



## Legislation Text

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**File #:** 21-2186, **Version:** 1

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**STRATEGIC PRIORITY:** Government Performance and Financial Management  
**AGENDA DATE:** December 8, 2021  
**COUNCIL DISTRICT(S):** All  
**DEPARTMENT:** Office of Procurement Services  
**EXECUTIVE:** Elizabeth Reich

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### **SUBJECT**

Authorize a three-year service price agreement for analytical laboratory testing services for the Water Utilities Department - Eurofins-Xenco, LLC, lowest responsible bidder of three - Estimated amount of \$6,710,072 - Financing: Dallas Water Utilities Fund ([\\$6,393,402](#)) and [Stormwater Operations Fund \(\\$316,670\)](#)

### **BACKGROUND**

This action does not encumber funds; the purpose of a service price agreement is to establish firm pricing for services, for a specific term, which are ordered on an as needed basis according to annual budgetary appropriations. The estimated amount is intended as guidance rather than a cap on spending under the agreement, so that actual need combined with the amount budgeted will determine the amount spent under this agreement.

This service price agreement will provide for analytical laboratory testing services. The service contract will allow Water Utilities Department to utilize certified, independent laboratories to conduct analytical laboratory testing services. The contractor will analyze samples for compliance with state and federal regulations including The Clean Water Act, Safe Drinking Water Act, Clean Air Act, Comprehensive Environmental Response, Compensation and Liability Act, Resource Conservation and Recovery Act, and Solid Waste Disposal Act.

The analytical services will be used to support stormwater monitoring, illicit discharge investigations, enforcement investigations, hazardous and non-hazardous waste management, industrial waste monitoring, publicly owned treatment works influent and effluent monitoring, and other water/wastewater testing for the City. The contractor under this contract will be required to perform mandated Environmental Protection Agency analysis in situations where the City's laboratories lack the proper equipment, lab instrumentation, and resources to perform the needed tasks.

As part of the solicitation process and in an effort to increase competition, the Office of Procurement Services used its procurement system to send out email notifications to vendors registered under

relevant commodity codes. To further increase competition, the Office of Procurement Services uses historical solicitation information, the Internet, and vendor contact information obtained from user departments to contact additional vendors.

On November 10, 2015, the City Council authorized a living wage policy that requires contractors to pay their employees a “living wage” rate as established annually by the Massachusetts Institute of Technology Living Wage Calculator for Dallas County by Resolution No. 15-2141. The current calculated living wage during the solicitation process of this contract is \$15.21; the selected vendor meets this requirement.

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

On August 8, 2018, City Council authorized a three-year service contract for analytical laboratory testing services with Technical Testing International, LLC dba Environmental Laboratories and Ana-Lac Corporation by Resolution No. 18-1046.

### **FISCAL INFORMATION**

Fund	FY 2022	FY 2023	Future Years
Dallas Water Utilities Fund	<del>\$2,236,687.00</del> <a href="#">\$2,131,131.00</a>	<del>\$2,236,692.00</del> <a href="#">\$2,131,135.00</a>	<del>\$2,236,693.00</del> <a href="#">\$2,131,136.00</a>
<a href="#">Stormwater Operations Fund</a>	<a href="#">\$ 105,556.00</a>	<a href="#">\$ 105,557.00</a>	<a href="#">\$ 105,557.00</a>
<a href="#">Total</a>	<a href="#">\$2,236,687.00</a>	<a href="#">\$2,236,692.00</a>	<a href="#">\$2,236,693.00</a>

### **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	Procurement Category	M/WBE Goal	M/WBE %	M/WBE \$
\$6,710,072.00	Other Services	N/A	N/A	N/A
<ul style="list-style-type: none"> <li>• The Business Inclusion and Development Policy does not apply to Other Service contracts.</li> <li>• Eurofins-Xenco, LLC - Non-local; Workforce - 0.00% Local</li> </ul>				

### **PROCUREMENT INFORMATION**

Method of Evaluation for Award Type:

Low Bid	<ul style="list-style-type: none"> <li>• Recommended vendor is based on the lowest competitive quoted price, who is also technically and financially capable of performing and completing the contract, and otherwise meets all material specification requirements</li> <li>• Negotiations are not allowed</li> </ul>
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The Office of Procurement Services received the following bids from solicitation number BI21-0017205. We opened them on September 3, 2021. We recommend the City Council award this service price agreement in its entirety to the lowest responsive and responsible bidder.

\*Denotes successful bidder

<b><u>Bidders</u></b>	<b><u>Address</u></b>	<b><u>Amount</u></b>
*Eurofins- Xenco, LLC	4147 Greenbriar Drive Stafford, TX 77477	\$6,710,072.00
TTI Labs, LLC	800 106th Street Arlington, TX 76011	\$8,975,000.00
Pace Analytical Services, LLC	100 West Bethany Road Ste. 190 Allen, TX 75013	\$10,393,661.00

### **OWNER**

#### **Eurofins-Xenco LLC**

Alex Montoya, President