

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
12	10/22/18	Open	Action	10/17/18

Subject: Repealing Resolution No. 18-09-0094, Approving a Sole Source Procurement, and Delegating Authority to the General Manager/CEO to Execute a Contract with GreenPower Motor Company, Inc. for Purchase of Six EV-STAR Electric Buses to Operate SmarT Ride Service

## ISSUE

Whether or not to repeal Resolution No. 18-09-0094, approve a sole source procurement, and delegate authority to the General Manager/CEO to execute a contract with GreenPower Motor Company, Inc. for purchase of six EV-STAR electric buses to operate SmarT Ride Service.

## RECOMMENDED ACTION

Adopt Resolution No. 18-10-\_\_\_\_, Repealing Resolution No. 18-09-0094, Approving a Sole Source Procurement, and Delegating Authority to the General Manager/CEO to Execute a Contract with GreenPower Motor Company, Inc. for the Purchase of Six EV-STAR Electric Buses to Operate SmarT Ride Service

## FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	607,540.00
Budget Source:	Capital	Next FY:	\$	
Funding Source:	Local Partnership Program/Prop 1B***	Annualized:	\$	607,540.00*
Cost Cntr/GL Acct(s) or	B155	Total Amount:	\$	
Capital Project #:				
Total Budget:	1,321,293**			

\*estimate does not include sale tax and fees.

\*\*includes cost before HVIP vouchers, and installation of necessary equipment

\*\*\*If Prop 1B is unavailable, then SacRT will need to find another funding source.

## DISCUSSION

On September 10, 2018, the Board approved a sole source Contract with GreenPower Motor Company, Inc. for the purchase of six EV-STAR Electric Buses and charging equipment for an amount not to exceed \$582,000, plus applicable sales tax and fees, and delegated authority to the General Manager/CEO to execute the Contract.

When purchasing buses and other rolling stock, it is standard for SacRT to include in its contracts a requirement for bus manufacturers and/or authorized dealers to provide both performance and warranty bonds to protect SacRT's interests. When submitting its proposal to SacRT, GreenPower Motor Company, Inc. was unaware of the bonding provisions, and did not anticipate the additional expense. GreenPower Motor Company, Inc. also did not include the fees associated with training

Approved:

Presented:

Final 10/17/18

General Manager/CEO

Deputy Chief Operating Officer

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SacRT's mechanics on the maintenance of its electric vehicles. Due to the bonding and training requirements, GreenPower Motor Company, Inc. resubmitted a revised proposal.

Because GreenPower Motor Company, Inc. updated its proposal, staff recommends that the Board repeal its former delegation and re-delegate authority to the General Manager/CEO based on the revised pricing proposal.

RESOLUTION NO. 18-10-\_\_\_\_\_

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

October 22, 2018

**REPEALING RESOLUTION NO. 18-09-0094, APPROVING A SOLE SOURCE PROCUREMENT, AND DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO EXECUTE A CONTRACT WITH GREENPOWER MOTOR COMPANY, INC. FOR THE PURCHASE OF SIX EV-STAR ELECTRIC BUSES TO OPERATE SMART RIDE SERVICE**

WHEREAS, on September 10, 2018, the Board approved a sole source procurement and delegated authority to the General Manager/CEO to execute a Contract for purchase of six EV-STAR Electric Buses to GreenPower Motor Company, Inc.

WHEREAS, subsequent to the approval, GreenPower Motor Company, Inc. increased its price proposal to include the expense of purchasing performance and warranty bonds, and fees associated with training SacRT Bus Maintenance mechanics.

WHEREAS, the Board desires to approve a sole source procurement and delegate authority to the General Manger/CEO to execute a contract with the modified pricing.

WHEREAS, in accordance with Section 1.405 B.1 of the SacRT Procurement Ordinance, a sole source procurement for supplies is permitted upon a determination by the Board that the supplies can be provided only by one firm and that efforts to seek competition would be futile.

WHEREAS, GreenPower Motor Company, Inc. builds purpose-built battery electric buses.

WHEREAS, because GreenPower's buses are the only vehicles in this Gross Vehicle Weight Rating and 25' length offered that qualify for Hybrid and Zero-Emission Truck and Bus Voucher Incentive Project (HVIP) incentives, no other manufacturer can meet SacRT's needs.

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, Resolution No. 18-09-0094 is hereby repealed.

THAT, the Board hereby determines that a sole source procurement with GreenPower is appropriate because the supplies can be provided only by one firm and efforts to seek competition would be futile.

THAT, the Board delegates authority to the General Manager/CEO to execute a Contract for purchase of Six EV-STAR Electric Buses by and between the Sacramento Regional Transit District (therein "SacRT") with GreenPower Motor Company, Inc. (therein

“Contractor”) whereby Contractor agrees to sell and SacRT agrees to purchase six 25' electric buses for an amount not to exceed \$607,540.00, plus applicable sales tax and fees.

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PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary