

Mr. Zweighaft stated that the City will start using a website to post meeting presentations for those that will be participating via conference call.

Mr. Rogers stated that FTA's conduct in the release of project information will be governed by the Administration's policy of transparency in government and the new standards for release of information under the Freedom of Information Act (FOIA). Under the new standards, requests for information should be reviewed in light of a presumption of openness with a view toward determining what can be disclosed, rather than what can be withheld.

Renee Marler (FTA), Regional Counsel, then discussed FTA procedures for the release of documents related to the project. Ms. Marler stated that FOIA and the Administration's policy of open government apply to all documents in FTA's control, unless there are compelling reasons not to release a document. Ms. Marler noted that she would address procedures for the review and release of documents under FOIA and appropriate handling of confidential or sensitive information with Corporation Counsel. In response to a City question, Ms. Marler noted that the FTA does not have a requirement to let the grantee know when a request has been received or when there is a release of documents related to the project. Mr. Yoshioka asked if the FTA could provide a "courtesy call" to inform the City of requests. Ms. Marler noted that when requested, FTA has notified the City of the release of Project documents under FOIA. In particular, the City can receive a copy of Project-related documents released by FTA, if it files a FOIA request. Mr. Rogers stated that information requests typically are submitted first to the City and are only submitted to the FTA if the City does not honor the request. Mr. Hamayasu responded that they believe requests are made to FTA directly without contacting the City because they are more frequently granted. Ms. Marler added that these concerns are not unique, and the City should do what they can to respond to requests fully at the local level. Information on the policy governing FTA's release of documents is summarized on the website of the U.S. Office of Information Policy at <http://www.justice.gov/oip/foiapost/2009foiapost8.htm>.

Mr. Zweighaft noted that a discussion should occur during the meeting with regard to procurement documents and the RTD's requirement to sign a Declaration of Confidentiality. Ms. Marler stated that the FTA Master Agreement allows for access to project-related information. It was noted that the issue would be discussed further into the agenda.

## **2.4 Project Status Update (City)**

*[For each of the following agenda topics, the City developed presentation materials. These presentations were provided to the FTA and the PMOC at the end of the meeting. Portions of those presentations have been included within this report where relevant.]*

### **2.4.1 Organization Chart**

Toru Hamayasu (City) distributed a handout of the City's organization chart and introduced Paul Romaine (City), who provided an update on staffing.