

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 240917-107

WHEREAS, In 2013, the SFMTA began a transformative fleet replacement program by purchasing 112 40-ft hybrid electric coaches. These coaches are reaching the end of their 12 years of useful life; and

WHEREAS, On November 7, 2023, the SFMTA Board of Directors approved Resolution No. 180515-080 which established an updated Zero Emission Vehicle Policy that commits to procure zero-emissions vehicles to replace the SFMTA's hybrid electric buses and to continue to procure trolley buses, with a goal of achieving a 100% zero-emission fleet in compliance with the Innovative Clean Transit (ICT) regulation of the California Air Resource Board (CARB); and

WHEREAS, Due to facility upgrade constraints, the revised policy includes hybrid buses in addition to trolley and battery electric buses as part of the Zero Emission Rollout Plan; and

WHEREAS, In 2021, Washington State completed a competitive procurement to award cooperative purchasing agreements that allow public transit agencies outside of Washington State to purchase Low Floor Hybrid Electric Coaches in compliance with the requirements of the Federal Transit Administration, and on April 1, 2021, Washington State announced the award under that procurement to New Flyer of America, Inc., (New Flyer) of State Cooperative Purchasing Schedule Master Contract No. 06719-01 for Transit Buses: Heavy Duty, including 40-foot hybrid electric buses; and

WHEREAS, Under S.F. Administrative Code Section 21.16, 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 competitive procurement process upon a finding that the procurement is in the City's best interests, and the Director of Transportation made that finding about the Washington State cooperative purchasing agreement on March 30, 2024; and

WHEREAS, SFMTA staff has negotiated an agreement with New Flyer under the Washington State cooperative purchasing agreement to purchase 94 40-foot low floor, hybrid electric coaches and related spare parts, special tools, manuals, training, and telematics licenses; and

WHEREAS, Funding for this project will be provided by the Federal Transit Administration, Regional Measure 3, Prop L, Prop B, the Operating Fund and Transportation Sustainability Fees; and

WHEREAS, On October 20, 2023, the SFMTA, under authority delegated by the Planning Department, determined that Contract No. SFMTA-2024-03-FTA, 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, The Contract Compliance Office (CCO) reviewed the RFP for this Project; due to the specialized nature of the work and lack of subcontracting opportunities, CCO waived the SBE goal; and

WHEREAS, The agreement with New Flyer, will require approval from the Board of Supervisors, as it is over \$10,000,000; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors authorizes the Director of Transportation to execute Contract No. SFMTA-2024-03-FTA with New Flyer of America, Inc., to procure 94 40-foot, low floor, hybrid electric coaches, along with spare parts, special tools, manuals, training, and telematics licenses through a cooperative purchasing agreement established by the State of Washington for an amount not to exceed \$117,751,398 and a term not to exceed five years; and be it further

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors commends this matter to the Board of Supervisors for its approval of Contract No. SFMTA-2024-03-FTA.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of September 17, 2024.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency