

SOLE-SOURCE / SINGLE-SOURCE JUSTIFICATION

It is unlawful for a public servant, with corrupt intent to obtain a benefit for any person or to cause unlawful harm to another, to circumvent a competitive bidding process required by law or rule by using a sole-source contract for commodities or service. Florida Statute, Chapter 838.22

Sole Source Definition:

A source selected for the purchase of goods or service over \$2,500.00 when there are no other sources capable of providing the goods or services except for the one selected.

Single Source Definition:

A source selected for the purchase of goods or service over \$2,500.00 due to the compatibility of equipment, replacement parts, training, warranty, or some other unique purpose even though other sources are available.

General Information:

Date: September 27, 2017 Requestor's Name: Jean Dupuis
Total Amount: \$16,099.10 Requestor's Title: Assistant Director
Requesting Department: Utilities and Engineering

Vendor Information:

Vendor Name: Backflow Solutions, Inc. (BSI)
Vendor Contact: Doug Eisenhauer
Street Address: 12609 South Laramie Ave.
City/State/Zip: Alsip, IL, 60803
Email Address: deisenhauer@backflow.com
Phone: (800) 414-4990 Fax: (888) 414-4990

Please check all statements applicable to the purchase of the particular good/service you are requesting as a sole or single source purchase.

- Sole provider of a licensed or patented good or service
- Sole provider of items that is compatible with existing equipment, inventory, systems, programs or services
- Sole provider of goods and services for which the City has established a standard
- Sole provider of factory-authorized warranty service
- Sole provider of goods or services that will meet the specialized needs of the City or perform the intended function (attach documentation)
- None of the above apply. A detailed explanation and justification for this sole source request is attached.

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Goods/Services Information:

Features Requirements

List the major features/capabilities that are required. What unique design/performance features does this good or provider of the services have that are essential to your requirements? Provide a brief technical explanation as to why these features are essential. Identify the manufacture/model of your existing equipment, if applicable:

Per FAC regulations, the City operates a cross connection control program to protect its potable water distribution system. The City contracts out for data administration as part of this program. The contractor, BSI, offers a web-based service that allows the City to focus on compliance instead of data entry. The time and efforts to set up a contractor is considerable and prohibitive due to frequent changes once a choice has been made. This contractor has been servicing the City since 2012.

Competing Brands Investigated

Did you consider other goods or providers of services with similar capabilities? Indicate specific brands/models of competitors' products that were investigated and describe why they do not meet listed Features Requirements. List all contact names and phone numbers for competitors.

The City did consider other providers with similar capabilities: AquaBackflow and XC2 Backflow Software, LLC. Both offered web hosting. XC2 did not offer easy implementation. AquaBackflow services were more comparable to BSI's, but a key difference for the City was in the set-up and implementation of the program. This was revealed during a workshop hosted by AquaBackflow during the research period. AquaBackflow: Tom Staroske, 866-777-2124
XC2 Backflow Software, LLC: Laura Hurd, 800-761-4999

Brand Name Source

Is the specific brand/model being recommended for procurement available from more than one source (i.e. more than one dealer or distributor)? If yes, list all ruled out vendors, why they were ruled out, and the contact name and phone numbers of those vendors.

This service is web-based. The software this contractor uses is proprietary.

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Statement of Need:

My department's recommendation for sole source is based upon an objective review of the product/service required and appears to be in the best interest of the City. I know of no conflict of interest on my part or personal involvement in any way with this request. No gratuities, favors or compromising action have taken place. Neither has my personal familiarity with particular brands, types of equipment, materials or firms been a deciding influence on my request to sole source this purchase when there are other known suppliers to exist. I have attached the pertinent documentation showing what market research was conducted to preclude other items from consideration.

Policy:

Sole source purchases exceeding \$25,000 require City Commission approval. A Notification of Intent to Award a Sole Source / Single Source will be posted electronically for at least 7 business days as per Section 287.05(3)(c), Florida Statute as amended from time to time.

Authorization:

**A minimum of two different individual approval signatures are required.*

Researcher: Jean Dupuis

Date: 9/27/17

Requestor: Jean Dupuis

Date: 9/27/17

Department Director: [Signature]

Date: 09/27/17

*Purchasing Manager: [Signature]

Date: 10/5/17

*Finance Director: [Signature]

Date: 10/9/17

If Purchase is over \$10,000:

*City Manager: [Signature]

Date: 10/9/17

PURCHASING USE ONLY:

Advertise Sole Source Notification: Yes No Electronic Posting Date: _____

Statements of Disagreement Received: Yes No Electronic Removal Date: _____