

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING A SOLE SOURCE PURCHASE ORDER WITH VEOLIA WATER TECHNOLOGIES, INC. FOR THE PURCHASE AND INSTALLATION OF PROPRIETARY PARTS INCLUDING MANUFACTURER'S SERVICE FOR THE THREE (3) EXISTING DISC FILTERS IN THE RECYCLED WATER TREATMENT FACILITY, IN AN AMOUNT NOT TO EXCEED \$523,023.38, PLUS ANY FINAL ADJUSTMENTS FOR ACTUAL FREIGHT AND TAX COSTS CHARGED AT THE TIME OF SHIPPING; AND AUTHORIZING AND DIRECTING CITY MANAGER TO NEGOTIATE AND EXECUTE THE PURCHASE AGREEMENT INCLUDING ANY EXTENSIONS OR AMENDMENTS THEREOF IN ORDER TO IMPLEMENT CONTRACT

WHEREAS, bidding requirements and a reference to procedures for the purchase of supplies, equipment, and non-personal contractual services and the sale of personal property are set forth in Chapter 3-5 of the Watsonville Municipal Code; and

WHEREAS, subdivision (c) of § 3-5.210 exempts supplies, materials, and services which are unique, available only from one source, or sought to match existing equipment or supplies already in use (also known as a sole source purchase); and

WHEREAS, Veolia Water Technologies, Inc. is the sole-source provider of proprietary parts and manufacturer's technicians for the existing Kruger disc filters.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATSONVILLE, CALIFORNIA, AS FOLLOWS:

1. This purchase of replacement parts is not a project under CEQA, as purchasing equipment parts and replacing or repairing existing equipment does not have the potential to result in either direct physical change or reasonably foreseeable indirect physical change in the environment and is exempt pursuant to CEQA Guidelines Section 15378(b)(5) and Section 15301, as the equipment and parts are being purchased to repair existing mechanical equipment.

2. The Council finds that the purchase of recommended maintenance and replacement parts including manufacturer's service, is available from one source that meets the needs of the City (also known as a sole source purchase).

3. This purchase is exempt from the purchasing procedures of Chapter 5 of Title 3 of the Municipal Code as a sole source purchase under subdivision (c) of § 3-5.210 of the Municipal Code.

4. This sole source purchase of parts including manufacturer's standard installation assistance from Veolia Water Technologies, an amount not to exceed \$523,023.38, plus any final cost adjustments needed for actual freight and tax costs (which will be charged at the time of shipping) is hereby authorized.

5. That the City Manager is hereby authorized and directed to execute said Purchase Agreement for and on behalf of the City of Watsonville, including any extensions or amendments thereof in order to implement this purchase.
