

NYCT Committee
ACTIONS and PRESENTATIONS
SUMMARY for MARCH 2023

Responsible Department	Vendor Name	Total Amount	Summary of action
NYCT & MTA Bus	N/A	TBD	Authorizing Resolution for the purchase of four Bus Simulators for NYC Transit and MTA Bus



New York City Transit Procurements

Louis Montanti, MTA Deputy Chief Procurement Officer – Procurement Operations

PROCUREMENTS

The Procurement Agenda this month includes 1 action for a proposed estimated expenditure of \$TBDM.

Subject	Request for Authorization to Award Various Procurements				
Department	MTA Procurement				
Department Head Name	Kuvershen Ayer				
Department Head Signature	<i>Kuvershen Ayer</i>				
Project Manager Name	Rose Davis				
Board Action					
Order	To	Date	Approval	Info	Other
1	Committee	03/27/23			
2	Board	03/29/23			

March 17, 2023		
Department		
Department Head Name		
Department Head Signature		
Internal Approvals		
	Approval	Approval
	President NYCT	X Pres. MTA Bus/SVP DOB
X	Deputy CFO	X SVP Subways
X	Legal	X Diversity/Civil Rights

Internal Approvals (cont.)							
Order	Approval	Order	Approval	Order	Approval	Order	Approval

PURPOSE
 To obtain approval of the Board to award various contracts and purchase orders, and to inform the NYC Transit Committee of these procurement actions.

DISCUSSION
 NYC Transit proposes to award Noncompetitive procurements in the following categories: None

NYC Transit proposes to award Competitive procurements in the following categories:

Procurements Requiring Two-Thirds Vote:	# of Actions	\$ Amount
Schedule B: Competitive Requests for Proposals (Solicitation of Purchase and Public Work Contracts)	1	\$ TBD M
SUBTOTAL		\$ TBD M

NYC Transit proposes to award Ratifications in the following categories: None

TOTAL		\$ TBD M
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COMPETITIVE BIDDING REQUIREMENTS: The procurement actions in Schedules A, B, C, and D are subject to the competitive bidding requirements of PAL 1209 or 1265-a relating to contracts for the purchase of goods or public work. Procurement actions in the remaining Schedules are not subject to these requirements.

BUDGET IMPACT: The purchases/contracts will result in obligating funds in the amounts listed. Funds are available in the current operating/capital budgets for this purpose.

RECOMMENDATION: That the purchases/contracts be approved as proposed. (Items are included in the resolution of approval at the beginning of the Procurement Section.)

BOARD RESOLUTION

WHEREAS, in accordance with Sections 1265-a and 1209 of the Public Authorities Law and the All-Agency General Contract Procurement Guidelines, the Board authorizes the award of certain noncompetitive purchase and public work contracts, and the solicitation and award of requests for proposals regarding purchase and public work contracts; and

WHEREAS, in accordance with the All-Agency Service Contract Procurement Guidelines and General Contract Procurement Guidelines the Board authorizes the award of certain noncompetitive miscellaneous service and miscellaneous procurement contracts, certain change orders to purchase, public work, and miscellaneous service and miscellaneous procurement contracts, and

WHEREAS, in accordance with Section 2879 of the Public Authorities Law and the All-Agency Service Contract Procurement Guidelines, the Board authorizes the award of certain service contracts and certain change orders to service contracts.

NOW, the Board resolves as follows:

1. As to each purchase and public work contract set forth in annexed Schedule A, the Board declares competitive bidding to be impractical or inappropriate for the reasons specified therein and authorizes the execution of each such contract.

2. As to each request for proposals (for purchase and public work contracts) set forth in Schedule B for which authorization to solicit proposals is requested, for the reasons specified therein, the Board declares competitive bidding to be impractical or inappropriate, declares it is in the public interest to solicit competitive request for proposals, and authorizes the solicitation of such proposals.

3. As to each request for proposals (for purchase and public work contracts) set forth in Schedule C for which a recommendation is made to award the contract, the Board authorizes the execution of said contract.

4. As to each action set forth in Schedule D, the Board declares competitive bidding impractical or inappropriate for the reasons specified therein and ratifies each action for which ratification is requested.

5. The Board authorizes the execution of each of the following for which Board authorization is required: (i) the miscellaneous procurement contracts set forth in Schedule E; (ii) the personal service contracts set forth in Schedule F; (iii) the miscellaneous service contracts set forth in Schedule G; (iv) the modifications to personal/miscellaneous service contracts set forth in Schedule H; (v) the contract modifications to purchase and public work contracts set forth in Schedule I; and (vi) the modifications to miscellaneous procurement contracts set forth in Schedule J.

6. The Board ratifies each action taken set forth in Schedule K for which ratification is requested.

MARCH 2023

LIST OF COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL

Procurements Requiring Two-Thirds Vote:

B. Competitive Requests for Proposals (Solicitation of Purchase and Public Work Contracts)
(Staff Summaries required for items estimated to be greater than \$1,000,000.)

- | | | |
|---------------------------------------------------------------------------------------------------------------------|-------|-------------------------------|
| 1. TBD | \$TBD | <i>Staff Summary Attached</i> |
| Two years with a one-year Option | | |
| Contract# TBD | | |
| RFP Authorizing Resolution for the procurement of four Bus Operator Simulators for NYC Transit and MTA Bus Company. | | |

Staff Summary

Item Number 1			
Department MTA Procurement, Kuvershen Ayer CPO			
Internal Approvals			
Order	Approval	Order	Approval
1 X	Procurement	6	President
2 X	Law		
3 X	CFO		
4 X	DDCR		
5 X	Buses/MTABC		

SUMMARY INFORMATION	
Vendor Name RFP Authorizing Resolution	Contract No. TBD
Description Purchase of four Bus Operator Simulators	
Total Amount: TBD	
Contract Term (including Options, if any) TBD	
Option(s) included in Total Amount? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	
Renewal? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Procurement Type <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Noncompetitive	
Solicitation Type <input checked="" type="checkbox"/> RFP <input type="checkbox"/> Bid <input type="checkbox"/> Other:	
Funding Source <input type="checkbox"/> Operating <input checked="" type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	

Purpose

To request that the Board declare competitive bidding impractical or inappropriate for the procurement of four Bus Operator Simulators for NYC Transit and MTA Bus Company (“MTABC”), and that it is in the public interest to issue competitive Request for Proposals (“RFP”) pursuant to New York State Public Authorities Law, Section 1209, subdivision 9(g) for NYC Transit and New York State Public Authorities Law, Section 1265-a, subdivision 4(g) for MTABC.

Discussion

The Public Authorities Law, Section 1209, subdivision 9(g) and Section 1265-a, subdivision 4(g) permits NYC Transit and MTABC respectively, to use the competitive RFP process in lieu of competitive bidding to award contracts based on a formal evaluation of characteristics such as quality, delivery, and cost against stated selection criteria. NYC Transit and MTABC are desirous of utilizing such a procedure with respect to the procurement of four Bus Operator Simulators for the Spring Creek and Zerega Bus Depot facilities.

NYC Transit will conduct the procurement of these bus simulators on behalf of itself and MTABC.

A bus simulator is a computer-based interactive training device that augments the use of an actual vehicle used as a supplement to hands-on training on actual roadways. Simulators use specific training curriculums within a geo-specific virtual world, in which student and veteran bus operators’ skillsets can be corrected and/or enhanced, thereby improving overall performance and safety. The new state-of-the-art units will replace four outdated models with limited capabilities. This includes (1) smaller overall footprints; (2) high-definition monitors with enhanced graphics and resolutions, motion platforms that provide a realistic feel and real-time feedback to the users; (3) various bus models availability, which includes 40- and 60-foot diesel and electric buses, interactive instructor workstations with active two-way radio communication between instructor and operator; and (4) additional scripted scenarios and the ability to create more compelling driving database environments specific to MTA needs.

Through the purchase of new bus simulators, NYC Transit and MTABC will have the ability to enhance its current training programs, while adding more depth and technological advancement.

Utilizing the RFP process will allow NYC Transit to select the proposals that offer the best overall value through negotiations and evaluation based on criteria that reflect the critical needs of each agency. By utilizing the RFP process for the acquisition of bus simulators, NYC Transit will be able to (1) weigh factors such as overall project price and overall quality of proposer and product including delivery; (2) negotiate specific contract terms, such as warranty and payment terms; (3) negotiate technical matters as deemed appropriate; and (4) include any other factors that NYC Transit and/or MTABC deem relevant to their operations. Upon completion of each RFP process, NYC Transit will obtain Board approval for the actual contract award.

Staff Summary

M/W/DBE Information

Based on the review of the MTA Department of Diversity & Civil Rights, this solicitation is effectively a single trade and does not allow for subcontracting opportunities.

Impact on Funding

Bus Operator Simulators are a part of the approved 2020–2024 Capital Plan Program.

Alternatives

Issue competitive invitations for Bid. Not recommended given the complexity of procurement and the advantages offered by the RFP process.

Recommendation

For the Board to declare competitive bidding impractical or inappropriate for the procurement of four Bus Operator Simulators for NYC Transit and MTABC, and that it is in the public interest to issue a competitive RFP pursuant to New York State Public Authorities Law, Section 1209, subdivision 9(g) for NYC Transit and New York State Public Authorities Law, Section 1265-a, subdivision 4(g) for MTABC.