

Wednesday, November 5, 2014 1:00 PM

# REVISED Agenda

## Finance, Budget and Audit Committee Meeting

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

### Call to Order

#### Directors

Mark Ridley-Thomas, Chair  
Paul Krekorian, Vice Chair  
Michael Antonovich  
Diane DuBois  
Ara Najarian  
Carrie Bowen, non-voting member

#### Officers

Arthur T. Leahy, Chief Executive Officer  
Michele Jackson, Board Secretary  
Karen Gorman, Acting Ethics Officer  
Karen Gorman, 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

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 one (1) minute 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. Individuals requesting to speak on more than three (3) agenda items will be allowed to speak up to a maximum of three (3) minutes per meeting. For individuals requiring translation service, time allowed will be doubled.

The public may also address the Board on non-agenda items within the subject matter jurisdiction of the Board during the public comment period, which will be held at the beginning and/or end of each meeting. Each person will be allowed to speak for up to three (3) minutes per meeting and may speak no more than once during the Public Comment period. Speakers will be called according to the order in which the speaker request forms are received. Elected officials, not their staff or deputies, may be called out of order and prior to the Board's consideration of the relevant item.

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 contemptuous or insolent behavior toward the Board or any member thereof which disrupts, disturbs, or otherwise impedes the orderly conduct of the meeting;
- b. A breach of the peace, boisterous conduct or violent disturbance which disrupts, disturbs, or otherwise impedes the orderly conduct of the 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.

**Any person so removed will also be excluded from the interior of the Metro Headquarters Gateway Building until the beginning of the next business day.**

### 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 CD's and as MP3's and can be made available for a nominal charge.

### 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.

### LIMITED ENGLISH PROFICIENCY

A Spanish language interpreter is available at all Board Meetings. Interpreters for Committee meetings and all other languages must be requested 72 hours in advance of the meeting by calling (213) 922-4600.



323.466.3876

<i>Español</i>	日本語
한국어	русский
中文	ภาษาไทย
Հայերեն	ភាសាខ្មែរ
Tiếng Việt	

### HELPFUL PHONE NUMBERS

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

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

Internet Access to Agendas - [www.metro.net](http://www.metro.net)

TDD line (800) 252-9040

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

5. ADOPT the [revised Audit Charter for Management Audit Services.](#)
  
6. AUTHORIZE the Chief Executive Officer to execute Modification No. 27 to [Contract PS33201664 with Xerox for TAP Service Center systems support](#) for one year inclusive of two 3-month extension options for an amount not to exceed \$1,800,000. This contract modification covers from January 2015 through December 2015 if the two options are fully exercised. The total contract value will increase from \$61,752,483 to \$63,552,483.
  
7. AUTHORIZE the Chief Executive Officer to [award a non-competitive, five year contract to MuniServices](#) for a period of three years, plus two one-year options. The three-year base contract amount is \$60,000 plus a percentage of tax recovery. Each one-year option is \$20,000 plus a percentage of tax recovery. Pricing for these services is as follows:

- A. Sales Tax Forecasting: \$20,000 per year or \$60,000 for the base period plus 2 one-year options for another \$40,000; and
  
- B. Transaction and Use Tax Recovery Services is priced on a percentage of recovery basis and paid only if revenues are recovered through a review of sales tax submissions to the State Board of Equalization utilizing the following rates:

Recovery Amount	Percentage Fee
Less than \$5M	17%
\$5M to \$10M	14%
\$10M to \$15M	11%
Over \$15M	9%

8. ADOPT a resolution that:
  - A. authorizes the [issuance of bonds by competitive sale to refund the Prop A 2005-A Bonds](#) in one or more transactions through June 30, 2015, consistent with the Debt Policy;

(Continued on next page)

(Item 8 – continued from previous page)

- B. approves the forms of Notice of Intention to Sell Bonds, Notices Inviting Bids, Supplemental Trust Agreements, Bonds, and Preliminary Official Statements, all subject to modification as set forth in the resolution; and
- C. authorizes taking all action necessary to achieve the foregoing, including, without limitation, the further development and execution of bond documentation associated with the issuance of the bonds.

(REQUIRES SEPARATE, SIMPLE MAJORITY BOARD VOTE)

- 9. AUTHORIZE the Chief Executive Officer to conduct the sale of environmental commodities in accordance with the informal bidding process which does not require publication or notice of sale, and award such sales at market prices.
- 61. RECEIVE AND FILE status report on the restructure and increase of Metro fare media vendor commission. [HANDOUT]
- 10. RECEIVE **report from the Chief Executive Officer.**

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