LOCAL TRANSPORTATION S AUTHORITY

# Adopted Budget Fiscal Year 2023/24

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## Local Transportation Authority Adopted Budget Fiscal Year 2023 - 2024

Published by Order of the: Board of Directors

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*Executive Director* Binu Abraham

Prepared and Compiled by Norma Rivera Administrative Services Specialist

Adopted: June 15, 2023

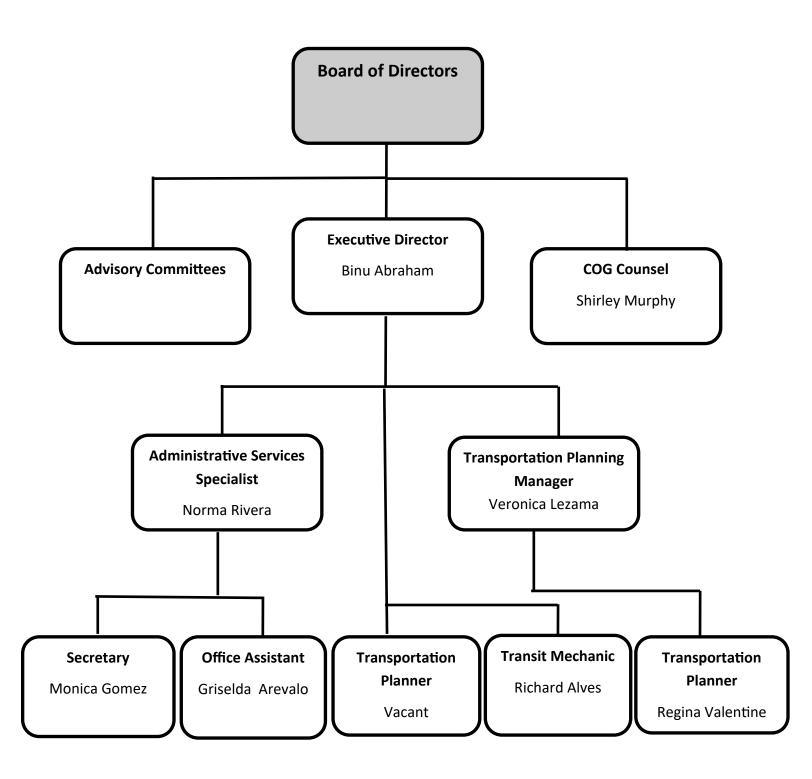
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# Local Transportation Authority

## Organizational Chart







## **Executive Summary**

The Local Transportation Authority (LTA) is the designated Consolidated Transportation Services Agency (CTSA) for San Benito County. The Local Transportation Authority is responsible for administration and operation of San Benito County Express, the public transportation for the County, which operates seven days a week. San Benito County Express services, operated through a contract with MV Transportation Inc., include Fixed Route, Complementary Paratransit, Dial-A-Ride, and Intercounty transit services.

Local Transportation Authority also provides three Specialized Transportation services operated through a contract with the local nonprofit, Jovenes de Antaño: Out-of-County Non-Emergency Medical Transportation and Medical-Shopping Assistance Program.

#### Goals and Objectives

The Local Transportation Authority goals for FY 2023/2024 are to continue serving the community through its transit operations, increased community outreach, implementation of unmet transit needs, and implementation of the Short-Range Transit Plan recommendations which will include upgrades to the vehicle fleet and system infrastructure.

#### Budget Detail

The Local Transportation Authority's total proposed budget for FY 2023/2024 is \$2.7 million. The FY 2023/2024 Budget reflects an overall decrease in expenditures. The Personnel budget category includes a currently vacant transportation planner position which will be filled in FY 23/24. Service and Supplies includes large expenditures in vehicle maintenance and fuel cost. The Local Transportation Authority contracts for its transit operations with MV Transportation and Jovenes de Antano. Contracts also include trip planning software providers and professional services contracts for the implementation of the Short Range Transit Plan.

The Local Transportation Authority FY 2023/2024 Budget is balanced and supports the policies of the Board or Directors and the immediate needs of the community.

#### LOCAL TRANSPORTATION AUTHORITY BUDGET - FY 2023/24 EXPENDITURES

610.101 Services and 619.126 619.130 619.132 619.138 619.140 619.142 645.701 619.152 619.154 619.158	Magazines and Subscriptions Clothing and Safety Communications Computer Maintenance Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	FY 22/23 344,768 344,768 1,500 1,400 1,200 325 1,050 9,989 55,000 220,000 922	June 30, 2023 322,235 - 322,235 - 1,550 1,382 1,095 33 - 9,988 39,637 223,910	FY 23/24 411,265 - 411,265 - 1,600 6,200 1,000 300 500 10,745 45,000	FY 24/25 431,828 - 431,828 - 1,600 1,400 1,400 1,000 300 500 10,960 45,000	FY 23/24 66,497 - 66,497 - 100 4,800 (200) (25) (550) 756 (10,000)
610.101 Services and 619.126 619.130 619.132 619.138 619.140 619.142 645.701 619.152 619.154 619.158	Salaries (5304 Bus Stop IT) Total Supplies Magazines and Subscriptions Clothing and Safety Communications Computer Maintenance Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	344,768 1,500 1,400 1,200 325 1,050 9,989 55,000 220,000 922	<b>322,235</b> 1,550 1,382 1,095 33 9,988 39,637	411,265 411,265 1,600 6,200 1,000 300 500 10,745 45,000	<b>431,828</b> 1,600 1,400 1,000 300 500 10,960	66,497 100 4,800 (200) (25) (550) 756
Services and 619.126 619.130 619.132 619.138 619.140 619.142 645.701 619.152 619.154 619.158	Total Supplies Magazines and Subscriptions Clothing and Safety Communications Computer Maintenance Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	1,500 1,400 1,200 325 1,050 9,989 55,000 220,000 922	1,550 1,382 1,095 33 9,988 39,637	1,600 6,200 1,000 300 500 10,745 45,000	1,600 1,400 1,000 300 500 10,960	100 4,800 (200) (25) (550) 756
619.126 619.130 619.132 619.138 619.140 619.142 645.701 619.152 619.154 619.158	I Supplies Magazines and Subscriptions Clothing and Safety Communications Computer Maintenance Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	1,500 1,400 1,200 325 1,050 9,989 55,000 220,000 922	1,550 1,382 1,095 33 9,988 39,637	1,600 6,200 1,000 300 500 10,745 45,000	1,600 1,400 1,000 300 500 10,960	100 4,800 (200) (25) (550) 756
619.126 619.130 619.132 619.138 619.140 619.142 645.701 619.152 619.154 619.158	Magazines and Subscriptions Clothing and Safety Communications Computer Maintenance Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	1,400 1,200 325 1,050 9,989 55,000 220,000 922	1,382 1,095 33 - 9,988 39,637	6,200 1,000 300 500 10,745 45,000	1,400 1,000 300 500 10,960	4,800 (200) (25) (550) 756
619.130 619.132 619.138 619.140 619.142 645.701 619.152 619.154 619.158	Clothing and Safety Communications Computer Maintenance Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	1,400 1,200 325 1,050 9,989 55,000 220,000 922	1,382 1,095 33 - 9,988 39,637	6,200 1,000 300 500 10,745 45,000	1,400 1,000 300 500 10,960	4,800 (200) (25) (550) 756
619.132 619.138 619.140 619.142 645.701 619.152 619.154 619.158	Communications Computer Maintenance Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	1,400 1,200 325 1,050 9,989 55,000 220,000 922	1,382 1,095 33 - 9,988 39,637	6,200 1,000 300 500 10,745 45,000	1,400 1,000 300 500 10,960	4,800 (200) (25) (550) 756
619.138 619.140 619.142 645.701 619.152 619.154 619.158	Computer Maintenance Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	1,200 325 1,050 9,989 55,000 220,000 922	1,095 33 - 9,988 39,637	1,000 300 500 10,745 45,000	1,000 300 500 10,960	(200) (25) (550) 756
619.140 619.142 645.701 619.152 619.154 619.158	Computer Supplies Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	325 1,050 9,989 55,000 220,000 922	33 9,988 39,637	300 500 10,745 45,000	300 500 10,960	(25) (550) 756
619.142 645.701 619.152 619.154 619.158	Computer Hardware General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	1,050 9,989 55,000 220,000 922	9,988 39,637	500 10,745 45,000	500 10,960	(550) 756
645.701 619.152 619.154 619.158	General Insurance Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	9,989 55,000 220,000 922	39,637	10,745 45,000	10,960	756
619.152 619.154 619.158	Maintenance of Equipment Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	55,000 220,000 922	39,637	45,000		
619.154 619.158	Maintenance of Equipment - Oil and Gas Maintenance of Structures and Grounds Marketing Membership Dues	220,000 922			45.000	(10.000)
619.158	Maintenance of Structures and Grounds Marketing Membership Dues	220,000 922	223,910			
	Marketing Membership Dues			225,000	220,000	5,000
640.000	Membership Dues	1 000	941	950	950	28
619.280		4,902	5,151	5,200	5,200	298
619.166		715	715	750	750	35
	Special Project Supplies - Supplies	600	67	500	500	(100)
	Supplies	250	41	250	250	( ) -
	Postage and Delivery	25	-	25	25	-
	Professional Service - Legal	5,500	2,650	3,000	3,000	(2,500)
	Public and Legal Notices	1,000	562	700	700	(300)
	Rent Equipment	-	-		-	(000)
	Rent Structures	-	-	_	-	-
	Small Tools	100	62	100	100	_
	Special Dept. Expense - Other	202,850	9,898	105,627	-	(97,223)
	Special Dept. Expense - Other (5311 CRRSAA)	229,609	0,000		_	(229,609)
	Special Dept. Expense - Other (5310 CRRSAA)	32,249	_	_	_	(32,249)
	Travel Lodging	711		40,000		39,289
	Travel Meals	200	204	40,000	-	(200)
	Training	2,000	204	-	-	(2,000)
	Travel Transportation	2,000	- 56	100	- 100	, ,
	Utilities	200	00	100	100	(100)
019.300	Total	772,297	297,942	447,547	292,335	(324,750)
Contracts	On a sint Dante Frances - O anter sta	00 744		57.040	57.040	00.400
	Special Dept. Expense - Contracts	29,711	16,552	57,819	57,819	28,108
	Special Dept. Expense - MV Contract	1,500,029	1,199,612	1,500,029	1,530,030	-
619.250	Special Dept. Expense - JDA Contract	339,459 <b>1,869,199</b>	<u> </u>	339,459 1,897,307	346,248 <b>1,934,097</b>	28,108
Capital	· · · · · · · · · · · ·					
650.301	Automobiles, Trucks, Vans	- 0	- 0		-	- 0
<b>.</b>						
Other 649.320	OPEB	<u>-</u>	<u>-</u>		_	_
010.020	Total	-	-	-	-	-
	TOTAL PROPOSED BUDGET	2,986,264	2,139,826	2,756,119	2,658,260	(230,145)

#### LOCAL TRANSPORTATION AUTHORITY BUDGET - FY 2023/24 REVENUES AND EXPENDITURES VS REVENUES

REVENUE DESCRIPTION	Adopted Budget FY 22/23	Estimated Actual to June 30, 2023	Proposed Budget FY 23/24	Budget Estimate for FY 24/25	Variance FY 22/23 FY 23/24
570.001 Advertisement Revenue	1,000	16,431	9,000	12,000	8,000
570.003 Sale of Fix Asset	, _	-	· ·	-	· -
551.113 FTA 5310 Out of County Medical	-	13,674	-	-	-
551.113 FTA 5311 Operating Assistance	457,619	457,619	375,000	350,000	(82,619)
551.113 FTA 5304 Sustainable Communities (SRTP)	3,398	4,923	-	-	(3,398)
551.113 Low Carbon Trnsit Operations (LCTOP)	157,268	157,268	163,282	165,000	(3,398)
556.301 FTA CARES Act	202,850	316,616	160,158	-	(42,692
576.012 LTF Transfer in	1,235,528	243,879	936,260	1,011,964	(299,268)
576.012 STA Transfer in	601,062	837,264	793,810	809,686	192,748
562.803 County Express Fares/JDA Fares	65,000	88,260	89,000	80,000	24,000
556.301 FTA ARPA	-	-	- 335,000	335,000	335,000
556.301 FTA 5311 CRRSAA	229,609	229,609	229,609	229,609	-
556.301 FTA 5310 CRRSAA	32,929	90,899	-	-	(32,929)
TOTAL REVENUE	2,986,263	2,456,442	3,091,119	2,993,260	128,373
EXPENDITURES VS REVENUES	Adopted	Estimated	Proposed	Budget	Variance
<u>LTA</u>	Budget	Actual to	Budget	Estimate for	FY 22/23
	FY 22/23	June 30, 2023	FY 23/24	FY 24/25	FY 23/24
EXPENDITURES					
Personnel	344,768	322,235	411,265	431,828	66,497
Services & Supplies	772,297	297,942	447,547	292,335	(324,750
Contracts	1,869,199	1,519,649	1,897,307	1,934,097	28,108
Capital	0	0	-	-	-
Other	-	-	-	-	-
TOTAL EXPENDITURES	2,986,264	2,139,826	2,756,119	2,658,260	(230,145)
REVENUES					
Revenues	2,385,201	1,619,178	2,297,309	2,183,573	(87,892)
Operating Transfers (in)	601,062	837,264	793,810	809,686	192,748
TOTAL REVENUE	2,986,263	2,456,442	3,091,119	2,993,260	104,856
TOTAL PROPOSED BUDGET	2,986,264	2,139,826	2,756,119	2,658,260	(230,145)

#### FUND BALANCE DESIGNATED FUND BALANCE UNDESIGNATED FUND BALANCE

- 335,000

BUDGET NOTES Personnel	Proposed Budget FY 23/24
Personnel includes staff salaries.	FT 23/24
	411,26
Services and Supplies	411,200
ncludes budget items to support transit operations. The largest expenses include fuel, maintenance,	
and the LTA's cost plan contribution to the County of San Benito.	
Total	447,54
Contracts	,
NV contract includes transit operations for fixed route, intercounty, and dial-a-ride.	
Jovenes de Antaño contract includes out of county medical transportation.	
Contracts also includes \$51,819 for Routematch/TripSmart software	
and Dantec contracted support. Total	4 907 20
Capital	1,897,30
No Capital expenditures are proposed in this Budget.	
Other	
TOTAL PROPOSED BUDGET	2,756,11

#### LOCAL TRANSPORTATION AUTHORITY - PTMISEA BUDGET - FY 2023/24 EXPENDITURES

		Budget FY 22/23	Actual to June 30, 2023	Budget FY 23/24	Budget Estimate for FY 24/25	Variance FY 22/23 FY 23/24
Personne		11 22/25	Julie 30, 2023	1120/24	1124/20	1125/24
610.101		-	-	-	-	-
623.510	Administrative Support	-	-	-	-	-
		-	-	-	-	-
	Tot	al -	-	-	-	-
Services a	and Supplies					
619.126	Magazines and Subscriptions	-	-	-	-	-
619.130	Clothing and Safety	-	-	-	-	-
619.132	Communications	-	-	-	-	-
619.138	Computer Maintenance	-	-	-	-	-
619.140	Computer Supplies	-	-	-	-	-
	General Insurance	-	-	-	-	-
619.152	Maintenance of Equipment	-	-	-	-	-
619.154		-	-	-	-	-
619.158	Maintenance of Structures and Grounds	-	-	-	-	-
619.280	Marketing	-	-		-	-
	Membership Dues	-	-		-	-
	Special Project Supplies - Supplies	-	-	-	-	-
	Supplies	-	-	-	-	-
	Postage and Delivery	-	-	-	-	-
	Professional Service - Legal	-	-	-	-	-
	Public and Legal Notices	-	-	-	-	-
	Rent Equipment	-	-	-	-	-
	Rent Structures	-	-	-	-	-
	Small Tools	-	-	-	-	-
619.268		958,079	14,592	942,738	-	(15,341)
	Travel Lodging	-	-	-	-	-
	Travel Meals	-	-	_	-	-
619.194		-	-	-	-	-
	Travel Transportation	-	-	-	-	-
619.306		-	-	_	-	-
0.01000	Tot	al 958,079	14,592	942,738	-	(15,341)
Contracts						
	Special Dept. Expense - Contracts	-	-	_	-	-
	Tot	al -		-		-
Capital						
650.302	Equip other than Computer	-	-	_	-	-
650.303	Computer Hardware	-	-	_	-	-
	Automobiles, Trucks, Vans	-	-	_	-	-
	Tot	al -	-	-	-	-
Other						
649.320	Operating Transfers	-	-	_	-	-
5.0.020	Tot	al -	-	-	-	-
	TOTAL PROPOSED BUDG	ET 958,079	14,592	942,738	_	(15,341)

#### LOCAL TRANSPORTATION AUTHORITY - PTMISEA, ARRA, AND OES BUDGET - FY 2023/24 REVENUES AND EXPENDITURES VS REVENUES

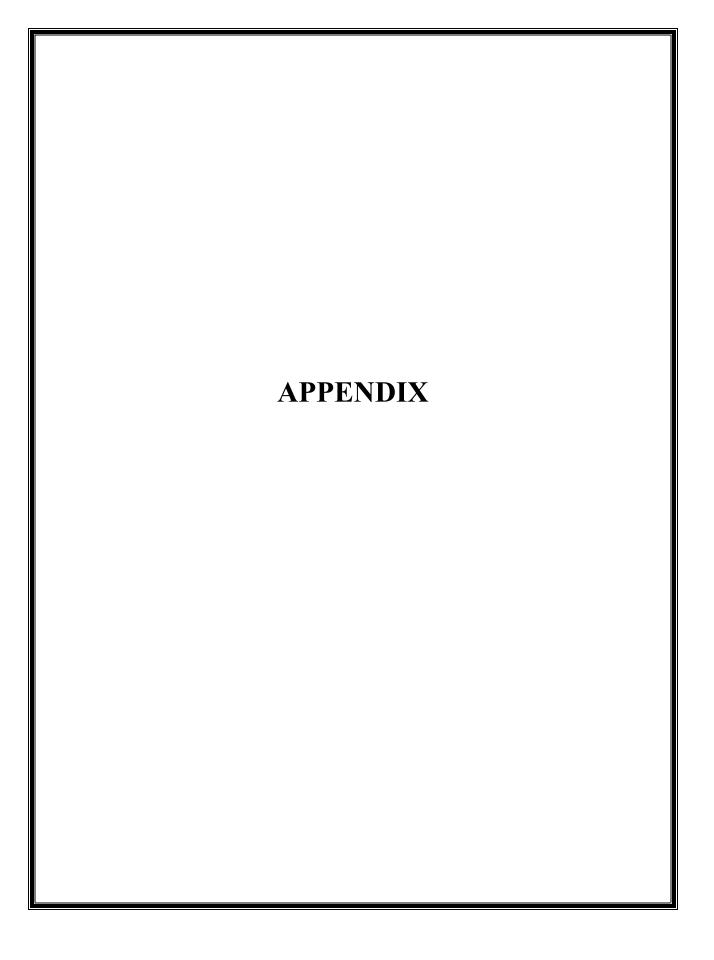
REVENU	E DECRIPTION	Adopted Budget FY 22/23	Estimated Actual to June 30, 2023	Proposed Budget FY 23/24	Budget Estimate for FY 24/25	Variance FY 22/23 FY 23/24
551.401	PTMISEA (Proposition B) (carryover PY)	842,426	828,285	828,285	-	- (14,141)
551.401	OES (Carryover-Prop 1B Grants)	-	-	-	-	-
	Fund Balance (carryover previous years)	114,653	113,453	114,453	-	(200)
541.001	Interest	1,000	1,000	-	-	(1,000)
		-	-	-	-	-
	TOTAL REVENUE	958,079	942,738	942,738	-	(15,341)

EXPENDITURES VS	REVENUES	Adopted Budget FY 22/23	Estimated Actual to June 30, 2023	Proposed Budget FY 23/24	Budget Estimate for FY 24/25	Variance FY 22/23 FY 23/24
EXPENDITURES						
Personnel		-	-	-	-	-
Services & Supplies		958,079	14,592	942,738	-	(15,341)
Contracts		-	-	-	-	-
Capital		-	-	-	-	-
Other		-	-	-	-	-
	TOTAL EXPENDITURES	958,079	14,592	942,738		(15,341)
REVENUES						
Revenues		958,079	942,738	942,738	-	(15,341)
	TOTAL REVENUES	958,079	942,738	942,738	-	(15,341)
	TOTAL PROPOSED BUDGET	958,079	14,592	942,738	-	(15,341)
			FUND BALANCE	-		

FUND BALANCE	-
DESIGNATED FUND BALANCE	-
UNDESIGNATED FUND BALANCE	-

BUDGET NOTES		Proposed Budget FY 23/24
Personnel No Personnel expenditures are proposed in this Budget. Services and Supplies Special projects includes transit facility improvements and operational and IT enhancements.	Total	-
	Total	942,738
Contracts No Contract expenditures are proposed in this Budget. Capital	Total	-
No Capital expenditures are proposed in this Budget. Other	Total	-
No Other expenditures are proposed in this Budget.	Total	-
TOTAL PROPOS		942,738

PTMISEA: Public Transportation Modernization, Improvement and Service Enhancement Program ARRA: American Recovery and Reinvestment Act OES: Office of Emergency Services



### PURCHASING POLICIES FOR THE LOCAL TRANSPORTATION AUTHORITY

#### A. <u>DEFINITIONS</u>

For the purpose of this article, the following words and phrases shall have the meaning respectively ascribed by this section:

- 1) Agency: Local Transportation Authority
- 2) Board of Directors: The governing body of the agency.
- 3) Contractual services: Any telephone, gas, water, electric light and power services; the rental of equipment and machinery; insurance; the services of attorneys, physicians, electricians, engineers, consultants or other individuals or organizations possessing a high degree of technical skill; and all other types of agreements under which the contract provides services which are required by the agency, but not furnished by its own employees. Purchase of space for legal advertising shall not be subject to the provisions of this chapter.
- 4) Fixed Assets: Any piece of tangible personal property having an estimated useful life of one calendar year or more, capable of being permanently identified as an individual unit of property, and belonging to one of the general classes of property considered a fixed asset in accordance with generally accepted accounting practices (i.e., equipment, machinery, vehicles, furnishings,) with an accounting value of \$3,000 or more.
- 5) Local Business: any person or entity that regularly maintains a place of business and transacts business in, or maintains an inventory of merchandise for sale in, the County of San Benito.
- 6) Professional Services: An independent contractor's expert advice or professional services that involve extended analysis, personal expertise, the exercise of discretion and independent judgment in their performance, which are of an advisory nature, provide a recommended course of action, and have an end product transmitting information which is related to LTA programs. Providers are selected on the basis of qualification, subject to the negotiation of a fair and reasonable compensation. Classification as professional services may also require an advanced, specialized type of knowledge, expertise, technical skill or training customarily acquired either by a prolonged course of study or equivalent experience, such as accountants, financial advisors, auditors, grant writers, program specialists, labor consultants and negotiators, investigators, law enforcement retained certified laboratories, attorneys and other litigation-related specialist, environmental consultants, appraisers, architects, landscape architects, surveyors, engineers, design professionals, and construction project management firms.
- 7) Supplies and equipment: Any personal property, such as physical articles, materials or things, which property shall furnished to, or shall be used by the agency.

#### B. PURPPOSE OF CHAPTER

The purpose of this chapter is to adopt policies and procedures governing purchases of supplies, equipment and contractual services by the agency in accordance with section 54200 et seq. of the Government Code. This chapter is not intended to conflict with applicable provisions of state law and shall be interpreted as supplementary thereto.

#### C. DESIGNATION OF THE PURCHASING AGENT

The Board of Directors appoints the Executive Director or designee to serve as the Purchasing Agent for Local Transportation Authority.

#### D. <u>PURCHASING AGENT – POWERS AND DUTIES</u>

The Purchasing Agent shall have all the duties and powers prescribed by the laws of the state including the following duties:

- 1. <u>Acquisition of Personal Property</u> To purchase equipment, materials, supplies and all other personal property and services for LTA where funding has been approved and budgeted by the Board, unless specified otherwise in the Purchasing Policy.
- 2. <u>Professional Service Contracts</u> To engage independent contractors to perform professional services through contracts for the LTA with or without furnishing of material where the aggregate cost does not exceed \$50,000. Contracts shall not be split between fiscal years to circumvent this dollar limitation.
- 3. <u>Renewal/Extension of Contracts</u> To renew or extend contracts for professional services that are critical to ongoing LTA projects provided the financial obligation falls within his/her preview of authority.
- 4. <u>Rental of Real Property</u> To negotiate and execute in the name of LTA, contracts to lease or rent for the LTA real property or storage space where funding has been approved by the LTA Board, with an annual rent not to exceed \$50,000.

#### E. DESIGNATION OF ASSISTANT PURCHASING AGENTS

The Purchasing Agent has the authority to designate such assistants and limit or rescind authority. The Purchasing Agent may delegate the authority to purchase to a deputy or assistant.

#### F. ASSISTANT PURCHASING AGENT – POWERS AND DUTIES

The Assistant Purchasing Agent shall have all the duties and powers prescribed by laws of the state relating to LTA purchasing agents, and orders of the Board of Directors to include the following duties:

- 1. <u>Acquisition of Personal Property</u> To purchase, equipment, materials, supplies and all other personal property and services for LTA where funding has been approved and budgeted by the Board unless specified otherwise in the LTA Purchasing Policy.
- 2. <u>Professional Service Contracts</u> To engage independent contractors for professional services through contracts where the cost does not exceed \$3,000, where funding has

been approved and budgeted. Contracts shall not be split between fiscal years to circumvent this dollar limitation.

3. <u>Rental of Real Property</u> – To negotiate and execute in the name of LTA, contracts to lease or rent for LTA real property or storage space, with an annual rent not to exceed \$3,000, where funding has been approved and budgeted by the Board.

#### G. PURCHASING METHODS AND PROCEDURES

In the performance of his/her function hereunder, the Purchasing Agent or Assistant Purchasing Agent shall comply with all applicable statutes and regulations. Purchases shall be made using such methods and procedures to secure the lowest price consistent with the quality desirable for the use intended.

#### H. EXCEPTIONS TO THE COMPETITIVE PROCESS

Except as otherwise directed by law, or as directed by the Board of Directors, competitive process is not required for the following purchases:

- 1. Expert and professional services which involve extended analysis: the exercise of discretion and independent judgment in their performance; and an advanced, specialized type of knowledge, expertise, or training customarily acquired either by a prolonged course of study or equivalent experience as defined under Definitions Professional Services.
- 2. Legal brief printing, stenographic services, and transcripts.
- 3. Books, publications, subscriptions, recordings, motion picture films, and annual book and periodical contracts.
- 4. Insurance.
- 5. Contracts for services which by law when some other office or body is specifically charged with obtaining.
- 6. Public utility services.
- 7. Ordinary travel expenses.
- 8. Personal property or services obtainable through master contracts or purchasing association pools identified for the use and benefit of all local agencies.
- 9. Where law fixes the price of property or services.
- 10. Training, seminars, and classes for LTA personnel.
- 11. Sole source procurement, defined as an award for a commodity or service which can only be purchased from one supplier, usually because of its technological, specialized, or unique character.

- 12. Emergency purchases necessary when unforeseen circumstances require an immediate purchase in order to avoid a hazard to life or property or serious interruption of the operation of LTA, or the necessary emergency repair of LTA equipment.
- 13. When the product/services are needed by LTA pending a contract award and a contractor agrees to provide such product/services at the same contract price as a previous award, until a new contract has been awarded. Such interim period contracts shall not exceed six months.

#### I. <u>CONTRACTUAL PROCEDURES</u>

All Contracts are binding legal documents that are subject to the following provisions:

- 1. All contracts, leases and any amendments or modifications shall be reviewed and approved as to legal form by the County Counsel's Office prior to execution of the Purchasing Agent, Assistant Purchasing Agents and/or Board of Directors.
- 2. Prior approval shall be obtained from County Counsel's Office before any contracts for professional services relating to outside attorney services are executed.

#### J. PREFERENCE FOR PRODUCTS CONTAINING RECYCLED MATERIALS

- 1. The Purchasing Agent shall establish and maintain procedures and specifications to ensure that LTA gives preference, in its purchasing decisions, to products containing the maximum amount of recycled materials, where the quality and fitness of such products is equal to those of products containing no recycled materials, or a lesser amount of recycled materials, and where the total cost of such products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products is reasonable in comparison to the total cost of those products containing no recycled materials, or a lesser amount of recycled materials.
- 2. "Product containing recycled materials" means, with respect to a paper product, a "recycled paper product" as that term is defined in Section 12301© of the Public Contract Code, and means, with respect to other products, a "recycled product," as that term is defined in Section 12301(d) of the Public Contract Code.
- 3. To the extent that the Public Contract Code or other provisions of state law provide for purchasing preferences which are more extensive than those established herein, or for additional procedures to increase the use of recycled materials, the provisions of state law shall prevail.

#### K. PREFERENCE FOR LOCAL BUSINESSES

When all other factors are determined to be equal, preference shall be given to individuals or firms having a bona-fide place of business within the County of San Benito. Any responsive, responsible bid, proposal or quote for materials and supplies from a local business which is within the percent (10%) of the lowest responsive, responsible bid, proposal or quote for materials and supplies shall be considered equal to the amount of the

lowest responsive, responsible bid, proposal or quote. If the business has additional places of business located outside of the County of San Benito, the designated point of sale for all resulting purchases shall be the bona-fide place of business located within the County of San Benito.

## L. UNLAWFUL PURCHASES

Failure of the Purchasing Agent or Assistant Purchasing Agent to adhere to the provisions of this policy may incur costs not meriting the definition of county charges and therefore becoming the personal responsibility of the Purchasing Agent or Assistant Purchasing Agent. Except as otherwise provided by law, no purchase of Materials, supplies, furnishings, equipment, other personal property or contractual services shall be made in excess of the amount of the appropriations allowed by the budget.

## M. EMERGENCY PURCHASES WITHOUT PRIOR APPROVAL

Emergency purchases may be made by the Purchasing Agent or Assistant Purchasing Agent when a generally unexpected occurrence or unforeseen circumstances require an immediate purchase of material, supplies or equipment:

- 1. in order to avoid a hazard to life or property;
- 2. in order to avoid a serious interruption or discontinuance of essential services or operation of LTA;
- 3. in order to make necessary emergency repairs of LTA equipment required to provide essential services or for the operation of LTA; or
- 4. in order to avoid economic loss to LTA.

Emergency purchases shall be submitted to the Board of Directors for ratification at its next meeting.

#### N. <u>PROTEST PROCEDURES</u>

Any aggrieved potential provider of supplies, equipment or contractual services may file a written protest against a potential purchase by the board of directors. The protest shall be filed with the Executive Director one (1) day before the day of the meeting at which the board of directors is initially scheduled to consider the subject purchase. The exact basis for the protest and proof that the protester is a viable and responsible provider of the supplies, equipment or services sought shall be specified in writing and filed with the Executive Director who shall render a written decision in response to the protest not later that five (5) days after the day of the meeting at which the board of directors is initially scheduled to consider the subject purchase. Any protester disagreeing with the decision of the Executive Director may file an appeal not later than five (5) days after the date of the Executive Director's decision. The appeal shall state the basis of error that the Executive Director allegedly made. The board of directors shall hear the appeal at the next meeting when the appeal may be placed on the agenda.

#### **O.** <u>ACCEPTANCE OF GRATUITIES</u>

The acceptance of any gratuity in the form of cash, merchandise or any other thing of value by an official or employee of the agency, or by an official or employee of a public agency contracting with the agency, from a vendor or contractor, or prospective vendor or contractor, is prohibited and shall be a cause for disciplinary action in the case of an agency employee or official, or in the case of an official or employee of the contracting public entity, cause for termination of the contract between the agency and the public entity.

## **Policies for Amending the Local Transportation Authority's Budget**

Periodically, it may be necessary for the Executive Director to take financial steps to support administrative functions. A transfer of funds from one item to another may sometimes be needed due to inadequate budget allocations or unforeseen circumstances. Below are the policies for amending the Local Transportation Authority's Budget.

#### 1. <u>BUDGET TRANSFER REQUEST FORM</u>

- a. A Budget Adjustment/Transfer Form must be completed to initiate any budget transfer. (See Attachment 1)
- b. The Budget Adjustment/Transfer Form must be signed by the Executive Director and/or the Administrative Services Specialist.

#### 2. EXECUTIVE DIRECTOR APPROVAL OF BUDGET TRANSFERS

Interdepartmental transfers of less than \$50,000.

Interobject transfers of less than \$50,000.

Intraobject transfers of any amount.

#### 3. BOARD APPROVAL OF BUDGET TRANSFERS

a. The following Budget Transfers can only be made with prior approval of the Board of Directors.

Transfers of revenue increases.

Interdepartmental transfers of more than \$50,000.

Interobject transfers of more than \$50,000.

Note: Intraobject is within object titles example within Services and Supplies. Interobject is between object titles example between Contracts and Personnel. The following Budget Transfers may be made with prior approval of the Executive Director.

#### Local Transportation Authority BUDGET ADJUSTMENT/TRANSFER

			Please Ind	icate Type:			
Fiscal Year: Department: Org Key:			Appropriation (Requires Board A Interdepartme Interobject Tra (Requires Board / Interobject Tra (Requires Executin Intraobject Tra (Requires Executin Intraobject Tra (Requires Executin				
<u>Org Key:</u>	Object No:	Description			ease/ crease	Inc	rease
				\$	-	\$	-
				\$	-	\$	-
	·			\$	-	\$	-
				\$ \$	-	\$ \$	-
				\$		\$	_
				\$	-	\$	-
				\$	-	\$	-
				\$	-	\$	-
				\$	-	\$	-
Total				\$	-	\$	-
Comments:							
Submitted:				Date		_	
Verification of Sufficient Funds:				Date			
	Administrative Services Spe	ecialist		Date			
Approval:	Executive Director			Date		_	
Approval by CO	G Board						
Approval by CO	Godiu			Date		_	
Attested: Clerk of the Board	d:			Vote:	Ye	s	No