

MINUTES OF A REGULAR MEETING OF THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY GOVERNING BOARD HELD ON FEBRUARY 17, 2022 AT 3:00 P.M. VIA TELECONFERENCE IN ACCORDANCE WITH ASSEMBLY BILL NO. 361 SIGNED BY GOVERNOR NEWSOM ON SEPTEMBER 16, 2021 AND GOVERNMENT CODE SECTION 54953(e)(1)

Members participating via teleconference:

Suzie Price, City of Long Beach
Michael Cano, Los Angeles County Metro
Frank Colonna, Port of Long Beach

Alternate Members participating via teleconference:

Tony Gioiello, Port of Los Angeles
Duane Kenagy, Port of Long Beach

Members absent:

Joe Buscaino, City of Los Angeles
Edward Renwick, Port of Los Angeles

Also participating via teleconference:

Michael Leue, ACTA, Chief Executive Officer
Heather McCloskey, ACTA, Co-General Counsel
David Albers, ACTA, Co-General Counsel
Maria Melendres, ACTA, Governing Board Secretary

CHAIR PRICE PRESIDED AS CHAIR.

The meeting was called to order at 3:00 p.m. by Chair Price. Roll call was taken.

C. AGENDA ITEMS

REPORTS

1. DECEMBER 2021 CORRIDOR PERFORMANCE

Mr. Michael Leue presented the Corridor performance statistics through December 2021.

CONSENT AGENDA – ITEM NOS. 2-5

2. MINUTES - ACTA GOVERNING BOARD SPECIAL MEETING OF JANUARY 14, 2022 – APPROVED.

Minutes of the Special Meeting of January 14, 2022 of the Governing Board of the Alameda Corridor Transportation Authority were presented to the Governing Board.

3. MINUTES - ACTA GOVERNING BOARD REGULAR MEETING OF JANUARY 20, 2022 – APPROVED.

Minutes of the Regular Meeting of January 20, 2022 of the Governing Board of the Alameda Corridor Transportation Authority were presented to the Governing Board.

4. MINUTES - ACTA GOVERNING BOARD SPECIAL MEETING OF JANUARY 20, 2022 – APPROVED.

Minutes of the Regular Meeting of January 20, 2022 of the Governing Board of the Alameda Corridor Transportation Authority were presented to the Governing Board.

5. RESOLUTION NO. JPA 22-4 – TELECONFERENCE MEETINGS – GOVERNING BOARD AND AUDIT COMMITTEE – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated February 17, 2022, recommending that the Board approve Resolution No. JPA 22-4 authorizing the ACTA Governing Board and its Audit Committee to continue to hold teleconference meetings due to the COVID-19 pandemic, was presented to the Governing Board.

No public comment was received on the Consent Agenda.

Board Member Kenagy motioned, seconded by Board Member Cano that Item Nos. 2-5 be approved as recommended. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Gioiello, Kenagy, Price

NOES: None

ABSENT: Buscaino, Renwick

REGULAR AGENDA

6. SHEPPARD, MULLIN, RICHTER & HAMPTON LLP – LEGAL SERVICES AGREEMENT – TERMINATION OF AGREEMENT NO. C0882 WITH POLSINELLI LLP – APPROVED.

Communication from Heather M. McCloskey and David Albers, Co-General Counsel, recommending: 1) the approval of the proposed legal services agreement with Sheppard, Mullin, Richter & Hampton LLP, for a term to June 30, 2023, and a budget of \$120,000, and authorize the Chief Executive Office to execute the Agreement on behalf of ACTA; and 2) Terminate Agreement No. C0882 with Polsinelli LLP and authorize the Chief Executive Officer to provide written notice to the firm of the Board's election to cancel and terminate the agreement, was presented to the Governing Board.

No public comment was received on Item No. 6.

Chair Price motioned, seconded by Board Member Kenagy that Item No.6 be approved as recommended. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Gioiello, Kenagy, Price

NOES: None

ABSENT: Buscaino, Renwick

D. PUBLIC COMMENT ON NON-AGENDA ITEMS

There were no requests by the public to address the Governing Board.

E. CLOSED SESSION

None

F. ADJOURNMENT

At 3:19 p.m., the meeting was adjourned sine die.