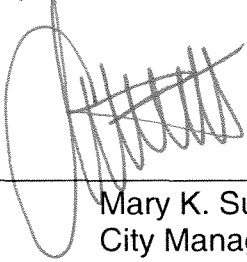


**MAY 1, 2013 CITY COUNCIL BRIEFING AGENDA
CERTIFICATION**

This certification is given pursuant to Chapter XI, Section 9 of the City Charter for the City Council Briefing Agenda dated May 1, 2013. We hereby certify, as to those contracts, agreements, or other obligations on this Agenda authorized by the City Council for which expenditures of money by the City are required, that all of the money required for those contracts, agreements, and other obligations is in the City treasury to the credit of the fund or funds from which the money is to be drawn, as required and permitted by the City Charter, and that the money is not appropriated for any other purpose.



Mary K. Suhm
City Manager

4.26.13

Date



Edward Scott
City Controller

4.26.13

Date

RECEIVED

2013 APR 26 PM 4: 54

CITY SECRETARY
DALLAS, TEXAS



COUNCIL BRIEFING AGENDA

May, 1, 2013

Date

(For General Information and Rules of Courtesy, Please See Opposite Side.)
(La Información General Y Reglas De Cortesía Que Deben Observarse
Durante Las Asambleas Del Consejo Municipal Aparecen En El Lado Opuesto, Favor De Leerlas.)

General Information

The Dallas City Council regularly meets on Wednesdays beginning at 9:00 a.m. in the Council Chambers, 6th floor, City Hall, 1500 Marilla. Council agenda meetings are broadcast live on WRR-FM radio (101.1 FM) and on Time Warner City Cable Channel 16. Briefing meetings are held the first and third Wednesdays of each month. Council agenda (voting) meetings are held on the second and fourth Wednesdays. Anyone wishing to speak at a meeting should sign up with the City Secretary's Office by calling (214) 670-3738 by 5:00 p.m. of the last regular business day preceding the meeting. Citizens can find out the name of their representative and their voting district by calling the City Secretary's Office.

Sign interpreters are available upon request with a 48-hour advance notice by calling (214) 670-5208 V/TDD. The City of Dallas is committed to compliance with the Americans with Disabilities Act. **The Council agenda is available in alternative formats upon request.**

If you have any questions about this agenda or comments or complaints about city services, call 311.

Rules of Courtesy

City Council meetings bring together citizens of many varied interests and ideas. To insure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, administrative staff, news media, citizens and visitors. These procedures provide:

- That no one shall delay or interrupt the proceedings, or refuse to obey the orders of the presiding officer.
- All persons should refrain from private conversation, eating, drinking and smoking while in the Council Chamber.
- Posters or placards must remain outside the Council Chamber.
- No cellular phones or audible beepers allowed in Council Chamber while City Council is in session.

"Citizens and other visitors attending City Council meetings shall observe the same rules of propriety, decorum and good conduct applicable to members of the City Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the City Council or while attending the City Council meeting shall be removed from the room if the sergeant-at-arms is so directed by the presiding officer, and the person shall be barred from further audience before the City Council during that session of the City Council. If the presiding officer fails to act, any member of the City Council may move to require enforcement of the rules, and the affirmative vote of a majority of the City Council shall require the presiding officer to act." Section 3.3(c) of the City Council Rules of Procedure.

Informacion General

El Ayuntamiento de la Ciudad de Dallas se reúne regularmente los miércoles en la Cámara del Ayuntamiento en el sexto piso de la Alcaldía, 1500 Marilla, a las 9 de la mañana. Las reuniones informativas se llevan a cabo el primer y tercer miércoles del mes.

Estas audiencias se transmiten en vivo por la estación de radio WRR-FM 101.1 y por cablevisión en la estación *Time Warner City Cable* Canal 16. El Ayuntamiento Municipal se reúne el segundo y cuarto miércoles del mes para tratar asuntos presentados de manera oficial en la agenda para su aprobación. Toda persona que desee hablar durante la asamblea del Ayuntamiento, debe inscribirse llamando a la Secretaría Municipal al teléfono (214) 670-3738, antes de las 5:00 pm del último día hábil anterior a la reunión. Para enterarse del nombre de su representante en el Ayuntamiento Municipal y el distrito donde usted puede votar, favor de llamar a la Secretaría Municipal.

Intérpretes para personas con impedimentos auditivos están disponibles si lo solicita con 48 horas de anticipación llamando al (214) 670-5208 (aparato auditivo V/TDD). La Ciudad de Dallas se esfuerza por cumplir con el decreto que protege a las personas con impedimentos, *Americans with Disabilities Act*. **La agenda del Ayuntamiento está disponible en formatos alternos si lo solicita.**

Si tiene preguntas sobre esta agenda, o si desea hacer comentarios o presentar quejas con respecto a servicios de la Ciudad, llame al 311.

Reglas de Cortesía

Las asambleas del Ayuntamiento Municipal reúnen a ciudadanos de diversos intereses e ideologías. Para asegurar la imparcialidad y el orden durante las asambleas, el Ayuntamiento ha adoptado ciertas reglas de cortesía que aplican a todos los miembros del Ayuntamiento, al personal administrativo, personal de los medios de comunicación, a los ciudadanos, y a visitantes. Estos reglamentos establecen lo siguiente:

- Ninguna persona retrasará o interrumpirá los procedimientos, o se negará a obedecer las órdenes del oficial que preside la asamblea.
- Todas las personas deben abstenerse de entablar conversaciones, comer, beber y fumar dentro de la cámara del Ayuntamiento.
- Anuncios y pancartas deben permanecer fuera de la cámara del Ayuntamiento.
- No se permite usar teléfonos celulares o enlaces electrónicos (*paggers*) audibles en la cámara del Ayuntamiento durante audiencias del Ayuntamiento Municipal.

"Los ciudadanos y visitantes presentes durante las asambleas del Ayuntamiento Municipal deben obedecer las mismas reglas de comportamiento, decoro y buena conducta que se aplican a los miembros del Ayuntamiento Municipal. Cualquier persona que haga comentarios impertinentes, utilice vocabulario obsceno o difamatorio, o que al dirigirse al Ayuntamiento lo haga en forma escandalosa, o si causa disturbio durante la asamblea del Ayuntamiento Municipal, será expulsada de la cámara si el oficial que esté presidiendo la asamblea así lo ordena. Además, se le prohibirá continuar participando en la audiencia ante el Ayuntamiento Municipal. Si el oficial que preside la asamblea no toma acción, cualquier otro miembro del Ayuntamiento Municipal puede tomar medidas para hacer cumplir las reglas establecidas, y el voto afirmativo de la mayoría del Ayuntamiento Municipal precisará al oficial que esté presidiendo la sesión a tomar acción." Según la sección 3.3(c) de las reglas de procedimientos del Ayuntamiento.

AGENDA
CITY COUNCIL BRIEFING MEETING
WEDNESDAY, MAY 1, 2013
CITY HALL
1500 MARILLA
DALLAS, TEXAS 75201
9:00 A.M.

9:00 am Invocation and Pledge of Allegiance 6ES

 Special Presentations

 Open Microphone Speakers

VOTING AGENDA 6ES

1. Approval of Minutes of the April 17, 2013 City Council Meeting
2. Consideration of appointments to boards and commissions and the evaluation and duties of board and commission members (List of nominees is available in the City Secretary's Office)

ITEMS FOR INDIVIDUAL CONSIDERATION

Business Development & Procurement Services

Note: If Agenda Item No. 3 is adopted, Council will not consider Agenda Item No. 4.
If Agenda Item No. 4 is adopted, Council will not consider Agenda Item No. 3.

3. Authorize a one-year master agreement for unleaded and diesel fuels based on Platts index rates - Martin Eagle Oil Company, Inc. in the amount of \$5,452,448 and Mansfield Oil Company of Gainesville, Inc. in the amount of \$5,310,128, lowest responsible bidders of seven and Truman Arnold Companies dba TAC Energy in the amount of \$9,370,766, local preference bidder - Total not to exceed \$20,133,342 - Financing: Current Funds
4. Authorize a one-year master agreement for unleaded and diesel fuels based on Platts index rates - Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels in the amount of \$8,152,658, Mansfield Oil Company of Gainesville, Inc. in the amount of \$6,465,399 and Martin Eagle Oil Company, Inc. in the amount of \$5,452,447, lowest responsible bidders of seven - Total not to exceed \$20,070,504 - Financing: Current Funds

AGENDA
CITY COUNCIL BRIEFING MEETING
WEDNESDAY, MAY 1, 2013

- | | |
|---|-----|
| <u>Briefings</u> | 6ES |
| A. GrowSouth: Proposed Economic Development Project for Southern Dallas -
Update on Trinity Forest Golf Course | |
| Lunch | |
| Closed Session | 6ES |
| Attorney Briefings (Sec. 551.071 T.O.M.A.) | |
| - <u>Leanne Siri v. The City of Dallas</u> , Civil Action No. 3:10-CV-0036-M | |
| - Legal issues involving firefighter benefits. | |
| Open Microphone Speakers | 6ES |

The above schedule represents an estimate of the order for the indicated briefings and is subject to change at any time. Current agenda information may be obtained by calling (214) 670-3100 during working hours.

Note: An expression of preference or a preliminary vote may be taken by the Council on any of the briefing items.

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. Contemplated or pending litigation, or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.
2. The purchase, exchange, lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.
3. A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.
6. Deliberations regarding economic development negotiations. Section 551.087 of the Texas Open Meetings Act.

AGENDA ITEM # 3

KEY FOCUS AREA: Make Government More Efficient, Effective and Economical

AGENDA DATE: May 1, 2013

COUNCIL DISTRICT(S): All

DEPARTMENT: Business Development & Procurement Services
Equipment & Building Services

CMO: Jeanne Chipperfield, 670-7804
Forest E. Turner, 670-3390

MAPSCO: N/A

SUBJECT

Authorize a one-year master agreement for unleaded and diesel fuels based on Platts index rates – Martin Eagle Oil Company, Inc. in the amount of \$5,452,448 and Mansfield Oil Company of Gainesville, Inc. in the amount of \$5,310,128, lowest responsible bidders of seven and Truman Arnold Companies dba TAC Energy in the amount of \$9,370,766, local preference bidder – Total not to exceed \$20,133,342 - Financing: Current Funds

BACKGROUND

This action does not encumber funds; the purpose of a master agreement is to establish firm pricing for goods, for a specific term, which are ordered on an as needed basis.

This master agreement will allow the City to purchase multiple types of unleaded and diesel fuels for the City’s fleet including unleaded, Texas low-emission diesel, bio-diesel, super unleaded 93 octane and red dye diesel. All fuel under this agreement is priced utilizing a +/- adder to Platts indices.

Platts indices showing current fuel prices are generated and published for specific areas of the country on a daily basis. The pricing service is internationally recognized as an accurate and comprehensive index for establishing fuel prices.

The City’s projected demand for the one-year agreement is approximately 6,100,000 gallons. Fuel is distributed from approximately 100 City sites including pump stations, fire stations, sanitation locations and eight fuel islands.

BACKGROUND (Continued)

This agreement will allow for the purchase of the following fuel types:

- Unleaded fuel used for cars, squad vehicles, pickup trucks
- Super unleaded fuel used for police motorcycles
- Diesel fuel used for fire equipment and some heavy duty vehicles
- Bio-diesel fuel used for sanitation fleet and other heavy duty vehicles
- Red dye diesel used for off-road vehicles used at the landfill

On June 27, 2012, City Council authorized an ordinance amending Chapter 2 of the City Code to provide that a preference may be given to local businesses in awarding City contracts under certain circumstances. When using the local preference option, Council must determine that awarding the contract to a local business offers the most advantageous combination of contract price and additional economic development benefits for the City.

Truman Arnold Companies dba TAC Energy, with their principal place of business located in Dallas, TX, is being recommended for two groups based on the local preference ordinance. Truman Arnold Companies dba TAC Energy currently has 40 employees at their Dallas location and plans to hire two new employees to supply motor fuels, provide logistics, transportation and order processing in relation to this City agreement.

As part of the solicitation process and in an effort to increase competition, Business Development and Procurement Services (BDPS) used its procurement system to send out 550 email bid notifications to vendors registered under respective commodities. To further increase competition, BDPS uses historical solicitation information, the internet, and vendor contact information obtained from user departments to contact additional vendors by phone. Additionally, in an effort to secure more bids, notifications were sent by the BDPS' ResourceLINK Team (RLT) to 25 chambers of commerce, the DFW Minority Business Council and the Women's Business Council – Southwest, to ensure maximum vendor outreach.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On March 4, 2009, City Council authorized a thirty-six-month master agreement for fuel based on Oil Pricing Index Service index rates by Resolution No. 09-0706.

On June 6, 2012, City Council was briefed on Local Preference/Contract Limits for Competitive Bidding, Claim Settlement Authority and Council Approval.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS) (Continued)

On June 27, 2012, City Council authorized an ordinance amending Chapter 2 of the Dallas City Code to: **(1)** provide that a preference may be given to local businesses in awarding City contracts under certain circumstances; **(2)** raise the thresholds on when City contracts must be competitively bid or approved by the City Council as authorized by state law; and **(3)** raise the thresholds on when settlements of claims against the City must be approved by the City Council by Resolution No. 12-1711.

On December 12, 2012, City Council authorized an increase to the master agreement for unleaded and diesel fuels based on Oil Pricing Information Service (previously referred to as Oil Pricing Index Service) rates by Resolution No. 12-3049.

FISCAL INFORMATION

\$20,133,341.61 - Current Funds

M/WBE INFORMATION

- 61 - Vendors contacted
- 60 - No response
 - 1 - Response (Bid)
 - 0 - Response (No bid)
 - 0 - Successful

550 M/WBE and Non-M/WBE vendors were contacted

The recommended awardees have fulfilled the requirements set forth in the Business Inclusion and Development (BID) Plan adopted by Council Resolution No. 08-2826 as amended.

ETHNIC COMPOSITION

Truman Arnold Companies dba TAC Energy

White Male	26	White Female	11
Black Male	0	Black Female	0
Hispanic Male	1	Hispanic Female	1
Other Male	1	Other Female	0

Martin Eagle Oil Company, Inc.

White Male	8	White Female	16
Black Male	0	Black Female	0
Hispanic Male	2	Hispanic Female	2
Other Male	0	Other Female	0

ETHNIC COMPOSITION (Continued)

Mansfield Oil Company of Gainesville, Inc.

White Male	202	White Female	166
Black Male	18	Black Female	10
Hispanic Male	17	Hispanic Female	5
Other Male	13	Other Female	15

BID INFORMATION

The following bids were received from solicitation number BD1321 and were opened on March 28, 2013. This master agreement is being awarded to the lowest responsive and responsible bidders by group and local preference. Information related to this solicitation is available upon request.

*Denotes successful bidders

<u>Bidders</u>	<u>Address</u>	<u>Amount of Bid</u>
*Truman Arnold Companies dba TAC Energy	100 Crescent Ct. Suite 1600 Dallas, TX 75201	Multiple Groups**
*Martin Eagle Oil Company, Inc.	2700 James St. Denton, TX 76205	Multiple Groups
*Mansfield Oil Company of Gainesville, Inc.	1025 Airport Parkway SW Gainesville, GA 30501	Multiple Groups
Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels	1800 W. Katella Ave. Suite 400 Orange, CA 92867	Multiple Groups
Douglass Distributing	325 E. Forest Ave. Sherman, TX 75090	Multiple Groups
Four Sisters Petroleum, LLC	2900 N. Quinlan Park Rd. Suite B240 Austin, TX 78732	Multiple Groups
Lykins Oil Company	5163 Wolfpen-Pleasant Hill Rd. Milford, OH 45150	Multiple Groups

BID INFORMATION (Continued)

**Truman Arnold Companies dba TAC Energy is recommended for award on Groups 1 and 6 based on local preference. This award by local preference will result in an increase of \$62,838 in comparison to the lowest bidders.

OWNERS

Truman Arnold Companies dba TAC Energy

Greg Arnold, President
Carl Nelson, Vice President

Martin Eagle Oil Company, Inc.

Stephen L. Martin, Vice President/General Manager
Gary L. Martin, Vice President

Mansfield Oil Company of Gainesville, Inc.

Douglas Haugh, President
J. Alexander, Vice President
John Byrd, Secretary

BUSINESS INCLUSION AND DEVELOPMENT PLAN SUMMARY

PROJECT: Authorize a one-year master agreement for unleaded and diesel fuels based on Platts index rates – Martin Eagle Oil Company, Inc. in the amount of \$5,452,448 and Mansfield Oil Company of Gainesville, Inc. in the amount of \$5,310,128, lowest responsible bidders of seven and Truman Arnold Companies dba TAC Energy in the amount of \$9,370,766, local preference bidder – Total not to exceed \$20,133,342 - Financing: Current Funds

Martin Eagle Oil Company, Inc. and Mansfield Oil Company of Gainesville, Inc. are non-local, non-minority firm, have signed the "Business Inclusion & Development" documentation, and proposes to use the following sub-contractors. Truman Arnold Companies dba TAC Energy is a local, non-minority firm, has signed the "Business Inclusion & Development" documentation, and proposes to use the following sub-contractors.

PROJECT CATEGORY: Goods

LOCAL/NON-LOCAL CONTRACT SUMMARY

	<u>Amount</u>	<u>Percent</u>
Total local contracts	\$9,220,766.25	45.80%
Total non-local contracts	\$10,912,575.36	54.20%
TOTAL CONTRACT	\$20,133,341.61	100.00%

LOCAL/NON-LOCAL M/WBE PARTICIPATION

Local Contractors / Sub-Contractors

None

Non-Local Contractors / Sub-Contractors

<u>Non-local</u>	<u>Certification</u>	<u>Amount</u>	<u>Percent</u>
American Petrox	BMDB0106Y0813	\$955,823.04	8.76%
Lucky Lady Oil Company	WFWB56428Y0114	\$150,000.00	1.37%
Total Minority - Non-local		\$1,105,823.04	10.13%

TOTAL M/WBE CONTRACT PARTICIPATION

	<u>Local</u>	<u>Percent</u>	<u>Local & Non-Local</u>	<u>Percent</u>
African American	\$0.00	0.00%	\$955,823.04	4.75%
Hispanic American	\$0.00	0.00%	\$0.00	0.00%
Asian American	\$0.00	0.00%	\$0.00	0.00%
Native American	\$0.00	0.00%	\$0.00	0.00%
WBE	\$0.00	0.00%	\$150,000.00	0.75%
Total	\$0.00	0.00%	\$1,105,823.04	5.49%

May 1, 2013

WHEREAS, on March 4, 2009, City Council authorized a thirty-six-month master agreement for fuel based on Oil Pricing Index Service index rates by Resolution No. 09-0706; and

WHEREAS, on June 27, 2012, City Council authorized an ordinance amending Chapter 2 of the Dallas City Code to: **(1)** provide that a preference may be given to local businesses in awarding City contracts under certain circumstances; **(2)** raise the thresholds on when City contracts must be competitively bid or approved by the City Council as authorized by state law; and **(3)** raise the thresholds on when settlements of claims against the City must be approved by the City Council by Resolution No. 12-1711; and

WHEREAS, on December 12, 2012, City Council authorized an increase to the master agreement for unleaded and diesel fuels based on Oil Pricing Information Service (previously referred to as Oil Pricing Index Service) rates by Resolution No. 12-3049.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That City Council determines that awarding a portion of this master agreement to Truman Arnold Companies dba TAC Energy (343033), a local business, offers the best combination of contract price and additional economic development benefits for the City created by the contract award, including employment of the residents of the City and/or increased tax revenue to the City.

Section 2. That a master agreement for the purchase of unleaded and diesel fuels based on Platts index rates is authorized with Truman Arnold Companies dba TAC Energy (343033) in the amount of \$9,370,766.25, Martin Eagle Oil Company, Inc. (VS0000038576) in the amount of \$5,452,447.36 and Mansfield Oil Company of Gainesville, Inc. (VS0000041706) in the amount of \$5,310,128.00 for a term of one year in an amount not to exceed \$20,133,341.61.

Section 3. That the Purchasing Agent is authorized, upon appropriate request and documented need by a user department, to issue a purchase order for unleaded and diesel fuels based on Platts index rates. If a written contract is required or requested for any or all purchases of unleaded and diesel fuels based on Platts index rates under the master agreement instead of individual purchase orders, the City Manager is authorized to execute the contract upon approval as to form by the City Attorney.

May 1, 2013

Section 4. That the City Controller is authorized to disburse funds in an amount not to exceed \$20,133,341.61.

Section 5. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

AGENDA ITEM # 4

KEY FOCUS AREA: Make Government More Efficient, Effective and Economical

AGENDA DATE: May 1, 2013

COUNCIL DISTRICT(S): All

DEPARTMENT: Business Development & Procurement Services
Equipment & Building Services

CMO: Jeanne Chipperfield, 670-7804
Forest E. Turner, 670-3390

MAPSCO: N/A

SUBJECT

Authorize a one-year master agreement for unleaded and diesel fuels based on Platts index rates – Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels in the amount of \$8,152,658, Mansfield Oil Company of Gainesville, Inc. in the amount of \$6,465,399 and Martin Eagle Oil Company, Inc. in the amount of \$5,452,447, lowest responsible bidders of seven – Total not to exceed \$20,070,504 - Financing: Current Funds

BACKGROUND

This action does not encumber funds; the purpose of a master agreement is to establish firm pricing for goods, for a specific term, which are ordered on an as needed basis.

This master agreement will allow the City to purchase multiple types of unleaded and diesel fuels for the City’s fleet including unleaded, Texas low-emission diesel, bio-diesel, super unleaded 93 octane and red dye diesel. All fuel under this agreement is priced utilizing a +/- adder to Platts indices.

Platts indices showing current fuel prices are generated and published for specific areas of the country on a daily basis. The pricing service is internationally recognized as an accurate and comprehensive index for establishing fuel prices.

The City’s projected demand for the one-year agreement is approximately 6,100,000 gallons. Fuel is distributed from approximately 100 City sites including pump stations, fire stations, sanitation locations and eight fuel islands.

BACKGROUND (Continued)

This agreement will allow for the purchase of the following fuel types:

- Unleaded fuel used for cars, squad vehicles, pickup trucks
- Super unleaded fuel used for police motorcycles
- Diesel fuel used for fire equipment and some heavy duty vehicles
- Bio-diesel fuel used for sanitation fleet and other heavy duty vehicles
- Red dye diesel used for off-road vehicles used at the landfill

As part of the solicitation process and in an effort to increase competition, Business Development and Procurement Services (BDPS) used its procurement system to send out 550 email bid notifications to vendors registered under respective commodities. To further increase competition, BDPS uses historical solicitation information, the internet, and vendor contact information obtained from user departments to contact additional vendors by phone. Additionally, in an effort to secure more bids, notifications were sent by the BDPS' ResourceLINK Team (RLT) to 25 chambers of commerce, the DFW Minority Business Council and the Women's Business Council – Southwest, to ensure maximum vendor outreach.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On March 4, 2009, City Council authorized a thirty-six-month master agreement for fuel based on Oil Pricing Index Service index rates by Resolution No. 09-0706.

On December 12, 2012, City Council authorized an increase to the master agreement for unleaded and diesel fuels based on Oil Pricing Information Service (previously referred to as Oil Pricing Index Service) rates by Resolution No. 12-3049.

FISCAL INFORMATION

\$20,070,503.61 - Current Funds

M/WBE INFORMATION

61 - Vendors contacted
60 - No response
1 - Response (Bid)
0 - Response (No bid)
0 - Successful

550 M/WBE and Non-M/WBE vendors were contacted

The recommended awardees have fulfilled the requirements set forth in the Business Inclusion and Development (BID) Plan adopted by Council Resolution No. 08-2826 as amended.

ETHNIC COMPOSITION

Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels

White Male	206	White Female	104
Black Male	39	Black Female	8
Hispanic Male	157	Hispanic Female	33
Other Male	29	Other Female	26

Mansfield Oil Company of Gainesville, Inc.

White Male	202	White Female	166
Black Male	18	Black Female	10
Hispanic Male	17	Hispanic Female	5
Other Male	13	Other Female	15

Martin Eagle Oil Company, Inc.

White Male	8	White Female	16
Black Male	0	Black Female	0
Hispanic Male	2	Hispanic Female	2
Other Male	0	Other Female	0

BID INFORMATION

The following bids were received from solicitation number BD1321 and were opened on March 28, 2013. This master agreement is being awarded to the lowest responsive and responsible bidders by group. Information related to this solicitation is available upon request.

*Denotes successful bidders

<u>Bidders</u>	<u>Address</u>	<u>Amount of Bid</u>
*Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels	1800 W. Katella Ave. Suite 400 Orange, CA 92867	Multiple Groups
*Mansfield Oil Company of Gainesville, Inc.	1025 Airport Parkway SW Gainesville, GA 30501	Multiple Groups
*Martin Eagle Oil Company, Inc.	2700 James St. Denton, TX 76205	Multiple Groups

BID INFORMATION (Continued)

<u>Bidders</u>	<u>Address</u>	<u>Amount of Bid</u>
Truman Arnold Companies dba TAC Energy	100 Crescent Ct. Suite 1600 Dallas, TX 75201	Multiple Groups
Douglass Distributing	325 E. Forest Ave. Sherman, TX 75090	Multiple Groups
Four Sisters Petroleum, LLC	2900 N. Quinlan Park Rd. Suite B240 Austin, TX 78732	Multiple Groups
Lykins Oil Company	5163 Wolfpen- Pleasant Hill Rd. Milford, OH 45150	Multiple Groups

OWNERS

Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels

Patrick W. Barnecut, President
Robert Bollar, Secretary
Mimi Taylor, Treasurer

Mansfield Oil Company of Gainesville, Inc.

Douglas Haugh, President
J. Alexander, Vice President
John Byrd, Secretary

Martin Eagle Oil Company, Inc.

Stephen L. Martin, Vice President/General Manager
Gary L. Martin, Vice President

BUSINESS INCLUSION AND DEVELOPMENT PLAN SUMMARY

PROJECT: Authorize a one-year master agreement for unleaded and diesel fuels based on Platts index rates – Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels in the amount of \$8,152,658, Mansfield Oil Company of Gainesville, Inc. in the amount of \$6,465,399 and Martin Eagle Oil Company, Inc. in the amount of \$5,452,447, lowest responsible bidders of seven – Total not to exceed \$20,070,504 - Financing: Current Funds

Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels, Mansfield Oil Company of Gainesville, Inc. and Martin Eagle Oil Company, Inc. are non-local, non-minority firms, have signed the "Business Inclusion & Development" documentation, and proposes to use the following sub-contractors.

PROJECT CATEGORY: Goods

LOCAL/NON-LOCAL CONTRACT SUMMARY

	<u>Amount</u>	<u>Percent</u>
Total local contracts	\$0.00	0.00%
Total non-local contracts	\$20,070,503.61	100.00%
TOTAL CONTRACT	\$20,070,503.61	100.00%

LOCAL/NON-LOCAL M/WBE PARTICIPATION

Local Contractors / Sub-Contractors

None

Non-Local Contractors / Sub-Contractors

<u>Non-local</u>	<u>Certification</u>	<u>Amount</u>	<u>Percent</u>
American Petrox	BMDB50106Y0813	\$1,163,771.78	5.80%
Pinnacle Petroleum	WFWB2403010314	\$1,467,478.35	7.31%
Total Minority - Non-local		\$2,631,250.13	13.11%

TOTAL M/WBE CONTRACT PARTICIPATION

	<u>Local</u>	<u>Percent</u>	<u>Local & Non-Local</u>	<u>Percent</u>
African American	\$0.00	0.00%	\$1,163,771.78	5.80%
Hispanic American	\$0.00	0.00%	\$0.00	0.00%
Asian American	\$0.00	0.00%	\$0.00	0.00%
Native American	\$0.00	0.00%	\$0.00	0.00%
WBE	\$0.00	0.00%	\$1,467,478.35	7.31%
Total	\$0.00	0.00%	\$2,631,250.13	13.11%

May 1, 2013

WHEREAS, on March 4, 2009, City Council authorized a thirty-six-month master agreement for fuel based on Oil Pricing Index Service index rates by Resolution No. 09-0706; and

WHEREAS, on December 12, 2012, City Council authorized an increase to the master agreement for unleaded and diesel fuels based on Oil Pricing Information Service (previously referred to as Oil Pricing Index Service) rates by Resolution No. 12-3049.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That a master agreement for the purchase of unleaded and diesel fuels based on Platts index rates is authorized with Southern Counties Oil Co., a CA Limited Partnership dba SC Fuels (VS0000039582) in the amount of \$8,152,657.50, Mansfield Oil Company of Gainesville, Inc. (VS0000041706) in the amount of \$6,465,398.75 and Martin Eagle Oil Company, Inc. (VS0000038576) in the amount of \$5,452,447.36 for a term of one year in an amount not to exceed \$20,070,503.61.

Section 2. That the Purchasing Agent is authorized, upon appropriate request and documented need by a user department, to issue a purchase order for unleaded and diesel fuels based on Platts index rates. If a written contract is required or requested for any or all purchases of unleaded and diesel fuels based on Platts index rates under the master agreement instead of individual purchase orders, the City Manager is authorized to execute the contract upon approval as to form by the City Attorney.

Section 3. That the City Controller is authorized to disburse funds in an amount not to exceed \$20,070,503.61.

Section 4. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.