



**BOARD OF DIRECTORS  
ALAMEDA-CONTRA COSTA TRANSIT DISTRICT**

**AGENDA**

**Regular Meeting of the Board of Directors**

AC Transit General Offices  
2nd Floor Board Room  
1600 Franklin Street, Oakland, CA 94612  
**Wednesday, May 8, 2019 at 5:00 PM**  
**Closed Session - 4:30 PM (Items 7A-7D)**

**MEMBERS OF THE BOARD OF DIRECTORS**

**JOE WALLACE, PRESIDENT (WARD 1)**

**ELSA ORTIZ, VICE PRESIDENT (WARD 3)**

**GREG HARPER (WARD 2)**

**MARK WILLIAMS (WARD 4)**

**DIANE SHAW (WARD 5)**

**H. E. CHRISTIAN PEEPLES (AT-LARGE)**

**JOEL YOUNG (AT-LARGE)**

**BOARD OFFICERS**

**MICHAEL A. HURSH, GENERAL MANAGER**

**DENISE C. STANDRIDGE, GENERAL COUNSEL**

**LINDA A. NEMEROFF, DISTRICT SECRETARY**

To access live and archived audio of Board of Directors meetings as well as agendas, staff reports, and the schedule of future meetings please visit [www.actransit.org](http://www.actransit.org) and click on "Board Meetings". Dial (510) 891-7200 to access agendas by telephone. For questions, contact the District Secretary's Office at (510) 891-7201.

## **MEETING PROCEDURES**

**Public Comment:** Members of the public wishing to present comments 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 COMMENTS" section of 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 (cell phones, pagers 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.

**Agenda Planning:** The Agenda Planning portion of the agenda is designed to assist the Board and staff in the preparation of future Board agendas. Each item requested shall have the concurrence of at least one other Director in order to place a proposed agenda item on a future agenda.

## **LIVE AUDIO STREAMING OF BOARD MEETINGS**

Live audio streaming and an archive of previously recorded meetings is available on the District's website at [www.actransit.org](http://www.actransit.org). For technological reasons, recordings of meetings held outside of the Board Room cannot be streamed to the web.

## **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 on the District's website or by contacting the District Secretary's Office.

## **ACCESSIBLE PUBLIC MEETINGS**

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, 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.

AC Transit's General Offices are generally served by bus lines 6, 12, 18, 33, 51A, 72, 72M and the Broadway Shuttle. The nearest accessible bus service is provided at the intersection of Broadway and 17th Street in Oakland. The nearest accessible BART station is the 19th Street Station in Oakland.

District Ordinance No. 13 prohibits bringing non-service animals to District facilities unless specifically authorized by federal or state law.

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

## **FREE PUBLIC WiFi ACCESS**

Free public WiFi is available to all users with their own devices during meetings in the Board Room. Please consult information posted in the Board Room regarding access to the system.

**1. ROLL CALL****2. PRESENTATIONS**

- 2.A. Update on the temporary closure of the Salesforce Transit Center. [19-155](#)

Presenters: Ron Alameida, Director of Design & Construction, TJPA  
Steve Rule, Construction Management Oversight team, Turner

- 2.B. San Pablo Avenue Corridor Project. [19-160](#)

Presenter: Carolyn Clevenger, Alameda County Transportation Commission

**3. PUBLIC COMMENT**

Any person may directly address the Board at this time on any items of interest to the public that is within the subject matter and jurisdiction of the Board. Speakers wishing to address a specific agenda item will be invited to address the Board at the time the item is being considered. Two (2) minutes are allowed for each item.

**4. MODIFICATIONS TO THE AGENDA****5. CONSENT CALENDAR**

- 5.A. Consider approving Board of Directors minutes of April 24, 2019. [19-175](#)

Staff Contact: Linda Nemeroff, 891-7284

- 5.B. Consider adoption of Resolution No. 19-018 approving the new classification specification of Administrative Specialist and the revised classification specification of Assistant District Secretary. [19-168](#)

Staff Contact: Nathaniel Kramer, 891-5426

- 5.C. Consider receiving the Accessibility Advisory Committee minutes of March 12, 2019. [19-097](#)

Staff Contact: Ramakrishna Pochiraju, 891-5448

- 5.D. Consider receiving the Semi-Annual Retirement Board Report. [19-123](#)

Staff Contact: Hugo Wildmann, 891-4889

- 5.E. Consider receiving Retirement Board Minutes of March 21, 2019. [19-161](#)

Staff Contact: Hugo Wildmann, 891-4889

- 5.F. Consider receiving the Monthly Report on Investments for March 2019. [19-121](#)

Staff Contact: Claudia Allen, 891-5465

- 5.G. Consider receiving the Quarterly Report on the Status of Contracts and Purchase Orders (PO) over \$50,000. [19-141](#)

Staff Contact: Claudia Allen, 891-5465

- 5.H. Consider receiving the FY 2018-2019 Third Quarter Surplus and Obsolete Materials Report. [19-149](#)

Staff Contact: Claudia Allen, 891-5465

## 6. REGULAR CALENDAR

### Planning Items - Chair Peoples

- 6.A. Consider receiving report on a possible partnership with California State University, East Bay that would include more frequent service on Line 60 and participation in the EasyPass program. [19-165](#)

Staff Contact: Ramakrishna Pochiraju, 891-5448

- 6.B. Consider receiving report on the District's involvement in external planning processes. [19-164](#)

Staff Contact: Ramakrishna Pochiraju, 891-5448

### Operations Items - Chair Shaw

- 6.C. Consider receiving a report on operator safety. [19-125](#)

Staff Contact: Salvador Llamas, 891-7215

- 6.D. Consider authorizing the General Manager or his designee to file and execute grant applications and funding agreements with the Federal Transit Administration (FTA) for Fiscal Year (FY) 2019 Low or No Emission Vehicle Program for the purchase of five battery electric buses. [19-135](#)

Staff Contact: Claudia Allen, 891-5465

**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.

**7A. Conference with Legal Counsel – Existing Litigation**

(Government Code Section 54956.9 (a))

Quarterly Litigation Report

Edwards v. AC Transit, et al., ACSC No. RG17-885627;  
Blacksher v. Amalgamated Transit Union, et al., ACSC No. HG16-840726;  
Henderson v. AC Transit, et al., ACSC No. RG18-914096;  
Henderson v. AC Transit, et al., ACSC No. RG19-007545; and  
McNaulty v. AC Transit, ACSC No. RG18-933966.

**7B. Conference with Legal Counsel – Potential Litigation**

(Government Code Section 54956.9(b)) (Two Cases)

**7C. Conference with Labor Negotiators**

(Government Code Section 54957.6):

Agency Designated Representative:

General Manager, Acting Executive Director of Human Resources

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

Unrepresented Employees

**7D. Public Employee Performance Evaluation**

(Government Code Section 54957)

Title: General Manager, General Counsel, District Secretary

**8. AGENDA PLANNING**

- 8.A. Agenda Planning Pending List. [19-020h](#)

**9. GENERAL MANAGER'S REPORT**

- 9.A. General Manager's Report for May 8, 2019. [19-176](#)

**10. BOARD/STAFF COMMENTS**

(Government Code Section 54954.2)

**11. ADJOURNMENT**

Next Meeting: May 22, 2019 at 5:00 p.m.