

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

ORDINANCE

APPROVING CONTRACTS WITH AMERICAN MATERIAL HANDLING, INC., ASSOCIATED SUPPLY COMPANY, INC., TOM LOFTUS, INC., DBA AUSTIN TURF & TRACTOR, H&E EQUIPMENT SERVICES, INC., HOLT TEXAS LTD., DBA HOLT CAT, ROMCO EQUIPMENT CO., LLC, AND HARRIS COUNTY RENTALS, LLC, DBA TEXAS STATE RENTALS, TO PROVIDE 31 OFF ROAD EQUIPMENT UNITS TO THE CITY OF SAN ANTONIO FOR A TOTAL COST OF \$1,097,328.71. FUNDING IS AVAILABLE FROM THE FY 2022 EQUIPMENT RENEWAL & REPLACEMENT FUND BUDGET IN THE AMOUNT OF \$997,710.71, FROM THE FY 2022 GENERAL FUND BUDGET IN THE AMOUNT OF \$31,120.00, AND FROM THE FY 2022 SOLID WASTE MANAGEMENT OPERATING FUND BUDGET IN THE AMOUNT OF \$68,498.00.

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WHEREAS, bids were submitted to provide the City of San Antonio with provide 31 off road equipment units, 26 units are replacements and five are additional units to the City's fleet; and

WHEREAS, the off road equipment will consist of equipment such as operator propelled rotary line removers, light duty vibratory compactors, trailer mounted oil distributors, a tracked skid loader with attachments, a mini excavator, wheeled skid loaders, a tired pneumatic roller, trailer mounted message signs, a padfoot drum vibratory roller, infield groomers with attachments, a hydro-seeder mounted gooseneck trailer, and 6,000 lb. pneumatic tired forklifts; and

WHEREAS, the bids submitted for item 12 by Harris County Rentals, LLC, dba Texas State Rentals, and Associated Supply Company, Inc., failed to meet the City's specifications and/or requirements for a padfoot drum vibratory roller; and

WHEREAS, the bid submitted for item 7 by Holt Texas Ltd., dba Holt Cat, a City Business as defined by the City's Local Preference Program, is within 3 percent of the lowest bid, which was from Associated Supply Company, Inc., a bidder which is not a City Business; and

WHEREAS, the bid submitted for item 15 by Holt Texas Ltd., dba Holt Cat, a City Business as defined by the City's Local Preference Program, is within 3 percent of the lowest bid, which was from Bobcat Company, a bidder which is not a City Business; and

WHEREAS, H&E Equipment Services, Inc., submitted the low bid for items 1, 2 and 11 for a total cost of \$194,424.00, Holt Texas Ltd., dba Holt Cat, submitted the low bid for items 3, 7, 9 and 15 and low responsive bid for item 12 for a total cost of \$449,654.00, American Material Handling, Inc., submitted the low bid for item 4 for a total cost of \$151,620.00, Associated Supply Company, Inc., submitted the low bid for item 5 for a total cost of \$68,498.00, Harris County Rentals, LLC, dba Texas State Rentals, submitted the low bid for item 6 for a total cost of \$48,096.71, Tom Loftus, Inc., dba Austin Turf & Tractor, submitted the low bid for item 13 for a

total cost of \$87,536.00, and ROMCO Equipment Co., LLC, submitted the low bid for item 14 for a total cost of \$97,500.00; and

WHEREAS, funding is available from the FY 2022 Equipment Renewal & Replacement Fund Budget in the amount of \$997,710.71, from the FY 2022 General Fund Budget in the amount of \$31,120.00, and from the FY 2022 Solid Waste Management Operating Fund Budget in the amount of \$68,498.00; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The bids submitted by H&E Equipment Services, Inc., for items 1, 2 and 11 for a total cost of \$194,424.00, Holt Texas Ltd., dba Holt Cat, items 3, 7, 9, 12 and 15 for a total cost of \$449,654.00, American Material Handling, Inc., item 4 for a total cost of \$151,620.00, Associated Supply Company, Inc., for item 5 for a total cost of \$68,498.00, Harris County Rentals, LLC, dba Texas State Rentals, for item 6 for a total cost of \$48,096.71, Tom Loftus, Inc., dba Austin Turf & Tractor, for item 13 for a total cost of \$87,536.00, and ROMCO Equipment Co., LLC, for item 14 for a total cost of \$97,500.00 are hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. The bid tabulation is attached hereto and incorporated herein for all purposes as **Exhibit I**. Copies of the bids are available for inspection in the offices of the Purchasing Division of the Finance Department.

SECTION 2. It has been found and declared that the bids submitted by submitted for item 12 by Harris County Rentals, LLC, dba Texas State Rentals, and Associated Supply Company, Inc., failed to meet the City's specifications and/or requirements for a padfoot drum vibratory roller.

SECTION 3. It has been found and declared that, pursuant to the City's Local Preference Program, passed by ordinance number 2013-03-21-0167 and as amended by ordinance number 2014-11-13-0923, Holt Texas Ltd., dba Holt Cat, a City Business, is entitled to award of items 7 and 15.

SECTION 4. Funding for this ordinance in the amount of \$997,710.71 is available in Fund 72001000, Cost Center 3503200001 and General Ledger 5709080 as part of the Fiscal Year 2022 Adopted Budget approved by City Council.

SECTION 5. Payment is authorized to American Material Handling, Inc., in the amount of \$151,620.00 and should be encumbered with a purchase order.

SECTION 6. Payment is authorized to Tom Loftus, Inc., dba Austin Turf & Tractor, in the amount of \$87,536.00 and should be encumbered with a purchase order.

SECTION 7. Payment is authorized to H&E Equipment Services, Inc., in the amount of \$163,304.00 and should be encumbered with a purchase order.

SECTION 8. Payment is authorized to Holt Texas Ltd., dba Holt Cat, in the amount of \$449,654.00 and should be encumbered with a purchase order.

SECTION 9. Payment is authorized to ROMCO Equipment Co., LLC, in the amount of \$97,500.00 and should be encumbered with a purchase order.

SECTION 10. Payment is authorized to Harris County Rentals, LLC, dba Texas State Rentals, in the amount of \$48,096.71 and should be encumbered with a purchase order.

SECTION 11. Funding for this ordinance in the amount of \$68,498.00 is available in Fund 55001000, Cost Center 5559000001 and General Ledger 5709080 as part of the Fiscal Year 2022 Adopted Budget approved by City Council.

SECTION 12. Payment is authorized to Associated Supply Company, Inc., in the amount of \$68,498.00 and should be encumbered with a purchase order.

SECTION 13. Funding for this ordinance in the amount of \$31,120.00 is available in Fund 11001000, Cost Center 2303070002 and General Ledger 5501055 as part of the Fiscal Year 2022 Adopted Budget approved by City Council.

SECTION 14. Payment is authorized to H&E Equipment Services, Inc., in the amount of \$31,120.00 and should be encumbered with a purchase order.

SECTION 15. The financial allocations in this ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

SECTION 16. This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage.

PASSED and APPROVED this ___ day of _____, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney