



RECAP OF PROCEEDINGS

LOS ANGELES COUNTY, METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

January 28, 2010 Regular Board Meeting

DIRECTORS VOTING

ATTENDANCE			P	P	A	P	P	P	P	P	P	P	P	P		
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	HUIZAR	O'CONNOR	YAROSLAVSKY	KATZ	VILLARAIGOSA	NAJARIAN (CHAIR)	KNABE	DUBOIS	RIDLEY-THOMAS	ANTONOVICH	MOLINA	FASANA	VACANT
1	APPROVE Consent Calendar Items: 2, 6, 7, 16, 18, 45, 48**, 49**, 50**, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, and 62**. item 16 pulled from consent.	APPROVED BY A 2/3 VOTE. ITEM 16 WAS REMOVED FROM THE CONSENT CALENDAR	Y	Y	A	A	Y	Y	Y	Y	Y	A	Y	A	Y	
2	APPROVE Minutes of Regular Board Meeting held December 10, 2009.	APPROVED ON CONSENT CALENDAR														
3	Chair's Report. Ø Presentation of Metro Gold Line Eastside Extension Resolutions	RECEIVED. PRESENTED RESOLUTIONS.	P	P	A	A	P	P	P	P	P	P	P	A	P	
4	Chief Executive Officer's Report Ø Presentation of Award from the Federal Transit Administration and Virginia Tech University for completion of Environmental Management Systems Training Ø Presentation from Los Angeles Department of Water and Power in recognition of Public Power Week and LACMTA's Sustainability, Energy Conservation and Efficiency Efforts	RECEIVED. PRESENTED AWARDS.	P	P	A	A	P	P	P	P	P	P	P	A	P	

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



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6	<p>PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (5-0):</p> <p>A. approving an advance of \$6.645 million in funding from the Interstate 5 - Orange County Line to Interstate 605 (I-5 South) budget for design and construction of the I-5 South pre-construction projects; and</p> <p>B. authorizing the Chief Executive Officer to enter in a Memorandum of Understanding with the I-5 South Consortium Cities Joint Powers Authority to administer the I-5 South Pre-Construction Mitigation Projects.</p>	APPROVED ON CONSENT CALENDAR														

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



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7	<p>PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (5-0):</p> <p>A. amending the FY 2010 budget to increase the revenues and expenses for project #405533, Commuter Rail, by \$26,100 to increase the Los Angeles County Metropolitan Transportation Authority (LACMTA) contribution to the Los Angeles-San Diego-San Luis Obispo Rail Corridor Agency (LOSSAN) for a total contribution of \$38,100; and</p> <p>B. authorizing the Chief Executive Officer to commit to a future contribution (FY 2011) of \$221,040, provided funds are available.</p>	APPROVED ON CONSENT CALENDAR														

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



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15	FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) as amended: A. authorizing the Chief Executive Officer (CEO) to negotiate terms and conditions and execute a ten-year lease with the Southern California Regional Rail Authority (SCRRA) for the rental of approximately 32,851 square feet of office space within the Gateway Headquarters Building at an initial monthly rental rate of \$2.40 per square foot (\$28.80 annually per square foot) or \$946,109 annually, with 3.5 percent annual increases over the term of the lease; <input type="checkbox"/>	APPROVED	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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15	<p>B. authorizing the CEO to negotiate and execute a contract modification for Contract No. PS07643032, with T. W. McAllister & Associates to increase the contract not-to-exceed amount from \$1 million to \$1.8 million; and</p> <p>C. amending the Fiscal Year (FY) 2010 budget to add \$210,000 of revenues and expenses to Capital Project No. 210150 SCRRRA Relocation, and fund with Proposition C 10 percent Commuter Rail funds, capping restacking costs at \$2.5 million.</p>															

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



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16	FINANCE AND BUDGET COMMITTEE RECOMMENDED (5-0) approving the following FY 2011 Business Planning Parameters: A. Sales tax revenues forecast of \$589.8 million each for Propositions A, C and Measure R; B. TDA revenue forecast of \$294.9 million; C. No State Transit Assistance revenues forecast for the Los Angeles Region; <input type="checkbox"/>	NO ACTION														

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



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16	<p>D. Fares forecast at \$332.3 million based on July 1, 2010 fare increase for non-discounted riders and ridership decreases experienced in FY 2010;</p> <p>E. The resulting farebox recovery ratio is 26 percent, and the fare revenue per boarding is 73 cents per boarding;</p> <p>F. Metro Bus Operations funding will include \$107.1 million Measure R 20 percent funds</p> <p>G. No new full-time equivalents will be added to the workforce except for operation of the Exposition Light Rail Line Project Phase 1 (Expo 1) planned for revenue operation in January 2011;</p>															

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16	<p>H. Rail revenue service hours are planned to increase by 53,470 hours for Expo 1</p> <p>I. Restructure bus service to eliminate unproductive and duplicative bus service by 145,000 revenue service hours from the FY 2010 budget</p> <p>J. No wage or salary increases are forecast.</p> <p>K. The cost of employee medical, dental and related benefits will increase by 10 percent.</p>															

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



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17	<p>FINANCE AND BUDGET COMMITTEE FORWARDED to the Full Board approving, as amended, just compensation and an administrative settlement in the amount of \$3.265 million and AUTHORIZE the Chief Executive Officer to acquire the fee simple interest in Parcel MC-519, and pay escrow fees and title insurance costs associated with the acquisition.</p> <p><u>REVISED Ridley-Thomas Amendment:</u> Direct staff to return to the Board with recommendations for alternative uses for the parcel.</p> <p><u>Explore opportunities for enhancing transit supportive development while providing parking for the station. Any proposed alternative must have clear qualitative and fiscal benefits to Metro. Report back in 30 days.</u></p>	APPROVED AS AMENDED	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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18	<p>FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0-1) awarding:</p> <p>A. a three-year contract to Bank of America N.A. to provide a \$150 million direct pay letter of credit for a cost not to exceed \$5.5 million, including legal fees and other related expenses; and</p> <p>B. a two-year contract to the Bank of Nova Scotia (Scotiabank) to provide a \$169 million Standby Bond Purchase Agreement for a cost not to exceed \$3.75 million, including legal fees and other related expenses, or if unable to reach agreement with the best ranked proposer, negotiate with each successively ranked proposer.</p>	APPROVED ON CONSENT CALENDAR														

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



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29	<p>CONSIDER:</p> <p>A. approving the use of Measure R 35 percent funds for a Proposition 1B Letter of No Prejudice arrangement to be considered for approval by the California Transportation Commission on January 13, 2010; and,</p> <p>B. authorizing the Chief Executive Officer to amend the FY 2010 Budget to include the funds necessary to award the San Fernando Valley North-South Rapidway (Canoga Corridor) project.</p>	NO ACTION														
38	<p>APPROVE a thirty-day extension on the due date to respond to the motion approved at the December 10, 2009 Board Meeting regarding the Disadvantaged Business Enterprise Program and the Small Business Enterprise Goal Development and Participation Process.</p>	NO ACTION														

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



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40	<p>CONSIDER:</p> <p>A. adopting the Investment Policy;</p> <p>B. approving the Financial Institutions Resolution authorizing financial institutions to honor signatures of LACMTA Officials; and</p> <p>C. delegating to the Treasurer, or his/her designee, the authority to invest funds for a one-year period, pursuant to California Government Code Section 53607.</p>	NO ACTION														
41	ADOPT the revised Metro Acquisition Policy dated January 21, 2010.	NO ACTION														
42	APPROVE the salary for the Acting Chief Operations Officer.	APPROVED	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	

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



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45	<p>CONSTRUCTION COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to:</p> <p>A. execute modification No. 5 to Contract No. PS20201055 with Dr. Geoffrey Martin for the Continuation of Tunnel Advisory Panel services in the amount of \$875,000, increasing the total contract value from \$326,000 to \$1.201 million;</p> <p>B. award Contracts No. PS85102416 and PS85102493 to Dr. Harvey Parker and Dr. Edward Cording, respectively, each in the amount of \$1.225 million; and</p> <p>C. negotiate and execute contract modifications to Contracts No. PS20201055, PS85102416 and PS85102493 in an amount not-to-exceed \$332,500.</p>	APPROVED ON CONSENT CALENDAR														

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



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48	<p>OPERATIONS COMMITTEE RECOMMENDED (4-0):</p> <p>A. finding that there is only a single source of procurement for concrete grade crossing panels to be used to complete the Metro Blue Line Grade Crossing Improvements project and purchase is for the sole purpose of duplicating existing equipment already in use. The Board hereby authorizes purchase of the concrete grade crossing panels pursuant to California Public Utilities Code Section 130237;</p> <p>B. authorizing the Chief Executive Officer to award a firm fixed price contract to Omni Products, Inc. for concrete grade crossing panels for an amount not-to-exceed \$135,000, inclusive of sales tax, pursuant to California Public Utilities Code Section 130237.</p> <p>(REQUIRES 2/3 VOTE OF THE BOARD)</p>	<p>APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE</p>														
<p>LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, A-ABSENT, P-PRESENT</p>																



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49	<p>OPERATIONS COMMITTEE RECOMMENDED (4-0):</p> <p>A. finding that there is only a single source of procurement for Interlocking Full Depth Rubber Grade Crossing Pads required to join safely to and duplicate existing HiRail Corporation supplied Americans with Disabilities Act compliant pedestrian entranceways. Purchase is for the sole purpose of duplicating existing equipment already in use. The Board hereby authorizes purchase of the interlocking full depth rubber grade crossing pads, pursuant to California Public Utilities Code section 130237; and</p>	<p>APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE</p>														

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



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49	B. authorizing the Chief Executive Officer to award a firm fixed price contract to HiRail Corporation for Interlocking Full Depth Rubber Grade Crossing Pads for an amount not to exceed \$150,000, inclusive of sales tax, pursuant to Public Utilities Code Section 130237. (REQUIRES A 2/3 VOTE OF THE BOARD)															

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



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50	<p>OPERATIONS COMMITTEE RECOMMENDED (4-0):</p> <p>A. finding that there is only a single source of procurement for radiator assemblies and purchase is for the sole purpose of duplicating our existing equipment already in use. The Board hereby authorizes the purchase of radiator assemblies pursuant to California Public Utilities Code Section 130237; and</p> <p>B. authorizing the Chief Executive Officer to award a firm fixed price contract to Diesel Radiator Company, for the procurement of 110 radiator assemblies for an amount not-to-exceed \$321,249, inclusive of sales tax.</p> <p>(REQUIRES A 2/3 VOTE OF THE BOARD)</p>	APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE														

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



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51	OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to award a five-year firm fixed labor rate Contract, No. OP33432352, to Fuel Solutions, Inc. for CNG consulting services in an amount not-to exceed \$387,160, inclusive of a ten percent contingency.	APPROVED ON CONSENT CALENDAR														
52	OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to award a 36-month, firm-fixed price contract under Bid No. 10-0012 to Kelsan Technologies Corporation, the lowest responsive and responsible bidder for Rail Vehicle Lubricating Sticks for an amount to exceed \$793,368, inclusive of a one-year option.	APPROVED ON CONSENT CALENDAR														

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53	OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to award a firm-fixed price unit rate contract under Bid No. 10-0004 to Swiger Coil Systems, LLC, the lowest responsive and responsible bidder, for the overhaul of 218 Siemens P2000 light rail vehicle traction motors for an amount not-to-exceed \$982,525.	APPROVED ON CONSENT CALENDAR														
54	OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to award a 36-month, indefinite delivery/indefinite quantity, firm, fixed price contract under Bid No. 10-0010 to Prevost Car (US), Inc., the lowest responsive, responsible bidder for Boot and Spring Assemblies for an amount not-to-exceed \$1,734,098, inclusive of sales tax and two one-year options.	APPROVED ON CONSENT CALENDAR														

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



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55	<p>OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to award a 36-month, indefinite delivery/indefinite quantity, firm fixed price, contract under Bid Number 10-0002 to the lowest responsive, responsible bidders for bike racks for an amount not-to-exceed \$1,278,755, inclusive of sales tax and two one-year options for the following:</p> <p>A. Sportworks Northwest for line items 1 (Bike Rack DL@ Assembled), 2 (Bike Rack DL@ Fully Assembled), 4 (Bracket "C" Pivot) and 5 (Plate Asm-Pivot) for a total contract value of \$1,256,195, inclusive of sales tax; and</p> <p>B. Midwest Bus Corporation for line item 3 (Bike Rack DL3 Trilogy) for a total contract value of \$22,560, inclusive of sales tax.</p>	APPROVED ON CONSENT CALENDAR														

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



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56	OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to modify the scope of work under Contract No. CO935 with Reyes & Sons Electric, Inc. and execute a deductive contract modification for the deletion of an emergency generator unit previously planned for the Metro Support Services Center. The contract modification authority amount shall not exceed \$150,000, allowing a potential decrease to the Total Contract Value from \$597,205 to \$447,205.	APPROVED ON CONSENT CALENDAR														
57	OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to award a five-year firm fixed unit rate Contract, No. OP33442421 to Woods Maintenance Services, Inc., the lowest responsive, responsible bidder, to provide graffiti abatement service for MTA Transit Facilities, in an amount not to exceed \$3,866,148, inclusive of two, one-year options, effective February 1, 2010.	APPROVED ON CONSENT CALENDAR														

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



RECAP OF PROCEEDINGS

LOS ANGELES COUNTY, METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

January 28, 2010 Regular Board Meeting

DIRECTORS VOTING

ATTENDANCE			P	P	A	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	HUIZAR	O'CONNOR	YAROSLAVSKY	KATZ	VILLARAIGOSA	NAJARIAN (CHAIR)	KNABE	DUBOIS	RIDLEY-THOMAS	ANTONOVICH	MOLINA	FASANA	VACANT
58	OPERATIONS COMMITTEE RECOMMENDED (4-0) approving the award of a contract option to S.J. Amoroso Construction Co, Inc. for the Bauchet Street Parking Structure in the amount of \$3,367,000.	APPROVED ON CONSENT CALENDAR														
59	OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to execute Modification No. 17 to Contract No. P2550 with AnsaldoBreda S.p.A. , which settles outstanding contractual issues and reduces the Total Contract Value by \$12,305,978 from \$146,774,872 to \$134,468,894.	APPROVED ON CONSENT CALENDAR		C												

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



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ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	HUIZAR	O'CONNOR	YAROSLAVSKY	KATZ	VILLARAIGOSA	NAJARIAN (CHAIR)	KNABE	DUBOIS	RIDLEY-THOMAS	ANTONOVICH	MOLINA	FASANA	VACANT
60	<p>OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to:</p> <p>A. Execute twenty-one Metro Freeway Service Patrol (FSP) contracts in an amount not to exceed \$30,454,832 inclusive of a 7% contingency to the following contractors:</p> <p>B. negotiate and execute Metro FSP contract modifications for a total amount not to exceed \$5,727,757.</p>	APPROVED ON CONSENT CALENDAR								C						

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



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ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	HUIZAR	O'CONNOR	YAROSLAVSKY	KATZ	VILLARAIGOSA	NAJARIAN (CHAIR)	KNABE	DUBOIS	RIDLEY-THOMAS	ANTONOVICH	MOLINA	FASANA	VACANT	
60	Beat Contract Contractor Amount Contract Period 1 FSP10-1 South Coast Towing \$ 2,445,264 6/1/10 – 11/30/13 2 FSP10-2 Neighborhood Tow 4U, Inc. \$ 2,019,329 6/1/10 – 11/30/13 5 FSP10-5 Tip Top Tow \$ 879,512 6/1/10 – 11/30/11 6 FSP10-6 L.A.'s Bestway \$ 638,547 6/1/10 – 11/30/11 9 FSP10-9 L.A.'s Bestway \$ 798,862 6/1/10 – 11/30/11																

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



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ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	HUIZAR	O'CONNOR	YAROSLAVSKY	KATZ	VILLARAIGOSA	NAJARIAN (CHAIR)	KNABE	DUBOIS	RIDLEY-THOMAS	ANTONOVICH	MOLINA	FASANA	VACANT	
60	11 FSP10-11 J&M Towing, LLC \$ 665,861 6/1/10 – 11/30/11 13 FSP10-13 Tow Masters \$ 2,019,422 6/1/10 – 11/30/13 19 FSP10-19 Kenny's Auto Service \$ 1,881,862 6/1/10 – 11/30/12 21 FSP10-21 California Coach Auto Body, Inc. \$ 1,573,109 6/1/10 – 11/30/12 27 FSP10-27 South Coast Towing \$ 1,037,801 6/1/10 – 11/30/11 28 FSP10-28 Hadley Towing \$ 1,574,540 6/1/10 – 11/30/12 29 FSP10-29 Classic Club Services, Inc. \$ 1,040,660 6/1/10 – 11/30/11 30 FSP10-30 City Wide Towing \$ 1,515,358 6/1/10 – 11/30/12																

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



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ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	HUIZAR	O'CONNOR	YAROSLAVSKY	KATZ	VILLARAIGOSA	NAJARIAN (CHAIR)	KNABE	DUBOIS	RIDLEY-THOMAS	ANTONOVICH	MOLINA	FASANA	VACANT	
60	31 FSP10-31 Sonic Towing Inc. \$ 995,727 6/1/10 – 11/30/11 33 FSP10-33 Platinum Tow & Transport, Inc. \$ 2,129,468 6/1/10 – 11/30/13 34 FSP10-34 Sebo Towing, Inc. \$ 1,862,046 6/1/10 – 11/30/13 36 FSP10-36 Lara's Tow Service \$ 1,663,719 6/1/10 – 11/30/13 37 FSP10-37 Hadley Towing \$ 1,485,645 6/1/10 – 11/30/12 38 FSP10-38 California Coach Auto Body, Inc. \$ 1,659,851 6/1/10 – 11/30/12 42 FSP10-42 EZ Towing, Inc. \$ 1,702,085 6/1/10 – 11/30/13 43 FSP10-43 Frank Scotto Towing \$ 898,359 6/1/10 – 11/30/11 Total \$30,487,027																
61	OPERATIONS COMMITTEE RECOMMENDED (4-0) approving the exception of Culver City Bus Rapid 6 (Sepulveda Boulevard), effective January 4, 2010, from New Service Plan requirements.	APPROVED ON CONSENT CALENDAR															

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



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62	<p>OPERATIONS COMMITTEE RECOMMENDED (4-0):</p> <p>A. finding that because the elements and scope of the purchase of light rail vehicles are of a highly specialized and unique nature, the procurement qualifies under Public Utilities Code Section 130238 for procurement by competitive negotiation;</p> <p>B. authorizing the Chief Executive Officer to solicit light rail vehicles as a competitive negotiation pursuant to Public Utilities Code 130238 and Metro's Procurement Policies.</p> <p>(REQUIRES A 2/3 VOTE OF THE BOARD)</p>	APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE														
66	<p>AUTHORIZE the Chief Executive Officer to negotiate and award a five-year revenue-generating contract (inclusive of three one-year options) to Allvision LLC for the right to manage billboards located on Metro properties.</p>	APPROVED	Y	C	A	Y	Y	C	Y	Y	Y	C	C	Y	Y	

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



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69	<p>CONSIDER status of, and options for, Federal Advocacy Lobbyist Team Procurement.</p> <p><u>Najarian Antonovich Motion</u></p> <p>In July 2009, the MTA procurement staff prepared a draft Board report to recommend an award for the Federal Advocacy contract. For a variety of reasons, this Board Report was never submitted to the Board for its review and consideration. In the alternative, a "Rube Goldberg-esque" Board evaluation process was subsequently retrofitted into the process that led to a failure of the Board to arrive at a Federal Advocacy team selection.</p>	<p>APPROVED Fasana Motion to expeditiously move forward with a new procurement within three months and report back next month with status.</p>	Y	AB	A	Y	Y	A	Y	Y	Y	AB	N	A	Y	

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



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69	Consequently, in the most recent federal actions on New Starts and Small Starts, it has become painfully apparent that the MTA is suffering from a lack of a full complement of lobbyists. Given that an array of other major funding decisions and opportunities appear to be on the near and intermediate term funding horizon in Washington, DC, it is ever more imperative that we act quickly rather than leisurely to make a decision regarding this contract.															

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



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69	<p>WE THEREFORE MOVE, that this issue be forwarded to the full Board for discussion and action to either:</p> <ol style="list-style-type: none"> 1. Reprocure the Federal Advocacy contract through a new RFP process or 2. Review and consider the original staff recommendation to award the contract to the originally highest ranked lobbyist group. <p>WE FURTHER MOVE, that the CEO provide the Board of Directors by 12 Noon on or before January 25th with the original draft Board Report containing the proposer rankings and recommendation made by the original evaluation panel previously submitted to the CEO in preparation for the Board meeting next week.</p>															

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



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70	APPROVE the following position on State Legislation: Governor's State Budget Proposal - OPPOSE	APPROVED	Y	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	
71	AD-HOC SUSTAINABILITY COMMITTEE RECOMMENDED (3-0), as amended , that the Metro Board: A. change the committee name to Ad Hoc Sustainability and California Senate Bill (SB) 375 Implementation Committee; B. expand membership of the committee to include the SB 375 planning director from the Southern California Association of Governments (SCAG); the planning directors from Los Angeles County and the City of Los Angeles, the executive directors from the subregions, and the Air Quality Management District;	CARRIED OVER														

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



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71	<p>C. adopt a position of support for the Chief Executive Officer's recommendation to develop written agreements with SCAG, Los Angeles County, the City of Los Angeles, and the sub-regional agencies outlining roles, responsibilities, and expectations related to SB 375 implementation and the adoption of a Sustainable Communities Strategy; and</p> <p>D. direct staff to create a countywide forum on SB 375 to address issues being confronted by SCAG and the sub-regions related to the development of a Sustainable Communities Strategy, including the modeling approach and emission reduction strategies, among others.</p>															

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



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72	<p>CONSIDER:</p> <p>A. holding a public hearing on the proposed resolutions of necessity; and</p> <p>B. adopting the Resolutions of Necessity authorizing the commencement of an eminent domain action to acquire Project Parcels No. FFP-143, FFP-144 and FFP-145 for construction and operation of the Mid-City Exposition Light Rail Transit Project.</p>	APPROVED BY A 2/3 VOTE.	Y	Y	A	Y	Y	Y	Y	Y	A	AB	Y	Y	Y	

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



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73	<p>CONSIDER:</p> <p>A. authorizing the Chief Executive Officer (CEO) to:</p> <p>1. execute task orders 3A and 4A of Contract No. PS4370-2316 to InfraConsult LLC in the not-to-exceed amount of \$11.5 million to conduct strategic assessments and develop business cases for the six initial projects of the 14 identified high potential Public-Private Partnership (PPP) candidates; and</p> <p>□</p>	APPROVED	Y	N	A	C	Y	C	AB	Y	Y	C	Y	Y	Y	

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



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	<p>2. approve contract modifications for up to 10 percent to cover the cost of any potentially unforeseen issues that may arise during consultant performance of Tasks 3A and 4A.</p> <p>B. amending the FY 2010 Budget to increase the revenues and expenditures by \$6 million to advance PPP delivery for the six initial projects.</p> <p>(REQUIRES A 2/3 VOTE OF THE BOARD)</p> <p>(CARRIED OVER FROM DECEMBER 10 BOARD MEETING)</p>															
74	Receive and file report on the Transit Access Pass (TAP) and Rail Fare Gate Status.	WITHDRAWN														
67A	<p>CLOSED SESSION:</p> <p>- Conference with Legal Counsel - Pending Litigation - G.C. 54956.9(a):</p>															

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



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ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	HUIZAR	O'CONNOR	YAROSLAVSKY	KATZ	VILLARAIGOSA	NAJARIAN (CHAIR)	KNABE	DUBOIS	RIDLEY-THOMAS	ANTONOVICH	MOLINA	FASANA	VACANT
67A1	<u>Spyrs and Spyrs v. LACMTA, Case No. BC393417</u>	APPROVED SETTLEMENT IN THE AMOUNT OF \$1 MILLION.	Y	A	A	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	
67A2	<u>Hakobyan and Aghabekyan v. LACMTA, Case No. SC104170</u>	APPROVED SETTLEMENT IN THE AMOUNT OF \$3.5 MILLION.	Y	A	A	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	
67A3	<u>Tutor-Saliba-Perini v. LACMTA, Case No. BC123559</u>	NO REPORT	P	A	A	A	P	P	P	P	P	P	P	P	P	
67A4	<u>LACMTA v. Kiewit/Washington, et al., Case No. BC385585</u>	NO REPORT	P	A	A	A	P	P	P	P	P	P	P	P	P	
67B	<u>Conference with Legal Counsel - Anticipated Litigation - G.C. 54956.9(b):</u> Significant Exposure to Litigation (One case)	NO REPORT														
67C	<u>Conference regarding Potential Threats to Public Services and Facilities - G.C. 54957:</u> While there may be no immediate threat, this is to provide the Board with a confidential update by Ruthe Holden, Chief Auditor, and Paul Taylor, Deputy Chief Executive Officer, on security related matters.	NO REPORT														

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



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67D	<u>Public Employee Performance Evaluation - G.C. 54957</u> Title: <u>Deputy Executive Office, Labor Relations</u>	NO REPORT														

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