

AGENDA

**Governing Board of the
Alameda Corridor Transportation Authority**

Meeting Date: **October 13, 2011**
Time: **9:00 A.M.**
Location: **Port of Long Beach**
 925 Harbor Plaza
 6th Floor Board Room
 Long Beach, California

- A. Roll Call**
- B. 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.

- C. Agenda Items**

- 1. Closed Session:**

**CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Subdivision [a] of Section 54956.9) (Two cases)**

- (a) NRDC et al vs. California Department of Transportation District 7
with ACTA as Real Party in Interest
Los Angeles Superior Court Case BS 122539**
 - (b) NRDC et al vs. USDOT; Ray Lahood, Secretary, USDOT; FHA;
J. Paniati, Deputy Director, FHA; California Department of
Transportation with ACTA as Real Party in Interest
U.S. District Court for California Central District
Case No. 2:09-cv-8055-CAS-MAN**

**CONFERENCE WITH LEGAL COUNSEL –ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subsection [b] of Section 54956.9:
(Two potential cases)**



CONSENT: (Items 2 through 8)

2. **Approval of the Minutes of the July 27, 2011 Special Meeting of the Alameda Corridor Transportation Authority.**
3. **Monthly Financial Statements (R/F)**
4. **Second Quarter Investment Report (R/F)**
5. **Authorize the Chief Executive Officer or Chief Financial Officer to issue Change Orders to Contract Work Orders (CWOs) with the Alameda Corridor Engineering Team (ACET) for FY11 final adjustments in the net aggregate deductive amount of \$58,053. (APPROVAL)**
6. **Authorize the Chief Executive Officer or Chief Financial Officer to issue an amendment to the Legal Service Agreement No. 799 with O'Melveny & Myers in the amount of \$85,000 for services required through June 30, 2012. (APPROVAL)**
7. **Property Auction Update (INFORMATION)**
8. **Board Vacancy (INFORMATION)**

REGULAR:

9. **FRA RRIF UPDATE (APPROVAL)**
10. **ACTA Expanded Mission (INFORMATION)**
11. **Legislative Update (INFORMATION)**
12. **Project Update (INFORMATION)**
13. **Public Comment**
14. **Adjournment**