

MINUTES

**Regular Board Meeting
Board of Directors**

**One Gateway Plaza
3rd Floor Board Room**

Called to Order at 9:37 a.m.

Directors Present

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

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

Observed moment of silence in memory of Adolfo Figueroa, a construction worker killed on the I-405 Project.

1. **APPROVED Consent Calendar** Items: 2, 15, 16, 21, 22, 23, 24, 25, 32**, 33, 34, 44, 45, 47, and 69.

**Requires 2/3 vote.

Consent Calendar items were approved by one motion except item 24 which was held by a Director for discussion.

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

2. **APPROVED ON CONSENT CALENDAR Minutes of the Regular Board Meeting held September 27, 2012.**

3. RECEIVED Chair's Report.

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

4. RECEIVED Chief Executive Officer's Report.

- **Metro Board recognition of the Metro Gold Line Eastside Review Advisory Committee** for 19 years of public service supporting the planning, design, construction and safe operation of the system.

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

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

13. APPROVED the term sheet and authorized the Chief Executive Officer to finalize and execute the implementing **Pico Station Improvement Financial Agreement**.

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

15. APPROVED ON CONSENT CALENDAR:

- A. \$14 million in **FY2013 Transit Fund Allocations for Los Angeles County transit operators and Metro operations**. This allocation represents additional State Transit Assistance (STA) funds received for fiscal year 2012 for MTA Bus operations and Los Angeles County municipal operators. This allocation complies with state regulations and MTA Board policies and guidelines;
- B. authorizing the Chief Executive Officer to amend the FY2013 budget to reflect this adjustment; and
- C. authorizing the Chief Executive Officer to negotiate and execute all necessary agreements to implement the above amendment.

16. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to award a five year contract, inclusive of four one-year options, to Los Angeles Federal Armored Services, the highest rated proposer under RFP PS54402931, for **currency processing services** in an amount not to exceed \$2,572,180 effective November 1, 2012.

21. APPROVED ON CONSENT CALENDAR:

- A. the updated **Measure R I-710 Early Action Project list** and
- B. increasing the FY13 budget by adding \$5.5 million in Cost Center 0442, in Highway Capital Project 460316 I-710 Early Action Projects.

22. ADOPTED ON CONSENT CALENDAR the **“Conceptual Development Guidelines” for the Metro Orange Line Sepulveda Station park-and-ride site**.

23. APPROVED ON CONSENT CALENDAR the Chief Executive Officer to enter into an **Exclusive Negotiation Agreement (ENA) with CCIG, LLC (CCIG) for a public-private partnership** to construct park and retail components on a parcel situated near the Culver City Station on the Metro Exposition Line; and amend the FY13 budget to allow any deposits that may be collected from CCIG to offset support costs.

24. APPROVED the **2013 Call for Projects Application Package**.

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

25. APPROVED ON CONSENT CALENDAR:

- A. the revised **Alameda Corridor East program scope**; and
- B. Working Capital Loan of up to \$45 million and authorize the Chief Executive Officer to enter into the appropriate agreements.

32. APPROVED ON CONSENT CALENDAR BY 2/3 VOTE:

- A. finding that awarding design-build contracts pursuant to Public Utilities Code Section 130242 (a) will achieve private sector efficiencies in the integration of the design, project work, and components related to the construction and installation of reclaimed water lines along a portion of the Metro Orange Line alignment;
- B. authorizing the Chief Executive Officer to solicit and **award design-build contracts for construction and installation of reclaimed water lines along a portion of the Metro Orange Line alignment**, pursuant to Public Utilities Code Section 130242.

33. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute a **Right of Entry Permit with Museum Associates, a California public benefit corporation (LACMA), for approximately twenty-one (21) months to construct, monitor and remove a Westside Subway Extension temporary exploratory shaft and to provide parking** on property located at Wilshire Boulevard and South Ogden Drive in the City of Los Angeles, as described and depicted as Parcel A and Parcel B (the Property), commencing upon thirty days' notice for an estimated cost of \$1,166,626.00 plus other fees and expenses associated with occupancy of the Property.
34. APPROVED ON CONSENT CALENDAR amending FY13 budget to increase the Life-of-Project budget of the **Metro Orange Line Bus Enhancement-Pedestrian Connector to North Hollywood Red Line Station project** from \$17,000,000 to \$22,000,000 using \$10,000,000 supplementary funding awarded by the US Department of Transportation (DOT) – Bus and Bus Facilities Program Funds exclusively for this project.
41. RECEIVED AND FILED update regarding amendments to **AB 1446**.

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

44. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to:
- A. award fixed unit rate contracts, (PS13213001 A & B) to **HSW Services and Small Business Enterprise Utilization Services for Disadvantaged Business Enterprise (DBE) and Small Business Enterprise (SBE) certification services** in an amount not-to-exceed a cumulative total of \$2.6M. This is a six-year contract with a three year base and three one-year options; and
 - B. award contracts to additional qualified firms throughout the term of this contract to assist in the performance of this work.

- 45. **APPROVED ON CONSENT CALENDAR adopting the proposed amendments to the Administrative Code and modifying security policy to conform with new Title VI Guidance.**

- 47. **AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to negotiate a salary within the pay range for the position of Deputy Executive Officer, Project Management, pay grade T (\$126,309 – \$157,903 – \$189,496).**

- 48. **RECEIVED civil rights compliance update.**

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

- 49. **RECEIVED AND FILED report responding to the September 27, 2012 Board Motion directing staff to provide a report on accelerating the Airport Metro Connector project including a strategic implementation plan, recommended advocacy efforts and comments on Los Angeles World Airport’s Specific Plan Amendment Study.**

APPROVED KNABE MOTION AS AMENDED that the MTA Board:

Instruct the CEO to report back for discussion at the MTA Full Board meeting on January 24, 2013, with written details on the strategic next steps and plan to “accelerate” completion of the Green Line to LAX/Airport Metro Connector Project, with or without Measure J, for project delivery by 2020, on a timeline that complements both the Crenshaw Corridor Light Rail Project and the South Bay Green Line Extension Project, which are connected to and share the Green Line Corridor. The report should include the following:

1. A detailed action plan that includes depth and span of project and funding alternatives, and a formal arrangement for working with LAWA, as well as local, state, and federal partners, to fund and implement the Green Line to LAX/Airport Metro Connector Project on an accelerated schedule;

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2. A specific approach to advocacy efforts with relevant federal agencies (FTA, FAA, etc) to better coordinate and align with the federal review process, including resolving any road blocks to project funding, implementation and acceleration.
3. ~~A detailed timeline and the specific MTA Board actions that are needed to accelerate delivery of the project including the environmental review, any amendments to the Expenditure Plan and/or LRTP that may be required, and other actions that are necessary to expedite the project.~~

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

57. APPROVED AS AMENDED BY FASANA MOTION TO:

- A. exercise Option No. 2 to MOU PS2610LASD with the **County of Los Angeles Sheriff’s Department to provide law enforcement services for the period covering July 1, 2013 through June 30, 2014;**
- B. authorize the Chief Executive Officer to execute, on a single source basis, Option 2 to MOU PS2610LASD; and
- C. staff will return to the Board for funding authorization to exercise FY14 Transit Community Policing Services, Option 2.

FASANA MOTION: To review amount of money in reserve fund to consider whether or not Metro gets a holiday similar to contract cities;

Establish a means similar to contract cities to jointly control the funds so that settlements are made jointly with Metro; and

That Metro is notified of lawsuits if a sheriff is sued while servicing the Metro contract.

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

58. REJECTED all bids received in response to OP 123367090, cancel the procurement, and issue a new Invitation for Bid for **Metro Orange Line Tree Trimming Services**.

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

59. AUTHORIZED the Chief Executive Officer to award a 24-month, firm fixed price contract under Bid Number 12-0049 to the lowest responsive and responsible bidders for **janitorial paper products** for an amount not to exceed \$1,189,357, inclusive of sales tax and a one-year option for the following:

- A. P&R Supply Company line items 1 (Blue Surgical Towels), 2 (Blue Windshield Paper Towels), 3 (C Fold Paper Towels), 4 (Single Fold Towels) and 6 (8" Roll Towels) for a total contract value of \$220,007 inclusive of sales tax; and
- B. Gale Supply Company for line item 5 (Bonded Cellulose Wiper), for a total contract value of \$969,350 inclusive of sales tax.

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

60. AUTHORIZED:

- A. the Chief Executive Officer to negotiate and execute Contract Modification No. 1 to Contract No. **C0948 with Siemens Industry Inc., to provide a seven-month project schedule acceleration including a portable substation** in an amount not-to-exceed \$2,500,000, increasing the total contract value from \$54,771,091 to \$57,271,091;
- B. the Chief Executive Officer to negotiate and execute Contract Modification No. 2 to Contract No. C0948 with Siemens Industry Inc., to provide repairs on substation infrastructure in an amount not-to-exceed \$1,500,000, increasing the total contract value from \$57,271,091 to \$58,771,091;

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- C. reprogramming \$1,384,304 of ARRA funds from project savings from other Metro Capital Projects; and
- D. an increase to the Contract Modification Authority to execute future contract modifications to Contract No. C0948 in amounts not-to-exceed \$5,000,000.

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

61. AUTHORIZED the Chief Executive Officer to award a five-year firm fixed unit rate contract OP123367091 to **Marina Landscape, the lowest responsive, responsible bidder, to provide landscape and irrigation maintenance services along Metro Orange Line** in an amount not to exceed \$3,452,406.48, inclusive of two option years, effective January 1, 2013.

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

62. AUTHORIZED the Chief Executive Officer to execute Modification No. 2 to Contract No. PS07701003B with **Enterprise Rent-A-Car and Contract PS07701003C with VPSI, Inc. extending the current vanpool lease program** for a period of five months, for an amount not to exceed \$1,995,000 increasing the total contract value for the Metro Vanpool Program from \$22,078,400 to \$24,073,400.

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

63. APPROVED modification authority for Contract OP02461010 with **Cubic Transportation Systems, Inc for an amount not to exceed \$7.8 million for TAP system enhancements**. The recommended actions will be funded through the existing Life of Project balance for the Universal Fare System (200225), the Regional Transit Access Pass System (200351) and the Metro Rail Gating (210094) Capital Projects (CP's). No additional funds are being requested.

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

64. APPROVED:

- A. programming of \$5.7 million from fiscal year (FY) 2011 Federal Department of Homeland Security-Transit Security Grant Program funds for projects to **provide dedicated support of Los Angeles County Sheriff's Interdiction Unit** and drills relating to Union Station and installation of high definition closed circuit television in Union Station;
- B. programming of \$16.1 million from fiscal year (FY) 2010-2011 California Transit Security Grant Program (CTSGP) for emergency bus and rail operations center;
- C. the reprogramming of \$8.8 million FY 2008-2009 CTSGP funding; and
- D. the Life-of-Project budgets.

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

69. APPROVED ON CONSENT CALENDAR execution of **Memorandum of Understanding between LA County Metropolitan Transportation Authority and the County of Los Angeles for the Destination Discounts Program**.

71. AUTHORIZED the Chief Executive Officer to award a seven-year, unit rate Contract No.PS11064106 to **Consolidated Disposal Service, the lowest responsive and responsible bidder for integrated waste management services** in an amount not to exceed \$6,993.298, effective December 1, 2012.

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

72. APPROVED **HUIZAR MOTION** that the Board direct the CEO to explore the feasibility and report back at the January 2013 Board meeting on the implementation of paid park-and-ride demonstration projects at the vacant portion of the Mariachi Plaza site and other potential sites along the Metro Gold Line Eastside Extension until the joint Transit Oriented Development projects are built at these locations.

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

73. RECEIVED AND FILED status report on the results of the **Federal Transit Administration Disadvantaged Business Enterprise program compliance review.**

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

74. RECEIVED oral report on **System Safety.**

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

75. CARRIED OVER TO NOVEMBER/DECEMBER FULL BOARD: Report on **I-405 and Metro Orange Line chronology and status update.**

70. **CLOSED SESSION:**

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

Agency Representative: Richard Hunt

Employee Organization: ATU, TCU, AFSCME

NO REPORT.

B. Conference with Real Estate Negotiators – G.C. 54956.8:

Property: 9323 Bellanca Avenue, Los Angeles CA 90045

Agency Negotiator: Velma Marshall

Negotiating parties: 9323 Bellanca Associates, L.P., a Delaware Limited Partnership

Under Negotiation: Price and Terms

NO REPORT.

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

1. Jenny Lopez v. LACMTA, Case No. BC 46008

APPROVED settlement for \$3.5 million.

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

2. Catherine King v. LACMTA, Case No. BC 468370

APPROVED settlement for \$1.2 million.

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

3. William Wyindon v. LACMTA, Case No. BC 464295

APPROVED settlement for \$300,000.

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

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4. Salvador Chavez v. LACMTA, Case No. BC 465915

APPROVED settlement for \$325,000.

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

D. Conference with Legal Counsel – Anticipated Litigation – G.C. 54956.9(b):
Significant Exposure to Litigation (3 cases)

NO REPORT.

E. Public Employee Performance Evaluation – G.C. 54957:
Chief Executive Officer

NO REPORT.

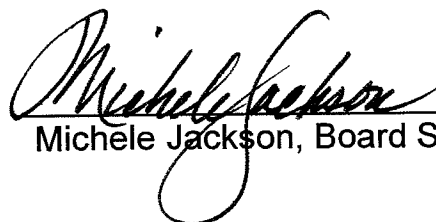
F. Conference Regarding Potential Threats to Public Services and Facilities – G.C. 54957:
While there may be no immediate threat, this is to provide the Board with a confidential update by Paul Taylor, Deputy Chief Executive Officer, on security related matters.

NO REPORT.

RECEIVED public comment.

ADJOURNED at 2:09 p.m.

Prepared by: Collette Langston
Board Specialist


Michele Jackson, Board Secretary