

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

CITY CLERK DEPT.  
09 MAY - 1 11:04 AM

**DEPARTMENT:** GENERAL SERVICES DEPARTMENT  
**AGENDA DATE:** May 6, 2008  
**CONTACT PERSON/PHONE:** Jeff Belles, 621-6821, Terry Freiburg, 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.**

Award a sole source contract to ROAD MACHINERY, LLC of El Paso, TX, for Komatsu Proprietary Parts and Repairs. Road Machinery LLC is the only authorized Komatsu dealer for West Texas and New Mexico. Estimated annual expenditures are \$100,000.

**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?**

This procurement is for parts and repairs for various heavy duty construction machinery.

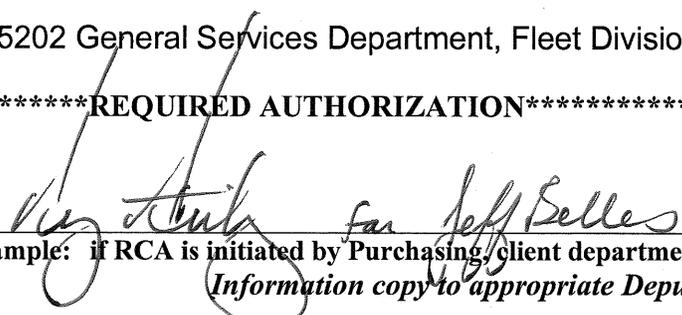
**PRIOR COUNCIL ACTION: Has the Council previously considered this item or a closely related one?**

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?**

37370510-503125-45202 General Services Department, Fleet Division Internal Fund

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**   
(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:** \_\_\_\_\_

**FINANCIAL SERVICES DEPARTMENT, PURCHASING DIVISION**  
**Project Form**

DATE: April 30, 2008  
TO: Municipal Clerk  
FROM: Terrence Freiburg   
Purchasing Manager, ext. 4313

Please place the following item on the CONSENT Agenda for the Council Meeting of May 6, 2008.

Item should read as follow:

Request that the Purchasing Manager for Financial Services be authorized to issue Purchase Order(s) to Road Machinery, LLC, the sole source provider of parts and services for Komatsu construction equipment. Total estimated annual amount is \$100,000.00. Total estimated three (3) year award, \$300,000.00 with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Estimated Annual Amount: \$100,000.00  
Total Estimated Award: \$300,000.00  
Funds Available in: 37370510-503125-45202  
Funds Source: General Services Department, Fleet Division Internal Fund

Department: General Services

SPECIAL INSTRUCTIONS:

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Municipal Clerk's Use

ITEM NO. \_\_\_\_\_

cc: BID FILE

CITY CLERK DEPT.  
08 MAY - 1 AM 10:44



**FINANCIAL SERVICES  
PURCHASING DIVISION**

**SOLE SOURCE AFFIDAVIT**

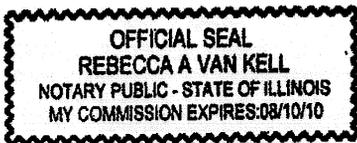
**THIS IS AN OFFICIAL PURCHASING DOCUMENT - RETAIN WITH PURCHASE ORDER FILE**

Before me, the undersigned official, on this day, personally appeared Joseph J. Annunzio, 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 Joseph J. Annunzio. 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: Komatsu America Corp.
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):  
Equipment, parts and service of the Komatsu brand
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.**

Joseph J. Annunzio  
Signature

SUBSCRIBED AND SWORN to before me on this 30th day of April, 2008.



NOTARY PUBLIC Rebecca A. Van Kell  
PRINTED NAME 08-10-10  
MY COMMISSION EXPIRES

COMPANY NAME: Komatsu America Corp  
ADDRESS, CITY, STATE & ZIP CODE: 1701 W. Golf Road - Box 5049, Rolling Meadows, IL 60008  
PHONE: 847-437-5027 FAX NUMBER: 847-437-5976  
CONTACT NAME AND TITLE: Joseph J. Annunzio, Director, Distributor Development  
WEB ADDRESS: www.komatsuamerica.com EMAIL: jannunzio@komatsuna.com  
FEDERAL TAX ID NUMBER: 94-1715128 TEXAS SALES TAX NUMBER: 1-94-1715128-9



One Continental Towers  
1701 W. Golf Road  
Rolling Meadows, IL 60008  
P: (847) 437-5027  
F: (847) 437-5976  
e-mail: jannunzio@komatsuna.com

**Joseph J. Annunzio**  
Director,  
Distribution Development

Terry Freiburg  
City of El Paso

April 30, 2008

Dear Mr. Freiburg:

Please accept this letter as evidence that Road Machinery, LLC is the exclusive (only) authorized Komatsu distributor for equipment, parts and service in El Paso County, TX.

Sincerely,

A handwritten signature in cursive script that reads "Joseph J. Annunzio". The signature is written in dark ink and is positioned above the typed name and title.

Joseph J. Annunzio, CPA, CMA, CFM  
Director, Distribution Development



1181 Burgundy Dr., El Paso, Texas 79907 • Phone (915) 872-1001 • Fax (915) 872-9533

May 31, 2007

Attn: Larry Avalos

This letter is to inform you that Road Machinery LLC is the sole source for Komatsu parts in El Paso, Texas. Road Machinery LLC is the Komatsu distributor for west Texas and New Mexico. If you have any questions, please call me at 915-872-1001. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Greg Summerlin".

Greg Summerlin  
Road Machinery LLC  
Product Support Manager