

AGREEMENT FOR TRANSIT SERVICES IN TEHAMA COUNTY
BETWEEN THE COUNTY OF TEHAMA AND THE INCORPORATED CITIES
OF CORNING, RED BLUFF AND TEHAMA

This agreement dated 2-25-03, by and between the County of Tehama herein called County, City of Corning, herein called Corning, the City of Red Bluff, herein called Red Bluff, the City of Tehama, herein called Tehama is hereby established.

RECITALS

WHEREAS, in 1971, the California Legislature passed the Transportation Development Act (TDA) to provide funds for transportation services, and

WHEREAS, the County, Corning, Red Bluff, and Tehama, desire to continue the current transit program through this Agreement establishing the Tehama County Transit Service Agency, and

WHEREAS, the four parties desire to continue funding the Program solely from each entity's annual allocation of available transit funding sources, and

WHEREAS, the parties hereto desire to utilize the Tehama County Transportation Commissioners as the membership of the Tehama County Transit Service Agency Board of Directors, and

WHEREAS, the goals of the parties to this Agreement are as follows:

- a. Provide a public bus transit service to the general public at a reasonable fare and in the most effective and efficient manner,
- b. Provide convenient routing and scheduling of the bus transit system within the participating jurisdictions,
- c. Provide a public bus transit system that is complimentary to the private taxi service,
- d. Provide Para-transit service to seniors and disabled residents of the County, also, complimentary to the private taxi service,

- e. Provide non-emergency medical transportation services, and

WHEREAS, the desired efforts shall be culminated through the actions and recommendations of the Transit Policy Advisory Committee and the Tehama County Transit Service Agency to ensure the implementation of safe and effective transit service as required by law, and

WHEREAS, it is the purpose of the Transit Policy Advisory Committee to make recommendations to the Tehama County Transit Service Agency.

NOW, THEREFORE, THE PARTIES MUTUALLY AGREE AS FOLLOWS:

1. PURPOSE:

The purpose of this Agreement is to provide for the operation and maintenance of TRAX public bus transit system in the County and Para-TRAX transit service primarily for the seniors and disabled in Tehama County, including non-emergency medical transportation as provided by METS.

2. FUNDS:

The parties hereto shall submit LTF claims to the Tehama County Transportation Commission for each agency's proportionate share of funds to operate and maintain said bus transit system and said Para-TRAX transit service. Said application shall be made on an annual basis and shall request sufficient funds to maintain and operate said bus transportation system and said Para-TRAX transportation service within the assigned areas.

3. OPERATION:

The operation of said transportation services shall be under the control and management of the Department of Public Works of the County of Tehama, State of California. Said management shall include daily operational authority which shall be defined as follows:

- a. The management of the transit contract for the operation of TRAX and Para-TRAX,
- b. The operation of METS,
- c. To acquire equipment and construct, manage, maintain and operate any buildings, works or improvements pertaining to the transportation services upon the concurrence of the Transit Service Agency Board.

4. TRANSIT POLICY ADVISORY COMMITTEE:

There is hereby established a Transit Policy Advisory Committee (TPAC) appointed by the Tehama County Transit Service Agency Board made up of the Public Works Directors and City Managers from the cities of Corning and Red Bluff, the City representative for Tehama, the Public Works Director of Tehama County, the Transit Manager of the County of Tehama, the Transit Contractor's General Manager, and a representative from the Social Services Transportation Advisory Committee (SSTAC). Voting members of TPAC will be the Public Works Directors from the City of Red Bluff, City of Corning, County of Tehama, and the City representative from Tehama. Said Transit Policy Committee shall have the following responsibilities:

- a. Recommend transit fares in accordance with the Transit Development Plan.
- b. Recommend level of service and bus routes.
- c. Monitor public response.
- d. Recommend on proposed purchases of additional vehicles.
- e. In conjunction with public response, to recommend adjustments in the program in order to serve the public efficiently and safely.
- f. Review and recommend the annual transit budget to be used by each party in applying to the Tehama County Transportation Commission as stated in Section 2.

- g. To recommend to the County, Commission or Agency to apply for grants for operation and/or for demonstration projects.
- h. To recommend cost allocations.
- i. Review the Transit Development Plan.

5. ADMINISTRATION OF THE TRANSIT PROGRAM

The Tehama County Department of Public Works will provide staffing and administrative functions for the Transit Service Agency and the Transit Policy Advisory Committee, as shown in the organizational chart labeled exhibit A.

The administration of the program(s) to be carried out pursuant to this Agreement shall comply with the current provisions of the Transportation Development Act as described in the Recitals set out above.

The Tehama County Department of Public Works will receive reimbursement from the Transit Service Agency for the cost of providing services and supplies to the Agency as reflected in the Agency's annual budget.

6. ACQUISITION OF VEHICLES:

The acquisition of vehicles, equipment, buildings and supplies shall be under the purchasing authority of the Board of Supervisors of Tehama County through its Department of Public Works.

7. TERMINATION OF CONTRACT:

- a. Any party to this Agreement may terminate its participation and its responsibility under this Agreement with respect to subsequent fiscal years only, i.e. no party may

unilaterally terminate its participation or responsibility during any fiscal year, which is covered by this Agreement without the consent of all of the remaining participants.

In order to terminate responsibility and participation herein, the terminating entity shall give written notice, on or before January 1 prior to the effective date of termination, to all of the remaining participant-entities. Such termination shall be effective on June 30, following the receipt notice.

The fiscal year referred to herein shall be July 1 through June 30.

If a party terminates participation said party is still responsible to meet "unmet transit needs" in accordance with the TDA.

- b. In the event of final termination of transit services and after all monetary obligations have been met, any remaining funds shall be returned to the Tehama County Transportation Commission and credit shall be given to each party of this Agreement in the proportion that each party contributed allocated funds to the program. Vehicles and/or equipment, which were included in the public transit program, shall be sold to the highest bidders and the proceeds of such sale shall be given to the Tehama County Transportation Commission.

8. BUS TRANSPORTATION SYSTEM AND PARATRAX TRANSPORTATION SERVICE JURISDICTION:

The TRAX transit system shall be operated within the city limits of Corning, Red Bluff and Tehama, and the unincorporated areas within the jurisdiction of Tehama County. The Transit Policy Advisory Committee as stated in Section 4 will review routes. Additional routes may be selected by the participating entities upon recommendation of the Transit Policy Advisory Committee.

9. DISTRIBUTION OF COSTS TO INDIVIDUAL JURISDICTIONS:

The distribution of actual costs of operating said transportation services shall be determined on a fair basis by the Transit Policy Advisory Committee. The initial distribution of cost shall be recommended by a two-thirds majority vote of said committee by June 1, 2003 and adopted by the Agency before July 1, 2003. The distribution of costs, which may result from future changes in transit services, shall be determined by the TPAC as necessary, and recommended by two-thirds majority vote to the Transit Agency, prior to implementation of the change in transit services. Each entity's proportion of the program's cost should be based on one or more of the following options:

- a. Their share of the County population within the bus service area.
- b. Transit service hours by jurisdiction.
- c. Origin and Destination survey.
- d. Residence location of riders.

10. NOTICES:

Notices hereunder shall be sufficient if delivered to:

City Clerk, City of Corning

City Clerk, City of Red Bluff


City Clerk, City of Tehama


Tehama County Department of Public Works

Executed on the 25th day of February, 2003

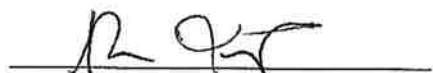
 Date 2-5-03
City of Corning Mayor

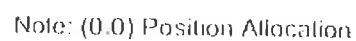
 Date 2/18/03
City of Red Bluff Mayor

 Date 1/29/03
City of Tehama Mayor

 Date FEB 25 2003
County of Tehama
Chairperson of Board of Supervisors

APPROVED AS TO FORM:

 Date FEB 20 2003
RON KEMP
County Counsel Deputy County Counsel



MINUTE ORDER
BOARD OF SUPERVISORS
COUNTY OF TEHAMA, STATE OF CALIFORNIA

R E G U L A R A G E N D A

AGREEMENT / TEHAMA COUNTY PUBLIC WORKS DEPARTMENT / TRANSPORTATION –
With the Incorporated Cities of Corning, Red Bluff and Tehama For Transit Services in Tehama County

A motion was made by Supervisor Turner, seconded by Supervisor Russell and carried by the unanimous vote of the Board to approve and authorize the Chairman to sign the agreement for transit services in Tehama County with the incorporated cities of Corning, Red Bluff and Tehama.

(2003 Miscellaneous Agreement Book, #63-2003)

STATE OF CALIFORNIA)
) ss
COUNTY OF TEHAMA)

I, MARY ALICE GEORGE, County Clerk and ex-officio Clerk of the Board of Supervisors of the County of Tehama, State of California, hereby certify the above and foregoing to be a full, true and correct copy of an order adopted by said Board of Supervisors on the 25th day of February, 2003.

DATED: March 3, 2003

MARY ALICE GEORGE, County Clerk and
Ex-officio Clerk of the Board of Supervisors
of the County of Tehama, State of California

by Angela L. Keel
Deputy