

Mayor and Council Communication

DATE: 06/22/21

M&C FILE NUMBER: M&C 21-0469

LOG NAME: 60OZONE GENERATORS PREVENTATIVE MAINTENANCE

SUBJECT

(ALL) Authorize a Sole Source Agreement with Suez Treatment Solutions, Inc., for Preventative Maintenance Service and Parts for Original Equipment Manufacturer Ozonia Brand Ozone Generators for the Water Department in an Annual Amount Up to \$240,000.00 and Authorize Four Annual Renewal Options

RECOMMENDATION:

It is recommended that the City Council authorize a sole source agreement with Suez Treatment Solutions, Inc., for preventative maintenance service and parts for original equipment manufacturer Ozonia brand ozone generators for the Water Department in an annual amount up to \$240,000.00 and authorize four annual renewal options.

DISCUSSION:

The Water Department (Department) will use this agreement to purchase, as needed, original equipment manufacturer (OEM) Ozonia brand ozone generator repair parts, preventative maintenance (PM), maintenance service, performance audits and training for water treatment plants at various locations throughout the City. Non-OEM parts are not compatible with the generators in place. Suez Treatment Solutions, Inc., is the documented sole source provider for OEM Ozonia brand ozone generators proprietary replacement parts. No guarantee was made that a specific amount of goods and services would be purchased.

Suez Treatment Solutions, Inc., is the sole source manufacturer of the OEM Ozonia brand ozone generators that are currently in operation at the water and wastewater treatment plants.

BID ADVERTISEMENT - This procurement is exempt from the competitive bidding requirements as provided for under Section 252.022(7)(A) of the Texas Local Government Code because Suez Treatment Solutions, Inc., is the sole provider OEM Ozonia brand ozone generators.

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.

BUSINESS EQUITY - A waiver of the goal for MBE/SBE subcontracting requirements was requested by the Department and approved by the OBD, in accordance with the BDE Ordinance, because the M/WBE Waiver is based on the sole source information provided to the M/WBE Office by the managing department's project manager.

AGREEMENT TERM - Upon City Council approval, the initial term shall begin upon execution of the agreement and shall end one year from that date.

RENEWAL OPTIONS - Each agreement may be renewed for up to four additional 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 obligations during the renewal term.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the recommendations, funds are available in the current operating budget, as appropriated, of the Water and Sewer Fund to support the approval of the above recommendation and execution of the purchase agreement. Prior to an expenditure being made, 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 4940

