

**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 \$393,500.00: (A) FOLLETT HIGHER EDUCATION GROUP, INC. FOR TEXTBOOKS, (B) ARTESIA SPRINGS LLC FOR BOTTLED WATER, (C) FLINT TRADING, INC. FOR HOT APPLIED THERMOPLASTIC AND PERMANENT PREFABRICATED PAVEMENT MARKINGS, (D) GT DISTRIBUTORS INC. FOR STREAMLIGHT FIREFIGHTER FLASHLIGHTS, BATTERIES AND ANCILLARIES, AND (E) LEXISNEXIS CLAIMS SOLUTIONS, INC. FOR THE LEXISNEXIS DESK OFFICER REPORTING SYSTEM INCLUDING IMPLEMENTATION, MAINTENANCE AND SUPPORT.

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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) Follett Higher Education Group, Inc. for textbooks, (B) Artesia Springs LLC for bottled water, (C) Flint Trading, Inc. for hot applied thermoplastic and permanent prefabricated pavement markings, (D) GT Distributors Inc. for Streamlight firefighter flashlights, batteries and ancillaries, and (E) LexisNexis Claims Solutions, Inc. for the LexisNexis Desk Officer Reporting System including implementation, maintenance and support; and

WHEREAS, the bids submitted by Barnes & Noble Booksellers, Inc. and Loving Guidance, Inc. failed to meet the City's specifications and/or requirements for textbooks; and

WHEREAS, the bid submitted by Northern Safety Co., Inc. failed to meet the City's specifications and/or requirements for Streamlight firefighter flashlights, batteries and ancillaries; and

WHEREAS, according to section 252.022(a)(2) of the Texas Local Government Code competitive bidding is not required for a procurement of items necessary to preserve or protect the public health or safety of the municipality's residents; and

WHEREAS, according to section 252.022(a)(7) of the Texas Local Government Code competitive bidding is not required for a procurement of items that are available from only one source; and

WHEREAS, this ordinance approves one low qualifying bid contract, two low bid contracts, one

contract procured on the basis of the public health or safety exemption 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) Follett Higher Education Group, Inc. for textbooks, (B) Artesia Springs LLC for bottled water, (C) Flint Trading, Inc. for hot applied thermoplastic and permanent prefabricated pavement markings, (D) GT Distributors Inc. for Streamlight firefighter flashlights, batteries and ancillaries, and (E) LexisNexis Claims Solutions, Inc. for the LexisNexis Desk Officer Reporting System including implementation, maintenance and support. The bid tabulation sheets are attached hereto and incorporated herein for all purposes as **Exhibit I**. Copies of the 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 bids submitted by Barnes & Noble Booksellers, Inc. and Loving Guidance, Inc. for textbooks failed to meet the City's specifications and/or requirements.

SECTION 3. It has been found and declared that the bid submitted by Northern Safety Co., Inc. for Streamlight firefighter flashlights, batteries and ancillaries failed to meet the City's specifications and/or requirements.

SECTION 4. Funds will be encumbered upon issuance of purchase orders and payment is authorized to the vendors identified herein. All expenditures will be in accordance with the Fiscal Year 2017 budget and such other appropriations necessary to fund the contracts through their terms as evidenced by subsequent ordinances.

SECTION 5. 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:

Leticia M. Vacek, City Clerk

City Attorney