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Approved as to Form and Legality

M. Mowday  
Oakland City Attorney's Office

# OAKLAND CITY COUNCIL

RESOLUTION No. 83427 C.M.S.

**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE MEASURE B FUNDS IN THE AMOUNT OF \$868,385 AND MEASURE B GAP GRANT FUNDS UP TO \$170,000 FROM THE ALAMEDA COUNTY TRANSPORTATION COMMISSION (ACTC) FOR FISCAL YEAR 2011-2012 TO PROVIDE PARATRANSIT SERVICES; AND AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE REIMBURSEMENT CONTRACTS IN AMOUNTS NOT TO EXCEED: 1) \$380,000 TO V.I.P. EXPRESS TRANSPORT, INC., 2) \$200,000 TO FRIENDLY TRANSPORTATION, INC., DBA FRIENDLY TRANSPORTATION, FRIENDLY CAB COMPANY, METRO YELLOW CAB COMPANY AND YELLOW CAB COMPANY, AND 3) \$200,000 TO VETERANS TRANSPORTATION, INC., DBA VETERANS TRANSPORTATION AND VETERANS CAB COMPANY; AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AMENDMENTS TO THE CONTRACTS FOR ANY ADDITIONAL AMOUNTS RECEIVED UNDER MEASURE B 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 2011-12 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**, Alameda County Transportation Commission 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 2011-2012; and

**WHEREAS**, the City of Oakland Adopted Policy Budget for Fiscal Year 2011-12 includes Measure B fund appropriation in Measure B Paratransit – ACTIA Fund (2213), Oakland Paratransit for the Elderly, Disabled Organization (75621), OPED Administration Project (G417710), OPED Taxi Project (G417720), and OPED Van Project (G417730); and

**WHEREAS**, it is in the best interests of the City, to waive the requirement for an RFP or RFQ process because these contracts are not professional services contracts and the City of Oakland contracts 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 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
- 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

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 and van 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
- 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

and be it

**FURTHER RESOLVED:** That Central Services Overhead costs in the amount of \$52,768 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 \$868,385 and up to \$170,000 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 21 2011        

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, and PRESIDENT


REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:

  
\_\_\_\_\_  
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California