



MINUTES/PROCEEDINGS

LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING
BOARD OF DIRECTORS
MTA Headquarters
3rd Floor - Board Room
One Gateway Plaza
Los Angeles

April 29, 1999

Called to order at 9:50 a.m.

Directors Present:

Richard Riordan, Chair
Yvonne Brathwaite Burke, First Vice Chair
James Cragin, Second Vice Chair
Richard Alatorre
Michael Antonovich
Hal Bernson
John Fasana
Don Knabe
Jose Legaspi
Gloria Molina
Jenny Oropeza
Frank Roberts
Zev Yaroslavsky
Tony V. Harris, Ex Officio

Chief Executive Officer - Julian Burke
Interim Board Secretary - Michele Jackson
Inspector General - Arthur Sinai
General Counsel - County Counsel

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

CONSENT CALENDAR Items 2, 9, 10, 11, 12 13, 16, 26, 30, 38, 39, 42 & 44

2. APPROVED **Minutes** of Regular Board Meeting held on March 25, 1999.

9. AWARDED a contract to Tentek, Inc., Glendale, to provide **database administration consulting services** for a five-year period for an amount not to exceed \$431,600, inclusive of two (2) one-year options.

10. APPROVED a five-year lease agreement with Shuwa Investments Corporation for the lease of 1,071 square feet of **office space for the MTA Customer Service Center at Arco Plaza**, 515 S. Flower St., Los Angeles, at a base monthly rental amount of \$1,874 plus pro rata share of operating expenses and merchant association membership fees.

11. ADOPTED a resolution authorizing the CEO, or designee, to execute an MTA **“Automated Clearing House (ACH) Guaranty”** allowing the Public Transportation Services Corporation’s payroll direct deposit services to be provided on the same basis as MTA employees. (**NOTE: Guaranty provides for binding arbitration in the case of any dispute**)

12. AWARDED a five-year contract to ProBusiness Services, Inc., Irvine, covering **payroll printing, distribution and reporting services** in an amount not to exceed \$2,653,872, inclusive of two (2) one-year options. (**NOTE: The distribution option to be determined by the CEO**)

13. AUTHORIZED the CEO to negotiate and award a three-year contract to Helaba, the highest-rated proposer for the **letter of credit provider**.

16. APPROVED:
- A. rejection of all bids submitted under IFB 01-9926 for Group 31 **bus batteries**; and
 - B. re-issuance of solicitation.
26. APPROVED execution of Change Order No. 137 which incorporates Change Notice 118.0 to Contract C0311 with Traylor Bros./Frontier-Kemper, JV, on the Metro Red Line North Hollywood, Segment 3, covering additional costs of **steel support ribs** in the amount of \$1,481,992 for a revised total contract amount of \$163,368,884.
30. APPROVED:
- A. Execution of the following:
 - 1. Revision No. 28 to Contract Work Order (CWO) No. 3 to Contract No. E0070 with the Engineering Management Consultant (EMC) for **previous POER costs** not included in CWO 72 in the amount of \$2,106,485 which increases the total CWO value from \$94,337,234 to \$96,443,719;
 - 2. Revision No. 4 to Contract Work Order (CWO) No. 64 **for Design Support Services** During Construction for the Vermont/Hollywood Corridor, in the amount of \$1,667,802, which increases the total CWO value from \$6,635,555 to \$8,303,357;
 - 3. Revision No. 3 to CWO No. 66 for **rail activation/start-up services**, in the amount of \$783,110 which increases the total CWO value from \$1,418,272 to \$2,201,382;
 - 4. Revision No. 4 to CWO No. 67 for **Project Management, Project Administration, and Project Control Services** in the amount of \$934,685 which increases the total CWO value from \$2,180,599 to \$3,115,284;
 - B. an increase to the Contract Authorization for Expenditure (AFE) in the amount of \$6,666,870 for a revised total AFE of \$112,643,000.

38. APPROVED:
- A. **Fiscal Year 1999-2000 FTA Section 5310** local scores for Los Angeles County projects and inclusion of the applications recommended for funding in the 1999-00 Regional Transportation Improvement Program (RTIP); and
 - B. execution and transmittal of a Resolution and the scoring recommendations to Caltrans.
39. ADOPTED:
- A. **Findings of March 6, 1999 Public Hearing** concerning the MTA's draft Bus/Rail Interface Plan for Metro Red Line Segment 2B, Hollywood extension:
 - B. the **Final Revised Metro Red Line Segment 2B Bus/Rail Interface Plan**;
 - C. the official revised pages to the Official Route Descriptions; and
 - D. a **free fare** on the Metro Red line for the opening weekend of the Segment 2B Hollywood extension.
42. APPROVED execution of a twenty-five (25) year easement agreement with Qwest Communications Corporation **for the construction, installation, commercial use, operation and maintenance of two fiber optic conduits** on approximately 11.8 miles of the MTA Right of Way along the Harbor Subdivision from Wingfoot to El Segundo Station for a one time lump sum payment of \$1,401,341, including an option to Qwest to extend the term for additional 25 year periods at market rates as agreed to by the parties. If the parties cannot agree to market rates at the renewal periods, the market rates shall be established by binding arbitration prior to the end of the 25 year term.
44. APPROVED Change Order No. 133 to Contract C0311 with Traylor Bros./Frontier-Kemper, JV. for **escalation costs** in the amount of \$363,524 **related to Claim No. 6 Differing Site Conditions** for Metro Red Line, North Hollywood Corridor, Segment 3, for a revised total contract amount of \$162,458,976. (NOTE: Any disagreement regarding interest to be paid on DRB settlement amount will be brought back to the Committee.)

NOTED ITEMS APPROVED UNDER COMMITTEE AUTHORITY - Items
17 - 21, 24, 25, 28, 29, 45 - 47

17. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a three-year contract to Fast-Track Construction Corporation, Culver City, the lowest responsive, responsible bidder to provide **property maintenance services** for parcel properties, buildings, and rights-of-way, for a total contract value not to exceed \$420,436.

18. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a five-year contract to Asbury Environmental Services, Compton, the lowest responsive, responsible bidder for **removal and recycling of drained used oil filters** from MTA vehicle maintenance facilities for a total contract value not to exceed \$124,500, inclusive of two (2) one-year options.

19. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a five-year contract to XLNT Tint, Anaheim, the lowest responsive, responsible bidder to provide **anti-graffiti film services** for MTA operating properties for a total contract value not to exceed \$236,665, inclusive of two (2) one-year options.

20. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY award of a five-year contract to Acme Glass & Mirror Co., Long Beach, lowest responsive, responsible bidder to **furnish and install replacement glass** at MTA operating properties for a total contract value not to exceed \$298,489, inclusive of two (2) one-year options.

21. APPROVED UNDER OPERATIONS COMMITTEE AUTHORITY Change Order to Contract No. 6294 with Inter-Con Security Systems to provide **security services at MTA facilities**, extending the contract on a month-to-month basis for a period not to exceed three months commencing June 1, 1999 and ending August 31, 1999 for an amount not to exceed \$297,000 for a revised contract value of \$3,671,236.

24. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:
- A. Negotiation and execution of Contract Work Order (CWO) 4 on the Metro Red Line, North Hollywood Corridor, Segment 3, Contract E0112 with INCA Engineers, Inc., subject to final negotiations, for **design support services during construction** in the amount of \$200,000; and
 - B. An increase to the Authorization for Expenditure (AFE) for Contract No. E0112, for Metro Red Line, North Hollywood Corridor, Segment 3, in an amount of \$225,000, increasing the current Contract AFE from \$727,886 to \$952,886.
25. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:
- A. **Amendment to the Construction Consulting Services Contract MC050** with R. A. Wattson Company, in an amount not to exceed \$180,000 for work on Metro Red Line, North Hollywood Segments 2 and 3 increasing the total contract value from \$690,000 to \$870,000 for twelve months from July 1, 1999 through June 30, 2000; and
 - B. an increase to the AFE in the amount of \$180,000 for a total revised AFE amount of \$870,000.
28. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY an increase in the Authorization for Expenditure (AFE) to Contract B271 with Kiewit-Shea, JV. to provide **funding for negotiated change orders to be executed** under Board-delegated staff authority, for the Metro Red Line, Vermont/Hollywood Corridor, Segment 2, in the amount of \$552,000, increasing the AFE value to \$46,546,234.
29. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY an increase in the Authorization for Expenditure (AFE) to Contract B648B with Steiny and Company for **communications installation** to provide funding for pending change orders to be negotiated and executed, under Board-delegated staff authority, increasing the AFE value by \$602,406 from \$5,680,180 to \$6,282,586.

30. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:

- A. negotiation and execution of Work Authorization Change Notice No. B261-CN-303.00 with Tutor-Saliba-Perini, JV, covering **payment of estimated quantity variances** in an amount not to exceed \$1,405,702, for Metro Red Line, Vermont/Hollywood Corridor, Segment 2, Vermont/Sunset Station, increasing the total contract value to \$52,020,487;
- B. negotiation and execution of a subsequent change order providing that the negotiated amount is less than or equal to \$1,405,702; and
- C. an increase in the Authorization for Expenditure (AFE) by \$2,681,301 (\$1,405,702 increase in bid item quantities and \$1,275,599 to cover other pending changes, potential changes and claim settlements that are within the staff's Board delegated authority) increasing the AFE to \$55,290,502.

46. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY:

- A. negotiation and execution of a Change Order to Contract AF002 with Robert Millar, subject to final negotiations for **fabrication and installation of artwork** in an amount not to exceed \$76,468, for Metro Red Line, Segment 2, Vermont Santa Monica Station; and
- B. an increase to the Authorization for Expenditure in the amount of \$100,000 from \$240,000 to \$340,000.

47. APPROVED UNDER CONSTRUCTION COMMITTEE AUTHORITY execution of Change Order No. B216-CO-27.00 to Contract B216 with the Tutor-Saliba Corporation for a **variance in the quantity of excavation work** on the Metro Red Line, Segment 2, Vermont/Hollywood Corridor, Wilshire/Vermont Site Restoration and Landscaping Contract in the amount of \$334,329 for a total contract amount of \$4,526,748.

CLOSED SESSION

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

- A. Metro Red Line, Segment 2
MTA vs. Taus
Case No. BC 178907

APPROVED settlement offer in the amount of \$150,000

- B. Luster v. MTA, EC 022220

APPROVED settlement offer in the amount of \$500,000

- C. Jackson v. MTA, PC 018522

APPROVED settlement offer in the amount of \$130,000

- D. Peter Ahn. WCAB No. MON 0187195

APPROVED settlement with a present value up to \$725,000

- E. Rosa Macklin, WCAB No. MON 0192623 & MON 0206608

APPROVED a lump sum settlement of \$175,000

- F. Labor Community Strategy Center, et al v. MTA, Case No. CV 94-5936
TJH(MC \times)

NO REPORT

6. Conference with Legal Counsel - Anticipated Litigation - G.C. 54956.9 (b):

One Case

NO REPORT

3. Chief Executive Officer's Report:

- Draft FY 2000 budget will be delivered Friday
- 437 new buses will arrive soon
- Hiring of additional operators & mechanics
- Possible fare increase
- North Hollywood Red Line opening

4. Chair's Report

- Reported on trip to Washington, D.C.

23. APPROVED YAROSLAVSKY motion authorizing the CEO to take the necessary steps to **fund the reconstruction of a 2.1 mile segment of Lankershim Boulevard** from Bluffside Drive to Chandler Boulevard in North Hollywood in an amount not-to-exceed \$1,275,000 so that the City of Public Works Department can complete the construction as quickly as possible.

27. APPROVED **Supplemental Environmental Impact Report/Environmental Assessment (SEIR/EA)** on the Metro Red Line North Hollywood Extension (Segment 3) as follows:

- A. Certified the SEIR/EA for the Los Angeles Rail Rapid Transit Project 1989 Final Supplemental Environmental Impact Statement/Subsequent Environmental Impact Report for the U.S 101 Freeway Improvements; and
- B. Approved the project changes in methods of demolition and construction contained in the SEIR/EA;
- C. Adopted the Statement of Findings;
- D. Adopted the Mitigation Monitoring and Reporting Program for the SEIR/EA;
- E. Approved the Statement of Overriding Considerations;
- F. Approved filing a Notice of Determination for the SEIR/EA with the Los Angeles County Court Clerk and the State Office of Planning and Research; and

directed staff to return to the Construction Committee with final community outreach, construction and demolition plans.

35. APPROVED the following positions on **State Legislation**:

- AB 1012 (Torlakson) - Would streamline the project delivery process at Caltrans and “spend down” the over \$1.6 billion cash balance in the State Highway Account.
SUPPORT WITH AMENDMENTS
- AB 1571 (Villaraigosa and Brulte) - Establishes the Carl Moyer Memorial Air Standards Attainment Program, a grant program for the purchase of low emissions heavy-duty engines. **SUPPORT WITH AMENDMENTS (to include flexibility to purchase clean diesel)**
- SB 63 (Solis) - Requires that Caltrans convert the High Occupancy Vehicle (HOV) lanes on the San Bernardino (I-10) portion of the El Monte Busway to a “2-person plus” minimum occupancy requirement rather than the “3-person plus” requirement.
OPPOSE, UNLESS AMENDED (3 PERSON PLUS DURING RUSH HOUR AND 2 PERSON PLUS DURING NON-RUSH HOUR)

ROLL CALL VOTE:

Ayes:	Bernson, Cragin, Fasana, Knabe, Oropeza, Yaroslavsky, Roberts, Riordan
Noes:	Alatorre, Antonovich, Legaspi
Abstain:	None
Absent:	Burke, Molina

- AB 1475 (Soto) - Would provide a mechanism for local jurisdictions to access available federal safety-related funds for “Safe Routes to School” programs.
SUPPORT
- AB357 (Calderon) - **DEFERRED to May**
- AB 958 (Scott) - Would provide a clearer process for the utilization of the design-build procurement authority established in 1996 (AB2660). **SUPPORT**

37. ~~PLANNING & PROGRAMMING COMMITTEE RECOMMENDED (3-0) APPROVAL~~ of Antonovich motion to remove the ~~Alameda Corridor project~~ from the list of projects requiring local match and instruct staff to report back on a funding plan for Alameda Corridor East at the May Committee meeting.

APPROVED ALATORRE SUBSTITUTE MOTION reaffirming support for the **Alameda Corridor East project** and authorizing the CEO to pursue with the Alameda Corridor Authority a financial plan for the overall project including a project specific scope for each element and return in May.

40. APPROVED, AS AMENDED, directing development of **alternative soundwall funding plans** that complete the outstanding **1989** retrofit soundwall list(s) no later than five years, with the funding plan to explore alternative soundwall list priorities, the possible outcomes of pending State soundwall legislation, and incorporate the cost containment analysis currently underway by Caltrans and the MTA and return to the Committee next month.

APPROVED YAROSLAVSKY motion requesting Caltrans to re-evaluate the unfinished soundwall project on the 170 freeway between Saticoy and Roscoe.

41. APPROVED UNDER RECONSIDERATION, AS AMENDED, reaffirming priority order of the Los Angeles County regionally significant, high-priority, **unfunded transportation needs** for the ten year period, FY 1999/00 through FY 2009/10, to include **Eastside #1, Mid City #2, Pasadena #3**, San Fernando Valley Fixed Guideway #4, Exposition ROW Fixed Guideway #5; Crenshaw ROW Fixed Guideway #6; and Operating and Capital High Priority Needs for other Los Angeles County Operators submitted under individual or separate cover as part of the Los Angeles County Inventory, for inclusion in the SR 8 Burton/Karnette Inventory/Needs Assessment #7.

43. APPROVED UNDER RECONSIDERATION, AS AMENDED, award and immediate negotiation of a contract with OMNI Outdoor/STI for **automated public toilets, with the MTA to retain the final right to determine the sites for advertising on MTA property**, and receive a report back at the next Operations Committee with a draft comprehensive public restroom policy and negotiated contract for approval.

ROLL CALL VOTE:

Ayes: Antonovich, Burke, Cragin, Fasana, Oropeza, Yaroslavsky, Roberts
Noes: Legaspi, Riordan
Abstain: None
Absent: Alatorre, Bernson, Knabe, Molina

48. APPROVED:

- A. issuance of a Work Authorization Change Notice (WACN) No. 89.03 to Contract No. B620, **Automatic Train Control**, with Alstom Signaling Inc. (Formerly General Railway Signal, Corp.) to cover extended overhead cost until a Change Order can be negotiated and executed in an amount not-to exceed \$1,450,000, in addition to the previously Board approved amount of \$550,000, increasing the Segment 2 portion of the contract value from \$20,203,279 to \$20,653,279 and the Segment 3 portion of the contract value from \$12,704,762 to \$13,704,762; and
- B. an increase in the Segment 2 portion of the Authorization for Expenditure (AFE) in the amount of \$583,025 from \$20,907,298 to \$21,490,323 and the Segment 3 portion by \$2,158,482 from \$12,691,440 to \$14,849,922, to address other pending changes to be issued within staff authority.

50. ~~PLANNING & PROGRAMMING COMMITTEE RECOMMENDED APPROVAL (4-0)
OF FASANA SUBSTITUTE MOTION TO:~~

- ~~A. APPROVE the Transit Zone Pre Applications received from the San Fernando and San Gabriel Valley applicants, consistent with the required process set forth in the existing Transit Zone Guidelines, and with the understanding that the processing of the final applications will be subject to the adoption of the Revised Guidelines; and~~
- ~~B. CARRIED TO NEXT MONTH adoption of staff proposed revised Transit Zone Guidelines and direct staff to continue discussions with the Zone Applicants and other interested parties to resolve the remaining outstanding issues.~~

APPROVED YAROSLAVSKY SUBSTITUTE MOTION:

- A. adopting the amended Zone Guidelines with the following modification adding Section I.E: “these Local Transportation Zone Guidelines are intended to guide the application and subsequent contract negotiation processes, and variance with any section of these guidelines is permissible through a majority vote of the Board of Directors”; and
- B. directing staff to move expeditiously with the application process, addressing zone applicant concerns in a timely manner, and return in May with a full assessment of each pre-application, an application process schedule with key milestones, and a recommendation for Board action.

ROLL CALL VOTE:

Ayes: Antonovich, Fasana, Knabe, Legaspi, Molina, Yaroslavsky, Roberts,
Riordan
Noes: Cragin, Oropeza
Abstain: None
Absent: Alatorre, Bernson, Burke

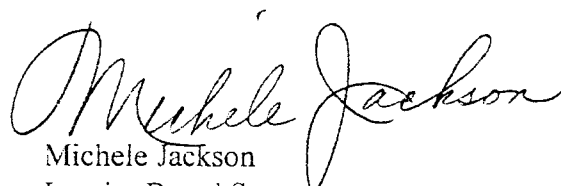
51. APPROVED YAROSLAVSKY motion to **amend the MOU with the Community Redevelopment Agency (CRA)** to allow the CRA to expend up to \$100,000 in previously allocated HCIP grant funds to help fund a traffic study on the 101 freeway at Highland and Cahuenga. The study will look at redirecting traffic from the Highland to the Cahuenga off-ramp as a way of mitigating traffic along Highland and on Franklin. The amendment shall be executed by June 30, 1999 before the agreement between the MTA and CRA lapses.

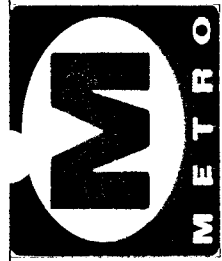
FURTHER APPROVED working with LADOT to make sure that any MTA issues are fully addressed in this traffic study.

RECEIVED PUBLIC COMMENT

The meeting adjourned at 1:15 p.m.

PREPARED BY: Rhodona Enright
Recording Secretary


Michele Jackson
Interim Board Secretary



RECAP OF PROCEEDINGS

LOS ANGELES COUNTY, METROPOLITAN TRANSPORTATION AUTHORITY

BOARD MEETING

THURSDAY, APRIL 29, 1999

ATTENDANCE	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
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DIRECTORS VOTING

ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ALATORRE	ANTONOVICH	BERNSON	BURKE	CRAGIN	FASANA	KNABE	LEGASPI	MOLINA	OROPEZA	YAROSLAVSKY	ROBERTS	RIORDAN	HARRIS
1	CONSENT CALENDAR ITEMS: 2, 9, 10, 11, 12, 13, 16, 26, 30, 38, 39, 42 & 44	APPROVED	Y	A	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	Y	
	Approved under Committee Authority: 17 THRU 21, 24, 25, 28, 29, 45 THRU 47	NOTED														
2	Minutes	APPROVED ON CONSENT CALENDAR														
3	Report of the CEO	RECEIVED	Y	A	Y	Y	Y	Y	Y	Y	A	A	Y	Y	Y	
4	Report of the Chair	RECEIVED	Y	A	Y	Y	Y	Y	Y	Y	A	A	Y	Y	Y	

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



RECAP OF PROCEEDINGS

LOS ANGELES COUNTY, METROPOLITAN TRANSPORTATION AUTHORITY
 BOARD MEETING
 THURSDAY, APRIL 29, 1999

ATTENDANCE	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
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DIRECTORS VOTING

ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ALATORRE	ANTONOVICH	BERNSON	BURKE	CRAGIN	FASANA	KNABE	LEGASPI	MOLINA	OROPEZA	YAROSLAVSKY	ROBERTS	RIORDAN	HARRIS
5	Closed Session															
5A	Taus	APPROVED SETTLEMENT OF \$150,000	A	A	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	A	
5B	Luster	APPROVED SETTLEMENT OF \$500,000	A	A	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	A	
5C	Jackson	APPROVED SETTLEMENT OF \$130,000	A	A	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	A	
5D	Ahn	APPROVED SETTLEMENT WITH A PRESENT VALUE UP TO \$725,000	A	A	Y	Y	Y	N	A	Y	Y	Y	N	Y	A	
5E	Macklin	APPROVED LUMP SUM SETTLEMENT OF \$175,000	A	A	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	A	
5F	Labor Comm. Strategy Ctr	NO REPORT	A	A	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	A	
6	Closed Session - One Case	NO REPORT	A	A	Y	Y	Y	Y	A	Y	Y	Y	Y	Y	A	
9	Award contract to Tentek to provide database admin. consulting	APPROVED ON CONSENT CALENDAR														

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

