

# STOCKTON CITY COUNCIL

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**ADOPT A RESOLUTION TO APPROVE FINDINGS, APPROVE THE PURCHASE OF TWO FIRE ENGINES AND ONE LADDER TRUCK THROUGH A NATIONAL JOINT POWERS ALLIANCE CONTRACT, APPROVE A DOWN PAYMENT, APPROVE A LEASE AGREEMENT WITH WESTERN ALLIANCE BUSINESS TRUST, AUTHORIZE LEGAL FEES AND APPROVE A BUDGET AMENDMENT TO THE FISCAL YEAR 2016-17 FLEET INTERNAL SERVICE FUND ANNUAL BUDGET**

Public Works and Fire Department staff reviewed the City's inventory of heavy fire equipment and is recommending the replacement purchase of two fire engines and one ladder truck; and

Each of these units are at least 17 years old and exceed the recommended 15-year replacement cycle; and

The National Joint Powers Alliance (NJPA) establishes and provides nationally leveraged and competitively solicited purchasing contracts under the guidance of the Uniform Municipal Contracting Law; and

For the purchase of two fire engines and one ladder truck, staff recommends the equipment be purchased through a NJPA contract with Rosenbauer America of Lyons, South Dakota and Wyoming, Minnesota in the amount of \$2,313,640.16; and

Rosenbauer Fire Apparatus has been selected by City staff as the preferred manufacturer of heavy fire equipment; and

The City is a member of NJPA, which established a cooperative purchasing agreement for the purchase of heavy fire equipment, the NJPA established the cooperative purchasing agreement pursuant to a competitive bidding process and the bid specification used by the NJPA has been assessed as compatible to the City's standards; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The City Council approves the findings supporting an exception to the competitive bid process pursuant to Stockton Municipal Code section 3.68.070 (B).
2. The City Manager is authorized to approve the purchase of two fire engines and one ladder truck through a National Joint Powers Alliance contract with Rosenbauer America of Lyons, South Dakota and Wyoming, Minnesota in the amount of \$2,313,640.16.

3. The City Manager is authorized to approve a down payment in the amount of \$462,740.16 from the Fleet Internal Service Fund.

4. The City Manager is authorized to approve execution of a Master-Lease Purchase Agreement with Western Alliance Business Trust, in an amount not to exceed \$1,900,000, in substantially the form presented to the City Council with such changes therein as the City Manager may require or approve, and authorize the City Manager to execute same, a copy of which is attached as Exhibit 1 and incorporated by this reference.

5. The City Council authorizes legal fees not to exceed \$10,000 to be paid to Orrick, Herrington & Sutcliffe, LLP.

6. The City Manager is authorized to approve a budget amendment to the Fiscal Year 2016-17 Fleet Internal Service Fund Annual Budget for the associated reimbursement revenues and expenditures.

7. The City Manager is authorized to take appropriate and necessary actions to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED February 7, 2017.

MICHAEL D. TUBBS, Mayor  
of the City of Stockton

ATTEST:

BONNIE PAIGE, City Clerk  
of the City of Stockton