

Wednesday, June 18, 2008 2:30 P.M.

Agenda

Finance and Budget Committee Meeting

One Gateway Plaza
3rd Floor Boardroom

Call to Order

Directors

Ara Najarian, Chair
David Fleming, Vice Chair
Michael Antonovich
John Fasana
Richard Katz
Doug Failing, non-voting member

Officers

Roger Snoble, 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

11. RECEIVE report of the **Chief Financial Services Officer**. **HANDOUT**
12. ADOPT a finding, pursuant to Section 33445(a)(2) of the California Health and Safety Code, that Los Angeles County Metropolitan Transportation Authority (LACMTA) had no other reasonable means to finance the **construction of the new Pico/Rimpau Bus Terminal** except to require the new facility as part of the consideration for the sale of LACMTA's former Terminal 40 site to Etoile Holding (now CIM/PICO) in June 1999.

13. ADOPT a resolution authorizing the negotiated sale and issuance of refunding bonds or mode conversion of the **Capital Grants Receipts Revenue Bonds**, Series 2005, including negotiation of terms and pricing to the existing or to new agreements; and AUTHORIZE related documents that are on file with the Board Secretary.

(REQUIRES A SEPARATE, SIMPLE MAJORITY VOTE OF THE BOARD)

14. ADOPT a resolution **authorizing the negotiated sale and issuance of refunding bonds or mode conversion of the General Revenue 2004-A bonds**, including negotiation of terms and pricing to the existing or to new interest rate swaps and other agreements; and AUTHORIZE related documents that are on file with the Board Secretary.

(REQUIRES A SEPARATE, SIMPLE MAJORITY VOTE OF THE BOARD)

15. AUTHORIZE the Chief Executive Officer to:
 - A. award a five-year firm, fixed, retainer-type contract, **Contract No. PSFY09052101, to Public Financial Management for financial advisory services** for retainer and task order services plus out-of-pocket expenses for a contract total of \$1,935,000, inclusive of two one-year options, effective August 1, 2008; and
 - B. execute future contract modifications to Contract No. PSFY09052101 up to an amount not to exceed \$193,500 for unanticipated work.

16. NAJARIAN MOTION requesting the CEO to direct Metro staff to report back to the Board at the June meeting with a chart for **Prop A growth over inflation for Fiscal Years 98/99 through 08/09** stating the revenues and expenses for each Fiscal Year before any balances are converted to Prop C 40% discretionary funds. Metro should work with Board staff to develop a simple format that is easily understood.
17. FASANA MOTION that the Board amend the FY09 Budget to **add 1 full-time equivalent at an Executive Officer level to the New Business Development Department** to oversee the Congestion Pricing program and be responsible for coordinating related departmental activities, and to provide executive direction to project management staff and consultants.
18. BURKE LOWENTHAL PARKS MOTION that:
 - the five year ridership plan be revised to set on-time performance as a funding priority;
 - two **additional transit operations supervisor positions per sector** be allocated in the FY 2008-2009 bus operations budget; and
 - a phased plan be submitted to the Board to increase road supervision to a level commensurate with achieving increased on-time performance goals.

(ALSO ON OPERATIONS COMMITTEE)

19. RECEIVE AND FILE report on the **excess liability insurance program**.
20. RECEIVE AND FILE the **FY 2008 third quarter Financial Performance Report**.

21. RECEIVE monthly oral status update on the **Fiscal Year 2008 Budget.** **HANDOUT**

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