
From: Borinsky, Susan (FTA)
To: Carranza, Edward (FTA); Matley, Ted (FTA); Sukys, Raymond (FTA); Marler, Renee (FTA)
CC: Day, Elizabeth (FTA); Barr, James (FTA); Bausch, Carl (FTA); Ossi, Joseph (FTA); VanWyk, Christopher (FTA); Ryan, James (FTA)
Sent: 10/23/2009 1:43:56 PM
Subject: Honolulu Draft Letter
Attachments: Honolulu DB letter 10.23.09.doc

Dear Folks in SF-- I ran this revised draft of Joe's letter by HQ this afternoon, but only have heard back from Joe so far. Because of the need to develop a response quickly for Honolulu, I'm forwarding this to you tonight, rather than waiting until Monday. No authorship problems here; feel free to revise. I look to TCC to make sure this letter is "right" legally. Please note Joe's note immediately below. He has a good point. Does anyone know what we permitted in Dulles, the Penta Ps or other pre-NEPA closure D-B contracts? Thanks to all. I'm sure we'll be working on this on Monday. Susan

Susan:
Your changes are fine with me.

Leaving the phrase "without financial penalty" out of the FR notice is an oversight that we should correct in the letter. A grant applicant who enters into a contract that would require payment of a financial penalty for choosing an alternative other than the alternative envisioned by the contract would be limiting the choice of reasonable alternatives, in violation of the referenced CEQ regulation.

Joe Ossi
FTA Office of Planning and Environment
(202) 366-1613

From: Borinsky, Susan (FTA)
Sent: Friday, October 23, 2009 5:31 PM
To: Ossi, Joseph (FTA); VanWyk, Christopher (FTA); Bausch, Carl (FTA); Ryan, James (FTA); Day, Elizabeth (FTA)
Subject: RE: Proposed Letter to Honolulu on D-B and Signature Authority

I'm just sending this around to TPE folks for review. I suggest that we couch our letter as a response to the Oct. 20 from DTS in which they told us they would be awarding a D-B contract this week, and taking other actions soon after. Please see what you think about my suggested re-write, which goes more to setting context than to content. Susan

From: Ossi, Joseph (FTA)
Sent: Friday, October 23, 2009 2:58 PM
To: Ryan, James (FTA); Barr, James (FTA); Borinsky, Susan (FTA); Bausch, Carl (FTA); Carranza, Edward (FTA); Matley, Ted (FTA); Marler, Renee (FTA); VanWyk, Christopher (FTA); Sukys, Raymond (FTA)
Subject: Proposed Letter to Honolulu on D-B and Signature Authority

Here is a draft letter to Honolulu, as promised.

Ed, I would like to turn it over to Region 9 to take over from here. I would ask that any comments on the draft letter be sent to Ted (or whoever Ed designates) to incorporate.
Thanks.

Joe Ossi
FTA Office of Planning and Environment
(202) 366-1613