CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: **General Services**

AGENDA DATE: **April 10, 2012**

CONTACT PERSON/PHONE: **Stuart Ed, General Services Director, 915-621-6822**
Bruce D. Collins, Purchasing Manager, 915- 541-4313

DISTRICT (S) AFFECTED: ALL

SUBJECT:

Request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to issue purchase orders to Tom Growney Equipment Inc., a sole source provider, for the purchase of John Deere Proprietary Parts and Service. General Services estimates annual expenditures at $70,000.00 per year for a three year term total of $210,000.00.

BACKGROUND / DISCUSSION:

The General Services Department is recommending this award to Tom Growney Equipment Inc. as they are the only authorized dealer of John Deere parts and service in New Mexico and the El Paso area. By utilizing Tom Growney Equipment Inc., the City is also supporting a local business.

PRIOR COUNCIL ACTION:

Yes. April 21, 2009, Item 7.

SELECTION SUMMARY:

Tom Growney Equipment Equipment Inc. is the sole source provider of John Deere Proprietary Parts and Service.

AMOUNT AND SOURCE OF FUNDING:

Department:	General Services
Amount:	$210,000.00 (3 year estimated at $70,000.00 /year)
Funds Available:	Dept #: 37370510 – Acct # 503121 – Fund # 45202 – Grant # N/A
Funds Source:	Internal Service Fund

BOARD / COMMISSION ACTION:

N/A

**********AUTHORIZATION**********

DEPARTMENT HEAD:

Stuart Ed, General Services Director

COUNCIL PROJECT FORM
(SOLE SOURCE)

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

Please place the following item on the **CONSENT** agenda (under **PURCHASING REQUESTS, ETC.**) for the Council Meeting of **APRIL 10, 2012**.

Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order(s) to Tom Growney Equipment Inc., the sole source provider and authorized dealer for John Deere Proprietary Parts and Service, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Department:	General Services
Award to:	Tom Growney Equipment Inc. El Paso, Texas
Annual Estimated Amount:	$70,000.00
Total Estimated Award:	$210,000.00 (3 years)
Account No.:	37370510 – 203121 – 45202
Funding Source:	Internal Service Fund – Inventory Purchases – Materials & Supplies
District(s):	All
Sole Source No.:	2009-185

This is a Sole source, parts and services contract.

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

Items and service are being purchased from a local vendor.

DATE: 3/29/2012

FINANCIAL SERVICES
PURCHASING DIVISION

SOLE SOURCE AFFIDAVIT

THIS IS AN OFFICIAL PURCHASING DOCUMENT – RETAIN WITH PURCHASE ORDER FILE

Before me, the undersigned official, on this day, personally appeared _____, a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

1. My name is Thaddeus J. Bennett. I am over the age of 18, have never been convicted of a crime and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: Tom Growney Equipment.
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
   John Deere
   Bobcat
4. Competition in providing the above named item(s) product(s), service(s) is precluded by the existence of a patent, copyright, secret process or monopoly as stated under Section 252.022, Subchapter A of the Local Governmental Code 7A or as provided for under 7B-F of the same section. Also, attached hereto is a sole source letter, which sets forth the reasons why this Vendor is a sole source provider (dated and signed).
5. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function.
6. **Note: This Vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible Vendor on this and future purchases and may result in discontinuation of any/all business with the City of El Paso.**

Thad J. Bennett
Signature

SUBSCRIBED AND SWORN to before me on this 31 day of August, 2011.

LARRY ROMERO
Notary Public, State of Texas
My Commission Expires
December 30, 2013

L Romero
NOTARY PUBLIC

Larry Romero
PRINTED NAME

12/30/2013
MY COMMISSION EXPIRES

COMPANY NAME: Tom Growney Equipment Co.
ADDRESS, CITY, STATE & ZIP CODE: 11323 Rojas El Paso Tx 79937
PHONE: (915) 598-1133 FAX NUMBER: (915) 598-0479
CONTACT NAME AND TITLE: Thad J. Bennett - Branch Manager
WEB ADDRESS: www.growneyinc.com EMAIL: tbennett@growneyinc.com
FEDERAL TAX ID NUMBER: 85-0196695 TEXAS SALES TAX NUMBER: 75-1731672

To: Mr. Terry Freiburg, Purchasing Manager

Date: August 29, 2011

From: Chad Roehrich , District Sales Manager

Re : City of El Paso Sole Source letter

Mr. Freiburg,

Please be advised that Tom Growney Equipment is currently the only contracted authorized dealer for Bobcat Company Compact Construction and Industrial Equipment serving El Paso, Texas and New Mexico.

The contract between Bobcat Company and Tom Growney Equipment allows the dealer to remarket Bobcat Company Construction and Industrial equipment, associated attachments, O.E.M. parts, and service including warranty.

I will be available to answer any concerning the relationship and the authorized dealership of Bobcat Construction and Industrial Equipment with Tom Growney Equipment.

Chad Roehrich
District Sales Manager, Bobcat
Doosan Infracore Construction Equipment

Cell: 970-231-9383
E-Fax: 305-768-8150
E-Com: chad.roehrich@doosan.com

John Deere Worldwide Construction & Forestry
1515 5th Avenue, Moline, IL 61266 U.S.A.
Phone: 309-765-1868 Fax: 309-748-0123
Cell: 563-508-7891
LittleElliottP@JohnDeere.com

Elliott Little
Manager, Commercial Development

August 18, 2011

Mr. Terry Freiburg, Purchasing Manager
Purchasing Department
City of El Paso
2 Civic Center Plaza
7th Floor
El Paso, TX 79901

Mr. Freiburg,

Please be advised that, Tom Growney Equipment is the only authorized dealer in New Mexico and the El Paso area of Texas representing John Deere Construction products.

As such, Tom Growney Equipment is authorized to sell equipment and parts, and is qualified to provide service on John Deere Construction products. If there are any questions about Tom Growney Equipment Company's relationship as an authorized dealer for John Deere Construction & Forestry Company in your area, please feel free to contact me.

Sincerely,

P. Elliott Little
Manager - Commercial Development