

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

AN ORDINANCE ACCEPTING THE BIDS FROM H & V EQUIPMENT SERVICES, INC., EWALD KUBOTA TRACTOR AND AG-PRO TO PROVIDE 11 REPLACEMENT AND 11 ADDITIONAL PIECES OF LANDSCAPING EQUIPMENT TO THE CITY'S TRANSPORTATION & CAPITAL IMPROVEMENTS, PARKS & RECREATION AND AVIATION DEPARTMENTS FOR A TOTAL COST OF \$673,717.52, FUNDED FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND, TRANSPORTATION AND CAPITAL IMPROVEMENTS STORM WATER OPERATIONS FUND AND AIRPORT OPERATIONS AND MAINTENANCE FUND.

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WHEREAS, bids were submitted to provide the City of San Antonio with landscaping equipment for the Transportation & Capital Improvements, Parks & Recreation and Aviation Departments; and

WHEREAS, the bid submitted by H & V Equipment Services, Inc., for item 5 failed to meet the City's specifications and/or requirements; and

WHEREAS, the bids submitted by Ewald Kubota Tractor for items 2, 4, and 5 failed to meet the City's specifications and/or requirements; and

WHEREAS, H & V Equipment Services, Inc., was the lowest responsive bidder for items 1 and 2 for a total cost of \$41,132.48; and

WHEREAS, Ewald Kubota Tractor was the lowest responsive bidder for item 6 for a cost of \$27,751.00; and

WHEREAS, Ag-Pro was the lowest responsive bidder for items 4 and 5 for a total cost of \$604,834.04; **NOW THEREFORE:**

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

SECTION 1. The lowest, responsive bids described above from H & V Equipment Services, Inc., Ewald Kubota Tractor, and Ag-Pro to provide the City of San Antonio's Transportation & Capital Improvements, Parks & Recreation and Aviation Departments with 22 pieces of landscaping equipment for a total cost of \$673,717.52 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. 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 bid from H & V Equipment Services, Inc., for item 5 failed to meet the City's specifications and/or requirements.

SECTION 3. It has been found and declared that the bids from Ewald Kubota Tractor for items 2, 4, and 5 failed to meet the City's specifications and/or requirements.

SECTION 4. Funding in the amount of \$191,967.82 for this ordinance is available in Fund 72001000, Cost Center 3503200001 and General Ledger 5501055 as part of the Fiscal Year 2016 Budget.

SECTION 5. Funding in the amount of \$453,998.70 for this ordinance is available in Fund 29007000, Cost Center 2304020001 and General Ledger 5501050 as part of the Fiscal Year 2016 Budget.

SECTION 6. Funding in the amount of \$27,751.00 for this ordinance is available in Fund 51001000, Cost Center 3305040008 and General Ledger 5501050 as part of the Fiscal Year 2016 Budget.

SECTION 7. Payment not to exceed \$41,132.48 is authorized to H & V Equipment Services, Inc., and should be encumbered with a purchase order.

SECTION 8. Payment not to exceed \$27,751.00 is authorized to Ewald Kubota Tractor and should be encumbered with a purchase order.

SECTION 9. Payment not to exceed \$604,834.04 is authorized to Ag-Pro and should be encumbered with a purchase order.

SECTION 10. 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 11. 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

Martha G. Sepeda, Acting City Attorney