



**1503 N. IMPERIAL AVENUE, SUITE 104
EL CENTRO, CA 92243-2875
PHONE: (760) 592-4494
FAX: (760) 592-4410**

TRANSPORTATION COMMISSION AGENDA

**LARGE CONFERENCE ROOM
1503 N. IMPERIAL AVE., SUITE 104
EL CENTRO, CA 92243**

**WEDNESDAY, December 11, 2024
6:00 PM**

CHAIR: LUIS PLANCARTE

VICE CHAIR: ROBERT AMPARANO

In compliance with the Brown Act and Government Code Section 54957.5, agenda materials distributed 72 hours prior to the meeting, which are public records relating to open session agenda items, will be available for inspection by members of the public prior to the meeting on the Commission's website: www.imperialctc.org.

In compliance with the Americans with Disabilities Act, Government Code Section 54954.2 and the Federal Transit Administration Title VI, please contact the Secretary to the Commission at (760) 592-4494 if special assistance is needed to participate in a Commission meeting, including accessibility and translation services. Assistance is provided free of charge. Notification of at least 48 hours prior to the meeting time will assist staff in assuring reasonable arrangements can be made to provide assistance at the meeting.

To Join Zoom Meeting click on the following link:

<https://us06web.zoom.us/j/89791671220?pwd=Ta31W3NO6BpvLgOlqjpoD1Sx4fmjN.1>

To Join by phone dial (669) 444-9171

Meeting ID: 897 9167 1220

Passcode: 940246

I. CALL TO ORDER AND ROLL CALL

II. EMERGENCY ITEMS

A. Discussion / Action of emergency items, if necessary.

III. PUBLIC COMMENTS

This is an opportunity for members of the public to address the Commission on any subject matter within the Commission's jurisdiction, but not an item on the agenda. Any action taken because of public comment shall be limited to direction to staff. Each speaker should contact the Secretary to the Commission at (760) 592-4494 or by email to cristilerna@imperialctc.org. When addressing the Commission, state your name for the record prior to providing your comments. Please address the Commission as a whole, through the Chairperson. Individuals will be given three (3) minutes to address the Commission; groups or topics will be given a maximum of fifteen (15) minutes. Public comments will be limited to a maximum of 30 minutes. If additional time is required for public comments, they will be heard at the end of the meeting. Please remember to follow the Public Comment Code of Conduct: No profanity or obscenity, yelling or screaming, no slander or defamatory statements, no personal threats, or attacks, no hateful or demeaning language based on hate of a person's race, religion, sexual orientation, ethnicity, gender, or disability, respect all people that are present or watching, obey the direction of the Chair and Secretary to the Commission.

IV. CONSENT CALENDAR

Pages 4-20

- A. ICTC Commission Minutes: October 23, 2024
- B. Receive and file:
1. ICTC Management Committee Minutes: October 09, 2024
 2. ICTC TAC Minutes: October 24, 2024
 3. ICTC SSTAC Minutes: November 06, 2024
- C. Amendment to the California Vanpool Authority Joint Powers Agreement (JPA) page 22
The ICTC Management Committee will meet on December 11, 2024, and it is anticipated that they will forward this item to the Commission for their review and approval after any public comment, if any:
1. Approve the Amendment to the California Vanpool Authority Joint Powers Agreement (JPA).
 2. Authorize the Chairperson to sign the agreement.

V. REPORTS (Up to 5 minutes per staff report)

- A. ICTC Executive Director page 42
- Executive Director Report
- B. Southern California Association of Governments page 50
- See attached report
- C. California Department of Transportation – District 11
- See attached report
- D. Commission / Committee Member Reports (if any)

VI. ACTION CALENDAR

- A. Second Amendment to the Employment Agreement for the Position of Executive Director page 55
Following ICTC Counsel review, staff forward this item to the Commission for their review and approval after public comment, if any:
1. Approve the Executive Director Agreement, Amendment #2
 2. Authorize the Chairman to sign Amendment #2

VII. CLOSED SESSION CALENDAR

- A. Motion to Adjourn to Closed Session
- B. CONFERENCE WITH REAL PROPERTY, Government Code §54956.8
Property: 2204-2208 La Brucherie Rd., El Centro, CA, Assessor's Parcel Number #064-450-076. Agency negotiator: David Aguirre. Negotiating parties: Sandra Joy Hoskins et al.
Instructions to negotiators will concern price and terms of payment.
- C. Announcement of Closed Session Action(s)

VIII. MEETING DATE AND PLACE

- A. The next meeting of the **Imperial County Transportation Commission** is scheduled for **Wednesday, January 22, 2025, at 6:00 p.m.**, at the ICTC Offices located at 1503 N. Imperial Ave., Suite 104, El Centro, CA 92243 and remotely via Zoom Meeting for the public and non-voting members.

IX. ADJOURNMENT

IV. CONSENT CALENDAR

IV. CONSENT CALENDAR

- A. ICTC Commission Minutes: October 23, 2024

- B. Receive and file:
 - 1. ICTC Management Committee Minutes: October 09, 2024
 - 2. ICTC TAC Minutes: October 24, 2024
 - 3. ICTC SSTAC Minutes: November 06, 2024

IMPERIAL COUNTY TRANSPORTATION COMMISSION
MINUTES FOR November 13, 2024
6:00 p.m.

VOTING MEMBERS PRESENT:

City of Brawley	George A. Nava
City of Calipatria	Maria Nava-Froelich
City of Calexico	Camilo Garcia
City of El Centro	Martha Cardenas-Singh
City of Imperial	Robert Amparano
City of Holtville	Mike Goodsell
City of Westmorland	Absent
County of Imperial	Luis Plancarte
County of Imperial	John Hawk
Imperial Irrigation District	Absent

STAFF PRESENT: David Aguirre, Cristi Lerma, Gustavo Gomez, Esperanza Avila, Michelle Bastidas (Zoom)

OTHERS PRESENT: Eric Havens: Counsel; Everett Townsend, John Garcia: Caltrans

PUBLIC: None.

The following action minutes are listed as they were acted upon by the Imperial County Transportation Commission and as listed on the agenda for the meeting held Wednesday, November 13, 2024, together with staff reports and related documents attached thereto and incorporated therein by reference.

I. CALL TO ORDER AND ROLL CALL

[Chair Plancarte](#) called the Commission meeting to order at 6:03 p.m. Roll call was taken, and a quorum was present.

II. EMERGENCY ITEMS

None.

III. PUBLIC COMMENTS

There were none.

IV. CONSENT CALENDAR

- A. ICTC Commission Minutes: October 23, 2024
- B. Received and filed:
 - 1. ICTC Management Committee Minutes: October 09, 2024
 - 2. ICTC TAC Minutes: October 24, 2024
 - 3. ICTC SSTAC Minutes: November 06, 2024

A motion was made by [Amparano](#) and seconded by [Cardenas-Singh](#) to approve the consent calendar as presented, roll call:

Agency	Roll Call
City of Brawley	Yes
City of Calipatria	Yes
City of Calexico	yes
City of El Centro	Yes
City of Holtville	Yes
City of Imperial	Yes

County of Imperial Plancarte	Yes
County of Imperial Hawk	Yes
City of Westmorland	Absent
Imperial Irrigation District	Absent

Motion Carried.

V. REPORTS

A. ICTC Executive Director

- ICTC was recently awarded \$12.6 million by the California State Transportation Agency (CalSTA) through its Transit Intercity Rail Capital Program (TIRCP) to acquire, design and construct a transit facility at the Calexico East Port of Entry (POE). The project will have several phases with an estimated completion date in 2030.
- ICTC is currently pursuing the implementation of an electronic fare payment system to its fixed route transit services. The system would allow all of its fixed route buses to take card payments in addition to its existing cash payment system. ICTC is working on securing the grant funds to implement this project.
- Reap 2.0-Subregional Partnership Program, ICTC was awarded a total of \$274,133 in funding from the Reap 2.0 Subregional Partnership Program to provide technical support to our local agencies with housing planning and to facilitate housing production. More information is to come about the potential project selections.
- ICTC and IVT celebrated Veterans on November 4-11th with free rides on IVT, IVT Access and IVT Ride., with a U.S. Military ID.
- ICTC and IVT will also be participating in a "Stuff a Bus" Food Drive from November 4-22nd with all donations going to the Imperial Valley Food Bank. Donate a can or dry food item and receive one free ride.
- Calexico Microtransit Service – Calexico On Demand, ICTC was recently awarded a grant from the Low Carbon Transit Operations Program in the amount of \$520k to continue funding operations for the service. ICTC is finalizing the submittal of an additional grant through the CMO program to continue funding the service. ICTC also received an additional funding commitment to further continue the service beyond the current grant funding received.
- 2024 Local Partnership Program, Cycle 5, The Competitive Call for Projects for the CTC opened on August 16, 2024, with a deadline of November 20, 2024. There is also a competitive call for projects that is open for submittal directly to the CTC. ICTC is coordinating with agency staff for project submittals.
- ATP applications were due to the CTC by June 17, 2024. Agencies were encouraged to submit an application to the statewide ATP to be eligible for ATP regional funds. Five applications were received for the Imperial County Region. Applications were submitted by the City of El Centro, Imperial County Office of Education, Heber Public Utility District, City of Calipatria and City of Holtville. The CTC released the scoring for all submitted projects. The Imperial County Region was not awarded a statewide award; however, statewide applications will be eligible for regional share consideration. Of the five Imperial County projects, the highest scoring projects were submitted by the Imperial County Office of Education and the City of Holtville. More information to come pertaining to possible regional share award(s).
- 2024 Local Partnership Program Cycle 5: The Competitive Call for Projects for the CTC opened on August 16, 2024, with a deadline of November 20, 2024, for submittal to the CTC. There is also a competitive call for projects that is open for submittal directly to the CTC. ICTC is coordinating with agency staff for project submittals.
- It is anticipated that the Calexico ITC project will start construction in January 2025. ICTC is working on integrating CPFCDs funding into its existing FTA RAISE Agreement.

The project went out to bid on November 7, 2024. Bids are currently due on December 16, 2024.

- All ICTC Executive Directors' updates can be found on page 16

B. Southern California Association of Governments (SCAG)

Mr. Salgado had the following updates:

- A 'Southern California Economic Update' Presentation is scheduled for the December Regional Council meeting. The "2024 Southern California Economic Update" will be presented during the SCAG Regional Council's Dec. 5 meeting alongside regular SCAG business. The update will present SCAG's annual economic analysis and near-term outlook from SCAG's Economic Roundtable, followed by an in-depth discussion on the state of the economy among Regional Council members. The 2024 Southern California Economic Update will present a detailed economic outlook for the region, highlighting that growth in sectors such as goods movement, healthcare, and tourism will drive the economy in the coming year. Please fill out the form if you would like to receive a reminder about this presentation
- All other updates on the SCAG report on page 26 of the agenda.

C. California Department of Transportation (Caltrans)- District 11

Mr. Townsend had the following updates:

- Work on I-8 bridges will be completed by the end of this week. These bridges are located at:
 - a. Brock Research Center Rd – Work completed.
 - b. All American Canal (left/right) – Bridge deck work and painting is complete.
 - c. Winterhaven Dr/4th Street – work began on August 2024.
 - d. Palo Verde locations have started and will install a long-term automated traffic control signal at both locations for reversible one way traffic throughout the duration of construction.
- SR-111 Roadside Improvements: Minor pending work to be completed in November 2024.
- Ann Fox has been selected as the new Caltrans District 11 Director. Mr. Townsend expressed his appreciation to the ICTC during his time as the interim.
- Caltrans updates can be found on page 29.

D. Commission Member Reports

- Updates were provided by various commissioners.

VI. INFORMATION ITEMS

- An overview of the Calexico East Port of Entry Bridge Widening Project was presented by Mr. Aguirre

VII. SPECIAL PRESENTATIONS

- Vice-Chair Amparano, with staff assistance presented Commissioners Maria Nava-Froelich, Luis Plancarte, and George Nava with special recognition for their years of service as ICTC Commissioners. All three commissioners have concluded their time with ICTC, and we wish them the best.

VIII. CLOSED SESSION CALENDAR

- A. Motion to Adjourn to Closed Session by [Amparano](#) and seconded by [Cardenas-Singh](#), **Motion Carried.**

- B. CONFERENCE WITH REAL PROPERTY, Government Code §54956.8
 Property: 2204-2208 La Brucherie Rd., El Centro, CA, Assessor’s Parcel Number #064-450-076.
 Agency negotiator: David Aguirre. Negotiating parties: Sandra Joy Hoskins et al.
 Instructions to negotiator will concern price, terms of payment.

- C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code § 54957)
 Title: ICTC Executive Director

- D. CONFERENCE WITH LABOR NEGOTIATORS (Government Code § 54957.6)
 Agency Designated Representative: Eric Havens
 Unrepresented Employee: Executive Director

- E. Announcement of Closed Session Action(s):
 Mr. Havens stated that the commission met in closed session to discuss the following:
 - CONFERENCE WITH REAL PROPERTY, Government Code §54956.8 Property: 2204-2208 La Brucherie Rd., El Centro, CA, Assessor’s Parcel Number #064-450-076.
 Agency negotiator: David Aguirre. Negotiating parties: Sandra Joy Hoskins et al.
 - *Direction was given and no reportable action was taken.*

 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code § 54957)
 - *Direction was given and no reportable action was taken.*

 - CONFERENCE WITH LABOR NEGOTIATORS (Government Code § 54957.6)
 - *The Commission approved a 5% pay increase for the Executive Director effective December 14, 2024, but no final action was taken. The final action will occur in December 2024 as a part of the action calendar regarding an employment amendment for the position of Executive Director.*

- IX. The next meeting will be on December 11, 2024, at 6:00 p.m. at the ICTC Offices, 1503 N. Imperial Ave., Suite 104, El Centro, CA 92243, and via Zoom Meeting for the public.

- X. **ADJOURNMENT**
 - A. Meeting Adjourned at 8:33 p.m.

**IMPERIAL COUNTY TRANSPORTATION COMMISSION
MANAGEMENT COMMITTEE
MINUTES OF October 09, 2024
10:30 a.m.**

VOTING MEMBERS PRESENT:

City of Brawley	Jimmy Duran
City of Calexico	Juan Contreras
City of Calipatria	Laura Gutierrez
City of El Centro	Angel Hernandez
City of Holtville	Nick Wells
City of Imperial	Absent
County of Imperial	Absent
County of Imperial	Absent
Imperial Irrigation District	Manuel Ortiz
City of Westmorland	Laura Fischer
ICTC	David Aguirre

STAFF PRESENT: David Aguirre, Cristi Lerma, Katie Luna, Gustavo Gomez Esperanza Avila

OTHERS PRESENT: Robin Owen, Bryan Ott, Rebecca Villarino: Caltrans, David Salgado: SCAG

The following minutes are listed as they were acted upon by the Imperial County Transportation Commission Management Committee and as listed on the agenda for the meeting held Wednesday, September 11, 2024, together with staff reports and related documents attached thereto and incorporated therein by reference.

I. CALL TO ORDER AND ROLL CALL

Chair Nick Wells called the meeting to order at 10:30 a.m., roll call was taken, and a quorum was present.

II. EMERGENCY ITEMS

There were none.

III. PUBLIC COMMENTS

There were none.

IV. CONSENT ITEMS

- A. Approval of Management Committee Draft Minutes: September 11, 2024
- B. Received and Filed:
 - 1. ICTC Commission Minutes: September 25, 2024
 - 2. ICTC TAC Minutes August 22, 2024
 - 3. ICTC SSTAC Minutes September 04, 2024

A motion was made by [Contreras](#) seconded by [Gutierrez](#) to approve the consent calendar as presented; Roll call was taken:

Agency	Roll Call
City of Brawley	Yes
City of Calipatria	Yes
City of Calexico	Yes

City of El Centro	Yes
City of Holtville	Yes
City of Imperial	Absent
County of Imperial Figueroa	No
County of Imperial Terrazas-Baxter	No
City of Westmorland	Yes
Imperial Irrigation District	Yes

Motion carried.

V. REPORTS

A. ICTC Executive Director

Mr. Aguirre had the following updates:

- Active Transportation Program, Cycle 7: ICTC received correspondence indicating five (5) applications for the Imperial County Region. Applications were submitted by the City of El Centro, Imperial County Office of Education, Heber Public Utility District, City of Calipatria, and the City of Holtville. As a result of the State of California’s budget deficit the ATP program overall funding was reduced significantly. Funding was anticipated to be \$568 Million overall but was ultimately reduced to approximately \$168 Million. Also, because of the budget deficit and associated cuts, the anticipated Imperial County Regional Share was reduced to approximately \$300k. More information is to come pertaining to State and Regional Share awards.
- 2024 Local Partnership Program, Cycle 5 In the past call for projects, ICTC staff proposed options to TAC members for the distribution of the LPP funds. The distribution calculations proposed were Option 1- Population and Maintained Mileage Based Distribution and Option 2- Using a Flat Distribution in addition to Population and Maintained Mileage Distributions. The proposed distribution is similar to the Local Transportation Authority (LTA) formula distribution. On August 22, 2024, the TAC committee members reviewed and ultimately recommend Option 2 to be forwarded to the Commission for approval and to authorize ICTC to open the Call for Projects for the Local Partnership Formulaic Program Cycle 5. On August 28, 2024, the Commission approved TACs recommendation. The Competitive Call for Projects for the CTC opened on August 16, 2024, with a deadline of November 20, 2024. There is also a competitive call for projects that is open for submittal directly to the CTC.
- Imperial County EV Charging Infrastructure Feasibility Study: Staff is currently working on the development of the Scope of Work for the project to proceed to the issuance of a Request for Proposals. A project scope of work was presented to the TAC committee to obtain any additional feedback.
- ICTC/IVT Operations and Maintenance Facility: The preliminary site plan has been prepared and will be shared with the commission. ICTC was recently informed that it had received a funding commitment for the completion of the design/environmental phases of the project.
- Community Project Funding/Congressionally Directed Spending (CPFCDs): ICTC recently received an award of 4.1 million dollars to be utilized towards the Calexico Intermodal Transportation Center Project. The project has already received awards from the RAISE, ATP and REAP 2.0 programs. We would like to thank our local, State and Federal Partners and Congressman Raul Ruiz for their continued support of the project, ICTC and the Imperial

County. ICTC would also like to congratulate the cities of Imperial and El Centro, the County of Imperial and the Imperial Irrigation District on their awards. ICTC will continue to work with all the awardees to ensure that their projects are programmed to enable the use of the project funding.

- Surface Transportation Block Grant Program (STBG), Carbon Reduction Program (CRP) and Congestion Mitigation and Air Quality Program (CMAQ) 2024 Call for Projects – FFY 2023-2024 to FFY 2025/2026: ICTC staff will be working with local agency staff and programming all approved projects in the Federal Transportation Improvement Program (FTIP). Several projects have already started development for use of the grant funds.
- Calexico Intermodal Transportation Center (ITC): The final set of contract documents are being prepared in anticipation of the construction bidding phase. It is planned that the project will begin construction in early 2025.
- The remaining updates can be found on page 22.

B. Southern California Association of Governments (SCAG)

Mr. Salgado had the following updates:

- 2024 Southern California Demographic Workshop Navigates the ‘New Growth Reality’: A big thank you to those who attended the 2024 Southern California Demographic Workshop either in person or online. The 35th annual event was presented by SCAG and the USC Sol Price School of Public Policy. The workshop consisted of morning and afternoon panel experts. For those of you that missed it, a recording will be available online.
- A big thank you to the County of Imperial for hosting a tour with SCAG leadership to Lithium Valley. Southern California leaders also participated in the League of California Cities Imperial Division meeting the night before, where SCAG President spoke about SCAG's commitment to Imperial County and its regional partners. Mr. Salgado also thanked ICTC for providing the transportation on the tour.

C. Caltrans Department of Transportation – District 11

Mr. Owen had the following updates:

- The deadline to submit a Environmental and Climate Justice Community Change Grant application is November 21, 2024.
- The deadline to submit an FHWA Low-Carbon Transportation Materials Grant application is November 25, 2024.
- The deadline to submit a Large Bridge Project Grant application is November 1, 2024.
- A Local Assistance Day Statewide Webinar will be held on October 30, 2024, from 8:30 a.m. to 11:30 a.m. For more information visit the website at <https://www.localassistanceblog.com/ltapevents/local-assistance-day-statewide-webinar-6/>
- Federal Grants 101 Webinar Series, Session 3: All About Benefit-Cost Analysis will be held on Thursday, October 10, 2024, from 10-11:30 a.m.
- Caltrans-HQ announcement about the next statewide Bi-Annual Infrastructure Investment Jobs Act (IIJA) Transportation Implementation Working Group meeting on October 24, 2024, 9:30 am – 11:30 am. An agenda and list of speakers will be posted prior to the Working Group meeting. Registration is on [WebEx](#) to receive meeting access.
- Caltrans updates can be found on page 31.

D. There were no committee member reports.

VI. ACTION CALENDAR

A. Extension of the ICTC Lease and Sublease Agreements – 1503 N. Imperial Ave., Suite 104, El Centro, CA 92243, Addendum 6

It was requested that the ICTC Management Committee forward this item to the Commission for review and approval after public comment, if any:

1. Approved the sixth amendment of the current lease and sub-lease agreements with Pico Group, LLC, for the property on 1503 N. Imperial Ave., Suite 104 in El Centro; and authorize the Executive Director to execute the lease agreement.
2. Authorized the Executive Director to sign the sub-lease amendments between ICTC and SCAG with same terms as the original agreement.

A motion was made by Fisher seconded by Gutierrez to approve Action A. Roll call was taken:

Agency	Roll Call
City of Brawley	Yes
City of Calipatria	yes
City of Calexico	Yes
City of El Centro	Yes
City of Holtville	Yes
City of Imperial	Absent
County of Imperial Figueroa	Absent
County of Imperial Terrazas-Baxter	Absent
City of Westmorland	Yes
Imperial Irrigation District	Yes

Motion carried.

B. Amendment to the Agreement between the Imperial County Transportation Commission (ICTC) and Nomad Transit, LLC (Via) for the operation of the Calexico Microtransit Service funded by the Clean Mobility Options (CMO) Voucher Pilot Program

It was requested that the ICTC Management Committee forwarded this item to the Commission for review and approval after public comment, if any:

1. Approved the Second Modification to the agreement between ICTC and Nomad Transit, LLC (VIA) for the Calexico On Demand service in the amount of \$500,000 modifying the total contract value to \$1,998,875. The modification is contingent upon receipt of said additional funding.
2. Utilized one (1) of the single year mutual options to extend the existing agreement for up to 1 year.
3. Authorized the Executive Director to sign Modification No. 2.

A motion was made by Contreras seconded by Ortiz to approve Action B. Roll call was taken:

Agency	Roll Call
City of Brawley	Yes
City of Calipatria	yes

City of Calexico	Yes
City of El Centro	Yes
City of Holtville	Yes
City of Imperial	Absent
County of Imperial Figueroa	Absent
County of Imperial Terrazas-Baxter	Absent
City of Westmorland	Yes
Imperial Irrigation District	Yes

Motion carried.

- B. Amendment to the Agreement between ICTC and Nicklaus Engineering for Various Bus Stop Improvement Project – Design Services

It was requested that the ICTC Management Committee forward this item to the Commission for review and approval after public comment, if any:

1. Approved the First Modification to the agreement between ICTC and *Nicklaus Engineering, Inc.* for design services of Various Bus Stop Improvement Project in the amount of \$23,632.00 modifying the total contract value to \$94,859.00.
2. Authorized the executive director to sign Modification No. 1.

A motion was made by [Gutierrez](#) seconded by [Fisher](#) to approve Action B. Roll call was taken:

Agency	Roll Call
City of Brawley	Yes
City of Calipatria	yes
City of Calexico	Yes
City of El Centro	Yes
City of Holtville	Yes
City of Imperial	Absent
County of Imperial Figueroa	Absent
County of Imperial Terrazas-Baxter	Absent
City of Westmorland	Yes
Imperial Irrigation District	Yes

Motion carried.

- D. A Resolution approving the execution of an agreement with Southern California Association of Governments (SCAG) to receive funding from the Regional Early Action Planning (REAP) 2.0 Grant Program of 2021 for \$274,133.

The Technical Advisory Committee met on September 26, 2024, for discussion and recommendation to submit to the ICTC Management Committee and Commission after public comments, if any:

1. Authorized the Chairman to sign the resolution approving the execution of an agreement to receive funding form the REAP 2.0 Grant Program of 2021.
2. Authorized the Executive Director to sign the Final MOU to ensure compliance with the REAP 2.0 Program requirements.
3. Directed Staff to forward the agreement to SCAG.

A motion was made by [Hernandez](#) seconded by [Gutierrez](#) to approve Action B. Roll call was taken:

Agency	Roll Call
City of Brawley	Yes
City of Calipatria	yes
City of Calexico	Yes
City of El Centro	Yes
City of Holtville	Yes
City of Imperial	Absent
County of Imperial Figueroa	Absent
County of Imperial Terrazas-Baxter	Absent
City of Westmorland	Yes
Imperial Irrigation District	Yes

Motion carried.

For the record this item was pulled at the October Commission meeting pending further instructions from SCAG.

VII. The next meeting is scheduled for **November 13, 2024, at 10:30 a.m.** at the ICTC Offices and via Zoom Meeting for non-voting members and the public.

VIII. ADJOURNMENT

The meeting was adjourned at 11:02 a.m.



1503 N. IMPERIAL AVE., SUITE 104
EL CENTRO, CA 92243-2875
PHONE: (760) 592-4494
FAX: (760) 592-4410

**TECHNICAL ADVISORY COMMITTEE
MINUTES**

October 24, 2024

Present:

Ana Gutierrez	City of Brawley
Juan Manuel Cabrera	City of Brawley
Lily Falomir	City of Calexico
Felix de Leon	City of El Centro
Hector Salcedo	City of El Centro
Jesus Villegas	City of Imperial
Fernando L. Williams	City of Imperial
Alan Molina	City of Holtville
Veronica Atondo	County of Imperial
Adolfo Garcia	County of Imperial
Manuel Ortiz	IID

Others:

David Aguirre	ICTC
Katie Luna	ICTC
Marlene Flores	ICTC
Cesar Beltran	ICTC
Patricia Ramirez	City of Brawley
Silvia Luna	City of Brawley
Rocio Enriquez	City of Brawley
Sandy Fonseca	City of Calexico
Liz Fuchen	City of El Centro
Frank Pacheco	City of El Centro
Liz Zarate	City of El Centro
Andrea Montano	City of El Centro
Victor Manriquez	City of Imperial
John Herrera	City of Imperial
Marco Coronel	County of Imperial
Ismael Garcia	ICAPCD
Michael Kahler	IVTA
M'Lynn Martin	Caltrans
Nick Ventrilla	Caltrans
Alejandro Rangel	Caltrans

The meeting was called to order at 10:05 a.m. A quorum was present, and introductions were made. There were no public comments made.

1. A *motion* was made to adopt the minutes for September 226, 2024 ([Falomir/Ortiz](#)), **Motion Carried.**

2. **LTA Overview**

An LTA overview was provided by Mr. Aguirre.

- Mr. Herrera inquired if the cost of street maintenance is covered by the LTA ordinance.
- Ms. Atondo inquired about whether land acquisition is covered by LTA ordinance.
- Mr. Aguirre stated that staff will review the ordinance and will follow up with an email with an answer to the inquiries.

3. **ICT Updates/ Announcements**

Presented by ICTC Staff.

- **Calexico Intermodal Transportation Center (ITC):** A new Intermodal Transportation Center in the City of Calexico has been part of ICTC’s long range transit planning. The new Calexico ITC will serve as a regional mobility hub that will accommodate bus bays for Imperial Valley Transit in addition to private bus companies, taxis and farm labor buses. ICTC previously received a Congestion Mitigation and Air Quality federal program fund to complete the environmental and design plans of the new Calexico ITC. The environmental and design phase has been completed. Right of Way Acquisition is underway. ICTC has already acquired 2 of the required 3 properties for the project. The City of Calexico Council approved the commencement of the eminent domain process for two of the required properties. ICTC was recently awarded multiple grants to complete the required construction efforts for the project. ICTC received grant awards from the Regional Early Action Planning (REAP) 2.0, Active Transportation Program (ATP) and Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Programs. Due to the anticipated State budget deficit, REAP 2.0 funding may be impacted. SCAG is working to ensure that the REAP 2.0 funding is not negatively impacted. ICTC is working with SCAG to identify possible alternative funding sources in the interim.

- **ICTC is awarded \$12.6 Million from the California State Transportation Agency (CalSTA) through its Transit Intercity Rail Capitol Program (TIRCP) to design and construct a transit facility at the Calexico East Port of Entry (POE)**

The Imperial County Transportation Commission (ICTC) was recently awarded \$12,600,000.00 in grant funding from the 2024 Transit and Intercity Rail Capital Program (TIRCP) through the California State Transportation Agency (CalSTA). The goal of the Calexico East Port of Entry (POE) Intermodal Transportation Center is to create a transformative transportation hub that integrates various modes of transportation, including public transit buses and shuttles. The facility is anticipated to offer amenities such as shade, seating, bicycle parking, signage, and travel guidance, addressing the current lack of amenities and transportation options for pedestrians crossing the border at the Calexico East POE. Additionally, this project will bring four new zero emission vehicles to provide public transit services to the area.

This ICTC led multi-year project will incorporate several phases including planning, design and environmental clearance, right-of-way acquisition, and construction, with an estimated completion date in 2030.

- **Federal Funded Project Obligation List:** Marlene Flores went down the line with each of the agencies’ project status.

- **LPP Cycle 5 Call-for-Projects:** LPP Cycle 5 is expected to include about \$72M/per year made up of Federal and State funding. The funding/programming years include the 25/26 and 26/27 fiscal years.

- Schedule and major milestones can be found at: <https://catc.ca.gov/-/media/ctc-media/documents/programs/senate-bill-1/2-bi-4-12-draft-2024-lpp-competitive-guidelines-red-line-v8.pdf>
- For a complete list of California specific grant opportunities go to [https://www.grants.ca.gov/Fiscal-Year-\(FY\)-2023-through-FY-2026-Bridge-Investment-Program,-Planning-and-Bridge-Project-Grants](https://www.grants.ca.gov/Fiscal-Year-(FY)-2023-through-FY-2026-Bridge-Investment-Program,-Planning-and-Bridge-Project-Grants)
- For a complete list of federal transportation grant opportunities go to <https://www.transportation.gov/bipartisan-infrastructure-law/key-notice-funding-opportunity>.

4. **Caltrans Updates/ Announcements**

Presented by Caltrans Staff

- **November 27, 2024 – Deadline for California Transportation Commission (CTC) Requests**

Please see link below to review the schedule of deadlines and prepare requests for California Transportation Commission (CTC) approval during the January 30-31, 2025, CTC meeting – <https://dot.ca.gov/-/media/dot-media/programs/financialprogramming/documents/2025-external-preparation-schedule.pdf>

When possible, do not wait to submit requests, Caltrans District 11 must receive all documents at least two months prior to the desired CTC meeting date. Wednesday, **November 27**, 2024, is the final deadline (for January 30-31, 2025, CTC meeting). For assistance, please call the Caltrans District Local Assistance Engineer, Bryan Ott: 619-985-5440.

- **Bridge Investment Program (BIP)**

The Bridge Investment Program is a competitive, discretionary program that focuses on existing bridges to reduce the overall number of bridges in poor condition, or in fair condition at risk of falling into poor condition.

The deadline for **Large Bridge Project Grant Application** to be unloaded to Grants.gov is August 1, 2025, for consideration of FY 2026 funds.

- Ms. Martin stated that Caltrans will be having an Imperial Valley Procurement and Resources Fair on April 3rd, 2025, at Imperial Valley Fairgrounds. More information to come.

5. **SCAG Updates/ Announcements**

No updates were given.

6. **Cities and County Planning / Public Works Updates:**

Updates were given by the agencies.

7. **General Discussion / New Business**

No new business was discussed.

Next TAC meeting will be on November 21, 2024, at 10:00 a.m., via Zoom for the public and in person at the ICTC offices.

The meeting adjourned at 10:59 a.m.



1503 N. IMPERIAL AVE., SUITE 104
EL CENTRO, CA 92243-2875
PHONE: (760) 592-4494
FAX: (760) 592-4410

SOCIAL SERVICES TRANSPORTATION ADVISORY COUNCIL

MINUTES November 06, 2024

Present

Voting Attendees:

Cristina Leal	ARC- Imperial Valley
Gustavo Gomez	CTSA-ICTC
Kathleen Lang	Community Health Net
Andrew Sanchez	Imperial Valley College
Raul Cordova	IC Work Training Center
Sarah M. Enz	Imperial County Area Agency on Aging (AAA)

Non-Voting Attendees:

Cesar Sanchez	IVT
Helio Sanchez	IVT
Jose Guillen	IVT Medtrans
Karla Pacheco	IVT Access
Michelle Soto	Children's Services (zoom)
Esperanza Avila	ICTC
Priscilla Baca	ICTC

1. Ms. Enz called the meeting to order at 10:02 a.m. **A quorum was present.**
2. Introductions were made.
 - Hybrid meeting.
3. Minutes were adopted for April 03, 2024, May 01, 2024, & September 04, 2024, and October 2, 2024- ([Lang](#), [Sanchez](#)), **Motion Carried.**
4. Agency Presentation
Ms. Enz had the following Information:
 - Imperial County Area Agency on Aging (AAA) Provides Home Delivered Meals to homebound older adults,
 - In-home Respite Care that provides care for frail and impaired elderly,
 - Congregate Meals in a nutrition group setting to help with the physical and social well-being of seniors.

- Friendship Line California helps with both a crisis intervention hotline and a warmline for a non-emergency support call.
- Long Term Care Ombudsman (LTCOP) investigates and resolves complaints made by, or on behalf of, individual residents in long-term facilities.
- Information & Assistance -Confidentiality answers questions while providing information, assistance, or referral to local state and federal services and benefits available to older adults 60+.

Imperial Valley College

Presented by Dr. Sanchez

- Community college in the region serves all residents of the Imperial Valley. The majority of students are aged 18 to 24, but the college also accommodates students from all age groups. Additionally, IVC is working to increase the enrollment of adult students, who are currently not taking full advantage of higher education opportunities.
- IVC Has over 7,000 students, including full-time and part-time students.
- Dr. Sanchez appreciates the opportunity to be on SSTAC.

Medical Population

Presented by Dr. Kathleen Lang

- Imperial Valley has 182,000 residents, 97 thousand are on medical more than half the population.
- On January 1, 2024, California Health and Wellness was replaced by the Community Health Plan of Imperial Valley as the new medical provider. The Community Health Plan of Imperial Valley has delegated its services to HealthNet. Dr. Lang is serving on behalf of the Community Health Plan of Imperial Valley for its medical membership.
- Dr. Lang ensures that regulations are met, as well as all services, including benefits, Social Security, and social determinants such as housing, transportation, and respite care, offering a comprehensive menu of services, they also offer Medicare to the community.
- Kaiser Permanente has a presence in Imperial Valley, having received a special contract from the state to operate in every county. In Imperial County, there are 16 Kaiser members who live in the Coachella Valley. These members have prior affiliations with Kaiser, which is why they continue to choose this healthcare provider.

5. Reappointing of Voting Positions:

- Mr. Gomez asked the members if they would like to name an alternate.
- Ms. Enz said she would nominate Monica De Leon as her alternate.
- Dr. Sanchez nominated Saria as his alternate.
- Christina Leal nominated Jaime as her alternate.
- Members' terms end every 3 years. Mr. Gomez asked members if they could confirm their terms on 11/24/2024. For ICTC, Priscilla Baca will serve as an alternate.
- Dr. Lang and Ms. Enz nominated Mike Hack for Vice Chair.
- Ms. Enz nominated Dr. Lang for Chair, and Dr. Sanchez seconded that motion.

6. CTSA Reports:

Ms. Baca had the following updates:

- Ms. Baca conducted outreach activities with Jose Guillen. They attended a senior event in El Centro, participated in the Calexico inauguration event, and were present at an IVC event. Additionally, they distributed brochures in Westmorland, Calipatria, and Brawley, as well as handing out brochures in Calexico. Ms. Baca also mentioned that she went on ride-along.

Mr. Gomez had the following updates:

- Starting in November, the promotion "Stuff a Bus," will begin and ICTC will be promoting it through radio spots. The Imperial County Transportation Commission (ICTC) is currently involved in several transit projects. ICTC is expecting to receive the 65% design plans for the Countywide Bus Improvement Project this week. Additionally, three new bus stops will be added in El Centro, along with shelters and benches. It's important to note that this is still in the design phase, with construction scheduled to start next year. Another ongoing initiative is the Comprehensive Operational Analysis (COA), which involves a deep dive into transit routes. This process involves reaching out to clients and agencies for feedback. The RFP for construction of the Calexico ITC is out and construction is expected to start in February 2025, lasting approximately one year. We hope to have the Calexico ITC operational by 2026. Additionally, ICTC was awarded another grant to develop intermodal transportation at the Calexico East Port of Entry. We are currently in discussions with the property owner to acquire the necessary land. With this grant, we were able to obtain four additional EV vans, which will be used for fixed routes. We are also planning a route for the East Port of Entry, with the intention of connecting it to the Calexico ITC.
- Furthermore, ICTC plans to transition the IVT RIDE service to microtransit and are in the process of acquiring the software required. ICTC plans to conduct extensive outreach for IVT RIDE and will be communicating with AAA and other agencies to arrange a presentation. We can also provide a presentation at our next SSTAC meeting on how to use the app. Additionally, we are working on implementing a card payment system for our fixed routes in collaboration with CAL-ITP, who will assist with state-side procurement. We will be defining the project scope, and we hope to get started within the next six months.

7. Transit Operator FY 2024-25 Reports:

Imperial Valley Transit.

Mr. Sanchez presented the report on the service:

- Continuing to keep all routes on time.
- Stuff a bus/ Veterans Day

IVT Access

Ms. Pacheco presented the report on the service:

- Continuing to transport students to IVC.
- Working with Alegria patients and students

IVT Ride

Mr. Guillen presented the report on all IVT Ride services:

- Services are running the same. No new updates.
- They have been receiving more application
- West Shore clients have been going up

IVT MedTrans:

Mr. Guillen presented the report on the service:

- Continuing to do more outreach on MedTrans
- Ridership has been going up
- Transport SDSU students to San Diego

8. General Discussion
None.

9. Adjournment

- The meeting adjourned at 11:09 a.m.
- The next meeting will be held on Wednesday, December 4, 2024, at the Imperial County Transportation Commission Office, 1503 N. Imperial Ave., Suite 104, El Centro, CA 92243.

IV. CONSENT CALENDAR

C. Amendment to the California Vanpool Authority Joint Powers Agreement (JPA)

The ICTC Management Committee will meet on December 11, 2024, and it is anticipated that they will forward this item to the Commission for their review and approval after any public comment, if any:

1. Approve the Amendment to the California Vanpool Authority Joint Powers Agreement (JPA).
2. Authorize the Chairperson to sign the agreement.



1503 N. IMPERIAL AVE., SUITE 104
EL CENTRO, CA 92243-2875
PHONE: (760) 592-4494
FAX: (760) 592-4410

December 4, 2024

Luis Plancarte, Chairperson
Imperial County Transportation Commission
1503 N. Imperial Ave Suite 104
El Centro, CA 92243

SUBJECT: Amendment to the California Vanpool Authority Joint Powers Agreement (JPA)

Dear Commission Members:

The California Vanpool Authority (CalVans) Joint Powers Agency (JPA) was formally established in January 2012 as a public transit agency with Board Members representing 10 agencies. The CalVans Board is made up of a Board member from each of the member agencies. The agency does not require contributions from member agencies, other than the Board Member and Staff time devoted to the monthly meetings. As a public transit agency, CalVans is simply an addition to the public transit options provided to the residents and businesses in the Board Member's jurisdiction. Guidance and input from each Board member guides CalVans staff in providing vanpool services that benefit each area, particularly those who may have difficulty finding transportation due to economic conditions.

CalVans is proposing several modifications to the JPA. Amongst the modifications are the inclusion of several new agencies as member agencies while also removing several outgoing member agencies. The proposed update to the JPA also designates the Tulare County Association of Governments as the Host County. The Host County designation allows the agency to continue operations on behalf of the JPA. The amended JPA is hereby attached.

Sincerely,

A handwritten signature in blue ink, appearing to read 'D. Aguirre', is written over a light blue horizontal line.

DAVID AGUIRRE
Executive Director

DA/cl

**CITIES OF BRAWLEY, CALEXICO, CALIPATRIA, EL CENTRO, HOLTVILLE, IMPERIAL, WESTMORLAND,
IMPERIAL IRRIGATION DISTRICT AND COUNTY OF IMPERIAL**

**AMENDED AND RESTATED
AGREEMENT TO FORM JOINT POWERS AUTHORITY**

by and between the

Association of Monterey Bay Area Governments
Fresno Council of Governments
Imperial County Transportation Commission
Madera County Transportation Commission
Merced County Association of Governments
Redding Area Bus Authority
Riverside County Transportation Commission
San Joaquin Council of Governments
Santa Barbara County Association of Governments
Stanislaus Council of Governments
Tulare County Association of Governments
Ventura County Transportation Commission

Effective: _____

**AMENDED AND RESTATED
AGREEMENT TO FORM JOINT POWERS AUTHORITY**

THIS AMENDED AND RESTATED AGREEMENT TO FORM JOINT POWERS AUTHORITY (“Agreement”) is made effective this ____ day of _____, 2024, by and between the ASSOCIATION OF MONTEREY BAY AREA GOVERNMENTS, FRESNO COUNCIL OF GOVERNMENTS, IMPERIAL COUNTY TRANSPORTATION COMMISSION, MADERA COUNTY TRANSPORTATION COMMISSION, MERCED COUNTY ASSOCIATION OF GOVERNMENTS, REDDING AREA BUS AUTHORITY, RIVERSIDE COUNTY TRANSPORTATION COMMISSION, SAN JOAQUIN COUNCIL OF GOVERNMENTS, SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS, STANISLAUS COUNCIL OF GOVERNMENTS, TULARE COUNTY ASSOCIATION OF GOVERNMENTS and VENTURA COUNTY TRANSPORTATION COMMISSION (hereinafter sometimes referred to individually as “Member Agency” and collectively as “Member Agencies”).

W I T N E S S E T H:

WHEREAS, each Member Agency has an interest in and is authorized to operate vanpool services and related activities, including, but not limited to, obtaining grant funds and borrowing funds for purchasing and leasing vans and other related purposes; and

WHEREAS, Federal Transit Administration and State matching funds provided for the establishment of the “RideShare” and “Agricultural Industries Transportation Services” demonstration programs to help workers have an efficient and safe means of commuting to work within the southern San Joaquin Valley; and

WHEREAS, pursuant to the Joint Exercise of Powers Act, found in California Government Code Sections 6500 *et seq.*, the Member Agencies identified herein, and Kings County formed a joint powers authority as an entity that will allow them to share resources in order to further their common interest in or about public vanpool and rideshare service for greenhouse gas and vehicle miles travelled mitigation; and

WHEREAS, the Member Agencies identified herein desire to share resources in order to continue their above-described interest by operating a public entity to handle such matters in locations and jurisdictions collectively agreed to by the Member Agencies; and

WHEREAS, the Joint Exercise of Powers Act, found in California Government Code Sections 6500 *et seq.*, authorizes the Member Agencies to form and operate a joint powers authority as an entity that will allow them to share resources in order to further their common interest,

WHEREAS, in or about July 24, 2023, Kings County Association of Governments withdrew from the Authority; and

NOW, THEREFORE, the Member Agencies agree as set forth below.

Article I

General Provisions

1. Name.

The legal name of the joint powers authority shall be the “California Vanpool Authority,” which shall also be known as “CalVans” (hereinafter called “Transit Authority”).

2. Boundaries.

The boundaries of the Transit Authority shall be the same as the collective geographic boundaries of the Member Agencies, however, nothing herein shall prevent or prohibit the Transit Authority from operating or providing its services outside of Transit Authority boundaries.

3. Purposes and Functions.

The purposes and functions of the Transit Authority shall be to operate vanpool services and related activities, including, but not limited to, obtaining grant funds and borrowing funds for purchasing and leasing vans, and other related purposes as determined from time to time by the Member Agencies.

4. General Powers.

The Transit Authority shall have such powers as may be necessary for the accomplishment of the purposes and functions described above in Section 3 of Article I of this Agreement and as may be determined from time to time by the Member Agencies, including, but not limited to, the power in its own name to make and enter into contracts in its own name; to contract with Member Agencies; to acquire and maintain insurance of all types; to employ agents and employees; to acquire, lease, construct, manage, maintain and operate any real property including building, works or improvements; to acquire, lease, hold or dispose of any personal property; to accept, hold, invest (pursuant to law, including, without limitation, California

Government Code Section 6509.5), manage, and expend monies; to incur debts, liabilities or obligations; to obtain and secure funding from all available public and private sources, including local, state and federal government, including but not limited to, lease purchase agreements, public grants, private contributions, public and private loans, and other funds; and to sue and be sued in its own name. The Transit Authority may accept grants, gifts, donations of monies, equipment, vehicles or personal property, and other monies made in the public interest to carry out the purposes and functions as provided in this Agreement. To the extent budgeted, and as provided by law, the Board is authorized to pay expenses reasonably and necessarily incurred in the conduct of business, including travel expenses to attend meetings and conferences relating to the business of the Transit Authority. The Transit Authority may, but shall not be required to, adopt written policies and procedures by Majority Vote of the Board of Directors related to exercising its General Powers. Such written policies and procedures, if any, shall not conflict with this Agreement, as may be amended from time to time.

5. Limitations.

Pursuant to California Government Code Section 6509, the powers of the Transit Authority are subject to the restrictions upon the manner of exercising such powers of one of the Member Agencies so designated, the designee being Tulare County Association of Governments (“Host County”), which is a transportation planning agency as defined in paragraph (a) of California Public Utilities Code Section 99214 and paragraph (b) of California Government Code Section 29532 and, therefore, governed by California Public Utilities Code Sections 99200 through 99420, or any statutes superseding the same. The Host County may be changed by a vote of the Board of Directors of the Authority.

6. Separate Legal Entity.

The Transit Authority shall be a public entity duly formed under the laws of the State of California. It shall be a legal entity that is separate and distinct from Member Agencies. The debts, liabilities, and obligations of the Transit Authority shall be the sole responsibility of the Transit Authority and not of its officers, employees, agents or Member Agencies.

7. Term.

This Agreement will continue in full force and effect and the Transit Authority will continue to exist as a separate entity, until such time as this Agreement is rescinded or terminated by a vote in accordance with Section 7 of Article II of this Agreement.

Article II
Organization

1. Board of Directors.

The powers of the Transit Authority are vested in its Board of Directors (“Board”). The Board shall be composed of representatives from the Member Agencies. Each Member Agency shall appoint one voting member of the Board and one alternate member. Each appointed and alternate Board member shall serve at the pleasure of the Member Agency. Each Member Agency shall have one vote. Each Member Agency shall notify the Transit Authority in writing upon making an appointment or change thereof.

2. Officers.

The officers of the Transit Authority shall be elected, appointed and serve as hereinafter set forth.

(a) The Chair of the Board shall be elected at the first meeting of the Board. Thereafter, the Chair of the Board shall be elected annually at the last regular meeting in each calendar year and shall begin serving as Chair at the first regular meeting in the next calendar year. Any vacancy in the office of Chair shall be filled at the next regular meeting of the Board. Any member of the Board may be authorized to represent the Board upon approval by the Board.

(b) The Vice Chair of the Board shall be elected at the first meeting of the Board. Thereafter, the Vice Chair of the Board shall be elected annually at the last regular meeting in each calendar year and shall begin serving as Vice Chair at the first regular meeting in the next calendar year. Any vacancy in the office of Vice Chair shall be filled at the next regular meeting of the Board. The Vice-Chair will have all the powers and act in the place of the Chair in the absence of the Chair.

(c) The Executive Director of the Transit Authority shall serve as Secretary. The Secretary will keep a public record of the Board’s resolutions, transactions, findings, and determinations, and the preparation of minutes of every meeting. The Executive Director shall also fulfill all other tasks that may be determined from time to time by the Board.

(d) The Board may, by resolution, appoint any other officers as they may deem appropriate from time to time, including but not necessarily limited to a Chief Operating Officer and Chief Finance Officer. Such additional officers shall fulfill all other tasks and duties as may be determined from time to time by the Board.

3. Quorum.

A simple majority of the Board must be present to constitute a quorum for action on the business of the Board.

4. Ex Officio Members.

The California Department of Transportation and the San Joaquin Valley Air Pollution Control District may each designate one non-voting representative to serve as an ex officio member of the Board.

5. Meetings.

The Board shall by resolution establish the date, time, and place for regular meetings. Special meetings may be called by either the Chair of the Board or the Executive Director and as otherwise allowed by law. All meetings of the Board shall be in conformance with the Ralph M. Brown Act (California Government Code Sections 64950, *et seq.*), as will meetings of its committees, if any, to the extent required by law. The Board may hold meetings in any fashion and utilizing any technology, including but not limited to telephone, video conference, or other permissible technology under the Ralph M. Brown Act. The Board of Directors may establish from time-to-time compensation, reimbursement or a fee to be paid to those Directors who appear at any meeting of the Board or any committee.

6. Executive Director.

The Board shall appoint an Executive Director (hereinafter referred to as “Executive Director”), who shall be charged with managing the operations of the Transit Authority, subject to the authority and direction of the Board.

7. Voting.

Except as otherwise specified herein, all actions, decisions, resolutions, rules, and minute orders of the Board shall be approved by a majority vote of the Board members present at any meeting at which a quorum, meaning a simple majority of the Board, is present.

8. Supermajority Vote.

Notwithstanding Article II, Section 7, the following matters require a Supermajority Vote. A Supermajority Vote means 2/3 vote of the Board members present at any meeting at which a quorum is present:

- The borrowing of funds or otherwise incurring any debt on behalf of the Transit Authority that has a repayment term that exceeds one year and \$250,000.
- Voluntarily permitting a lien to be placed on any equipment, assets, or property of the Transit Authority.

9. Bylaws.

The Board may adopt, by resolution, bylaws or rules of procedure to govern the organization and operations of the Board and the Transit Authority and to govern the conduct of the Board's meetings. The bylaws may include rules for the establishment of committees of the Board and may also provide for the establishment of a technical advisory committee to provide program recommendations to the Board. Any bylaws adopted by the Board shall be approved by a unanimous vote of the entire Board.

10. Committees.

Notwithstanding Article II, Section 9 above, The Board of Directors may establish, from time to time, an Executive Committee, a Legislative Committee, and a Nominating Committee. These committees may be established by a majority vote of the Board, and any rules, procedures, and direction shall be provided by the Board to such committees.

Article III

Finances

1. Contributions, Payments, and Advances.

As allowed by California Government Code Section 6504, funding for the Transit Authority may include, but shall not be limited to, the following:

- (a) Contributions may be made from the treasuries of one or more of the Member Agencies for the purposes outlined in this Agreement;
- (b) Payments may be made directly by one or more of the Member Agencies to defray the costs of achieving the purposes of the Transit Authority;

- (c) Member Agencies may contract with or assist the Transit Authority with obtaining federal, state, or other public funds or payments, as may be available;
- (d) Public funds may be advanced by one or more Member Agencies, with the understanding that such advances will be repaid as provided in this Agreement; and
- (e) Personnel, technology, equipment or property of one or more of the Member Agencies may be used in lieu of other contributions or advances.

Any advance made in accordance with paragraph (c) of this Section 1 shall be repaid in the manner agreed to by the advancing Member Agency and the Board, at the time the advance is made. Nothing herein shall prohibit the receipt or acceptance of donations by or from non-Member Agencies as determined from time to time by the Board.

2. Limitation of Financial Commitment.

The Board shall not obligate the Transit Authority to expenditures of funds not appropriated by the legislative bodies of the Member Agencies or received directly from the State or federal government.

3. Approval of Funding Applications.

The Transit Authority shall provide written notice to each applicable Member Agency prior to submitting an application for federal, state or local funds available only within that Member Agency's jurisdiction, and which the Transit Authority is qualified to receive, by providing notice to the Member Agency's Board of Directors representative and the Executive Director of such Member Agency. The notice shall include information detailing the Transit Authority's eligibility for such funding, the amount of funding the Transit Agency will apply for, and how the funding will benefit the Member Agency and the Transit Agency. The Member Agency shall have thirty (30) days from the date of receipt of such notice to object, in its sole discretion, to the Transit Agency pursuing the funds by providing a written objection and reason for such objection. If the Member Agency fails to timely object to the notice, the Transit Authority may pursue such funds. If a Member Agency objects in accordance with this Section, the Transit Authority shall not pursue such funds. The Transit Authority may, at the discretion of the Transit Authority's Executive Director, pursue federal, state, or local funds that are available on a state-wide basis.

4. Treasurer.

Pursuant to California Government Code Section 6505.5, the Transit Authority designates the Treasurer of **Tulare** to be the depository and have custody of all money of the Transit Authority, from whatever source. The Treasurer of the County of **Tulare** shall comply with the provisions of paragraphs (a) through (e) of Government Code Section 6505.5 and otherwise act in accordance with Government Code Section 6505.5 and other applicable law. The **Tulare** County Board of Supervisors shall determine the charges to be made against the Transit Authority for the services rendered by its Treasurer.

5. Auditor.

The Auditor shall draw warrants to pay demands against the Transit Authority when approved by the Treasurer. The Transit Authority shall use the Auditor of the County of **Tulare**, who shall comply with all of the applicable provisions of California Government Code Section 6505.5. The Auditor shall provide for strict accountability of all funds and report all receipts and disbursements pursuant to California Government Code Section 6505. The **Tulare** County Board of Supervisors shall determine the charges to be made against the Transit Authority for the services rendered by its Auditor.

6. Budget.

The Board shall adopt a budget no later than sixty (60) days after the first meeting of the Board, and no later than June 30th of each year thereafter. Each budget shall be adopted by a majority vote of the entire Board.

7. Disposition of Assets.

Upon termination of this Agreement, after the payment of all obligations of the Transit Authority, any surplus money or other assets remaining shall be distributed to the Member Agencies in proportion to the contributions made.

8. Liability of Transit Authority.

Funds of the Transit Authority shall be used to defend, indemnify, and hold harmless the Transit Authority, any Member Agency, any member of the Board or alternate, and any employee or officer of the Transit Authority for their actions taken within the scope of their duties while acting on behalf of the Transit Authority.

9. Liability of Individuals.

All of the privileges and immunities from liability, exemptions from laws, ordinances, and rules, all pension, relief, disability, workmen's compensation, and other benefits that apply

to the activity of officers, agents, or employees of any such public agency when performing their respective functions within the territorial limits of their respective public agencies, shall apply to them to the same degree and extent while engaged in the performance of any of their functions and duties extraterritorially for the Transit Authority.

10. Transit Equipment.

At the option of the Board, California Government Code Section 6518 shall apply to the Transit Authority.

11. Audit.

To the extent required by law, the Transit Authority shall comply with the audit and other requirements outlined in paragraphs (a) through (e) of California Government Code Section 6505. The Transit Authority shall promptly deliver copies of the annual audit report to the Board and the Member Agencies.

12. Accounts and Records.

The Board shall establish and maintain such funds and accounts of the Transit Authority as may be required by good accounting practice. The books and records of the Transit Authority shall be open to inspection at all reasonable times to the Member Agencies and their respective representatives.

13. Insurance.

Within thirty (30) days after the execution of this Agreement by the Member Agencies, Transit Authority shall obtain and continuously maintain general liability insurance with limits of at least Ten Million and No/100 Dollars (\$10,000,000.00). Coverage shall be placed with a carrier with an A.M. Best rating of no less than A-:VII, or equivalent.

Article IV

Miscellaneous

1. Custodians of Transit Authority Property.

The Executive Director of the Transit Authority shall have charge of, handle, and have access to, all property of the Transit Authority. Pursuant to California Government Code Section 6505.1, the Executive Director shall file an official bond in an amount determined by the Member Agencies through the Board. To the extent permitted by law, this requirement may be satisfied by the Executive Director filing an official bond obtained in connection with another public office or by the Transit Authority obtaining a fidelity bond or bonds covering all officers

and staff of the Transit Authority who have charge of, handle, or have access to any property of the Transit Authority.

2. Severability.

Should any part, term, or provision of this Agreement be decided by the courts to be illegal or in conflict with any law of the State of California, or otherwise be rendered unenforceable or ineffectual, the validity of the remaining parts, terms or provisions hereof shall not be affected thereby.

3. Withdrawal.

A Member Agency may withdraw from the Transit Authority by filing its written notice of withdrawal with the Executive Director 180 days before the actual withdrawal. Such a withdrawal shall be effective on the last day of the 180 days. The withdrawal of a Member Agency shall not in any way discharge, impair, or modify the voluntarily assumed obligations of the withdrawn Member Agency in existence as of the effective date of its withdrawal.

Withdrawal of a Member Agency shall not affect the remaining Member Agencies, nor shall such withdrawal change or impact where the Transit Authority can provide services or otherwise operate. A withdrawn Member Agency shall not be entitled to the return of any funds or other assets belonging to the Transit Authority, until the effective date of termination of the Transit Authority or upon a vote of all remaining Member Agencies.

4. Joining the Transit Authority.

Other public entities may join the Transit Authority by filing a written request for inclusion with the Executive Director. The request for inclusion shall be reviewed by the Transit Authority and voted on by the entire Board. By a two-thirds majority vote of the entire Board, a public entity may be accepted as part of the Transit Authority. Thereafter, upon execution of this Agreement, including any amendments thereto, the new member shall become a full and equal member of the Transit Authority.

5. Amendment.

This Agreement may be amended at any time with the unanimous written approval of all Member Agencies.

6. Ratification and Effective Date.

This Agreement shall become effective upon the signature of the last of the aforementioned Member Agencies to sign this Agreement.

7. Notices to Transit Authority and Member Agencies.

Any notices to the Transit Authority and/or Member Agencies required or given pursuant to this Agreement shall be delivered or mailed, U.S. first class, postage prepaid, addressed as follows:

Transit Authority:

California Vanpool Authority
8444 W. Doe Avenue
Visalia, Ca 93291

Member Agencies:

Association of Monterey Bay Area Governments
(AMBAG)
24580 Silver Cloud Court
Monterey, CA 93940

Fresno Council Governments (FCOG)
2035 Tulare St., Suite 201
Fresno, CA 93721

Imperial County Transportation Commission (ICTC)
1503 N. Imperial Ave, Suite 104
El Centro, CA 92243

Madera County Transportation Commission (MCTC)
2001 Howard Road, Suite 201
Madera, CA 93637

Merced County Association of Governments (MCAG)
369 W 18th Street
Merced, CA 95340

Redding Area Bus Authority
777 Cypress Avenue
Redding, CA 96001

Riverside County Transportation Commission (RCTC)
4080 Lemon Street
Riverside, CA 92501

San Joaquin Council of Governments (SJCOG)
555 East Weber Avenue
Stockton, CA 95202

Santa Barbara County Association of Governments
(SBCAG)
260 N. San Antonio Rd., Suite B
Santa Barbara, CA 93110

Stanislaus Council of Governments (StanCOG)
1111 I street, Suite 308
Modesto, CA 95354

Tulare County Association of Governments (TCAG)
210 N. Church St. Suite B
Visalia, CA 93291

Ventura County Transportation Commission (VCTC)
751 E. Daily Dr. Suite 420
Camarillo, CA 93010

Any party may change the address to which notices pursuant to this Section are given by giving notice of its new address according to the provisions of this Section.

8. Notice of a Joint Powers Agreement.

Within thirty (30) days after the effective date of this Agreement or any amendment thereto, the Transit Authority shall cause a notice of this Agreement or any amendment thereto, to be prepared and filed with the office of the California Secretary of State. Additionally, the Transit Authority shall furnish an additional copy of the aforementioned notice of this Agreement or any amendment thereto, to the California Secretary of State, who shall forward such copy to the Controller of the State of California. The aforementioned notices shall contain:

- (a) The name of each Member Agency that is a party to this Agreement;
- (b) The date that this Agreement became effective;
- (c) A statement of the purpose of this Agreement or the power to be exercised by the Transit Authority; and
- (d) A description of the amendment or amendments made to this Agreement, if any.

9. Venue.

The proper venue for any lawsuit based on any cause of action arising out of or in any way related to this Agreement or the operation of the Transit Authority shall be brought in a court of competent jurisdiction located in **Tulare** County, California.

10. Headings.

The headings used in this Agreement are for convenience only and have no effect on the content, construction, or interpretation of the Agreement.

11. Counterparts.

This Agreement may be executed in any number of counterparts and by different parties in separate counterparts, each of which, when executed and delivered, shall be deemed to be an original, and all of which counterparts taken together shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the Member Agencies have caused this Agreement to be executed and attested by their proper officers thereunto duly authorized, and, if appropriate, their official seals to be hereto affixed, to be effective as of the day and year first above written.

**ASSOCIATION OF MONTEREY BAY AREA
GOVERNMENTS**

Dated: _____
Chairperson

Approved as to Form:

Dated: _____
Counsel

FRESNO COUNCIL OF GOVERNMENTS

Dated: _____
Chairperson

Approved as to Form:

Dated: _____
Counsel

IMPERIAL COUTY TRANSPORTATION COMMISSION

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

MADERA COUNTY TRANSPORTATION COMMISSION

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

MERCED COUNTY ASSOCIATION OF GOVERNMENTS

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

REDDING AREA BUS AUTHORITY

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

**RIVERSIDE COUNTY TRANSPORTATION
COMMISSION**

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

SAN JOAQUIN COUNCIL OF GOVERNMENTS

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

STANISLAUS COUNCIL OF GOVERNMENTS

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

TULARE COUNTY ASSOCIATION OF GOVERNMENTS

Dated: _____

Chairperson

Approved as to Form:

Dated: _____

Counsel

**VENTURA COUNTY TRANSPORTATION
COMMISSION**

Dated: _____

Chairperson

Approved as to Form

Dated: _____

Counsel

V. REPORTS

REPORTS

- A. ICTC/LTA/IVRMA EXECUTIVE DIRECTOR REPORT
- B. SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS REPORT
- C. CALIFORNIA DEPARTMENT OF TRANSPORTATION-DISTRICT 11
- D. COMMITTEE MEMBER REPORTS



1503 N IMPERIAL AVE SUITE 104
EL CENTRO, CA 92243-2875
PHONE: (760) 592-4494
FAX: (760) 592-4410

Memorandum

Date: December 11, 2024
To: ICTC Management Committee & Commission Members
From: David Aguirre, Executive Director
Re: Executive Director's Report

The following is a summary of the Executive Director's Report for the ICTC Management Committee & Commission meeting on December 11, 2024.

- 1) **Imperial Valley Transit (IVT) Veterans Day and Stuff-a-Bus Campaigns:** *ICTC and IVT celebrated Veterans on November 4-11th with free rides on IVT, IVT Access and IVT Ride. We also just concluded our Stuff-a-Bus campaign and donated just under 1,600 pounds worth of canned and dried goods. The food was delivered to the Imperial Valley Food Bank for distribution to residents in need. We were very close to breaking our previous record of 1700 pounds and hope to exceed the record next year. We very much appreciate the support and donations from all our IVT passengers. Below are photos of the drop off.*



- 2) **Calexico East Port of Entry Intermodal Transportation Center:** *ICTC was recently awarded \$12.6 million by the California State Transportation Agency (CalSTA) through its Transit Intercity Rail Capital Program (TIRCP) to acquire, design and construct a transit facility at the Calexico East Port of Entry (POE). The goal of the Calexico East POE Intermodal Transportation Center is to create a transformative transportation hub that integrates various modes of transportation including public transit buses. The facility is anticipated to offer amenities such as shade, seating, bicycle parking, signage, and travel guidance, addressing the current lack of amenities and transportation options for pedestrians crossing the border at the Calexico East POE. Additionally, this project will bring four new zero emission vehicles to provide public transit services to the area. The project will have several phases with an estimated completion date in 2030.*
- 3) **Electronic Fare Payments:** *ICTC is currently pursuing the implementation of an electronic fare payment system to its fixed route transit services. The system would allow all of its fixed route buses to take card payments in addition*

to its existing cash payment system. ICTC is working on securing the grant funds to implement this project. **More information to come in the coming months.**

- 4) **Reap 2.0 – Subregional Partnership Program:** ICTC was awarded a total of \$274,133 in funding from the Reap 2.0 Subregional Partnership Program to provide technical support to our local agencies with housing planning and to facilitate housing production. ICTC has notified each of our member agencies about the funding availability. Several cities have expressed interest in the funding and staff is working with each of the agencies to further evaluate their proposed projects. **Potential projects have been identified and ICTC is working on next steps with the proposed agencies and SCAG.**
- 5) **Imperial Mexicali Binational Alliance (IMBA):** *The next IMBA Strategic Planning and regular meeting is scheduled for January 9, 2025, in the City of Mexicali. More information to come about location.*
- 6) **Calexico Microtransit Service – Calexico On Demand:** ICTC submitted a grant application for the Clean Mobility Options (CMO) program in October of 2020. The grant application was submitted to provide a clean energy microtransit service in the city of Calexico. In early 2021, ICTC was notified of its grant award of \$1 Million to fund the pilot microtransit service. The microtransit service currently operates as an on-demand service available to provide trips to the general public within the boundaries of the city of Calexico. The award required that ICTC fund and operate the service for a minimum of 4 years. ICTC partnered with Via Transportation, an experienced transportation operator to operate the service. ICTC and Via began the development of the project including service criteria, marketing information, and operational criteria. ICTC obtained approval from the CMO program to commence the service. ICTC kicked off the service on January 9th, 2023. Further information about the service can be viewed on the website: <https://city.ridewithvia.com/calexico-ondemand>. ICTC was awarded an additional \$500,000 to be utilized for operations of the service and additional service hours through the CMO program in late 2023. **ICTC was recently awarded a grant from the Low Carbon Transit Operations Program in the amount of \$520k to continue funding operations for the service. ICTC was also able to secure an additional grant through the CMO program to continue funding the service. ICTC also received an additional funding commitment to further continue the service beyond the current grant funding received.**
- 7) **Active Transportation Program, Cycle 7:** The California Transportation Commission (CTC) has released the Active Transportation Program (ATP) guidelines as of March 22, 2024. Approximately \$568 Million funding will be available for fiscal years 2025/26 through 2028/29 statewide. **Applications were due to the CTC by June 17, 2024.** Imperial County applicants were asked to submit a copy of their applications to the Imperial County Transportation Commission (ICTC). For a copy of the adopted ATP guidelines please refer to Active Transportation Program Guidelines directly at: <https://dot.ca.gov/programs/local-assistance/fed-and-state-programs/active-transportation-program/cycle7>.

In addition, only applicants that submit applications to the statewide ATP will be eligible for Regional ATP funds. Imperial County anticipates approximately \$1.1 million in ATP Cycle 7 Regional Funds will be available for all applicants that are not successful in the statewide call. There might also be additional funding available for quick build type projects. ICTC staff have developed an ATP factsheet for reference to both funding opportunities. Also, the Regional Active Transportation Plan adopted by ICTC is a valuable resource for agencies seeking funding through ATP Cycle 7. The document outlines priorities for each jurisdiction within Imperial County and was developed with significant input from the public. This input likely reflects the needs and preferences of the local community, making it a valuable tool for agencies seeking to align their grant proposals with the region's priorities. The ATP document is on the ICTC website at https://www.imperialctc.org/assets/documents/transportation-plans-and-studies/ICTC-ATP_Final-Document_2022.02.28_Reduced-Size.pdf

ICTC received correspondence indicating five (5) applications for the Imperial County Region. Applications were submitted by the City of El Centro, Imperial County Office of Education, Heber Public Utility District, City of Calipatria and City of Holtville.

As a result of the State of California's budget deficit the ATP program overall funding was reduced significantly. Funding was anticipated to be \$568 Million overall but was ultimately reduced to approximately

\$168 Million. Also, because of the budget deficit and associated cuts, the anticipated Imperial County Regional Share was reduced to approximately \$300k. The CTC has released the scoring for all submitted projects. The Imperial County Region was not awarded a statewide award; however, statewide applications will be eligible for regional share consideration. Of the five Imperial County projects, the highest scoring projects were submitted by the Imperial County Office of Education and the City of Holtville. More information to come pertaining to possible regional share award(s).

- 8) **2024 Local Partnership Program, Cycle 5:** The Road Repair and Accountability Act of 2017 (Senate Bill 1) created the Local Partnership Program (LPP) as a program to reward and incentivize local or regional transportation agencies that have sought and received voter approval of taxes or that have imposed fees, which taxes or fees are dedicated solely for transportation improvements. The program is implemented by the California Transportation Commission (CTC). The CTC adopted the 2024 LPP Program Cycle 5 Guidelines on August 15-16, 2024. As a result of the adoption of the Cycle 5 Guidelines the Call for Projects has opened. The LPP Grant funds require a one-to-one match. The Imperial County Region's estimated allocation amount for FY 2025/26 is \$524million and \$520 million for FY2026/27 for a total of \$1,044 million. There is also a competitive program that is administered by the CTC. Guidelines for the program can be found at <https://catc.ca.gov/-/media/ctc-media/documents/programs/senate-bill-1/2-bi-4-12-draft-2024-lpp-competitive-guidelines-red-line-v8.pdf>

In the past call for projects, ICTC staff proposed options to TAC members for the distribution of the LPP funds. The distribution calculations proposed were Option 1- Population and Maintained Mileage Based Distribution and Option 2- Using a Flat Distribution in addition to Population and Maintained Mileage Distributions. The proposed distribution is similar to the Local Transportation Authority (LTA) formula distribution.

On August 22, 2024, the TAC committee members reviewed and ultimately recommend Option 2 to be forwarded to the Commission for approval and to authorize ICTC to open the Call for Projects for the Local Partnership Formulaic Program Cycle 5. On August 28, 2024, the Commission approved TACs recommendation. **The Competitive Call for Projects for the CTC opened on August 16, 2024, with a deadline of November 20, 2024, for submittal to the CTC. All agencies with the exception of the city of Westmorland were able to submit a project to the CTC for consideration. The projects are currently being reviewed by the CTC for final implementation.**

- 9) **Bus Stop Improvement Project:** Staff are working on developing a bus stop improvement project across multiple cities throughout the county. The project consists of installing various bus shelters and potentially other amenities. ICTC will be coordinating with the various cities to complete the development. ICTC released the Request for Proposals for design services for the project. ICTC is looking to begin design services soon and have construction take place within FY23-24/FY24-25. The contract was awarded at the April Commission meeting. ICTC has already participated in a kickoff meeting with the consultant and all of the effected agencies. The project design is ongoing and is anticipated to be completed in the next few months. ICTC obtained additional funding to incorporate additional bus stop locations. The new location designs are being incorporated into the overall project design. **The 65% percent improvement plans have been completed and were distributed to participating agencies. ICTC has received agency comments and the comments have been forwarded to the consultant for incorporation into the project improvement plans.**
- 10) **Imperial County EV Charging Infrastructure Feasibility Study:** ICTC recently submitted a grant application under the Carbon Reduction Program (CRP) to prepare a Countywide EV Charging Infrastructure Feasibility Study. The project will aim to identify strategic locations within the county for EV Charging Infrastructure. Caltrans is currently developing a similar project for locations along State facilities. **Staff is currently working on the development of the Scope of Work for the project to proceed to the issuance of a Request for Proposals. Staff reviewed the proposed SOW with the ICTC TAC to obtain additional feedback. Staff is anticipating releasing the RFP in the coming weeks.**
- 11) **ICTC/IVT Operations and Maintenance Facility:** ICTC staff has engaged with the proposed property owner's representative about ICTC's interest in the property. ICTC has also communicated with the city of El Centro regarding action items that would need to take place to facilitate the goal of the project. ICTC has also communicated with grant agencies and our Zero Emission Bus Plan engineering consultant to develop a preliminary site plan of the

proposed improvements. Next steps include executing a Letter of Intent with the property owner, continuing coordination with the city of El Centro, and to begin conducting the required environmental studies like a Phase 1 Site Assessment. ICTC will also continue to work on grant opportunities to fund the acquisition of the property. **A preliminary site plan has been prepared and was shared with the commission. ICTC was recently informed that it had received a funding commitment for the completion of the design/environmental phases of the project. ICTC is working towards completing a phase 1 site assessment for the proposed site. ICTC is seeking to obtain NEPA clearance from the FTA and further processes would be required to obtain clearance from the FTA.**

- 12) **Community Project Funding/Congressionally Directed Spending (CPFCDs):** ICTC recently received an award of 4.1 million dollars to be utilized towards the Calexico Intermodal Transportation Center Project. The project has already received awards from the RAISE, ATP and REAP 2.0 programs. We would like to thank our local, State and Federal Partners and Congressman Raul Ruiz for their continued support of the project, ICTC and the Imperial County. ICTC would also like to congratulate the cities of Imperial and El Centro, the County of Imperial and the Imperial Irrigation District on their awards. ICTC will continue to work with all the awardees to ensure that their projects are programmed to enable the use of the project funding.
- 13) **Surface Transportation Block Grant Program (STBG), Carbon Reduction Program (CRP) and Congestion Mitigation and Air Quality Program (CMAQ) 2024 Call for Projects – FFY 2023-2024 to FFY 2025/2026:** The STBG, CRP and CMAQ Call for Projects began on November 9, 2023. Applications were due on Friday, January 26, 2024, at the ICTC office. All agencies were provided guideline documentation were encouraged to submit potential projects.

Program	Applicants	Total Value Requested by All Applicants
CMAQ	City of Imperial	\$388,000
STBG	City of Imperial, City of Brawley and City of El Centro	\$2,416,000
CRP	ICTC – City of Imperial	\$1,083,000

Due to the number of projects submitted, ICTC was able to evaluate all projects internally without utilizing the normal process which involves all cities participating in the scoring and ranking process. ICTC recommended projects to SCAG as part of the final submittal process. SCAG recently approved the list of projects anticipated to receiving funding. The project list is as follows:

Program	Applicants	Total Value Requested by All Applicants
CMAQ	City of Imperial – Aten Blvd Sidewalk Installation Phases 1 through 3	\$388,000
STBG	City of Imperial – P Street Rehab	\$519,000
STBG	City of El Centro – S. Imperial Avenue Utility Relocations	\$520,000
STBG	City of Brawley – Western Avenue Improvements	\$599,000
CRP	ICTC – EV Charger Study	\$150,000
CRP	City of Imperial – EV Charger Installation Phases 1 and 2	\$622,000

ICTC staff will be working with local agency staff and programming all approved projects in the Federal Transportation Improvement Program (FTIP). **Several projects have already started development for use of the grant funds.**

- 14) **Calexico East Port of Entry Bridge Widening Project:** The Project proposes to widen the bridge over the All-American Canal at the U.S./Mexico border approximately 0.7 miles south of State Route (SR) 7. The project proposes widening the existing structure by adding four lanes: Two New Northbound Auto Lanes and Two New Northbound Commercial Vehicle Lanes. In May 2018, Caltrans and ICTC received \$3,000,000 from the California Transportation Commission and the Trade Corridor Enhancement Program (TCEP) to complete the Project Approval and Environmental Document (PA/ED) for the project. In June 2018, Caltrans completed a Project Initiation Document (PID). In Fall of 2018, the PA/ED phase was initiated by Caltrans, technical studies for the National Environment Policy Act (NEPA) document under Caltrans as the NEPA lead are in progress and is scheduled for completion in May 2020. In December 2018, ICTC was awarded \$20 million under the U.S. Department of Transportation's BUILD discretionary grant program to complete the Design-Build construction phase. ICTC subsequently received TCEP in the amount of \$7.4 Million for construction efforts. The design portion of the project is complete. The project construction is underway, and construction was anticipated to be completed at the beginning of 2023 but suffered delays due to the issuance of the presidential permit. Approximately 87% of construction efforts have been completed. The project was temporarily placed on hold for 6 months due to the issuance of the presidential permit to relocate the border fence. The Presidential Permit was received on July 7, 2023. On November 15, 2023, GSA, ICTC, and regional partners celebrated the completion of Stage 1 of the project with a Ribbon Cutting celebration. ICTC Executive Director David Aguirre led the ceremony. Speakers included ICTC Chair Mike Goodsell, CBP Calexico Port Director Roque Caza, GSA Pacific Rim Region Public Buildings Service Deputy Regional Commissioner Amanda Sweeney, FHWA Senior Project Engineer Tay Dam, Caltrans District 11's South County and Trade Corridor Director Nikki Tiongco, CTC Commissioner Clarissa Reyes Falcon, and Head Counsel of the Mexican Consulate in Calexico Tarcisio Montes de Oca. The event concluded with the anticipated Ribbon Cutting followed by media opportunities. For additional information regarding this project visit the ICTC website at: <https://www.imperialctc.org/projects/calexico-east-port-of-entry-bridge-expansion>. Stage 3 of the project, which consisted of the completion of improvements to the passenger vehicle lanes, is now complete. Stage 4 of the project is now complete, which consisted of retrofitting activities and roadway striping. The final project improvements, which consisted of the reinstallation of new bolts under the existing bridge section was completed in early August 2024. **The project construction efforts are now complete, and the project is now in closeout phase.**
- 15) **IVT Ride Potential Service Modifications:** IVT Ride is a dial-a-ride service that is available to seniors (55 years of age or older) and persons with disabilities in the communities of Calexico, Heber, El Centro, Imperial and Brawley. The service primarily operates in an intracity capacity with the exception of the communities of El Centro, Imperial and Heber and the Westshores service which travels to the city of Brawley or the Coachella Valley. The Westshores service is also available to the general public. Due to continuing declining ridership on all IVT Ride services, staff are exploring the possibility of modifying the service to provide trips to the general public but still provide priority to the senior population. The possible modification would enable the service to capture additional passengers and implement a microtransit like service in various communities. The possible modification would also require financial investment in technology and the development of a passenger web and mobile application. Staff anticipate bringing the further evaluated concept to the Management Committee and Commission in the coming months. Staff are also pursuing funding opportunities to facilitate the possible transition of the service. **Staff provided the Commission with a presentation on August 28, 2024, with further details. There was consensus to proceed with the software development and hardware acquisition. This item received approval to proceed to further development by the commission. ICTC has received state funding to complete the software and hardware upgrades for the project. ICTC Staff are currently working on developing a plan to conduct outreach (inclusive of in-person presentations and surveys) to the public about the possible service modifications.**
- 16) **Calexico Intermodal Transportation Center (ITC):** A new Intermodal Transportation Center in the City of Calexico has been part of ICTC's long range transit planning. The new Calexico ITC will serve as a regional mobility hub that will accommodate bus bays for Imperial Valley Transit in addition to private bus companies, taxis and farm labor buses. ICTC previously received a Congestion Mitigation and Air Quality federal program fund to complete the environmental and design plans of the new Calexico ITC. The environmental and design phase has been completed. Right of Way Acquisition is underway. ICTC has already acquired 2 of the required 3 properties for the project. The City of Calexico Council approved the commencement of the eminent domain process for two of the required properties. ICTC was recently awarded multiple grants to complete the required

construction efforts for the project. ICTC received grant awards from the Regional Early Action Planning (REAP) 2.0, Active Transportation Program (ATP) and Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Programs. Due to the anticipated State budget deficit, REAP 2.0 funding may be impacted. SCAG is working to ensure that the REAP 2.0 funding is not negatively impacted. ICTC is working with SCAG to identify possible alternative funding sources in the interim.

It is anticipated that the project will start construction in February 2025. The project is currently in the construction bidding phase and bids are anticipated to be received in the month of December 2024. ICTC's goal is to award a construction contract in the month of January 2025.

- 17) **Transit Comprehensive Operational Analysis:** Staff was able to secure grant funding to complete a Transit Comprehensive Operational Analysis (COA). The COA is a comprehensive evaluation of ICTC's existing transit services while also presenting evaluation findings and recommendations to further improvement of ICTC's existing public transit system. ICTC intends to evaluate all ICTC operated services in addition to incorporating an assessment of the feasibility of intercity passenger rail. Staff recently released the Request for Proposals to the public and are anticipated to work towards a contract award in October 2024. **The analysis is anticipated to take a year to complete.**
- 18) **EV Charger Installation Project:** Staff are working on developing an EV charger installation project across multiple cities throughout the county. ICTC will be coordinating with the various cities to complete the development. *It is anticipated that the project will be completed within FY24-25/25-26.*
- 19) **Forrester Road Project Study Report (PSR):** Caltrans District 11 has been working on a project report on behalf of ICTC. The PSR will analyze safety and operation improvements along Forrester Road between I-8 and SR86/SR78. Other improvements include the Westmorland bypass. A meeting to discuss the draft PSR took place at the ICTC offices on Wednesday, March 29, 2023, at 9 a.m. Further updates to the PSR are anticipated along with additional meetings to discuss the updated PSR. **The updated PSR was recently completed, and the PSR was presented to the management committee and commission in September 2024.**
- 20) **State Route 86 (Northbound) Border Patrol Checkpoint:** State Route 86 (Northbound) Border Patrol Checkpoint: In August 2017 following a year of coordination, Caltrans, the County of Imperial and ICTC met with CBP management and operations staff achieved consensus for a new conceptual alternative prepared by Caltrans. The LTA Board met on September 27, 2017; staff presented the Board with a fund request for \$1.3 million from the 5% Regional Highway Set-Aside from the Measure D allocations. A Consultant Agreement with AECOM for design and construction engineering was approved by the LTA on February 28, 2018. Following our ICTC Board meeting in late September 2020, ICTC has initiated a traffic study as required by Caltrans. Design work has been delayed due to Border Patrol's concern related to their ability to provide additional funding necessary to meet their operational requirements. On Wednesday, March 17, 2021, ICTC received confirmation from Border Patrol Headquarters in Washington D.C. that they wish to proceed with the original Canopy Design that is similar to Interstate 8 Pine Valley Checkpoint.

As discussed, and confirmed with Border Patrol, ICTC will only provide the remaining funds we had available (February 2021) of approximately \$1.3 million to complete the traffic study, 100% design plans, and construction of the canopy, lighting related to the canopy, and traffic related improvements required by Caltrans. Border Patrol is committed to paying for all other construction-related costs and Border Patrol will lead the construction contract. Border Patrol, Caltrans and ICTC are having weekly meetings toward completing design plans. CBP will be working with Caltrans to obtain environmental clearance once funding for construction is obtained. The improvement plans have been prepared in final draft form and have been submitted to Caltrans for review. Caltrans has provided review comments on the project improvement plans. ICTC will work with the design engineer to complete the required updates. Environmental studies and Caltrans submittal are pending submittal by CBP. ICTC's consultant is working on finalizing the remaining documents. CBP will proceed with developing environmental documents and pursue funding for the construction of the facility.
- 21) **Regional Active Transportation Program:** ICTC staff has been working with staff from the Southern California Association of Governments (SCAG) in the development of the Active Transportation Program (ATP) guidelines.

The ATP is funded from various federal and state funds including the federal Transportation Alternatives Program (TAP), the Highway Safety Improvement Program (HSIP), State Highway Account, and Safe Routes to Schools (SR2S). The approved California Transportation Commission 2023 ATP (Cycle 6) program guidelines divide the funds into state and regional shares. State funds are available through a competitive application process. Applicants that are unsuccessful at the state level are considered for regional funds. Regional ATP funds are administered by the Metropolitan Planning Organizations (MPO). SCAG is Imperial County’s MPO. Per SCAG’s 2023 ATP Regional Guidelines, county transportation commissions may assign up to 20 points to each statewide project application deemed consistent and meeting eligibility requirements. ICTC staff has completed the adoption process of the scoring methodology. ICTC staff received state scoring of ATP applications from Imperial County and presented staff recommendations to TAC members on December 15, 2022. Projects are underway at various stages by the agencies. Staff recommendations were approved at the January Commission meeting. See the table below for further information.

Regional ATP Projects		
Agency	Project Name	Total ATP Funds Requested
City of Calipatria	Bonita Place Pedestrian Safety Project	\$997,000
City of El Centro	Pedestrian Improvement Project – various locations on Main Street	\$1,200,000
ICTC	Pedestrian Improvements for the Calexico Intermodal Transportation Center	\$1,073,000
TOTAL Regional ATP funds		\$3,270,000

- 22) **Orchard Road & SR115 Traffic Concept Report:** During the Commission meeting of September 2022, the Commission asked ICTC staff to follow up on the SR 115 Transportation Concept Report (TCR). ICTC staff has conducted meetings with Caltrans and County Public Works staff during the week of October 17th. ICTC staff, in partnership with County and Caltrans staff are continuing discussions for short term options to deter trucks from using Orchard Road. The parties are also expected to discuss long-term options as well. More information will be shared as discussions continue.
- 23) **San Diego & Imperial Counties Sustainable Freight Strategy:** San Diego Association of Governments (SANDAG) and ICTC received a Caltrans Sustainable Transportation Planning Grant for a Sustainable Freight Implementation Strategy for both counties. The goal with the strategy is to help transition the freight sector in San Diego and Imperial Counties to sustainable technologies, operations, infrastructure over the next 30 years. The strategy will systematically implement multimodal freight projects and policies, seek to pilot innovation technologies, create a workforce development toolkit, and identify potential funding sources for implementation. The area of study includes communities adjacent to major freight infrastructure in San Diego and Imperial Counties. Environmental justice areas, as defined by AB617, will be a particular focus and include the Portside Environmental Justice Communities, the International Border Community, and Calexico-El Centro-Heber corridor. This plan kicked off in February 2022 and is expected to be completed March 2024. Public engagement has been instrumental in the creation of this strategy. Participants of Imperial County have included County Public Works department, Work Force Development, Comité Civico del Valle, Imperial Valley Economic Development Corporation, among others. Strategy outcomes are scheduled to be presented to SANDAG and ICTC groups as well as community organizations such as IMBA and AB617 meetings starting in June in Imperial County.
- 24) **State and Federal Local funding Obligations:** Projects programmed in programmed in Federal Fiscal Year (FFY) 2019/2020 were fully obligated according to Caltrans Local Assistance. Beginning October 1, 2020, agencies can move forward with request for authorization (RFA) for Congestion Mitigation Air Quality (CMAQ), Surface Transportation Block Grant program (STBG) programmed in FFY 2020/2021. Other state funding also included in the Federal Transportation Improvement Program (FTIP) include the Active Transportation Program (ATP).
- 25) **State Legislation for Transportation Funding – SB 1 Road Maintenance and Rehabilitation Account (RMRA):** According to the California League of Cities, overall local streets and roads allocations to cities and

counties from the Highway Users Tax Account (HUTA) and the Road Maintenance and Rehabilitation Account (RMRA) are projected to climb 14.8% in the current fiscal year, 2021-22, above last year, reflecting a rebound from peak impacts of the pandemic in 2020. For the budget year 2022-23, allocations are projected to grow 10.8% over the current year. This presumes that if the scheduled July 1 cost-of-living fuel tax increase is suspended, the Legislature will backfill any revenue impacts to local governments as leaders have pledged. The estimates are based on new statewide tax revenue estimates released by the California Department of Finance with the Governor's 2022-23 Proposed Budget. The county estimates were prepared in collaboration with the California State Association of Counties.

For RMRA remittance advice by cities visit: https://www.sco.ca.gov/ard_payments_rmra_cities.html

For RMRA remittance advice by counties visit: https://www.sco.ca.gov/ard_payments_rmra_counties.html

26) Funding Opportunities:

- **LPP Cycle 5 Call-for-Projects:** LPP Cycle 5 is expected to include about \$72M/per year made up of Federal and State funding. The funding/programming years include the 25/26 and 26/27 fiscal years.
 - Schedule and major milestones can be found at: <https://catc.ca.gov/-/media/ctc-media/documents/programs/senate-bill-1/2-bi-4-12-draft-2024-lpp-competitive-guidelines-red-line-v8.pdf>
- For a complete list of California specific grant opportunities go to <https://www.grants.ca.gov/>.
 - [Fiscal Year \(FY\) 2023 through FY 2026 Bridge Investment Program, Planning and Bridge Project Grants](#)
- For a complete list of federal transportation grant opportunities go to <https://www.transportation.gov/bipartisan-infrastructure-law/key-notices-funding-opportunity>.

27) Meetings/trainings attended on behalf of ICTC Executive Director and staff:

- November 4, 2024 – IVC Resource Fair at the IVC Student College Center (attended by Priscilla)
- November 6, 2024 – ICTC SSTAC Meeting at the ICTC office
- November 6, 2024 – Meeting with Eric Reyes, Los Amigos at the ICTC offices
- November 7, 2024 – SCAG Regional Council Meeting in Los Angeles (attended by Commissioner Mike Goodsell and David A.)
- November 7, 2024- Drop off Brochures in Holtville (attended by Priscilla Baca)
- November 12-14, 2024- Advance Title VI and Public Transit-Training (attended by Priscilla Baca)
- November 13, 2024- ICTC Commission Meeting at the ICTC office and via Zoom (attended by ICTC Staff)
- November 14, 2024- IMBA Meeting (attended by ICTC Staff)
- November 14, 2024- Resources Fair Access to Independence (attended by Gustavo Gomez and Priscilla Baca)
- November 21, 2024- Drop off Brochures in El Centro (attended by Priscilla Baca)
- November 21, 2024- ICTC TAC Meeting at the ICTC office
- November 27, 2024- Meeting with San Diego (attended by Priscilla Baca)



SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
900 Wilshire Blvd., Ste. 1700, Los Angeles, CA 90017
T: (213) 236-1800 www.scag.ca.gov

Memorandum

Date: December 11, 2024
To: ICTC Committee and Management Meeting
From: David Salgado, Government Affairs Officer (GAO)
Re: **Southern California Association of Government’s (SCAG) Report**

The following is a summary of the SCAG Executive Director’s Report and/or Federal and State Legislature Staff Report for the Imperial County Transportation Commission Management Committee and Regular Commission meeting for the month of DECEMBER 2024.

1. December Regional Council Features ‘2024 Southern California Economic Update’

SCAG’s December Regional Council meeting included a presentation of the “2024 Southern California Economic Update,” featuring SCAG’s annual economic reporting, presentations from SCAG’s Economic Roundtable, and in-depth discussion about the state of the economy among Regional Council members.

SCAG Regional Council President and San Bernardino County Supervisor Curt Hagman delivered the opening remarks to the presentation. Kate Gordon, chief executive officer of California Forward, moderated the event, with members of the SCAG Economic Roundtable presenting reports on the overall regional economy, each of SCAG’s six counties, and additional presentations on regional sustainability and economic equity. A round of questions from members of the Regional Council followed the presentations.

SCAG also published the “2024 Southern California Economic Update” in conjunction with the event. SCAG publishes this annual economic update with analysis covering the entire region and specific insight into the economies of Los Angeles, Orange, Ventura, San Bernardino, Riverside, and Imperial counties. The “2024 Southern California Economic Update” reviews the past year and highlights economic trends to watch for in the coming year to assist Southern California policymakers in planning for the next 30 years. To read more about the update and download the full report, visit SCAG News.

SCAG looks forward to continuing the conversation at our next event as we keep working toward implementation of the Connect SoCal 2024 Regional Transportation Plan/Sustainable Communities Strategy. Please mark your calendars for the upcoming 2025 Regional Conference and General Assembly on May 1-2, 2025, in Palm Desert.



SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
900 Wilshire Blvd., Ste. 1700, Los Angeles, CA 90017
T: (213) 236-1800 www.scag.ca.gov

2. Go Human 2025 SCAG Sustainability Awards

Nominations are now open for SCAG’s 2025 Sustainability Awards. The SCAG Sustainability Awards recognize projects for contributing to the goals of the Connect SoCal Regional Transportation Plan/Sustainable Communities Strategy and for achieving progress toward a more mobile, sustainable, and prosperous region.

The 2025 Sustainability Awards are open to governmental agencies, non-governmental agencies, community-based organizations, nonprofits, universities, and more. Applicants are encouraged to submit a joint entry for projects that span multiple agencies, sectors, and geographies. Projects completed or adopted between Jan. 1, 2021, and Dec. 31, 2024, are eligible for nomination. The deadline for nominations is Dec. 13, 2024. More information about the awards and the nomination guidelines is available at the Sustainability Awards page on the SCAG website.

SCAG will announce the winners of the 2025 Sustainability Awards at the 2025 Regional Council Conference and General Assembly at the JW Marriott Resort & Spa in Palm Desert on May 1.

3. SCAG Receives \$6 Million for Transportation Safety During the 2028 Olympics and Paralympics

In November, the U.S. Department of Transportation awarded SCAG a \$6 million Safe Streets and Roads for All grant to help the region prepare for the 2028 Summer Olympic and Paralympic Games. The grant will fund a partnership between SCAG and the Los Angeles Department of Transportation to create safe street reconfigurations along corridors in the high injury network expected to experience high volumes of travel during the 2028 Games. This demonstration project will prioritize safety for walking, biking, and riding transit and will allow SCAG to establish regional best practices for future permanent projects. Read more about the grant award on SCAG News.

4. SCAG Hosts First ‘Freight Industry Forum’ to Prepare for the 2028 Summer Olympic and Paralympic Games

On Nov. 20, SCAG hosted the first Freight Industry Forum to gather a diverse set of participants—including the Games Mobility Executive partners, SCAG regional partners, industry stakeholders, and other agency representatives—to discuss the upcoming 2028 Summer Olympic and Paralympic Games. The meeting included overviews of logistics planning for the LA28 Games and lessons learned from past Olympic Games in Paris and London. Industry stakeholders want to ensure that LA28 Games events locations and routes are well understood and that communication is clear before and during the events.

SCAG's Freight Industry Forum will continue to advise during the preparation leading up to the LA28 Games, with the next meeting anticipated for this winter.

5. 2024 Sustainable Communities Program – Active Transportation and Safety Award List Approved

On Dec. 5, the Regional Council approved the 2024 Sustainable Communities Program (SCP) – Active Transportation and Safety Project List and Contingency Project List. The 2024 SCP – Active Transportation and Safety awards include active transportation-related plans and quick-build projects that support the implementation of mobility policies included in the Connect SoCal 2024 Regional Transportation Plan/Sustainable Communities Strategy. Projects will be funded through the state’s Active Transportation Program (ATP) Cycle 7 regional funds, a federal Safe Streets and Roads for All grant, and SCAG matching state funds (to address the ATP Cycle 7 budget cuts). A total of 40 applications were evaluated, with 13 projects selected for funding. Unfortunately, no project applications were submitted for Imperial County. SCAG Staff held numerous presentations and met directly with potential applicants in Imperial County. More information about the 2024 SCP – Active Transportation and Safety Project List and Contingency Project List can be found on SCAG News.

6. SCAG Attends Organizational Session in Sacramento

On Dec. 2, SCAG’s Legislative Team and Executive Director Kome Ajise traveled to Sacramento to represent SCAG while the California State Legislature conducted its “Organizational Session” and swearing-in ceremony.

Of the assemblymembers and senators sworn in, 33 are brand new to the legislature. The next year will be important for building relationships and providing education on the needs of our region.

During this trip, the team met with Senator Catherine Blakespear (D-Encinitas), who is leading the charge to prioritize state funding for the LOSSAN line, Assemblymember Sharon Quirk-Silva (D-Fullerton), who played a central role in protecting the REAP program, and Assemblymember Lori Wilson (D-Fairfield), chair of the Assembly Transportation Committee.

7. ‘Big 4’ State Metropolitan Planning Organizations Gather for SB 375 Discussion

On Nov. 17-18, the California Association of Councils of Government hosted a meeting for executive directors of the state’s “Big Four” metropolitan planning organizations (MPOs) and key members of leadership teams to discuss shared goals for Senate Bill (SB) 375 reform and priorities for the upcoming legislative sessions.

The group also met with executive officers from the California Air Resources Board (CARB), California Transportation Commission, and Caltrans to discuss next steps in working together on SB 375 implementation and potential reform.

MPO representatives emphasized our commitment to climate goals and improving the process without abandoning SB 375 and discussed technical challenges with the current SB 375 process, including modeling, data, and metrics. MPO representatives also expressed concern over the growing cost of these activities and a desire to simplify plan submittal processes to put more funding toward implementation.

The meeting concluded constructively, with an agreement to continue discussions and a commitment from CARB to follow up on next steps regarding a pause in Sustainable Community Strategy guidelines.

Following the meetings, SCAG staff had additional conversations with CARB staff on the process for addressing outstanding technical issues regarding CARB’s approval of SCAG’s greenhouse gas (GHG) assessment for the Connect SoCal 2024 Regional Transportation Plan/Sustainable Communities Strategy. Based on these conversations, SCAG will be preparing additional analysis on the plan’s work-from-home assumptions and electric vehicle strategies to further support that the plan would meet GHG targets if implemented.

VI. ACTION CALENDAR

A. Second Amendment to the Employment Agreement for the Position of Executive Director

Following ICTC Counsel review, staff forward this item to the Commission for their review and approval after public comment, if any:

1. Approve the Executive Director Agreement, Amendment #2
2. Authorize the Chairman to sign Amendment #2



1503 N. IMPERIAL AVE., SUITE 104
EL CENTRO, CA 92243-2875
PHONE: (760) 592-4494
FAX: (760) 592-4410

December 2, 2024

Luis Plancarte, Chairman
Imperial County Transportation Commission
1503 N. Imperial Ave., Suite 104
El Centro, CA 92243

SUBJECT: Second Amendment to the Employment Agreement for the Position of Executive Director

Dear Commission Members:

The review process for the performance evaluation of the Executive Director began in October 2024. On November 13, 2024, the Commission met in closed session to finalize the process. Attached for your review is the original employment agreement approved on December 14, 2022. Also, attached for your review and approval is the second amendment to the employment agreement.

Following ICTC Counsel review, staff forwards this item to the Commission for their review and approval after public comment, if any:

1. Approve the Executive Director Agreement, Amendment #2
2. Authorize the Chairman to sign Amendment #2

Sincerely,

A handwritten signature in blue ink, appearing to read 'D. Aguirre', is written over a light blue horizontal line.

DAVID AGUIRRE
Executive Director

DA/cl
Attachments

SECOND AMENDMENT TO EMPLOYMENT AGREEMENT
FOR ICTC EXECUTIVE DIRECTOR

David Aguirre

THIS SECOND AMENDMENT TO EMPLOYMENT AGREEMENT (“Amendment”), made and entered into effective _____, 2024, is by and between the **IMPERIAL COUNTY TRANSPORTATION COMMISSION** (“ICTC”) and **DAVID AGUIRRE**, an individual (“AGUIRRE”) (individually, “Party;” collectively, “Parties”).

W I T N E S S E T H

WHEREAS, ICTC and AGUIRRE entered into that certain Employment Agreement on December 14, 2022, as first amended on February 28, 2024 (“Agreement”), incorporated by this reference as though fully set forth herein; and

WHEREAS, section 3 of the Agreement provides that at the Commission’s option, a merit increase in salary of up to five percent (5%) may be considered upon each annual review.

WHEREAS, the Parties wish to update the Compensation effective December 14, 2024; and

WHEREAS, Section 10 of the Agreement provides that no modification, waiver, amendment, discharge, or change of this Agreement shall be valid unless it is in writing and signed by both parties.

NOW, THEREFORE, in consideration of their mutual covenants, ICTC and AGUIRRE have and hereby agree to the following:

1. Section 2.) paragraph A.) 1.) of the Agreement shall be amended to read as follows:

“1. A salary of $((\$150,800 * 0.05 = \$7,540) + \$150,800) = \mathbf{\$158,340}$ effective December 14, 2024. This position is an FLSA exempt, managerial, position that is not entitled to overtime pay.”

2. All other terms and conditions of the Agreement are and will remain in full force and effect.

There are no other modifications, express or implied except as herein provided.

///

///

///

///

1 **IN WITNESS WHEREOF**, the Parties have executed this Amendment on the day and year first
2 above written.

3 **IMPERIAL COUNTY**
4 **TRANSPORTATION COMMISSION**

EXECUTIVE DIRECTOR

5
6
7 _____
8 By: LUIS A. PLANCARTE, Chairperson
9 Imperial County Transportation Commission

By: DAVID AGUIRRE

10 **ATTEST:**

11 _____
12 By: CRISTI LERMA
13 Secretary to the Commission

14 **APPROVED AS TO FORM:**

15
16 _____
17 By: Eric Havens
18 ICTC Counsel

FIRST AMENDMENT TO EMPLOYMENT AGREEMENT
FOR ICTC EXECUTIVE DIRECTOR

David Aguirre

THIS FIRST AMENDMENT TO EMPLOYMENT AGREEMENT (“Amendment”), made and entered into effective February 28, 2024, is by and between the **IMPERIAL COUNTY TRANSPORTATION COMMISSION** (“ICTC”) and **DAVID AGUIRRE**, an individual (“AGUIRRE”) (individually, “Party;” collectively, “Parties”).

W I T N E S S E T H

WHEREAS, ICTC and AGUIRRE entered into that certain Employment Agreement on December 14, 2022 (“Agreement”), incorporated by this reference as though fully set forth herein; and

WHEREAS, section 3 of the Agreement provides that at the Commission’s option, a merit increase in salary of up to five percent (5%) may be considered upon each annual review.

WHEREAS, the Parties wish to update the Compensation effective December 14, 2023; and

WHEREAS, Section 10 of the Agreement provides that no modification, waiver, amendment, discharge, or change of this Agreement shall be valid unless it is in writing and signed by both parties.

NOW, THEREFORE, in consideration of their mutual covenants, ICTC and AGUIRRE have and hereby agree to the following:

1. Section 2.) paragraph A.) 1.) of the Agreement shall be amended to read as follows:

“1. A salary of $((\$145,000 * 0.04 = \$5,800) + \$145,000) = \$150,800$ effective December 14, 2023. This position is an FLSA exempt, managerial, position that is not entitled to overtime pay.”

2. All other terms and conditions of the Agreement are and will remain in full force and effect.

There are no other modifications, express or implied except as herein provided.

///

///

///

///

///

1 **IN WITNESS WHEREOF**, the Parties have executed this Amendment on the day and year first
2 above written.

3 **IMPERIAL COUNTY**
4 **TRANSPORTATION COMMISSION**

EXECUTIVE DIRECTOR

5
6 
7 By: LUIS A. PLANCARTE, Chairperson
8 Imperial County Transportation Commission


By: DAVID AGUIRRE

9 **ATTEST:**

10 
11 By: CRISTI LERMA
12 Secretary to the Commission

13 **APPROVED AS TO FORM:**

14 
15
16 By: Eric Havens
17 ICTC Counsel