

**MODESTO CITY COUNCIL  
RESOLUTION NO. 2020-321**

**RESOLUTION APPROVING THE AWARD OF CDBG FUNDS IN AN AMOUNT NOT TO EXCEED \$100,000 AND AN ESG AWARD IN AN AMOUNT NOT TO EXCEED \$35,000 TO THE SALVATION ARMY MODESTO CITADEL FOR THE ACCESS CENTER EMERGENCY SHELTER (ACES), AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE AGREEMENTS**

WHEREAS, as a U.S. Department of Housing and Urban Development (HUD) entitlement community, the City is required to develop an Annual Action Plan that describes proposed activities funded with Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) funds, and

WHEREAS, on May 12, 2020, by Resolution No. 2020-224, Council approved the City of Modesto Program Year 2020-2021 AAP. The 2020-2021 AAP included funding recommendations under both CDBG and ESG for public services which allows the funding of eligible public services projects, and

WHEREAS, each year, up to 15% of the City's CDBG allocation may be used to fund public services allocated to local nonprofits and faith-based organizations; in addition, up to 15% of the prior year's program income may be used for public services related activities, and

WHEREAS, similar to CDBG funds, ESG funds can be used to provide services specifically to people experiencing homelessness or at risk of homelessness, and

WHEREAS, in February 2019, the City and County entered into a Memorandum of Understanding (MOU) which established a creative arrangement between the City and

County and the Salvation Army aimed at increasing the beds available to those experiencing homelessness in the Modesto community, and

WHEREAS, this partnership resulted in the addition of 180 additional beds to the existing approximately 150 at the Salvation Army shelter on 9th and D Streets in downtown Modesto and resulted in what today is known as the Access Center Emergency Shelter (ACES) located within the same building as the Salvation Army Berberian Shelter, and

WHEREAS, in support of the ACES, the 2020-2021 AAP recommended \$100,000 CDBG and \$35,000 ESG grants to support the operations of the ACES shelter to assist in addressing homelessness in the City of Modesto, and

WHEREAS, the award of CDBG and ESG funds will take effect via the execution two separate agreements: a CDBG agreement in the amount of \$100,000 and an ESG agreement in the amount of \$35,000.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the award of \$100,000 in Community Development Block Grant Funds and \$35,000 in Emergency Solutions Grant funds to The Salvation Army, Modesto Citadel.

BE IT FURTHER RESOLVED that the City Manager or his designee, is authorized to execute the agreements, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5<sup>th</sup> day of August, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Ridenour, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:   
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:   
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL  
RESOLUTION NO. 2020-322**

**RESOLUTION APPROVING A SECOND AMENDMENT TO THE AGREEMENT WITH FIRST ALARM WELLNESS, TO EXTEND THE TERM OF THE AGREEMENT TO JUNE 30, 2022 AND INCREASING THE AGREEMENT AMOUNT BY \$105,000 FROM \$45,000, FOR AN ANNUAL AMOUNT NOT TO EXCEED \$60,000, AND TOTAL AMOUNT NOT TO EXCEED \$150,000, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AMENDMENT**

WHEREAS, the City's current agreement with First Alarm Wellness provides City staff, including first responders, services to combat and mitigate the effects of first responder psychological trauma, and

WHEREAS, First Alarm Wellness provides confidential counseling as well as crisis management on-call services during critical incidents and possesses extensive expertise in the areas of trauma behavioral health and crisis management, and

WHEREAS, during the current COVID-19 pandemic healthcare crisis, the services provided by First Alarm Wellness will be utilized by City staff through the current COVID-19 healthcare crisis, and

WHEREAS, the First Amendment was executed in 2019, to extend the Agreement's term through June 30, 2021 and increased the total not to exceed amount to \$45,000 from \$15,000, and

WHEREAS, the Second Amendment extends the Agreement one additional year, through June 30, 2022 and increases the Agreement amount by \$105,000 for an annual amount not to exceed \$60,000, and total amount not to exceed \$150,000, and

WHEREAS, City departments will share the increased contractual amount of \$105,000, and funds utilized for the Second Amendment could be potentially eligible for

reimbursement from the Federal Emergency Management Agency (FEMA) Disaster Relief Fund.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the it hereby approves the Second Amendment to the Agreement with First Alarm Wellness, increasing the Agreement amount by \$105,000 from \$45,000, for an annual amount not to exceed \$60,000 and a total amount not to exceed \$150,000, and extending the Agreement's term to June 30, 2022.

BE IT FURTHER RESOLVED that the City Manager or designee is hereby authorized to execute the Amendment, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5<sup>th</sup> day of August, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Ridenour, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

  
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:

  
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL  
RESOLUTION NO. 2020-323**

**RESOLUTION APPROVING FREE FARES ON MODESTO AREA EXPRESS AND MODESTO AREA DIAL-A-RIDE BUSES DURING THE COVID-19 PANDEMIC BETWEEN AUGUST 1, 2020 AND AUGUST 31, 2020, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXTEND THE SUSPENSION OF THE COLLECTION OF FARES ON MODESTO AREA EXPRESS AND MODESTO AREA DIAL-A-RIDE BUSES THROUGH OCTOBER 31, 2020.**

WHEREAS, Modesto Area Express (MAX) and Modesto Area Dial-A-Ride (MADAR) are committed to the collective well-being and health of the riders and employees, and

WHEREAS, MAX and MADAR have provided signage and social media posts that require riders to wear facial coverings, only make essential trips, maintain social distancing and other health recommendations issued by the Centers for Disease Control and Prevention (CDC), and

WHEREAS, MAX and MADAR are deemed to provide an essential service during the coronavirus (COVID-19) pandemic, and

WHEREAS, providing free fares on MAX and MADAR would provide several benefits to riders and drivers, and

WHEREAS, on March 13, 2020, the City Manager, in his capacity as Director of Emergency Services, proclaimed the existence of local emergency in the City of Modesto in response to COVID-19 pursuant to Government Code section 8630 and Modesto Municipal Code section 3-4.06; and

WHEREAS, on March 19, 2020, City Council adopted Resolution 2020-140 ratifying the proclamation of a local emergency; and

WHEREAS, Government Code section 8634 and Modesto Municipal Code section 3-4.06 authorizes the City Manager to take actions reasonably related to the protection of life and property as affected by the COVID-19 emergency; and

WHEREAS, in order to ensure compliance with the recommendations and orders of State and County health officials regarding social distancing, the City Manager used his emergency powers to suspend the collection of MAX fares effective April 6, 2020 and MADAR fares effective April 23, 2020; and

WHEREAS, the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) will provide operating expenses of transit agencies related to the response to a coronavirus public health emergency as described in section 319 of the Public Health Service Act, beginning on January 20, 2020, and

WHEREAS, operating costs to maintain service and lost revenue due to the coronavirus public health emergency are eligible expenses.

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Modesto that it hereby approves free fares on Modesto Area Express and Modesto Area Dial-A-Ride buses during the COVID-19 pandemic between August 1, 2020 and August 31, 2020.

BE IF FURTHER RESOLVED that the City Manager, or his designee, is authorized to extend the suspension of the collection of fares on Modesto Area Express buses and Modesto Area Dial-A-Ride through October 31, 2020.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5<sup>th</sup> day of August, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Ridenour, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

  
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:

  
JOSE M. SANCHEZ, City Attorney



**MODESTO CITY COUNCIL  
RESOLUTION NO. 2020-324**

**RESOLUTION ACCEPTING THE WELL 71 (REPLACING WELL 226)  
PROJECT AS COMPLETE, AUTHORIZING ALL NECESSARY STEPS TO  
FILE WITH THE COUNTY RECORDER, RELEASING SECURITIES, AND  
RELEASING PAYMENTS TOTALING \$577,462 TO ROADRUNNER DRILLING  
AND PUMP COMPANY, INC., OF WOODLAND, CALIFORNIA**

WHEREAS, City water supply Well 226, located at the northwest corner of Conant and Brenner Avenues, was taken offline in 2006 due to elevated arsenic and nitrate concentrations, and

WHEREAS, Well 226 was originally drilled in 1954 and is strategically located near the Highway Village neighborhood, and

WHEREAS, on November 24, 2009, by Resolution No. 2009-554, Council approved an agreement with Brown and Caldwell (B&C) for Design Services for remediation at Well 226. A new, deeper well was proposed to be drilled on the existing site, built to current well construction standards. Well 226 was over 60 year's old, shallow at 270 feet, and drilled using a method that cannot isolate specific water layers, and

WHEREAS, in 2011, plans and specifications for removal and replacement of Well 226 were prepared, but the project was deferred due to lack of funding. The agreement with B&C was subsequently closed, and

WHEREAS, on June 28, 2016, by Resolution No. 2016-270, Council approved the specifications for destruction of certain water wells, and awarded a contract to Howk Systems of Modesto, CA. Well 226 was destroyed as a part of this work, and

WHEREAS, on February 7, 2017, by Resolution No. 2017-42, Council approved an agreement with B&C to provide services for design, bidding, and engineering during construction for the Replacement Well 226 Project, and

WHEREAS, on August 2, 2017, by Resolution No. 2017-303, Council approved the first amendment to the agreement for \$107,847 with B&C to provide services for design, bidding, and engineering during construction for the Replacement Well 226 Project, and

WHEREAS, on November 13, 2018, by Resolution No. 2018-508, Council approved the second amendment for \$86,413, plus \$17,520 for additional services, if needed, to the agreement with B&C for design changes to well equipping and the pump house for the Replacement Well 226 Project, and

WHEREAS, on October 2, 2018, by Resolution No. 2018-431, Council approved a resolution rejecting all construction bids for the Replacement Well 226 Subsurface Project and to re-advertise the project at a future date, and

WHEREAS, during the final design of Well 226, staff was informed by the Department of Water Resources that well number 226 could not be reused. New well numbers are required for replacement wells. Therefore, the project became Well 71 (Replacing Well 226), and

WHEREAS, bids were advertised on October 23, 2018, and were publicly opened on November 20, 2018, pursuant to Modesto Municipal Code section 8-3.403 and Charter Section 1307, and Roadrunner Drilling & Pump Company, Inc., of Woodland, California, was the apparent lowest responsible and responsive bidder, and

WHEREAS, on January 22, 2019, by Resolution No. 2019-26, Council awarded a contract to Roadrunner Drilling & Pump Company, Inc., of Woodland, California, for the construction of the Well 71 (Replacing Well 226) Project in the amount of \$629,609, and

WHEREAS, the contractor received the Notice to Proceed with a first working day of March 13, 2019, and all contract work was completed by July 19, 2019, and

WHEREAS, the total project costs were \$644,155 which included construction, design, and construction administration costs. The total project amount originally budgeted was \$924,067 which included \$787,011 for the construction contract and contingency with Roadrunner Drilling & Pump Company, Inc., and

WHEREAS, the City's "Change Order Approval Policy" enacted by Council Resolution No. 94-443 on July 19, 1994, and updated by Resolution No. 2019-326 on July 9, 2019, established a contract change order authority of up to and not to exceed 10% of the original contract price, and

WHEREAS, by Council Resolution 2019-28, approved at time of awarding the project, the change order authority was increased to 25%, for a not to exceed amount of \$157,402, and

WHEREAS, there were three change orders on this project with an overall decrease of \$52,147, and

WHEREAS, by accepting this project as complete, the City officially accepts the improvements made and authorizes the Notice of Completion to be filed.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Well 71 (Replacing Well 226) Project is hereby accepted as complete from contractor, Roadrunner Drilling & Pump Company, Inc., of Woodland, California, and that the City Clerk is authorized to complete all necessary steps to file the appropriate notices and documents with the County Recorder, release securities, and authorize payments totaling \$577,462.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5<sup>th</sup> day of August, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Ridenour, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

  
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:

  
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL  
RESOLUTION NO. 2020-325**

**RESOLUTION AUTHORIZING AN ADMINISTRATIVE ACTION TO AMEND THE DIRECTOR OF UTILITIES AUTHORITY TO ISSUE CHANGE ORDERS ON THE HEADWORKS, DRYDEN BOX, AND INFLUENT FLUME IMPROVEMENTS PROJECT FROM SIX PERCENT (6%) (\$1,018,320) TO TEN PERCENT (10%) (\$1,697,200) OF THE CONSTRUCTION CONTRACT PRICE OF \$16,972,000 WITH C. OVERAA & CO., OF RICHMOND, CA, FOR A TOTAL AMOUNT NOT TO EXCEED \$18,669,200**

WHEREAS, on November 4, 2014, by Resolution No. 2014-464, Council approved an agreement with Carollo Engineers, Inc. (Carollo), to prepare a Preliminary Design Report (PDR) that served as the basis of design for the Headworks, Dryden Box, and Influent Flume Improvements Project, and

WHEREAS, on March 1, 2016, by Resolution No. 2016-76, Council approved an agreement with Carollo Engineers, Inc. for Final Design Services for the Headworks, Dryden Box, and Influent Flume Improvements Project, and

WHEREAS, on October 2, 2018, by Resolution No. 2018-436, Council awarded a construction contract for the Headworks, Dryden Box, and Influent Flume Improvements Project to C. Overaa & Co. of Richmond, CA, in the amount of \$16,972,000, plus \$1,697,200 for contingency (if needed) for a total not to exceed amount of \$18,669,200, and

WHEREAS, when Council awarded the construction contract to C. Overaa & Co., staff established a contract change order budget of ten percent (10%) (\$1,697,200) for the project partially due to the highly corrosive nature of hydrogen sulfate gas present in sanitary sewer facilities and resulting unforeseen conditions – conditions that are not exposed until sewer flows are diverted, or bypassed, to other sections of the treatment plant, and

WHEREAS, in accordance with the City's updated Change Order Approval Policy enacted by Council Resolution No. 94-443 on July 19, 1994, and updated by Resolution No. 2019-326 on July 9, 2019, a contract that exceeds \$10,000,000 allows Director's Authority only up to six percent (6%), and

WHEREAS, while the contract change order budget of ten percent (10%) was noted in the Fiscal Impact table on the October 2, 2018, Agenda Report (reflected as the contingency amount), a resolution authorizing this amount for change orders was not submitted for approval, and

WHEREAS, this item is an administrative action to present a resolution formally requesting authorization of the ten percent (10%) amount for change orders, and

WHEREAS, no additional funds are necessary, as the funds have already been budgeted, and

WHEREAS, staff is requesting an increase in the Director of Utilities authority to issue change orders on the Headworks, Dryden Box, and Influent Flume Improvements Project from six percent (6%) (\$1,018,320) to ten percent (10%) (\$1,697,200) of the construction contract price of \$16,972,000 with C. Overaa & Co., to complete the project.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes an administrative action to increase the Director of Utilities authority to issue change orders on the Headworks, Dryden Box, and Influent Flume Improvements Project from six percent (6%) (\$1,018,320) to ten percent (10%) (\$1,697,200) of the construction contract to price of \$16,972,000 with C. Overaa & Co., for a total not to exceed amount of \$18,669,200, to complete the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5<sup>th</sup> day of August, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Ridenour, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:   
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:   
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL  
RESOLUTION NO. 2020-326**

**RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING  
WITH STANISLAUS COUNTY AND THE CITY OF TURLOCK FOR THE  
IMPLEMENTATION OF THE STANISLAUS REGIONAL TRANSIT  
AUTHORITY, AND AUTHORIZING THE CITY MANAGER, OR HIS  
DESIGNEE, TO EXECUTE THE AGREEMENT**

WHEREAS, the Stanislaus Council of Governments (StanCOG) completed a Transit Efficiency and Innovation Study, and

WHEREAS, the final study included language providing a recommendation that the four transit agencies in the County be re-formed into a new single transit Joint Powers Agency (JPA), and

WHEREAS, as of July 1, 2020, the City of Ceres transit system was consolidated with the City of Modesto's transit system, and

WHEREAS, the Study concluded that given the regional nature of travel within Stanislaus County and given the lack of coordination of fare structures, service deployment, public information, and contract management, a new regional transit agency that combined all the services and deployed all of the assets in the most efficient manner would offer the greatest potential for future transit development, and

WHEREAS, in January 2020, the Chair of the StanCOG Policy Board established a Transit Study Implementation Working Group to guide the intended establishment of a new regional transit agency in Stanislaus County, and

WHEREAS, on June 26, 2018, by Resolution 2018-255, Council approved a Short-Range Transit Plan, included the concept to Consolidate countywide transit systems into Transit District to provide seamless and integrated service to passengers, and



WHEREAS, the goal for implementation of the JPA is July 1, 2021, and

WHEREAS, in order to achieve that goal, several steps are needed to provide a seamless transition including the approval of a Memorandum of Understanding to move forward and form the JPA.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the Memorandum of Understanding with Stanislaus County and the City of Turlock for the implementation of the Stanislaus Regional Transit Authority.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5<sup>th</sup> day of August, 2020, by Councilmember Ridenour, who moved its adoption, which motion being duly seconded by Councilmember Kenoyer, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: Madrigal

ATTEST:

  
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:

  
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL  
RESOLUTION NO. 2020-327**

**RESOLUTION REJECTING ALL PROPOSALS RECEIVED FOR REQUEST  
FOR PROPOSALS NO.1920-07 FOR MODESTO AREA DIAL-A-RIDE  
OPERATIONS**

WHEREAS, the proposals received for the Modesto Area Dial-A-Ride operations were opened on September 24, 2019, and

WHEREAS, the City received four proposals for the project, and

WHEREAS, a competitive procurement process consistent with FTA requirements and City procurement requirements was completed by City staff, and

WHEREAS, the technical proposals were forwarded for evaluation and scoring by an evaluation committee composed of three City staff members and two technical experts from outside the City, and

WHEREAS, cost proposals were evaluated independent of the technical scoring and interviews, and

WHEREAS, as the City will join a new transit agency, the timing of this new procurement would not be advantageous, and

WHEREAS, the City has determined that it would be in the best interest of the City to cancel the request for proposals and join the new transit agency that will conduct a solicitation for paratransit services on a countywide basis that will provide better transit services for the region.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby rejects all proposals received for Request for Proposals No.1920-07 for Modesto Area Dial-A-Ride Operations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5<sup>th</sup> day of August, 2020, by Councilmember Ridenour, who moved its adoption, which motion being duly seconded by Councilmember Kenoyer, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: Madrigal

ATTEST:   
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:   
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL  
RESOLUTION NO. 2020-328**

**RESOLUTION AWARDING A SOLE SOURCE AGREEMENT AMENDMENT FOR OPERATION OF MODESTO AREA DIAL-A-RIDE TO STORER TRANSIT SERVICES, MODESTO, CA, FOR A NINE-MONTH AGREEMENT AMENDMENT AND A ONE-YEAR EXTENSION OPTION, FOR AN ESTIMATED COST OF \$2,700,000 AND A NEW TOTAL AMOUNT NOT TO EXCEED \$30,308,602, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO NEGOTIATE AND EXECUTE THE AGREEMENT AMENDMENT**

WHEREAS, the City is in the final option period of an agreement with Storer Transit Systems (Storer) to operate Modesto Area Dial-A-Ride (MADAR) through September 30, 2020, and

WHEREAS, the City wishes to continue providing MADAR service to the citizens and visitors of Modesto, and

WHEREAS, the existing agreement with Storer does not allow for additional extensions, and

WHEREAS, the City is required by the Federal Transit Administration (FTA) to conduct full and open competition unless circumstances warrant a sole source, and

WHEREAS, in the case of the current situation with the City's option to form a new transit agency with all other transit operators, a sole source is justified due to the impending formation of the new transit authority, and

WHEREAS, the new transit authority will conduct a new procurement to select a contractor to operate all paratransit services in the county, and

WHEREAS, an agreement amendment is needed to continue MADAR operations with Storer Transit Systems.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto

that it hereby awards a sole source agreement amendment for operation of Modesto Area Dial-A-Ride to Storer Transit Services, Modesto, CA, for a nine-month agreement amendment and a one-year extension option, for an estimated cost of \$2,700,000 and a new total amount not to exceed \$30,308,602.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to negotiate and execute the amendment agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5<sup>th</sup> day of August, 2020, by Councilmember Ridenour, who moved its adoption, which motion being duly seconded by Councilmember Kenoyer, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Ah You, Grewal, Kenoyer, Ridenour, Zoslocki, Mayor Brandvold
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Madrigal

ATTEST:   
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:   
JOSE M. SANCHEZ, City Attorney