



COMMUNITY DEVELOPMENT DEPARTMENT

DATE: December 6, 2016
FROM: Carl D. Hokenstad, AICP, Director of Community Development
ITEM: Amendment to Transit Brokerage Contract with Bis-Man Transit Board

REQUEST

The brokerage contract between the City of Bismarck and Bis-Man Transit Board will expire December 31, 2016. We request approval of an amendment to the brokerage contract, extending its terms to a month-by-month basis, until such time an updated contract may be finalized and approved by the Bis-Man Transit Board and the Bismarck Board of City Commissioners.

Please place this item on the December 13, 2016 City Commission meeting.

BACKGROUND INFORMATION

Through an RFP process, the Bis-Man Transit Board was awarded the contract to provide transit services for the Bismarck-Mandan area for a five year period, starting January 1, 2017. The Bismarck-Mandan MPO is facilitating negotiations between Bismarck City Staff and Bis-Man Transit for an updated brokerage contract. Final approval will not be gained before the expiration of the current contract. A contract amendment has been drawn up by City Attorney Charlie Whitman and agreed to by the Bis-Man Transit Board. (See attachment)

RECOMMENDED CITY COMMISSION ACTION

Consider approval of the amendment to the Brokerage Contract between the City of Bismarck and the Bis-Man Transit Board.

STAFF CONTACT INFORMATION

Please contact Rachel Drewlow, Transportation Planner, at 355-1852 or rdrewlow@bismarcknd.gov if you have questions about this request.

Rachel Drewlow will also be present at the Commission meeting if you have any questions.

AMENDMENT 1 TO THE AGREEMENT BETWEEN THE CITY OF BISMARCK AND THE BIS-MAN TRANSIT BOARD

Whereas, the City of Bismarck and the Bis-Man Transit Board have a current Agreement, dated November 27, 2012, whereby the Bis-Man Transit Board provides transportation services to the City of Bismarck; and

Whereas, the Agreement between the City of Bismarck and the Bis-Man Transit Board expires December 31, 2016; and

Whereas, the City of Bismarck, through an RFP process, has selected the Bis-Man Transit Board to continue to provide such services in the City of Bismarck for an additional term, the parties agree to amend the current Agreement as follows:

Paragraph 8 of the Agreement between the City of Bismarck and the Bis-Man Transit Board dated November 27, 2012 is deleted and replaced with the following:

8. The term of this Agreement shall be until December 31, 2016 and shall continue thereafter on a month to month basis until such time the parties enter into a new agreement or the contract is canceled. This Agreement shall be cancelable by either party upon 30 day written notice.

All of the other terms, conditions and provisions of the Agreement dated November 27, 2012, between the City of Bismarck and the Bis-Man Transit Board not specifically amended by this Amendment 1 shall remain in full force and effect.

Dated this ____ day of December, 2016

CITY OF BISMARCK, NORTH DAKOTA

Attest:

By: _____
Keith J. Hunke
City Administrator

By: _____
Michael C. Seminary
President, Board of City Commissioners

Dated this ____ day of December, 2016.

Bis-Man Transit Board

By: _____
Roy Rickert, Executive Director

By: _____
Ben Ehreth, President of the Board