

MINUTES OF A SPECIAL MEETING OF THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY GOVERNING BOARD HELD ON JANUARY 5, 2023 AT 3:00 P.M. VIA TELECONFERENCE IN ACCORDANCE WITH ASSEMBLY BILL NO. 361 SIGNED BY GOVERNOR NEWSOM ON SEPTEMBER 16, 2021 AS GOVERNMENT CODE SECTION 54953(e)(1)

A. ROLL CALL

Members participating via teleconference:

Michael Cano, Los Angeles County Metro
Frank Colonna, Port of Long Beach
Mario Cordero, Port of Long Beach
Tim McOsker, City of Los Angeles
Edward Renwick, Port of Los Angeles

Alternate Members participating via teleconference:

Tony Gioiello, Port of Los Angeles

Alternate Members absent:

Mary Zendejas, City of Long Beach

Also participating via teleconference:

Michael Leue, ACTA, Chief Executive Officer
Kevin Scott, ACTA, Chief Financial Officer
Heather McCloskey, Co-General Counsel
Thomas Oh, ACTA, Co-General Counsel
Maria Melendres, ACTA, Governing Board Secretary

B. OPENING STATEMENT

CHAIR MCOSKER PRESIDED AS CHAIR.

The meeting was called to order at 3:06 p.m. The opening statement was read into the record.

C. AGENDA ITEMS

Consent Agenda

1. MINUTES - ACTA GOVERNING BOARD SPECIAL MEETING OF DECEMBER 8, 2022 – APPROVED.

Minutes of the Special Meeting of December 8, 2022, of the Governing Board of the Alameda Corridor Transportation Authority, were presented to the Governing Board.

2. MONTHLY FINANCIAL REPORTS AS OF OCTOBER 2022 FINANCIAL REPORT – RECEIVED AND FILED.

Communication from Kevin L. Scott, Chief Financial Officer, dated January 5, 2023, recommending that the monthly financial reports as of October 31, 2022, be received and filed, was presented to the Governing Board.

3. RESOLUTION NO. JPA 23-1 – TELECONFERENCE MEETINGS – GOVERNING BOARD AND AUDIT COMMITTEE – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated January 5, 2023, recommending that the Board approve Resolution No. JPA 23-1 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 Colonna motioned, seconded by Board Member Cordero that Item Nos. 1 & 3 be approved as recommended and Item No. 2 be received and filed. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Cordero, Gioiello, McOsker, Renwick

NOES: None

ABSENT: Zendejas

Regular Agenda

4. RESOLUTION NO. JPA 23-2 – 2023 GOVERNING BOARD MEETING SCHEDULE – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated January 5, 2023, recommending that the Board approve Resolution No. JPA 23-2 authorizing the 2023 Governing Board meeting schedule, was presented to the Governing Board.

No public comment was received on Item No. 4.

Board Member Renwick motioned, seconded by Chair McOsker that Item No. 4 be approved as recommended. Roll call was taken and carried by the following vote:

AYES: Cano, Colonna, Cordero, Gioiello, McOsker, Renwick

NOES: None

ABSENT: Zendejas

5. PFM FINANCIAL ADVISORS LLC – SIXTEENTH AMENDMENT TO AGREEMENT NO. C0637 – FINANCIAL ADVISORY SERVICES – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated January 5, 2023 and presentation by Kevin L. Scott, Chief Financial Officer recommending the approval of the proposed Sixteenth

Amendment to Agreement No. C0637 with PFM Financial Advisors LLC to extend the agreement term by 6 months to August 28, 2023, was presented to the Governing Board.

No public comment was received on Item No. 5.

Board Member Cordero 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, Cordero, Gioiello, McOsker, Renwick

NOES: None

ABSENT: Zendejas

6. RAILWORKS TRACK SERVICES, LLC – CONTRACT TASK ORDER NO. 8 FOR FLAGGING SERVICES AGREEMENT NO. C0885 – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated January 5, 2023, recommending the approval of Contract Task Order No. 8 under Agreement No. C0885 with RailWorks Track Services, LLC, for payment costs in the amount of \$231,750 for flagging services on the Dolores Yard OH-Bridge #53-1168 (DOT #921636D) and authorize the Chief Executive Officer or his designee to execute Contract Task Order 8, was presented to the Governing Board.

No public comment was received on Item No. 6.

Board Member Gioiello 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, Cordero, Gioiello, McOsker, Renwick

NOES: None

ABSENT: Zendejas

7. FIRST AMENDED FY2023 OPERATING BUDGET – UPDATE CERTAIN EXPENDITURE AND REVENUE ITEMS – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated January 5, 2023, recommending the approval of the First Amended FY2023 Operating Budget to increase the amount of Pass-Through Expenses by \$1,038,788 and, since there are reimbursable costs, to increase revenues by an equal amount and transfer \$47,000 from ACET Administrative Support to Professional Services, was presented to the Governing Board.

No public comment was received on Item No. 7.

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

AYES: Cano, Colonna, Cordero, Gioiello, McOsker, Renwick

NOES: None

ABSENT: Zendejas

D. PUBLIC COMMENT ON NON-AGENDA ITEMS

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

E. CLOSED SESSION

None

ADJOURNMENT

At 3:33 p.m., the meeting was adjourned sine die.