BOARD OF DIRECTORS
ALAMEDA-CONTRA COSTA TRANSIT DISTRICT

AGENDA

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

Wednesday, September 24, 2014, at 5:00 p.m.
Closed Session: 3:30 p.m. (Items 9A-9F)
Committee meetings will commence when the
Board of Directors recesses to a Committee of the Whole

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

BOARD OFFICERS
DAVID J. ARMIJO, GENERAL MANAGER
DENISE C. STANDRIDGE, INTERIM GENERAL COUNSEL
LINDA A. NEMEROFF, DISTRICT SECRETARY

STANDING COMMITTEES
Planning Committee
Operations Committee
External Affairs Committee
Finance and Audit Committee

MEETING DAYS*
2nd Wednesday
2nd Wednesday
4th Wednesday

* All Standing Committees are held in conjunction with the regular Board of Directors meeting,

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 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/accommodation as well as sign language and foreign language interpreters must be made 72 hours in advance of the meeting or hearing to help ensure availability. 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**

3. **GENERAL MANAGER’S REPORT**

4. **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.

5. **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.

   5A. Consider approving Board of Directors and Standing Committee minutes of June 11, 2014.

   5B. Consider approving Board of Directors and Standing Committee minutes of September 10, 2014.

   5C. Consider receiving Accessibility Advisory Committee minutes of June 10, 2014 (Report 14-181).

6. **REGULAR CALENDAR**

   6A. Consider approving AC Transit’s 2014 Title VI Program, including the Language Assistance Plan and Public Participation Plan (Report 13-305e).

   6B. Consider approving the selection of the British Aerospace Engineering (BAE) series hybrid drive system for installation on twenty-five of the urban transit buses currently under contract with Gillig for production in early 2016 (Report 14-091a).

   6C. Consider approving the Board Room modernization design (Report 14-243).
6D. Confirm the appointment of the Interim Chief Financial Officer and the Internal Audit Manager as Employer Trustees to the ATU Local 192 Retiree Medical Trust Board of Trustees (Report 14-241).

6E. Consider approving the draft agenda for the October 29, 2014, Board of Directors/Board Officers Retreat (Report 14-228).

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. EXTERNAL AFFAIRS COMMITTEE – Elsa Ortiz, Chairperson
Held immediately following the Board Meeting recess.

<table>
<thead>
<tr>
<th>Briefing/Action Items:</th>
<th>Staff Contact or Presenter(s)</th>
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<tbody>
<tr>
<td>A-1. Consider recommending receipt of the Monthly Legislative Report and approval of legislative positions (Report 14-231).</td>
<td>Dennis Butler 891-4798</td>
</tr>
<tr>
<td>A-2. Consider recommending approval to issue a Request for Proposals for State Advocacy Services (Report 14-268).</td>
<td>Dennis Butler 891-4798</td>
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B. FINANCE AND AUDIT COMMITTEE – Jeff Davis, Chairperson
Held immediately following the External Affairs Committee meeting.

<table>
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<tr>
<th>Consent Items:</th>
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<tbody>
<tr>
<td>B-2. Consider recommending that the General Manager, or his designee, be authorized to file and execute an application for the Alameda County Transportation Commission’s FY 2014-15 Transportation Fund for Clean Air Program for the East Bay Bus Rapid Transit Project (Report 14-117a).</td>
<td>James Pachan 891-7215</td>
</tr>
<tr>
<td>B-3. Consider review of Board Policy 334 – Internal Audit Department Purpose, with no recommended amendments (Report 14-101).</td>
<td>Alan Parello 891-7203</td>
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</tbody>
</table>
Briefing/Action Items:


B-5. Consider recommending adoption of Resolution No. 14-050 authorizing the General Manager, or his designee, to execute a funding agreement with the Metropolitan Transportation Commission to support the San Francisco Bay Area Core Capacity Transit Study (Report 14-250).

RECONVENE BOARD OF DIRECTORS MEETING – Greg Harper, President

7. 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:

   B. FINANCE AND AUDIT COMMITTEE:
      B-2. Consider authorizing the General Manager, or his designee, to file and execute an application for the Alameda County Transportation Commission’s FY 2014-15 Transportation Fund for Clean Air program for the East Bay Bus Rapid Transit Project (Report 14-117a).
      B-5. Consider adoption of Resolution No. 14-050 authorizing the General Manager, or his designee, to execute a funding agreement with the Metropolitan Transportation Commission to support the San Francisco Bay Area Core Capacity Transit Study (Report 14-250).

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

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.
9A. Conference with Legal Counsel – Existing Litigation
   (Government Code Section 54956.9 (a))
   
   Ladonna Flanagan v. AC Transit, WCAB Case No. ADJ7669372

9B. Conference with Legal Counsel – Potential Litigation
   (Government Code Section 54956.9(b)) (Two Cases)

9C. Conference with Labor Negotiators
   (Government Code Section 54957.6):
   Agency Designated Representative: David J. Armijo, General Manager
   Employee Organizations: ATU Local 192, AFSCME Local 3916, IBEW Local 1245,
   Unrepresented Employees

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

9E. Conference with Labor Negotiators – Board Officers
   (Government Code Section 54957.6):
   Agency Designated Representative: Greg Harper, Board President
   Title: General Manager, General Counsel, District Secretary

9F. Public Employee Appointment
   (Government Code Section 54957):
   Title: General Counsel

10. AGENDA PLANNING

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

12. ADJOURNMENT
   Next Meeting: October 8, 2014, at 5:00 p.m.