

A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN ACCEPTING THE AWARD OF \$776,714 THROUGH THE FEDERAL TRANSIT ADMINISTRATION'S FISCAL YEAR 2023 LOW- OR NO-EMISSION VEHICLE PROGRAM AND AUTHORIZING THE CITY MANAGER OR THEIR DESIGNEE TO SUBMIT, EXECUTE, AND FILE AN APPLICATION ON BEHALF OF THE CITY OF NORMAN WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION TO FORMALLY PROGRAM THE PROJECT AWARD.

- § 1. WHEREAS, the Federal Transit Administration (FTA) Grants for Buses and Bus Facilities Program (49 U.S.C. § 5339) makes federal resources available to states and direct recipients to replace, rehabilitate, and purchase buses and related equipment and to construct bus-related facilities, including technological changes or innovations to modify low or no emission vehicles or facilities; and
- § 2. WHEREAS, the Low- or No-Emission Vehicle Program provides competitive grants for bus and bus facility projects that support low- and zero-emission vehicles; and
- § 3. WHEREAS, the City of Norman was recognized by the FTA as an eligible recipient of federal transit funds and is an eligible applicant of the Low- or No-Emission Vehicle Program; and
- § 4. WHEREAS, the City submitted an application to the FTA's fiscal year 2023 Low- or No-Emissions Vehicle Program following a City Council resolution (R-2223-117) authorizing the submittal approved on April 11, 2023; and
- § 5. WHEREAS, the FTA announced on June 26, 2023 that the City's proposed project of six CNG cutaway buses for the paratransit fleet was selected to be funded with the cost share of 72% federal (\$776,714) and 28% local (\$305,326) for a total cost of \$1,082,040; and
- § 6. WHEREAS, the State of Oklahoma does not currently have a robust transit vehicle state contract; and
- § 7. WHEREAS, Ohio's Cooperative Purchasing Act. (AM. Sub. H.B. No. 100), was signed into law on December 4, 1985; and
- § 8. WHEREAS, effective March 6, 1986, Ohio's Cooperative Purchasing Act provides the opportunity for municipal corporations, regional transit authorities, and other authorities, to participate in contracts distributed by the state of Ohio, Department of Administrative Services, Office of Cooperative Purchasing for the purchase of supplies, services, equipment and certain materials; and
- § 9. WHEREAS, The State of Ohio Contract DOT24824-3 has been bid to meet proper Federal Transit Administration (FTA) requirements and is a contract which satisfies Norman's municipal code section 12-204(b4);

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

- § 10. THAT the City of Norman, Oklahoma, hereby accepts the award of \$776,714 through the Federal Transit Administration's fiscal year 2023 Low- or No-emission Vehicle Program; and

- § 11. THAT the City of Norman, Oklahoma, authorizes the City Manager or their designee to submit, execute, and file an application on behalf of the City of Norman with the United States Department of Transportation to formally program the project award; and
- § 12. THAT the Mayor of the City of Norman, Oklahoma, hereby requests authority in the name of the City of Norman, Oklahoma, to participate in state contracts which the Department of Administrative Services, Office of State Purchasing has entered into and the Office of Cooperative Purchasing has distributed for the purchase of supplies, services, equipment and certain other materials pursuant to Revised Code Section 125.04; and
- § 13. THAT the City Manager or their designee is hereby authorized to agree in the name of the City of Norman, Oklahoma, to be bound by all contract terms and conditions as the Department of Administrative Services, Office of Cooperative Purchasing prescribes. Such terms and conditions may include a reasonable annual membership fee to cover the administrative costs which the Department of Administrative Services incurs as a result of The City of Norman, Oklahoma's participation in the contract. Further, that the City Manager or their designee does hereby agree to be bound by all such terms and conditions and to not cause or assist in any way the misuse of such contracts or make contract disclosures to non-members of the Coop for the purpose of avoiding the requirements established by ORC 125.04; and
- § 14. THAT the City Manager or their designee is hereby authorized to agree in the name of the City of Norman, Oklahoma, to directly pay the vendor, under each such state contract in which it participates for items it receives pursuant to the contract, and the City Manager or their designee does hereby agree to directly pay the vendor.

PASSED AND ADOPTED this 11th day of June, 2024.

Mayor

ATTEST:

City Clerk