



**THURSDAY, July 12, 2012, 1:30 P.M.
Camarillo City Hall
Camarillo**

**VENTURA COUNTY TRANSPORTATION COMMISSION (VCTC)
TRANSIT OPERATORS ADVISORY COMMITTEE (TRANSCOM)**

- Item #1** **CALL TO ORDER**
- Item #2** **INTRODUCTIONS AND ANNOUNCEMENTS – PG.3**
- Item #3** **PUBLIC COMMENTS**
- Item #4** **MEETING SUMMARY THURSDAY, June 14, 2012 – PG.5**
Approve the meeting summary of the APRIL12, 2012 TRANSCOM meeting
- Item #5** **PROPOSED LOAN OF SURFACE TRANSPORTATION PROGRAM (STP)
PROGRAMMING CAPACITY TO ORANGE COUNTY TRANSPORTATION
AUTHORITY- PG.9**
Review and recommend that the Commission authorize a loan of up to \$12 million in STP programming capacity to the OCTA; and authorize staff to take other actions if needed to avoid an apportionment lapse of Federal funds.
- Item #6** **EAST COUNTY COMMUTER EXPRESS CMAQ PROJECT – PG.13**
Review and recommend that the Commission add the East County Commuter Express transit project to the CMAQ shelf list below the shelf list projects received prior to the deadline but above the Shoreside Power Project.
- Item #7** **PASSAGE OF FEDERAL TRANSPORTATION AUTHORIZATION – PG.17**
Receive a brief report on the recently approved new transportation authorization, entitled Moving Ahead for Progress in the Twenty-First Century, or MAP-21.
- Item #8** **VISTA INTERCITY CONTRACT SERVICES – PG.19**
The Chairman will present any updates regarding the status of the TRAPEZE program.
- Item #9** **ADA CERTIFICATION UPDATE – PG.23**
Mike Culver, MMP Director of Operations for the ADA Certification Program, will provide the monthly report regarding ADA certifications in Ventura County. nt)
- Item #9** **ADJOURN**

THIS PAGE INTENTIONALLY LEFT BLANK



Item #2

July 12, 2012

MEMO TO: TRANSIT OPERATORS COMMITTEE
FROM: VIC KAMHI, BUS SERVICES DIRECTOR
SUBJECT: ANNOUNCEMENT REGARDING COUNTY FAIR

RECOMMENDATION:

- Receive and file.

BACKGROUND:

This year's Ventura County Fair is slated for Wed/Aug 1 thru Sun/Aug 12. As in years past, VCTC will have a booth at the Fair. VCTC is advising TRANSMCOM members of this valuable promotional opportunity. Materials for distribution at the Fair should be delivered to Eric Molina at the Moore and Associates Valencia office.

THIS PAGE INTENTIONALLY LEFT BLANK



Item #4

THURSDAY, June 14, 2012, 1:30 P.M.
Camarillo City Hall
Camarillo

VENTURA COUNTY TRANSPORTATION COMMISSION (VCTC)
TRANSIT OPERATORS ADVISORY COMMITTEE (TRANSCOM)

Item #1

CALL TO ORDER

Chair Houser called the meeting to order at 1:37 pm.

Item #2

INTRODUCTIONS AND ANNOUNCEMENTS

Helene Buchman invited all TRANSCOM members to the Gold Coast Transit Strategic Planning session. Chuck Perkins introduced the new Simi Valley intern, and Mike Houser distributed new Dial-a-Ride brochure for Thousand Oaks.

Helene Buchman reported on discussions she and Steve Brown had with Assemblyman Das Williams regarding AB 1778. There was some comment made by individual TRANSCOM member regarding the proposed bill.

Darren Kettle announced the breaking news regarding the Coach bankruptcy and its impacts on VISTA service.

Item #3

PUBLIC COMMENTS

NONE

Item #4

MEETING SUMMARY THURSDAY, May 10, 2012

TRANSCOM approved the meeting summary of the May 10, 2012 TRANSCOM meeting on a motion by Kathy Connell, seconded by Helene Buchman.

Item #5

REVISIONS TO METROLINK PROPOSITION 1B TRANSIT SECURITY PROJECTS

TRANSCOM approved decreasing the Metrolink Grade Crossing Rehabilitation Project by \$200,000 of Proposition 1B California Transit Security Grant Program (CTSGP) funds and increasing the Tunnel 26 Rehabilitation Project by the same amount. The recommendation was approved on a motion by Helene Buchman, seconded by Chuck Perkins.

Item #6

FTA ANNOUNCEMENT REGARDING NEW URBANIZED AREA (UZA) BOUNDARIES AND NATIONAL TRANSIT DATA (NTD) BASE REPORTING

TRANSCOM discussed the FTA announcement regarding the new UZA boundaries informational transmittal.

Item #7

ADA CERTIFICATION UPDATE

Mike Culver, MMP Director of Operations for the ADA Certification Program, discussed staff changes in the program, and distributed a monthly statistical report. No action was taken.

Item #8

DISCUSSION ON STATUS OF TRAPEZE

The Chairman presented an update regarding the status of the TRAPEZE program.

Item #9

ADJOURN

The meeting was adjourned at 2:40 pm on a motion by Helene Buchman, Chuck Perkins.

TRANSCOM 6/14

Mike Houser	CITY OF THOUSAND OAKS
KATHY CONNELL	COUNTY OF VENTURA
ANDRES SANTAMARIA	CITY OF PORT HUENEME
Helene Buchman	GOLD COAST TRANSIT
Stephanie Young	VCTC
Andrew Schranze	CITY OF SIMI VALLEY / TRANSIT
Chuck Perkins	CITY OF SIMI VALLEY
Kim Kim	VCTC
Bill Golubics	CITY OF CAMARILLO
Gloria Sotelo	VCTC
Martin Erickson	Oxnard

THIS PAGE INTENTIONALLY LEFT BLANK



Item #5

July 12, 2012

**MEMO TO: TRANSPORTATION TECHNICAL ADVISORY COMMITTEE
 TRANSIT OPERATORS COMMITTEE**

FROM: PETER DE HAAN, PROGRAMMING DIRECTOR

**SUBJECT: PROPOSED LOAN OF SURFACE TRANSPORTATION PROGRAM (STP)
 PROGRAMMING CAPACITY TO ORANGE COUNTY TRANSPORTATION
 AUTHORITY**

RECOMMENDATION:

- Authorize staff to approve a loan of up to \$12 million of Surface Transportation Program (STP) program capacity to the Orange County Transportation Commission (OCTA), to be repaid by December 31, 2012.
- Authorize staff, if necessary to avoid an apportionment lapse should the OCTA loan not occur, to switch ready-to-go CMAQ projects to STP, and then obligate ready-to-go CMAQ shelf list projects in priority order if necessary to avoid a CMAQ lapse.

BACKGROUND:

The Federal transportation authorizing legislation, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) which has currently been extended through June 30, 2012, authorizes various Federal transportation programs including the Surface Transportation Program (STP) and the Congestion Mitigation and Air Quality (CMAQ) program. VCTC is responsible for selecting Ventura County projects to be funded under these programs, and it designates the selected projects by submitting them to the Southern California Association of Governments for inclusion in the Federal Transportation Improvement Program (FTIP). SAFETEA-LU stipulates that VCTC can include in the FTIP sufficient projects to use all of the County's apportionment of authorized federal funds, so this apportionment effectively becomes VCTC's program capacity.

Last summer VCTC loaned \$5,358,380 of its CMAQ program capacity for two years to the San Diego Association of Governments. Besides helping San Diego expedite one of its projects, this loan allowed VCTC to avoid a rescission of approximately \$2.7 million of CMAQ capacity that would have been lost but will now become available for projects when the loan is repaid in FY 2012/13.

DISCUSSION:

VCTC has now been approached by the OCTA which is interested in borrowing up to \$12 in STP program capacity to help expedite a project in Orange County. OCTA would be able to repay this loan by December, 31, 2012, so the loan would be of very short duration. Due to project delays, VCTC currently anticipates having a STP apportionment balance of \$25.5 million as of September 30th, so the balance is more than ample to provide the assistance that OCTA has requested. VCTC will require a large share of this balance for projects approved in the recent Mini-Call for Projects and scheduled for FY 2012/13, so the OCTA repayment in FY 2012/13 will ensure that the apportionment is available when needed.

The STP apportionment balance still contains \$6,325,122 which must be obligated by November 1st to avoid lapsing funds. Due to project delays there is only \$1,272,105 likely to be obligated by September 30th (net of an anticipated fund deobligation), and there is a significant possibility that the delayed projects will still not be able to obligate the minimum required amount by November 1st. Furthermore, it does not appear that the projects on the STP shelf list (attached) would be able to obligate funds earlier. Since the proposed loan to OCTA would remove the "old" apportionment from VCTC's balance, replacing it in a few months with "new" apportionment, the loan to OCTA could ensure that there is no STP apportionment lapse, with the full unused apportionment from FY 2011/12 carrying over to FY 2012/13. Even with the proposed loan, sufficient apportionment would remain in the Ventura County balance so that the delayed projects could be implemented whenever they are ready.

As with the previous loan to San Diego County, the repayment of the Orange County loan would be contingent upon continuation of the federal transportation program, with the loan repayment being the first priority assuming federal funding continues. The consummation of the loan would be contingent upon OCTA successfully obligating the funds by September 30th.

Consideration should also be given to a possible alternative plan to obligate the minimum required amount of STP funds should the OCTA loan not go forward and the local projects continue to be delayed past November 1st. One possible option would be to obligate the STP funds using ready-to-go CMAQ projects, since most CMAQ projects are also eligible for STP. However, it is generally preferred to fund CMAQ-eligible projects with CMAQ, since those funds are less flexible. Furthermore, based on the provisions of the upcoming federal authorization extension, another CMAQ rescission could occur September 30th. Fortunately, Ventura County is currently on track to draw down the CMAQ balance to \$0 by September 30th, thus avoiding any CMAQ rescission, but if some CMAQ projects are obligated instead of STP, then CMAQ apportionment could be lost in a rescission. The staff recommendation therefore proposes that if necessary to avoid a loss of STP apportionment, staff be given the discretion to switch some CMAQ projects to STP, and then if necessary to avoid a loss of CMAQ apportionment, staff be given discretion to obligate projects from the CMAQ shelf list, in priority order, if they can obligate funds by September 30th.

ATTACHMENT

STP

	PROJECT NAME/DESCRIPTION	AGENCY	FEDERAL FUNDS REQUESTED
1	Del Norte Resurfacing	Oxnard	\$ 2,688,479
2	Fifth St Resurfacing	Oxnard	\$ 1,062,360
3	Fleet Maintenance Facility Canopy	Thousand Oaks	\$ 300,000

CMAQ

	PROJECT NAME/DESCRIPTION	AGENCY	FEDERAL FUNDS REQUESTED
1	Victoria Ave Corridor Transit Service 3rd Year	Gold Coast	\$ 712,667
2	Four Paratransit Vans	Simi Valley	\$ 354,120
3	Transportation Center Improvements	Thousand Oaks	\$ 600,000
4	CNG Fuel Station at Transportation Center	Thousand Oaks	\$ 800,000
5	Shoreside Power System	Oxnard Harbor District	\$ 6,060,367

THIS PAGE INTENTIONALLY LEFT BLANK



Item #6

July 12, 2012

**MEMO TO: TRANSPORTATION TECHNICAL ADVISORY COMMITTEE
 TRANSIT OPERATORS COMMITTEE**

FROM: STEPHANIE YOUNG, PROGRAM ANALYST

SUBJECT: EAST COUNTY COMMUTER EXPRESS CMAQ PROJECT

RECOMMENDATION:

- Recommend that the Commission add the East County Commuter Express transit project to the Congestion Mitigation-Air Quality (CMAQ) shelf list below the shelf list projects received prior to the deadline but above the Shoreside Power Project.

BACKGROUND:

At the April 13, 2012 meeting, the Commission approved the programming of Surface Transportation Program (STP), Congestion Mitigation and Air Quality (CMAQ), and Transportation Enhancement (TE) projects from the Mini Call for Projects. The Commission also approved a shelf list containing projects eligible to receive funds should the need arise to avoid loss of funds or of program authority. Upon reviewing the application for East County Fixed Route Transit Service, staff concluded that the project would likely be ineligible for CMAQ since much of the service could supplant the existing VISTA East service. Per the recommendation of TRANSCOM, the Commission agreed to allow the City of Simi Valley to be given 60 days to revise an application for East County transit service. The project would then be rescored and recommended for addition to the shelf list if it was in the shelf list scoring range.

On June 5, 2012, the City of Simi Valley resubmitted the CMAQ application for East County Commuter Express transit service. Simi Valley, with the support of Camarillo Area Transit, Moorpark City Transit, and Thousand Oaks Transit, is requesting funding for two years of a three year demonstration project providing connecting public transportation between Simi Valley, Moorpark, Thousand Oaks, and Camarillo. The amount of CMAQ requested is \$3,200,000. The City of Simi Valley will provide a \$415,000 in-kind match. The project cost includes two buses to maintain an approximate 50-minute headway.

As part of Ventura County Transportation Commission's Regional Transit Study, this project focuses on the goal of connecting public transit services within eastern Ventura County. It is estimated that the service will provide approximately 125,000 annual trips between the Simi Valley Town Center, Moorpark College, Thousand Oaks Library, The Oaks Mall, and the Camarillo Metrolink Station. The service will run six days a week, approximately 15 hours a day.

TRANSCOM
July 12, 2012
Item #6
Page #2

The project was evaluated by VCTC staff and by Ventura County Air Pollution Control District staff according to the Mini Call criteria and was given the following scores:

Improves Mobility:	25/25
Improves Air Quality:	25/25
Multi-modal/HOV:	10/10
Funding Match:	0/10
Project Readiness:	15/15
TOTAL:	75/85

No objections to these scores were made by subcommittee of TRANSCOM and Transportation Technical Advisory Committee (TTAC) members tasked with reviewing Call for Projects submittals and scores. The project's total score is well above the threshold for shelf projects, as shown in the score sheet (attached), so staff recommends that it be added to the CMAQ shelf list, to be funded if it becomes necessary for VCTC to obligate funds that are at risk of lapsing. Staff recommends the project's position on the shelf list be below the projects that were part of the original scoring, but above the Shoreside Power Project since that project was submitted late and received a lower score

PROJECT NAME/DESCRIPTION	AGENCY	FEDERAL FUNDS REQUESTED	TOTAL PROJECT COST	SELECTION CRITERIA & SCORING						TOTAL SCORE	CUMULATIVE TOTAL
				Improve Mobility (Up to 25)	Improve Air Quality (Up to 25)	Multi-modal/HOV (10)	Funding Match (10)	Equitable Distribution (Up to 15)	Project Readiness (Up to 15)		
Victoria Ave Corridor Transit Service	Gold Coast	\$ 1,369,559	\$ 2,352,000	25	25	10	0		15	75	\$ 1,369,559
Rideshare Programs	VCTC	\$ 886,000	\$ 886,000	25	25	10	0		15	75	\$ 2,255,559
Traffic/Trip Demand Management Plan	Oxnard	\$ 132,795	\$ 150,000	25	25	10	0		15	75	\$ 2,388,354
Victoria Ave Bus Stops	Oxnard	\$ 374,962	\$ 423,542	25	25	10	0		15	75	\$ 2,763,316
Moorpark City Transit Extended Hours	Moorpark	\$ 602,004	\$ 680,000	25	20	10	0		15	70	\$ 3,365,320
Erbes Rd Improvements	Thousand Oaks	\$ 4,200,000	\$ 5,250,000	20	20	10	0		15	65	\$ 7,565,320
VCTC Marketing/Community Outreach	VCTC	\$ 1,000,000	\$ 1,000,000	20	15	10	0		15	60	\$ 8,565,320
Bike Facilities for the NECSP	Oxnard	\$ 643,896	\$ 727,320	25	25	10	0		0	60	\$ 9,209,216
Extended Bus Service	Thousand Oaks	\$ 170,000	\$ 212,500	25	20	0	0		15	60	\$ 9,379,216
Extended Trolley Service Hours	Ojai	\$ 132,795	\$ 150,000	25	20	0	0		15	60	\$ 9,512,011
C Street Bike Facilities	Oxnard	\$ 306,075	\$ 345,730	20	20	10	0		0	50	\$ 9,818,086
Arneill Rd/Dunnigan St Traffic Signal	Camarillo	\$ 250,000	\$ 282,500	15	10	10	0	15	0	50	\$ 10,068,086
Transit Stops Enhancement	Oxnard	\$ 271,769	\$ 306,979	20	15	10	0		5	50	\$ 10,339,855
Saturday Bus Service	Thousand Oaks	\$ 600,000	\$ 750,000	20	10	0	0	15	5	50	\$ 10,939,855
Rose Ave Sidewalk	Oxnard	\$ 434,555	\$ 490,856	15	15	10	0		5	45	\$ 11,374,410
Las Posas Rd Bike Lanes	County of Ventura	\$ 230,000	\$ 380,000	20	15	0	10		0	45	\$ 11,604,410
Citywide Sidewalk Survey	Oxnard	\$ 177,060	\$ 200,000	15	15	10	0		5	45	\$ 11,781,470
Trapeze Software Upgrades	Thousand Oaks	\$ 100,000	\$ 120,000	20	10	0	0		15	45	\$ 11,881,470
Ventura Blvd Sidewalk	Oxnard	\$ 913,346	\$ 1,037,680	15	10	10	0		5	40	\$ 12,794,816
Three Replacement CNG Buses	Simi Valley	\$ 1,460,745	\$ 1,650,000	10	5	10	0		15	40	\$ 14,255,561

PROJECT NAME/DESCRIPTION	AGENCY	FEDERAL FUNDS REQUESTED	TOTAL PROJECT COST	SELECTION CRITERIA & SCORING						TOTAL SCORE	CUMULATIVE TOTAL
				Improve Mobility (Up to 25)	Improve Air Quality (Up to 25)	Multi-modal/HOV (10)	Funding Match (10)	Equitable Distribution (Up to 15)	Project Readiness (Up to 15)		
SHELF: Four Replacement Paratransit Vans	Simi Valley	\$ 354,120	\$ 400,000	10	5	10	0		15	40	\$ 14,609,681
SHELF: Transportation Center Improvements	Thousand Oaks	\$ 600,000	\$ 750,000	10	10	10	0		5	35	\$ 15,209,681
SHELF: CNG Fuel Station at Transportation Center	Thousand Oaks	\$ 800,000	\$ 1,000,000	5	15	10	0		0	30	\$ 16,009,681
Oxnard Bike/Ped Trail Fifth St Segment	Oxnard	\$ 2,570,025	\$ 2,903,000	5	5	10	0		5	25	\$ 18,579,706
Santa Clara River Trail, Victoria Ave Segment	Oxnard	\$ 1,425,426	\$ 1,610,105	5	5	10	0		0	20	\$ 26,065,499
SHELF: Multi-Modal Shoreside Power Project	Port of Hueneme	\$ 6,060,367	\$ 10,100,612	0	25	0	10		15	50	\$ 24,640,073
East County Commuter Express (2 of 3 year demo)	Simi Valley	\$ 3,200,000	\$ 3,614,594	25	25	10	0		15	75	



Item #7

July 12, 2012

MEMO TO: TRANSIT OPERATORS COMMITTEE

FROM: PETER DE HAAN, PROGRAMMING DIRECTOR

SUBJECT: PASSAGE OF FEDERAL TRANSPORTATION AUTHORIZATION

RECOMMENDATION:

- Receive and file.

BACKGROUND:

One June 28th Congress passed and sent to the President the new transportation authorization, entitled Moving Ahead for Progress in the Twenty-First Century, or MAP-21. This bill represents the first multi-year transportation authorization since 2005. MAP-21 authorizes the federal transportation programs through September 30, 2014. Without action the federal transportation programs, as well as the collection of federal fuel taxes, would have expired on July 1st. The bill appears to have resulted from compromises between the bipartisan two-year bill which previously passed the Senate, and the three-month extension which passed the House on a party-line vote.

The following is a brief summary of what staff currently knows of the bill's provisions most likely to affect transportation in Ventura County:

- Federal transportation funding is authorized to continue at the current level, slightly increasing to address inflation.
- There has been consolidation of funding programs. In particular, the Transportation Enhancements program has been combined with Safe Routes to Schools and Recreational Trails to form a Transportation Alternatives program. In FY 2009, the combined funding for these three programs was \$1.08 billion, but MAP-21 provides FY 2013 funding of only \$800 million for the consolidated program, representing a significant decrease.
- The Section 5310 Elderly and Disabled program and the Section 5317 New Freedoms program have also been combined, with increased funding for the consolidated program, relative to the previous funding for the two programs.
- The Section 5311 Rural Transit program authorization is significantly increased, by nearly 10% for FY 2013 and by another 15% in FY 2014. This change should directly affect Ventura County's apportionment for rural transit operations.
- The transit Urban Area Formula program, the primary source of federal funds for transit in Ventura County, is revised to allow any operator with 100 or fewer buses to use the formula funds for operations. Previously, federal formula funds could only be used for operations in small urban or rural areas as defined by the Census Bureau. This provision appears to open the door for use of FTA funds for operations in the Gold Coast area, Moorpark, and Thousand Oaks.

Staff will have more complete information at the August meeting, and at subsequent meetings there will need to be consideration of changes to VCTC's programming guidelines in light of MAP-21's provisions.

THIS PAGE INTENTIONALLY LEFT BLANK



Item #8

July 12, 2012

MEMO TO: TRANSIT OPERATORS COMMITTEE
FROM: VICTOR KAMHI, BUS TRANSIT DIRECTOR
SUBJECT: VISTA INTERCITY CONTRACT SERVICES

RECOMMENDATION

- TRANSCOM receive the report to the commission regarding the emergency provision of VISTA services through June 30, 2013.

BACKGROUND

On Tuesday, June 12, 2012, representatives from CUSA (Coach USA), which operates our popular VISTA inter-community bus service informed the Commission that it intends to halt operations on or about June 30, 2012 due to bankruptcy sale of assets. On June 21, the Commission approved a action to work with CUSA to extend their service for one month at the current rate to allow the Commission to find and establish transit services with a short term provider. The Commission also authorized staff to negotiate an immediate sole source provider contract to provide VISTA replacement services and capital through June 30, 2012.

Staff identified an operator who can provide all of the VISTA intercity services for a period of eleven months, beginning operations on Monday, July 30, 2012 and ending June 30, 2013. Attached is the required sole source justification providing specific reasons why a competitive procurement is infeasible. VCTC will also have to make a finding to allow the contractor to comply with the regulations and guidance provided by the Federal Transit Administration and California laws and regulations. While a number of operators indicated an interest in providing long term (multi-year) service, only one contractor, Roadrunner Shuttle of Camarillo, indicated that they would be able to provide the VISTA intercity services without service interruption for substantially the same costs as the budgeted services.

The Roadrunner Shuttle proposal includes a cost per service hour of \$103.00, which is substantially the same as the \$102.64 (\$41.08 operating and \$61.64 capital) as the current budget amount. They have proposed a fuel surcharge if the price of diesel increases above a \$4.20/gallon base). The current cost of diesel fuel as reported by the U.S. Energy Information Administration for July 2 is \$3.875, falling from \$3.966 a month earlier. This fuel surcharge is not included in the current VISTA contract, however, VCTC has adjusted the contract up and down when the cost of fuel exceeded the overall annual adjustment in the contract.

Roadrunner is proposing to use Gillig 41 passenger Commuter buses, originally used by SAMTRANS for commuter freeway service from San Mateo County into San Francisco. The buses have been fully reconditioned, are wheelchair lift equipped, and comply with the California Air Resources Board (CARB) requirement. The fleet will be supplemented by two larger over-the-road coaches Roadrunner has available for select high demand trips. Roadrunner is also attempting to hire as many of the current drivers and dispatchers as possible from Coach. This will provide Roadrunner and the VISTA passengers with drivers who are familiar with the routes and passengers, and minimize disruption.

SBCAG and SBMTD are working to adjust the operations of the Coastal Limited, which they are jointly funding with participation from Caltrans, to supplement the VISTA Coastal Express services. This will help to insure comparable capacity, which otherwise would be lessened due to lower seating capacity of the Roadrunner buses. VCTC has been awarded a Caltrans Jobs Access-Reverse Commute (JARC) grant, which we expect to be able to use within a few months, and will also be used to add service on the Coastal route in the next few months.

VCTC will delay the introduction of increased services and schedule modifications from the originally planned date of August 13 to a date in September to allow the new service to become established.

SOLE SOURCE JUSTIFICATION

FOR VISTA FIXED-ROUTE BUS OPERATIONS AND FULLY-MAINTAINED LEASES

Per the requirements of Federal Transit Administration (FTA) funding as contained in Circular 4220.1F, to enter into a sole-source procurement VCTC must document that a competitive procurement is infeasible for specified reasons. There are two reasons why a sole source contract is justified for fully-maintained leases and operations for the 27 buses required for VISTA fixed-route service:

1. Inadequate Availability of Competition: In the prior two VISTA fixed-route bus procurements, the number of bidders was extremely limited. In the prior procurement in 2007, the current contractor was the only bidder for all services except the university service, for which there was one other bidder. In the procurement before the 2007 procurement, there were no other bidders except for the current contractor. Since the current vendor is going out of existence, there are no other vendors from the two prior bids, with the exception of the one bidder for the university service consisting of 4 buses. Thus, there is an extremely limited market availability of buses for fully-maintained leases in Ventura County. The limitation of the market is exacerbated by the requirement that all the buses be lift equipped, and meet California Air Resources Board requirements than VCTC, as a commuter transit system, comply with stricter emissions requirements that would be required of charter buses. VCTC's subrecipients for FTA funding do own approximately 20 smaller fixed-route buses, but virtually all of these buses are required to continue operation of the subrecipients' own services and thus are unavailable for VISTA service without disrupting local bus service.

An additional limiting factor is that, as noted in its adopted Transit Investment Study, VCTC's planned course of action in the near future is to transition the VISTA services to various other transit operators. It is therefore not feasible at this time for VCTC to enter into a multi-year lease of buses, resulting in a future reduction of the availability of buses for fully-maintained leases in Ventura County, due to lack of financial justification to a vendor for the up-front investment needed to purchase buses and establish the required maintenance infrastructure. For the reasons cited herein, a sole-source procurement is justified for however many buses can be located for which supporting operations and maintenance service is also available. It should be noted that VCTC is informally contacted as many potential bus lease providers as possible to ensure that each and every feasible bus can be deployed to minimize a disruption of service.

2. Unusual and Compelling Urgency: As provided in paragraph 3i(1)c of FTA Circular 4220.1F, a sole source procurement is justified for reasons of an unusual or urgent need, provided the urgency was not due to the recipient's lack of planning. VCTC had received assurance from its current contractor that the previously-negotiated extension of the current contract would be executed, and had no conflicting information until notified on June 12, 2012 that the contractor would not extend the contract beyond July 1st, other than considering a short term extension of 30-60 days dependent on finalization of the contractor's bankruptcy sale. This impending termination of service by VCTC's contractor on such short notice will create a situation of significant harm to the approximately 1,500 daily riders who depend on the VISTA fixed-route buses for necessary access to employment, education, and other critical services. Given the estimated minimum notice of several weeks for a new bus provider to deploy buses, to avoid or minimize disruption of bus service the public exigency requires limiting competition to providers that can deploy buses within this very short time period.

At this time staff's currently total cost estimate for the VISTA operations and capital lease contracts for eleven months from August 1, 2012 to June 30, 2013 is \$4.94 million, based on the price which had been negotiated between VCTC and the former contractor, and approved by VCTC.

THIS PAGE INTENTIONALLY LEFT BLANK



Item #9

July 12, 2012

MEMO TO: TRANSIT OPERATORS COMMITTEE

FROM: PETER DE HAAN, PROGRAMMING DIRECTOR

SUBJECT: ADA CERTIFICATION UPDATE

RECOMMENDATION:

- Receive report.

BACKGROUND:

Mike Culver, MMP Director of Operations for the ADA Certification Program will present a report on ADA Certifications, including the most recent statistics.