



## **East Bay Regional Communications System Authority**



Participating agencies include Alameda and Contra Costa Counties and the following cities and special districts: Alameda, Albany, Antioch, Berkeley, Brentwood, Clayton, Concord, Danville, Dublin, El Cerrito, Emeryville, Fremont, Hayward, Hercules, Lafayette, Livermore, Martinez, Moraga, Newark, Oakland, Oakley, Pinole, Pittsburg, Pleasant Hill, Pleasanton, Richmond, San Leandro, San Pablo, San Ramon, Union City, Walnut Creek, East Bay Regional Park District, Kensington Police Community Services District, Livermore Amador Valley Transit Authority, Moraga-Orinda Fire District, Rodeo-Hercules Fire District, San Ramon Valley Fire District, California Department of Transportation, Ohlone Community College District, Contra Costa Community College District, Dublin-San Ramon Services District and University of California, Berkeley

### **BOARD OF DIRECTORS MEETING**

#### **SPECIAL MEETING**

**DATE: December 21, 2023**

**TIME: 10:00 a.m.**

**PLACE: Alameda County Sheriff's Office of Emergency Services and Homeland Security  
4985 Broder Blvd.  
Dublin, CA 94568**

### **MINUTES**

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1. **Closed Session:** None.
  2. **Call to Order/Roll Call:** 10:02 a.m.

Boardmembers Present: J. Calabrigo, E. Christy, T. Dupuis, J. King, A. Love, P. Meyer, M. Nichelini, M. Nino, M. Rodriguez, Y. Sanchez, L. Smith, K. Stepper, and J. Vorhauer

Staff Present: T. McCarthy, C. Soto

On motion of Bm. King, seconded by Bm. Stepper and by unanimous vote, the Board agreed to allow Bm. Meyer to attend the meeting remotely due to illness.

3. **Report on Closed Session:** None.
4. **Public Comments:** None.
5. **Presentations:** None.
6. **Approval of Minutes:** None.
7. **Written Communications:** None.
8. **Public Hearings:** None.
9. **Action Items:**

#### **9.1 Transitional Assistance Agreement with Director McCarthy**

Executive Director McCarthy stated this item was an agreement between the Executive Director and the East Bay Regional Communications System Authority to continue in an advisory capacity. He will be leaving on February 29, 2024 and

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someone else will be hired as the Executive Director. This contract will be for the period of March 1, 2024 through April 30, 2024. This will allow for a smooth transition.

On motion of Bm. Calabrigo, seconded by Bm. King and by unanimous vote the Board adopted **Resolution No. 23-08 Authorizing the Chair to Execute and the Executive Director to Implement a Transitional Assistance Agreement.**

Vice Chair Love stated the transition plan would include someone in the interim to focus on EBRCSA priorities. The full transition plan would finalize the outstanding CIP, review the organizational structure and make recommendations; review the financial health – short-and long-term; review and understand all the contract costs and efforts to explore savings and effectiveness. It will also allow time to establish what the Executive Director’s recruitment will look like and how, if needed, to comply with AB5. This has not been established yet.

EBRCSA Attorney Ms. McKinney stated they could contract in a business-to-business sense with another individual that is offering their services to agencies outside of EBRCSA. There is going to be exploration of what is best for the agency.

Vice Chair Love stated there was no established timeline for the interim’s length of service. He understood that it would take a long time to complete the Board’s list of focused priorities as well as learning the history of the System.

Bm. Sanchez arrived at 10:15 a.m.

Chair Meyer stated it could be a one-year term, not a specific time frame necessarily. He took a step back and considered the timeline of the recruitment and reasoned it was too quick. They needed to take a look at the AB5 issue, whether it be benefits or compensation factors. There also needed to be a review of the organizational structure. There are difficult decisions to be made in the next six months to a year, both financial and organizational. He does not want the Board to move too rapidly.

Bm. Nino asked that when the AB5 analysis is complete that there be an oral presentation.

Ms. McKinney stated it could be a scheduled closed session.

Vice Chair Love stated the recommendation for Executive Chair selection would be made up of a small group of Board members. If you are interested, please let him know.

Chair Meyer stated that recommendation would be brought back to the full Board for approval.

10. **Adjournment:** With no further business coming before the Board of Directors, the meeting as adjourned at 10:27 a.m.



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Caroline P. Soto  
Authority Secretary