

MINUTES OF A REGULAR MEETING OF THE ALAMEDA CORRIDOR
TRANSPORTATION AUTHORITY GOVERNING BOARD HELD IN THE BOARD
ROOM OF THE HARBOR DEPARTMENT ADMINISTRATION BUILDING AT
925 HARBOR PLAZA, LONG BEACH, CALIFORNIA, ON NOVEMBER 8, 2007,
AT 9:00 A.M.

Members present:

Bonnie Lowenthal, City of Long Beach
Don R. Knabe, Los Angeles County
Metropolitan Transportation Authority
James C. Hankla, Port of Long Beach
Steven B. Rubin, Port of Long Beach
Douglas Krause, Port of Los Angeles
Mike Christensen, Port of Los Angeles

Members absent:

Janice Hahn, City of Los Angeles

Also present:

John T. Doherty, ACTA, Chief Executive Officer
James P. Preusch, ACTA, Chief Financial Officer
Art Goodwin, ACTA, Director of Planning
Charles Gale, ACTA, Co-General Counsel
Heather Burns, ACTA, Co-General Counsel

CHAIRPERSON LOWENTHAL PRESIDED AS CHAIR.

APPROVAL OF MINUTES

Mr. Hankla moved, seconded by Mr. Krause and unanimously carried, the minutes of the regular meeting of October 11, 2007, were approved.

1. AUCTION OF ACTA-OWNED PROPERTY – OBSERVATION.

Communication from John T. Doherty, Chief Executive Officer, dated October 31, 2007, regarding an auction of ACTA-owned property on Pacific Coast Highway (PCH-1531) was presented to the Governing Board.

An auction of ACTA-owned property on Pacific Coast Highway (PCH-1531) was held as a result of a Governing Board action dated July 12, 2007. ACTA Governing Board Member Don Knabe served as the auctioneer. There were three companies represented to bid on the property. The highest bid of \$1,350,000 was awarded to Charles A. Moine and Kathleen M. Kokowa-Moine,

husband and wife as joint tenants to an undivided 50% interest and Daniel Mack Moine, an undivided 50% interest all as tenants in common.

CONSENT CALENDAR - ITEMS NOS. 2-5.

2. MONTHLY FINANCIAL REPORTS FOR THE PERIOD ENDED SEPTEMBER 30, 2007 – RECEIVED AND FILED.

Communication from James Preusch, Chief Financial Officer, dated November 8, 2007, recommending that the monthly financial reports for the period ended September 30, 2007, be received and filed, was presented to the Governing Board.

3. RESOLUTION NO. JPA 2-07 AUTHORIZING ACTA CALPERS-VESTED EMPLOYEES TO ELECT TAX DEFERRED SERVICE CREDIT PURCHASES – ADOPTED.

Communication from John T. Doherty, Chief Executive Officer, dated November 8, 2007, recommending the Governing Board adopt a resolution entitled, "ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY RESOLUTION NO. JPA 2-07 PRE-TAX PAYROLL DEDUCTION PLAN FOR SERVICE CREDIT PURCHASES CALPERS EMPLOYER CODE 1685 (CONTRIBUTION CODE 14)," was presented to the Governing Board.

4. QUARTERLY INVESTMENT REPORT FOR THE PERIOD ENDING SEPTEMBER 30, 2007 – RECEIVED AND FILED.

Communication from John T. Doherty, Chief Executive Officer, dated November 8, 2007, recommending that the Quarterly Investment Report for the period ending September 30, 2007, be received and filed, was presented to the Governing Board.

5. BALFOUR BEATTY RAIL, INC. – TASK ORDERS TO AGREEMENT NO. 782 FOR FLAGGING SERVICES - APPROVED

Communication from John T. Doherty, Chief Executive Officer, dated November 8, 2007, recommending authorization for the Chief Executive Officer to issue Task Orders to Agreement No. 782 with Balfour Beatty Rail, Inc., in the aggregate amount not to exceed \$200,000, for miscellaneous flagging protective services along the Corridor, was presented to the Governing Board.

Mr. Knabe moved, seconded by Mr. Krause, that the communications be received and filed and that Items Nos. 2-5 be approved as recommended. Carried by the following vote:

AYES:	Members: Krause, Christensen, Hankla, Rubin, Knabe, Lowenthal
NOES:	None
ABSENT:	Hahn

6. SO PAC RAIL – GRANT THE CHIEF EXECUTIVE OFFICER CHANGE ORDER AUTHORITY FOR CONTRACT NO. CO734 FOR THENARD TRACK CONNECTION PROJECT - APPROVED.

Communication from John T. Doherty, Chief Executive Officer, dated November 8, 2007, recommending authorization to grant the Chief Executive Officer \$350,000 of aggregate Change Order authority for Contract No. CO734 with So Pac Rail for the Thenard Track Connection Project, was presented to the Governing Board.

Mr. Hankla moved, seconded by Mr. Krause, that the communication be received and filed and that the Chief Executive Officer be granted \$350,000 of aggregate Change Order authority for Contract No. CO734 with So Pac Rail for the Thenard Tract Connection Project. Carried by the following vote:

AYES:	Members: Krause, Christensen, Hankla, Rubin, Knabe, Lowenthal
NOES:	None
ABSENT:	Hahn

7. FINANCIAL OPTIONS – INFORMATION ITEM.

Mr. Doherty stated that this item is being presented to the Governing Board as a result of a request by Mr. Krause regarding ACTA's possible existing bond refunding and other project funding opportunities.

Mr. Jeff Holt, Vice President of Goldman Sachs, gave a presentation on bond refunding opportunities, as well as the current trend toward sale of revenue generating public assets.

8. UPDATE ON SR-47 PROJECT – INFORMATION ITEM.

Mr. Doherty stated that, at the October ACTA Governing Board meeting, the Governing Board unanimously agreed to request Caltrans extend the comment period on the SR-47 Project, but due to some logistical issues such as advertising requirements, Caltrans instead unofficially extended the comment period through November 2007, specifically for those parties that had requested additional time. However, it is likely that the comments of any others will also be accepted.

Chairperson Lowenthal requested that the questions submitted by the NRDC and USC Keck School of Medicine prior to the original October 16 deadline and the subsequent Caltrans answers be distributed to the ACTA Governing Board Members.

Mr. Doherty agreed to do so.

Chairperson Lowenthal requested going forward with a health risk assessment (HRA) for the SR-47 Project as had been requested by certain commentors.

Mr. Doherty stated that Caltrans, which is the lead agency, typically does not perform such assessments, but ACTA would go forward with the health risk assessment as requested on its own.

9. PERFORMANCE UPDATE – INFORMATION ITEM.

Mr. Doherty stated that, due to time constraints, he would forego the September performance update.

10. LEGISLATIVE UPDATE – INFORMATION ITEM.

Mr. Doherty gave a brief legislative update regarding the ongoing meetings being held by the CTC and BTH Secretary Bonner concerning the guidelines for allocating the \$2 billion Prop. 1B TCIF bond funds.

At 10:05 a.m., Chairperson Lowenthal recessed the Governing Board meeting to hold a Closed Session:

CONFERENCE WITH LEGAL COUSEL
ANTICIPATED LITIGATION
(Three (3) potential cases)
Subdivision (b) of Government Code Section 54956.9

At 10:50 a.m., the meeting was again called to order by Chairperson Lowenthal.

There were no reportable actions from the Closed Session.

ADJOURNMENT

At 10:51 a.m., the meeting was adjourned sine die.