CARSON CITY REGIONAL TRANSPORTATION COMMISSION REQUEST FOR COMMISSION ACTION

Date Submitted: October 27, 2009 **Meeting Date:** November 4, 2009

To: Regional Transportation Commission

From: Patrick Pittenger, Transportation Manager

Subject Title: Action to authorize the purchase of one (1) bus and approve the Chair to sign the associated letter of waiver and release.

Staff Summary: The Tahoe Transportation District (TTD) currently has an open contract to purchase buses and has followed all FTA requirements for procuring the buses. By "piggybacking" onto this contract, it will save staff considerable time and money that otherwise would be spent procuring new buses. This bus would be purchased with 100% Federal ARRA funds.

Type of Action Requested: (check one)

() None – Information Only
(\boxtimes) Formal Action/Motion

Recommended Commission Action: I move to authorize the purchase of one (1) buses and approve the Chair to sign the associated letter of waiver and release.

Explanation for Recommended Commission Action: The requested vehicle is in addition to the four (4) vehicles previously approved by the RTC. This bus would be identical to the previous four vehicles, but would arrive in early summer rather than early Spring like the previously-approved vehicles.

Applicable Statue, Code, Rule or Policy: N/A

Fiscal Impact: Up to \$190,000

Explanation of Impact: New buses are needed to replace an aging fleet and to provide greater vehicle capacity, longer vehicle useful-life and ease of use for disabled riders.

runding Source: American Recove	ery and Reinvestment Act (100	% rederal lulius).
Alternatives: Find alternative bus.		
Supporting Material: Waiver and re	elease form.	
Prepared By: Patrick Pittenger, Tran	nsportation Manager	
Commission Action Taken: Motion:	1) 2)	Aye/Nay
	(Vote Recorded Bv)	

PUBLIC WORKS DEPARTMENT

ADMINISTRATION

3505 Butti Way Carson City, NV 89701-3498 Ph: 775-887-2355 Fx: 775-887-2112

國 CONTRACTS

3505 Butti Way Carson City, NV 89701-3498 Ph: 775-887-2355 Fx: 775-887-2112

FLEET SERVICES

3303 Butti Way, Building 2 Carson City, NV 89701-3498 Ph: 775-887-2356 Fx: 775-887-2258

MODERATIONS

(Water, Sewer, Wastewater, Streets, Landfill, Environmental) 3505 Butti Way Carson City, NV 89701-3498 Ph: 775-887-2355 Fx: 775-887-2112

TRANSPORTATION/

CAPITAL PROJECTS
3505 Butti Way
Carson City, NV 89701-3498
Ph: 775-887-2355
Fx: 775-887-2112

DEVELOPMENT SERVICES

BUILDING and SAFETY PERMIT CENTER

2621 Northgate Lane, Suite 6 Carson City, NV 89706-1319 Ph: 775-887-2310 Fx: 775-887-2202

DEVELOPMENT ENGINEERING

2621 Northgate Lane, Suite 54 Carson City, NV 89706-1319 Ph: 775-887-2300 Fx: 775-887-2283

PLANNING

2621 Northgate Lane, Suite 62 Carson City, NV 89706-1319 Ph: 775-887-2180 Fx: 775-887-2278

CARSON CITY NEVADA

Consolidated Municipality and State Capital



WAIVER AND RELEASE

WHEREAS, Creative Bus Sales, Inc. (Contractor) has entered into a procurement contract entitled "PRODUCT PURCHASE AGREEMENT", dated January 9, 2009 (herein referred to as Contract) with TAHOE TRANSPORTATION DISTRICT (District); and

WHEREAS, the District is willing to assign to Carson City Regional Transportation Commission (Agency) District's right to acquire one (a) Cutaway Bus from Contractor under the terms and conditions of the Contract, and pursuant to a separate agreement between Contractor and Agency.

NOW THEREFORE, in exchange for the District's assignment of the right to acquire one (1) Cutaway Bus from Contractor, Agency hereby declares and states as follows:

- 1. Agency warrants that it meets all requirements for eligibility to participate in the assignment of these options.
- Agency hereby waives and releases any and all claims it may have against the District with respect to any and all obligations of the Agency under the agreement between Contractor and Agency for the purchase of said Cutaway Buses pursuant to the Contract between Contractor and District.
- 3. Agency shall defend, indemnify, and hold District, and its directors, officers, agents, and employees harmless from and against any and all claims, suits, or actions arising out of, resulting from, or in any way related to Agency's purchase, installation, and use of the Cutaway Bus.

Shelly Aldean, Chair Date Carson City Regional Transportation Commission