

MOTION BY DIRECTOR FASANA  
TO AMEND ITEM #11

In April, the Metro Board of Directors awarded a \$4.25 million contract to develop the Congestion Pricing Operating Plan and to facilitate public outreach and community participation and approved a MOU with the United States Department of Transportation for a pilot congestion reduction demonstration initiative. The next day, the U.S. Secretary of Transportation formally announced our selection to receive \$213.6 million in federal funds for the Initiative.

Time is of essence. Metro needs executive-level leadership and initiative to successfully address the numerous technical, operational, and policy milestones and substantial community outreach activities that are essential to delivering a viable demonstration that can improve mobility on our highways.

I move that the Board amend the FY09 Budget to add 1 FTE at an Executive Officer level to the New Business Development Department to oversee the Congestion Pricing program and be responsible for coordinating related departmental activities, to provide executive direction to project management staff and consultants, and to perform the following duties, but not limited to:

- Directs and manages the development of congestion reduction operating plans and implementation schedules, including revenue projections, environmental effects, mobility impacts on legislative requirements and technical feasibility.
- Develops strategy for receiving legal authority to implement conversion of high occupancy vehicle (HOV) to high occupancy toll (HOT) lanes.
- Develops revenue projections and investment recommendations.
- Oversees and manages the development of cost estimates for implementation, operations and administration.
- Assumes a leadership role with partner agencies to negotiate roles and deliverables and communicate with decisionmakers in other agencies to resolve issues quickly.
- Oversees the identification of required equipment, technologies and other infrastructure.
- Recommends institutional structures, regulatory functions and legislative actions required to implement, administer and operate congestion pricing alternatives.
- Directs and manages the identification of mitigation measures for potential traffic, environmental and social impacts on adjacent areas and target populations.
- Establishes and monitors short-range and long-range project goals, budgets, schedules, progress, and strategies.
- Sets and implements project policies, procedures, safety and work standards, and controls.
- Ensures cooperation and coordination of services amongst departments to achieve Metro-wide goals and objectives.
- Ensures compliance with Metro policies and procedures and applicable state, federal and local regulations and laws.
- Prepares and presents reports to executive and management staff, the Board of Directors, and outside regulatory agencies.
- Makes presentations and recommendations to the Ad Hoc Pricing Committee (ACPC), Transportation Agency Advisory Group (TAAG), and Community Advisory Groups (CAG).
- Represents Metro at meetings, conferences, and public events.



**Metro**

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**FINANCE AND BUDGET COMMITTEE  
JUNE 18, 2008**

**SUBJECT: CONGESTION MITIGATION PROGRAM – COORDINATION  
CONSULTANT SERVICES**

**ACTION: RECEIVE AND FILE**

**RECOMMENDATION**

Receive and file this report relating to the engagement of a consultant to oversee the Congestion Mitigation Pricing Program under the auspices of the New Business Development Department.

**ISSUE**

At the May Board meeting, Director Fasana presented a motion requesting the Board amend the FY09 Budget to add one full time equivalent (FTE) at an Executive Officer level to the New Business Development Department to oversee the Congestion Mitigation Pricing Program (Program) and assume responsibility for coordinating related departmental activities and to provide executive direction to project management staff and consultants. We strongly agree that there is an urgent need for coordination of the many elements necessary to prepare for implementation of the Program and secure the necessary funding so that the Program will be in position to move forward and meet the further requirements of the proposed federal grant. However, as the implementation of the Program is dependent upon the enactment of state legislation on or before October 15, 2008, we have determined that it would be more appropriate that the duties be assumed by a consultant during the interim period, until such time as there is assurance that the Program can move forward. Funding for the consultant contract in an amount not to exceed \$100,000 is included in the FY09 budget in the Congestion Pricing Program project number 405548.

**DISCUSSION**

In April 2008 the Board awarded a \$4.25 million contract to develop the Congestion Pricing Operating Plan (“Plan”) to facilitate public outreach and community participation and also approved a Memorandum of Understanding (MOU) with the United States Department of Transportation for a pilot Congestion Reduction Demonstration initiative. Shortly

thereafter, the U.S. Secretary of Transportation announced our selection to receive over \$210 million in federal funds to support the proposed initiative.

We will be required to meet a number of critical deadlines in order to gain legislative authority to secure the promised funding, as well as to then fully plan and implement the proposed project. These duties will include the necessity to oversee the identification and procurement of required equipment, technologies and other necessary infrastructure; providing the necessary interface of systems to implement the program with our Transit Access Pass (TAP) and other programs; coordination and negotiation with partner agencies for deliverables, and oversight of the needed communications and outreach to stakeholders throughout the region.

As time is of the essence in both securing promised funding as well as program planning and implementation, we need coordinated leadership to address the numerous technical, operational and policy milestones and substantial community outreach activities that will be essential in securing the promised funding and to then deliver a viable demonstration project that can improve mobility on our highways, as well as provide attractive coordinated public transportation alternatives to increase ridership.

The proposed project will require significant coordination among many of our departments, including Procurement, Planning, TAP, and Communications as well as detailed communication and coordination with Caltrans and with numerous cities and other governmental agencies. In addition, the further critical elements of developing the business case for the program as well as enforcement functions will need close attention as well as coordination. These activities will require significant dedicated oversight during the period leading up to securing the legislative authority and the grant funding. A more complete description of the major duties required of the consultant is attached as Attachment A.

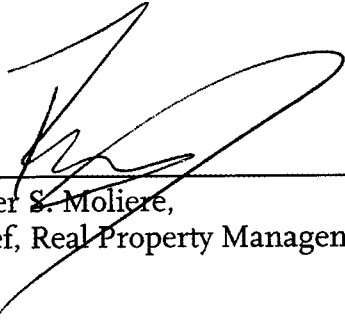
The Congestion Pricing Demonstration Initiative provides a critical first step toward identifying innovative methods of both reducing congestion and providing much needed funding for operations. The grant of significant federal funding for the initiative provides an important opportunity to provide leadership in cutting edge areas of transportation management congestion relief.

### **NEXT STEP**

If the required legislation is secured by the deadline and federal funding for the Program is secured, we will return to the Board with a request for consideration of a budget amendment adding one new full time equivalent (FTE) to assume the outlined duties on a full time basis.

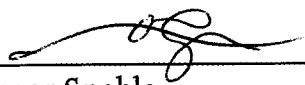
### **ATTACHMENT**

Attachment A: Consultant – Congestion Pricing Program – Scope of Duties



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Roger S. Moliere,  
Chief, Real Property Management and Development



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Roger Snoble  
Chief Executive Officer

Consultant– Congestion Pricing Program – Scope of Duties

During the interim period, leading up to securing enabling legislation and federal grant funds for the Project the consultant will assume the following duties.

- Advise and develop congestion reduction operating plans and implementation schedules, including development of revenue projections, environmental effects, mobility impacts, legislative requirements and technical feasibility.
- Aid in the development of strategies for receiving legal authority to implement conversion of high occupancy vehicle (HOV) to high occupancy toll (HOT) lanes.
- Develop revenue projections and investment recommendations.
- Oversees and manages the development of cost estimates for implementation, operations and administration.
- Assumes a leadership role with partner agencies to negotiate roles and deliverables and communicate with decision makers in other agencies to resolve issues quickly.
- Oversees the identification of required equipment, technologies and other infrastructure.
- Recommends institutional structures, regulatory functions and legislative actions required to implement, administer and operate congestion pricing alternatives.
- Directs and manages the identification of mitigation measures for potential traffic, environmental and social impacts on adjacent areas and target populations.
- Establishes and monitors short-range and long-range project goals, budgets, schedules, progress and strategies.
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- Ensures cooperation and coordination of services among departments to achieve agency-wide goals and objectives.
- Ensures compliance with agency policies and procedures and applicable state, federal and local regulations and laws.
- Prepares and presents reports to executive and management staff, the Board of Directors and outside regulatory agencies.

- Makes presentations and recommendations to the Ad Hoc Pricing Committee (ACPC), Transportation Agency Advisory Group (TAAG) and Community Advisory Groups (CAG).
- Represents the agency at meetings, conferences and public events.