

ORDINANCE

2019-03-07-0177

APPROVING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR GOODS AND SERVICES FOR AN ESTIMATED ANNUAL COST OF \$978,776.00, INCLUDED IN THE RESPECTIVE DEPARTMENT'S FY 2019 ADOPTED BUDGET: (A) TIMELESS SOLUTIONS FOR CLEANING AND SANITATION OF VEHICLES FOR SAPD AND SAFD; (B) DALLAS TRAILER REPAIR CO. INC. FOR DADEE/SCORPION REFUSE TRUCK BODY PARTS; (C) CARTEGRAPH SYSTEMS, LLC FOR CARTEGRAPH UPGRADES WITH MAINTENANCE AND SUPPORT; (D) HD SUPPLY FACILITIES MAINTENANCE, LTD. FOR MAINTENANCE, REPAIR AND OPERATING SUPPLIES; AND (E) EBSCO INDUSTRIES, INC. FOR AN AMENDMENT TO THE EBSCO PUBLISHING LICENSE AGREEMENT.

* * * * *

WHEREAS, the City is able to obtain significant savings by purchasing various materials and services on an annual contract basis; and

WHEREAS, this ordinance approves the following contracts: (A) Timeless Solutions for cleaning and sanitation of vehicles for SAPD and SAFD; (B) Dallas Trailer Repair Co. Inc. for Dadee/Scorpion refuse truck body parts; (C) Cartegraph Systems, LLC for Cartegraph upgrades with maintenance and support; (D) HD Supply Facilities Maintenance, Ltd. for maintenance, repair and operating supplies; and (E) EBSCO Industries, Inc. for an amendment to the EBSCO Publishing license agreement; and

WHEREAS, this ordinance approves one low bid contract, one contract procured utilizing cooperative purchasing, and three sole source contracts; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(7)(A), which provides for any items that are available only from a sole source of supply; and

WHEREAS, this purchase meets the requirements under the terms of the intergovernmental cooperative purchasing agreement entered into by the City of San Antonio by Ordinance No. 98797 on February 12, 2004; 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 following bids and offers to furnish the City with goods and services on an annual basis as shown on the attached bid tabulation sheets are hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements: (A) Timeless Solutions for cleaning and sanitation of vehicles for SAPD and SAFD; (B) Dallas Trailer Repair Co. Inc. for Dadee/Scorpion refuse truck body parts; (C)


Cartegraph Systems, LLC for Cartegraph upgrades with maintenance and support; (D) HD Supply Facilities Maintenance, Ltd. for maintenance, repair and operating supplies; and (E) EBSCO Industries, Inc. for an amendment to the EBSCO Publishing license agreement. The bid tabulation sheets and amendment 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. 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 2019 budget, and such other appropriations necessary to fund the contracts through their terms as evidenced by subsequent ordinances.

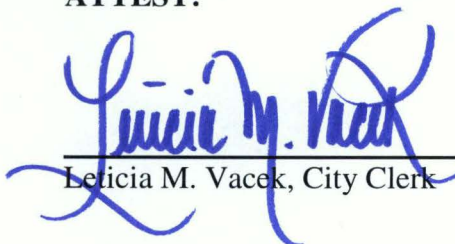
SECTION 3. The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, 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.

PASSED and APPROVED this 7th day of March, 2019.


M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney

Agenda Item:	11 (in consent vote: 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15A, 15B, 15C, 16, 17, 19, 21, 22, 23A, 23B)						
Date:	03/07/2019						
Time:	09:39:10 AM						
Vote Type:	Motion to Approve						
Description:	Ordinance approving the following contracts establishing unit prices for goods and services for an estimated annual cost of \$978,776.00, included in the respective department's FY 2019 Adopted Budgets: (A) Timeless Solutions for cleaning and sanitation of vehicles for SAPD and SAFD; (B) Dallas Trailer Repair Co. Inc. for Dadee/Scorpion refuse truck body parts; (C) Cartegraph Systems, LLC for Cartegraph upgrades with maintenance & support; (D) HD Supply Facilities Maintenance, Ltd. for maintenance, repair and operating supplies; and (E) EBSCO Industries, Inc. for an amendment to the EBSCO Publishing license agreement. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
Art A. Hall	District 2		x			x	
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

LC
03/07/19
Item No. 11

Exhibit I

Opened: January 4, 2019 For: ANNUAL CONTRACT FOR CLEANING AND SANITATION OF VEHICLES FOR SAPD AND SAFD 6100010781			LOCAL LOCAL LOCAL LOCAL			
AAS			Timeless Solutions	Blackmon Mooring of Texas	Emergency Cleaning Solutions	The Trinidad Group, LLC, DBA Biotechs
			13614 Bentwood Oaks San Antonio TX 78247 210-548-5535	4808 Perrin Creek #500 San Antonio TX 76117	2902 Briarcroft St. San Antonio TX 78217	1117 W. Hildebrand San Antonio TX 78201
ITEM	DESCRIPTION	ESTIMATED ANNUAL QUANTITY				
1	HOURLY LABOR FEE FOR SAPD VEHICLE CLEANING & DECONTAMINATION SERVICES Price Per Hour Price Total	250 HOURS	\$67.21 \$16,802.50	\$250.00 \$62,500.00	\$75.00 \$18,750.00	\$67.50 \$16,875.00
2	HOURLY LABOR FEE FOR SAFD EMS VEHICLE CLEANING SERVICES & DECONTAMINATION Price Per Hour Price Total	180 HOURS	\$67.21 \$12,097.80	\$250.00 \$45,000.00	\$75.00 \$13,500.00	\$67.50 \$12,150.00
3	HOURLY LABOR FEE FOR OFFICE AREA CLEANING & DECONTAMINATION SERVICES Price Per Hour Price Total	150 HOURS	\$42.54 \$6,381.00	\$500.00 \$75,000.00	\$75.00 \$11,250.00	\$67.50 \$10,125.00
4	INCINERATION FEE Price Each Price Total	150 EACH	\$44.00 \$6,600.00	\$3,500.00 \$525,000.00	\$80.00 \$12,000.00	\$37.50 \$5,625.00
5	PERSONAL PROTECTION EQUIPMENT FEE Price Each Price Total	150 EACH (KITS)	\$27.00 \$4,050.00	\$40.00 \$6,000.00	\$55.00 \$8,250.00	\$21.00 \$3,150.00
6	SHARPS 2 GALLON CONTAINER Price Each Price Total	60 EACH	\$6.72 \$403.20	\$500.00 \$30,000.00	\$10.00 \$600.00	\$4.50 \$270.00
	Business Hours					
	Days of Operation Monday-Friday, Time		12:00 AM To 11:59 PM	12:00 AM To 11:59 PM	12:00 AM To 11:59 PM	12:00 AM To 11:59 PM
	Weekends Saturday-Sunday, Time		12:00 AM To 11:59 PM	12:00 AM To 11:59 PM	12:00 AM To 11:59 PM	12:00 AM To 11:59 PM
	Prompt Payment Discount Terms		5.5%, Net 10	10%, Net 45	5%, Net 10	9%, Net 10
	Estimated Annual Total		\$46,334.50	\$743,500.00	\$64,350.00	\$48,195.00
	Estimated Annual Award		\$46,334.50			

City of San Antonio Bid Tabulation

Opened: January 4, 2019 For: Annual Contract for Dadee/Scorpion Refuse Truck Body Parts 6100010858		JAR	Sole Source Dallas Trailer Repair Co., Inc 8831 IH 10 East Converse, TX 78109 210-718-0035
Item	Part Description / Part Number	Estimated Annual Usage	
1	DADEE REFUSE BODY PARTS		
1	Percent of discount offered OR Cost Plus %		0%
2	Product Identification (Manufacturer)		Dadee
3	Type of price schedule (dealer, jobber, etc.)		MSRP
4	Price Schedule Number		2018 Price List
5	Date of Price Schedule		5/17/2018
6	Price schedule column on which discount is based		List MSRP
6	(i.e., distributor, net, wholesale, etc.)		
7	Warranty		90 days
B)	Specified Items for Bid Evaluation Only		
	Prompt Payment Discount		Net 30 Days

City of San Antonio Bid Tabulation

Opened: January 18, 2019		Sole Source Cartegraph Systems, LLC 3600 Digital Drive Dubuque, IA 52003 563-556-8120
For: Annual Contract for Cartegraph Upgrades with Maintenance & Support		
6100011079		KM
Item	Description	Estimated Quantity
1	Software Products - Year 1 Term: 2/24/2019 - 2/23/2020	10
2	Software Products - Year 2 Term: 2/24/2020 - 2/23/2021	10
3	Software Products - Year 3 Term: 2/24/2021 - 2/23/2022	10
4	Software Products - Year 4 Term: 2/24/2022 - 2/23/2023	10
5	Software Products - Year 5 Term: 2/24/2023 - 2/23/2024	10
Estimated Total		
Estimated Total Award		

Opened: January 9, 2019 For: Annual Contract for Maintenance, Repair & Operating Supplies 6100010939		Cooperative HD Supply Facilities Maintenance, LTD 3400 Cumberland Blvd. SE Atlanta, GA 30339 (214) 870-6120
Item	Description	
	SECTION 2: CATALOG DISCOUNTS BY CATEGORY	
1	Paint, Painting Equipment & Accessories Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 15% HD Supply Spring 2018
2	Appliances, Equipment, & Accessories, Household Type Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 20% HD Supply Spring 2018
3	Floor/Window Covering, Floor Covering, Equipment and Supplies Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 20% HD Supply Spring 2018
4	Swimming Pool Equipment, and Supplies Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 10% HD Supply Spring 2018
5	Outdoor Garden Supplies, Sprinklers and Equipment Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 10% HD Supply Spring 2018
6	Heating, Ventilation, and Air Conditioning (HVAC) Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 15% HD Supply Spring 2018
7	Plumbing Supplies Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 20% HD Supply Spring 2018
8	Hand Tools, Powered and Non-Powered, Including accessories and supplies Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 10% HD Supply Spring 2018
9	Hardware Catalog % Discount Offered Name of Catalog Catalog Publication Date	5% - 20% HD Supply Spring 2018
	SECTION 1: MARKET BASKET WORKSHEET	
	Submitted Yes/No	Yes
	Terms	2% 10 days

THIRD AMENDMENT TO EBSCO PUBLISHING LICENSE AGREEMENT

This Third Amendment is entered into by and between the City of San Antonio, a Texas Municipal Corporation, (hereinafter referred to as "City") pursuant to Ordinance Number 2019-_____-_____, and EBSCO Industries, Inc. (hereinafter referred to as "Licensor" or "EBSCO"), both of which may be referred to herein collectively as the "Parties".

The Parties hereto severally and collectively agree, and by the execution hereof are bound, to the mutual obligations herein contained and to the performance and accomplishment of the tasks hereinafter described.

WHEREAS, in 2008, the City entered into a license agreement ("Original License Agreement") on behalf of the San Antonio Public Library ("Library") for access to EBSCO's databases and services for Library patrons; and

WHEREAS, pursuant to an amendment authorized by Ordinance No. 2014-06-19-0448, a Master Agreement was created, under which additional products can be added to or deleted from the Master Agreement in a simplified manner; and

WHEREAS, the term of the Master Agreement, as renewed, ends on June 30, 2019; and

WHEREAS, the Parties agree that the Original License Agreement should be amended to allow three additional renewal periods of one year each and the Master Agreement should be revised to extend the term to June 30, 2022; and

WHEREAS, it is in the best interest of the City that an amendment of the Original License Agreement and Master Agreement now be executed;

NOW THEREFORE, in consideration of the mutual covenants, terms, conditions, privileges and obligations herein contained, the Parties agree to amend the Master Agreement, as follows:

I. AMENDMENTS

1.1 TERM. The Original License Agreement is hereby amended to add three additional one-year renewal periods, upon the same terms and conditions, as follows:

July 1, 2019 through June 30, 2020;

July 1, 2020 through June 30, 2021; and

July 1, 2021 through June 30, 2022.

1.2 TERM OF MASTER AGREEMENT. The term of the Master Agreement is hereby revised as follows:

Term of Master Agreement. This Master Agreement may be renewed for one-year periods beginning on July 1, 2011 and ending on June 30, 2022, unless earlier terminated or extended as provided for herein.

Renewals shall be in writing and signed by the parties. City's Director of Finance, or his designee, shall have authority to execute renewals on behalf of City without further action by the San Antonio City Council, subject to and contingent upon appropriation of funds therefor.

Notwithstanding the renewal periods provided herein, this Master Agreement shall continue in force for so long as City is within the term of at least one EBSCO product, as listed on an Order Form executed by the Parties. However, no new Order Forms may be executed beyond June 30, 2022.

II. PROVISIONS TO REMAIN IN EFFECT

All other terms, conditions, covenants and provisions of the Original License Agreement, as previously amended, are hereby continued and shall remain in effect in their original form, except for the provisions modified herein.

III. ENTIRE AGREEMENT

This agreement, 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

LICENSOR

EBSCO Industries, Inc.

(Signature)


(Signature)

Printed

Name: _____

Title: _____

Date: _____

Printed

Name: _____

Title: _____

Date: _____

Alex Saltzman

Senior VP, Inside Sales

1/17/2019

Approved as to Form:

Assistant City Attorney