

# Mayor and Council Communication

**DATE:** 08/08/23

**M&C FILE NUMBER:** M&C 23-0619

**LOG NAME:** 13P COOP ASC 23-7457 LED ROADWAY LIGHTS AND MATERIALS CH TPW

**SUBJECT**

(ALL) Authorize Execution of a Contract with Fonroche Lighting America, Inc. for LED Roadway Lights and Materials Utilizing Allied States Cooperative Contract 23-7457 in an Annual Amount Up to \$500,000.00 and Authorize Three One-Year Automatic Renewals in the Listed Amounts for the Transportation and Public Works Department

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**RECOMMENDATION:**

It is recommended that the City Council authorize the execution of a contract with Fonroche Lighting America, Inc. for LED roadway lights and materials utilizing the Allied States Cooperative Contract 23-7457 for an annual amount up to \$500,000.00 and authorize three one-year automatic renewals in the listed amounts for the Transportation and Public Works Department.

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**DISCUSSION:**

The Transportation and Public Works Department approached the Purchasing Division to enter into an agreement with, Fonroche Lighting America, Inc. under the Allied States Cooperative Contract 23-7457. This contract includes maintenance, repair and operation (MRO) equipment, supplies and materials and services. The Transportation and Public Works Department will utilize this agreement to purchase new light-emitting diode street lights and associated materials for City projects.

The annual amount allowed under this agreement will be up to \$500,000.00, for the first term and will automatically increase by an annual 25% in each of the three one-year renewals, if exercised. However, the actual amount will be based on the need of the department and the available budget. Specifically, for Renewal Period 1, the up-to amount will be \$625,000.00; for Renewal Period 2, the up-to amount will be \$781,250.00; and for Renewal Period 3, the up-to amount will be \$976,562.50. However, the actual amount will be based on the need of the department and the available budget.

State law provides that a local government purchasing an item under a cooperative purchasing agreement satisfies state laws requiring that the local government seek competitive bids for the purchase of an item. Allied States Cooperative Contract 23-7457 has been competitively bid to increase and simplify the purchasing power of local government entities across the State of Texas. The Request for Proposal (RFP) contract no. 23-7457 was published on February 20, 2023 and February 27, 2023. Responses were opened on March 21, 2023.

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.

The agreement may will be automatically renewed for up to three one-year renewal terms in the amounts specified above.

Funding is budgeted in the TPW Dept Highway & Streets Department's General Capital Projects Fund for the purpose of funding the FY 23 PayGo MMA & Steel Poles project, as appropriated.

A M/WBE goal is not assigned when purchasing from an approved purchasing cooperative or public entity.

This project will serve ALL COUNCIL DISTRICTS.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are available in the current capital budget, as previously appropriated, in the General Capital Project Fund for the FY 23 PayGo MMA & Steel Poles projects to support the approval of the above recommendation and award of the contract. Prior to any expenditure being incurred, the Transportation and Public Works Department has the responsibility to validate the availability of funds.

**Submitted for City Manager's Office by:** Reginald Zeno 8517

William Johnson 5806

**Originating Business Unit Head:** Reginald Zeno 8517

Lauren Prieur 6035

**Additional Information Contact:** Jo Ann Gunn 8525

Christopher Ha 8066

