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## Alameda Corridor Transportation Authority

March 14, 2019

<b>To:</b>	Governing Board
<b>From:</b>	James P. Preusch, Chief Financial Officer
<b>Subject:</b>	<i>Assignment of Agreement No. C0866 with Ek, Torres &amp; Molina, Inc. to Courtney Torres Consulting, Inc. (APPROVAL)</i>

### Recommendations:

Authorize the Chief Executive Officer or Chief Financial Officer to execute a "Consent to Assignment and Assumption of Agreement" between the Alameda Corridor Transportation Authority; Ek, Torres & Molina, Inc. (ETMI); and Courtney Torres Consulting, Inc. (CTCI) by which a) ETMI assigns its right, title and interest to Agreement No. C0866 with ACTA to CTCI; b) CTCI assumes the contract obligations of ETMI; and c) ACTA consents to the assignment and assumption.

### Discussion:

Following a competitive solicitation process and Board approval, in June 2017, ACTA entered into Agreement No. C0866 ("Agreement") with ETMI for media relations support. The Agreement expires June 30, 2020 and is subject to a 3-year extension option.

The three partners of ETMI are mutually dissolving the partnership and are proposing the assignment of the contract with ACTA to CTCI, the firm of the partner who provides the principal services to ACTA.

The three partners of ETMI have assured ACTA that the assignment of ACTA's contract will not result in a change to the services or personnel providing the services to ACTA under the contract.

Attached is the original Agreement No. C0866 between ACTA and ETMI, as well as the Consent to Assignment and Assumption Agreement whereby: a) ETMI assigns to CTCI all of ETMI's right, title, and interest in the ACTA contract; b) CTCI accepts such assignment and consents to such assignment and assumption and assumes all of the obligations of ETMI under the contract; and c) ACTA consents to such assignment and assumption.

It is recommended that the Board authorize execution of the Consent to Assignment and Assumption of Agreement.



**Budget Impact:**

There is no impact of this assignment to the FY19 ACTA Program Budget.

**Co-General Counsel Review:**

ACTA's Co-General Counsel has reviewed and approved the proposed agreement as to form.

Transmittals:

Transmittal 1 – Agreement No. C0866 between ACTA and ETMI

Transmittal 2 – Consent to Assignment and Assumption of Agreement No. C0866