

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

AN ORDINANCE

ACCEPTING THE BIDS FROM DEWINNE EQUIPMENT AND SAN ANTONIO SOUTHWEST TRAILERS, LTD. FOR MOWERS AND TRAILERS FOR A TOTAL COST OF \$187,819.64, FUNDED FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND AND THE TRANSPORTATION & CAPITAL IMPROVEMENTS DEPARTMENT OPERATING FUND.

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WHEREAS, bids were submitted to provide the City of San Antonio with riding mowers and utility trailers for various city departments; and

WHEREAS, the bids submitted by DeWinne Equipment for items 2 and 8 (Bid 1), C&M Golf & Grounds Equipment for item 8, Moridge Manufacturing, Inc. for items 2 and 8, and Watts Equipment d/b/a Mustang Equipment for items 2, 3, and 8 failed to meet the City's specifications and/or requirements; and

WHEREAS, the bid from DeWinne Equipment (Bid 1, item 3), a city business, is within 3 percent of the lowest bid, which was from Moridge Manufacturing, Inc., a bidder who is not a city business; and

WHEREAS, DeWinne Equipment (Bid 1, item 3 and Bid 2, items 2 and 8) and San Antonio Southwest Trailers, Ltd. (items 5, 6, and 7) were the low responsive bidders for a total cost of \$187,819.64; **NOW THEREFORE**:

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

SECTION 1. The low, responsive bids from DeWinne Equipment (Bid 1, item 3 and Bid 2, items 2 and 8) and San Antonio Southwest Trailers, Ltd. (items 5, 6, and 7) to provide the City of San Antonio with riding mowers and utility trailers for various city departments for a total cost of \$187,819.64 are hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. The bid tabulation sheet and bids are attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. It is found and declared that the following bids failed to meet the City's specifications and/or requirements, as reflected on the bid tabulation sheets marked "NAS": DeWinne Equipment for items 2 and 8 (Bid 1), C&M Golf & Grounds Equipment for item 8, Moridge Manufacturing, Inc. for items 2 and 8, and Watts Equipment d/b/a Mustang Equipment for items 2, 3, and 8.

SECTION 3. It is found and declared that, pursuant to the City's Local Preference Program, passed by Ordinance number 2014-11-13-0923, DeWinne Equipment, a city business, is entitled to award of item 3.

SECTION 4. Funding for this ordinance is available as part of the Fiscal Year 2015 budget per the table below.

Amount	General Ledger	Cost Center	Fund
\$ 61,131.89	5501050	3503200001	72001000
\$ 126,687.75	5501050	2304020001	29070000
Total Amt \$ 187,819.64			

SECTION 5. Payment not to exceed the budgeted amount of \$136,110.64 is authorized to DeWinne Equipment and should be encumbered with a purchase order.

SECTION 6. Payment not to exceed the budgeted amount of \$51,709.00 is authorized to San Antonio Southwest Trailers, Ltd and should be encumbered with a purchase order.

SECTION 7. 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 8. 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 _____, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney