

MINUTES OF THE NOVEMBER 7, 2022 ZOOM TELECONFERENCE
LAVTA BOARD OF DIRECTORS MEETING

1. Call to Order

Meeting was called to order by Chair David Haubert at 4:06pm.

2. Roll Call of Members

Members Present

Gina Bonanno – City of Livermore

Brittini Kiick – City of Livermore (arrived at 4:47pm)

Jean Josey – City of Dublin

Karla Brown – City of Pleasanton

Kathy Narum – City of Pleasanton

Melissa Hernandez – City of Dublin

David Haubert – County of Alameda

3. Meeting Open to Public

No comments.

4. Consent Agenda

Recommend approval of all items on Consent Agenda as follows:

A. **Minutes of the October 3, 2022 Board of Directors meeting, October 7, 2022 Special Board of Directors meeting, and October 28, 2022 Special Board of Directors meeting.**

B. **Treasurer’s Report for September 2022**

The Board of Directors approved the September 2022 Treasurer’s Report.

C. **Adoption of a Resolution Declaring that Agency Meetings Will Continue to Be Held Via Teleconference**

The Board of Directors adopted Resolution 41-2022 declaring that LAVTA meetings will continue to be held via teleconference.

Director Jean Josey inquired on Agenda Item 4b and asked why there was a different amount shown on the balance sheet for the LAIF account versus the Treasurer’s Report overall budget statement on the beginning and ending balance. Staff and David Alvey of Maze and Associates provided an explanation on why there was a difference.

Approved: Narum/Brown

Aye: Brown, Josey, Narum, Bonanno, Haubert, Hernandez

No: None

Abstain: None

Absent: Kiick

5. Fiscal Year 2022 Annual Comprehensive Financial Report (ACFR)

David Alvey of Maze and Associates highlighted select pages of the FY2022 Draft ACFR noting that there were no findings. David Alvey pointed out the movement on LAVTAs net pension liability and the net OPEB, which is liability and explained that it’s actually an asset this year. David Alvey explained that a single audit is in the report, because LAVTA received more than \$750,000 expenditures of federal funds.

The Board of Directors discussed this agenda item with staff and the presenter. Director Karla Brown inquired if there should be concern that Tamara Edwards is the Interim Executive Director for LAVTA and signed as Director of Finance. David Alvey informed that in transition it is not a red flag, because they look at internal control environment when conducting the interim phase of the audit.

The Board of Directors accepted the Annual Comprehensive Financial Report (ACFR), and direct staff to submit the ACFR to the Government Finance Officers Association (GFOA) for award.

Approved: Bonanno/Brown
Aye: Brown, Josey, Narum, Bonanno, Haubert, Hernandez
No: None
Abstain: None
Absent: Kiick

6. Atlantis Transit Operations and Maintenance Facility Update

[Brittini Kiick, from City of Livermore, arrived during Atlantis Transit Operations and Maintenance Facility Update.]

Staff reported a recap of the Atlantis Transit Operations and Maintenance facility and introduced Mike Mowery of Kimley-Horn and Associates (KHA). Mike Mowery provided the Board of Directors a presentation that overviewed the site features and advancements on the Atlantis Transit Operations and Maintenance Facility.

The Board of Directors discussed this agenda item with staff and the presenter. The Board of Directors inquired about shade in the court yard areas, if the building is all electric and what aspects will be natural gas, using permeable surfaces, low carbon concrete, and drought tolerate landscaping. Mike Mowery provided answers to the Board of Directors questions.

This was an informational item only.

7. LAVTA Rutan Landscaping Maintenance Project

Staff reported that LAVTA issued a Request for Quotes (RFQ) for the Rutan Landscaping Maintenance to maintain the landscape at Rutan Facility, Transit Center, and Atlantis Property. The RFQ was issued to prospective bidders on September 14, 2022 and LAVTA opened three bids received on October 11, 2022. The three vendors that provided bids were, RMT Landscape Contractors, Inc., Ogreena, and Pacheco Landscape Management. This RFQ is for three years with two option years and the lowest bid came from RMT Landscape Contractors, Inc. The

contract will start on December 10, 2022.

The Board of Directors discussed this agenda item with staff. The Board of Directors inquired why LAVTA did not receive any local bids and requested LAVTA to call local vendors to see why they did not bid on the RFQ. Legal Counsel Michael Conneran noted that LAVTA can inquire with local firms why they didn't bid and bring the same matter back in December with an explanation. Michael Conneran also explained that if LAVTA awards the bid to anybody other than the 3 vendors on the list, and anyone other than the lowest bidder, unless we had reason to deviate from that you're going to rebuild the RFQ and that takes time. Staff informed that LAVTA could rebid the RFQ, but that would require going one month without landscape maintenance or request the current landscape company to assist with maintaining all sites as a temporary solution. Director Jean Josey advocated that LAVTA received a responsible and responsive bidder that came in at our budget and recommended accepting the bidder to have a smooth process going forward.

The Board of Directors approved Resolution 42-2022, authorizing the Interim Executive Director to execute an agreement with RMT Landscape Contractors, Inc. for three years plus two option years for the landscape maintenance at LAVTA's three properties.

Approved: Josey/Narum

Aye: Brown, Josey, Narum, Bonanno, Haubert, Hernandez, Kiick

No: None

Abstain: None

Absent: None

8. Set Board of Director Meeting Dates for 2023

Director Brittini Kiick suggested that the meeting dates be reviewed again at the beginning of the year when new Board of Directors are appointed, since some may have fulltime jobs that could interfere with them attending meetings

The Board of Directors adopted the meeting calendar for 2023.

Approved: Hernandez/Josey

Aye: Brown, Josey, Narum, Bonanno, Haubert, Hernandez, Kiick

No: None

Abstain: None

Absent: None

9. Interim Executive Director's Report

Interim Executive Director Tamara Edwards reported that ridership is steadily increasing, but we are still not up to pre-COVID levels and pointed out that LAVTA does not have all the routes running. Interim Executive Director Tamara Edwards also highlighted the Transit Center rehabilitation project, replacement of the polycarbonate on the Hacienda Business Park shelters, an update on the Shared Autonomous Vehicle (SAV), and the Dublin Parking Garage project. Interim Executive Director Tamara Edwards also acknowledged that Jennifer Yeaman is back at work part-time and our new Capital Projects Manager will start in a couple of weeks.

10. Report from Closed Session of October 7, 2022

Legal Counsel Michael Conneran reported on recorded that there was no reportable action from the closed session at the October 7, 2022 meeting.

11. Adjourn to CLOSED SESSION

Meeting adjourned to closed session at 5:13pm.

**12. Closed Session pursuant to Government Code Section 54957(b):
PUBLIC EMPLOYMENT APPOINTMENT Title: Executive Director**

**13. Closed Session pursuant to Government Code Section 54957.6 CONFERENCE WITH
LABOR NEGOTIATOR Agency Representative: Michael Conneran, Legal Counsel
Unrepresented Employee: Executive Director**

14. Reconvene to OPEN SESSION

Meeting reconvened at 5:25pm.

Legal Counsel Michael Conneran reported that the Board met in closed session and discussed the Agreement of Executive Director of the agency and suggested that the Board of Directors entertain a motion to approve Christy Wegener as the next Executive Director of LAVTA.

15. Possible Appointment of Executive Director and Approval of Associated Employment Agreement

Legal Counsel Michael Conneran noted that the starting salary is \$250,000 and that he asked staff to post the Agreement on LAVTAs website for viewing.

The Board approved the Employment Agreement appointing Christin Wegener as Executive Director with starting salary at \$250,000.

Approved: Bonanno/Josey

Aye: Brown, Josey, Narum, Bonanno, Haubert, Hernandez, Kiick

No: None

Abstain: None

Absent: None

Christi Wegener thanked the Board of Directors for this amazing opportunity and is looking forward to working with LAVTAs wonderful staff.

16. Matters Initiated by the Board of Directors

Director Brittini Kiick thanked Interim Executive Director Tamara Edwards for her time and welcomed Christy Wegener.

Director Karla Brown also thanked Interim Executive Director Tamara Edwards and stated that she will be very helpful as LAVTA transitions to a new Executive Director. Director Karla Brown requested that the Atlantis Transit Operations and Maintenance Facility staff report come back to the Board of Directors to allow feedback and discussion regarding water penetrating

surfaces and low water usage plants, so they can vote on these items and stated that she will allow the Chair to decide what the best method is for doing that. Chair David Haubert requested staff to bring back at the discretion of the Executive Director, an item that will discuss procedures, standards, and desires for future capital projects. Legal Counsel Michael Conneran stated that the Board of Directors can request LAVTA to incorporate some sustainability in the Atlantis Project and that the new Executive Director Christy Wegener can make note of this and work on it. Director Jean Josey also requested that specific costs and differentials be included on those specific features in the Atlantis agenda item.

17. Next Meeting Date is Scheduled for: December 5, 2022

18. Adjournment

Meeting adjourned at 5:33pm.