

Wednesday, June 15, 2011 11:30 A.M.*

*Change in time, this month only

REVISED Agenda

Executive Management and Audit Committee Meeting

One Gateway Plaza
3rd Floor Board Room

Call to Order

Directors

Don Knabe, Chair
Antonio Villaraigosa, Vice Chair
Richard Katz
Ara Najarian
Zev Yaroslavsky
Michael Miles, 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

1. RECEIVE **report of the Chief Executive Officer.**
2. RECEIVE **report of the Chief Communications Officer.**
3. RECEIVE oral report on **Status of Student Field Trip Program.**
[HANDOUT] [HANDOUT]
(ALSO ON OPERATIONS COMMITTEE)
4. RECEIVE **oral Federal/State Affairs update.**
5. ADOPT STAFF RECOMMENDED POSITIONS:
 - A. SB 517 (LOWENTHAL) – Moves the existing California High Speed Rail Authority into the Business Transportation and Housing Agency, requires reappointment of the Authority board and places ethics restrictions on the Authority. - **WORK WITH AUTHOR**
 - B. AB 145 (GALGIANI) – Creates the Department of High Speed Trains in the Business Transportation and Housing Agency, retains the Board as the governing entity of the Department and grants to the Department the powers necessary to complete the project. – **WORK WITH AUTHOR**
 - C. AB 353 (CEDILLO) – Repeals provisions establishing an exception for a freeway segment to be constructed without an agreement within the jurisdiction of the Los Angeles County Metropolitan Transportation Authority. – **SUPPORT**
6. APPROVE the use of a **negotiated bond sale** to refund a portion of the Prop A 2001-A and B Series bonds.

(ALSO ON FINANCE AND BUDGET COMMITTEE)

7. AUTHORIZE the Chief Executive Officer to award:
 - A. a one-year, firm fixed price contract to Simpson & Simpson to perform Package A of the fiscal year **(FY) 2011 Consolidated Financial and Compliance Audit** of the programs, jurisdictions and agencies inclusive of Option 6 to perform audits of the operating data and Measure R funds of other Transit System Operators for an amount not to exceed \$2,374,375, inclusive of four one-year options for fiscal years 2012 through 2015, effective July 1, 2011; and
 - B. a one-year, firm fixed price contract to Vasquez & Company to perform Package B of the FY 2011 Consolidated Financial and Compliance Audit of the programs, jurisdictions and agencies inclusive of Option 5 to perform Los Angeles Department of Transportation National Transit Database Audits and Option 6 to perform audits of the operating data and Measure R funds of other Transit System Operators for an amount not to exceed \$2,137,003, inclusive of four one-year options for fiscal years 2012 through 2015, effective July 1, 2011.

8. AUTHORIZE the Chief Executive Officer to establish a **qualified list of consultants recommended in the Procurement Summary to perform labor compliance monitoring activities** for Metro construction projects under Request for Interests and Qualifications PS-2130-7700 for a contract period of five years with five one year options.

9. MOTION by Directors Knabe, O'Connor, and Dubois:

Metro Green Construction Policy Outreach

Staff has spent a great deal of time seeking guidance from outside stakeholders in the drafting of this important landmark policy.

We believe that it would be appropriate to refer this draft policy to the Transportation Advisory Committee (TAC) for their review and comment with a report back to the respective committees in the July, 2011 Committee cycle.

(CONTINUED ON NEXT PAGE)

(ITEM 9 – CONTINUED FROM PREVIOUS PAGE)

WE THEREFORE MOVE that the draft policy be referred to the TAC for review and comment and that the item be continued to the July 2011 Executive Management, Construction and Measure R committees respectively.

(ALSO ON CONSTRUCTION COMMITTEE AND MEASURE R PROJECT DELIVERY COMMITTEE)

10. ADOPT the **Los Angeles County Metropolitan Transportation Authority (LACMTA) Green Construction Policy.**

(ALSO ON CONSTRUCTION COMMITTEE AND MEASURE R PROJECT DELIVERY COMMITTEE)

[HANDOUT]

11. RECEIVE AND FILE the **Office of the Inspector General Report.**

12. CONSIDER:

- A. amending the **Metro Customer Code of Conduct** (“Customer Code”) portion of the Administrative Code to reflect the changes to the Metro Bicycle Policy made by the Board on April 24, 2011.
- B. revising the effective date of the Metro Customer Code to October 31, 2011 to enable the procurement of a citation processing vendor to be completed prior to the effective date of the Customer Code.

(ALSO ON OPERATIONS COMMITTEE)

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