



TOWN OF TAOS SOLE SOURCE REQUEST AND DETERMINATION FORM

A sole source *determination* is not effective until the *sole source request for determination* has been posted for thirty (30) calendar days without challenge, and subsequently approved in writing by the Procurement Officer. The foregoing is a requirement under NMSA 13-1-126 – 13-1-126.1 as amended by Laws 2013, ch. 40 § 6 effective June 14, 2013.

I. Name of Entity: TOWN OF TAOS

Procurement Agent: Sharon Voigt
svoigt@taosgov.com
 Telephone Number: 575-751-2025

II. Name of prospective Contractor: K Turbo

Address of prospective Contractor: 1183 Pierson Dr., Unit 118
 Batavia, IL 60510

Amount of prospective contract: \$24,000

Term of prospective contract: 2 years

III. Please thoroughly list the services (scope of work), construction or items of tangible personal property of the prospective contract:

Labor and replacement parts for JWC Environmental equipment which includes the following:

1. K Turbo 150hp blower (Membrane aeration system)
2. K Turbo 200hp blower (Aeration Basin system)

IV. Provide an explanation of: the criteria developed and specified by the department.

The K Turbo blowers are an integral part of the treatment process and is the only equipment being used for the aeration of the entire plant. The Aeration Basin or Biological Reactor is the heart of any aerobic system. There are requirement that must be met to ensure a healthy biological population which thus ensures a good degree of treatment, and the completion of the nitrogen cycle. The K Turbo 200hp blowers supply the dissolved oxygen to the activated sludge basins. The dissolved oxygen enters each basin through the air diffusers in each basin. The activated sludge then enters the Membrane Filtration building.

The membrane basins contain membrane filters that separate the biomass from the wastewater and transfers the clean water to the UV Channel as effluent. Air is course bubbled into the membrane basins to help clean the membranes and prevent them from becoming "blinded" by the mixed liquor solids. The scour air is supplied to the membrane by K Turbo 150hp blowers. If there is no aeration the process is unable to work because of the automation of the system does not allow the system to work without the 150hp blowers.

- V. Provide a detailed, sufficient explanation of the reasons, qualifications, proprietary rights or unique capabilities of the prospective contractor that makes the prospective contractor *the one source* capable of providing the required professional service, service, construction or item(s) of tangible personal property. (Please do not state the source is the "best" source or the "least costly" source. Those factors do not justify a "sole source.")

K Turbo is the inventor and owner of the K Turbo blowers. They hold numerous patents and trademarks on these products.

- VI. Provide a detailed, sufficient explanation of how the professional service, service, construction or item(s) of tangible personal property is/are *unique and how this uniqueness is substantially related to the intended purpose of the contract*.

K Turbo is the sole manufacturer of these products and exclusive source for service parts for this equipment.

- VII. Explain why other similar professional services, services, construction or item(s) of tangible personal property *cannot* meet the intended purpose of the contract.

K Turbo is the sole manufacturer of these products and exclusive source for service parts that are under trademark protection. As the manufacturer, K Turbo is the only company that is able to perform the work per specifications which would void any manufacture defect protection.

- VIII. Provide a narrative description of the agency's due diligence in determining the basis for the procurement, including procedures used by the agency to conduct a review of available sources such as researching trade publications, industry newsletters and the internet; reviewing telephone books and other advertisements; contacting similar service providers; and reviewing the State Purchasing Agent's vendor list. Include a list of businesses contacted (*do not state that no other businesses were contacted*), date of contact, method of contact (telephone, mail, e-mail, other), and documentation demonstrating an explanation of why those businesses could not or would not, under any circumstances, perform the contract; or an explanation of why the agency has determined that no businesses other than the prospective contractor can perform the contract.

- a. Wisco Supply, Inc does not service K Turbo blowers

Certified by:

Department Approval by:

Date: _____

Department Head

If this sole source relates to a procurement of general services:

- 1) Signature of the Town Procurement Officer on this form certifies the sole source has been posted for thirty (30) calendar days and has received no challenges.
- 2) Sole source is granted as of the date of signature by the Procurement Officer.
- 3) Signature of the Procurement Officer on this form is the final signature required for this sole source procurement.

If this sole source relates to a procurement of professional services:

- 1) Signature of the Procurement Officer on this form certifies the sole source has been posted for thirty (30) calendar days and has received no challenge(s).
- 2) Signature of the Procurement Officer (below) is required; and
- 3) Sole source is granted as of the date of signature by the Procurement Officer.

APPROVED:

Date: _____

Town of Taos Procurement Officer

Town Purchasing Agent

Challenges
