



## **ALAMEDA-CONTRA COSTA TRANSIT DISTRICT**

### **AGENDA**

#### **Board of Directors - Regular Meeting**

VIRTUAL MEETING

The members of the Board will participate from remote locations.  
See page 2 of the agenda for public participation instructions.

**Wednesday, July 8, 2020 at 5:00 PM**  
**Closed Session - 4:15 PM (Items 7.A. - 7.E.)**

#### **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**

**JILL A. SPRAGUE, GENERAL COUNSEL**

**LINDA A. NEMEROFF, DISTRICT SECRETARY**

**COVID-19 Advisory for Public Meetings**

Due to the current shelter-in-place order, public meetings will be held through telephone and video conferencing. In person participation is prohibited.

**Public Participation and Public Comments**

To access the Board of Directors meeting by video conference click or paste this Zoom link into your browser: <https://actransit.zoom.us/j/95195950039>. To make a live public comment, use the "raise your hand" feature in Zoom to indicate that you wish to speak on an item. You will be muted upon joining the meeting and unmuted by the meeting host when it is your turn to speak. The comment time is limited to 3 minutes per speaker.

To dial into the meeting from your telephone, call: (669) 900-6833 Webinar ID: 951 9595 0039 Or iPhone one-tap: +16699006833,,95195950039#. The telephone numbers listed may change from meeting to meeting.

If you dialed in and wish to speak on an agenda item, dial \*9 (star nine) to "raise your hand" when the agenda item is called. When you are called to speak by the last 4 digits of your phone number or by name, the host will unmute you. If you decide not to speak, you may dial \*9 to "lower your hand".

**Written Public Comments**

To send a written comment directly to the Board BEFORE the meeting starts, please click on <https://actransit.legistar.com/Calendar.aspx> and click on the "eComment" link for the corresponding meeting. Please note that eComment submissions close at 4:30 p.m. prior to the start of the meeting.

Written comments can also be emailed to [myvoice@actransit.org](mailto:myvoice@actransit.org). Please indicate the agenda item number in the subject of the email. Email submissions must be received by 3:00 p.m. prior to the start of the meeting.

For the members of the public who only wish to listen to the Board of Directors meeting (and not provide comment), a live audio stream (no video) is available online at: <https://actransit.legistar.com/Calendar.aspx> [Under the "Audio" column, Click on the "In Progress" link. This can only be done while streaming.]

Note: 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. Three (3) minutes are allowed for each item."

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

5.A. Consider receiving Retirement Board Minutes of May 11, 2020. [20-263](#)

Staff Contact: Hugo Wildmann, 891-4889

5.B. Consider the adoption of Resolution No. 20-034 approving [20-254](#)

non-substantive amendments to Board Policy 605 (Claims and Lawsuits: Settlement Authorizations) updating the job titles of authorized designees and repealing Resolution No. 17-026.

Staff Contact: Jill Sprague, 891-4816

5.C. Consider the adoption of Resolution No. 20-035 approving [20-259](#)

non-substantive amendments to Board Policy 606 (Small Claims Representatives) updating the job titles and positions of authorized designees and repealing Resolution No. 17-027.

Staff Contact: Jill Sprague, 891-4816

**6. REGULAR CALENDAR****External Affairs Items - Chair Ortiz**

6.A. Consider receiving a report on the implementation of Senate Bill 1051, [20-226](#)

use of forward facing cameras in transit only lanes, and an update on actions taken by local law enforcement agencies to enforce bus stop violations by motorists and provide direction to staff on pursuing legislative action to extend the provisions of Senate Bill 1051.

Staff Contact: Beverly Greene, 891-7255

- 6.B. Consider receiving an update on the District's involvement in the Metropolitan Transportation Commission's (MTC) Blue Ribbon Task Force. [20-261](#)
- Staff Contact: Beverly Greene, 891-7255

#### Finance and Audit Items - Chair Peeples

- 6.C. Consider receiving a report on the Draft FY 2020-21 Operating and Capital Budgets, including an overview of the major assumptions and drivers to the operating revenues and operating expenses. [20-062b](#)
- Staff Contact: Claudia Allen, 891-5465

#### Planning Items - Chair Shaw

- 6.D. Consider receiving report and provide input on staff's initial proposals to redesign the route network in light of diminished operating revenue. [20-262](#)
- Staff Contact: Ramakrishna Pochiraju, 891-5448

#### Operations Items - Chair Young

- 6.E. Consider receiving an update on Computer Aided Dispatch and Automated Vehicle Location (CAD/AVL) Real-Time Passenger Information System. [Requested by Director Harper - 3/11/20] [20-201](#)
- Staff Contact: Ahsan Baig, 891-5490
- 6.F. Consider receiving an update on critical Department of Innovation and Technology projects. [20-121a](#)
- Staff Contact: Ahsan Baig, 891-5490

#### Board Administrative Matters - President Wallace

- 6.G. Consider abolishing the Limited Purpose Covid-19 Response Committee. [20-243](#)  
(verbal)
- Staff Contact: Linda Nemeroff, 891-7284

#### 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))

Sheila Marie Williams Jones v. AC Transit, WCAB Case Nos. ADJ7940126, ADJ9589729, ADJ1631546, ADJ2486552, ADJ2750208, ADJ288311

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

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

**7.C. Conference with Labor Negotiators**

(Government Code Section 54957.6):

Agency Designated Representative:

- General Manager Michael Hursh;
  - Acting Executive Director of Human Resources Nathaniel Kramer;
- Employee Organizations: ATU Local 192, AFSCME Local 3916, IBEW Local 1245,  
Unrepresented Employees

**7.D. Public Employee Performance Evaluation**

(Government Code Section 54957)

Title: General Manager, General Counsel, District Secretary

**7.E. Conference with Real Property Negotiators**

(Government Code Section 54956.8) (Five Matters)

- Property: 971 & 973 66th Avenue, Oakland, CA
  - Agency negotiator: General Manager Michael A. Hursh/Real Estate Manager Lois Rawlings
  - Negotiating parties: Matt Hill for Summit CFS
  - Under negotiation: Rent abatement requests from District tenants; instruction to negotiator may concern rental amounts and terms of payment.
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- Property: 975 & 977-A 66th Avenue, Oakland, CA
  - Agency negotiator: General Manager Michael A. Hursh/Real Estate Manager Lois Rawlings
  - Negotiating parties: Temesghen Gebremichael for TTG Shipping Intl
  - Under negotiation: Rent abatement requests from District tenants; instruction to negotiator may concern rental amounts and terms of payment.
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- Property: 977-B & 995 66th Avenue, Oakland, CA
  - Agency negotiator: General Manager Michael A. Hursh/Real Estate Manager Lois Rawlings
  - Negotiating parties: Eric Shanks for Cypress Mandela
  - Under negotiation: Rent abatement requests from District tenants; instruction to negotiator may concern rental amounts and terms of payment.
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- Property: 37650-A Sycamore, Newark, CA
  - Agency negotiator: General Manager Michael A. Hursh/Real Estate Manager Lois Rawlings
  - Negotiating parties: David Tay for Piotech
  - Under negotiation: Rent abatement requests from District tenants; instruction to negotiator may concern rental amounts and terms of payment.

- Property: 425 Mission Street, San Francisco, CA
- Agency negotiator: General Manager Michael A. Hursh/Real Estate Manager Lois Rawlings
- Negotiating parties: Deanna Simsek (Rep) for Greyhound Lines Int.
- Under negotiation: Rent abatement requests from District tenants; instruction to negotiator may concern rental amounts and terms of payment.

**8. AGENDA PLANNING**

- 8.A. Agenda Planning Pending List for July 8, 2020. [20-010L](#)

**9. GENERAL MANAGER'S REPORT**

- 9.A. General Manager's Report for July 8, 2020. [20-008L](#)

**10. BOARD/STAFF COMMENTS**

(Government Code Section 54954.2)

**11. ADJOURNMENT**

Next Meeting: July 22, 2020 at 5:00 p.m.

## MEETING DISCLOSURES

**Public Comment:** 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 three (3) 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 on the District's website or by contacting the District Secretary's Office.

**Wheelchair Access and Assistive Listening Devices:** Due to existing shelter-in-place orders related to the spread of the Coronavirus, in-person public meetings are prohibited. Meetings can be accessed by telephone or Zoom video conference. A live audio stream of the meeting and an archive of past meetings can be accessed via the District's website at <https://actransit.legistar.com/Calendar.aspx>. Please see page 1 of the agenda for further details.

**Alternative Formats/Interpreters:** Written materials in appropriate alternative formats or disability related modification/accommodation must be made three business days in advance of the meeting 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. 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.