

Mayor and Council Communication

DATE: 05/09/23

M&C FILE NUMBER: M&C 23-0375

LOG NAME: 13PITB 23-0038 PARK IMPROVEMENT MATERIALS LSJ PARD

SUBJECT

(ALL) Authorize Execution of Purchase Agreement with Silver Creek Materials, Inc., for Park Improvement Materials in an Annual Amount Up to \$693,034.00 for the Park & Recreation Department

RECOMMENDATION:

It is recommended that the City Council authorize execution of a purchase agreement with Silver Creek Materials, Inc., for park improvement materials in an annual amount up to \$693,034.00 for the first initial term and authorize four one-year renewal options for the same annual amount for the Park & Recreation Department.

DISCUSSION:

The Park & Recreation Department (PARD) approached the Purchasing Division to establish an agreement to purchase materials for routine maintenance and repairs for City Parks. In order to procure these materials, Purchasing issued Invitation to Bid (ITB) No. 23-0038 describing the various types of materials that will be purchased on an "as-needed" basis.

The bid was advertised in the *Fort Worth Star-Telegram* March 1, 2023, March 8, 2023, March 15, 2023 and March 22, 2023. The City received a sole response. Staff evaluated the response based on lowest responsible bidder and recommends awarding an annual agreement to Silver Creek Materials, Inc. No guarantee was made that a specific amount of materials would be purchased. Staff certifies that the recommended vendor met the bid specifications.

The current pricing is included below, but these prices may be changed in accordance with state and local law and as agreed by the parties.

Line	Item	Item Offered	Quantity	UOM	Unit Price	Total
1	1" Crushed Limestone – 100% Crushed White Limestone	SCM ROCK_CRUSH_1	810	YD	\$59.00	\$47,790.00
2	Decomposed Granite- 100% Crushed Granite	SCM DG-86-YD	1110	YD	\$80.00	\$88,000.00
3	Ungraded Crushed Rock, Grade # 3	SCM ROCK_CRUSH_1 1" CRUSHED LIMESTONE	200	YD	\$59.00	\$11,800.00
4	Screened Sand - Screened through 1" Screen	SCM SS	3000	YD	\$9.75	\$29,250.00
5	Screened Top Soil – Screened through 1" Screen	SCM STS	3210	YD	\$15.25	\$48,952.50
6	Mulch- Shredded Hardwood Mulch	SCM FSM-YD FINELY SHREADEDED MULCH	600	YD	\$25.00	\$15,000.00
	3-5"					

7	Construction Entrance Rock	SCM ROCK-CONSTRUCTION	620	YD	\$16.00	\$9,920.00
8	2-3" River Rock	SCM RR_TEXMIX_RVR_1-3 1-3" TEX MIX RIVER ROCK	190	YD	\$99.00	\$18,810.00
9	3/4 Utility Rock, Type 57	SCM ROCK_UTILITY-MM	1000	YD	\$49.00	\$49,000.00
10	1-1/2" Flex Base – 50% Limestone fines Mixed with 50% 2.5" Crushed White Limestone Rock	SCM FB-SCM Non-Spec Road Base	2000	YD	\$17.50	\$35,000.00
11	Select Fill for construction - Blended Clay and Sand PI between 5-15	SCM SF	1000	YD	\$6.75	\$6,750.00
12	Screened Select Fill Blended Clay and Sand PI between 5-15- Screened through 1" Screen	SCM SSF	1000	YD	\$10.25	\$10,250.00
13	Cushion Sand Virgin Material Free of any Rock	SCM CS-YD	60	YD	\$8.00	\$480.00
14	2x4 Crushed Rock, Grade 1	SCM ROCK2X4CRUSHLS	200	YD	\$60.00	\$12,000.00
15	4x8 Rip Rap Rock		300	YD	NB	0.00
16	Premium Soil Mix – Blend of Compost and Screened Sand	SCM PSM-YD	50	YD	\$25.00	\$1,250.00
17	Delivery fee for 10 yard truck 0-10 miles		25	EA	\$110.00	\$2,750.00
18	Delivery fee for 10 yard truck 11-20 miles		25	EA	\$125.00	\$3,125.00
19	Delivery fee for 10 yard truck 21-35 miles		25	EA	\$145.00	\$3,625.00
20	Delivery fee for 20 yard truck 0-10 miles		25	EA	\$165.00	\$4,125.00
21	Delivery Fee for 20 yard truck 11-20		25	EA	\$190.00	\$4,750.00

	miles					
22	Delivery Fee for 20 yard truck 21-35 miles		25	EA	\$220.00	\$5,500.00
23	Ungraded Crushed Rock Grade # 5	SCM ROCK_UTILITY-MM	200	YD	\$49.00	\$9,800.00
24	5/16" Pea Gravel	SCM PG-85-YD	350	YD	\$60.00	\$21,000.00
25	10 Yard delivery Fee	Annual Amount				\$25,500.00
26	20 Yard delivery Fee	Annual Amount				\$40,000.00
27	Fuel Charge	Annual Amount				\$50,000.00
Amount					Total	\$554,427.50

Funding is budgeted in the Agri & Botanical Supplies and Operating Supplies accounts of the Park & Recreation Department's rollup within the General Fund and Municipal Golf Fund. Approval of this Mayor and Council Communication authorizes the City to spend up to \$693,034.00 per year with Silver Creek Materials, Inc., for goods; however, the actual first year spend is anticipated to be \$554,427.00 based on current budget allocations. Actual usage in any term can be up to the authorized amount and will be dependent upon actual appropriations for this purpose in the department's budgets.

On July 16, 2019, the Purchasing Division issued an Invitation to Bid (ITB) No. 19-0000007 to finalize an annual Agreement for improvement materials. Purchase Agreements were authorized with Silver Creek Materials Inc., and Clear Fork Materials, LLC, for the PARD for an aggregate annual amount of \$100,000.00. City need for the improvement materials exceeded the previous contract amount, so an amendment was approved March 21, 2023, to increase the annual amount of the agreements by an additional \$25,000.00, for a total amount not to exceed \$125,000.00 to provide spending capacity for PARD while the current bid was finalized (M&C 23-0209). Once this M&C is approved and the new agreement is available, PARD will no longer use the current agreement with Silver Creek Materials Inc., which will be terminated as of the effective date of the agreement being approved through this M&C.

DIVERSITY AND INCLUSION (DVIN): A waiver of the goal for Business Equity subcontracting requirement is approved by the DVIN-BE, in accordance with the Business Equity Ordinance, because the purchase of goods or services is from sources where subcontracting or supplier opportunities are negligible.

AGREEMENT TERMS - The agreement shall be effective upon City Council approval.

RENEWAL TERMS: The contracts may be renewed for up to four (4) one-year terms at the City's option. This action does not require specific City Council approval provided that City Council has appropriated sufficient funds to satisfy the City's obligations during the renewal term.

ADMINISTRATIVE CHANGE ORDER: 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.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the recommendation, funds are available in the current operating budgets, as previously appropriated, in the General Fund and Municipal Golf Fund to support the approval of the above recommendations and execution of the purchase agreement. Prior to any expenditure being incurred, the Park & Recreation Department has the responsibility to validate the availability of funds.

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