

KEY FOCUS AREA: E-Gov

AGENDA DATE: May 11, 2016

COUNCIL DISTRICT(S): All

DEPARTMENT: Business Development & Procurement Services
City Attorney's Office

CMO: Jeanne Chipperfield, 670-7804
Christopher D. Bowers, 670-3491

MAPSCO: N/A

SUBJECT

Authorize a three-year professional services contract, with two one-year renewal options, for independent medical review services - ExamWorks, Inc., most qualified respondent of three - Not to exceed \$100,000 - Financing: Current Funds (subject to annual appropriations)

BACKGROUND

This professional services contract will provide independent medical review services to assist in evaluating medical and health related claims. Litigators in the City Attorney's Office who manage injury claims against the City require independent medical examination, peer review and bill review services for these claims. These include a wide range of claims against the City including:

- Bodily injury
- Workers compensation
- Disability
- Federal insurance programs

This contract will allow for the review of documents for the City Attorney's Office in matters pertaining to the evaluation of medical and health related claims for accuracy and legitimacy. This contract will also provide expert reports and affidavits, as needed, for trial, pre-trial and mediation proceedings. This service will also be available to claims adjusters in the Office of Risk Management for review of complicated claims, upon approval from the City Attorney's Office.

BACKGROUND (Continued)

A five member committee from the following departments reviewed and evaluated the responses:

- City Attorney's Office (2)
- Office of Risk Management (2)
- Business Development and Procurement Services (1)*

*Business Development and Procurement Services only evaluated the Business Inclusion and Development Plan.

The successful respondent was selected by the committee on the basis of demonstrated competence and qualifications under the following criteria:

- Experience 50 Points
- Firm's location and availability 20 Points
- Overall approach 15 Points
- Business Inclusion & Development Plan 15 Points

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 972 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.

The recommended vendor meets the wage floor rate of \$10.37 approved by City Council on November 10, 2015, by Resolution No. 15-2141.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On October 10, 2011, City Council authorized a professional services contract to provide the City of Dallas with independent review services to assist in evaluating medical and health related claims for accuracy and legitimacy by Resolution No. 11-2718.

On January 9, 2013, City Council authorized Supplemental Agreement No. 1 to the professional services contract to continue to provide independent review services to assist in evaluating medical and health related claims for accuracy and legitimacy by Resolution No. 13-0108.

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

On June 25, 2014, City Council authorized Supplemental Agreement No. 1 to the professional services contract for independent medical review assistance in evaluating medical and health related claims for accuracy and legitimacy by Resolution No. 14-0990.

Information about this item will be provided to the Budget, Finance and Audit Committee on May 2, 2016.

FISCAL INFORMATION

\$100,000.00 - Current Funds (subject to annual appropriations)

M/WBE INFORMATION

- 172 - Vendors contacted
- 172 - No response
 - 0 - Response (Bid)
 - 0 - Response (No Bid)
 - 0 - Successful

972 M/WBE and Non-M/WBE vendors were contacted.

The recommended awardee has fulfilled the good faith requirements set forth in the Business Inclusion and Development (BID) Plan adopted by Council Resolution No. 08-2826, as amended.

ETHNIC COMPOSITION

ExamWorks, Inc.

White Male	9	White Female	16
Black Male	0	Black Female	2
Hispanic Male	3	Hispanic Female	24
Other Male	0	Other Female	1

RESPONDENT INFORMATION

The following responses were received for solicitation number BKZ1534 and were opened on October 29, 2015. This professional services contract is being awarded in its entirety to the most qualified respondent.

*Denotes successful respondent

<u>Respondents</u>	<u>Address</u>	<u>Score</u>
*ExamWorks, Inc.	12001 N. Central Expwy. Suite 800 Dallas, TX 75243	81%
ECI Holdings, LLC	6111 Broken Sound Pkwy. NW Suite 207 Boca Raton, FL 33487	73%
Claims Eval, Inc.	6905 Mystery Creek Ln. Granite Bay, CA 95746	63%

OWNER

ExamWorks, Inc.

Wesley Campbell, President

May 11, 2016

WHEREAS, on October 10, 2011, City Council authorized a professional services contract to provide the City of Dallas with independent review services to assist in evaluating medical and health related claims for accuracy and legitimacy by Resolution No. 11-2718; and,

WHEREAS, on January 9, 2013, City Council authorized Supplemental Agreement No. 1 to the professional services contract to continue to provide independent review services to assist in evaluating medical and health related claims for accuracy and legitimacy in an amount not to exceed \$50,000.00, increasing the contract amount from \$50,000.00 to \$100,000.00, by Resolution No. 13-0108; and,

WHEREAS, on July 22, 2013, Administrative Action No. 13-5961 authorized a professional services contract for independent medical review services in the amount of \$50,000.00; and,

WHEREAS, on June 25, 2014, City Council authorized Supplemental Agreement No. 1 to the professional services contract for independent medical review assistance in evaluating medical and health related claims for accuracy and legitimacy in an amount not to exceed \$100,000.00, increasing the contract amount from \$50,000.00 to \$150,000.00, by Resolution No. 14-0990;

NOW, THEREFORE,

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

Section 1. That the City Manager is hereby authorized to execute a professional services contract with ExamWorks, Inc. (VC15566) for independent medical review services for a term of three years, with two one-year renewal options, in an amount not to exceed \$100,000.00 upon approval as to form by the City Attorney. If the service was bid or proposed on an as needed, unit price basis for the performance of specified tasks, payment to ExamWorks, Inc. shall be based only on the amount of the services directed to be performed by the City and properly performed by ExamWorks, Inc. under the contract.

Section 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$100,000.00 (subject to annual appropriations) from Service Contract number BKZ1534.

Section 3. 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.

BUSINESS INCLUSION AND DEVELOPMENT PLAN SUMMARY

PROJECT: Authorize a three-year professional services contract, with two one-year renewal options, for independent medical review services - ExamWorks, Inc., most qualified respondent of three - Not to exceed \$100,000 - Financing: Current Funds (subject to annual appropriations)

ExamWorks, Inc. is a local, non-minority firm, has signed the "Business Inclusion & Development" documentation, and proposes to use their own workforce.

PROJECT CATEGORY: Professional Services

LOCAL/NON-LOCAL CONTRACT SUMMARY

	<u>Amount</u>	<u>Percent</u>
Total local contracts	\$100,000.00	100.00%
Total non-local contracts	\$0.00	0.00%
TOTAL CONTRACT	\$100,000.00	100.00%

LOCAL/NON-LOCAL M/WBE PARTICIPATION

Local Contractors / Sub-Contractors

None

Non-Local Contractors / Sub-Contractors

None

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%	\$0.00	0.00%
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%	\$0.00	0.00%
Total	<u>\$0.00</u>	<u>0.00%</u>	<u>\$0.00</u>	<u>0.00%</u>

AGENDA ITEM # 5

KEY FOCUS AREA: E-Gov

AGENDA DATE: May 11, 2016

COUNCIL DISTRICT(S): All

DEPARTMENT: Business Development & Procurement Services
Aviation
Street Services
Water Utilities

CMO: Jeanne Chipperfield, 670-7804
Ryan S. Evans, 671-9837
Jill A. Jordan, P.E., 670-5299
Mark McDaniel, 670-3256

MAPSCO: N/A

SUBJECT

Authorize the purchase of (1) eleven pieces of fleet vehicles and equipment - Briggs Equipment in the amount of \$157,610, Darr Equipment in the amount of \$92,726, Southwest International Trucks, Inc. in the amount of \$156,547, Kirby-Smith Machinery in the amount of \$649,693, RDO Equipment in the amount of \$88,875, Austin Truck and Equipment, LTD dba Freightliner of Austin in the amount of \$347,425, Central Texas Heavy Equipment Co., Inc. in the amount of \$167,000 through The Texas Association of School Boards (Buyboard); (2) four pieces of fleet vehicles - Sam Pack's Five Star Ford in the amount of \$76,080 through Texas Smartbuy; (3) two pieces of fleet equipment - Rush Truck Centers of Texas, LP in the amount of \$384,030 through the Houston Galveston Area Council of Governments; and (4) two fleet vehicles - Freedom Dodge dba Duncanville Automotive in the amount of \$52,200 through the Tarrant County Interlocal - Total not to exceed \$2,172,186 - Financing: Street and Alley Improvement Funds (\$649,693), Water Utilities Current Funds (\$1,469,624) and Aviation Current Funds (\$52,869)

BACKGROUND

This item will allow for the purchase of nineteen fleet vehicles and equipment to include:

- forklifts - 4
- telehandler - 1
- roll-off container truck - 1
- milling machine - 1
- backhoe - 1
- vacuum truck - 1

BACKGROUND (Continued)

- dump truck - 1
- crane boom truck - 1
- sport utility vehicles - 4
- compact sedan - 1
- midsize sedan - 1
- sewerline inspection trucks - 2

The equipment will be used by various departments throughout the City in their daily activities.

The telehandler, dump truck, sport utility vehicles, sedans, crane boom truck are new additions to City fleet and the forklifts, roll off container truck, backhoe, milling machine, vacuum truck and sewerline inspection trucks are replacement equipment. Vehicles being replaced have gone through an evaluation process using an established criterion to ensure that only vehicles that have exceeded their useful life are replaced. The equipment evaluation included life-to-date maintenance costs, recommended replacement mileage and recommended replacement life. Replacement units will be reassigned to other departments or auctioned, whichever is more beneficial to the City.

The Texas Association of School Boards (BuyBoard), Texas SmartBuy, Houston Galveston Area Council, City of Fort Worth Interlocal Agreement conforms to the requirements of Texas Statutes that are applicable for competitive bids and proposals, in accordance with the Interlocal Cooperation Act, Chapter 791, Texas Government Code. In addition, BuyBoard and State of Texas CO-OP Program receive bids from manufacturers and dealers throughout the United States.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On January 11, 2012, City Council authorized a one-year master agreement for the purchase of one hundred ninety-six pieces of fleet equipment; and a one-year master agreement for the purchase of one hundred three pieces of fleet equipment by Resolution No. 12-0162.

On September 12, 2012, City Council authorized a one-year master agreement for the purchase of squad cars for Police by Resolution No. 12-2229.

On June 12, 2013, City Council authorized a one-year master agreement for the purchase of two hundred seventy-two pieces of fleet and equipment; a one-year master agreement for the purchase of eight pieces of fleet equipment; and a one-year master agreement for the purchase of four pieces of fleet equipment by Resolution No. 13-0936.

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

On December 11, 2013, City Council authorized a one-year master agreement for the purchase of two-hundred ten fleet vehicles and equipment; thirty-eight fleet vehicles and equipment and eighty-eight fleet vehicles and equipment by Resolution No. 13-2055.

On October 22, 2014, City Council authorized the purchase of 137 squad cars for Police by Resolution No. 14-1781.

On March 25, 2015, City Council authorized a one-year master agreement for the purchase of eighty seven fleet vehicles and equipment; twenty fleet vehicles and equipment; and one-hundred nine fleet vehicles and equipment by Resolution No. 15-0478.

On June 17, 2015, City Council authorized the purchase of 105 squad cars for Police by Resolution No. 15-1231.

On December 9, 2015, City Council authorized a one-year master agreement for the purchase of one hundred fleet vehicles and equipment; one hundred eighty-one fleet vehicles; eighty-three Police fleet and equipment; and twenty-one fleet vehicles by Resolution No. 15-2199.

Information about this item will be provided to the Budget, Finance and Audit Committee on May 2, 2016.

FISCAL INFORMATION

\$ 649,693.00 - Street and Alley Improvement Funds

\$1,469,624.00 - Water Utilities Current Funds

\$ 52,868.02 - Aviation Current Funds

ETHNIC COMPOSITION

Briggs Equipment

White Male	504	White Female	88
Black Male	55	Black Female	17
Hispanic Male	130	Hispanic Female	22
Other Male	10	Other Female	2

ETHNIC COMPOSITION (Continued)

Darr Equipment

White Male	160	White Female	33
Black Male	7	Black Female	2
Hispanic Male	19	Hispanic Female	5
Other Male	8	Other Female	0

Southwest International Trucks, Inc.

White Male	261	White Female	39
Black Male	23	Black Female	1
Hispanic Male	82	Hispanic Female	8
Other Male	5	Other Female	1

Kirby-Smith Machinery

White Male	28	White Female	3
Black Male	2	Black Female	0
Hispanic Male	5	Hispanic Female	0
Other Male	0	Other Female	0

RDO Equipment

White Male	22	White Female	4
Black Male	4	Black Female	0
Hispanic Male	9	Hispanic Female	0
Other Male	7	Other Female	0

Austin Truck and Equipment, LTD dba Freightliner of Austin

White Male	35	White Female	3
Black Male	2	Black Female	0
Hispanic Male	9	Hispanic Female	1
Other Male	0	Other Female	0

Central Texas Heavy Equipment Co., Inc.

White Male	14	White Female	2
Black Male	0	Black Female	0
Hispanic Male	2	Hispanic Female	0
Other Male	0	Other Female	0

ETHNIC COMPOSITION (Continued)

Sam Pack's Five Star Ford

White Male	97	White Female	22
Black Male	19	Black Female	1
Hispanic Male	94	Hispanic Female	12
Other Male	4	Other Female	2

Rush Truck Centers of Texas, LP

White Male	36	White Female	5
Black Male	2	Black Female	0
Hispanic Male	2	Hispanic Female	1
Other Male	1	Other Female	1

Freedom Dodge dba Duncanville Automotive

White Male	16	White Female	8
Black Male	23	Black Female	9
Hispanic Male	47	Hispanic Female	8
Other Male	1	Other Female	2

OWNERS

Briggs Equipment

Chris Meinecke, President
Derek Claybrook, Vice President
Cheryl M. Gosch, Secretary

Darr Equipment

Robert Engstrom, President
Steve Brooks, Chief Executive Officer
Jack Camiolo, Chief Financial Officer

Southwest International Trucks, Inc.

Russ Trimble, President
Sid Stewart, Vice President
Jane Roth, Secretary

OWNERS (Continued)

Kirby-Smith Machinery

Ed Kirby, President
David Cooper, Vice President
Celise Blewitt, Secretary
JD Young, Treasurer

RDO Equipment

Ron Offutt, President
Christi Offutt, Vice President
Al Knoll, Secretary
Tom Espel, Treasurer

Austin Truck and Equipment, LTD dba Freightliner of Austin

Jay Hendrix, President
Carlton Hemple, Vice President

Central Texas Heavy Equipment Co., Inc.

Andrew Tewell, President
Bob Henry, Vice President
Chris Tewell, Secretary
Walter Kurowski, Treasurer

Sam Pack's Five Star Ford

Sam Pack, President

Rush Truck Centers of Texas, LP

W.M. "Rusty" Rush, President
Martin A. Naeglin, Jr, Vice President

Freedom Dodge dba Duncanville Automotive

Frank Stinson, President
Lonnie Bennett, Vice President
Alissa Hillhouse, Secretary
John Rowe, Treasurer

May 11, 2016

WHEREAS, on January 11, 2012, City Council authorized a one-year master agreement for the purchase of one hundred ninety-six pieces of fleet equipment; and a one-year master agreement for the purchase of one hundred three pieces of fleet equipment by Resolution No. 12-0162; and,

WHEREAS, on September 12, 2012, City Council authorized a one-year master agreement for the purchase of squad cars for Police by Resolution No. 12-2229; and,

WHEREAS, on June 12, 2013, City Council authorized a one-year master agreement for the purchase of two hundred seventy-two pieces of fleet and equipment; a one-year master agreement for the purchase of eight pieces of fleet equipment; and a one-year master agreement for the purchase of four pieces of fleet equipment by Resolution No. 13-0936; and,

WHEREAS, on December 11, 2013, City Council authorized a one-year master agreement for the purchase of two-hundred ten fleet vehicles and equipment; thirty-eight fleet vehicles and equipment; and eighty-eight fleet vehicles and equipment by Resolution No. 13-2055; and,

WHEREAS, on October 22, 2014, City Council authorized the purchase of 137 squad cars for Police by Resolution No. 14-1781; and,

WHEREAS, on March 25, 2015, City Council authorized a one-year master agreement for the purchase of eighty seven fleet vehicles and equipment; twenty fleet vehicles and equipment; and one-hundred nine fleet vehicles and equipment by Resolution No. 15-0478; and,

WHEREAS, on June 17, 2015, City Council authorized the purchase of 105 squad cars for Police by Resolution No. 15-1231; and,

WHEREAS, on December 9, 2015, City Council authorized a one-year master agreement for the purchase of one hundred fleet vehicles and equipment; one hundred eighty-one fleet vehicles; eighty-three Police fleet and equipment; and twenty-one fleet vehicles by Resolution No. 15-2199;

NOW, THEREFORE,

May 11, 2016

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

Section 1. That the purchase of (1) eleven pieces of fleet vehicles and equipment is authorized with Briggs Equipment (VS0000049903) in the amount of \$157,610.00, Darr Equipment (025254) in the amount of \$92,726.00, Southwest International Trucks, Inc. (003940) in the amount of \$156,547.00, Kirby-Smith Machinery (502341) in the amount of \$649,693.00, RDO Equipment (500465) in the amount of \$88,875.00, Austin Truck and Equipment, LTD dba Freightliner of Austin (VC14977) in the amount of \$347,425.00, Central Texas Heavy Equipment Co., Inc. (VS91058) in the amount of \$167,000.00, through The Texas Association of School Boards; (2) four pieces of fleet vehicles is authorized with Sam Pack's Five Star Ford (113696) in the amount of \$76,079.02 through Texas Smartbuy; (3) two pieces of fleet equipment is authorized with Rush Truck Centers of Texas, LP (371932) in the amount of \$384,030.00 through the Houston Galveston Area Council of Governments; and (4) two fleet vehicles is authorized with Freedom Dodge dba Duncanville Automotive (VS0000077189) in the amount of \$52,200.00 through the Tarrant County Interlocal Agreement, in a total amount not to exceed \$2,172,185.02.

Section 2. That the Purchasing Agent is authorized, upon appropriate requisition, to issue a purchase order for four forklifts, one telehandler, one dump truck, one roll-off container truck, one milling machine, one backhoe, one heavy duty vacuum truck, one crane boom truck, four sport utility vehicles, one compact sedan, one mid-size sedan and two sewer line inspect trucks. If a formal contract is required for this purchase instead of a purchase order, the City Manager is authorized to execute the contract upon approval as to form by the City Attorney.

Section 3. That the Chief Financial Officer is hereby authorized to disburse funds from the following appropriations in an amount not to exceed \$2,172,185.02:

<u>Fund</u>	<u>Dept</u>	<u>Unit</u>	<u>Obj</u>	<u>Amount</u>	<u>Encumbrance</u>
0715	STS	W011	4720	\$649,693.00	POSTS00000125350
0100	DWU	7361	4720	\$ 61,274.80	PODWU00000125325
0100	DWU	7361	4720	\$ 92,500.00	PODWU00000125329
0100	DWU	7360	4720	\$ 226.00	PODWU00000125329
0100	DWU	7240	4740	\$101,567.00	PODWU00000125065
0100	DWU	7310	4742	\$ 52,200.00	PODWU00000124857
0100	DWU	7140	4741	\$ 23,211.00	PODWU00000124859
0100	DWU	7271	4720	\$ 88,875.00	PODWU00000125340
0100	DWU	7330	4740	\$ 96,335.20	PODWU00000125338

May 11, 2016**Section 3. (Continued)**

<u>Fund</u>	<u>Dept</u>	<u>Unit</u>	<u>Obj</u>	<u>Amount</u>	<u>Encumbrance</u>
0100	DWU	7323	4740	\$245,858.00	PODWU00000125333
0100	DWU	7410	4720	\$384,030.00	PODWU00000124863
0100	DWU	7330	4740	\$167,000.00	PODWU00000125354
0100	DWU	7450	4742	\$156,547.00	PODWU00000125083
0130	AVI	7731	4742	\$ 34,702.20	POAVI00000124867
0130	AVI	7725	4741	\$ 18,165.82	POAVI00000124869

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.