A. G. Contract No. KR94 3091TRN
ECS File: JPA 94-275
Project: CM-900-0(103)/H3892 03X
Section: FY-95 Local Major Employer Travel Reduction Efforts

INTERGOVERNMENTAL AGREEMENT
BETWEEN
THE STATE OF ARIZONA
AND
MARICOPA COUNTY, ARIZONA
CS 951126

THIS AGREEMENT is entered into 4 MAY, 1995, pursuant to Arizona Revised Statutes Sections 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through it's DEPARTMENT OF TRANSPORTATION (the "State") and MARICOPA COUNTY, ARIZONA acting by and through its BOARD OF SUPERVISORS (the "County").

I. RECITALS

1. The State is empowered by Arizona Revised Statutes Section 28-108 and 28-112 to enter into this agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and has delegated to the undersigned the authority to execute this agreement on behalf of the State.

2. The County is empowered by Arizona Revised Statutes Section 11-251 to enter into this agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and has authorized the undersigned to execute this agreement on behalf of the County.

3. The Federal Intermodal Surface Transportation Efficiency Act of 1991 has made funds available to the State for the use of the County for major employer urban travel reduction efforts. The State and the County desire to define their respective responsibilities relating to the transfer of up to $910,000.00 for FY95 thru the State to the County and the expenditure thereof.

THEREFORE, in consideration of the mutual agreements expressed herein, it is agreed as follows:

NO. 19700
FILED WITH SECRETARY OF STATE
Date Filed 05/04/95
Jane Dee Hull
Secretary of State
By Vicky Greenwood

II. SCOPE

1. The State will:

Provide the County Federal Congestion Mitigation and Air Quality (CMAQ) funds in the amount of up to $910,000.00, on a monthly cost reimbursement basis for activities performed relating to major employer travel reduction efforts in accordance with Attachment A, which is incorporated herein and made a part hereof.

2. The County will:

a. Apply funding to project work activities in strict accordance with applicable Federal and State laws, rules and regulations.

b. Issue requests for proposals, and hire consultants as required to perform related work activitites. Comply with all applicable Federal and State procurement, accounting and record keeping laws. Be responsible for consultant claims for extra compensation.

c. Invoice State for reimbursements no more often than monthly, supported by narrative reports, in a total amount not to exceed $910,000.00.

III. MISCELLANEOUS PROVISIONS

1. The only interest of the Department of Transportation in this agreement is to convey federal pass through funds for the use and benefit of the County by reason of State and Federal law under which funds for the activities are authorized to be expended.

2. This agreement shall remain in force and effect until completion of said activities and reimbursements; provided, however, that this agreement may be cancelled at any time prior to the commencement of performance, upon thirty (30) days written notice to the other party.

3. Should the work contemplated under this agreement be completed at a lower cost than the reimbursed amount, or for any other reason should any of these funds not be expended, a proportionate amount of the funds provided shall be reimbursed to the State.

4. This agreement shall become effective upon the obligation of federal funds and filing with the Secretary of State.

5. This agreement may be cancelled in accordance with Arizona Revised Statutes Section 38-511.

6. The provisions of Arizona Revised Statutes Section 35-214 are applicable to this contract.

7. In the event of any controversy which may arise out of this agreement, the parties hereto agree to abide by required arbitration as is set forth in Arizona Revised Statutes Section 12-1518.

8. All notices or demands upon any party relating to this agreement shall be in writing and shall be delivered in person or sent by mail addressed as follows:

Arizona Department of Transportation
Joint Project Administration
205 South 17 Avenue, Room 222E Mail Drop 616E
Phoenix, AZ 85007

Maricopa County
County Administrative Officer
301 West Jefferson Street
Phoenix, AZ 85003

9. Attached hereto and incorporated herein is the written determination of each party's legal counsel that the parties are authorized under the laws of this State to enter into this agreement and that the agreement is in proper form.

IN WITNESS WHEREOF, the parties have executed this agreement the day and year first above written.

MARICOPA COUNTY, ARIZONA

By Tom Rawles
TOM RAWLES, Chairman
Board of Supervisors

STATE OF ARIZONA
Department of Transportation

By Jay Klagge
JAY KLAGGE, Acting Director
Transportation Planning

ATTEST

By Fran McCarroll APR 0 5 1995
FRAN McCARROLL
Clerk of the Board

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15dec

JPA 94-275

RESOLUTION

BE IT RESOLVED on this 15th day of December 1994, that I, the undersigned LARRY S. BONINE, as Director of the Arizona Department of Transportation, have determined that it is in the best interests of the State of Arizona that the Department of Transportation, acting by and through the Transportation Planning Division, to enter into an agreement with Maricopa County for the purpose of defining responsibilities for the pass through of federal funds for the County to conduct Local Major Employer Travel Reduction efforts.

Therefore, authorization is hereby granted to draft said agreements which, upon completion, shall be submitted for approval and execution by the Director, Transportation Planning Division.

LARRY S. BONINE
Director

MARICOPA COUNTY BOARD OF SUPERVISORS

AGENDA FORM

Contract/Lease for ☐ NEW ☐ RENEWAL ☐ AMENDMENT ☐ CANCELLATION
(for existing record Encumbrance No. below)

LOW ORG. NO 8721 DEPARTMENT: Environmental Services CONTROL NUMBER:

ENCUMBRANCE NO. CS 951126 AGENCY: Operations CONTROL NUMBER: EQEV 9505

1. BRIEF DESCRIPTION OF PROPOSAL AND REQUESTED BOARD ACTION: The Board of Supervisors is requested to approve an Intergovernmental Agreement (IGA) between Maricopa County and the Arizona Department of Transportation (ADOT). The IGA obligates ADOT to provide to Maricopa County funds made available to the County under the Federal Intermodal Surface Transportation efficiency Act of 1991 in the amount of $910,000 on a cost reimbursement basis for activities performed relating to major employer travel reduction efforts. This agreement becomes effective upon filing with the Secretary of State and remains in effect until all funds are expended. County matching funds are not required.

Please return an executed copy to the Clerk of the Board of Supervisors.

2. COMPLIANCE WITH MARICOPA COUNTY PROCUREMENT CODE M3901/MC1-1004 (article, paragraph) Bernard Jackson (Procurement Officer)

SOLE SOURCE JUSTIFICATION

3. CONTINUED FROM MEETING OF
DISCUSSED IN MEETING OF

4. ☐ THIS DEPARTMENT WILL CAUSE PUBLICATION
☐ CLERK OF THE BOARD TO CAUSE PUBLICATION

5. MOTION: It is moved that the Maricopa County Board of Supervisors...approve an intergovernmental Agreement between Maricopa County and the Arizona Department of Transportation (ADOT) in the amount of $910,000 for activities performed relating to major employer urban travel reduction efforts.

6. FINANCIAL: ☒ Expenditure ☒ Revenue ☒ Budgeted ☐ Contingency ☐ Budget Amendment ☐ Transfer ☒ Grant or other

Total	Fund	Financial Officer	Date
910,000	IGA W/ADOT	S. Wise	3-9-95

7. PERSONNEL:
Personnel Director — Date

8. DEPARTMENT: Environmental Services
David Ludwig, Acting Director
Action Recommended by — Date: 2-22-95

9. MATERIALS MANAGEMENT:
A. Materials Management Director — Date
B. W/MBE Representative — Date

10. LEGAL: Approved as to form and within the powers and authority granted under the laws of the state of Arizona to the Maricopa County Board of Supervisors
Deputy County Attorney — Date: 3-7-95

11. OTHER:
Signature — Date

12. APPROVED FOR AGENDA:
Louis A. Schmitt, Assistant County Manager — Date: 2-25-95
Approving Official

13. OTHER:
Signature — Date

14. BOARD OF SUPERVISORS: Action Taken:
☒ Approved ☐ Amended ☐ Disapproved ☐ Deleted
Continue to: (Date and type of meeting)
Clerk of the Board — Date: 4/5/95

15. RECOMMENDATION OF COUNTY MANAGER:
☒ Approve ☐ Disapprove
Comments:
County Manager — Date: 3/23/95

1300-006 R5-90

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APPROVAL OF THE MARICOPA COUNTY ATTORNEY

I have reviewed the above-referenced proposed intergovernmental agreement between the DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION, and MARICOPA COUNTY and declare this agreement to be in proper form and within the powers and authority granted to the County under the laws of the State of Arizona.

DATED this 7th day of March, 1995.

Paige Meyl-Yocey

Deputy County Attorney

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RESOLUTION

BE IT RESOLVED on this 15th day of December 1994, that I, the undersigned LARRY S. BONINE, as Director of the Arizona Department of Transportation, have determined that it is in the best interests of the State of Arizona that the Department of Transportation, acting by and through the Transportation Planning Division, to enter into an agreement with Maricopa County for the purpose of defining responsibilities for the pass through of federal funds for the County to conduct Local Major Employer Travel Reduction efforts.

Therefore, authorization is hereby granted to draft said agreements which, upon completion, shall be submitted for approval and execution by the Director, Transportation Planning Division.

LARRY S. BONINE
Director

PRELIMINARY

RIDESHARING/TRAVEL DEMAND MANAGEMENT

OBJECTIVE

As part of a regional balanced transportation system that responds to diverse, changing travel demands and land use patterns in a rapidly growing area, the Regional Ridesharing Program coordinates with employers, local jurisdictions and the general public, and Capitol Rideshare coordinates with state employees. to encourage commuters to use a variety of options to the single occupant vehicle.

PRODUCTS

1. Regional Ridesharing

   A. Commute Matching and Computer Programming Needs

   Rideshare provides commuters interested in car or vanpooling with matchlists that include a list of names of others with similar home and work locations and similar work hours. Ridestar, developed by CTS, a Los Angeles-based rideshare agency, is currently being used on Digital Equipment Corp (DEC) VAX hardware.

   Another computer software program developed over the past year in coordination with MAG uses a geo-based software system (MapInfo), and utilizes employee survey data from the Trip Reduction Program for mode planning and employer TRP planning. Several other databases have been developed or are under development that will help track and analyze the effectiveness of TRP programs and strategies.

   B. Vanpooling

   RPTA provides a turnkey vanpool program to interested commuters which is provided by a third party contractor. Through this program, individual vanpool groups receive the van, insurance, maintenance and ridership recruitment assistance. Riders pay a monthly fare to offset some of the costs and drivers ride free.

   C. Increased Awareness on Commute Alternatives

   RPTA develops various educational and promotional materials for employers and their employees on commute alternatives including carpooling, vanpooling, bus riding, bicycling and walking. Promotional events designed to help encourage trial use of alternatives are sponsored through the Clean Air Force Campaign and on-going media relations will emphasize employer programs and individual participation in alternative transportation modes or alternative work schedules such as compressed work weeks or telecommuting. Advertising messages encourage increases use of alternative modes of transportation.

2. Trip Reduction Program

Maricopa County administers the Trip Reduction Program (TRP), and RPTA is on contract with the County to assist employers in developing transportation programs for their employees designed to meet the requirements of the TRP.

In October 1992, the County Board passed a TRP ordinance requiring employers with 75 or more employees to participate in the program. The original TRP legislation included employers with 100 employees at a single site with a goal of five percent annual reduction in single occupant vehicle trips or SOV miles. This expansion increased the number of employers involved in the program from about 500 to nearly 800.

In response to new state air quality legislation, the County will adopt a new TRP ordinance during 1994 which affects employers with 50 or more employees per site and increases the goals to a 10 percent reduction in SOV trips or miles per year. It is estimated that the total number of employers affected by the program will double from about 800 currently to 1,600 by 1995.

A. Employer Transportation Programs

The County notifies the employers of their responsibilities, schedule to comply with the various tasks under the ordinance, and monitors and enforces the program requirements. RPTA provides assistance through formal training workshops and individualized consultation services for employers involved in TRP. RPTA also assists other employers not in the TRP program with commute alternative services.

B. Assistance to Transportation Management Associations (TMA)

RPTA provides assistance to the thirteen (13) existing TMAs and to other employers interested in forming TMAs. Two of the TMAs are fee-based and formally incorporated, with the remainder being informal networking groups which meet on a regular basis to work on joint projects, but do not pay dues or have paid staff. Other potential areas for TMA formation will be considered this year.

3. Capitol Rideshare Program

The Capitol Rideshare Program encourages state employees in Maricopa County to use alternate modes of transportation through education and incentives. Capitol Rideshare conducts the annual trip reduction survey for state employees, oversees the state's participation in the Clean Air Force Campaign, administers a benefits package for state employees who use alternate modes twice a week, produces a bi-monthly publication and semi-annual payroll stuffers encouraging alternate mode usage and provides state employees with matching services using a computer terminal networked with the RPTA's Ridestar system.

PREVIOUS AND ON-GOING WORK

The Regional Ridesharing Program is sponsored by the Maricopa Association of Governments and has been operated by the Regional Public Transportation Authority since 1986. The program has been functioning for over a decade, having been administered by the City of Phoenix Public Transit Department between 1981 and 1986 and by Valley Forward, a private organization of Phoenix area businesses prior to that time.

When RPTA contracted with MAG to operate the program, it expanded the scope of the program and increased the staff. Initially, a two year $500,000 Exxon Restitution grant was obtained from the Arizona Energy Office, along with an allocation of $120,000 from the Federal Aid Urban Systems (FAUS) fund.

The Regional Ridesharing Program and RPTA's TRP services provided to the County now operate with more funding and a staff of 17, which includes two secretaries, 11 professional staff (three of whom are based in chambers of commerce and one in the Greater Scottsdale TMA), as well as administrative support from other RPTA staff. Other funding sources that have augmented the program's outreach include: a grant from Maricopa County (with Arizona Department of Environmental Quality funds) for $409,000 to conduct the Clean Air Force Campaign and TRP activities and smaller grants from the Arizona Department of Commerce Energy Office and the Arizona Department of Transportation to supplement funds for the Clean Air Force Campaign. For FY 1995, CMAQ funding is providing a significant contribution to expanded elements of the Travel Reduction/Rideshare Program. These expansions are largely in response to the significantly increased requirements on the Travel Reduction Program resulting from recent legislation.

There have also been hundreds of thousands of dollars spent or donated by the private sector to promote various rideshare activities, both through internal rideshare promotions and public awareness activities such as the "Let's Clear the Air" Campaign (previously the "Don't Drive One In Five" Campaign).

The Capitol Rideshare Program has been serving state employees since 1983. Originally funded by the Arizona Department of Transportation, it is now funded jointly by MAG using CMAQ funds, by ADOT and by the Department of Commerce Energy Office. Capitol Rideshare originated as a program to educate state employees on the benefits of alternate mode usage and oversee the state's rideshare parking program, and has since expanded into other areas. Capitol Rideshare was recently transferred to the Arizona Department of Administration. For FY 1995, the anticipated budget is $240,000.

ANTICIPATED IMPACT

Reductions in the use of single-occupant vehicles resulting in fuel conservation and reductions in air pollution and traffic congestion are anticipated. In the last four years, market research conducted for the Clean Air Campaign has shown increases in the number of people using alternate modes of transportation at least one day per week for the work trip (bus, carpool, bike and walk) from about 20 percent in 1988 to 32 percent last year.

The number of work trips being made by alternate modes of transportation also showed increases, from about 18 percent in 1988 to 20 percent last year (and up to 27% including telecommuting). The research also indicated that 30 percent of commuters who work for employers with over 100 employees use alternate modes and about 36 percent of those who work for firms with less than 100 employees use alternate modes (includes telecommuting).

Statistics from the TRP program also indicate a similar trend of increased use of alternate modes. The data from employee surveys of about 650 Valley employer sites and schools of the first two complete program years of the TRP program indicate that SOV trips decreased by 8.53 percent from 76.43 percent to 69.91 percent of total work trips. SOV miles traveled decreased by 7.75 percent, from 87.40 percent to 80.63 percent. Statistics from the RPTA market research and the County's TRP survey data are very similar.

The Capitol Rideshare data has also shown increases in participation including 9 percent participation increase in the first challenge of the 1993-94 Clean Air Campaign over 1992-93. The number of registered carpoolers and commuter club members is also up by 5 percent over last year at this time.

TASKS

1. Continue to develop and expand employer-sponsored rideshare programs for employers with 75 or more employees (50 or more after June 1, 1994) in Maricopa County who are involved in the mandatory Trip Reduction Program. The goal of the employers in the TRP program is to reduce single occupant trips or miles to the workplace by 5 percent (10 percent after June 1, 1994). This represents up to 1,600 clients. Tasks include:
   - administration of the program (County),
   - enforcement and monitoring (County),
   - data collection and management (County),
   - TRP survey processing and analysis (County),
   - TRP plan review and approval (County),
   - formal training workshops (RPTA),
   - technical assistance to individual employers with development of their TRP plans (RPTA),
   - on-site assistance to individual employers with implementing strategies or incentive programs for their TRP plans (RPTA). (60%)

2. Conduct a year-round community awareness program. Several events will occur in the winter months designed to encourage "trial" use of alternative modes of transportation. Provide on-going public relations to garner media attention of TRP and rideshare program activities and advertising. (11%)

3. Expand the third party vanpool program. The emphasis will be to encourage formation of vanpools through employer promotions, subsidies by employers and group meetings at the worksite. The goal for 1994-95 will be to have 45-50 vanpools operating at the end of the year. (2%)

4. Provide a matching service to commuters and off-site computer users, which includes about five off-site users including the Capitol Rideshare Program. Maintain an update process to ensure the quality control of the lists. (2%)

5. Continue to enhance the geo-based mapping system. This system will be used to assist some employer-clients in analyzing their transportation options for their employees, as well as provide data for transit, bus, and alternate mode planning. (1%)

6. Coordinate with other agencies or organizations on measures that may impact the potential for ridesharing including HOV priority treatment, transit, parking or zoning issues, and new development. (1%)

7. Work with interested employers in the development of new Transportation Management Associations (TMA) and support the existing TMAs. (5%)

8. Continue to expand the outreach of the rideshare program to the development community, building management associations, large multi-tenant buildings and clusters of small businesses. (1%)

9. Provide additional promotional and informational materials for employers and the general public regarding different commute alternatives. (4%)

10. Provide input for the integration of MAG plans. This integration will include such issues as air quality, high occupancy vehicle lanes and facilities, traffic management and travel demand management strategies. (1%)

11. Continue to maintain and develop the state's Capitol Rideshare Program including:
    - commuter club benefits package
    - publications and payroll enclosures
    - network of coordinators
    - trip reduction and clean air program activities
    - telecommuting program.
    - multimodal planning activities (Pedestrian, Bicycle Planning, etc.) for the state employees and the capitol complex. (9%)

12. Implement a telecommuting demonstration program that will include enhanced training and support to TRP employers and a shared office trading pilot project. (3%)

MAG FY 1995 WORK PROGRAM**

Source	Amount	Agency		Cost
FHWA CMAQ Funds	$1,505,000	MAG Rideshare	CMAQ	$ 66,000
		RPTA Rideshare	CMAQ	394,000
ADEQ Air Quality Grant Funds	948,575		Sales Tax	4,735
RPTA Sales Tax Funds	263,457	County TRP	CMAQ	910,000
			ADEQ	948.575
ADOT SPR Funds	30.000	RPTA Vanpool	Sales Tax	30,748
ADOT Funds	45,000	RPTA Clean Air	ADOT SPR	30.000
Arizona Energy Office Funds	60,000	RPTA TRP	Sales Tax	227,974
Arizona Dept of Admin Funds	63.800	Capitol Rideshare	CMAQ	135,000
			ADOT	45,000
			AEO	60,000
			ADOA	63,800
	$2,915,832			$2.915.832

**This is the total funding in the MAG FY 1995 Work Program. A portion of this funding may consist of funds from previous years.

STATE OF ARIZONA

OFFICE OF THE ATTORNEY GENERAL

GRANT WOODS
ATTORNEY GENERAL

1275 WEST WASHINGTON, PHOENIX 85007-2926

MAIN PHONE : 542-5025
TELECOPIER : 542-4085

INTERGOVERNMENTAL AGREEMENT
DETERMINATION

A. G. Contract No. KR94-3091-TRN, an agreement between public agencies, has been reviewed pursuant to A.R.S. §11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 28th day of April, 1995.

GRANT WOODS
Attorney General

JAMES R. REDPATH
Assistant Attorney General
Transportation Section

JRR:lsr
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