

Board of Directors  
NATALIE ARROYO  
City of Eureka  
REX BOHN  
County of Humboldt  
STEVE LADWIG  
City of Trinidad  
JULIE WOODALL  
City of Rio Dell  
ALEX STILLMAN  
City of Arcata  
TAMI TRENT  
City of Fortuna  
MIKE WILSON  
County of Humboldt

HTA Board Staff  
GREG PRATT  
General Manager



Humboldt Transit Authority  
Governing Board of Directors  
HTA Conference Room - 133 V Street Eureka

#### AGENDA

#### **IN-PERSON & TELECONFERENCE**

Microsoft Teams meeting

**Join on your computer or mobile app**

[Click here to join the meeting](#)

Meeting ID: 249 634 422 387

Passcode: QWUbyS

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Wednesday, December 7, 2022

9:00 AM

Regular Board Meeting

A. Call Meeting to Order

B. Roll Call & Introductions

C. Community Members Communication

Members of the community are invited to comment on items or issues not on the agenda.

D. Special Presentations

E. Consent Calendar

By motion, recommend the approval of the following items considered to be routine and enacted in one motion. Items may be removed from the consent calendar upon request and will be heard separately.

1. Minutes from November 2, 2022, Regular Board Meeting Regular Meeting.

Page 03

***Action Recommended: Approve Minutes***

2. Claim against HTA

Page 06

Attorney Erik V. Kirk submitted a Tort/Breach of contract claim against the Humboldt Transit Authority on behalf of Ted Sheets and Charles Edwards.

***Action Recommended: Reject the claim Tort/Breach of Contract submitted by Attorney Eric V Kirk on behalf of Ted Sheets and Charles Edwards. Attached is a Proposed Letter of Rejection.***

3. Remote Teleconference Meetings

Page 10

Resolution to Implement Teleconferencing Requirements During a Proclaimed State of Emergency Pursuant to Assembly Bill 361

***Action Recommended: Approve Resolution 22-23 Implementing Teleconferencing Requirements During a Proclaimed State of Emergency***

F. Items Removed from Consent Calendar

G. Reports

1. Draft September statistics and financial statements for all systems operated by HTA  
*Action Recommend: Review and Discuss*

Enclosed

H. New Business

1. Dental Insurance

Page 12

Due to difficulties with Delta Dental, several HTA employees have expressed concern and requested Staff investigate other options for Dental Insurance. After comparing available plans Staff has a recommendation for the Board. Mark Carpenter from Carpenter benefits will provide the Board with a presentation regarding our findings.

***Staff Recommendation: Approve Principal as HTA's Dental Coverage and Direct Staff to Manage Transition.***

2. Humboldt Transit Authority Regular Board Meeting Dates

Page 17

Based on HTA's Joint Powers Agreement, calendar dates and times will be fixed by resolution.

***Action Recommended: Approve the Schedule for Regular Board Meetings for the 2023 Calendar Year by Adopting Resolution 22-24***

3. Transit Intercity Rail Capital Program (TIRCP) and Projects Update & Application Opportunity

Page 19

Staff will update the Board on the status of the TIRCP projects and current projects in progress.

***Action Recommended: Review, Discuss, and Authorize Staff to apply for the 2023 Transit Intercity Rail Capital Program.***

I. Board Communications

J. Staff Communications

K. Closed Session: None

L. Adjournment

*Humboldt Transit Authority (HTA) is committed to a policy of non-discrimination pursuant to the requirements of Title VI of the Civil Rights Act of 1964. Persons who require special accommodations, accessible seating, or documentation in alternative formats under the American with Disabilities Act or persons who require translation services (free of charge) should contact HTA at least two days prior to the meeting.*

*Humboldt Transit Authority (HTA) se compromete a una norma de no discriminación de acuerdo a los requisitos del Artículo VI del Acto Derechos Civiles de 1964. Las personas que requieren alojamiento especial de acuerdo con el American with Disabilities Act, o personas que requieren servicios de traducción (libre de cargo) deben comunicarse con HTA al menos dos días antes de la reunión.*

**MINUTES FOR THE HUMBOLDT TRANSIT AUTHORITY**

**REGULAR BOARD MEETING**

**November 2, 2022**

**PRESENT**

Board Members

Rex Bohn, County of Humboldt  
Natalie, Arroyo, City of Eureka  
Alex Stillman, City of Arcata  
Steve Ladwig, City of Trinidad  
Mike Wilson, County of Humboldt  
Tami Trent, City of Fortuna

**ABSENT**

Julie Woodall, City of Rio Dell

Staff

Greg Pratt, General Manager  
Consuelo Espinosa, Transit Planner  
Brian Connors, Operations Manager  
Katie Collender, Finance Manager  
Carolann Aggeler, Administration and Finance Assistant  
Andi Evans, Bookkeeper

Jim Wilson, Director of Maintenance  
Jerome Qiriaz, Transit Planner (Part Time)  
Sherry Dunlap, Safety & ADA Coordinator

Also, in attendance was Nancy Diamond; HTA Legal Counsel; Oona Smith, HCAOG; Tabitha Miller, County of Humboldt; Althea Christensen, Community Member; Heidi Benzoneli Community Member.

**CALL TO ORDER**

Chairperson Arroyo called the meeting to order at 9:01 a.m.

**ROLL CALL & Introductions**

Introductions were made.

**COMMUNITY MEMBERS COMMUNICATION**

None

**SPECIAL PRESENTATIONS**

None

**CONSENT CALENDAR**

**By motion, recommended the approval of the following items considered to be routine and enacted in one motion. Items may be removed from the Consent Calendar upon request and will be heard separately. Motion by Councilmember Stillman, second by Councilmember Ladwig to approve the Consent Calendar. Motion carried unanimously**

1. Minutes from the October 5, 2022, Regular Board Meeting

**Action Recommended: Approve minutes**

2. Remote Teleconference Meetings

Resolution to implement teleconferencing requirements during a proclaimed State of Emergency Pursuant to Assembly Bill 361.

**Motion by Councilmember Stillman, second by Councilmember Ladwig to adopt Resolution 22-22 Implementing Teleconferencing Requirements during a Proclaimed State of Emergency.**

3. Humboldt Transit Authority Secretary to the Board

Pursuant to Article 4.1 of the Joint Powers Agreement with the Humboldt Transit Authority, the governing board is to appoint a secretary who may, but need not be, a member of the Governing Board.

**Action Recommendation: Appoint Consuelo Espinosa to Take Over Duties as Secretary to the Board as Stated in the JPA.**

#### F Items removed from the Consent Calendar

None

### REPORTS

1. Draft August statistics and financial statements for all systems operated by HTA

Finance Manager Katie Collender presented HTA's Comparative Performance Activity Reports and reported that the farebox ratio for all systems is looking good.

### NEW BUSINESS

1. JPA Employee Pass Pilot Program

General Manager Greg Pratt reported that since January, the City of Eureka and County employees have been participating in an employee bus pilot program and gave board update on ridership for the past six months. Greg Pratt also made mention that since the stats have been consistent, that HTA has enough information for agencies to decide if they would like to enter contract with HTA and continue the program. Staff recommended that the Board reduce the cost per fare by 20% to encourage agencies to continue the program and hopefully form partnerships with other agencies.

**Motion by Supervisor Wilson, second by Councilmember Arroyo to approve that HTA work with the County and contact participating agencies to promote the JPA Employee Pass Pilot Program and reduce the cost of each fare by 20%. Motion carried unanimously**

2. Transit Intercity Rail Capital Program (TIRCP) and Projects Update

Staff gave board an update that HTA submitted a Cost Allocation Plan to Caltrans for the California Transportation (CTS) for approval, and that this item would be on their agenda for December 8, 2022. Staff also gave board an update regarding the Facility Plan Phase I and Phase II, and that HTA is still waiting for a cost estimate.

Staff reported that Infotainment Screens are being installed and Staff suggested that HTA start posting internal announcements using the Infotainment Screens, as well as sell adds to any interested customers. Additionally, Staff reported that the Credit Card Validators were being shipped and recommended running a nine (9) month Tap on/Tap off Pilot Program for the use of the Credit Card Validators, aiming to

solve the traditional bus payment problem and provide passengers with a convenient tap and go option by using their credit card as they enter and exit the bus.

***Motion by Supervisor Wilson, second by Councilmember Arroyo to approve that HTA run a nine (9) month Tap on/Tap off Pilot Program for the use of the Credit Card Validators. Motion carried unanimously***

3. Humboldt Transit Authority Bus Advertising

Staff gave board update on the status of its bus advertising program since taking it over on August 8<sup>th</sup>, 2022. In the meeting handout, Staff provided the Board with draft contracts, a media kit, ad pricing, and policies for review and input, that would allow staff to continue to work with current and new clients through the end of the fiscal year. Staff also made mention that all options would be brought back to the March 2022 Regular Board Meeting for further direction for the 23/24 Fiscal Year.

Staff also reported that they have met with a local sign vendor that will be able to provide design and printing services, including installation and removal.

**Public Comment:** Community Member Heidi Benzoneli, expressed concern about government agencies competing with small businesses and made mention that she would like HTA Staff to reconsider using a third party for bus advertising.

Councilmember Arroyo and HTA Staff invited Heidi Benzoneli to stay after the adjournment of the meeting to meet with Finance Manager Katie Collender and General Manager Greg Pratt.

***Motion by Supervisor Wilson, second by Councilmember Ladwig to approve the Contract, Media Kit, Pricing, and Policies upon review of legal counsel, and Direct Staff to Continue Advertising through the End of the Fiscal Year. Motion carried unanimously.***

**BOARD COMMUNICATIONS**

Councilmember Stillman announced that Governor Newsom signed new provisions in addition to those allowed by AB 361 for teleconferencing rules and procedures that will take effect in February 2023.

Supervisor Wilson also announced that Lift Services are being offered at the Eureka Arcata Airport.

**STAFF COMMUNICATIONS**

General Manager Greg Pratt announced that in the next two weeks the Dial-a-Ride System will have the new Tap on/Tap off pay feature, so customers can utilize the new Credit Card Payment System.

**CLOSED SESSION**

None

**ADJOURNMENT**

Meeting adjourned at 10:15 a.m.



133 V Street  
Eureka, CA 95501

*A Public Entity Serving Humboldt County Since  
1976*

Office: (707) 443-0826  
Fax: (707) 443-2032  
www.hta.org

## Rejection of Timely Claim

December 7, 2022

Addressee: Eric V. Kirk  
381 Bayside Road  
Arcata, CA 95522

Dear Mr. Kirk:

Notice is hereby given that the claim you presented on behalf of Ted Sheets and Charles Edwards to the Humboldt Transit Authority on November 8, 2022, was rejected on December 7, 2022, by the Humboldt Transit Authority Governing Board of Directors.

### **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 time limitation applies only to causes of action arising under California law for which a claim is mandated by the California Government Tort Claims Act, Government Code sections 900 et. seq. other causes of action, including those arising under federal law, may have shorter time limitations for filing.

Please be advised that If the court should determine that the proceeding was not brought in good faith and with reasonable cause, an additional issue shall be decided as to the defense costs reasonably and necessarily incurred by the party or parties opposing the proceeding, and the court shall render judgment in favor of that party in the amount of all reasonable and necessary defense costs, in addition to those costs normally awarded to the prevailing party pursuant to Code of Civil Procedure Sec.1038

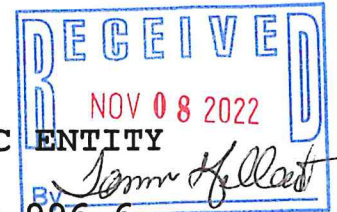
You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

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Natalie Arroyo  
Chair of the HTA Governing Board of Directors

**TORT/BREACH OF CONTRACT CLAIM AGAINST PUBLIC**

**California Government Code Sections 810 to 996.6**



1:25 pm

**Claimants:** Charles Edwards and Ted Sheets through their partnership organization Ads in Motion - 726 2<sup>nd</sup> Street, Eureka, CA 95501.

Please forward all notices to Eric V. Kirk at Stokes, Hamer, Kirk & Eads, LLP at 381 Bayside Road, Arcata, California, (707) 822-1771.

**Liabile Party:** Humboldt Transit Authority (HTA)

**Circumstances and Location of Relevant Transactions and Breaches of Duty:** The contract was entered into between claimants and the HTA in Humboldt County and performances by each party were to take place in Humboldt County. The tortious acts of HTA and its agents also occurred in Humboldt County. The breaches of duty arose from the contract between the parties for which claimants, for monetary compensation, would procure advertisers and generate advertisements to be displayed on the HTA busses

**Agents Causing Injury:** Claimant's losses were caused by HTA agents including but not limited to HTA's general manager Greg Pratt.


**Date of Injury:** The primary date of injury is the date of arbitrary cancellation of the contract by HTA without just cause, and in violation of the contract as of August 8, 2022. However, some of the damages consist of ongoing breaches dating back to the inception of the contract in March, 2016 and renewed on August 29, 2018 relating back and continuing until present. The acts of defamation have taken place since August 8, 2022 on the occasions (dates to be ascertained through discovery) where

HTA agents disparaged claimants to advertising clients and other parties.

**Amount of Damages:** \$594,421.71 - itemized on attachment A.

**Court Case Jurisdiction:** If a lawsuit is filed, the case will be of unlimited jurisdiction as the damages exceed \$25,000. The venue and geographic jurisdiction will necessitate filing in the Superior Court of the County of Humboldt. Claimants may also seek non-monetary relief.

Dated: November 8, 2022

  
\_\_\_\_\_  
Eric V. Kirk, Attorney for  
Claimants



## **ATTACHMENT A**

### **DESCRIPTION OF BREACH OF DUTY AND INJURIES/LOSSES**

Claimants: Charles Edwards and Ted Sheets through their partnership organization Ads in Motion

Legal Causes of Action: Breach of Contract; Breach of Implied Covenant of Good Faith and Fair Dealing; Intentional and Negligent Interference with Business Advantage; and Defamation

Injuries and Losses: As the HTA terminated the contract between it and claimants without cause, claimants have been or will be deprived of the following in terms of monetary value:

Monthly profit from September through March - \$15,000 per month totaling \$105,000.

Loss of income from fewer buses being available for advertising - average of 41 busses available when 42 were guaranteed by contract - \$600.00 per month for 60 months totaling \$36,000.

Failure to inform claimants when busses are out of commission for three months beginning on October 22, 2021 and extending three months and thus forcing a refund to client in the amount of \$2,550.

Material inventory for signage currently on buses - Approximately \$7,209.21.

Interference with Business Advantage - loss of clients caused by HTA misrepresentations and actions and appropriation of business - approximately \$43,662.50.

Defamation in comments made to clients and others by Greg Pratt and other HTA agents claiming that claimants made no payment in September, when in fact Ads in Motion did make the payment, but HTA decided to apply it to a falsely alleged debt by claimants for damages in the amount of \$400,000.

**HUMBOLDT TRANSIT AUTHORITY  
RESOLUTION 22-23  
RESOLUTION TO IMPLEMENT TELECONFERENCING REQUIREMENTS DURING A PROCLAIMED STATE OF  
EMERGENCY  
PURSUANT TO ASSEMBLY BILL 361**

WHEREAS, the Humboldt Transit Authority (HTA) is committed to preserving the Ralph M. Brown Act requirements that all meetings of a legislative body of a local agency be open and public and that any person may attend and participate in such meetings;

WHEREAS, A state of emergency was proclaimed by Governor's Executive Order N-33-20 on March 4, 2020, addressing the threat of the COVID-19 pandemic, and remains in effect;

WHEREAS, the Brown Act allows for legislative bodies to hold meetings by teleconference, but imposes specific requirements for doing so;

WHEREAS, on March 17, 2020, in order to address the need for public meetings during the present public health emergency, Governor Newsom issued Executive Order No. N-29-20, suspending the Act's teleconferencing requirements; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order No. N-8-21, continuing the suspension of the Brown Act's teleconferencing requirements through September 30, 2021; and

WHEREAS, these Executive Orders allowed legislative bodies to meet virtually as long as certain notice and accessibility requirements were met; and

WHEREAS, the State Legislature amended the Brown Act through Assembly Bill No. 361 (AB 361) on September 16, 2021; and

WHEREAS, AB 361 amended the Brown Act so that a local agency may use teleconferencing without complying with the regular teleconferencing requirements of the Act, where the legislative body holds a meeting during a proclaimed state of emergency and makes certain findings; and

WHEREAS, COVID-19 and variants thereof remain a current threat to the health and safety of the general public, HTA Staff, and members of this Board; and

WHEREAS, the Humboldt County Department of Health & Human Services issued a Recommendation Regarding Physical Distancing Including Meetings of Legislative Bodies on September 29, 2021, which recommends physical distancing at gatherings and events, including meetings of local agency legislative bodies, and acknowledges that virtual meetings of legislative bodies provide a safer environment with less risk of exposure to COVID-19; and

WHEREAS, the HTA has an important governmental interest in protecting the health, safety, and welfare of those who participate in meetings of the HTA legislative and advisory bodies subject to the Brown Act; and

WHEREAS, in response to the current threat to the public of the COVID-19 virus and its existing and potential variants, the Humboldt County indoor mask order, and the Humboldt County recommendation

that local agency legislative bodies meet virtually, there is a desire to implement teleconference meetings pursuant to the requirements of the Brown Act so long as this State of and Emergency and local recommendations continue to exist.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Humboldt Transit Authority hereby finds, determines, declares, orders, and resolves as follows:

1. That the foregoing recitals are true and correct and incorporates them by this reference;
2. The Board of Directors finds, by a majority vote, that there exists a proclaimed state of emergency; and

In accordance with AB 361, based on the findings and determinations herein, meetings of HTA's legislative will be held remotely by virtual means, while providing for all feasible means of public participation.

This resolution shall be effective upon adoption and remain in effect until HTA's next board meeting on February 1, 2023, when HTA shall consider renewing its findings by subsequent resolution, in accordance with AB 361.

PASSED, APPROVED AND ADOPTED this 7th day of December 2022 by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Chair of the HTA Board of Directors

ATTEST:

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Secretary to the Board



133 V Street  
Eureka, CA 95501

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Office: (707) 443-0826  
Fax: (707) 443-2032  
[www.hta.org](http://www.hta.org)

TO: Chair Arroyo  
All Governing Board Members

FROM: Katie Collender, Finance Manager

DATE: December 7, 2022

SUBJECT: Dental Insurance Carrier Changes

Staff is aware of regional shortcomings with available providers and reimbursement rates through Humboldt Transit Authority's current dental insurance carrier, Delta Dental. After surveying employees in August 2022 for satisfaction with Delta Dental and its coverage, there was clear disappointment among respondents with availability of services. Carpenter Benefits, HTA's existing dental insurance broker, performed an in-depth analysis of the dental insurance marketplace and presented their findings to management. Their work included whether dentists' employees identified in their responses to the August survey were in or out of network.

Principal Insurance stood out with the highest claim payment rates and the most in-network employee dentists, more than under Delta Dental. Although saving money was not the objective in choosing new insurance, Principal's rates are lower than those of Delta Dental, even at a higher annual coverage amount. As another new benefit, Principal Insurance allows roll-over of a portion of unused annual coverage. A comparison of Principal and Delta Dental has been presented to AFSCME Union leadership and has their support. Staff recommends changing dental insurance carriers to increase benefits to HTA employees, effective January 1, 2023.

***Staff Recommendation: Approve Principal as HTA's Dental Coverage and Direct Staff to Manage Transition.***



# HUMBOLDT TRANSIT AUTHORITY

*Dental Comparison*  
*Delta Dental vs. Principal*

# COMPARISON

	<b>Delta Dental</b>	<b>Principal</b>
Annual Deductible	\$25 per person	\$25 per person, 3 person max
Preventative Services	100%, no deductible	100%, no deductible
Basic Services <i>Fillings, extractions, sealants</i>	80% after deductible	80% after deductible
Major Services <i>Crowns, inlays, implants</i>	60% in-network 50% out-of-network	60% in-network 50% out-of-network
Orthodontia (for children)	50% after deductible, \$1,000 lifetime max	50% after deductible, \$1,000 lifetime max
Calendar Year Maximum	\$1,500	\$2,000
Out-of-Network Benefits	Reimbursed based on Delta Premier reimbursement rates	Reimbursement based on 99 <sup>th</sup> percentile UCR UCR: Usual, customary, and reasonable
Rollover Feature	No	If the insured has claims less than \$1,000, than 50% of that (or \$500) is rolled over to the next year's benefit. The insured can have up to four rollovers, bringing the annual benefit to \$4,000.
Rates	Employee Only: \$57.59 Employee + Spouse: \$116.89 Employee + Child(ren): \$116.89 Employee + Family: \$196.05	Employee Only: \$45.43 Employee + 1 dependent: \$87.13 Employee + 2 or more dependents: \$160.37

# NETWORK COMPARISON

<b>Dentist Name</b>	<b>Delta Dental - PPO</b>	<b>Delta Dental - Premier</b>	<b>Principal</b>
Richard Wolven	No	No	No
Tim Pentecost	No	No	Yes
Trish Barsanti	No	No	No
Euna Joy	No	No	Yes
Mark Hise	No	Yes	Yes
Kukwha Ryu	No	No	No
Karla Ramon	No	No	No
James Hilger	Yes	Yes	Yes
Erica Hindbaugh	No	No	No
Grayson Palmer	No	No	Yes
Sonia Bautista	No	No	No
Gregory Mellon	No	No	No
Adam Fox	No	Yes	No

# CONTACT INFORMATION

Mark Carpenter

[mark@carpenterbenefits.com](mailto:mark@carpenterbenefits.com)

(650) 590-1155

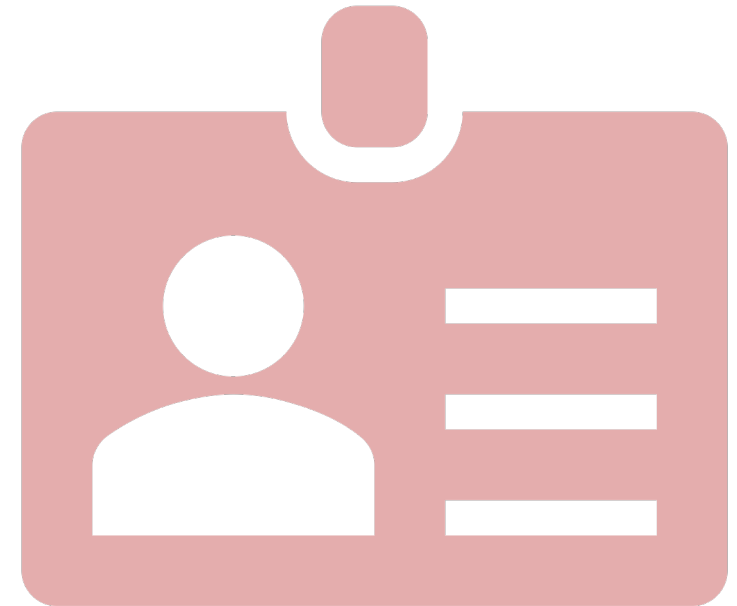
Isela Ochoa

[isela@carpenterbenefits.com](mailto:isela@carpenterbenefits.com)

(650) 590-1161

306 6<sup>th</sup> Avenue, Suite C

San Mateo, CA 94401







133 V Street  
Eureka, CA 95501

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TO: Chair Arroyo  
All Governing Board Members

FROM: Greg Pratt, General Manager

DATE: December 7, 2022

SUBJECT: Humboldt Transit Authority Meeting Dates

Recently, the Joint Powers Agreement was recently amended as follows:

*3.3. Regular Meetings. The Governing Board shall provide for its regular and special meetings; provided, however, that at least one regular meeting shall be held quarterly. The date, hour and place of the holding of the regular meetings shall be fixed by resolution of the Governing Board and a copy of such resolution shall be filed with each party hereto.*

Staff has included Resolution 22-24 with proposed meeting dates and time for the 2023 Calendar year. Special meetings will be scheduled as needed and coordinated with board members.

In addition, due to the timing the California Transportation Commission, Staff is requesting a Special meeting be held between December 14<sup>th</sup> and December 19<sup>th</sup> to approve contracts for sub-contractors.

***Action Recommended: Approve the Schedule for Regular Board Meetings for the 2023 Calendar Year by Adopting Resolution 22-24***

**RESOLUTION No. 22-24**

**A RESOLUTION OF THE HUMBOLDT TRANSIT AUTHORITY GOVERNING BOARD OF DIRECTORS  
FIXING THE DAY AND TIME FOR REGULAR BOARD MEETINGS**

**WHEREAS**, the Joint Powers Agreement for the Humboldt Transit Authority (HTA) requires the HTA Governing Board to hold at least one regular meeting per quarter, at a date, hour and place to be determined by resolution of the Governing Board; and

**WHEREAS**, special meetings may be called at other times in the discretion of the Board Chair working with General Manager.

**NOW THEREFORE, BE IT RESOLVED** that the Governing Board of the Humboldt Transit Authority hereby adopts its regular meeting schedule as follows:

- February 1, 2023, at 9:00 am
- March 1, 2023, at 9:00 am
- April 5, 2023, at 9:00 am
- May 3, 2023, at 9:00 am
- June 7, 2023, at 9:00 am
- July 5, 2023, at 9:00 am
- August 2, 2023, at 9:00 am
- September 6, 2023, at 9:00 am
- October 4, 2023, at 9:00 am
- November 1, 2023, at 9:00 am
- December 6, 2023, at 9:00

**BE IT FURTHER RESOLVED** that all regular meetings shall be held in the Conference Room of the HTA, 133 V Street, Eureka, CA.

PASSED AND ADOPTED by the Humboldt Transit Authority of Humboldt County, State of California, at a regular meeting of said Board Meeting held on the seventh day of December 2022, by the following vote:

AYES:

NOES:

ABSENT:

ATTEST:

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Chair of the HTA Governing Board

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HTA Secretary to the Board



133 V Street  
Eureka, CA 95501

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Fax: (707) 443-2032  
www.hta.org

TO: Chair Arroyo  
All Governing Board Members

FROM: Greg Pratt, General Manager

DATE: November 2, 2022

SUBJECT: Transit Intercity Rail Capital (TIRCP) Plan Update

TIRCP Grant Process and Timeline

1. Awaiting California Transportation Commission's (CTS) to approve HTA's Cost Allocation Plan. December 8<sup>th</sup> or 9<sup>th</sup>.  
Also awaiting process to obtain up-front grant funds from CalSTA.
2. Hydrogen Buses  
Staff will submit a Purchase Order by December.
3. Hydrogen Fueling Station  
No update
4. Intercity Express Bus  
No update
5. Intermodal Transit Center  
No update
6. Maintenance Facility Upgrade  
No update
7. College of the Redwoods/Cal Poly Humboldt  
No update
8. 2023 TIRCP Grant (See Enclosure)
  - a. Over-the-Road Hydrogen Fuel Cell Motor Coach Prototype
  - b. Planning and Design for Phase I Phase II of the Facility Plan and Construction.
  - c. Possible partnerships with Redwood Coast Transit & Yurok for Intercity Connections.
    - i. Electric shuttles and charging infrastructure.
    - ii. Additional Over-the-Road coaches for HTA and Redwood Coast Transit

Facility Plan

1. Received Cost for Phase I and Phase II Scope of Work. Staff is in the process of reviewing.

Operations

1. Infotainment Screens
2. Credit Card Validators
  - a. Installation date: Within two weeks
  - b. Tap on/Tap off Pilot Program

*Action Recommended: Review, Discuss, and Authorize Staff to apply for the 2023 Transit Intercity Rail Capital Program.*

## CALL FOR PROJECTS

### 2023 TRANSIT AND INTERCITY RAIL CAPITAL PROGRAM AND HIGH PRIORITY GRADE CROSSING IMPROVEMENT AND SEPARATION PROJECTS

#### Summary:

This call for projects details application requirements and procedures to apply for funding under the California State Transportation Agency (CalSTA) Transit and Intercity Rail Capital Program (TIRCP). TIRCP was created by Senate Bill (SB) 862 (Chapter 36, Statutes of 2014) and modified by SB 9 (Chapter 710, Statutes of 2015), to provide grants from the Greenhouse Gas Reduction Fund (GGRF) to fund transformative capital improvements that will modernize California's intercity, commuter, and urban rail systems, and bus and ferry transit systems, to significantly reduce emissions of greenhouse gases, vehicle miles traveled, and congestion. SB 1 (Chapter 5, Statutes of 2017) continues to provide a historic funding increase for transportation with funds directed to the TIRCP from the Public Transportation Account for new programming in this cycle. AB 180 amended the Budget Act of 2021 (Chapters 21, 69 and 240 of the Statutes of 2021) to appropriate \$3,630,000,000 of General Fund to the Transit and Intercity Rail Capital Program and \$350,000,000 of General Fund for High Priority Grade Crossing Improvement and Separation projects.

The 2023 TIRCP grant cycle will program projects starting with the 2022-23 fiscal year and ending with the 2026-27 fiscal year. The new program cycle will include previously awarded and active projects that have not been fully allocated by the end of the 2021-22 fiscal year, and new projects from Cycle 6. The Greenhouse Gas Reduction Fund (GGRF) and SB 1 continue to provide substantial funding available to be programed toward new projects in the TIRCP for future cycles. However, this cycle of programming will utilize General funds established by AB 180.

#### Final Filing Date:

- Existing Project Applicants  
Submission of existing projects preliminary information submittal must be complete by December 6, 2022 **no later than 5:00 PM**.
- New Project Applicants  
(Includes the following categories: Major Projects Project Development Reserve, High Priority Grade Crossing Improvement and Separation Projects, and traditional TIRCP Projects)  
Submission of electronic versions of the project cover letter and Project Narrative Document must be complete by February 10, 2023 **no later than 5:00 PM**.

#### Submission Requirements:

**Applications must be submitted electronically to [tircpcomments@dot.ca.gov](mailto:tircpcomments@dot.ca.gov) in printable format.** The Program email account ([tircpcomments@dot.ca.gov](mailto:tircpcomments@dot.ca.gov)) can receive attachments totaling no more than 40MB. Should attachments total more than 40 MB, multiple emails, clearly numbered in sequence ("Email x of x" as part of the subject line), may be submitted.

If submitting multiple applications for new projects, or multiple preliminary information submittals for existing projects, each submittal shall be submitted separately. All relevant information included in the application must be clearly readable in this electronic copy, including but not limited to signatures, color-