

AGENDA

*Governing Board
of the
Alameda Corridor Transportation Authority*

Meeting Date: October 8, 2015
Time: 9:00 A.M.
Location: Long Beach City Hall
City Hall Council Chamber
333 W. Ocean Boulevard
Long Beach, CA 90802

- 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

CONSENT: (1 - 6)

1. Minutes of the August 13, 2015 Meeting of the Alameda Corridor Transportation Authority. (APPROVAL)
2. Minutes of the September 24, 2015 Special Meeting of the Alameda Corridor Transportation Authority. (APPROVAL)
3. 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 increasing the contract value by \$25,000. (APPROVAL)
4. (1) Authorize the addition of a \$200,000 contingency for FY16 legal services, increasing the previously approved FY16 Budget amount from \$740,000 to \$940,000, and increasing the current total contract value for the 12 firms from \$1,755,000 to \$1,955,000. (2) Authorize the Chief Executive Officer or Chief



Financial Officer to issue amendments to agreements as necessary using the contingency amount. (APPROVAL)

5. Dolores Yard Cross-Over (INFORMATION)
6. Adopt the ACTA Investment Policy as updated to comply with recent changes in the government code. (APPROVAL)

REGULAR:

7. Authorize the Chief Executive Officer or Chief Financial Officer to take preliminary actions with the finance team and others to restructure portions of ACTA’s outstanding debt, including: (1) Initial drafting of documents necessary to refund or advance refund certain outstanding bonds; (2) Preparing and refining financing scenarios consistent with restructuring 2004 Bonds, or other bonds in the event of a shift in market dynamics; (3) Interacting with the Ports in order to incorporate the results of the pending Mercer San Pedro Bay Cargo Forecast into the transaction; and (4) Negotiating with bankers, attorneys, bond insurers, rating agencies, and other consultant and service providers required to restructure ACTA’s outstanding bonds. (APPROVAL)
8. Consider the following options for the pre-scheduling of future ACTA Governing Board meetings: Option 1: Continue to schedule the second Thursday of every month for meetings, and cancel meetings when there are no critical action or information items; or Option 2: Adopt a resolution reducing the number of annual meetings to five (January, April, June, August, and November), and convene special meetings between if necessary. (APPROVAL)
9. Train Length Analysis (INFORMATION)
10. August Performance Report (INFORMATION)
11. Closed Session:

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

(Subdivision [a] of Section 54956.9) (Two cases)

- a) *Crimson Pipeline Management, Inc. et al. v. Herzog Contracting Corporation*, U.S. District Court for California Central District Case No. CV12-03653-RSWL (RZx)
- b) *City of Huntington Park v. County of Los Angeles; Los Angeles County Flood Control District*, Los Angeles Superior Court Case No. BC547969

12. Public Comment
13. Adjournment