

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
3	08/25/14	Open	Action	08/13/14

Subject: Repealing Resolution No. 14-06-0065, and Approving a Service Agreement with the City of Elk Grove

ISSUE

Whether or not to Repeal Resolution No. 14-06-0065, and Approve a Service Agreement with the City of Elk Grove.

RECOMMENDED ACTION

Adopt Resolution 14-08-___, Repealing Resolution No. 14-06-0065, and Approving a Service Agreement with the City of Elk Grove.

FISCAL IMPACT

Elk Grove will pay RT its proportionate share for regional service provided between July 1, 2014 and December 31, 2014 up to a maximum of \$200,000.

DISCUSSION

RT and the City of Elk Grove entered into a Service Agreement in 2004. The Service Agreement was intended to comply with the requirements of A.B. 466 to permit Elk Grove to make an appointment to the RT Board of Directors. The Agreement addresses multiple issues:

- Elk Grove's payment to RT for rail and other districtwide transit service
- Support services for eTran (deleted in subsequent amendments)
- Consent of the parties to operate within each other's boundaries
- Consent for placement of RT poles, benches and shelters

The Agreement has been amended three times, primarily to extend its term.

On June 23, 2014, the Sacramento Regional Transit District Board of Directors approved the Fourth Amendment to the Service Agreement between Regional Transit and the City of Elk Grove. The substance of the proposed Fourth Amendment was to extend the term of the Agreement until December 31, 2014 and update the exhibits showing Elk Grove's service within RT's boundaries.

The Fourth Amendment also required approval from the Elk Grove City Council before its expiration. The Agreement expired on June 30, 2014 prior to City Council adoption of the Amendment.

Approved:

Presented:

Final 8/18/14

General Manager/CEO

AGM of Planning and Transit System Development

J:\Board Meeting Documents\2014\14 August 25, 2014\Issue Paper Elk Grove.docx

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Because the Agreement expired, it cannot be amended. The parties propose to enter into a new six-month Service Agreement – from July 1, 2014 to December 31, 2014 - with the same terms and conditions as the prior Agreement, with two exceptions:

- (1) The service exhibits would be updated using the same exhibits that would have been included in the Fourth Amendment); and
- (2) Elk Grove's maximum proportionate share for service would be capped at \$200,000.

RESOLUTION NO. 14-08-_____

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

August 25, 2014

REPEALING RESOLUTION NO. 14-06-0065, AND APPROVING A SERVICE AGREEMENT WITH THE CITY OF ELK GROVE

WHEREAS, the Sacramento Regional Transit District (RT) had a Service Agreement with the City of Elk Grove addressing compensation for the operation and maintenance of light rail, bus and facilities support provided to the City of Elk Grove; and

WHEREAS, the Service Agreement expired because the City of Elk Grove did not timely approve and execute the Fourth Amendment approved by RT; and

WHEREAS, the parties desire to enter into a new Service Agreement for six (6) months while the parties negotiate their terms of a new Service Agreement.

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, Resolution No. 14-06-0065 adopted on June 23, 2014 is hereby repealed; and

THAT, the Service Agreement between Regional Transit and the City of Elk Grove, whereby the parties agree to a new six month Service Agreement that incorporates by reference the prior Service Agreement and Amendments thereto, exhibits are included to show the service Elk Grove is currently authorized to operate within Regional Transit's (RT) boundaries, and the City's proportionate share for regional transit service is capped at \$200,000, is hereby approved.

THAT, the Chair and General Manager/CEO are hereby authorized to execute the Service Agreement with the City of Elk Grove.

PHILLIP R. SERNA, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: _____
Cindy Brooks, Assistant Secretary