

RESOLUTION NO. 2018-002

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE DISPENSING WITH COMPETITIVE BIDDING, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT TO PURCHASE SIX COMPRESSED NATURAL GAS (CNG) TRANSIT CUTAWAY BUSES WITH CREATIVE BUS SALES, INC. THROUGH A COOPERATIVE PURCHASING AGREEMENT IN AN AMOUNT NOT-TO- EXCEED \$722,000. AND AUTHORIZING THE FACILITIES AND FLEET MANGER CHANGE ORDERS NOT-TO-EXCEED \$8,000

WHEREAS, the Federal Transit Administration (FTA) requires entities that operate fixed route transit to also operate specialized service pursuant to the American with Disabilities Act (ADA), which requires paratransit service to be operated in the same service area and during the same times as fixed route service, and the ADA paratransit service for Elk Grove is e-van; and

WHEREAS, staff is proposing to purchase six replacement CNG-fueled cutaway vehicles in accordance with requirements for an alternatively fueled fleet as determined by the California Air Resources Board (CARB); and

WHEREAS, in October of 2013, City staff participated in a joint cooperative purchasing procurement Request for Proposals (RFP) process, consistent with Elk Grove Municipal Code Section 3.42.180(B)(4); the RFP was issued and led by Paratransit Inc., for the provision of Cutaway, Minivans, Large Cutaway and Low Floor Cutaway buses on behalf of the City of Elk Grove, City of Folsom, City of Visalia, El Dorado County Transit Authority, Kings County Area Public Transit Agency, Solano County Transit, San Luis Obispo Regional Transit Authority, and Yolo County Transit District; and the solicitation included separate quantities and options for each agency; and

WHEREAS, each participating agency was required to award and enter into sole and separate contracts with the awarded contractor; and

WHEREAS, pursuant to FTA Circular 4220.1F, the City followed established joint procurement procedures in order to ensure that procurement of these buses was fair and equitable; and

WHEREAS, Creative Bus Sales, Inc. was successful in this process and was awarded contract C-15-486 in June of 2014; and

WHEREAS, in light of the cooperative purchasing process, the City Council may properly dispense with further competitive bidding pursuant to Elk Grove Municipal Code Section 3.42.180(B)(4); and

WHEREAS, the purchase of four replacement cutaway buses is currently programmed in Transit's FY 2017-18 budget, utilizing \$384,000 in Federal grant funding, and \$96,000 in matching FY 2017/18 Transportation Development Act (TDA) State Transit Assistance (STA) funding. Two more replacement buses will be purchased upon receipt of anticipated funding that has recently been allocated through the State's Senate Bill 1 (SB 1) State of Good Repair (SGR) Program, which allocates \$242,824 of

additional STA funding to the City in FY 2017/18 for bus purchases. In addition to the SGR Program funding, the City also anticipates receiving approximately \$393,000 of additional FY 2017/18 STA funds that will be claimed through the TDA Claim process in FY 2017/18, of which \$7,176 can be programmed for funding this bus purchase.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove dispenses with competitive bidding, authorizes the City Manager to enter into a contract to purchase six compressed natural gas transit cutaway buses with Creative Bus Sales, Inc. in an amount not-to-exceed \$722,000, and authorizes the City Facility and Fleet Manager to approve change orders not-to-exceed \$8,000.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove authorizes revisions to Transit's Fiscal Year 2017-18 operating and capital budget to program the SB 1 SGR Program funding and additional FY 2017-18 STA funding claimed through the TDA Claim process for this bus purchase.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 10th day of January 2018



DARREN SUEN, VICE MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:


JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2018-002

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

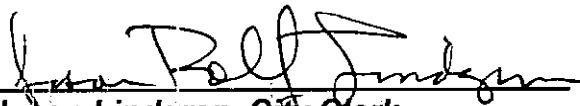
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on January 10, 2018 by the following vote:

AYES: **COUNCILMEMBERS:** *Suen, Detrick, Hume, Nguyen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Ly*



Jason Lindgren, City Clerk
City of Elk Grove, California