

RESOLUTION NO. A-_____

1 WHEREAS, the City Council of the City of Lincoln, Nebraska on April 17, 2000
2 adopted Resolution No. A-80123 which allowed the City to participate in a Cooperative
3 Purchasing Agreement with Intercity Transit of Olympia Washington for the purpose of replacing
4 20 transit buses in January 2002; and

5 WHEREAS, pursuant to the terms of the Resolution and Cooperative Purchasing
6 Agreement, on April 19, 2000 the Mayor approved the Agreement and executed the same on
7 behalf of the City; and

8 WHEREAS, in reliance upon the authorizing Resolution and the terms and
9 conditions of the Cooperative Purchasing Agreement, the City in good faith issued Purchase
10 Order No. 4702 on May 8, 2000 for the purchase of 20 Gillig transit vehicles at the price of
11 \$254,740.00 each; and

12 WHEREAS, the City was advised on May 15, 2001 by Federal Transit
13 Administration Region 7 officials that the Cooperative Purchasing Agreement with Intercity
14 Transit of Olympia, Washington had become noncompliant with FTA regulations due to the
15 contracts substantial amendments thereby resulting in non-participation by FTA in the purchase
16 of the transit vehicles; and

17 WHEREAS, through further discussions with FTA representatives of Region 7,
18 the City has indicated its intent to purchase directly from Gillig Corporation the 20 transit
19 vehicles previously ordered at the same purchase price as previously contracted for and the FTA
20 has indicated its concurrence with this method of acquisition and will provide funding
21 participation in the purchase of the 20 replacement transit vehicles.

1 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
2 Lincoln, Nebraska that the City of Lincoln Public Works Department, StarTran Division, is
3 hereby authorized to purchase, directly from Gillig Corporation, the 20 replacement transit
4 vehicles previously purchased through the Cooperative Purchasing Agreement approved by
5 Resolution No. A-80123 and the Mayor is hereby authorized to execute any necessary contracts
6 and/or purchase orders to accomplish the purchase of the 20 replacement transit vehicles.

7 BE IT FURTHER RESOLVED that Resolution No. A- 80123 is hereby
8 superceded by this Resolution.

9 BE IT FURTHER RESOLVED that the City Clerk is directed to return one fully
10 executed copy of this Resolution to Larry Worth, Public Works & Utilities Department, StarTran
11 Division, for transmittal to representatives of FTA Region 7.

Introduced by:

Approved as to Form & Legality:

Assistant City Attorney

Staff Review Completed:

Administrative Assistant

Approved this ____ day of _____, 2001: _____ Mayor
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