

San Francisco Bay Area Rapid Transit District

2150 Webster Street, P. O. Box 12688, Oakland, CA 94612-2688



BOARD OF DIRECTORS DRAFT MINUTES OF THE 1,971ST MEETING THURSDAY, DECEMBER 19, 2024

Members of the Board of Directors
Mark Foley, Vice President (District 2)
Matthew Rinn (District 1)
Barnali Ghosh (District 3)
Robert Raburn (District 4)
Melissa Hernandez (District 5)
Elizabeth Ames (District 6)
Victor Flores (District 7)
Janice Li (District 8)
Edward Wright (District 9)

MEETING DESCRIPTION

A Regular Meeting of the Board of Directors was held on December 19, 2024, convening at 9:04 a.m. in the BART Board Room, 2150 Webster Street, 1st Floor, Oakland, California, and via teleconference. Vice President Foley presided, April B. A. Quintanilla, District Secretary.

1. CALL TO ORDER

Vice President Foley called the Meeting to order at 9:04 a.m.

A. Roll Call.

Directors Present in Oakland: Directors Ames, Flores, Foley, Hernandez, Li, Raburn, Rinn, and Wright.

Directors Present via Teleconference: Director Ghosh.

Absent: None.

Director Ghosh announced that she was attending the Meeting via teleconference under the Just Cause provision of Government Code Section 54953(f).

B. Pledge of Allegiance: Director Ames led the Pledge of Allegiance.

2. REPORT OF THE BOARD PRESIDENT

Vice President Foley brought the item before the Board. Vice President Foley welcomed the new Board Members and invited them to introduce themselves.

Directors Rinn, Ghosh, Hernandez, Flores, and Wright gave introductory remarks, including their backgrounds.

Vice President Foley also thanked and acknowledged Christopher Gan, Interim Controller-Treasurer, for his 25 years of service at BART and retirement at the end of the year.

Vice President Foley welcomed BART's new Chief Financial Officer, Joe Beach.

Chief Financial Officer Beach addressed the Board.

Interim Controller-Treasurer Gan addressed the Board.

Public Comment

Aleta Dupree addressed the Board.

Discussion

The item was discussed, with the following highlight:

Director Raburn welcomed the new Board Members to the BART Board and encouraged collaboration as they work on BART's finances.

3. **BOARD COMMITTEE REPORTS**

There were no board committee reports.

4. **INTRODUCTION OF SPECIAL GUESTS**

A. 2024 Holiday Toy Drive Recipient: Cultura y Arte Nativa de las Americas (CANA).

Vice President Foley brought the item before the Board.

Vice President Foley gave remarks regarding the 2024 Holiday Toy Drive and introduced the 2024 Holiday Toy Drive recipient, Cultura y Arte Nativa de las Americas (CANA).

Rosine Garcia, Program Manager, Mission Food Hub, and Roberto Hernandez, Chief Executive Office (CEO) of CANA, addressed the Board.

Vice President Foley thanked staff for their work on the Holiday Toy Drive and thanked those who donated to the toy drive.

A photograph of the Board Members, BART staff, and the representatives from Mission Food Hub and CANA was taken.

Discussion

The item was discussed, with the following highlight:

Director Wright expressed gratitude for CANA's work and thanked BART for its contribution to the Holiday Toy Drive.

Public Comment

Bevan Dufty addressed the Board.

5. CONSENT CALENDAR

Vice President Foley brought the following Consent Calendar items before the Board.

- A. Approval of Minutes of the Meeting of November 21, 2024.
- B. Revision to Succession Resolution and Resolution Authorizing the Chief Financial Officer to Deposit Securities and Make Investments for the District.
- C. Recruitment and Relocation Assistance for Assistant General Manager, Finance.

Director Raburn moved to approve the Consent Calendar, except Item 5-C, by one motion.

Director Li seconded the motion.

Director Rinn requested that Item 5-C, Recruitment and Relocation Assistance for Assistant General Manager, Finance, be removed from the Consent Calendar.

Public Comment

No comments were received.

Directors Raburn and Li amended their motion to approve only Items 5-A and 5-B by one motion.

Action

Upon motion by Director Raburn and second by Director Li, the Board took the following actions by unanimous roll call vote.

- A. The Minutes of the Meeting of November 21, 2024, were approved.

Vote Summary:

Moved / Seconded: Director Raburn / Director Li

Aye: Directors Ames, Flores, Foley, Hernandez, Li, Raburn, and Wright.

No: 0

Abstain: Directors Ghosh and Rinn.

Absent: 0

Result: 7-2-0, motion carried by unanimous roll call vote.

- B. Resolution No. 5609, In the Matter of Designating an Alternate for the General Manager and Authorizing Certain District Officers to Use Facsimile Signatures on District Warrant-Checks, and Resolution No. 5610, In the Matter of Authorizing the Chief Financial Officer to Deposit Securities and Make Investments for the District, were adopted.

Vote Summary:

Moved / Seconded: Director Raburn / Director Li

Aye: Directors Ames, Flores, Foley, Hernandez, Li, Raburn, Rinn, and Wright.

No: 0

Abstain: Director Ghosh.

Absent: 0

Result: 8-1-0, motion carried by unanimous roll call vote.

Vice President Foley brought Item 5-C, Recruitment and Relocation Assistance for Assistant General Manager, Finance, before the Board.

Discussion

The item was discussed, with the following highlights:

Director Rinn indicated that when leadership positions become vacant, internal applicants should be considered first before conducting an external search and incurring expenses.

Director Li moved that the General Manager or his designee be authorized to execute a national recruitment and relocation assistance agreement, if necessary, to assist the District in the identification of qualified candidates both inside and outside of California for the position of Assistant General Manager, Finance in conformance with established District procedures.

Director Hernandez seconded the motion.

Public Comment

No comments were received.

Action

Upon motion by Director Li and second by Director Hernandez, the General Manager or his designee was authorized to execute a national recruitment and relocation assistance agreement, if necessary, to assist the District in the identification of qualified candidates both inside and outside of California for the position of Assistant General Manager, Finance in conformance with established District procedures by roll call vote.

Vote Summary:

Moved / Seconded: Director Li / Director Hernandez

Aye: Directors Ames, Flores, Foley, Hernandez, Li, Raburn, and Wright.

No: Director Rinn.

Abstain: Director Ghosh.

Absent: 0

Result: 7-1-1, motion carried by roll call vote.

6. ADMINISTRATION ITEMS

Director Li, Chairperson

Director Li, Chairperson of the Administration Committee, had no report and no items were presented.

7. **ENGINEERING AND OPERATIONS ITEMS**

Director Ames, Vice Chairperson

Director Ames, Vice Chairperson of the Engineering and Operations Committee, had no report and no items were presented.

8. **PLANNING, PUBLIC AFFAIRS, ACCESS, AND LEGISLATION ITEMS**

Director Raburn, Chairperson

Director Raburn, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, had no report and no items were presented.

9. **BOARD MATTERS**

- A. Board Member Reports.
- B. Roll Call for Introductions.
- C. In Memoriam.

Vice President Foley called for Items 9-A, Board Member Reports; 9-B, Roll Call for Introductions; and 9-C, In Memoriam.

Director Raburn reported that he had presented four scholarship awards for the Water Transit Authority and attended the Hayward Chamber event with Senator Aisha Wahab.

Director Ghosh reported that the City of Berkley approved the Land Use Application for the Berkley Housing at the North Berkley BART station and congratulated those that were involved in the process. Director Ghosh also thanked Director Saltzman for her work while on the Board.

- D. Election of Officers.
 - i. President.

Vice President Foley brought the item before the Board.

Vice President Foley opened the floor for nominations for President.

Director Raburn moved that Director Mark Foley be elected as Board President for 2025.

Director Li seconded the motion.

Nominations were closed.

Public Comment

Aleta Dupree and Glenn Overton addressed the Board.

Discussion

The item was discussed, with the following highlight:

President Li expressed support for Vice President Foley to serve as Board President again and thanked him for being willing to serve in this capacity.

Action

Upon motion by Director Raburn and second by Director Li, Vice President Foley was elected Board President for 2025 by unanimous roll call vote.

Vote Summary:

Moved / Seconded: Director Raburn / Director Li

Aye: Directors Ames, Flores, Foley, Ghosh, Hernandez, Li, Raburn, Rinn, and Wright.

No: 0.

Abstain: 0

Absent: 0

Result: 9-0, motion carried by unanimous roll call vote.

President Foley expressed gratitude for being re-elected as President and acknowledged the challenges expected in 2025 while expressing enthusiasm about the new energy and contributions from the new Board Members. President Foley indicated that 2025 will be the year of funding; reminding folks that BART is on-time, clean, and reliable; continuously improving the customer experience; and ensuring the completion of the installation of the next generation fare gates.

President Foley requested that his colleagues contact him regarding their interest in committee assignments.

ii. Vice President.

President Foley brought the item before the Board.

President Foley opened the floor for nominations for Vice President.

Director Rinn moved that Director Melissa Hernandez be elected as Board Vice President for 2025.

Director Raburn seconded the motion.

Nominations were closed.

Public Comment

Glenn Overton and Aleta Dupree addressed the Board.

President Foley express appreciation for Director Hernandez's approach and perspective and expressed support for her to be elected as Board Vice President for 2025.

Action

Upon motion by Director Rinn and second by Director Raburn, Director Hernandez was elected Board Vice President for 2025 by unanimous roll call vote.

Vote Summary:

Moved / Seconded: Director Rinn / Director Raburn

Aye: Directors Ames, Flores, Foley, Ghosh, Hernandez, Li, Raburn, Rinn, and Wright.

No: 0.

Abstain: 0

Absent: 0

Result: 9-0, motion carried by unanimous roll call vote.

Vice President Hernandez expressed enthusiasm about working with all Board Members next year.

10. **PUBLIC COMMENT**

President Foley called for general Public Comment, an opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda.

Glenn Overton and Aleta Dupree addressed the Board.

11. **ADJOURNMENT**

The Meeting adjourned at 10:24 a.m.

April B. A. Quintanilla
District Secretary