

LEGAL SERVICES REQUEST TO COUNTY COUNSEL

REQUESTING DEPT: Air Quality Management District

DATE: 1/10/2023

DEPT HEAD APPROVAL OBTAINED: Dave Johnston (Jan 10, 2023 11:20 PST)

DATE NEEDED: 1/13/2023

DEPT CONTACT: Scott Wilson

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Dept Contact email: scott.wilson@edcgov.us

INDEX CODE: 7110100

Your Dept file No./Legistar Item number, etc.: N/A

TYPE OF SERVICE REQUESTED: Review, edit and Approve (Review, Advice, Opinion, Analysis, Litigation, Personnel, Evaluation, Ordinance, Resolution, Approval, Subpoena, etc.)

SUBJECT: 2nd release - RFP for AB923 funded school bus replacement/repower projects

Any related matters: N/A

SUMMARY OF SPECIFIC LEGAL QUESTION/LEGAL ACTION REQUESTED:

Please review and approve the 2nd release of the RFP we plan on releasing to solicit school bus replacement/repower projects using the District's AB923 DMV surcharge fees.

Approved with minor edits - 1/10/2023

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BACKGROUND / DISCUSSION: (Please submit/attach any relevant documents, and any prior legal opinions related to the request.)

We previously released an RFP to solicit school bus replacement/repower projects using the District's AB923 DMV surcharge fees that was reviewed and approved by Counsel, released, and due on 11/11/2022. We recently (1/9/2023) found that we had a restriction in the RFP that results in zero buses in our county to be eligible for award ("Buses previously retrofitted are NOT eligible"). We are removing this restriction, re-releasing the RFP to all school districts in the county on January 13, 2023 and keeping the RFP open for 2 weeks until January 27, 2023.

This draft was based on the 1st release AB923 RFP in FY18/19 that was approved by Counsel on 8/31/2022. A redline version is included to indicate the changes made.