

LASSEN TRANSIT SERVICE AGENCY
RESOLUTION 10-002

**RESOLUTION ADOPTING FY 2010-11 CHARTER RATES
FOR THE LASSEN RURAL BUS SYSTEM**

WHEAREAS, The Federal Transit Administration (FTA), on January 14, 2008, issued a final rule amending 49 CFR part 604 (73 FR 2326), which governs the provision of charter service by recipients of Federal funds from FTA, and

WHEAREAS, The Federal Transit Administration (FTA), Charter rule 49 CFR part 604.3, which requires the solicitation of private charter operators registered within the jurisdiction of the LTSA interested in providing quotations for requested charter services, and

WHEAREAS, The Federal Transit Administration (FTA), Charter rule 49 CFR part 604.7, which allows for the provision of charter service to qualified human service organizations (QHSA) for the purpose of serving persons:

- (1) With mobility limitations related to advanced age;
- (2) With disabilities; or
- (3) With low income, and

WHEAREAS, The Federal Transit Administration (FTA), Charter rule 49 CFR part 604.9, allows for the provision of charter service when no registered charter providers respond to notice from a recipient;

- (1) Within 72 hours for charter service requested to be provided in less than 30 days, or
- (2) Within 14 calendar days for charter service requested to be provided in 30 days or more, and

WHEAREAS, the Lassen Rural Bus System is available to provide charter bus service to the community and private entities, and

WHEREAS, funding to subsidize the operation of the Lassen Rural Bus System is provided to Lassen County from the Transportation Development Act and the FTA, and

WHEREAS, the Transportation Development Act requires that all charter bus services performed by a public transportation system shall contribute financially to the reduction of deficits incurred in the operation of scheduled route service (pg 52; PUC 99250 (a), and

WHEREAS, the Transportation Development Act provides that if the operator of a public transportation system determines that there is a public need that cannot be otherwise met, the operator may provide charter bus services to charitable or public service organizations at direct cost, not to exceed \$10,000 or 40 buses per year whichever occurs first (pg 52; PUC 99250 (d); and

WHEREAS, the nature of charter service sometimes requires service outside and beyond regularly scheduled workday for drivers, thereby resulting in overtime pay; and

WHEREAS, the LTSA contracts the operation of the Lassen Rural Bus System to MV Transportation Inc; and

WHEREAS, MV Transportation Inc., is required to compensate drivers for working overtime; and

WHEREAS, the LTSA desires the compensation to MV to reimburse expenses incurred when drivers are required to work overtime; and

WHEREAS, the LTSA is also desires the provision of low cost charter service to the residents of Lassen County; and

WHEREAS, it is possible to provide additional compensation to MV and continue to provide low cost charter service by quoting charters at the overtime cost and billing for actual costs.

NOW THEREFORE BE IT RESOLVED, that the Lassen Transit Service Agency (LTSA) approves Charter Bus Service rates at \$75.00 per vehicle service hour for regular time and \$85.00 per vehicle service hour for overtime, in addition to the direct fuel costs to be paid at market price for any and all charter services provided and an administrative fee of \$27.32 per charter.

BE IT FURTHER RESOLVED, that the LTSA approves Charter Bus Service rate per standby hour at \$65.00 for regular time and \$75.00 for overtime.

BE IT FURTHER RESOLVED, that the LTSA authorizes the Executive Director of the LTSA to determine when a charter service client is eligible for Direct Cost Charter Bus Service Rate of \$30.00 per vehicle service hour for regular time and \$45.00 for overtime in addition to direct fuel costs to be paid at market price for any and all charter services provided and an administrative fee of \$27.32 per charter.

BE IT FURTHER RESOLVED, that a two hour minimum service rate of \$150.00 for regular time and \$170.00 for overtime or \$60.00 for regular time and \$90.00 for overtime for direct cost charters will apply to all chartered buses regardless of destination.

BE IT FURTHER RESOVLED, that LTSA staff is directed to provide charter quotes to the public at the overtime rate and bill for only actual expenses.

BE IT FURTHER RESOLVED, that in an effort to keep the overall costs low for the public that MV Transportation will make an effort to schedule drivers for charters that will not incur overtime pay.

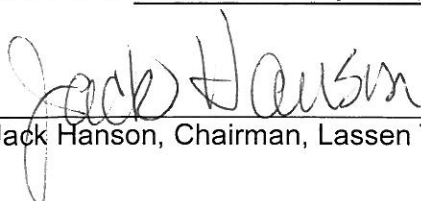
The foregoing resolution was passed and adopted at the July 12th, 20109 regular meeting of the Lassen Transit Service Agency by the following vote:

AYES: Chapman, Hanson, Keefer, McDonald

NOES: None

ABSTAINED: None

ABSENT: Dahle, Sayers, DeBoer



Jack Hanson, Chairman, Lassen Transit Service Agency