



ALAMEDA-CONTRA COSTA TRANSIT DISTRICT

AGENDA

Board of Directors - Regular Meeting

CLOSED SESSION 3:30 PM (see item 9 for details)

REGULAR MEETING 5:00 PM

PUBLIC HEARING 6:00 PM (Redistricting - see item 7A for details)

HYBRID MEETING

AC Transit General Offices

2nd Floor Board Room - 1600 Franklin Street, Oakland, California

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

Spanish Phone (707) 304-7195, Conference ID: 647 528 554#

Mandarin Phone (707) 304-7195, Conference ID: 983 252 334#

Cantonese Phone (707) 304-7195, Conference ID: 286 412 310#

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

Wednesday, November 8, 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

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.

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.

Language Assistance

Language assistance for this Public Hearing is available for Spanish and Chinese/Mandarin participants in person and remotely. Zoom participants may access these services by selecting a language when prompted upon joining the meeting. This option may be accessed at any time by tapping the three dots in the lower right-hand portion of the screen.

Participants dialing in by phone:

Spanish Phone Number: (707) 304-7195, Conference ID: 647 528 554#

Mandarin Phone Number: (707) 304-7195, Conference ID: 983 252 334#

Cantonese Phone Number: (707) 304-7195, Conference ID: 286 412 310#

Asistencia lingüística

Se ofrece asistencia lingüística para esta audiencia pública a los participantes en español y chino/mandarín en persona y de manera remota. Los participantes en Zoom pueden acceder a estos servicios seleccionando un idioma cuando se les solicite al entrar en la reunión. Se puede acceder a esta opción en cualquier momento tocando los tres puntos de la parte inferior derecha de la pantalla.

Participantes llamando por teléfono:

Número de teléfono para idioma español: (707) 304-7195, ID de la conferencia: 647 528 554#

Número de teléfono para idioma chino: (707) 304-7195, ID de la conferencia: 983 252 334#

语言协助

本次听证会将为西班牙语和中文/普通话与会者提供现场和远程语言协助。Zoom 与会者可以在加入会议时根据提示选择一种语言来使用这些服务。点击屏幕右下方的三个点，即可随时访问该选项

通过电话拨入的与会者：

西班牙语电话号码：(707) 304-7195，会议 ID：647 528 554#

普通话电话号码：(707) 304-7195，会议 ID：983 252 334#

粤语电话号码：(707) 304-7195，会议 ID：286 412 310#

1. CALL TO ORDER**2. ROLL CALL****3. PRESENTATION**

- 3.A. San Pablo Corridor Project Update. [23-494](#)

Staff Contact:

Carolyn Clevenger, Deputy Executive Director of Planning and Policy,
Alameda CTC

4. 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.

5. MODIFICATIONS TO THE AGENDA**6. CONSENT CALENDAR (AND CALL FOR PUBLIC COMMENT ON CONSENT ITEMS)**

- 6.A. Consider receiving the FY 2023-24 First Quarter Travel and Meeting Expense Report for the Board of Directors. [23-505](#)

Staff Contact:

Linda A. Nemeroff, Board Administrative Officer/District Secretary

- 6.B. Consider approving minor amendments to Board Policy 145 - Elections: Political and Campaign Activities. [23-515](#)

Staff Contact:

Linda A. Nemeroff, Board Administrative Officer/District Secretary
Jill A. Sprague, General Counsel/Chief Legal Officer

- 6.C. Consider the adoption of AC Transit's 2024 Federal and State Advocacy Programs. [23-420a](#)

Staff Contact:

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

- 6.D. Consider receiving the Quarterly Report on District's involvement in external planning processes. [23-486](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

- 6.E. Consider receiving the Quarterly budget update for the period of July 2023 through the end of September 2023 of FY 2023-24. [23-519](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

- 6.F. Consider approving the proposed FY 2024-25 Annual Budget Development Process and Calendar. [23-513](#)

Staff Contact:

Chris Andrichak, Chief Financial Officer

- 6.G. Consider authorizing the General Manager, or his designee, to execute documents through Washington State Transit Bus Cooperative Contract, to purchase fifty (50) forty-foot diesel buses from Gillig LLC of Livermore, CA. [23-520](#)

Staff Contact:

Salvador Llamas, Chief Operating Officer

- 6.H. Consider receiving the Monthly Legislative Report. [23-473](#)

Staff Contact:

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

- 6.I. Consider receiving the Semi-Annual Retirement Board Report. [23-527](#)

Staff Contact:

Damien Charl  ty, Retirement System Manager

7. PUBLIC HEARING - 6:00 PM - President Young

- 7.A. Hold Public Hearing to receive comment on the introduction of two proposed Ordinances (Ordinance 20 (Evergreen) and Ordinance 20 (Jade)) establishing a seven-ward election system and sequence of elections pursuant to Elections Code Section 10010; and introduce and waive the reading of the ordinances. [23-391f](#)

Staff Contact:

Linda A. Nemeroff, Board Administrative Officer/District Secretary
Jill A. Sprague, General Counsel/Chief Legal Officer

8. REGULAR CALENDAR

External Affairs Items - Chair Peeples

- 8.A. Consider receiving an update on the Next Generation Clipper (C2) Program implementation. [23-467](#)

Staff Contact:

Ahsan Baig, Chief Information Officer

Finance and Audit Items - Chair McCalley

- 8.B. Consider approving AC Transit’s participation in Phase 2 of the Clipper BayPass regional transit pilot. [23-521](#)

Staff Contact:

Beverly Greene, Executive Director of External Affairs, Marketing & Communications
Chris Andrichak, Chief Financial Officer

Planning Items - Chair Syed

- 8.C. Consider delegating one-time authority to the General Manager to award and execute a fixed price construction contract to the lowest responsive and responsible bidder whose bid has been determined to be fair and reasonable for the MacArthur Boulevard/Durant Avenue and International Boulevard Quick Build Projects and direct the General Manager to report back on the contract at a future meeting. [22-107a](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

- 8.D. Consider receiving the Strategic Plan update. [23-412](#)

Staff Contact:

Ramakrishna Pochiraju, Executive Director of Planning & Engineering

Operations Items - Chair Shaw

- 8.E. Consider receiving the Quarterly Operations Performance Report for AC Transit Fixed Route Services during the First Quarter of Fiscal Year 23-24. [23-517](#)

Staff Contact:

Salvador Llamas, Chief Operating Officer

Board Administrative Matters - President Young

- 8.F. Consider adopting the 2024 regular Board meeting schedule taking into consideration the District's holiday schedule and any days requested by Directors to be included in the holiday schedule; and reschedule regular meetings if necessary. [23-419](#)

Staff Contact:

Linda A. Nemeroff, Board Administrative Officer/District Secretary

9. 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.

9.A. Conference with Legal Counsel – Potential Litigation

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

9.B. 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

9.C. Public Employee Performance Evaluation

(Government Code Section 54957)

Title: General Manager, General Counsel, District Secretary

10. 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.

- 10.A. Review of Agenda Planning Pending List and Agenda Planning Request Forms. [23-028s](#)

Staff Contact:

Linda Nemeroff, Board Administrative Officer/District Secretary

11. GENERAL MANAGER’S REPORT

- 11.A. General Manager’s Report for November 8, 2023. [23-029s](#)

12. BOARD/STAFF COMMENTS

(Government Code Section 54954.2)

13. ADJOURNMENT

Next Meeting: December 13, 2023 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.