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

Special Meetings of the Board of Directors and the
External Affairs, Finance and Audit, and Operations Committees
AC Transit General Offices
2nd Floor Board Room
1600 Franklin Street
Oakland, CA 94612

Wednesday, July 29, 2015 at 5:00 p.m.
Closed Session: 3:30 p.m. (Items 8A – 8F)
Committee meetings will commence when the
Board of Directors recesses to a Committee of the Whole

MEMBERS OF THE BOARD OF DIRECTORS
H. E. CHRISTIAN PEEPLES, PRESIDENT (AT-LARGE)
ELSA ORTIZ, VICE PRESIDENT (WARD 3)
JOE WALLACE (WARD 1)
GREG HARPER (WARD 2)
MARK WILLIAMS (WARD 4)
JEFF DAVIS (WARD 5)
JOEL YOUNG (AT-LARGE)

Teleconference:
Director Greg Harper, Ward 2

*** The Concert Hotel, De Lairessestraat 11, Room 15
Amsterdam, 1071 NR, Netherlands

BOARD OFFICERS
KATHLEEN KELLY, INTERIM GENERAL MANAGER
DENISE C. STANDRIDGE, GENERAL COUNSEL
LINDA A. NEMEROFF, DISTRICT SECRETARY

To access live and archived audio of Board of Directors and Standing Committee meetings as well as agendas, staff reports, and the schedule of future meetings please visit 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. 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/Standing Committee(s) at the time the item is being considered. All speakers are allowed two (2) minutes to present comments. 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 and Committee meetings pursuant to District Ordinance No. 12.

Time of Meetings: Times included on this agenda for commencement of Standing Committee meetings are estimates only. Committee meetings will commence when the Board of Directors recesses to a Committee of the Whole.

Order of Agenda Items: The Board or Standing Committee(s) 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 and Committee agendas. Each item requested shall have the concurrence of at least two Directors in order to place a proposed agenda item on a future agenda.

LIVE AUDIO STREAMING OF BOARD AND COMMITTEE MEETINGS

Live audio streaming and an archive of previously recorded meetings is available on the District’s website at 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 1, 11, 12, 51A, 72, 72M. 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.
1. **ROLL CALL**

2. **PRESENTATION**
American Public Transportation Association 2015 Bus Safety Merit Award - Recognizing Exceptional Achievement in Bus Safety.

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. **CONSENT CALENDAR**
Items listed under the Consent Calendar are considered to be routine and may be enacted by one motion/one vote. If discussion is desired, an item may be removed from the Consent Calendar and will be considered individually.

4A. Consider approving Board of Directors and Standing Committee minutes of July 8, 2015.

4B. Consider authorizing Director Williams to attend the Congressional Black Caucus 45th Annual Legislative Conference in Washington, D.C. on September 16-20, 2015 (Report 15-200).

4C. Consider receiving Accessibility Advisory Committee minutes of June 9, 2015 (Report 15-167).


5. **REGULAR CALENDAR**

5A. Consider approving contract award to York Risk Services Group for Workers’ Compensation Third Party Administrator Services, Workers’ Compensation Managed Care, OSHA Reporting and Claims System (Report 15-064a).

**RECESS TO STANDING COMMITTEES (as the Committee of the Whole)**
Speakers will be invited to address a Committee at the time an item on the agenda is being considered or under Public Comment for items not on the agenda. Immediately following the Standing Committee Meetings, the Board meeting will reconvene at which time the Board may take action on any of the following Committee agenda items.

**ALL COMMITTEES ARE ADVISORY ONLY.**
## A. SPECIAL EXTERNAL AFFAIRS COMMITTEE

Mark Williams, Chairperson  
Held immediately following the Board Meeting recess.

<table>
<thead>
<tr>
<th>A-1. Public Comment (for items not on the agenda)</th>
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<tbody>
<tr>
<td><strong>Briefing/Action Items:</strong></td>
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<td>A-4. Consider recommending whether or not to support the City of Emeryville’s Citywide Property and Business Improvement District Assessment and authorize the Interim General Manager, or her designee, to execute and submit the official ballots on behalf of AC Transit (Report 15-201).</td>
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<table>
<thead>
<tr>
<th>Staff Contact or Presenter(s)</th>
</tr>
</thead>
</table>
| Aida Asuncion  
891-4979 |
| Linda Nemeroff  
891-7284 |
| Denise Standridge  
891-4833 |

## B. SPECIAL FINANCE AND AUDIT COMMITTEE

Jeff Davis, Chairperson  
Held immediately following the External Affairs Committee meeting.

<table>
<thead>
<tr>
<th>B-1. Public Comment (for items not on the agenda)</th>
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<tbody>
<tr>
<td><strong>Consent Items:</strong></td>
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| **Briefing/Action Items:** |
| B-4. Consider recommending receipt of report on Other Post-Employment Benefits (OPEB) [Requested by Director Davis – 10/22/14] (Report 15-121). |
| B-5. Consider recommending adoption of Resolution No. 15-035 providing notice of the scheduled adoption of an Appropriations Limit for FY 2015-16 and repeal Resolution No. 15-026 (Report 15-144a). |

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<thead>
<tr>
<th>Staff Contact or Presenter(s)</th>
</tr>
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</table>
| James Pachan  
891-7215 |
| James Pachan  
891-7215 |
| James Pachan  
891-7215 |
| James Pachan  
891-4752 |
B-6. Consider recommending that the Interim General Manager, or her designee, be authorized to submit project requests to the Alameda County Transportation Commission (ACTC) and the Western Contra Costa Transportation Advisory Committee (WCCTAC) for the update of the PlanBayArea Regional Transportation Plan, to ACTC for the update of the Countywide Transportation Plan, and to WCCTAC for preliminary investigation of an augment to Measure J (Report 15-196).

C. SPECIAL OPERATIONS COMMITTEE

Joe Wallace, Chairperson

Held immediately following the Finance & Audit Committee meeting.

C-1. Public Comment (for items not on the agenda)

Briefing/Action Items:

C-2. Consider recommending authorization to release a solicitation for a construction contract in support of the Operations Control Center Relocation Project (Report 15-199).

RECONVENE BOARD OF DIRECTORS MEETING

H. E. Christian Peeples, President

6. REPORTS OF STANDING COMMITTEES

The District Secretary will report on the recommendations made by the Committees, including those items referred to the Consent Calendar Addenda. If discussion or comment is desired, any person may request that an item be considered individually.

A. EXTERNAL AFFAIRS COMMITTEE:

A-2. Consider receiving the monthly legislative report and approval of legislative positions (Report 15-165).


A-4. Consider whether or not to support the City of Emeryville’s Citywide Property and Business Improvement District Assessment and authorize the Interim General Manager, or her designee, to execute and submit the official ballots on behalf of AC Transit (Report 15-201).

B. FINANCE AND AUDIT COMMITTEE:


B-4. Consider receiving report on Other Post-Employment Benefits (OPEB) [Requested by Director Davis – 10/22/14] (Report 15-121).

B-5. Consider adoption of Resolution No. 15-035 providing notice of the scheduled adoption of an Appropriations Limit for FY 2015-16 and repeal Resolution No. 15-026 (Report 15-144a).
B-6. Consider authorizing the Interim General Manager, or her designee, to submit project requests to the Alameda County Transportation Commission (ACTC) and the Western Contra Costa Transportation Advisory Committee (WCCTAC) for the update of the PlanBayArea Regional Transportation Plan, to ACTC for the update of the Countywide Transportation Plan, and to WCCTAC for preliminary investigation of an augment to Measure J (Report 15-196).

C. OPERATIONS COMMITTEE:
C-2. Consider authorizing the release a solicitation for a construction contract in support of the Operations Control Center Relocation Project (Report 15-199).

7. CONSENT CALENDAR ADDENDA
The Board is requested to authorize as recommended from the committee meetings above.

8. 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.

8A. Conference with Legal Counsel – Existing Litigation
(Government Code Section 54956.9 (a))
Graves v. AC Transit, ACSC Case No. RG15763403, Claim No. 11-15-0362
McClendon v. AC Transit, ACSC Case No. RG13687863, Claim No. 12-2226

8B. Conference with Legal Counsel – Potential Litigation
(Government Code Section 54956.9(b)) (Two Cases)

8C. Conference with Labor Negotiators
(Government Code Section 54957.6):
Agency Designated Representative: Interim General Manager
Employee Organizations: ATU Local 192, AFSCME Local 3916, IBEW Local 1245, Unrepresented Employees

8D. Public Employee Employment
(Government Code Section 54957(b)(1)
Title: General Manager

8E. Conference with Labor Negotiators
(Government Code Section 54957.6):
Negotiators: H.E. Christian Peeples, Board President and Gregg Moser of Krauthamer & Associates
Unrepresented Employees: General Manager

8F. Public Employee Performance Evaluation
(Government Code Section 54957)
Title: Interim General Manager, General Counsel, District Secretary
9. AGENDA PLANNING

10. GENERAL MANAGER’S REPORT

11. BOARD/STAFF COMMENTS
   (Government Code Section 54954.2)

12. ADJOURNMENT
    Next Meeting: August 19, 2015 at 5:00 p.m.