

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

DEPARTMENT: General Services – Fleet Division

AGENDA DATE: September 14, 2010

CONTACT PERSON/PHONE: Stuart Ed, General Services Director, (915) 621-6822
Bruce D. Collins, Purchasing Manager, Financial Services Dept, (915) 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.

Request that the Purchasing Manager, Financial Services Department, be authorized to issue a purchase order to Southwest Sterling, Inc. dba Southwest Truck Sales of El Paso for Sterling Proprietary Parts. Total annual expenditures are expected to be \$80,000 for a total of \$240,000 over three (3) years. This is a sole source agreement and vendor must provide updated sole source letter and affidavit each year.

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 city currently owns Sterling heavy duty vehicles such as refuse and dump trucks that are used for waste collection across the city. The approval of this sole source agreement would allow for the continued maintenance, up keep and constant availability of these trucks. Southwest Sterling, Inc. is the only franchised dealer in and for the El Paso greater area. Local business is being supported.

PRIOR COUNCIL ACTION:

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

Yes, City Manager previously approved Sterling Proprietary parts under sole source 2010-021 on October 7, 2009.

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?

37370510-503121-45202-3700 -General Services Dept, Internal Service Fund

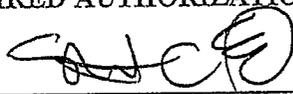
BOARD / COMMISSION ACTION:

Enter appropriate comments or N/A

N/A

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

DEPARTMENT HEAD:


Name Signature Date

(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: _____

Et

**COUNCIL PROJECT FORM
(SOLE SOURCE)**

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

Please place the following item on the **CONSENT** agenda under **PURCHASING REQUESTS** for the Council Meeting of **September 14, 2010**.

Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order(s) to Southwest Sterling, Inc. DBA Southwest Truck Sales of El Paso, Texas; the sole authorized dealer in sales and parts distributor in El Paso, Texas for Sterling trucks proprietary parts, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Department: General Services
Funding Source: General Services, Internal Service Fund
Annual Estimated Amount: \$80,000.00
Total Estimated Award: \$240,000.00 (3 years)
District(s): All
Sole Source No.: 2010-252

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

Local Vendor: Yes
Other Existing Contracts: 2010-021 Sole Source signed by City Manager 10/07/09 (2yrs)
Other Previous Contracts: 2007-059 Sole Source signed by City Manager 11/29/06 (2yrs)
New or Replacement Contract: To replace 2010-021 (exceeded approved expenditures)
Prior Council Action: City Manager's signature only



**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 Michael Puzio, 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 Michael Puzio. 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: Southwest Sterlings Inc.
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
Sterling Trucks OEM parts and warranty service.
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.

Signature [Handwritten Signature]

SUBSCRIBED AND SWORN to before me on this 8th day of July, 2010.



Matilda Herrera
NOTARY PUBLIC
Matilda Herrera
PRINTED NAME
3/15/2013
MY COMMISSION EXPIRES

COMPANY NAME: Southwest Sterlings Inc.

ADDRESS, CITY, STATE & ZIP CODE 10901 Gateway West, El Paso, TX 79935

PHONE: 915-593-2641 FAX NUMBER: 915-591-6261

CONTACT NAME AND TITLE: Michael Puzio - Branch Manager

WEB ADDRESS: _____ EMAIL: michael.puzio@mhctruck.com

FEDERAL TAX ID NUMBER: 43-1851555 TEXAS SALES TAX NUMBER: 3-200154900-8



City of El Paso
2 Civic Center Plaza-7th. Floor
El Paso, TX 79901

Re: Sole Source Provider

Southwest Sterling, Inc. is the only franchised Sterling truck dealer in and for the greater El Paso area and surrounding territory.

A legal contract between Sterling Trucks and Southwest Sterling, Inc. exists that stipulates El Paso being part of the area of responsibility (AOR), for parts sales, warranty and service. No other Sterling truck dealer shares the El Paso area of responsibility under the terms of the contract.

Southwest Sterling, Inc.
10901 Gateway West
El Paso, TX 79935


Michael Puzio - Branch Manager

7-8-2010

Date



MHC Kenworth/Ford
El Paso

10901 Gateway West
P.O. BOX 972150 (79997-2150)
El Paso, Texas 79935
A Division of Texas Kenworth Co.

915.593.2641
915.591.6261 Fax

www.mhctruck.com



DAIMLER

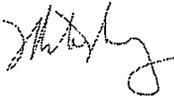
August 5, 2010

Monte Mehring, Director
Distribution Operations
Daimler Trucks North America LLC
2477 Deerfield Drive
Fort Mill, SC 29715
Monte.Mehring@Daimler.com

City of El Paso
2 Civic Center Plaza-7th Floor
El Paso, TX 79901

This letter confirms that Southwest Sterling, Inc. is authorized to service Sterling trucks and sell parts at the dealership located at 10901 Gateway West in El Paso, TX 79935. A legal contract between Sterling Trucks and Southwest Sterling, Inc., exists that stipulates El Paso as being a part of the area of responsibility (AOR).

Sincerely,



Monte Mehring
Director Distribution Operations – Daimler Trucks North America LLC

A Daimler Company

Daimler Trucks North America LLC
2477 Deerfield Drive
Fort Mill, SC 29715
803.578.3336 Phone
803.578.3710 Fax
DealerOperations@Daimler.com