



**PURCHASING ITEM
FOR
COUNCIL AGENDA**

1. Agenda Item Number:

22

2. Council Meeting Date:

February 22, 2007

TO: MAYOR & COUNCIL

3. Date Prepared: February 12, 2007

THROUGH: CITY MANAGER

4. Requesting Department: Community Services

5. SUBJECT: Approve the utilization of Maricopa County Contract No. 01101 with Midstate Mechanical, to remove and replace the old cooling tower at the Development Services Building in an amount not to exceed \$55,685.00.

6. RECOMMENDATION: Recommend the utilization of Maricopa County Contract No. 01101 with Midstate Mechanical, to remove and replace the old cooling tower at the Development Services Building in an amount not to exceed \$55,685.00.

7. HISTORICAL BACKGROUND/DISCUSSION: This contract will provide all labor, materials and equipment necessary to remove existing cooling tower at the Development Services Building (215 E. Buffalo) and replace with a new cooling tower. The existing cooling tower was installed in 1995. It has been leaking and shows signs of significant corrosion. The existing cooling tower was re-coated in February of 2006 as a temporary solution to get through the summer cooling season. The new tower will have a stainless steel basin versus the galvanized steel basin on the existing tower. The stainless steel basin carries a full 5 years parts and one year labor warranty on the entire tower, whereas the galvanized steel basin carries only a one year parts and labor warranty.

8. EVALUATION PROCESS: By utilizing the Maricopa County Contract No. 01101 with Midstate Mechanical, Inc. to remove and replace the old cooling tower the City will realize savings in administrative costs associated with bidding.

9. FINANCIAL IMPLICATIONS:

Funds for this project will be paid from the general fund, Building & Facilities, other equipment account: 101.3200.0000.6320, for a total of \$55,685.00.

10. PROPOSED MOTION: Move to approve the utilization of the Maricopa County Contract No. 01101 with Midstate Mechanical, to remove and replace the old cooling tower at the Development Services Building in an amount not to exceed \$55,685.00.

APPROVALS

11. Requesting Department

Gary Hargis
Gary Hargis, Building Maintenance Superintendent

12. Department Head

Mark M. Eynatten
Mark M. Eynatten, Community Services Director

13. Procurement Officer

Thomas W. North
Thomas W. North, CPPB

14. City Manager

W. Mark Pentz
W. Mark Pentz

**AGREEMENT
TO PROVIDE SERVICES
PURSUANT TO MARICOPA COUNTY CONTRACT**

This Contract is made and entered into by and between the City of Chandler, Arizona, a municipal corporation, hereinafter called the City, and Midstate Mechanical Inc., hereinafter called the CONTRACTOR.

WITNESSETH:

WHEREAS, the CONTRACTOR has contracted with Maricopa County to provide HVAC Service and Repairs No. 01101-C (the Maricopa County Contract); and

WHEREAS, the City wishes to engage the CONTRACTOR to provide services set forth in the Maricopa County Contract; and

WHEREAS, pursuant to A.R.S. § 41-2632, cooperative language is provided in the Maricopa County bid document permitting other government entities to engage contractors under the terms of the contract the Contractor entered with Maricopa County.

NOW, THEREFORE, in consideration of the mutual covenants and conditions hereinafter contained, it is hereby agreed by and between the City and the CONTRACTOR as follows:

1. **Scope of Work.** The CONTRACTOR shall provide the following services and materials: For the removal of old cooling tower and installation of a new cooling tower as shown in Exhibit A, attached hereto and incorporated herein by reference and all in accordance with the specifications and details contained in the Maricopa County Contract No. 01101-C:
2. **Completion of Work.** The CONTRACTOR shall complete work in accordance with schedules agreed on between the CONTRACTOR and Building & Facilities Division.
3. **Payment.** The City shall pay CONTRACTOR in an amount not to exceed the sum of Fifty-Five Thousand Six Hundred Eighty-Five Dollars (\$55,685.00) for the removal of old cooling tower and installation of new cooling tower with the unit pricing set forth in Exhibit B.
4. **Terms of State Contract Apply.** All provisions of the Maricopa County Contract are incorporated in and shall apply to this Contract as though fully set forth herein with these exception that any reference to Maricopa County shall be deemed to mean the City. This includes, without limitation, the requirement to name the City as an additional insured.

IN WITNESS WHEREOF, the parties have hereunto subscribed their names this _____ day of _____, 2007.

CITY OF CHANDLER:

By: _____
Mayor

APPROVED AS TO FORM:

City Attorney *JAC*

ATTEST:

City Clerk

CONTRACTOR:

By: *[Signature]*
Title: *CEO*

ATTEST: (If corporation)

Secretary
OR
WITNESS: (If individual or Partnership)

[CORPORATE SEAL]

Exhibit A:
SCOPE

1. Prepare old tower to be taken off the roof, disconnect electrical and piping connections
2. Rig old tower off the roof
3. Rig new tower onto the roof
4. Make up new water and electrical connections
5. Check and test system for operation

Exhibit B:
Pricing:

Price to perform above specification is \$55,686.00 Includes: taxes.