

# MINUTES

Regular Board Meeting  
Board of Directors

One Gateway Plaza  
3rd Floor Boardroom

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Called to Order at 9:52 a.m.

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Directors Present:

Antonio Villaraigosa, Chair  
Gloria Molina, 1st Vice Chair  
Pam O'Connor, 2nd Vice Chair  
Mike Antonovich  
Yvonne B. Burke  
John Fasana  
David Fleming  
Richard Katz  
Don Knabe  
Bonnie Lowenthal  
Ara J. Najarian  
Bernard Parks  
Zev Yaroslavsky  
Doug Failing, non-voting member

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Officers

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



Los Angeles County  
Metropolitan Transportation Authority

**Metro**

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

1. APPROVED Consent Calendar Items: 2, 5, 7, 20\*\*, 22, 23, 24, 25, 26, 27, 28, 30, 31, 32, 33, 34, 35, AND 40.

\*\*Required 2/3 vote of the Board

2. APPROVED ON CONSENT CALENDAR **Minutes** of Regular Board Meeting held May 3, 2006 and Special Board Meeting held May 8, 2006.

3. RECEIVED Chair's Report:

- Submitted request for report on bus stop safety near schools. Director Parks requested more information on the impact on businesses around 52<sup>nd</sup> and Crenshaw, and suggested adding Crenshaw HS to the list of schools. Director Lowenthal requested more information on the LAUSD's responsibility.
- Mentioned that he would like to take a support position on the proposed infrastructure bond proposal, Prop 1A, and Prop 1B.
- Acknowledged Director Failing and his staff for their commendable work on the I-405 HOV lanes which opened a few days ago.

4. RECEIVED Chief Executive Officer's Report:

- Stated that the Board should take a position on the infrastructure bond proposal as it will be very important for this region if passed in November.

5. APPROVED ON CONSENT CALENDAR adopting the resolution approving the Los Angeles County Metropolitan Transportation Authority (Metro) as the Designated Recipient to receive and dispense formula funding from **Federal Transit Administration Sections 5316/Job Access and Reverse Commute and 5317/New Freedom Programs.**

6. APPROVED REVISED RECOMMENDATION AS AMENDED to:

- A. approve a \$47,703,791 total financial contribution of Proposition C 10% local sales tax funding to the **Southern California Regional Rail Authority (SCRRA) for its FY2006-07 Preliminary Budget for Metrolink**, as follows:
- 1) \$32,922,900 for operations, including \$30,985,200 of FY 2006-07 funding escalated at 2.6% in accordance with the Consumer Price Index, \$580,500 in surplus FY 2003-04 subsidy, \$1,304,294 in surplus FY2004-05 subsidy, and \$52,906 reprogrammed from a Call for Projects grant for the SCRRA;
  - 2) \$14,000,000 for rehabilitation and renovation, including \$13,811,538 escalated at 2.6% and \$188,462 reprogrammed from a Call for Projects grant for the SCRRA;
  - 3) \$780,891 for capital projects, including \$457,560 for the Keller Yard and Union Station Platform projects and \$323,331 for the settlement fee to the Burlington Northern Santa Fe Railroad, as approved by the Board of Directors in March 2006; these funds are proposed to be reprogrammed from project savings from a Call for Projects grant to the SCRRA;
- B. authorize the Chief Executive Officer or his designee to negotiate and execute all necessary agreements between Metro and the SCRRA for funding approved.

**FLEMING/VILLARAIGOSA AMENDMENT** to direct the CEO to meet with the CEO of Metrolink and CEO's of the four other counties to develop consensus on fair funding formula by July 1.

7. APPROVED ON CONSENT CALENDAR:

- A. receiving status report on the **Congestion Mitigation Fee study**; and
- B. establishment of a Policy Advisory Committee to assist Metro in the development of recommendations regarding a Countywide Congestion Mitigation Program for Los Angeles County.

10. ADOPTED AS AMENDED, including \$2.4 million in reductions:
  - A. the **proposed Fiscal Year 2007 budget**;
  - B. the budgeted number of positions and salary range midpoint plus 10% sorted by summary classifications and strategic business unit; and
  - C. the estimated salary and benefits by labor group.

**LOWENTHAL AMENDMENT** that:

1. The CEO be directed to return in June 2006 with a recommendation to amend the FY07 budget to add an additional \$6 million of Prop C 40% to be distributed to the Munis during FY07 to offset the additional cost of fuel on a one-time, non-precedent setting basis;
2. The Munis be directed to decide on an equitable basis for the distribution of the \$6 million among themselves based on an existing formula such as service miles and inform the CEO of the distribution methodology within 90 days; and
3. The Munis and Metro collectively pursue every opportunity to jointly and cooperatively purchase fuel using the region's buying power to achieve the lowest possible price.

FORWARDED to June Finance and Budget Committee itemization of a further \$10 million in budget reductions across the Board and **FASANA AMENDMENT** that the Board of Directors, to ensure equity of compensation for non-represented employees consistent with Board policy, is adjusting the non-represented pay ranges by 10% to partially mitigate the impact of previous years when inflationary pay range adjustments were not made.

11. ADOPTED the following **positions on State Legislation:**

- A. AB 343 (Huff) – Requires the repayment of loans from the Public Transportation Account. **SUPPORT**
- B. AB 3047 (Canciamilla) – Authorizes Caltrans to enter into 10 franchise agreements for the development of privately financed transportation projects. **SUPPORT IF AMENDED**
- C. SB 1726 (Lowenthal) – Authorizes the use of alternate colored headsigns on transit vehicles. **SUPPORT**
- D. SB 1749 (Midgen) – Authorizes the creation of Transit Adjudication Bureaus for the enforcement of penal code violations on transit properties. **SUPPORT**

15. **CLOSED SESSION:**

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

- 1. Xiang Sheng Gu, et al. v. MTA Case No. BC 335631  
APPROVED settlement in the amount of \$3,022,888.
- 2. Clear Channel Outdoor, Inc. v. MTA Case No. BC286040  
NO REPORT.
- 3. MTA v. RAD Jefferson, LLC Case No. BC351804  
NO REPORT.

B. Conference with Labor Negotiator – G.C. 54957.6:

Agency Negotiator: John Catoe and Brenda Diederichs  
Employee Organizations: ATU, UTU, TCU

NO REPORT.

20. APPROVED ON CONSENT CALENDAR BY A 2/3 VOTE OF THE BOARD:
- A. finding that there is only a single source of procurement for **lumbar back supports** and purchase is for the sole purpose of duplicating the lumbar back supports already in use;
  - B. authorizing purchase of the lumbar back supports pursuant to Public Utilities Code section 130237; and
  - C. authorizing the Chief Executive Officer to award an indefinite quantity, indefinite delivery contract to Integral Orthopedics, Inc. for an estimated quantity of 3,500 lumbar supports for an amount not to exceed \$380,000 inclusive of sales tax.
21. APPROVED awarding a twenty-four month contract under Bid 06-0009 for **Ultra-Low Sulfur Diesel Fuel** to Southern Counties Oil Co., dba SC Fuels, the lowest responsive, responsible bidder for an amount not to exceed \$10,184,383, inclusive of sales tax.
22. APPROVED ON CONSENT CALENDAR awarding a twenty-four month fixed-unit rate contract under Bid Number 06-0013 with North American Bus Industries, the lowest responsive, responsible bidder for **Bus Differentials** for an amount not to exceed \$3,784,050, inclusive of sales tax.
23. APPROVED ON CONSENT CALENDAR increasing the Life of Project budget for the **Metro Blue Line Grade Crossing Improvements project** by \$6,478,000 increasing the life-of-project from \$4,122,000 to \$10,600,000.
24. APPROVED ON CONSENT CALENDAR establishing a Life of Project budget of \$7,681,230 for the **Transit Operator Activity Scheduling and Tracking project**.
25. APPROVED ON CONSENT CALENDAR establishing a Life of Project budget of \$17,058,404 for the **FY07 Bus Mid-Life Rebuild Program**.
26. APPROVED ON CONSENT CALENDAR establishing a Life of Project budget of \$15,400,000 for the **Division 20 Carwash and Cleaning Platform project**.

- 27. APPROVED ON CONSENT CALENDAR increasing the Life of Project for the **Union Division/Terminal 31 project** (formerly Division 10 expansion project) by \$3,946,512, increasing the Life of Project budget from \$1,000,000 to \$4,946,512.
  
- 28. APPROVED ON CONSENT CALENDAR increasing the Life of Project for the **Gold Line Warehouse – Equipment and Storage project** by \$143,000, increasing the Life of Project budget from \$1,767,000 to \$1,910,000.
  
- 29. CARRIED OVER TO JUNE BOARD MEETING increasing the Life of Project for the **Division 7 Facility Improvements project** by \$1,539,000, increasing the Life of Project budget from \$3,561,000 to \$5,100,000.

Director Parks requested a more detailed explanation of required mitigations and budget sufficiency prior to approval.

- 30. APPROVED ON CONSENT CALENDAR establishing a Life of Project budget of \$18,332,093 for the **Divisions 5, 10 and 18 Improvements project**.
  
- 31. APPROVED ON CONSENT CALENDAR **REVISED FASANA MOTION** that:
  - 1) the Service Sector Governance Councils shall have the authority to review and authorize all Metro Bus service changes emanating from the Metro Connections program and all other service change programs related to Metro Bus service consistent with Board adopted policies; and
  
  - 2) proposed service changes that require Governance Council approval and that operate a significant level of service into an adjacent Service Sector, shall be reviewed by the impacted Service Sector prior to Governance Council approval.
  
- 32. APPROVED ON CONSENT CALENDAR awarding a twenty-four month firm fixed-price requirements contract under Bid No. 06-0014 with Performance Plus Distributing, the lowest responsive, responsible bidder for **bus batteries** for a firm fixed price of \$922,290, inclusive of sales tax.

33. APPROVED ON CONSENT CALENDAR awarding a three-year firm fixed-price Contract No. PS0692401822 to LMI Data Center Cleaning for **data center cleaning services** in the amount of \$211,340, inclusive of two, one-year options, effective July 1, 2006.
34. APPROVED ON CONSENT CALENDAR awarding a twenty-four month firm fixed-price requirements contract under Bid Number 06-0002 to Railroad Friction Products, Corp., the lowest responsive, responsible bidder for **Green/Gold Rail Line Brake Pads**, for an amount not to exceed \$216,000.
35. APPROVED ON CONSENT CALENDAR awarding a firm fixed-price Contract No. OP39601813 with B&C Transit Consultants Inc. to **replace the J-Relays at the Metro Red Line (MacArthur Park Pocket Track)** for an amount not to exceed \$291,221 inclusive of a 10% contingency.
36. ADOPTED the following **positions and resolution on State Legislation**:
- A. SB 1384 (Kuehl) Exposition Light Rail Construction Authority - **SUPPORT**.
- Resolution stating that Metro will not seek reimbursement from implementation of this measure.
- B. SB 1611 (Simitian) - Authorizes Congestion Management Agencies to impose increased vehicle fees for congestion relief projects. **SUPPORT IF AMENDED**
40. APPROVED ON CONSENT CALENDAR **service changes to Tier 1 bus lines** scheduled to be implemented in June 2006.
42. APPROVED the following nominee for membership on the **San Fernando Valley Service Sector Governance Council**:
- Marsha Ramos – New appointment, replacing Todd Campbell.  
Appointed by: Burbank City Council. Term ending:  
April '09



APPROVED FLEMING/FASANA MOTION that all members of Service Sector Governance Councils will be referred to as “Sector Representatives.”

43. APPROVED the following nominees for membership on the **Gateway Cities Service Sector Governance Council**:

Owen Newcomer – Re-appointment.

Appointed by: Gateway Cities Council of Governments.

Term ending: June ‘09

Sam Peña – Re-appointment.

Appointed by: Gateway Cities Council of Governments.

Term ending: June ‘09

RECEIVED public comment.

ADJOURNED at 1:15 p.m.

Prepared by: Michele Chau  
Recording Secretary

  
Michele Jackson, Board Secretary

**RECAP OF PROCEEDINGS**  
**LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY**  
**REGULAR BOARD MEETING**  
**THURSDAY, MAY 25, 2006**

DIRECTORS VOTING

| ATTENDANCE | DIRECTORS VOTING   |  |            |           |        |         |       |          |                      |        |             |      |       |       |          |         |
|------------|--|--|------------|-----------|--------|---------|-------|----------|----------------------|--------|-------------|------|-------|-------|----------|---------|
| ITEM NO.   | SUBJECT ITEM   | ACTION TAKEN   | ANTONOVICH | LOWENTHAL | FASANA | FLEMING | BURKE | O'CONNOR | VILLARAIGOSA (CHAIR) | MOLINA | YAROSLAVSKY | KATZ | KNABE | PARKS | NAJARIAN | FALLING |
| 1          | APPROVE CONSENT CALENDAR ITEMS:<br>2, 5, 7, 20**, 22, 23, 24, 25, 26, 27, 28, 30,<br>31, 32, 33, 34, 35, AND 40.<br><br>**REQUIRES 2/3 VOTE OF THE BOARD | APPROVED   | A          | Y         | Y      | Y       | Y     | Y        | Y                    | A      | Y           | Y    | A     | Y     | Y        |         |
| 2          | APPROVE MINUTES OF REGULAR BOARD MEETING HELD MAY 3, 2006 AND SPECIAL BOARD MEETING HELD MAY 8, 2006.  | APPROVED ON CONSENT CALENDAR                           |            |           |        |         |       |          |                      |        |             |      |       |       |          |         |
| 3          | CHAIR'S REPORT   | SUBMITTED REQUEST FOR REPORT ON SCHOOL BUS STOP SAFETY | P          | P         | P      | P       | P     | P        | P                    | P      | P           | P    | A     | P     | P        |         |

**RECAP OF PROCEEDINGS**  
**LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY**  
**REGULAR BOARD MEETING**  
**THURSDAY, MAY 25, 2006**

DIRECTORS VOTING

| ATTENDANCE | DIRECTORS VOTING  |                              |            |           |        |         |       |          |                      |        |             |      |       |       |          |         |
|------------|---|------------------------------|------------|-----------|--------|---------|-------|----------|----------------------|--------|-------------|------|-------|-------|----------|---------|
| ITEM NO.   | SUBJECT ITEM  | ACTION TAKEN                 | ANTONOVICH | LOWENTHAL | FASANA | FLEMING | BURKE | O'CONNOR | VILLARAIGOSA (CHAIR) | MOLINA | YAROSLAVSKY | KATZ | KNABE | PARKS | NAJARIAN | FAILING |
| 4          | CHIEF EXECUTIVE OFFICER'S REPORT  | RECEIVED                     | P          | P         | P      | P       | P     | P        | P                    | P      | P           | P    | A     | P     | P        |         |
| 5          | ADOPT THE RESOLUTION APPROVING THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (METRO) AS THE DESIGNATED RECIPIENT TO RECEIVE AND DISPENSE FORMULA FUNDING FROM FEDERAL TRANSIT ADMINISTRATION SECTIONS 5316/JOB ACCESS AND REVERSE COMMUTE AND 5317/NEW FREEDOM PROGRAMS. | APPROVED ON CONSENT CALENDAR |            |           |        |         |       |          |                      |        |             |      |       |       |          |         |

**RECAP OF PROCEEDINGS**  
**LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY**  
**REGULAR BOARD MEETING**  
**THURSDAY, MAY 25, 2006**

DIRECTORS VOTING

| ITEM | SUBJECT ITEM  | ACTION TAKEN  | ANTONOVICH | LOWENTHAL | FASANA | FLEMING | BURKE | O'CONNOR | VILLARIGOSA<br>(CHAIR) | MOLINA | YAROSLAVSKY | KATZ | KNABE | PARKS | NAJARIAN | P |   |
|------|---|---|------------|-----------|--------|---------|-------|----------|------------------------|--------|-------------|------|-------|-------|----------|---|---|
| 6    | <p>CONSIDER:</p> <p>A. APPROVING A \$47,703,791 TOTAL FINANCIAL CONTRIBUTION OF PROPOSITION C 10% LOCAL SALES TAX FUNDING TO THE SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY (SCRRRA) FOR ITS FY2006-07 PRELIMINARY BUDGET FOR METROLINK, AS FOLLOWS:</p> <p>1) \$32,922,900 FOR OPERATIONS, INCLUDING \$31,408,000 OF FUNDING CONSISTENT WITH THE 2001 LONG-RANGE TRANSPORTATION PLAN (LRTP), OF FY 2006-07 FUNDING ESCALATED AT 2.6% IN ACCORDANCE WITH THE CONSUMER PRICE INDEX, \$580,500 IN SURPLUS FY 2003-04 SUBSIDY, AND \$934,900 \$1,304,294 IN SURPLUS FY2004-05 SUBSIDY, AND \$52,906 REPROGRAMMED FROM A CALL FOR PROJECTS GRANT FOR THE SCRRRA;</p> | <p><u>ACTION TAKEN</u></p> <p>APPROVED REVISED RECOMMENDATION AS AMENDED TO DIRECT THE CEO TO MEET WITH THE CEO OF METROLINK AND CEOs OF THE FOUR OTHER COUNTIES TO DEVELOP CONSENSUS ON FAIR FUNDING FORMULA BY JULY 1</p> | Y          | Y         | Y      | Y       | Y     | Y        | Y                      | Y      | Y           | Y    | Y     | Y     | Y        | Y | Y |
|      |   |   |            |           |        |         |       |          |                        |        |             |      |       |       |          |   |   |

