

AGENDA

Regular Board Meeting Board of Directors

One Gateway Plaza
3rd Floor Board Room

Call to Order

Directors

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

Officers

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



Los Angeles County
Metropolitan Transportation Authority

Metro

METROPOLITAN TRANSPORTATION AUTHORITY BOARD RULES (ALSO APPLIES TO BOARD COMMITTEES)

PUBLIC INPUT

The meetings of the Metropolitan Transportation Authority Board are open to the public. A member of the public may address the Board on agenda items, before or during the Board or Committee's consideration of the item for up to 5 minutes per item, or at the discretion of the Chair. A request to address the Board should be submitted in person at the meeting to the Board Secretary prior to the start of the meeting.

The public may also address the MTA on non-agenda items within the subject matter jurisdiction of the MTA during the public comment period, which will be held at the end of each meeting. Each person will be allowed to speak for one minute and may speak no more than once during the Public Comment period. Public Comment will last a maximum of 30 minutes, or as otherwise indicated by the Chair. Speakers will be called according to the order in which the speaker request forms are received until the Public Comment period has expired. Elected officials, not their staff or deputies, may be called out of order and prior to the Board's consideration of the relevant item.

At the discretion of the Chair, the Board may limit public input on any item, based on the number of people requesting to speak and the business of the Board.

In the interest of hearing from as many members of the public as possible, if at the time your name is called, your issue has been addressed or your opinion expressed by a previous speaker, please simply state that fact and your name for the record.

In accordance with State Law (Brown Act), all matters to be acted on by the MTA Board must be posted at least 72 hours prior to the Board meeting. In case of emergency, or when a subject matter arises subsequent to the posting of the agenda, upon making certain findings, the Board may act on an item that is not on the posted agenda.

CONDUCT IN THE BOARD ROOM - The following rules pertain to conduct at Metropolitan Transportation Authority meetings:

REMOVAL FROM THE BOARD ROOM The Chair shall order removed from the Board Room any person who commits the following acts with respect to any meeting of the MTA Board:

- a. Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.
- b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.
- c. Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and
- d. Any other unlawful interference with the due and orderly course of said meeting.

INFORMATION RELATING TO AGENDAS AND ACTIONS OF THE BOARD

Agendas for the Regular MTA Board meetings are prepared by the Board Secretary and are available prior to the meeting in the MTA Records Management Department and on the Internet.

Every meeting of the MTA Board of Directors is recorded on cassette tapes, and duplicate tapes are available for a nominal charge. A Spanish language translator is available at all Board Meetings. Translators for other languages must be requested 72 hours in advance. After each Board meeting, a record is prepared which indicates the actions taken by the Board. This record is available on the second business day following the meeting.

DISCLOSURE OF CONTRIBUTIONS

The State Political Reform Act (Government Code Section 84308) requires that a party to a proceeding before an agency involving a license, permit, or other entitlement for use, including all contracts (other than competitively bid, labor, or personal employment contracts), shall disclose on the record of the proceeding any contributions in an amount of more than \$250 made within the preceding 12 months by the party, or his or her agent, to any officer of the agency, additionally PUC Code Sec. 130051.20 requires that no member accept a contribution of over ten dollars (\$10) in value or amount from a construction company, engineering firm, consultant, legal firm, or any company, vendor, or business entity that has contracted with the authority in the preceding four years. Persons required to make this disclosure shall do so by filling out a "Disclosure of Contribution" form which is available at the LACMTA Board and Committee Meetings. Failure to comply with this requirement may result in the assessment of civil or criminal penalties.

ADA REQUIREMENTS

Upon request, sign language interpretation, materials in alternative formats and other accommodations are available to the public for MTA-sponsored meetings and events. All requests for reasonable accommodations must be made at least three working days (72 hours) in advance of the scheduled meeting date. Please telephone (213) 922-4600 between 8 a.m. and 5 p.m., Monday through Friday. Our TDD line is (800) 252-9040.

HELPFUL PHONE NUMBERS

Copies of Agendas/Record of Board Action/Cassette Tapes of Meetings - (213) 922-4880 (Records Management Department)

General Information/Rules of the Board - (213) 922-4600

Internet Access to Agendas - www.metro.net

TDD line (800) 252-9040

NOTE: ACTION MAY BE TAKEN ON ANY ITEM IDENTIFIED ON THE AGENDA

Pledge of Allegiance

Reading of the Agenda

I. PRESENTATIONS/SET MATTERS

S-1. Chair's Report

S-2. Chief Executive Officer's Report

II. BOARD OF DIRECTORS ITEM 1

1. KNABE MOTION that the MTA Board direct the CEO to review the **Breaking Down Barriers initiative** being advanced by the Orange County Transportation Authority (OCTA), pending the OCTA Board's action on the initiative later this month, and provide a written and oral report to the Board within one month that includes a recommendation as to whether or not the MTA Board should endorse this initiative.

III. CONSENT CALENDAR ITEMS 2 THROUGH 15

All matters are approved by one motion unless held by a Director for discussion and/or separate action.

Items 3, 4, 10 and 11 Require a 2/3 Vote.

2. APPROVE **Minutes of the February 24, 2011 Regular Meeting.**

CONSTRUCTION COMMITTEE

3. CONSTRUCTION COMMITTEE RECOMMENDED APPROVAL (4-0):
 - A. finding that use of the design-build process pursuant to Public Utilities Code Section 130242(a) will achieve certain private sector efficiencies in the integration of the design, project work and components of the **Crenshaw/LAX Transit Corridor Project**; and (Continued)

CONSENT CALENDAR ITEMS
CONSTRUCTION COMMITTEE - Continued

(Item 3 - Continued)

- B. finding that the use of the design-build process pursuant to Public Contract Code 20209.5 et seq. will accomplish a reduction in project costs, or will expedite project completion, or will provide design features not achievable through the design-bid-build method.

The action(s) pursuant to these findings is contingent upon Board certification of the Crenshaw Transit Corridor Final Environmental Impact Statement/Environmental Impact Report (Crenshaw/LAX Transit Corridor Project).

(REQUIRES 2/3 VOTE OF THE BOARD)

4. CONSTRUCTION COMMITTEE RECOMMENDED APPROVAL (5-0):

- A. finding that awarding pursuant to Public Utilities Code Section 130242(b) will achieve certain private sector efficiencies in the integration of the design, project work and components related to the real property renovation, repair and construction work at transit facilities in Los Angeles County as defined by the projects listed on Attachment B of the Board report;
- B. authorizing the Chief Executive Officer to solicit and award Design-Build contracts for **Pasadena Gold Line Construction Repairs** pursuant to Public Utilities Code Section 130242 (a), (c), (d) & (e);
- C. approving an increase for the Life of Project Budget from \$2,729,000 to \$9,079,000 for Project 809005 - Pasadena Gold Line Closeout; and
- D. amending the FY11 Budget to add \$500,000 for immediate repairs.

(REQUIRES 2/3 VOTE OF THE BOARD)

CONSENT CALENDAR ITEMS
EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE

5. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE
RECOMMENDED APPROVAL (5-0) adopting the following **positions on State Legislation:**
- A. **SB 867 (Padilla)** – Would establish the Build California Bonds Program to be administered by the California Transportation Finance Authority. **SUPPORT**
 - B. **AB 1229 (Feuer)** – Would authorize the California Transportation Finance Authority to direct the Treasurer to utilize unrestricted moneys held by the California Transportation Finance Authority to subsidize the payment of interest by those local or regional agencies on revenue bonds issued by those agencies pursuant to these provisions. **SUPPORT**
 - C. **AB 426 (Lowenthal)** – Would authorize MTA’s Transit Court to pursue a specific administrative process and also requires the revenues from fines collected from offenses on our system to be deposited in the MTA’s general fund. **SUPPORT**
 - D. **AB 650 (Blumenfield)** – Would establish the Blue Ribbon Task Force on Public Transportation for the 21st Century. **SUPPORT**

EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE & OPERATIONS COMMITTEE

6. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE
RECOMMENDED APPROVAL (4-0) AND OPERATIONS COMMITTEE
RECOMMENDED APPROVAL (3-0) authorizing the Chief Executive Officer to exercise Option No. 1 to MOU PS2610LASD with the County of **Los Angeles Sheriffs Department to provide law enforcement services** for the period covering July 1, 2012 through June 30, 2013. Subject to obtaining the agreement of the County of Los Angeles Sheriffs Department to exercise the option, authorize the Chief Executive Officer to execute, on a single source basis, Option 1 to MOU PS2610LASD. Staff will return to the Board for funding authorization to exercise FY13 Transit Community Policing Services, Option 1.

CONSENT CALENDAR ITEMS
FINANCE AND BUDGET COMMITTEE

7. FINANCE AND BUDGET COMMITTEE RECOMMENDED APPROVAL (3-0) authorizing the CEO to amend the **Gold Line Foothill Extension Funding Agreement** to:
 - A. increase the Phase 2A budget by \$45 million from \$690 million to a total revised Life-of-Project (“LOP”) budget of \$735 million;
 - B. allocate \$27.4 million of the revised LOP budget to MTA to cover the estimated cost of Measure R bond financing to meet Phase 2A’s accelerated schedule; and
 - C. make all necessary modifications to the Agreement consistent with the discussions outlined.

8. FINANCE AND BUDGET COMMITTEE RECOMMENDED APPROVAL (4-0) adopting a resolution and authorizing MTA to enter into a joint powers agreement with the County of Los Angeles allowing MTA to **deposit temporary excess funds in the Los Angeles County Treasury Pool.**

FINANCE AND BUDGET COMMITTEE & OPERATIONS COMMITTEE

9. FINANCE AND BUDGET COMMITTEE RECOMMENDED APPROVAL (4-0) AND OPERATIONS COMMITTEE RECOMMENDED APPROVAL (3-0):

VILLARAIGOSA, KNABE AND ANTONOVICH MOTION that the MTA Board direct the CEO to develop a recommended strategy and timeline, subject to future review and approval by the MTA Board, for **transitioning to super low/zero emission buses.**

CONSENT CALENDAR ITEMS
OPERATIONS COMMITTEE

10. OPERATIONS COMMITTEE RECOMMENDED APPROVAL (3-0):

- A. finding that the **procurement of 40' advanced transit buses** under Public Utilities Code Section 130232 does not constitute a procurement method adequate for MTA's needs. The Board hereby authorizes procurement of these 40' advanced transit buses pursuant to Public Contracts Code (PCC) Section 20217 for procurement by competitive negotiation;
- B. authorizing the Chief Executive Officer to solicit a Best Value Request for Proposal (RFP) for a contract to purchase up to 700 advanced transit buses as a competitive negotiation pursuant to PCC Section 20217 and MTA's Procurement Policies and Procedures;
- C. authorizing staff to include RFP terms and conditions, evaluation criteria and proposal requirements designed to create employment opportunities in Los Angeles County. These solicitation requirements will be introduced as an Alternate Proposal path that will only be used for source selection and award if the Federal Transportation Authority grants approval of these unconventional requirements prior to May 31, 2011; ~~and~~
- D. approving recruitments to add one FTE beginning April 1, 2011 to Transit Operations to provide dedicated project management and engineering support and one FTE also beginning April 1, 2011 to Administrative Services - Procurement to provide dedicated project and procurement support for the life of the capital project; and
- E. In a separate action, the Advanced Transit Vehicle Consortium (ATVC) will seek authorization from its Board to approve a separate RFP that would be released simultaneously to this Best value RFP to obtain up to 30 zero emission revenue vehicles that can be assessed as a pilot prototype program.

(REQUIRES 2/3 VOTE OF THE BOARD)

CONSENT CALENDAR ITEMS
OPERATIONS COMMITTEE - Continued

11. OPERATIONS COMMITTEE RECOMMENDED APPROVAL (3-0):
- A. finding that awarding design-build contracts pursuant to Public Utilities Code Section 130242(b) will achieve for MTA certain private sector efficiencies in the integration of the design, project work, and components related to the real property renovation, repair, and construction work at Metro facilities in Los Angeles County; and
 - B. authorizing the Chief Executive Officer to solicit and award design-build contracts for renovation, repair and construction at Metro rail facilities, pursuant to Public Utilities Code Section 130242(a), (c), (d) & (e), and approving use of design-build contracting delivery approach for **CP 204123 Division 11 Body Shop Ventilation and CP 205063 MBL pedestrian and swing gates installation.**

(REQUIRES 2/3 VOTE OF THE BOARD)

12. OPERATIONS COMMITTEE RECOMMENDED APPROVAL (3-0) adopting the **Revised Metro Service Council Bylaws.**

PLANNING AND PROGRAMMING COMMITTEE

13. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to:
- A. award and execute a firm fixed cost contract with options, Contract No. PS10-4320-2618, to HDR Engineering, Inc. to provide professional services for an amount not to exceed \$2,260,000 for the **Restoration of Historic Streetcar Service in Downtown Los Angeles.** The initial tasks, for an amount not to exceed \$1,160,000, include Documentation of Alternative Analysis, Advanced Conceptual Engineering, and Environmental Technical Studies. Upon request by, and predicated on the approval of funds by the Community Redevelopment Agency-City of Los Angeles and execution of reimbursement agreements with LACMTA, the options, when executed would not exceed an amount of \$1,100,000 and are as follows:

(CONTINUED ON NEXT PAGE)

CONSENT CALENDAR ITEMS

PLANNING AND PROGRAMMING COMMITTEE – Continued

(ITEM 13 - CONTINUED FROM PREVIOUS PAGE)

- Option A for an amount not to exceed \$218,182 for completion of a Draft and Final Environmental Study/Report/Assessment;
 - Option B for an amount not to exceed \$268,299 for completion of Federal Transit Administration Small Starts Application;
 - Option C for an amount not to exceed \$613,519 for additional Scope and Service: Geotechnical Report Summary, Utility Relocation, and Traffic Signal Modification Design; and
- B. amend the FY11 Budget by adding 1 Project Manager for the duration of the project to provide project management support. The FTE will be re-evaluated through the budget process, once the project is completed.
14. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to negotiate and execute:
- A. a firm fixed-price Contract No. PS114330-2636 to STV/PB-ConnectLAX Joint Venture for an amount not to exceed \$4,770,585 for professional services to complete the Alternatives Analysis (AA), Draft Environmental Impact Statement/Report (DEIS/R), and Conceptual Engineering (CE) for the **Metro Green Line to LAX project**. This contract includes an option for future final environmental clearance and advanced CE that could be exercised subject to Board approval. Final contract value is subject to the completion of a pre-award audit and corresponding negotiations currently underway; and
 - B. contract modifications up to 20% of the final contract value to cover the cost of any unforeseen issues that may arise during the AA/DEIS/R.

CONSENT CALENDAR ITEMS
PLANNING AND PROGRAMMING COMMITTEE – Continued

15. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED APPROVAL (4-0) the following actions for the **2011 Countywide Call for Projects**:
- A. Preliminary Transportation Modal Category Funding Marks and Preliminary Fund Estimate of \$102 million;
 - B. reprogramming \$5 million from the 2010 Countywide Call for Projects Recertifications and Deobligations and any funds deobligated during the 2011 Countywide Call for Projects Recertifications and Deobligations process to the 2011 Call for Projects;
 - C. assigning first priority for 2010 and 2011 deobligated funds from the Signal Synchronization and Bus Speed Improvements modal category to the County of Los Angeles projects for Gateway Cities (# F1312) and San Gabriel Valley (# F1321), and the North County ITS project (# F1300); and
 - D. Process for Final Action on the 2011 Call for Projects.

IV. DISCUSSION ITEMS 16 THROUGH 22

16. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED APPROVAL (3-0) AS AMENDED:

VILLARAIGOSA, MOLINA, & KATZ & O'CONNOR MOTION that the MTA Board direct the CEO to:

- 1. Prepare a Union Station Master Plan with the following goals:
 - A. Integration of all transportation services serving Union Station and surrounding areas, including but not limited to: MTA rail and bus, municipal operators, Metrolink, Amtrak, and high speed rail
 - B. Inclusion and integration of pedestrian and bicycle access and facilities
 - C. Incorporation of green/sustainable principles in planning, design, and implementation (construction)

(CONTINUED ON NEXT PAGE)

DISCUSSION ITEMS

(ITEM 16 - CONTINUED FROM PREVIOUS PAGE)

2. Create an oversight committee to oversee the development of the master plan with the following characteristics:
 - A. Members shall include, at a minimum, representatives from: MTA, Metrolink, Amtrak, the California High Speed Rail Authority, City of Los Angeles, County of Los Angeles, and Caltrans
 - B. The committee shall meet at least quarterly
 3. Initiate a design competition with the following characteristics:
 - A. MTA shall consult with leading U.S. real estate, planning, and architectural institutions
 - B. The design competition shall produce conceptual level design and visioning for a world-class Union Station inter-modal station
 4. Report back during the June 2011 MTA Board cycle with the following:
 - A. Implementation plan
 - B. Project schedule
 - C. Funding necessary to ensure that the master plan and design competition can be completed
 5. Ensure that Union Station's historic status is taken into account in the MTA's master planning activities, including both the positive and negative implications of such a designation.
17. FINANCE AND BUDGET COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION approving the **FY12 Budget Planning Parameters.**

DISCUSSION ITEMS

18. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) APPROVAL OF RECOMMENDATIONS B AND E, AND FORWARDED RECOMMENDATIONS A, C AND D TO THE FULL BOARD WITHOUT RECOMMENDATION:
- A. approving the **updated Los Angeles County Transportation Improvement Program (TIP) priorities** for use in programming fiscal year (FY) 2010-11 to FY 2018-19;
 - B. approving the programming of \$236.9 million in federal operating and capital funds for Access Services; \$70.2 million in Congestion Mitigation and Air Quality Improvement program funds for new rail corridor operations; and \$35.3 million for the Countywide Rideshare/Vanpool program for FY 2011-12 through FY 2014-15;
 - C. authorizing the Chief Executive Officer ~~or his designee~~, when necessary, to assign strategically, or reassign ~~as when necessary~~, federal, state and local funds to support Board-approved projects and programs so long as the priorities of the LACMTA Board approved Long Range Transportation Plan (LRTP) and this report are not changed by the assignment or re-assignment;
 - D. authorizing the Chief Executive Officer ~~or his designee~~ to negotiate and execute funding contracts or agreements as needed with Los Angeles County jurisdictions, agencies or other entities to provide funds programmed as authorized, consistent with the priorities of the LRTP and this report; and
 - E. approving the programming of \$50.1 million in FY 2010-11 federal State of Good Repair Funding for projects shown in Attachment C of the Board report.

DISCUSSION ITEMS

19. AUTHORIZE the Chief Executive Officer to:
 - A. negotiate and execute contract No. PS4710-2647 to AECOM Technical Services, Inc. to provide for professional services to prepare **an I-710 South Corridor Project - South End Utility Relocation Study**, for an amount not to exceed \$6,987,317. Final contract value is subject to the completion of a pre-award audit and corresponding negotiations currently underway. In the event an agreement cannot be reached with the recommended proposer, we will proceed to the next highest evaluated proposer; and
 - B. approve contract modification authority for up to \$1,500,000 to cover the cost of any potentially unforeseen issues that may arise during the performance of the work.

20. OPERATIONS COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION approving **service changes to Tier I bus lines scheduled to be implemented effective June 26, 2011**. Also included are proposed **Tier 1** ~~changes to bus lines which are proposed to change upon the future opening of the Expo Rail Line opening in November 2011.~~

21. RECEIVE AND FILE information regarding the **America Fast Forward initiative**.

22. RECEIVE AND FILE update on **Proposed Federal Bond Program**.

V. MISCELLANEOUS

23. Additions to the agenda which were posted more than 72 hours in advance of the meeting, as indicated on the supplemental agenda.
24. Consideration of items not on the posted agenda, including: items to be presented and (if requested) referred to staff; items to be placed on the agenda for action at a future meeting of the Committee or Board; and/or items requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Committee subsequent to the posting of the agenda.
25. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

VI. CLOSED SESSION

- CS-1. Personnel Matters - G.C. 54957
Public Employee Appointment
Consider appointment of Inspector General
- CS-2. Conference with Legal Counsel - Pending litigation - G.C. 54956.9(a)
1. Bing Fu Huang v. L.A.C.M.T.A., Case No. BC432787
2. Scott Redman v. L.A.C.M.T.A., Case No. BC425430
- CS-3. Conference with Labor Negotiator - G.C. 54957.6
Agency Representative: Richard Hunt and designated staff
Employee Organizations: ATU, UTU, TCU, Teamsters

ADJOURNMENT