

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



DEPARTMENT: Environmental Services
Purchasing & Strategic Sourcing

AGENDA DATE: January 22, 2025

PUBLIC HEARING DATE: NA

CONTACT PERSON NAME: Nicholas N. Ybarra, Director **PHONE NUMBER:** (915)212-6025

K. Nicole Cote, Managing Director **PHONE NUMBER:** (915)212-1092

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: No. 8 – Nurture and Promote a Healthy, Sustainable Community

SUBGOAL: 8.6 – Provide long-term, cost effective, sustainable regional solid waste solutions

SUBJECT:

Discussion and action that the Managing Director of the Purchasing & Strategic Sourcing Department be authorized to issue Purchase Order(s) to Epax Systems, Inc., the sole authorized distributor of Bergmann's Waste and Recycling equipment in North America to include all parts for the Mobile Roller Crusher for Environmental Services Department for a one-time purchase for an estimated amount of \$172,370.00. This contract will add this equipment for the Customer Collection Station Operations.

BACKGROUND / DISCUSSION:

This contract will allow to purchase the mobile roller crusher to provide better service, increase performance and productivity. The mobile crusher will be dedicated on site and will not require a dedicated driver to operate. This equipment operates similar to a forklift and is able to move containers with the hook system in place and prevents from utilizing a roll-off truck. This will also shorten waiting time for a roll-off truck to move full containers and replace with empty ones. The mobile crusher will improve productivity and minimizing trips to the landfill.

COMMUNITY AND STAKEHOLDER OUTREACH:

NA

SELECTION SUMMARY:

Epax Systems, Inc., the sole authorized distributor of Bergmann's Waste and Recycling equipment in North America. Epax Systems, Inc., is also the sole supplier for parts for this crusher.

CONTRACT VARIANCE:

Not applicable, new contract.

PROTEST

No protest received for this requirement.

PRIOR COUNCIL ACTION:

NA

AMOUNT AND SOURCE OF FUNDING:

Amount: \$172,370.00

Funding Source: 334 – 3150 – 34100 – 580290 – P3410 – PESD00250

Account: Environmental Services Operating

REPORTING OF CONTRIBUTION OR DONATION TO CITY COUNCIL:

Report any contributions or donations to City Council of an accumulated total of \$500 or more. Report the name of the elected official and the amount.

NAME	AMOUNT (\$)
NA	NA

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

DEPARTMENT HEAD:

Nicholas N. Ybarra

Nicholas N. Ybarra, Director

K. Nicole Cote

K. Nicole Cote, Managing Director

Project Form
Non-Competitive

*****Posting Language Below*****

Please place the following item on the Regular Agenda for the City Council of January 22, 2025.

Strategic Goal 8 - Nurture and Promote a Healthy, Sustainable Community

The linkage to the Strategic Plan is subsection: 8.6 Provide long-term, cost effective, sustainable regional solid waste solutions

Award Summary:

Discussion and action that the Managing Director of the Purchasing & Strategic Sourcing Department be authorized to issue Purchase Order(s) to Epax Systems, Inc., the sole authorized distributor of Bergmann's Waste and Recycling equipment in North America to include all parts for the Mobile Roller Crusher for Environmental Services Department for a one-time purchase for an estimated amount of \$172,370.00. This contract will add this equipment for the Customer Collection Station Operations.

Contract Variance:

Not applicable, new contract.

Department:	Environmental Services
Award to:	Epax Systems, Inc.
City & State:	Panorama City, CA
Item(s):	All
Initial Term:	One-time
Option Term:	NA
Total Contract Time:	One-time
Annual Estimated Award:	NA
Initial Term Estimated Award:	\$172,370.00
Option Term Estimated Award:	NA
Total Estimated Award	\$172,370.00
Account(s):	334 – 3150 – 34100 – 580290 – P3410 – PESD00250
Funding Source(s):	Environmental Services Operating
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 – (A) items that are available from only one source because of patents, copyrights, secret processes, or natural monopolies.

The Purchasing & Strategic Sourcing Department and Environmental Department recommend award as indicated to Epax Systems, 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.



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 Stefan Nielsen. 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: Epax Systems, Inc.
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
Bergmann's line of waste & recycling equipment including the RoPAX Mobile Jumbo.
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

Stefan Nielsen

SUBSCRIBED AND SWORN to before me on this 21 day of NOV, 2024



NOTARY PUBLIC

Ana M Delgado

PRINTED NAME

218126

MY COMMISSION EXPIRES

COMPANY NAME: Epax Systems, Inc.

ADDRESS, CITY, STATE & ZIP CODE: 14641 Armintha Street

PHONE: (818) 994-2870 FAX NUMBER: (818) 994-4032

CONTACT NAME AND TITLE: Stefan Nielsen, President & COO

WEB ADDRESS: www.epaxsystems.com EMAIL: stefan@epaxsystems.com

FEDERAL TAX ID NUMBER: 95-4792568 TEXAS SALES TAX NUMBER: _____

Heinz Bergmann OHG, Von-Arenberg-Str. 7, D-49762 Lathen, Germany

Epax systems, Inc.
Att. Stefan Nielsen
14641 Arminta Street

CA 91402 Panorama City

Your contact:

Wolfgang Abrams
sales
wolfgang.abrams@bergmann-online.com
phone: +49 (0) 5933-955-230

Lathen, 11.21.2024

Accreditation Epax

To whom it may concern:

This letter is to confirm that Epax systems, Inc., is the sole authorized distributor of Bergmann's Waste and Recycling equipment in North America.
This applies to all parts and products offered by our company including the Roll-Packer line of equipment that is offered in the United States under the ROPAX Jumbo brand name, see below.

- ROPAX Jumbo Stationary
- ROPAX Jumbo Traversing
- ROPAX Jumbo Mobile

Thank you for your interest in our equipment.

Kind Regards

Heinz Bergmann
owner
Heinz Bergmann OHG - Maschinen für die Abfallwirtschaft (Ems)
Von-Arenberg-Str. 7, D-49762 Lathen
Tel. +49 5933 / 955 0 • Fax +49 5933 / 955 230
www.bergmann-online.com