

# RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

## REGULAR BOARD MEETING THURSDAY, MARCH 25, 2004

### DIRECTORS VOTING

ITEM NO.	SUBJECT ITEM	ACTION TAKEN	O'CONNOR	LUDLOW	MOLINA	ANTONOVICH	HAHN	ROBERTS	YAROSLAVSKY	BURKE	FASANA	KNABE	PROO	VILLARAIGOSA	LABONGE	WONG
1	APPROVE CONSENT CALENDAR ITEMS: 2, 10, 11, 13, 14, 19, 26, AND 27.	APPROVED	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
2	APPROVE MINUTES OF REGULAR BOARD MEETING HELD FEBRUARY 26, 2004 AND SPECIAL BOARD MEETING HELD MARCH 1, 2004.	APPROVED ON CONSENT CALENDAR														
3	CHAIR'S REPORT	RECEIVED														
4	CHIEF EXECUTIVE OFFICER'S REPORT	RECEIVED														
5	RECEIVE ORAL PRESENTATION ON METRO CONNECTIONS	RECEIVED														

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

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9	ADOPT THE FOLLOWING POSITIONS ON STATE LEGISLATION: A. ACA 24 (DUTRA) – WOULD APPLY LOAN REPAYMENT PROVISIONS TO THE TRANSPORTATION INVESTMENT FUND SIMILAR TO THOSE APPLICABLE TO THE STATE HIGHWAY ACCOUNT. SUPPORT	APPROVED	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	
9	B. AB 2024 (BERMUDEZ) – WOULD REQUIRE THE SECRETARY OF THE BUSINESS, TRANSPORTATION AND HOUSING AGENCY TO PREPARE RECOMMENDATIONS TO IMPLEMENT INCENTIVES FOR PORT-RELATED CARGO DURING OFF-PEAK HOURS, DISINCENTIVES FOR ON-PEAK HOURS AND MANDATORY HOURS OF OPERATIONS OF PORT TERMINALS, RAILROADS, TRUCKS, AND DISTRIBUTION CENTERS. NEUTRAL – WORK WITH AUTHOR	APPROVED AS AMENDED TO ADOPT THE POSITION OF WORK WITH AUTHOR	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	

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

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9	C. AB 2041 (LOWENTHAL) – WOULD CREATE THE PORT CONGESTION MANAGEMENT DISTRICT AND REQUIRE THE DISTRICT TO IMPOSE A FEE ON CONTAINERS SHIPPED BY TRUCK IN THE PORTS OF LONG BEACH AND LOS ANGELES BETWEEN CERTAIN HOURS AND DAYS OF THE WEEK. NEUTRAL – WORK WITH AUTHOR	APPROVED AS AMENDED TO ADOPT THE POSITION OF WORK WITH AUTHOR	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	
9	D. AB 2042 (LOWENTHAL) – WOULD REQUIRE THE PORTS OF LONG BEACH AND LOS ANGELES TO ENSURE THAT ALL FUTURE GROWTH AT THE PORT WILL HAVE A ZERO NET INCREASE IN AIR POLLUTION. NEUTRAL- WORK WITH AUTHOR	APPROVED AS AMENDED TO ADOPT THE POSITION OF SUPPORT IN CONCEPT AND WORK WITH AUTHOR	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	
9	E. AB 2043 (LOWENTHAL) – WOULD ESTABLISH THE MARITIME PORT STRATEGIC MASTER PLAN TASK FORCE. NEUTRAL – WORK WITH AUTHOR	APPROVED AS AMENDED TO ADOPT THE POSITION OF WORK WITH AUTHOR	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	

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

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9	F. AB 2737 (DUTRA) – WOULD CLARIFY CURRENT LAW RELATING TO THE LIABILITY OF A PUBLIC AGENCY ARISING FROM THE LOCATION OF PUBLIC FACILITIES. SUPPORT	APPROVED	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	
9	G. AB 2847 (OROPEZA) – WOULD IMPOSE AN ADDITIONAL FEE OF \$0.05 ON EACH GALLON OF GASOLINE AND DIESEL FUEL SOLD IN THE STATE - SUPPORT	APPROVED	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	
9	H. SB 1614 (TORLAKSON) – WOULD IMPOSE AN ADDITIONAL FEE OF \$0.10 ON EACH GALLON OF GASOLINE AND DIESEL FUEL SOLD IN THE STATE. SUPPORT	APPROVED	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	

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9	I. ADOPT THE FOLLOWING POSITION ON STATE LEGISLATION: SR 33 (MURRAY) – WOULD STATE THAT THE MTA SHOULD ABANDON ITS CURRENT CHALLENGE OF THE CONSENT DECREE AND ORDERS FROM THE SPECIAL MASTER WITH REGARD TO THE CONSENT DECREE, AND, WOULD REQUEST THE MTA TO TAKE ALL NECESSARY ACTIONS TO IMPLEMENT THE TERMS OF THE CONSENT DECREE. OPPOSE	APPROVED	Y	N	A	Y	N	Y	Y	Y	Y	A	Y	N	N	
9	LUDLOW SUBSTITUTE MOTION TO ADOPT THE POSITION OF SUPPORT	FAILED	N	Y	A	N	Y	N	N	N	N	A	N	Y	Y	
9	LABONGE SUBSTITUTE MOTION TO ADOPT THE POSITION OF WORK WITH AUTHOR	FAILED	N	Y	A	N	Y	N	N	N	N	A	N	Y	Y	

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10	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO: A. FUND THE FOURTH YEAR OF CONTRACT NO. PS-2020-1051, WITH DR. DAN EISENSTEIN FOR GEOTECHNICAL AND TUNNELING CONSULTING AS A MEMBER OF THE TUNNEL ADVISORY PANEL FOR AN AMOUNT NOT TO EXCEED \$193,965 EFFECTIVE MAY 1, 2004; AND	APPROVED ON CONSENT CALENDAR														
10	B. FUND THE FOURTH YEAR OF CONTRACT NO. PS-2020-1055, WITH DR. GEOFFREY MARTIN FOR GEOTECHNICAL AND TUNNELING CONSULTING AS A MEMBER OF THE TUNNEL ADVISORY PANEL FOR AN AMOUNT NOT TO EXCEED \$39,600 EFFECTIVE MAY 1, 2004.															

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11	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION (RCTC) FOR RIDESHARE DEVELOPMENT AND SUPPORT SERVICES FOR LOS ANGELES COUNTY DURING FY05 AND FY06 FOR AN AMOUNT NOT TO EXCEED \$600,000, AND TO EXECUTE THREE ONE-YEAR OPTIONS FOR FY07, FY08, AND FY09 FOR AN AMOUNT NOT TO EXCEED \$900,000 OVER THE THREE-YEAR PERIOD.	APPROVED ON CONSENT CALENDAR														
13	AMEND THE NON-CONTRACT EMPLOYEES' RETIREMENT INCOME PLAN TO: A. IMPLEMENT A DEFERRED RETIREMENT OPTION PROGRAM (DROP);  B. ELIMINATE THE \$133.33 OFFSET FOR THOSE EMPLOYEES WHO RETIRE AND ELECT AN ANNUITY OPTION;	APPROVED ON CONSENT CALENDAR														

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

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13	C. ALLOW ELIGIBLE EMPLOYEES TO PURCHASE UP TO 5 YEARS ADDITIONAL SERVICE CREDIT ("AIR TIME") AT NO COST TO THE MTA/PTSC; AND  D. APPROVE EMPLOYER PICKUP RESOLUTION TO ALLOW PRE-TAX PAYROLL DEDUCTIONS FOR AIR TIME PURCHASES UNDER INTERNAL REVENUE CODE SECTION 414 (H)(2).															
14	AWARD A TEN-YEAR, FIRM FIXED-UNIT-RATE CONTRACT NO. PS04511012 TO ADP NATIONAL ACCOUNT SERVICES, PROBUSEINESS DIVISION, TO PROVIDE PRINTING AND DELIVERY OF BI-WEEKLY PAYROLL CHECKS, DEPOSIT ADVICES, W-2'S AND THIRD PARTY CHECKS FOR AN AMOUNT NOT TO EXCEED \$7,500,000, INCLUSIVE OF THREE TWO-YEAR OPTIONS, EFFECTIVE JANUARY 1, 2005.	APPROVED ON CONSENT CALENDAR														

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



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19	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXERCISE A NO-COST INCREASE, ONE-YEAR OPTION TO CONTRACT NO. PM022, PROJECT MANAGEMENT ASSISTANCE (PMA) WITH URS CORPORATION, TO PROVIDE SUPPORT SERVICES FOR VARIOUS PROJECTS, FROM JUNE 1, 2004 TO MAY 31, 2005.	APPROVED ON CONSENT CALENDAR				C	C							C	C	
26	AWARD A THIRTY (30) MONTH, FIXED-UNIT RATE CONTRACT NO. PS33421482, TO STEIN INDUSTRIES, INC. FOR THE PROVISION OF FAREBOX REPAIR AND MAINTENANCE SERVICES FOR AN AMOUNT NOT TO EXCEED \$300,000, INCLUSIVE OF THREE SIX-MONTH OPTIONS, EFFECTIVE APRIL 1, 2004.	APPROVED ON CONSENT CALENDAR														

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

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27	CONSIDER A. APPROVING LIFE OF PROJECT BUDGET IN THE AMOUNT OF \$16 MILLION FOR THE IMPLEMENTATION OF THE REGIONAL TRANSIT ACCESS PASS (TAP) CLEARINGHOUSE AND SERVICE CENTER; AND	APPROVED ON CONSENT CALENDAR														
27	B. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE A CONTRACT MODIFICATION WITH BOOZ-ALLEN HAMILTON, CONTRACT PS-4610-1026, AMENDMENT 3 FOR AN AMOUNT NOT TO EXCEED \$2,996,458 TO PROVIDE TECHNICAL DESIGN, PROGRAM DEVELOPMENT, AND IMPLEMENTATION OVERSIGHT OF THE REGIONAL UNIVERSAL FARE SYSTEM PROGRAM, INCREASING THE TOTAL CONTRACT VALUE FROM \$4,705,185 TO \$7,701,643						C							C		

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

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28	CONSIDER: A. HOLDING A PUBLIC HEARING ON THE PROPOSED RESOLUTION OF NECESSITY FOR THE ACQUISITION OF ASSESSOR PARCEL NOS. 5147-035-004, 005, 006, 007, AND 008 FOR THE DIVISION 1 LAND ACQUISITION AND EXPANSION PROJECT; AND	APPROVED BY A 2/3 VOTE OF THE BOARD AS AMENDED BY YAROSLAVSKY TO INCLUDE JOINT DEVELOPMENT OF ADEQUATE PARKING	Y	C	A	Y	C	Y	Y	Y	Y	Y	Y	C	Y	
28	B. ADOPTING THE RESOLUTION OF NECESSITY AUTHORIZING THE COMMENCEMENT OF AN EMINENT DOMAIN ACTION TO ACQUIRE THE SUBJECT REAL PROPERTY. (CARRIED OVER FROM FEBRUARY BOARD MEETING)															

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

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29	<p>CONSIDER: A. HOLDING A PUBLIC HEARING ON THE PROPOSED RESOLUTION OF NECESSITY FOR THE ACQUISITION OF PARCEL ES-590 FOR THE GOLD LINE EASTSIDE EXTENSION PROJECT; AND</p> <p>B. ADOPTING THE RESOLUTION OF NECESSITY AUTHORIZING THE COMMENCEMENT OF AN EMINENT DOMAIN ACTION TO ACQUIRE THE SUBJECT PROPERTY.</p>	APPROVED BY A 2/3 VOTE OF THE BOARD	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	

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

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30	CONSIDER: A. HOLDING A PUBLIC HEARING ON THE RESOLUTION OF NECESSITY FOR THE ACQUISITION OF PARCEL ES-652 FOR THE GOLD LINE EASTSIDE EXTENSION PROJECT; AND  B. ADOPTING THE RESOLUTION OF NECESSITY AUTHORIZING THE COMMENCEMENT OF AN EMINENT DOMAIN ACTION TO ACQUIRE PARCEL NO. ES-652.	APPROVED BY A 2/3 VOTE OF THE BOARD	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
31	APPROVE: A. CONCEPTUAL SITE PLANS BY LEGACY PARTNERS/GATEHOUSE CAPITAL (LEGACY/GATEHOUSE) FOR JOINT DEVELOPMENT AT THE HOLLYWOOD AND VINE METRO RAIL STATION;	APPROVED	ABS	C	A	Y	C	Y	Y	Y	Y	Y	Y	C	C	

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

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31	B. A MODIFICATION OF THE PREVIOUSLY APPROVED LAND SWAP TO ALLOW THE MTA TO SWAP AIRSPACE AND SUBTERRANEAN SPACE IN RETURN FOR ADDITIONAL IN-FEE OWNERSHIP OF PARCELS ALONG VINE STREET; AND															
31	C. FINDINGS AND STATEMENT OF OVERRIDING CONSIDERATIONS, IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA).															

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32	CONSIDER: A. ADOPTING AN ALTERNATIVE TO THE 2004 LOS ANGELES COUNTY TRANSPORTATION IMPROVEMENT PROGRAM (TIP) THAT DOES NOT RELY ON GRANT ANTICIPATION REVENUE VEHICLE (GARVEE) BONDS;	APPROVED AS AMENDED BY YAROSLAVSKY TO INCLUDE A RESOLUTION URGING USE OF GARVEE BOND FINANCING	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
32	B. RECEIVING AND FILING PROGRAMMING CHANGES DUE TO GARVEE BOND DEBT SERVICE INTEREST RATE RECALCULATIONS; AND  C. RECEIVING AND FILING TECHNICAL AMENDMENTS TO THE 2004 LOS ANGELES COUNTY TIP REQUESTED BY CALTRANS.															

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33	ANTONOVICH, ROBERTS, AND VILLARAIGOSA MOTION THAT THE BOARD: A. SUPPORT THE HIGH SPEED RAIL ANTELOPE VALLEY ALIGNMENT AND THE PALMDALE STATION; AND  B. FORWARD A COPY OF THE MOTION TO THE HIGH SPEED RAIL AUTHORITY.	APPROVED	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
34	CLOSED SESSION: A. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION – G.C. 54956.9(A):  1. FLORES V. MTA SACV 03-820 JVS	APPROVED SETTLEMENT WHICH WILL BE MADE PUBLIC WHEN FILED WITH THE COURT FOR APPROVAL	Y	C	A	A	Y	Y	Y	Y	Y	A	Y	C	Y	
34	2. LABOR COMMUNITY STRATEGY CENTER V. MTA CV 94-5935 TJH	NO REPORT		C										C		
34	3. LUDLOW V. MTA BC 304388	APPROVED RESOLUTION WHICH WILL BE SUBMITTED TO THE BOARD FOR APPROVAL	Y	C	Y	Y	C	Y	Y	Y	Y	A	Y	ABS	Y	

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34	B. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION-- G.C. 54956.9 (B):  INITIATION OF LITIGATION (ONE CASE)	AUTHORIZED ACTION AGAINST THE STATE AS NECESSARY TO PROTECT AGAINST DISCLOSURE OF OPEN CASE FILES	Y	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	
34	C. CONFERENCE REGARDING POTENTIAL THREATS TO PUBLIC SERVICES OR FACILITIES - - G.C. SECTION 54957:  WHILE THERE MAY BE NO IMMEDIATE THREAT, THIS IS TO PROVIDE THE BOARD WITH A CONFIDENTIAL UPDATE BY CAPTAIN FINKELSTEIN, CHIEF OF SECURITY AND LAW ENFORCEMENT, ON SECURITY RELATED MATTERS.	NO REPORT														

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

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34	D. CONFERENCE WITH LABOR NEGOTIATOR-G.C. 54957.6:  AGENCY NEGOTIATORS: ROGER SNOBLE AND BRENDA DIEDERICHS EMPLOYEE ORGANIZATIONS: ATU, TCU, AND TEAMSTERS.	NO REPORT														

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