



**MASS TRANSIT DEPARTMENT BOARD MINUTES
CITY COUNCIL CHAMBERS
March 12, 2024**

A meeting of the Mass Transit Department Board was called to order at 10:00 a.m. Board Chair Oscar Leaser was present and presiding and the following Board Members answered roll call: Board Members Brian Kennedy, Josh Acevedo, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Henry Rivera, and Chris Canales. Board Member Art Fierro requested to be excused.

CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the Mass Transit Department Board on items that are not on the Mass Transit Department Board Agenda.

No members of the public commented.

NOTICE TO THE PUBLIC

Motion made by Board Member Molinar, seconded by Board Member Kennedy, and unanimously carried to **APPROVE** all matters listed under the Consent Agenda unless otherwise noted (Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk.)

AYES: Board Chair Leaser and Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales.
NAYS: None
ABSENT: Board Member Fierro

CONSENT AGENDA – APPROVAL OF MINUTES

Goal 6: Set the Standard for Sound Governance and Fiscal Management

1. *Motion made, seconded, and unanimously carried to **APPROVE** the minutes of the Regular Mass Transit Department Board meeting of February 13, 2024.
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CONSENT AGENDA – REQUEST TO EXCUSE ABSENT MASS TRANSIT BOARD MEMBERS

2. *Motion made, seconded, and unanimously carried to **EXCUSE** Board Member Art Fierro from the March 12, 2024, Mass Transit Department Board Meeting.

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

Goal 7: Enhance and Sustain El Paso's Infrastructure Network

3.

RE SOL UT ION

WHEREAS, on February 1, 2022, the City of El Paso ("City") awarded Contract No. 2022-0355 New Flyer- NABI Aftermarket Parts to the following vendor:

1. Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC

WHEREAS, pursuant to Part 18, Section 4220.IE, Paragraph A of the FTA Clauses (Termination for Convenience) the City is authorized to terminate the Contract for convenience; and

WHEREAS, the City desires to terminate the Contract for Convenience.

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF EL PASO:

That the Managing Director of Purchasing & Strategic Sourcing is authorized to notify Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC that the City is terminating Contract No. 2022-0355 New Flyer- NABI Aftermarket Parts for convenience, pursuant to the provisions and requirements of Part 18, Section 4220. IE, Paragraph A of the FTA Clauses, and that the termination shall be effective as of March 12, 2024.

Motion made by Board Member Molinar, seconded by Board Member Rivera, and unanimously carried to **APPROVE** the Resolution.

AYES: Board Chair Leaser and Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales.
NAYS: None
ABSENT: Board Member Fierro

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4. Motion made by Board Member Molinar, seconded by Board Member Salcido, and unanimously carried to **AWARD** Solicitation 2024-0114 New Flyer Proprietary Parts to Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC the sole and authorized distributor for a term of three (3) years for an estimated amount of \$12,000,000.00. Supplier will be required to provide an updated sole source letter and affidavit each year. This contract will allow Sun Metro to purchase proprietary bus components necessary for the maintenance and repair of the New Flyer-NABI manufactured buses.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$8,400,000.00 for the initial term, which represents a 233.33% increase due price increases, new training modules, and additional contract capacity to maintain parts inventory.

Department:	Mass Transit (Sun Metro)
Award to:	Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC
City & State:	Delaware, OH
Item(s):	All
Initial Term:	3 Years
Option Term:	N/A
Total Contract Time:	3 Years
Annual Estimated Award:	\$4,000,000.00
Initial Term Estimated Award:	\$12,000,000.00
Option Term Estimated Award:	N/A
Total Estimated Award:	\$12,000,000.00
Account(s):	560-3215-60050-531180- P6017-P60FTA117-G60225307
Funding Source(s):	Federal Transit Administration
Formula 5307 Grant District(s):	All

Non-Competitive Procurement under Local Government General Exemption: Section 252.022 -

(7) a procurement of items that are available from only one source – (D) captive replacement parts or components for equipment;

The Purchasing & Strategic Sourcing and Mass Transit (Sun Metro) Departments recommend award as indicated to Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC under the exemption listed above.

AYES: Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales.

NAYS: None

ABSENT: Board Member Fierro

NOT PRESENT FOR THE VOTE: Board Chair Leeser

REGULAR AGENDA - OTHER BUSINESS**Goal 6: Set the Standard for Sound Governance and Fiscal Management**

5.

**THIRD AMENDMENT TO
CITY OF EL PASO, MASS TRANSIT DEPARTMENT
FISCAL YEAR 2024 BUDGET RESOLUTION**

WHEREAS, on August 15, 2023 the City Manager of the City of El Paso filed the Fiscal Year 2024 Proposed Budget of the Mass Transit Department of the City of El Paso with the Secretary of the Mass Transit Department Board; and

WHEREAS, the Proposed Budget was made available for the inspection by any person and posted on the City's website in accordance with Section 102.005 of the Texas Local Government Code; and

WHEREAS, on August 15, 2023 the Secretary of the Mass Transit Department Board published notice in the El Paso Times, a newspaper of general circulation in the county in which the City of El Paso is located, of a public hearing regarding the Mass Transit Department of the City of El Paso Fiscal Year 2024 Budget Resolution, in accordance with the Charter of the City of El Paso and Section 102.0065(a) of the Texas Local Government Code; and

WHEREAS, said public hearing was held on August 15, 2023 by the Mass Transit Board of the City of El Paso on the Proposed Budget at which all interested persons were given the right to be present and participate; and

WHEREAS, on August 29, 2023 the Mass Transit Board approved the First Amendment to the CITY OF EL PASO, MASS TRANSIT DEPARTMENT FISCAL YEAR 2024 BUDGET RESOLUTION; and

WHEREAS, on November 7, 2023 the Mass Transit Board approved the Second Amendment to the CITY OF EL PASO, MASS TRANSIT DEPARTMENT FISCAL YEAR 2024 BUDGET RESOLUTION.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE MASS TRANSIT DEPARTMENT OF THE CITY OF EL PASO:

THAT, the Schedule A – Capital Program of the approved budget for the FY 2024 Mass Transit Department of the City of El Paso, is amended as attached to this Resolution as Exhibit A, to reflect the addition of electric vehicle charging stations design and installation; and

THAT, the City Manager, or designee, be authorized to establish the funding source and make any necessary budget transfers for the execution of this program.

Motion made by Board Member Rivera, seconded by Board Member Canales, and unanimously carried to **APPROVE** the Resolution.

AYES: Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales.

NAYS: None

ABSENT: Board Member Fierro

NOT PRESENT FOR THE VOTE: Board Chair Lesser

ADJOURN

Motion made by Board Member Canales, seconded by Board Member Rivera, and unanimously carried to **ADJOURN** the meeting at 10:05 a.m.

AYES: Board Chair Lesser and Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales.

NAYS: None

ABSENT: Board Member Fierro

Approved as to content:

Anthony DeKeyzer, Director of Mass Transit

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