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

DEPARTMENT: **Financial Services Department**

AGENDA DATE: **October 26, 2010**

CONTACT PERSON/PHONE: **Carmen Arrieta-Candelaria, CFO (915) 541-4011**
Bruce Collins – Purchasing Manager (915) 541-4313

DISTRICT(S) AFFECTED: **All**

SUBJECT:
Request the approval of the award of Solicitation No. 2010-258, Newspaper Legal Notices, to the Texas New Mexico Newspaper Partnership dba El Paso Times, El Paso, TX and to Investor Publications, Inc. dba El Paso Inc., El Paso, TX. The term of the contract shall be for three (3) years with the option to extend the contract for two (2) additional years. Estimated annual amount is $225,000.00 per year. Initial Term Estimated Award $675,000.00 (three-years).

BACKGROUND / DISCUSSION:
The Financial Services Department-Purchasing Division is recommending the award of the above bid. This will be a multiple award contract. During the performance of this contract, various City Departments shall place their requirements for these services. There is no guarantee as to any specific volume of business. Advertisements of Legal Notices in either the El Paso Times and/or El Paso, Inc. will be at the discretion of ordering City of El Paso Departments. The term of the contract will be 10/26/2010 through 10/26/2013.

PRIOR COUNCIL ACTION:
Solicitation No. 2007-235, Newspaper Legal Notices was awarded by El Paso City Council on August 28, 2007. There was a two-year extension option on the old contract, but expenditures had exceeded the estimated annual amount ($100,000.00) and the initial term estimated award amount of $300,000.00 for this contract. Information on estimated expenditure was requested from City departments and those figures are the basis of the new estimated annual amount and the three year initial term estimated award.

AMOUNT AND SOURCE OF FUNDING:

Amount: $225,000.00 per year (Estimated). Three-Year contract value is estimated at $675,000.00
Funds Available: Various
Funds Source: Various

BOARD / COMMISSION ACTION:

N/A.

**********AUTHORIZATION**********

DEPARTMENT HEAD: _____

COUNCIL PROJECT FORM
(REQUIREMENTS OR BEST VALUE BID)

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

Please place the following item on the **REGULAR** agenda for the Council Meeting of **OCTOBER 26, 2010**.

Discussion and action on the award of Solicitation No. 2010-258 (Newspaper Legal Notices) to Texas New Mexico Newspaper Partnership dba El Paso Times and Investor Publications, Inc. dba El Paso Inc. for an initial term estimated award of $675,000.00.

Department:	Financial Services
Award to:	Texas New Mexico Newspaper Partnership dba El Paso Times El Paso, Texas
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 years
Payment Terms:	None

Award to:	Investor Publications, Inc. dba El Paso Inc. El Paso, Texas
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 years
Payment Terms:	None

Annual Estimated Award:	$225,000.00
Initial Term Estimated Award:	$675,000.00 (3 years)
Total Estimated Award:	$1,125,000.00 (5 years)
Funding Source:	Various
District(s):	All

This is an indefinite quantity type contract.

The cost under this requirements contract is only an estimated minimum value. The actual cost of this contract may be higher or lower than the total estimated minimum value and will be the sum total at the end of the contract term, so long as increased funds are appropriated in the budget.

The Financial Services - Purchasing Division recommends that Paso Del Norte Publishing, Inc. dba El Diario de El Paso, El Paso, TX be disqualified as non-responsive because they are not entered as second-class postal matter (Texas Government Code, Chapter 2051, Section 2051.044) in El Paso County, Texas and award as indicated to Texas New Mexico Newspaper Partnership dba El Paso Times and Investor Publications, Inc. dba El Paso Inc.

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

To help achieve the scope of this Solicitation, the City Reserves the right to award multiple contracts. Publication will be rotated among Contractors at the discretion of the City of El Paso departments. Award of contract does not guarantee that every legal notice of the City will be published every time with the resulting contractors.

CITY OF EL PASO BID TABULATION

BID ITEM: NEWSPAPER LEGAL NOTICES
BID DATE: JULY 28, 2010

BID # 2010-258
DEPARTMENT: FINANCIAL SERVICES

CLASSIFIED LEGAL NOTICES		INVESTOR PUBLICATIONS, INC. DBA EL PASO INC. EL PASO, TX	PASO DEL NORTE PUBLISHING, INC. DBA EL DIARIO DE EL PASO EL PASO, TX	TEXAS NEW MEXICO NEWSPAPERS PARTNERSHIP DBA EL PASO TIMES EL PASO, TX
ITEM NO.	DESCRIPTION	RATE	RATE	RATE
1.	1ST DAY WEEKDAY & SATURDAY RATE	NONE STATED /PER LINE	$1.95 /PER LINE	$2.62 /PER LINE
2.	2ND DAY WEEKDAY & SATURDAY RATE LIST EACH ITEM ON A SEPARATE PAGE	NONE STATED /PER LINE	$1.65 /PER LINE	NONE STATED /PER LINE
3.	SUNDAY RATE	$1.75 /PER LINE (28 LETTERS/LINE) (88 CENTS/LINE SPANISH WHEN DUPING ENGLISH COPY)	$2.10 /PER LINE	$2.97 /PER LINE
4.	AFFIDAVIT FEE	$0	$0	$0
5.	ANY ADDITIONAL (BY DETAIL)	NONE STATED	NONE STATED	NONE STATED
		NONE STATED	NONE STATED	$2.43 PER LINE PER DAY (*2 CONSECUTIVE WEEKDAYS [INCL. SATURDAY])
CIRCULATION WEEKDAY		N/A	18,969	70,765
CIRCULATION SUNDAY		8,200	20,352	82,498

APPROVED BY: MMP

DATE: 8-19-10

CITY OF EL PASO BID TABULATION

BID ITEM: NEWSPAPER LEGAL NOTICES
BID DATE: JULY 28, 2010

BID # 2010-258
DEPARTMENT: FINANCIAL SERVICES

	INVESTOR PUBLICATIONS, INC. DBA EL PASO INC. EL PASO, TX	PASO DEL NORTE PUBLISHING, INC. DBA EL DIARIO DE EL PASO EL PASO, TX	TEXAS NEW MEXICO NEWSPAPERS PARTNERSHIP DBA EL PASO TIMES EL PASO, TX
OPTION TO EXTEND THE TERM OF THE AGREEMENT			
THE CITY AT ITS SOLE DISCRETION, MAY EXERCISE ANY OPTION TO EXTEND THE TERM OF THE AGREEMENT, BY GIVING THE CONTRACTOR WRITTEN NOTICE WITHIN THE TIME PERIOD NOTED ON THE SELECTED OPTIONS.			
BIDDER OFFERS THE CITY THE OPTION OF EXTENDING THE TERM OF THE CONTRACT FOR:			
ONE (1) ADDITIONAL YEAR AT THE SAME UNIT PRICE(S), IF THE OPTION IS EXERCISED PRIOR TO THE EXPIRATION OF THE ORIGINAL TERM OF THE CONTRACT.	[ ]	[ ]	[ ]
TWO (2) ADDITIONAL YEARS AT THE SAME UNIT PRICE(S), IF THE OPTION IS EXERCISED PRIOR TO THE EXPIRATION OF THE ORIGINAL TERM OF THE CONTRACT.	[X]	[X]	[X]
NO OPTION OFFERED	[ ]	[ ]	[ ]
PAYMENT TERMS:	NET - 30 DAYS	NET - 30 DAYS	NET - 30 DAYS
BIDDER AGREES TO ACCEPT PAYMENT BY PROCUREMENT CARD:	YES [X] NO [ ]	YES [ ] NO [X]	YES [X] NO [ ]

BIDS SOLICITED: 4 BIDS RECEIVED: 3 BIDS LOCAL: 4 NO BIDS: 0

APPROVED BY: MWP

DATE: 8-19-10

EL PASO TIMES
300 N CAMPBELL
EL PASO, TX 79901-1470

EL PASO INC
100 PORFIRIO DIAZ
EL PASO, TX 79902

EL DIARIO DE EL PASO
NEWSPAPER
1801 TEXAS AVENUE
EL PASO, TX 79901

EL PASO INC
120 PORFIRIO DIAZ
EL PASO, TX 79902