

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

DEPARTMENT: PARKS & RECREATION

AGENDA DATE: June 17, 2008

CONTACT PERSON/PHONE: TERRENCE FREIBURG, LEONOR WILSON
541-4313

DISTRICT(S) AFFECTED: 8

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.

That the Purchasing Manager, Financial Services, Purchasing Division is authorized to notify Global Clean, the City is terminating Contract No. 2006-160 Janitorial – Armijo Recreation Center pursuant to the provisions and requirements of Section C 8B of the Contract Clauses due to default of Global Clean for failing to provide the contracted services. Original award amount \$20,531.60 (\$61,594.80 for 3 years).

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?

Global Clean failed to clean Armijo Recreation Center for several days, owner could not find staff to clean center, stated there was too much work. Last day they worked at center was May 18, 2008. Temporarily have another janitorial company cleaning until new Bid is initiated.

PRIOR COUNCIL ACTION:

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

There have been prior contracts to provide these services.

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?

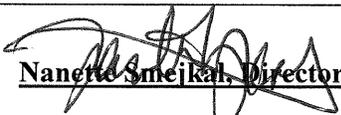
Prior funding against: 51010256/01101/502206 (General Fund). After party rental cleanings appropriated in 51510065/16307/P500207/502206 (Armijo User Fees).

BOARD / COMMISSION ACTION:

N/A

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

LEGAL: (if required) _____ FINANCE: (if required) _____

DEPARTMENT HEAD:  Nanette Smejkal, Director

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

APPROVED FOR AGENDA: June 17, 2008

CITY MANAGER: _____

DATE: _____

CITY CLERK DEPT.
08 JUN 10 AM 11:51

RESOLUTION

WHEREAS, the City awarded Contract No. 2006-160 to Global Clean, on August 22, 2006, for Janitorial Services-Marcos B. Armijo Recreation Center; and

WHEREAS, the City Council finds that the Company is in default of the provisions of the Contract because the Company has failed to provide the contracted services on numerous occasions and has failed to cure such default following City's notice; and

WHEREAS, pursuant to Section C 8B of the Contract (Termination for Default), the City is authorized to terminate the Contract in the event of default by the Company; and

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

That the Purchasing Manager, Financial Services, Purchasing Division is authorized to notify Global Clean, that the City is terminating Contract No. 2006-160 pursuant to the provisions and requirements of Section C 8B of the Contract Clauses due to default of Global Clean for failing to provide the contracted services and that the termination shall be effective as of June 17th 2008.

PASSED AND APPROVED this 17th day of June, 2008.

THE CITY OF EL PASO

John Cook
Mayor

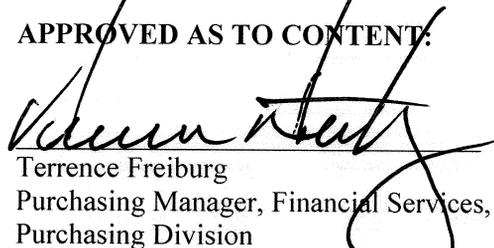
ATTEST:

Richarda D. Momsen
City Clerk

APPROVED AS TO FORM:


Bertha A. Ontiveros
Assistant City Attorney

APPROVED AS TO CONTENT:


Terrence Freiburg
Purchasing Manager, Financial Services,
Purchasing Division

**FINANCIAL SERVICES,
PURCHASING DEPARTMENT**

DATE: June 4, 2008

TO: MUNICIPAL CLERK

FROM: Terrence Freiberg
Purchasing Manager, Financial Services,
Purchasing Division

Please place the following item on the CONSENT COUNCIL AGENDA for the Council Meeting of Tuesday, June 17, 2008.

Item should read as follows: That the Purchasing Manager, Financial Services, Purchasing Division is authorized to notify Global Clean, that the City is terminating Contract No. 2006-160 pursuant to the provisions and requirements of Section C 8B of the Contract Clauses due to default of Global Clean for failing to provide the contracted services and that the termination shall be effective as of June 17th 2008.

The user Department was notified & a new solicitation will be issued.

Department: Parks & Recreation

SPECIAL INSTRUCTIONS: _____

City's Clerk Use

ITEM No. _____

JOHN COOK
MAYOR



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

JOYCE WILSON
CITY MANAGER

TERRENCE FRIEBURG
PURCHASING MANAGER

FINANCIAL SERVICES
PURCHASING DIVISION

May 22, 2008

CURE NOTICE NO. 2

Jorge Gonzalez
Global Clean
3737 N. Mesa
El Paso, Texas 79902

REF: SOLICITATION 2006-160 JANITORIAL SERVICES – MARCOS B. ARMIJO
RECREATIONAL CENTER

Dear Mr. Gonzalez:

In accordance with Section C, Contract Clauses, 8B, Termination for Default, the City hereby gives Global Clean formal notice to Global Clean the City's intentions to terminated the above reference contract on June 3, 2008 for non-compliance with the provisions of the contract and shall pursue any and all legal remedies available to the City under the Contract.

1. The Janitorial staff has not shown up at Armijo Recreation Center.
2. Areas that are being neglected including the waxing and buffing of floors, cleaning of walls, gym bleachers, restrooms, kitchen, stairwells and classrooms.

City of El Paso,

Ray Heredia
Procurement Analyst

BACKUP COPY

El Paso



PARKS AND RECREATION DEPARTMENT

MEMORANDUM

To: Ray Heredia
Purchasing

Nanette Smejkal
Director, Parks & Recreation

From: Leonor Wilson
Parks & Recreation

Subject: Global Clean

Date: 05 June 2008

This is to inform you that Global Clean has terminated service at Armijo Recreation Center at 700 E. 7TH St. May 18th was the last day they serviced that location. Global has taken their equipment and supplies out of the building and turned in the building keys to me on June 3rd. Eagle Cleaning has been called to service the center this will be on a month to month basis until an RFP is out. Please begin the process to terminate Global Cleans contract with our department.

If you need anything else, please feel free to contact me.