

CITY OF SANTA ROSA
CITY COUNCIL

TO: MAYOR AND CITY COUNCIL
FROM: SCOTT WESTROPE, FIRE CHIEF
ANNA MCAULIFFE, RESEARCH AND PROGRAM
COORDINATOR
FIRE DEPARTMENT
SUBJECT: AUTHORIZATION TO PURCHASE TWO WILDLAND TYPE 3
FIRE ENGINES

AGENDA ACTION: RESOLUTION

RECOMMENDATION

It is recommended by the Fire Department that the Council, by resolution, approve a purchase order to Golden State Fire Apparatus, Inc. of Sacramento, CA, for the purchase of two Wildland Type 3 Fire Engines through the HGACBuy Cooperative purchasing program Contract Number FS12-19 in an amount not to exceed \$882,000.

EXECUTIVE SUMMARY

The Fire Department is submitting an approved request to Purchasing for the purchase of two Wildland Type 3 Fire Engines. This procurement is part of the forecasted purchases of several new apparatus utilizing PG&E settlement funds, with use of PG&E funds for this purpose approved by Council at the April 27, 2021, City Council meeting.

BACKGROUND

The Fire Department identified a need for two new Wildland Type 3 Fire Engines to add to the fire apparatus fleet. Typically fire apparatus purchases span a year or more as each apparatus is built to the department's specifications. However, these engines will be available much sooner and will meet the specifications of the department. This is a unique purchasing opportunity in that one engine is already built and ready for delivery in 60 days, in advance of this year's fire season. The second engine is scheduled for completion in January 2022.

PRIOR CITY COUNCIL REVIEW

Not applicable.

AUTHORIZATION TO PURCHASE TWO WILDLAND TYPE 3 FIRE ENGINES
PAGE 2 OF 3

ANALYSIS

This item, if approved, will authorize the purchase of two Wildland Type 3 Fire Engines from Golden State Fire Apparatus Inc. of Sacramento CA, utilizing the H-GAC Buy Cooperative Purchasing Program in the form of a lump sum amount not to exceed \$882,000. All costs will be paid from the previously allocated PG&E settlement funds as part of the Wildland Response and Resiliency Strategic Plan (WUI 2.0).

The City has the option to receive a discount of \$15,560 with 100% pre-payment at the time of order. The alternative would be to make a payment at the time of delivery. Staff will make a decision regarding pre-payment or payment on delivery when the order is placed, evaluating trade-offs between the discount and possible recovery of pre-paid funds or other remedies, should issues arise with the equipment.

The H-GAC Buy Contract No. FS12-19 agreement is a contract between H-GAC Buy and Golden State Fire Apparatus, Inc. which includes non-standard terms and conditions. The City can utilize the solicitation and access favorable pricing under H-GAC Buy Contract No. FS-12-19 to make its own purchase from Golden State Fire Apparatus, Inc. directly. The Purchase Order the City issues will include terms and conditions with Golden State Fire Apparatus, Inc. with unfavorable provisions and without many of the standard conditions and protections the City typically insists on in the City's standard contracts to best protect the City's interests. Among other issues, the H-GAC Agreement and vendor terms: limit liability to the purchase price, include late and cancellation fees, and limit warranties for stock/demo unit purchases. City staff is familiar with similar terms from prior purchases under H-GAC Buy agreements and nevertheless believes that the benefits associated with the purchase under a non-standard agreement outweigh the legal risks.

Santa Rosa City Code Section 3-08.160 allows for cooperative purchases when advantageous to the City. H-GAC Buy's procurement process includes research, specifications preparation, pre-bid and preproposal conferences, legal notice posting and advertising, bid/proposal review and contract execution available at a national level. Additional benefits to utilizing a cooperative purchase agreement is an expedited procurement process, volume purchasing discounts, on-duty professional staff assistance, research and development of technical specifications, and contract management services provided by the lead agency (H-GAC Buy). Staff has determined that a new competitive bid solicitation would not result in achieving beneficial competitive results

FISCAL IMPACT

The source of funds for this purchase will be from the previously approved PG&E settlement funds.

ENVIRONMENTAL IMPACT

The proposed action is exempt from the provisions of the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15378 in that the purchase order is not considered a project under CEQA, and no environmental review is required.

BOARD/COMMISSION/COMMITTEE REVIEW AND RECOMMENDATIONS

Not applicable.

NOTIFICATION

Not applicable.

ATTACHMENTS

- Attachment 1 (H-GACBuy Cooperative Agreement)
- Resolution/Exhibit A (Sales Proposal & Vendor Special Terms)

CONTACT

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