

46294

AN ORDINANCE

ACCEPTING THE LOW QUALIFIED BID OF ALAMO IRON WORKS TO FURNISH THE CITY OF SAN ANTONIO WITH FENCING MATERIALS FOR A TOTAL OF \$6,363.20, LESS 2% - 10 DAYS.

* * * *

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

SECTION 1. The low qualified bid of Alamo Iron Works to furnish the City of San Antonio with fencing materials for a total of \$6,363.20, less 2% - 10 days is hereby accepted. A copy of the bid document, dated January 21, 1976, is attached hereto and incorporated herein by reference. All other bids are hereby rejected.

SECTION 2. Payment is to be made from Aviation Organization Number 33-02-01, Object Code 03-240, Index 352658, Fund 51.

PASSED AND APPROVED this 5th day of February, 1976.

Lila Cockrell
M A Y O R

ATTEST: *[Signature]*
City Clerk

APPROVED AS TO FORM: *[Signature]*
for City Attorney

APPROVED AS TO FUNDS: *[Signature]*
Director of Finance

76-6

DISTRIBUTION

ITEM NO. 13

MEETING OF THE CITY COUNCIL DATE: FEB 5 1976

MOTION BY: Billa SECONDED BY: Jryn

ORD. NO. 46294 ZONING CASE _____

RESOL. _____ PETITION _____

AVIATION DIRECTOR	
BUILDING & PLANNING ADMIN.	
CITY WATER BOARD	
COMMERCIAL RECORDER	
COMMUNITY DEVELOPMENT OFFICER	
COMMUNITY ANALYSIS DIVISION	
COMPREHENSIVE PLANNING	
CONVENTION BUREAU	
CONVENTION CENTER	
FINANCE DIRECTOR	1
ASSESSOR	
BUDGET	1
CONTROLLER	1
TREASURY DIVISION	
FINANCE-MODEL CITIES	
FINANCE-GRANT SECTION	
INTERNAL AUDIT	
MANAGEMENT ANALYSIS	
PROPERTY RECORDS	
FIRE CHIEF	
HEALTH DIRECTOR	
HEMISFAIR PLAZA	
HUMAN RESOURCES	
LAND ACQUISITION	
LEGAL	
BACK TAX ATTORNEY	
LIBRARY DIRECTOR	
MARKET & PARKING	
MONITORING & EVALUATION	
MUNICIPAL COURTS	
PARKS & RECREATION DEPT.	
PERSONNEL DIRECTOR	1
POLICE CHIEF	
PRESS ROOM	
PUBLIC INFORMATION	
PUBLIC WORKS DIRECTOR	
ENGINEERING DIV.	
ENGINEERING - SEWERS	
PUBLIC SAFETY - ASSOC. MGR.	
PURCHASING	2
TRAFFIC & TRANSPORTATION	

COUNCIL MEMBER	ROLL CALL	AYE	NAY
PHIL PYNDUS PLACE 1		✓	
ROBERT P. "BOB" BILLA PLACE 2		✓	
HENRY G. CISNEROS PLACE 3		/	
REV. CLAUDE BLACK PLACE 4		/	
GLEN HARTMAN PLACE 5		- /	
AL ROHDE PLACE 6		<i>abs</i>	
RICHARD TENIENTE PLACE 7 (MAYOR PRO-TEM)		✓	
DR. D. FORD NIELSEN PLACE 8		<i>abs</i>	
LILA COCKRELL PLACE 9 (MAYOR)		✓	

76-6

CITY OF SAN ANTONIO

Interdepartment Correspondence Sheet

TO: Legal Department

FROM: Director of Purchasing and Central Supply

COPIES TO: City Manager; Budget Officer; File

SUBJECT: Prepare Ordinance - Fencing Materials

Date January 29, 1976

It is requested that an ordinance be prepared accepting the low qualified bid of Alamo Iron Works to furnish the City of San Antonio with Fencing Materials for a total of \$6,363.20, less 2% - 10 Days.

Payment is to be made from Aviation Organization Number 33-02-01, Object Code 03-240, Index 352658, Fund 51.

To be presented to Council on February 5, 1976.

I hereby certify this item has been fully reviewed by staff and all background investigations have been properly completed. I also certify this ordinance will not have to be pulled for any reason after placement on the agenda.


JOHN W. BROOKS
Director of Purchasing
and Central Supply

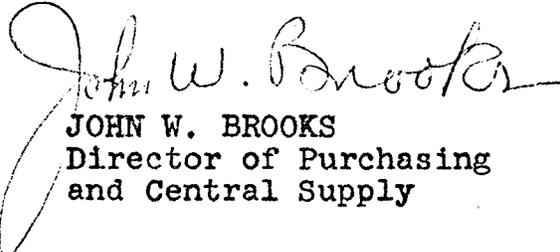
JWB/em

TO: City Manager
FROM: Director of Purchasing and Central Supply
SUBJECT: Ordinance & Pertinent Papers - Fencing Materials

DATE: January 29, 1976

The attached tabulation of the bids received to furnish the City of San Antonio Aviation Department with Fencing Materials is submitted for Council consideration and action.

1. The low qualified bid was submitted by Alamo Iron Works for a total of \$6,363.20, less 2% 10 Days.
2. It is recommended that their bid be accepted.


JOHN W. BROOKS
Director of Purchasing
and Central Supply

JWB/em

TERMS AND CONDITIONS OF INVITATIONS FOR BIDS

Read Carefully

1. GENERAL CONDITIONS

Bidders are required to submit their proposals upon the following express conditions:

- (a) Bidders shall thoroughly examine the drawings, specifications, schedule, instructions and all other contract documents.
- (b) Bidders shall make all investigations necessary to thoroughly inform themselves regarding plant and facilities for delivery of material and equipment as required by the bid conditions. No plea of ignorance by the bidder of conditions that exist or that may hereafter exist as a result of failure or omission on the part of the bidder to make the necessary examinations and investigations, or failure to fulfill in every detail the requirements of the contract documents, will be accepted as a basis for varying the requirements of the City or the compensation to the vendor.
- (c) Bidders are advised that all City contracts are subject to all legal requirements provided for in the City Charter and/or applicable City Ordinances, state and federal statutes.

2. PREPARATION OF BIDS

Bids will be prepared in accordance with the following:

- (a) All information required by the bid form shall be furnished. The bidder shall print or type his name and manually sign the schedule and each continuation sheet on which an entry is made.
- (b) Unit prices shall be shown and where there is an error in extension of price, the unit price shall govern.
- (c) Alternate bids will not be considered unless authorized by the Invitation For Bids.
- (d) Proposed delivery time must be shown and shall include Sundays and holidays.
- (e) Bidders will not include federal taxes nor State of Texas limited sales excise and use taxes in bid prices since the City of San Antonio is exempt from payment of such taxes. An exemption certificate will be signed where applicable upon request.

3. DESCRIPTION OF SUPPLIES

Any catalog or manufacturer's reference used in describing an item is merely descriptive, and not restrictive, unless otherwise noted, and is used only to indicate type and quality of material. Bidders are required to state exactly what they intend to furnish, otherwise they shall be required to furnish the items as specified.

4. SUBMISSION OF BIDS

- (a) Bids and changes thereto shall be enclosed in sealed envelopes addressed to the City Clerk, City of San Antonio. The name and address of bidder, the date and hour of the bid opening and the material or services bid on shall be placed on the outside of the envelope.
- (b) Bids must be submitted on the forms furnished. Telegraphic bids will not be considered. Bids, however, may be modified by telegraphic notice provided such notice is received prior to the time and date set for the bid opening.
- (c) Samples, when required, must be submitted within the time specified, at no expense to the City of San Antonio. If not destroyed or used up during testing, samples will be returned upon request at the bidder's expense.

5. REJECTION OF BIDS

- (a) The City may reject a bid if:
 1. The bidder misstates or conceals any material fact in the bid, or if,
 2. The bid does not strictly conform to the law or the requirements of the bid, or if,
 3. The bid is conditional, except that the bidder may qualify his bid for acceptance by the City on an "All or None" basis or a "low Item" basis. An "All or None" basis bid must include all items upon which bids are invited.
- (b) In the event that a bidder is or subsequently becomes delinquent in the payment of his or its City taxes, including state and local sales taxes, such fact shall constitute grounds for rejection of the bid, or if awarded the bid, for cancellation of the contract. However, the City reserves the right to deduct any delinquent taxes from payments that the City may owe to the delinquent bidder as a result of such contract.
- (c) No bid submitted herein shall be considered unless the bidder warrants that upon execution of a contract with the City of San Antonio, he will not engage in employment practices which have the effect of discriminating against employees or prospective employees because of race, color, sex, creed, or national origin and will submit such reports as the City may thereafter require to assure compliance.
- (d) The City may, however, reject all bids whenever it is deemed in the best interest of the City to do so, and may reject any part of a bid unless the bid has been qualified as provided in 5 (a) 3 above. The City may also waive any minor informalities or irregularities in any bid.

6. WITHDRAWAL OF BIDS

Bids may not be withdrawn after the time set for the bid opening, unless approved by the City Council.

7. LATE BIDS OR MODIFICATIONS

Bids and modifications received after the time set for the bid opening will not be considered.

8. CLARIFICATION OR OBJECTION TO BID SPECIFICATIONS

If any person contemplating submitting a bid for this contract is in doubt as to the true meaning of the specifications, or other bid documents or any part thereof, he may submit to the City Director of Purchasing on or before five days prior to scheduled opening a request for clarification. All such requests for information shall be made in writing and the person submitting the request will be responsible for its prompt delivery. Any interpretation of the bid, if made, will be made only by Addendum duly issued. A copy of such Addendum will be mailed or delivered to each person receiving a set of bids. The City will not be responsible for any other explanation or interpretation of the proposed bid made or given prior to the award of the contract.

Any objections to the specifications and requirements as set forth in this bid must be filed in writing with the Director of Purchasing on or before five days prior to scheduled opening.

9. DISCOUNTS

- (a) Prompt payment discounts will be considered in making the award provided the period of the discount offered is sufficient to permit payment within such period in the regular course of business.
- (b) In connection with any discount offered, time will be computed from the date of receipt of supplies or services or from the date a correct invoice is received, whichever is the later date. Payment is deemed to be made on the date of mailing of the check.

10. AWARD OF CONTRACT

- (a) The contract will be awarded to the lowest responsible bidder whose bid, conforming to the Invitation For Bids, is most advantageous to the City, price and other factors considered.
- (b) The City reserves the right to accept any item or group of items of this bid, unless the bidder qualifies his bid by specific limitations. Re Par. 5 (a) 3 above.
- (c) A written award of acceptance (manifested by a City Ordinance) mailed or otherwise furnished to the successful bidder results in a binding contract without further action by either party.
- (d) Prices must be quoted f.o.b. San Antonio with all transportation charges prepaid, unless otherwise specified in the Invitation for Bids.
- (e) Delivery time and prompt payment discounts, including time allowed for payment, will be considered in breaking of tie bids.

11. PERFORMANCE DEPOSIT

- (a) The successful bidder(s) must furnish the City of San Antonio with a performance deposit in the amount set forth in the Invitation For Bids. This deposit is not to be submitted with bid, but must be presented to the Purchasing Department upon notification.
- (b) The City of San Antonio will not enter into a contract or issue a purchase order until the successful bidder has complied with the performance deposit provisions.
- (c) The performance deposit shall be in the form of a certified check upon a State or National Bank or Trust Company, or a check on such bank or trust company signed by a duly authorized officer thereof, or a certificate of deposit from such bank or trust company. All such checks and certificates of deposit shall be drawn payable to the order of the City of San Antonio.
- (d) The performance deposit of the successful bidder(s) shall be returned by the City upon completion of the contract and final acceptance of all items in accordance with conditions thereof.
- (e) Failure of vendor to perform any of the services required by this contract within ten days of receipt of written demand for performance from City, or failure of vendor to correct or replace defective goods or products within ten days from receipt of written demand therefor, shall constitute a total breach of this contract, and shall cause this contract to terminate. In the event of such termination the performance deposit shall be retained by the City of San Antonio as liquidated damages, based upon mutual agreement and understanding between vendor and City at the times this bid is solicited, submitted and accepted, that the City of San Antonio is a governmental agency engaged in public projects, and that the measurement of damages which might result from a breach of the terms and specifications herein is difficult or impossible to determine. Provided, however, that if in the opinion of the Director of Purchasing and the City Manager, the failure of vendor to perform the conditions of this contract is occasioned by or is the result of acts or events over which the vendor has no control, said performance deposit may in whole or in part, as may be determined by the Director of Purchasing and the City Manager, be returned to the vendor without action by the City Council of the City of San Antonio. It is understood that such determination shall be entirely discretionary with the Director of Purchasing and the City Manager.

INVITATION, BID, AND AWARD

(Formal)

ISSUED BY: Director of Purchasing— City Hall City of San Antonio, San Antonio, Texas	DATE ISSUED: Jan. 7, 1976	PAGE NO. 1	NO. OF PAGES 2
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INVITATION FOR BIDS

ACCOUNT NO. (S) 33-02-01	REQN. NO. (S) 90
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Sealed bids in Triplicate, subject to the Terms and Conditions of this Invitation for Bids and the accompanying Schedule, such other contract provisions, specifications, drawings or other data as are attached or incorporated by reference in the Schedule, will be received at the office of the City Clerk, City Hall, San Antonio, Texas until 2:00 p.m., Central Time January 27, 1976 and at that time publicly opened, for furnishing the supplies or services described in the accompanying Schedule. Performance deposit in the amount of 10 % of the total amount of the bid shall be furnished by the successful bidder. Re Par. 11 of Terms and Conditions.

General information and instructions to bidders are contained in the terms and conditions on the reverse hereof.

SCHEDULE

FENCING MATERIALS

<u>ITEM</u>	<u>QUANTITY</u>	<u>DESCRIPTION</u>
1.	95 rolls	Domestic USS Lyman 4 point galvanized barb wire in 12½ gauge x 80 rod spool.
PRICE:	\$ <u>23.38</u> roll	\$ <u>2221.10</u> total
MFG. & BRAND NAME: _____		
2.	2,250 each	Domestic USS Studded T posts with anchor place for positive anchorage. Posts will be 6' 6" in length and furnished with 5 special clamps. Posts will have a baked on finish for rust protection. Weight of each post 6'6" in length will be 9.32 lbs. per each.
PRICE:	\$ <u>1.75</u> each	\$ <u>3937.50</u> total
MFG. & BRAND NAME: _____		
3.	300 lbs. (3 rolls)	12 gauge smooth galvanized merchant quality steel wire in <u>100 lb. rolls.</u>
PRICE:	\$ <u>22.95</u> roll	\$ <u>68.85</u> total
MFG. & BRAND NAME: _____		

In compliance with the above, the undersigned, offers and agrees to furnish any or all of the items or services enumerated and upon which prices are quoted at the unit price set opposite each item, delivered at the designated point(s) within the time specified.

BIDDER MUST COMPLETE FOLLOWING:

Discount terms: _____ % _____ days. Bidding on "all or none" basis. Bidding on low item basis.
 Delivery will be completed within _____ calendar days after acceptance by City Council.

NAME AND ADDRESS OF BIDDER: Alamo Iron Works P. O. Box 231 San Antonio, Texas 78291	SIGNATURE OF PERSON AUTHORIZED TO SIGN BID: 	DATE OF BID: 1/21/76
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BIDDER TO INDICATE STATUS, AS TO: PARTNERSHIP: _____ CORPORATION: _____ SOLE PROPRIETORSHIP: _____ Corporation	TYPE OR PRINT SIGNER'S NAME, TITLE AND PHONE NUMBER. Albert Case - Manager City Sales (512) 223-6161
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AWARD

ACCEPTED AS TO ITEMS NUMBERED:	DATE OF AWARD	AMOUNT \$
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CITY OF SAN ANTONIO

Fencing Materials

<u>ITEM</u>	<u>QUANTITY</u>	<u>DESCRIPTION</u>
4.	300 lbs. (3 rolls)	9 gauge smooth galvanized merchant quality steel wire <u>in 100 lb. rolls.</u>

PRICE: \$ 22.60 roll \$ 67.80 total

MFG. & BRAND NAME: _____

5.	300 lb. (3 rolls)	10 gauge smooth galvanized merchant quality steel wire <u>in 100 lb. rolls.</u>
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PRICE: \$ 22.65 roll \$ 67.95 total

MFG. & BRAND NAME: _____

DELIVERY: To be delivered f.o.b. San Antonio International Airport, 10223 John Saunders Road, San Antonio, Texas, less all taxes.

NOTE: Delivery of fencing materials will be a factor in awarding this bid.

ADDRESS ENVELOPE: City Clerk
P. O. Box 9066
San Antonio, Texas 78285

MARK ENVELOPE: "BID TO FURNISH FENCING MATERIALS"
BIDS TO BE OPENED: 2:00 P.M., January 27, 1976

REMARKS:

NAME OF BIDDER OR CONTRACTOR

Alamo Iron Works

SIGNATURE OF PERSON AUTHORIZED TO SIGN BID:

Albert Case

SIGNED

Albert Case

DATE OF BID

1/21/76