

MINUTES OF A SPECIAL MEETING OF THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY GOVERNING BOARD HELD AT THE LONG BEACH CITY COLLEGE BOARD ROOM, 4901 EAST CARSON STREET, LONG BEACH, CALIFORNIA, ON SEPTEMBER 22, 2017 AT 9:00 A.M.

Members present:

Joe Buscaino, City of Los Angeles
Frank Colonna, Port of Long Beach
Mario Cordero, Port of Long Beach
Janice Hahn, Los Angeles County
Metropolitan Transportation Authority
Edward Renwick, Port of Los Angeles
Gene Seroka, Port of Los Angeles

Members absent:

Suzie Price, City of Long Beach

Also present:

John T. Doherty, ACTA, Chief Executive Officer
James P. Preusch, ACTA, Chief Financial Officer
Lauren Misajon, ACTA, Co-General Counsel

The meeting was called to order by Supervisor Hahn at 9:40 a.m. Supervisor Hahn chaired the meeting until the arrival of Councilmember Buscaino. Roll call was taken.

CONSENT CALENDAR - ITEM NOS. 1-5

Items 1 and 3 were pulled from Consent. Item 1 was to be voted on when the Chair arrived and Item 3 was to be brought back at a future meeting.

2. MONTHLY FINANCIAL STATEMENTS FOR THE PERIOD ENDED MAY 31, 2017 – RECEIVED AND FILED.

Communication from James P. Preusch, Chief Financial Officer, dated September 22, 2017, recommending that the monthly financial reports for the period ended May 31, 2017, be received and filed, was presented to the Governing Board.

4. BALFOUR BEATTY INFRASTRUCTRE – INCREASE IN TASK ORDER FOR FLAGGINS SERVICES – AGREEMENT NO. 782 - APPROVED.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, recommending the authorization for the Chief Executive Officer or Chief Financial Officer to increase the existing task order value for flagging services by \$200,000 under Agreement, No. 782 with Balfour Beatty Infrastructure, Inc., was presented to the Governing Board.

5. CALTRANS ANAHEIM ST BRIDGE – SUPPLEMENT NO. 2 FOR FLAGGING & INSPECTION SERVICES – CONTRACT 07R329 - APPROVED.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, recommending approval of Supplement No. 2 to Caltrans Service Contract 07R329 increasing the amount of costs reimbursable to ACTA from \$42,000 to \$192,000 for providing flagging and inspection services in support of Caltrans' Anaheim Street Bridge Painting Project; and authorize the Chief Executive Officer to execute the Amendment, was presented to the Governing Board.

Board Member Renwick motioned, seconded by Board Member Colonna that Item 2 be received and filed and Items No. 4 & 5 be approved. Carried by the following vote:

AYES: Colonna, Cordero, Hahn, Renwick, Seroka

NOES: None

ABSENT: Buscaino, Price

6. RESOLUTION NO. 17-2 – AMENDMENT NO. 2 – CALTRANS COOPERATIVE AGREEMENT NO. 07-4914 FOR SEGMENT 1 OF SR-47 – APPROVED.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, recommending the adoption of Resolution No. 17-2 approving Amendment No. 2 to Caltrans Construction Agreement No. 07-4914 for Segment 1 of the SR-47 Project, was presented to the Governing Board.

Board Member Renwick asked that staff look into the possibility of charging Caltrans for ACTA staff overhead costs in the future.

Board Member Renwick motioned, seconded by Board Member Seroka that Item No. 6 be approved. Carried by the following vote:

AYES: Colonna, Cordero, Hahn, Renwick, Seroka

NOES: None

ABSENT: Buscaino, Price

7. AECOM TECHNICAL SERVICES – CHANGE ORDER NO. 23 – AGREEMENT NO. E0807 – SR-47 SEGMENT 1 – APPROVED.

Communication from James P. Preusch, Chief Financial Officer, dated September 22, 2017, was presented to the Governing Board, recommending the authorization of the Chief Executive Officer or Chief Financial Officer to:

- 1) Execute a Change Order in the amount of \$500,000 to Agreement No. E0807 with AECOM Technical Services, Inc. for support services on the Heim Bridge Replacement portion of the SR-47 Project; and
- 2) Approve the replenishment of the \$100,000 contingency to be used if needed for any of the tasks under Agreement No. E807.

Board Member Cordero motioned, seconded by Board Member Seroka that Item No. 7 be approved. Carried by the following vote:

AYES: Colonna, Cordero, Hahn, Renwick, Seroka

NOES: None

ABSENT: Buscaino, Price

Chair Buscaino arrived at 9:45 a.m.

Mr. Doherty welcomed Commissioner Colonna back as a member of the ACTA Governing Board.

1. MINUTES - ACTA GOVERNING BOARD REGULAR MEETING OF JUNE 8, 2017 – APPROVED.

Minutes of the regular meeting of June 8, 2017 of the Governing Board of the Alameda Corridor Transportation Authority were presented to the Governing Board.

Board Member Colonna abstained because he was not in attendance at the June 8, 2017 ACTA Governing Board meeting. The minutes were approved unanimously.

AYES: Buscaino, Cordero, Hahn, Renwick, Seroka

NOES: None

ABSENT: Price

ABSTAIN: Colonna

8. RFP STATUS OF ACTA CONTRACTS – INFORMATION ITEM.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, with a status on the recently released Requests for Proposals (RFPs) issued during FY17 for a variety of services, as well as a schedule for three new RFPs that will be released in FY18, was presented to the Governing Board.

Board Member Renwick proposed delaying the ACTA federal advocacy RFP to enable further discussion with Ports' staff to determine the viability to use one of their federal advocacy consultants for ACTA matters. Mr. Doherty advised that Item 10 involved a short extension to the existing contract, and that extension could also be put on hold awaiting further review. There was a consensus of the Board to delay the RFP. (See minutes of Item 10 for further information.)

9. BALFOUR BEATTY INFRASTRUCTURE, INC. – SIXTH AMENDMENT - AGREEMENT NO. 782 – APPROVED.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, recommending approval of the Sixth Amendment to ACTA's Maintenance Agreement No. 782 with Balfour Beatty Infrastructure, Inc., set to expire on October 14, 2017, extending the term for up to six months through April 14, 2018 and authorization for the Chief Executive Officer or Chief Financial Officer to execute said amendment, was presented to the Governing Board.

Board Member Hahn asked if the issues with the first RFP were resolved. Mr. Doherty responded that the issues were resolved and that issues were not anticipated in the current RFP process.

Board Member Renwick recommending leveraging the resources at both Ports.

Board Member Hahn motioned, seconded by Board Member Seroka that Item No. 9 be approved. Carried by the following vote:

AYES: Buscaino, Colonna, Cordero, Hahn, Renwick, Seroka

NOES: None

ABSENT: Price

10. MANATT, PHELPS & PHILLIPS (C0693) AND VASQUEZ & COMPANY (C0840) AMENDMENTS – APPROVED AS AMENDED.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, recommending approval of amendments to two ACTA agreements and authorization for the Chief Executive Officer or Chief Financial Officer to execute the amendments as follows: 1) No. C0693 – Manatt, Phelps & Phillips for federal advocacy services – 3 month extension through January 31, 2018 and \$15,000 increase to contract value; and 2) No. C0840 – Vasquez & Company, LLP for internal auditing services – 3 month extension through January 31, 2018 with no increase to contract value, was presented to the Governing Board.

Board Member Seroka recommended that a meeting be scheduled with ACTA and Port staff to discuss the federal advocacy needs of ACTA.

An alternate motion was made to extend the Manatt, Phelps & Phillips agreement for “up-to” 3 months, as needed, while awaiting ACTA staff’s outreach to the Ports’ staff and recommendation as to how best to have these services provided in the future. The item was approved unanimously as amended.

AYES: Buscaino, Colonna, Cordero, Hahn, Renwick, Seroka

NOES: None

ABSENT: Price

Mr. Doherty presented Items 11, 12 and 13 together.

11. TETRA TECH, INC. – ENVIRONMENTAL SITE ASSESSMENT & RESTORATION SERVICES – AGREEMENT NO. C0868 - APPROVED.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, recommending approval of Agreement No. C0868 with Tetra Tech, Inc. for Environmental Site Assessment & Restoration Services in an amount not-to-exceed \$150,000 for the period on or about October 1, 2017 through June 30, 2020 with an optional 3-year extension, and authorization for the Chief Executive Officer or Chief Financial Officer to execute said amendment, was presented to the Governing Board.

12. OCEAN BLUE ENVIRONMENTAL SERVICES, INC. – EMERGENCY RESPONSE & HAZARDOUS WASTE MANAGEMENT SERVICES – AGREEMENT NO. C0869 – APPROVED.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, recommending approval of Agreement No. C0869 with Ocean Blue Environmental Services, Inc. for Emergency Response & Hazardous Waste Management Services in an amount-not-to-exceed \$50,000 for the period on or about October 1, 2017 through June 30, 2020 with an optional 3-year extension if later approved by the Board, and authorization for the Chief Executive Officer or Chief Financial Officer to execute said amendment, was presented to the Governing Board.

13. ENVIRONMENTAL TREATMENT & TECHNOLOGY, INC. – ENVIRONMENTAL LAB SERVICES – AGREEMENT NO. C0867 – APPROVED.

Communication from John T. Doherty, Chief Executive Officer, dated September 22, 2017, recommending approval of Agreement No. C0867 with Environmental Treatment & Technology, Inc. doing business as Advanced Technology Laboratories for environmental lab services in an amount not-to-exceed \$25,000 for the period on or about October 1, 2017 through June 30, 2020, with an optional three-year extension if later approved by the Board and authorization for the Chief Executive Officer or Chief Financial Officer to execute said amendment, was presented to the Governing Board.

Board Member Renwick recommended that ACTA get into a standard practice of rebidding contracts every five years and to stagger the schedule.

Board Member Seroka motioned, seconded by Board Member Hahn that Items No. 11, 12 and 13 be approved. Carried by the following vote:

AYES: Buscaino, Colonna, Cordero, Hahn, Renwick, Seroka

NOES: None

ABSENT: Price

14. MISCELLANEOUS PROJECTS UPDATE – INFORMATION ITEM.

Mr. Doherty provided an update on the SR-47 Segment 1 Project, Caltrans' Bridge Painting Projects over ACTA Tracks, and LA Metro's Proposed West Santa Ana Branch (WSAB) Transit Corridor.

Board Member Hahn asked if there were any issues that the Metro Board should be aware of that could keep the WSAB Project from moving forward. Board Member Cordero stated that he read that Union Pacific had some issues. Mr. Doherty stated that the Ports have provided a joint letter with comments to Metro in response to Metro's outreach. About six miles of the proposed corridor would occupy a portion of the Ports' joint owned property along what is called the Union Pacific San Pedro Branch. The Ports have an agreement with the Union Pacific with regard to the use of the line, and the implications of the proposed corridor is being evaluated. Concerns of the Union Pacific include the proximity of public transportation to freight tracks and UP's access to existing or future local customers.

Board Member Hahn asked that a presentation be brought to the ACTA Board at a future meeting. Board Member Seroka recommended that Ports' staff and ACTA staff meet soon to discuss the project and concerns.

Board Member Colonna asked that in the future a brief synopsis of the information items be included in the agenda packet. Mr. Doherty agreed to do so.

15. JULY PERFORMANCE – INFORMATION ITEM.

Mr. Doherty gave an update of Corridor performance statistics including train counts, revenue and cargo volume through July 2017. He advised that ACTA's share of the Ports' imported containers had slipped somewhat in 2016 and 2017 due to increased transload volumes and the Ports' losses of discretionary cargo to other ports. There ensued a general discussion by Board members as to the mounting competition for discretionary cargo including the ocean carriers' "four-corner" strategy, infrastructure investments at all ports, and the expanded Panama Canal. The importance of fluidity and controlling the costs of doing business through LA/Long Beach was emphasized.

16. PUBLIC COMMENT

17. ADJOURNMENT

At 10:47 a.m., the meeting was adjourned sine die.