

## AGENDA



Thursday, May 21, 2009

**Purchasing Office  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 33**

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**Subject:** Authorize award and execution of a 44-month requirements supply contract through the TEXAS MULTIPLE AWARD SCHEDULE (TXMAS) with THE SHERWIN WILLIAMS COMPANY, Richardson, TX, to purchase paint and related supplies in an estimated amount not to exceed \$535,708, with three 12-month extension options in an estimated amount not exceed \$149,500 per extension option, for a total estimated contract amount not to exceed \$984,208.

**Amount and Source of Funding:** Funding in the amount of \$60,875 is available in the Fiscal Year 2008-2009 Operating Budget of various City departments. Funding for the remaining 39 months of the original contract period and extension options is contingent upon available funding in future budgets.

**Fiscal Note:** There is no unanticipated fiscal impact. A fiscal note is not required.

**For More Information:** Cruz Banda, Buyer II/974-2133

**MBE/WBE:** This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.

**Boards and Commission Action:** Recommended by the Water and Wastewater Commission.

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This contract will provide for the purchase of paint, surface preparation supplies, and paint application accessories, as well as stain, polyurethane, and varnish for use by City departments on an as-needed basis. These products will be used to cover the exterior and interior walls and ceilings of various City buildings and fixtures.

City departments anticipate the following estimated usage: Austin Energy (6%), Austin Water Utility (31%), Aviation Department (11%), Austin Convention Center (14%), Austin Fire Department (4%), Parks and Recreation Department (22%), Austin Police Department (8%) and Health and Human Services Department (4%).

The Sherwin Williams Company is contracted through TXMAS to provide these supplies to other public entities state-wide. This cooperative purchasing program is coordinated by the State of Texas, Comptroller of Public Accounts and allows the City to use TXMAS contracts that have been developed from contracts that were competitively bid and awarded by the General Services Administration's Federal Supply Service.