



**MASS TRANSIT DEPARTMENT BOARD MINUTES
CITY COUNCIL CHAMBERS
June 4, 2024**

A meeting of the Mass Transit Department Board was called to order at 10:05 a.m. Board Member Brian Kennedy was present and presiding and the following Board Members answered roll call: Josh Acevedo, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Henry Rivera, and Chris Canales. Late arrival: Art Fierro at 10:12 a.m. Board Chair Oscar Leaser requested to be excused.

CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the Mass Transit Department Board on items that are not on the Mass Transit Department Board Agenda.

Ms. Brittany Hernandez, member of the public, commented.

NOTICE TO THE PUBLIC:

Motion made by Board Member Rivera, seconded by Board Member Salcido, and unanimously carried to **APPROVE** all matters listed under the Consent Agenda unless otherwise noted (Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk.)

AYES: Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Board Member Fierro

ABSENT: Board Chair Leaser

CONSENT AGENDA – APPROVAL OF MINUTES:

Goal 6: Set the Standard for Sound Governance and Fiscal Management

1. *Motion made, seconded, and unanimously carried to **APPROVE** the minutes of the Regular Mass Transit Department Board meeting of May 7, 2024.
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CONSENT AGENDA – REQUEST TO EXCUSE ABSENT MASS TRANSIT BOARD MEMBERS:

2. *Motion made, seconded, and unanimously carried to **EXCUSE** Board Member Oscar Leeser from the Mass Transit Department Board meeting of June 4, 2024.

CONSENT AGENDA – BIDS

Goal 7: Enhance and Sustain El Paso’s Infrastructure Network

3. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2024-0066 Mesa RTS - Montecillo Station to Horizone Construction I, Ltd for a total estimated amount of \$280,619.87. This project will consist of construction of a rapid transit station and station amenities. The project includes demolition, station platform, new curb & gutter, concrete bus pads, pavement markings, and ADA compliant sidewalks.

Department: Capital Improvement
Award to: Horizone Construction I, Ltd
City & State: El Paso, TX
Item(s): Base Bid I
Contract Term: 60 Working Days
Base Bid I: \$280,619.87
Total Estimated Award: \$280,619.87
Account(s): 560 - 3210 - 60070 - 580160 - PCP11MT030
Funding Source(s): Sun Metro Grants
District(s): 8

This was a Low Bid Procurement - unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to Horizone Construction I, Ltd the lowest responsive and responsible bidder.

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from Mass Transit Department Board approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

CONSENT AGENDA – BOARD APPOINTMENTS

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 4. *Motion made, seconded, and unanimously carried to **APPOINT** Sandy Azcona to the Sun Metro Citizens Advisory Committee by Board Member Joe Molinar, District 4.
 - 5. *Motion made, seconded, and unanimously carried to **APPOINT** Angela Ochoa to the Sun Metro Citizens Advisory Committee by Board Member Art Fierro, District 6.
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REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

Goal 7: Enhance and Sustain El Paso’s Infrastructure Network

6.

RESOLUTION

WHEREAS, on November 9, 2021, the City of El Paso (“City”) awarded Contract No. 2022-0208 A-C Proprietary Parts (Thermo King) to the following vendor:

- 1. Thermo King West, Inc.

WHEREAS, pursuant to 49 U.S.C. Part 18, Circular 4220.1E, Paragraph A of the Federal Transit Administration Clauses (Termination for Convenience) the City is authorized to terminate the Contract for convenience; and

WHEREAS, the City desires to terminate the Contract for Convenience.

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF EL PASO:

That the Managing Director of Purchasing & Strategic Sourcing is authorized to notify Thermo King West, Inc. that the City is terminating Contract No. 2022-0208 A-C Proprietary Parts (Thermo King) for convenience, pursuant to the provisions and requirements of Part 18, Circular 4220.1E, Paragraph A of the FTA Clauses, and that the termination shall be effective as of June 4, 2024.

Motion made by Board Member Molinar, seconded by Board Member Rivera, and unanimously carried to **APPROVE** the Resolution.

AYES: Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales
NAYS: None
NOT PRESENT FOR THE VOTE: Board Member Fierro
ABSENT: Board Chair Leeser

- 7. Motion made by Board Member Molinar, seconded by Board Member Canales, and unanimously

carried to **AUTHORIZE** the Managing Director of Purchasing & Strategic Sourcing to issue Purchase Order(s) for solicitation 2024-0340 AC Proprietary Parts to Thermo King West, Inc. dba Thermo King Chesapeake Inc., the sole and authorized distributor for a term of three (3) years for an estimated amount of \$3,240,000.00. Supplier will be required to provide an updated sole source letter and affidavit each year. This contract will allow Sun Metro to provide the required preventive and corrective maintenance for the Air Conditioner systems in the Sun Metro buses and streetcars.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$1,740,000.00 for the initial term, which represents a 116.00% increase due to additional contract capacity to maintain parts inventory.

Department:	Mass Transit (Sun Metro)
Award to:	Thermo King West, Inc. dba Thermo King Chesapeake Inc.
City & State:	Tolleson, AZ
Item(s):	All
Initial Term:	3 Years
Option Term:	N/A
Total Contract Time:	3 Years
Annual Estimated Award:	\$1,080,000.00
Initial Term Estimated Award:	\$3,240,000.00
Option Term Estimated Award:	N/A
Total Estimated Award:	\$3,240,000.00
Account(s):	560-3215-60050-531180- P6019-P60FTA117-G60225307
Funding Source(s):	Federal Transit Administration Formula 5307 Grant
District(s):	All

Non-Competitive Procurement under Local Government General Exemption: Section 252.022 - (7) a procurement of items that are available from only one source – (D) captive replacement parts or components for equipment;

The Purchasing & Strategic Sourcing and Mass Transit (Sun Metro) Departments recommend award as indicated to Thermo King West, Inc. dba Thermo King Chesapeake Inc., under the exemption listed above.

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

AYES: Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales
NAYS: None
NOT PRESENT FOR THE VOTE: Board Member Fierro
ABSENT: Board Chair Leeser

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8. Motion made by Board Member Rivera, seconded by Board Member Canales, and unanimously carried to **AUTHORIZE** the Managing Director of Purchasing & Strategic Sourcing to issue Purchase Order(s) for solicitation 2024-0338 Steril Koni Lift Parts, Equipment and Services to

Performance Equipment of El Paso, Inc. the sole and authorized distributor for a term of three (3) years for an estimated amount of \$270,000.00. Supplier will be required to provide an updated sole source letter and affidavit each year. This contract will allow Sun Metro to purchase parts and service for the Steril Koni vehicular lifting equipment.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$180,000.00 for the initial term, which represents a 200.00% increase due price increases and additional contract capacity to maintain parts inventory.

Department:	Mass Transit (Sun Metro)
Award to:	Performance Equipment of El Paso, Inc.
City & State:	El Paso, TX
Item(s):	All
Initial Term:	3 Years
Option Term:	N/A
Total Contract Time:	3 Years
Annual Estimated Award:	\$90,000.00
Initial Term Estimated Award:	\$270,000.00
Option Term Estimated Award:	N/A
Total Estimated Award:	\$270,000.00
Account(s):	560-3215-60050-532000- P6018-P60FTA117-G60225307
Funding Source(s):	Federal Transit Administration Formula 5307 Grant
District(s):	All

Non-Competitive Procurement under Local Government General Exemption: Section 252.022 - (7) a procurement of items that are available from only one source – (D) captive replacement parts or components for equipment.

The Purchasing & Strategic Sourcing and Mass Transit (Sun Metro) Departments recommend award as indicated to Performance Equipment of El Paso, Inc. under the exemption listed above.

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

AYES: Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera, and Canales
NAYS: None
NOT PRESENT FOR THE VOTE: Board Member Fierro
ABSENT: Board Chair Leeser

REGULAR AGENDA – OTHER BUSINESS:

Goal 7: Enhance and Sustain El Paso’s Infrastructure Network

9.

RESOLUTION

WHEREAS, the Department of Homeland Security (“DHS”) – Federal Emergency Management Agency (“FEMA”) is currently accepting applications for the FY 2024 Transit Security Grant Program; and

WHEREAS, the City of El Paso, Texas (“City”), through its Mass Transit Department (“Sun Metro”), wishes to submit a grant application for the FY 2024 Transit Security Grant Program (“Grant”) in the amount of \$253,836 and does not require a local cash match; and

WHEREAS, if awarded, the funds received under the Grant would be utilized for improving public transit and funding the purchase and installation of security cameras for Sun Metro buses; and

WHEREAS, the project will improve the City’s transit system, further the City’s goal to improve safety throughout the City and therefore support a high quality of life for the El Paso community.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. THAT the City Manager, or designee, is authorized to sign all documents related to the FY 2024 Transit Security Grant Program which offers funding in the amount of \$253,836; and
2. THAT the City Manager, or designee, is authorized to take actions necessary and effectuate any budget transfers, any related agreements, amendments to such agreements and documents necessary to carry out the intent of this resolution.

Motion made by Board Member Fierro, seconded by Board Member Molinar, and unanimously carried to **APPROVE** the Resolution.

AYES: Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None
ABSENT: Board Chair Oscar Leeser

ADJOURN

Motion made by Board Member Rivera, seconded by Board Member Canales, and unanimously carried to **ADJOURN** the meeting at 10:13 a.m.

AYES: Board Members Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales.
NAYS: None
ABSENT: Board Chair Oscar Leeser

Approved as to content:



Anthony DeKeyzer, Director of Mass Transit