

**MOORPARK CITY COUNCIL
AGENDA REPORT**

TO: Honorable City Council

FROM: Ron Coons, Interim Public Works Director 
Prepared by: Shaun Kroes, Program Manager 

DATE: February 5, 2016 (CC Meeting of 02/17/16)

SUBJECT: Consider Amendment No. 2 to Agreement with Durham School Services, L.P. for Bus Excursion and Charter Services

BACKGROUND AND DISCUSSION

On June 2, 2014, the City Council approved entering into an Agreement with Durham School Services, L.P. (Durham) for Bus Excursion and Charter Services, including the Moorpark Beach Bus, Camp Moorpark and Adventure Camp. On May 22, 2015, the City approved Amendment No. 1 to the Agreement, which added a Public Utilities Commission Fee of 0.25% of the daily rate, which Durham had originally left out of its pricing. Although the original Agreement expires May 31, 2016, the Agreement includes pricing for 2016 services. The City Council is requested to approve Amendment No. 2, which will extend Durham's services through December 31, 2016.

FISCAL IMPACT

Durham's 2016 rate is \$74.29 per hour, with a five-hour minimum charge, or 2.00% higher than the 2015 rate of \$72.83 per hour. Additional hours above the five-hour minimum will also increase 2.00%, from \$52.02 per hour to \$53.06 per hour. The Moorpark Beach Bus and Camp Moorpark and Adventure Camp have sufficient budgets to cover the rate increase.

STAFF RECOMMENDATION

1. Authorize the City Manager to sign Amendment No. 2 to the Agreement with Durham School Services, L.P. for Bus Excursion and Charter Services, subject to final language approval by the City Manager.

Attachment: Amendment No. 2

**AMENDMENT NO. 2
TO AGREEMENT BETWEEN THE CITY OF MOORPARK AND
DURHAM SCHOOL SERVICES, L.P. FOR BUS EXCURSION AND CHARTER
SERVICES**

This Amendment No. 2 to the Agreement between the City of Moorpark, a municipal corporation ("City"), and Durham School Services, L.P., a limited partnership ("Contractor"), for bus excursion and charter services ("Agreement"), is made and entered into the ___ day of _____, 2016.

RECITALS

WHEREAS, on June 2, 2014, the City and Contractor entered into an Agreement to have the Contractor provide Moorpark Beach Bus, Camp Moorpark and Adventure Camp, and Active Adult Center bus excursion and charter services; and

WHEREAS, on May 22, 2015, Amendment No. 1 to the Agreement was executed, adding a Public Utilities Commission Fee of one quarter of one percent (0.25%) of the daily rate submitted in Appendix B; and

WHEREAS, Appendix B to the Agreement includes hourly rates for 2016; and

WHEREAS, the City and Contractor now desire to amend the Agreement to extend Contractor's term until December 31, 2016, and document said Agreement by jointly approving Amendment No. 2 to the Agreement.

NOW, THEREFORE, it is mutually agreed by and between the parties to the Agreement as follows:

I. Section 1, TERM, is amended by replacing this section in its entirety as follows:

"The term of this Agreement shall be from the date executed above, and shall continue in effect until the completion of the project on May 31, 2017."

II. Remaining Provisions:

Except as revised by this Amendment No. 2, all of the provisions of the Agreement shall remain in full force and effect.

In Witness Whereof, the parties hereto have caused this Agreement to be executed the day and year first above written.

CITY OF MOORPARK

DURHAM SCHOOL SERVICES, L.P.

Steven Kueny
City Manager

David A. Duke
Chief Executive Officer

Attest:

Maureen Benson, City Clerk