

Mayor and Council Communication

DATE: 06/27/23

M&C FILE NUMBER: M&C 23-0558

LOG NAME: 35RATIFY EXPENDITURES AND INCREASE SPENDING AUTHORITY - BELL

SUBJECT

(ALL) Authorize an Increase to City Secretary Contract No. 56012 with Bell Textron, Inc. for an Amount up to \$235,000.00 Per Year in the Succeeding 4 Years of the Contract and Ratify Expenditures in the Amount of \$41,331.60 for Helicopter Parts and Maintenance for the Police Department

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize an increase to City Secretary Contract No. 56012 with Bell Textron, Inc. in the amount of \$135,000.00 for a total annual contract amount of \$235,000.00 for the Police Department; and
2. Ratify expenditures in the amount of \$41,331.60 with Bell Textron, Inc. for helicopter parts and maintenance.

DISCUSSION:

The Police Department (PD) is seeking an increase to executed City Secretary Contract No. 56012 with Bell Textron, Inc. (Bell) for helicopter parts and maintenance for a term of five years. Several circumstances necessitate an increase in the annual spending authority to \$235,000.00 and ratify expenditures.

At the beginning of each month, and per the contract, PD Air Support sends Bell the number of helicopter flight hours utilized during the previous month. Bell invoices the City per the contract based on the number of hours reported. With two helicopters non-operational, there is an increase in the flight hours with the remaining active helicopter. The initial contract cost for this helicopter was based on a specific amount of flight hours, which is no longer sufficient based on the increased use of the helicopter and the additional required maintenance.

Additionally, while the contracted hourly rate for maintenance and repair may increase 3% annually, the asset will be post warranty period, which increases the contracted rate beginning January 1, 2024 from \$178.00 to \$235.00 per flight hour.

PD intended that the original agreement include funding for \$100,000.00 per year over its 5-year term however, the Agreement was limited to \$100,000.00 in total over the 5-year term. As a result, PD Air Support division has exhausted the \$100,000.00 in less than two fiscal years and received three invoices for services without a Purchase Order due to contract amount limitations being exceeded and will need to increase spending authority.

This M&C seeks to increase that authority to \$235,000.00 annually for the Agreement, and any subsequent renewals. In addition, PD is requesting that Council ratify expenditures in the amount of \$41,331.60 for payments issued to Bell to cover the outstanding invoices.

Funding is budgeted in the Fleet Service Outside Repair and Maintenance account of the Police Department's General Fund.

This procurement is exempted from the competitive bidding requirements as provided under Section 252.022(7) of the Texas Local Government Code. The Police Department submitted a Sole Source 252 Exemption Form that was approved by the City Attorney's office, therefore, the business equity goal requirement is not applicable.

An administrative change order or increase may be made by the City Manager up to the amount allowed by relevant law and the Fort Worth City Code and does not require specific City Council approval as long as sufficient funds have been appropriated.

Upon City Council approval, City Secretary Contract will expire on July 12, 2026. This contract may be renewed for up to one (1) five-year term at the City's option.

This action does not require specific City Council approval, provided that the City has appropriated sufficient funds to satisfy the City's obligations during the renewal term.

This project is located in ALL COUNCIL DISTRICTS

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the recommendations, funds are available in the current operating budget, as previously appropriated, in the General Fund. Prior to an expenditure being incurred, the Police department has the responsibility to validate the availability of funds.

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