

CITY OF PRINCE GEORGE

BYLAW NO. 8248

A bylaw of the City of Prince George enacted pursuant to the British Columbia Transit Act, authorizing the entering into an Amendment to the Annual Operating Agreement for Conventional Transit Services for 2009 to 2010.

WHEREAS the City of Prince George has been authorized to undertake a transit function pursuant to the British Columbia Transit Act, and British Columbia Transit (the "Authority") has established a transit service area being an area including the whole of the City of Prince George;

AND WHEREAS the City of Prince George has entered into a Transit Service Agreement with the Authority;

AND WHEREAS the British Columbia Transit Act provides that where the Authority contracts for a conventional transit service it shall negotiate with Prince George Transit Ltd., or its successor, and an affected municipality with a view to entering into an operating agreement respecting the provision of transit services;

AND WHEREAS by Conventional Transit Service Annual Operating Agreement Bylaw No. 8218, 2009, Council authorized the City of Prince George to enter into an Annual Operating Agreement with the Authority and Prince George Transit Ltd. for Conventional Transit Services for the term of April 1, 2009 to March 31, 2010 (the "Annual Operating Agreement");

AND WHEREAS Council has approved a 3500 hour transit expansion, and the Authority has requested that the aforesaid Annual Operating Agreement be amended to reflect the changes arising from such expansion;

NOW THEREFORE the Council of the City of Prince George, in open meeting assembled, **ENACTS AS FOLLOWS:**

1. The City of Prince George is hereby authorized to enter into an agreement to amend the Annual Operating Agreement, in the form attached to and forming part of this Bylaw as Appendix "A" (the "Amendment Agreement").
2. The Mayor and Corporate Officer are hereby authorized to sign the Amendment Agreement and affix the City Seal thereto and deliver the same as acts and deeds of the City of Prince George, and do all other things necessary to give effect to this Bylaw.
3. This Bylaw may be cited for all purposes as "Conventional Transit Service Amendment to Annual Operating Agreement Bylaw No. 8248, 2009".

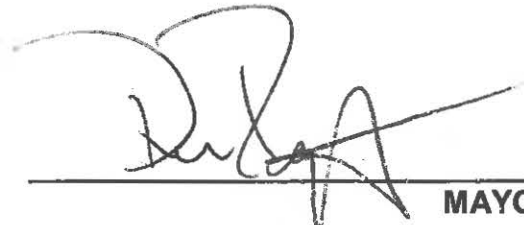
READ A FIRST TIME THIS THE 30th DAY OF NOVEMBER , 2009.

READ A SECOND TIME THIS THE 30th DAY OF NOVEMBER , 2009.

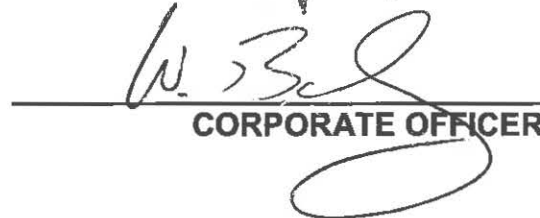
READ A THIRD TIME THIS THE 30th DAY OF NOVEMBER , 2009.

All three readings passed by a **unanimous** decision of Members of City Council present and eligible to vote.

ADOPTED THIS THE 14th DAY OF DECEMBER , 2009, BY A **UNANIMOUS** DECISION OF ALL MEMBERS OF CITY COUNCIL PRESENT AND ELIGIBLE TO VOTE.



MAYOR



CORPORATE OFFICER

**AMENDMENT #1
Prince George
2009/10 ANNUAL OPERATING AGREEMENT**

This will confirm our agreement to amend, Schedule "B" – Service Specification, Schedule "C" - Budget and, Schedule "D" – Payment Schedule of the Annual Operating Agreement.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals and where a party is a corporate entity the seal of such party has been affixed hereto in the presence of its duly authorized officer this day of .

THE CORPORATE SEAL OF THE CITY OF
PRINCE GEORGE has been hereto affixed in
the presence of:

THE COMMON SEAL OF **BRITISH
COLUMBIA TRANSIT**
has been hereto affixed in the presence of:

CHIEF OPERATING OFFICER

CHIEF FINANCIAL OFFICER

THE CORPORATE SEAL OF **PRINCE
GEORGE TRANSIT LTD.** has been hereto
affixed in the presence of:

Prince George Base Budget Official AOA Amendment # 1 2009/2010

Schedule 'B'

Effective Apr 01, 2009

Scheduled Revenue Service

09/10 PRG April (Apr 01, 2009 to Apr 25, 2009)								
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Apr 13, 2009
Hrs/Day	200 47	200 47	200 47	200 47	205 47	135 85	52 39	200 47
Kms/Day	4,484 63	4,484 63	4,484 63	4,484 63	4,596 48	3,043 97	1,122 56	4,484 63
09/10 PRG Summer (Apr 26, 2009 to Sep 07, 2009)								
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	
Hrs/Day	175 40	175 40	175 40	175 40	175 72	135 85	52 39	
Kms/Day	3,923 80	3,923 80	3,923 80	3,923 80	3,930 96	3,043 97	1,122 56	
09/10 Classic Fall (Sep 08, 2009 to Mar 31, 2010)								
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	
Hrs/Day	214 18	214 18	214 18	214 18	219 18	135 77	52 45	
Kms/Day	4,791 33	4,791 33	4,791 33	4,791 33	4,903 18	3,039 04	1,171 99	

Extra Revenue Service

	Apr, 2009	May, 2009	Jun, 2009	Jul, 2009	Aug, 2009	Sep, 2009	Oct, 2009	Nov, 2009	Dec, 2009	Jan, 2010	Feb, 2010	Mar, 2010
Reserved Hours						193 27	193 27	193 27	193 27	193 27	193 27	193 27
Reserved Kilometres						4,323 62	4,323 62	4,323 62	4,323 62	4,323 62	4,323 62	4,323 62
Extra School Service Hours	121 23	127 60	133 98			102 06	127 60	133 98	89 31	121 23	121 23	108 46
Extra School Service Kilometres	4,311 19	4,536 08	4,764 99			3,630 48	4,536 08	4,764 99	3,178 66	4,311 19	4,311 19	3,857 36

Adjusted Revenue Service

	Apr, 2009	May, 2009	Jun, 2009	Jul, 2009	Aug, 2009	Sep, 2009	Oct, 2009	Nov, 2009	Dec, 2009	Jan, 2010	Feb, 2010	Mar, 2010

2009/2010 Calendar Specification

Period	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Exceptions	Total	Exception Days
Apr 01, 2009 to Apr 25, 2009	2	3	4	4	3	4	3	2	25	Apr 10, 2009 Good Friday 2009 (Fri)
Apr 26, 2009 to Apr 30, 2009	1	1	1	1	0	0	1	0	5	Apr 13, 2009 Easter Monday 2009 (Mon)
May 01, 2009 to May 31, 2009	3	4	4	4	5	5	6	1	31	May 18, 2009 Victoria Day 2009 (Mon)
Jun 01, 2009 to Jun 30, 2009	5	5	4	4	4	4	4	0	30	Jul 01, 2009 Canada Day 2009 (Wed)
Jul 01, 2009 to Jul 31, 2009	4	4	4	5	5	5	4	1	31	Aug 03, 2009 BC Day 2009 (Mon)
Aug 01, 2009 to Aug 31, 2009	4	4	4	4	4	4	5	1	31	Sep 07, 2009 Labour Day 2009 (Mon)
Sep 01, 2009 to Sep 07, 2009	0	1	1	1	1	1	1	1	7	Oct 12, 2009 Thanksgiving Day 2009 (Mon)
Sep 08, 2009 to Sep 30, 2009	3	4	4	4	3	3	3	0	23	Nov 11, 2009 Remembrance Day 2009 (Wed)
Oct 01, 2009 to Oct 31, 2009	3	4	4	5	5	5	4	1	31	Dec 25, 2009 Christmas Day 2009 (Fri)
Nov 01, 2009 to Nov 30, 2009	5	4	3	4	4	4	5	1	30	Dec 26, 2009 Boxing Day 2009 (Sat)
Dec 01, 2009 to Dec 31, 2009	4	5	5	5	3	3	4	2	31	Jan 01, 2010 New Years Day 2010 (Fri)
Jan 01, 2010 to Jan 31, 2010	4	4	4	4	4	4	5	1	31	
Feb 01, 2010 to Feb 28, 2010	4	4	4	4	4	4	4	0	28	
Mar 01, 2010 to Mar 31, 2010	5	5	5	4	4	4	4	0	31	
Total	47	52	51	52	49	51	52	11	365	11 Exceptions

Monthly Summary

Month	Conventional Transit							
	Revenue Hours				Revenue Kilometers			
	Scheduled	Extra	Adjusted	Total	Scheduled	Extra	Adjusted	Total
April, 2009	4,877 55	121 23		4,998 78	106,935 98	4,311 19		113,246 77
May, 2009	4,450 80	127 60		4,578 40	89,344 45	4,536 08		103,882 53
June, 2009	4,513 04	133 98		4,747 02	103,018 36	4,764 99		107,783 35
July, 2009	4,813 36	0 00		4,813 36	103,025 52	0 00		103,025 52
August, 2009	4,450 48	0 00		4,450 48	90,337 29	0 00		90,337 29
September, 2009	5,110 88	295 35		5,406 23	114,290 14	7,954 10		122,244 24
October, 2009	5,411 43	320 87		5,732 30	121,060 34	8,961 70		129,922 04
November, 2009	5,108 93	327 25		5,436 18	114,290 11	9,098 81		123,378 72
December, 2009	5,344 07	282 58		5,626 65	119,549 89	7,500 28		127,050 17
January, 2010	5,244 70	314 50		5,559 20	117,329 15	8,634 81		125,963 96
February, 2010	5,056 48	314 50		5,370 98	113,118 12	8,634 81		121,752 93
March, 2010	5,695 02	301 73		6,000 75	127,492 11	8,180 98		135,673 09
Total	59,980 74	2,639 59	0 00	62,520 33	1,340,791 06	72,469 55	0 00	1,413,260 61

Schedule C

Prince George Conventional Transit

Official AOA Amendment # 1 2009/2010

TRANSIT REVENUE	
Farebox Cash	\$559,377
Tickets & Passes	\$952,453
BC Bus Pass	\$207,099
Advertising	\$8,629
Other Revenue	
TOTAL REVENUE	\$1,727,559
EXPENDITURES	
Fixed Costs	*
Variable Hourly Costs - Scheduled Service	*
Variable Hourly Costs - Extra Service	*
Variable Distance Costs - Scheduled Service	*
Variable Distance Costs - Extra Service	*
Maintenance - Running Repairs	*
Maintenance - Accident Repairs	*
ICBC Insurance	\$90,819
Captive Insurance	\$15,719
Information Systems	\$15,888
TOTAL DIRECT OPERATING COSTS	\$4,866,176
Marketing	\$64,000
Municipal Administration	\$97,324
BCT Management Services	\$312,873
TOTAL OPERATING COSTS	\$5,340,373
Debt Service - Vehicles (Local Share)	\$459,211
Debt Service - Equipment (Local Share)	\$20,794
Debt Service - Component (Local Share)	\$18,837
TOTAL DEBT SERVICE - LOCAL SHARE	\$498,842
TOTAL COSTS	\$5,839,214
COST SHARING	
Municipal Share of Costs	\$3,345,794
Less: Total Revenue	\$1,727,559
Less: Municipal Administration	\$97,324
Net Municipal Share of Costs	\$1,520,912
Authority Share of Costs	\$2,493,420
STATISTICS	
Scheduled Revenue Hours	59,980.74
Extra Revenue Hours	2,539.59
Scheduled Revenue Kilometres	1,340,791.06
Extra Revenue Kilometres	72,469.55
Total Passengers	1,685,225
<i>Conventional Passengers</i>	<i>1,685,225</i>

*
Information severed pursuant to
Section 21 (1) of the
FOI - POP Act

Schedule "D" - Payment Schedule

**Prince George Conventional Transit
2009/2010 AOA BUDGET**

*
Information severed pursuant to
section 21(1)
FOI - POP Act of the

1) Payment Schedule

The Authority agrees to pay the Operating Company a monthly payment on the following basis:

a) for Specified Service in Schedule "B" for the period April 1 to August 31, 2009:

- i) * for Fixed Monthly Payment; plus
- ii) * per Revenue Hour; plus
- iii) * per Revenue Kilometre;

b) for Deleted Fixed Costs as outlined in Section 6 (2), an amount equal to 1/365 of the Fixed Monthly Costs amount contained in Schedule "C" shall be deducted for each day or part day.

c) for Added Service or Deleted Service within the regular hours of system operation specified in Schedule "B":

- i) * per Revenue Hour; plus
 - ii) * per Revenue Kilometre;
- with allowance for wage premium payments (up to 1.5 times the regular Revenue Hour payment), if applicable, when service is added beyond the regular hours of operation.

d) for Maintenance:

- i) * per hour for labour by a licensed mechanic for the maintenance of transit vehicles.

e) for fuel costs, in the event diesel fuel costs should exceed \$1.0000 / litre a payment will be made in accordance with Section 6 (3) of this agreement to compensate the Operating Company for the actual cost of all diesel fuel consumed to a maximum of * litres for Scheduled Revenue Kilometres in Schedule "B". This maximum number of litres will be adjusted in proportion to Extra or Deleted Revenue Service Kilometres.

f) Special Group Trips cost recovery shall be credited to the Authority on the monthly contractors invoice.

a) for Specified Service in Schedule "B" for the period September 1, 2009 to March 31, 2010:

- i) * for Fixed Monthly Payment; plus
- ii) * per Revenue Hour; plus
- iii) * per Revenue Kilometre;

b) for Deleted Fixed Costs as outlined in Section 6 (2), an amount equal to 1/365 of the Fixed Monthly Costs amount contained in Schedule "C" shall be deducted for each day or part day.

c) for Added Service or Deleted Service within the regular hours of system operation specified in Schedule "B":

- i) * per Revenue Hour; plus
 - ii) * per Revenue Kilometre;
- with allowance for wage premium payments (up to 1.5 times the regular Revenue Hour payment), if applicable, when service is added beyond the regular hours of operation.

d) for Maintenance:

- i) * per hour for labour by a licensed mechanic for the maintenance of transit vehicles.

e) for fuel costs, in the event diesel fuel costs should exceed \$1.0000 / litre a payment will be made in accordance with Section 6 (3) of this agreement to compensate the Operating Company for the actual cost of all diesel fuel consumed to a maximum of * litres for Scheduled Revenue Kilometres in Schedule "B". This maximum number of litres will be adjusted in proportion to Extra or Deleted Revenue Service Kilometres.

f) Special Group Trips cost recovery shall be credited to the Authority on the monthly contractors invoice.

Information contained in Schedule "C" - Budget and Schedule "D" - Payment Schedule is subject to the Freedom of Information and Protection of Privacy Act.

Consult with BC Transit prior to releasing information in these Schedules to individuals or companies other than those who are party to the Agreement.