



Regular Meeting of the Board of Directors

Tuesday, July 23, 2019

10:00 a.m.

Antelope Valley Transit Authority Community Room
42210 6th Street West, Lancaster, California
www.avta.com

OFFICIAL MINUTES

General Counsel Allison Burns administered the Oath of Office to Alternate Director Kathryn Mac Laren prior to the meeting.

CALL TO ORDER

Chairman Crist called the meeting to order at 10:00 a.m.

PLEDGE OF ALLEGIANCE

Vice Chair Knippel led the Pledge of Allegiance.

ROLL CALL:

Present

Chairman Marvin Crist

Vice Chair Dianne Knippel

Director Angela Underwood-Jacobs

Director Michelle Flanagan

Alternate Director Kathryn Mac Laren (Director Steve Hofbauer absent)

Absent

Director Richard Loa

APPROVAL OF AGENDA

Motion: Approve the agenda as comprised.

Moved by Director Underwood-Jacobs, seconded by Director Flanagan

Vote: Motion Carried (5-0-0-1)

Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan, and Alternate Director Mac Laren

Nays: None

Abstain: None

Absent: Director Loa

PUBLIC BUSINESS – AGENDIZED AND NON-AGENDIZED ITEMS:

Michael Rives – requested bus benches in front of Walmart and Buffalo Wild Wings on 10th St. W., Avenue M-8 and 50th St. W. and Avenue J-10 and 10th St. W. He stated the bus stop in front of Walmart is marked incorrectly, passengers transferring at Sgt. Steve Owen Memorial Park should be transferred from a 60-foot bus to a 60-foot bus, not to a 40-foot bus, and complained about rude operators. Executive Director/CEO Macy Neshati will address the bus bench request, bus stop striping issue, and rude operators.

Fran Sereseres – requested clarification regarding the Disadvantaged Business Enterprise (DBE) program. Mr. Neshati responded DBEs are for small businesses owned and controlled by socially and economically disadvantaged individuals. AVTA's objective is to create a level playing field on which DBEs can fairly compete for the Authority's U.S. DOT-assisted contracts. She requested increasing the handicapped seating area on the buses to four seats and providing disabled passengers with an AVTA emergency phone number to use if they are passed up by an operator.

She informed the Board she is part of Metro's "On the Move Riders" group in Lancaster and hopes to start a group soon in Palmdale. The group travels once-a-month using Metrolink and Metro's bus system and teaches peers the ins and outs of getting around on public transportation. Vice Chair Knippel announced that Ms. Sereseres was spotlighted in the Antelope Valley Press article "Special Women of the Antelope Valley".

Lillian Moreno – requested a bus stop on 25th St. E. and Avenue I, increasing the frequency on Routes 11 and 12 to 15 minutes and the Route 4 to 30 minutes during peak hours, and extending Access Services' service area to Avenue A. She spoke about the need for additional handicapped seating and priority seating for handicapped passengers. She added operators pass up a passenger when there is not a seat available on the bus. Mr. Neshati responded there is a policy regarding priority seating for passengers using mobility devices and will work with Transdev to accommodate these passengers. Senior Director of Operations and Planning Martin Tompkins will address the bus stop request and wheelchair passengers being passed up.

SPECIAL REPORTS, PRESENTATIONS, AND REQUESTS FOR DIRECTION (SRP):

SRP 1 RECOGNITION OF AVTA EMPLOYEE OF THE FOURTH QUARTER (APRIL 1 – JUNE 30, 2019) FOR FISCAL YEAR 2018/2019 (FY 2019)

Director of Finance and Administration Judy Vaccaro-Fry presented the Employee of the Fourth Quarter award to Controller KJ Alcuran.

SRP 2 PRESENTATIONS TO OUR EVERYDAY HEROES FOR ASSISTING OPERATOR WILLIAMS DURING A TIME OF NEED

Mr. Neshati presented awards and gift certificates to Davon McDaniels, Delvonn Devine, and Jacob Smith in honor of their heroism.

SRP 3 RECOGNITION OF TRANSDEV OPERATOR AND EMPLOYEE OF THE MONTH FOR JUNE 2019

Transdev Operations Manager Mike Sorensen presented plaques to the Operator of the Month Gustavo Perez - Reveria and Employee of the Month Richard Smith.

SRP 4 LEGISLATIVE REPORT FOR JULY 2019

Ms. Vaccaro-Fry presented information regarding the Perry Amendment, proposed state and federal legislation, the Fixing America's Surface Transportation (FAST) Act, and FY 2020 state funding plan. She detailed the proposed legislation which could prohibit federal public transit funding to procure bus and rail rolling stock from an entity incorporated in or has manufacturing facilities in the United States and "is owned or controlled by, is a subsidiary of, or is otherwise related legally or financially to a corporation based in" China. The Board discussed the rolling stock legislation and the proposed vehicle miles user fee for electric and other alternative fuel vehicles included in the FAST Act.

SRP 5 FAREBOX RECOVERY RATIO FORMULA CALCULATION

Ms. Vaccaro-Fry presented the report. She will maintain a monthly history of AVTA's farebox recovery ratio.

Motion: Receive and file.

Moved by Director Flanagan, seconded by Director Underwood-Jacobs

Vote: Motion Carried (5-0-0-1)

Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan, and Alternate Director Mac Laren

Nays: None

Abstain: None

Absent: Director Loa

SRP 6 MAINTENANCE KEY PERFORMANCE INDICATORS REPORT

Director of Fleet and Facilities Mark Perry presented the report. Mr. Perry will show the average monthly cost of fuel and electricity in future report.

Motion: Receive and file.

Moved by Alternate Director Mac Laren, seconded by Director Flanagan

Vote: Motion Carried (5-0-0-1)

Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan, and Alternate Director Mac Laren

Nays: None

Abstain: None

Absent: Director Loa

SRP 7 RIDERSHIP IMPROVEMENT EFFORTS

Marketing Specialist James Royal presented the report. The Board discussed tracking the use of the distributed TAP cards.

Motion: Receive and file.

Moved by Vice Chair Knippel, seconded by Director Underwood-Jacobs

Vote: Motion Carried (5-0-0-1)

Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan, and Alternate Director Mac Laren

Nays: None

Abstain: None

Absent: Director Loa

CONSENT CALENDAR (CC):

The Board pulled CC 1 for a separate vote.

CC 2 FINANCIAL REPORT FOR JUNE 2019

Receive and file the financial report for June 2019.

CC 3 FY 2019 FOURTH QUARTER LOS ANGELES COUNTY SHERIFF'S DEPARTMENT (LASD) REPORT (APRIL 1 – JUNE 30, 2019)

Receive and file the FY 2019 Fourth Quarter LASD report for the period covering April 1 through June 30, 2019.

Motion: Approve Consent Calendar Items 2 and 3.

Moved by Vice Chair Knippel, seconded by Director Underwood-Jacobs

Vote: Motion Carried (5-0-0-1)

Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan, and Alternate Director Mac Laren

Nays: None

Abstain: None

Absent: Director Loa

CC 1 BOARD OF DIRECTORS MEETING MINUTES OF JUNE 25, 2019

Approve the Board of Directors Regular Meeting Minutes of June 25, 2019.

Motion: Approve Consent Calendar Item 1.

Moved by Vice Chair Knippel, seconded by Director Underwood-Jacobs

Vote: Motion Carried (4-0-1-1)

Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan

Nays: None

Abstain: Alternate Director Mac Laren

Absent: Director Loa

NEW BUSINESS (NB):

NB 1 RESOLUTION NO. 2019-005, AMENDMENT OF SECTION 4.50 (OFFICERS) OF THE BYLAWS

The Board waived the presentation of the staff report.

Motion: Adopt Resolution No. 2019-005, amending Section 4.50 (Officers) of AVTA's Bylaws to eliminate the term limit on the positions of Chair and Vice Chair.

Moved by Vice Chair Knippel, seconded by Director Flanagan

Vote: Motion Carried (5-0-0-1)

Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan, and Alternate Director Mac Laren

Nays: None

Abstain: None

Absent: Director Loa

NB 2 SALARY RANGES AND CLASSIFICATIONS

The Board waived the presentation of the staff report.

Motion: 1) Approve the revised salary range for the Executive Director/CEO; and 2) add the position of Disadvantaged Business Enterprise (DBE)/Equal Employment Opportunity (EEO) Compliance Officer effective July 1, 2019.

Moved by Vice Chair Knippel, seconded by Director Underwood-Jacobs

Vote: Motion Carried (5-0-0-1)
Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan, and Alternate Director Mac Laren
Nays: None
Abstain: None
Absent: Director Loa

NB 3 LEASE AGREEMENT WITH BYD COACH & BUS FOR FOUR 40-FOOT ELECTRIC BUSES

The Board waived the presentation of the staff report.

Motion: Authorize the Executive Director/CEO to negotiate a lease agreement with BYD Coach & Bus, for an amount not to exceed \$400,000, over a two-year period.

Moved by Vice Chair Knippel, seconded by Director Flanagan

Vote: Motion Carried (5-0-0-1)
Ayes: Chairman Crist, Vice Chair Knippel, Directors Underwood-Jacobs, Flanagan, and Alternate Director Mac Laren
Nays: None
Abstain: None
Absent: Director Loa

CLOSED SESSION (CS):

PRESENTATION BY LEGAL COUNSEL OF ITEM(S) TO BE DISCUSSED IN CLOSED SESSION:

- CS 1 Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(a)
Pending Litigation: Clark v. AVTA, LASC Case No. MC026036
Pending Litigation: Sabina M. Andrade v. AVTA
Pending Litigation: Marsh v. AVTA USDC Case No. 2:16-cv-0937-PSG

- CS 2 Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(2)
Significant exposure to litigation (one potential case)
- CS 3 Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(4)
Consideration of whether to initiate litigation (one potential case)
- CS 4 Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(d)(4)
Consideration of initiation of litigation (one potential case)
- CS 5 Conference with Legal Counsel – Pursuant to Government Code Section 54956.9(c)
Anticipated Litigation (two potential cases)

RECESS TO CLOSED SESSION

The Board recessed to Closed Session at 11:18 a.m.

RECONVENE TO PUBLIC SESSION

The Board reconvened to Public Session at 11:34 a.m.

REPORT BY LEGAL COUNSEL OF ACTION TAKEN IN CLOSED SESSION

The Board discussed CS 2 and 5; gave direction to staff and General Counsel. There was no reportable action.

REPORTS AND ANNOUNCEMENTS (RA):

RA 1 Executive Director/CEO Macy Neshati reported:

- Ridership on the Route 1 increased by 2700 passengers in June due to the Board action that increased the frequency to 15 minutes during peak hours.
- The Regional Transit Plan recommendations should be completed by September.
- While in Washington D.C., he met with Congressman McCarthy's staff regarding the rolling stock legislation, Vince Valdez, Associate Administrator for FTA's Office of Research, Demonstration and Innovation, regarding Mr. Neshati's appointment to FTA's Transit Research Advisory Committee, and FTA's Acting Administrator K. Jane Williams regarding the Authority's solar battery plan.
- A reporter for CNBC interviewed him on July 22. The article should be published in 4-6 weeks.

- The Authority expects delivery of ten additional 40-foot electric buses by the end of August.

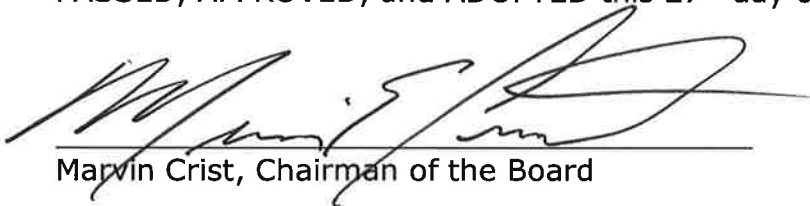
MISCELLANEOUS BUSINESS – NON-AGENDA BOARD OF DIRECTORS ITEMS:

Chairman Crist thanked Alternate Director Kathryn Mac Laren for attending the meeting.

ADJOURNMENT:

Chairman Crist adjourned the meeting at 11:40 a.m. to the Regular Meeting of the Board of Directors on August 27, 2019 at 10:00 a.m. in the Antelope Valley Transit Authority Community Room, 42210 6th Street West, Lancaster, CA.

PASSED, APPROVED, and ADOPTED this 27th day of AUGUST, 2019



Marvin Crist, Chairman of the Board

ATTEST:



Karen S. Darr, Clerk of the Board

Audio recordings of the Board of Directors Meetings are maintained in accordance with state law and AVTA's Records Retention Policy. Please contact the Clerk of the Board at (661) 729-2206 to arrange to review a recording.