

## 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 March 2026.

### Fiscal Impact:

One security reached maturity and seven securities were sold in March for a total of \$12.5 million, and four securities were purchased for \$11.4 million, providing approximately \$1.1 million of liquidity to SANDAG.

**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 March 27, 2026, filed an Answer to Cross-Complaint

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

- On March 4, 2026, filed an Answer
- On March 20, 2026, filed an Association of Attorney
- On March 26, 2026, attended a Status Conference

In the matter of *Johnson v. SANDAG* (Superior Ct. Case No. 2022-00050113), the following actions were taken by Quarles & Brady on behalf of SANDAG:

- On March 2, 2026, filed a Renewed Motion for Summary Judgment and/or Adjudication and supporting documents

[Board Policy No. 017](#), Section 4.9, authorizes the CEO to settle all lawsuits that SANDAG must defend when the settlement amount does not exceed \$100,000.

- On March 2, 2026, SANDAG settled the lawsuit in the matter of *Osmon v. City of San Diego* (Superior Ct. Case No. 2020-00018911). Mid Coast Transit Constructor's insurance carrier, on behalf of SANDAG, agreed to pay plaintiffs a total of \$100,000.

**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 March 2026.

**Protests:** [Board Policy No. 017](#), Section 4.6, authorizes the Chief Executive Officer to provide the final determination to persons filing a protest regarding SANDAG's procurement or contracting process or procedures.

- On March 12, 2026, the protest filed by Tri-Group Construction and Development Inc. ("Tri-Group") regarding a determination of non-responsive for the Central Avenue Bikeway Project solicitation was rejected. Upon review, it was determined that Tri-Group failed to establish SANDAG violated a specific law, rule, regulation or policy and their failure to meet the required deadline for submission of Post Bid Documents justifies the non-responsive finding.

**Schedule Extensions:** [Board Policy No. 035](#), Section 4.3.1, authorizes the Chief Executive Officer to approve requests by grantees for project schedule extensions of up to twelve months. See Attachment 3 for the project extensions from March 2026.

**Regional Transportation Improvement Program Administrative Modifications:** Regional Transportation Commission (RTC) Resolution No. RTC-2020-01 authorizes the Chief Executive Officer to approve administrative modifications to the Regional Transportation Improvement Program (RTIP). Changes are authorized by the requesting agencies by resolution or approved policy. Administrative Modification No. 15 was approved on March 3, 2026. See Attachment 4 for a summary of changes made to eight projects and five grouped listings in the region.

**Mario Orso, Chief Executive Officer**

Attachments:   1. Investment Securities Transactions Activity – March 2026  
                  2. Sole Source Contract Awards – March 2026  
                  3. Schedule Extensions – March 2026  
                  4. 2025 RTIP Amendment No. 15