



CONTRACT NAME:	Annual Contract for Wheelchair Accessible Buses
CONTRACT NUMBER:	IFB 6100013754
VENDOR NAME:	Creative Bus Sales, Inc.
VENDOR ADDRESS:	4955 W. Northgate Drive, Irving, 75062
ATTN:	Nick Corley
CHANGE ORDER NUMBER:	1
DATE ISSUED:	October 24, 2022
EFFECTIVE DATE OF CHANGE ORDER:	October 10, 2022

Whereas, on or about August 5, 2021, the San Antonio City Council accepted the bid submitted by Creative Bus Sales, Inc. (Creative Bus Sales), and awarded a contract for the purchase of replacement 23-passenger wheelchair accessible buses for the City of San Antonio’s (City’s) Department of Human Services (DHS) at a price of \$114,479.00 per bus for the period beginning upon contract award and ending November 30, 2022;

Whereas, the City issued Purchase Order (PO) No. 8000406099 in August 2021 for one bus and issued PO No. 8000414037 in October 2021 for five additional buses and, all buses should have been delivered by April and May 2022, respectively;

Whereas, in order to mitigate the City’s damages and as wheelchair accessible buses are critical to the front-line operations of DHS, the City hereby issues this change order to mitigate damages and to proceed with ordering new 2022/2023 model year vehicles with a cost difference pursuant to PO No. 8000414037. This contract is hereby amended as follows:

1. CHANGE ORDER

- 1.1 This change order has become necessary to order new 2022/2023 model year vehicles with a cost difference and replaces PO No. 8000406099 and PO No. 8000414037 with PO No. 8000414037. Attachment A – Price Schedule, Item 1, 23 Passenger Shuttle Bus with Wheelchair Access, is revised to new 2022/2023 model year vehicles as follows for additional consideration in the amount of a \$14,882.00 increase per vehicle for a total of five vehicles:

2022/2023 Arboc Spirit of Freedom, 6.6 Liter V-8 Gas Engine, 23 Passenger Shuttle Bus with Wheelchair Access

The price per unit (Price Each) is increased from \$ 114,479.00 to \$129,361.00. **THE TOTAL PRICE FOR ALL FIVE UNITS WILL INCREASE FROM \$572,395.00 to \$646,805.00 TOTAL.**

2. PROVISIONS REMAIN IN EFFECT

All other terms, conditions, covenants and provisions of the above referenced contract, as previously amended, not specifically mentioned herein and revised by this document, are retained in their entirety, unchanged, and remain in full force in effect for the duration of said contract, and any renewals thereof. **This Change Order shall not be construed or held to be a waiver of any breach of the same or any other term, condition, covenant or guarantee contained in the contract.**

3. ENTIRE AGREEMENT

This contract, as amended, embodies the complete agreement of the parties hereto with regard to the subject matter contained herein, superseding all oral or written previous and contemporary agreements between the parties relating to matters herein.

EXECUTED and **AGREED** to as of the dates indicated below. This Change Order may be executed in any number of counterparts, each of which shall be deemed an original and constitute one and the same instrument.

CITY OF SAN ANTONIO

CREATIVE BUS SALES, INC.

_____	_____
(Signature)	<i>Jeffrey E. Johnson</i> (Signature)
Printed Name: <u>Angelica Mata</u>	Printed Name: <u>Jeffrey E. Johnson</u>
Title: <u>Assistant Finance Director, Finance Department</u>	Title: <u>Regional Transit Manager</u>
Date: _____	Date: <u>October 28, 2022</u>

Please return this change order to the Finance Department, Purchasing Division by email to: marilyn.timlake@sanantonio.gov