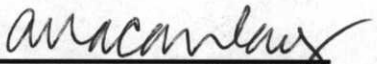


2014 MAY 15 PM 5:32

  
City Attorney

## OAKLAND CITY COUNCIL

RESOLUTION No. 85034 C.M.S.

**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR AND ACCEPT MEASURE B DIRECT LOCAL PROGRAM DISTRIBUTION FUNDS IN THE AMOUNT OF \$942,497 AND MEASURE B GAP GRANT FUNDS UP TO \$92,500 FROM THE ALAMEDA COUNTY TRANSPORTATION COMMISSION FOR FISCAL YEAR 2014-2015 TO PROVIDE PARATRANSIT SERVICES; AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE REIMBURSEMENT AGREEMENTS IN AMOUNTS OF: 1) \$380,000 TO RELIABLE EXPRESS CARE, INC., 2) \$200,000 TO FRIENDLY TRANSPORTATION, INC. DBA FRIENDLY TRANSPORTATION, FRIENDLY CAB COMPANY, METRO YELLOW CAB COMPANY AND YELLOW CAB COMPANY, 3) \$200,000 TO VETERANS TRANSPORTATION, INC. DBA VETERANS TRANSPORTATION AND VETERANS CAB COMPANY AND 4) \$28,000 TO WHEELCARE EXPRESS, INC.; AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE ANY NECESSARY AMENDMENTS TO THE AGREEMENTS WITHOUT RETURNING TO CITY COUNCIL**

**WHEREAS**, voters in Alameda County passed the new Measure B in November 2000, thereby providing sales tax revenues for paratransit services; and

**WHEREAS**, Measure B funds will be required by the City of Oakland for Fiscal Year 2014-2015 for the purpose of providing subsidized transportation by taxi or by van to the elderly and persons with disabilities who are deemed unable to use public transit; and

**WHEREAS**, the City of Oakland has been in the past and continues to be an eligible recipient for Alameda County Measure B funds; and

**WHEREAS**, the City of Oakland Adopted Policy Budget for Fiscal Year 2014-2015 includes Measure B fund appropriation in Measure B Paratransit – ACTC Fund (2213), Oakland Paratransit for the Elderly and Disabled Organization (75621), and OPED Administration Project (G462510), OPED Taxi Project (G462520), OPED Van Project (G462530); and

**WHEREAS**, the City wishes to offset all central services overhead charges in an estimated amount of \$80,031 associated with this grant, as has been done in all of the past years; and

**WHEREAS**, the RFQ/RFP process is not applicable because these agreements are not professional services contracts and the City of Oakland enters agreements on a non-exclusive basis, with any taxi and van companies that provide paratransit services for the elderly and disabled, have a minimum fleet of five or more vehicles, permitted to provide taxi service in Oakland, and meet the City's other requirements for paratransit services; and

**WHEREAS**, the City desires to maintain this service without interruption; and

**WHEREAS**, the City lacks the fleet, the van equipment and the support structure to operate this service with City employees and has never provided or operated such a service; and

**WHEREAS**, all of the companies for which agreement authorization is being requested meet the City's requirements for paratransit services; and

**WHEREAS**, the City wishes to enter into agreements with the following paratransit providers for the amounts as specified below:

- Reliable Express Care, Inc. \$380,000
  - Friendly Transportation, Inc. dba \$200,000  
    Friendly Transportation, Friendly Cab Company,  
    Metro Taxicab Company and Yellow Cab Company
  - Veterans Transportation, Inc. dba \$200,000  
    Veterans Transportation and Veterans Cab Company
  - Wheelcare Express, Inc. \$ 28,000
- ; now, therefore, be it

**RESOLVED:** That the City Administrator or his designee is hereby authorized to accept Measure B direct local program distribution funds in the amount of \$942,497 and Measure B Gap Grant funds up to \$92,500 for the Oakland Paratransit Program to be deposited into Measure B – Paratransit – ACTC Fund (2213), Oakland Paratransit for the Elderly, Disabled organization (75621), OPED Admin FY14/15 Project (G462510) and OPED Gap Project (G460920); and be it

**FURTHER RESOLVED:** That should additional funds become available from the grantor (Alameda County Transportation Commission), during FY 2014-2015, the City Administrator is authorized to accept and appropriate same to Measure B – Paratransit – ACTC Fund (2213), Oakland Paratransit for the Elderly and Disabled Organization (75621) for the purposes described above without returning to Council within the duration of the grant term; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to enter into reimbursement agreements with the following paratransit providers for the amounts as specified below:

- Reliable Express Care, Inc. \$380,000
- Friendly Transportation, Inc. dba \$200,000  
    Friendly Transportation, Friendly Cab Company,  
    Metro Taxicab Company and Yellow Cab Company
- Veterans Transportation, Inc. dba \$200,000  
    Veterans Transportation and Veterans Cab Company
- Wheelcare Express, Inc. \$ 28,000

; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to execute any necessary amendments to the agreements with the service providers without returning to City Council; and be it

**FURTHER RESOLVED:** That estimated fees to be collected in the amount of \$121,100 by Oakland Paratransit for the Elderly and Disabled (OPED) in conjunction with the sale of van vouchers and taxi scrip to OPED clients have been appropriated in accordance with the terms of the existing agreements, for the exclusive use of OPED to Measure B Paratransit – ACTC Fund (2213), Oakland Paratransit for the Elderly and Disabled Organization (75621), OPED Taxi Project (G462520) and OPED Van Project (G462530); and be it

**FURTHER RESOLVED:** That all central services overhead charges associated with this grant in an estimated amount of \$80,031 will be offset through a contribution of the General Purpose Fund as approved in the Adopted Budget; and be it

**FURTHER RESOLVED:** That the City Administrator or designee is hereby authorized and directed to apply for, conduct all negotiations, execute and submit all documents including but not limited to claims, applications, agreements, amendments, modifications, and payment requests, to conduct all related actions that may be necessary for the completion of the delivery of Measure B taxi and van service to the elderly and disabled; and be it

**FURTHER RESOLVED:** That the Office of the City Attorney will approve the proposed agreements as to form and legality and copies will be on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,           JUN 3 2014          

**PASSED BY THE FOLLOWING VOTE:**

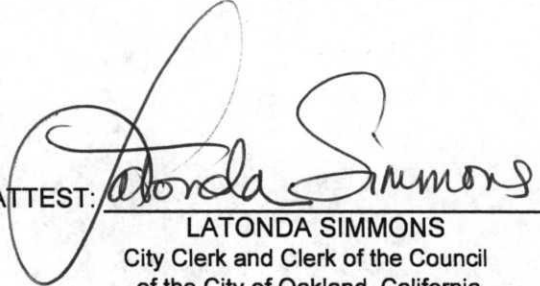
AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and  
PRESIDENT KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:

  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California