

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

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APPROVED AS TO FORM AND LEGALITY

*Michael J. Smith*  
CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION NO. 88713 C.M.S.

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**A RESOLUTION:**

1. ACCEPTING AND APPROPRIATING DIRECT LOCAL PROGRAM DISTRIBUTION MEASURE B FUNDS IN THE AMOUNT OF \$1,128,925 AND MEASURE BB FUNDS IN THE AMOUNT OF \$1,054,926 FOR FISCAL YEAR (FY) 2021-2022 FROM THE ALAMEDA COUNTY TRANSPORTATION COMMISSION TO PROVIDE PARATRANSIT SERVICES; AND
2. AWARDING AGREEMENTS FOR PARATRANSIT SERVICES FOR FY 2021-2022 IN THE AMOUNTS OF \$500,000 (FIVE RIVERS TRANSIT SOLUTIONS, INC.), \$363,800 (QUALITY TRANSIT, LLC), \$150,000 (BAY AREA CHARTERS, INC.), \$100,000 (BELL TRANSIT CORPORATION), \$25,000 (ONE ACCESS MEDICAL TRANSPORTATION), AND \$100,000 (GOGO TECHNOLOGIES, INC.); AND
3. AWARDING A GRANT AGREEMENT TO THE CITY OF EMERYVILLE FOR PARATRANSIT SERVICES FOR FY 2021-2022 IN AN AMOUNT OF \$50,000; AND
4. AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE ANY ADDITIONAL DIRECT LOCAL DISTRIBUTION FUNDS THAT MAY BECOME AVAILABLE FROM THE SAME FUNDING SOURCES FOR FY 2021-2022; AND
5. AUTHORIZING THE CITY ADMINISTRATOR TO INCREASE THE AWARD AMOUNTS AND AUTHORIZE AMENDMENTS OF THE AFOREMENTIONED AGREEMENTS ACCORDINGLY WITHIN THEIR TERMS, WITHOUT RETURNING TO COUNCIL

WHEREAS, voters in Alameda County passed Measure B in November 1986, reauthorized Measure B in November 2000, and passed Measure BB in November 2014, thereby providing sales tax revenues for paratransit services; and

**WHEREAS**, Measure B and Measure BB funds will be required by the City of Oakland for Fiscal Year (FY) 2021-2022 for the purpose of providing subsidized transportation to the frail-elderly and persons with disabilities who have limited access or are deemed unable to use public transit; and

**WHEREAS**, the City of Oakland is an eligible recipient for Alameda County Measure B and Measure BB funds from the Alameda County Transportation Commission; and

**WHEREAS**, the City of Oakland's FY 2021-2022 Proposed Budget for FY 2021-2022 includes Measure B fund appropriation in Measure B Paratransit – ACTC Fund (2213), Oakland Paratransit for the Elderly and Disabled Organization (75621), OPED FY 2021-2022 Administration Project Award (23371), OPED FY 2021-2022 MEASURE B Project (1005545), Empowering Seniors & People With Disability Program (YS14); and

**WHEREAS**, the City of Oakland's FY 2021-2022 Proposed Budget for FY 2021-2022 includes Measure BB fund appropriation in Measure BB Paratransit – ACTC Fund (2220), Oakland Paratransit for the Elderly and Disabled Organization (75621), OPED FY 2021-2022 Administration Project Award (23737), OPED FY 2021-2022 MEASURE BB Project (1005547), Empowering Seniors & People With Disability Program (YS14); and

**WHEREAS**, the City's RFP/RFQ process is not applicable because these agreements are not professional services agreements and the City of Oakland enters into agreements, on a non-exclusive basis, with taxi companies with a minimum fleet of five or more vehicles; accessible van, accessible shuttle or charter bus companies with adequate fleet capacity and design; and supplemental service and/or coordination transportation entities qualified, capable and permitted to provide specialized transportation services for seniors, frail-elderly and adult persons with disabilities in Oakland; and

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

**WHEREAS**, the City lacks the fleet, the 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 award to and enter into reimbursement agreements with the following paratransit providers in the following amounts for FY 2021-2022, as specified below:

- Five Rivers Transit Solutions, Inc. \$500,000
- Quality Transit, LLC \$363,800
- Bay Area Charters, Inc. \$150,000
- Bell Transit Corporation \$100,000
- One Access Medical Transportation \$ 25,000
- GoGo Technologies, Inc. \$100,000

; and

**WHEREAS**, the City wishes to award to and enter into a grant agreement with the City of Emeryville for the provision of paratransit services for FY 2021-2022 in the amount of \$50,000; now, therefore, be it

**RESOLVED:** That the City hereby accepts and appropriates FY 2021-2022 Measure B direct local program distribution funds in the amount of \$1,128, 925 for the Oakland Paratransit Program to be deposited into Measure B – Paratransit – ACTC Fund (2213), Oakland Paratransit for the Elderly and Disabled Organization (75621), OPED FY 2021-2022 Administration Project Award (23371), OPED FY 2021-2022 Measure B Project (1005545), Empowering Seniors & People With Disability Program (YS14); and be it

**FURTHER RESOLVED:** That the City hereby accepts and appropriates FY 2021-2022 Measure BB direct local program distribution funds in the amount of \$1,054,926 for the Oakland Paratransit Program to be deposited into Measure BB – Paratransit – ACTC Fund (2220), Oakland Paratransit for the Elderly and Disabled Organization (75621), OPED FY 2021-2022 Administration Project Award (23737), OPED FY 2021-2022 Measure BB Project (1005547), Empowering Seniors & People With Disability Program (YS14); and be it

**FURTHER RESOLVED:** That the City awards to and authorizes reimbursement agreements with the following paratransit providers in the following amounts for FY 2021-2022, as specified below:

- Five Rivers Transit Solutions, Inc. \$500,000
- Quality Transit, LLC \$363,800
- Bay Area Charters, Inc. \$150,000
- Bell Transit Corporation \$100,000
- One Access Medical Transportation \$ 25,000
- GoGo Technologies, Inc. \$100,000

; and be it

**FURTHER RESOLVED:** That the City awards to and authorizes a grant agreement with the City of Emeryville for the provision of paratransit services for FY 2021-2022 in the amount of \$50,000; and be it

**FURTHER RESOLVED:** That estimated fees to be collected in the amount of \$115,000 by Oakland Paratransit for the Elderly and Disabled (OPED) in conjunction with van voucher sales, taxi scrip sales and other service fares for OPED transportation services included in the Proposed Policy Budget FY 2021-2022, in accordance with the terms of the existing agreements are designated for the exclusive use of OPED to Measure B Paratransit – ACTC Fund (2213), Oakland Paratransit for the Elderly and Disabled Organization (75621), OPED FY 2021-2022 Measure B Project (1005545), Empowering Seniors & People With Disability Program (YS14); and be it

**FURTHER RESOLVED:** That should additional Measure B and/or Measure BB funds become available during FY 2021-2022 for paratransit services, the City Administrator is authorized to accept and appropriate those funds to Measure B/Measure BB – Paratransit –ACTC

Fund (2213 and 2220), Oakland Paratransit for the Elderly and Disabled Organization (75621), Empowering Seniors & People With Disability Program (YS14); and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to amend the aforementioned FY 2021-2022 agreements to increase the amounts awarded for FY 2021-2022, subject to the availability of funding, without returning to Council; and be it

**FURTHER RESOLVED:** That the City Administrator or designee is hereby authorized to conduct all negotiations, execute and submit all documents, including but not limited to 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 and Measure BB transportation service to the elderly and persons with disabilities; and be it

**FURTHER RESOLVED:** That the Office of the City Attorney will approve the agreements and amendments as to form and legality and executed copies of same shall be filed in the Office of the City Clerk.

[3055220.6]

IN COUNCIL, OAKLAND, CALIFORNIA,

**JUN 15 2021**

PASSED BY THE FOLLOWING VOTE:

AYES - ~~WARRIOR~~ KALB, KAPLAN, REID, TAYLOR, ~~WARRIOR~~ AND  
PRESIDENT FORTUNATO BAS - 5

NOES - 0

ABSENT - 1 Fife

ABSTENTION - 0

Excused - 2 Gallo & Thao

ATTEST



ASHA REED  
City Clerk and Clerk of the Council of the  
City of Oakland, California