

Wednesday, March 17, 2010 2:30 P.M.

REVISED Agenda

Finance and Budget Committee Meeting

One Gateway Plaza
3rd Floor Boardroom

Call to Order

Directors

Michael Antonovich, Chair
Mark Ridley-Thomas, Vice Chair
Diane DuBois
Gloria Molina
Pam O'Connor

Officers

Arthur T. Leahy, Chief Executive Officer
Michele Jackson, Board Secretary
Karen Gorman, Ethics Officer
Karen Gorman, Acting Inspector General
County Counsel, General Counsel



Los Angeles County
Metropolitan Transportation Authority

Metro

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:

- a. Disorderly behavior toward the Board or any member of the staff thereof, tending to interrupt the due and orderly course of said meeting.
- b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting.
- c. Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Board; and
- d. 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.metro.net

TDD line (800) 252-9040 **NOTE: ACTION MAY BE TAKEN ON ANY ITEM IDENTIFIED ON THE AGENDA**

9. CONSIDER:

- A. adopting the proposed near-term strategies and priority-setting criteria for **developing the 2011 Los Angeles County Transportation Improvement Program (TIP)** and addressing current and projected revenue shortfalls;
- B. directing that any additional federal transportation funds provided from future economic stimulus and/or job creation legislation be folded into the 2011 Los Angeles County TIP and be used for the timely fulfillment of Measure R and other Long Range Transportation Plan (LRTP) commitments that would not be possible otherwise due to the economic downturn and state budget issues;
- C. adopting the recommended priorities for the first ten years of the 2009 LRTP;
- D. programming \$26.1 million of Corridor Mobility Improvement Account funds to the Interstate 10 High Occupancy Vehicle Lanes Project (Puente Avenue-Citrus Avenue) and utilize any funds freed up for other projects as appropriate using the recommended priorities;
- E. approving the programming of \$2.76 million in Federal Transit Administration (FTA) Section 5311 funds for Los Angeles County for a six-year period and any additional amounts that may become available through the reauthorization of SAFETEA-LU or other federal legislation; and authorizing the Chief Executive Officer (CEO) or his designee to identify projects annually;
- F. authorizing the CEO to select and program eligible projects for funding using additional FTA Section 5307 revenues to be generated by the Metro Vanpool program for the next seven years;
- G. approving the Measure R Highway Operational Improvement Project Lists for the Arroyo Verdugo and Las Virgenes-Malibu Subregions;
- H. authorizing staff to submit the 2011 Los Angeles TIP consistent with the recommended LRTP priorities and other programming actions herein;

(CONTINUED ON NEXT PAGE)

[HANDOUT]

(CONTINUED FROM PREVIOUS PAGE)

- I. adopting the resolution certifying to the Southern California Association of Governments that the Los Angeles County TIP is constrained to financial resources that can reasonably be expected to be available; and
- J. authorizing the CEO or his designee to negotiate and execute funding contracts or agreements as needed with Los Angeles County jurisdictions, agencies or other entities to provide funds programmed as authorized.

(ALSO ON PLANNING AND PROGRAMMING COMMITTEE)

10. CONSIDER:

- A. approving Funding Agreement term sheet and Master Cooperative Agreement term sheet to allow the Los Angeles County Metropolitan Transportation Authority (LACMTA) to **finalize agreements with the Pasadena Metro Blue Line Foothill Extension Construction Authority for construction of the Gold Line from its current terminus at Sierra Madre Villa in Pasadena to Azusa.**
- B. authorizing the Chief Executive Officer to concurrently execute Funding and Master Cooperative Agreements with the Construction Authority predicated upon the conditions set forth in the Board-approved Funding Agreement and Master Cooperative Agreement term sheets;
- C. ~~approving holdback items and estimated amount as outlined in the Funding Agreement Term Sheet to be advanced by LACMTA to the Project beginning in FY 2011 and concluding in FY 2014 and repaid from MBLFECA cash flow beginning in September 2018.~~

(ALSO ON MEASURE R PROJECT DELIVERY COMMITTEE)

- 15. RECEIVE report of the **Chief Financial Services Officer**. [[HANDOUT](#)]

16. AUTHORIZE the Chief Executive Officer to finalize negotiations with the proposing banks and enter into reimbursement agreements for **direct-pay letters of credit**:
 - A. for a commitment amount of \$150 million for a three-year term with Barclays Bank for a not-to-exceed (NTE) amount of \$4.75 million, including legal fees and other related expenses; and
 - B. for a commitment amount of \$100 million for a two-year term with the Sumitomo Bank/Union Bank team for a NTE amount of \$2.3 million, including legal fees and other related expenses; or
 - C. if unable to reach agreement with one or both of the recommended proposers, negotiate with each successively ranked proposer for agreements having two year terms and a combined NTE amount for all bank of \$7.05 million.

17. AMEND the FY 2010 General Fund budget by \$720,000 to establish a reserve to pay Philip Morris and related **costs resulting from the loss of leased buses**.

18. RECEIVE AND FILE report on the **proposed property insurance program** for Operations.

19. RECEIVE AND FILE report on the **status of implementing the scheduled fare increase** on July 1, 2010.

20. RECEIVE AND FILE **report of the Chief Executive Officer**.

55. RECEIVE AND FILE **Fiscal Year 2011 Budget Update.**

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