

MINUTES OF A SPECIAL MEETING OF THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY GOVERNING BOARD HELD AT THE PORT OF LOS ANGELES HARBOR ADMINISTRATION BUILDING, 425 S. PALOS VERDES STREET, SAN PEDRO, CALIFORNIA 90731 ON APRIL 6, 2023 AT 10:00 A.M.

**A. ROLL CALL**

Members present:

Michael Cano, Los Angeles County Metro

Tim McOsker, City of Los Angeles

Suely Saro, City of Long Beach

Alternate members present:

Tony Gioiello, Port of Los Angeles

Duane Kenagy, Port of Long Beach

Bonnie Lowenthal, Port of Long Beach

Members absent:

Edward Renwick, Port of Los Angeles

Also present and participating:

Michael Leue, ACTA, Chief Executive Officer

Kevin Scott, ACTA, Chief Financial Officer

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 10:08 a.m. The opening statement was read into the record.

**C. AGENDA ITEMS**

**Reports**

1. JANUARY 2023 CORRIDOR PERFORMANCE

Michael Leue presented the Corridor performance statistics through January 2023.

2. 2023 ANNUAL EMERGENCY RESPONSE EXERCISE

Michael Leue presented information on the 2023 Annual Emergency Response Exercise conducted by ACTA on March 26, 2023.

**Consent Agenda**

3. MINUTES - ACTA GOVERNING BOARD SPECIAL MEETING OF FEBRUARY 24, 2023 – APPROVED.

Minutes of the Special Meeting of February 24, 2023, of the Governing Board of the Alameda Corridor Transportation Authority, were presented to the Governing Board.

4. MONTHLY FINANCIAL REPORTS AS OF JANUARY 2023 FINANCIAL REPORT – RECEIVED AND FILED.

Communication from Kevin L. Scott, Chief Financial Officer, dated April 6, 2023, recommending that the monthly financial reports as of January 31, 2023, be received and filed, was presented to the Governing Board.

No public comment was received on the Consent Agenda.

Board Member Lowenthal motioned, seconded by Board Member Cano that the minutes of the February 24, 2023, Special Meeting of the Alameda Corridor Transportation Authority be approved as submitted and that the Monthly Financial Reports as of January 31, 2023, be received and filed. Roll call was taken and carried by the following vote:

AYES: Cano, Gioiello, Kenagy, Lowenthal, McOsker, Saro

NOES: None

ABSENT: Renwick

**Regular Agenda**

5. CALTRANS SERVICE CONTRACT 07R399 – RAILINGS REPLACEMENT OF ANAHEIM OVERHEAD BRIDGE – FLAGGING SERVICES & PROJECT OVERSIGHT – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated April 6, 2023, requesting the approval of the Caltrans Service Contract 07R399 for ACTA to provide flagging services and project oversight for a term of five years in support of Caltrans’ replacement of existing bridge railings on the Anaheim Overhead (Bridge #53-2627) with estimated costs reimbursable to ACTA in an amount not to exceed \$47,783, and authorize the Chief Executive Officer or Chief Financial Officer to execute the agreement, was presented to the Governing Board.

No public comment was received on Item No. 5.

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

AYES: Cano, Gioiello, Kenagy, Lowenthal, McOsker, Saro

NOES: None

ABSENT: Renwick

6. RAILWORKS TRACK SERVICES, LLC – AGREEMENT NO. C0885 – CONTRACT TASK ORDER NO. 9 – FLAGGING SERVICES – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated April 6, 2023, requesting the authorization of the Chief Executive Officer or his designee to execute Contract Task Order No. 9 under Agreement No. C0885 with RailWorks Track Services LLC, for payment costs not to exceed \$220,800 for flagging services on SR-91 at Compton Creek Bridge OH – Bridge #53-2235 and Off-Ramp Bridge OH – Bridge No. 53-22375, was presented to the Governing Board.

No public comment was received on Item No. 6.

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

AYES: Cano, Gioiello, Kenagy, Lowenthal, McOsker, Saro  
NOES: None  
ABSENT: Renwick

7. TETRA TECH, INC. – AGREEMENT NO. C0868 – AMENDMENT NO. 2 – ENVIRONMENTAL SITE ASSESSMENT & RESTORATION – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated April 6, 2023, requesting the approval of the proposed second amendment to Agreement No. C0868 with Tetra Tech, Inc. for environmental site assessment and restoration services to extend the term of the Agreement for three years through June 30, 2026, and decrease the total compensation amount to \$50,000; and authorize the Chief Executive Officer or his designee to execute said amendment, was presented to the Governing Board.

No public comment was received on Item No. 7.

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

AYES: Cano, Gioiello, Kenagy, Lowenthal, McOsker, Saro  
NOES: None  
ABSENT: Renwick

8. 2023-2024 RENEWAL OF INSURANCE COVERAGE – APPROVED.

Communication from Kevin L. Scott, Chief Financial Officer, dated April 6, 2023, recommending that the Governing Board authorize the Chief Financial Officer or his designee to: 1) Negotiate and accept the recommendations of Willis Towers Watson (Willis), ACTA’s Broker of Record, for placement of required insurance for the period April 15, 2023 through April 14, 2024; and 2) Bind insurance, on behalf of ACTA, in accordance with the recommendations of Willis, was presented to the Governing Board.

Revised Transmittals were presented to the Board and available to the public at the meeting.

No public comment was received on Item No. 8.

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

AYES: Cano, Gioiello, Kenagy, Lowenthal, McOsker, Saro  
NOES: None  
ABSENT: Renwick

Before proceeding with Item 9, Chair McOsker left the meeting, leaving Board Member Saro to serve as Acting Chair for the remainder of the meeting.

9. ACTA ORGANIZATION TRANSITION – INFORMATION.

Communication from Michael C. Leue, Chief Executive Officer, dated April 6, 2023, with information on the proposed ACTA Organization transition, was presented to the Governing Board.

No public comment was received on Item No. 9.

10. PRELIMINARY BUDGET– FISCAL YEAR 2024 – INFORMATION.

Communication from Kevin L. Scott, Chief Financial Officer, dated April 6, 2023, with information on the FY2024 Draft Budget, was presented to the Governing Board.

No public comment was received on Item No. 10.

**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 11:23 p.m., the meeting was adjourned sine die.