

AN ORDINANCE 2013-12-19-0899

AMENDING A CONTRACT WITH PREMIER TRUCK SALES AND RENTALS, INC. TO AUTHORIZE THE RENTAL OF TWO VEHICLES INCREASING THE MAXIMUM EXPENDITURE TO AN EXISTING CONTRACT FOR THE SAME SERVICES TO \$196,800.00, FROM THE SOLID WASTE OPERATING AND MAINTENANCE FUND.

* * * * *

WHEREAS, the City entered into a contract with Premier Truck Sales and Rentals, Inc. for rental of two automated refuse collection trucks for a two month period for a total expenditure not to exceed \$50,000; and

WHEREAS, due to unforeseen damage of trucks in City's fleet, the City wishes to extend the term of this rental agreement for a period not to exceed 14 months, with up to 3 possible one month renewal periods, to allow for the rental of 2 additional refuse collection trucks, and to increase the maximum expenditure of the contract to \$196,800; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(2) for a procurement necessary to preserve or protect the public health or safety; **NOW THEREFORE:**

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

SECTION 1. The Director of Finance, or his designee, is hereby authorized to execute an amendment to the contract with Premier Truck Sales and Rentals, Inc. in the form attached hereto as **Exhibit I**, for the extension of the contract term and rental of 2 additional trucks, for an expenditure not to exceed \$196,800.

SECTION 2. Funding for this ordinance is available as part of the Fiscal Year 2014 budget per the table below. Payment not to exceed the budgeted amount is authorized to Premier Truck Sales and Rentals, Inc. and should be encumbered with a purchase order.

Amount	General Ledger	Cost Center	Fund
\$49,200.00	5204020	5555310002	55001000
\$98,400.00	5204020	5555410002	55001000
\$49,200.00	5204020	5555610002	55001000
Total Amt \$196,800.00			

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

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

PASSED AND APPROVED this 19th day of December, 2013.

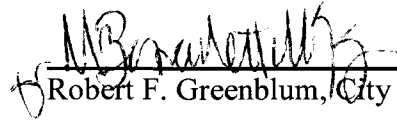

M A Y O R
Julián Castro

ATTEST:



Lucía M. Vacek, City Clerk

APPROVED AS TO FORM:



Robert F. Greenblum, City Attorney

Agenda Item:	10B (in consent vote: 6, 7, 8, 9, 10, 1010A, 1010B, 11, 13, 1313A, 1313B, 1313C, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25, 26, 27, 28, 29, 30, 32, 34, 36, 37)
Date:	12/19/2013
Time:	10:01:40 AM
Vote Type:	Motion to Approve
Description:	An Ordinance amending a contract with Premier Truck Sales and Rentals, Inc. to authorize the rental of 2 additional vehicles for a total of 4 refuse trucks, and to increase the maximum expenditure to \$196,800.00, from the Solid Waste Operating and Maintenance Fund.
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				x
Ivy R. Taylor	District 2		x				
Rebecca Viagran	District 3	x					
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Carlton Soules	District 10		x				



City of San Antonio

CONTRACT NAME:	Rental of Refuse Collection Trucks
CONTRACT NUMBER:	6100003569
VENDOR NAME:	Premier Truck Sales and Rental, Inc.
VENDOR ADDRESS:	5800 W. Canal Road Valley View, OH 44125
ATTN:	Vicki Lojek
AMENDMENT NUMBER:	1
EFFECTIVE DATE OF AMENDMENT:	December 19, 2013

The City of San Antonio and the vendor identified above hereby agree to amend the contract identified above, as follows. This amendment is authorized pursuant to the section entitled "Amendments" in 006, General Terms & Conditions of the above referenced contract.

1. AMENDMENTS

Section 004 – Specifications / Scope of Service, Item 1, Quantity: 2 each, Change to read:

"Quantity: Up to 4 each"

Section 009 – Attachments, Price Schedule, Item 1, Quantity: 2 each, Change to read:

"Quantity: Up to 4 each"

City is not obligated hereby to rent 4 vehicles, but may do so if Vendor has said quantity available.

Section 005 – Supplemental Terms and Conditions, Original Contract Term, is hereby revised to read as follows:

The lease of 2 trucks shall be for a period of up to 14 months, beginning upon delivery. If additional trucks become available during this 14 month period, SWMD will be notified by Vendor and City will have the option to rent up to 2 additional trucks. If City rents additional trucks, City, at its sole option, may reduce the term of the lease to accommodate its budgeted funds. City will issue an amendment at that time reflecting the new term of the lease for all leased vehicles.

City shall have the right to extend this lease under the same terms and conditions beyond the original term, on a day, weekly or monthly basis, not to exceed three months. Said extensions shall be in writing, signed by Director, and shall not require City Council approval, subject to and contingent upon appropriation of funding therefore.

Section 009 – Attachments, Price Schedule, Item 1, Rental Fee for period beginning October 4, 2013 and ending on *December 4, 2013, Change to read:

Rental fee is \$7,500 per truck per month.

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.

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.

CITY OF SAN ANTONIO

VENDOR

(Signature)

Victoria Lopez

(Signature)

Printed Name: _____

Printed Name: Victoria Lopez

Title: _____

Title: _____

Date: _____

Date: 12.2.13

Please return this amendment to the Finance Department, Purchasing Division at the address above, or hand deliver to 111 Soledad, 11th Floor, San Antonio, TX 78205.