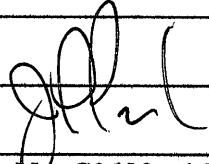


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Alameda Corridor Transportation Authority

November 9, 2017

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| To: | Governing Board |
| From: | John T. Doherty, Chief Executive Officer  |
| Subject: | <i>Approval of Amendment No. 17 to Agreement No. C0693 with Manatt, Phelps & Phillips (APPROVAL)</i> |

Recommendation:

Approve Amendment No. 17 to Agreement No. C0693 with Manatt, Phelps & Phillips for federal advocacy services extending the term by three months through April 30, 2018 and increasing the contract value by \$15,000, and authorize the Chief Executive Officer or Chief Financial Officer to execute the amendment.

Discussion:

ACTA's federal advocacy services contract with Manatt, Phelps & Phillips has been in place since January 1, 2003. At its September 2017 meeting, the Governing Board approved an extension of the contract through January 31, 2018, while awaiting the recommendation of the government affairs staff at ACTA and both ports on whether ACTA should continue to retain its own federal advocacy consultant. Per staff's recommendation to move forward with a new RFP, the existing contract with Manatt, Phelps & Phillips must be extended for up to three months through April 30, 2018 to enable completion of the selection and award process for a replacement contract for federal advocacy services.

ACTA utilizes federal advocacy services to support ACTA's interests in Washington, D.C., which have included, among other efforts, securing over \$16 million in project funding under transportation bill legislation for the SR-47 Project, securing an \$84 million Railroad Rehabilitation & Improvement Financing (RRIF) loan to support ACTA's debt service, and successfully advising the California Congressional delegation against supporting proposed California State legislation regarding how and from whom ACTA may collect corridor fees to pay its debt service.

The services are provided at a fixed rate of \$5,000 per month. It is recommended that the contract be extended by three months with \$15,000 added to the contract value. The three-month extension provides an allowance for any delays in the selection process. Pursuant to the existing agreement, the contract can be terminated at any time.



The Request for Proposals is scheduled to be released in mid-December 2017 and a recommendation for a new contract will be brought to the ACTA Governing Board by March 2018. Due to the intent to conduct interviews on the East Coast, utilizing both Ports' staff, interview scheduling may delay the Board meeting date at which agreement approval is requested.

It is recommended that the Board approve the amendment and authorize the Chief Executive Officer or Chief Financial Officer to execute the amendment.

Budget Impact:

Funds for the services are included in the FY18 Program Budget.

Transmittal 1: Amendment No. 17 to Agreement No. C0693 – Manatt, Phelps & Phillips