

**CITY OF EL PASO, TEXAS
REQUEST FOR COUNCIL ACTION**

DEPARTMENT: STREET
AGENDA DATE: FEBRUARY 3, 2009
CONTACT PERSON/PHONE: TERRY FREIBURG, Purchasing Manager, EXT 4313
DISTRICT(S) AFFECTED: All

SUBJECT:

Termination for convenience of 2007-005 Barricade Rental Service

BACKGROUND / DISCUSSION:

On October 24, 2008, Apache Barricade & Sign was notified that the above referenced contract had exceeded the amount originally approved by City Council and that it was to be rebid. The recommendation for award of the new bid (2009-062) will be submitted concurrently with this termination for convenience RCA.

PRIOR COUNCIL ACTION:

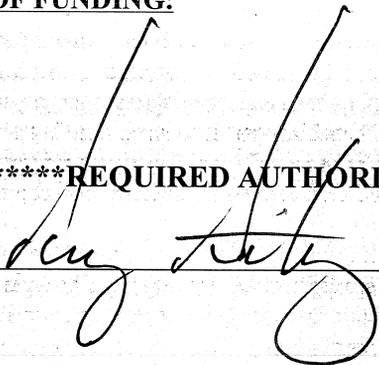
None

AMOUNT AND SOURCE OF FUNDING:

No change to funding.

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

DEPARTMENT HEAD: _____



APPROVED FOR AGENDA: _____

CITY MANAGER: _____

DATE: _____

RESOLUTION

WHEREAS, the City awarded Contract No. 2007-005 to Apache Barricade & Sign on October 10, 2006, for Barricade Rental Service; and

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

WHEREAS, the City has issued a new solicitation for the services in order to increase the estimated units and duration of the contract and will be awarding a new contract for these services.

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

That the Purchasing Manager is authorized to notify Apache Barricade & Sign that the City is terminating Contract No. 2007-005 pursuant to the provisions and requirements of Section C 8A of the Contract Clauses due to convenience and that the termination shall be effective as of February 3, 2009.

PASSED AND APPROVED this _____ day of _____, 2009.

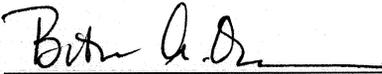
THE CITY OF EL PASO

John Cook
Mayor

ATTEST:

Richarda D. Momsen
Municipal Clerk

APPROVED AS TO FORM:



Bertha A. Ontiveros
Assistant City Attorney

APPROVED AS TO CONTENT:



Terrence Freiburg
Purchasing Manager, Financial Services

PROJECT FORM

FINANCIAL SERVICES DEPARTMENT, PURCHASING DIVISION

DATE: JANUARY 27, 2009
TO: MUNICIPAL CLERK
FROM: TERRY FREIBURG
Purchasing Manager, ext. 4313



EDWARD HYATT
Administrative Analyst, ext. 4315

Please place the following item on the CONSENT Agenda for the Council Meeting of Tuesday, February 3, 2009.

Item should read as follows:

The Purchasing Manager, Financial Services, Purchasing Division, requests that Mayor and Council terminate Contract No. 2007-005 with Apache Barricade & Sign for Barricade Rental Service for convenience pursuant to Section C, Clause 8A of the Contract, an item titled Termination for Convenience, whereby the City reserves the right to terminate the contract for convenience.

The vendor will be notified.

Department: Street

SPECIAL INSTRUCTIONS:

Municipal Clerk's Use:

ITEM NO: _____

cc: BID FILE

JOHN COOK
MAYOR

JOYCE WILSON
CITY MANAGER

TERRY FREIBURG
PURCHASING MANAGER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
MELINA CASTRO, DISTRICT 4
RACHEL QUINTANA, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

FINANCIAL SERVICES DEPARTMENT, PURCHASING DIVISION

October 24, 2008

Apache Barricade & Sign
ATTN: Diana Gamboa
11560 Pellicano
El Paso, Texas 79936

Ref: 2007-005 BARRICADE RENTAL SERVICE – STREET DEPARTMENT

Dear Ms. Gamboa,

The above referenced contract has exceeded the amount original approved by City Council and subsequently must be re-bid. The City, therefore, is initiating a new bid to accommodate this purchase and/or service as soon as possible. We appreciate your service and support of the current contract and invite you to participate in the new solicitation.

The recommendation for award of the new bid and the termination for convenience of the existing bid will be made in unison by City Council at a later date. Until that time the City intends to continue utilizing this Contract for these services.

If you have any questions, please contact the Purchasing Office.

Sincerely,

Leticia Rivera
Procurement Analyst
(915) 541-4234
RiveraAL@elpasotexas.gov

Reviewed by: Edward Hyatt
Administrative Analyst

Approved by: Terrence Freiburg
Purchasing Manager

cc: Daryl W. Cole / Street Department
Bid File

Certified Mail/Return Receipt Requested: 7005 1160 0001 8368 8707