Metro Gold Line Foothill Extension Construction Authority Board
Arcadia City Council Chambers
240 West Huntington Drive
Arcadia, California 91007

SPECIAL BOARD MEETING

November 2, 2011
6:30 P.M.

AGENDA

Items:

1. Call to Order

2. Roll Call

3. Pledge of Allegiance

4. Public Comments on Items On/Off Agenda

5. CEO's Monthly Report

6. Consent Calendar
   a. Approval of Minutes of Board Meeting held October 12, 2011

7. General Board Items
   b. Authorize CEO to Execute Amendment No. 1 to Amended and Restated Funding Agreement with Metro
   c. Authorize CEO to Execute Amendment No.3 to Richards, Watson & Gershon Contract No. C1115 for Legal Services
   e. Receive and File Monthly Update

8. General Counsel's Report
   a. Request from Exposition Construction Authority for Amicus Support in Neighbors for Smart Rail v. Expo Authority

9. Board Member Comments

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Construction Authority to all or a majority of the Construction Authority Board less than 72 hours prior to that meeting are available for public inspection at 406 E. Huntington Drive, Suite 202, Monrovia, CA during normal business hours.
10. Closed Session

A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR: G.C. 54956.8

(i) Property: (1) 8513-012-804; (2) 8513-012-805; (3) 8513-012-806; (4) 8513-012-908; (5) 8513-012-909; (6) 8513-012-910; (7) 8513-012-911; (8) 8513-012-912; (9) 8513-012-913

Negotiating Parties: Monrovia Redevelopment Agency
Under Negotiation: Price and terms

(ii) Property: (1) 8513-012-032; (2) 8513-012-033; (3) 8513-012-034; (4) 8513-012-035; (5) 8513-012-036

Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Excalibur Holdings
Under Negotiation: Price and terms

(iii) Property: 8531-017-022

Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Peter & Yolanda Gutierrez
Under Negotiation: Price and terms

(iv) Property: 8528-015-051

Agency Negotiator: Habib F. Balian and Regina Danner, Esq.
Negotiating Parties: Cal-Am Water
Under Negotiation: Price and terms

B. CONFERENCE WITH LEGAL COUNSEL: G.C. 54956.9(a) Pending Litigation

(i) Excalibur Property Holdings, LLC and George Brokate v. Pasadena Metro Blue Line Construction Authority
Case No. BS130732

(ii) Excalibur Property Holdings, LLC and George Brokate v. City of Monrovia et. al.
Case No. BS129985

(iii) Excalibur Property Holdings, LLC and George Brokate v. Pasadena Metro Blue Line Construction Authority et. al.
Case No. BS133977
C. CONFERENCE WITH LEGAL COUNSEL ........................................ (G.C. 54956.9(b))

(i) Anticipated Litigation:

A point has been reached where, in the opinion of the Authority Board on the advice of its legal counsel, based on the receipt of a document entitled Joint Objections to Gold Line's July 17, 2011 Agenda Items No. 5, 6, and 10.c and All Related Approvals and related documents submitted by The Silverstein Law Firm, together with oral testimony from Robert Silverstein and Christopher Sutton on July 27, 2011 regarding those agenda items, there is a significant exposure to litigation against the Authority.

11. Adjournment

Next Meeting: November 16, 2011 @ 7:00 p.m.
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