



AGENDA REPORT

SAN CLEMENTE CITY COUNCIL MEETING
Meeting Date: June 18, 2019

Agenda Item 6-T

Approvals:

City Manager [Signature]

Dept. Head [Signature]

Attorney _____

Finance _____

Department: Public Works
Prepared By: Tom Bonigut, Public Works Director/City Engineer

Subject: **APPROVE AMENDMENT NO. 1 TO THE AGREEMENT WITH BUTTERFLI FOR THE ADA COMPONENT OF THE SCRIDES PROGRAM.**

Fiscal Impact: Yes. This agreement amendment will add additional program costs which must be appropriated, but these costs will completely reimbursed by OCTA without a required City match, therefore there is not net cost to the City for this service.

Summary: This action is to approve proposed changes to various terms in the existing agreement with Butterfli for the Americans with Disabilities Act (ADA) component of the SCRIDES rideshare program.

Discussion: In 2016, the City started a pilot on-demand transportation service designed to help mitigate the loss of former local bus routes 191 and 193, which were cancelled by the Orange County Transportation Authority (OCTA). Under its Project V grant program, OCTA awarded funds to the City to provide up to 90% of the cost of this pilot program. OCTA approved an extension of the grant term to June 2023, the amendment for which was approved by the Council on April 2, 2019, authorizing the City Manager to sign the amendment with OCTA once finalized by OCTA.

As discussed in the April 2, 2019 report to the City Council, the City executed an agreement with Butterfli last year to provide a companion service capable of providing on-demand rides for users requiring special assistance (e.g. wheelchairs) that can't be accommodated by typical Lyft contracted drivers. That agreement expires at the end of the fiscal year (June 30, 2019). Therefore, staff is returning to Council for approval to extend that contract. Per OCTA, funding for the companion Butterfli service will be 100% funded by OCTA, once an updated grant agreement or amendment is executed. This separate funding grant will completely cover the ADA component of SC Rides program costs, without a City match.

The proposed Amendment No. 1 with Butterfli matches this separate OCTA cooperative agreement and extends the term of the agreement to end in June 2023 to match the Lyft contract amendment approved by the City Council on April 2, 2019. Other proposed changes to the existing Butterfli agreement terms include the following, which are consistent with changes Council approved for the related Lyft agreement:

- a) Extend the service hours from 6pm to 8pm. This matches the recent Lyft contract amendment to update the program hours to match the former bus system operating hours.
- b) Increase the eligible ride subsidy area from 0.1 miles to 0.25 miles, to match the Lyft contract amendment that was approved April 2, 2019. This increases the "geofence" area around each bus stop in which eligible rides must start and end to receive the special discounted fare as was further discussed in the April 2, 2019 staff report to Council.
- c) Change any references to Transportation Engineering Manager to Public Works Director or designee.
- d) Renew and establish a new contract maximum funding amount for the extended contract term. Based on recent costs, staff recommends that the new funding maximum be set at approximately \$20,000 per fiscal year, resulting in an updated maximum contract amendment amount of \$80,000 for the extended contract term. This would be 100% reimbursed by OCTA grant funds. This is an estimated initial amount and staff will seek additional Council approvals if needed to adjust anticipated grant revenues and expense appropriations.
- e) Change the reporting requirements to include specific requirements for Butterfli to provide with each invoice average response time, for those on-demand riders who do not schedule rides ahead of time. Also include a reporting requirement that verifies that ride services provided were eligible and met the program requirements.

The SCRIDES program has been a partnership with OCTA to test the concept of using on-demand rideshare technology to offset the loss of fixed-route bus service and provide a meaningful transportation option for the public. This program involved considerable effort by staff and Butterfli to set up this new and innovative transportation model, incorporating required ADA compliance components. Staff recommends City Council approval of the proposed changes. If approved, staff will coordinate with OCTA to implement a corresponding OCTA grant agreement for ADA Services. Since OCTA is still finalizing the agreement document and Council will not meet again until late August, staff recommends that the City Council authorize the City Manager to execute this agreement, similar to the authorization provided for the Lyft grant agreement.

Recommended

Action:

STAFF RECOMMENDS THAT the City Council:

1. Approve and authorize the City Manager to execute Amendment No. 1 to the Agreement with Butterfli for the SCRIDES Program in an amount not to exceed \$80,000 for the period from July 1, 2019 through June 30, 2023, and provide for other contract modifications as discussed in this report;
2. Approve and authorize the City Manager to execute a separate OCTA grant funding agreement to provide requirements and 100% funding related to ADA transportation services related to the SCRIDES program as described in this report;

3. Accept revenue from OCTA in an estimated amount up to \$80,000 for ADA transportation services related to the SCRIDES Program, to be received into Account No. 001-33790-000-00000, Other County Grants; and
4. Approve an appropriation of \$80,000 from the General Fund undesignated fund balance to Account No. 001-413-43890-000-00000 for ADA transportation services related to the SCRIDES program.

Attachment: None.

Notification: None.

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