

# Mayor and Council Communication

**DATE:** 11/08/22

**M&C FILE NUMBER:** M&C 22-0908

**LOG NAME:** 21FY23 RUSH TRUCK CENTERS OF TEXAS, L.P. REPAIRS & SVS

**SUBJECT**

(ALL) Authorize Sole Source Purchase Agreement with Rush Truck Centers of Texas, L.P. for Original Equipment Manufacturer Peterbilt Truck Equipment Parts and Repairs in an Amount Up to \$350,000.00 Per Year with Four One-Year Renewal Options for the Property Management Department

---

**RECOMMENDATION:**

It is recommended that the City Council authorize a sole source purchase agreement with Rush Truck Centers of Texas, L.P. for original equipment manufacturer Peterbilt truck equipment parts and repairs in an amount up to \$350,000.00 per year with four one-year renewal options for the Property Management Department.

---

**DISCUSSION:**

The Property Management Department (PMD) approached the Purchasing Division for assistance in obtaining replacement parts and services to maintain City owned Peterbilt equipment. Rush Truck Centers of Texas, L.P. is the authorized service facility for Peterbilt trucks maintenance, service repairs and original equipment manufacturer (OEM) replacement parts. The City of Fort Worth has crew trucks, dump trucks, tractors, parts and accessories manufactured by or for Peterbilt that range in model year from 1975 to 2018. Peterbilt offers OEM parts needed to ensure optimal performance from equipment during standard business hours and after hour field service calls.

Staff reviewed the prices and determined them to be fair and reasonable. No guarantee was made that a specific amount of goods and services would be purchased. The City anticipates spending approximately \$350,000.00 during the first agreement period; which provides an adequate amount of funds for repairs and service needed for city equipment.

Funding is budgeted in the Fleet Service Outside Repair & Maintenance account of the Property Management Department's Fleet & Equipment Service Fund.

DVIN: Property Management submitted a 252 Form approved by Assistant City Attorney - Taylor Paris to waive the business equity goal requirement.

This procurement is exempted from the competitive bidding requirements as provided for under Section 252.022(7) of the Texas Local Government Code because, Rush Truck Centers of Texas, L.P. is the documented sole source original equipment manufacturer Peterbilt heavy equipment parts, repairs and maintenance services for Rush Truck Centers of Texas, L.P.

ADMINISTRATIVE CHANGE ORDER - An administrative change order or increase may be made by the City Manager in the amount up to \$50,000.00 and does not require specific City Council approval as long as sufficient funds have been appropriated.

Upon City Council approval, the Agreement shall begin upon execution of the Agreement and expire one year from that date.

RENEWAL OPTIONS - This Agreement may be renewed for four additional one-year renewal periods. 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.

A Form 1295 is not required because: This contract will be with a publicly-traded business entity or a wholly-owned subsidiary of a publicly-traded business entity: Rush Enterprises, Inc.

---

**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the above recommendation, funds are available in the current operating budget, as previously appropriated, in the Fleet & Equipment Service Fund. Prior to any expenditure being incurred, the Property Management Department has the responsibility to validate the availability of funds.

**Submitted for City Manager's Office by:** Dana Burghdoff 8018

**Originating Business Unit Head:** Steve Cooke 5134

**Additional Information Contact:** Lolita Brewer 6645

