

MINUTES OF A REGULAR MEETING OF THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY GOVERNING BOARD HELD ON MARCH 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
Edward Renwick, Port of Los Angeles

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

Also participating via teleconference:

Michael Leue, ACTA, Chief Executive Officer
Kevin Scott, ACTA, Chief Financial 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 3:03 p.m. by Chair Price. Roll call was taken.

C. AGENDA ITEMS

REPORTS

1. JANUARY 2022 CORRIDOR PERFORMANCE

Mr. Michael Leue presented the Corridor performance statistics through January 2022.

CONSENT AGENDA – ITEM NOS. 2-4

2. MINUTES - ACTA GOVERNING BOARD REGULAR MEETING OF FEBRUARY 17, 2022 – APPROVED.

Minutes of the Regular Meeting of February 17, 2022 of the Governing Board of the Alameda Corridor Transportation Authority were presented to the Governing Board.

3. MONTHLY FINANCIAL REPORTS AS OF JANUARY 31, 2022 – RECEIVED AND FILED.

Communication from Kevin L. Scott, Chief Financial Officer, dated March 17, 2022, recommending that the monthly financial reports as of January 31, 2022, be received and filed, was presented to the Governing Board.

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

Communication from Michael C. Leue, Chief Executive Officer, dated March 17, 2022, recommending that the Board approve Resolution No. JPA 22-5 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 Renwick motioned, seconded by Board Member Kenagy that Item No. 3 be received and filed and Items Nos. 2 and 4 be approved as recommended. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Gioiello, Kenagy, Price, Renwick

NOES: None

ABSENT: Buscaino

REGULAR AGENDA

5. INVESTMENT POLICY – CONFIRMATION – APPROVED.

Communication from Kevin L. Scott, Chief Financial Officer, dated March 17, 2022, recommending that the Board reconfirm the ACTA Investment Policy for non-bond funds, was presented to the Governing Board.

No public comment was received on Item No. 5.

Chair Price motioned, seconded by Board Member Renwick that Item No. 5 be approved as recommended. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Gioiello, Kenagy, Price, Renwick

NOES: None

ABSENT: Buscaino

6. INSURANCE COVERAGE – 2022-2023 RENEWAL – APPROVED.

Communication from Kevin L. Scott, Chief Financial Officer, dated March 17, 2022, recommending that the Board authorize the Chief Financial Officer to: 1) Negotiate and accept the recommendations of Willis Towers Watson (Willis), ACTA's Brokers of Record, for placement of required insurance for the period of April 15, 2022 through April 14, 2023; and 2) Bind insurance, on behalf of ACTA, in accordance with the recommendations of Willis, was presented to the Governing Board.

No public comment was received on Item No. 6.

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

AYES: Cano, Colonna, Gioiello, Kenagy, Price, Renwick

NOES: None

ABSENT: Buscaino

7. PFM FINANCIAL ADVISORS LLC – FIFTEENTH AMENDMENT TO AGREEMENT NO. C0637 – FINANCIAL ADVISORY SERVICES – APPROVED.

Communication from Kevin L. Scott, Chief Financial Officer, dated March 17, 2022, recommending the approval of the proposed Fifteenth Amendment to Agreement No. C0637 with PFM Financial Advisors LLC to extend the agreement term by 8 months, was presented to the Governing Board.

No public comment was received on Item No. 7.

Chair Price motioned, seconded by Board Member Kenagy that Item No. 7 be approved as recommended. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Gioiello, Kenagy, Price, Renwick

NOES: None

ABSENT: Buscaino

8. ALAMEDA CORRIDOR DISPATCHING AGREEMENT – TENTH AMENDMENT – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated March 17, 2022, recommending the approval of the Tenth Amendment to the Alameda Corridor Dispatching Agreement and authorization of the Chief Executive Officer to execute the amendment, extending the term of the Alameda Corridor Dispatching Agreement between ACTA, the BNSF Railway Company, and Union Pacific Railroad Company, for up to six months through October 14, 2022, was presented to the Governing Board.

No public comment was received on Item No. 8.

Board Member Colonna motioned, seconded by Board Member Kenagy that Item No. 8 be approved as recommended. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Gioiello, Kenagy, Price, Renwick

NOES: None

ABSENT: Buscaino

9. ALAMEDA CORRIDOR ENGINEERING TEAM – FY23 SUPPORT SERVICES – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer and Kevin L. Scott, Chief Financial Officer, dated March 17, 2022, recommending that the Board authorize staff to

include the engagement of the Alameda Corridor Engineering Team in the FY23 budget preparation process for ACTA's continued use of ACET's engineering and specialized services, was presented to the Governing Board.

No public comment was received on Item No. 9.

Board Member Renwick motioned, seconded by Chair Price that Item No. 9 be approved as recommended. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Gioiello, Kenagy, Price, Renwick

NOES: None

ABSENT: Buscaino

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 3:47 p.m., the meeting was adjourned sine die.