

# **Attachment E**

**AGREEMENT 18-04**

**AMENDMENT NO. 1 to JULY 1, 2018 AGREEMENT BETWEEN THE KINGS COUNTY AREA PUBLIC TRANSIT AGENCY AND MV TRANSPORTATION, INC., FOR THE OPERATION OF A PUBLIC TRANSIT SYSTEM**

THIS AMENDMENT is made and entered into this 22<sup>ND</sup> day of May 2019, by and between the KINGS COUNTY AREA PUBLIC TRANSIT AGENCY, an entity established by a joint powers agreement entered into between the County of Kings and the Cities of Avenal, Hanford, and Lemoore (hereafter referred to as "Agency" or "KCAPTA"), and MV Transportation, Inc., (hereafter referred to as "Contractor").

WITNESSETH

WHEREAS, pursuant to that certain agreement entered into between Agency and Contractor and dated May 23, 2018, Contractor agreed to operate the Agency's public transit system for a five (5) year period ending on June 30, 2023 for the benefit of the residents within the Agency's geographical jurisdiction (said agreement is hereafter referred to as the "AGREEMENT" and is attached hereto as Attachment 1); and

WHEREAS, the Agency wishes to modify the staffing allocation to accommodate an increase in call volume; and

WHEREAS, Article 6 of the AGREEMENT, entitled "CHANGE IN SCOPE OF WORK; AMENDMENT," allows the Agency and the Contractor to mutually modify the terms and conditions of the AGREEMENT if necessary; and

WHEREAS, the parties agree to amend the AGREEMENT to delete one (1) half time GFI Technician and add one (1) full time Reservationist; and

WHEREAS, the parties agree to amend the AGREEMENT to include the prices for the change in staffing level.

NOW, THEREFORE, IT IS MUTUALLY AGREED that the AGREEMENT, as amended herein, shall remain in full force and effect through June 30, 2023, with the following amendments:

**A. ARTICLE 9 – PAYMENT**, subdivision 9.1 "Price Formula", of the Operations Agreement is hereby amended for purposes of modifying Contractor's staffing requirements by deleting one (1) half time GFI Technician and add one (1) full time Reservationist, and henceforth shall require as follows:

"9.1 Price Formula

**C. FIXED MONTHLY RATE**

<u>2018/2019</u>	<u>2019/2020</u>	<u>2020/2021</u>	<u>2021/2022</u>	<u>2022/2023</u>
\$148,145.17	\$150,001.19	\$156,969.65	\$163,973.55	\$169,611.61

**B.** All terms and conditions of the AGREEMENT not amended above shall remain in full force and effect.

IN WITNESS WHEREOF, this Agreement is executed on the day and year first above written.

KINGS COUNTY AREA PUBLIC TRANSIT AGENCY

CONTRACTOR

\_\_\_\_\_  
Joe Neves  
Chairman

\_\_\_\_\_  
By:  
Title:

Approved as to Form

\_\_\_\_\_  
Legal Counsel