

RESOLUTION NO. 6282

A RESOLUTION APPROVING EXEMPTION FROM THE COMPETITIVE BIDDING PROCESS FOR THE PURCHASE OF ONE LOW-FLOOR BUS THROUGH AN EXISTING INTERSTATE COOPERATIVE CONTRACT WITH STARK AREA REGIONAL TRANSIT AUTHORITY (SARTA) AND GILLIG LLC; TO ISSUE A NOTICE OF INTENT TO AWARD CONTRACT WITH GILLIG LLC; AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO ENTER INTO A CONTRACT NOT TO EXCEED \$375,000.00 WITH GILLIG LLC.

WHEREAS, the Albany Transit System (ATS) has received a federal grant to replace one transit bus; and

WHEREAS, the current bus used for the Linn-Benton Loop has over 600,000 miles, is at the end of its useful life, and should be used only as a backup when other buses require maintenance; and

WHEREAS, Stark Area Regional Transit Authority (SARTA) in Canton, Ohio, conducted a formal, competitive, Request for Proposals (RFP 2008-01) for Low Floor Buses and awarded a contract to Gillig LLC on September 21, 2009; and

WHEREAS, SARTA's contract with Gillig LLC allows other public entities to use the terms and conditions of their contract, pursuant to ORS Chapter 279A.220, interstate cooperative procurements, and OAR 137-046-04000 through 480; and

WHEREAS, as a condition of SARTA's cooperative contract, the City made a written request on September 16, 2013, to SARTA to extend the assignability of the contract to ATS; and

WHEREAS, ATS has received approval from SARTA to use the contract between Gillig LLC and SARTA to purchase one 40-foot, low-floor bus from Gillig LLC for \$373,393.00 plus taxes and licensing fees; and

WHEREAS, purchasing a low-floor bus through the competitively bid contract between Gillig LLC and SARTA would provide significant cost savings, would not reduce competition or give favoritism, and would be in the best interest of the City; and

WHEREAS, the Public Works Department is prepared to issue a Notice of Intent for the purchase of one 40-foot, low-floor bus from Gillig LLC and advertise the Notice for seven days prior to awarding a contract; and

WHEREAS, if the City does not receive any formal protests to the Notice of Intent to award, the Public Works Director may award the purchase of one low-floor bus to Gillig LLC.

NOW, THEREFORE, BE IT RESOLVED that the Albany City Council authorizes the Public Works Department an exemption from the competitive bidding process for the purchase of one low-floor bus through an existing cooperative contract with SARTA and Gillig LLC; and

BE IT FURTHER RESOLVED that the Albany City Council authorizes the Public Works Department to issue a Notice of Intent to Award to Gillig LLC; and

BE IT FURTHER RESOLVED that the Albany City Council authorizes the Public Works Director to enter into a contract not to exceed \$368,328.00 with Gillig LLC to purchase one low-floor bus, subject to no formal protests during the seven-day Notice of Intent to Award Contract.

DATED AND EFFECTIVE THIS 13<sup>TH</sup> DAY OF NOVEMBER 2013.

  
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Mayor

ATTEST:

  
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City Clerk

