

A G E N D A

*Governing Board
of the
Alameda Corridor Transportation Authority*

Meeting Date: **October 12, 2006**
Time: **9:00 A.M.**
Location: **Port of Long Beach
925 Harbor Plaza
6th Floor Board Room
Long Beach, California**

- A. Roll Call**
- B. Approval of the Minutes of the July 13, 2006 regular meeting of the Governing Board of the Alameda Corridor Transportation Authority.**
- C. Opening Statement**

Persons in the audience who wish to address the Governing Board on any agenda item are invited to identify themselves when that agenda item is called. Persons wishing to address the Governing Board on an item not on the agenda but within the subject matter jurisdiction of the Board should ask to be recognized after the last agenda item before any closed session item. Ordinarily, the Governing Board will not act on any matter which does not appear on the published agenda. The Governing Board may consider and act upon any of the items listed on the agenda.

- D. Agenda Items (*Consent Calendar: Items 2 through 10*)**
 - 1. Election of new Vice-chair for FY07. (ACTION)**
 - 2. Approval of monthly financial statements. (ACTION)**
 - 3. Authorize the Chief Executive Officer to execute Change Orders to Amended Agreement No. CO027 for FY06 closeout of services provided by the Alameda Corridor Engineering Team (ACET). (ACTION)**
 - 4. Authorize the Chief Executive Officer to issue an amendment to the FY07 Contract Work Order (CWO) with ACET for additional engineering studies related to the Third Track Rail Bridge Project. (ACTION)**
 - 5. Authorize the Chief Executive Officer to issue an amendment to the FY07 Contract Work Order (CWO) with ACET for additional work related to the SR-47 Port Access Expressway Project. (ACTION)**



6. **Authorize the Chief Executive Officer to execute Change Orders with Mass Electric Construction Company in the net deductive amount of \$42,840 for ACTA Contract No. CO732, the Additional Control Points Project. (ACTION)**
7. **Amendment to contract with Ron Rakich Associates, Inc for Risk Management Services, extending the term through June 30, 2007 in an amount not-to-exceed \$50,000. (ACTION)**
8. **KPMG annual audit agreement. (INFORMATION)**
9. **New Integrated Accounting software. (INFORMATION)**
10. **Quarterly Investment Report. (INFORMATION)**
11. **Appointment of new ACTA Treasurer. (ACTION)**
12. **Adopt Resolution in support of Propositions 1A and 1B on the November 2006 ballot. (ACTION)**
13. **Authorize the Chief Executive Officer to execute an amendment to the Agreement for the Advanced Transportation Management System (ATMIS) Project for the additional not-to-exceed amount of \$583,700 in matching funds. (ACTION)**
14. **Authorize the Chief Executive Officer to execute a contract with BST Associates to update the National Benefits of Trade Data through the Ports of Los Angeles and Long Beach in the not-to-exceed amount of \$170,000, and authorize the Chief Executive Officer to execute a three-party agreement among ACTA and each of the Ports that provide a one-third cost share each to fund the Contract with BST Associates. (ACTION)**
15. **Legislative Update. (INFORMATION)**
16. **August Performance Report. (INFORMATION)**
17. **Public Comment**
18. **Closed Session:**
 - (a) **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**
Discussion of significant exposure to litigation pursuant to subdivision [b] of Section 54956.9 of the California Government Code [three (3) potential cases].
 - (b) **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
(Subdivision [a] of Section 54956.9)
ACTA v. Kinder Morgan
Case No. LASC TC 019486

ACTA v. Action Metals
Case No. LASC BC 329169

- (c) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
(Section 54956.8)
Parcel NE-034 – Agency Negotiator: James Wiley
Negotiating Parties: ACTA – State of California
Regarding Price and Terms

- (d) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**
Title: Chief Executive Officer
(Section 54957)

19. Adjournment