

Agenda

Regular Board Meeting Board of Directors

One Gateway Plaza
3rd Floor Board Room

Call to Order

Directors

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

Officers

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



Metro

Los Angeles County
Metropolitan Transportation Authority

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:

Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.

A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.

Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and

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

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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

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

**SUMMARY OF AGENDA ITEMS
LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY**

**REGULAR BOARD MEETING
THURSDAY, SEPTEMBER 25, 2008**

CONSENT CALENDAR ITEMS	NON- CONSENT ITEMS WITHOUT DISCUSSION	NON-CONSENT ITEMS	CLOSED SESSION
2	17	3	56
5	22	4	
6	23	7	
8	24	46**	
9	25	47	
12	54	48	
13		49	
14		50	
15		51	
16		52	
28		53	
29		55	
30			
31**			
32			
33**			
34			
35			
36			

****REQUIRES 2/3 VOTE OF THE BOARD**

1. APPROVE:
 - A. **Consent Calendar Items:** 2, 5, 6, 8, 9, 12, 13, 14, 15, 16, 28, 29, 30, 31**, 32, 33**, 34, 35 and 36.
 - B. **Non-Consent Items without discussion:** 17, 22, 23, 24, 25, and 54.

**Note: Items 31 and 33 require 2/3 vote of the Board.

CONSENT CALENDAR

2. APPROVE **Minutes** of Regular Board Meeting held July 24, 2008.
5. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0):
 - A. providing up to \$110 million in advance funding from Los Angeles County regional sources (with such funding eligible for **Traffic Congestion Relief Program** (TCRP) Letters of No Prejudice (LONPs)] for specified projects on Interstate 5, Interstate 10, and Interstate 405 using the California Transportation Commission's TCRP LONP Policy; and
 - B. adopting a resolution for a funding commitment of up to \$48 million to the Interstate 405 Project (the Project) that authorizes the Chief Executive Officer to enter into an agreement with the California Department of Transportation (Caltrans) to use those funds for the Project.
6. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0):
 - A. receiving and filing the summary of responses to the Request for Information to seek industry input on the use of **Public-Private Partnership** (PPP); and
 - B. adopting the PPP work plan.
8. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0) approving the final draft **Congestion Mitigation Fee Feasibility Study Report** and authorize the Chief Executive Officer to initiate Step 2 of the Congestion Mitigation Fee Work Plan consisting of project selection, estimating project costs, and confirming growth forecasts.

9. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to execute a Memorandum of Understanding with the Exposition Metro Line Construction Authority for an amount not to exceed \$313,729, for the purposes of completing **travel demand model refinements** required by the Federal Transit Administration as part of the Expo Phase II New Starts application for preliminary engineering.
12. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to:
- A. award five-year Bench Contracts for the provision of **information systems technical services** to assist in various computer programming, network and database related projects in an amount not-to-exceed a cumulative value of \$5 million to the following firms:
- | | |
|---------------------|--------------|
| AST Corporation | PS92402142-A |
| Auriga Corporation | PS92402142-B |
| Booz Allen Hamilton | PS92402142-C |
| CompuCom | PS92402142-D |
| Hess & Associates | PS92402142-E |
| PI Technology | PS92402142-F |
| SDI | PS92402142-G |
| Thor | PS92402142-H |
| Van & Associates | PS92402142-I |
| Zensar Technologies | PS92402142-J |
- B. execute Task Orders under the individual Bench Contracts in a cumulative amount not to exceed \$5 million.
13. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a seven-year, firm, fixed-price contract, Contract Number PS09511002, to MGT of America, Inc. to provide assistance in the **preparation of the cost allocation plan** (CAP) of our agency in an amount not to exceed \$219,585, inclusive of three one-year options, beginning with the CAP for Fiscal Year ending June 30, 2010.

14. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0):
- A. adopting the [Debt Policy](#);
 - B. adopting the Interest Rate Swap Policy; and
 - C. receiving and filing the Annual Report on Interest Rate Swaps.
15. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0-1) authorizing the Chief Executive Officer to [renew group insurance policies](#) covering Non-Contract, AFSCME, and Expo employees for a one-year period beginning January 1, 2009.
16. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to:
- A. award a 7-year fixed price, unit-rate multiple awards agreement to provide [workers' compensation investigation services](#) in an amount not to exceed \$4,153,807, inclusive of four one-year options, effective October 1, 2008, with the following firms:

RJN Investigations, Inc.	PS-0531-2152-A
Baechler Investigative Services	PS-0531-2152-B
Probe Information Services, Inc.	PS-0531-2152-C
Benn & Associates	PS-0531-2152-D
Fu-Gen, Inc.	PS-0531-2152-E
Access Investigation Services, Inc.	PS-0531-2152-F
Worldwide Intelligence Network	PS-0531-2152-G
Karen Paris Investigations	PS-0531-2152-H
ID Investigators & Adjusters, Inc.	PS-0531-2152-I
Bonnamy & Associates	PS-0531-2152-J
MJM Investigations, Inc.	PS-0531-2152-K
Budiselich & Associates	PS-0531-2152-L
Miles Investigations, Inc.	PS-0531-2152-M
West Shield Investigations	PS-0531-2152-N
Frasco Investigation Services	PS-0531-2152-O
 - B. execute contracts with any or all of the five qualified alternative firms listed below during the course of the seven-year contract should there be a need to replace any firm or expand the panel within the above total amount not to exceed \$4,153,807:

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Aztec Private Investigations
Burton Investigations
Specialized Investigations
Page Investigations
Stewart Investigative Services, Inc.

- C. issue task orders under this agreement in amount not-to-exceed \$4,153,087.
28. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a firm fixed price contract under IFB OP-3434-2191 with South Bay Ford, the lowest responsive and responsible bidder, for **armored vault vans** for an amount not-to-exceed \$275,770, inclusive of sales tax.
29. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a firm-fixed price contract under IFB OP-3434-2190 with Victor Buick-GMC Truck, Inc., the lowest responsive and responsible bidder, for **Pro-Series Cargo Vans** for an amount not-to-exceed \$1,727,157, inclusive of sales tax.
30. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a 36-month, firm fixed price contract under Bid Number 08-0020 to Muncie Transit Supply, the lowest responsive, responsible bidder for **Bus Pulse Width Stepper Valves** for an amount not to exceed \$4,331,178, inclusive of sales tax and one-year option.
31. OPERATIONS COMMITTEE RECOMMENDED (3-0):
- A. finding that there is only a **single source of procurement for Cummins L10 Compressed Natural Gas engines and repair parts** and purchase is for the sole purpose of replacing existing equipment already in use. The Board hereby authorizes the purchase of Cummins L10 CNG engines pursuant to Public Utilities Code section 130237;

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- B. authorizing the Chief Executive Officer to:
 - 1. award a firm fixed price contract to Cummins Cal Pacific, LLC, for the procurement of 140 L10 CNG engines for an amount not to exceed \$5,433,068 inclusive of sales tax; and
 - 2. exercise an option with Cummins Cal Pacific, LLC to purchase up to 60 additional CNG bus engines subject to availability of funding for an amount not to exceed \$2,356,061 inclusive of sales tax.

(REQUIRES A 2/3 VOTE OF THE BOARD)

32. OPERATIONS COMMITTEE RECOMMENDED (3-0):

- A. approving Contract Modification Authority to Contract No. OP33440667 elevator escalator maintenance and repair services with Mitsubishi Electric and Electronics USA, Inc. to provide **as-needed elevator/escalator repair services for transit facilities** by \$4,709,680, increasing the Total Contract Value from \$29,979,166 to \$34,688,846; and
- B. authorizing the Chief Executive Officer to execute future contract modifications to Contract No. OP33440667 up to an amount not to exceed \$4,709,680.

33. OPERATIONS COMMITTEE RECOMMENDED (3-0):

- A. establishing a life-of-project budget for the **Rail Overhead Contact System (OCS) Rehab & Repair Equipment Capital Project (CP) #211012**, in the amount of \$4,700,000;
- B. finding that there is only a single source of procurement for Rail OCS Rehab & Repair Equipment and purchase is for the sole purpose of replacing the existing high rail OCS maintenance equipment already in use. The Board hereby authorizes purchase of the Rail OCS Rehab & Repair Equipment pursuant to Public Utilities Code section 130237; and

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- C. authorizing the Chief Executive Officer to:
 - 1. award a firm fixed price contract to Modern Track Machinery, Inc. for the purchase of three specialized heavy-duty high-rail platform/bucket trucks for rehabilitation and maintenance of the light rail overhead contact system for an amount not to exceed \$4,120,000, inclusive of sales tax, pursuant to Public Utilities Code section 130237; and
 - 2. executing contract modifications in an amount not to exceed \$412,000.

(REQUIRES A 2/3 VOTE OF THE BOARD)

- 34. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to:
 - A. establish a life-of-project budget for the **Metro Support Services Center (MSSC) Building 5 Modifications Project** in the amount of \$2,650,000;
 - B. amend the FY09 budget to add \$1,175,000 of revenues and expenses; and
 - C. re-program \$1,175,000 from project savings from the FY08 capital program to this new Capital Project to modify MSSC Building 5.

- 35. OPERATIONS COMMITTEE RECOMMENDED (3-0):
 - A. approving and certifying the Initial Study/Mitigated Negative Declaration (IS/MND) for the **Union Division Bus Maintenance and Operations Facility** to design and construct an approximately 360,000-square-foot public facility development including: a three-story parking structure; an upward spiral circular structure and vehicle bridge for vehicle ingress/egress; a publicly-accessible alternative fueling station; the Central Cash Counting Facility; and, the reuse and expansion of the existing Material Support and Services Center Building 1;
 - B. approving the Union Division Bus Maintenance and Operations facility (“proposed Project”);

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- C. increasing the life-of-project (LOP) budget for the proposed Project by \$90,053,000, increasing the LOP from \$4,947,000 to \$95,000,000;
 - D. amending the FY09 Facilities-Operations budget, Cost Center 3340, to add \$9,450,000 and two full-time equivalent positions for a Project Manager and Senior Engineer for project management and engineering support; and
 - E. authorizing the Chief Executive Officer to file a Notice of Determination of the IS/MND with the Los Angeles County Clerk.
36. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to **execute a ten-year lease with Bennett Greenwald, Trustee of the Bennett Greenwald Trust for the rental of an approximately 66,540 square foot site located at 410 Center Street, Los Angeles, California** (the "Property"). The term of the proposed lease would commence on October 1, 2008 and end on September 30, 2018, at an estimated total rental cost of \$3.3 million over the ten-year term, plus additional monthly rent to cover the cost of tenant improvements (TIs) which are estimated to range between a total of \$1.5 to \$2 million and will be amortized over the first five years of the lease. Also included is an option for an additional five-year lease term under the same rental provisions, excluding TI costs, and an option to purchase the Property for \$6 million if the option is exercised on or before October 1, 2010. Inclusive of the monthly rent, the amortized monthly payments for TIs and consideration of the purchase option, the total cost of the lease is estimated not to exceed \$5.3 million over the life of the ten year lease.

NON- CONSENT ITEMS TO BE APPROVED WITHOUT DISCUSSION

- 17. RECEIVE AND FILE **comparison between the FY09 proposed budget and the adopted budget.**
- 22. AUTHORIZE the Chief Executive Officer to **execute Contract Modification No. 13 to Contract No. TCP2610LASD with the Los Angeles County Sheriff's Department** as follows:
 - A. Section 12, changes to indemnification language; and
 - B. Article 2, the period of performance for this modification applies from October 1, 2008 through December 31, 2008.

23. CONSIDER:

- A. approving **reprogramming of \$427,137 of project savings from Capital Project (CP) #210096 Installation of Closed Circuit Televisions** to CP #210095 Behavior Recognition Software at Facilities; and
- B. amending the FY09 budget to add \$427,137 of expenses and revenues to the Enterprise Fund.

24. AUTHORIZE the Chief Executive Officer to execute Modification No. 4 to Contract No. OP3010-1812 with Agreement Dynamics, Inc. for **interest-based problem solving training consulting services** in an amount not to exceed \$382,925 through September 30, 2009, increasing the Total Contract Value from \$395,155 to \$778,080.

25. APPROVE:

- A. 7% as the **Federal Transit Administration Disadvantaged Business Enterprise (DBE) Overall Goal** for Federal Fiscal Year 2009; and
- B. 12% as the Federal Highway Administration Annual Anticipated DBE Participation Level for Federal Fiscal Year 2009.

54. APPROVE the following nominee for membership on the **San Gabriel Valley Service Sector Governance Council**:

Alex Gonzalez – New Appointment to fill vacant seat: Transit User
Appointed by: Gateway Cities Council of Governments
Term ending: June 2011

NON-CONSENT:

- 3. Chair's Report
- 4. Chief Executive Officer's Report

7. PLANNING AND PROGRAMMING COMMITTEE AND AD-HOC
CONGESTION PRICING COMMITTEE FORWARDED WITHOUT
RECOMMENDATION:

- A. programming \$290.6 million to support the implementation of projects consistent with the Board-approved Memorandum of Understanding with the United States Department of Transportation for the **Los Angeles Region Congestion Reduction Demonstration Initiative**;
- B. authorizing the Chief Executive Officer to negotiate and execute funding agreements with Caltrans and local agencies for the implementation of their projects under the initiative.

46. CONSIDER:

- A. finding that there is only a **single source of procurement for repair of a Siemens P2000 Light Rail Vehicle** and purchase is for the sole purpose to repair Metro Gold Line Car 243 already in use. The Board hereby authorizes repair of Rail Car 243 pursuant to Public Utilities Code § 130237; and
- B. authorizing the CEO to award a single source firm fixed price contract to Siemens Transportation Systems, Inc. to repair Metro Gold Line Car 243 for an amount not to exceed \$250,000, which represents Metro's insurance deductible portion.

(REQUIRES A 2/3 VOTE OF THE BOARD)

(CARRIED OVER FROM JUNE BOARD MEETING)

47. AUTHORIZE the Chief Executive Officer to enter into an Exclusive Negotiations Agreement with JPI West to develop a **residential project on the Metro Orange Line Sepulveda Station park-and-ride site**.

(CARRIED OVER FROM JUNE REGULAR BOARD MEETING)

48. ADOPT the following position on **Federal Legislation**:

S. 3493 (Feinstein/Boxer) - Legislation that mandates the implementation of positive train control (PTC) systems on commuter and freight rail cars by December 31, 2012 in areas determined by the Secretary of Transportation to have the highest safety risk due to shared track between commuter and freight rail. The deadline for other commuter and freight providers to implement PTC systems would be December 31, 2014. **SUPPORT**

49. VILLARAIGOSA KATZ MOTION THAT the MTA Board of Directors:

- A. Urge Congress to “grandfather” the victims and families of the September 12, 2008 Metrolink-Union Pacific accident in Chatsworth in any federal legislation that would provide **federal assistance for families of passengers involved in rail passenger accidents**;
- B. Adopt “SUPPORT” positions on the following federal legislation that would implement positive train control and other collision avoidance systems on commuter rail lines and create federal assistance for families of passengers involved in rail passenger accidents:
 - 1. S. 3493 (Feinstein/Boxer)
 - 2. H.R. 2095 (Oberstar)
 - 3. S. 1189 (Launtenberg)
- C. Authorize the CEO to work with the Congressional authors to amend the respective bills to meet the policy and safety goals of this motion;
- D. Direct the CEO to immediately identify and program \$5 million for implementation of positive train control systems (or other effective collision avoidance systems) on the commuter rail system in the County of Los Angeles and to report back in October with cost estimates and any additional programming required to implement these positive train control systems; and
- E. Direct the CEO to work with Metrolink’s other funding partners to secure identify and program funding for implementation of positive train control systems (or other effective collision avoidance systems) on the commuter rail system in the non-Los Angeles portions of Metrolink’s service area.

50. ANTONOVICH NAJARIAN MOTION that the Metro Board of Directors instructs the CEO to do the following:
- A. return to the Board in October with a proposal to perform a **comprehensive Los Angeles County Commuter/Freight Rail Master Plan** (Plan) that includes, but is not limited to, the following:
 - 1. identification and evaluation of technological improvements that could be upgraded or installed including positive control, upgraded signals, communications devices between trains, cameras, etc.
 - 2. identify and evaluate the need for rail infrastructure upgrades that include but are not limited to grade separations, track straightening, tunnel improvements, adding new track and improved highway/rail crossing intersections.
 - 3. identify and evaluate the need for rail improvements that would not be considered under parts A1 and A2.
 - B. Develop a state and federal advocacy plan that reflects the findings of the Plan and that will advocate for increased funding, pilot programs and other appropriate resources to bring more safety improvements and rail infrastructure improvements to Los Angeles County.
 - C. Create a budget and identify funding in the FY09 budget to support the scope of work in support of the proposals in parts 1 and 2.
 - D. Reach out to other appropriate agencies and railroad companies to receive input on this Plan and to coordinate advocacy efforts.
 - E. Send a 13-signature letter to our State and Congressional delegation informing them of the Board's desire to create this Master Plan and to ask for their support in securing more funding from the State of California and the Federal Government for rail improvements in Los Angeles County.

51. ANTONOVICH MOTION that the Board of Directors instruct the Chief Executive Officer to **assemble a “Tiger Team” that will do the following:**

- Be in effect for a six-month period until January 31, 2009.
 - The CEO shall bring to the Board an item for consideration to extend the term, and/or modify the mission and composition, of this “Tiger Team” in January 2009.

- Be composed of key members of each of the Metro departments – bus operations, rail operations, planning, finance, communications, government relations, construction, risk management and economic development – as well as County Counsel, the Sheriff’s Department and Caltrans.

- Be convened by the Chief Operating Officer as often as deemed necessary given the trends in ridership and impacts on the system, but with a meeting once a week at minimum to maintain a current level of awareness of Metro ridership issues.

- Evaluate the current implementation and effectiveness of the Metro Five-Year Ridership Plan adopted in November 2007, and propose policies if necessary to the Board.

- Analyze and propose policies for implementation for all elements of the transit ridership experience, including but not limited to issues and policies related to the following:
 - Parking structures and parking costs.
 - Bikes, carts, strollers, wheelchair, and suitcase capacity on buses and rail during peak periods.
 - Rail and bus Rapid line stations.
 - Asset condition of rail system and facility infrastructure to sustain current and future increases in service.
 - Evaluate new rail and bus service plans and the equipment and operating resources to meet them.
 - Advertising and communications focused on acclimating new ridership to Metro service and guidelines.
 - Ridership safety.
 - Economic opportunities associated with ridership growth, such as vending, advertising and customer service, complaints and outreach.

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- Operational efficiency and effectiveness.
 - Metro and non-Metro feeder systems into rail and bus Rapid lines.
 - Lessons learned for application to Eastside, Exposition, and all future rail and bus Rapid lines.
 - Enforcement and evaluation of the customer code of conduct.
 - Evaluation of enforcement of current Metro policies by sheriffs and security force.
- Be authorized under the authority of the CEO to take immediate action to implement temporary policies and decisions across Metro departments specifically designed to mitigate problems associated with the focus of this motion as they arise.
- These policies will expire at the conclusion of each month unless the CEO gains authorization from the Board to continue for a longer period of time.
- Report back to the Operations Committee and the Board of Directors on a monthly basis with the following elements:
- A report on temporary actions approved by the CEO for the prior month, with written justification and rationale.
 - Policy recommendations for the Committee and Board to consider for action on any of the items listed above.
 - An overview of the impact of higher ridership on the Metro system and emergent trends – both positive and negative – in the short term and long term.
52. PARKS VILLARAIGOSA MOTION that the MTA Board of Directors direct the CEO to:
- A. implement a pilot for **expanded Metro Red Line nighttime service** hours (two-car trains with 20-minute service) between North Hollywood and Union Station to 3:00 A.M. on Fridays and Saturdays between November 1, 2008 and January 3, 2009, conditioned upon securing legally binding commitment(s) to fund the marginal operating costs through private donations or of other non-MTA sources of funds by October 17, 2008; and
 - B. report back during the January 2009 Board cycle with ridership and farebox recovery figures.

53. PARKS MOTION that the MTA Board of Directors direct the CEO to **issue 1,000 one-day bus passes to the United States Veterans Initiative** to distribute to veterans in need to attend the October 15, 2008 Second Annual “Honor A Hero, Hire a Vet” Job Expo and Resource Fair.
55. RECEIVE report from Metrolink on **positive train control**.
56. **CLOSED SESSION:**
- A. Conference with legal Counsel - Pending Litigation- G.C. 54956.9(a)
1. Richard Rodriguez v. LACMTA, Case No.: VC047674
 2. Sandra Booker v. LACMTA, Case No.: BC381956
- B. Conference with Legal Counsel - Anticipated Litigation - G.C. 54956.9(b)
1. Significant Exposure to Litigation (September 12, 2008 MetroLink accident; unknown number of potential cases)

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.

COMMENTS FROM THE PUBLIC ON ITEMS OF PUBLIC INTEREST WITHIN COMMITTEE'S SUBJECT MATTER JURISDICTION

ADJOURNMENT