

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 13-228

WHEREAS, Under Section 21.16 of the San Francisco Administrative Code, the SFMTA may utilize the competitive procurement process of any other public agency to make purchases of commodities under the terms established in that agency's procurement process and as agreed upon by the City and the procuring agency, upon making a determination that the other agency's procurement process was competitive and the use of the other agency's procurement process would be in the City's best interests; and

WHEREAS, The State of Minnesota, through its Materials Management Division (MMD), established the Cooperative Purchasing Venture (CPV) to allow other eligible entities such as the SFMTA, to purchase goods, certain services and utilities from contracts established by the MMD for Minnesota state agencies; and

WHEREAS, In 2011, the State of Minnesota issued a competitive request for proposals for 2012-13 model year transit buses, including heavy duty (Class 700) low floor diesel hybrid coaches, on behalf of the members of the Minnesota CPV, awarding a contract to New Flyer of America ("New Flyer") on or about February 3, 2012; and

WHEREAS, On March 6, 2012, the San Francisco Municipal Transportation Agency (SFMTA) Board of Director adopted Resolution No. 12-029, which authorized the SFMTA to join the Minnesota CPV; and

WHEREAS, under the CPV, on October 23, 2012, the SFMTA awarded Contract No. 2013-08 to New Flyer of America to purchase 40-ft diesel hybrid buses to replace the SFMTA's existing NABI bus fleet, which have reached the end of their useful life; and

WHEREAS, In 2012, the State of Minnesota issued a competitive request for proposal for 2013-14 model year transit buses, including heavy duty (Class 700) low floor diesel hybrid coaches, on behalf of the members of the Minnesota CPV (the Minnesota Procurement); the Minnesota Procurement complied with the third party procurement requirements of the Federal Transit Administration; and

WHEREAS, New Flyer submitted a proposal in response to the Minnesota Procurement that was opened on December 23, 2012; and

WHEREAS, Minnesota accepted the proposal and issued Notification of Contract Award to New Flyer on or about February 18, 2013; and

WHEREAS, SFMTA staff recommends using the CPV to purchase 50 40-foot low floor diesel-hybrid buses from New Flyer to replace 50 of SFMTA's buses originally manufactured by Neoplan USA Corporation that have reached or exceeded their useful service life of 12 years,

having been placed into service starting in August, 2000; and

WHEREAS, New Flyer has capacity at its production facility to start manufacturing the 50 buses immediately; and

WHEREAS, SFMTA staff has negotiated an agreement with New Flyer for the purchase of 50 40-foot low floor diesel-hybrid buses and related tools, training and spare parts; now, therefore be it

RESOLVED, That the SFMTA Board of Directors finds that it is in the best interests of the City that the SFMTA procure 50 40-foot low floor diesel hybrid buses from New Flyer of America Inc. through the Minnesota Cooperative Purchasing Venture; and be it

FURTHER RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation to execute Contract No. SFMTA-2014-01 with New Flyer of America Inc., to purchase 50 40-foot low floor diesel-hybrid buses, for an amount not to exceed \$38,348,847 and a term not exceed six years; and be it

FURTHER RESOLVED, That the SFMTA Board of Directors commends Contract No. SFMTA-2014-01 to the Board of Supervisors for its review and approval.

I certify that the foregoing resolution was adopted by the Municipal Transportation Agency Board of Directors at its meeting of October 15, 2013.



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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency