

Minutes/Proceedings

Los Angeles County
Metropolitan Transportation Authority

Regular Board Meeting Board of Directors

One Gateway Plaza
3rd Floor Boardroom

Called to Order at 10:06 A.M.

Directors Present:

Frank Roberts, Chair
James Hahn, 1st Vice Chair
Gloria Molina, 2nd Vice Chair
Mike Antonovich
Yvonne B. Burke
John Fasana
Don Knabe
Tom LaBonge
Pam O'Connor
Beatrice Proo
Antonio Villaraigosa
Zev Yaroslavsky

Officers

Roger Snoble, Chief Executive Officer
Michele Jackson, Board Secretary
Karen Gorman, Ethics Officer
William Waters, Inspector General
County Counsel, General Counsel



Metropolitan Transportation Authority

Metro

NOTE: Members voting are reflected on the attached “RECAP OF PROCEEDINGS” matrix.

1. APPROVED **Consent Calendar** Items: 2, 13, 14, 19, 23, 24, 25, and 30.

Items 12, 15, and 22 were removed from Consent Calendar.

2. APPROVED ON CONSENT CALENDAR **Minutes** of Regular Board Meeting held August 26, 2004.

3. RECEIVED Chair’s Report.

- Chair Roberts attended the Rail-Volution Conference where he was presented with a personalized replica of a Hollywood Walk of Fame star.
- Bullet train commission approved potential routing through the Antelope Valley and Palmdale.

4. RECEIVED Chief Executive Officer’s Report.

- Mr. Snoble commented on the success of the Rail-Volution Conference and Symposium held September 18-22 at the Renaissance Hollywood Hotel. He reported that over 1,000 people attended the Conference, including Chair Roberts, Director Villaraigosa, Congresswoman Lucille Roybal-Allard, and Congressman Blumenauer, founder of the national Rail-Volution movement. Issues discussed at the Conference included the building of transit villages, sustainable development and adaptive reuse.
- Congressional Developments: House Highway and Transportation Subcommittee will mark up HR 5082, Public Transit Terrorism Prevention and Response Act, next week. This act would provide \$3.5 billion over the next 3 years in public transportation security grants.

- State developments: Over the last 3 years, the state has borrowed \$3 billion in transportation funds mainly by suspending Proposition 42 and redirecting that money towards General Fund programs. Renegotiation of Indian gaming compacts by Governor Schwarzenegger would allow a portion of revenue to be allocated to transportation. In addition, \$1.2 billion will be used towards repayment of transportation loans, and this is contained in AB 687 which was approved by State legislature. However, if either Proposition 68 or 70 passes, this would negate the provisions of AB 687. With respect to SB 1773 (Soto), Governor Schwarzenegger signed into law this MTA-sponsored measure clarifying the appeals process for the agency's Benefit Assessment Districts. Mr. Snoble and other Southern California CEOs will be meeting with State officials to support the proposal regarding Bay Bridge overruns sometime next week.

9. **CLOSED SESSION:**

A. Conference with Labor Negotiator – G.C. 54957.6

Agency Negotiators: Roger Snoble and Brenda Diederichs
Employee Organizations: ATU and TCU.

NO REPORT.

B. Personnel Matters – G.C. 54957:

Public Employee Performance Evaluation – Chief Executive Officer

ALLOWED automatic extension of CEO's contract through the end of September 2006 and will continue discussion of how his evaluation will be conducted.

12. APPROVED AS AMENDED BY DIRECTORS MOLINA AND VILLARAIGOSA:

- A. approving acceleration of deferred transportation programs using \$1,314.2 million in Proposition C 25% cash and planned borrowing to restore schedules approved by the MTA Board of Directors, advance mobility in Los Angeles County, and help Southern California meet air quality conformity requirements of the Federal Clean Air Act. With this action, the MTA will strategically utilize planned borrowing to advance the committed Los Angeles County Transportation Improvement Program (TIP) in its entirety and amend that program to include the following \$1,314.2 million in additional project funding:
 - 1. I-5 Carpool Lane from Route 134 to Route 170 \$254.2 million;
 - 2. Exposition Light Rail Transit Extension to Culver City \$240.9 million;
 - 3. I-5 Carpool lane from Route 91 to Route 605 \$541.4 million;
 - 4. Alameda Corridor East \$85.0 million;&
(Advance 17% from Phase II to Phase I)
 - 5. Deferred Call for Projects \$192.7 million.
(includes I-5 /Rte. 14 Direct Conn.)

- B. deferring new programming in FY 2010 and FY 2011 by suspending the 2005 Call for Projects, but work to secure funding for a possible 2007 Call for Projects for FY 2010 and FY 2011.

MOLINA AND VILLARAIGOSA AMENDMENT that the CEO report back at the October Board meeting regarding the availability of funding to reprogram the implementation of delayed project elements for the Eastside Gold Line in conjunction with the CEO's ten year financial forecast; and

Further move that the CEO also report on the availability of resources that could be programmed through the Community Linkages Program to implement the pedestrian improvements as a separate project outside of the Eastside Gold Line project budget.

13. APPROVED ON CONSENT CALENDAR:

- A. receiving oral presentation by the South Bay Cities Council of Governments on the **Coastal Corridor Transportation Initiative**; and

- B. using the Coastal Corridor Transportation Initiative in future updates of the Short and Long Range Transportation Plans.

14. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to execute a **non-exclusive service agreement with TrafficGauge, Inc.** for access to the RIITS (Regional Integration of ITS) network for a period of no less than two (2) years, free of charge, subject to MTA's termination rights.

15. APPROVED **AS AMENDED** BY DIRECTORS HAHN AND YAROSLAVSKY authorizing the Chief Executive Officer to enter into a six-month Exclusive Negotiation Agreement (ENA) with Santa Fe Yards, LLC for the **development of approximately 4.0 acres of Metro-owned properties located at the Metro Red Line/Santa Fe Yards Maintenance of Way facility.**

HAHN AND YAROSLAVSKY AMENDMENT to include a study to review the feasibility of designing and constructing a Red Line station adjacent to Division 20 and the 4th Street bridge as part of the Exclusive Negotiation Agreement. Staff must require the developer to fund the feasibility study as well as the construction of the station.

19. APPROVED ON CONSENT CALENDAR authorizing the **sale of certain real property located at the northeast corner of Lankershim Boulevard and Weddington Street (APN: 2350-015-901)** in the City of Los Angeles, to the Los Angeles Community Redevelopment Agency (CRA) for \$298,000.

20. APPROVED:
 - A. adopting a resolution authorizing the Chief Executive Officer to **price and deliver up to \$200 million of fixed rate bonds**, as the Proposition C Sales Tax Revenue Bonds, Series 2004-A, in one or more series of fixed rate bonds, sold by competitive sale, to refund a portion of the MTA's outstanding commercial paper programs and to fund ongoing capital costs of the Orange Line and other capital projects, and to approve documents on file with the Board Secretary; and

 - B. authorizing the Chief Executive Officer to execute a Memorandum of Understanding, an Assignment Agreement and any other documents requiring execution between MTA and the City of Covina to facilitate MTA in issuing up to \$4.4 million of bonds to provide up to \$4.0 million of project funding to Covina.

22. REFERRED TO OCTOBER CONSTRUCTION COMMITTEE receiving and filing **ordinance establishing procedures for processing construction change orders** at the September Board meeting and adopting it at the next meeting.

23. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to execute Modification No. 5 to Contract No. EN070, Environmental Compliance Services, with Ultrasystems Environmental to perform an additional study as requested by the Court of Appeals to **revise the San Fernando Valley East-West Transit Corridor's (now known as Metro Orange Line) Final Environmental Impact Report (EIR)** for an amount not to exceed \$650,000, increasing the total contract value from \$1,901,000 to \$2,551,000.

24. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to execute Change Order No. 5 to Contract No. PS-8310-0566 with SYSTRA Consulting, Inc. (SYSTRA) to **provide design verification services until October 2004 on the Metro Green Line** for an amount not to exceed \$143,860, increasing the total contract value from \$2,383,349 to \$2,527,209.

25. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to negotiate and execute:
 - A. Change Order No. 7 to Contract Work Order (CWO) 6 to Contract No. PM022, Project Management Assistance (PMA) with URS Corporation, to provide **continued support services for Capital Program Projects for FY05** for an amount not to exceed \$130,000, increasing the total CWO-6 funding value from \$3,427,518 to \$3,557,518; and
 - B. Change Order No. 3 to Contract Work Order (CWO) 7 to Contract No. PM022, Project Management Assistance (PMA) with URS Corporation, to provide **continued support services for Exposition Light Rail Transit Project for FY05** for an amount not to exceed \$140,000, increasing the total CWO-7 funding value from \$95,000 to \$235,000.

30. APPROVED ON CONSENT CALENDAR increasing the Life of Project budget for the **Metro Blue Line, Division 11 facility expansion** from \$12,593,000 to \$17,395,500.

31. AUTHORIZED the Chief Executive Officer to execute:

A. **four Metro Freeway Service Patrol (FSP) contracts** for a total amount not to exceed \$5,450,322 to the following contractors:

<u>Beat</u>	<u>Contractor</u>	<u>Amount</u>	<u>Contract Period</u>
7	Panorama Towing, San Fernando	\$1,461,724	01/01/05-12/31/07
17	Sonic Towing, Los Angeles	\$1,443,121	01/01/05-12/31/07
24	Jon's Towing, Los Angeles	\$960,512	01/01/05-12/31/07
31	Sonic Towing, Los Angeles	\$1,584,965	01/01/05-12/31/07
Total Amount Not to Exceed		\$5,450,322	

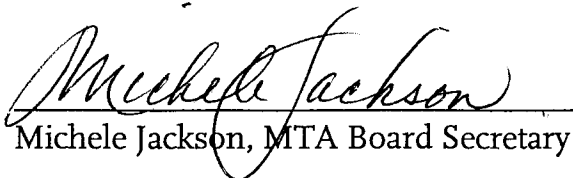
B. **ten Metro FSP contract amendments** for a total amount not to exceed \$820,000.

32. HELD PUBLIC HEARING on the proposed resolution of necessity and ADOPTED BY A 2/3 VOTE OF THE BOARD the **Resolution of Necessity authorizing commencement of an eminent domain action to acquire Assessor Parcels Nos. 5410-009-016; 5410-010-001, 002, 012, 013, 014, 015, 016, 017, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, and 030** for the planned construction and operation of the Division 10 Bus Facility Expansion Project.

(CARRIED OVER FROM AUGUST BOARD MEETING)

RECEIVED public comment.

Prepared by: Michele Chau
Recording Secretary


Michele Jackson, MTA Board Secretary

RECAP OF PROCEEDINGS

LOS ANGELES COUNTY, METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

THURSDAY, SEPTEMBER 23, 2004

DIRECTORS VOTING

ATTENDANCE																					
ITEM NO.	<u>SUBJECT ITEM</u>	<u>ACTION TAKEN</u>	P	A	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	A	
12	<p>CONSIDER:</p> <p>A. APPROVING ACCELERATION OF DEFERRED TRANSPORTATION PROGRAMS USING \$1,314.2 \$171.1 MILLION IN PROPOSITION C 25% CASH AND \$1,143.1 MILLION IN PLANNED PROPOSITION C-25% BORROWING TO RESTORE SCHEDULES APPROVED BY THE MTA BOARD OF DIRECTORS, ADVANCE MOBILITY IN LOS ANGELES COUNTY, AND HELP SOUTHERN CALIFORNIA MEET AIR QUALITY CONFORMITY REQUIREMENTS OF THE FEDERAL CLEAN AIR ACT.</p>	<p>APPROVED AS AMENDED BY DIRECTORS MOLINA AND VILLARAIGOSA THAT THE CEO REPORT BACK AT THE OCTOBER BOARD MEETING REGARDING THE AVAILABILITY OF FUNDING TO REPROGRAM THE IMPLEMENTATION OF DELAYED PROJECT ELEMENTS FOR THE EASTSIDE GOLD LINE IN CONJUNCTION WITH THE CEO'S TEN YEAR FINANCIAL FORECAST; AND</p>	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
			O'CONNOR	LUDLOW	FASANA	MOLINA	BURKE	HAHN	ROBERTS	ANTONOVICH	YAROSLAVSKY	KNABE	PROO	VILLARAIGOSA	LABONGE	WONG					

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

