

A G E N D A

Governing Board of the Alameda Corridor Transportation Authority

Meeting Date: **October 11, 2007**
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 July 12, 2007 regular meeting and the revised minutes of the June 21, 2007 special 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 1-9*)

- 1. Approval of monthly financial statements.**
- 2. Quarterly Investment Report**
- 3. Ratify the issuance of work orders to BNSF and UPRR to implement the May 22, 2002 Governing Board-approved Resolution for the Additional Corridor Projects as follows: 1) Work Orders No. 661 with BNSF in the not-to-exceed amount of \$5,450,492 for the Watson Lead Track Improvements; 2) Work Order No. 718 with the UPRR in the not-to-exceed amount of \$5,000,000 for the ICTF Dolores Yard Improvements; 3) Work Order No. 735 with BNSF for signal materials in the not-to-exceed amount of \$1,300,000 for the Additional Control Points Project; 4) Work Order No. 787 with BNSF for signal materials in the not-to-exceed amount of \$1,381,978 for the West Thenard Track Connection Project; 5) Work Order No. 789 with BNSF for track materials in the not-to-exceed amount of \$828,935 for the West Thenard Track Connection Project; 6) a 10% contingency amount to be added to Items 3, 4 and 5, if necessary. (APPROVAL)**



- 4. Authorize the donation of ACTA-owned computer equipment. (APPROVAL)**
- 5. Authorize the Chief Executive Officer to issue Change Orders to Contract Work Orders (CWO) with the Alameda Corridor Engineering Team (ACET) for FY07 final adjustments in the net aggregate additional amount of \$306,614. (APPROVAL)**
- 6. Authorize the Chief Executive Officer to execute construction Contract CO734 in the Schedule A amount of \$3,538,699 with So Pac Rail, the lowest responsive, responsible bidder for the CP Thenard Track Connection Project. (APPROVAL)**
- 7. Authorize the Chief Executive Officer to execute the Second Amendment to Agreement No. 711 with Pacific Railway Enterprises, Inc. (PRE) in an amount not to exceed \$200,000 to provide additional on-call railroad signal design and support services. (APPROVAL)**
- 8. Authorize the Chief Executive Officer to execute the Third Amendment to Agreement No. 337 with North American Emergency Management (NAEM) in the amount of \$50,000 for emergency preparedness planning and annual field exercises and extend the term through June 30, 2008. (APPROVAL)**
- 9. 1) Approve the Agreement and Election to participate in the Prefunding Plan administered by the CalPERS Board of Administration for Other Post Employment Benefits (OPEB), as required by applicable government standards;
2) Authorize the Chief Executive Officer to act as the Presiding Officer for the purpose of executing the required Agreement with the CalPERS Board ;
3) Appropriate \$448,000 to the Benefits Account to fund the past actuarial accrued liabilities (\$392,000) for current and past employees and the FY 2008 OPEB obligation (\$56,000), and to make future annual deposits to meet continuing obligations;
4) Adopt the required Resolution authorizing the Chief Executive Officer or the Chief Financial Officer to request on behalf of ACTA disbursements from the Prefunding Plan and to certify the purpose and use of the disbursed funds. (APPROVAL)**
- 10. Authorize the Chief Executive Officer to issue a Purchase Order to Nortrak in the amount of \$117,457, excluding applicable taxes for a crossing diamond for the West Thenard Track Connection Project; and authorize a not-to-exceed 15% contingency amount to be used if required. (APPROVAL).**
- 11. Presentation on SR-47 (INFORMATION)**
- 12. August Performance Update (INFORMATION)**
- 13. Legislative Update**

14. Closed Session:

- (a) CONFERENCE WITH LEGAL COUNSEL
ANTICIPATED LITIGATION
(Four [4] potential cases)
(Subdivision [b] of Section 54956.9)**

15. Adjournment