

Chief Executive Officer Delegated Actions and Other Reportable Actions

Overview

Various Board Policies require the Chief Executive Officer (CEO) to report certain actions to the Board of Directors monthly or upon taking specified actions.

Action: Information

In accordance with various Board Policies, this report summarizes delegated actions taken by the Chief Executive Officer.

Delegated Actions

Investment Transactions: [Board Policy No. 003](#) delegates the authority to invest or to reinvest funds, or to sell or exchange securities so purchased, to the Chief Executive Officer annually upon approval of the SANDAG annual budget. See Attachment 1 for the reportable investment transactions for January 2026.

Fiscal Impact:

No securities reached maturity, six securities were sold in January for a total of \$8.2 million, and eight securities were purchased for \$14.9 million.

Legal Matters: [Board Policy No. 008](#), Section 6.2, authorizes the Office of the General Counsel or outside counsel to file documents and make appearances on behalf of the agency in court proceedings.

Schedule/Scope Impact:

None

In the matter of *Young-Pen v. City of San Diego* (Superior Ct. Case No. 25CU006712C), the following actions were taken by Clapp Moroney on behalf of SANDAG:

- On January 23, 2026, attended a Case Management Conference

In the matter of *Montoya v. City of San Diego* (Superior Ct. Case No. 2024-00021327), the following actions were taken by Nossaman on behalf of SANDAG:

- On January 8, 2026, attended a Status Conference
- On January 12, 2026, filed an Answer to Individual Plaintiffs' Master Complaint

In the matter of *Garcia v. SANDAG* (Superior Ct. Case No. 2024-00014432), the following actions were taken by Quarles & Brady on behalf of SANDAG:

- On January 14, 2026, filed a Joint Stipulation and Order to Extend Time to Complete Mediation

In the matter of *He v. Metropolitan Transit System* (Superior Ct. Case No. 2021-00002319, Ct. of Appeal Case No. D085566), the following actions were taken by Bremer Whyte Brown & O'Meara on behalf of SANDAG:

- On January 23, 2026, attended a Demurrer/Motion to Strike hearing
- On January 26, 2026, filed a Respondent's Brief and related documents

Business Travel Exceptions: [Board Policy No. 011](#), Section 3.17, authorizes the CEO to approve and report exceptions to the Employee Business Travel Guidelines. Under U.S. General Services Administration guidelines, meal and incidental per diem is allowed only when travel is 12 hours or more. The CEO approved an exception allowing partial meal per diem for two employees who traveled to Sacramento, CA, in January 2026 for a total travel time of approximately 11 hours.

Sole Source Awards: [Board Policy No. 017](#), Section 1, authorizes the Chief Executive Officer to enter into any agreements or take any other actions necessary to implement the budget items or other actions approved by the Board. See Attachment 2 for all sole source contracts and amendments awarded in January 2026.

Budget Modifications: [Board Policy No. 017](#), Section 4.1, authorizes the Chief Executive Officer to enter into agreements not currently incorporated in the budget and make other modifications to the budget in an amount up to \$300,000 per project per fiscal year so long as the overall annual budget remains in balance. Actions taken since the last regular meeting of the Board are shown in Attachment 3.

Real Property Transfer: [Board Policy No. 017](#), Section 4.3, authorizes the Chief Executive Officer to execute all real property transfer documents, including but not limited to rights of entry, licenses, leases, deeds, easements, escrow instructions, and certificates of acceptance. See Attachment 4 for a list of the approved real property transfers.

Tolling Agreements: [Board Policy No. 017](#), Section 4.11 authorizes the CEO to execute tolling agreements to extend the statute of limitations for litigation involving SANDAG as a potential plaintiff or defendant when deemed in the best interest of SANDAG by the CEO and Office of General Counsel.

- On January 2, 2026, SANDAG entered into a Second Amended Tolling Agreement with HOT Systems, LLC, tolling its claim against SANDAG through February 5, 2026.

Administrative Policies: The [SANDAG Bylaws](#), Article V, Section 4d, state the Executive Director is enabled to develop and maintain an Employee Handbook, as well as all other administrative policies governing the administrative procedures of SANDAG. In accordance with the administrative policies noted below, quarterly reports shall be prepared for the Board. See Attachment 5 for the FY 2026, Q1 reports for the following policies:

- Purchase Card Policy: pertains to the issuance, use, and reporting of transactions made using SANDAG credit cards.
- Hospitality and Events Policy: pertains to the purchase of food and beverage for SANDAG meetings and events.
- Business Meals Policy: pertains to hosting of meals for the purpose of conducting agency business.

Mario Orso, Chief Executive Officer

- Attachments:
1. Investment Securities Transactions Activity – January 2026
 2. Sole Source Contract Awards – January 2026
 3. Budget Transfers and Amendments – January 2026
 4. Real Property Transfers – January 2026
 5. Administrative Policy Actions – FY 2026, Q2