

# Agenda

## Regular Board Meeting Board of Directors

One Gateway Plaza  
3<sup>rd</sup> Floor Board Room

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### Call to Order

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### Directors

Gloria Molina, Chair  
Pam O'Connor, 1<sup>st</sup> Vice Chair  
Antonio Villaraigosa, 2<sup>nd</sup> 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



**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**

Upon request, sign language interpretation, materials in alternative formats and other accommodations are available to the public for MTA-sponsored meetings and events. All requests for reasonable accommodations must be made at least three working days (72 hours) in advance of the scheduled meeting date. Please telephone (213) 922-4600 between 8 a.m. and 5 p.m., Monday through Friday. Our TDD line is (800) 252-9040.

### **HELPFUL PHONE NUMBERS**

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.mta.net](http://www.mta.net)  
TDD line (800) 252-9040

**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, JANUARY 25, 2007**

CONSENT CALENDAR ITEMS	NON-CONSENT ITEMS	CLOSED SESSION
2	3	50
7	4	
8	6	
10	12	
11	14	
13	23	
22	24	
25	26	
27	29	
34		
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**\*\*REQUIRES 2/3 VOTE OF THE BOARD**

1. APPROVE **Consent Calendar** Items: 2, 7, 8, 10, 11, 13, 22, 25, 27, 34, 35, 36, 37, 38, 39, 40, 41, 42, 45, 46, 47 and 48.

## CONSENT CALENDAR

2. APPROVE **Minutes** of Regular Board Meeting held December 7, 2006.
  
7. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0):
  - A. approving \$58.37 million in supplemental funding for 40 projects that met all the requirements and programming federal, state and local dollars to meet these projects' funding shortfalls;
  - B. due to some confusion about the lapsing criteria, approving \$27.6 million in supplemental funding for six projects that did not meet the 18-month criterion for the expenditure of funds, but will start construction within the next six months and programming federal, state and local dollars to meet these projects' funding shortfalls;
  - C. authorizing the Chief Executive Officer to execute ~~amendments to the existing~~ **the necessary** funding agreements with project sponsors ~~to include~~ **for** the supplemental funding;
  - D. allowing project sponsors until August 31, 2007 to continue to down-scope, cancel and/or keep audited savings to meet previously approved **Call for Projects funding shortfalls**; and
  - E. approving the joint City of Los Angeles/Metro implementation process for the Los Angeles River/Taylor Yard Pedestrian Bridge and Bikeway Access project wherein the City of Los Angeles **will** environmentally clears and completes conceptual design of the project. ~~and Metro is responsible for final design and construction within the revised project funding.~~ **At that point, Metro in cooperation with the City will assess the best course forward.**
  
8. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to award a contract to Booz, Allen Hamilton Inc. to conduct the **fiscal year 2004-06 Triennial Performance Reviews** of Los Angeles County transit operators, including Metro Operations, and of the Los Angeles County Metropolitan Transportation Authority as the regional transportation planning entity for the fixed price of \$594,343.

10. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0-1) authorizing the Chief Executive Officer to enter into an Exclusive Right to Negotiate with **1<sup>st</sup> and Lorena LLC to develop a mixed-use project** on Metro properties currently being utilized by Metro as a construction staging area.
  
11. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to enter into an Exclusive Right to Negotiate with **Temple and Beaudry LLC (Developer) to develop a mixed-use project** on Metro properties adjacent to the 101 Freeway and Temple and Beaudry Streets. The Developer team was deemed as qualified in response to RFP 01JD 2005 Central Area/Temple and Beaudry issued by Metro.
  
13. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a five-year unit rate type Contract No. PS07542005 to **Polaroid Commercial ID Systems for production and distribution of reduced fare ID cards** for an amount not to exceed \$845,000, inclusive of two one-year options.
  
22. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (4-0):
  - A. adopting the **Investment Policy**;
  - B. approving the Financial Institutions Resolution authorizing financial institutions to honor signatures of LACMTA Officials; and
  - C. delegating to the Treasurer or his/her designees, the authority to invest funds for a one-year period, pursuant to California Government Code Section 53607.
  
25. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0-1) authorizing the Chief Executive Officer to award six five-year unit rate contracts, effective March 1, 2007, under contract PS62501844 for **medical services including drug and alcohol collections and various medical examinations for employees and job candidates**, to the following firms for a total aggregate not-to-exceed contract value of \$2,653,316, inclusive of two one-year options:

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ITEM #25 - CONTINUED

**Metro Area to Be Serviced**

**Proposer**

- |                         |                                  |
|-------------------------|----------------------------------|
| A. Downtown             | 1. Lemus Medical                 |
|                         | 2. Temple Medical                |
| B. West Los Angeles     | 3. U.S. Healthworks              |
| C. South Bay/Long Beach | 4. Memorial Occupational Medical |
| D. San Fernando Valley  | 5. U.S. Healthworks              |
| E. San Gabriel Valley   | 6. Irwindale Industrial          |

27. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (4-0) approving:

- A. **the creation of the Chief Operations Officer (COO) classification**, pay grade CC (\$137,904 - \$207,001);
- B. the salary for the Acting COO; and
- C. the **reclassification upgrade of a vacant non-represented position** to the new classification of Deputy Executive Officer Labor Relations, pay grade S (\$112,923 - \$159,598).

34. OPERATIONS COMMITTEE RECOMMENDED (4-0):

- A. authorizing the Chief Executive Officer to ~~negotiate and execute fourteen~~ **ten contract amendments for the Metro Freeway Service Patrol (FSP)** for a total amount not to exceed ~~\$3,816,758~~ **\$2,789,410** including contingencies;

(CONTINUED ON NEXT PAGE)

ITEM #34 - CONTINUED

Beat	Contractor	Contract	Contract Increase	Modified Contract Amount
3	Hollywood Independent Towing	FSP03A-3	\$174,380	\$1,603,681
4	Tow Masters	FSP03A-4	\$210,790	\$1,936,335
6	LA's Bestway Towing Service	FSP03A-6	\$483,667	\$1,570,905
8	Al's Towing	FSP03A-8	\$138,925	\$1,309,960
10	Mid Valley Towing	FSP03A-10	\$166,481	\$1,556,832
15	Kenny's Auto Service	FSP04-15	\$37,203	\$1,269,324
19	J&M Towing	FSP04-19	\$627,614	\$2,362,886
20	Navarro's Towing	FSP04-20	\$477,016	\$1,714,876
22	Girard & Peterson, Inc.	FSP03A-22	\$237,027	\$1,496,924
31	Sonic Towing, Inc.	FSP05-31	\$470,837	\$2,055,802
35	Girard & Peterson, Inc.	FSP03-35	\$214,454	\$1,295,220
38	Bob & Dave's Towing	FSP04-38	\$418,921	\$1,734,898
39	LA's Bestway Towing Service	FSP03A-39	\$69,208	\$1,236,000
40	J&M Towing	FSP03A-40	\$90,235	\$1,618,401
		<b>Total</b>	<b>\$3,816,758</b>	
			<b>\$2,789,410</b>	

B. authorizing the Chief Executive Officer to negotiate and execute contract amendments for the Metro FSP to provide contract extensions or redeployment services on Beats 3, 8, 20 and 22 prior to re-solicitation of those beats, for an amount not to exceed \$1,027,348.

B. C. approving FSP Operational Pilot Programs; and

~~C. D.~~ approving clarifications to FSP Beat Cap Limit Policy.

35. OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to award a 36-month, firm fixed price contract under Bid Number 05-0002 to the following lowest responsive and responsible bidders for **safety vests** for an amount not to exceed \$2,131,615 inclusive of sales tax and a one-year option.

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ITEM #35 - CONTINUED

- A. R & R Supply Company for mesh type safety vests, line items 1 through 9 and 19 through 27, for a total contract value of \$848,476 inclusive of sales tax; and
  - B. Calolympic Safety Company for fabric type safety vests, line items 10 through 18 and 28 through 36, for a total contract value of \$1,283,139 inclusive of sales tax.
36. OPERATIONS COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to:
- A. negotiate and execute Contract Modification No. 2 to Contract No. C0772 with Automated Switching and Controls, Inc. to **provide additional security enhancements on the Metro Red Line** for an amount not to exceed \$418,070; and
  - B. execute contract modifications for this procurement only for an amount not to exceed \$107,530, for a total contract value not to exceed \$2,568,270.
37. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a 24-month firm fixed price requirements contract under Bid Number 06-0020 with Kelsan Technologies, the lowest responsive and responsible bidder, for **rail wheel lubricating sticks** for an amount not to exceed \$544,237.
38. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a 12-month firm fixed price Contract No. PS3924-1892 to Anil Verma Associates, Inc. to provide **structural inspection services for all rail facilities** for an amount not to exceed \$643,720.
39. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to utilize the Consultant Planning Bench (under Contract No. PS4310-1268) and award a one year firm fixed price professional services Contract No. PS4310-1268-12-10-1 to STV Inc. to provide preliminary design of 14 new **canopies over exposed escalators and stairs at Metro Red Line subway station entrances** in the amount of \$833,997. The threshold value of the Consultant Planning Bench will increase accordingly by the same dollar amount.



40. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to execute Modification No. 26 to Contract OP33200646 with North American Bus Industries to **extend one articulated bus to 65 feet** for an amount not to exceed \$100,000, increasing the total contract value from \$221,634,831 to \$221,734,831.
41. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a five-year firm, fixed unit rate Contract No. OP334406-B-4038 to Ace Fence Company to provide **fence repairs and installation services for Metro transit facilities** for an amount not to exceed \$1,035,905, inclusive of two one-year options, effective February 1, 2007.
42. OPERATIONS COMMITTEE RECOMMENDED (3-0) authorizing the Chief Executive Officer to award a 24-month, firm fixed price contract under Bid Number 07-0003 to Brenco Operating – Texas, LP, the lowest responsive, responsible bidder, for the procurement of 56,400 **Champion spark plugs** for an amount not to exceed \$1,087,471 inclusive of sales tax.
45. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) UNDER RECONSIDERATION authorizing the Chief Executive Officer to:
  - A. negotiate, execute and enter into a joint development agreement (the “JDA”) with Atlantic Partners, LLC, or another development entity that is acceptable to the CEO and is controlled and managed by Residential Communities Incorporated (“Developer”), providing for the development of a senior housing project consisting of approximately 130 affordable, for-rent, senior housing units (the “Housing Project”) and a shared parking structure containing 200 parking spaces for the exclusive use of Metro, its patrons, employees, contractors, consultants, and agents (the “Transit Parking”) plus those spaces necessary to support the Housing Project (collectively, the “Development”) on the majority of the approximately 1.12 acre Metro-owned property located at the intersection of **Pomona Boulevard and Atlantic Boulevard, east of the Eastside Extension’s Atlantic Station (such majority portion, the “Premises”)**;
  - B. negotiate, execute and enter into a ground lease (the “Ground Lease”) with Developer, providing for Developer’s use of the Premises and the construction and operation of the Development thereon;

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ITEM #45 - CONTINUED

- C. pay Developer, or Developer's designee, up to \$4.3 million to cover that portion of the Shared Parking Structure's cost attributable to the Transit Parking from funding included in the Gold Line Eastside Extension Enhancements project budget; and
  - D. negotiate, execute and enter into such other agreements and documents - including, possibly, reciprocal easement agreements, shared parking agreements, funds transfer agreements and Development funding applications - as may be necessary to implement the Ground Lease and/or the JDA, provide for Metro's financing of the Transit Parking and/or provide for the construction and operation of the Development on the Premises.
46. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (4-0) approving MOLINA MOTION that the Board direct the Countywide Planning and Development staff to report back to the Board in 120 days with a scope of work, cost, time frame, and implementation strategy for conducting a **Los Angeles County Bus-Speed and Street Design Improvement Plan**. This plan should identify and prioritize highly congested arterials with high transit demand for bus speed improvements, and urban amenity improvements countywide. The plan should identify the feasibility of various bus speed improvements for these corridors such as bus only lanes, bus by-pass lanes, queue jumpers, and bus signal priority. It should also list feasible and cost-effective techniques to improve the quality of street life on the sidewalks of the major arterials where riders wait for the bus. As part of the plan, staff should consult with local jurisdictions regarding the feasibility of implementing bus speed improvements with an enhanced pedestrian environment. The plan should also identify the cost of implementation and potential funding sources.
47. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-1-0) adopting the following **position on Federal Legislation**:
- H.R. 238 (Waxman) – a bill that would repeal a prohibition on the use of federal funds on the Los Angeles to San Fernando Valley Metro Rail project. **SUPPORT.**

48. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (4-0) approving **the creation of the following new non-contract positions:**
- A. Deputy Executive Officer, Regional Transportation Planning & Development (Grade T) by upgrading an existing position;
  - B. Executive Officer, Planning (Transportation Development & Implementation) – (Grade AA) by upgrading existing positions;
  - C. Executive Officer, Planning (Long Range Planning & Coordination) – (Grade AA), through a reclassification of the current Deputy Executive Officer, with the proposed annual salary of the incumbent of \$150,000; and
  - D. Executive Officer, Planning (Programming & Policy Analysis) – (Grade AA), through a reclassification of the current Deputy Executive Officer, with the proposed annual salary of the incumbent of \$155,000.

### **NON-CONSENT**

- 3. Chair's Report
  - Adjournment in memory of James W. Cragin, former Metro Board Member
- 4. Chief Executive Officer's Report
  - Presentation of Resolution to Roderick Goldman, Deputy Executive Officer for Service Development
- 6. PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0) **AS AMENDED:**
  - A. receiving and filing the **Harbor Subdivision Technical Feasibility Analysis Final report**; and
  - B. authorizing the Chief Executive Officer to proceed with the Alternatives Analysis phase of the environmental process as indicated in the 2007 Metro Supplemental Budget Board action.

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ITEM #6 - CONTINUED

**Katz and Fleming Amendment** that the Board authorize the CEO to proceed with the Alternatives Analysis phase of the environmental process and that all alternatives examined, including the DMU, should look at clean fuel technologies that will have less impact on the environment.

12. PLANNING AND PROGRAMMING COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION DUE TO CONFLICTS AND ABSENCE authorizing the Chief Executive Officer to enter into an Exclusive Right to Negotiate with Thomas Properties Group, Inc. to develop a **mixed-use retail, office and production facility project with subterranean and structured parking on Metro properties adjacent to the 101 Freeway at Universal City.**
  
14. FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-0):
  - A. receiving and filing the analysis of the June 2006 Board motion to **improve Metro's fiscal policies**; and
  - B. approving the Financial Stability Policy **AS AMENDED** to delete goals G4 and G5 and strategies S14 through S19.
  
23. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) **AS AMENDED**:
  - A. authorizing the Chief Executive Officer to establish a bench of vanpool leasing companies by executing a five-year firm fixed unit price Contract No. PS07701003 with the following vendors for an amount not to exceed \$19,128,400 inclusive of two one-year options, effective February 12, 2007; and  
  
Enterprise Rent-A-Car Company of Los Angeles (dba Enterprise Rideshare)  
Midway Rideshare  
VPSI, Inc.
  - B. authorizing the Chief Executive Officer to execute Task Orders under these agreements for **vanpool leasing services** as necessary.

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ITEM #23 - CONTINUED

**Yaroslavsky Amendment** that staff develop a plan that targets a minimum of two major employment centers in each of our Service Sectors. This plan should identify key stakeholders and potential liaisons with Metro staff that will help in the implementation of the program.

Further move that staff return to the Board within six months on the progress and implementation of the program.

24. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE (4-0) AND OPERATIONS COMMITTEE (4-0) RECEIVED AND FILED the **three-year Metro Ridership Plan AS AMENDED**.

**Villaraigosa Amendment** that the MTA Board direct the CEO to further evaluate the proposed actions and report back to the Executive Management and Audit Committee within 120 days with a prioritized list of actions to increase ridership by 5% per year and to develop an FY08 budget package to implement this prioritized list.

**Antonovich Amendment** that the CEO request on behalf of the Board that all Metro Service Sector Governance Council Boards and General Managers report back to the Operations Committee and Executive Management and Audit Committee by April 2007 on their additional suggestions, specific policies, and practical applications of the Metro Ridership Plan that would generate greater ridership within each of their respective Sectors, for Board discussion.

APPROVED PARKS MOTION that the MTA Board direct the CEO to consolidate the findings of the amendments proposed by Directors Villaraigosa and Antonovich into one unified and comprehensive response.

26. EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION approving the following **nominees for membership on the South Bay Service Sector Governance Council**:

Ralph Franklin – New appointment to fill seat vacated by Curren Price.  
Appointed by: South Bay Cities Council of Governments  
Term ending: January 2009

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ITEM #26 – CONTINUED

Robert Pullen-Miles – New appointment to fill vacant seat.

Appointed by: South Bay Cities Council of Governments  
Term Ending: January 2008

Ron Ikejiri – New appointment to fill vacant seat.

Appointed by: South Bay Cities Council of Governments  
Term Ending: January 2009

29. RECEIVE quarterly oral presentation on the implementation of the **Universal Fare System/Transit Access Pass Program**.

50. **CLOSED SESSION:**

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

1. Alvarado, *et al* v. LACMTA, *et al*, Case No. BC325499
2. Tutor-Saliba-Perini v. LACMTA, Case No. BC123559

B. Personnel Matters – G.C. 54957:

Public Employee Performance Evaluation

- General Counsel

C. Conference Regarding Potential Threats to Public Services or Facilities – G.C. 54957(a):

While there may be no immediate threat, this is to provide the Board with a confidential update by Commander Finkelstein, Chief of Security and Law Enforcement.

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