



ALAMEDA-CONTRA COSTA TRANSIT DISTRICT

MINUTES

Board of Directors - Regular Meeting

CLOSED SESSION 4:15 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, July 24, 2024 at 5:00 PM

Accessible agenda linked here <https://bit.ly/3YbNna2>.

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

SHAYNA VAN HOFTEN, INTERIM GENERAL COUNSEL/CHIEF LEGAL OFFICER

LINDA A. NEMEROFF, BOARD ADMINISTRATIVE OFFICER/DISTRICT SECRETARY

TELECONFERENCE:

Director H. E. Christian Peeples, 13328 San Pablo Avenue, Room 9B, San Pablo, California 94806

1. CALL TO ORDER

The Alameda-Contra Costa Transit District Board of Directors held a meeting on Wednesday, July 24, 2024, at 5:00 p.m. Prior to the start of the meeting, Interim General Counsel Shayna van Hoften confirmed that all requirements of the Ralph M. Brown Act (Govt. Code Sections 54950, et seq.) and the provisions of Board Policy 101, Section 4.9 regarding teleconferenced meetings were met in order for Director Peeples to teleconference to the meeting. The Interim General Counsel advised that all votes must be taken by roll call vote.

The meeting was called to order at 4:15 p.m. for the purpose of Closed Session. All Board members were present. Director Walsh arrived at 4:24 p.m. The Board convened in Closed Session to discuss Items 7A-7D as listed on the agenda. Closed Session concluded at 4:28 p.m.

President Young called the meeting to order at 5:01 p.m.

2. ROLL CALL

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

3. PUBLIC COMMENT

Barbara Schick commented on Line 67 stating that the schedule is inconsistent, and riders never know when the bus is coming. Schick stated that the detour has been going on for about a year and the app is inaccurate due to rerouting. Schick believes there is ridership when the bus is consistent and on time, and that layover changes have affected the schedule.

4. MODIFICATIONS TO THE AGENDA

There were no modifications to the agenda.

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

There was no public comment offered on the Consent Calendar.

MOTION: PEEPLES/BECKLES to receive, approve or adopt 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 meeting minutes of June 26, 2024.

[24-031](#)

Staff Contact:

Linda Nemeroff, Board Administrative Officer/District Secretary

MOTION: PEEPLES/BECKLES to approve Board of Directors meeting minutes of June 26, 2024. The motion carried by the following vote:

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

- 5.B.** Consider approving Board of Directors meeting minutes of July 10, 2024. [24-033](#)

Staff Contact:

Linda Nemeroff, Board Administrative Officer/District Secretary

MOTION: PEEPLES/BECKLES to approve Board of Directors meeting minutes of July 10, 2024. The motion carried by the following vote:

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

- 5.C.** Consider receiving the FY 2023-24 Fourth Quarter Travel and Meeting Expense Report for the Board of Directors. [24-401](#)

Staff Contact:

Linda A. Nemeroff, Board Administrative Officer/District Secretary

MOTION: PEEPLES/BECKLES to receive the FY 2023-24 Fourth Quarter Travel and Meeting Expense Report for the Board of Directors. The motion carried by the following vote:

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

- 5.D.** Consider receiving the Financial Audit Plan and Audit Engagement Letter for the Fiscal Year Ending June 30, 2024. [24-368](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

MOTION: PEEPLES/BECKLES to receive the Financial Audit Plan and Audit Engagement Letter for the Fiscal Year Ending June 30, 2024. The motion carried by the following vote:

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

- 5.E.** Consider the adoption of Resolution No. 24-026 establishing the Appropriations Limit for Fiscal Year 2024-25 at \$675,361,470. [24-357a](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

MOTION: PEEPLES/BECKLES to adopt Resolution No. 24-026 establishing the Appropriations Limit for Fiscal Year 2024-25 at \$675,361,470. The motion carried by the following vote:

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

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- 5.F.** Consider a review of Board Policy 334 - EasyPass: Goals & Methodology with no recommended changes. [24-390](#)

Staff Contact:

Nichele Laynes, Director of Marketing, Communications & Customer Services

MOTION: PEEPLES/BECKLES to approve Board Policy 334 - EasyPass: Goals & Methodology with no recommended changes. The motion carried by the following vote:

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

- 5.G.** Consider receiving the General Manager's Access Committee minutes of May 14, 2024. [24-418](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

MOTION: PEEPLES/BECKLES to receive the General Manager's Access Committee minutes of May 14, 2024. The motion carried by the following vote:

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

- 5.H.** Consider receiving an update on FY 2023-24 4th Quarter Customer Services Metrics. [24-379](#)

Staff Contact:

Nichele Laynes, Director of Marketing, Communications & Customer Services

MOTION: PEEPLES/BECKLES to receive an update on FY 2023-24 4th Quarter Customer Services Metrics. The motion carried by the following vote:

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

6. REGULAR CALENDAR

External Affairs Items - Chair Peeples

- 6.A.** Consider receiving the Monthly Legislative Report and approving legislative positions, if necessary. [24-391](#)

Staff Contact:

Claudia Burgos, Director of Legislative Affairs & Community Relations

Director of External Affairs and Community Relations Claudia Burgos presented the staff report. There were no public comments offered.

MOTION: SYED/SHAW to receive the report and approve the recommended legislative positions. The motion carried by the following vote:

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

Nayes: WALSH

Planning Items - Chair Syed

- 6.B.** Receive an update on draft amendments to Board Policy No. 501, governing the District's bus stops. [24-380](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

Assistant Transportation Planner Samah Itani presented the staff report. There were no public comments offered.

MOTION: SHAW/YOUNG to receive an update on draft amendments to Board Policy No. 501, governing the District's bus stops. The motion carried by the following vote:

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

Operations Items - Chair Shaw

- 6.C.** Consider receiving the Quarterly Operations Performance Report for AC Transit Fixed Route Services during the fourth quarter of Fiscal Year 2023-24. [24-389](#)

Staff Contact:

Salvador Llamas, Chief Operating Officer

Director of Transportation Dwain Crawley presented the staff report. There were no public comments offered.

MOTION: YOUNG/SYED to receive the Quarterly Operations Performance Report for AC Transit Fixed Route Services during the fourth quarter of Fiscal Year 2023-24.

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

Board Administrative Matters - President Young

- 6.D.** Consider setting a regular Board of Directors meeting for August 28, 2024 at 5:00 p.m. [24-419](#)

Staff Contact:

Linda Nemeroff, Board Administrative Officer/District Secretary

There was no presentation of the report. There was no public comment offered.

MOTION: PEEPLES/McCALLEY to set a regular Board of Directors meeting for August 28, 2024 at 5:00 p.m. The motion carried by the following vote:

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

7. CLOSED SESSION/REPORT OUT

There was nothing to report out of closed session.

7.A. Conference with Legal Counsel – Existing Litigation

(Government Code Section 54956.9 (a))

- Robert Ford; Claim No. 24006964; ADR No. AC-ADR-001061.

7.B. Conference with Legal Counsel – Potential Litigation

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: (two cases)

7.C. Conference with Labor Negotiators

(Government Code Section 54957.6):

Agency Designated Representative:

- General Manager Michael Hursh;
- Labor and Employee Relations Representative;

Employee Organizations: ATU Local 192, AFSCME Local 3916, IBEW Local 1245,
Unrepresented Employees

7.D. Public Employee Appointment

(Government Code Section 54957(c))

Title: General Counsel

8. AGENDA PLANNING

8.A. Review of Agenda Planning Pending List and Agenda Planning Request Form submitted by Director Walsh. [24-061I](#)

Staff Contact:

Linda Nemeroff, Board Administrative Officer/District Secretary

Director Walsh's agenda planning request was accepted.

9. GENERAL MANAGER'S REPORT

9.A. General Manager's Report for July 24, 2024. [24-016I](#)

The report was presented for information only.

10. BOARD/STAFF COMMENTS

(Government Code Section 54954.2)

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

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- 10.A.** Written reports from Board members on travel to District-related conferences occurring in the last 30 days.

[24-310](#)

Reports were provided for information only.

11. ADJOURNMENT

There being no further business to come before the Board of Directors, the meeting adjourned at 6:16 p.m. The next meeting of the Board is scheduled for August 7, 2024 at 5:00 p.m.

Respectfully submitted,

/s/

Linda A. Nemeroff

Board Administrative Officer/District Secretary