



ALAMEDA-CONTRA COSTA TRANSIT DISTRICT

MINUTES

Board of Directors - Regular Meeting

CLOSED SESSION 4:30 PM (see item 7 for details)

HYBRID MEETING

AC Transit General Offices
2nd Floor Board Room - 1600 Franklin Street, Oakland, California

Phone (669) 900 6833, Webinar ID: 984 8717 5063

Wednesday, September 13, 2023 at 5:00 PM

MEMBERS OF THE BOARD OF DIRECTORS

JOEL YOUNG, PRESIDENT (AT-LARGE)
DIANE SHAW, VICE PRESIDENT (WARD 5)
JOVANKA BECKLES (WARD 1)
JEAN WALSH (WARD 2)
SARAH SYED (WARD 3)
MURPHY MCCALLEY (WARD 4)
H. E. CHRISTIAN PEEPLES (AT-LARGE)

BOARD OFFICERS

MICHAEL A. HURSH, GENERAL MANAGER/CHIEF EXECUTIVE OFFICER
JILL A. SPRAGUE, GENERAL COUNSEL/CHIEF LEGAL OFFICER
LINDA A. NEMEROFF, BOARD ADMINISTRATIVE OFFICER/DISTRICT SECRETARY

1. CALL TO ORDER

The Alameda-Contra Costa Transit District Board of Directors held a meeting on Wednesday, September 13, 2023, at 5:00 p.m.

President Young called the Board of Directors meeting to order at 5:03 p.m.

2. ROLL CALL

Present: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

3. PUBLIC COMMENT

Any person may directly address the Board at this time on any item of interest to the public that is within the subject matter and jurisdiction of the Board. Boardmembers may briefly respond to statements or questions from the public, ask questions for clarification, refer a matter to staff, request staff to report back at a subsequent meeting, or direct staff to place the matter on a future agenda. However, under the Brown Act, the Board cannot engage in discussion or take action on any item not listed on the agenda. Public Comment on a specific agenda item will be invited at the time the item is being considered. Two (2) minutes are allowed for each item.

Ms. Fowles, Civic Action Coalition, commented on the restoration of Line 80, saying that there are areas along the route segment that were not being served. In addition, there were also several areas not being served by Line 7. A complaint was also made about a bus stop.

4. MODIFICATIONS TO THE AGENDA

There were no modifications to the agenda.

5. CONSENT CALENDAR (AND CALL FOR PUBLIC COMMENT ON CONSENT ITEMS)

MOTION: PEEPLES/McCALLEY to received or approve the items on the Consent Calendar as indicated. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

5.A. Consider approving Board of Directors minutes of August 9, 2023.

[23-109](#)

Staff Contact:

Linda Nemeroff, Board Administrative Officer/District Secretary

MOTION: PEEPLES/McCALLEY to approve the Board of Directors minutes of August 9, 2023. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

5.B. Consider approving Board of Directors minutes for the special meeting held on August 24, 2023.

[23-434](#)

Staff Contact:

Linda Nemeroff, Board Administrative Officer/District Secretary

MOTION: PEEPLES/McCALLEY to approve the Board of Directors minutes for the special meeting held on August 24, 2023. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

- 5.C.** Consider approving minor, non-substantive amendments to Board Policy 360 - Actuarial Valuations Retirement Fund Policy. [23-359](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

MOTION: PEEPLES/McCALLEY to approve minor, non-substantive amendments to Board Policy 360 - Actuarial Valuations Retirement Fund Policy. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

- 5.D.** Consider receiving the Monthly Report on Investments for June 2023. [23-422](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

MOTION: PEEPLES/McCALLEY to receive the Monthly Report on Investments for June 2023. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

- 5.E.** Consider approving the award of a firm fixed price construction contract for \$3,293,851 to Ray's Electric of Oakland, California for the construction of the AC Transit Rapid Corridors Telegraph Avenue Project segment. [22-176a](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

MOTION: PEEPLES/McCALLEY to approve the award of a firm fixed price construction contract for \$3,293,851 to Ray's Electric of Oakland, California for the construction of the AC Transit Rapid Corridors Telegraph Avenue Project segment. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

- 5.F.** Consider authorizing the General Manager to exercise Option 3 (Year 6) to extend the District's contract with Alliant Insurance Services, for the period beginning February 10, 2024, through February 9, 2025, for the provision of Insurance Broker Services. [18-162d](#)

Staff Contact:

Jill A. Sprague, General Counsel/Chief Legal Officer

MOTION: PEEPLES/McCALLEY to authorize the General Manager to exercise Option 3 (Year 6) to extend the District's contract with Alliant Insurance Services, for the period beginning February 10, 2024, through February 9, 2025, for the provision of Insurance Broker Services. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

- 5.G.** Consider authorizing the issuance of a Request for Proposal (RFP) for 457(b) Plan Administrative Services. [23-414](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

MOTION: PEEPLES/McCALLEY to authorize the issuance of a Request for Proposal (RFP) for 457(b) Plan Administrative Services. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

6. REGULAR CALENDAR

Planning Items - Chair Syed

- 6.A.** Consider receiving an update on progress, next steps, and upcoming engagement opportunities and approve the revised guiding principles associated with Realign, the District's system-wide service effort. [23-250c](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering
Beverly Greene, Executive Director of External Affairs, Marketing & Communications

[Written comment received prior to the meeting is incorporated into the file by reference.]

Transportation Planner David Berman and External Affairs Representatives Diann Castleberry gave the presentation.

Public Comment:

Warren Cushman is happy that Community Recourses for Independent Living is a stakeholder and a partner in the process and is looking forward to future dialogue and figuring out how the needs of seniors and people with disabilities will be met under the equity rubric.

Omowale Fowles requested that Operator's contracts be adjusted to 8 hours straight working shifts so the reliability, the equity and the frequency of the busses would be more secure.

Adina Levin requested that transfer data be represented in the goals of the Realign process.

MOTION: YOUNG/PEEPLES to receive the staff report and approve the revised guiding

principles associated with Realign, the District's system-wide service effort. The motion carried by the following vote:

Ayes: YOUNG, SHAW, BECKLES, WALSH, SYED, McCALLEY, PEEPLES

Board Administrative Matters - President Young

- 6.B.** Announcement of changes to the October and November Board meeting schedule. [23-450](#)

Presenter:
President Young

President Young reported that due to the American Public Transportation Association Conference, the regular Board of Directors meeting scheduled for October 11th was cancelled. The special Board of Directors meeting on October 4th and the regular meeting on October 25th will remain on calendar.

In addition, a special Board of Directors meeting will be held on Wednesday, November 1st at 5:00 p.m. for the first presentation of the draft service proposals associated with the Realign project.

At 5:50 p.m., President Young announced that the Board would take a brief recess. The meeting reconvened at 6:00 p.m. All Board members were present.

7. PUBLIC HEARING - 6:00 PM

- 7.A.** Receive presentation from the District's demographer on redistricting to a seven-ward election system for the Board of Directors; and hold the second of two public hearings to receive public input on the composition of the voting wards before maps are drafted and provide initial direction to the demographer on the composition of the draft maps. [23-391c](#)

Staff Contact:
Linda A. Nemeroff, Board Administrative Officer/District Secretary

Presenter:
Michael Wagaman, Wagaman Strategies

President Young welcomed everyone to the public hearing and advised that legal notice of the hearing was given in accordance with Board Policy 110. The Spanish, Chinese and Cantonese interpreters were introduced, and instructions were given on how to access language services.

The public hearing opened at 6:05 p.m. and the meeting was turned over to Michael Wagaman, Wagaman Strategies, who presented a recap of the criteria that would be

used to redistrict to a seven-ward election system and addressed questions from the Board.

Four persons presented testimony concerning the redistricting process and offered feedback.

The Board gave the following direction/feedback to the demographer:

- Keep cities together to the extent possible.
- Keep neighborhoods together to the extent possible.
- Utilize the Community of Interest (COI) data gathered in the last redistricting in addition to new COI data.
- To add the following layers to the baseline maps on the online drawing tool:
 - City boundaries
 - City council and supervisorial district boundaries (Alameda County)
 - School district boundaries (already included)
 - City of Oakland police beat areas
 - Oakland Community Economic Development Agency neighborhood boundaries (c. 2002)

A copy of the oral comments are attached hereto as Exhibit A and are made a part of these minutes. Email, fax, voicemail, and written comments received up to the close of the hearing are incorporated into the file, and by reference hereto, are made a part of these minutes.

The public hearing closed at 6:40 p.m.

8. CLOSED SESSION/REPORT OUT

Closed session was cancelled.

8.A. Conference with Legal Counsel - Potential Litigation

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: (2 Cases)

8.B. Public Employee Performance Evaluation

(Government Code Section 54957)

Title: General Manager, General Counsel, District Secretary

9. AGENDA PLANNING

Directors are limited to two agenda planning requests per meeting. Each item requested shall have the concurrence of three Directors, including the requestor.

- 9.A.** Review of Agenda Planning Pending List and Agenda Planning Request Forms submitted by Vice President Shaw and Director Beckles.

[23-028o](#)

Staff Contact:

Linda Nemeroff, Board Administrative Officer/District Secretary

The Agenda Planning requests submitted by Director Beckles and Vice President Shaw were accepted.

10. GENERAL MANAGER’S REPORT

10.A. General Manager’s Report for September 13, 2023.

[23-029o](#)

The report was presented for information only.

11. BOARD/STAFF COMMENTS

(Government Code Section 54954.2)

Members of the Board commented on meetings and events attended since the last Board meeting.

12. ADJOURNMENT

There being no further business to come before the Board of Directors, the meeting adjourned at 6:49 p.m. The next regular meeting of the Board of Directors is scheduled for Wednesday, September 27, 2023 at 5:00 p.m.

Respectfully submitted,

/s/

Linda Nemeroff

Board Administrative Officer/District Secretary