

MINUTES OF A REGULAR MEETING OF THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY GOVERNING BOARD HELD ON FEBRUARY 2, 2023 AT 10:00 A.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
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
Bonnie Lowenthal, Port of Long Beach

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 10:03 a.m. The opening statement was read into the record.

C. AGENDA ITEMS

Item No. 9 was moved up in the agenda to accommodate Councilmember Buscaino's schedule.

9. PRESENTATIONS TO LOS ANGELES CITY COUNCILPERSON JOE BUSCAINO – RECOGNITION OF COMPLETION OF SERVICE AS A BOARD MEMBER.

Councilmember Buscaino was recognized by the members of the Board and ACTA staff for his ten years of service as chair and vice chair of the ACTA Governing Board. Councilmember Buscaino was presented with various items of recognition and words of appreciation.

Reports

1. NOVEMBER 2022 CORRIDOR PERFORMANCE

Michael Leue presented the Corridor performance statistics through November 2022.

Consent Agenda

2. MINUTES - ACTA GOVERNING BOARD SPECIAL MEETING OF JANUARY 5, 2023 – APPROVED.

Minutes of the Special Meeting of January 5, 2023, of the Governing Board of the Alameda Corridor Transportation Authority, were presented to the Governing Board.

3. MONTHLY FINANCIAL REPORTS AS OF NOVEMBER 2022 FINANCIAL REPORT – RECEIVED AND FILED.

Communication from Kevin L. Scott, Chief Financial Officer, dated February 2, 2023, recommending that the monthly financial reports as of November 30, 2022, be received and filed, was presented to the Governing Board.

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

Communication from Michael C. Leue, Chief Executive Officer, dated February 2, 2023, recommending that the Board approve Resolution No. JPA 23-3 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 Lowenthal motioned, seconded by Board Member Cordero that Item Nos. 2 & 4 be approved as recommended and Item No. 3 be received and filed. Roll call was taken and carried by the following vote:

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

NOES: None

ABSENT: Zendejas

Regular Agenda

5. NRC ENVIRONMENTAL SERVICES, INC., OCEAN BLUE ENVIRONMENTAL SERVICES, INC., SCREAMING EAGLE SERVICES, INC. – ON-CALL TRASH REMOVAL SERVICES –APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated February 2, 2023, recommending the approval of the Chief Executive Officer or Chief Financial Officer to execute agreements for On-Call Trash Removal Services in an amount of \$50,000 per year and not to exceed \$150,000 for a three-year term with the following firms: NRC Environmental Services, Inc. – Agreement No. 901 for \$50,000;

Ocean Blue Environmental Services, Inc. – Agreement No. 902 for \$50,000; and Screaming Eagle Services, Inc. for \$50,000 – Agreement No. 903 for \$50,000, was presented to the Governing Board.

No public comment was received on Item No. 5.

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

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

NOES: None

ABSENT: Zendejas

6. UNION PACIFIC RAILROAD – FIRST AMENDMENT – AGREEMENT M0899 – REIMBURSEMENT ON DOLORES YARD CROSSOVER PROJECT – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated February 2, 2023, recommending the approval of the Chief Executive Officer or his designee to execute the First Amendment to Reimbursement Agreement with the Union Pacific Railroad Co. (UPRR), wherein ACTA agrees to perform certain reimbursable services for UPRR’s Dolores Yard Crossover Project in accordance with the project management Memorandum of Agreement, was presented to the Governing Board.

No public comment was received on Item No. 6.

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

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

NOES: None

ABSENT: Zendejas

7. PRELIMINARY BUDGET SCHEDULE – FISCAL YEAR 2023/2024 – INFORMATION.

Communication from Kevin L. Scott, Chief Financial Officer, dated February 2, 2023, with information on a preliminary budget schedule to include the key budget preparation, review, and approval dates, was presented to the Governing Board.

No public comment was received on Item No. 7.

8. 2023 ALAMEDA CORRIDOR EMERGENCY DRILL – INFORMATION.

Communication from Michael C. Leue, Chief Executive Officer, dated February 2, 2023, with information on the 2023 Alameda Corridor Emergency Drill, was presented to the Governing Board.

No public comment was received on Item No. 8.

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 11:02 a.m., the meeting was adjourned sine die.