

**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:

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 Brookville Equipment Corporation, the sole and authorized distributor for the 2023-0339 Truck assemblies, Propulsion System, HVAC Parts and Services for Streetcar for a term of three (3) years for an estimated amount of \$500,000.00, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

BACKGROUND / DISCUSSION:

This contract will allow Sun Metro to get the Truck Assemblies, Propulsion Systems, HVAC, Electrical and Car Body parts for El Paso Streetcars.

SELECTION SUMMARY:

General Exemption under Local Government Code Section 252.022 Part 7 (D) Captive Replacement Parts or Components for Equipment. Brookville Equipment Corporation is the sole and authorized distributor for the Truck Assemblies, Propulsion Systems, HVAC, Electrical and Car Body parts for El Paso Streetcars.

CONTRACT VARIANCE:

The difference based in comparison to the previous contract is as follows: An increase of \$401,000.00 for the initial term, which represents a 405.05% increase due to an increase in parts and maintenance needed by the streetcars to remain operational and safe.

PROTEST

N/A

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

Amount: \$350,000.00

Funding Source: Federal Transit Administration Formula 5307

Account: 560-3215-60080-522280- P6017-P60FTA117-G60205307

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES ___ NO

PRIMARY DEPARTMENT: Mass Transit (Sun Metro)

SECONDARY DEPARTMENT: Purchasing & Strategic Sourcing

2023-0339 Truck assemblies, Propulsion System, HVAC for Streetcar

Revised 1/23/2023-V3 – Previous Versions Obsolete

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

DEPARTMENT HEAD:

A. R. DeLeon For Ellen Smyth

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 Brookville Equipment Corporation, the sole and authorized distributor for the 2023-0339 Truck assemblies, Propulsion System, HVAC Parts and Services for Streetcar for a term of three (3) years for an estimated amount of \$500,000.00, with the stipulation that the vendor provides an updated sole source letter and affidavit each year. This contract will allow Sun Metro to get the Truck Assemblies, Propulsion Systems, HVAC, Electrical and Car Body parts for El Paso Streetcars.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$401,000.00 for the initial term, which represents a 405.05% increase due to an increase in parts and maintenance needed by the streetcars to remain operational and safe.

Department:	Mass Transit (Sun Metro)
Award to:	Brookville Equipment Corporation Brookville, PA
Annual Estimated Award:	\$166,666.67
Total Estimated Award:	\$500,000.00 (3 Years)
Account No.:	560 – 3215 – 60080 – 522280 – P6017 – P60FTA117-G60205307
Funding Source:	Federal Transit Administration Formula 5307
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 Brookville Equipment Corporation, 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

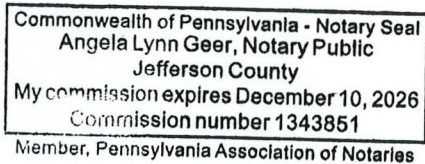
Before me, the undersigned official, on this day, personally appeared _____ a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

- 1. My name is Stanley A Bailey. 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: Brookville Equipment Corp
- 3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
El Paso Streetcar parts

- 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.**

Stanley A Bailey
Signature

SUBSCRIBED AND SWORN to before me on this 13th day of January 2023



Angela Lynn Geer
NOTARY PUBLIC
Angela Lynn Geer
PRINTED NAME
December 10, 2026
MY COMMISSION EXPIRES

COMPANY NAME: Brookville Equipment Corporation

ADDRESS, CITY, STATE & ZIP CODE: 175 Evans St. Brookville, PA 15825

PHONE: 814-849-2000 FAX NUMBER: 814-849-2010

CONTACT NAME AND TITLE: Dan Eberts, Parts Sales Account Manager

WEB ADDRESS: debarts@brookvillecorp.com EMAIL: www.brookvillecorp.com

FEDERAL TAX ID NUMBER: 25 1259897 TEXAS SALES TAX NUMBER: _____

City of El Paso Sole Source Justification

To Whom it may concern-

Brookville Equipment Corporation has been a manufacturer of rail equipment for 100+ years. In these many years, there have been many parts, vehicles, operations, trainings that BEC is solely capable of providing.

In this case of providing parts & service for the El Paso Streetcars, Brookville is the OEM remanufacturer of these heritage streetcars and many or most of the parts therein, including truck assemblies, propulsion systems, HVAC, electrical and carbody are either manufactured at Brookville or are purchased and modified here at Brookville to work within these streetcars.

There are many OEM specific parts on the El Paso Streetcars. Part of what makes Brookville unique is our ability to take the old and make it new. Every day, we incorporate new technology into heritage systems, giving our customers the best of both worlds. We will be happy to provide further sole source parts/training justifications on an individual case basis.

Thank you for your continued support of Brookville!



Dan Eberts
Parts Sales Manager