

LIVERMORE AMADOR VALLEY TRANSIT AUTHORITY
1362 Rutan Court, Suite 100
Livermore, CA 94551

SPECIAL BOARD OF DIRECTORS MEETING

BOARD MEMBERS

DAVID HAUBERT – CHAIR
GINA BONANNO
KATHY NARUM
BRITTNI KIICK

MELISSA HERNANDEZ – VICE CHAIR
JEAN JOSEY
KARLA BROWN

Agenda Questions: Please call the Executive Director at (925) 455-7564 or send an email to frontdesk@lavta.org

Documents received after publication of the Agenda and considered by the Board of Directors in its deliberation will be available for inspection only via electronic document transfer, due to the COVID-19 outbreak. See the COVID-19 provisions outlined below. Please call or email the Interim Executive Director during normal business hours if you require access to any such documents.

TELECONFERENCE

DECEMBER 16, 2022 – 4:00 PM

**CORONAVIRUS DISEASE (COVID-19) ADVISORY
AND MEETING PROCEDURE**

This meeting will proceed via teleconference in accordance with Government Code Section 54953(e)(2), in order to protect the health and safety of staff, officials, and the general public. Councilmembers will not be physically in attendance, but will be available via video conference.

The administrative office of Livermore Amador Valley Transit Authority (LAVTA) is currently closed to the public and will remain closed for the duration of the Board of Directors (BOD) meeting. Consequently, there will be no physical location for members of the public to participate in the meeting. We encourage members of the public to shelter in place and access the meeting online using the web-video communication application, Zoom. Zoom participants will have the opportunity to speak during Public Comment.

Public comments will also be accepted via email until 1:00 p.m. on Friday, December 16, 2022 at frontdesk@lavta.org. Please include “Public Comment – 12/16/2022” and the agenda item in the subject line. In the body of the email please include your name. Public comments submitted will be read during Public Comment and will be subject to the regular three-minute time restriction.

This Board of Directors meeting will be conducted on the web-video communication platform, Zoom. In order to view and/or participate in this meeting, members of the public will need to download Zoom from its website, www.zoom.us.

It is recommended that anyone wishing to participate in the meeting complete the download process before the start of the meeting.

There will be zero tolerance for any person addressing the Board making profane, offensive and disruptive remarks, or engaging in loud, boisterous, or other disorderly conduct, that disrupts the orderly conduct of the public meeting.

How to listen and view meeting video:

- From a PC, Mac, iPad, iPhone or Android device click the link below:
<https://zoom.us/j/82212757620>
Passcode: 1362MTG
- To supplement a PC, Mac, tablet or device without audio, please also join by phone:
Dial: 1 (669) 900-6833
Webinar ID: 822 1275 7620
Passcode: 9726076

To comment by video conference, click the “Raise Your Hand” button to request to speak when Public Comment is being taken on the Agenda item. You will then be unmuted when it is your turn to make your comment for up to 3 minutes. After the allotted time, you will be muted.

How to listen only to the meeting:

- For audio access to the meeting by telephone, use the dial-in information below:
Dial: 1 (669) 900-6833
Webinar ID: 822 1275 7620
Passcode: 9726076

*Please note to submit public comment via telephone dial *9 on your dial pad. The meeting’s host will be informed that you would like to speak. If you are chosen, you will be notified that your request has been approved and you will be allowed to speak. You will then dial *6 to unmute when it is your turn to make your comment for up to 3 minutes. After the allotted time, you will be muted.*

To submit written comments:

- Provide public written comments prior to the meeting by email, to frontdesk@lavta.org

If you are submitting public comment via email, please do so by 1:00 p.m. on Friday, December 16, 2022 to frontdesk@lavta.org. Please include “Public Comment 12/16/2022” and the agenda item to which your comment applies in the subject line. In the body of the email please include your name. Public comments submitted will be read during Public Comment and will be subject to the regular three-minute time restriction.

1. Call to Order

2. Roll Call of Members

3. Meeting Open to Public

- Members of the audience may address the Board of Directors only with regard to the subject matter of this Special Meeting.
- Unless members of the audience submit speaker forms before the start of the meeting requesting to address the board on specific items on the agenda, all comments must be made during this item of business. Speaker cards are available at the entrance to the meeting room and should be submitted to the Board secretary.
- Public comments should not exceed three (3) minutes.
- Items are placed on the Agenda by the Chairman of the Board of Directors, the Executive Director, or by any three members of the Board of Directors. Agendas are published 24 hours prior to the meeting.
- No action may be taken on matters raised that are not on the Agenda.
- For the sake of brevity, all questions from the public, Board and Staff will be directed through the Chair.

4. Consent Agenda

Recommend approval of all items on Consent Agenda as follows:

- A. **Minutes of the November 7, 2022 Board of Directors meeting and December 5, 2022 Board of Directors meeting.**
- B. **Adoption of a Resolution Declaring that Agency Meetings Will Continue to Be Held Via Teleconference**

Recommendation: Staff recommends that the Board of Directors adopt Resolution 48-2022 declaring that LAVTA meetings will continue to be held via teleconference.

5. Matters Initiated by the Board of Directors

- Items may be placed on the agenda at the request of three members of the Board.

6. Next Meeting Date is Scheduled for: January 9, 2023

7. Adjournment

Please refrain from wearing scented products (perfume, cologne, after-shave, etc.) to these meetings, as there may be people in attendance susceptible to environmental illnesses.

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I hereby certify that this agenda was posted 24 hours in advance of the noted meeting.

/s/ Jennifer Suda

LAVTA, Executive Assistant

12/13/2022

Date

On request, the Livermore Amador Valley Transit Authority will provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. A written request, including name of the person, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service should be sent at least seven (7) days before the meeting. Requests should be sent to:

*Executive Director
Livermore Amador Valley Transit Authority
1362 Rutan Court, Suite 100
Livermore, CA 94551
Fax: 925.443.1375
Email: frontdesk@lavta.org*

AGENDA

ITEM 4A



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 \$215,000.00 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 \$215,000.00.

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.

MINUTES OF THE DECEMBER 5, 2022 ZOOM TELECONFERENCE
LAVTA BOARD OF DIRECTORS MEETING

1. Call to Order

Meeting was called to order by Vice Chair Melissa Hernandez at 4:06pm.

2. Roll Call of Members

Members Present

Gina Bonanno – City of Livermore

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 (arrived at 4:12pm)

Members Absent

Brittini Kiick – City of Livermore

3. Meeting Open to Public

No comments.

4. November Tri-Valley Accessible Advisory Committee Minutes

Chair Herb Hastings of the Tri-Valley Accessible Advisory Committee (TAAC) reported on the minutes of the November 8, 2022 TAAC Zoom teleconference meeting. Discussed at the TAAC meeting were the TAAC Recruitment for Pleasanton’s Alternate Position, Dial-A-Ride Satisfaction Survey, Update on October PAPCO Meeting, Chair Report, and Service Updates and Concerns. Chair Herb Hastings welcomed LAVTAs new Executive Director Christy Wegener.

5. Consent Agenda

Recommend approval of all items on Consent Agenda as follows:

A. Minutes of the November 7, 2022 Board of Directors meeting.

B. Treasurer’s Report for October 2022

Recommendation: Staff recommends that the Board of Directors approve the October 2022 Treasurer’s Report.

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

Recommendation: Staff recommends that the Board of Directors adopt Resolution 47-2022 declaring that LAVTA meetings will continue to be held via teleconference.

D. Special MTC FY24-28 Short Range Transit Plan

Recommendation: The Projects and Services Committee recommends that the Board approve the Special MTC FY24-28 Short Range Transit Plan (SRTP).

E. TAAC Appointment for the Pleasanton Alternate Member Position

Recommendation: Staff recommends the LAVTA board appoints Jennifer White for the Tri-Valley Accessible Advisory Committee (TAAC) Pleasanton Alternate member position for term expiring on June 30, 2023.

[David Haubert, from County of Alameda, arrived during Consent Agenda.]

Executive Director Christy Wegener informed the Board of Directors that the minutes had an error on page 4 of 5 and requested that the salary be corrected. Vice Chair Melissa Hernandez requested for the November 7, 2022 minutes to be pulled from the agenda and brought back to the next meeting revised.

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

Chair David Haubert requested that Vice Chair Melissa Hernandez continue Chairing the meeting.

6. Resolution Authorizing Investment of Livermore Amador Valley Transit Authority (LAVTA) Monies in the State of California Local Agency Investment Fund (LAIF)

The Board of Directors adopted Resolution 44-2022 reauthorizing investment of LAVTA monies in LAIF.

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

7. Adoption of a Resolution Establishing an Unfunded Liability Management Policy

Staff reported that for the last couple of months staff and the Finance and Administration (F&A) Committee have been working with Andrew Flynn, from Cal Muni, to develop an investment policy for LAVTAs unfunded accrued liability. Staff explained that with this policy they hope it allows for easier management and it will be in addition to LAVTAs 115 Trust Policy. Staff noted that the F&A Committee recommended setting the goal at 83% for the Unfunded Accrued Liability and Andrew Flynn is in attendance to answer questions the Board of Directors may have.

The Board of Directors asked questions and discussed this agenda item with staff and Andrew

Flynn. Director Kathy Narum inquired if the F&A Committee discussed the ability to issue debt to take care of refinancing the unfunded liability. Staff informed that it was discussed briefly and that due to LAVTAs large reserve the agency could pay it down all in one year, so it seemed like a better option than accruing debt to cover it. Director Kathy Narum requested attachment 1, page 4, number 6 of the Policy to have the wording changed from “shall consider issuing taxable municipal debt” to “may consider issuing taxable municipal debt.” Staff acknowledge this can be changed.

The Board of Directors adopted Resolution 45-2022 establishing a UAL Pension Management Policy.

Approved: Bonanno/Josey

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

No: None

Abstain: None

Absent: Kiick

8. Funding Agreement with the City of Pleasanton for ADA Transportation Services

Executive Direct Christy Wegener reported that the revenue transfer of ADA transportation services from Pleasanton to LAVTA are part of the 2019 Mobility Forward Study and represents a major step forward in the provision of ADA services in the Tri-Valley. Executive Director Christy Wegener pointed out that the revenue split of TDA 4.5 and Measure BB funds represents a compromise and staff intends to monitor ridership and performance for the duration of the agreement. Executive Director Christy Wegener informed that LAVTA will receive 100% of the City of Pleasanton’s MTC TDA 4.5 funds and an increasing portion of their Measure BB funds from 25% to 35% per year over the duration of the agreement, which is proposed to end in June 2025.

The Board of Directors approved Resolution 46-2022 allowing the Executive Director to enter into a Memorandum of Understanding (MOU) with the City of Pleasanton to relinquish their TDA 4.5 funds and a percentage of the ACTC Measure BB funds and to complete the transfer of ADA transportation services from Pleasanton to LAVTA.

Approved: Josey/Brown

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

No: None

Abstain: None

Absent: Kiick

9. Executive Director’s Report

Executive Director Christy Wegener thanked the Board of Directors for the opportunity to serve as LAVTA’s Executive Director and thanked the staff for welcoming her very warmly today. Executive Director Christy Wegener noted that she will return a comprehensive plan for her first 90 days at the January Board meeting.

Executive Director Christy Wegener announced that Director of Operations and Innovation Toan Tran accepted a job at Tri Delta Transit as their Chief Operating Officer and his last day at LAVTA will be December 8th. Executive Director Christy Wegener also acknowledged that

Director Kathy Narum and Gina Bonanno will be leaving the Board of Directors at the end of the calendar year.

Executive Director Christy Wegener reported that ridership is currently at about 62% of pre-covid on weekdays and LAVTA is seeing a faster recovery on weekends where it is about 24% below pre-covid numbers. Executive Director Christy Wegener also highlighted the Dublin Parking Garage, Hacienda Business Park Shelters, and Shared Autonomous Vehicle (SAV) update.

The Board of Directors asked questions and discussed this agenda item with the Executive Director. Director Karla Brown asked that the SAV update include a timeline, so the Board knows when it will be fully functional to provide rides. The Board of Directors welcomed Executive Director Christy Wegener and acknowledged Director Kathy Narum, Director Gina Bonanno, and Toan Tran leaving LAVTA.

10. Matters Initiated by the Board of Directors

None.

11. Next Meeting Date is Scheduled for: January 9, 2023

12. Adjournment

Meeting adjourned at 4:43pm.

AGENDA

ITEM 4B



STAFF REPORT

SUBJECT: Adoption of a Resolution Declaring that Agency Meetings Will Continue to Be Held Via Teleconference

FROM: Christy Wegener, Executive Director

DATE: December 16, 2022

Action Required

Staff requests that the Board of Directors adopt resolution 48-2022 declaring that agency meetings will continue to meet via teleconference to ensure the health and safety of the public.

Background

On March 4, 2020, Governor Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the State prepare for a broader spread of COVID-19. On March 17, 2020, in response to the COVID-19 pandemic, Governor Newsom issued Executive Order N-29-20, which suspended certain provisions of the Ralph M. Brown Act in order to allow local legislative bodies to conduct meetings electronically without a physical meeting place.

On June 11, 2021, Governor Newsom issued Executive Order N-08-21, which among other things, rescinded his prior Executive Order N-29-20, effective October 1, 2021. At that point, agencies would have transitioned back to public meetings held in full compliance with the preexisting Brown Act teleconference rules. Since the Governor issued Executive Order N-08-21, the Delta variant has emerged, causing a spike in cases throughout the state. As a result, the Governor's proclaimed State of Emergency remains in effect, and state officials, including the California Department of Public Health and the Department of Industrial Relations, have imposed or recommended measures to promote social distancing.

On September 16, 2021, Governor signed Assembly Bill (AB) 361 into law, effective October 1, 2021, to allow agencies to use teleconferencing for public meetings during proclaimed state of emergencies without requiring the teleconference locations to be accessible to the public or a quorum of the members of the legislative body of the agency to participate from locations within the boundaries of the agency's jurisdiction. AB 361 will sunset on January 31, 2024.

Under AB 361, a local agency will be allowed to meet remotely without complying with prior Brown Act teleconference requirements when:

- The local agency holds a meeting during a state of emergency declared by the Governor, and either
 - State or local health officials have imposed or recommended measures to promote social distancing, or
 - The legislative body finds that meeting in person would present imminent risks to the health or safety of attendees.

As discussed above, state officials continue to recommend social distancing. Therefore, LAVTA can continue to conduct meetings via teleconference, as long as it meets the following emergency requirements under Government Code Section 54953(e)(2), added by AB 361:

1. The legislative body gives notice and posts agendas as otherwise required by the Brown Act, including directions for how the public can access the meeting.
2. The legislative body does not take formal action on any item whenever there is a disruption in the meeting broadcast.
3. The public is allowed to provide comment in real time.
4. The legislative body allows time during a public comment period for members of the public to register with any internet website required to submit public comment.

For upcoming teleconference meetings, LAVTA can continue to follow the AB 361 requirements by declaring every 30 days that it has reconsidered the circumstances of the state of emergency and either (1) the state of emergency continues to directly impact the ability of the members to meet safely in person, or (2) state or local officials continue to impose or recommend measures to promote social distancing.

Recommendation

Staff recommends that the Board of Directors adopt Resolution 48-2022 declaring that LAVTA meetings will continue to be held via teleconference.

Attachments:

1. Resolution 48-2022 of the Board of Directors of the Livermore Amador Valley Transit Authority Declaring that Agency Meetings Will Continue to Be Held Via Teleconference

Submitted: _____

RESOLUTION NO. 48-2022

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE LIVERMORE
AMADOR VALLEY TRANSIT AUTHORITY DECLARING THAT AGENCY
MEETINGS WILL CONTINUE TO BE HELD VIA TELECONFERENCE**

WHEREAS, on March 4, 2020, Governor Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the State prepare for a broader spread of COVID-19.; and

WHEREAS, on March 17, 2020, in response to the COVID-19 pandemic, Governor Newsom issued Executive Order N-29-20, which suspended certain provisions of the Ralph M. Brown Act in order to allow legislative bodies to conduct meetings electronically without a physical meeting place; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order N-08-21, which specified that Executive Order N-29-20 would remain in effect through September 30, 2021, at which point it would expire; and

WHEREAS, on September 16, 2021, the Governor signed Assembly Bill 361 into law as urgency legislation that goes into effect on October 1, 2021, amending Government Code Section 54953 of the Brown Act to allow legislative bodies to continue to meet remotely during a proclaimed state of emergency where state or local officials have recommended measures to promote social distancing; and

WHEREAS, the Governor's proclaimed State of Emergency remains in effect, and State and local officials, including the California Department of Public Health and the Department of Industrial Relations, have imposed or recommended measures to promote social distancing.

NOW, THEREFORE, BE IT RESOLVED that, in order to ensure the health and safety of the public, meetings of the Livermore Amador Valley Transit Authority, its committees and subsidiary bodies, will continue to be held via teleconference in

accordance with Assembly Bill 361 and the provisions of Government Code Section 54953(e).

PASSED AND ADOPTED by the governing body of the Livermore Amador Valley Transit Authority (LAVTA) this 16th day of December, 2022.

BY _____
David Haubert, Chair

ATTEST _____
Michael N. Conneran, Legal Counsel