# Draft Minutes/ Recap of Proceedings

Regular Board Meeting Board of Directors

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

Called to Order at 9:57 A.M.

Directors Present:

Don Knabe, Chair Antonio Villaraigosa, 1<sup>st</sup> Vice Chair Michael Antonovich, 2<sup>nd</sup> Vice Chair Diane DuBois John Fasana José Huizar Richard Katz Gloria Molina\* Ara J. Najarian Pam O'Connor Rita Robinson Mark Ridley-Thomas Zev Yaroslavsky Vacant, 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

\*Participated in Closed Session via teleconference from 300 East Ocean Boulevard, Long Beach, CA 90802.

Pledge of Allegiance

Reading of the Agenda

# I. PRESENTATIONS/SET MATTERS

- S-1. RECEIVED Chair's Report
- S-2. RECEIVED Chief Executive Officer's Report

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Ρ	А	Α	А	Р	Α	Р	Α	Р	Р	А	А	Ρ	

# II. BOARD OF DIRECTORS 1-3

1. APPROVED **Minutes** of the A) June 24, 2010 Regular Meeting; and B) June 24, 2010 Special Meeting.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Y	Y	Y	А	Y	Y	Y	А	Y	

2. RECEIVED status update on Light Rail Vehicle Request for Proposals.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Ρ	Р	Ρ	Р	Ρ	Р	Ρ	Α	Ρ	Ρ	Р	А	Ρ	

3. APPROVED Antonovich Najarian Katz Motion authorizing the Chief Executive Officer to **amend the recommended budget for LACMTA's share of Metrolink funding** for FY 2011 by an additional \$11,000 to be used for September 6th service on the Antelope Valley Line.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Y	Y	Y	Α	Y	Y	Y	А	Y	

#### III. APPROVED CONSENT CALENDAR ITEMS 4-10 and 12-14

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Υ	Y	Y	Y	Y	Y	Y	А	Y	Y	Y	Α	Y	

Consent Calendar Items were approved by one motion except Item 11 which was held by a Director for discussion.

4. APPROVED ON CONSENT CALENDAR requesting that the Finance and Budget Committee annually **allocate \$2 million to the Sustainability Implementation effort** with savings returned to the General Fund.

## 5. APPROVED ON CONSENT CALENDAR:

- A. adopting a resolution that describes the **proposed amendment to the Funds Available Beginning dates of the projects listed in the Transit Capital Subfund** shown in the Expenditure Plan of Ordinance #08-01, Measure R, as detailed in Exhibit 1 in the Resolution;
  - B. directing the Chief Executive Officer (CEO) to notify the Members of the California State Legislature representing the County of Los Angeles as required by Assembly Bill 2321 and provide such other notifications and a public meeting as required by the Ordinance; and
  - C. directing the CEO to provide a status report to the Board on the 30/10 Initiative (30/10) and highway project acceleration plans, if necessary, at least 60 days prior to scheduling the final action to amend the Measure R Expenditure Plan's "funding beginning dates" for the seven transit projects. The report should include an evaluation of any and all acceleration plans with specific actions and milestones necessary to accomplish the goals of 30/10.
- 6. ADOPTED ON CONSENT CALENDAR the following position:

**TO BE DETERMINED (TO BE DETERMINED)** – which would modify the legislative notice requirements regarding changes to the Measure R Expenditure Plan. **SUPPORT** 

- 7. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to execute Modification No. 2 to Contract No. PS2610LASD with the County of Los Angeles Sheriff's Department to provide **law enforcement services for** the period covering July 1, 2010 through June 30, 2011 in an amount not to exceed \$62,937,004 for Fiscal Year 2011, increasing the total contract value from \$69,760,613 to \$132,697,617.
- 8. AUTHORIZED ON CONSENT CALENDAR <u>as amended</u> the Chief Executive Officer to approve interim appointments to existing positions.
- 9. APPROVED ON CONSENT CALENDAR transfer of \$36.7 million from Proposition C 40 percent Discretionary Fund to the Proposition 95 percent of 40 Percent Transit Fund (PA40), representing a reconciliation of PA40 revenues through June 30, 2009.
- 10. FINANCE AND BUDGET COMMITTEE RECOMMENDED (4-0) authorizing the Chief Executive Officer to negotiate and award **excess liability insurance policies** with \$200 million in limits at a cost not to exceed \$3.85 million for the 12-month period effective August 1, 2010 through July 31, 2011.
- 12. AUTHORIZED ON CONSENT CALENDAR:
  - A. approving a total of \$23 million: \$19 million in State Transportation Improvement Program funds and \$4 million in Congestion Mitigation and Air Quality funds for **the Interstate 405 High Occupancy Vehicle Lanes and Soundwall Construction Project** from State Route 90 to Interstate 10 to compensate the contractor for Time-Related Overhead, Contractor Cost Change Orders, and resolution of all remaining outstanding Notice of Potential Claims, increasing the total programmed budget from \$157.8 million to \$180.8 million; and
  - B. the Chief Executive Officer to execute an amendment to the existing funding agreement with the California Department of Transportation (Caltrans) for the additional funds.

## 13. AUTHORIZED ON CONSENT CALENDAR:

- A. **establishing a Proposition C Capital Reserve Account** for the City of Agoura Hills for \$313,282; the City of Beverly Hills for \$625,000; the City of La Mirada for \$797,400; and the City of Lomita for \$1.2 million; amending the existing Proposition C Reserve Accounts for the City of Malibu to change the Malibu Canyon Road Street Overlay Project to the Civic Center Way Project using the same funds of \$160,000, including extending the termination date; and amending the City of Santa Monica's Bus Stop and Shelter Improvement Program to extend the termination date for their Proposition A Local Return funded project; and
- B. the Chief Executive Officer to negotiate and execute all necessary agreements between Los Angeles County Metropolitan Transportation Authority and the Cities for their Capital Reserve Accounts as approved.
- 14. AUTHORIZED ON CONSENT CALENDAR the Chief Executive Officer to enter into a six-month Exclusive Negotiating Agreement with the Riboli Family Wine Estates for a public-private partnership for construction of a **Covered LACMTA Rail Storage Yard and commercial development of air rights over and adjacent to the Yard**.

# IV. DISCUSSION ITEMS 11, 15-36

- 11. AUTHORIZED:
  - A. recertifying \$213.87 million in existing Fiscal Year (FY) 2010-11 commitments from previous Countywide Calls for Projects and authorizing the expenditure of funds to meet these commitments;
  - B. deobligating \$18.06 million of previously approved Countywide Calls for Projects and reprogramming these funds to the project(s) in the same modal category from the 2009 Call for Projects or future Calls for Projects;

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- C. the Chief Executive Officer to: 1) negotiate and execute all necessary agreements for approved projects; and 2) amend the FY 2010-11 budget, as necessary, to include the 2010 Countywide Call for Projects Recertification and Extension funding in the Regional Programs budget and our programmed projects in the appropriate cost center budgets;
- D. receiving and filing time extensions for \$114.17 million in projects;
- E. change-in-project sponsorship and scope of work for the Harbor Freeway Transitway Extension project (CFB# 77743B).

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Y	Y	Y	Α	Y	Y	Y	Α	Y	

#### 15. AUTHORIZED:

- A. **establishing and implementing a transit court** consistent with the provisions of Section 640 (c) of the California Penal Code and Chapter 8, Sections 99580 through 99582, Part 11, of Division 10 of the California Public Utilities Code;
- B. amending the Fiscal Year 2011 budget in the amount of \$664,518 for mobilization and hiring of additional staff; and
- C. adopting the new LACMTA Customer Code of Conduct as an amendment to the Administrative Code.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	А	Y	Α	Y	Α	Y	Y	Y	А	Y	

#### 16. WITHDRAWN:

- A. increasing the life-of-project budget for Project 809081, **Red Line Segment 2 Close-out**, in the amount of \$7.56 million, increasing the previous authorization amount of \$15.307 million to \$22.867 million; and
- B. amending the Fiscal Year 2011 budget to add \$2.272 million to Project 809081, Red Line Segment 2 Close-out.

#### 17. AUTHORIZED:

A. appointing Barclays Capital Inc., <u>Citigroup Global Markets Inc. and Goldman, Sachs & Co.</u> to serve as joint bookrunners and senior managing underwriters, appoint co-senior managing underwriters <u>De La Rosa & Co., Siebert Brandford Shank & Co., LLC, and Stone & Youngberg Citigroup Global Markets Inc. and Goldman Sachs & Co.</u> and co-managing underwriters <u>, De La Rosa & Co.,</u> Jefferies & Company, Inc., Loop Capital Markets LLC, <u>and Ramirez & Co., Siebert Brandford Shank & Co., LLC, and Stone & Youngberg</u> all to serve for one or more negotiated bond sales through June 2011, to accomplish the initial taxable and tax-exempt negotiated financings to fund Measure R projects.; and

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	С	A	Y	Y	Y	С	А	Y	Y	С	Α	Y	

B. amending the financial advisory contract (No. PSFY09052101) with Public Financial Management to increase the task order authority in the contract by \$350,000, increasing the total contract value from \$1.935 million to \$2.285 million.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Α	Y	Y	Y	Y	Α	Y	Y	AB	А	Y	

 WITHDRAWN DuBois O'Connor Motion that the Call for Projects process be postponed for one year to allow for sufficient time to incorporate Sustainable Community Strategy and Congestion Mitigation Fee efforts.

#### 19. AUTHORIZED <u>as amended</u> by **O'Connor Knabe Motion**:

- A. as a responsible agency under the California Environmental Quality Act (CEQA) the Environmental Impact Report/Environmental Assessments (EIR/EA) for both the Interstate 10 and Interstate 110 High Occupancy Toll (HOT) Ianes for the Los Angeles County Congestion Reduction Demonstration Program (collectively, Project) as approved by the California Department of Transportation (Caltrans), the lead agency;
- B. the build or no build alternatives, the less than significant environmental effects of the Project as shown in the EIR/EAs and review the mitigation measures to be performed by LACMTA;
- C. After consideration of the EIR/EAs, and other pertinent evidence in the record, pursuant to CEQA Guidelines Section 15096(a), finding and determining, based on the LACMTA's independent judgment and analysis and substantial evidence in the EIR/EAs and elsewhere in the record, that:
  - (1) The mitigation measures outlined in the EIR/EAs shall be sufficient to mitigate the consequences of the less than significant effects as set forth in the EIR/EAs and the following mitigation measures specifically to be carried out by LACMTA are adopted:
    - a. All revenue generated as a result of collecting tolls from single occupant vehicles (SOVs) will be reinvested into the corridor where generated. This includes transit services and operations and maintenance of the facility;
    - b. As a part of the Project's operational plan, LACMTA will offer a toll credit in the form of a Low-Income Commuter Discount that will credit the accounts of qualifying lowincome households \$25 for account setup/establishment fees that can be applied to the transponder deposit or pre-paid toll balance, and waive the monthly non-use fee for qualifying low income

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households (this includes Los Angeles County households (family of 3) with a yearly income of \$35,000 or less); and

- c. Throughout Project construction, coordination will occur with local emergency service providers to keep them informed of the Project construction schedule and any detour routes so as to avoid or minimize any impacts to emergency service response time;
- (2) The EIR/EA is the proper environmental review and both EIR/EAs are adequate under CEQA for approval of the Project; and
- (3) Although the EIR/EAs identified community and hazardous waste impacts, it was determined in the EIR/EAs that these impacts fall below a level of significance. Since there are no significant impacts associated with the Project, a Statement of Overriding Considerations is not necessary.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Y	Y	Y	Α	Y	Y	Y	А	Υ	

**O'Connor Knabe Amendment** that the Board adopt, pursuant to Recommendation 3(a)1, as Board policy, that the future High Occupancy Toll Lane Toll Revenue Guidelines and Expenditure Plan reflect and incorporate the priority nature of the Artesia Transit Center in the Interstate 110 HOT Lane Corridor.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Y	Y	Y	Α	Y	Y	Y	А	Y	

20. APPROVED the use of **\$20 million in Proposition C 25 percent funds for a Proposition 1B Letter of No Prejudice arrangement** to be considered for approval by the California Transportation Commission on August 12, 2010.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Y	Y	Y	Α	Y	Y	Y	А	Y	

21. AUTHORIZED delegating authority to the Chief Executive Officer to award Contract <u>PS0922102333</u> to the successful **Design-Build-Operate-Maintain bidder selected for the <u>Metro High Occupancy Toll</u> ExpressLanes <b>Project**.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Ν	Y	Y	Α	Υ	Y	Y	A	Y	

- 22. APPROVED:
  - A. the South Bay Cities Council of Governments (SBCCOG) Highway Implementation Plan project and program \$2 million in Measure R funds. Measure R dollars earmarked for the South Bay Region will be used to fund this effort; and
  - B. authorized the Chief Executive Officer to execute any necessary agreement(s) for the SBCCOG to access these funds, retroactive to July 1, 2010.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Y	Y	Y	Α	Y	Y	Y	А	Y	

#### 23. CARRIED OVER:

- A. the Chief Executive Officer to award a firm, fixed-price Contract (No. PS43402538) to Cityworks Design to perform **design and outreach** work for the Eastside Access Project in an amount not to exceed \$1,094,404; and
- B. contract modification authority for up to 15 percent of the above amount to cover the cost of any potentially unforeseen issues that may arise during the above phase of the project.

#### 24. AUTHORIZED the Chief Executive Officer to:

- A. negotiate and execute Modification No. 18 to Contract No. PS43100964, with Eastside LRT Partners, a joint venture, consisting of Parsons Brinckerhoff, Jenkins/Gales & Martinez, and Barrio Planners, Inc., for continuation of Phase III Design Support during construction and Division 21 Improvements – Phase II, in an amount not to exceed \$500,000, increasing the total contract value from \$45,741,168 to \$46,241,168; and
- B. negotiate and execute contract modifications to Contract No.
  PS43100964 for the Metro Gold Line Eastside Extension, in an amount not to exceed \$50,000.

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#### 25. AUTHORIZED the Chief Executive Officer to:

- A. negotiate and execute Modification No. 6 to Contract No. MC067 with Jacobs Carter Burgess, Contract Work Order (CWO) No. 4, for continuation of Construction Management Support Services for the Metro Gold Line Eastside Extension Project and Division 21 Improvements – Phase II, in an amount not to exceed \$450,700, increasing the total contract value from \$24,572,312 to \$25,023,012; and
- B. negotiate and execute contract modifications to Contract No. MC067, CWO No. 4, in an amount not to exceed \$45,100.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	С	Y	Y	Y	Y	Y	Α	Y	Y	С	А	Y	

- 26. APPROVED:
  - A. an increase to the life-of-project budget for the **additional Safety Enhancement Program for Project 890001, Exposition Light Rail Project** (Phase 1) in the amount of \$36,590,455, increasing the previous authorized amount of \$862,300,000 to \$895,890,455; and
  - B. amended the Fiscal Year 2011 budget to add \$850,000 to Project 800113, Exposition Light Rail Project, and \$23,086,533 to Project 890001, Exposition Light Rail Project (Phase 1). Project 800113 is subsumed within the life-of-project budget for 890001.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Y	Y	Y	Y	Y	Α	Y	Y	AB	A	Y	

#### 27. AUTHORIZED:

- A. finding that there is only a single source of procurement to **upgrade the existing Supervisory Control and Data Acquisition (SCADA) System to include the Metro Exposition Light Rail Transit Project (Expo)-Phase 1.** The Board hereby authorizes purchase of the software for the sole purpose of upgrading the system already in use;
- B. the Chief Executive Officer to negotiate and award a firm, fixed price Contract, No. OP39622521 to ARINC Inc. in an amount not to exceed \$1.7 million, effective August 1, 2010; and
- C. amending the Fiscal Year 2011 budget to add \$300,000 to Project 800113, Expo Phase 1, using approved Exposition Metro Line Construction Authority funding.

(REQUIRES A 2/3 VOTE OF THE BOARD)

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Α	Y	Y	Y	Y	Α	Υ	Y	Α	А	Y	

 AUTHORIZED the Chief Executive Officer to execute Modification No. 5 to Contract No. PS8310-1267 with LTK Engineering Services to provide rail consulting services for a period of six months in the amount of \$1,129,796 increasing the Total Not-To-Exceed Contract Amount from \$12,456,153 to \$13,585,949.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Α	А	Y	Y	Y	Α	Y	Y	Y	А	Y	

29. ADOPTED the **Blue Ribbon Committee's proposed policy guidance** for service development in the region.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	А	Y	Y	Y	Y	A	Υ	Y	AB	A	Y	

#### 30. AUTHORIZED BY A 2/3 VOTE:

- A. finding that there is only a single source of procurement for **Cummins 8.9 ISLG natural gas engines** and purchase is for the sole purpose of duplicating our existing equipment already in use. The Board hereby authorizes the purchase of Cummins 8.9 ISLG natural gas engines pursuant to Public Utilities Commission Code section 130237.
- B. the Chief Executive Officer to:
  - 1. award a firm fixed price contract to Cummins Cal Pacific, LLC, for the procurement of 100 Cummins 8.9 ISLG natural gas engines for an amount not to exceed \$4,168,952 inclusive of sales tax;
  - 2. exercise an option with Cummins Cal Pacific, LLC to purchase up to 131 additional 8.9 ISLG natural gas engines subject to availability of funding for an amount not to exceed \$5,679,014 inclusive of sales tax.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Α	Y	Y	Y	Y	Α	Y	Y	Y	Α	Y	

- 31. AUTHORIZED the Chief Executive Officer to award a 36-month, indefinite delivery/indefinite quantity, firm fixed price contract under Bid Number 10-0034 to the following lowest responsive and responsible bidders for **spark plugs and wires** for an amount not to exceed \$4,810,349 inclusive of sales tax and two one-year options as follows:
  - A. Muncie Reclamation and Supply for line item #1 (Item 137224 Plug -Spark CNG Detroit Series 50 engine) and line item #2 (Item 143080 – Plug - Spark CNG S50G) for a total contract value of \$1,219,993 inclusive of sales tax; and
  - B. Cummins Cal Pacific for line item #3 (Item 180199 Plug Spark Kit Cummins ISL), line item #4 (Item 118187 – Wire – Spark Plug LG -280G Cyl. 1 & 6) and line item #5 (Item 118185 – Wire – Spark Plug LG-280G Cyl. 2, 3, 4, & 5) for a total contract value of \$3,590,356 inclusive of sales tax.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Υ	Y	Α	Y	Y	Y	Y	A	Y	Y	Y	А	Y	

32. AUTHORIZED the Chief Executive Officer to award a five-year firm fixed unit rate contract, Contract No. OP31202523, to The Goodyear Tire and Rubber Company of Akron Ohio, for **bus tire leasing and maintenance services** in an amount not to exceed \$41,138,648, inclusive of \$985,000 in estimated sales/use taxes and two, one-year options, effective September 1, 2010.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Υ	А	Y	Y	Y	Y	А	Y	Υ	Y	А	Υ	

33. AUTHORIZED the Chief Executive Officer to award a five-year firm fixed price contract, Contract No. OP35902469, to Southland Transit for contract bus services in an amount not to exceed \$53,302,841 and provide for **reimbursement of fuel costs** in an amount not-to-exceed \$592,984 for a total contract not-to-exceed amount of \$53,895,825 effective December 5, 2010.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	А	Y	Y	С	Y	Α	Y	Y	С	А	Y	

#### 34. AUTHORIZED:

- A. the reprogramming of \$7.9 million in federal Congestion Mitigation and Air Quality (CMAQ) funds from the Metro Rapid Five-Year Plan for the purchase of eight buses and to provide operating funds for two years to **implement the Torrance-Long Beach Rapid Corridor** in accordance with Torrance Transit's funding plan, contingent upon federal approval; and
- B. the reprogramming of \$23.3 million in federal CMAQ funds from the Metro Rapid Five-Year Implementation Plan to Metro's bus acquisition capital project; and
- C. the Chief Executive Officer or his designee to negotiate and execute a funding agreement with Torrance Transit for the operations of the Torrance-Long Beach Rapid Corridor.

RR	JH	PO	ΖY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Α	Y	Y	Y	Y	Y	Y	Y	Α	Α	Y	

35. AUTHORIZED SUBJECT TO RESOLUTION OF PROTEST the Chief Executive Officer to award a 36-month, indefinite delivery/indefinite quantity, firm fixed price contract under Bid Number 10-0009 to the following lowest responsive and responsible bidders to supply **regional Transit Access Pass (TAP) cards for LACMTA and Municipal Operators** for an amount not to exceed \$19,009,954 inclusive of sales tax and two one-year options to Gemalto for total contract value of \$1,535,959; to eAccess, LLC for a total contract value of \$10,584,301; to Electronic Data Magnetics, Inc. for a total contract value of \$6,282,090; and to Paragon Identification for a total contract value of \$468,974.

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Α	Y	Y	Y	Y	Α	Y	Y	Y	А	Y	

#### 36. APPROVED the following **nominee for membership on the Gateway Cities Governance Council**:

Josue Barrios – City of Cudahy Representative New Appointment replacing Representative Larry Nelson Appointed by: Gateway Cities Council of Governments Term ending: June 30, 2011

RR	JH	PO	ZY	AN	MA	DK	AV	RK	DD	MRT	GM	JF	
Y	Y	Α	Y	Y	Y	Y	Α	Y	Y	Y	А	Y	

#### V. MISCELLANEOUS

- 37. Additions to the agenda which were posted more than 72 hours in advance of the meeting, as indicated on the supplemental agenda.
- 38. 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.
- 39. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

RECEIVED Public Comment.

# VI. CLOSED SESSION

- CS-1. <u>Conference with Legal Counsel Pending Litigation- G.C.</u> 54956.9(a):
  - A. Tutor-Saliba-Perini v. LACMTA Los Angeles County Superior Court Case No. BC 123559

NO REPORT.

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B. LACMTA v. Parsons-Dillingham, et al., Case No. 150298 consolidated with Case No. BC 179027

NO REPORT.

ADJOURNED at 1:45 P.M.

Prepared by: William Walker Board Specialist