

Thursday, May 28, 2009 9:30 A.M.

MINUTES

Regular Board Meeting
Board of Directors

One Gateway Plaza
3rd Floor Board Room

Called to Order at 9:45 a.m.

Directors Present:

Antonio Villaraigosa, Chair
Don Knabe, 1st Vice Chair
Ara J. Najarian, 2nd Vice Chair
Michael Antonovich
Diane DuBois
John Fasana
José Huizar
Richard Katz
Gloria Molina
Pam O'Connor
Rita Robinson
Mark Ridley-Thomas
Zev Yaroslavsky
Doug Failing, non-voting member

Officers

Arthur T. Leahy, 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

NOTE: Members voting are reflected on the attached “RECAP OF PROCEEDINGS” matrix.

1. APPROVED **Consent Calendar** Items: 2, 5, 10, 17, 18, 19, 26, 27 and 31.

Items 9.2, 16 and 21 were removed from Consent Calendar.

2. APPROVED ON CONSENT CALENDAR: a) **Minutes of Regular Board Meeting** held April 23, 2009 and b) **Minutes of Special Board Meeting** held May 14, 2009.

3. RECEIVED **Chair’s Report:**

- Metro Board will consider approval of \$3.9 billion budget for FY10. This represents a significant increase over the FY09 budget, primarily due to new revenues the agency anticipates receiving from Measure R and federal stimulus funds. The budget will fund construction for Expo Phase I and II projects, Orange Line Canoga Extension, and I-405 northbound carpool lanes. The agency will continue to fund pre-construction work for other regional strategic projects such as the Westside extension, regional connector and Eastside Phase II.
- Metro Board will discuss how to integrate high speed rail into the Los Angeles transportation network. The federal government will be allocating up to \$8 billion in nationwide stimulus funding for high speed rail.
- Metro Board will be requesting that the CEO conduct an independent review of the Transit Access Pass (TAP) program.

4. RECEIVED **Chief Executive Officer’s Report:**

- The Metro bus team won the Grand Champion title at the APTA International Bus Roadeo held in Seattle. The award is given to the bus operator and maintenance teams that have the highest combined score in a series of events that test the driving and technical skills of bus operators and mechanics. Mr. Leahy introduced the following Metro champions: North Los Angeles Division Bus Operator Juan Navarro and Arthur Winston Division maintenance team consisting of Frank Forde, Rommel Vargas and Andrew Warren Jr.

5. APPROVED ON CONSENT CALENDAR authorizing the Chief Executive Officer to execute **Memoranda of Understanding with the following service providers** for five years beginning in Fiscal Year 2010, subject to availability of funds approved through the budget process:
 - A. FAME Assistance Corporation (FAC) and the International Institute of Los Angeles for the Immediate Needs Transportation Program;
 - B. Shelter Partnership, Incorporated for the Support for Homeless Re-Entry Program; and
 - C. Human Services Association, and FAC for the Rider Relief Transportation Program.

6. APPROVED REVISED FASANA MOTION that:
 - A. the Metro Board confirm its intent to acquire a maintenance facility ~~in Irwindale~~, subject to CEQA approvals, ~~and reimburse Metro Gold Line Foothill Extension Construction Authority (MGLFECA) for their acquisition costs;~~
 - B. Metro provide support as necessary ~~to the MGLFECA~~ for activities including, but not limited to, outreach to neighborhoods and schools ~~in Irwindale and Duarte~~ that are adjacent to the potential site; ~~and~~
 - C. ~~Metro's CEO report back to the Construction Committee in May 2009 on the MGLFECA timetable for extending the Gold Line to Azusa by December 2013, and report back to the Construction Committee if that date is not feasible; and strategic opportunities to partner in the construction effort that maximize the capabilities of both Metro and MGLFECA; and~~
 - D. Metro serve as the lead agency in conducting the environmental assessment.

8. ADOPTED a resolution authorizing the **issuance of refunding bonds** in multiple transactions to refund the Prop A 1999-A, 1999-B and 1999-C bonds and commercial paper and Prop C 1999-A bonds and Prop C commercial paper.

9. APPROVED ITEMS 9 - 9.4 WITH THE CLARIFICATION THAT STAFF WILL RETURN NEXT MONTH WITH CONFIRMATION OF SPECIFIC FUNDING SOURCES:
- A. adopting the **proposed Fiscal Year 2010 (FY10) budget** as presented in the budget document (provided as a separate transmittal) which includes an \$18.6 million Measure R reserve for new Metro Bus service and projects;
 - B. approving the total budgeted salaries and benefits for each union/non-contract group and 48 new FTE's as required by the Position Authorization and Compensation policy;
 - C. approving the safety and security budget as required by the Financial Stability Policy adopted by the Board in January 2008;
 - D. approving the Measure R budget by project, expense and FTE;
 - E. approving the life-of-project budgets for all new capital projects as presented in the proposed budget document including three new projects with a life-of-project budget over \$5.0 million;
 - F. amending the proposed budget to add one FTE to the Office of the CEO, Deputy Chief Executive Officer – Grade DD to assist the CEO in executing the overall mission of Metro with primary responsibility to oversee implementation of Measure R programs and projects, and authorizing the CEO to fill the position within the Board approved salary range. This position will be funded 50% with Measure R Administrative funds and 50% with Prop A & C Administrative funds;
 - G. amending the proposed budget to add back 29,570 Revenue Service Hours to Rail Operations by revising plans to adjust train consist size. The \$1.6 million increase to rail operating expenses will be funded by deferral of rail capital expenditures;
 - H. amending the proposed budget to reduce the Expo 1 project budget by \$16.2 million and reducing the Expo 2 project budget by \$67.6 million to match the budget approved by the Expo Board in April 2009;
 - I. amending the proposed budget to add \$0.35 million of revenue and expense to Gold Line Eastside Extension (Project #300055) for operations of the grade crossing photo enforcement equipment to be funded with Enterprise Fund rail operating funds;

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- J. amending the proposed budget to increase the Enterprise Fund expenses and revenues by \$1.6 million for sustainability projects to be funded with Metro FY10 Prop A FAP funds and Prop A 35% rail funds, and decrease Special Revenue Fund expenditures;
- K. amending the proposed budget to add \$13.4 million for electrification of CNG fueling stations (CP #202302) to be funded with Federal 5307 American Recovery and Reinvestment Act funding (conditional upon Board approval of the project);
- L. amending the proposed budget to add \$1.1 million for Division 21 Rockfall Mitigation (CP #204112) to be funded with Prop A 35% rail funds (conditional upon Board approval of the project); and
- M. amending the proposed budget to add \$200,000 of Measure R 35% Transit Capital Revenues for Project #460200 Gold Line Foothill LRT Extension in cost center 0411 for environmental clearance of a rail maintenance facility.

9.1 **KNABE – RIDLEY-THOMAS – O’CONNOR MOTION** that the Metro Board adopt the following **revised** FY10 Budget Instruction:

Anticipating the adoption of the Alternatives Analysis later this year, and in order to prepare the Harbor Subdivision/Metro Green Line Extension to the South Bay Corridor for Measure R, federal, state, and/or private funding, the Metro Board directs the Chief Executive Officer to set aside ~~an amount, currently estimated at \$5 million dollars, from~~ **Measure R Transit Capital New Rail funds** ~~the Proposition C “Discretionary” Carryover funds or other appropriate funding sources~~ to continue the multi-year environmental clearance process begun in the Alternatives Analysis, including the preparation of the draft Environmental Impact Statement/Report, Advanced Conceptual Engineering, Final EIR/EIS, and Preliminary Engineering.

The CEO is further instructed to amend into the FY10 Budget, from this funding, an amount to be determined in November/December 2009 to **seamlessly continue the state and federal** ~~initiate the next phase of environmental clearance of the Harbor Subdivision Corridor process for the remainder of FY10.~~

- 9.2. **ANTONOVICH – DUBOIS – NAJARIAN MOTION** that the **FY10 Budget be amended to include the following instructions:**
- Direct the CEO to return to the Board in six months with a detailed analysis of and recommendations for “flattening” the organization; with emphasis on realigning the agency with statutory core functions thereby reducing administrative costs and realigning support functions.
 - Reforecast sales tax revenue and expenditure targets based on FY09 Actuals to date (9 months) and estimates for year’s end and present revenue estimates to the May 20th , Finance and Budget Committee Meeting.
 - Direct the CEO to establish a centralized Enterprise Fund manager/management with the authority to approve and manage Enterprise Fund revenues and expenditures charged to that fund.
 - Direct the CEO to develop a consistent cost/revenue allocation plan for bus/rail operations using actual hourly rates beginning with the new fiscal year.
 - Direct the CEO to review the utilization of all current as-needed positions and return within six months with an analysis and recommendations to eliminate, replace with contract services or where applicable, with interns.
 - Direct the CEO to roll back travel/conferences/seminars/periodicals and memberships to FY07-08 budget levels effective July 1, 2009.
 - Present a table with the allocation of Prop. A & C administrative costs by the May 20th, Finance and Budget Committee Meeting.
 - Eliminate the hiring freeze.

- 9.3. **NAJARIAN MOTION** that a portion of the \$49 million growth over inflation (not to exceed \$18 million), which is scheduled to be transferred to the FY10 Prop C 40% budget be set aside should the eligible operator status be approved in the upcoming fiscal year*. Further move that the CEO direct Metro staff to convene a task force with the municipal and local transit service operators to review the request and the eligibility requirements for eligible operator status and return to the Finance and Budget Committee in September 2009.

*It should be duly noted that the municipal and eligible operators’ funding will remain whole, and the FAP will be unaffected by the inclusion of the new operator.

- 9.4. **ANTONOVICH MOTION** to direct the CEO to allocate \$10 million from \$27 million in unallocated FY10 Measure R rail funds to the Metro Gold Line Foothill Extension.
10. **APPROVED ON CONSENT CALENDAR** adopting the **FY10 Metro Sustainability Projects and Budget in the amount of \$1,600,000.**

16. ADOPTED the following **position on Federal Legislation:**
- H.R. 1329 (Blumenauer) Clean, Low-Emission, Affordable, New Transportation Efficiency Act (CLEAN-TEA Act)** – Would set aside 10% of funds generated from a future cap and trade system and direct those funds to the transportation sector.
SUPPORT
17. APPROVED ON CONSENT CALENDAR an **exemption to the hiring freeze** to fill one vacant Transportation Planning Manager V position in the Local Programming section (cost center 4430) of Programming and Policy Analysis.
18. APPROVED ON CONSENT CALENDAR an exemption to the hiring freeze to **fill five vacant Accountant positions.**
19. APPROVED ON CONSENT CALENDAR an exemption to the hiring freeze to temporarily **fill the vacant Deputy Executive Officer General Services position.**
21. AUTHORIZED the Chief Executive Officer to negotiate and execute work order agreements with the Southern California Regional Rail Authority for the **design and construction** of the railroad modification work and the at-grade rail crossing safety enhancements at Lassen Street relating to the **Lassen/Railroad Overcrossing as part of Metro Orange Line Extension Project** for an aggregate amount not to exceed \$5,000,000.
24. CARRIED OVER:
- A. establishing a life-of-project budget for the **Electrification of Compressed Natural Gas (CNG) Fueling Facilities**, including project contingency, in the amount of \$28,000,000 with capital funds made available through the American Recovery and Reinvestment Act of 2009 (ARRA);
- B. authorizing the Chief Executive Officer to:
1. negotiate and execute contract agreements with City of Los Angeles Department of Water and Power for electrical utility upgrades at Divisions 1, 2, 5, 8, 10 and 15 for an amount not to exceed \$1,200,000;

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2. negotiate and execute contract agreements with Southern California Edison for electrical utility upgrades at Divisions 7, 9 and 18 for an amount not to exceed \$600,000; and
- C. approving Contract Modification Authority for Contract OP33900626 with Trillium USA, LLC:
1. for increased fuel compression and modifications to CNG fueling facilities at Divisions 1, 5 and 7 for \$1,850,000, increasing the total contract value from \$34,983,440 to \$36,833,440; and
 2. to perform a Change Order to electrify CNG fueling facilities at Divisions 1, 5 and 7 for the firm fixed price of \$6,977,968, including 10% contingency, contingent upon funding becoming available, as approved in February 2009 by Board action Item 44, American Recovery and Reinvestment Act programming action, bringing the total contract value from \$36,833,440 to \$43,811,408.
26. APPROVED ON CONSENT CALENDAR the following nominee for membership on the **Westside/Central Service Sector Governance Council**:
- Glenn Rosten – Reappointment
Appointed by: Los Angeles County Supervisor Zev Yaroslavsky
Term ending: June 30, 2012
27. APPROVED ON CONSENT CALENDAR the following nominee for membership on the **San Gabriel Valley Service Sector Governance Council**:
- David Spence – Reappointment
Appointed by: San Gabriel Valley Council of Governments
Term ending: June 30, 2012
29. APPROVED:
- A. finding that it is in the best interest of Metro to:
1. discontinue pursuit of the previously Board-approved mixed-use market rate apartment and retail development with Cesar Chavez and Soto LLC on approximately 3.5 acres of **Metro property lying between Soto Street and Fickett Street just southwest of Cesar E. Chavez Avenue** (the “3.5-Acre Site”);

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2. proceed with two separate but compatible developments on the 3.5-Acre Site, as follows:
 - a. development of that 1.96-acre portion of the 3.5-Acre Site lying westerly of Mathews Street (the “West Development Site”) with Cesar Chavez and Soto LLC (or another development entity created by JSM Construction and Polis Builders that is reasonably approved by the Chief Executive Officer);
 - b. development of a mixed-use housing and retail project with McCormack Baron Salazar, Inc. (or a development entity controlled and managed by McCormack Baron Salazar, Inc. that is reasonably approved by the Chief Executive Officer) (“MBS”) on that 1.56-acre portion of the 3.5-Acre Site lying easterly of Mathews Street (the “East Development Site”) containing approximately 72 affordable apartments, a property manager’s apartment and approximately 3,250 square feet of retail space (the “Project”), all in substantial accordance with key terms and conditions set forth;
- B. authorizing the Chief Executive Officer to perform the following actions, each in substantial accordance with key terms and conditions set forth:
 1. enter into a Joint Development Agreement (“JDA”) with MBS covering the development of the Project on the East Development Site;
 2. extend the term of the JDA, if necessary or desirable, upon the expiration of the JDA term;
 3. enter into and execute a ground lease and other related documents and agreements with MBS relating to the Project and the East Development Site; and
 4. execute dedications and other grants of real property rights over portions of the East Development Site for public utility, street widening and other purposes related to the development of the Project; and
- C. authorizing the Chief Executive Officer to file a Notice of Exemption for the Project as the Project is exempt from the California Environmental Quality Act (“CEQA”) pursuant to Section 21080(b)(9) of the California Public Resources Code and Section 15332 (In-Fill Development Projects) of the CEQA Guidelines.

30. APPROVED:

- A. finding that it is in the best interest of Metro to:
 - 1. discontinue pursuit of a previously Board-approved mixed-use development with a team led by JSM Construction (“JSM”) as it relates to an approximately 1.5-acre portion of 2.9 acres of **Metro property located at First Street and Boyle Avenue**; and
 - 2. proceed with development of a mixed-use housing and retail project containing approximately 98 affordable apartments, two property managers’ apartments and approximately 6,800 square feet of retail space (the “Project”) on the 1.5-acre portion of property noted above, which is located south of First Street and west of Boyle Avenue (the “Development Site”), with a development team now led by McCormack Baron Salazar, Inc. (or a development entity controlled and managed by McCormack Baron Salazar, Inc. that is reasonably approved by the Chief Executive Officer) (“MBS”), all in substantial accordance with key terms and conditions set forth;

- B. authorizing the Chief Executive Officer to perform the following actions, each in substantial accordance with key terms and conditions set forth:
 - 1. enter into a Joint Development Agreement (“JDA”) with MBS covering the development of the Project on the Development Site;
 - 2. extend the term of the JDA, if necessary or desirable, upon the expiration of the JDA term;
 - 3. enter into and execute a ground lease and other related documents and agreements with MBS relating to the Project and the Development Site; and
 - 4. execute dedications and other grants of real property rights over portions of the Development Site for public utility, street widening and other purposes related to the development of the Project; and

- C. authorizing the Chief Executive Officer to file a Notice of Exemption for the Project as the Project is exempt from the California Environmental Quality Act (“CEQA”) pursuant to Section 21080(b)(9) of the California Public Resources Code and Section 15332 (In-Fill Development Projects) of the CEQA Guidelines.

31. APPROVED ON CONSENT CALENDAR:

- A. the Southern California Regional Rail Authority (SCRRA) fiscal year (FY) 2009-10 Preliminary Budget for Metrolink and the Los Angeles County Metropolitan Transportation Authority (LACMTA)'s contribution totaling \$71,862,722, and consisting of \$38,030,122 for operations; \$16,200,000 for rehabilitation and renovation; and \$17,632,600 for capital; and approving the **programming of funding to the SCRRA** as follows:
1. \$57,752,516 in Proposition C 10% local sales tax funding;
 2. \$10,675,000 in Measure R 3% local sales tax funding to the Positive Train Control Project;
 3. \$1,358,784 in Proposition C 10% local sales tax funding from the FY 2007-08 SCRRA operating subsidy to Metrolink to offset the cost of FY 2009-10 operations;
 4. \$1,716,422 in Proposition C 10% local sales tax funding from the FY 2008-09 SCRRA operating subsidy to Metrolink to offset the cost of FY 2009-10 operations; and
 5. \$360,000 in funds reimbursed to the LACMTA by the San Bernardino Associated Governments;
- B. a cost increase of \$400,000 on the Vincent 2nd Platform project for a new total project cost of \$3,900,000;
- C. the programming of \$2,032,042 in Proposition C 10% funding for Right-of-Way security services to be provided under the SCRRA security contract with the Los Angeles County Sheriff's Department (LASD) as an SCRRA off-budget, re-collectible service (not included in SCRRA member agency subsidy calculations or Action A above); and
- D. authorizing the Chief Executive Officer or his designee to negotiate and execute all necessary agreements between LACMTA and the SCRRA for funding approved.

33. CARRIED OVER adopting the following **positions on State Legislation**:
- A. **SB 545 (Cedillo)** – Which would require a subsurface route for the I-710 Gap Closure project. **WORK WITH AUTHOR**
 - B. **SB 632 (Lowenthal)** – Which would require the Ports of Los Angeles, Long Beach and Oakland, by July 1, 2010, to assess their infrastructure and air quality improvement needs, including assessing the total cost for these projects and identifying potential sources of funding for them. **WORK WITH AUTHOR**
 - C. **SB 652 (Huff)** – Which would establish that the Alameda Corridor-East Construction Authority and the San Gabriel Valley Council of Governments shall be considered political subdivisions of the State, and that these entities may be applicants for state or federal funds for projects within their jurisdiction. **OPPOSE – UNLESS AMENDED**
 - D. **SB 716 (Wolk)** – Which would allow farm-worker vanpools to be an eligible program for Transportation Development Act (TDA) funding. **OPPOSE – UNLESS AMENDED**
 - E. **AB 1403 (Eng)** – Which would eliminate the \$1 million cap on TDA funds for the Southern California Association of Governments (SCAG). **SUPPORT**
 - F. **AB 1243 (B. Lowenthal)** – Which would create the South East Los Angeles County Commercial Vehicle Network Development and Advisory Committee to address trucks in that area. **SUPPORT**
34. AUTHORIZED the Chief Executive Officer to:
- A. execute Modification No. 15 with Memorandum of Understanding (MOU) TCP2610LASD to provide **funding for the remaining FY09 transit community policing services** for an amount not to exceed \$5,310,162 for the period June 1, 2009 through June 30, 2009, revising the total contract value from \$344,828,728 to \$350,138,890;
 - B. execute a five-year MOU with Los Angeles Sheriff's Department, inclusive of two one-year options and subject to approval of the MOU by the County of Los Angeles Board of Supervisors, for transit community policing services, including the Gold Line Eastside Extension, in the amount of \$65,921,937 for the period July 1, 2009 through June 30, 2010; and
 - C. amend the proposed FY10 budget to add \$4,700,000 in revenues and expenses to the Transit Security budget for policing coverage of the Metro Gold Line Eastside Extension.

37. APPROVED AS AMENDED FASANA MOTION that the CEO report back at the June 25, 2009 meeting of the Board and provide information on the following:
- Are there any **railcars currently being stored on Metro-controlled right of way** and if so, where is the storage located and how many railcars are being stored.
 - Determine locations and numbers of railcars being stored on non-Metro-controlled rights of way.
 - Determine what measures can be taken to immediately cover up (paint over) the graffiti.

Amendment to work with the railroads that own the cars and have them assist in mitigating the situation.

38. APPROVED AS AMENDED:

FASANA MOTION that the Metro Board:

1. direct the CEO to extend both **light rail vehicle option periods under Contract No. P2550 with AnsaldoBreda S.p.A.** from May 31, 2009 to July 31, 2009, subject to receipt of written acceptance of such extension from AnsaldoBreda S.p.A. no later than May 31, 2009;
2. direct the CEO to negotiate a legally binding and enforceable financial guarantee with AnsaldoBreda S.p.A. to the satisfaction of the CEO by June 15, 2009 – if Metro ultimately exercises the options – whereby Metro will receive the full value of the 100 option vehicles (estimated at \$300 million) if AnsaldoBreda S.p.A. fails to perform under the terms and conditions of Contract No. P2550, inclusive of the two options (including but not limited to: schedule, weight, and other technical specifications);
3. direct County Counsel to confirm in writing to the Metro Board and CEO prior to considering exercising either option that the financial guarantee provided by AnsaldoBreda S.p.A. is legally binding and enforceable if AnsaldoBreda S.p.A. fails to perform under the terms and conditions of Contract No. P2550; ~~and~~
4. direct the CEO to report back to the Board during the June 2009 Board cycle with an analysis of the financial guarantee proposed by AnsaldoBreda S.p.A. and a recommendation on whether to exercise one or both options under Contract No. P2550; and
5. that any agreement reached between the CEO and AnsaldoBreda S.p.A. be subject to the approval of the Metro Board.

39. APPROVED VILLARAIGOSA-KATZ-NAJARIAN-ANTONOVICH–DUBOIS MOTION that the Metro Board:

1. Direct the CEO to conduct **an independent performance audit on the Universal Fare System (UFS)** and implementation of the Transit Access Pass (TAP) regional implementation, including but not limited to confirming that the program is:
 - a. On schedule and expected to remain on schedule.
 - b. Within budget, based on historical costs and fare revenue trends, and expected to remain within budget and has no impacts on fare revenue receipts.
 - c. On schedule to be integrated with the municipal operators, local transit service systems (LTSS), and Metrolink’s fare box system.
 - d. On schedule to deliver the full range of planned functionality.
2. Authorize the CEO to procure consulting services from Metro’s existing bench to perform the audit.
3. Direct the CEO to report back to the Metro Board during the July 2009 Board cycle with a cost estimate and preliminary timeline for completing the performance audit.

40. APPROVED VILLARAIGOSA MOTION that the Metro Board direct the CEO to report back during the July 2009 Board cycle with a strategy for **coordinating with the California High Speed Rail Authority** and integrating Metro’s projects and operations with high speed rail.

Further move that the Metro Board direct the CEO to include the following minimum elements in the strategy:

1. A memorandum of understanding with the California High Speed Rail Authority regarding how high speed rail will be developed in Los Angeles County.
2. A description of how Metro will work with our regional partners, including but not limited to:
 - a. Metrolink
 - b. Orange County Transportation Authority (OCTA)
 - c. San Diego Associated Governments (SANDAG)
3. A recommendation on the best high speed rail alignment and station locations in Los Angeles County to connect with Metro and other regional transit service providers and preserve the historical look of Union Station.

41. CARRIED OVER establishing an Ad Hoc Committee of the Board to evaluate the proposers and/or proposals for the selection of a **Federal Legislative Advocacy Firm**.

42. **CLOSED SESSION:**

A. Conference with Legal Counsel - Pending Litigation - G.C. 54956.9(a):
Morales v. LACMTA, Case No. BC 339557

APPROVED settlement in the amount of \$3,000,000.

B. Conference with Legal Counsel - Anticipated Litigation - G.C. 54956.9(b):
Significant exposure to litigation (one case)

NO REPORT.

C. Conference with Labor Negotiator - G.C. 54957.6:

1. Agency Designated Representative: Carolyn Flowers

Employee Organization: Amalgamated Transit Union, Local 1277

NO REPORT.

2. Agency Designated Representative: Carolyn Flowers

Employee Organization: United Transportation Union

NO REPORT.

3. Agency Designated Representative: James Falicki

Employee Organization: Transportation Communication Union,

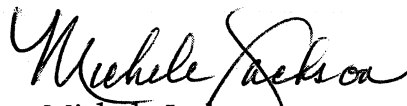
Local 1315

NO REPORT.

RECEIVED public comment.

ADJOURNED at 1:40 p.m.

Prepared by: Michele Chau
Board Specialist


Michele Jackson
Metro Board Secretary



RECAP OF PROCEEDINGS

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

REGULAR BOARD MEETING

THURSDAY, MAY 28, 2009

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FALLING
1	APPROVE CONSENT CALENDAR ITEMS: 2, 5, 10, 17, 18, 19, 26, 27 AND 31. ITEMS 9, 2, 16 AND 21 WERE REMOVED FROM CONSENT CALENDAR.	APPROVED	Y	Y	Y	Y	Y	Y	A	Y	Y	Y	Y	A	Y	
2	APPROVE A) MINUTES OF REGULAR BOARD MEETING HELD APRIL 23, 2009 AND B) MINUTES OF SPECIAL BOARD MEETING HELD MAY 14, 2009.	APPROVED ON CONSENT CALENDAR														
3	CHAIR'S REPORT	RECEIVED	P	P	P	P	P	P	P	P	P	P	P	A	P	
4	CHIEF EXECUTIVE OFFICER'S REPORT	RECEIVED; ANNOUNCED WINNERS OF 2009 APTA INTERNATIONAL BUS ROADEO	P	P	P	P	P	P	P	P	P	P	P	A	P	

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
5	<p>PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0) AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE MEMORANDA OF UNDERSTANDING WITH THE FOLLOWING SERVICE PROVIDERS FOR FIVE YEARS BEGINNING IN FISCAL YEAR 2010, SUBJECT TO AVAILABILITY OF FUNDS APPROVED THROUGH THE BUDGET PROCESS:</p> <p>A. FAME ASSISTANCE CORPORATION (FAC) AND THE INTERNATIONAL INSTITUTE OF LOS ANGELES FOR THE IMMEDIATE NEEDS TRANSPORTATION PROGRAM;</p>	APPROVED ON CONSENT CALENDAR			C											
5	<p>B. SHELTER PARTNERSHIP, INCORPORATED FOR THE SUPPORT FOR HOMELESS RE-ENTRY PROGRAM; AND</p> <p>C. HUMAN SERVICES ASSOCIATION, AND FAC FOR THE RIDER RELIEF TRANSPORTATION PROGRAM.</p>															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
6	<p>OPERATIONS COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION REVISED FASANA MOTION THAT:</p> <p>A. THE METRO BOARD CONFIRM ITS INTENT TO ACQUIRE A MAINTENANCE FACILITY IN IRVINDALE, SUBJECT TO CEQA APPROVALS, AND REIMBURSE METRO GOLD LINE FOOTHILL EXTENSION CONSTRUCTION AUTHORITY (MGLFECA) FOR THEIR ACQUISITION COSTS;</p> <p>B. METRO PROVIDE SUPPORT AS NECESSARY TO THE MGLFECA FOR ACTIVITIES INCLUDING, BUT NOT LIMITED TO, OUTREACH TO NEIGHBORHOODS AND SCHOOLS IN IRVINDALE AND DUARTE THAT ARE ADJACENT TO THE POTENTIAL SITE; AND</p>	APPROVED AS AMENDED TO DELETE PARAGRAPH C	Y	Y	Y	A	Y	Y	A	Y	Y	Y	A	Y	Y	
6	<p>C. METRO'S CEO REPORT BACK TO THE CONSTRUCTION COMMITTEE IN MAY 2009 ON THE MGLFECA TIMETABLE FOR EXTENDING THE GOLD LINE TO AZUSA BY DECEMBER 2013, AND REPORT BACK TO THE CONSTRUCTION COMMITTEE IF THAT DATE IS NOT FEASIBLE; AND STRATEGIC OPPORTUNITIES TO PARTNER IN THE CONSTRUCTION EFFORT THAT MAXIMIZE THE CAPABILITIES OF BOTH METRO AND MGLFECA; AND</p> <p><u>D. METRO SERVE AS THE LEAD AGENCY IN CONDUCTING THE ENVIRONMENTAL ASSESSMENT.</u></p>															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
8	FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) ADOPTING A RESOLUTION AUTHORIZING THE ISSUANCE OF REFUNDING BONDS IN MULTIPLE TRANSACTIONS TO REFUND THE PROP A 1999 A, 1999-B AND 1999-C BONDS AND COMMERCIAL PAPER AND PROP C 1999-A BONDS AND PROP C COMMERCIAL PAPER. (REQUIRES SEPARATE, SIMPLE MAJORITY BOARD VOTE)	APPROVED	A	Y	Y	A	Y	Y	A	Y	Y	Y	A	A	Y	
9	FINANCE AND BUDGET COMMITTEE RECOMMENDED APPROVAL (4-0) AS AMENDED TO ADD ITEMS 9.3 AND 9.4: A. ADOPTING THE PROPOSED FISCAL YEAR 2010 (FY10) BUDGET AS PRESENTED IN THE BUDGET DOCUMENT (PROVIDED AS A SEPARATE TRANSMITTAL) WHICH INCLUDES AN \$18.6 MILLION MEASURE R RESERVE FOR NEW METRO BUS SERVICE AND PROJECTS; B. APPROVING THE TOTAL BUDGETED SALARIES AND BENEFITS FOR EACH UNION/NON-CONTRACT GROUP AND 48 NEW FTE'S AS REQUIRED BY THE POSITION AUTHORIZATION AND COMPENSATION POLICY;	APPROVED ITEM 9 - 9.4 WITH THE CLARIFICATION THAT STAFF WILL RETURN NEXT MONTH WITH CONFIRMATION OF SPECIFIC FUNDING SOURCES	A	Y	Y	A	Y	Y	A	Y	Y	Y	A	A	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
9	C. APPROVING THE SAFETY AND SECURITY BUDGET AS REQUIRED BY THE FINANCIAL STABILITY POLICY ADOPTED BY THE BOARD IN JANUARY 2008; D. APPROVING THE MEASURE R BUDGET BY PROJECT, EXPENSE AND FTE; E. APPROVING THE LIFE-OF-PROJECT BUDGETS FOR ALL NEW CAPITAL PROJECTS AS PRESENTED IN THE PROPOSED BUDGET DOCUMENT INCLUDING THREE NEW PROJECTS WITH A LIFE-OF-PROJECT BUDGET OVER \$5.0 MILLION;															
9	F. AMENDING THE PROPOSED BUDGET TO ADD ONE FTE TO THE OFFICE OF THE CEO, DEPUTY CHIEF EXECUTIVE OFFICER – GRADE DD TO ASSIST THE CEO IN EXECUTING THE OVERALL MISSION OF METRO WITH PRIMARY RESPONSIBILITY TO OVERSEE IMPLEMENTATION OF MEASURE R PROGRAMS AND PROJECTS, AND AUTHORIZING THE CEO TO FILL THE POSITION WITHIN THE BOARD APPROVED SALARY RANGE. THIS POSITION WILL BE FUNDED 50% WITH MEASURE R ADMINISTRATIVE FUNDS AND 50% WITH PROP A & C ADMINISTRATIVE FUNDS;															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
9	G. AMENDING THE PROPOSED BUDGET TO ADD BACK 29,570 REVENUE SERVICE HOURS TO RAIL OPERATIONS BY REVISING PLANS TO ADJUST TRAIN CONSIST SIZE. THE \$1.6 MILLION INCREASE TO RAIL OPERATING EXPENSES WILL BE FUNDED BY DEFERRAL OF RAIL CAPITAL EXPENDITURES; H. AMENDING THE PROPOSED BUDGET TO REDUCE THE EXPO 1 PROJECT BUDGET BY \$16.2 MILLION AND REDUCING THE EXPO 2 PROJECT BUDGET BY \$67.6 MILLION TO MATCH THE BUDGET APPROVED BY THE EXPO BOARD IN APRIL 2009;															
9	I. AMENDING THE PROPOSED BUDGET TO ADD \$0.35 MILLION OF REVENUE AND EXPENSE TO GOLD LINE EASTSIDE EXTENSION (PROJECT #300055) FOR OPERATIONS OF THE GRADE CROSSING PHOTO ENFORCEMENT EQUIPMENT TO BE FUNDED WITH ENTERPRISE FUND RAIL OPERATING FUNDS; J. AMENDING THE PROPOSED BUDGET TO INCREASE THE ENTERPRISE FUND EXPENSES AND REVENUES BY \$1.6 MILLION FOR SUSTAINABILITY PROJECTS TO BE FUNDED WITH METRO FY10 PROP A FAP FUNDS AND PROP A 35% RAIL FUNDS, AND DECREASE SPECIAL REVENUE FUND EXPENDITURES;															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING														
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING	
9	<p>K. AMENDING THE PROPOSED BUDGET TO ADD \$13.4 MILLION FOR ELECTRIFICATION OF CNG FUELING STATIONS (CP #202302) TO BE FUNDED WITH FEDERAL 5307 AMERICAN RECOVERY AND REINVESTMENT ACT FUNDING (CONDITIONAL UPON BOARD APPROVAL OF THE PROJECT);</p> <p>L. AMENDING THE PROPOSED BUDGET TO ADD \$1.1 MILLION FOR DIVISION 21 ROCKFALL MITIGATION (CP #204112) TO BE FUNDED WITH PROP A 35% RAIL FUNDS (CONDITIONAL UPON BOARD APPROVAL OF THE PROJECT); AND</p> <p>M. AMENDING THE PROPOSED BUDGET TO ADD \$200,000 OF MEASURE R 35% TRANSIT CAPITAL REVENUES FOR PROJECT #460200 GOLD LINE FOOTHILL LRT EXTENSION IN COST CENTER 0411 FOR ENVIRONMENTAL CLEARANCE OF A RAIL MAINTENANCE FACILITY.</p>																
9.1	<p>PLANNING AND PROGRAMMING COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION APPROVAL OF KNABE – RIDLEY-THOMAS – O'CONNOR MOTION THAT THE METRO BOARD ADOPT THE FOLLOWING REVISED FY10 BUDGET INSTRUCTION:</p>																

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
9.1	ANTICIPATING THE ADOPTION OF THE ALTERNATIVES ANALYSIS LATER THIS YEAR, AND IN ORDER TO PREPARE THE HARBOR SUBDIVISION/METRO GREEN LINE EXTENSION TO THE SOUTH BAY CORRIDOR FOR MEASURE R, FEDERAL, STATE, AND/OR PRIVATE FUNDING, THE METRO BOARD DIRECTS THE CHIEF EXECUTIVE OFFICER TO SET ASIDE AN AMOUNT, CURRENTLY ESTIMATED AT \$5 MILLION DOLLARS, FROM <u>MEASURE R TRANSIT CAPITAL NEW RAIL FUNDS</u> . THE PROPOSITION C "DISCRETIONARY" CARRYOVER FUNDS OR OTHER APPROPRIATE FUNDING SOURCES TO CONTINUE THE MULTI-YEAR ENVIRONMENTAL CLEARANCE PROCESS BEGUN IN THE ALTERNATIVES ANALYSIS, INCLUDING THE PREPARATION OF THE DRAFT ENVIRONMENTAL IMPACT STATEMENT/REPORT, ADVANCED CONCEPTUAL ENGINEERING, FINAL EIR/EIS, AND PRELIMINARY ENGINEERING.															
9.1	THE CEO IS FURTHER INSTRUCTED TO AMEND INTO THE FY10 BUDGET, FROM THIS FUNDING, AN AMOUNT TO BE DETERMINED IN NOVEMBER/DECEMBER 2009 TO <u>SEAMLESSLY CONTINUE THE STATE AND FEDERAL</u> INITIATE THE NEXT PHASE OF ENVIRONMENTAL CLEARANCE <u>OF THE HARBOR SUBDIVISION CORRIDOR</u> PROCESS FOR THE REMAINDER OF FY10.															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
9.2	FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) APPROVING ANTONOVICH – DUBOIS – NAJARIAN MOTION THAT THE FY10 BUDGET BE AMENDED TO INCLUDE THE FOLLOWING INSTRUCTIONS: Ø DIRECT THE CEO TO RETURN TO THE BOARD IN SIX MONTHS WITH A DETAILED ANALYSIS OF AND RECOMMENDATIONS FOR “FLATTENING” THE ORGANIZATION; WITH EMPHASIS ON REALIGNING THE AGENCY WITH STATUTORY CORE FUNCTIONS THEREBY REDUCING ADMINISTRATIVE COSTS AND REALIGNING SUPPORT FUNCTIONS.															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING															
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P		
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING		
9.2	<p>Ø REFORECAST SALES TAX REVENUE AND EXPENDITURE TARGETS BASED ON FY09 ACTUALS TO DATE (9 MONTHS) AND ESTIMATES FOR YEAR'S END AND PRESENT REVENUE ESTIMATES TO THE MAY 20TH , FINANCE AND BUDGET COMMITTEE MEETING.</p> <p>Ø DIRECT THE CEO TO ESTABLISH A CENTRALIZED ENTERPRISE FUND MANAGER/MANAGEMENT WITH THE AUTHORITY TO APPROVE AND MANAGE ENTERPRISE FUND REVENUES AND EXPENDITURES CHARGED TO THAT FUND.</p> <p>Ø DIRECT THE CEO TO DEVELOP A CONSISTENT COST/REVENUE ALLOCATION PLAN FOR BUS/RAIL OPERATIONS USING ACTUAL HOURLY RATES BEGINNING WITH THE NEW FISCAL YEAR.</p>																	
9.2	<p>Ø DIRECT THE CEO TO REVIEW THE UTILIZATION OF ALL CURRENT AS-NEEDED POSITIONS AND RETURN WITHIN SIX MONTHS WITH AN ANALYSIS AND RECOMMENDATIONS TO ELIMINATE, REPLACE WITH CONTRACT SERVICES OR WHERE APPLICABLE, WITH INTERNS.</p> <p>Ø DIRECT THE CEO TO ROLL BACK TRAVEL/CONFERENCES/SEMINARS/PERIODICALS AND MEMBERSHIPS TO FY07-08 BUDGET LEVELS EFFECTIVE JULY 1, 2009.</p> <p>Ø PRESENT A TABLE WITH THE ALLOCATION OF PROP. A & C ADMINISTRATIVE COSTS BY THE MAY 20TH, FINANCE AND BUDGET COMMITTEE MEETING.</p> <p>Ø ELIMINATE THE HIRING FREEZE.</p>																	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
9.3	FINANCE AND BUDGET COMMITTEE RECOMMENDED (3-1) APPROVING NAJARIAN MOTION THAT A PORTION OF THE \$49 MILLION GROWTH OVER INFLATION (NOT TO EXCEED \$18 MILLION), WHICH IS SCHEDULED TO BE TRANSFERRED TO THE FY10 PROP C 40% BUDGET BE SET ASIDE SHOULD THE ELIGIBLE OPERATOR STATUS BE APPROVED IN THE UPCOMING FISCAL YEAR*. FURTHER MOVE THAT THE CEO DIRECT METRO STAFF TO CONVENE A TASK FORCE WITH THE MUNICIPAL AND LOCAL TRANSIT SERVICE OPERATORS TO REVIEW THE REQUEST AND THE ELIGIBILITY REQUIREMENTS FOR ELIGIBLE OPERATOR STATUS AND RETURN TO THE FINANCE AND BUDGET COMMITTEE IN SEPTEMBER 2009.															
9.3	*IT SHOULD BE DULY NOTED THAT THE MUNICIPAL AND ELIGIBLE OPERATORS' FUNDING WILL REMAIN WHOLE, AND THE FAP WILL BE UNAFFECTED BY THE INCLUSION OF THE NEW OPERATOR.															
9.4	FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) APPROVING ANTONOVICH MOTION TO DIRECT THE CEO TO ALLOCATE \$10 MILLION FROM \$27 MILLION IN UNALLOCATED FY10 MEASURE R RAIL FUNDS TO THE METRO GOLD LINE FOOTHILL EXTENSION.															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
10	FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) ADOPTING THE FY10 METRO SUSTAINABILITY PROJECTS AND BUDGET IN THE AMOUNT OF \$1,600,000.	APPROVED ON CONSENT CALENDAR														
16	EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) ADOPTING THE FOLLOWING POSITION ON FEDERAL LEGISLATION: H.R. 1329 (BLUMENAUER) CLEAN, LOW-EMISSION, AFFORDABLE, NEW TRANSPORTATION EFFICIENCY ACT (CLEAN-TEA ACT) – WOULD SET ASIDE 10% OF FUNDS GENERATED FROM A FUTURE CAP AND TRADE SYSTEM AND DIRECT THOSE FUNDS TO THE TRANSPORTATION SECTOR. SUPPORT	APPROVED	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
17	EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) APPROVING AN EXEMPTION TO THE HIRING FREEZE TO FILL ONE VACANT TRANSPORTATION PLANNING MANAGER V POSITION IN THE LOCAL PROGRAMMING SECTION (COST CENTER 4430) OF PROGRAMMING AND POLICY ANALYSIS.	APPROVED ON CONSENT CALENDAR														
18	EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) APPROVING AN EXEMPTION TO THE HIRING FREEZE TO FILL FIVE VACANT ACCOUNTANT POSITIONS.	APPROVED ON CONSENT CALENDAR														
19	EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) APPROVING AN EXEMPTION TO THE HIRING FREEZE TO TEMPORARILY FILL THE VACANT DEPUTY EXECUTIVE OFFICER GENERAL SERVICES POSITION.	APPROVED ON CONSENT CALENDAR														

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
21	CONSTRUCTION COMMITTEE RECOMMENDED (3-0) AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND EXECUTE WORK ORDER AGREEMENTS WITH THE SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY FOR THE DESIGN AND CONSTRUCTION OF THE RAILROAD MODIFICATION WORK AND THE AT-GRADE RAIL CROSSING SAFETY ENHANCEMENTS AT LASSEN STREET RELATING TO THE LASSEN/RAILROAD OVERCROSSING AS PART OF METRO ORANGE LINE EXTENSION PROJECT FOR AN AGGREGATE AMOUNT NOT TO EXCEED \$5,000,000.	APPROVED	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	
24	OPERATIONS COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION DUE TO CONFLICTS: A. ESTABLISHING A LIFE-OF-PROJECT BUDGET FOR THE ELECTRIFICATION OF COMPRESSED NATURAL GAS (CNG) FUELING FACILITIES, INCLUDING PROJECT CONTINGENCY, IN THE AMOUNT OF \$28,000,000 WITH CAPITAL FUNDS MADE AVAILABLE THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA); B. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO: 1. NEGOTIATE AND EXECUTE CONTRACT AGREEMENTS WITH CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER FOR ELECTRICAL UTILITY UPGRADES AT DIVISIONS 1, 2, 5, 8, 10 AND 15 FOR AN AMOUNT NOT TO EXCEED \$1,200,000;	CARRIED OVER														

LEGEND: Y=YES, N=NO, C=CONFLICT, AB=ABSTAIN, P=PRESENT, A=ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
24	<p>2. NEGOTIATE AND EXECUTE CONTRACT AGREEMENTS WITH SOUTHERN CALIFORNIA EDISON FOR ELECTRICAL UTILITY UPGRADES AT DIVISIONS 7, 9 AND 18 FOR AN AMOUNT NOT TO EXCEED \$600,000; AND</p> <p>C. APPROVING CONTRACT MODIFICATION AUTHORITY FOR CONTRACT OP33900626 WITH TRILLIUM USA, LLC:</p> <p>1. FOR INCREASED FUEL COMPRESSION AND MODIFICATIONS TO CNG FUELING FACILITIES AT DIVISIONS 1, 5 AND 7 FOR \$1,850,000, INCREASING THE TOTAL CONTRACT VALUE FROM \$34,983,440 TO \$36,833,440; AND</p>															
24	<p>2. TO PERFORM A CHANGE ORDER TO ELECTRIFY CNG FUELING FACILITIES AT DIVISIONS 1, 5 AND 7 FOR THE FIRM FIXED PRICE OF \$6,977,968, INCLUDING 10% CONTINGENCY, CONTINGENT UPON FUNDING BECOMING AVAILABLE, AS APPROVED IN FEBRUARY 2009 BY BOARD ACTION ITEM 44, AMERICAN RECOVERY AND REINVESTMENT ACT PROGRAMMING ACTION, BRINGING THE TOTAL CONTRACT VALUE FROM \$36,833,440 TO \$43,811,408.</p>															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
26	OPERATIONS COMMITTEE RECOMMENDED (5-0) APPROVING THE FOLLOWING NOMINEE FOR MEMBERSHIP ON THE WESTSIDE/CENTRAL SERVICE SECTOR GOVERNANCE COUNCIL: GLENN ROSTEN – REAPPOINTMENT APPOINTED BY: LOS ANGELES COUNTY SUPERVISOR ZEV YAROSLAVSKY TERM ENDING: JUNE 30, 2012	APPROVED ON CONSENT CALENDAR														
27	OPERATIONS COMMITTEE RECOMMENDED (5-0) APPROVING THE FOLLOWING NOMINEE FOR MEMBERSHIP ON THE SAN GABRIEL VALLEY SERVICE SECTOR GOVERNANCE COUNCIL: DAVID SPENCE – REAPPOINTMENT APPOINTED BY: SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS TERM ENDING: JUNE 30, 2012	APPROVED ON CONSENT CALENDAR														

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
29	<p>PLANNING AND PROGRAMMING COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION DUE TO CONFLICTS AND ABSENCES:</p> <p>A. FINDING THAT IT IS IN THE BEST INTEREST OF METRO TO:</p> <p>1. DISCONTINUE PURSUIT OF THE PREVIOUSLY BOARD-APPROVED MIXED-USE MARKET RATE APARTMENT AND RETAIL DEVELOPMENT WITH CESAR CHAVEZ AND SOTO LLC ON APPROXIMATELY 3.5 ACRES OF METRO PROPERTY LYING BETWEEN SOTO STREET AND FICKETT STREET JUST SOUTHWEST OF CESAR E. CHAVEZ AVENUE (THE "3.5-ACRE SITE");</p>	APPROVED	Y	Y	C	A	Y	A	A	Y	C	Y	A	Y	Y	
29	<p>2. PROCEED WITH TWO SEPARATE BUT COMPATIBLE DEVELOPMENTS ON THE 3.5-ACRE SITE, AS FOLLOWS:</p> <p>A. DEVELOPMENT OF THAT 1.96-ACRE PORTION OF THE 3.5-ACRE SITE LYING WESTERLY OF MATHEWS STREET (THE "WEST DEVELOPMENT SITE") WITH CESAR CHAVEZ AND SOTO LLC (OR ANOTHER DEVELOPMENT ENTITY CREATED BY JSM CONSTRUCTION AND POLIS BUILDERS THAT IS REASONABLY APPROVED BY THE CHIEF EXECUTIVE OFFICER);</p>															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
29	B. DEVELOPMENT OF A MIXED-USE HOUSING AND RETAIL PROJECT WITH MCCORMACK BARON SALAZAR, INC. (OR A DEVELOPMENT ENTITY CONTROLLED AND MANAGED BY MCCORMACK BARON SALAZAR, INC. THAT IS REASONABLY APPROVED BY THE CHIEF EXECUTIVE OFFICER) ("MBS") ON THAT 1.56-ACRE PORTION OF THE 3.5-ACRE SITE LYING EASTERLY OF MATHEWS STREET (THE "EAST DEVELOPMENT SITE") CONTAINING APPROXIMATELY 72 AFFORDABLE APARTMENTS, A PROPERTY MANAGER'S APARTMENT AND APPROXIMATELY 3,250 SQUARE FEET OF RETAIL SPACE (THE "PROJECT"), ALL IN SUBSTANTIAL ACCORDANCE WITH KEY TERMS AND CONDITIONS SET FORTH;															
29	B. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO PERFORM THE FOLLOWING ACTIONS, EACH IN SUBSTANTIAL ACCORDANCE WITH KEY TERMS AND CONDITIONS SET FORTH: 1. ENTER INTO A JOINT DEVELOPMENT AGREEMENT ("JDA") WITH MBS COVERING THE DEVELOPMENT OF THE PROJECT ON THE EAST DEVELOPMENT SITE; 2. EXTEND THE TERM OF THE JDA, IF NECESSARY OR DESIRABLE, UPON THE EXPIRATION OF THE JDA TERM; 3. ENTER INTO AND EXECUTE A GROUND LEASE AND OTHER RELATED DOCUMENTS AND AGREEMENTS WITH MBS RELATING TO THE PROJECT AND THE EAST DEVELOPMENT SITE; AND 4. EXECUTE DEDICATIONS AND OTHER GRANTS OF REAL PROPERTY RIGHTS OVER PORTIONS OF THE EAST DEVELOPMENT SITE FOR PUBLIC UTILITY, STREET WIDENING AND OTHER PURPOSES RELATED TO THE DEVELOPMENT OF THE PROJECT; AND															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
29	C. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO FILE A NOTICE OF EXEMPTION FOR THE PROJECT AS THE PROJECT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT ("CEQA") PURSUANT TO SECTION 21080(B)(9) OF THE CALIFORNIA PUBLIC RESOURCES CODE AND SECTION 15332 (IN-FILL DEVELOPMENT PROJECTS) OF THE CEQA GUIDELINES.															
30	PLANNING AND PROGRAMMING COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION DUE TO CONFLICTS AND ABSENCES: A. FINDING THAT IT IS IN THE BEST INTEREST OF METRO TO: 1. DISCONTINUE PURSUIT OF A PREVIOUSLY BOARD-APPROVED MIXED-USE DEVELOPMENT WITH A TEAM LED BY JSM CONSTRUCTION ("JSM") AS IT RELATES TO AN APPROXIMATELY 1.5-ACRE PORTION OF 2.9 ACRES OF METRO PROPERTY LOCATED AT FIRST STREET AND BOYLE AVENUE; AND	APPROVED	Y	Y	C	A	Y	A	A	Y	C	Y	A	Y	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
30	2. PROCEED WITH DEVELOPMENT OF A MIXED-USE HOUSING AND RETAIL PROJECT CONTAINING APPROXIMATELY 98 AFFORDABLE APARTMENTS, TWO PROPERTY MANAGERS' APARTMENTS AND APPROXIMATELY 6,800 SQUARE FEET OF RETAIL SPACE (THE "PROJECT") ON THE 1.5-ACRE PORTION OF PROPERTY NOTED ABOVE, WHICH IS LOCATED SOUTH OF FIRST STREET AND WEST OF BOYLE AVENUE (THE "DEVELOPMENT SITE"), WITH A DEVELOPMENT TEAM NOW LED BY MCCORMACK BARON SALAZAR, INC. (OR A DEVELOPMENT ENTITY CONTROLLED AND MANAGED BY MCCORMACK BARON SALAZAR, INC. THAT IS REASONABLY APPROVED BY THE CHIEF EXECUTIVE OFFICER) ("MBS"), ALL IN SUBSTANTIAL ACCORDANCE WITH KEY TERMS AND CONDITIONS SET FORTH;															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING														
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING	
30	<p>B. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO PERFORM THE FOLLOWING ACTIONS, EACH IN SUBSTANTIAL ACCORDANCE WITH KEY TERMS AND CONDITIONS SET FORTH:</p> <p>1. ENTER INTO A JOINT DEVELOPMENT AGREEMENT ("JDA") WITH MBS COVERING THE DEVELOPMENT OF THE PROJECT ON THE DEVELOPMENT SITE;</p> <p>2. EXTEND THE TERM OF THE JDA, IF NECESSARY OR DESIRABLE, UPON THE EXPIRATION OF THE JDA TERM;</p> <p>3. ENTER INTO AND EXECUTE A GROUND LEASE AND OTHER RELATED DOCUMENTS AND AGREEMENTS WITH MBS RELATING TO THE PROJECT AND THE DEVELOPMENT SITE; AND</p> <p>4. EXECUTE DEDICATIONS AND OTHER GRANTS OF REAL PROPERTY RIGHTS OVER PORTIONS OF THE DEVELOPMENT SITE FOR PUBLIC UTILITY, STREET WIDENING AND OTHER PURPOSES RELATED TO THE DEVELOPMENT OF THE PROJECT; AND</p>																
30	<p>C. AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO FILE A NOTICE OF EXEMPTION FOR THE PROJECT AS THE PROJECT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT ("CEQA") PURSUANT TO SECTION 21080(B)(9) OF THE CALIFORNIA PUBLIC RESOURCES CODE AND SECTION 15332 (IN-FILL DEVELOPMENT PROJECTS) OF THE CEQA GUIDELINES.</p>																

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING														
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING	
31	<p>PLANNING AND PROGRAMMING COMMITTEE RECOMMENDED (3-0):</p> <p>A. APPROVING THE SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY (SCRRA) FISCAL YEAR (FY) 2009-10 PRELIMINARY BUDGET FOR METROLINK AND THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (LACMTA)'S CONTRIBUTION TOTALING \$71,862,722, AND CONSISTING OF \$38,030,122 FOR OPERATIONS; \$16,200,000 FOR REHABILITATION AND RENOVATION; AND \$17,632,600 FOR CAPITAL; AND APPROVING THE PROGRAMMING OF FUNDING TO THE SCRRA AS FOLLOWS:</p>	APPROVED ON CONSENT CALENDAR															
31	<p>1. \$57,752,516 IN PROPOSITION C 10% LOCAL SALES TAX FUNDING;</p> <p>2. \$10,675,000 IN MEASURE R 3% LOCAL SALES TAX FUNDING TO THE POSITIVE TRAIN CONTROL PROJECT;</p> <p>3. \$1,358,784 IN PROPOSITION C 10% LOCAL SALES TAX FUNDING FROM THE FY 2007-08 SCRRA OPERATING SUBSIDY TO METROLINK TO OFFSET THE COST OF FY 2009-10 OPERATIONS;</p> <p>4. \$1,716,422 IN PROPOSITION C 10% LOCAL SALES TAX FUNDING FROM THE FY 2008-09 SCRRA OPERATING SUBSIDY TO METROLINK TO OFFSET THE COST OF FY 2009-10 OPERATIONS; AND</p> <p>5. \$360,000 IN FUNDS REIMBURSED TO THE LACMTA BY THE SAN BERNARDINO ASSOCIATED GOVERNMENTS;</p>																

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
31	<p>B. APPROVING A COST INCREASE OF \$400,000 ON THE VINCENT 2ND PLATFORM PROJECT FOR A NEW TOTAL PROJECT COST OF \$3,900,000;</p> <p>C. APPROVING THE PROGRAMMING OF \$2,032,042 IN PROPOSITION C 10% FUNDING FOR RIGHT-OF-WAY SECURITY SERVICES TO BE PROVIDED UNDER THE SCRRA SECURITY CONTRACT WITH THE LOS ANGELES COUNTY SHERIFF'S DEPARTMENT (LASD) AS AN SCRRA OFF-BUDGET, RE-COLLECTIBLE SERVICE (NOT INCLUDED IN SCRRA MEMBER AGENCY SUBSIDY CALCULATIONS OR ACTION A ABOVE); AND</p> <p>D. AUTHORIZING THE CHIEF EXECUTIVE OFFICER OR HIS DESIGNEE TO NEGOTIATE AND EXECUTE ALL NECESSARY AGREEMENTS BETWEEN LACMTA AND THE SCRRA FOR FUNDING APPROVED.</p>															
33	<p>EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE FORWARDED TO THE FULL BOARD WITHOUT RECOMMENDATION ADOPTING THE FOLLOWING POSITIONS ON STATE LEGISLATION:</p> <p>A. SB 545 (CEDILLO) – WHICH WOULD REQUIRE A SUBSURFACE ROUTE FOR THE I-710 GAP CLOSURE PROJECT. WORK WITH AUTHOR</p> <p>B. SB 632 (LOWENTHAL) – WHICH WOULD REQUIRE THE PORTS OF LOS ANGELES, LONG BEACH AND OAKLAND, BY JULY 1, 2010, TO ASSESS THEIR INFRASTRUCTURE AND AIR QUALITY IMPROVEMENT NEEDS, INCLUDING ASSESSING THE TOTAL COST FOR THESE PROJECTS AND IDENTIFYING POTENTIAL SOURCES OF FUNDING FOR THEM. WORK WITH AUTHOR</p>	CARRIED OVER														

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING														
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING	
33	<p>C. SB 652 (HUFF) – WHICH WOULD ESTABLISH THAT THE ALAMEDA CORRIDOR-EAST CONSTRUCTION AUTHORITY AND THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS SHALL BE CONSIDERED POLITICAL SUBDIVISIONS OF THE STATE, AND THAT THESE ENTITIES MAY BE APPLICANTS FOR STATE OR FEDERAL FUNDS FOR PROJECTS WITHIN THEIR JURISDICTION. OPPOSE – UNLESS AMENDED</p> <p>D. SB 716 (WOLK) – WHICH WOULD ALLOW FARM-WORKER VANPOOLS TO BE AN ELIGIBLE PROGRAM FOR TRANSPORTATION DEVELOPMENT ACT (TDA) FUNDING. OPPOSE – UNLESS AMENDED</p> <p>E. AB 1403 (ENG) – WHICH WOULD ELIMINATE THE \$1 MILLION CAP ON TDA FUNDS FOR THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG). SUPPORT</p> <p>F. AB 1243 (B. LOWENTHAL) – WHICH WOULD CREATE THE SOUTH EAST LOS ANGELES COUNTY COMMERCIAL VEHICLE NETWORK DEVELOPMENT AND ADVISORY COMMITTEE TO ADDRESS TRUCKS IN THAT AREA. SUPPORT</p>																

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
34	<p>EXECUTIVE MANAGEMENT AND AUDIT COMMITTEE RECOMMENDED (3-0) APPROVAL OF THREE-YEAR MOU AND OPERATIONS COMMITTEE RECOMMENDED(5-0) AS AMENDED AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO:</p> <p>A. EXECUTE MODIFICATION NO. 15 WITH MEMORANDUM OF UNDERSTANDING (MOU) TCP2610LASD TO PROVIDE FUNDING FOR THE REMAINING FY09 TRANSIT COMMUNITY POLICING SERVICES FOR AN AMOUNT NOT TO EXCEED \$5,310,162 FOR THE PERIOD JUNE 1, 2009 THROUGH JUNE 30, 2009, REVISING THE TOTAL CONTRACT VALUE FROM \$344,828,728 TO \$350,138,890;</p>	APPROVED FIVE-YEAR MOU WITH LOS ANGELES SHERIFF'S DEPARTMENT INCLUSIVE OF TWO ONE-YEAR OPTIONS	Y	Y	Y	A	Y	A	A	Y	A	Y	A	Y	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
34	<p>B. EXECUTE A FIVE THREE-YEAR MOU WITH LOS ANGELES SHERIFF'S DEPARTMENT, INCLUSIVE OF ONE-TWO ONE-YEAR OPTIONS AND SUBJECT TO APPROVAL OF THE MOU BY THE COUNTY OF LOS ANGELES BOARD OF SUPERVISORS, FOR TRANSIT COMMUNITY POLICING SERVICES, INCLUDING THE GOLD LINE EASTSIDE EXTENSION, IN THE AMOUNT OF \$65,921,937 FOR THE PERIOD JULY 1, 2009 THROUGH JUNE 30, 2010; AND</p> <p>C. AMEND THE PROPOSED FY10 BUDGET TO ADD \$4,700,000 IN REVENUES AND EXPENSES TO THE TRANSIT SECURITY BUDGET FOR POLICING COVERAGE OF THE METRO GOLD LINE EASTSIDE EXTENSION.</p>															
37	<p>FASANA MOTION THAT THE CEO REPORT BACK AT THE JUNE 25, 2009 MEETING OF THE BOARD AND PROVIDE INFORMATION ON THE FOLLOWING:</p> <ul style="list-style-type: none"> · ARE THERE ANY RAILCARS CURRENTLY BEING STORED ON METRO-CONTROLLED RIGHT OF WAY AND IF SO, WHERE IS THE STORAGE LOCATED AND HOW MANY RAILCARS ARE BEING STORED. · DETERMINE LOCATIONS AND NUMBERS OF RAILCARS BEING STORED ON NON-METRO-CONTROLLED RIGHTS OF WAY. · DETERMINE WHAT MEASURES CAN BE TAKEN TO IMMEDIATELY COVER UP (PAINT OVER) THE GRAFFITI. 	APPROVED AS AMENDED TO WORK WITH THE RAILROADS THAT OWN THE CARS AND HAVE THEM ASSIST IN MITIGATING THE SITUATION	Y	Y	A	A	Y	A	A	Y	Y	Y	A	Y	Y	

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
38	FASANA MOTION THAT THE METRO BOARD: 1. DIRECT THE CEO TO EXTEND BOTH LIGHT RAIL VEHICLE OPTION PERIODS UNDER CONTRACT NO. P2550 WITH ANSALDOBREDA S.P.A. FROM MAY 31, 2009 TO JULY 31, 2009, SUBJECT TO RECEIPT OF WRITTEN ACCEPTANCE OF SUCH EXTENSION FROM ANSALDOBREDA S.P.A. NO LATER THAN MAY 31, 2009;	APPROVED AS AMENDED	Y	N	C	Y	Y	Y	Y	Y	Y	Y	A	Y	Y	
38	2. DIRECT THE CEO TO NEGOTIATE A LEGALLY BINDING AND ENFORCEABLE FINANCIAL GUARANTEE WITH ANSALDOBREDA S.P.A. TO THE SATISFACTION OF THE CEO BY JUNE 15, 2009 – IF METRO ULTIMATELY EXERCISES THE OPTIONS – WHEREBY METRO WILL RECEIVE THE FULL VALUE OF THE 100 OPTION VEHICLES (ESTIMATED AT \$300 MILLION) IF ANSALDOBREDA S.P.A. FAILS TO PERFORM UNDER THE TERMS AND CONDITIONS OF CONTRACT NO. P2550, INCLUSIVE OF THE TWO OPTIONS (INCLUDING BUT NOT LIMITED TO: SCHEDULE, WEIGHT, AND OTHER TECHNICAL SPECIFICATIONS);															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
38	3. DIRECT COUNTY COUNSEL TO CONFIRM IN WRITING TO THE METRO BOARD AND CEO PRIOR TO CONSIDERING EXERCISING EITHER OPTION THAT THE FINANCIAL GUARANTEE PROVIDED BY ANSALDOBREDA S.P.A. IS LEGALLY BINDING AND ENFORCEABLE IF ANSALDOBREDA S.P.A. FAILS TO PERFORM UNDER THE TERMS AND CONDITIONS OF CONTRACT NO. P2550; AND															
38	4. DIRECT THE CEO TO REPORT BACK TO THE BOARD DURING THE JUNE 2009 BOARD CYCLE WITH AN ANALYSIS OF THE FINANCIAL GUARANTEE PROPOSED BY ANSALDOBREDA S.P.A. AND A RECOMMENDATION ON WHETHER TO EXERCISE ONE OR BOTH OPTIONS UNDER CONTRACT NO. P2550; AND <u>5. THAT ANY AGREEMENT REACHED BETWEEN THE CEO AND ANSALDOBREDA S.P.A. BE SUBJECT TO THE APPROVAL OF THE METRO BOARD.</u>															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
39	VILLARAIGOSA-KATZ-NAJARIAN-ANTONOVICH-DUBOIS MOTION THAT THE METRO BOARD: 1. DIRECT THE CEO TO CONDUCT AN INDEPENDENT PERFORMANCE AUDIT ON THE UNIVERSAL FARE SYSTEM (UFS) AND IMPLEMENTATION OF THE TRANSIT ACCESS PASS (TAP) REGIONAL IMPLEMENTATION, INCLUDING BUT NOT LIMITED TO CONFIRMING THAT THE PROGRAM IS: A. ON SCHEDULE AND EXPECTED TO REMAIN ON SCHEDULE. B. WITHIN BUDGET, BASED ON HISTORICAL COSTS AND FARE REVENUE TRENDS, AND EXPECTED TO REMAIN WITHIN BUDGET AND HAS NO IMPACTS ON FARE REVENUE RECEIPTS.	APPROVED	Y	Y	Y	A	Y	Y	A	Y	Y	Y	A	A	Y	
39	C. ON SCHEDULE TO BE INTEGRATED WITH THE MUNICIPAL OPERATORS, LOCAL TRANSIT SERVICE SYSTEMS (LTSS), AND METROLINK'S FARE BOX SYSTEM. D. ON SCHEDULE TO DELIVER THE FULL RANGE OF PLANNED FUNCTIONALITY.															
39	2. AUTHORIZE THE CEO TO PROCURE CONSULTING SERVICES FROM METRO'S EXISTING BENCH TO PERFORM THE AUDIT. 3. DIRECT THE CEO TO REPORT BACK TO THE METRO BOARD DURING THE JULY 2009 BOARD CYCLE WITH A COST ESTIMATE AND PRELIMINARY TIMELINE FOR COMPLETING THE PERFORMANCE AUDIT.															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
40	VILLARAIGOSA MOTION THAT THE METRO BOARD DIRECT THE CEO TO REPORT BACK DURING THE JULY 2009 BOARD CYCLE WITH A STRATEGY FOR COORDINATING WITH THE CALIFORNIA HIGH SPEED RAIL AUTHORITY AND INTEGRATING METRO'S PROJECTS AND OPERATIONS WITH HIGH SPEED RAIL. I FURTHER MOVE THAT THE METRO BOARD DIRECT THE CEO TO INCLUDE THE FOLLOWING MINIMUM ELEMENTS IN THE STRATEGY:	APPROVED	Y	Y	Y	A	Y	Y	A	Y	Y	Y	A	A	Y	
40	1. A MEMORANDUM OF UNDERSTANDING WITH THE CALIFORNIA HIGH SPEED RAIL AUTHORITY REGARDING HOW HIGH SPEED RAIL WILL BE DEVELOPED IN LOS ANGELES COUNTY. 2. A DESCRIPTION OF HOW METRO WILL WORK WITH OUR REGIONAL PARTNERS, INCLUDING BUT NOT LIMITED TO: A. METROLINK B. ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA) C. SAN DIEGO ASSOCIATED GOVERNMENTS (SANDAG) 3. A RECOMMENDATION ON THE BEST HIGH SPEED RAIL ALIGNMENT AND STATION LOCATIONS IN LOS ANGELES COUNTY TO CONNECT WITH METRO AND OTHER REGIONAL TRANSIT SERVICE PROVIDERS AND PRESERVE THE HISTORICAL LOOK OF UNION STATION.															

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
41	ESTABLISH AN AD HOC COMMITTEE OF THE BOARD TO EVALUATE THE PROPOSERS AND/OR PROPOSALS FOR THE SELECTION OF A FEDERAL LEGISLATIVE ADVOCACY FIRM.	CARRIED OVER														
42	<u>CLOSED SESSION:</u> <u>A. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION - G.C. 54956.9(A):</u> MORALES V. LACMTA, CASE NO. BC 339557	APPROVED SETTLEMENT IN THE AMOUNT OF \$3,000,000	Y	Y	A	A	Y	A	A	Y	Y	Y	A	Y	Y	
42	<u>B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - G.C. 54956.9(B):</u> SIGNIFICANT EXPOSURE TO LITIGATION (ONE CASE)	NO REPORT														

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT

			DIRECTORS VOTING													
ATTENDANCE			P	P	P	P	P	P	P	P	P	P	P	P	P	P
ITEM NO.	SUBJECT ITEM	ACTION TAKEN	ROBINSON	ANTONOVICH	HUIZAR	RIDLEY-THOMAS	KATZ	NAJARIAN	VILLARAIGOSA (CHAIR)	KNABE	YAROSLAVSKY	DUBOIS	O'CONNOR	MOLINA	FASANA	FAILING
42	C. CONFERENCE WITH LABOR NEGOTIATOR- G.C. 54957.6: 1. AGENCY DESIGNATED REPRESENTATIVE: CAROLYN FLOWERS EMPLOYEE ORGANIZATION: AMALGAMATED TRANSIT UNION, LOCAL 1277	NO REPORT														
42	2. AGENCY DESIGNATED REPRESENTATIVE: CAROLYN FLOWERS EMPLOYEE ORGANIZATION: UNITED TRANSPORTATION UNION	NO REPORT														
42	3. AGENCY DESIGNATED REPRESENTATIVE: JAMES FALICKI EMPLOYEE ORGANIZATION: TRANSPORTATION COMMUNICATION UNION, LOCAL 1315	NO REPORT														

LEGEND: Y-YES, N-NO, C-CONFLICT, AB-ABSTAIN, P-PRESENT, A-ABSENT