SIXTH AMENDMENT TO AGREEMENT FOR ADMINISTRATION OF FOR-HIRE VEHICLE REGULATIONS BETWEEN SAN DIEGO METROPOLITAN TRANSIT SYSTEM AND CITY OF LA MESA

THIS AGREEMENT is entered into by and between the City of La Mesa, a municipal corporation, 8130 Allison Avenue, La Mesa, CA (herein called "CITY"), and the San Diego Metropolitan Transit System, a public agency, 1255 Imperial Avenue, Suite 1000, San Diego, CA (herein called "MTS"), in view of the following recitals, which are a substantive part of this Agreement:

RECITALS

A. MTS is authorized under Section 120266, Chapter 2, Division 11 of the California Public Utilities Code (PUC), to enter into contracts with any city in the County of San Diego and with the County of San Diego to license or regulate by ordinance any For-Hire Vehicle Services rendered wholly within the city's corporate limits or within the unincorporated area of the county;

B. For-Hire Vehicle Services means vehicles, other than public transportation vehicles, transporting passengers over public streets for compensation, which includes taxicabs, non-emergency medical vehicles, passenger jitney service, low-speed vehicles, charters and sightseeing vehicles;

C. CITY regulated taxicab and other for-hire vehicles in accordance with the La Mesa Municipal Code, Sections 6.24.030, 6.24.080, and 6.24.110;

D. CITY desires that MTS regulate For-Hire Vehicle and Services pursuant to PUC Section 120266 and in accordance with MTS Ordinance No. 11, "An Ordinance Providing for the Licensing and Regulating of Transportation Services Within the City and County by the Adoption of a Uniform Paratransit Ordinance" and its other policies and regulations;

E. CITY and MTS entered into an agreement for the period of July 1, 1999, through June 30, 2003; a first amendment to that agreement for the period of July 1, 2003, through June 30, 2008; a second amendment to that agreement for the period of July 1, 2008, through June 30, 2013; a third amendment to that agreement for the period of July 1, 2013, through June 30, 2014; a fourth amendment to that agreement for the period of July 1, 2014 through June 30, 2019; and a fifth amendment to that agreement for the period of July 1, 2019 through June 30, 2024; and

F. CITY and MTS now desire to enter into an agreement to extend the period from July 1, 2024 through June 30, 2029.

NOW THEREFORE, in consideration of the mutual covenants and conditions contained in this Agreement, CITY and MTS agree as follows:

1. MTS will administer and enforce For-Hire Vehicle Services regulations through MTS Ordinance No. 11 and its other policies and regulations as in effect on July 1, 2024, and as

thereafter from time to time amended by MTS, and thereby regulate such For-Hire Vehicle Services rendered wholly within the CITY's corporate limits during the period of July 1, 2024 through June 30, 2029, pursuant to PUC Section 120266.

      2. MTS will collect and administer all such regulatory fees, fines, and forfeitures as now or hereafter provided by the MTS Ordinance No. 11 and its other policies and regulations.

      3. The CITY Manager and MTS Chief Executive Officer may supplement this Agreement by executing a Memorandum of Understanding relative to administrative and operating procedures of For-Hire Vehicle Services regulation and to provide for reimbursable staff and legal support services.

      4. This Agreement shall be effective upon execution by the City and MTS and shall continue until written notice of termination. This Agreement may be terminated at any time by either party upon 180 days' written notice to the other party.

      IN WITNESS THEREOF, this sixth amendment to the Agreement is executed by the CITY acting by and through its City Manager pursuant to Council Resolution No. _____, and by MTS acting through its Chief Executive Officer.

Dated this 1st day of July, 2024.

CITY OF LA MESA   SAN DIEGO METROPOLITAN TRANSIT SYSTEM

_____   _____
City Manager   Sharon Cooney
                                     Chief Executive Officer

      WE HEREBY APPROVE the form of the foregoing Agreement.

_____   _____
City Attorney   General Counsel

Date: _____   Date: _____

Attest: _____