y | A | A | Y | Y | A | Y | Y | |



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DIRECTORS VOTING

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| 34 | CONSIDER the San Gabriel Valley Coalition of Governments' recommendation to: A. Nominate the following to serve on the San Gabriel Valley Service Sector Council: San Gabriel: Harry Baldwin Pasadena: Sid Tyler South Pasadena: David Rose San Marino: Emile Bayle Sierra Madre: Bart Doyle Montebello: Kathy Salazar Monterey Park: Sharon Martinez B. increase the allowed membership on the San Gabriel Service Sector Council from 9 to 14. | REFERRED TO THE SERVICE SECTOR AD HOC COMMITTEE | Y | Y | A | Y | Y | Y | Y | A | Y | Y | Y | Y | Y | |
| 35 | RECEIVE AND FILE report outlining the MTA's participation in the California Child Safety AMBER Network for the safe and rapid recovery of abducted children. | RECEIVED AND FILED | Y | Y | A | Y | Y | Y | Y | A | Y | Y | Y | Y | Y | |

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, A-ABSENT, P-PRESENT



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| 36 | 1C+C 54057 | APPROVED POSITION RECLASSIFICATION FROM 'N' TO 'O' | Y | Y | Y | Y | Y | Y | A | A | Y | Y | Y | Y | Y | |
| | B. Conference with Legal Counsel – Existing Litigation – G.C. 54956.9(a): | | | | | | | | | | | | | | | |
| | 1. Briot v. MTA, BC260158 | APPROVED \$3 MILLION SETTLEMENT | A | Y | Y | A | Y | Y | A | A | Y | Y | Y | Y | Y | |
| | 2. Forgia v. MTA, BC260246 | APPROVED \$600,000 SETTLEMENT | A | Y | Y | A | Y | Y | A | A | Y | Y | Y | Y | Y | |
| | 3. Labor/Community Strategy Center v. MTA CV94-5936 TJH | NO REPORT | | | | | | | | | | | | | | |
| | C. Conference with Legal Counsel – Anticipated Litigation | | | | | | | | | | | | | | | |
| | Significant exposure to litigation - G.C. 54956.9(b) Two Cases LEGEND: | Y YES. N NO. C CONFL | ICT. A | B ABS | TAIN. | A ABS | ENT. | o ppe | SENT | | | | | | | |



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| | FIRST CASE | NO REPORT | | | | | | | | | | | | | | |
| | SECOND CASE - Siemens Transportation | APPROVED PARTIAL SETTLEMENT AND MUTUAL WAIVER OF DAMAGE CLAIMS WITH SIEMENS TRANSP. RELATED TO P2000 CARS. | Y | Y | Y | Y | Y | Y | A | A | Y | A | Y | С | Y | |
| | 2. Initiation of litigation – G.C. 54956.9: ONE CASE | NO REPORT | | | | | | | | | | | | | | |
| | D. Conference with Real Property Negotiators concerning Price and/or Terms of Payment (G.C.54956.8) | | | | | | | | | | | | | | | |



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| | | INSTRUCTED PROPERTY NEGOTIATORS REGARDING FAIR COMPENSATION FOR PROPERTIES RELATED TO THE EASTSIDE LIGHT RAIL TRANSIT PROJECT. | A | Y | Y | Y | Y | Y | A | A | Y | Y | Y | Y | Y | |
| | 2. APPROVE Just compensation for the following parcels and authorize the Chief Executive Officer to make an offer to the owner(s) of record to acquire the parcels for the San Fernando Valley Bus Rapid Transit Project and to pay relocation benefits pursuant to federal and state regulations. | INSTRUCTED PROPERTY NEGOTIATORS REGARDING FAIR COMPENSATION FOR PROPERTIES RELATED TO THE SAN FERNANDO VALLEY BRT PROJECT. | A | Y | Y | Y | Y | Y | A | A | Y | Y | Y | Y | Y | |

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, A-ABSENT, P-PRESENT



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| | E. Conference with Labor Negotiator – G.C. 54957.6: Agency Negotiators: Roger Snoble and Brenda Diederichs Employee Organizations: ATU and Engineers and Architects Association | NO REPORT | | | | | | | | | | | | | | |