

**CITY OF EL PASO, TEXAS
REQUEST FOR COUNCIL ACTION (RCA)**

DEPARTMENT: General Services

AGENDA DATE: January 24, 2012

CONTACT PERSON/PHONE: Stuart C. Ed, General Services Director, 621-6822
Bruce D. Collins, Purchasing Manager, 541-4313

DISTRICT (S) AFFECTED: All

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

General Services requests that Mayor and Council terminate Contract No. 2009-224 with RB Wicker Tire & Rubber Co. of El Paso, Texas, for Re-Cap / Re-Tread Tire Services for convenience pursuant to Section C Clause No. 8A of the Contract, an item titled Termination for Convenience, whereby the City reserved the right to terminate the Contract for convenience.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

The above referenced contract (RB Wicker) has expended the re-cap / re-tread amount originally approved by City Council and subsequently this portion must be re-bid.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Yes.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

BOARD / COMMISSION ACTION:

Enter appropriate comments or N/A

N/A

*****REQUIRED AUTHORIZATION*****

LEGAL: _____
(If required)

FINANCE: _____
(If required)

DEPARTMENT HEAD: _____
Name Signature Date

(Example: if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

**COUNCIL PROJECT FORM
(TERMINATION)**

*******POSTING LANGUAGE BELOW*******

Please place the following item on the CONSENT agenda for the Council Meeting of JANUARY 24, 2012.

That the Purchasing Manager is authorized to notify RB Wicker Tire & Rubber Company that the City is terminating Contract No. 2009-224, Part B, pursuant to the provisions and requirements of Section C, Paragraph 8A of the Contract Clauses, and that the termination shall be effective as of JANUARY 24, 2012.

Department: General Services
Districts(s): ALL

*******ADDITIONAL INFO BELOW*******

RESOLUTION

WHEREAS, the City awarded Contract No. 2009-224 (Tire and Roadside Tire Service), Part B (Re-tread), to RB Wicker Tire & Rubber Company, on September 29, 2009, for the General Services Department; and

WHEREAS, the amount of the Contract awarded has been exceeded and the City has notified vendor that the City would rebid the contract and Council would terminate said Contract for convenience pursuant to the provisions of the Contract; and

WHEREAS, pursuant to Section C, Paragraph 8A of the Contract (Termination for Convenience), the City is authorized to terminate the Contract for convenience; and

WHEREAS, the City desires to terminate the Contract for convenience.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Purchasing Manager is authorized to notify RB Wicker Tire & Rubber Company that the City is terminating Contract No. 2009-224, Part B, pursuant to the provisions and requirements of Section C, Paragraph 8A of the Contract Clauses, and that the termination shall be effective as of January 24, 2012.

PASSED AND APPROVED this _____ day of _____, 2012.

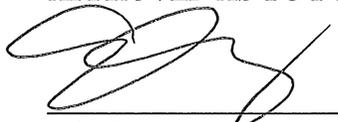
THE CITY OF EL PASO

John Cook
Mayor

ATTEST:

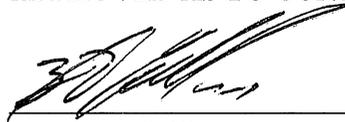
Richarda Duffy Momsen
Municipal Clerk

APPROVED AS TO FORM:



Elizabeth M. Ruhmann
Assistant City Attorney

APPROVED AS TO CONTENT:



Bruce D. Collins
Purchasing Manager, Financial Services