

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

DEPARTMENT: General Services

AGENDA DATE: April 24, 2012

CONTACT PERSON/PHONE: STUART 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. 2009-290 with Border International for the purchase of Cummins Proprietary Parts for convenience pursuant to Section C Clause No. 18A 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 has expended the amount originally approved by City Council and subsequently must be re-bid. The current contract will be increased by 25% upon the advertisement of the new bid and will allow for continued purchases during the bid process and award of the new contract.

PRIOR COUNCIL ACTION:

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

No

SELECTION SUMMARY:

N/A

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

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

DEPARTMENT HEAD: _____
Name Signature Date

**COUNCIL PROJECT FORM
(TERMINATION)**

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

Please place the following item on the **REGULAR** agenda for the Council Meeting of **APRIL 24, 2012**.

The Purchasing Manager is authorized to notify Border International Trucks that the City is terminating Contract No. 2009-290 pursuant to the provisions and requirements of Section C, Paragraph 8A of the Contract Clauses, and that the termination shall be effective as of April 24, 2012.

Department: General Services

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

RESOLUTION

WHEREAS, on October 27, 2009, the City awarded Contract No. 2009-290 (Cummins Proprietary Parts) to Border International Trucks, for the General Services Department; and

WHEREAS, the amount of the Contract awarded has been exceeded and the City has notified the 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 Border International Trucks that the City is terminating Contract No. 2009-290 pursuant to the provisions and requirements of Section C, Paragraph 8A of the Contract Clauses, and that the termination shall be effective as of April 24, 2012.

PASSED AND APPROVED this _____ day of _____, 2012.

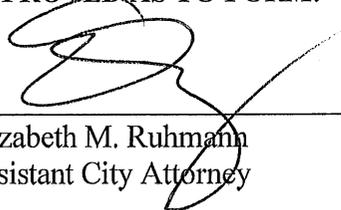
THE CITY OF EL PASO

John Cook
Mayor

ATTEST:

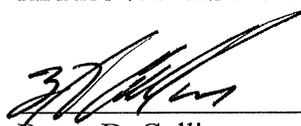
Richarda Duffy Momsen
Municipal Clerk

APPROVED AS TO FORM:



Elizabeth M. Ruhmann
Assistant City Attorney

APPROVED AS TO CONTENT:



Bruce D. Collins
Purchasing Manager, Financial Services