

Resolution finding the lowest responsible bidder for mowing services by grouped acreage in response to Bid Event No. 12; awarding a service agreement to the lowest responsible bidder for each acreage group; and authorizing the City Manager or designee to execute a service agreement with the lowest responsible bidder for each acreage group.

WHEREAS, the services to be provided by the selected contractors have been competitively bid based upon and in accordance with a procurement method authorized by State law and Article X, Sec. 2, of the Charter of the City of Corpus Christi (“City”);

WHEREAS, the City received six bids for mowing services in both high profile and low profile areas of the City in response to Bid Event No. 12, of which only the lowest responsible bidder may be awarded a mowing service contract (“contract”);

WHEREAS, State law provides that, if the competitive sealed bidding requirement applies to a contract for goods or services, the contract must be awarded to the lowest responsible bidder or to the bidder that provides the best value, pursuant to Texas Local Government Code §252.043(a);

WHEREAS, the City notified all bidders in its bid documents for Bid Event No. 12 that a contract would be awarded to the lowest responsible bidder;

WHEREAS, the City notified all bidders in its bid documents for Bid Event No. 12 that the City may award a contract “for any item or group of items” shown in Bid Event No. 12;

WHEREAS, the City notified all bidders in its bid documents for Bid Event No. 12 that the City reserved the authority to waive any immaterial defect;

WHEREAS, the City has determined and finds that it is in the best interest of the public to waive an immaterial defect in Bid Event No. 12 produced by Specification No. 1168, VI.A., related to past experience mowing in high and low profile areas and with having a local office with a local decision maker, as such defect is not material to producing the lowest unit price per grouped acreage;

WHEREAS, the City has determined and finds that it is in the best interest of the public to award a contract to the lowest responsible bidder for each separately identified acreage group, shown by item number, in Bid Event No. 12;

WHEREAS, the lowest responsible bidder awarded a contract for item #1.1 (group 9) is Maldonado Nursery & Landscape, Inc. (“Maldonado”) of San Antonio, Texas, in the amount of \$19,798.50;

WHEREAS, the lowest responsible bidder awarded a contract for item #1.2 (group 10) is Tuff Cut Lawn & Landscape (“Tuff Cut”), of Corpus Christi, Texas, in the amount of \$19,302.40;

WHEREAS, the lowest responsible bidder awarded a contract for item #1.3 (group 11) is Tuff Cut, in the amount of \$11,368.80;

WHEREAS, the lowest responsible bidder awarded a contract for item #1.4 (group 12) is Maldonado, in the amount of \$14,446.73;

WHEREAS, the lowest responsible bidder awarded a contract for item #1.5 (group 13) is Tuff Cut, in the amount of \$22,818.39;

WHEREAS, the lowest responsible bidder awarded a contract for item #1.6 (group 14) is Tuff Cut, in the amount of \$21,463.60;

WHEREAS, the lowest responsible bidder awarded a contract for item #1.7 (group 15) is Tuff Cut, in the amount of \$13,216.80;

WHEREAS, the lowest responsible bidder awarded a contract for item #2.1 (group 16) is Maldonado, in the amount of \$43,608.86;

WHEREAS, the City Manager, or his designee, is authorized to execute a separate contract for each item with the lowest responsible bidder, as indicated; and

WHEREAS, in the event the lowest responsible bidder fails to execute the contract for the awarded item or fails to perform under a contract for any awarded item, the City Manager, or his designee, is authorized to execute a contract for the remainder of the contract term with the next lowest bidder, in succession, in order to secure replacement mowing services for the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

Section 1. The City Council finds the foregoing preamble language stated in this ordinance to be true and correct.

Section 2. The City Council finds that waiving the immaterial defect in the specifications for Bid Event No. 12 is in the best interest of the public.

Section 3. The City Council finds that Maldonado is the lowest responsible bidder for items #1.1, 1.4, and 2.1 in Bid Event No. 12 and is awarded contracts in the amounts of \$19,798.50; \$14,446.73; and \$43,608.86, respectively, as shown in the attached Exhibit A, the content of such exhibit being incorporated into this ordinance by reference as if fully set out herein in its entirety.

Section 4. The City Council finds that Tuff Cut is the lowest responsible bidder for items #1.2, 1.3, 1.5, 1.6, and 1.7 in Bid Event No. 12 and is awarded contracts in the amounts of \$19,302.40; \$11,368.80; \$22,818.39; \$21,463.60; and \$13,216.80, respectively, as shown in Exhibit A.

Section 5. The City Manager, or his designee, is authorized to execute contracts with the lowest responsible bidder for each separately identified acreage group, shown by item number, in accordance with the terms and conditions stated in Bid Event No. 12. Furthermore, in the event the lowest responsible bidder fails to execute the contract for the awarded item or fails to perform under a contract for any awarded item, the City Manager, or his designee, is authorized to execute a contract for the remainder of the contract term with the next lowest bidder, in succession, in order to secure replacement mowing services for the City.

ATTEST:

CITY OF CORPUS CHRISTI

Rebecca Huerta
City Secretary

Nelda Martinez
Mayor

_____ day of _____, 2015

Nelda Martinez _____
Rudy Garza _____
Chad Magill _____
Colleen McIntyre _____
Brian Rosas _____
Lillian Riojas _____
Lucy Rubio _____
Mark Scott _____
Carolyn Vaughn _____