

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

AGENDA DATE: February 13, 2024

PUBLIC HEARING DATE: Not Applicable

CONTACT PERSON(S) NAME AND PHONE NUMBER:

Anthony R. Dekeyzer, Director of Mass Transit, (915) 212-3306
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 Purchasing and Strategic Sourcing be authorized to notify Harbor Diesel & Equipment, Inc. dba HD Industries that the City is terminating Contract No. 2021-0002 ZF Proprietary Parts and Service for convenience, pursuant to Part 4 - Contract Clauses – Section 8A of this contract, and that the termination shall be effective as of February 13, 2024.

BACKGROUND / DISCUSSION:

Contract being terminated for convenience due to total contract expenditures being met.

SELECTION SUMMARY:

N/A

CONTRACT VARIANCE:

N/A

PROTEST

N/A

PRIOR COUNCIL ACTION:

On January 5, 2021 the Mass Transit Board approved the award of contract 2021-0002 to Harbor Diesel & Equipment, Inc. dba HD Industries for a three (3) year term for at total amount of \$750,000.00.

AMOUNT AND SOURCE OF FUNDING:


N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: Mass Transit (Sun Metro)
SECONDARY DEPARTMENT: Purchasing & Strategic Sourcing

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

DEPARTMENT HEAD: Deputy Transit Officer



Anthony R. Dekeyzer, Director of Mass Transit

**COUNCIL PROJECT FORM
(Termination)**

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

Please place the following item on the **CONSENT AGENDA** for the Mass Transit Board of **February 13, 2024**

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.

Request that the Managing Director of Purchasing and Strategic Sourcing be authorized to notify Harbor Diesel & Equipment, Inc. dba HD Industries that the City is terminating Contract No. 2021-0002 ZF Proprietary Parts and Service for convenience, pursuant to Part 4 - Contract Clauses – Section 8A of this contract, and that the termination shall be effective as of February 13, 2024.

DATE: 8/3/2018

RESOLUTION

WHEREAS, on January 5, 2021, the City of El Paso Mass Transit Department Board (“MTB”) awarded Contract No. 2021-0002 ZF Proprietary Parts and Service (“Contract”) to Harbor Diesel & Equipment, Inc. dba HD Industries (“Contractor”), a three-year parts and services contract; and

WHEREAS, pursuant to PART 4 CONTRACT CLAUSES – Section 8(A) TERMINATION FOR CONVENIENCE of this contract, the MTB may terminate the Contract, in whole or in part, at any time by written notice to the Contractor for convenience; and

WHEREAS, the MTB now desires to terminate the Contract for convenience.

NOW, THEREFORE, BE IT RESOLVED BY THE MASS TRANSIT DEPARTMENT BOARD OF THE CITY OF EL PASO:

That the Managing Director of Purchasing & Strategic Sourcing is authorized to notify Harbor Diesel & Equipment, Inc. dba HD Industries that the MTB is terminating Contract No. 2021-0002 ZF Proprietary Parts and Service for convenience, pursuant to PART 4 CONTRACT CLAUSES – Section 8(A) TERMINATION FOR CONVENIENCE of this contract, and that the termination shall be effective as of February 13, 2024.

APPROVED this _____ day of _____, 2024.

MASS TRANSIT BOARD:

Oscar Lesser
Chairman

ATTEST:

Laura D. Prine
Secretary

APPROVED AS TO FORM:

Oscar Gomez
Assistant City Attorney

APPROVED AS TO CONTENT:

K. Nicole Cote, Managing Director
Purchasing & Strategic Sourcing

APPROVED AS TO CONTENT:

Anthony R. Dekeyzer, Director of
Mass Transit Department