



## REPORT TO CITY COUNCIL

**DATE:** AUGUST 8, 2018

**TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** GREG RAMIREZ, CITY MANAGER 

**BY:** LOUIS CELAYA, DEPUTY CITY MANAGER 

**SUBJECT:** FIRST AMENDMENT TO AGREEMENT FOR CONTRACTOR SERVICES BETWEEN THE CITY OF THOUSAND OAKS AND CITY OF AGOURA HILLS (DIAL-A-RIDE)

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On May 13, 2015, the City Council awarded a three-year contract to the City of Thousand Oaks to assist the City with the provision of paratransit services (Dial-A-Ride) for Agoura Hills residents and the unincorporated area of Agoura Hills within the County of Los Angeles. Proposition A transportation revenue provides funding for the program.

In March 2017, the City of Thousand Oaks (CTO) advised the City of its intention to continue the relationship with its current contractor, MV Transportation (MV), for the service. The current contract between the City and the CTO permits the extension of the contract for an additional one-year term. The City and CTO have exercised that option. In May 2017, the City was advised that negotiations between the CTO and MV continued and MV was requesting additional funding to address additional costs associated with the changes to the mandated minimum wage requirement. The CTO indicated the request originated from the need for MV to continue to remain competitive, and ensure the retention of good quality drivers and dispatchers connected with the Dial-A-Ride Program.

The City's current contract rate for Dial-A-Ride Service is \$50.66 per revenue vehicle hour. Based on the request made by MV, there will be a five percent (5.01) increase to the current rate. The new rate will increase to \$53.20 per revenue vehicle hour. City staff reviewed the proposed rate changes with the CTO, and concludes the proposed changes to the rate are fair and equitable, as good drivers and dispatchers are vital for an efficient public paratransit service.

The City of Thousand Oaks has administrated the Dial-A-Ride Program exceptionally since its inception and continues to look for ways to improve service, is constantly communicating with City staff on various issues, and has been responsive to all staff inquiries and requests. The City of Thousand Oaks City Council approved this amendment at their July 10<sup>th</sup> 2018, meeting. The attached First Amendment will formalize the amendment to the contract and the new rate increase.

Funding to accommodate the increase has been allocated in the FY 2018-19 Proposition A budget. The amendment has been reviewed and approved as to form by the City Attorney

**RECOMMENDATION**

1. Approve First Amendment to Agreement for Contractor Services Between the City of Thousand Oaks and City of Agoura Hills (Dial-A-Ride).

Attachments: First Amendment to Agreement for Contractor Services

**FIRST AMENDMENT TO  
AGREEMENT FOR CONTRACTOR SERVICES  
BETWEEN CITY OF THOUSAND OAKS  
AND  
CITY OF AGOURA HILLS**

**Contract No. 10886-2015**

This FIRST AMENDMENT to the Agreement for Dial-A-Ride (DAR) services, entered into between the **CITY OF THOUSAND OAKS**, a municipal corporation, (hereinafter "City") and **CITY OF AGOURA HILLS**, (hereinafter "Agoura Hills"), dated June 9, 2015 (hereinafter "Contract"), and titled: Agoura Hills DAR, is made this 10<sup>th</sup> day of July, 2018.

**RECITALS**

- A. Whereas, City has a Contract with Agoura Hills to provide transit services for a fixed hourly rate as described in Exhibit "B", Payment Rate and Schedule; and
- B. City has agreed to an extraordinary rate increase for transit services provided by contract operator, including services provided to Agoura Hills under Contract; and
- C. City cannot provide services agreed to under Contract at the rates specified in Exhibit B without subsidizing costs and must therefore increase rate to Agoura Hills; and
- D. Agoura Hills is desirous of the City continuing to provide services under the Contract with an increase in rates; and
- E. Agoura Hills agrees to an extraordinary rate increase of 5.01 percent for Fiscal Year 2018-19; and

**AGREEMENT TO AMEND**

NOW, THEREFORE, the undersigned parties to Contract agree to amend Contract as described below:

Part 1. Modify Exhibit "B," Payment Rate and Schedule, to change rate for Year 3 of contract from \$50.66 to \$53.20.

Part 2. All terms used in Part 1 above shall have the meanings ascribed thereto in Contract. Except as amended in Part 1, all other sections, terms, obligations, duties, clauses and provisions of Contract as written and previously amended, shall remain the same.

IN WITNESS WHEREOF, the parties execute this First Amendment to Contract as of the date set forth above.

**CITY OF THOUSAND OAKS**

**CITY OF AGOURA HILLS**

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Andrew P. Fox, Mayor

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William D. Koehler, Mayor

**ATTEST:**

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Cynthia M. Rodriguez, City Clerk

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Kimberly M. Rodrigues, City Clerk

**APPROVED AS TO FORM:**

Office of the City Attorney

  
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Tracy Friedl, Deputy City Attorney

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Candice K. Lee, City Attorney

**APPROVED AS TO ADMINISTRATION:**

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Andrew P. Powers, City Manager

**APPROVED BY DEPARTMENT HEAD:**

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Jay T. Spurgin, Public Works Director