

# Mayor and Council Communication

**DATE:** 11/08/22

**M&C FILE NUMBER:** M&C 22-0890

**LOG NAME:** 60POD POWER SUPPLY UNITS FOR OZONE GENERATORS

## **SUBJECT**

(ALL) Authorize an Agreement with SUEZ Treatment Solutions, Inc. for Power Supply Unit(s), Master Ozone Control Panel(s), Services and Parts for Ozone Generators for the Water Department in an Amount Up to \$2,237,000.00

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## **RECOMMENDATION:**

It is recommended that City Council authorize an agreement with SUEZ Treatment Solutions, Inc. for power supply unit(s), master ozone control panel(s), services and parts for ozone generators for the Water Department in an amount up to \$2,237,000.00 with up to four annual renewals.

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## **DISCUSSION:**

The purpose of this Mayor and Council Communication is to authorize an agreement with SUEZ Treatment Solutions, Inc., (Suez) for power supply unit(s), master ozone control panel(s), services and parts for ozone generators for the Water department in an amount up to \$2,237,000.00.

The Water Department (Department) will use this contract to purchase original equipment manufacturer (OEM) power supply units, master ozone control panels and parts along with repair services as needed for the ozone generators located at the City's water and wastewater treatment plants. Non-OEM power supply units, master ozone control panels and parts are not compatible with the current ozone generators at the water and wastewater treatment plants. Suez is the only company in the area who can provide the power supply units, master ozone supply control panels, parts and services for the units and sole source procurement has been authorized.

No guarantee was made that a specific amount of goods and services would be purchased. However, the Department anticipates spending approximately \$2,237,000.00. Funding is budgeted in the Water Department's W&S Capital Projects Fund for the purpose of funding the Water FY 22 Non-Fleet Equipment project, as appropriated.

Suez is the sole source manufacturer of the power supply units and master ozone control panels for the ozone generators that are currently in operation at the water and wastewater treatment plants. Suez is the documented sole source manufacturer and dealer for the Texas region and the only company that can work on these units and parts in this region without voiding the warranties.

DIVERSITY AND INCLUSION (DVIN) - A waiver of the goal for Business Equity subcontracting requirements is approved by the DVIN-BE, in accordance with the Business Equity Ordinance. The DVIN-BE Waiver is based on the sole source information provided to the DVIN-BE Office by the Water Department.

AGREEMENT TERMS: Upon City Council approval, the agreement will begin upon execution and will end one year from that date.

RENEWAL OPTIONS: This agreement may be renewed automatically for up to (4) four one-year terms at the City's option. This action does not require specific City Council approval provided that the City Council has appropriated sufficient funds to satisfy the City's obligation during the renewal term.

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 the Fort Worth City Code and does not require specific City Council approval as long as sufficient funds have been appropriated.

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## **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 FY 22 Non-Fleet Eqmt project to support the approval of the above recommendation and execution of the agreement. Prior to an expenditure being incurred, the Water Department has the responsibility to validate the availability of funds.

**Submitted for City Manager's Office by:** Dana Burghdoff 8018

**Originating Business Unit Head:** Chris Harder 5020

**Additional Information Contact:** Shatabya Bergland 8277

