

RECAP of Proceedings

Regular Board Meeting Board of Directors

One Gateway Plaza
3rd Floor Board Room

Called to Order at 9:45 a.m.

Directors Present

Michael Antonovich, Chair
Diane DuBois, 1st Vice Chair
Richard Katz, 2nd Vice Chair
John Fasana
José Huizar*
Don Knabe
Ara J. Najarian
Pam O'Connor**
Mark Ridley-Thomas
Antonio Villaraigosa
Mel Wilson
Zev Yaroslavsky

*via telephone
City Hall, Los Angeles
200 N. Spring Street
Los Angeles, CA 90012

**via telephone
The Westin Philadelphia
99 S 17th St.
Philadelphia, PA 19103

Officers

Arthur T. Leahy, Chief Executive Officer
Michele Jackson, Board Secretary
Karen Gorman, Ethics Officer
Karen Gorman, Acting Inspector General
County Counsel, General Counsel



Metro

Los Angeles County
Metropolitan Transportation Authority

1. APPROVED **Consent Calendar** Items: 2, 10, 44, 16, 17, 18, 27, 28, 29, 30, 31, 37, 38, 46, 47, 49 and 53.

Consent Calendar items were approved by one motion except items 11 and 28 which were pulled by a director for discussion.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	A	A	Y	Y	Y	Y	Y	A	A	Y

2. APPROVED ON CONSENT CALENDAR **Minutes of the Regular Board Meeting held April 25, 2013.**

3. RECEIVED **Chair’s Report.**

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
P	P	A	A	A	P	P	P	P	P	A	A	P

4. RECEIVED **Chief Executive Officer’s Report.**

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
P	P	A	A	A	P	P	P	P	P	A	A	P

10. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:

A. apply **Utility-Related Financing in Accelerating Energy Program Implementation**; and

B. use Project Number 450001 funds for administration of projects developed using Utility-Related Financing.

AN = A. Najarian	PO = P. O’Connor	DD = D. DuBois	MW = M. Wilson
JF = J. Fasana	RK = R. Katz	DK = D. Knabe	
JH = J. Huizar	MA = M. Antonovich	AV = A. Villaraigosa	
ZY = Z. Yaroslavsky	MRT = M. Ridley-Thomas	GM = G. Molina	

LEGEND: Y = YES , N = NO, C = CONFLICT, ABS = ABSTAIN, A = ABSENT, P = PRESENT
C = Soft Conflict; C = Hard Conflict

11. **ADOPTED AS AMENDED the proposed Fiscal Year 2014 Budget.**

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	A	A	Y	Y	Y	Y	N	Y	A	Y

AMENDING MOTION BY DIRECTORS RIDLEY-THOMAS, VILLARAIGOSA, ANTONOVICH, KNABE, FASANA AND WILSON:

That the MTA Board amend the Fiscal Year 2014 Proposed Budget to include funding for an underground station at Leimert Park Village and an at-grade station at Hindry as part of the baseline project.

FURTHER move that the MTA Board direct the CEO to:

A. Add \$135 million to the Life of Project Budget for the Crenshaw/LAX project as a reserve for the design and construction of the station from the following sources of funds:

1. \$80 million from “Government Funds: General Funds, FY 14 Estimated Ending Fund Balance” (Fiscal Year 2014 Proposed Budget, p. 38); funds to be appropriated as part of the Fiscal Year Adopted Budget;
2. \$55 million from the City of Los Angeles; and

B. Secure a legally binding agreement with the City of Los Angeles for the \$55 million for the design and construction to cover the incremental cost of the stations above \$80 million.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	Y	A	A	Y	Y	Y	N	Y	Y	A	Y

AMENDING MOTION BY DIRECTOR WILSON that the budget is increased by \$1 million to be used only for merit based increases.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	Y	A	A	Y	Y	Y	Y	Y	Y	A	Y

16. APPROVED ON CONSENT CALENDAR:
 - A. the **Alameda Corridor East (ACE) Measure R expenditure plan** in the aggregate amount of \$358 million; and
 - B. authorizing the Chief Executive Officer to execute a Master Agreement with ACE and Project Addendums issued pursuant to the Master Agreement consistent with the Board approved ACE Funding Program.

17. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute and enter into an amendment to Metro's existing Joint Development Agreement (JDA) with McCormack Baron Salazar, Inc. (MBS) for the development of a 1.5-acre parcel (the Site) situated across the **First Street and Boyle Avenue intersection from the Metro Gold Line Mariachi Plaza Station** to:
 - A. extend the term of the JDA two (2) years to May 31, 2015;
 - B. modify the scope of the proposed development;
 - C. change the configuration and appearance of the project to accommodate the modified scope; and
 - D. acknowledge that affordable housing funding sources may require the recordation of long-term affordability covenants against all or a portion of the Site, and agree to review, consider and allow such covenants and their recordation, all in substantial accordance with the terms and conditions set forth.

18. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute an agreement with the California Highway Patrol (CHP) to provide **services in support of the Metro Freeway Service Patrol (FSP), Big Rig Service Patrol, and ExpressLanes FSP** programs during FY14 in an amount not to exceed \$1,290,000.

19. APPROVED **RIDLEY-THOMAS MOTION** to establish an inter-jurisdictional working group for Value Capture with a report back in September 2013.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	Y	A	Y	Y	Y	Y	Y	Y	A	A	Y

20. APPROVED **ANTONOVICH MOTION** that the CEO return in June with a proposal to **increase Sunday service on the Antelope Valley Line** from three to six round trips, as part of the proposed Metrolink budget.

ALSO MOVE that the CEO work with Metrolink and Amtrak to do the following:

- A. identify missed connections between Metrolink trains and between Metrolink and Amtrak trains;
- B. implement an updated schedule plan that allows for Metrolink and Amtrak train schedules to be coordinated to allow for timely transfers throughout the region; and
- C. report back to the Board at the June 2013 Planning Committee and Board Meeting with an update on these efforts and timeline for completion.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	A	Y	Y	Y	Y	Y	A	A	A	A

24. RECEIVED report on **System Safety**.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
P	P	A	A	A	P	P	P	P	P	A	A	A

26. AUTHORIZED the Chief Executive Officer to execute Modification No. 9 (Option 2) to Contract No. PS2610LASD with the County of Los Angeles Sheriff's Department (LASD) to provide **law enforcement services** for the period covering July 1, 2013 through June 30, 2014 in the amount not-to-exceed \$83,855,638 an increase of \$3,225,217 over the current fiscal year.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	Y	A	Y	Y	A	Y	Y	A	A	Y

Directed staff to report back in June on the deployment plan and performance metrics.

27. AWARDED ON CONSENT CALENDAR a 12-month, firm fixed price contract PS63502839 with **Oniqua MRO Analytics to develop and implement an Inventory Optimization System**. This award is for a contract not-to-exceed \$1,173,734, inclusive of sales tax.

28. CARRIED OVER TO JUNE EXECUTIVE MANAGEMENT COMMITTEE:

- A. approving **FY14 budget of \$67,172,267 for Access Services**, including \$2,000,000 which will be paid directly to the Southern California Regional Rail Authority (Metrolink) for its participation in the Board-adopted Free Fare Program; and
- B. authorizing the Chief Executive Officer to negotiate and execute all necessary agreements between Los Angeles County Metropolitan Transportation Authority and the Southern California Regional Rail Authority (Metrolink) for Metrolink's Free Fare Agreement for a period of five years.

Directed staff to perform an independent review of contract performance and report back at June's Executive Management Committee.

29. AWARDED ON CONSENT CALENDAR a 24-month, firm fixed price contract under Bid Number 13-0025 to the following lowest responsive and responsible bidders for **brake shoes and drums** for an amount not-to-exceed \$2,568,131 inclusive of sales tax and a one-year option:
- A. NABI for line items 1 through 5 (Brake Shoe & Lining Assembly Sets) for a total contract value of \$1,353,011;
 - B. MCI Services Parts, Inc., for line item 6 (Brake Drum Front) for a total contract value of \$247,353; and
 - C. Vehicle Maintenance Program, Inc. for line items 7 through 10 (Various Brake Drums), for a total contract value of \$967,767.
30. AWARDED ON CONSENT CALENDAR a 24-month, firm fixed price contract under Bid Number 13-0026 to the following lowest responsive and responsible bidders for **bus bellows and suspension parts** for an amount not-to-exceed \$5,031,595 inclusive of sales tax and a one-year option:
- A. Mohawk Mfg & Supply Co. for line items 2 through 4 for a total contract value of \$999,169;
 - B. NABI for line items 1, 8, 10-13, 16, 18-25 and 27 for a total contract value of \$3,331,392;
 - C. Gillig LLC for line items 5 and 26 for a total contract value of \$565,058; and
 - D. Muncie Reclamation and Supply for line items 7 and 9 for a total contract value of \$135,976.
31. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to negotiate and execute a Contract Modification to Contract OP-02-4610-10 with Cubic Transportation Systems, Inc. ("CTS") for **Universal Fare System maintenance** for the base contract period July 1, 2013 to June 30, 2019, in an amount not-to-exceed \$55,000,000, increasing the total contract value from \$169,669,048 to \$224,669,048.

35. **RECEIVED report by the Caltrans District Director on Delivery of Projects on I-5.**

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	A	Y	Y	Y	Y	Y	Y	Y	A	Y

Directed staff to work with local businesses, stakeholders and Bob Hope Airport to develop a corridor-wide traffic management plan for construction impacts on I-5 and report back at June's Construction Committee.

37. **AUTHORIZED ON CONSENT CALENDAR** the Chief Executive Officer to execute Contract Modification No. 69 to Contract No. C0882, with Kiewit Infrastructure West Company (Kiewit), for \$1,424,811 for redesign of the **Mulholland Overcrossing (Bridge 22) in order to rephase demolition and construction**, increasing the total contract value from \$847,362,785 to \$848,787,596 without a change to the LOP budget.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
						C						

38. **AUTHORIZED ON CONSENT CALENDAR:**

- A. an increase to the Total Contract Value for Contract No. MC069, with Stantec Consulting, Inc. to provide **Construction Management Support Services** in an amount not-to-exceed \$13,909,000 for the FY14 Annual Work Program Funding, from \$52,940,000 to \$66,849,000; and
- B. the Chief Executive Officer to execute individual Contract Work Orders and Modifications within the Board approved contract value.

45. **RECEIVED oral Federal/State Affairs update.**

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
P	P	A	A	A	P	P	A	P	P	A	A	P

46. ADOPTED ON CONSENT CALENDAR staff recommended positions:

- A. **AB 268 (Holden)** – States the intent of the legislature to extend the Metro Gold Line Foothill Extension project to Ontario Airport with intermediate stops along the transit corridor. **WORK WITH AUTHOR**
- B. **AB 1290 (Perez)** – would integrate land use and transportation decisions by restructuring the California Transportation Commission and form a committee and require reports to be submitted by local agencies to implement the provisions of SB 375. **WORK WITH AUTHOR**
- C. **AB 1371 (Bradford)** – would enact the “Three Feet for Safety Act” which would require a motorist passing a bicycle to slow to a reasonable speed and pass only when doing so would not endanger the safety of a bicyclist. **SUPPORT**
- D. **SB 811 (Lara)** – would require the environmental impact report for the Interstate 710 project to include various mitigation measures related to bicycle and pedestrian paths and the Los Angeles river and would require the project to fund those mitigations and various job training and employment programs. **SUPPORT**

48. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:

- A. amend the existing revenue contract with Allvision LLC to:
 - 1. amend the minimum guaranteed revenue from \$100,000 annually for five years to a revenue guarantee of \$500,000 payable on or before June 30, 2015;
 - 2. provide an option to extend the existing contract term for an additional five year term effective July 1, 2015 through June 30, 2020, with minimum guaranteed annual revenue of \$100,000; and
- B. negotiate the terms of Development Agreements with local municipalities for the **installation of outdoor advertising signs** subject to Board approval of each agreement.

49. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute modification No. 17 to Contract No. PS33201664 with **ACS State and Local Solutions (now Xerox Services) to provide continuation of Regional TAP Service Center services for a period of up to twelve months** (including six one-month options) in an amount not-to-exceed \$8,800,000, increasing the total contract value from \$50,201,724 to \$59,001,724. The base extension is six months with six additional months to be issued, as required by Metro, on a month-to-month basis.

51. RECEIVED **Civil Rights update.**

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
P	P	A	A	A	P	P	A	P	P	A	A	P

52. APPROVED **ANTONOVICH AND NAJARIAN MOTION** that the Board directs the CEO to expedite the construction of the platform using other MTA resources outside of the Regional Rail Department;

FURTHER MOVE that a report and timeline be brought back to the Construction Committee and Full Board in July 2013 that will include a groundbreaking and completion date in coordination with Bob Hope Airport.

FURTHER MOVE that the MTA Board authorize the expenditure of additional Measure R 3% funds totaling \$1.7 million to support the Airport’s commitment of timely use of federal grant funds and improving “plane-to-train” connections to the existing regional passenger rail system.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	A	A	Y	Y	A	Y	Y	A	A	Y

53. DELEGATED ON CONSENT CALENDAR authority to the Chief Executive Officer to conclude **negotiation, approve and execute a revenue producing lease for the former “Union Bagel” location in Union Station.**

55. AUTHORIZED subject to resolution of protest the Chief Executive Officer to award a five-year firm fixed price bench contract, under Contract No. PS12701049 with the contractors named below for **vanpool lease services** in an amount not to exceed \$35,732,000 inclusive of two one-year options effective June 1, 2013:

- California Vanpool Authority
- Enterprise Rent-A-Car Company of Los Angeles (dba Enterprise Rideshare)
- VSPI, Inc (dba vRide)

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	Y	A	Y	C	Y	Y	Y	A	A	Y

56. APPROVED the following **nominees for Service Council membership**:

- A. Council Member Gene Daniels, Paramount
Nominated by: Gateway Cities
Term Ending: June 30, 2017
- B. Council Member Lillie Dobson, Compton
Nominated by: Gateway Cities
Term Ending: June 30, 2017
- C. Council Member Ana Maria Quintana, Bell
Nominated by: Gateway Cities
Term Ending: June 30, 2017
- D. Former Mayor Harry Baldwin, San Gabriel
Re-nominated by: San Gabriel
Term Ending: June 30, 2017

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	Y	A	Y	Y	Y	Y	Y	A	A	Y

57. APPROVED BY 2/3 VOTE:

- A. holding a public hearing on the proposed Resolution of Necessity; and
- B. adopting the **Resolution of Necessity** authorizing the commencement of an eminent domain action to acquire CR-3801 (APN 5013-023-007), consisting of the real property and the immovable fixtures and equipment.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	Y	A	Y	Y	Y	Y	Y	A	A	Y

58. APPROVED BY 2/3 VOTE:

- A. holding a public hearing on the proposed Resolution of Necessity; and
- B. adopting the **Resolution of Necessity** authorizing the commencement of an eminent domain action to acquire Parcel SW-0004 (APN 4125-021-007), consisting of the real property and the immovable fixtures and equipment.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	Y	A	Y	Y	Y	Y	Y	A	A	Y

59. RECEIVED Buy America update.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
P	P	A	P	A	P	P	A	P	P	A	A	A

60. RATIFIED the action of the Board Chair in offering a **reward for information leading to the identification, apprehension, and conviction of a suspect** who assaulted a Metro bus operator on Friday, May 10, 2013.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
Y	Y	A	Y	A	Y	Y	Y	Y	Y	A	A	Y

61. **CLOSED SESSION:**

A. Conference with Legal Counsel – Existing Litigation – G.C. 54956.9(a):

1. Kathleen Silva v. LACMTA, L.A.S.C. Case No. NC 056854
AUTHORIZED settlement of \$875,000.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
A	Y	A	Y	A	Y	Y	Y	Y	Y	A	A	Y

2. Saul Cortez v. LACMTA, L.A.S.C. Case No. BC 463587
AUTHORIZED settlement of \$2,350,000.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
A	Y	A	Y	A	Y	Y	Y	Y	Y	A	A	Y

3. Faithful Central Bible Church v. LACMTA, California Public Utilities Commission, Case No. C. 12-07-008

APPROVED settlement in the matter in exchange for construction of a private, grade-separated, mid-block pedestrian undercrossing west of Eucalyptus in the City of Inglewood and a new driveway to accommodate traffic conditions caused by the rail lines.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
A	Y	A	Y	A	Y	Y	C	Y	Y	A	A	Y

B. Conference with Legal Counsel – Anticipated Litigation – G.C. 54956.9(b):

1. Significant exposure to litigation (one case)
NO REPORT.

(Continued on next page)

(Item 61 – continued from previous page)

C. Conference with Real Property Negotiator – G.C. 54956.8

- 1. Property Description: 5730 Arbor Vitae Street, Los Angeles, CA 90045
 Agency Negotiator: Velma Marshall
 Negotiating Party: Arbor Vitae Industrial Development, LLC
 Under Negotiation: Price and terms

APPROVED Just Compensation of \$7,200,000.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
A	Y	A	C	A	Y	Y	Y	Y	Y	A	A	Y

- 2. Property Description: 349 E. Florence Avenue, Inglewood, CA 90301
 Agency Negotiator: Velma Marshall
 Negotiating Party: George R. Antoun
 Under Negotiation: Price and terms

APPROVED Just Compensation of \$2,810,500.

AN	JF	JH	ZY	PO	RK	MA	MRT	DD	DK	AV	GM	MW
A	Y	A	Y	A	Y	Y	Y	Y	Y	A	A	Y

D. Conference Regarding Potential Threats to Public Services and Facilities – G.C. 54957:

While there may be no immediate threat, this is to provide the Board with a confidential update by Michelle Caldwell, Chief Administrative Services Officer, or her designee, and Paul Taylor, Deputy Chief Executive Officer, on security related matters.

NO REPORT.

RECEIVED public comment.

ADJOURNED at 2:00 p.m.

Prepared by: Collette Langston, Board Specialist

