



City of Santa Fe, New Mexico



SOLE SOURCE REQUEST AND DETERMINATION FORM

This sole source request form **must** be submitted to the City of Santa, Purchasing Division for authorization, determination and processing by the Chief Procurement Officer (CPO).

Please ensure to complete this form in its entirety - () must be completed.*

*Date: April 14, 2022

*Prepared By P. Fred Heerbrandt, P.E.

*Title Engineer Supervisor WMD

*Vendor Name Evoqua Water Technologies/DBA Miscowater Intermountain/TW Associates

*Address: 651 Corporate Circle, Suite 100

*City: Waukesha

*State: WI

*Zip Code: 53188

*Description of Goods/Service to be procured: Parts for a proprietary clarification system

*Estimated Cost: \$55,162.40

Term of Contract: 1
One (1) to Four (4) year from award

*Sole Source Request Justification Questions 1-3.

1. Explain the purpose/need of purchase. Ensure to include a thorough scope of work for the services, construction or items of tangible personal property (if this is an amendment request to an existing contract, attach current contract).

A component of an existing pair of treatment units is no longer functional (scum trough) making the treatment unit inoperable. The clarifier equipment that is requested to be purchased is manufactured by Evoqua Water Technologies, who are represented in New Mexico by Miscowater Intermountain (TW Associates). The treatment unit is a proprietary piece of equipment, so a replacement must be acquired from the same manufacturer so that it will fit and operate correctly. (See attached quote for Items, Quantity, Description). The scum trough is in secondary clarifier 5 & 6. The anticipated functional life of the new equipment is 20 years. Lead time for delivery of the equipment is 18 – 22 weeks.

The quote attached is currently for what is known in need for replacement. A separate contractor will be selected for the installation of these parts. *Note:* it is possible that additional parts related to the installation will be needed and the intent of this Sole Source would cover those additional parts.

The Work is located at the Paseo Real Wastewater Reclamation Facility, 73 Paseo Real, Santa Fe, New Mexico, 87507.



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2. Provide a detailed explanation of the criteria developed and specified by the department as necessary to perform and/or fulfill the contract.

The contractor has affirmed sole source for the services, construction or items of tangible personal property (*Attach memo from vendor*). Provide documentation of due diligence for other possible vendors/contractors to provide the requested services/goods proved unsuccessful; or

Other: explanation of the reasons, qualifications, proprietary rights or unique capabilities (*unique and how this uniqueness is substantially related to the intended purpose of the contract*) of the prospective contractor that makes the prospective contractor *the one source* capable of providing the required professional service, service, construction or item(s) of tangible personal property. (Please do not state the source is the “best” source or the “least costly” source. Those factors do not justify a “sole source.”) *Unique and how this uniqueness is substantially related to the intended purpose of the contract.*

3. Explain why other similar professional services, services, construction or item(s) of tangible personal property *cannot* meet the intended purpose of the contract.

This is a proprietary technology. Other equipment will not fit or operate correctly within the existing treatment unit. There are no known universal parts for this Treatment Unit. The main treatment unit has been installed for more than 10 years. The parts requested are manufactured by Evoqua.



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***Approvals:**

Based on the above facts, the City of Santa Fe Purchasing Officer has made the determination that the justification for a Sole Source procurement is in accordance with the State Procurement Code, Section 13-1-126 Sole source procurement., NMSA 1978 and shall be posted for a 30-day period prior to award.


Fran Dunaway (Apr 15, 2022 13:35 MDT)

Apr 15, 2022

Fran Dunaway, CPO
Purchasing Officer for the
City of Santa Fe

Date

Pursuant to the State Procurement Code, Section 13-1-126 Sole source procurement., NMSA 1978, the 30-day posting period of the Notice of Intent to Award this Sole Source request was met and no obligation to the award to the above referenced contractor were received. *This Sole Source determination will be valid for a period of one (1) year from the date of the award.*

Fran Dunaway, CPO
Purchasing Officer for the
City of Santa Fe

Date

***Required Attachments:**

****Letter from Contractor acknowledging they are the only source (on their business letterhead and signed by the head of business or financial operations),***

****Quote from sole source Contractor***

****Agenda Item to be presented to City Council if over \$60,000 for Professional Services and \$60,000 for Goods and Non-Professional Services***



April 4,2022

City of Santa Fe
Wastewater Management Division
Santa Fe, NM 87504-0909

Attn: Ben Sandoval

Subject: Evoqua Water Technologies Sole source Letter

This is confirm Evoqua Water Technologies (formerly Siemens Water Technologies) is the OEM manufacturer and sole source supplier for the components included on quote # 2021-470216 for the worm gear scum pipe installed on original project number 43499-02.

Evoqua Water Technologies equipment and replacement components can only be obtained through Evoqua Water Technologies, or our contracted sales representative.

Misco Water is our local representative for your area located in Golden Co. No other sales organizations are authorized by us to solicit purchase orders for Evoqua wastewater treatment components in your area.

With Kind Regards,

James Moore

James Moore
Aftermarket Account Manager