

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a twelve-month term and supply contract, with a thirty-six month option to extend, for the furnishing of concessions chips and snacks for use by the Parks + Rec Department to Frito-Lay of Kansas City, KS, and U.S. Foods of Lenexa, KS, under the terms and conditions of Invitation to Bid No. 9-13.

RESOLUTION NO. 18143, April 8, 2013

INTRODUCED BY Fred Arbanas, County Legislator

WHEREAS, the Director of Finance and Purchasing has solicited formal written bids on Invitation to Bid No. 9-13 for the furnishing of concessions chips and snacks for use by the Parks + Rec Department; and,

WHEREAS, following evaluation of the responsive bids received, the Director has recommended that the contract be split and awarded to multiple bidders to ensure the availability of various sized packages of chips and snacks to the department's customers; and,

WHEREAS, award as recommended would result in awards to the following bidders:

VENDOR

Frito-Lay
Kansas City, KS

U.S. Foods
Lenexa, KS

and,

WHEREAS, the Director recommends the award of a twelve-month contract, with one thirty-six month option to extend, for the furnishing of concessions chips and snacks for

use by the Parks + Rec Department to Frito-Lay of Kansas City, KS, and U.S. Foods of Lenexa, KS, as the lowest and best bidders; and,

WHEREAS, this award is made on an as needed basis and does not obligate Jackson County to pay any amount, with the availability of funds for specific purchases remaining subject to annual appropriation; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that award be made as recommended by the Director of Finance and Purchasing, and that the Director be and hereby is authorized to execute for the County any documents necessary to the accomplishment of the award; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing is authorized to make all payments, including final payment on the contract, to the extent sufficient appropriations to the using spending agency are contained in the then current Jackson County budget.

Effective Date: This Resolution shall be effective immediately upon its passage by a majority of the Legislature.

APPROVED AS TO FORM:

Jan D. Holden
Chief Deputy County Counselor

W. Stephen Nixon
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 18143 of April 8, 2013, was duly passed on *April 8*, 2013 by the Jackson County Legislature. The votes thereon were as follows:

Yeas *8*

Nays *0*

Abstaining *0*

Absent *0*

Excused *1*

4-8-13
Date

Mary Jo Spino
Mary Jo Spino, Clerk of Legislature

This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriations.

April 3, 2013
Date

Quincy Thurman
Director of Finance and Purchasing

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:
 Res/~~Ord~~ No.: 18143
 Sponsor(s): Fred Arbanas
 Date: April 8, 2013

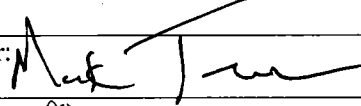
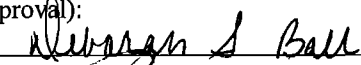
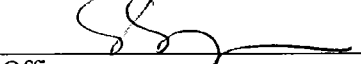
SUBJECT	<p>Action Requested</p> <p><input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Awarding a Twelve Month Term and Supply Contract, with a Thirty-Six Month Option to Extend, for the furnishing of Chips & Snacks for Resale at the Parks + Rec Department's Concession Operations to Frito-Lay of Kansas City, Kansas, and U.S. Foods of Lenexa, Kansas under the terms and conditions of Invitations to Bid No. 9-13.</u></p>																				
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td style="text-align: right;">\$25,000.00</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td style="text-align: right;">\$25,000.00</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td style="text-align: right;">\$25,000.00</td> </tr> <tr> <td>Source of funding (name of fund) and account code number</td> <td></td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input type="checkbox"/> No budget impact (no fiscal note required) <input checked="" type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: Parks + Rec Estimated Use: \$25,000.00*</p> <p>This RLA only approves the term and supply contract; the funds were already appropriated through the annual budget adoption. Figures included in the background section are for informational purposes to provide estimate of contract value</p> <p>*Additional funds are required because the County will begin operating the Frank White, Adair Park and 140th & Holmes concessions</p> <p>Prior Year Budget (if applicable): \$12,000.00 Prior Year Actual Amount Spent (if applicable): \$11,411.00</p>	Amount authorized by this legislation this fiscal year:	\$25,000.00	Amount previously authorized this fiscal year:	\$	Total amount authorized after this legislative action:	\$25,000.00	Amount budgeted for this item * (including transfers):	\$25,000.00	Source of funding (name of fund) and account code number											
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PRIOR LEGISLATION	Prior ordinances and (date): Prior resolutions and (date):																				
CONTACT INFORMATION	RLA drafted by (name, title, & phone): Cassandra Cheek, Senior Buyer, 881-3265																				
REQUEST SUMMARY	<p>The Parks + Rec Department requires a Term and Supply Contract for the furnishing of Chips & Snacks for Resale at its' Concession Operations. Purchasing issued Invitation to Bid No. 9-13 in response to those requirements.</p> <p>A total of 6 notifications were distributed with three responses received and evaluated as follows, one response was rejected as "non-responsive" to specifications.</p> <table border="1" style="width:100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th></th> <th></th> <th style="text-align: center;">Frito-Lay Kansas City, KS</th> <th style="text-align: center;">US Foods Lenexa, KS</th> </tr> <tr> <th>No</th> <th>Description</th> <th>Unit Price</th> <th>Unit Price</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1</td> <td>Potato Chips</td> <td style="text-align: right;">\$ 0.3617</td> <td style="text-align: right;">\$ 0.2718</td> </tr> <tr> <td style="text-align: center;">2</td> <td>Corn Chips</td> <td style="text-align: right;">\$ 0.2248</td> <td style="text-align: right;">\$ 0.2039</td> </tr> <tr> <td style="text-align: center;">3</td> <td>Tortilla Chips</td> <td style="text-align: right;">\$ 0.3081</td> <td style="text-align: right;">\$ 0.2039</td> </tr> </tbody> </table>			Frito-Lay Kansas City, KS	US Foods Lenexa, KS	No	Description	Unit Price	Unit Price	1	Potato Chips	\$ 0.3617	\$ 0.2718	2	Corn Chips	\$ 0.2248	\$ 0.2039	3	Tortilla Chips	\$ 0.3081	\$ 0.2039
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4	Popcorn	\$	0.4378	\$	0.3262
5	Cheese Curls	\$	0.2773	\$	0.2039
6	Pretzels	\$	0.2447	\$	0.2039

*prices were submitted per bag but since bag sizes differed prices have been broken down to prices per ounce

Pursuant to Section 1054.6 of the Jackson County Code, 1984, the Director of Finance and Purchasing recommends the split award of a Twelve Month Term and Supply contract for the furnishing of Chips & Snacks for Resale at the Parks + Rec Department's Concession Operations to Frito-Lay of Kansas City, Kansas and U.S. Foods of Lenexa, Kansas as the lowest and best bids received. Frito-Lay may not appear to be the lowest bid however they offer larger sized bags of chips, dips and cookies that US Foods does not offer.

This award is made on an "As Needed" basis and does not obligate Jackson County to pay any specific amount. The availability of fund for specific purchases is subject to annual appropriations.

CLEARANCE	<input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) <input type="checkbox"/> Business License Verified (Purchasing & Department) <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)	
ATTACHMENTS	Award Recommendation memorandum from Mr. Bob McMillin & Jim Bracciano of the Parks + Rec Department.	
REVIEW	Department Director: 	Date: 3/25/13
	Finance (Budget Approval): If applicable N/A 	Date: 3-29-13
	Division Manager: 	Date: 4/1/13
	County Counselor's Office:	Date:

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the _____ Fund in _____.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # _____
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.

To: Bob McMillin

From: Bill Davis,
Marina Manager, BSLM

Date: March 20, 2013

Re: Frito Bid Justification.

At the end of last year, we were buying our chips for the marinas from US Foods. Here are some of the issues that impacted the marinas in a negative way.

- 1) US Foods has only one size of chip available, and it is a vending size bag.
- 2) Many of the chips did not have the bell mark (pre-priced on label) and some of the chips said "not for resale" on the bag.
- 3) The selection of product was limited both by the supply and the quantity we had to buy of each type of chip. If you wanted to sell 2 different types of chips, we had to buy 288 bags (144 of each type).
- 4) There were no large or party size bags of chips available, no dips or cookies that Frito Lay provides.
- 5) We had to order a box of 144 chips of one single kind. The marinas did their best to share, but this led to car/truck trips back and forth from site to site. Also, we experienced loss when we could not sell the entire box of chips before they went out of date.

I believe buying Chips from Frito Lay offers advantages and solutions to the above problems.

- 1) Frito Lay visits each marina weekly, to restock shelves. They provide the display rack and the display is done by a professional who knows what bags are selling best, and where they should be placed on the shelf.
- 2) Frito Lay ensures we do not have loss due to out of date products.
- 3) Frito Lay offers a wide variety of sizes and products, which includes nuts, cookies and dips.
- 4) We only pay for what we sell, all remaining product is picked up at the end of the season.
- 5) Frito Lay offers us the specials and new product as they enter the market. Also if a product is not selling, they pick it up and issue us credit.
- 6) All Frito Lay products are bell marked, which means prices are consistent at all county sites, and with the outside market.



PURCHASING DEPARTMENT

415 East 12th Street
Kansas City, Missouri 64106

816-881-3267
Fax 816-881-3268

M E M O

DATE: February 28, 2013

TO: Bob McMillin, Golf Course Supervisor
Jim Bracciano, Superintendent of ~~Leisure Services~~ ^{RECREATION} *JTB*

FROM: Cassandra Cheek, Senior Buyer

SUBJECT: Invitation to Bid No. 9-13 "Concessions: Chips & Snacks"

The above-referenced Invitation to Bid opened February 20th. Attached are copies of the Recap of Bids Received and the pertinent pages of each response for your review and evaluation.

Please review this information and return a copy of this Memo with your evaluations and comments to me as soon as possible.

If you have any questions, please feel free to call me at 881-3265. Thank you.

Attachments

*CASSANDRA,
RECREATION RECOMMENDS US FOODS FOR CHIPS
& SNACKS BASED ON BEST BID FOR PRODUCTS USED
AND DELIVERY AVAILABILITY.*

*Jim Bracciano
Supt. of Recreation
2/28/13*



PURCHASING DEPARTMENT

415 East 12th Street
Kansas City, Missouri 64106

816-881-3267
Fax 816-881-3268

MEMO

DATE: February 27, 2013
TO: Bob McMillin, Golf Course Supervisor
Jim Bracciano, Superintendent of Leisure Services
FROM: Cassandra Cheek, Senior Buyer
SUBJECT: Invitation to Bid No. 9-13 "Concessions: Chips & Snacks"

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If you have any questions, please feel free to call me at 881-3265. Thank you.

Attachments

2/27/2013

CASSANDRA,

GOLF COURSE + MARINA'S RECOMMENDS A SPLIT
BID BETWEEN FRITO-LAY + US FOODS FOR
CHIPS + SNACKS.

THANKS,
BOB
Supt. Golf + MARINA'S