

## Grants & Contracts - Transmittal Memo

DATE: February 14, 2019

FROM: Purchasing Division, Contracts

TO: Cathie Whitney

CONTRACT #: 10830

VENDOR: MV Contract Transportation, Inc.

DESCRIPTION: #10830 MV Contract Transportation, Inc. 1<sup>st</sup> Amendment to extend term to 9/30/2019

APPROVED BY: Board of County Commissioners

APPROVAL DATE: February 12, 2019

RECEIVED ON: February 14, 2019

TERM START: February 12, 2019

TERM END: September 30, 2019

AMOUNT: NTE \$190,100.00

RFP/BID #:

GMW: Ordinance Exemption #3: State Contract

POR #  
(ENCUMBERANCE):

ACTIONS REQUIRED: Please forward a copy to the vendor & retain a copy for your files.

Prepared: March 2017  
Revised: February 2019

**AMENDMENT TO AGREEMENT#10830  
BETWEEN ALACHUA COUNTY AND  
FOR MV CONTRACT TRANSPORTATION, INC.**

THIS FIRST AMENDMENT TO AGREEMENT made and entered into this 12<sup>th</sup> day of February A.D. 2019, by and between Alachua County, a charter county and political subdivision of the State of Florida, by and through its Board of County Commissioners, hereinafter referred to as "County", and **MV Contract Transportation, Inc.**, hereinafter referred to as "MVT". Collectively hereinafter the county and MVT are referred to as the "Parties":

**WITNESSETH:**

**WHEREAS**, the Gainesville/Alachua County Metropolitan Transportation Planning Organization recommended, and the State Transportation Disadvantaged Commission selected, MVT to serve the transportation needs of the transportation disadvantaged population of Alachua County in an effective and efficient manner; and,

**WHEREAS**, MVT developed a coordinated transportation operational plan in conjunction with the Alachua County Transportation Disadvantaged Coordinating Board (**Attachment A**); and,

**WHEREAS**, the furtherance of the needs of the transportation disadvantaged population of Alachua County, the County entered into the *Agreement for Contractual Services* with MVT, dated February 13, 2018 (the "Agreement") for the provisions of transportation needs of the transportation disadvantaged population of Alachua County with a term from October 1, 2017 through September 30, 2018; and,

**WHEREAS**, the Parties desire to further amend the Agreement through which the term shall be extended through September 30, 2019 and the transportation rate schedule is updated to reflect the current rate structure from the State Transportation Disadvantages Commission,

A. SECTION #2 of the Agreement, Term, is amended in its entirety to read as follows:

This First Amendment shall go into effect upon execution by both Parties and extends the term of the Agreement through September 30, 2019. The County has the option of renewing this Agreement for 1 additional 1 year periods at the same terms and conditions outlined herein.

The County's performance and obligation to pay under this Agreement is contingent upon a specific annual appropriation by the Alachua County Board of County Commissioners ("Board"). The Parties hereto understand that this Agreement is not a commitment of future appropriations. Therefore, the continuation of this Agreement beyond the end of any fiscal year shall be subject to both the appropriation and the availability of funds in accordance with Chapter 129, Florida Statutes, and that the failure of the Board to do so shall not constitute a breach or default of this Agreement.

B. The rate schedule detailed in SECTION # 4 of the Agreement , Method of Payment , is deleted and replaced in its entirety with the following:

<b>In-Gainesville</b>	<b>Per Trip Rate</b>
Ambulatory	\$35.06
Wheelchair	\$60.10
Stretcher	\$125.20
<b>In-Alachua County</b>	
Ambulatory	\$35.06
Wheelchair	\$60.10
Stretcher	\$125.20
Per Trip Admin Fee	\$3.09

C. SECTION # 4 of the Agreement, Method of Payment, sub-section 4.1 is amended in its entirety to read as follows:

4.1 MVT shall be paid a sum not to exceed \$190,100.00, annually for the initial term of the Agreement. This is in addition to the amounts paid by the Foster Grandparent Program (FGP).

4.1.1 The County will also cover the per trip costs for differences between the agreed upon rates for Foster Grandparent Program (FGP) of Alachua County and the rate schedule assigned for Alachua County cited above.

4.1.1.1 The difference for Ambulatory FGP Riders shall be \$3.80 from the FGP Fund.

4.1.1.2 The difference for Wheelchair FGP Riders shall be \$5.35 from the FGP Fund.

4.1.2 The Foster Grandparent Program (FGP) will pay for rides within the City limits and outside the City limits. All other rides must be TD approved and reside outside the Gainesville City limits but within Alachua County.

4.1.3 TD Rides covered should be prioritized in the order of the following categories and may only be provided Monday through Friday 8:00 am - 5:00 pm.:

4.1.3.1 Medical

4.1.3.2 Employment

4.1.3.3 Education

D. This First Amendment shall take effect upon the date of execution by the parties

SAVE and EXCEPT as expressly amended herein, all other terms and provisions of the Agreement shall be and remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this First Amendment to Agreement to be executed for the uses and purposes therein expressed on the day and year first above-written.

**ALACHUA COUNTY, FLORIDA**

By: Charles S. Chestnut IV  
\_\_\_\_\_, Chair  
Board of County Commissioners  
Date: 07/13/19

ATTEST:

J.K. "Jess" Irby  
J.K. "Jess" Irby, Esq., Clerk

(SEAL)

APPROVED AS TO FORM

[Signature]  
Alachua County Attorney's Office

**VENDOR**

ATTEST (By Corporate Officer)

By: Gary Richardson

Print: Gary Richardson

Title: Co-Interim CFO

By: Tom Egan

Print: Tom Egan

Title: President, COO

Date: 1/7/19

**INCORPORATED OR ARE OTHERWISE NOT A NATURAL PERSON, PLEASE PROVIDE A CERTIFICATE OF INCUMBANCY AND AUTHORITY, OR A CORPORATE RESOLUTION, LISTING THOSE AUTHORIZED TO EXECUTE CONTRACTS. IF A NATURAL PERSON, THEN YOUR SIGNATURE SHOULD BE NOTARIZED. SAMPLE FORMATS FOR NOTARY ARE AVAILABLE ON THE INTRANET UNDER THE PURCHASING/PROCUREMENT SECTION**

**MV CONTRACT TRANSPORTATION, INC.**

**SECRETARY'S CERTIFICATE**

November 15, 2018

The undersigned, being the Secretary of MV Contract Transportation, Inc., a corporation duly organized and validly existing under the laws of the state of Delaware (the "Corporation"), hereby certifies, in her capacity as Secretary of the Corporation, the following:

1. The following officers have been duly appointed by the Board of Directors to the office set forth opposite their name:

Kevin Jones, Chief Executive Officer  
Tom Egan, President and Chief Operating Officer  
Erin Niewinski, Co-Interim Chief Financial Officer  
Gary Richardson, Co-Interim Chief Financial Officer  
Scott Sosnowski, Chief Sales Officer  
Emily Somerville, Secretary  
Dorothea DePrisco, Assistant Secretary

2. The officers listed herein are authorized, in the name and on behalf of the Corporation, to submit proposals and enter into and bind the Company to contracts with respect to requests for proposals consistent with internal approval requirements, including any bids, proposals or contracts to, for, or with Alachua County, a charter county and political subdivision of the State of Florida.

IN WITNESS WHEREOF, the undersigned has executed this Secretary's Certificate to be effective as of the date set forth above.

  
\_\_\_\_\_  
Emily Somerville, Secretary





# Agenda

## ALACHUA COUNTY BOARD OF COUNTY COMMISSIONERS

February 12, 2019 BoCC Regular Meeting 9:00AM

### Agenda Item #7.

**Agenda Item Name:**

MV Contract Transportation, Inc. 1st Amendment to Agreement - #10830

**Presenter:**

Candie Nixon, 213-4896

**Item Description:**

MV Contract Transportation, Inc. 1st Amendment to Agreement #10830 for Contractual Services with Alachua County and Special Pay Request

**Recommended Action:**

Approve the MV Contract Transportation, Inc. 1st Amendment for Contractual Services with Alachua County and approved the Special Pay Request. Funds were approved in the FY 18/19 budget not to exceed \$190,100.00

**Prior Board Motions**

MV Contract Transportation, Inc. Agreement was approved at the January 23, 2018 BoCC meeting item # 28

**Fiscal Consideration:**

MV Contract Transportation, Inc. 1st Amendment to Agreement

MSTU - 008.29.2907.544.34.00

\$190,100.00

Approve Special Pay, per Section 6.2, in the amount of \$65,000.00 for services rendered October 1, 2018-January 31, 2019.

**Background:**

The Gainesville/Alachua County Metropolitan Transportation Planning Organization (MTPO) and the State Transportation Disadvantaged Commission selected MV Transportation(MVT) to serve the transportation needs of the transportation disadvantaged population of Alachua County, which includes Foster Grandparent Program Volunteers. This agreement term is October 1, 2018 to September 30, 2019 for the sum not to exceed \$190,100.00.