

ORDINANCE NO. 1522

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AN AMENDMENT TO ITS CONTRACT WITH MV TRANSPORTATION, INC OF DALLAS, TEXAS FOR PROVIDING TRANSIT OPERATIONS FOR CANBY AREA TRANSIT (CAT).

WHEREAS, the City of Canby on behalf of Canby Area Transit (CAT) entered into a contract with MV Transportation of Dallas, Texas on June 7, 2017 for the provision of transit services; and

WHEREAS, the City amended the original agreement via Amendment 1 and Amendment 2 to add Vehicle Revenue Hours (VRH) for new services.

WHEREAS, state regulations require a procurement process when costs exceed 25% of the original agreement.

WHEREAS, it is in the best interest of the City to extend the agreement with MV Transportation, Inc. through June 30, 2021 to allow time for transit planning efforts related to the new Statewide Transportation Improvement Fund (STIF) prior to the next service provider procurement process.


WHEREAS, the Parties have agreed to extend the contract for one year. The adjusted hours and the compensation amounts are as follows:

Year 4 (7/1/20 – 6/30/21) \$1,137,579.00 (17,700 VRH - @ \$64.27 per VRH)

NOW, THEREFORE, THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. The City Administrator is hereby authorized and directed to make, execute and declare in the name of the City of Canby and on its behalf, an appropriate contract amendment with MV Transportation, Inc. of Dallas, Texas to provide transit operations for the City's Transit System. A copy of said amendment, dated February 19, 2020, is attached hereto as Exhibit "A" and by this reference incorporated herein.

SUBMITTED to the Canby City Council and read the first time at a regular meeting thereof on Wednesday, February 5, 2020, and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and to come before the City Council for final reading and action at a regular meeting thereof on Wednesday, February 19, 2020 commencing at the hour of 7:00 PM in the City Council Chambers located at 222 NE 2nd Avenue, 1st Floor, Canby, Oregon.

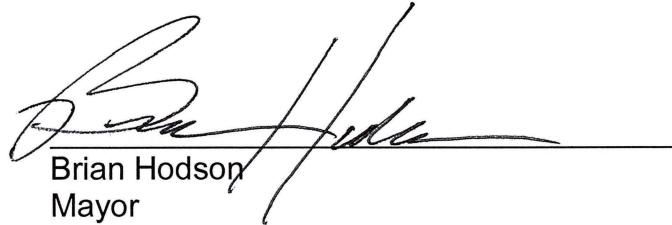


Melissa Bisset
City Recorder

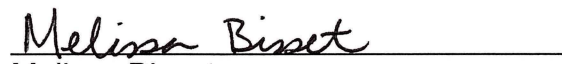
PASSED on second and final reading by the Canby City Council at a regular meeting thereof on February 19, 2020 by the following vote:

YEAS 6

NAYS 0


Brian Hodson
Mayor

ATTEST:


Melissa Bisset
City Recorder

AFFIDAVIT OF POSTING

STATE OF OREGON)
)
County of Clackamas) ss:
)
CITY OF CANBY)

I, Melissa Bisset, being first duly sworn, depose and say that I am the City Recorder for the City of Canby, Clackamas County, Oregon, a City duly incorporated under and by virtue of the laws of the State of Oregon.

That on the 5th day of February, 2020 the Council for said City of Canby held a Regular City Council Meeting, at which meeting Ordinance No. 1522 was read for the first time and passed by the vote of said Council and was then and there ordered posted in at least three (3) public and conspicuous places in said City for a period of five (5) days prior to the second reading and final vote on said Ordinance, as provided in Section 2 of Chapter 8 of the Charter of the City of Canby, and

Thereafter, on the 6th day of February, 2020, I personally posted said Ordinance in the following four (4) conspicuous places, all within the said City of Canby, to wit:

- 1. Canby Civic Building Bulletin Board (Upstairs)
- 2. Canby Civic Building Bulletin Board (Downstairs)
- 3. Canby Post Office
- 4. City of Canby Web Page

That since said posting on the date aforesaid, the said Ordinance will remain posted in the said four (4) public and conspicuous places continuously for the period of five (5) days and until the very 19th day of February, 2020.

Melissa Bisset
Melissa Bisset, City Recorder

Subscribed and sworn to before me this 6th day of February, 2020.

Erin Elizabeth Burckhard
Notary Public For Oregon
My Commission Expires: 9/4/2022



**Amendment 3
Contract for Transit Services
No.: CAT2017**

THIS CONTRACT previously entered into the 7th day of June 2017 and amended effective June 5, 2019 by and between the City of Canby, Oregon, a municipal corporation, hereinafter called "City," and MV Transportation, Inc., with headquarters located in Dallas, Texas hereinafter called "Contractor" and collectively referred to herein as the "Parties".

WITNESSETH THAT:

WHEREAS, the Parties entered into a Contract for Transit Services dated June 7, 2017, with an initial contract term of three (3) years, running from July 3, 2017 to June 30, 2020.

WHEREAS, Year 3 of the original agreement stated the following annual estimate:

Year 3 (7/1/19 – 6/30/20) \$910,376.64 (14,478 VRH - @ \$62.88 per VRH).

WHEREAS, the Parties amended the original agreement via Amendment 1 and Amendment 2 to add Vehicle Revenue Hours (VRH) for new services. The following was effective June 5, 2019:

Year 2 (7/1/18 – 6/30/19) \$997,723.00 (16,300 VRH - @ \$61.21 per VRH)

Year 3 (7/1/19 – 6/30/20) \$1,112,976.00 (17,700 VRH - @ \$62.88 per VRH)

WHEREAS, state regulations require a procurement process when costs exceed 25% of the original agreement.

WHEREAS, it is in the best interest of the City to extend the agreement with MV Transportation, Inc. through June 30, 2021 to allow time for transit planning efforts related to the new Statewide Transportation Improvement Fund (STIF) prior to the next service provider procurement process.

WHEREAS, the Parties have agreed to extend the contract for one year. The adjusted hours and the compensation amounts are as follows:

Year 4 (7/1/20 – 6/30/21) \$1,137,579.00 (17,700 VRH - @ \$64.27 per VRH)

All other terms, conditions, agreements, and addendums remain in effect between the parties.

EXHIBIT "A"

IT IS SO AGREED, City and Contractor have executed this Transit Contract Amendment 3 effective July 1, 2020.

03-03-20

Date



Name: Amanda Zeiber
Title: Assistant City Administrator

City of Canby
PO Box 930
Canby, OR 97031
503.266.0635

Date: 2/24/2020



Name: Marie Meisenbach Graul
Title: EVP, Chief Financial Officer

MV Public Transportation, Inc.
2711 N. Haskell Avenue Suite 1500
Dallas, TX 75204
972.391.4600