

MINUTES OF A REGULAR MEETING OF THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY GOVERNING BOARD HELD AT LONG BEACH CITY COLLEGE LIBERAL ARTS CAMPUS BOARD ROOM, 4901 E. CARSON STREET, BUILDING T1100, LONG BEACH, CALIFORNIA 90808 ON JULY 13, 2023 AT 10:00 A.M.

A. ROLL CALL

Members present:

Michael Cano, Los Angeles County Metro
Frank Colonna, Port of Long Beach
Edward Renwick, Port of Los Angeles
Suely Saro, City of Long Beach

Alternate members present:

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

Members absent:

Tim McOsker, City of Los Angeles

Also present and participating:

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

B. OPENING STATEMENT

VICE CHAIR SARO PRESIDED AS CHAIR.

The meeting was called to order at 10:04 a.m. The opening statement was read into the record.

Chair Saro stated that the reports would be presented prior to Closed Session.

D. AGENDA ITEMS

Reports

1. MAY 2023 CORRIDOR PERFORMANCE

Michael Leue presented the Corridor performance statistics through May 2023.

(Board Members Cano and Renwick arrived at 10:06 a.m.)

2. GROUNDWORK FOR INCREASING CARGO TRANSPORTATION BY RAIL

Michael Leue presented the groundwork necessary for increasing cargo transportation by rail. Vice Chair Saro stated that she would be interested in having Mr. Leue present the information to the SCAG Transportation Committee.

C. CLOSED SESSION

At 10:58 a.m., Vice Chair Saro recessed the Governing Board meeting to conduct a Public Employee Performance Evaluation for the Chief Executive Officer (Government Code Section 54957).

At 11:35 a.m., the meeting was again called to order. Ms. Heather McCloskey, ACTA Co-General Counsel, announced that the Governing Board conducted a Public Employee Performance Evaluation for the Chief Executive Officer. She stated the Governing Board requested that the Board Secretary move forward with Item 7 for the Board’s consideration.

Roll call was taken. The following members were present: Vice Chair Saro, Board Members Cano, Colonna, Gioiello, Kenagy and Renwick.

D. AGENDA ITEMS

Consent Agenda

3. MINUTES - ACTA GOVERNING BOARD REGULAR MEETING OF JUNE 1, 2023 – APPROVED.

Minutes of the Regular Meeting of June 1, 2023, of the Governing Board of the Alameda Corridor Transportation Authority, were presented to the Governing Board.

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

Communication from Kevin L. Scott, Chief Financial Officer, dated July 13, 2023, recommending that the monthly financial reports as of April 30, 2023, be received and filed, was presented to the Governing Board.

No public comment was received on the Consent Agenda.

Board Member Cano motioned, seconded by Board Member Colonna that the minutes of the June 1, 2023, Regular Meeting of the Alameda Corridor Transportation Authority be approved as submitted and that the Monthly Financial Reports as of April 30, 2023, be received and filed. Carried by the following vote:

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

Regular Agenda

5. ELECTION OF ACTA CHAIR AND VICE CHAIR FOR FY24 – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated July 13, 2023, recommending the Governing Board to elect a Chair and Vice Chair of the ACTA Governing Board for FY24, was presented to the Governing Board.

No public comment was received on Item No. 5.

Board Member Colonna made a motion, seconded by Board Member Renwick, that Councilmember Saro be elected as Chair. Roll call was taken and carried by the following vote:

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

- 6. FAYE BUSINESS SYSTEMS GROUP, INC. – AMENDMENT NO. 1 TO AGREEMENT NO. C0892 – WEB DESIGN, DEVELOPMENT & SUPPORT SERVICES – APPROVED.

Communication from Michael C. Leue, Chief Executive Officer, dated July 13, 2023, recommending the approval of the proposed first amendment to Agreement No. C0892 with Faye Business Systems Group, Inc. for web design, development, and support services; to add \$50,000 in additional funding; modify the scope of services and rates; and add 3 years to the term with a not-to-exceed compensation amount of \$125,000 for a six-year term, was presented to the Governing Board.

No public comment was received on Item No. 6.

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

NOES: None

ABSENT: McOsker

- 7. RESOLUTION NO. JPA 23-4 – CHIEF EXECUTIVE OFFICER – SALARY AND BENEFITS PACKAGE ADJUSTMENTS – APPROVED.

Communication from Kevin L. Scott, Chief Financial Officer, dated July 13, 2023, was presented to the Governing Board recommending the Governing Board discuss and vote on any adjustments to the Chief Executive Officer’s (CEO) salary and benefits package, based on the performance evaluation of the CEO in closed session, and that the Governing Board approve an increase to ACTA Annual Budget in the amount of any increase approved in the CEO salary or benefits package.

No public comment was received on Item No. 7.

Board Member Renwick motioned seconded by Board Member Kenagy that Resolution JPA 23-4 be approved with a merit adjustment in the amount of 3%; and a cost-of-living adjustment in the amount of 4.5%, effective July 1, 2023; and a car allowance adjustment in the amount of 7.5%, effective July 1, 2023 for the ACTA CEO, and the Governing Board approves an amendment to increase the FY23/FY24 ACTA Budget in the amount of \$23,798. Roll call was taken and carried by the following vote:

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

NOES: None

ABSENT: McOsker

D. PUBLIC COMMENT ON NON-AGENDA ITEMS

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

ADJOURNMENT

At 11:46 a.m., the meeting was adjourned sine die.