

# AGENDA

## *Governing Board of the Alameda Corridor Transportation Authority*

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**Meeting Date:** June 13, 2013  
**Time:** 9:00 A.M.  
**Location:** Port of Long Beach  
925 Harbor Plaza  
6<sup>th</sup> Floor Board Room  
Long Beach, California

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- A. Roll Call
- B. 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.

- C. Agenda Items

**REGULAR:**

1. Election of ACTA Chair and Vice Chair. (APPROVAL)
2. FY14 Budget (APPROVAL)

**CONSENT: (3-17)**

3. Minutes of the March 14, 2013 Regular Meeting of the Alameda Corridor Transportation Authority. (APPROVAL)
4. Monthly Financial Statements (R&F)
5. First Quarter 2013 Investment Report (R&F)
6. Authorize the Chief Executive Officer or Chief Financial Officer to execute an amendment to Contract CO761 with Willis Insurance Services of CA Inc. for insurance brokerage services, extending the contract term through June 30, 2014 and increasing the contract amount by \$100,000. (APPROVAL)



7. **Authorize the Chief Executive Officer or Chief Financial Officer to execute an amendment to Agreement No. 730 with Cerrell Associates, Inc. for media relations services extending the term through June 30, 2014 in the fixed annual amount of \$60,000 including expenses. (APPROVAL)**
8. **Authorize the Chief Executive Officer or Chief Financial Officer to execute an amendment to Agreement No. 693 with Manatt, Phelps & Phillips (MPP) for federal advocacy services, extending the term one-year through June 30, 2014 at the total not-to-exceed sum of \$60,000 including expenses. (APPROVAL)**
9. **Authorize the Chief Executive Officer or Chief Financial Officer to: 1) Execute three-year agreements with Vasquez & Company, LLP and Bazilio Cobb for internal audit support services for FY14 through FY16, as endorsed by the Audit Committee; and 2) Allocate funds up to \$80,000, as appropriated in the FY14 Budget, to the individual agreements, and issue amendments shifting unused amounts amongst agreements as necessary during the fiscal year. (APPROVAL)**
10. **Authorize the Chief Executive Officer or Chief Financial Officer to execute an amendment to Agreement CO719 with IBI for a one-year term extension through June 30, 2014 at an increased contract value not-to-exceed \$104,500 for support and maintenance of ACTA's Revenue Assessment and Verification System and PierPass Validation System. (APPROVAL)**
11. **Authorize the Chief Executive Officer or Chief Financial Officer to issue annual Contract Work Orders (CWOs) and corresponding Change Orders (COs) to Amended Agreement No. C0027 with the Alameda Corridor Engineering Team (ACET) for FY14 in the aggregate amount of \$2,523,368 allocated as follows: \$1,652,818 for ACTA Support, \$83,090 for the Pacific Coast Highway (PCH) Project, and \$787,460 for SR-47 Project; and 2) Reallocate FY14 CWO amounts amongst the CWO's during the fiscal year provided the overall aggregate amount is not increased. (APPROVAL)**
12. **Authorize the Chief Executive Officer or Chief Financial Officer to: 1) Execute five-year agreements in substantially the form attached with Alston & Bird, LLP; Bergman, Dacey, Goldsmith, PLC; Gibbs, Giden, Locher, Turner, Senet & Wittbrodt, LLP; Keesal, Young & Logan, LLP; Nixon Peabody, LLP; Nossmann LLP; Olivarez Madruga, P.C; O'Melveny & Myers, LLP; Polsinelli, LLP; and Theodora Oringher, P.C.; 2) Issue an amendment to Jones-Day for legal services under an existing agreement; and 3) Allocate funds up to \$600,000, as appropriated in the FY14 Budget, to the individual agreements, and issue amendments shifting unused amounts amongst agreements as necessary during the fiscal year. (APPROVAL)**
13. **It is recommended that the Governing Board adopt the Banking Resolution and Designation of Authorized Authority. This has no budget impact. (APPROVAL)**

14. Authorize the Chief Executive Officer or Chief financial Officer to execute an amendment to Agreement No. 337 with North American Emergency Management (NAEM) for emergency preparedness planning and annual field exercises in the amount of \$50,000 and extend the term through June 30, 2015. (APPROVAL)
15. Authorize the Chief Executive Officer or Chief Financial Officer to execute an amendment to Consultant Service Agreement No. 714 with David Duthie for utility coordination services extending the term through June 30, 2014 and increasing the contract value by \$25,000. (APPROVAL)
16. Given ACTA's reduced project workload, authorize the Chief Executive Officer to have ACTA staff perform community relations activities for FY14 without the outside consultant support now provided by Butterfield Communications, Inc. under Agreement No. 729 for a one-year trial period. (APPROVAL)
17. Appropriate an additional \$80,000 to the Benefit Account and \$2,044,000 to the Capital Account for FY13 Budget adjustments. (APPROVAL)

**REGULAR:**

18. Performance Update (INFORMATION)
19. Public Comment
20. Closed Session:

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

*Crimson Pipeline Management, Inc. et al. v. Herzog Contracting Corporation*, U.S. District Court for California Central District  
Case No. 2:09-cv-8055-CAS-MAN

21. Adjournment