



2035 Tulare Street, Suite 201
Fresno, CA 93721
Phone: (559) 233-6789
Fax: (559) 233-9645
www.ruraltransit.org

FRESNO COUNTY RURAL TRANSIT AGENCY (FCRTA) MEETING AGENDA

DATE: Thursday, June 29, 2023
TIME: 5:30pm, **AFTER** the Fresno Council of Governments (FCOG) Meeting
PLACE: FCOG / FCRTA Offices
Sequoia Conference Room
2035 Tulare Street, Suite 201
Fresno, CA 93721
(Corner of Tulare and Van Ness Ave. - above Club One
Park in Underground Garage - Entrance off Tulare & Van Ness Ave.
Exit Elevator on Tulare St., Turn Left, Enter Lobby Door,
Up Elevator to Second Floor, Left to Sequoia Conference Room)

Americans with Disabilities Act (ADA) Accommodation

The Fresno COG / FCRTA offices and restrooms are ADA accessible. Individuals with disabilities may call (559-233-4148) / FCRTA (559-233-6789) at least 3 days in advance, to request auxiliary aids and/or translation services necessary to participate in the public meeting / public hearing. If Fresno COG / FCRTA are unable to accommodate an auxiliary aid or translation request for a public hearing after receiving proper notice, the hearing will be continued on a specified date when accommodations are available.

AB 23 Requirement: In accordance with the Brown Act and AB23 the amount of stipend paid to members of the Board of Directors for attending this meeting of the Fresno County Rural Transit Agency, is \$50.00.

THE FRESNO COUNCIL OF GOVERNMENTS AND FRESNO COUNTY RURAL TRANSIT AGENCY BOARD MEETINGS WILL TAKE PLACE IN PERSON AT THE FRESNO COG SEQUOIA ROOM.

1. ROLL CALL

Public Presentations - This portion of the meeting is reserved for persons wishing to address the FCRTA Board on items within its jurisdiction but not on this Agenda. NOTE: The public may also comment on any Agenda item, as they are presented, prior to action by the FCRTA Board.

2. ACTION ITEMS

A. Rejection of Claim [APPROVE]

Summary: On June 10, 2023 FCRTA received a claim submitted on behalf of Maria Pinonez by the B&D Law Group of Los Angeles, CA. The claim relates an incident which allegedly occurred on January 21, 2023 on a bus in the City of Fresno, at bus stop 25/E. Olive & N. Attached is the Claim for Damages form and proposed Rejection Letter for your review (ATTACHMENTS).

The facts alleged in the claim demonstrate that the injury could not have occurred on equipment owned by FCRTA or as a result of the acts of any FCRTA agent or employee. Attempts to persuade the claimant's attorneys to withdraw the claim as to FCRTA have not succeeded.

Action: Staff recommends rejection of the claim and adoption of Resolution No. 2023-11.

B. FCRTA 2023-2024 Annual Budget [APPROVE]

Summary: The Budget has been prepared to reflect the Fresno Council of Governments (FCOG) 2022 Regional Transportation Plan (RTP) and the proposed Short Range Transit Plan for the Rural Fresno County Area for 2024-2028. The Budget and narrative recommends the implementation of programmed service improvements and continuation of existing services. The budget, which may require periodic amendments during the 2023-2024 fiscal year, is available on FCRTA's website ruraltransit.org.

Action: Open the public hearing, receive comments, and close the public hearing. Staff recommends Board approval of the FY 2023-24 Budget and adoption of Resolution No.2023-07.

3. CONSENT ITEMS

A. Approve Minutes of May 25, 2023 [ATTACHMENT]

B. Consolidated Transportation Services Agency (CTSA) Operations Program & Budget FY 2023-24 [APPROVE]

Summary: The Consolidated Transportation Service Agency's (CTSA) Operations Program and Budget (OPB) for 2023-24 is available on FCRTA's website at: www.ruraltransit.org. The document is designed to provide an overview of how and in what manner the CTSA will provide social service transportation throughout Fresno County over the next fiscal year. The OPB consists of an urban component and a rural component. Sole-designee for the urban CTSA is the City of Fresno/FAX and the sole-designees for the rural CTSA is the Fresno County Rural Transit Agency (FCRTA). For FY 2023-24 the rural LTF pass through totals \$200,000 for FCRTA to provide social service transportation including meal delivery as needed in the rural areas.

Action: Staff recommends Board approval of the Consolidated Transportation Services Agency (CTSA) Operations Program & Budget FY 2023-24.

C. Fresno Economic Opportunities Commission Contractor Services Agreement [APPROVE]

Summary: In 2020, the FCOG re-designated the CTSA's in the following: FCRTA is now the sole designee for Rural Fresno County and administers the funding, activities, and transportation programs of all CTSA service providers in Rural Fresno County and the City of Fresno (FAX) is the sole designee for the Fresno Metropolitan Area and administers the funding, activities, and transportation programs of all CTSA service providers within the Fresno Metropolitan Area. Through a RFP process, Fresno Economic Opportunities Commission (FEOC) was selected as the primary provider of CTSA services. The Contractor Services Agreement with FEOC to provide the CTSA services is available at the FCRTA website www.ruraltransit.org.

Action: Staff recommends Board approval of the FEOC Contractor Services Agreement.

D. 2024-2028 Short Range Transit Plan for the Rural Fresno County Area [APPROVE]

Summary: The Short Range Transit Plan (SRTP) for the rural Fresno County area has been developed by the Fresno Council of Governments (Fresno COG), and updated by FCRTA in cooperation with the Cities of Coalinga, Firebaugh, Fowler, Huron, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, Reedley, Sanger, San Joaquin, Selma and County of Fresno. The SRTP for the rural Fresno County area provides a five (5) year action-oriented program to implement the Public Transportation Element of the Regional transportation Plan (2022). The document is available for your review on the FCRTA website www.ruraltransit.org.

Action: Staff recommends Board approval of the Short Range Transit Plan for the Rural Fresno County 2024-2028 and adoption of Resolution No. 2023-05.

E. Safety and Security Service Agreements for FY 2023-24 [APPROVE]

Summary: FCRTA is continuing the Safety and Security service for passengers and drivers with this collaborative partnership that has proven beneficial and continues to be very successful for the Police Departments of all 13 member agencies and FCRTA. Our passenger incidents and 911 calls have decreased over the five (5) years since this program has been in place. Each contract has a maximum of \$10,000.00 annual payment for costs associated with providing this service of boarding buses when they are at transit stops and monitoring bus shelters. The agreement is available at the FCRTA website www.ruraltransit.org.

Action: Staff recommends Board approval and authorize General Manager to execute agreements for each City in the amount not to exceed \$10,000.00 for FY 2023-2024.

F. Amendment III to the Walker Contractor Services Agreement [APPROVE]

Summary: The Board approved in June 2022, the extension to the Contractor Services Agreement with Walker Consultants in the amount not to exceed \$60,000. It is necessary and desirable that FCRTA extend this agreement until June 30, 2024 to continue to provide technical assistance with specific transit related EV, mobility and capital grant projects. FCRTA anticipates pursuing additional local, state and federal funding opportunities and will require the additional technical assistance. The Amendment III to the Walker Consultants Contractor Services Agreement is available at the FCRTA website www.ruraltransit.org.

Action: Staff recommends Board approval of Amendment III to the Walker Consultants Contractor Services Agreement in the amount not to exceed \$60,000.

G. Kings Area Rural Transit Agreement for FY 2023-24 [APPROVE]

Summary: This is a regional public transit service agreement renewal with the Kings Area Rural Transit for services from Kings County in Fresno County; Selma Kaiser, Valley Children's Clinic in Fowler, Downtown Fresno, Community Regional Center, Veterans Hospital, Fresno Kaiser and Children's Hospital. This agreement is for \$60,000 and is effective 7/01/23 to 6/30/24. The KART agreement is available at the FCRTA website www.ruraltransit.org for your review.

Action: Staff recommends Board approval and authorize General Manager to execute agreement with KART in the amount not to exceed \$60,000.

H. Amendment VII to the Agreement for Contractor Services with MV Transportation [APPROVE]

Summary: The Board approved in September 2020 Amendment IV to the Agreement for Contractor Services with MV. This Amendment IV continued contracted services with MV Transportation for an additional 4 years (2021-2025) which was an option in the 2018 Request for Proposal (RFP). This Amendment required approval from Caltrans staff as they approved the original 2018 RFP and Contractor Services Agreement. Staff is recommending extending the contractor services agreement for the 3rd year of the 4 option years. Caltrans has reviewed and approved Amendment VI on May 11, 2023. The approval letter from Caltrans and the Amendment VII to the Agreement for Contractor Services with MV Transportation is available at the FCRTA website www.ruraltransit.org.

Action: Staff recommends Board approval of the Amendment VII and authorize General Manager to execute Amendment VII to the Agreement for Contractor Services with MV Transportation.

I. Amendment IV to the Agreement for Maintenance Services with City of Selma [APPROVE]

Summary: As a result of the 2018 Request for Proposals (RFP), City of Selma was awarded a three (3) year agreement to provide maintenance services to the FCRTA vehicle fleet. Staff is recommending extending the maintenance services agreement. The option to renew the contract for an additional 4 years in one year increments was included as an option in the 2018 RFP. Amendment IV to the Agreement for Maintenance Services with City of Selma is available at www.ruraltransit.org.

Action: Staff recommends Board approval of the Amendment IV and authorize General Manager to execute Amendment IV to the Agreement for Maintenance Services with City of Selma.

J. Title VI of the Civil Rights Act of 1964 Program Updates (APPROVE)

Summary: The current FCRTA Title VI Program is required to be updated to continue to be eligible for State and Federal funding. This update will be submitted to Caltrans before it is sent to Federal Transit Administration (FTA). The document is available for your review on the FCRTA website www.ruraltransit.org.

Action: Staff recommends approval of the Title VI Program and further recommends Board approval of Resolution No.2023-10.

K. Caltrans ZEV Technical Assistance Agreement with Caltrans [APPROVE]

Summary: Caltrans has been working to provide Zero Emission Vehicle Technical Assistance to rural transit operators, and FCRTA was approached by Caltrans to partner with us on this effort. Caltrans has secured \$406,642 of FTA 5304 funding to provide a Zero Emission Vehicle Transition Plan Template and Technical Assistance to rural transit operators across California. FCRTA has already made great strides in this area and will build upon this work for this effort. FCRTA will work with a consultant to complete the ZEV Transition Plan Template and provide Technical Assistance to as many agencies as possible within the funding amount.

Action: Staff recommends Board approval of the agreement with Caltrans and adoption of Resolution No. 2023-12.

L. San Joaquin Valley Air Pollution Control District Clean Vehicle Fueling Infrastructure Grant Application [APPROVE]

Summary: FCRTA is proposing a project submittal to the San Joaquin Valley Air Pollution Control District's Clean Vehicle Fueling Infrastructure Grant Program. The project application is for Phase 2 of the Maintenance Facility Project which includes installation of a solar field, a third bus port, battery energy storage system, and ten (10) Level 2 EV charging stations. The total project cost is \$2,624,972 and FCRTA is requesting \$1,706,232 in grant funds and a match of \$918,740 in local Measure C funds.

Action: Staff recommends Board approval of the San Joaquin Valley Air Pollution Control District Clean Vehicle Fueling Infrastructure Grant Application and adoption of Resolution No.2023-13.

M. Federal Transit Administration (FTA) Section 5311 Application [APPROVE]

Summary: The 5311 application to Caltrans for operating assistance will be submitted via the electronic "Black Cat" system. This funding apportionment is used by FCRTA for the operation of all subcontracted transit services. The application is for \$2,253,819.

Action: Staff recommends Board approval of the 2022-23 FTA 5311 operating assistance application to Caltrans and adoption of Board Resolution No. 2023-09.

4. OTHER BUSINESS

A. Items from staff.

B. Items from members.

5. ADJOURNMENT

B&D LAW GROUP, APLC

10700 SANTA MONICA BOULEVARD, SUITE 200
LOS ANGELES, CALIFORNIA 90025
TEL: (310) 424-5252
FAX: (310) 492-5855

ITEM 2A

CLAIM FOR DAMAGES

(Government Code §911.2)

TO: FRESNO COUNTY RURAL TRANSIT AGENCY

SENT VIA CERTIFIED MAIL: 9405 5112 0623 8371 9977 67

Fresno County Rural Transit Agency
Moses Stites, General Manager
2035 Tulare Street Suite 201
Fresno, CA 93721

RE: Maria Pinonez
Date of Incident: 01/21/2023
Our File Number 20902

Name of Claimant(s): Maria Pinonez

Mailing Address of Claimant:

4705 E. Clay Ave. Fresno, CA. 93704

Give Address to Which You Desire Notices or Communications to be Sent regarding this Claim:

B&D LAW GROUP, APLC , 10700 Santa Monica Blvd., Suite 200, Los Angeles, California 90025-4768

How Did Damage or Injury Occur? Give full particulars:

Claimant Maria Pinonez was a bus passenger on Fresno Area Express, when the bus driver shook, bounced, rapidly decelerated and/or otherwise operated the bus in an unsafe manner, causing damages and injuries to claimant.

Name of Agency against which this claim is filed?

Fresno County Rural Transit Agency
County of Fresno
Fresno Area Express
City of Fresno

RECEIVED

JUN 10 2023

By: FRESNO COG

When Did Damage or Injury Occur? Give full particulars; date, time of day:

January 21, 2023 at approximately 6:00pm

City of Fresno
Attention: Fresno County Rural Transit Agency
RE: Maria Pinonez
Page 2 of 2

Where Did Damage or Injury Occur? Describe fully.:

City of Fresno Bus stop 35/ E. Olive Ave. & N

What Particular Act or Omission Do You Claim Caused the Injury or Damage?

Claimant was injured when the public entity Respondent's bus shook, bounced, rapidly decelerated and/or was otherwise operated in an unsafe manner causing damages and injuries to the Claimant. The public entity Respondents owed Claimant a duty or duties, pursuant to, including but not limited to, Government Code §§ 815.2, 815.4, 815.6, 815.20 and/or 820, as well as Vehicle Code §§ 17001, 17002, 21703 22350 and/or 23123 for their acts and/or failures to act, and thus are not immune from liability.

Claimant further alleges that as common carriers, the public entity Respondents owed Claimant a duty to use the utmost care and diligence for passenger safe carriage and to ensure that the vehicles were safe, hazard free and being operated in a safe and hazard free manner and the public entity Respondents breached these duties. (California Civil Code § 2100)

Give Names of employees causing the injury or Damage, if known:

N/A

Names and Address of Witnesses, Doctors and Hospitals:

Bakersfield Central California Pain Management 8303 Brimhall Rd. Bldg.1500
Bakersfield, CA. 93312

What Damage or Injuries Do You Claim Resulted? Please give full extent of injuries or damages claimed.


By way of example and without limitation: Injuries to their person and body, including but not limited to Low back, Shoulders, LT Wrist, LT Hip, B Knees.

What is the amount of Your Claim? Please itemize your Damages:

Within the jurisdiction of the Superior Court (Unlimited Civil Case). Demand excess of \$25,000.00.

DATED:

6-7-2023



DANIEL D. GEOULLA, ESQ.
On Behalf of Claimants



Fresno County Rural Transit Agency

2035 Tulare Street, Suite 201, Fresno, CA 93721
tel 559-233-6789 Fax 559-233-9645
www.ruraltransit.org

June 30, 2023

Daniel Geoulla
B&D Law Group, APLC
10700 Santa Monica Blvd., Suite 200
Los Angeles, California 90025

On behalf of Maria Pinonez, an Individual

NOTICE OF REJECTION OF CLAIM

NOTICE IS HEREBY GIVEN that the claim, which you presented to the Fresno County Rural Transit Agency on June 10, 2023 on behalf of Maria Pinonez, was rejected by the Board of Directors on June 29, 2023.

WARNING

Subject to certain exceptions, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. (See Government Code Section 945.6.) "The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act." You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Sincerely,

Moses Stites, Executive Director
Fresno County Rural Transit Agency

c. Bryan D. Rome, Deputy County Counsel

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BEFORE THE BOARD OF DIRECTORS
FRESNO COUNTY RURAL TRANSIT AGENCY

IN THE MATTER OF:

Claim for Damages Filed on Behalf of
MARIA PINONEZ, an individual.

DENIAL OF CLAIM

Resolution No. 2023-11

Acting upon the recommendation of Staff and upon motion duly made, seconded and carried, IT IS ORDERED that the claim for damages submitted by Attorney Daniel Geoulla, of the B&D Law Group, APLC, 10700 Santa Monica Blvd., Suite 200, Los Angeles, California 90025, on behalf of Maria Pinonez, the amount within Unlimited Civil Court limits, filed on June 10, 2023, is hereby DENIED.

THE FOREGOING RESOLUTION was passed and adopted by the Fresno County Rural Transit Agency this 29th day of June, 2023.

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Signed: _____

Alma Beltran, Chairperson

I hereby certify that the foregoing is a true copy of a resolution of the Fresno County Rural Transit Agency duly adopted at a meeting thereof held on the 29th day of June, 2023.

Signed: _____

Moses Stites, General Manager

**BEFORE THE
FRESNO COUNTY RURAL TRANSIT AGENCY
RESOLUTION NO. 2023-07**

In the matter of:
2023-2024 BUDGET

RESOLUTION ADOPTING THE
BUDGET FOR FY 2023-24

WHEREAS, the Fresno County Rural Transit Agency (FCRTA) has prepared a comprehensive Budget reflecting anticipated revenues and expenditures for both capital and operations associated with the Agency's twenty-two (22) sub-system service providers; and

WHEREAS, the Budget was subjected to a thirty (30) day review process; and

WHEREAS, each Member Agency's Policy Board has had the opportunity to specifically review the Budget; and

WHEREAS, each Member Agency supports the proposed Budget. And has agreed to set-aside negotiated Transportation Development Act (TDA) funds for stipulated purposes; and

WHEREAS, the Board of Directors has invited the general public to comment on the Budget; and

WHEREAS, the Budget must be adopted in order to continue providing the necessary financial support to the rural public transit system.

THEREFORE, IT IS HEREBY RESOLVED, that the Fresno County Rural Transit Agency does hereby adopt its Budget for 2023-24 totaling sixteen million, one hundred and eighty thousand, and five hundred and thirty seven dollars (\$16,180,537).

THE FOREGOING RESOLUTION was passed and adopted by the Fresno County Rural Transit Agency this 29th day of June, 2023.

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed _____
Alma Beltran, Chairperson

I hereby certify that the foregoing is a true copy of a resolution of the Fresno County Rural Transit Agency Duly adopted at a meeting thereof Held on the 29th day of June, 2023.

Signed _____
Moses Stites, General Manager

FRESNO COUNTY RURAL TRANSIT AGENCY (FCRTA)

ITEM 3A

Minutes

Thursday, May 25, 2023 at 5:30 P.M FCRTA Meeting
COG Sequoia Conference Room
2035 Tulare St., Suite 201, Fresno, CA

Members Attending:

Mayor Maria Pacheco, City of Kerman
Mayor Pro Tem Brandon Pursell, City of Kingsburg
Mayor Alma Beltran, City of Parlier
Mayor Scott Robertson, City of Selma
Mayor Victor Martinez, City of Mendota
Councilmember Mary Fast, City of Reedley
Mayor Frank Gonzalez, City of Sanger
Supervisor Sal Quintero, Fresno County
Mayor Julia Hernandez, City of San Joaquin

Moses Stites, General Manager
Janelle Del Campo, Operations Manager
Bryan Rome, County Counsel
Denise Flores, FCOG

Absent:

Mayor Rey Leon, City of Huron
Mayor Diana Guerra Silva, City of Orange Cove
Mayor James Horn, City of Coalinga
Mayor Felipe Perez, City of Firebaugh
Mayor Daniel Parra, City of Fowler

1. **ROLL CALL** — Meeting called to order 6:45 p.m.

Public Presentations - This portion of the meeting is reserved for persons wishing to address the FCRTA Board on items within its jurisdiction but not on this Agenda.

NOTE: The public may also comment on any Agenda item, as they are presented, prior to action by the FCRTA Board.

2. **CONSENT ITEMS**

A. **Minutes of April 27, 2023 Meeting [ATTACHMENT]**

B. **FCRTA FY 2023-24 Draft Budget [INITIATION]**

C. **2024-2028 Draft Short Range Transit Plan for the Rural Fresno County Area [INFORMATION]**

A motion was made by Mayor Robertson (Selma) and second by Mayor Pro Martinez (Mendota). A vote was called, and motion carried.

3. ACTION ITEMS

A. FCRTA Zero Emission Bus Rollout Plan

Janelle Del Campo informed the Board that FCRTA has completed our EV-Rollout Plan, and this will be submitted to CARB. This is a requirement by CARB and they are requiring all transit agencies to submit a complete zero emission bus rollout plan showing how transit agencies plan to achieve a transition to zero emission vehicles. This document lays out the planning that's essential for vehicle procurements, infrastructure buildout and costs for transitioning to an electric fleet. In order to transition to electric it is estimated that the cost will be approximately \$34 million to transition to a fully electric bus fleet, as well as estimated \$3 million in charging infrastructure, FCRTA will need to continue to apply for funding opportunities and contribute to local match requirements, capitalize on rebates programs, and continue to program a healthy capital budget to meet the 2030 fleet transition goals. There are a number of challenges we face with transitioning to electric and this includes battery range limits, high capital costs, unknown maintenance costs, the infrastructure needed for charging and grid restraints and these are all outlined in the rollout plan. This is a live document and updates will be made as needed.

Mayor Pacheco (Kerman) asked how the buses are retired and Moses Stites informed the Board they are retired and go through an auction process. Councilmember Fast asked if we will keep any gasoline vehicles and Moses informed the Board that FCRTA will keep some gasoline vehicles since transit provides lifeline services.

A motion was made by Mayor Robertson (Selma) and second by Mayor Pacheco (Kerman). A vote was called, and motion carried.

4. OTHER ITEMS

1. Moses informed the Board of a ribbon cutting taking place in the community of Biola on June 16, 2023. The event will be at the Biola Community Services District for our innovative Micro Transit Program. This program is the first of its kind for a rural transit operator. The service uses a Chevy Bolt electric vehicle and MV Transportation our subcontractor has hired a Biola resident as a trained and dedicated driver for the program, ensuring transportation for local residents to access life-saving medical appointments, social services, and other essential needs. The event marks a significant milestone, showcasing the successful partnership between various local and state agencies. This micro transit project is a collaborative effort between the Fresno County Rural Transit Agency, the Biola Community Services District, funding from Measure C, and a generous contribution from the League of Women Voters, who have provided funding toward the fares of Biola residents.

2. Items from Members

None Reported.

5. ADJOURNMENT @ 7:07P.M.

Respectfully submitted,



Moses Stites
General Manager

BEFORE THE
FRESNO COUNTY RURAL TRANSIT AGENCY
RESOLUTION NO. 2023-05

In the Matter of:
FCOG's
Short Range
Transit Plan for the
Rural Fresno County
Area: 2024-2028

RESOLUTION ADOPTING THE
FRESNO COUNCIL OF GOVERNMENTS'
2024-2028
SHORT RANGE TRANSIT PLAN
FOR THE RURAL
FRESNO COUNTY AREA

WHEREAS, the Fresno Council of Governments (FCOG) prepared the Short Range Transit Plan for the Rural Fresno County Area: 2024-2008 in cooperation with the Cities of Coalinga, Firebaugh, Fowler, Huron, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, Reedley, Sanger, San Joaquin, Selma, and Fresno County to identify how public transportation is to be provided by the Fresno County Rural Transit Agency, and

WHEREAS, the Short Range Transit Plan for the Rural Fresno County Area has also been prepared to comply with State requirements for Federal Transit Administration (FTA) Section 5311 requirements for Capital and Operating Assistance Grants, and

WHEREAS, the Short-Range Transit Plan has also been prepared to satisfy management planning requirements and is consistent with the adopted (June 26, 2018) 2018-2042 Regional Transportation Plan for Fresno County; and

NOW, THEREFORE, BE IT RESOLVED, that the Fresno County Rural Transit Agency's Board of directors adopts the Council of Fresno County Governments Short-Range Transit Plan for the Rural Fresno County Area: 2024-2028 as transportation implementation policy document for the Agency Budget.

THE FOREGOING RESOLUTION was passed and adopted by the Fresno County Rural Transit Agency this 29th day of June, 2023.

- YES:
- NOES:
- ABSTAIN:
- ABSENT:

Signed: _____
Alma Beltran, Chair

I hereby certify that the foregoing is a true copy of a resolution of the Fresno County Rural Transit Agency duly adopted at a meeting thereof held on the 29th day of June, 2023.

Signed: _____
Moses Stites, General Manager

BEFORE THE
FRESNO COUNTY RURAL TRANSIT AGENCY
RESOLUTION NO. 2023-10

In the matter of:
Title VI Program

RESOLUTION ADOPTING THE FCRTA'S
UPDATED TITLE VI PROGRAM

WHEREAS, the Fresno County Rural Transit Agency (FCRTA) is a subrecipient of Federal Funds and has always, since its formation in 1979, been required to meet federal regulatory requirements pertaining to Title IV of the Civil Rights Act of 1964, as established by 49 CFR part 21.7; and

WHEREAS, the FCRTA has, and will continue to provide, annual "certifications and assurances" through the California Department of Transportation's (Caltrans) Mass Transit Program, to the Federal Transit Administration as required in order to demonstrate its understanding, adherence and compliance with title VI of the Civil Right Act; and

WHEREAS, the FCRTA) continues to assure that no person or group of persons on the basis of race, color, or national origin, including limited English proficient persons, are never to be subject to discrimination in any form, at any level, or quality of its "open to the general public" transit service programs and provided activities, whether federally funded or not; and

WHEREAS, the FCRTA assures that all residents and visitors of the rural areas of Fresno County outside of the Fresno-Clovis Metropolitan Area are afforded meaningful access to our programs, activities and services; and

WHEREAS, the FCRTA updates its Title VI Program to meet the current refined emphasis to the Federal Transit Administration's Guidelines and Requirements as they pertain to Title VI; and

THEREFORE, IT IS HEREBY RESOLVED, that the Fresno County Rural Transit Agency's Board of Directors approves and adopts the updated FCRTA Title VI Program, following an expressed opportunity for public comment.

THE FOREGOING RESOLUTION was passed and adopted by the Fresno County Rural Transit Agency this 29th day of June, 2023.

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed _____
Alma Beltran, Chairperson

I hereby certify that the foregoing is a true copy of a resolution of the Fresno County Rural Transit Agency Duly adopted at a meeting thereof Held on the 29th day of June, 2023.

Signed _____
Moses Stites, General Manager

RESOLUTION # 2023-12

**AUTHORIZATION FOR THE FCRTA
FTA ZERO EMISSION FLEET TRANSITION PLAN AND IMPLEMENTATION PLAN
AND
TECHNICAL ASSISTANCE FOR SMALL URBAN/RURAL TRANSIT PROVIDERS
CALTRANS GRANT PROJECT**

WHEREAS, the FCRTA is an eligible project partner and to be awarded funding from the California Department Of Transportation’s (Caltrans) as a subrecipient from FTA 5304 funding; and

WHEREAS, the FCRTA agrees to partner with Caltrans to conduct a model Zero Emission Fleet Transition Plan and Implementation Plan and provide technical assistance for small urban/rural transit providers; and

WHEREAS, the FCRTA will work with our agency consultant to complete the model ZEV Transition Plan Template and provide technical assistance to other small urban/rural transit providers for a total project cost of \$406,642; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the FCRTA that the fund recipient agrees to comply with all conditions and requirements set forth in the Grant requirements and any applicable statutes, regulations and guidelines for all FTA 5304 funded projects.

NOW THEREFORE, BE IT FURTHER RESOLVED that the General Manager, be authorized to make financial decisions, and enter into an agreement with Caltrans.

AGENCY BOARD DESIGNEE: MOSES STITES, GENERAL MANAGER

Passed and approved this 29th day of June, 2023.

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed _____
Alma Beltran, Chairperson

I hereby certify that the foregoing is a true copy of a resolution of the Fresno County Rural Transit Agency Duly adopted at a meeting thereof held on the 29th day of June, 2023.

Signed _____
Moses Stites, General Manager

RESOLUTION # 2023-13

AUTHORIZATION FOR THE FCRTA FUNDING APPLICATION TO THE SAN JOAQUIN AIR POLLUTION CONTROL DISTRICT'S CLEAN VEHICLE FUELING INFRASTRUCTURE PROGRAM

WHEREAS, the FCRTA has been a leader in advancing energy-efficient transportation and the transition to zero-emission vehicles (ZEVs). FCRTA has transitioned some of its fleet to electric vehicles (EV), installed public EV charging infrastructure throughout the County, and implemented an EV micro-transit service.

WHEREAS, FCRTA is now working to meet 100 percent fleet electrification goals by 2030 as required by the State of California Innovative Clean Transit Regulation.

WHEREAS, the FCRTA is an eligible project applicant and may receive funding from the San Joaquin Air Pollution Control District's Clean Vehicle Fueling Infrastructure Program; and

WHEREAS, the FCRTA wishes to apply for funding for Phase II of the Selma Maintenance Facility project, which includes the installation of a solar field, a third solar bus port, battery energy storage system, and ten (10) Level 2 EV Charging Stations at FCRTA's new Selma maintenance facility; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the FCRTA that the Selma Maintenance Facility project is authorized for implementation; and

NOW THEREFORE, BE IT FURTHER RESOLVED that the General Manager, be authorized to make financial decisions and authorize the submittal of the application and enter into an agreement with the San Joaquin Valley Air Pollution Control District.

AGENCY BOARD DESIGNEE: MOSES STITES, GENERAL MANAGER

Passed and approved this 29th day of June, 2023.

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed _____
Alma Beltran, Chairperson

I hereby certify that the foregoing is a true copy of a resolution of the Fresno County Rural Transit Agency Duly adopted at a meeting thereof held on the 29th day of June, 2023.

Signed _____
Moses Stites, General Manager

BEFORE THE FRESNO COUNTY RURAL TRANSIT AGENCY
RESOLUTION NO. 2023-09

In the matter of:
Federal Transit
Administration Grant

RESOLUTION SUPPORTING CLAIM AND
SUBSEQUENT ACTIONS TO RECEIVE
FY 2022-23 FUNDS FTA SECTION 5311 FUNDS

WHEREAS, Title 21 of the California Administrative Code, Section 1666 requires that the Fresno Council of Governments (FCOG), as the Regional Transportation Planning Agency (RTPA) for Fresno County to plan and program projects of local significance, so applicants, may reference their Applications in a "Program of Projects" (POP) for submittal through the State of California, Department of Transportation (Caltrans) to the Federal Transit Administration (FTA) Section 5311 program; and

WHEREAS, the FCRTA is an eligible applicant of such funds; and

WHEREAS, FCRTA has participated in the ongoing rural public transportation process with the FCOG; and

WHEREAS, the FCRTA does approve the contents and intent of an "Operating Assistance" Application for the Section 5311 funds for 2022-23, for submittal to the FCOG for their action; and

WHEREAS, the FCOG, later this year will adopt the 2023 Federal Transportation Improvement Program (FTIP) to include FCRTA's 2022-23 FTA Section 5311 Operating Grant Application; with reference in the "Program of Projects" (POP); and

WHEREAS, the FCOG shall transmit Certification and Assurance of the recommended Application directly to the Caltrans District 06 Office by their stipulated deadline; and

WHEREAS, the Application Process requires that the FCRTA Board of Directors affirm by Resolution it's policy (as contained in the Agency's official and legal Joint Powers Agreement) to seek, support and enter into grant agreements or contracts for and in behalf of its Member Agencies, and enter into the necessary FTA Section 5311 Assurances to be the recipient of said funds for the purposes expressed in its submitted Grant Application; and

WHEREAS, the FCRTA Board of Directors does hereby authorize the General Manager to execute any and all said Agreements and Contracts pertaining to the aforementioned Grant Program.

NOW, THEREFORE, BE IT RESOLVED, that the Fresno County Rural Transit Agency does affirm its intent to be the sole recipient and contracting authority for its 2022-23 FTA Section 5311 funds in the amount of \$2,253,819, thus not requiring each Member Agency's policy board to act individually in the matter.

THE FOREGOING RESOLUTION was passed and adopted by the Fresno County Rural Transit Agency this 29th day of June, 2023.

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

Signed _____
Alma Beltran, Chairperson

I hereby certify that the foregoing is a true copy of a resolution of the Fresno County Rural Transit Agency duly adopted at a meeting thereof held on the 29th day of June, 2023.

Signed _____
Moses Stites, General Manager