

City of Fort Worth, Texas

Mayor and Council Communication

DATE: 10/29/24 M&C FILE NUMBER: M&C 24-0934

LOG NAME: 60AGILENT TECHNOLOGIES ICP-MS

SUBJECT

(ALL) Authorize Execution of Sole Source Agreement with Agilent Technologies, Inc. for the Purchase of an Inductively Coupled Plasma Mass Spectrometer, Software, and Support Services for the Water Department in an Amount Up to \$210,256.86

RECOMMENDATION:

It is recommended that the City Council authorize execution of sole source agreement with Agilent Technologies, Inc. for the purchase of an Inductively Coupled Plasma Mass Spectrometer, software, and support services for the Water Department in an amount up to \$210,256.86.

DISCUSSION:

The Water Department Laboratory Division will use this agreement for the one-time purchase of an Inductively Coupled Plasma Mass Spectrometer (ICP-MS), including software, parts, and support services.

The ICP-MS is used to test metal analyses in water and environmental samples for federal and state regulated contaminants to preserve and protect the public health and safety of the City of Fort Worth residents.

The purchase of this laboratory equipment, software, parts, and support services will replace the existing ten-year-old equipment that can no longer be supported by Agilent Technologies, Inc. The new equipment will operate using a new software which is an upgrade of a software license already owned by the Water Department. Purchasing this equipment from Agilent Technologies, Inc. will maintain backward compatibility with existing software, allow for data retrieval from existing equipment to be transferred to new equipment, and will nullify the need for operator training. Agilent Technologies, Inc. is providing a discount in the amount of \$134,591.49 for equipment trade-in allowances.

Agilent Technologies, Inc. is the sole source manufacturer of ICP-MS, its hardware, software, parts, training, technical support and at-your-site service and support procedures. The City Attorney's Office approved a Chapter 252 exemption request related to this purchase and therefore, it is exempt from competitive bidding.

Funding is budgeted in the W&S Capital Projects Fund for the Water Department for the purpose of funding the Water FY23 Non-Fleet Equipment project, as appropriated.

DVIN-BE: This project was approved for a waiver per the Chapter 252 exemption approved by the Legal Department. Therefore, the business equity goal requirement is not applicable.

AGREEMENT TERMS: Upon City Council's approval, this agreement shall begin on November 5, 2024 and expire November 4, 2025. The City's purchase will include a five-year extended warranty for the equipment.

ADMINISTRATIVE CHANGE ORDER: An administrative change order or increase may be made by the City Manager up to the amount allowed by relevant law and Fort Worth City Code and does not require specific City Council approval as long as sufficient funds have been appropriated.

This project is located in ALL COUNCIL DISTRICTS.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current capital budget, as previously appropriated, in the W&S Capital Projects Fund for the Water FY23 Non-Fleet Eqmt project to support the approval of the above recommendation and execution of the agreement. Prior to any expenditure being incurred, the Water Department has the responsibility to validate the availability of funds.

Submitted for City Manager's Office by: Fernando Costa 6122

Originating Business Unit Head: Chris Harder 5020

Additional Information Contact: Patty Wilson 8411