

RESOLUTION NO. 20-R-04

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING CONTRACTS TOTALING NO MORE THAN \$100,000 WITH DEERE & COMPANY FOR THE PURCHASE OF A NEW TRACTOR AND PARTS/LABOR DURING THE 2019-2020 FISCAL YEAR AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the City of Schertz (the “City”) has contracted with Deere & Company for purchase of one new tractor, labor and parts: and

WHEREAS, City staff has received a Quote (Buy Board Vendor) indicating Deere & Company is qualified to provide such services for the City; and

WHEREAS, the various contracts between the City and Deere & Company have been related to purchases for the City’s Public Works Department, as well as for other departments of the City; and

WHEREAS, Deere & Company has a reputation of consistently providing a quality equipment for a low price compared to other local vendors; and

WHEREAS, the City’s Purchasing Policy, adopted and approved by the City Council of the City (the “City Council”) pursuant to Resolution No. 11-R-14, authorizes the City Manager, or his or her designee, to approve and execute contracts for amounts less than \$50,000 without obtaining City Council approval for such contracts; and

WHEREAS, the total amount of the various separate and unrelated contracts that the City has entered into with Deere & Company during the 2019-2020 fiscal year will exceed the \$50,000.00; and

WHEREAS, due to Deere & Company reputation of consistently providing a quality equipment for a low price, the City staff desires to continue to purchase equipment thru Deere & Company of the 2019-2020 fiscal year, for total expenditures with Deere & Company during the 2019-2020 fiscal year of up to \$100,000; and

WHEREAS, the City Council has determined that it is in the best interest of the citizens of the City for the City to continue to be able to utilize Deere & Company for additional purchases, parts and labor, including any unanticipated circumstances , that may arise during the remainder of the 2019-2020 fiscal year; and

WHEREAS, the City Council desires to allow the City Manager to approve and execute contracts with Deere & Company, including any unanticipated parts or labor, during the remainder of the 2019-2020 fiscal year for total expenditures with Deere & Company during the 2019-2020 fiscal year of up to \$100,000.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

The City Council hereby authorizes the City Manager to approve and execute contracts with Deere & Company for one new tractor and including any unanticipated parts or labor, during the remainder of the 2019-2020 fiscal year for total expenditures with Deere & Company during the 2019-2020 fiscal year of up to \$100,000.

Section 1. for additional separate and unrelated projects, including the Anticipated Project, during the remainder of the 2019-2020 fiscal year for total expenditures with SA Paramount during the 2019-2020 fiscal year of up to \$100,000.

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 3. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND ADOPTED, this 7th day of January 2020.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary