

RESOLUTION NO. 2019-040

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE DISPENSING WITH COMPETITIVE BIDDING PURSUANT TO ELK GROVE MUNICIPAL CODE CHAPTER 3.42, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT TO PURCHASE TWO COMPRESSED NATURAL GAS (CNG) TRANSIT CUTAWAY BUSES WITH CREATIVE BUS SALES, INC. THROUGH A COOPERATIVE PURCHASING AGREEMENT IN AN AMOUNT NOT-TO- EXCEED \$254,000 AND AUTHORIZING THE FACILITIES AND FLEET MANAGER TO ISSUE CHANGE ORDERS NOT-TO-EXCEED \$2,500

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 two 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 two replacement cutaway buses will be programmed in Transit's FY 2018-19 budget, utilizing \$246,462 of Senate Bill 1 State of Good Repair funding, and \$10,038 of FY 2018-19 Transportation Development Act (TDA) State Transit Assistance (STA) funding.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby dispenses with competitive bidding pursuant to Elk Grove Municipal Code Chapter 3.42 and, authorizes the City Manager to enter into a contract to purchase two compressed natural gas transit cutaway buses with Creative Bus Sales, Inc. in an amount not-to-exceed \$254,000 and authorizing the Facilities and Fleet Manager to issue change orders not-to-exceed \$2,500.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 13th day of March 2019



STEVE LY, 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. 2019-040

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

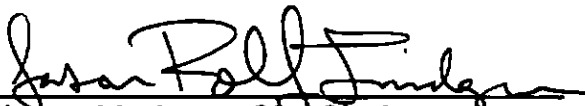
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on March 13, 2019 by the following vote:

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

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *Detrick*


Jason Lindgren, City Clerk
City of Elk Grove, California