



Regional Transit Authority
2817 Canal Street
New Orleans, LA 70119-6307

RESOLUTION NO. _____

**STATE OF LOUISIANA
PARISH OF ORLEANS**

RESOLUTION TO RATIFY THE PURCHASE OF 841,419.21 REVENUE AND NON-REVENUE INVENTORY PARTS FROM TRANSDEV

Introduced by Commissioner _____, seconded by Commissioner _____.

WHEREAS, on or about August 29, 2019 the parties entered into an Operations maintenance Agreement (the "O&M Agreement") which resulted from a competitive procurement process to select a contractor to operate and maintain transit service by means of fixed route transit bus services, streetcar transit, ferry service, complementary paratransit service provided in accordance with the requirements of the Americans with Disabilities Act of 1990 (ADA), and special services operating out of facilities owned and provided by the RTA.

WHEREAS, at the sole expense, the Contractor shall provide, and maintain stores of spare parts, supplies, and lubricants necessary for the orderly and timely maintenance and operation of Revenue Vehicles and Non-Revenue Vehicles and for other Equipment and systems used to provide the service, at all times during the Contract Term, including the Option Years. The contractor shall properly store and dispose of all materials, without limitation, required in the operation of the services under this Agreement. At the termination of this Agreement, for whatever reason, the contractor shall offer to sell the spare parts and supplies to the New Contractor for their fair market value or for such other price as may be negotiated by parties.

WHEREAS, on or about March 15, 2020, the O&M Agreement was terminated for the operations and maintenance of the ferry service.

WHEREAS, in May of 2020, the RTA desired to assume full responsibility for the operations and maintenance of transit services by providing notice to Transdev that the O&M Agreement will be terminated effective on October 1, 2020.

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WHEREAS, at the request of the RTA, the contract will extend until 12/19/20, and Transdev will continue to employ all existing staff through 12/19/20, allowing for one additional payroll period to be covered by Transdev (covering the staff shift ending at 3:00 a.m. on 12/20/20.

WHEREAS, the parties agree that the value of the non-obsolete parts as of 11/20/20 was \$1,040,539.04, subject to verification by third-party audit that is presently underway. This value adjusted by usage and new purchases for the period of 11/21/20 through 12/19/20 will be included in Transdev's December invoice paid to Transdev by 12/30/20.

WHEREAS, after review by the independent third-party audit and roll-forward as of December 19, 2020 both RTA and Transdev agree the value of the inventory to be purchased by RTA from Transdev was \$841,419.21.

WHEREAS, on January 26, 2021, RTA paid Transdev \$841,419.21 for the verified inventory on-hand as of December 19, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that the \$841,419.21 revenue and non-revenue inventory is hereby ratified.

THE FOREGOING WAS READ IN FULL; THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

AND THE RESOLUTION WAS ADOPTED ON THE 27th DAY OF APRIL 2021.

FLOZELL DANIELS, JR.
CHAIRMAN
RTA BOARD OF COMMISSIONERS