

AGENDA
SPECIAL MEETING OF THE
Governing Board
of the
Alameda Corridor Transportation Authority

Meeting: October 20, 2005

Time: 9:00 A.M.

Location: Port of Long Beach
925 Harbor Plaza
6th Floor Board Room
Long Beach, California

A. Roll Call

B. Approval of the Minutes of the August 11, 2005 regular meeting of the Governing Board of the Alameda Corridor Transportation Authority.

C. Opening Statement

Persons in the audience who wish to address the Governing Board on any agenda item are invited to identify themselves when that agenda item is called. Persons wishing to address the Governing Board on an item not on the agenda but within the subject matter jurisdiction of the Board should ask to be recognized after the last agenda item before any closed session item. Ordinarily, the Governing Board will not act on any matter which does not appear on the published agenda. The Governing Board may consider and act upon any of the items listed on the agenda.

D. Agenda Items (*Consent Calendar: Items 3 through 7*)

1. Presentations to Thomas Warren.

2. Approval of financial statements. (ACTION)

3. Authorize the Chief Executive Officer to execute Amendment No. 1 to Agreement No. 725 with Chandler Asset Management in an amount not to exceed \$150,000 per annum from November 1, 2005 through October 31, 2009. (ACTION)



4. **Authorize the Chief Executive Officer to execute an amendment to Agreement No. 729 with Butterfield Communications which would increase the 2005 calendar year budget by an additional \$30,000; and authorize the Chief Executive Officer to execute an amendment to agreement No. 730 with Cerrell Associates which would increase the 2005 calendar year budget by an additional \$55,000. (ACTION)**
5. **Authorize the Chief Executive Officer to execute amendment to contract No. CO607 with Berg & Associates for construction management services for various ACTA projects for FY06 in the amount of \$480,000. (ACTION)**
6. **Authorize the Chief Executive Officer to execute amendment to contract No. CO703 in the amount of \$390,000 with Yeager Skanska, Inc. for the Anaheim Street Pump Station Project. (ACTION)**
7. **Authorize the Chief Executive Officer to execute amendment to Contract No. CO742 with Nossaman, Guthner, Knox & Elliott LLP in the amount of \$500,000. (ACTION)**
8. **Authorize the Chief Executive Officer to execute contract No. CO737 for On-Call Maintenance Services with ACE Engineering, Inc. in the amount of \$1,624,000 for remaining FY06. (ACTION)**
9. **Legislative Update. (INFORMATION)**
10. **Operating and Financial Performance Update. (INFORMATION)**
11. **Expanded Mission Update. (INFORMATION)**
12. **Public Comment**
13. **Closed Session:**

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Subdivision [a] of Section 54956.9)**

**ACTA v. Seymour Waterman (Sunshine Truck Stop)
L.A.S.C. Case No. BC 275 228 – ACTA Parcel Nos. PCH-1550-1C,
PCH-1540-4, PCH-1540-5, PCH-1540-6**

**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Subdivision [b] of Section 54956.9)**

Significant exposure to litigation (2 potential cases)

ACTA Governing Board

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Closed Session: (contd.)

PUBLIC EMPLOYEE APPOINTMENT

Title: Co-General Counsel

(Pursuant to Government Code Section 54957)

14. Adjournment