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City of Las Cruces[®]
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Council Action and Executive Summary

Item # 8

Ordinance/Resolution# 11-12-389

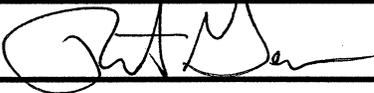
For Meeting of _____
 (Ordinance First Reading Date)

For Meeting of October 17, 2011
 (Adoption Date)

TITLE: A RESOLUTION APPROVING EXTENSION OF AN INDEFINITE COST, INDEFINITE QUANTITY PRICE AGREEMENT FOR ROAD STRUCTURES PRICE AGREEMENT TO SANDOVAL CONSTRUCTION LLC, OF LAS CRUCES, NM FOR YEAR THREE (3) THROUGH FIVE (5) YEAR OF A FIVE (5) YEAR TERM CONDITIONED UPON ANNUAL RENEWS AND PENDING APPROVED BUDGETS.

PURPOSE(S) OF ACTION:

Approve contract extension of Road Structures Price Agreement.

COUNCIL DISTRICT: ALL		
<u>Drafter/Staff Contact:</u> Nancy Montoya	<u>Department/Section:</u> Public Works/Eng. Svcs.	<u>Phone:</u> 528-3171
<u>City Manager Signature:</u>		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

In July of 2009, the Engineering Services Section of the Public Works Department requested bids for a Road Structures & Improvements Pricing Agreement. These services are required for minor maintenance of sidewalks, curb and gutter replacement, rock or retaining wall repair and replacement, tree trimming, drive pad repair or replacement, minor asphalt repairs to city streets, chain link fence repairs or replacement, manhole repairs, curb addressing, fire hydrant replacement, water meter relocation, guard rail installation, and traffic control related to the above.

This pricing agreement is a one (1) year contract with an option to renew for an additional four (4) one (1) year terms providing the price, terms, and conditions remain the same. The renew options will be exercised at the discretion of the City upon mutual, written consent. This agreement can be used City wide with each using department being responsible for payment at the time services are required.

The original agreement was awarded in September of 2009. The City of Las Cruces Public Works Department/Engineering Services section recommends award years three (3) through five (5) to Sandoval Construction, LLC of Las Cruces, NM to provide Road Structures & Improvements construction services to the City on an as needed basis.

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", Purchasing Manager's Request to Contract Form (PMRC).
3. Attachment "A", Vendor extension approval letter.

SOURCE OF FUNDING:

Is this action already budgeted?	Yes	<input checked="" type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: in the amount of \$ _____ for FY__.
	No	<input checked="" type="checkbox"/>	There is no new revenue generated by this action.

BUDGET NARRATIVE

The account information will be determined at the time services are requested and a contract is executed.

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
Various as projects are identified	Various	Various	Various	Various	Various

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this action will authorize the City of Las Cruces to renew for years three (3) through five (5) of a five (5) year term for an indefinite quantity, indefinite cost price agreement with Sandoval Construction, LLC, of Las Cruces, NM, to provide on-call Road Structures & Improvements services to the City.
2. Vote "No"; this action will reject the proposed extension and instruct staff to either re-bid, re-scope, or abandon this agreement altogether. Without this agreement, street maintenance

projects could be delayed and the City of Las Cruces will have to explore an alternative means of procuring the street repair services.

3. Vote to "Amend"; this could delay the extension of the existing Pricing Agreement and possibly leave the City of Las Cruces without these construction services if needed to keep within a construction project schedule.
4. Vote to "Table"; this would leave the City of Las Cruces without this construction service as required within a construction project. City staff is not able to provide this service at this time.

REFERENCE INFORMATION:

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

1. Resolution No. 10-11-362
2. Resolution No. 09-10-315

RESOLUTION NO. 11-12-389

A RESOLUTION APPROVING EXTENSION OF AN INDEFINITE COST, INDEFINITE QUANTITY PRICE AGREEMENT FOR ROAD STRUCTURES PRICE AGREEMENT TO SANDOVAL CONSTRUCTION LLC, OF LAS CRUCES, NM FOR YEAR THREE (3) THROUGH FIVE (5) YEAR OF A FIVE (5) YEAR TERM CONDITIONED UPON ANNUAL RENEWS AND PENDING APPROVED BUDGETS.

The City Council is informed that:

WHEREAS, the City of Las Cruces (City) requested bids for the Road Structures & Improvements Pricing Agreement in July 2009; and

WHEREAS, these services are required for the maintenance of sidewalks, curb and gutter replacement, rock or retaining wall repair and replacement, tree trimming, drive pad repair or replacement, minor asphalt repairs to City streets, chain link fence repairs or replacement, manhole repairs, curb addressing, fire hydrant replacement, water meter relocation, guard rail installation, and traffic control related to the above; and

WHEREAS, this pricing agreement is a one (1) year base period with the option to renew for four (4) additional terms; and

WHEREAS, the Public Works Department recommends the renewal of years three (3) through five (5) of a five (5) year term, providing the prices, terms, and conditions remain unchanged, of the Road Structures & Improvements Pricing Agreement to Sandoval Construction, LLC, of Las Cruces, NM.

NOW, THEREFORE, be it resolved by the governing body of the City of Las Cruces:

(I)

THAT the existing indefinite quantity, indefinite cost price agreement, resulting from procurement bid 09-10-315, for Road Structures & Improvements with Sandoval Construction, LLC, of Las Cruces, NM, is hereby awarded for years three (3) through five (5) in an amount not to exceed City Council approved budgets.

(II)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this _____ day of _____, 2011.

APPROVED:

(SEAL)

Mayor

ATTEST:

City Clerk

VOTE:
Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Connor: _____
Councillor Pedroza: _____
Councillor Small: _____
Councillor Sorg: _____
Councillor Thomas: _____

Moved by: _____

Seconded by: _____

Approved as to Form:

City Attorney

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CITY OF LAS CRUCES**PURCHASING MANAGER'S REQUEST TO CONTRACT**

For Meeting of: October 17, 2011

Resolution No.: 11-12-389

**Existing Contract Purchase For
Road Structures & Improvements Price Agreement**

The Las Cruces City Council is provided the following information concerning this request:

BID/RFP SOLICITATION INFORMATION:

1. Original Bid/RFP & Due Date: **BID#09-10-315/ July 28, 2009**
2. Description of Bid/RFP: **Road Structures & Improvements Price Agreement**
3. Number of Original Responses Accepted: **Three (3)**
4. Existing Contract Expiration Date: **September 20, 2011**
5. Last Contract Renewal by Council: **Resolution No. 10-11-362/ September 23, 2010**
6. Using Department: **Public Works**
7. Current Award Recommendation To: **G. Sandoval Construction, Inc.
of Las Cruces, NM**
8. Total Award Amount (includes any tax and contingency) **Indefinite Quantity/Cost**
9. Contract Duration: **Years 3-5 Dependent on Annual Renewals and
Approved Budgets**

PROCUREMENT CODE COMPLIANCE:

The City of Las Cruces Procurement Code was administered in the conduct of this procurement and approval to purchase is hereby requested pursuant to **Section 24-316.**

for Karen Medina , *9/22/11*
Purchasing Manager Date

CONFIRMATION OF FUND ENCUMBRANCE:

REQUISITION OR PURCHASE ORDER NUMBER:

Various

