

AN ORDINANCE 2012-10-18-0817

**AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR GOODS AND SERVICES FOR AN ESTIMATED ANNUAL COST OF \$2,427,000.00: (A) ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. (ESRI) FOR AMENDMENT 3 TO THE ESRI ENTERPRISE LICENSE AGREEMENT AND (B) WEST PUBLISHING CORPORATION/THOMSON REUTERS FOR AUTOAUDIT SOFTWARE FOR THE OFFICE OF THE CITY AUDITOR AND (C) WASTE MANAGEMENT OF TEXAS, INC. FOR MUNICIPAL COMMERCIAL GARBAGE COLLECTION, DISPOSAL AND RECYCLING SERVICES.**

\* \* \* \* \*

**WHEREAS**, the City is able to obtain significant savings by purchasing various materials and services on an annual contract basis; and

**WHEREAS**, these bids and proposals are from the following companies to furnish the City with: (A) Environmental Systems Research Institute, Inc. (ESRI) for Amendment 3 to the ESRI Enterprise License Agreement and (b) West Publishing Corporation/Thomson Reuters for AutoAudit software for the Office of the City Auditor and (c) Waste Management of Texas, Inc., for municipal commercial garbage collection, disposal and recycling services; and

**WHEREAS**, this ordinance approves 1 contract procured utilizing cooperative purchasing, 1 contract which provide for a procurement necessary to protect the public health or safety, and 1 amendment to a sole source contract; and

**WHEREAS**, all expenditures will be in accordance with the applicable fiscal year's budget approved by City Council; **NOW THEREFORE:**

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

**SECTION 1.** The bids and proposals from the following companies to furnish the City with: (A) Environmental Systems Research Institute, Inc. (ESRI) for Amendment 3 to the ESRI Enterprise License Agreement and (b) West Publishing Corporation/Thomson Reuters for AutoAudit software for the Office of the City Auditor and (c) Waste Management of Texas, Inc., for municipal commercial garbage collection, disposal and recycling services as shown on the attached bid tabulation sheets and score summaries, are hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. The bid tabulation sheets and score summaries are attached hereto and incorporated herein for all purposes as **Exhibit I**. Copies of the bids and contracts are available for inspection in the offices of the Purchasing & General Services Division of the Finance Department. The City Manager, or her designee, is hereby authorized to execute the amendment to the contract with Environmental Systems Research Institute, Inc. (ESRI), and the contract with Waste Management of Texas, Inc.

**SECTION 2.** The amounts will be encumbered upon issuance of various purchase orders, and payment is authorized to the vendors identified herein. All current fiscal year expenditures will be in accordance with the Fiscal Year 2013 budget approved by City Council, and future fiscal year expenditures are contingent upon future City Council budget approvals.

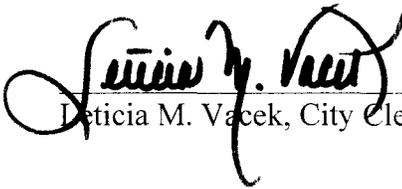
**SECTION 3.** This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage hereof.

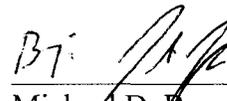
**PASSED and APPROVED** this 18<sup>th</sup> day of October, 2012.

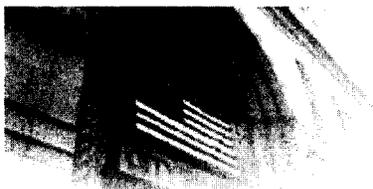
  
M A Y O R  
Julián Castro

**ATTEST:**

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Deticia M. Vacek, City Clerk

  
\_\_\_\_\_  
Michael D. Bernard, City Attorney



Request for  
**COUNCIL**  
**ACTION**

City of San Antonio



## Agenda Voting Results - 5

<b>Name:</b>	5						
<b>Date:</b>	10/18/2012						
<b>Time:</b>	09:29:20 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance authorizing the following contracts establishing unit prices for goods and services for an estimated annual cost of \$2,427,000.00: (A) Environmental Systems Research Institute, Inc. (ESRI) for amendment 3 to the ESRI enterprise license agreement and (B) West Publishing Corporation/Thomson Reuters for AutoAudit Software for the Office of the City Auditor and (C) Waste Management of Texas, Inc. for municipal commercial garbage collection, disposal and recycling services. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4	x					
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9	x					
Carlton Soules	District 10		x			x	

**ANNUAL CONTRACT  
TABLE OF CONTENTS**

**October 18, 2012**

**RFCA # 9707**

COMMODITY

VENDOR

**Amendment to sole source:**

- A. Amendment 3 to the ESRI Enterprise License Agreement

Environmental Systems Research Institute, Inc.

6100001830 WF

Entire Bid

October 19, 2012 through October 18, 2015

Estimated Amount: \$1,575,000.00  
total contract value

**Contract procured on the basis of cooperative purchasing:**

- B. AutoAudit Software for the Office of the City Auditor

West Publishing Corporation/  
Thomson Reuters

6100002024 JG

Entire Bid

Upon award through October 31, 2015

Estimated Amount: \$52,000.00 initial  
year; \$7,000.00 annually thereafter

**Contract procured on the basis of public health or safety exemption:**

- C. Municipal Commercial Garbage Collection, Disposal and Recycling Services

Waste Management of Texas, Inc.

A097-13 JW

Entire Bid

December 1, 2012 through November 30,  
2014 with two, one year options to extend

Estimated Amount: \$800,000.00  
annually

Exhibit I



# City of San Antonio

## Contract Summary Sheet

Date: 10/18/2012  
Agenda Item: 9707

<b>Name/Title (Caption as shown on agenda):</b>	
<b>Amendment 3 to the ESRI Enterprise License Agreement 6100001830 WF</b>	
<b>Brief Description of Item(s) and Use:</b>	
<p>This is an amendment to the Enterprise License Agreement that was established between Environmental Systems Research Institute, Inc. and the City of San Antonio on October 5, 2006 through Ordinance 2006-10-05-1141. This agreement provides the Information Technology Services Department (ITSD) with a contract for the geographic information system (GIS) software licenses, support, maintenance and training to develop GIS applications and meet the growing demands for GIS services. GIS software and tools provide spatial location based analysis for various levels of City functions. These software platforms and tools are utilized by Animal Care Services, Public Works, ITSD, SAPD, SAFD, Office of Emergency Management, CIMS, Code Enforcement, Development Services and Planning departments for vital infrastructure, land records, planning and development and public safety. This amendment will extend the term of the contract for an additional three years for a total cost of \$1,575,000.00. Funding for this purchase is available from the FY 2013-2015 ITSD Operating Fund.</p> <p>These items are being purchased as Sole Source according to the provisions of Texas Statutes Local Government Code 252.022.07. No other source can supply the items listed nor can any comparable item fulfill the same requirements. Vendor acknowledges, with his/her signature, that all items offered are considered a Sole Source.</p>	
<b>Total \$:</b>	\$1,575,000.00 total contract value
<b>Contract Period:</b>	October 19, 2012 through October 18, 2015
<b>Method of Procurement:</b>	Amendment to Sole Source contract
<b>Price Trend:</b>	18.75% increase due to changes in the Enterprise Agreement by the City
<b>Contract Info:</b>	Formal <input type="checkbox"/> Annual <input checked="" type="checkbox"/> Support Maintenance <input type="checkbox"/> Lease <input type="checkbox"/>
<b>Recommended Contractor(s):</b>	<b>Environmental Systems Research Institute, Inc. , 380 New York Street, Redlands, CA 92373-8100</b>
<b>Previous Contractor(s):</b>	Environmental Systems Research Institute, Inc., 380 New York Street, Redlands, CA 92373-8100
<b>Comments:</b>	N/A
<b>Anticipated Future Requirements and Action:</b>	N/A

<b>Procurement Alternative:</b>	Should this contract not be approved, the City would not have a contract for the necessary software licenses, support, maintenance and training to develop GIS applications and meet the growing demands for GIS services. GIS applications would not have the benefit of patches, upgrades or technical support for troubleshooting issues arising during development of GIS application services.
<b>Using Department(s):</b>	Information Technology Services

**City of San Antonio Bid Tabulation**

Opened: August 22, 2012			<b>Sole Source</b>
For: Amendment 3 to the ESRI Enterprise License Agreement			Environmental Systems Research Institute, Inc.
6100001830			380 New York Street
		WF	Redlands,
			CA 92373-8100
			909-793-2853
Item	Description	Qty	
1	Enterprise Advantage Program (EEAP) Subscription Term 10/19/2012-10/18/2013	1	
	Price Each		\$475,000.00
	Price Total		\$475,000.00
2	Enterprise Advantage Program (EEAP) Subscription Term 10/19/2013-10/18/2014	1	
	Price Each		\$525,000.00
	Price Total		\$525,000.00
3	Enterprise Advantage Program (EEAP) Subscription Term 10/19/2014-10/18/2015	1	
	Price Each		\$575,000.00
	Price Total		\$575,000.00
	Payment Terms		Net 30
	Estimated Total		\$1,575,000.00
	<b>Estimated Total Award</b>		<b>\$1,575,000.00</b>



# City of San Antonio Contract Summary Sheet

Date: 10/18/2012  
Agenda Item: 9707

<b>Name/Title (Caption as shown on agenda):</b> AutoAudit Software for the Office of the City Auditor 6100002024 JG	
<b>Brief Description of Item(s) and Use:</b> This contract will provide the Office of the City Auditor with Thomson Reuter's AutoAudit software. The audit software will increase productivity by reducing the time it takes to document an audit; will eliminate duplication of work and streamline audit methodology. The purchase of this software will also aid in planning, reporting and the standardization of audit documentation. The initial year cost of \$52,000.00 includes the purchase of software, training and maintenance. Future expenditures of \$7,000.00 annually are for software maintenance only.  This procurement is made through a Federal Supply Schedule of the United States General Services Administration (GSA), as authorized under Texas Local Government Code § 271.103, and satisfies the legal requirement to seek competitive bids.	
<b>Total \$:</b>	\$52,000.00 initial year, \$7,000.00 annually thereafter
<b>Contract Period:</b>	Upon award through October 31, 2015
<b>Method of Procurement:</b>	Cooperative (GSA Contract # GS-35F-0276W, SIN 132-33)
<b>Price Trend:</b>	New contract – no price history available
<b>Contract Info:</b>	Formal <input type="checkbox"/> Annual <input checked="" type="checkbox"/> Support/Maintenance <input type="checkbox"/> Lease <input type="checkbox"/>
<b>Recommended Contractor(s):</b>	<b>West Publishing Corporation/Thomson Reuters, 17400 Medina Roads, Ste. 850, Plymouth, Minnesota 55447</b>
<b>Previous Contractor(s):</b>	N/A
<b>Comments:</b>	N/A
<b>Anticipated Future Requirements and Action:</b>	N/A
<b>Procurement Alternative:</b>	Should this contract not be approved, the Office of the City Auditor would be required to convert all audit procedures to a manual process. While documentation would not be lost, new issues of version control, security, and accountability would arise.
<b>Using Department(s):</b>	Office of the City Auditor

**City of San Antonio Bid Tabulation**

Opened: September 26, 2012		West Publishing Corporation/ Thomson Reuters	
For: AutoAudit Software		17400 Medina Roads	
6100002024		JG	Suite 850
<b>Item</b>	<b>Description</b>	<b>Estimated Quantity</b>	Plymouth, MN 55447 763-450-7862
1	AutoAudit for Windows License Fee	22	
	Price Per License		\$1,591.85
	Total Cost		\$35,020.70
2	Annual Maintenance and Support Fee	22	
	Price Per License		\$288.76
	Total Cost		\$6,352.75
3	Onsite Workshop	3	
	Fee Per Person		\$1,340.00
	Total Cost		\$4,020.00
4	Onsite Training		
	Total Cost		\$6,097.39
	<b>Estimated Annual Cost: Year 1</b>		<b>\$51,490.84</b>
5	AutoAudit for Windows		
	License, Fiscal Year 2014		\$0.00
	Maintenance & Support		\$6,670.39
	Total Cost		\$6,670.39
	<b>Estimated Annual Cost: Year 2</b>		<b>\$6,670.39</b>
6	AutoAudit for Windows		
	License, Fiscal Year 2015		\$0.00
	Maintenance & Support		\$7,003.90
	Total Cost		\$7,003.90
	<b>Estimated Annual Cost: Year 3</b>		<b>\$7,003.90</b>
	Payment terms		Net 30
	Estimated Total		\$65,165.13
	<b>Estimated Total Award</b>		<b>\$65,165.13</b>



# City of San Antonio

## Contract Summary Sheet

Date: 10/18/2012  
Agenda Item: 9707

**Name/Title (Caption as shown on agenda):**

**Municipal Commercial Garbage Collection, Disposal and Recycling Services A097-13 JW**

**Brief Description of Item(s) and Use:**

This contract will provide commercial garbage collection, disposal and recycling services for the City of San Antonio municipal facilities. The new contract provides for the container rental, collection, hauling and processing of all recyclable contents.

The City currently receives garbage collection and disposal services only from the recommended vendor, Waste Management of Texas, Inc. This contract will continue the services the City currently receives for garbage collection and disposal services without any interruption to the service level or for the departments. The garbage collection and disposal services consists of; rental equipment of 108 front loaders, sizes 2, 4, 6, and 8 cu. yd., and 20 open top containers and compactors, sizes 15, 20, 22, 30, 40 and 42 cu. yds. The containers are serviced for collection and disposal several times a week on scheduled routes and also on an on call basis as determined by the city departments.

This contract will also provide for the recycling of commercial garbage services for municipal facilities. The service provides for the container rental, collection, hauling and processing of all recyclable contents. Rental equipment provided in the contract is comprised of front loaders sizes 2, 4, 6, and 8 cu. yd., and open top containers and compactors, sizes 15, 20, 22, 30, 40 and 42 cu. yds. The containers shall be serviced for collection and processing of recyclables once a week as determined by the city departments. The City will receive a rebate for recyclables collected from open top containers and compactors.

The City currently has nine locations, consisting of four departments that receive recycling services from the current contractor. This contract will continue the recycling services consisting of approximately 319 tons of recyclables annually without any interruption to the service level for the departments.

These services are being purchased as a Public Health or Safety Exemption to Texas Local Government Code Chapter 252. State statute indicates that competitive bidding is not required under the Public Health and Safety Exemption which provides for the procurement to protect and preserve the public health or safety of the City's residents. However, an RFP was issued and two responses were received. Waste Management of Texas, Inc. is the highest rank firm and is recommended for award.

<b>Total \$:</b>	\$800,000.00 annually
<b>Contract Period:</b>	December 1, 2012 through November 30, 2014 with two, one year options to extend
<b>Method of Procurement:</b>	Exemption: Public Health or Safety (two proposals received)
<b>Price Trend:</b>	No change
<b>Contract Info:</b>	Formal <input type="checkbox"/> Annual <input checked="" type="checkbox"/> Support/Maintenance <input type="checkbox"/> Lease <input type="checkbox"/>
<b>Recommended Contractor(s):</b>	<b>Waste Management of Texas, Inc., 4730 S.E. Loop 410, San Antonio, TX 78222</b>
<b>Previous Contractor(s):</b>	Waste Management of Texas, Inc., 4730 S.E. Loop 410, San Antonio, TX 78222 Mid-America Recycling LLC dba Greenstar, 1228 Cornerway Blvd, San Antonio, TX 78219
<b>Comments:</b>	N/A

<b>Anticipated Future Requirements and Action:</b>	N/A
<b>Procurement Alternative:</b>	Should this contract not be approved, commercial garbage collection, disposal and recycling services would not be provided to city departments for their daily operations. The City of San Antonio does not currently possess the vehicles, equipment and containers to provide for this service in-house. The Finance Department, Purchasing Division will be required to re-solicit for commercial garbage disposal services for municipal commercial facilities.
<b>Using Department(s):</b>	City Wide

<b>Municipal Commercial Garbage Collection, Disposal and Recycling Services (RFP 6100001491)</b>  <b>Score Summary</b>	<b>Maximum Points</b>	<b>Waste Management of Texas, Inc. 1777 NE Loop 410, Suite 1001 San Antonio, TX 78217</b>	<b>BFI Waste Services of Texas, L.P., dba Allied Waste Systems/Republic Services San Antonio 4542 SE Loop 410 San Antonio, TX 78222</b>
A - Experience, Background, Qualifications	30	27.67	23.83
B - Proposed Plan	35	31.67	20.33
<b>A - B SUB-TOTAL</b>	<b>65</b>	<b>59.34</b>	<b>44.16</b>
C - Price Schedule	35	35.00	0.00
<b>C - SUB-TOTAL</b>	<b>35</b>	<b>35.00</b>	<b>0.00</b>
<b>TOTAL SCORE</b>	<b>100</b>	<b>94.34</b>	<b>44.16</b>
<b>RANK BASED ON TOTAL SCORE</b>		1	2