

**CALIFORNIA HIGH-SPEED RAIL AUTHORITY
MEETING MINUTES
JUNE 4, 2009
SACRAMENTO, CALIFORNIA**

The meeting of the California High-Speed Rail Authority was called to order on June 4, 2009 at 10:10 AM at the Sacramento City Council Chambers in Sacramento, CA.

Members Present: Quentin Kopp, Chairman
Fran Florez
Rod Diridon, Sr.
Lynn Schenk
Thomas Umberg
Richard Katz
Curt Pringle
David Crane

Members Absent: Russell Burns

Opening Comments

Chairman Kopp welcomed Board Members to today's meeting. Chairman Kopp noted that two of the Authority members have departed. TJ Stapleton has departed the Authority after 10 years of service. Russell Burns was appointed by the Speaker of the Assembly to replace Mr. Stapleton. Kirk Lindsey leaves the Authority after two years of service. In his place the Governor has appointed Richard Katz. Richard Katz was sworn in by Chairman Kopp.

Members of the Filipino American Association of Los Angeles presented a special recognition plaque to Judge Kopp in appreciation for his work and leadership in transportation throughout the years.

Approval of Meeting Minutes for May 7th, 2009

Chairman Kopp presented the minutes from the May 7th meeting for approval. Member Schenk moved to approve, seconded by Member Pringle. The motion was adopted.

Authority Members' Meetings for Compensation

Chairman Kopp presented the meetings for compensation for approval. Member Schenk suggested an alternative list be made for meetings Board members would like to report to the Authority but are not asking for compensation. Executive Director Morshed recommended Board members differentiate which meetings they would like to be compensated for and which meetings are strictly for informational purposes when submitting their list to the Authority. Member Pringle asked that the Authority send out an email to Board members a week prior to the Board meeting requesting a list of meetings.

Member Diridon stated the May 7th meeting minutes did not reflect the motion approved by the Board regarding the federal stimulus funding. Chairman Kopp noted Member Diridon's point and stated there was a proposed written resolution that embodied the content of the action taken and that the minutes would be revised to reflect that action. Executive Director Morshed suggested the revised May 7th meeting minutes be resubmitted for approval at the next Board meeting. Member Pringle moved to approve, Member Diridon seconded. The motion was adopted.

Member Reports

Chairman Kopp reported he received a letter from the California Council of the Blind, signed by Frank Welty requesting the establishment of a Disability Access Committee to advise the Authority "on the best approaches to ensure the California's new rail system will be fully accessible to people with disabilities including those with visual impairments in the designs of train stations and all other aspects of the system." Chairman Kopp suggested this be an item on the July 2nd agenda as well as contacting Mr. Welty to inform him of such information.

Chairman Kopp also suggested items as Board protocol for adoption of a resolution incorporating the following:

1. Individual members have discretion to express their views and opinions as long as it is clear that the view or opinion is that of the member of the Authority and not the Authority itself.
2. Any statement of fact or a statement of policy on behalf of the Authority be consistent with published Board policy or published Board facts.
3. The Chairman or Chairwoman of the Authority is generally the primary public spokesperson for the Authority.
4. The Chairman or Chairwoman responsibility beyond that of other Board members is to arrange Board meetings, to set up the agenda, to preside over the meetings as specified in the statute establishing the Authority back in 1996. No other privileges or rights are granted under the statute to whomever is Chairman or Chairwoman.
5. Inquiries and suggestions by Board members to the staff or to contractors or to both should be directed to the Executive Director.
6. All policies and directions of the staff should occur through Board action at a regularly scheduled Board meeting.

Member Schenk suggested an exemption for going through the Executive Director for travel arrangements and any administrative tasks and instead go directly through staff for these matters. Member Schenk also suggested a set of guidelines be developed and established for Board members when appearing at events on behalf of the Authority.

Executive Director Morshed stated staff would draft policy guidelines for the Board's review and approval at the next Board meeting.

Chairman Kopp requested attorneys provide the Board with a memorandum as to the nature and the scope of the responsibilities and procedures respecting the Peer Review Group. Chairman Kopp provided a list of questions regarding the Peer Review Group to the attorneys. Member Diridon stated Chairman Kopp's questions should also include a request for the development of a written protocol for the relationship between the Authority and the Peer Review Group. Chairman Kopp stated he did not want a protocol to bind the Authority. Member Diridon stated he felt procedures should be put in place that do not allow for any costly delay. Chairman Kopp stated the questions posed by the Board may result in additional protocol.

Member Schenk stated there was not a motion to approve the meetings for compensation earlier in the meeting. Member Pringle moved to approve the meetings for compensations, Member Schenk seconded. The motion was adopted.

Executive Director Report

Executive Director Morshed reported:

- The Senate Subcommittee met for the second time and adopted the budget proposal that splits the budget in two so that the Authority receives half the money now and the remainder upon completion of the revised business plan. There were items that would delay the Authority's ability to meet specific deadlines for completing environmental work and receiving stimulus money. These items were communicated to the Committee. The Assembly Subcommittee ran out of time and therefore did not adopt a budget. It remains an open item. One version of the Senate budget has certain provisions included in it; for example, it prohibits ridership and revenue estimates during the next fiscal year, which in turn stalls analytical work for environmental work. There is a suggestion that money should not be spent on facilities maintenance which is part of the environmental work. The Authority is working with the Conference Committee and will keep the Board updated on all proceedings.
- Staff attended a FRA Workshop in Sacramento the week prior to the Board meeting. Staff continues to work with the FRA to have the Project meet the federal stimulus requirements.
- An APTA Rail Conference would be taking place in Chicago June 15-17, 2009 where High Speed Rail is a major focus.

- Kent Riffey is now under contract with the Authority. He is a retired Admiral who has worked on many major projects including the Chunnel Rail Link in the UK. He is now a part of the Authority staff as a Chief Engineer.
- Director Morshed would be attending a meeting with the Peer Review Group later that day at their request. He would report to the Board the outcome of the meeting and any advice he may receive.
- The Authority has been receiving many inquiries from individuals and firms expressing interest in working for or with the Authority. Staff will establish a vendors list for all solicitations. The State process is followed when hiring individuals and firms.

Member Diridon suggested there be a standard response to all applicants stating their name has been added to the vendor list.

Executive Director stated the Authority is understaffed and is unable to do many things that they would like to do. However, staff will make a conscience effort to respond to all applicants when possible.

- The next Board meeting is scheduled for July 2, 2009. The Federal Stimulus guidelines are scheduled to be published June 17, 2009. The Authority needs time to react to those guidelines and it might not be enough time. The next meeting could possibly be pushed to later in July.
- There was a request from Senator Lowenthal for an audit of the Authority. The Joint Legislative Audit Committee requested the Auditor General to conduct the audit which will start September 2009.

American Recovery and Reinvestment Act Update

A proposed resolution was presented by staff to the Board. Chairman Kopp stated the resolution should read "September 30, 2012" which is the end of the federal fiscal year. Member Diridon moved to approve the resolution, Member Umberg seconded. The motion was adopted.

Pending Legislation

Staff presented a report on pending legislation.

Approval of Program Management Oversight Contractor

Deputy Director Carrie Pourvahidi stated after reviewing and interviewing multiple firms, LAN Engineering was selected as the Program Management Oversight Contractor. Member Umber moved to approve the Authority's selection of LAN Engineering as the Program Management Oversight Contractor, Member Pringle seconded. Member Katz objected. The motion carried 6-1.

Alternatives Analysis Schedule for the Anaheim to LA Union Station Project EIR/EIS

David Thomson representing STV, Inc and Dan Tempelis representing Hatch Mott MacDonald presented an overview on the alternative to be analyzed in the Anaheim to Los Angeles Union Station HST section Project EIR/EIS and preliminary alternatives extending north from Los Angeles Union Station to State Route 134.

This presentation is available upon request.

Public Comment

An opportunity for public comment was provided after each item was heard.

Close Session Pertaining to Litigation

Chairman Kopp stated the Board meeting would be in recess while Board members met with Legal Counsel in closed session.

After the closed session, Chairman Kopp reported the Board had met in closed session to discuss pending litigation in Sacramento County Superior Court and the meeting was adjourned.