

**TOWN OF FOREST HEIGHTS
RESOLUTION 49-22**

A RESOLUTION TO PURCHASE FIVE (5) ELECTRIC VEHICLES TO REPLACE FIVE (5) FOSSIL FUEL VEHICLES THAT ARE NO LONGER SERVICEABLE

Introduced by: Councilman Calvin Washington

"WHEREAS, the Town Charter, § 33-63(f) authorizes the Town to forego the normal procurement process through cooperative purchasing in certain cases where another government entity has already made a competitive purchase of said item and therefore the Mayor and Council may, without soliciting bids, purchase the item in question at the bid price from the successful bidder, if the Mayor and Council determines that the bid price is competitive, and

WHEREAS, the Town Charter, § 33-63(g) further authorizes the Mayor and Council by a two-thirds vote to waive the competitive bidding requirements of said Charter section for good cause shown for sole source procurements of unique products and services, and that written findings as to the basis of such waiver shall be placed in the journal of the Council's proceedings, and

WHEREAS, the Town Ordinance Code, § 20-4(a)(6) states that upon written findings entered into the journal, the Mayor and Council may exempt the purchase of a good or service from competitive selection processes when the purchase qualifies as a sole source procurement as a result of several circumstances including: One vendor is the only one qualified or eligible or is quite obviously the most qualified or eligible to provide the good or service or the procurement is of such a specialized nature or related to a specific geographic location that only a single source, by virtue of experience, expertise, proximity, or ownership of intellectual property rights, and could most satisfactorily provide the good or service, and

WHEREAS, as of January 16, 2017, 72 Hour LLC, dba National Auto Fleet Group has been awarded an NJPA (National Joint Powers Alliance) national contract for procurement of "Vehicles, Cars, Vans, SUV's, and Light Trucks with Related Equipment, Accessories and Services." Your proposal was accepted, deemed responsive, evaluated, and recommended for award by NJPA's Evaluation Committee as a solution to meet our members' needs. NJPA's Chief Procurement Officer and the Executive Director have approved a contract award to 72 Hour LLC, dba National Auto Fleet Group, and this award will be effective on the date stated in the Acceptance and Award document; and

WHEREAS, the Council finds that it is prudent and necessary to purchase five (4) Ford Mach-E (K1S) Electric Vehicles and one (1) 2022 Ford F-150 Lightning as replacement for fiver (5) fossil fuel vehicles to be determined at the time of Electric Vehicle purchase, and the fossil fuel vehicles will be decommissioned and held as a trade for electric vehicles through grant participation or public private partnership, and

WHEREAS, the Mayor and Council desire to purchase five (5) replacement vehicles from National Auto Fleet Group, 490 Auto Center Drive, Watsonville, CA 95076 in the amount of \$238,289.00, and finds that other municipalities have purchased items from National Auto Fleet Group, and as such, is hereby considered to be quite obviously the most qualified or eligible vendor to provide the good or service and/or the procurement of such a specialized nature or related to a specific geographic location that only a single source is reasonably available, by virtue of experience, expertise, and proximity, and

WHEREAS, the Treasurer has certified that the funds are available under line item 8200 and project number TOFH-FY22-ADMIN-1138 and it has been verified that the 72 Hour LLC, dba National Auto Fleet Group is a unique provider has made government sales, and the procurement is for items of a specialized nature in accordance with Section 20-4(a)(6) of the Ordinance Code for the Town of Forest Heights.

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NOW THEREFORE, BE IT RESOLVED that the Mayor and Town Council of Town of Forest Heights, Maryland hereby authorizes the Town Administrator or his designee to enter into an agreement to lease or purchase five electric vehicles from 72 Hour LLC, dba National Auto Fleet Group, attached hereto and incorporated herein as Exhibit A, and this transaction will proceed as further described herein and in the above recitals which are incorporated by reference herein.

AND BE IT FURTHER RESOLVED that this Resolution shall take effect upon its passage and the Mayor is authorized to executed this Resolution and any other documents necessary to carry out the purposes of this Resolution.

PASSED this 20 day of July 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland.

ROLL CALL VOTE

YE/NAY/ABSTAIN/ABSENT

LILLY
KENNEDY II
ATKINSON
BARNES
HINES
WASHINGTON
NOBLE

Yea
Yea
ABSENT
ABSENT
Yea
Yea
Yea

ATTEST:

THE TOWN OF FOREST HEIGHTS

SIGNATURE ON FILE

Sherletta Hawkins, Town Clerk

By: SIGNATURE ON FILE

Calvin Washington, Mayor

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 20 of July 2022 with 5 Aye votes and 2 Nay vote the aforesaid Resolution 49-22 passed.

SIGNATURE ON FILE

Sherletta Hawkins, Town Clerk

[Exhibit A - Agreement with 72 Hour LLC, dba National Auto Fleet Group to lease or purchase vehicles]