

RESOLUTION

WHEREAS, Texas Local Government Code Chapter 252 authorizes various procurement methods for the purchase of goods and services including competitive sealed proposals under Section 252.042 and best value under Section 252.043; and

WHEREAS, pursuant to Section 252.021(c) the City desires to adopt a policy determining the methods for the procurement of certain City services to the best value or competitive sealed proposal methods; and

WHEREAS, Section 252.043(b) of the Texas Local Government Code states certain criteria a municipality may consider including any other relevant criteria provided that it is listed in the request for bids or proposals; and

WHEREAS, the City's best value criteria includes employee medical benefits as a criterion that may be utilized as an evaluation factor in certain types of service solicitation/bids; and

WHEREAS, the City desires to adopt a policy determining the procurement methods for certain types of service contracts to be best value and competitive sealed proposal in order to ensure that to the extent permitted by law, employee medical benefits will be an evaluation factor for contractors providing City services.

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

1. That the best value or competitive sealed proposal methods be used in the procurement of the following City services, which may be determined to be in the best interest of the City by the City Manager or designee:

- (a) Janitorial Services;
- (b) Security Guard Services;
- (c) Landscaping Services;
- (d) Temporary or supplemental staffing;
- (e) Contracts outsourcing City functions traditionally performed by City employees;
- (f) Other service contracts not covered by the Section 2254 of the Government Code, Professional Services.

2. That medical benefits criterion may be used in accordance with all applicable laws and regulations as an evaluation factor for the procurement of services listed in Section (1) of this resolution.

3. That the best value or competitive sealed proposal methods and medical benefits criterion may also be used in accordance with all applicable laws and regulations in the procurement of items where services are integral part of the contract.

4. That the City Manager or designee reserves the right to select an alternative procurement method for the services listed in Section 1 that is in accordance to Chapter 252 of the Texas Local Government Code and is determined to be most advantageous to the City. Prior to selecting an alternative procurement method Council will be notified and be provided with a rationale for the selection of the alternative procurement method.

Adopted this _____ day of _____, 2012.

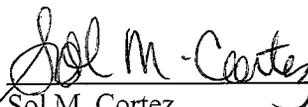
THE CITY OF EL PASO

John F. Cook
Mayor

ATTEST:

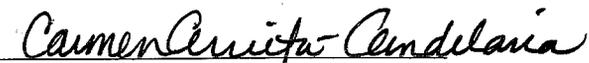
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Sol M. Cortez
Assistant City Attorney

APPROVED AS TO CONTENT:



Carmen Arrieta-Candelaria
Chief Financial Officer