

CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: Streets and Maintenance

AGENDA DATE: April 19, 2016

CONTACT PERSON/PHONE: Ted Marquez, Streets and Maintenance Director, (915) 212-7000
Bruce D. Collins, Purchasing & Strategic Sourcing Director, (915) 212-1181

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: NO. 2: Set the standard for a safe and secure City

SUBJECT:

That the Purchasing & Strategic Sourcing Director is authorized to notify Total Cleaning Services, that the City is terminating Contract No. 2015-1159 - Fire Facilities (4 Buildings) and NW Corral for default effective April 19, 2016, pursuant to the provisions and requirements of Section C, Paragraph 8B of the Contract Clauses, due to contractor's failure to provide the required performance bonds.

BACKGROUND / DISCUSSION:

The vendor could not comply with the terms and conditions that were set forth in the contract.

SELECTION SUMMARY:

Solicitation was advertised on November 17, 2015 and November 24, 2015. The solicitation was posted on City website on November 17, 2015. The email (Purmail) notification was sent out on November 19, 2015. Total of sixty-one (61) vendors were solicited; forty-seven (47) were local vendors. Six (6) bids were received; all local vendors.

PROTEST

There was no protest received for this requirement.

PRIOR COUNCIL ACTION:

Yes. Council previously approved contract 2015-1159 on March 8, 2016, Item 14.1.

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Ted Marquez, Streets and Maintenance Director

**COUNCIL PROJECT FORM
(TERMINATION)**

*******POSTING LANGUAGE BELOW*******

Please place the following item on the CONSENT (agenda (under **RESOLUTIONS**) for the Council Meeting of **APRIL 19, 2016**.

STRATEGIC GOAL: NO. 2: Set the Standard for a Safe and Secure City

That the Purchasing & Strategic Sourcing Director is authorized to notify Total Cleaning Services, that the City is terminating Contract No. 2015-1159 - Fire Facilities (4 Buildings) and NW Corral for default effective April 19, 2016, pursuant to the provisions and requirements of Section C, Paragraph 8B of the Contract Clauses, due to contractor's failure to provide the required performance bonds.

Department: Streets & Maintenance
Districts(s): All

*******ADDITIONAL INFO BELOW*******

MOTION
MARCH 8, 2016

Motion made by Representative Acosta, seconded by Mayor Pro Tempore Noe, and carried to **AWARD** Solicitation No. 2015-1159 (Janitorial Services – Fire Facilities (4) Buildings, and NW Corral) to Total Cleaning Services for an initial term estimated award of \$225,292.68. The award is to include a two (2) year optional amount of \$150,195.12 for a total five (5) year award of \$375,487.80.

AYES: Representatives Svarzbein, Acosta, Robinson, and Noe

NAYS: Representatives Ordaz and Limón

NOT PRESENT FOR THE VOTE: Representative Romero

ABSENT: Representative Niland

Department:	Streets and Maintenance – Facilities Maintenance
Award to:	Total Cleaning Services El Paso, Texas
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$75,097.56
Initial Term Estimated Award:	\$225,292.68 (3 years)
Total Estimated Award:	\$375,487.80 (5 years)
Account No.:	532 – 31040 – 522060 – 1000 – P3120
Funding Source:	General Fund – Maintenance Services Contracts - Janitorial

This is a Best Value, Service contract.

The Purchasing & Strategic Sourcing Department and Streets and Maintenance – Facilities Maintenance recommend award as indicated to Total Cleaning Services, the bidder offering the best value bid.

In accordance with this award the City Manager or designee is authorized to exercise future options if needed.

Richarda Duffy Momsen, City Clerk

14.1.

RESOLUTION

WHEREAS, on March 8, 2016, the City of El Paso awarded Contract No. 2015-1159 (Janitorial Services – Fire Facilities (4) Buildings and NW Corral) to Total Cleaning Services; and

WHEREAS, the City finds that the Company is in default of the provisions of the Contract because the vendor failed to provide the required performance bonds under the Contract; and

WHEREAS, pursuant to Section C, Paragraph 8B of the Contract (Termination for Default), the City is authorized to terminate the Contract for default; and

WHEREAS, the City desires to terminate this Contract for Default.

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF EL PASO:

That the Purchasing & Strategic Sourcing Director is authorized to notify Total Cleaning Services, that the City is terminating Contract No. 2015-1159 for default effective April 19, 2016, pursuant to the provisions and requirements of Section C, Paragraph 8B of the Contract Clauses, due to contractor’s failure to provide the required performance bonds.

PASSED AND APPROVED this _____ day of _____, 2016.


THE CITY OF EL PASO

Oscar Leeser,
Mayor

ATTEST:

Richarda Duffy Momsen
Municipal Clerk

APPROVED AS TO FORM:



Sol M. Cortez
Assistant City Attorney

APPROVED AS TO CONTENT:

Bruce D. Collins, Director
Purchasing & Strategic Sourcing Department