

ORDINANCE 2021-05-20-0348

APPROVING A CONTRACT WITH LCCx, LLC TO PROVIDE TESTING, ADJUSTING, AND BALANCING OF HVAC SYSTEMS SERVICES ON AN ON-CALL BASIS FOR CITY OF SAN ANTONIO DEPARTMENTS AS COORDINATED THROUGH THE PUBLIC WORKS DEPARTMENT FOR AN ESTIMATED ANNUAL AMOUNT OF \$50,000.00. THE INITIAL TERM OF THE AGREEMENT SHALL BE MARCH 21, 2022 WITH THREE ADDITIONAL ONE-YEAR RENEWAL OPTIONS. FUNDING FOR THIS CONTRACT IS AVAILABLE THROUGH THE FY 2021 ADOPTED BUDGET AND FY 2021 – FY 2026 CAPITAL IMPROVEMENT PROGRAM.

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WHEREAS, on August 24, 2020, the City of San Antonio issued a Request for Competitive Sealed Proposals (RFCSP) to provide testing, adjusting, and balancing of HVAC systems services on an on-call or as-needed basis at City facilities; and

WHEREAS, two proposal responses were received, both were deemed eligible for evaluation, and upon evaluation staff recommends LCCx, LLC for award of this contract; and

WHEREAS, this Ordinance authorizes a contract with LCCx, LLC to provide testing, adjusting, and balancing of HVAC systems services on an on-call basis for City of San Antonio departments as coordinated through the Public Works Department for an estimated annual amount of \$50,000.00. Funding for this contract is available through the FY 2021 Adopted Budget and FY 2021-FY 2026 Capital Improvement Program; **NOW THEREFORE:**

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


SECTION 1. The City Manager, or designee, is authorized to execute an on-call contract to provide testing, adjusting, and balancing of HVAC systems services at City facilities to LCCx, LLC for an initial term of March 31, 2022, with an option to renew for up to three additional one-year terms in an amount not to exceed \$50,000.00 per contract term, for as needed services. A copy of the contract is attached hereto and incorporated herein for all purposes as **Exhibit 1**.

SECTION 2. Funds will be encumbered upon issuance of purchase orders, and payment is authorized to LCCx, LLC for an estimated annual cost of \$50,000.00. All expenditures will be in accordance with the Fiscal Year 2021 and Fiscal Year 2021-2026 Capital Improvement budgets and subsequent budgets for the duration of this contract approved by City Council.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

8480-08-20-1505
SECTION 4. This Ordinance is effective immediately upon its passage by eight or more affirmative votes; otherwise it is effective on the tenth day after passage.

PASSED and APPROVED this 20th day of May, 2021.



M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:



Tina J. Flores, City Clerk



Andrew Segovia, City Attorney



City of San Antonio

City Council

May 20, 2021

Item: 5

Enactment Number:

File Number: 21-2985

2021-05-20-0348

Ordinance approving a contract with LCCx, LLC to provide testing, adjusting, and balancing of HVAC systems services on an on-call basis for City of San Antonio departments as coordinated through the Public Works Department for an estimated annual amount of \$50,000.00. The initial term of the agreement shall be March 31, 2022 with three additional one-year renewal options. Funding for this contract is available through the FY 2021 Adopted Budget and FY 2021-FY 2026 Capital Improvement Program. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

Councilmember John Courage made a motion to approve. Councilmember Rebecca Viagran seconded the motion. The motion passed by the following vote:

Aye: 11 Nirenberg, Treviño, Andrews-Sullivan, Viagran, Rocha Garcia,
Gonzales, Cabello Havrda, Sandoval, Pelaez, Courage and Perry

EXHIBIT 1

**INTEGRATION AGREEMENT
FOR
ANNUAL CONTRACT FOR TESTING AND BALANCING OF BUILDING SYSTEMS
REQUEST FOR COMPETITIVE SEALED PROPOSAL ("RFCSP") 20-077
RFx NO. 6100013066**

This Agreement is entered into by and between the City of San Antonio, Texas, a home-rule municipal corporation ("City") acting by and through its Director of Finance or said Director's designee, and LCCx, LLC ("Contractor"), 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.

1.0 CONTRACT DOCUMENTS

The terms and conditions for performance and payment of compensation for this Agreement are set forth in the following contract documents, true and correct copies of which are attached hereto and fully incorporated herein for all purposes, and shall be interpreted in the order of priority as appears below:

- 1.1 This Integration Agreement;
- 1.2 City's RFCSP No. 6100013066, including all exhibits, attachments and addendums thereto (Exhibit A);
- 1.3 Contractor's Proposal in response to RFCSP No. 6100013066 (Exhibit C).

2.0 TERM

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

Original Contract Term:

This contract shall begin upon the effective date of the ordinance awarding the contract. This contract shall terminate on March 31, 2022.

3.0 ENTIRE AGREEMENT

This Agreement, together with its exhibits, if any, constitutes the final and entire agreement between the parties hereto and contains all of the terms and conditions agreed upon. No other agreements, oral or otherwise, regarding the subject matter of this Agreement shall be deemed to exist or to bind the parties hereto, unless the same are in writing, dated subsequent to the date hereto, and duly executed by the parties.

EXECUTED and AGREED to as of the dates indicated below. This Agreement may be executed in multiple copies, each of which shall constitute an original.

City of San Antonio

LCCx, LLC

M. W. Lackey

Name: _____

Name: Mike W. Lackey

Title: _____

Title: Managing Member

Date: _____

Date: 2/8/2021

Approved as to Form:

Assistant City Attorney