

STAFF REPORT

ADOPT RESOLUTION NO. 24-05 AUTHORIZING THE FILING OF AN APPLICATION FOR GRANT FUNDS FROM THE SAN DIEGO ASSOCIATION OF GOVERNMENTS AND ACCEPTING THE TERMS OF THE GRANT AGREEMENT

Time Sensitive: ☒ **Consent:** ☒

**STAFF
RECOMMENDATION:**

Adopt a Resolution authorizing the Chief Executive Officer to file an application for grant funds from the San Diego Association of Governments' Access for All program and accepting the terms of the Grant Agreement.

**BACKGROUND
INFORMATION:**

In 2018, the passage of California Senate Bill 1376 directed the California Public Utilities Commission (CPUC) to develop the Access for All Program and create regulations around accessibility for persons with disabilities in On-Demand Transportation services, including wheelchair users who need a Wheelchair-Accessible Vehicle (WAV). San Diego Association of Governments (SANDAG) is the Local Access Fund Administrator for San Diego County and issued a Call for Projects through Cycle 2 of the Access for All Program to solicit applications from interested entities to grow WAV services in the region.

NCTD submitted an application for funding on June 14, 2024. SANDAG Board Policy No. 035 requires all Applicants to submit a resolution from their authorized governing body within 30 days following the grant application deadline that authorizes the filing of this application and authorizes the Chief Executive Officer to enter into a Grant Agreement with SANDAG should NCTD be chosen to receive funding from the Access for All program.

ATTACHMENT:

10A – Resolution Authorizing the Filing of an Application for Grant Funds from the San Diego Association of Governments and Accepting the Terms of the Grant Agreement

**GOAL/STRATEGIC
DIRECTION:**

Fund and Successfully Implement State-of-Good-Repair and Priority Capital Needs

FISCAL IMPACT:

This staff report has no fiscal impact.

COMMITTEE REVIEW:

None

STAFF CONTACT:

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RESOLUTION NO. 24-05

AUTHORIZATION FOR THE FILING OF AN APPLICATION FOR GRANT FUNDS FROM THE SAN DIEGO ASSOCIATION OF GOVERNMENTS AND ACCEPTING THE TERMS OF THE GRANT AGREEMENT

WHEREAS, approximately \$2.3 million of Access for All (AFA) funding from the California Public Utilities Commission (CPUC) is available to eligible applicants through the AFA Cycle 2 Call for Projects; and

WHEREAS, a portion of those AFA funds are distributed by the Local Access Fund Administrator (LAFA) for each county; and

WHEREAS, San Diego Association of Governments (SANDAG) is the LAFA for San Diego County and is required by the CPUC to distribute AFA monies through an annual competitive process; and

WHEREAS, North County Transit District (NCTD) wishes to receive AFA grant funding from SANDAG; and

NOW, THEREFORE, BE IT RESOLVED by the NCTD Board of Directors ("Board") that the Chief Executive Officer is authorized to submit a grant application to SANDAG for AFA grant funding;

BE IT FURTHER RESOLVED that, if a grant award is made by SANDAG to fund NCTD's project entitled NCTD+ On-Demand Microtransit Pilot Phase 2 and 3 ("Project"), NCTD commits to providing the match amounts as listed in the grant application; and

BE IT FURTHER RESOLVED that, if a grant award is made by SANDAG, the Board authorizes the Chief Executive Officer to accept the grant funds, execute the Grant Agreement in substantially the same form as provided in the Call for Projects, and complete the Project; and

BE IT FURTHER RESOLVED that NCTD understands and agrees to comply with all applicable AFA requirements imposed by SANDAG and the CPUC; and

BE IT FURTHER RESOLVED that NCTD understands and agrees that SANDAG shall have no liability for costs that may arise associated with the Project that are not included in the Grant Agreement, including but not limited to costs stemming from claims, litigation, changes in law, or force majeure events.

PASSED, APPROVED, AND ADOPTED at the regular meeting of the NCTD Board of Directors this 20th day of June 2024.

Ayes: _____

Nayes: _____

Absent/Abstention: _____

Jewel Edson, Board Chair
North County Transit District

CERTIFICATION

I, Suheil Rodriguez, duly appointed and qualified, Clerk of the Board of the North County Transit District, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Board of Directors of the North County Transit District adopted at a legally convened meeting of the Board of Directors of the North County Transit District held on the 20th day of June 2024.

Suheil Rodriguez
Clerk of the Board