

1 [Agreement - Solaris Bus US, Inc. - Purchase of Battery-Electric Buses - Anticipated  
2 Expenditure of \$10,819,849]

3 **Resolution approving an agreement with Solaris Bus US, Inc., to procure three 40-ft**  
4 **and three 60-ft battery-electric transit buses from Solaris Bus US, Inc., along with**  
5 **associated spare parts, special tools, manuals, and training through assigned options**  
6 **established under a procurement conducted by King County Metro, which requires**  
7 **anticipated expenditures of \$10,819,849 which includes: a contract for an amount not**  
8 **to exceed \$9,964,706 and a term until December 19, 2027, effective upon approval of**  
9 **this Resolution, with options to extend it to December 19, 2029, and responsibility for**  
10 **the payment of an estimated \$855,143 in taxes; and to authorize the Acting Director of**  
11 **Transportation to enter into amendments or modifications to the contract that do not**  
12 **materially increase the obligations or liabilities to the City and are necessary to**  
13 **effectuate the purposes of the contract or this Resolution.**

14  
15 WHEREAS, In 2013, the Municipal Transportation Agency (SFMTA) began a  
16 transformative fleet replacement program by purchasing 112 40-ft hybrid electric buses; these  
17 buses are reaching the end of their 12 years of useful life; and

18 WHEREAS, On November 7, 2023, the SFMTA Board of Directors approved  
19 Resolution No. 231107-092 which established an updated Zero Emission Vehicle Policy that  
20 commits to procure zero-emissions vehicles to replace the SFMTA's hybrid electric buses,  
21 with a goal of achieving a 100% zero-emission fleet in compliance with the Innovative Clean  
22 Transit (ICT) regulation of the California Air Resource Board (CARB); and

23 WHEREAS, On December 20, 2024, King County Metro awarded Contract SOL24-1 to  
24 Solaris Bus US, Inc. for the procurement of 40-ft and 60-ft battery-electric buses; and  
25

1 WHEREAS, Under Administrative Code, Section 21.16(b), the SFMTA may utilize the  
2 sole-source procurement of any other public agency to make purchases of commodities under  
3 the terms established in that agency's procurement process upon a finding that the  
4 procurement is in the City's best interests, and the Director of Transportation made that  
5 finding on July 10, 2025, about King County Metro's Contract SOL24-1 with Solaris Bus US,  
6 Inc.; and

7 WHEREAS, On July 23, 2025, the SFMTA entered into an assignment agreement with  
8 King County Metro that assigned options under their contract with Solaris Bus US, Inc., that  
9 gave the SFMTA the right to purchase three 40-ft and three 60-ft battery electric buses; and

10 WHEREAS, SFMTA staff has negotiated an agreement with Solaris Bus US, Inc. under  
11 the King County Metro sole-source purchasing agreement to purchase three 40-ft and three  
12 60-ft battery-electric transit buses, along with associated spare parts, special tools, manuals;  
13 and

14 WHEREAS, Funding for this project will be provided by RM3 (bridge toll), Prop L,  
15 LCFS, and General Funds; and

16 WHEREAS, On July 15, 2025, the SFMTA, under authority delegated by the Planning  
17 Department, determined that Contract No. SFMTA-2025-23-LOC, is not a "project" under the  
18 California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of  
19 Regulations, Sections 15060(c) and 15378(b); and

20 WHEREAS, On August 5, 2025, the SFMTA Board of Directors adopted Resolution  
21 No. 250805-076, authorizing the Director of Transportation to execute Contract No. SFMTA-  
22 2025-23-LOC with Solaris Bus US, Inc. to procure three 40-ft and three 60-ft battery-electric  
23 transit buses, along with associated spare parts, special tools, manuals, and training through  
24 assigned options established under a procurement conducted by King County Metro, for an  
25 amount not to exceed \$9,964,706 and a term until December 19, 2027, with options to extend

1 to December 19, 2029, under which Contract the SFMTA is responsible for payment of taxes  
2 anticipated to be \$855,143; and

3 WHEREAS, Under Charter, Section 9.118, the Board of Supervisors must approve this  
4 Contract since it requires anticipated expenditures in excess of \$10 million dollars; and

5 WHEREAS, A copy of the said contract is on file with the Clerk of the Board of  
6 Supervisors in File No. 250827, which is declared to be a part of this Resolution as if set forth  
7 fully herein; now, therefore, be it

8 RESOLVED, That the Board of Supervisors authorizes the SFMTA to enter into a  
9 contract with Solaris Bus US, Inc., to procure three 40-ft and three 60-ft battery-electric transit  
10 buses from Solaris Bus US, Inc., along with associated spare parts, special tools, manuals,  
11 and training through assigned options established under a procurement conducted by King  
12 County Metro, for an amount not to exceed \$9,964,706 and a term until December 19, 2027,  
13 with options to extend it to December 19, 2029; and, be it

14 FURTHER RESOLVED, That the Board of Supervisors authorizes the SFMTA to  
15 approve any additions, amendments or other modifications to the Contract that the Acting  
16 Director of Transportation, in consultation with the City Attorney, determines is in the best  
17 interest of the SFMTA, do not materially increase the obligations or liabilities of the SFMTA or  
18 City, or materially decrease the public benefits accruing to the SFMTA, and are necessary or  
19 advisable to complete the transactions contemplated and effectuate the purpose and intent of  
20 this Resolution, such determination to be conclusively evidenced by the execution and  
21 delivery by the Acting Director of Transportation of any such documents; and, be it

22 FURTHER RESOLVED, That within 30 days of Contract No. SFMTA-2025-23-LOC  
23 being fully executed by all parties, the SFMTA shall provide the final contract to the Clerk of  
24 the Board of inclusion into the official file.