

Thursday, February 18, 2010 2:00 P.M.*

* CHANGE IN DATE/TIME THIS MONTH ONLY

Revised Agenda

Planning and Programming Committee Meeting

One Gateway Plaza
3rd Floor Boardroom

Call to Order

Directors

Diane DuBois, Chair
Michael Antonovich, Vice Chair
Richard Katz
Pam O'Connor
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



Los Angeles County
Metropolitan Transportation Authority

Metro[™]

METROPOLITAN TRANSPORTATION AUTHORITY BOARD RULES (ALSO APPLIES TO BOARD COMMITTEES)

PUBLIC INPUT

The meetings of the Metropolitan Transportation Authority Board are open to the public. A member of the public may address the Board on agenda items, before or during the Board or Committee's consideration of the item for up to 5 minutes per item, or at the discretion of the Chair. A request to address the Board should be submitted in person at the meeting to the Board Secretary prior to the start of the meeting.

The public may also address the MTA on non-agenda items within the subject matter jurisdiction of the MTA during the public comment period, which will be held at the end of each meeting. Each person will be allowed to speak for one minute and may speak no more than once during the Public Comment period. Public Comment will last a maximum of 30 minutes, or as otherwise indicated by the Chair. Speakers will be called according to the order in which the speaker request forms are received until the Public Comment period has expired. Elected officials, not their staff or deputies, may be called out of order and prior to the Board's consideration of the relevant item.

At the discretion of the Chair, the Board may limit public input on any item, based on the number of people requesting to speak and the business of the Board.

In the interest of hearing from as many members of the public as possible, if at the time your name is called, your issue has been addressed or your opinion expressed by a previous speaker, please simply state that fact and your name for the record.

In accordance with State Law (Brown Act), all matters to be acted on by the MTA Board must be posted at least 72 hours prior to the Board meeting. In case of emergency, or when a subject matter arises subsequent to the posting of the agenda, upon making certain findings, the Board may act on an item that is not on the posted agenda.

CONDUCT IN THE BOARD ROOM - The following rules pertain to conduct at Metropolitan Transportation Authority meetings:

REMOVAL FROM THE BOARD ROOM The Chair shall order removed from the Board Room any person who commits the following acts with respect to any meeting of the MTA Board:

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

INFORMATION RELATING TO AGENDAS AND ACTIONS OF THE BOARD

Agendas for the Regular MTA Board meetings are prepared by the Board Secretary and are available prior to the meeting in the MTA Records Management Department and on the Internet.

Every meeting of the MTA Board of Directors is recorded on cassette tapes, and duplicate tapes are available for a nominal charge. A Spanish language translator is available at all Board Meetings. Translators for other languages must be requested 72 hours in advance. After each Board meeting, a record is prepared which indicates the actions taken by the Board. This record is available on the second business day following the meeting.

DISCLOSURE OF CONTRIBUTIONS

The State Political Reform Act (Government Code Section 84308) requires that a party to a proceeding before an agency involving a license, permit, or other entitlement for use, including all contracts (other than competitively bid, labor, or personal employment contracts), shall disclose on the record of the proceeding any contributions in an amount of more than \$250 made within the preceding 12 months by the party, or his or her agent, to any officer of the agency, additionally PUC Code Sec. 130051.20 requires that no member accept a contribution of over ten dollars (\$10) in value or amount from a construction company, engineering firm, consultant, legal firm, or any company, vendor, or business entity that has contracted with the authority in the preceding four years. Persons required to make this disclosure shall do so by filling out a "Disclosure of Contribution" form which is available at the LACMTA Board and Committee Meetings. Failure to comply with this requirement may result in the assessment of civil or criminal penalties.

ADA REQUIREMENTS

Upon request, sign language interpretation, materials in alternative formats and other accommodations are available to the public for MTA-sponsored meetings and events. All requests for reasonable accommodations must be made at least three working days (72 hours) in advance of the scheduled meeting date. Please telephone (213) 922-4600 between 8 a.m. and 5 p.m., Monday through Friday. Our TDD line is (800) 252-9040.

HELPFUL PHONE NUMBERS

Copies of Agendas/Record of Board Action/Cassette Tapes of Meetings - (213) 922-4880 (Records Management Department)

General Information/Rules of the Board - (213) 922-4600

Internet Access to Agendas - www.metro.net

TDD line (800) 252-9040

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

29. APPROVE the following **construction cost increases**:
- A. \$19 million in State and local funds for the I-405 High Occupancy Vehicle (HOV) Lanes and Soundwall Construction Project from SR-90 to I-10 to cover Contractor Cost Change Orders and claims settlement, increasing the total programmed budget from \$157.8 million to \$176.8 million; and
 - B. \$25.8 million in local and Congestion Mitigation and Air Quality funds for the I-5/SR-14 HOV Direct Connector Construction Project to resolve soil contamination problems and settle delay claims due to conflicts between the HOV Direct Connector pile shaft and the Metrolink tunnel, increasing the total programmed budget from \$161.1 million to \$186.9 million.
30. CONSIDER:
- A. receiving Congestion Mitigation Fee Study Status Report; and
 - B. authorizing the Chief Executive Officer to modify the existing firm fixed price contract with Cambridge Systematics, Inc. to conduct the **Congestion Mitigation Fee Study Nexus Analysis** and increase the contract amount by a not-to-exceed figure of \$1,133,413.
31. REPROGRAM \$1,866,100 in LACMTA prior year surplus funds to offset LACMTA's share of **Southern California Regional Rail Authority projected operating deficit for the Metrolink commuter rail service** for the remainder of FY 2009-10.
32. CONSIDER:
- A. extending the **Transit Service Operation Agreement between LACMTA and the City of Glendale for the Glendale Beeline Route 3** for an additional two years; and
 - B. authorizing the Chief Executive Officer or his designee to negotiate and execute all necessary agreements between LACMTA and the City of Glendale for funding approval.

33. APPROVE one additional “Build Alternative” for study in the **Regional Connector Draft Environmental Impact Study/Report**.

The additional “Build Alternative” is a Fully Underground LRT Alternative (Little Tokyo Variations 1 and 2) – underground alternative via Second Street and under First and Alameda Streets. This alternative would be in addition to the Metro Board’s previous approval to include: the “No Build”, TSM, and two build alternatives.

(ALSO ON MEASURE R PROJECT DELIVERY COMMITTEE)

34. HUIZAR MOTION that:

1. Metro serve as the lead agency for the coordination of expedited environmental review for **the Downtown L.A. Streetcar and integrated Broadway Streetscape Master Plan**;
2. Metro approve the appropriate budget and staffing resources necessary to do this work, subject to a legally binding agreement with the CRA/LA to reimburse Metro for 100% of the costs; and
3. the Board authorize the CEO to execute this agreement.

35. AUTHORIZE the Chief Executive Officer to:

- A. support the City of Los Angeles’ application to the Federal Transit Administration under its 5309 Discretionary Grant program for development of the **Bringing Back Broadway Los Angeles Street Car initiative**;
- B. assist the City in completing the required environmental analysis and clearances;
- C. execute agreement(s) with the City of Los Angeles for MTA to be the responsible agency for the appropriate environmental clearances for this project;

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- D. execute appropriate agreements with the City of Los Angeles to insure that MTA is reimbursed for all MTA incurred costs, including staff and consultant services, for environmentally clearing this project; and
 - E. initiate actions necessary to procure environmental consultants for this project.
36. RECEIVE AND FILE status report for preparation of documentation to environmentally clear the **State Route 2 Terminus Improvement Project** by May 2010 in accordance with applicable federal and state laws, guidelines, policies and procedures.

(ALSO ON MEASURE R PROJECT DELIVERY COMMITTEE)

37. RECEIVE AND FILE the **Positive Train Control Funding Plan update**.
38. RECEIVE **report of the Chief Executive Officer**.
49. CONSIDER:
- A. adopting the proposed **near-term strategies and priority-setting criteria for developing the 2011 Los Angeles County Transportation Improvement Program (TIP) to address current and projected revenue shortfalls**; and
 - B. directing that any additional federal transportation funds provided from future economic stimulus and/or job creation legislation be folded into the 2011 Los Angeles County TIP and be used for the timely fulfillment of Measure R and other Long Range Transportation Plan commitments that would not be possible otherwise due to the economic downturn and state budget issues.

Consideration of items not on the posted agenda, including: items to be presented and (if requested) referred to staff; items to be placed on the agenda for action at a future meeting of the Committee or Board; and/or items requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Committee subsequent to the posting of the agenda.

COMMENTS FROM THE PUBLIC ON ITEMS OF PUBLIC INTEREST
WITHIN COMMITTEE'S SUBJECT MATTER JURISDICTION

ADJOURNMENT