



**VICTOR VALLEY TRANSIT AUTHORITY  
SPECIAL MEETING OF  
THE BOARD OF DIRECTORS  
June 27, 2018, 9:00 A.M.**

**Victor Valley Transit Authority**  
17150 Smoke Tree Street  
Hesperia, CA 92345

**EMERGENCY AGENDA**

**ACTION ITEMS**

***Item #14: Emergency Board Item Pursuant to Government Code 54965.5 in Order to Avoid a Work Stoppage as Related to The Operations and Maintenance Contract (11-01) Between VVTA and Transdev.***

Recommendation: Pursuant to Government code 54965.5 the VVTA Board identifies an emergency item to be added to the agenda regarding the extension of the Transdev contract (11-01) for 90 days from July 1, 2018 through September 30, 2018.

Presented by: Kevin Kane, Executive Director.

***Item #15: Extend the Operations and Maintenance Contract (11-01) Between VVTA and Transdev for 90 Days Beginning July 1, 2018 and Ending September 30, 2018.***

Recommendation: Approve a 90 Day Contract extension to the Operations and Maintenance contract no.11-01 with Transdev from July 1, 2018 through September 30, 2018 and authorize the Executive Director to sign amendment no. 005 to that contract incorporating the staff recommended/negotiated terms.

Presented by: Kevin Kane, Executive Director.

VICTOR VALLEY TRANSIT AUTHORITY

**AGENDA MATTER**

**Emergency Board Item Pursuant to Government Code 54965.5 in Order to Avoid a Work Stoppage as Related to The Current Contract Between VVTA and Transdev.**

**SUMMARY STATEMENT**

The Board approved the cancellation of RFP 2017-13 for Operations and Maintenance Services at its May 21, 2018 Board meeting and approved release of RFP 2018-14 Operations and Maintenance Services. The reason for the cancellation was certain Caltrans requirements and a lack of competition. Since that time VVTA staff has been working with Transdev to come to an agreement for a 90-day extension from July 1, 2018 through September 30, 2018, as allowed by the existing Contract 11-01. Contract 11-01 was originally awarded in 2011 for a period of 7 years with 3 options to renew for an additional year. In addition, Contract 11-01 provides for short term extensions in 90-day increments, subject to negotiation between the parties.

On Tuesday, June 26, 2018 at 9:30 AM VVTA staff was able to come to an agreement with Transdev's corporate representative.

In order for the Board to approve the 90-day extension of the existing agreement on an emergency basis, the board must first find by majority vote that this is indeed an emergency item and must be put on the agenda. Threatened work stoppage is a basis for emergency consideration of an item. Without a contract extension, Transdev will have no obligation to provide further Operation and Maintenance Services. Following the vote on the addition of an emergency item, then the board shall have a separate vote on the amendment to extend the contract.

**RECOMMENDED ACTION**

Pursuant to Government code 54965.5 the VVTA Board identifies an emergency item to be added to the agenda regarding the extension of the Transdev contract for 90 days from July 1, 2018 through September 30, 2018.

**PRESENTED BY**  
Kevin Kane,  
Executive Director

**FISCAL IMPACT**  
  
N/A

**MEETING DATE**  
  
June 27, 2018

**ITEM NUMBER**  
  
14

VICTOR VALLEY TRANSIT AUTHORITY

**AGENDA MATTER**

**Extend the Current Transdev Contract 11-01 for 90 Days Beginning July 1, 2018 and Ending September 30, 2018.**

**SUMMARY STATEMENT**

The original contract with Transdev was for 7 years with the possibility of up to 3 additional years pending negotiation. The 7 years expires June 30, 2018.

The Board approved the cancellation of RFP 2017-13 for Operations and Maintenance Services at its May 21, 2018 Board meeting and approved release of RFP 2018-14 Operations and Maintenance Services. The reason for the cancellation was certain Caltrans requirements and a lack of competition. Since that time VVTA staff has been working with Transdev to come to an agreement for a 90-day extension from July 1, 2018 through September 30, 2018, as allowed by the existing Contract 11-01. Contract 11-01 was originally awarded in 2011 for a period of 7 years with 3 options to renew for an additional year. In addition, Contract 11-01 provides for short term extensions in 90-day increments, subject to negotiation between the parties.

The agreed upon terms are reflected in Amendment no. 005 to the Operations and Maintenance Contract (11-01) as follows:

*Continued*

**RECOMMENDED ACTION**

Approve the 90 Day Contract 11-01 extension with Transdev from July 1, 2018 through September 30, 2018 with the staff recommended/negotiated terms and authorize the Executive Director to sign amendment no. 5 to the operations and maintenance contract no.11-01

**PRESENTED BY**  
Kevin Kane,  
Executive Director

**FISCAL IMPACT**  
  
\$4,170,000

**MEETING DATE**  
  
June 27, 2018

**ITEM NUMBER**  
  
15

VICTOR VALLEY TRANSIT AUTHORITY

**AGENDA MATTER**

**Extend the Current Transdev Contract for 90 Days Beginning July 1, 2018 and Ending September 30, 2018.**

SUMMARY STATEMENT

*Continued*

VVTA STANDARD SERVICES AGREEMENT  
(AMENDMENT #005)  
OPERATIONS AND MAINTENANCE CONTRACT No. 11-01

The parties to the Victor Valley Transit Authority (VVTA) Standard Services Agreement, due hereby amend such agreement by:

1.Extending the contract end date ninety (90) days to September 30, 2018. (Extension Period)

2.Increasing the contract rate by four percent (4%) per revenue hour resulting in an increase of Two dollars and Thirty-nine cents (\$2.39) per revenue hour for all Motor Bus (MB) modes, and Two dollars and Seventy-one cents (\$2.71) per hour for all Demand Responsive (DR) modes operated by contractor for VVTA during the extension period. The new billable rate during the extension period for MB modes will be Sixty-Two dollars and Seventeen cents (\$62.17) per revenue hour and Seventy Dollars and Fifty-Three cents (\$70.53) for DR modes.

3.Increasing the contract value Four Million One Hundred Seventy Thousand (\$4,170,000), based on an estimated Fifty Thousand Four Hundred Ninety-Four hours (50,494) (MB) and Fourteen Thousand Five Hundred Seventy-Seven hours (14,577) (DR) during the extension period, and bringing the total contract value to a Not to Exceed price of \$68,019,327.

4.All other terms and conditions contained in Operations and Maintenance Contract No. 11-01 shall remain in full force and effect.

Furthermore, VVTA agrees to waive all claims to liquidated damages through the period ending June 30, 2018. All other terms of the Agreement remain unchanged and in force.