

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
10	10/07/19	Open	Action	09/30/19

Subject: Delegating Authority to the General Manger/CEO to Submit a Proposal and To Certify, on Behalf of the Board of Directors, that the Proposal Meets All FTA Requirements

ISSUE

Whether or not to delegate authority to the General Manager/CEO to submit a proposal to the South County Transit System for turnkey operation and maintenance of public fixed route and dial-a-ride services; and to certify, on behalf of the SacRT Board of Directors, that SacRT's proposal meets all applicable requirements of the Federal Transportation Administration (FTA).

RECOMMENDED ACTION

Adopt Resolution No. 19-10-_____, Delegating Authority to the General Manager/CEO to Submit a Proposal in Response to the Request for Proposals for Turnkey Operation and Maintenance of Public Fixed Route and Dial-A-Ride Services Issued by the South County Transit System and to Certify, on Behalf of the SacRT Board of Directors, that SacRT's Proposal Meets all Applicable Requirements of the Federal Transit Administration.

FISCAL IMPACT

The fiscal impact associated with submitting the proposal is based on the cost of internal labor to compile information and support for the proposal document.

Staff is still working on the cost estimate to operate the service.

DISCUSSION

On September 13, 2019 Sacramento County Transit System (SCT) released a Request for Proposal (RFP) for turnkey operation and maintenance of its fixed route and dial-a-ride services for a period of four years plus annual options for up to an additional two year period.

The costs proposed by SacRT would be fixed for the initial four year term of the contract, while the two option years, if they are exercised, will be adjusted by the Consumer Price Index – All Urban U.S. City Average All Items issued by the U.S. Department of Labor, Bureau of Labor Statistics for the immediate preceding February through February twelve-month period, provided that the adjustment will not be less than 2 percent nor greater than 4 percent.

While the SCT RFP states proposers may not make deviations to any requirement within the RFP, alternatives and/or exceptions can be proposed and will be evaluated by SCT. SCT, represented by the County of Sacramento (County), reserves the right to consider such alternatives or exceptions and to award a contract based thereon if determined to be in the

Approved:

Presented:

Final 10/02/19

General Manager/CEO

VP, Operations

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County's best interest. No proposal will be considered unless it satisfies all minimum qualifications of the Scope of Services and sample agreement and addenda.

At the same time, while SCT included a sample contract in its RFP; it also reserved the right to modify that contract in its sole discretion, so the final contract terms and risks are not known at this point in time.

SacRT believes that it would be in the agency's best interest to submit a proposal in response to the SCT RFP because SacRT's mission is to promote and improve access in the Sacramento region by providing, safe, reliable, and fiscally responsible transit services that links people to resources and opportunities throughout the Sacramento region. SCT's inter-city bus service carries approximately 105,000 passengers a year on their 4 bus services. SCT's bus routes connect the cities of Galt, Lodi, Elk Grove, Isleton, South Sacramento and Sacramento's downtown core. By operating SCT's inter-city and dial-a-ride services, SacRT can ensure high quality service for all riders and improved mobility in the region. The final contract will be brought to the Board for approval if SacRT is selected as the most-qualified proposer.

The RFP contains the following requirement:

"A proposal submitted by a public agency which is receiving or has received federal subsidies shall be in compliance will all requirements of the FTA, as amended. Such a proposer shall obtain from its governing board and legal counsel certification that the proposal submitted is in compliance with federal requirements. For the proposal to be considered responsive, an executed copy of the resolution or ordinance memorializing the action of the public agency's governing board, as certified by the board's secretary or clerk and legal counsel, must be attached to the proposal."

Given the November 5, 2019, proposal deadline and the SacRT Board of Directors calendar, staff must seek Board certification immediately prior to the proposal being completed. Staff is working diligently to complete the proposal and ensure success in the RFP process. Therefore, staff requests that the Board delegate the authority to make FTA compliance certification to the General Manager/CEO.

SacRT's operations are currently in compliance with FTA regulations and, of course, the proposal in response to the SCT RFP will be carefully prepared and reviewed to ensure that it too complies with federal requirements.

RESOLUTION NO. 19-10-_____

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

October 7, 2019

DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO SUBMIT A PROPOSAL IN RESPONSE TO THE REQUEST FOR PROPOSALS FOR TURNKEY OPERATION AND MAINTENANCE OF PUBLIC FIXED ROUTE AND DIAL-A-RIDE SERVICES ISSUED BY THE SOUTH COUNTY TRANSIT SYSTEM AND TO CERTIFY, ON BEHALF OF THE BOARD OF DIRECTORS, THAT THE PROPOSAL MEETS ALL APPLICABLE REQUIREMENTS OF THE FEDERAL TRANSPORTATION ADMINISTRATION

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

THAT, the General Manager/CEO is authorized to submit a proposal to operate and maintain transit service to the South County Transit System in response to the Request for Proposals (RFP) issued by the South County Transit System on September 13, 2019.

THAT, the General Manager/CEO is directed to ensure that the proposal meets all applicable requirements of the Federal Transportation Administration.

THAT, that the General Manager/CEO is authorized to certify, on behalf of the Board of Directors, that the proposal submitted by SacRT complies with all applicable requirements of the Federal Transportation Administration.

THAT, execution of any contract resulting from the foregoing RFP requires separate approval by the Board of Directors.

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Cindy Brooks, Assistant Secretary