

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**

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

Board of Directors  
Minutes of the 1,923<sup>rd</sup> Meeting  
December 15, 2022

A regular meeting of the Board of Directors was held on December 15, 2022, convening at 9:10 a.m., via teleconference and in the BART Board Room, 2150 Webster Street, 1<sup>st</sup> Floor, Oakland, California, pursuant to all necessary findings having been made by the Board of Directors of the San Francisco Bay Area Rapid Transit District (for itself as well as all subordinate legislative bodies) to continue remote public meetings in the manner contemplated under urgency legislation Assembly Bill No. 361. President Saltzman presided; April B. A. Quintanilla, District Secretary.

Directors Present in Oakland: Directors Ames, Dufty Foley, Li, Raburn, Simon, and Saltzman.

Directors Present via Teleconference: Directors Allen and McPartland.

Absent: None.

President Saltzman gave opening remarks and instructions regarding Public Comment.

President Saltzman announced that there was no report under Item 2, Report of the Board President.

There were no reports under Item 3, Board Committee Reports.

President Saltzman brought the matter of 2022 Holiday Toy Drive Recipient: Building Opportunities for Self-Sufficiency before the Board. President Saltzman introduced and gave remarks regarding the 2022 Holiday Toy Drive and Building Opportunities for Self-Sufficiency (BOSS), the 2022 Holiday Toy Drive recipient.

Donald Frazier, Chief Executive Officer of BOSS addressed the Board.

A photograph of the Board Members, BART staff, and representatives from BOSS was taken.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of October 13, 2022.
2. Approval of Minutes of the Meetings of October 27, 2022 (Regular) and November 3, 2022 (Special).
3. Resolution to Continue Virtual Meetings During the Pandemic.

Director Raburn made the following motions as a unit. Director Dufty seconded the motions.

1. That the Minutes of the Meeting of October 13, 2022, be approved.
2. That the Minutes of the Meetings of October 27, 2022 (Regular) and November 3, 2022 (Special), be approved.
3. That Resolution No. 5548, In the Matter of Re-Authorizing the District's legislative and subordinate legislative bodies to utilize the provisions enacted by Assembly Bill (AB) 361 to meet remotely with teleconferenced meetings during a re-proclaimed emergency as authorized by law in accordance with Government Code Section 54953(e) and other applicable provisions of the Ralph M. Brown Act for an additional period of thirty (30) days from the adoption of this Resolution, be adopted.

President Saltzman called for Public Comment on the Consent Calendar. No comments were received.

The motions brought as a unit by Director Raburn and seconded by Director Dufty carried by unanimous roll call vote. Ayes: 9 – Directors Allen, Ames, Dufty, Foley, Li, McPartland, Raburn, Simon, and Saltzman. Noes: 0.

President Saltzman called for the General Manager's Report. Robert Powers, General Manager, recognized Paula Fraser, Assistant Chief Transportation Officer – Service Delivery, and Paula's retirement from the District after 42 years of service.

General Manager Powers presented Paula with a commemorative train to honor her service.

Paula Fraser addressed the Board.

Directors Dufty, Simon, Li, Raburn, Foley, Saltzman, Allen, and McPartland commended Paula's work and leadership and expressed gratitude for Paula's service to the District.

Aleta Dupree addressed the Board.

President Saltzman called for general Public Comment. Aleta Dupree addressed the Board.

Director Simon, Chairperson of the Administration Committee, had no report.

Director Dufty, Chairperson of the Engineering and Operations Committee, had no report.

Director Foley, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, had no report.

President Saltzman called for Board Member Reports, Roll Call for Introductions, and In Memoriam Requests.

Director Raburn reported that he had attended the South Hayward Joint Powers Access Board meeting and an event with UC Berkeley Planning students regarding the Link21 project.

Vice President Li reported that she had attended a luncheon with BART staff and the Nor Cal Carpenters

Union and a roundtable discussion with the City and County of San Francisco regarding safety; and given a presentation to the City and County of San Francisco's Youth Commission's Housing, Transportation and Land Use Committee.

Director Simon reported that she had attended the swearing-in ceremony for the new state legislature and various meetings with state legislators.

Director Ames reported that she had attended the South Hayward Joint Powers Access Board meeting and a trade school welding event at the BART Hayward Maintenance Complex.

Director Allen recognized the retirement of Keith Garcia, Master Police Officer and former President of the BART Police Officers' Association (BPOA), and Keith's 30 years of service to the District. Director Allen also congratulated Shane Reiss, Senior Police Officer, for his selection as the new President of the BPOA.

Director Dufty commended Keith's work and recognized his retirement from the District; reported on attending the discussion with the City and County of San Francisco regarding safety and various meetings with state legislators; and requested that the Meeting be adjourned in honor of Peter Gabel, law professor and community leader and advocate.

Director Foley congratulated Keith on his retirement from the District and Shane on his selection as the new President of the BPOA; and reported that he had attended the Pleasant Hill BART Leasing Joint Powers Authority Board meeting.

President Saltzman brought the matter of Election of Officers – President before the Board.

President Saltzman gave remarks about BART's accomplishments during 2022.

President Saltzman opened the floor for nominations for President and nominated Vice President Li for President of the Board of Directors. Nominations were closed.

President Saltzman moved that Vice President Li be elected Board President for 2023. Director Dufty seconded the motion.

Aleta Dupree addressed the Board.

The motion brought by President Saltzman and seconded by Director Dufty carried by unanimous roll call vote. Ayes: 9 – Directors Allen, Ames, Dufty, Foley, Li, McPartland, Raburn, Saltzman, and Simon. Noes: 0.

President Li thanked Director Saltzman for her leadership and gave remarks regarding 2023.

President Li presented Director Saltzman with a commemorative plaque to honor her leadership as the 2022 Board President.

President Li brought the matter of Election of Officers – Vice President before the Board and opened the floor for nominations for Vice President. Director Dufty nominated Director Foley for Vice President of the Board of Directors and moved that Director Foley be elected Board Vice President for 2023. Director Simon seconded the motion.

Director Allen made a substitute motion to elect Director Ames as Board Vice President for 2023 and commented on the history of Board leadership regarding District representation.

Director McPartland seconded Director Allen's substitute motion.

Director Allen commented on the importance of rotating Board leadership.

Nominations were closed.

Aleta Dupree addressed the Board.

The item was discussed, with the following highlights:

Director Ames commented on the rotation of Board leadership and addressing the fiscal cliff.

Director Foley commented on the importance of focusing on the customer experience and sustainable funding for transit.

Director Saltzman expressed support for Director Foley to be elected as Vice President.

Director McPartland commented on the history of the BART Board and constituents' representation on the Board and expressed support for Director Ames to be elected as Vice President.

Director Dufty commented on Director McPartland's comments.

The substitute motion brought by Director Allen and seconded by Director McPartland failed by roll call vote. Ayes: 3 – Directors Allen, Ames, and McPartland. Noes: 6 – Directors Dufty, Foley, Raburn, Saltzman, Simon, and Li.

The motion brought by Director Dufty and seconded by Director Simon carried by roll call vote. Ayes: 8 – Directors Ames, Dufty, Foley, McPartland, Raburn, Saltzman, Simon, and Li. Noes: 1 – Director Allen.

Vice President Foley gave remarks about future priorities.

President Li announced that the Board would enter into closed session under Item 12-A (Public Employment) of the Regular Meeting agenda, and that the Board would reconvene in open session upon conclusion of the closed session.

Aleta Dupree addressed the Board.

The Board Meeting recessed at approximately 10:52 a.m.

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The Board reconvened in closed session at 11:10 a.m.

Directors Present in Oakland: Directors Ames, Dufty, Foley, Raburn, Saltzman, Simon, and Li.

Directors Present via Teleconference: Directors Allen and McPartland.

Absent: None.

The Board Meeting recessed at approximately 11:40 a.m.

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The Board reconvened in open session at 11:43 a.m.

Directors Present in Oakland: Directors Ames, Raburn, Saltzman, Simon, and Li.

Directors Present via Teleconference: None.

Absent: Directors Allen, Dufty, Foley, and McPartland.

President Li announced that the Board had concluded its closed session under Item 12-A and that there was no announcement to be made.

The Meeting adjourned at 11:43 a.m. in honor of Peter Gabel.

April B. A. Quintanilla  
District Secretary