



# City of Las Cruces<sup>®</sup>

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 6Ordinance/Resolution# 15-16-046

For Meeting of \_\_\_\_\_  
(Ordinance First Reading Date)

For Meeting of November 16, 2015  
(Adoption Date)

Please check box that applies to this item:

 QUASI JUDICIAL

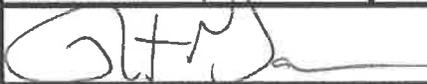
 LEGISLATIVE

 ADMINISTRATIVE

**TITLE:** A RESOLUTION TO AWARD AN INDEFINITE QUANTITY, INDEFINITE COST PRICE AGREEMENT FOR ROAD CONSTRUCTION MATERIALS TO CEMEX, INC.; RUSSEL SAND & GRAVEL, CO.; AND MESILLA VALLEY CONCRETE AND MATERIALS, ALL OF LAS CRUCES, NM, FOR A ONE (1) YEAR WITH THE OPTION TO RENEW FOR THREE (3) ADDITIONAL ONE (1) YEAR PERIODS, SBUJECT TO APPROVED BUDGET APPROPRIATIONS AND ANNUAL RENEWAL.

**PURPOSE(S) OF ACTION:**

Award agreement.

<b>COUNCIL DISTRICT:</b> N/A		
<b>Drafter/Staff Contact:</b> Willie Roman, P.E., PTOE	<b>Department/Section:</b> Transportation/Street and Traffic Operations	<b>Phone:</b> 575-541-2595
<b>City Manager Signature:</b> Robert Garza, P.E.		

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

The City of Las Cruces (City) contracts for the supply of road construction materials for various projects on an as-needed basis throughout the year. The Street and Traffic Operations (STO) Section, on behalf of the Transportation Department, requested bids for road construction materials in August 2015. The bid included concrete, rock, hot mix asphalt, cold mix asphalt, gravel, and sand. Items in this pricing agreement are used for construction, maintenance, and repair of City roads and flood control structures on an as-needed basis. Although this contract is used primarily by STO, the agreement can be used City-wide.

STO lacks the ability to produce any of the aggregate, asphalt, or concrete materials required for projects as the City does not have the specialty equipment, quarry sites, manpower, or the required storage.

This pricing agreement is for one (1) year with option to renew. The contract may be renewed for three (3) additional one (1) year periods, subject to approved budget appropriations, upon

mutual written agreement to be initiated by the City. This contract will be awarded to multiple suppliers as the City has need to obtain timely delivery of specific road construction materials and the concern is that a single-source award would not be sufficient to meet the City's demand. In the event of a multi-source award, subsequent orders will be based upon low cost and timely delivery determinants that are in the best interest of the City. This will give potential users the flexibility to purchase road construction materials on an as-needed basis using unit prices.

The Street and Traffic Operations has reviewed the bid for compliance with the specifications and recommends award to Cemex, Inc.; Russel Sand & Gravel Co.; and Mesilla Valley Concrete and Materials, all of Las Cruces, NM, at the unit prices listed in Exhibit "B".

**SUPPORT INFORMATION:**

1. Resolution.
2. Exhibit "A", Purchasing Manager's Request to Contract.
3. Exhibit "B", Bid Tabulation.

**SOURCE OF FUNDING:**

<b>Is this action already budgeted?</b>	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 the _____ Fund.	
<b>Does this action create any revenue?</b>	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**

Accounts will be assigned on an as-needed basis as projects are identified and materials are required.

**FUND EXPENDITURE SUMMARY:**

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

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will approve the resolution to award an indefinite quantity, indefinite cost price agreement to Cemex, Inc.; Russel Sand & Gravel, Co.; and Mesilla Valley Concrete and Materials, all of Las Cruces, NM, for road construction materials.
2. Vote "No"; this will reject the resolution. Without this pricing agreement, potential users will have to explore alternative means of procuring these materials.
3. Vote to "Amend"; this could modify the resolution and instruct staff to rebid or rescope the price agreement. This could cause a possible interruption in the supply of road construction materials to the City and the delay of various projects.
4. Vote to "Table"; this could interrupt the supply of road construction materials to the City and may cause work stoppages of maintenance and repairs. Without this pricing agreement, potential users will have to explore alternative means of procuring these materials.

**REFERENCE INFORMATION:**

N/A

**RESOLUTION NO. 15-16-046**

**A RESOLUTION TO AWARD AN INDEFINITE QUANTITY, INDEFINITE COST PRICE AGREEMENT FOR ROAD CONSTRUCTION MATERIALS TO CEMEX, INC.; RUSSEL SAND & GRAVEL, CO.; AND MESILLA VALLEY CONCRETE AND MATERIALS, ALL OF LAS CRUCES, NM, FOR A ONE (1) YEAR WITH THE OPTION TO RENEW FOR THREE (3) ADDITIONAL ONE (1) YEAR PERIODS, SBUJECT TO APPROVED BUDGET APPROPRIATIONS AND ANNUAL RENEWAL.**

The City Council is informed that:

**WHEREAS**, the City of Las Cruces (City) has the need to purchase road construction materials to support the operation of City departments conducting on-going maintenance activities; and

**WHEREAS**, the City lacks the ability to produce any of the aggregate, asphalt, or concrete materials required for projects, nor does the City have the specialty equipment, quarry sites, manpower, or the required storage to produce said products; and

**WHEREAS**, City staff recommends that the Road Construction Materials Pricing Agreement be awarded to Cemex, Inc.; Russel Sand & Gravel, Co.; and Mesilla Valley Concrete and Materials, all of Las Cruces, NM.

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

**(I)**

**THAT** the Road Construction Materials indefinite quantity, indefinite cost price agreement for a term not to exceed four (4) years, subject to approved budget appropriations and annual renewal, is awarded to Cemex, Inc.; Russel Sand & Gravel, Co.; and Mesilla Valley Concrete and Materials, all of Las Cruces, NM, at the unit prices (not including NMGRT) listed in the Bid Tabulation attached as Exhibit "B" and made part of this resolution.

(II)

THAT the Purchasing Manager is authorized to contract with Cemex, Inc.; Russel Sand & Gravel, Co.; and Mesilla Valley Concrete and Materials, all of Las Cruces, NM as outlined in the signed Exhibit "A", Purchasing Manager's Request to Contract Form, attached hereto and made part of this resolution.

(III)

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

DONE AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

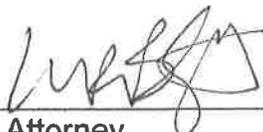
\_\_\_\_\_  
City Clerk

(SEAL)

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

VOTE:

Mayor Miyagishima: \_\_\_\_\_  
Councillor Gandara: \_\_\_\_\_  
Councillor Smith: \_\_\_\_\_  
Councillor Pedroza: \_\_\_\_\_  
Councillor Eakman: \_\_\_\_\_  
Councillor Sorg: \_\_\_\_\_  
Councillor Levatino: \_\_\_\_\_



**City of Las Cruces Purchasing Section**

Bid # / Title <sup>15-16</sup> ~~14-15~~ 046 Road Construction Materials Price Agreement

Opening Date: August 19, 2015

			Cemex Lupe Cobos 575.524.8691 Lupe.Cobos@cemex.com		Mesilla Valley Concrete & Materials Benjamin Sanchez, Co-owner 575.523.6650 ccpsanchez@yahoo.com		Russel Sand & Gravel Co., Inc. Marco Ramirez, Manager 1.575.588.7933 rsravel@hotmail.com rsmarcelo@hotmail.com	
ITEM	DESCRIPTION	QTY	UNIT PRICE	PRICE EXT	UNIT PRICE	PRICE EXT	UNIT PRICE	PRICE EXT
1A	Ready Mix Concrete 3000 PSI <3 Yd <sup>3</sup>	1	\$200.00	\$200.00	\$190.00	\$190.00		No bid
2A	Ready Mix Concrete 3000 PSI >3 Yd <sup>3</sup>	1	\$95.00	\$95.00	\$99.00	\$99.00		No bid
3A	Ready Mix Concrete 3000 PSI including Polypropylene/fiber-glass Fiber added to Yd <sup>3</sup> concrete mix	1	\$205.00	\$205.00	\$103.00	\$103.00		No bid
3B	Ready Mix Concrete 3000 <3Yd <sup>3</sup>							
4A	Flowable Fill (Less than 3Yd <sup>3</sup> )							
4A	2 sack mix-delivered to site	1			\$81.50	\$81.50		No bid
4B	3 sack mix- delivered to site				\$86.50	\$86.50		
4B	Flowable Fill ( 3Yd <sup>3</sup> and greater)							
4A	2 sack mix-delivered to site							
4B	3 sack mix- delivered to site	1			\$86.50	\$86.50		No bid
5A	Crusher Fines - City to pick up	1	\$2.50	\$2.50	\$3.25	\$3.25	\$3.75	\$3.75
5B	Crusher Fines - delivered to site	1	\$6.75	\$6.75	\$6.75	\$6.75	\$6.70	\$6.70
8A	Select Pipe Bedding - City to pick up	1	\$14.00	\$14.00	\$3.25	\$3.25	\$5.25	\$5.25
6B	Select Pipe Bedding - delivered to site	1	\$18.25	\$18.25	\$7.50	\$7.50	\$9.75	\$9.75
7A	Base course - 3/4" aggregate - City to pick up	1	\$5.60	\$5.60	\$6.25	\$6.25	\$4.75	\$4.75
7B	Base course - 3/4" aggregate - delivered to site	1	\$8.75	\$8.75	\$10.75	\$10.75	\$9.25	\$9.25
8A	Rip Rap Rock Type H - City to pick up	1	\$28.00	\$28.00	No bid		No bid	
8B	Rip Rap Rock Type H - delivered to site	1	\$34.00	\$34.00	No bid		No bid	
9A	Rip Rap Rock Type L - City to pick up	1	\$28.00	\$28.00	No bid		\$26.50	\$26.50
9B	Rip Rap Rock Type L - delivered to site	1	\$34.00	\$34.00	No bid		\$32.25	\$32.25
10A	Rip Rap Rock Type VL - City to pick up	1	\$28.00	\$28.00	No bid		\$26.50	\$26.50
10B	Rip Rap Rock Type VL - delivered	1	\$34.00	\$34.00	No bid		\$32.25	\$32.25
11A	Rip Rap Rock Type M - City to pick up	1	\$29.00	\$29.00	No bid		No bid	
11B	Rip Rap Rock Type M - delivered	1	\$34.00	\$34.00	No bid		No bid	
12A	Hot Mix Asphalt Type A - City to pick up	1	\$150.00	\$150.00	No bid		No bid	
12B	Hot Mix Asphalt Type A - delivered to site	1	\$61.00	\$61.00	No bid		No bid	
13A	Hot Mix Asphalt Type B - City to pick up	1	\$150.00	\$150.00	No bid		No bid	
13B (1)	Hot Mix Asphalt Type B - delivered to site 0 - 5,000 tons	1	\$61.00	\$61.00	No bid		No bid	
13B (2)	Hot Mix Asphalt Type B - delivered to site 5,001 - 10,000 tons	1	\$61.00	\$61.00	No bid		No bid	
14A	Hot Mix Asphalt Type C - City to pick up	1	\$150.00	\$150.00	No bid		No bid	
14B (1)	Hot Mix Asphalt Type C - delivered to site 0 - 5,000 tons	1	\$64.00	\$64.00	No bid		No bid	
14B (2)	Hot Mix Asphalt Type C - delivered to site 5,001 - 10,000 tons	1	\$64.00	\$64.00	No bid		No bid	
15A	Cold Mix Asphalt	1	\$150.00	\$150.00	No bid		No bid	
16A	3/4" Gravel 1 - 200 tons	1	\$10.00	\$10.00	\$16.75	\$16.75	\$9.75	\$9.75
17A	1" Gravel	1	\$10.00	\$10.00	\$16.75	\$16.75	\$9.75	\$9.75
18A	3/4" Gravel 1 - 500 tons	1	\$10.00	\$10.00	\$16.75	\$16.75	\$9.75	\$9.75
19A	4" to 6" River Rock	1	\$95.00	\$95.00	No bid		\$88.00	
20 (1)	Superpave, SP III, 0 - 5,000 tons	1	\$64.00	\$64.00	No bid		No bid	
20 (2)	Superpave, SP III, 5,001 - 12,500 tons	1	\$64.00	\$64.00	No bid		No bid	
20 (3)	Superpave, SP III, 12,501 - 20,000 tons	1	\$64.00	\$64.00	No bid		No bid	
21 (1)	Superpave, SP IV, 0 - 5,000 tons	1	\$64.00	\$64.00	No bid		No bid	
21 (2)	Superpave, SP IV, 5,001 - 12,500 tons	1	\$64.00	\$64.00	No bid		No bid	
21 (3)	Superpave, SP IV, 12,501 - 20,000 tons	1	\$64.00	\$64.00	No bid		No bid	
22A	5/8" Aggregate	1	\$20.00	\$20.00	\$18.75	\$18.75	\$18.75	\$18.75
23A	1/2" Aggregate	1	\$20.00	\$20.00	\$22.75	\$22.75	\$18.75	\$18.75
24A	3/8" Aggregate	1	\$20.00	\$20.00	\$26.75	\$26.75	\$18.75	\$18.75
25A	Plaster Sand	1	\$14.00	\$14.00	\$9.75	\$9.75	\$21.75	\$21.75
			<b>TOTAL:</b>	<b>\$2,297.75</b>	<b>TOTAL:</b>	<b>\$812.50</b>	<b>TOTAL:</b>	<b>\$264.20</b>
			Total with Preference(s):	\$2,182.86	Total with Preference(s):	\$812.50	Total with Preference(s):	\$250.99
Samples provided?			No		No		Yes - 2	
Laboratory analysis certificate provided?			No		No		Yes - 2	
Delivery:			2 days		2 days		2 days	
Prices Effective Through:			one year		June 2016		one year	
Preference Type / Number:			Local / 1887		N/A		Resident Contractor / L0328771536	

Preferences - 10% max  
 NM Resident - 5%  
 NM Veteran - 7%, 8%, or 10%  
 Local - 5%

Prepared by: Kelly Covert, Purchasing Specialist

Verified by: Ernesto Fragoso, Buyer



# City of Las Cruces®

PEOPLE HELPING PEOPLE



## COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of \_\_\_\_\_  
(Ordinance First Reading Date)

For Meeting of November 16, 2015  
(Adoption Date)

**TITLE:**

A RESOLUTION AWARDING AN INDEFINITE QUANTITY, INDEFINITE COST PRICE AGREEMENT FOR ROAD CONSTRUCTION MATERIALS TO CEMEX, INC.; RUSSEL SAND & GRAVEL, CO.; AND MESILLA VALLEY CONCRETE AND MATERIALS, ALL OF LAS CRUCES, NM, FOR ONE (1) YEAR WITH THE OPTION TO RENEW FOR THREE (3) ADDITIONAL ONE (1) YEAR PERIODS, SUBJECT TO APPROVED BUDGET APPROPRIATIONS AND ANNUAL RENEWAL.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes  No

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact		541-2595	10/28/15
Department Director		541-2048	10-30-15
Management & Budget Manager		541-2106	10/30/15
Assistant City Manager /CAO		541-2078	10/2/15
Assistant City Manager/COO			11/5/15
City Attorney		EXT 2128	6 Nov 2015
City Clerk - Interim		X2115	11-6-15