

Wednesday, July 18, 2007 1:00 P.M.

Agenda

Planning and Programming Committee Meeting

One Gateway Plaza
3rd Floor Boardroom

Call to Order

Directors

Yvonne B. Burke, Chair
Zev Yaroslavsky, Vice Chair
Richard Katz
Ara Najarian
Pam O'Connor
Doug Failing, non-voting member

Officers

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



Los Angeles County
Metropolitan Transportation Authority

Metro

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

TDD line (800) 252-9040

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

5. RECEIVE oral report of the **Chief Planning Officer**

6. AMEND Metro's FY 2008 budget to include \$477,877 from **three Caltrans transportation planning grants**. Caltrans will reimburse for the following projects:
 - A. "Making The Connection: A Pedestrian And Bicycle Linkages Plan For two Low-Income Latino And Asian Communities Adjacent To Gold Line Stations" in the amount of \$200,000
 - B. "Non-Motorized Access Plans at six Transit Hubs in Metropolitan Los Angeles" in the amount of \$87,877; and
 - C. "From Risk to Opportunity: Using the Los Angeles Land Opportunity Tracking System (LA LOTS) Information Platform to Support Planning Efforts in four Under-Served Communities" in the amount of \$190,000.

7. AMEND the FY 2008 Budget in the amount of \$1,350,000 to continue work on **Metro's Regional Intelligent Transportation Systems (ITS) Program**, which supports the maintenance, development and improvement of the Regional Integration of ITS Network. **HANDOUT**

8. AUTHORIZE the Chief Executive Officer to award a contract to Vazquez & Company LLP to perform the Fiscal Year 2006-2007 **financial and compliance audits of programs, jurisdictions and agencies** in an amount not to exceed \$460,059 with an option to renew for up to two additional years.

9. CONSIDER:
 - A. Approving methodologies and assumptions, including all changes and adjustments, used for the **Fiscal Year (FY) 2008 Transit Fund Allocations**, as determined by staff in accordance with federal, state and local requirements, as well as Metro policies and guidelines and prior Board actions;

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- B. Approving \$1.26 billion in **FY 2008 Transit Fund Allocations** for Los Angeles County jurisdictions, transit operators, and Metro Operations. These allocations include the following:
1. \$607.7 million in Transportation Development Act (TDA) Article 4, TDA interest, State Transportation Assistance (STA), STA Interest and Proposition A 40% Discretionary fund allocations, which also includes \$2.2 million in funding to six operators in accordance with the two-year lag policy adopted by the Board of Directors;
 2. \$32.1 million in Proposition C 40% Discretionary fund allocations for the Bus Service Improvement Program, the Transit Service Expansion Program, the Base Service Restructuring Program and the Foothill Transit Mitigation Program;
 3. \$17.9 million in Proposition C 40% Discretionary fund allocations for the Municipal Operator Service Improvement Program;
 4. \$33 million in Proposition C 5% Security fund allocations;
 5. \$14.1 million in Proposition A Incentive Program fund allocations;
 6. \$20.4 million in TDA Article 8 fund allocations;
 7. \$309 million in Proposition A and Proposition C Local Return and TDA Article 3 fund allocations; and
 8. \$224.5 million in Federal Transit Act Section 5307 Urban Formula capital fund allocations, including an exchange of Santa Monica's allocation of \$8,120,918 of Section 5307 funds with an equal amount of Proposition C 40% Discretionary funds.
- C. Adopting a resolution designating TDA and STA fund allocation compliance to the terms and conditions of the allocation;

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- D. Authorizing the Chief Executive Officer to negotiate and execute all necessary agreements for funding approved.
- E. Amending the FY 2008 budget in the amount of \$110,000 and adding 1.0 FTE for the Countywide Planning and Development department to provide additional support for management, administration and oversight of funding furnished by the FY 2008 Transit Fund Allocations and for other Board-approved, local programming activities.

(ALSO ON FINANCE AND BUDGET COMMITTEE)

10. ADOPT:

- A. Findings and recommendations for using fiscal year (FY) 2007-08 **Transportation Development Act (TDA) Article 8 fund estimates** totaling \$20,364,746 as follows:
 - 1. In the City of Avalon there are unmet transit needs that are reasonable to meet. In the Los Angeles County unincorporated areas adjacent to the City of Avalon, existing transit needs can be met through other funding sources, however the City of Avalon chooses to use their Article 8 funds for their transit services. Therefore, TDA Article 8 funds will be used to meet their unmet transit needs. The allocation is \$126,039 for Avalon.
 - 2. In the Antelope Valley, which includes the Cities of Lancaster and Palmdale, and in the Los Angeles County unincorporated areas of the Antelope Valley, transit needs are met using other funding sources, such as Proposition A and Proposition C Local Return. Therefore, there are no unmet transit needs that are reasonable to meet, because other funding sources will be used to address these needs. Thus, TDA Article 8 funds may be used for street and road purposes. The allocations for the Antelope Valley are \$5,000,795 and \$5,095,469 (Lancaster and Palmdale, respectively). The allocation for Los Angeles County unincorporated is \$4,093,011.

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3. In the Santa Clarita Valley, which includes the City of Santa Clarita and the Los Angeles County unincorporated areas of the Santa Clarita Valley, transit needs are met with TDA Article 8 funds; however, other funding sources, such as Proposition A and Proposition C local Return, may be used to address their needs. Therefore, there are no unmet transit needs that are reasonable to meet. TDA Article 8 funds may be used for transit and/or street and road purposes as long as their transit needs continue to be met. The allocation for Santa Clarita is \$6,049,433.
- B. A resolution making a determination of unmet public transportation needs in the areas of Los Angeles County outside the Los Angeles County Metropolitan Transportation Authority (Metro) service area.

11. CONSIDER:

- A. Recertifying \$524.84 million in existing Fiscal Year (FY) 2007-08 commitments from previous [Countywide Calls for Projects](#) and authorizing the expenditure of funds to meet these commitments;
- B. Deobligating \$4.58 million of previously approved Countywide Call for Projects;
- C. Programming \$13 million to make up for a Congressionally created shortfall in a Safe, Accountable, Flexible, Efficient Transportation Equity Act – A Legacy for Users (SAFETEA-LU) earmark for the Interstate 405 Northbound Carpool lane project using the \$4.58 million of deobligated funds from item B toward this shortfall;
- D. Approving for those projects and sponsors with numerous previous administrative extensions, one last and final extension, which represents \$62 million in projects;
- E. Reprogramming to FY 2007-2008 and FY 2008-2009 funding for the City of Long Beach, First Street Parking Project (#8237) based on special circumstances;

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F. Authorizing:

1. the Chief Executive Officer or his designee to negotiate and execute all necessary agreements for approved projects; and
2. amendments to the FY 2007-2008 budget, as necessary, to include the 2007 Countywide Call for Projects Recertification and Extension funding in the Regional Programs budget and Metro grantee projects in the appropriate cost center budgets; and

G. Receiving and filing:

1. time extensions for \$32.13 million in projects; and
2. administrative time extensions of lapsing deadlines for projects for which the Metro Board of Directors approved supplemental funding on January 25, 2007, to coincide with the supplemental funding lapse date.

12. AUTHORIZE the Chief Executive Officer to enter into an **Exclusive Right to Negotiate (ERN) with the United Commercial Food Workers Union (UFCW)** to jointly develop certain land owned by Metro in connection with the development of adjacent land owned by UFCW. Further, to authorize Metro and UFCW to proceed with a joint preliminary financial and land use study to determine the type of use, preliminary square footages for each use, financial pro forma, a financial plan, and associated information. **HANDOUT**

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