



ALAMEDA-CONTRA COSTA TRANSIT DISTRICT

AGENDA

Special Meeting of the Board of Directors

CLOSED SESSION ONLY

HYBRID MEETING

AC Transit General Offices

10th Floor Conference 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, April 9, 2025 at 12:00 PM

MEMBERS OF THE BOARD OF DIRECTORS

DIANE SHAW, PRESIDENT (WARD 5)

MURPHY MCCALLEY, VICE PRESIDENT (WARD 4)

H. E. CHRISTIAN PEEPLES (WARD 1)

JEAN WALSH (WARD 2)

SARAH SYED (WARD 3)

ANTHONY C. SILVA (WARD 6)

JOEL YOUNG (AT-LARGE)

BOARD OFFICERS

KATHLEEN KELLY, INTERIM GENERAL MANAGER/CHIEF EXECUTIVE OFFICER

AIMEE L. STEELE, GENERAL COUNSEL/CHIEF LEGAL OFFICER

LINDA A. NEMEROFF, BOARD ADMINISTRATIVE OFFICER/DISTRICT SECRETARY

TELECONFERENCE:

Director H. E. Christian Peeples, 13328 San Pablo Avenue, Room 38C, San Pablo, California 94806

Live Public Comment

Board of Directors meetings are held in person. Live public comment may be given in person, on Zoom, or the teleconference number listed on the cover of this agenda. Speakers must be ready to present their comments when they are called upon to speak.

Zoom participants must use the "raise your hand" feature to indicate they wish to speak on an item and be prepared to accept the prompt to unmute. If calling into a meeting, dial *9 to "raise your hand" when the agenda item you wish to speak to is called. Dial *6 to unmute when the last four digits of your number are called. If you decide not to speak, dial *9 to "lower your hand".

Written Public Comment

To submit a written comment to the Board, click on <https://actransit.legistar.com/Calendar.aspx> and then click on the "eComment" link for the corresponding meeting. The eComment submission window closes 30 minutes prior to the start of the meeting. Written comments may also be emailed to myvoice@actransit.org. Indicate the agenda item number in the subject of the email. Email comments must be received no later than two hours prior to the start of the meeting.

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

ADA Reasonable Accommodations / Alternative Formats / Language Assistance

In-person meetings of the Board of Directors are accessible to individuals in wheelchairs and assistive listening devices are available to individuals with a hearing impairment. Written materials in alternative formats and disability-related modifications/accommodations must be made three business days in advance of the meeting or hearing to help ensure availability. Language assistance and sign language interpreters can be provided upon request three business days in advance of the meeting, subject to availability. Direct requests for reasonable accommodation or interpreter services to the District Secretary's Office at districtsecretary@actransit.org or by calling (510) 891-7201. To access an audio recording of the current agenda by telephone, dial (510) 891-7200.

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

3.A. Conference with Legal Counsel – Existing Litigation

(Government Code Section 54956.9 (d)(1))

- Tucker v. AC Transit, WCAB Case No. ADJ17310509

- Sharp v. AC Transit, WCAB Case Nos. ADJ18365308 and ADJ14821476

3.B. Conference with Legal Counsel – Potential Litigation

Significant exposure to litigation pursuant to subdivision (d)(2) of Section 54956.9: (one case)

[25-207a](#)

- Potential litigation regarding alleged Brown Act violation (complaint received on March 20, 2025) and reconsideration of a potential conflict of interest regarding a Board member with respect to this complaint.

3.C. Conference with Labor Negotiators

(Government Code Section 54957.6):

Agency Designated Representative:

- Interim General Manager Kathleen Kelly

- Labor and Employee Relations Representative

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

3.D. Conference with Labor Negotiators

(Government Code Section 54957.6):

Agency Designated Representatives:

- James Ross, Renne Public Law Group

- Gregg Moser, Krauthamer & Associates

Unrepresented Employee: General Manager

3.E. Public Employment

(Government Code Section 54957.6)

Title: General Manager

4. ADJOURNMENT

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.

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.