

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,  
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

**AN ORDINANCE**

**AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR GOODS AND SERVICES FOR AN ESTIMATED ANNUAL COST OF \$3,602,000.00: (A) VULCAN CONSTRUCTION MATERIALS, LLC FOR FLEXIBLE BASE AND FLEXIBLE BASE FOR STABILIZATION, (B) POPPE AUTOMOTIVE WAREHOUSE, INC. FOR AUTOMOTIVE AND TRUCK AIR CONDITIONING PARTS AND SERVICE, (C) SIDDONS MARTIN EMERGENCY GROUP, LLC, METRO FIRE APPARATUS SPECIALISTS, INC. AND FRAZER LTD. FOR EMERGENCY VEHICLE PARTS AND SERVICE, (D) VALERO MARKETING & SUPPLY COMPANY FOR SAFD FLEET FUELING CARD SYSTEM, AND (E) SIEMENS INDUSTRY, INC. FOR HEATING, VENTILATION, AND AIR CONDITIONING CONTROL SERVICES OF APOGEE BUILDING AUTOMATION SYSTEM.**

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**WHEREAS**, bids were submitted to provide the City of San Antonio with commodities and services on an annual basis for the terms of the contracts; and

**WHEREAS**, these bids are from the following companies to furnish the City with: (A) Vulcan Construction Materials, LLC for flexible base and flexible base for stabilization, (B) Poppe Automotive Warehouse, Inc. for automotive and truck air conditioning parts, (C) Siddons Martin Emergency Group, LLC, Metro Fire Apparatus Specialists, Inc. and Frazer Ltd. for emergency vehicle parts and service, (D) Valero Marketing & Supply Company for SAFD fleet fueling card system, and (E) Siemens Industry, Inc. for heating, ventilation, and air conditioning control services of APOGEE building automation system; and

**WHEREAS**, the bid submitted by Martin Marietta failed to meet the City's specifications and/or requirements for flexible base and flexible base for stabilization; and

**WHEREAS**, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(2), which provides for a procurement necessary to protect the public health or safety, and under section 252.022(a)(7), which provides for a procurement of items that are available from only one source; and

**WHEREAS**, this ordinance approves one low qualifying bid contract, four low bid contracts, one contract procured on the basis of public health and safety, and one contract procured on the basis of sole source; and

**WHEREAS**, all expenditures will be in accordance with the applicable fiscal year's budget approved by City Council; **NOW THEREFORE**:

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The bids from the following companies to furnish the City with: (A) Vulcan Construction Materials, LLC for flexible base and flexible base for stabilization, (B) Poppe Automotive Warehouse, Inc. for automotive and truck air conditioning parts, (C) Siddons Martin Emergency Group, LLC, Metro Fire Apparatus Specialists, Inc. and Frazer Ltd. for emergency vehicle parts and service, (D) Valero Marketing & Supply Company for SAFD fleet fueling card system, and (E) Siemens Industry, Inc. for heating, ventilation, and air conditioning control services of APOGEE building automation system. The bid tabulation sheets are attached hereto and incorporated herein for all purposes as **Exhibit I**. Copies of bids are available for inspection in the offices of the Purchasing Division of the Finance Department.

**SECTION 2.** It has been found and declared that the bid submitted by Martin Marietta failed to meet the City's specifications and/or requirements.

**SECTION 3.** The amounts will be encumbered upon issuance of various purchase orders and payment is authorized to the vendors identified herein. All current fiscal year expenditures will be in accordance with the Fiscal Year 2016 budget approved by City Council and future fiscal year expenditures are contingent upon future City Council budget approvals.

**SECTION 4.** This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage.

**PASSED and APPROVED** this \_\_\_\_ day of \_\_\_\_, 2016.

**M A Y O R**  
Ivy R. Taylor

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Martha G. Sepeda, Acting City Attorney