

RESOLUTION NO. 22-11

Resolution Of The City Council Of The City Of Emeryville Rejecting All Bids For The Purchase And Delivery Of A 22-26 Passenger Wheelchair Accessible Bus And Authorizing The City Manager To Purchase One 19 Passenger Max Capacity Wheelchair Accessible Electric Vehicle (EV) Bus To Be Used For Emeryville Senior Center Group Trips Program, In A Total Amount Not To Exceed \$196,618.50 From Green Power Motor Company And Transfer \$61,187 From Fund 261 And \$3,432.00 From Fund 660-91200 To Fund 254 And Reappropriate \$132,000.00 Of The ACTC Grant Of Resolution No. 19-133 To Fund 254 When Received

WHEREAS, on September 17, 2019, the City Council approved Resolution No. 19-133, authorizing the City Manager to enter into a grant agreement with Alameda CTC for the purchase of a new bus; and

WHEREAS, the grant agreement with Alameda CTC called for the bus to be delivered to the City by December 31, 2021; and

WHEREAS, on August 13, 2021, staff issued a request for bids (RFB) for the purchase of a new bus that resulted in a non-responsive bid due to the inability to deliver the product by the deadline; and

WHEREAS, another RFB was issued in late October with an extension for procurement delivery to December 2022 and one bid was received from Creative Bus Sales in response to the request for bids, which didn't specify a delivery date of the bus due to a chip shortage and therefore is non-responsive; and

WHEREAS, due to the previous failed procurement processes, the grant program allows for sole source procurement; and staff determined that an Electric Vehicle (EV) bus from Green Power Motor Company would allow the City to meet the needs of the grant agreement and Emeryville's green initiatives; and

WHEREAS, Green Power Motor Company can deliver a bus within 180 days of an executed Purchase Agreement, thereby meeting the requirements of the contract extension; now, therefore be it

RESOLVED, by the City Council of the City of Emeryville that it hereby rejects all bids for the purchase and delivery of a 22-26 passenger wheelchair accessible bus and authorizes the City Manager to purchase one 19 passenger max capacity wheelchair accessible Electric Vehicle (EV) bus to be used for Emeryville senior center group trips program, in a total amount not to exceed \$196,618.50 from Green Power Motor Company; and

BE IT FURTHER RESOLVED, that the City Manager is authorized to transfer \$61,187 from Fund 261 and \$3,432.00 from Fund 660-91200 to fund 254 and to reappropriate \$132,000.00 of the ACTC grant of Resolution No. 19-133 to fund 254 when received.

Resolution No. 22-11
Reject Bids and Bus Purchase
City Council Meeting | February 1, 2022
Page 2 of 2

ADOPTED, by the City Council of the City of Emeryville at a regular meeting held Tuesday, February 1, 2022, by the following vote:

AYES:	<u>5</u>	Mayor Bauters, Vice Mayor Medina and Council Members Donahue, Martinez and Welch
NOES:	<u>0</u>	
ABSTAIN:	<u>0</u>	
ABSENT:	<u>0</u>	

DocuSigned by:
John Bauters
C7380B49E2C0458...
MAYOR

ATTEST:

DocuSigned by:
Sheri Hartz
F97B5D8EAB6A48E...
CITY CLERK

APPROVED AS TO FORM:

DocuSigned by:
Christie Crowl
5F6E58613741458...
INTERIM CITY ATTORNEY