



DATE: December 10, 2014

TO: Governing Board, Intermodal Container Transfer Facility Joint Powers Authority

FROM: Douglas A. Thiessen, Executive Director

SUBJECT: Amendment to the By-Laws of the ICTF JPA

The current By-Laws state that the annual Intermodal Container Transfer Facility Joint Powers Authority Board Meeting will be held on or about July 1<sup>st</sup> of every year. During the October 23, 2013 Board Meeting the JPA Board recommended amending the by-laws in order to adjust the date of the annual Board meeting to October. This will better enable timely financial reporting due to annual audits bring finalized in September.

It is recommended that the Governing Board amend the by-laws to change the Annual Board Meeting from on or about July 1<sup>st</sup> to the month of October. Further it is recommended that the Board adopt a target date of the 'second Wednesday of October' for the annual Board meeting.

It is also recommended that the Board make the following finding:  
"The Board finds the activity is administrative activity that will not result in direct or indirect physical changes in the environment, and, as such, is not a "project" as defined by CEQA Guidelines section 15378."

Douglas A. Thiessen  
Executive Director

**AMENDMENT TO THE BY-LAWS OF**  
**THE INTERMODAL CONTAINER TRANSFER FACILITY**  
**JOINT POWERS AUTHORITY**

The By-Laws of the Intermodal Container Transfer Facility Joint Powers Authority are hereby amended as follows:

1. Article III, Section 6. Regular Meetings, is hereby deleted in its entirety and replaced with the following language:

“SECTION 6. Regular Meetings. The Governing Board shall provide for its regular, adjourned regular and special meetings; provided, however, it shall hold at least one regular meeting on or about the second Wednesday of October of each year, for the purpose of organization, the election of officers and the transaction of other business.”

2. Except as expressly amended above, the By-Laws of the ICTF JPA remain unmodified and in full force and effect.

I HEREBY CERTIFY that the foregoing Amendment to By-Laws was adopted by the Governing Board of the Intermodal Container Transfer Facility Joint Powers Authority at its meeting of December 10, 2014

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YELOIS NICHOLSON  
Governing Board Secretary

APPROVED AS TO FORM AND LEGALITY

\_\_\_\_\_, 2014

By \_\_\_\_\_  
JANNA B. SIDLEY, ICTF General Counsel