

RESOLUTION NO. RES-2023-115

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A COOPERATIVE PURCHASE UNDER THE CALACT-MBTA JOINT PROCUREMENT COOPERATIVE CONTRACT NO. 20-01 OF FIVE REPLACEMENT CUTAWAY VEHICLES FROM CREATIVE BUS SALES, INC. FOR A TOTAL AMOUNT NOT TO EXCEED \$1,023,437

WHEREAS, four of the existing twelve cutaway vehicles in the Santa Rosa CityBus fleet have exceeded their useful life at the time of the grant application with the Federal Transit Administration 5310 Program for these types of vehicles based upon federal regulations and CityBus seeks to replace these vehicles; and

WHEREAS, additionally CityBus seeks to replace a 30' fixed route bus that has exceeded its useful life with a cutaway vehicle in order to provide more flexibility in public transit service delivery; and

WHEREAS, the California Association for Coordinated Transportation (CalACT) and the Morongo Basin Transit Authority (MBTA) jointly CalACT-MBTA conducted a competitive procurement in accord with City Code Section 3.08-160 for these types of cutaway vehicles; and

WHEREAS, the Cooperative is a consortium of 127 different transit authorities and municipalities that is administered by the state transit association, CalACT, with the Morongo Basin Transit Authority in Southern California as the lead agency; and

WHEREAS, this Joint Procurement Cooperative Contract No. 20-01 has been reviewed by Caltrans, as the Federal Transit Administration's (FTA) designee in the State of California; and

WHEREAS, the CalACT-MBTA Joint Procurement Cooperative has performed all the state mandated procurement requirements and the Purchasing Agent has deemed it competitive and advantageous to the City; and

WHEREAS, the Transportation and Public Works Department has determined it is in the City's best interest to participate in the CalACT-MBTA Joint Procurement Cooperative as it results in a lower unit cost achieved through a large, cooperative purchase; is acceptable to the FTA; and includes Americans with Disabilities Act (ADA) accessible paratransit buses; and

WHEREAS, Creative Bus Sales, Inc., of Indianapolis, Indiana has the best value in the CalACT-MBTA cooperative procurement for five-vehicle cooperative procurement price of up to \$1,023,437 (which includes a 10% contingency); and

WHEREAS, the City of Santa Rosa was awarded \$293,277.00 as a sub-recipient of Caltrans for (FTA) Section 5310 funds for the purchase of three replacement cutaway ADA accessible paratransit vehicle and one Oakmont vehicle; and

WHEREAS, the City of Santa Rosa received from its Transportation Development Act Article IV a capital allocation of \$730,160.00.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa consents to the Assignment of Purchase Agreement by CalACT to the City of Santa Rosa, including a copy of the complete Purchase Agreement between MBTA and Creative Bus Sales, Inc. for the purchase of five vehicles from Creative Bus Sales, Inc. under the CalACT-MBTA Joint Procurement Cooperative Contract No. 20-01.

BE IT FURTHER RESOLVED that the Council authorizes the Purchasing Agent to issue a purchase order to Creative Bus Sales, Inc. for the purchase of the buses in an amount not to exceed \$1,023,437 from the appropriate JL Keys as approved by the Department of Transportation and Public Works.

BE IT FURTHER RESOLVED that the Council authorizes the Chief Financial Officer to pay all proper claims for this purchase from the appropriate JL Keys as approved by the Department of Transportation and Public Works.

BE IT FURTHER RESOLVED that the Council authorizes the Assistant City Manager or his designee to execute all documents necessary to effect the purchase, subject to approval as to form by the City Attorney.

IN COUNCIL DULY PASSED this 11th day of July, 2023.

AYES: (7) Mayor N. Rogers, Vice Mayor MacDonald, Council Members Alvarez, Fleming, Okrepkie, C. Rogers, Stapp

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney