

KINGS COUNTY AREA PUBLIC TRANSIT AGENCY
Board of Directors
Special Meeting (Time and Place)

610 W. 7th Street - Hanford, California 93230 (559) 852-2692 www.kartbus.org

Meeting Date: August 23, 2023

Time: 2:00 PM

In Person: City of Hanford Council Chambers
400 N Douty Street
Hanford, CA 93230

Avenal City Hall, Conference Room
919 Skyline Blvd.
Avenal, CA 93204

Join Zoom Meeting: <https://us06web.zoom.us/j/89655675504?pwd=UFJCRDY1YUF4U3pybk1Ub2VnUGhJQT09>

Meeting ID: 896 5567 5504

Passcode: Kart0823

Link to our Website: <https://www.kartbus.org/category/board/>

If you need special assistance to participate in this meeting or language assistance, please contact the Clerk of the Board at (559) 852-4623 by 4:00 PM on the Monday before this meeting. The Agenda backup information and any public records provided to the Board after the posting of the agenda for this meeting will be available for public review at 610 W. 7th Street, Hanford, CA 93230.

HYBRID MEETING AGENDA

KINGS COUNTY AREA PUBLIC MEETING PROTOCOL

KCAPTA hereby provides notice that effective March 1, 2022, it will return to in-person and public meetings.

Members of the public who wish to participate in this meeting can do so in one of the following three ways: **(1) by attending the meeting in person, (2) via Zoom Meeting, or (3) by submitting written comments** on any matter within the KCAPTA Board's subject matter jurisdiction, regardless of whether it is on the agenda for KCAPTA's consideration or action and those written comments will be entered into the administrative record of the meeting.

To submit written comments by U.S. Mail or email for inclusion in the meeting record, they must be received by the KCAPTA Office no later than 11:00 a.m. on the day of the noticed meeting. To submit written comments by email, please forward them to info@kartbus.org. To submit such comments by U.S. mail, please forward them to Clerk of the Board, KCAPTA at 610 W. 7th Street, Hanford, CA 93230.

<u>ITEM #</u>	<u>DESCRIPTION</u>	<u>ACTION</u>
1.	CALL TO ORDER <i>Roll Call – Clerk of the Board</i>	
2.	UNSCHEDULED APPEARANCE <i>Any person may directly address the Board at this time on any item on the agenda or on any other topics of interest to the public that is within the subject matter jurisdiction of the Board. Five (5) minutes are allowed for each item.</i>	
3.	CONSENT ITEMS <i>All items listed as consent items are considered routine and will be enacted by one motion. Any discussion of any consent item will be removed at the request of any Board member and made a part of the regular agenda.</i>	ACTION
	A. Summary Minutes of Hybrid Special Meeting July 19, 2023 B. Update KART Riders Code of Conduct	
4.	APPROVE AMENDMENT NO. 1 TO AGREEMENT 2006 WITH CM CONSTRUCTION SERVICES, INC. FOR PROJECT MANAGEMENT SERVICES RELATED TO THE KART TRANSIT CENTER PROJECT	ACTION
5.	AUTHORIZE EXECUTIVE DIRECTOR TO ENROLL KCAPTA IN THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES “PAVE” SYSTEM	ACTION
6.	CONSIDER RECOMMENDING HEATHER CORDER AS A CANDIDATE TO BE CONSIDERED FOR ELECTION TO THE COUNTY TREASURY OVERSIGHT COMMITTEE	ACTION
7.	CALIFORNIA FISCAL YEAR 23-24 BUDGET SIGNIFICANT NEW FUNDING FOR TRANSIT CAPITAL	CONSENSUS
8.	AWARD CNG BUS PURCHASE TO GILLIG	ACTION
9.	MISCELLANEOUS COMMENTS FROM STAFF	INFORMATION

Attachments:

- A – MINUTES OF JULY 19, 2023
- B – RIDERS CODE OF CONDUCT
- C – AGREEMENT 2006, AMENDMENT NO.1

STAFF REPORT

3. CONSENT ITEM:

A. Summary Minutes of Meeting July 19, 2023

B. Update KART's Riders Code of Conduct

In 2017 Staff created a Policy Manual where all of KCAPTA's policies are kept; each policy has the same format and is numbered accordingly. Many of our policies mirror the County of Kings Policies, and other policies are transit specific. Staff will periodically review policies to ensure they are up-to-date and reflect our current operating environment.

Staff is recommending a minor update to the KART Riders Code of Conduct, Strollers and Carts section.

- Strollers and other wheeled carts ~~must be folded before boarding the bus and~~ must be stowed safely away from and secured against moving into the aisle and safety exits.

All changes noted in the agenda item are reflected as strikeouts and/or red font within the KART's Riders Code of Conduct Policy to highlight where they occur.

4. APPROVE AMENDMENT NO.1 TO AGREEMENT 2006 WITH CM CONSTRUCTION SERVICES, INC. FOR PROJECT MANAGEMENT SERVICES RELATED TO THE KART TRANSIT CENTER PROJECT (ANGIE DOW):

In April 2020, KCAPTA awarded the Construction Management Contract to CM Construction Inc for pre-construction and construction management services. Tasks under this agreement include coordinating testing and special inspection services, reviewing design documents, overseeing the bidding process, reviewing bids, monitoring construction schedule/cost, construction, and construction warranty.

Due to a single bid situation as a result of our bidding process in July for the construction of the KART Transit Center, KCAPTA had to rebid the project. The single bid situation delayed the project by four months and required CM Construction to rewrite some Specifications and Frontend documents. In addition, CM Construction has been working with our utility provider Southern California Edison (SCE), for over a year to coordinate undergrounding of the utilities in the alley (Rule 20).

Staff has reviewed CM Construction's request for additional compensation of \$25,000 and determined the request is fair and reasonable.

Recommendation

Staff recommends the Board approve Amendment No. 1 to Agreement 2006 with CM Construction Services, Inc increasing the total compensation to \$1,025,000 and authorize the Board Chair to execute Amendment No. 1.

5. AUTHORIZE THE EXECUTIVE DIRECTOR TO ENROLL KCAPTA IN THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES "PAVE" SYSTEM (ANGIE DOW):

The Medi-Cal program, administered by the California Department of Health Care Services (DHCS), provides medical coverage for eligible low-income individuals; current law establishes a schedule of benefits under the Medi-Cal program, which includes benefits required under federal law and benefits provided at state option but for which federal financial

participation through Medicaid is available. The schedule of benefits includes non-emergency medical transportation (NEMT) and non-medical transportation (NMT).

The NEMT services are subject to prior written authorization by a licensed practitioner. Once requests are approved, managed care plans are required to authorize the lowest-cost type of NEMT that is adequate for the member's medical or mental health needs.

NMT is round trip transportation for members to access covered Medi-Cal services by private car, cab, bus, taxi, train, or other public or private transportation forms. NMT is available to travel to appointments or visits for medically necessary covered services; picking up drug prescriptions that cannot be mailed directly to the enrollee; picking up medical supplies; and/or visiting a sick child in the hospital. Enrollees using NMT services must attest that other available transportation resources have been reasonably exhausted. Unlike NEMT, a licensed practitioner's signature is not required for NMT authorization.

Staff was working with Kings County's Medi-Cal managed care plan "Modivcare" to establish a contractual relationship that would allow KCAPTA the ability to provide NEMT and NMT and bill "Modivcare" for NEMT and NMT trips based on an established rate. For KCAPTA to provide this, it would require KCAPTA to enroll in the DHCS Provider Application and Validation for Enrollment "PAVE" and pay an enrollment fee.

A proposed Assembly Bill (AB 719) would require DHCS to require Medi-Cal managed care plans to contract with public paratransit services operators for NEMT and NMT trips. The bill will require Medi-Cal managed care plans to contract with public paratransit service operators enrolled in PAVE.

The required information needed to complete the application includes:

Agency Information	Completed
Vehicles	Completed
Drivers	Not Completed
Subcontractor	Completed
Ownership/Control Interest	Not Completed
Application Fee \$ 688	Not Completed

Staff will be working with MV Transportation to get the required Driver information. The Ownership/Control Interest will require Board Member to complete the information.

On August 24th, Staff will be attending a Webinar to discuss AB 719 and get additional information on how to provide the information required in the application.

Recommendation

Staff is recommending the Board authorize the Executive Director to complete and submit the required application into the PAVE System and pay the \$688 application fee.

6. CONSIDER RECOMMENDING HEATHER CORDER AS A CANDIDATE TO BE CONSIDERED FOR ELECTION TO THE COUNTY TREASURY OVERSIGHT COMMITTEE (ANGIE DOW):

Kings County established a County Treasury Oversight Committee in 1995. One of the members of the committee is a representative of the Special Districts. This position is currently vacant, and it is time to elect a new representative.

The intent of the committee is to allow local agency representative participation in the policies that guide the investment of depositor funds. The primary responsibilities include: (1) reviewing and monitoring the County Director of Finance's

Investment Policy, (2) causing an annual audit to be conducted to determine the county treasurer's compliance, and (3) establishing criteria for deposit or withdrawal of funds for the purpose of investing or depositing outside the county treasure pool.

Recommendation

Staff is recommending the Board nominate KCAPTA's Accountant/Auditor, Heather Corder, to the Kings County Treasury Oversight Committee Special District Representative.

7. CALIFORNIA FISCAL YEAR 23-24 BUDGET SIGNIFICANT NEW FUNDING FOR TRANSIT CAPITAL PROJECTS (ANGIE DOW):

The State of California State’s Fiscal Year 23-24 Budget includes significant new funding for transit capital. Over \$5 Billion in funds will be allocated to transit systems similar to the formula to used to allocated State Transit Assistance Funds (STA).

Similar to the STA Funds, these funds will flow through the Regional Transportation Planning Agency, Kings County Association of Governments (KCAG). Since CalSTA is currently developing this new funding guideline, KCAG must follow these guidelines to access the funds. These guidelines are expected to be completed by September 30, 2024.

Among other requirements, before December 31, 2023, KCAG must submit transit operator data. KCAG will also need to submit a regional short-term financial plan.

Although no official appropriation has been announced, the California Association of Councils of Governments has provided estimates. Kings County Transit Operators should receive approximately \$18 Million per their estimates. This amount would be allocated to the two transit operators in Kings County, the City of Corcoran and KCAPTA.

Since this is State Funding, staff is looking at how we can maximize the state funds available with federal competitive grants—specifically, the Federal 5339 Bus and Bus Facility Competitive Grant.

Staff is proposing matching the fund with a federal competitive grant to complete the following projects:

KART Maintenance Facility (629 Davis)

- Electric Charging Infrastructure
- CNG Compressor
- Bus Parking Solar Canopies
- Pavement of unpaved areas
- Demolition of existing Structure
- Construction of Maintenance Building

KART Transit Center

- Electric Utility Vehicle
- Electric Floor Cleaning Machine
- Hot Water Pressure Washer
- Electric Scissor Lift

Operations

- Bus Operator Training Simulator
- Matching funds for Electric Buses
- Upgrade Fare Box System

Maintenance

- Shop Electrical Person Protection Equipment

Mechanic Electric Vehicle Training, Technician Certification
Replace Maintenance Truck
Additional Tooling Neet to Maintain Electric Buses

Staff estimates that if we successfully match the state funds with federal funds, we would be investing approximately \$30 million in capital improvements.

Since the majority of the funds would be spent on the Maintenance Facility, some of these activities will require a CEQA and NEPA process (environmental). Staff is researching how we can substantially complete the environmental document before submitting our federal competitive grant in April.

Staff is requesting Board Consensus on the staff proposed capital plan, maximizing the new state capital funding available with federal competitive grants.

Recommendation

Discussion/ Consensus

8. AWARD CNG BUS PURCHASE TO GILLIG (HEATHER CORDER):

KCAPTA has a fixed route bus fleet of 26 – 35' CNG buses, and as we entered our bus replacement phase, staff applied for and received two grants to purchase two buses. Both grants are 5311 grants. The 5311 funding for 2021 is \$280,288, and the grant for 2022 is \$365,969. STA funds will cover the matching portion.

These grants will replace two (2) 35' CNG Buses and continue our bus replacement schedule.

The California Association for Coordinated Transportation (CalACT) created a buying consortium in 2010 to assist small to medium transit systems in purchasing buses and equipment. CalACT drafted bid specifications for various transit vehicles and received pricing and option costs from dealers. The purchase price includes a procurement fee of 1.5%, payable to CalACT.

Staff reviewed all the 35' CNG buses available through the consortium and determined the Gillig 35' CNG Heavy Duty bus provides the best value for KCAPTA. Staff compared prices, options, and past performance to determine the best value. The CalACT RFP outlines the bus specification, options, and the vendor's proposals.

Staff has included the purchase in the current year's capital budget. If approved, staff will issue the Purchase order with the notice to proceed after we receive approval from the State of California DOT.

Recommendation

Staff recommends the Board approve the purchase of two (2) 35' CNG Buses from Gillig and authorize the Executive Director to issue a Purchase order to Gillig in an amount not to exceed \$1,562,484

9. MISCELLANEOUS COMMENTS FROM STAFF: