



ALAMEDA-CONTRA COSTA TRANSIT DISTRICT

AGENDA

Board of Directors - Regular Meeting

CLOSED SESSION 4:00 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

[Zoom link https://actransit.zoom.us/j/98487175063](https://actransit.zoom.us/j/98487175063)

Wednesday, June 12, 2024 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

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

Live Public Comment

The public is invited to attend the Board of Directors meeting in person or remotely. Live public comment will be accepted during the meeting in person, through Zoom, or the teleconference number listed on the cover of this agenda.

The District Secretary will call each speaker when it is their turn to speak. Zoom participants must use the "raise your hand" feature to indicate they wish to speak on an item and use the "unmute" option once prompted to speak.

For participants calling in, dial *9 to "raise your hand" when the agenda item is called. When you are called by the last 4 digits of your phone number, dial *6 to unmute. If you decide not to speak, dial *9 to "lower your hand".

Written Public Comment

Written comment can be submitted directly to the Board BEFORE the meeting starts. Click on <https://actransit.legistar.com/Calendar.aspx> and then click on the "eComment" link for the corresponding meeting. Please note that eComment submissions close 30 minutes prior to the start of the meeting. Written comments can also be emailed to myvoice@actransit.org. Indicate the agenda item number in the subject of the email. Email submissions must be received two hours prior to the start of the meeting.

Members of the public who wish to listen/view the meeting can do so at <https://actransit.legistar.com/Calendar.aspx> by clicking on the "In Progress" link under the "Audio/Video" column. This feature is only available during the live broadcast of the meeting.

AC Transit does not provide technical support to users accessing the meeting by telephone/Zoom.

1. CALL TO ORDER**2. ROLL CALL****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.

4. MODIFICATIONS TO THE AGENDA**5. CONSENT CALENDAR (AND CALL FOR PUBLIC COMMENT ON CONSENT ITEMS)**

- 5.A. Consider authorizing the Board President to attend the United States Department of Transportation (USDOT) and the Climate Change Center's 2024 USDOT Transportation and Climate Symposium in Washington, D.C. on July 11-12, 2024. [24-375](#)

Staff Contact:

Linda A. Nemeroff, Board Administrative Officer/District Secretary

- 5.B. Consider authorizing lodging expenses for members of the Board of Directors attending the American Public Transportation Association's (APTA) Transit Board Member Seminar on July 13-16, 2024, in San Jose, California. [24-373](#)

Staff Contact:

Linda A. Nemeroff, Board Administrative Officer/District Secretary

- 5.C. Consider ratifying the Board President's travel to Washington, D.C. to attend the Juneteenth celebration at the White House. [24-370](#)

Staff Contact:

Linda A. Nemeroff, Board Administrative Officer/District Secretary

- 5.D. Consider adoption of Resolution 24-021 authorizing the General Manager or his designee to file and execute a funding agreement with the California Department of Transportation (Caltrans) to receive \$250,000 to collect and publish survey data for the purposes of informing efforts to improve safety of riders and reduce street harassment on public transit as mandated by Senate Bill (SB) 434. [24-298](#)
- Staff Contact:
Chris Andrichak, Chief Financial Officer
- 5.E. Consider authorizing the General Manager or his designee to file and execute applications and funding agreements with the Department of Homeland Security (DHS) for the Fiscal Year (FY) 2024 Transit Security Grant Program (TSGP) to expand and enhance the Transportation Security Administration (TSA) mandatory security training for the District's employees (Project) and help fund high-visibility patrol resources. [24-339](#)
- Staff Contact:
Chris Andrichak, Chief Financial Officer
- 5.F. Consider authorizing the General Manager or his designee to increase the value of the Telegraph Avenue Traffic Signal Priority Project (Project) contract with Ray's Electric for a new total contract value of \$4,386,451 to enable execution of associated change orders. [24-283](#)
- Staff Contact:
Ramakrishna Pochiraju, Executive Director of Planning & Engineering
- 5.G. Consider authorizing the General Manager to enter into a 180-day contract extension with Transdev U.S., Inc. (Transdev) for East Bay Paratransit Consortium (EBPC) Broker/Service Provider services. [23-238a](#)
- Staff Contact:
Ramakrishna Pochiraju, Executive Director of Planning & Engineering
- 5.H. Consider authorizing the General Manager to exercise the first option year renewal of the contract with the Alameda County Sheriff's Office for continued transit law enforcement services. [21-146b](#)
- Staff Contact:
Michael Hursh, General Manager/Chief Executive Officer

- 5.I. Consider authorizing the General Manager to bind the District's 2024-2025 Commercial Property Insurance and Deadly Weapons Response Insurance programs. [24-290](#)

Staff Contact:

Shayna van Hoften, Interim General Counsel/Chief Legal Officer

6. REGULAR CALENDAR

External Affairs Items - Chair Peeples

- 6.A. Update on Senate Bill 1031 (Wiener, Wahab): Bay Area Revenue Measure and Transit Consolidation. [24-338](#)

Staff Contact:

Beverly Greene, Executive Director of External Affairs, Marketing & Communications

Finance and Audit Items - Chair McCalley

- 6.B. Consider adoption of Resolution 24-023 approving the Recommended FY 2024-25 Operating and Capital Budgets. [23-513d](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

- 6.C. Consider approving amendments to Board Policy 333 - Fare Policy Goals and Methodology. [24-255](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

Beverly Greene, Executive Director of External Affairs, Marketing & Communications

Planning Items - Chair Syed

- 6.D. Consider receiving a debrief report on the activities that led to the Broadway nighttime service detour and the actions to return the service to normal routing. [Requested by Director Syed - 3/13/24] [24-286](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

- 6.E. Consider approving amendments to Board Policy 544 - Service Adjustments to include specific policy language regarding the implementation of major service detours. [Requested by Director Walsh - 3/13/24] [24-285](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

- 6.F. Consider receiving an update on AC Transit/City of Oakland International Boulevard Quick Build Project. [Requested by Director Walsh - 12/13/23] [24-254](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

7. CLOSED SESSION/REPORT OUT

The items for consideration are listed below and will be reported on by the General Counsel as necessary at the end of the meeting.

7.A. Conference with Legal Counsel – Existing Litigation

(Government Code Section 54956.9 (a))

- Marquez Gonzalez v AC Transit, WCAB Case Nos. ADJ11386114; ADJ13501119

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

Title: General Counsel

8. 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.

- 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

9. GENERAL MANAGER'S REPORT

9.A. General Manager's Report for June 12, 2024. [24-016i](#)

10. BOARD/STAFF COMMENTS

(Government Code Section 54954.2)

10.A. Written reports from Board members on travel to District-related conferences occurring in the last 30 days. [24-307](#)

11. ADJOURNMENT

Next Meeting: June 26, 2024 at 5:00 p.m.

MEETING DISCLOSURES

Live Audio/Video Stream: Meetings of the Board of Directors are recorded and streamed live on the District's website.

Public Comment: Live public comment will be accepted during the meeting in person, through Zoom, or the teleconference number listed on the cover page. Members of the public wishing to present comments in person should complete a Speaker's Form and submit it to the District Secretary at the meeting. For subjects not listed on this agenda, the public will be invited to speak under the "PUBLIC COMMENT" item on the regular meeting agenda. For specific agenda item(s), speakers will be invited to address the Board at the time the item is being considered. All speakers, including anyone using simultaneous translation equipment, are allowed two (2) minutes to present comments. Speakers using a translator will receive twice the allotted time. Individuals wishing to present more detailed information are encouraged to submit comments in writing. Written comments are included in the record for meeting(s), and as such, are available for public inspection and may be posted to the District's website.

Electronic Devices: All electronic devices such as cell phones, smartphones, tablets and similar sounding devices, shall be placed on mute, vibrate, or silent mode during Board meetings pursuant to District Ordinance No. 12.

Order of Agenda Items: The Board may discuss any item listed on this agenda and in any order.

Availability of Agenda-Related Materials: Written agenda-related materials for all open-session regular meetings are available to the public 72 hours prior to the meeting or at the time the materials are distributed to a majority of the Board. Written materials presented at a meeting by staff or a member of the Board will be available to the public at that time, or after the meeting if supplied by an outside party. Agenda-related materials are available from the District Secretary's Office, 1600 Franklin Street, Oakland, California, or on the District's website.

Accessible Public Meetings/Alternative Formats/Interpreters: Meetings of the Board of Directors are accessible to individuals in wheelchairs. The Board Room is equipped with Assistive Listening Devices for individuals with a hearing impairment. Written materials in appropriate alternative formats and disability-related modification/accommodations must be made three business days in advance of the meeting or hearing to help ensure availability. Subject to availability, sign language, and foreign language interpreters will be provided upon request with 72-hour notice. Please direct requests for disability-related modification or accommodation and/or interpreter services to Linda A. Nemeroff, District Secretary, 1600 Franklin Street, Oakland, California, 94612 or call (510) 891 7201. To access a recording of the current agenda by telephone, dial (510) 891 7200. AC Transit's General Offices are accessible by various bus lines serving the intersection of 17th Street and Broadway. For trip planning visit www.actransit.org or call 511 (and say, "AC Transit"). The nearest accessible BART station is the 19th Street Station in Oakland.

District Ordinance No. 13 prohibits non service animals at District facilities unless specifically authorized by law.

To accommodate individuals with severe allergies and environmental illnesses, meeting participants should refrain from wearing scented products to the meeting.