



## Legislation Text

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**File #:** 20-1918, **Version:** 1

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**STRATEGIC PRIORITY:** Government Performance and Financial Management  
**AGENDA DATE:** October 28, 2020  
**COUNCIL DISTRICT(S):** All  
**DEPARTMENT:** Building Services Department  
**EXECUTIVE:** Joey Zapata

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### **SUBJECT**

Authorize a three-year construction contract for heating, ventilation and air conditioning system installation and services at City facilities with TDIndustries, Inc. through procurement by the National Cooperative Purchasing Alliance Contract No. 02-92 - Not to exceed \$22,400,000.00 - Financing: U.S. Department of Treasury - Coronavirus Relief Fund (\$10,600,000.00) and Capital Construction Fund (\$11,800,000.00) (subject to annual appropriations)

### **BACKGROUND**

This action does not encumber funds, the purpose of this contract is to establish firm pricing for goods and services, for a specific term, which are ordered on an as needed basis according to annual budgetary appropriations.

This contract will provide for (1) COVID-19 related retrofits of building mechanical systems over the remainder of calendar 2020 using federal Coronavirus Aid, Relief, and Economic Security Act funding (CARES Act); and (2) installation, services and related products in support of the Building Services Department's operation and management of over 480 facilities comprising over 10 million square feet.

The CARES Act established the \$150 billion Coronavirus Relief Fund to provide payments to state, local, and tribal governments to mitigate the impact of responding to COVID-19. The City of Dallas has received funds from the Treasury Department for all allowable expenses that includes (1) those incurred due to the public health emergency with respect to the coronavirus Disease 2019 (COVID-19); (2) those not accounted for in the budget most recently approved as of March 27, 2020 for the government; and (3) those incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

The Texas Local Government Code, Chapter 271, Subchapter F, Section 271.102, authorizes a local government to participate in a Cooperative Purchasing Program with another local government or a local cooperative organization. TDIndustries, Inc. was chosen from the National Cooperative Purchasing Alliance, Contract No. 02-92.

### **ESTIMATED SCHEDULE OF PROJECT**

Begin services        October 2020  
Complete services    October 2023

### **PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

On April 22, 2020, City Council authorized the acceptance of the CARES Act and the Coronavirus Relief Funds (CRF) to aid the COVID-19 response throughout the City by Resolution No. 20-0644.

City Council was briefed on the proposed uses of CARES and CRF funds to facilitate assistance to eligible communities and households economically impacted by COVID-19 on June 17, 2020.

The Government Performance and Financial Management Committee will be briefed by memorandum on October 26, 2020.

### **FISCAL INFORMATION**

Fund	FY 2021	FY 2022	Future Years
U.S. Department of Treasury - Coronavirus Relief Fund	\$10,600,000.00	\$ 0.00	\$ 0.00
Capital Construction Fund	\$ 4,000,000.00	\$4,000,000.00	\$3,800,000.00
Total	\$14,600,000.00	\$4,000,000.00	\$3,800,000.00

### **M/WBE INFORMATION**

In accordance with the City's Business Inclusion and Development Policy adopted on September 23, 2020, by Resolution No. 20-1430, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE \$
\$22,400,000.00	CO-OP	N/A	N/A	N/A
• The Business Inclusion and Development Plan does not apply to Cooperative Purchasing Agreements (CO-OPs).				
• TDIndustries, Inc. - Local; Workforce - 8.00% Local				

## **PROCUREMENT INFORMATION**

Method of Evaluation for Award Type:

Cooperative Purchasing Agreement	<ul style="list-style-type: none"><li>• Cooperative Purchasing Agreements enable the City to associate with State agencies, other local governments, or local cooperative organizations comprised of other state and local governments, to leverage market buying power and enable the City to purchase goods or services at lower prices</li><li>• Cooperative Purchasing is an alternative method of meeting the requirements for competitive bidding or competitive sealed proposals, not an exception from that requirement</li></ul>
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## **OWNER**

**TDIndustries, Inc.**  
8801 Jameel Road, Suite 100  
Houston, TX 77040

Brian Lillard, Vice President