

1 [Contract Modification]

2 AUTHORIZING THE PUBLIC TRANSPORTATION DEPARTMENT TO ENTER INTO
3 CONTRACT MODIFICATION NO. 9 WITH BRED A COSTRUZIONI FERROVIARIE S.p.A. IN
4 THE AMOUNT OF \$167,299.822, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED
5 \$358,547,399.

6 WHEREAS, Section 6.05 of the San Francisco Administrative Code (formerly
7 contained in Section 7.200 of the past Charter) authorizes the MUNI and the Purchaser to
8 use negotiated procurement procedures for the purchase of mass transit vehicles; and

9 WHEREAS, After a competitive negotiated procurement in accordance with the
10 Negotiated Procurement Procedure, the Board of Supervisors, in Resolution No. 984-91,
11 authorized the Public Transportation Department (MUNI") to enter into a contract with Breda
12 Costruzioni Ferroviarie S.p.A. ("Breda") for the purchase of 35 light rail vehicles at a contract
13 cost of \$82,087,695, with options to procure up to 20 additional vehicles; and

14 WHEREAS, The Board of Supervisors, in subsequent resolutions, authorized MUNI to
15 exercise the option to purchase 17 additional vehicles; and

16 WHEREAS, Section 12 of the Negotiated Procurement Procedure (as revised March
17 26, 1996) provides that MUNI, through the Purchaser, may procure additional vehicles from a
18 contractor previously awarded a contract under the negotiated procurement procedures under
19 certain circumstances; and

20 WHEREAS, Board of Supervisors Resolution No. 443-96 authorized MUNI to modify
21 the Breda contract to purchase 25 additional vehicles for a total contract amount not to
22 exceed \$188,293,870; and

23 WHEREAS, Pursuant to Section 12 of the Negotiated Procurement Procedure, the
24 Purchaser, after having reviewed the recommendation of the General Manager of Public
25 Transportation, including supporting documentation, cost analyses, the effect on patrons of

****PUBLIC TRANSPORTATION COMMISSION****

1 MUNI, the effect on MUNI operations and capital planning, and the position of granting
2 agencies, including the Federal Transit Administration, has determined that due to the
3 breakdown of light rail vehicles, the purchase of 59 additional light rail vehicles is in the best
4 interests of the City; and

5 WHEREAS, The Public Transportation Commission, pursuant to Resolution No. 98-085,
6 adopted October 13, 1998, has approved Contract Modification No. 9 to the Breda contract,
7 to purchase 59 new light rail vehicles, including associated spare parts, special tools and
8 other equipment, additional design modifications, and options, at a cost of \$167,299,822, for
9 a total contract cost not to exceed \$358,547,399; now, therefore, be it

10 RESOLVED, That the Board of Supervisors hereby approves Contract Modification
11 No. 9 in a form substantially as contained in Board File No. 98-1726, for the purchase
12 of 59 additional light rail vehicles, including spare parts, equipment, design modifications and
13 options, at a total cost of of \$167,299,822, for a total contract cost not to exceed
14 358,547,399.

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****PUBLIC TRANSPORTATION COMMISSION****



City and County of San Francisco

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

Tails

Resolution

File Number: 981726

Date Passed:

Resolution authorizing the Public Transportation Department to enter into Contract Modification No. 9 with Breda Costruzioni Ferroviarie S.p.A. in the amount of \$167,299,822, for a total contract amount not to exceed \$358,547,399.

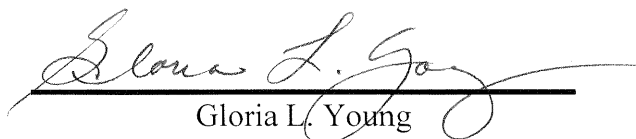
October 19, 1998 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Teng,
Yaki, Yee

Absent: 1 - Newsom

File No. 981726

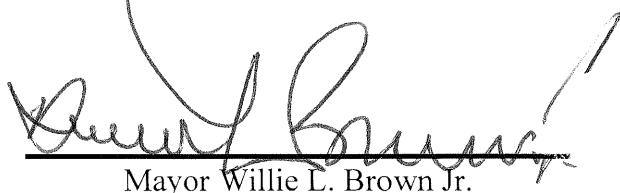
I hereby certify that the foregoing Resolution was ADOPTED on October 19, 1998 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

OCT 30 1998

Date Approved



Mayor Willie L. Brown Jr.

File No. 981726 continued...