

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 210302-028

WHEREAS, SFMTA currently owns thirty 32-foot Orion diesel-hybrid, which are the oldest vehicles in the fleet and past their useful life; and

WHEREAS, the Orion vehicles are the smallest Muni vehicles and allow the SFMTA to serve hilltop neighborhoods with tight turns; and

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, after 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, In 2017, the State of Georgia, the Department of Administrative Services, Purchasing Division (DOAS), issued a competitive request for proposals (RFP) for supplemental Public Mass Transit & Transportation Vehicles and Related Equipment and Accessories (the Georgia Procurement); the Georgia Procurement complies with the third party procurement requirements of the Federal Transit Administration and is available for interstate purchases from public entities; and

WHEREAS, Creative Bus Sales, Inc. submitted a proposal in response to the Georgia Procurement that was opened on December 14, 2017; DOAS accepted the proposal and issued Notification of Contract Award to Creative Bus Sales, Inc. on or about July 1, 2018 (Georgia contract); and

WHEREAS, On November 8, 2018, DOAS has issued two amendments to the Georgia contract to extend its term to June 30, 2021; and

WHEREAS, The SFMTA requires thirty 28- to 32-foot low floor diesel-hybrid buses (the hybrid buses) to replace Muni's fleet of 2007 Orion buses, which have reached the end of their useful life and are ready to be retired; and

WHEREAS, Purchasing vehicles through a regular request for proposals process would add cost and take much longer than procuring them through the Georgia Procurement; therefore, SFMTA staff recommends using the Georgia contract to purchase the hybrid buses from Creative Bus Sales Inc., in order to expedite the procurement of buses for the SFMTA; and

WHEREAS, On February 5, 2021, the SFMTA, under authority delegated by the Planning Department, determined that Contract No. SFMTA-2021-07 with Creative Bus Sales, Inc. is not a project under the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and,

WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors and is incorporated herein by reference; and,

WHEREAS, SFMTA staff has negotiated an agreement with Creative Bus Sales, Inc., to purchase thirty 32-foot diesel-hybrid buses and related tools, training, manuals, and spare parts; now, therefore be it

RESOLVED, Based on the above, the SFMTA Board of Directors finds that it is in the best interests of the City that the SFMTA procure the diesel-hybrid buses from Creative Bus Sales, Inc., through the Georgia Procurement; and be it further

RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation to execute Contract No. SFMTA-2021-07 with Creative Bus Sales, Inc., to procure thirty 32-foot, low floor, diesel-hybrid buses and related tools, training, manuals, and spare parts, through a procurement by the State of Georgia, in an amount not to exceed \$26,071,700, and for a term not to exceed six years; and be it further

RESOLVED, That the SFMTA Board of Directors commends this matter to the Board of Supervisors for its approval of Contract No. SFMTA-2021-07.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of March 2, 2021.

Caroline Celaya

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency