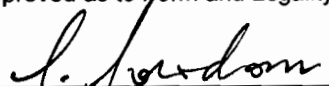


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2009 MAY 14 PM 4:31

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 82065 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE FUNDS IN THE AMOUNT OF \$918,483 FROM ALAMEDA COUNTY TRANSPORTATION IMPROVEMENT AUTHORITY (ACTIA) MEASURE B FUNDS AND ACCEPT AND APPROPRIATE UP TO \$251,820 MEASURE B GAP FUNDS FOR THE FISCAL YEAR 2009-2010 FOR PARATRANSIT SERVICES AND AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE CONTRACTS TO PROVIDE PARATRANSIT SERVICES FOR FISCAL YEAR 2009-2010 IN AMOUNTS NOT TO EXCEED: 1) \$380,000 TO V.I.P. EXPRESS TRANSPORT, INC., 2) \$230,000 TO BAY AREA COMMUNITY SERVICES (BACS), 3) \$145,000 TO FRIENDLY TRANSPORTATION DBA FRIENDLY TRANSPORTATION INC., FRIENDLY CAB COMPANY, METRO YELLOW CAB COMPANY, AND YELLOW CAB COMPANY, AND 4) \$145,000 TO VETERANS TRANSPORTATION INC., DBA VETERANS TRANSPORTATION INC., AND VETERANS CAB COMPANY AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AMENDMENTS TO THE CONTRACTS FOR ANY ADDITIONAL AMOUNTS RECEIVED UNDER THE MEASURE B GRANT 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 2009-10 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 services and continued senior shuttle service; 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, Alameda County Transportation Improvement Authority has established a target expenditure for administrative fees of eighteen percent (18%) of total program costs; and

WHEREAS, the City of Oakland has in past years waived the Central Services Overhead charge for this program and a waiver is necessary for Fiscal Year 2009-2010; and

WHEREAS, the City of Oakland Adopted Policy Budget for Fiscal Year 2009-10 includes Measure B fund appropriation in Measure B Paratransit – ACTIA Fund (2213), Oakland Paratransit for the Elderly, Disabled Organization (75621), and OPED Administration Project (G307910 - \$367,670), OPED Taxi Project (G307920 - \$280,000), OPED Van Project (G307930 - \$316,230); and

WHEREAS, the City of Oakland General Fund resources are available in the Adopted Policy Budget for Fiscal Year 2009-10 for continued delivery of this service in General Purpose Fund (1010) Oakland Paratransit for the Elderly, Disabled Organization (75621), Revenue for Senior Transportation Project (P50550) Empowering Seniors and People with Disability Program (YS14); and

WHEREAS, the City of Oakland contracts on a non-exclusive basis, with taxis and van companies to provide paratransit services for the elderly and disabled; and

WHEREAS, the City of Oakland supports the senior shuttle service in West Oakland, North Oakland and East Oakland provided by Bay Area Community Services; and

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

WHEREAS, the City Council finds these contracts will not result in the loss of employment or salary by any person having permanent status in the competitive civil service; 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 contracting 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 not to exceed as specified below:

- V.I.P. Express Transport, Inc. \$380,000
- Bay Area Community Services \$230,000
- Friendly Transportation Inc. dba \$145,000
 Friendly Transportation Inc., Friendly Cab
 Company Inc., Yellow Cab Company
 and Metro Taxicab Company Inc.
- Veterans Transportation Inc. dba \$145,000
 Veterans Transportation Inc. and Veterans
 Cab Company

now, therefore, be it

RESOLVED: That the City Administrator or his 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, van and shuttle service to the elderly and disabled; and be it

FURTHER RESOLVED: That the City enter into agreements with the following paratransit providers for the amounts not to exceed as specified below:

- V.I.P. Express Transport, Inc. \$380,000
- Bay Area Community Services \$230,000
- Friendly Transportation Inc. dba \$145,000
 Friendly Transportation Inc., Friendly Cab
 Company Inc., Yellow Cab Company
 and Metro Taxicab Company Inc.
- Veterans Transportation Inc. dba \$145,000
 Veterans Transportation Inc. and Veterans
 Cab Company

; and be it

FURTHER RESOLVED: That Central Services Overhead costs in the amount of \$41,600 will be offset by the General Fund; and be it

FURTHER RESOLVED: That fees collected by Oakland Paratransit for the Elderly and Disabled (OPED) in conjunction with the sale of van vouchers and taxi scrip to OPED clients be appropriated in accordance with the terms of the existing contracts, for the exclusive use of OPED; and be it

FURTHER RESOLVED: That the City Administrator or his designee is hereby authorized to accept Measure B funds in the amount of \$918,483 and up to \$251,820 from Measure B Gap funds for the Oakland Paratransit Program to be deposited into Measure B – Paratransit – ACTIA Fund (2213), Oakland Paratransit for the Elderly and Disabled organization (75621) and should additional funds become available, the City Administrator is authorized to appropriate same to Measure B – Paratransit – ACTIA Fund (2213), Oakland Paratransit for the Elderly and Disabled organization (75621) for the purposes described above and to execute amendments to the contracts with the service providers for any additional amounts received under the Measure B grant without returning to City Council.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 2 2009, 2009

PASSED BY THE FOLLOWING VOTE:

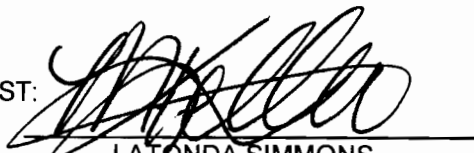
AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



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