

A G E N D A

Governing Board of the Alameda Corridor Transportation Authority

Meeting Date: March 8, 2012
Time: 9:00 A.M.
Location: Port of Long Beach
925 Harbor Plaza
6th Floor Board Room
Long Beach, California

- 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

- 1. Closed Session:

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

- (a) **NRDC et al vs. California Department of Transportation District 7
with ACTA as Real Party in Interest
Los Angeles Superior Court Case BS 122539**
 - (b) **NRDC et al vs. USDOT; Ray Lahood, Secretary, USDOT; FHA;
J. Paniati, Deputy Director, FHA; California Department of
Transportation with ACTA as Real Party in Interest
U.S. District Court for California Central District
Case No. 2:09-cv-8055-CAS-MAN**

**CONFERENCE WITH LEGAL COUNSEL –ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subsection [b] of Section 54956.9:
(Four potential cases)**



CONSENT: (Items 2 through 8)

2. **Approval of the Minutes of the January 12, 2012 Regular Meeting of the Alameda Corridor Transportation Authority. (APPROVAL)**
3. **Monthly Financial Statements (RECEIVE & FILE)**
4. **Fourth Quarter Investment Report (RECEIVE & FILE)**
5. **FY 2013 Budget Process**
6. **Authorize the Chief Executive Officer or Chief Financial Officer to issue a Change Order in the amount of \$183,800 to Agreement No. 807 with URS Corp. for additional design-related services for the Heim Bridge Replacement portion of the SR-47 Project (known as Segment 1); and approve a contingency amount of \$100,000 to be used, if necessary, to complete the final design of Segment 1 including the separate pump station contract. (APPROVAL)**
7. **Authorize the Chief Executive Officer or Chief Financial Officer to issue written consent or an amendment, in conjunction with the Ports, allowing the UPRR to delegate certain of its responsibilities under the Alameda Corridor Drill Track Use and Operating Agreement to Pacific Harbor Line, dated December 31, 2002. (APPROVAL)**
8. **Authorize the Chief Financial Officer: 1) To accept the recommendations of Willis, ACTA's Broker of Record, for placement of required insurance for the period April 15, 2012 through April 14, 2013; 2) To bind insurance, on behalf of ACTA, in accordance with the recommendations of Willis; and 3) Ratify the annual premiums paid for April 15, 2008 through April 14, 2012. (APPROVAL)**

REGULAR:

9. **Authorize the Chief Executive Officer, Chief Financial Officer, ACTA Co-Counsel, and ACTA Co-Bond Counsel to: 1) Take any and all actions necessary to submit the FRA RRIF transaction documents in substantially final form to both Harbor Commissions and to the Los Angeles City Council for approvals as required, and 2) Return the approved RRIF transaction documents thereafter to the ACTA Governing Board for final authorization to execute and close the RRIF transaction. (APPROVAL)**
10. **Authorize the Chief Executive Officer or Chief Financial Officer to execute the Custodial Agreement to the Forward Delivery Agreement with Bank of America. (APPROVAL)**
11. **ACTA January Performance Update (INFORMATION)**
12. **Public Comment**
13. **Adjournment**