

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, AN EMERGENCY RESOLUTION
TO SUSPEND COMPETITIVE BIDDING FOR DRIVER
PROTECTION SYSTEM

WHEREAS, on March 27, 2020, the President of the United States signed the
Coronavirus Aid, Relief, and Economic Security (CARES) Act into law; and

WHEREAS, the Federal Transit Administration (FTA) is allocated \$25 billion to
recipients of urbanized area and rural area formula funds; and

WHEREAS, Fresno Area Express (FAX) is an eligible recipient of urbanized area
formula funds; and

WHEREAS, FAX seeks the expedient production and installation of a driver
protection system on 100 buses as an emergency protective measure to eliminate or
lessen the threats to public health and safety as a result of COVID-19 to both transit
passengers and operators; and

WHEREAS, FAX finds there exists an unusual and urgent need to procure the
product and service without providing for full and open competition as the delay would
cause serious injury unless permitted a sole source award.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno to
suspend competitive bidding for the driver protection system, in accordance with
Section 1208(a)(5)(v) of the City Charter, Administrative Order 3-2, and FTA Circular
4220.1F, Chapter 6, Section 3(i)(1)(c).

* * * * *

Date Adopted:
Date Approved:
Effective Date:

City Attorney Approval: ✓✓

Resolution No. _____

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.-
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2020.

AYES :
NOES :
ABSENT :
ABSTAIN :

YVONNE SPENCE, MMC
City Clerk

By: _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Kristi M. Costa Date
Deputy City Attorney