



# EXECUTIVE DECISION DOCUMENT

<b>GENERAL MANAGER APPROVAL:</b>		DocuSigned by: <i>Michael Jones</i> 47000790F2D7463...		<b>GENERAL MANAGER ACTION REQ'D:</b>	
DATE: 6/26/2026		7/2/2026		BOARD INITIATED ITEM: Yes	
<b>Originator/Prepared by: Pamela Herhold</b> <b>Dept: AGM - Performance &amp; Budget</b>	<b>General Counsel</b>	<b>Chief Financial Officer</b>	<b>District Secretary</b>	<b>BARC</b>	
Signature/Date: DocuSigned by: <i>Pamela Herhold</i> 3BB24D65B8724F5... 7/1/2026	DocuSigned by: <i>Jeanne Belan</i> F8FD7B3A73E74E8... 7/1/2026 [ ]	Signed by: <i>Joseph Beach</i> 7D9A7C6E7348456... 7/1/2026 [ ]	Signed by: <i>Mag Tatum</i> 1C4FD9DBD6C34BE... 7/2/2026 [ ]	DocuSigned by: <i>Pamela Herhold</i> 3BB24D65B8724F5... 7/1/2026 [ ]	

## Approve Response to 2025-2026 Contra Costa County Civil Grand Jury Report No. 2603

### PURPOSE:

To obtain Board approval of responses to findings and recommendations contained in the 2025-2026 Contra Costa County Civil Grand Jury Report No. 2603 "BART Office of Inspector General: Independence Delayed is Independence Denied".

### DISCUSSION:

On May 1, 2026, the 2025-2026 Contra Costa County Civil Grand Jury issued a Final Report entitled "BART Office of Inspector General: Independence Delayed is Independence Denied" ("Report"), which contained 21 findings and 8 recommendations relating to the scope of authority of the BART Office of Inspector General ("OIG"). Although the Report stands as a thoughtful illustration of oversight, it should be considered within the context of BART's past and current understanding of the OIG's role and responsibilities. As such, BART welcomes the opportunity to respond in detail to each of the findings and recommendations to describe its position, provide explanatory information, and add clarifying detail.

In conformance with the statutory response requirements, staff has proposed agreement or disagreement with the Report findings (supplemented by a narrative response), and has attempted to provide brief, but comprehensive responses to the Report recommendations. These proposed responses are provided as Attachment A and are accompanied by the Report for reference.

### FISCAL IMPACT:



Board approval of the responses has no fiscal impact; BART has already implemented or plans to implement some of the recommendations as described in Attachment A, and any new initiatives that may be recommended would be determined as part of future budgets as applicable.

**ALTERNATIVES:**

Direct staff to amend responses based on Board input.

**RECOMMENDATION:**

Approve Attachment A, Responses from the BART Board of Directors to the 2025-2026 Contra Costa County Civil Grand Jury Report No. 2603 "BART Office of Inspector General: Independence Delayed is Independence Denied."

**MOTION:**

The Board approves the attached Responses from the BART Board of Directors to the 2025-2026 Contra Costa County Civil Grand Jury Report No. 2603 "BART Office of Inspector General: Independence Delayed is Independence Denied" and directs staff to transmit the Responses to the 2025-2026 Contra Costa County Civil Grand Jury.