

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: February 28, 2023
PUBLIC HEARING DATE: Not Applicable

CONTACT PERSON(S) NAME AND PHONE NUMBER:
Ellen Smyth, Chief Transit and Field Operations Officer, (915) 212-6060
K. Nicole Cote, Managing Director (915) 212-1092

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: No. 7 – Enhance and Sustain El Paso's Infrastructure Network

SUBGOAL: 7.3 – Enhance regional comprehensive transportation system

SUBJECT:

Request that the Managing Director of the Purchasing & Strategic Sourcing Department be authorized to issue a Purchase Order(s) to Parkeon, Inc., the sole and authorized distributor of FlowBird Axio validators, Strada Ticket Vending Machines, Astreo Ticket Vending Machines and Flowbird Software Support and Maintenance for 2023-0306 Ticket Vending Machines, Validators and Software Support and Maintenance for a term of three (3) years for an estimated amount of \$1,371,002.93.

BACKGROUND / DISCUSSION:

This contract will allow the purchase of ticket vending machines and validators that will enhance the customer service experience by providing new features and technology throughout the City's Brio Routes.

SELECTION SUMMARY:

General Exemption under Texas Local Government Code Section 252.022 (a) (7) (D) Captive Replacement Parts or Components for Equipment. Parkeon, Inc., the sole and authorized distributor of FlowBird Axio validators, Strada Ticket Vending Machines, Astreo Ticket Vending Machines and Flowbird software support and testing.

CONTRACT VARIANCE:

N/A

PROTEST

N/A

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

Amount: 1,371,002.93

Funding Source: Federal Transit Administration Formula 5339

Account: 560-3210-60050-580100- P9018-P60FTA113-G60175339

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES ___ NO

PRIMARY DEPARTMENT: Mass Transit (Sun Metro)

SECONDARY DEPARTMENT: Purchasing & Strategic Sourcing

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Astrid Bunner

for Ellen Smyth, Chief Transit and Field Operations Officer

**COUNCIL PROJECT FORM
(Sole Source)**

*******POSTING LANGUAGE BELOW*******

Please place the following item on the **REGULAR AGENDA** for the Council Meeting of **February 28, 2023.**

STRATEGIC GOAL: No. 7: Enhance and Sustain El Paso's Infrastructure Network

The linkage to the Strategic Plan is subsection 7.3 – Enhance regional comprehensive transportation system.

Discussion and Action on the request that the Managing Director of the Purchasing & Strategic Sourcing Department be authorized to issue a Purchase Order(s) to Parkeon, Inc., the sole and authorized distributor of FlowBird Axio validators, Strada Ticket Vending Machines, Astreo Ticket Vending Machines and Flowbird software support and maintenance for 2023-0306 Ticket Vending Machines, Validators, and Software Support and Maintenance for a term of three (3) years for an estimated amount of \$1,371,002.93. This contract will allow the purchase of ticket vending machines and validators that will enhance the customer service experience by providing new features and technology throughout the City's Brio Routes.

Department:	Mass Transit (Sun Metro)
Award to:	Parkeon, Inc. Moorestown, NJ
Year 1:	\$1,276,710.77
Year 2:	\$47,146.08
Year 3:	\$47,146.08
Total Estimated Award:	\$1,371,002.93 (3 Years)
Account No.:	560-3210-60050-580100- P9018-P60FTA113-G60175339
Funding Source:	Federal Transit Administration Formula 5339
District(s):	All

This is a Sole Source contract. Texas Local Government Code Section 252.022 (a) (7) (D) Captive Replacement Parts or Components.

The Purchasing & Strategic Sourcing and Mass Transit (Sun Metro) departments recommend award as indicated to Parkeon, Inc., the sole and authorized distributor for these goods and services.



PURCHASING & STRATEGIC SOURCING DEPARTMENT

SOLE SOURCE AFFIDAVIT

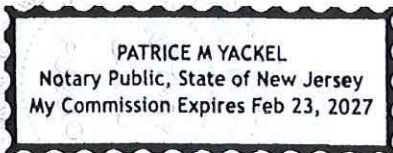
THIS IS AN OFFICIAL PURCHASING DOCUMENT-RETAIN WITH PURCHASE ORDER FILE

Before me, the undersigned official, on this day, personally appeared _____ a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

1. My name is Ron Kroes. I am over the age of 18, have never been of a convicted crime and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: Parkeon, Inc. (dba Flowbird)
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
Flowbird Axio validators - including the validator software
4. Competition in providing the above named item(s) product(s), service(s) is precluded by the existence of a patent, copyright, secret process or monopoly as stated under Section 252.022, Subchapter A of the Local Governmental Code 7A or as provided for under 7B-F of the same section. Also, attached hereto is a sole source letter, which sets forth the reasons why this Vendor is a sole source provider (dated and signed).
5. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function.
6. **Note: This Vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible Vendor on this and future purchases and may result in discontinuation of any/all business with the City of El Paso.**

Signature _____

SUBSCRIBED AND SWORN to before me on this 11th day of January 2023



Patrice M. Yackel
 NOTARY PUBLIC
Patrice M. Yackel
 PRINTED NAME
February 23, 2027
 MY COMMISSION EXPIRES

COMPANY NAME: Parkeon, Inc.
 ADDRESS, CITY, STATE & ZIP CODE: 40 Twosome Drive, Suite 7, Moorestown, NJ 08057
 PHONE: 856 274 8000 FAX NUMBER: _____
 CONTACT NAME AND TITLE: Ron Kroes, Chief Financial Officer
 WEB ADDRESS: www.flowbird.group EMAIL: ronald.kroes@flowbird.group
 FEDERAL TAX ID NUMBER: 01-0778174 TEXAS SALES TAX NUMBER: 1-01-0778174-1

FLOWBIRD

Transport Intelligence

Flowbird Transport Intelligence
40 Twosome Drive, Suite 7
Moorestown, New Jersey 08057
P +1 856-234-8000
www.flowbird.group/transport

August 9, 2022

Sent via email to CaraveoVA@elpasotexas.gov

Victor A. Caraveo, MSSE
Contract Compliance Manager
Sun Metro
10151 Montana Ave.
El Paso, Texas 79925

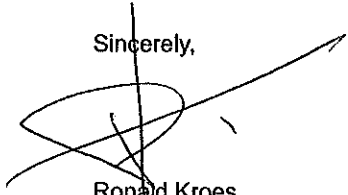
Re: 2022-0471R TICKET VENDING MACHINES, VALIDATORS, AND BACK OFFICE (RE-BID)

Dear Mr. Caraveo

This letter will serve as confirmation that Parkeon Inc. (Flowbird) is the designer, manufacturer and only authorized supplier and repairer of the Axio on-board validator procured by the Sun Metro as part of contract 2022-0471R.

Therefore, Flowbird is the sole-source supplier of this equipment.

Sincerely,



Ronald Kroes
Chief Financial Officer
Parkeon, Inc. dba Flowbird