

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO (A) EXECUTE A PURCHASE ORDER WITH GOLDEN STATE FIRE APPARATUS, INC. (SACRAMENTO, CA) FOR THE PURCHASE OF FIRE APPARATUSES UNDER THE PRICING OBTAINED THROUGH THE COOPERATIVE AGREEMENT BETWEEN THE HOUSTON GALVESTON AREA COUNCIL AND GOLDEN STATE FIRE APPARATUS FOR A PERIOD STARTING ON OR ABOUT JUNE 24, 2020 AND ENDING ON OR ABOUT NOVEMBER 30, 2021, FOR AN AMOUNT NOT TO EXCEED \$4,367,704; AND (B) APPROVE A CONTINGENCY OF \$436,770 FOR ANY UNFORESEEN CHANGES OR MODIFICATIONS TO THE DESIGN OF THE VEHICLES, SUBJECT TO THE APPROPRIATION OF FUNDS

WHEREAS, the City of San José's ("City") Public Works Department/Fleet Management Division oversees the purchase of fire trucks for the City's Fire Department; and

WHEREAS, the purchase of three Type 1 fire engines, one aerial ladder truck, and one paramedic supervisor vehicle ("fire apparatuses") will allow the City to replace vehicles that have reached the end of their service life and ensure that the Fire Department has the appropriate fire apparatus in service to meet current and future operational needs; and

WHEREAS, these fire apparatuses will meet the latest safety standards, provide a clean cab concept that reduces exposures to carcinogens, and allow the Fire Department to respond to the wide variety of emergency incidents; and

WHEREAS, the City is leveraging the Houston-Galveston Area Council ("H-GAC") cooperative agreement to purchase the fire apparatuses at a significant cost benefit; and

WHEREAS, the H-GAC Cooperative Purchasing Program, a nationwide program that has been in place for more than 40 years and offers contracts for products and services that are a result of competitive solicitations, assists local governments in reducing costs as a government-to-government procurement service; and

WHEREAS, the City's use of this cooperative is consistent with San José Municipal Code Section 4.12.225.B.3 titled "Public Agencies Purchases," which allows the City to leverage another public agency's procurement if its competitive process substantially complies with the City's procurement procedures and names third party beneficiaries as part of the competitive procurement process; and

WHEREAS, the City desires to execute a purchase order with Golden State Fire Apparatus, Inc. to ensure that the City's Fire Department has newer, safer, and more reliable fire apparatuses to rescue and save lives and protect property;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT the City Manager is hereby authorized to:

- (a) Execute a purchase order with Golden State Fire Apparatus, Inc. (Sacramento, CA) for the purchase of fire apparatuses under the pricing obtained through the cooperative agreement between the Houston Galveston Area Council and Golden State Fire Apparatus for a period starting on or about June 24, 2020 and ending on or about November 30, 2021, for an amount not to exceed \$4,367,704; and
- (b) Approve a contingency of \$436,770 for any unforeseen changes or modifications to the design of the vehicles, subject to the appropriation of funds.

ADOPTED this _____ day of _____, 2020, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk