



Los Angeles County
Metropolitan Transportation Authority

Metro

RECAP OF PROCEEDINGS
LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY
REGULAR BOARD MEETING
THURSDAY, JUNE 23, 2005

DIRECTORS VOTING

ITEM NO.	<u>SUBJECT ITEM</u>	<u>ACTION TAKEN</u>	O'CONNOR	LUDLOW	FASANA	MOLINA	BURKE	HAHN	ROBERTS	ANTONOVICH	YAROSLAVSKY	KNABE	REYES	LABONGE	LOWENTHAL	FAILING
1	APPROVE CONSENT CALENDAR ITEMS: 2, 8, 9, 10, 14, 15, 28**, 29, 30, 31, AND 32. **REQUIRES 2/3 VOTE OF THE BOARD	APPROVED	Y	A	Y	Y	Y	A	Y	Y	Y	Y	A	A	Y	
	NOTE COMMITTEE AUTHORITY ITEMS: 34, 35, 36, AND 37.	NOTED														
2	APPROVE MINUTES OF SPECIAL BOARD MEETINGS HELD MAY 9 AND MAY 25, 2005, AND REGULAR BOARD MEETING HELD MAY 26, 2005.	APPROVED ON CONSENT CALENDAR														

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



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3	CHAIR'S REPORT. · PRESENTATION OF RESOLUTION TO OUTGOING DIRECTOR HAHN. · PRESENTATION OF RESOLUTION TO RETIRING ASSISTANT BOARD SECRETARY, SHARON STERLING.	PRESENTED RESOLUTIONS TO DIRECTOR HAHN AND SHARON STERLING, AND ADJOURNED IN MEMORY OF GARY CLARK, DEPUTY EXECUTIVE OFFICER, BOARD AND GOVERNMENT RELATIONS AND DEREK HANWAY, BURBANK FINANCE DIRECTOR	P	A	P	A	P	P	P	A	P	P	A	A	P	
4	CHIEF EXECUTIVE OFFICER'S REPORT. · PRESENTATION TO OUTGOING CHAIR ROBERTS.	PRESENTED COMMEMORATIVE BOOK TO CHAIR ROBERTS	P	A	P	P	P	A	P	P	P	P	A	A	P	

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



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8	ESTABLISH A CAPITAL RESERVE ACCOUNT FOR THE CITY OF SOUTH GATE FROM \$1,500,000 OF THEIR PROPOSITION C 20% LOCAL RETURN FUNDS, SO THAT ALLOCATED FUNDING MAY BE USED TO FINANCE THE OTIS STREET PAVEMENT REHABILITATION PROJECT FOR AN EXTRA THREE YEARS.	APPROVED ON CONSENT CALENDAR														

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



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9	<p>ADOPT:</p> <p>A. FINDINGS AND RECOMMENDATIONS FOR USING FY 2005-06 TRANSPORTATION DEVELOPMENT ACT (TDA) ARTICLE 8 FUND ESTIMATES TOTALING \$16,744,953 AS FOLLOWS:</p> <p>1. IN THE CITIES OF AVALON AND SANTA CLARITA, THERE ARE UNMET TRANSIT NEEDS THAT ARE REASONABLE TO MEET. THEREFORE, TDA ARTICLE 8 FUNDS WILL BE USED TO MEET THESE UNMET TRANSIT NEEDS. THE ALLOCATIONS ARE \$108,098 AND \$5,092,946 FOR AVALON AND SANTA CLARITA, RESPECTIVELY.</p>	APPROVED ON CONSENT CALENDAR														

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



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9	<p>2. IN THE ANTELOPE VALLEY, WHICH INCLUDES THE CITIES OF LANCASTER AND PALMDALE, AND IN THE LOS ANGELES COUNTY UNINCORPORATED AREAS OF ANTELOPE VALLEY, SANTA CLARITA VALLEY AND CATALINA ISLAND, TRANSIT NEEDS ARE MET USING OTHER FUNDING SOURCES, SUCH AS PROPOSITIONS A AND C LOCAL RETURN. THEREFORE, THERE ARE NO UNMET TRANSIT NEEDS THAT ARE REASONABLE TO MEET, BECAUSE OTHER FUNDING SOURCES WILL BE USED TO ADDRESS THESE NEEDS. THUS, TDA ARTICLE 8 FUNDS MAY BE USED FOR STREET AND ROAD PURPOSES. THE ALLOCATIONS FOR THE ANTELOPE VALLEY ARE \$3,990,350 AND \$4,055,208 (LANCASTER AND PALMDALE, RESPECTIVELY). THE ALLOCATION FOR LOS ANGELES COUNTY UNINCORPORATED IS \$3,498,351.</p>															

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



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9	B. A RESOLUTION MAKING A DETERMINATION OF UNMET PUBLIC TRANSPORTATION NEEDS IN THE AREAS OF LOS ANGELES COUNTY OUTSIDE THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (METRO) SERVICE AREA.															

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



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10	<p>APPROVE: A. METHODOLOGIES AND ASSUMPTIONS, INCLUDING ALL CHANGES AND ADJUSTMENTS, USED FOR THE FISCAL YEAR (FY) 2006 TRANSIT FUND ALLOCATIONS, AS DETERMINED BY STAFF IN ACCORDANCE WITH FEDERAL, STATE AND LOCAL REQUIREMENTS, AS WELL AS OUR POLICIES AND GUIDELINES AND PRIOR BOARD ACTIONS; AND</p> <p>B. \$1.1 BILLION IN FY 2006 TRANSIT FUND ALLOCATIONS FOR LOS ANGELES COUNTY JURISDICTIONS, TRANSIT OPERATORS, AND METRO OPERATIONS. THESE ALLOCATIONS INCLUDE THE FOLLOWING:</p>	APPROVED ON CONSENT CALENDAR														

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



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10	<p>1. \$525.2 MILLION IN TRANSPORTATION DEVELOPMENT ACT (TDA) ARTICLE 4, TDA INTEREST, STATE TRANSPORTATION ASSISTANCE (STA), STA INTEREST AND PROPOSITION A 40% DISCRETIONARY FUND ALLOCATIONS;</p> <p>2. \$28.9 MILLION IN PROPOSITION C 40% DISCRETIONARY FUND ALLOCATIONS FOR THE BUS SERVICE IMPROVEMENT PROGRAM, FOOTHILL MITIGATION PROGRAM, THE TRANSIT SERVICE EXPANSION PROGRAM AND THE BASE SERVICE RESTRUCTURING PROGRAM;</p>															

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



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10	3. \$16.9 MILLION IN PROPOSITION C 40% DISCRETIONARY FUND ALLOCATIONS FOR THE MUNICIPAL OPERATOR SERVICE IMPROVEMENT PROGRAM; 4. \$16.7 MILLION IN TDA ARTICLE 8 FUND ALLOCATIONS; 5. \$275.3 MILLION IN PROPOSITION A AND PROPOSITION C LOCAL RETURN AND TDA ARTICLE 3 FUND ALLOCATIONS;															

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



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10	6. \$11.8 MILLION IN PROPOSITION A INCENTIVE PROGRAM FUND ALLOCATIONS; 7. \$27.5 MILLION IN PROPOSITION C 5% SECURITY FUND ALLOCATIONS; AND 8. \$201.1 MILLION IN FEDERAL TRANSIT ACT SECTION 5307 URBAN FORMULA CAPITAL FUND ALLOCATIONS.															
14	ADOPT THE FOLLOWING POSITION ON STATE LEGISLATION: SUPPORT AB 267 (DAUCHER) – WOULD EXPAND THE PROCESS BY WHICH LOCAL AGENCIES MAY BE REIMBURSED BY THE CALIFORNIA TRANSPORTATION COMMISSION FOR ADVANCEMENT OF LOCAL FUNDS FOR STATE FUNDED PROJECTS.	APPROVED ON CONSENT CALENDAR														

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



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15	<p>CONSIDER:</p> <p>A. ADOPTING THE UPDATES TO THE DEBT POLICY;</p> <p>B. ADOPTING THE UPDATES TO THE RATE SWAP POLICY; AND</p> <p>C. RECEIVING AND FILING THE ANNUAL REPORT ON INTEREST RATE SWAPS.</p>	APPROVED ON CONSENT CALENDAR														
16-A	<p>CLOSED SESSION:</p> <p>CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – G.C. 54956.9(A):</p> <p>1. MEDINA V. MTA BC315080</p>	APPROVED SETTLEMENT IN THE AMOUNT OF \$2.6 MILLION.	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	A	A	Y	
16-A	<p>2. KAJIMA/RAY WILSON V. MTA B170003</p>	<p>LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, A-ABSENT, P-PRESENT</p> <p>NO REPORT</p>														



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16-A	3. LABOR/COMMUNITY STRATEGY CENTER V. MTA CV 94-5936	NO REPORT														
16-A	4. CLEAR CHANNEL OUTDOOR, INC. V. MTA BC 286040	NO REPORT														
16-B	CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – G.C. 54956.9(B): ONE CASE.	NO REPORT														

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



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16-C	PERSONNEL MATTERS – G.C. 54957: PUBLIC EMPLOYEE PERFORMANCE EVALUATION – CHIEF EXECUTIVE OFFICER	NO REPORT														
21	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND AWARD EXCESS LIABILITY INSURANCE POLICIES, EXCLUDING TERRORISM AND MAJOR CONSTRUCTION RISKS, AT A COST NOT TO EXCEED \$5,650,000 FOR A 12-MONTH PERIOD EFFECTIVE AUGUST 1, 2005 THROUGH JULY 31, 2006.	APPROVED AS AMENDED TO DELETE "AND AWARD" AND DIRECTED STAFF TO IDENTIFY THE UNDERWRITERS, THEIR SEGMENT OF COVERAGE, AND THE PRICE BEFORE THE JULY MEETINGS.	Y	A	Y	Y	Y	A	Y	C	Y	Y	A	A	Y	

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



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22	ADOPT A RESOLUTION AND APPROVE DOCUMENTS ON FILE WITH THE BOARD SECRETARY AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO PRICE BY NEGOTIATED SALE, AND DELIVER UP TO \$300 MILLION OF BONDS IN ONE OR MORE SERIES IN A COMBINED ISSUANCE OF VARIABLE RATE AND FIXED RATE BONDS. (REQUIRES SEPARATE, SIMPLE MAJORITY BOARD VOTE)	APPROVED	Y	A	Y	Y	Y	A	Y	Y	Y	Y	A	A	Y	

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



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23	APPOINT GOLDMAN SACHS & CO., MORGAN STANLEY, MERRILL LYNCH, AND DE LA ROSA & CO. AS CO-SENIOR MANAGING UNDERWRITERS AND REMARKETING AGENTS FOR ONE OR MORE SERIES OF AUCTION RATE SECURITIES.	APPROVED	Y	A	Y	Y	Y	A	Y	C	Y	Y	A	C	Y	
28	CONSIDER: A. FINDING THAT THERE IS ONLY A SINGLE SOURCE OF PROCUREMENT FOR ADVANCED TRANSPORTATION MANAGEMENT SYSTEM (ATMS) EQUIPMENT SUITES AND PURCHASE IS FOR THE SOLE PURPOSE OF DUPLICATING EQUIPMENT ALREADY IN USE. THE BOARD HEREBY AUTHORIZES PURCHASE OF ATMS EQUIPMENT PURSUANT TO PUBLIC UTILITIES CODE SECTION 130237; AND	APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE OF THE BOARD														

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



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28	<p>B. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND EXECUTE A ONE YEAR, FIRM FIXED PRICE CONTRACT OP31501711 WITH MOTOROLA, INC. FOR THE PURCHASE OF 102 ATMS EQUIPMENT SUITES FOR CONTRACTED BUS SERVICES, INCLUDING INSTALLATION, AND ATMS EQUIPMENT SUITES FOR 2 NON-REVENUE VEHICLES INCLUDING INSTALLATION, FOR AN AMOUNT NOT TO EXCEED \$2,000,000, EFFECTIVE JULY 1, 2005.</p> <p>(REQUIRES 2/3 VOTE OF THE BOARD)</p>															

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



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29	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXECUTE TWENTY CONTRACT AMENDMENTS FOR A TOTAL AMOUNT NOT TO EXCEED \$3,526,122, INCLUSIVE OF A 7% CONTINGENCY, FOR THE METRO FREEWAY SERVICE PATROL (FSP) PROGRAM.	APPROVED ON CONSENT CALENDAR														
30	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO AWARD A FIVE-YEAR, INDEFINITE DELIVERY, INDEFINITE QUANTITY CONTRACT BEGINNING SEPTEMBER 1, 2005 UNDER IFB NO. PS05642018, WITH RICOH BUSINESS SYSTEMS, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER FOR THE LEASE AND MAINTENANCE OF MULTI-FUNCTION DEVICES FOR AN AMOUNT NOT TO EXCEED \$2,035,810.79.	APPROVED ON CONSENT CALENDAR														

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



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31	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXECUTE AN AMENDMENT TO CONTRACT NO. OP-02-4610-10 WITH CUBIC TRANSPORTATION SYSTEMS, INC. TO PROVIDE UNIVERSAL FARE SYSTEM EQUIPMENT FOR THE USE ON THE METRO GOLD LINE EASTSIDE EXTENSION PROJECT FOR AN AMOUNT NOT TO EXCEED \$3,808,722 INCREASING THE TOTAL CONTRACT VALUE FROM \$98,206,431 TO \$102,015,153.	APPROVED ON CONSENT CALENDAR														

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



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32	<p>CONSIDER: A. INCREASING THE AUTOMATED GUIDEWAY VEHICLES LIFE-OF-PROJECT BUDGET, CP 202000, BY \$184,706 INCREASING THE LIFE-OF-PROJECT BUDGET FROM \$1,600,000 TO \$1,784,706; AND B. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO AWARD A FIRM FIXED PRICE CONTRACT UNDER RFP NO. OP33431614 WITH HK SYSTEMS, INC. FOR AUTOMATED GUIDEWAY VEHICLES AND PROGRAMMABLE LOGIC CONTROL UPGRADE FOR A FIRM FIXED PRICE NOT TO EXCEED \$1,713,567, INCLUSIVE OF SALES TAX.</p>	APPROVED ON CONSENT CALENDAR								C						

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



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34	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXECUTE AN AGREEMENT WITH THE CALIFORNIA HIGHWAY PATROL TO PROVIDE FIELD OFFICER AND DISPATCH SUPPORT TO THE LOS ANGELES COUNTY METRO FREEWAY SERVICE PATROL DURING FY06 FOR AN AMOUNT NOT TO EXCEED \$800,000.	APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY			Y		Y						A	Y	Y	
35	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO AWARD A FIVE-YEAR FIXED UNIT RATE AND TIME AND MATERIALS CONTRACT NO. OP33441661 TO SOUTHERN CALIFORNIA OVERHEAD DOOR COMPANY, TO PROVIDE ROLL-UP DOORS MAINTENANCE AND INSTALLATION SERVICES FOR METRO BUS AND RAIL TRANSIT FACILITIES FOR AN AMOUNT NOT TO EXCEED \$1,210,300, INCLUSIVE OF TWO ONE-YEAR OPTIONS EFFECTIVE JULY 1, 2005.	APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY			Y		Y						A	Y	Y	

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



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36	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO EXECUTE CONTRACT MODIFICATION TO CONTRACT NO. C0718 WITH PINNER CONSTRUCTION COMPANY TO REPLACE HOISTS AT BUS MAINTENANCE FACILITIES FOR AN AMOUNT NOT TO EXCEED \$450,000, INCREASING THE TOTAL CONTRACT VALUE FROM \$5,710,000 TO \$6,160,000.	APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY			Y		Y						A	Y	Y	

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



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37	AUTHORIZE THE CHIEF EXECUTIVE OFFICER TO AWARD A FOUR-MONTH, NON-COMPETITIVE FIRM FIXED PRICE CONTRACT NO. OP33201598, TO GE INFRASTRUCTURE SECURITY FOR THE REMOVAL OF OBSOLETE DIGITAL VIDEO RECORDERS-1 AND THE INSTALLATION OF DIGITAL VIDEO RECORDERS-3 ON 130-NEOPLAN BUSES AT DIVISION 18 FOR AN AMOUNT NOT TO EXCEED \$667,162 INCLUSIVE OF A \$50,000 CONTINGENCY FOR REPLACEMENT OF MALFUNCTIONING EQUIPMENT AS NEEDED, EFFECTIVE JULY 1, 2005.	APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY			Y		Y						A	Y	Y	

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



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ITEM NO.	SUBJECT ITEM	ACTION TAKEN	O'CONNOR	LUDLOW	FASANA	MOLINA	BURKE	HAHN	ROBERTS	ANTONOVICH	YAROSLAVSKY	KNABE	REYES	LABONGE	LOWENTHAL	FAILING
38	APPROVE THE FOLLOWING NOMINEES FOR MEMBERSHIP ON THE SAN GABRIEL VALLEY SECTOR GOVERNANCE COUNCIL: · HENRY LOPEZ: CITY OF SAN GABRIEL (REAPPOINTMENT) · DAVID SPENCE: SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (REAPPOINTMENT)	APPROVED	Y	A	Y	Y	Y	A	Y	Y	Y	Y	A	Y	Y	
39	ELECTION OF 2ND VICE CHAIR.	ELECTED DIRECTOR PAM O'CONNOR	Y	A	Y	Y	Y	A	Y	Y	Y	Y	A	Y	Y	

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