

**NOTICE AND AGENDA**  
**BART ACCESSIBILITY TASK FORCE**

April 27, 2023  
2:00 p.m.

A regular meeting of the BART Accessibility Task Force (BATF) will be held on Thursday, **April 27, 2023**, starting at 2:00 p.m. to 4:30 p.m. The meeting will be held at East Bay Paratransit's location at 1750 Broadway, Oakland, California 94612, 1<sup>st</sup> Floor conference room. The facility is served by public transportation. The nearest BART Station is the 19th Street BART Station and there are multiple AC Transit routes to the meeting site.

Please note that this meeting will be held in person in the East Bay Paratransit, 1<sup>st</sup> Floor conference room, Oakland, CA 94612 with an option for public participation via teleconference. Face masks are strongly recommended but not required.

Presentation materials will be available via Legistar at <https://bart.legistar.com>

You may join the Committee Meeting via Zoom by calling **1-833-548-0282** and entering access code **823 4119 2371**; logging in to Zoom.com and entering access code **823 4119 2371**; or typing the following Zoom link into your web browser:  
<https://us06web.zoom.us/j/82341192371>

If you wish to make a public comment:

- 1) Submit written comments via email to **evanloo@bart.gov**, using "public comment" as the subject line. Your comment will be provided to the Committee and will become a permanent part of the file. Please submit your comments as far in advance as possible. Emailed comments must be received before 12:00 p.m. on **April 27, 2023**, in order to be included in the record.
- 2) Appear in person and request to make a public comment.
- 3) Call **1-833-548-0282**, enter access code **823 4119 2371**, dial \*9 to raise your hand when you wish to speak, and dial \*6 to unmute when you are requested to speak; log in to Zoom.com, enter access code **823 4119 2371**, and use the raise hand feature; or join the Committee Meeting via the Zoom link (<https://us06web.zoom.us/j/82341192371>) and use the raise hand feature.

Public comment is limited to two (2) minutes per person.

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.

BART provides services/accommodations upon request to persons with disabilities and individuals who are limited English proficient who wish to address Committee matters. A request must be made within one and five days in advance of Board/Committee meetings, depending on the service requested. Please contact the Office of the District Secretary at (510) 464-6083 for information.

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**

2150 Webster Street, Oakland, CA 94612, P.O. Box 12688, Oakland, CA 94604-2688  
510-464-6000

1. Roll Call of BATF members. (Information) 5 minutes  
Self-Introductions: Staff and Guests.
2. Public Comment. (Information)  
An opportunity for members of the public to comment on items not on the agenda.  
**Public comment is limited to two (2) minutes per person**
3. Approval of February 23, 2023 Meeting Minutes. 5 minutes  
(Information/Action)
4. BART Police Department Update. (Information/Action) 20 minutes
5. Update on Proposed Fare Changes for 2024 - 2025. 20 minutes  
(Information/Action)
6. Potential Change to the BATF By-Laws - For Remote Attendance. (Information/Action) 45 minutes
7. Member Announcements. (Information) 5 minutes
8. Staff Announcements. (Information) 5 minutes
9. Chairperson Announcements. (Information) 5 minutes
10. Future Agenda Topics – Members Suggest Topics. 5 minutes  
**Next meeting scheduled:** May 25, 2023, Thursday
11. Adjournment.

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**  
2150 Webster Street, P.O. Box 12688, Oakland, CA 94604-2688

**BART ACCESSIBILITY TASK FORCE**  
Committee Meeting **DRAFT** Minutes  
February 23, 2023

**1. Roll Call of Members:**

1. Anita Ortega
2. Catherine Callahan
3. Clarence Fischer
4. David Fritz – ABSENT
5. Don Queen
6. Emily Witkin – ABSENT
7. Gerry Newell (Vice-Chair)
8. Herb Hastings (2<sup>nd</sup> Vice-Chair)
9. Janice Armigo Brown – ABSENT
10. Larry Bunn
11. Marjorie McWee
12. Randall Glock (Chair)
13. Roland Wong
14. Shay Roberson – ABSENT
15. Valerie Buell
16. VACANT
17. VACANT
18. VACANT

**BART Customer Access and Accessibility Department Staff:**

Elena Van Loo  
Bob Franklin

**BART Director (s), BART Staff, Speakers, and members of the public:**

Byron Toma (BART Staff)  
Tim Lohrentz (BART Staff)  
David Coggshall (BART Staff)  
Ahmad Rassai (BART Staff)  
Kim Ridgeway (AC Transit-Guest)

Katie Arioli (Captioner)  
Alicia Garispe (Captioner)  
Helen Walsh (Guest)  
Natalie Maxwell (Guest)  
Ahn Nguyen (Guest)  
Roger (Guest)

## **2. Public Comments**

No public comments

## **3. Approval of January 26, 2023 Meeting Minutes**

Herb Hastings moved approval of the January 26, 2023 meeting minutes. Gerry Newell seconded the motion.

- Motion passes with eleven (11) in favor, zero (0) against, one (1) abstention

## **4. In-Person Meeting Update**

- **Teleconferencing option under the Brown Act Law**
- **New BATF in-person and remote meeting requirements**

Byron Toma and Elena Van Loo presented, “In-person meeting update.”

Byron Toma, BART Legal Department, mentioned the new bill AB 2449 will be in effect on March 01, 2023 and stated the state of emergency under the bill AB 361 expires on February 28, 2023. He mentioned under AB 361, committee members could attend meetings remotely without having to publish the location from where they participated in the meeting. Under the new bill, AB 2449, members are now required to attend meetings in-person, with the address and teleconferencing information posted on the agenda. For those seeking to attend a committee meeting remotely, a specific location address must also be posted on the agenda seventy-two hours in advance of the meeting.

Byron Toma went over what BART advisory committees subject to the Brown Act:

- Members appointed by the BART Board of Directors
- A committee that was created by action of the BART Board of Directors

Byron Toma went over the keyed dates on the bill AB 2449:

- January 01, 2023, AB 2449 went into effect
- February 28, 2023, California state of emergency ends
- March 09, 2023, 1<sup>st</sup> BART Board of Directors meeting under AB 2449

Byron Toma went over AB2 449 Teleconferencing Requirements:

1. In-person quorum  
For any BATF member to participate remotely, a quorum of the Board must be present in person at a single physical location that is within the BART District and open to the public.
2. “Just cause” or “emergency circumstances”  
Remote participation is only allowed for “just cause” or “emergency circumstances”
3. Disclosure of others present  
BATF member participating remotely must publicly disclose the presence of any other person aged 18 or older in the room with the BATF member and the general nature of their relationship
4. Both video and audio participation  
BATF member participating remotely must participate by both video and audio

Byron Toma defined what, AB 2449, Just Cause means:

- The member must notify the legislative body at the earliest opportunity possible, including at the start of the meeting, of their need to participate remotely for just cause, including a general description of the circumstances relating to their need to appear remotely at the given meeting. This provision cannot be used by any member for more than two meetings per calendar year.
  - “Just Cause” is defined as:
    - Childcare or caregiving needs that require them to participate remotely
    - A contagious illness that prevents a member from attending in person
    - A need related to a physical or mental disability not otherwise accommodated by the ADA
    - Travel while on official business of the legislative body or another state or local agency

Byron Toma defined what, AB 2449, Emergency Circumstances:

- “Emergency Circumstances”: A physical or family emergency that prevents a member from attending in person. The following requirements apply:
  - A member must make the request as soon as possible. If the request does not allow sufficient time to place proposed action on the request on the posted agenda for the meeting, the legislative body may take action at the beginning of the meeting.
  - Must make a separate request for each meeting.

- The legislative body must take action to approve the request. The legislative body shall request a general description of the circumstances relating to the need to appear remotely at the given meeting.
- Members do not need to disclose any medical diagnosis or disability, or any personal medical information that is already exempt under existing law.

Elena Van Loo shared who does not need to be present for in-person meetings (until further notice):

- Members of the public
- Presenter (s), (BART staff or any 3<sup>rd</sup> party presenting)
- Closed Captioners

Elena Van Loo mentioned staff will continue to provide meeting notices and agenda items within the 72-hour window, including webinar information. She also shared the members of the public will continue to have access to public comment (s) by staff by providing webinar information.

Elena Van Loo shared the one change will be the location where the scheduled BATF meetings will be held. She mentioned the in-person meetings for appointed members will be held at the East Bay Paratransit in Oakland. She mentioned the meeting place is right next to the south side of the 19<sup>th</sup> Street BART Station adjacent to the street elevator.

Elena Van Loo mentioned traveling to the scheduled BATF meeting location will be honored the \$15 per meeting. Travel reimbursement will not be honored for teleconferencing.

Herb Hastings mentioned the last time in-person BATF meeting was in March 2020 and asked if staff will need updated RTC card numbers for travel reimbursements. Elena Van Loo confirmed that she will reach out to members to update RTC card numbers.

BATF members and members of the public stated attending in-person meetings could put immune-compromised at risk and expressed California legislative should have looked into this more closely.

Elena Van Loo shared that safety is a priority when in-person meetings start. She mentioned staff will provide face masks and hand sanitizers. She mentioned face masks will not be enforced but are strongly recommended. She mentioned staff will not be taking temperatures or ask for proof vaccination, which is not required.

BATF members expressed concerns publishing home address to the public and expressed members would feel unsafe.

Byron Toma shared at BART, there are two kinds of meetings:

1. The first kind is the Brown Act meetings, which is formed by the legislative bodies and are advisory to the governing body, like BATF. BATF members are appointed by the BART Board of Directors. With the new guidelines, a quorum of appointed members must meet in-person starting on March 01, 2023.
2. The second kind are meetings which are not official Brown Act Bodies. Byron Toma mentioned Brown Act Light is typically not advisory to the Board of Directors. BATF members would not be appointed by BART Board of Directors and added meetings can be done through teleconferencing and not in-person.

Byron Toma and Bob Franklin stated the BATF By-Laws would have to be changed to accomplish the second type of meeting.

Randall Glock stated that an agenda item would be scheduled for March to further discuss the two different options with appointed committee members vs. non-appointed advisory committee as Byron Toma explained.

Randall Glock mentioned the possibility of writing a letter to California's Governor expressing concerns about the new bill, AB 2449.

Randall Glock requested to add travel reimbursement as an agenda item to get some clarity as to how reimbursement is done.

## **5. Link21 Program-Introduction to the Newest Advisory Committee at BART**

Tim Lohrentz introduced himself from the Office of Civil Rights and then presented "Link21 Equity Advisory Council (EAC)".

He mentioned Link21 is working with 21 counties and 4 regions (Sacramento, San Francisco Bay Area, Northern San Joaquin Valley, and Monterey) to bring all public transportation together and to make it easier for commuting.

He shared information about a future new transbay rail crossing:

- Transportation across the San Francisco Bay is a major impediment to regional transportation

- A new transbay rail crossing will provide another link between San Francisco and the East Bay (Oakland) and the entire megaregion
- Could be standard-gauge (e.g., Capitol Corridor, Caltrain) or BART-gauge
- It is a joint program between BART and Capitol Corridor

He also discussed the “Link21” equitable program:

- Prioritize engaging communities who have been systemically marginalized
- Benefit those who need it most:
  - Transit-dependent riders
  - Those harmed by past transportation projects
  - Those with limited access to important resources like housing or job opportunities
- Partner with these groups every step of the way to avoid harms and create needed benefits

He shared what the Equity Advisory Council (EAC) is about:

- It is a body of community members with expertise that will provide continual guidance on key Link21 work through bimonthly meetings
- The EAC members loosely represent communities that have been marginalized in the 21-county Megaregion
- Another opportunity for the Link21 team to co-create with community members
- There are 18 members of the EAC, with the potential for 20 members
- First EAC meeting was February 14, 2023, with the second one February 28, 2023

Tim Lohrentz explained Equity Advisory Council (EAC) is an advisory council and provides input on the Link21 Program, but is not a decision-making body.

Clarence Fisher appreciated Tim Lohrentz’s presentation and mentioned he was at the very first Link21 meeting in February. He also mentioned that he is a member of EAC.

Roland Wong asked if there is a zoom link to the next Link21 meeting and Tim Lohrentz mentioned to go to [bart.gov](http://bart.gov), and look under the BART Board of Directors meeting dates along with other BART’s advisory committee dates.

Randall Glock thanked Tim Lohrentz for his presentation.



## **6. Establishment of an AD-Hoc Committee to Review BART Accessibility Task Force (BATF) By-Laws with a Call for Committee Member Volunteers**

Randall Glock introduced the agenda item. He mentioned this agenda item was to discuss whether or not to create an ad hoc committee to look and/or change the BATF By-Laws.

Gerry Newell stated that other advisory committees have term limits and wanted to explore this idea to see what would be best for the BATF advisory committee members. He mentioned this topic to change the term limits has been discussed numerous times in the past.

Herb Hastings mentioned he is on a few advisory committees and term limits are not part of the by-laws. He added nominations and elections are done just as we have done in the past. He mentioned if adding ad hoc is worth the time.

Marjorie McWee shared that this agenda item should be very clear what our objectives are, whether or not we are creating an ad hoc or discussing. She also voiced that this agenda item be placed on hold, as there may be active members resigning.

Randall Glock asked who would like to make a motion to postpone this agenda item. Larry Bunn motioned to postpone the agenda item and Gerry Newell seconded the motion.

Randall Glock called for a discussion to either postpone agenda item or establish an ad hoc committee:

- Valerie Buell mentioned she has heard this discussion multiple times in the past year and questioned the purpose of this ad hoc and asked members these questions, “why do we to even have this,” or “what do we think what the outcome will be.” She added that she thinks an ad hoc committee should be formed but we need to state a very clear definition of its goals.
- Herb Hastings agreed with Valerie Buell to look into what are the objectives
- Larry Bunn mentioned this should be postponed and agreed with Marjorie McWee that member (s) may resign.
- Marjorie McWee stated that we should really contemplate the change of the by-laws and get assistance from legal to either add term limits and/or look into strengthening other parts of the by-laws
- Randall Glock mentioned if we end up changing the by-laws, this can be tedious and time consuming and mentioned BATF members really should think about this.

Elena Van Loo did a roll call to postpone agenda item until the next scheduled meeting. She confirmed Larry Bunn motioned to, “establish of an ad hoc to review the task force by-laws.” Gerry Newell seconded the motion.

- Motion passes with ten (10) in favor, zero (0) against, zero (0) abstention

## **7. Remembering Janet Abelson**

Elena Van Loo presented, “Remembering Janet Abelson.”

Elena Van Loo read a tweet on Twitter dated January 26, 2023 from @SFBART: “Janet Abelson was a long time BART partner. She cared deeply about transit and we cared deeply about her. Our Board of Directors and staff worked closely with her over the years and she was a tireless advocate for a safe and accessible BART system.”

Elena Van Loo read a tweet from Director Rebecca Salzman: “Saddened by the passing of Janet Abelson today. She served on El Cerrito Council for 23 years, retiring last month. She did so much for the city and for transit, including improving accessibility of BART.”

Janet Abelson’s Accolades (some accolades-too many to list):

- Member and chair of the Metropolitan Transportation Commission (MTC) Advisory Council and past member and chair of the MTC Elderly and Disabled Advisory Committee
- Member and past Chair of the BART Accessibility Task Force, 2002 to 2023
- Chair of the BART Transit Security Advisory Committee
- Member and past Chair of the AC Transit Accessibility Advisory Committee
- Founding member in 1994 and past Chair with East Bay Paratransit’s -SRAC (Service Review Advisory Committee)
- Council Member in the city of El Cerrito, 1999 to 2022

Janet Abelson was a great advocate for people who use wheelchairs with respect to the following:

- Elevators
- Accessible paths of travel design –to narrow the width of the pathway, to better the design for both blind passengers and passengers with wheelchairs
- Elevator glass panels for passenger safety
- Elevator orientation: to exit parallel to the trackway, not exiting into the trackway

- Lighting in stations, especially throughout elevator hallways
- Bus connections layout, including during temporary construction periods, focusing on passenger safety
- Signage visibility and placement
- Accessible faregates design

Facebook friends say...:

- I am so sorry to hear of Janet's passing. It's a great loss to the community. My condolences to her family
- My deepest condolences to the family of Janet Abelson. She was a true public servant who will be missed dearly. Rest in Peace (RIP) my dear
- I'm sorry to hear this. Rest in Peace, Janet Abelson. Thank you for your many years of service to the city of El Cerrito

Elena Van Loo ended her presentation thanking Janet Abelson for her service to the community and being a dear friend.

Don Queen thanked Elena Van Loo for the presentation. He mentioned he met Janet Abelson at East Bay Paratransit Advisory Committee (SRAC) and she helped him a lot and said he was a good friend with Janet Abelson and she will be missed. He mentioned Janet Abelson did a lot of work in fighting for accessibility pathways at BART and was persistent on this issue.

Marjorie McWee shared that she met Janet Abelson at a transit meeting on behalf of wheelchair users and met Janet Abelson again at her first BATF meetings and became friends. She shared that Janet Abelson would call and report updates on accessibility within the BART system. Marjorie McWee said she will miss her mentoring and her friendship.

Valerie Buell mentioned she found Janet Abelson to be passionate and stated Janet Abelson asked a lot of great questions and gave a lot of great insight. She was impressed with Janet Abelson's knowledge.

Randall Glock shared Janet Abelson was a long-time member and former Chair. He shared how he worked with Janet Abelson for years and she definitely will be missed. Randall Glock added we should adjourn the meeting in Janet's honor.

## **8. Member Announcements**

No member announcements.

## **9. Staff Announcements**

Bob Franklin announced on February 28, 2023, there will be a virtual town hall meeting for blind and low vision BART passengers.

Elena Van Loo shared BART Board of Directors scheduled five 2:00 pm Thursday afternoon meetings in 2023: March 9<sup>th</sup>, May 11<sup>th</sup>, June 8<sup>th</sup>, September 14<sup>th</sup>, and November 16<sup>th</sup>. Some of these dates do overlap with scheduled BATF meetings.

## **10. Chairperson Announcements**

Randall Glock asked members to attend in-person meetings.

## **11. Future Agenda Topics – Member Suggest Topics**

- Update on proposed fare changes for 2024-2025
- BART Police Department update
  - Homelessness at BART station
- Third door marking updates
- Discussion promoting BATF meeting
  - What can be done to draw more members of the public to the meetings

## **12. Adjournment**

The meeting adjourned at 3:52 pm in memory of Janet Abelson until the next regularly scheduled meeting, March 23, 2023.



# Update on proposed fare changes for 2024-2025

BART Accessibility Task Force

April 27, 2023



# Agenda

1. Proposed fare changes for 2024-2025
  - Inflation-based fare increase policy implementation
  - Clipper START means-based fare discount increase
2. Discussion and questions

# Proposed fare changes for 2024-2025



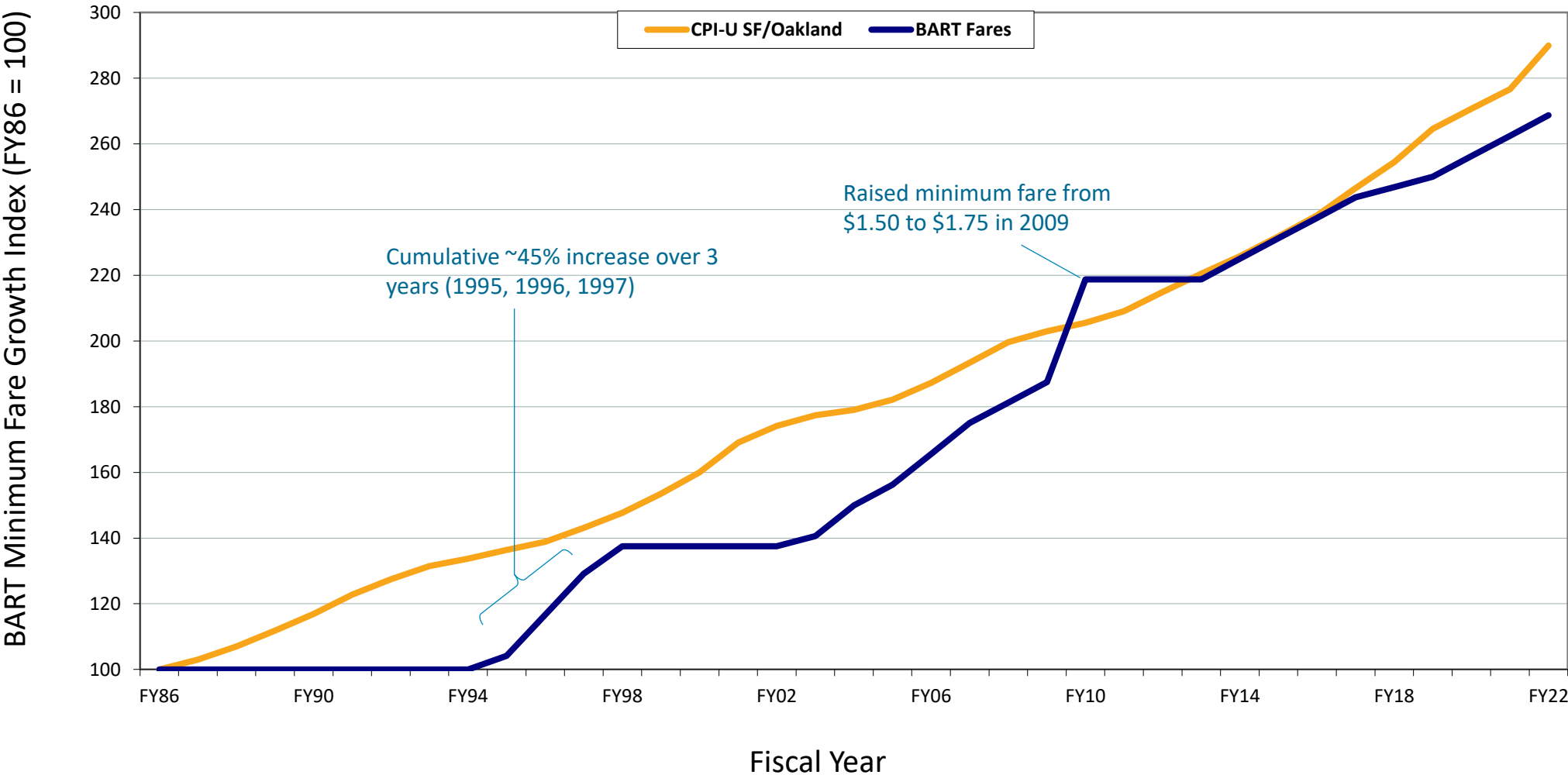
# What is the Productivity-Adjusted Inflation-Based Fare Increase Program?

- CPI-based fare increase policy adjusts fares **every other year by inflation less 0.5%**
  - Inflation is defined as the average of CPI-U (national) and CPI-W (local)
  - Last increase: July 2022 (deferred 6 months)
  - Next increase scheduled for **January 2024**
- 
- For nearly 20 years, CPI-based fare policy has allowed fares to keep up with the cost of providing reliable and safe service
  - Allows for stable fare adjustments as required by the District's 2003 Financial Stability Policy
  - Keeping fares in line with inflation is one critical element for restoring District financial sustainability

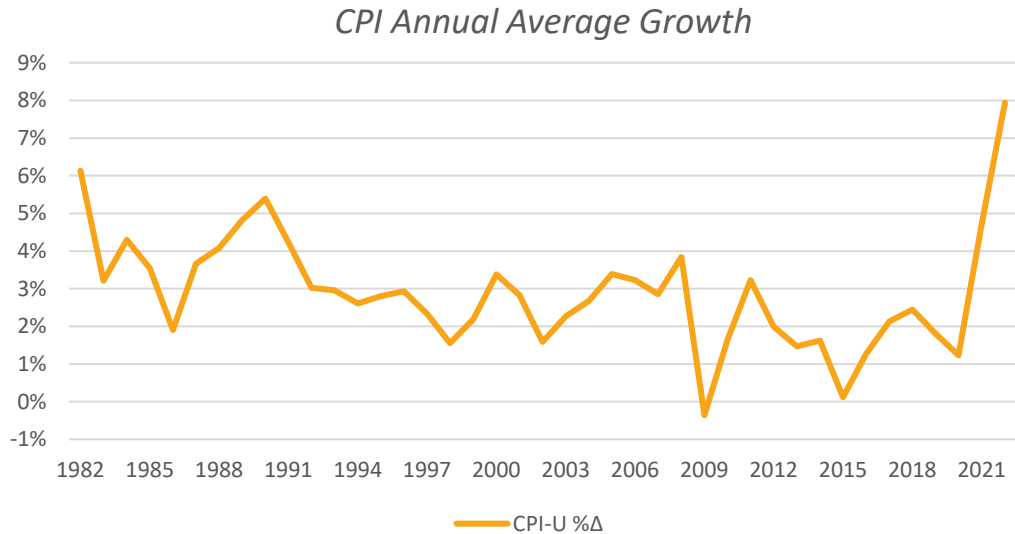


# BART minimum fares vs. inflation

Change in Inflation vs Change in BART Fares: FY86-FY22  
Indexed to FY86



# Inflation, 2020 – 2022



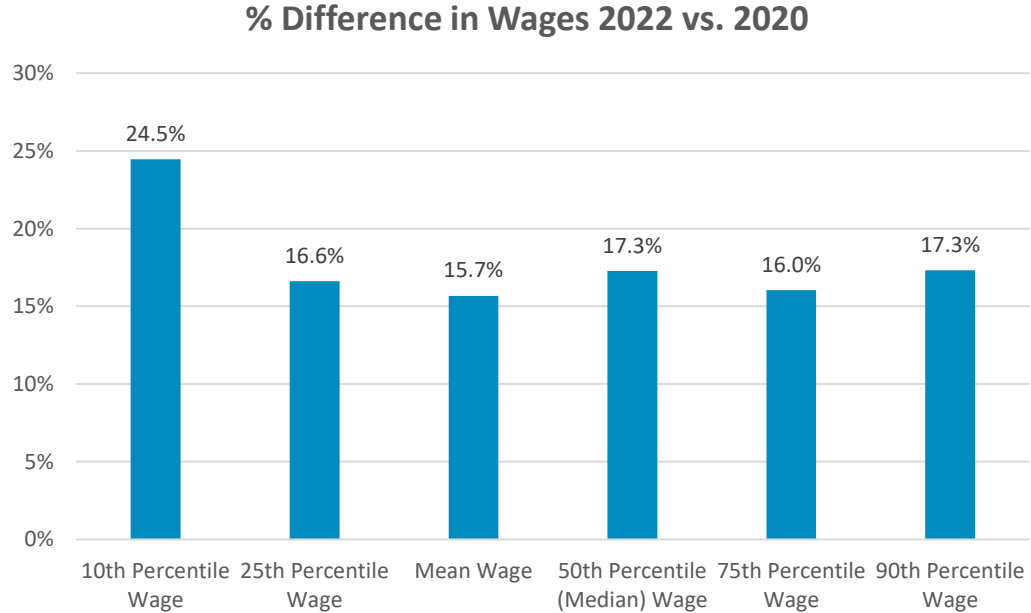
	CPI-W Local	CPI-U National
	Annual Increase	
2021 / 2020	4.10%	4.70%
2022 / 2021	6.34%	8.00%
Cumulative	<b>10.70%</b>	<b>13.08%</b>
Average		11.89%
Less Productivity Factor		0.50%
Calculated Fare Increase Eff. 1/1/24		11.39%

Source: Bureau of Labor Statistics

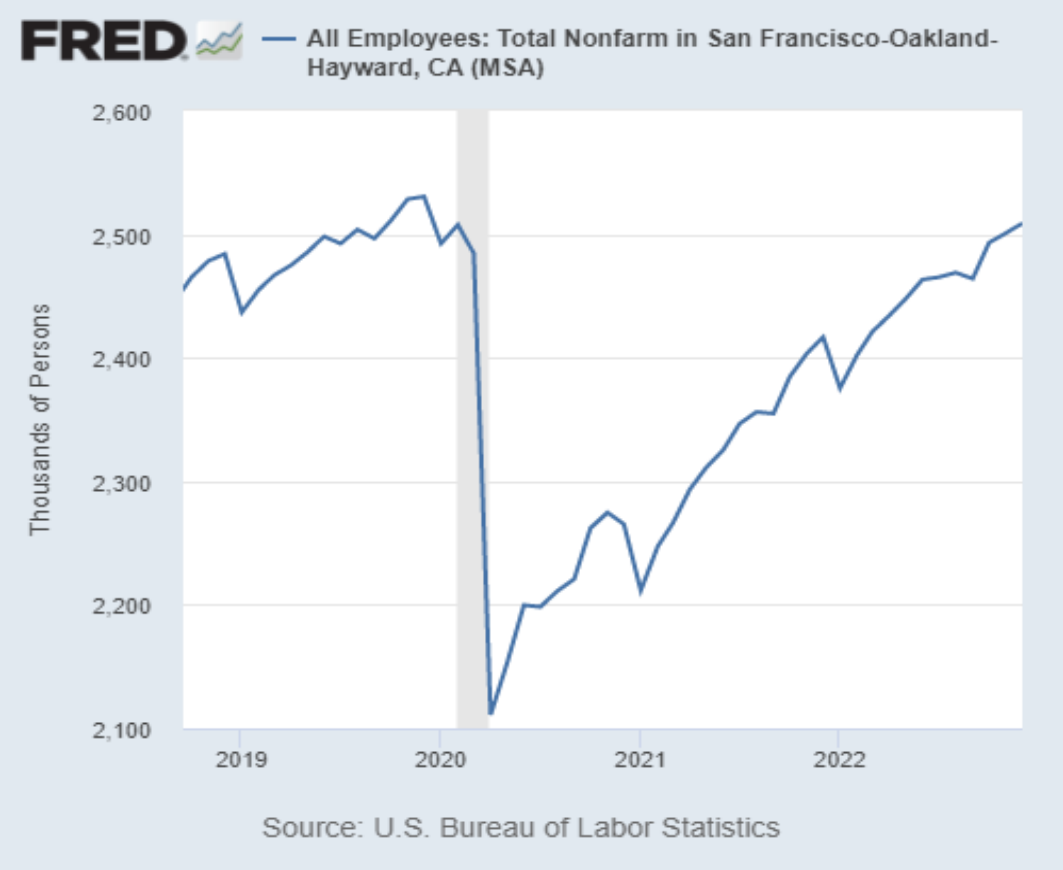
- During the period assessed for this increase (Jan 2020 to Dec 2022), inflation was 11.9% (highest since 1982)
- By policy, the resulting fare increase for January 2024 is 11.4%
- Staff proposes policy implementing with adjustments (see slide 7) contingent on board approval of Title VI report approval

# Wages & employment, 2020 – 2022

- During this period, non-farm wages in the BART service area increased about 16% on average, with the lowest-income segment of the workforce seeing the fastest wage growth
- Local legal minimum wages increased by an average of 10%
- Total employment has returned to pre-pandemic levels



Source: CA EDD Occupational Employment and Wage Statistics for Oakland and San Francisco Metro Division



Source: U.S. Bureau of Labor Statistics

# Inflation-based fare increase implementation

Despite recent wage growth, implementing the full 11.4% inflation adjustment in January 2024 could create a too-large burden on riders with lower incomes. Staff recommends the following implementation steps to reduce this risk:

- Consider implementing the scheduled fare increase as two increases up to 5.5% in January 2024 and January 2025
  - Example 2024 Fares under this proposal:
    - The Clipper Adult fare from Balboa Park to Powell would increase 15¢ with the first 5.5% increase; for RTC or Senior cardholders, that increase would be 5¢
    - The Clipper Adult fare from Berkeley to Embarcadero would increase 25¢ with the first 5.5% increase; for RTC or Senior cardholders, that increase would be 10¢
- Consider changes to Clipper START as discussed in following section of this presentation

# Clipper START Pilot update

- Clipper START is a regional pilot enhancing affordability for low-income riders
  - Currently offering a 20% single-ride discount on all BART fares to enrolled riders
  - Riders ages 19-64 with a household income under 200% of federal poverty level eligible for discount (est. 25-35% of BART riders)

# Clipper START Pilot Update

MTC released Q6 summary report (through January 2022) in August 2022

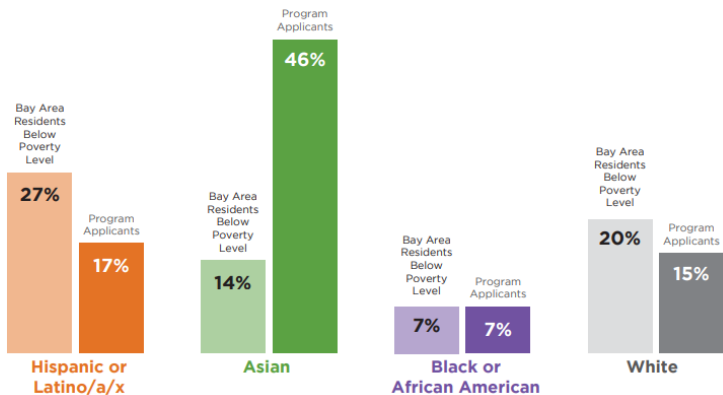
- KEY FINDINGS**
- At the end of Year 1, nearly all participants are paying less weekly than they were before the program.<sup>1</sup>
  - The average fare discount was \$1.20 per trip, which enabled riders to take more transit trips without increasing their spending on transportation.
  - Focus group participants shared that the program has resulted in cost savings and improved affordability of transit.

<b>20%</b> DISCOUNT	<b>50%</b> DISCOUNT
AC Transit	Caltrain
BART	Golden Gate Transit and Ferry
County Connection	Marin Transit
FAST	Muni
Napa VINE	SamTrans
Petaluma Transit	San Francisco Bay Ferry
Santa Rosa CityBus	SMART
SoTrans	
Sonoma County Transit	
Tri Delta Transit	
Union City Transit	
Vacaville City Coach	
WestCAT	
Wheels	

## SPOTLIGHT: APPLICANT DEMOGRAPHICS

### KEY FINDINGS

Hispanic or Latino/a/x and White low-income residents are “underrepresented” among program applicants when compared to the Bay Area population below the poverty level.



Source: U.S. Census Bureau 2020 American Community Survey (ACS) 5-Year Estimates and MTC Clipper START application data. Note: For simplicity, chart does not include proportion of Bay Area residents or program applicants that identify as Native Hawaiian and Other Pacific Islander, American Indian or Alaska Native, Other race/ethnicity, or more than one race/ethnicity.

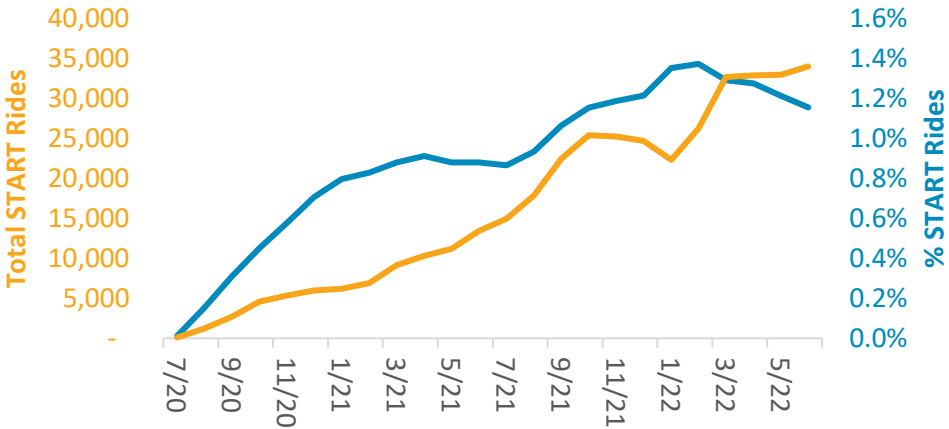
### Summary Statistics Through Q6

- 11,000 Applications Submitted
- 9,800 Program Enrollees
- 6,400 Active Program Users
- 5-16% Program Uptake of Low-Income Riders
- 590,000 Number of Trips
- 24% of Trips Involve a Transfer



# Clipper START Pilot Update

Clipper START used for a small, growing share of BART rides



- Clipper START rides comprise just over **1% of BART trips**
- **~3,500 unique Clipper START riders** use BART every month

BART Services the most Clipper START riders of any agency

Agency	Total # of START Trips	Total % of START Trips
<b>BART</b>	<b>403,190</b>	<b>40%</b>
SF Muni	379,995	38%
AC Transit	84,413	8%
SamTrans	65,409	6%
Caltrain	22,839	2%

Most Clipper START riders travel to SF Downtown

Station	Total # of Trips	% of All Trips
Powell St (BART)	38,824	10%
Montgomery (BART)	31,702	8%
Embarcadero (BART)	27,056	7%
Civic Center (BART)	22,905	6%
Balboa Park	19,867	5%



# Clipper START Next Steps

- MTC staff likely to ask the Commission to extend the pilot beyond June 2023 before adopting a more permanent means-based discount framework
- Staff recommends that the board consider increasing the Clipper START discount to 50% in January 2024
  - Builds on early success of pilot
  - Would also address potential effects of Parking Policy changes, lowering the overall cost of trips with parking for low-income riders



# Net fiscal impact of staff recommendation

- The 5.5% fare increases are expected to increase fare revenue by \$6M in FY24 and \$20M in FY25
- Staff expect this revenue growth would be modestly offset by an increase in the Clipper START discount<sup>1</sup>

	<u>FY2024</u>	<u>FY2025</u>	<u>FY2026</u>	<u>FY2027</u>
Estimated Value of two 5.5% Fare Increases	\$6M	\$20M	\$31M	\$34M
Clipper START Discount Increase to 50%	(\$3M)	(\$5M)	(\$5M)	(\$6M)
<b>Net Result</b>	<b>\$4M</b>	<b>\$16M</b>	<b>\$26M</b>	<b>\$28M</b>

1- Assumes growth ramp-up to 25% participation rate of eligible population rate, no change in program eligibility, and an elasticity factor of 0.22.



# What next?

- Staff to summarize results of survey/public outreach
- Complete Title VI analysis for disproportionate burden/disparate impact in conjunction with Title VI analysis of parking rate changes
- Submit to Board for consideration and approval with FY24-FY25 budget in June

# Discussion and questions









# Potential Change to the BATF By-Laws: For Remote Attendance -



Do BATF members want to attend meetings remotely?

If yes, BATF By-Laws would change:

- Membership approved by members (not BART Board)
- Most mentions of the Board go away, but the BATF still can provide reports to the Board.
- Same travel reimbursement policy
- Customer Access and Accessibility Department still staff liaison

San Francisco Bay Area Rapid Transit District  
BART Accessibility Task Force  
By-Laws  
September 2017

**ARTICLE I – NAME OF TASK FORCE**

The name of this task force shall be the BART Accessibility Task Force and may be referred to as “BATF.”

**ARTICLE II – MISSION STATEMENT**

The mission of the BATF is to advise the BART ~~Board of Directors and staff~~ Customer Access and Accessibility Department on ways to maintain and improve the accessibility of the BART system for people with disabilities and for seniors. This mission is consistent with the District’s Strategic Plan goal to encourage public input.

**ARTICLE III – RESPONSIBILITIES**

A. Work with staff to:

1. Review, analyze and prepare recommendations on issues and policies, capital projects, compliance with local, state and federal legislation relating to the provision of accessible services at BART and other issues that might be brought to the BATF ~~by the public, staff or the Board.~~
2. Develop recommendations which take into consideration the needs of people with different disabilities and seniors.
3. Participate in the development of proposed new policies and the planning and implementation of new services that affect people with disabilities and seniors who use BART.
4. Provide a public forum for discussion of all BART related issues concerning people with disabilities and seniors.
5. Act as a resource group to BART staff who interact with people with disabilities and seniors to answer complaints, to develop new programs, to solve architectural problems in the system, to conduct staff disability trainings, and other areas as needed.

B. In order to accomplish these responsibilities BATF shall:

1. Educate themselves about the BART system, the budget process, the administrative process, the ADA as it relates to transportation accessibility issues, and the project cost-analysis process, ~~and the Brown Act.~~
2. Establish annual goals for BATF.
3. Make reports or recommendations to appropriate BART staff through the staff member designated to support the BATF as needed.
4. ~~Report to the BART Board of Directors and send~~ Send additional reports or recommendations as needed, which reports may be accompanied by a staff report as appropriate.
5. Recuse themselves from any matter before the Task Force in which they have a financial interest.
6. Complete ethics training required by the State of California.

## **ARTICLE IV – MEMBERSHIP**

### **A. COMPOSITION**

Members should be active BART users, who are people with disabilities or seniors over the age of 65. Except as stated above, BATF does not discriminate based on race, color, origin, sex, religion, sexual orientation, disability, or age in its membership.

The BATF shall be composed up to 18 members. The number of active members and the actual vote on actions shall be included on all communications to ~~the Board and~~ BART staff. If there are more than 18 applicants for the BATF, BART staff shall recommend 18 from among all those endorsed by the BATF, taking into consideration the goal of including people from all the parts of the BART system representing a diversity of disabilities and ages. There shall be no minimum number of members.

Some exceptions may be made to these eligibility criteria. The membership may include up to two non-disabled persons with special knowledge or technical training regarding the transportation needs for a particular disability.

### **B. TERM OF OFFICE**

The term for each member of the BATF shall end on June 30 of odd-numbered years or when the BART ~~staff~~~~Board~~ announces appointments and reappointments for a new term, whichever occurs later.

### C. NOMINATION AND SELECTION PROCESS

During the 2nd quarter of each odd-numbered calendar year, the staff liaison will contact each member to determine if they are interested in continuing to serve.

In addition, staff shall seek members through notices, in stations, on the BART website, contact with underrepresented disabled groups and seniors, and other means as appropriate. Out of four consecutive meetings, an interested applicant must attend three and then apply for membership. Applicants must be endorsed-voted in by the members of the BATF through a majority vote. ~~Their names are submitted by the BATF staff liaison to the BART Board of Directors for final approval. The BATF staff liaison will notify the applicant of the Board's decision regarding their application.~~

### D. VOTING RIGHTS

Each member shall be entitled to one vote and may cast that vote on each matter submitted to a vote at a meeting of the BATF. Proxy, ~~telephonic, electronic,~~ or absentee ballots shall not be permitted.

### E. RESIGNATION

Members may resign by notifying the BATF Chair or staff liaison, who then will inform the staff ~~and BART Board of Directors.~~

## ARTICLE V – TERMINATION OF MEMBERSHIP

A. A member's appointment to the BATF shall be terminated upon a determination by the BATF that:

1. A member has missed four regular meetings in a calendar year. Because it is important that all views be represented at meetings, there is no provision for excused absences.
2. At the time of appointment, a member materially misrepresented information on their application.



3. A member has engaged in a consistent pattern of disruptive behavior in BATF or other BART related meetings which includes use of slurs, derogatory comments, or any other conduct, whether physical, verbal or written directed at another person or based upon another person's race, color, origin, sex, religion, sexual orientation, disability, or age.
4. A member has ceased to reside in the BART District.
5. Notification has been received that a person is not available to serve as a member.
6. A member has failed to complete the required ethics training.

B. Staff liaison will notify the terminated individual about the termination, first by e-mail. If there is no response, then by phone. If there no response, then the individual will be notified about the end of their membership during the next two regularly scheduled meetings.

## **ARTICLE VI – OFFICERS**

### **A. CHAIR**

The BATF shall elect from its membership a Chair. The Chair will work with BART staff to develop an agenda, lead meetings and keep order, appoint members to subcommittees, present reports ~~to the BART Board of Directors~~, and prepare and sign all letters, reports and other communications of the BATF. The Chair shall perform such other duties as may be requested from time to time by the BATF or BART staff.

### **B. VICE-CHAIR**

The BATF shall elect from its membership a Vice-Chair who, in the absence or inability of the Chair to serve, shall have all of the powers and shall perform all of the duties of the Chair. The Vice-Chair shall perform such other duties from time to time as may be requested by the Chair.

### **C. 2nd VICE-CHAIR**

The BATF shall elect from its membership a 2nd Vice-Chair who, in the absence or inability of the Chair and Vice-Chair to serve, shall have all the powers and shall perform all of the duties of the Chair and Vice-Chair. The 2nd Vice-Chair shall perform such other duties from time to time as may be requested by the Chair.

## D. ELECTION OF CHAIR, VICE-CHAIR AND 2ND VICE-CHAIR

### 1. Term of Office

The officers of the BATF shall serve for one year or until the next election is held.

### 2. Nomination

At the September meeting, nominations and election of officers will be held. People may self-nominate or be nominated by other members. Nominations will be accepted from the floor prior to the close of nominations on the day of elections. The election of officers shall be by simple majority vote.

### 3. Vacancy

A vacancy in any office shall be filled by election for the unexpired term.

### 4. Temporary or Permanent Vacancies

If the Chair, Vice-Chair, and 2nd Vice-Chair are absent from any meeting and/or are unable to act, the meeting shall be called to order by staff. The staff shall immediately call for the selection of a Temporary Presiding Officer.

### 5. Failure to Elect

If the BATF fails to elect a Chair, Vice-Chair, or 2nd Vice-Chair, the existing Chair, Vice-Chair, or 2nd Vice-Chair shall continue to serve until the BATF elects a successor.

## E. STAFF SUPPORT

The BART General Manager or a designee shall designate a person to serve as BATF staff to prepare meeting notices, set agendas, and provide minutes as required and to serve as liaison between BATF and other BART staff ~~and the Board of Directors~~.

## ARTICLE VII – MEETINGS

### A. REGULAR MEETINGS

~~All regular and special meetings of the BATF shall be conducted in accordance with the Ralph M. Brown Act.~~ Meeting agendas shall be posted in a public place in the same manner as agendas posted for meetings of the BART Board of Directors. Meetings will be open to the public, held in a location accessible to people with disabilities, and within the geographical boundaries of the BART District. At least 72 hours prior to a regular meeting, an agenda must be posted which contains a brief general description of each item to be transacted or discussed at the meeting. Members of the public have the right to directly address BATF during public comment for issues which are not on the agenda, or for any item on the agenda, before or during the consideration of the item. Agendas will be mailed or emailed (based on preference) to members of the BATF and to persons requesting them ~~according to the requirements of the Brown Act.~~

### B. SPECIAL MEETINGS

Special meetings may be called by the Chair when in the opinion of the Chair the business of the BATF requires it or by the request of a majority of the BATF membership. ~~Notice for special meetings will conform to the requirements of the Brown Act.~~ No other business shall be considered at such meeting.

### C. QUORUM

A majority of the appointed members of the must be present in order to constitute a quorum necessary for the transaction of the business of the BATF.

### D. ADVICE AND DECISIONS OF THE BATF

All decisions of the BATF which require a formal vote shall be made only after an affirmative vote of a majority of its members present and voting. Minutes of meetings, as well as any special reports or communications desired by the BATF, shall be taken by BART staff ~~forwarded by staff to the BART Board of Directors.~~ In addition, the Chair or a designee may present reports to ~~the BART Board of Directors~~ or an appropriate committee in person.

### E. BATF MEETING EXPENSES FOR MEMBERS

BART will cover travel costs on public transit for BATF members to attend regular or special BATF meetings. The BATF will follow BART Board policy regarding travel

reimbursements. The current policy as of April 2023 is to provide a \$15 travel stipend for attending in-person committee meetings, and to reimburse the actual cost of travel for attendance at meetings pre-approved by BART staff

## **ARTICLE VIII – AGENDAS, MINUTES, RULES OF CONDUCT, AND ACCOMODATIONS**

### **A. AGENDAS**

Members may contact the chair to have items put on the agenda. Also, each meeting agenda shall have an item when members may ask to put items on future agendas.

The Chair and the staff liaison shall schedule items on the agenda ~~in consultation with the staff liaison~~. Staff shall be responsible for distributing the final agenda and preparing or compiling the associated agenda materials for each meeting. Agenda materials shall normally be mailed to members one week prior to each meeting, ~~but agenda distribution shall always conform to the requirements of the Brown Act.~~

### **B. MINUTES**

Draft minutes of each BATF meeting shall be prepared by staff and distributed to BATF members and others together with the agenda for the next meeting. Minutes shall be made final after a majority vote of those BATF members who were present at the meeting.

### **C. RULES OF CONDUCT**

All regular and special meetings of the BATF shall be conducted in accordance with these bylaws and with the Rules of Order used by the BART Board. In case of conflict, these bylaws shall take precedence.

The Chair, or a member appointed by the Chair, may represent the BATF to the BART Board of Directors with prior notice to the BATF and staff if possible. No member shall represent the BATF or BART to the general public unless authorized by the ~~Board of Directors~~ General Manager or ~~its~~ designee.

### **D. ACCOMMODATIONS FOR MEMBERS AND THE PUBLIC**

On-going arrangements will be made with individual BATF members to accommodate their disability-related need for alternative formats for minutes, correspondence, exhibits and other graphic information, sign language interpreters,

and captioning. Non-routine requests for accommodation must be made in a timely fashion.

The general public can also request routine or one-time provision of materials in alternative formats by making a request to the BART staff liaison in a timely fashion in advance of scheduled meeting times.

## **ARTICLE IX – SUBCOMMITTEES**

The Chair has authority with concurrence by the BATF to appoint subcommittees and/or ad-hoc committees to address issues as needed.

## **ARTICLE X – BYLAWS AMENDMENTS**

The bylaws may be proposed for amendment or repeal by a motion that is made and seconded and passed by a three-fourths (3/4) vote of members present at any regular or special meeting. In addition, written notice of the proposed amendment must be agendized and distributed given at the meeting prior to that at which action will be taken. The notice must contain both the original language and the proposed amending language to the bylaws. The proposed bylaws change must be reviewed by the BART legal staff and will be made final upon approval by the ~~BART Board of Directors~~General Manager or ~~at~~their designee.

In addition to the procedure above, any bylaw may be altered, amended or annulled at any time by ~~a majority vote of the BART Board of Directors~~BART staff after consultation with or by recommendation of the BATF and approval of BART legal staff.

## **ARTICLE XI – TERM OF BATF**

BATF Term: ~~The BATF shall remain in existence until discharged by action of the BART Board of Directors.~~ BART’s Customer Access and Accessibility Department~~The Board~~ may periodically review the need for the BATF and may modify its composition, structure or bylaws after consultation with the BATF.

~~Grace Crunican,~~  
General Manager

*Amended September 2017*