

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

**AGENDA DATE:** March 12, 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:**

Discussion and action on the Request that the Managing Director of Purchasing & Strategic Sourcing be authorized to issue Purchase Order(s) for solicitation 2024-0114 New Flyer Proprietary Parts to Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC the sole and authorized distributor for an initial term of three (3) years for an estimated amount of \$12,000,000.00. Supplier will be required to provide an updated sole source letter and affidavit each year.

**BACKGROUND / DISCUSSION:**

This contract will allow Sun Metro to purchase proprietary bus components necessary for the maintenance and repair of the New Flyer-NABI manufactured buses.

**SELECTION SUMMARY:**

General Exemption under Texas Local Government Code Section 252.022 Part 7 (D) captive replacement parts or components for equipment. The Aftermarket Parts Company, LLC is the sole and authorized distributor of New Flyer products.

**CONTRACT VARIANCE:**

The difference based in comparison to the previous contract is as follows: An increase of \$8,400,000.00 for the initial term, which represents a 233.33% increase due price increases, new training modules, and additional contract capacity to maintain parts inventory.

**PROTEST**

N/A

**PRIOR COUNCIL ACTION:**

N/A

**AMOUNT AND SOURCE OF FUNDING:**

Amount: \$12,000,000.00

Funding Source: Federal Transit Administration Formula 5307 Grant

Account: 560-3215-60050-531180- P6017-P60FTA117-G60225307

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES \_\_\_\_NO

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

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\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

DEPARTMENT HEAD:

Deputy Transit Officer

*Jerry DeMuro/for*

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Anthony R. Dekeyzer, Director of Mass Transit

Project Form  
Non-Competitive

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

Please place the following item on the Regular Agenda for the Mass Transit Board Meeting of March 12, 2024

Strategic Goal 7 - Enhance and Sustain El Paso's Infrastructure Network

The linkage to the Strategic Plan is subsection: 7.3 Enhance a regional comprehensive transportation system

**Award Summary:**

Discussion and action on the request that the Managing Director of Purchasing & Strategic Sourcing be authorized to issue Purchase Order(s) for solicitation 2024-0114 New Flyer Proprietary Parts to Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC the sole and authorized distributor for a term of three (3) years for an estimated amount of \$12,000,000.00. Supplier will be required to provide an updated sole source letter and affidavit each year. This contract will allow Sun Metro to purchase proprietary bus components necessary for the maintenance and repair of the New Flyer-NABI manufactured buses.

**Contract Variance:**

The difference based in comparison to the previous contract is as follows: An increase of \$8,400,000.00 for the initial term, which represents a 233.33% increase due price increases, new training modules, and additional contract capacity to maintain parts inventory.

Department:	Mass Transit (Sun Metro)
Award to:	Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC
City & State:	Delaware, OH
Item(s):	All
Initial Term:	3 Years
Option Term:	N/A
Total Contract Time:	3 Years
Annual Estimated Award:	\$4,000,000.00
Initial Term Estimated Award:	\$12,000,000.00
Option Term Estimated Award:	N/A
Total Estimated Award:	\$12,000,000.00
Account(s):	560-3215-60050-531180- P6017-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 Transit Holdings, Inc. dba The Aftermarket Parts Company, LLC 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 Kerry Moloney. 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: The Aftermarket Parts Company, LLC
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):  
Exclusive distributor of New Flyer Aftermarket Parts. Many customized components such as body/chassis, suspension, windows, assemblies, etc.
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.**

*Kerry Moloney*  
Signature

SUBSCRIBED AND SWORN to before me on this 30th day of August

Sharon P. M. Franks  
A Notary Public for the Province of Manitoba,  
My Commission Expires: November 8, 2024  
711 Kernaghan Avenue  
Winnipeg, Manitoba, Canada R2C 3T4

*Sharon P. M. Franks*  
NOTARY PUBLIC

PRINTED NAME

MY COMMISSION EXPIRES

COMPANY NAME: The Aftermarket Parts Company, LLC  
ADDRESS, CITY, STATE & ZIP CODE: 3229 Sawmill Parkway, Delaware, OH 43015  
PHONE: 800 665-2637 FAX NUMBER: 800 745-5368  
CONTACT NAME AND TITLE: Amabel Asidao, Customer Service Representative  
WEB ADDRESS: www.nfi.parts EMAIL: amabel.asidao@nfi.parts / newflyerparts@newflyer.com  
FEDERAL TAX ID NUMBER: [REDACTED] TEXAS SALES TAX NUMBER: Not Applicable



August 30, 2023

**Norma E. Jimenez**  
**Contract Compliance Manager**  
Purchasing & Strategic Sourcing Department  
300 N. Campbell El Paso, TX 79901  
[JimenezDePrineNE@elpasotexas.gov](mailto:JimenezDePrineNE@elpasotexas.gov)

SUBJECT: SOLE SOURCE AFFIDAVIT

Dear Norma,

New Flyer Industries Canada, ULC is an O.E.M. supplier of customized heavy-duty transit buses and therefore also the exclusive distributor of New Flyer aftermarket parts. Many customized components such as body/chassis, suspension, windows, etc. are either manufactured by New Flyer or procured from vendors under proprietary agreements and specifically manufactured from New Flyer Engineering drawings. Such procured/manufactured parts can only be purchased from The Aftermarket Parts Company, LLC dba NFI Parts.

Our proprietary vendor agreements strictly limit the sale of these items to and through the OEM bus manufacturer (New Flyer) only. The manufacturing process for said coach body/chassis, suspension, windows, etc. is unique and critical to New Flyer and not utilized by any other coach OEM. No other aftermarket parts distributor would have availability of these proprietary items.

Thank you for your interest in NFI Parts. If you have questions or concerns, please do not hesitate to contact your Customer Service Representative, Amabel Asidao at 1 800 665-2637.

Sincerely,

Kerri Moloney  
Vice President, Sales & Customer Service  
NFI Parts