

# Mayor and Council Communication

**DATE:** 08/17/21

**M&C FILE NUMBER:** M&C 21-0568

**LOG NAME:** 13P KIRBY-SMITH EQUIPMENT RENTAL MG FMS

**SUBJECT**

(ALL) Authorize Agreement with Kirby-Smith Machinery, Inc. for the Rental of Construction, Road and Bridge, Ditching, Trenching, and Other Similar Equipment Using BuyBoard Contract 597-19 in an Annual Amount Up to \$500,000.00 for All City Departments and Authorizing One Annual Renewal for the Same Amount

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**RECOMMENDATION:**

It is recommended that the City Council authorize an agreement with Kirby-Smith Machinery, Inc. for the rental of construction, road and bridge, ditching, trenching, and other similar equipment for all City departments utilizing BuyBoard Contract 597-19 in annual amount up to \$500,000.00 and authorize one annual renewal for the same amount.

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**DISCUSSION:**

City of Fort Worth (City) departments will use the agreement with Kirby-Smith, Inc. for the rental of construction, road and bridge, ditching, trenching, and other similar equipment for City projects using BuyBoard Contract 597-19. Staff recommends agreement should be in an annual amount up to \$500,000.00. Equipment will be rented by each City department on an as-needed basis.

COOPERATIVE PURCHASE - State law provides that a local government purchasing an item under a cooperative purchase agreement satisfies any state law requiring that the local government seek competitive bids for purchase of the item. BuyBoard contracts are competitively bid to increase and simplify the purchasing power of government entities across the State of Texas.

BUSINESS EQUITY - A goal is not assigned when purchasing from an approved purchasing cooperative or public entity.

AGREEMENT TERM - Upon City Council's approval, this agreement will commence upon execution by both parties through November 30, 2021 with the option to renew for one additional one year period through November 30, 2022 in accordance with the terms of the cooperative contract. This action does not require specific City Council approval provided that the City Council has appropriated sufficient funds to satisfy the City's obligations during the renewal term.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are available in the current operating budget, as appropriated, in the participating departments' Operating Funds to support the approval of the above recommendation and award of the contract. Prior to any expenditure being incurred, the participating departments have the responsibility to validate the availability of funds.

**Submitted for City Manager's Office by:** Jay Chapa 5804

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