

RESOLUTION NO

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES AUTHORIZING A WAIVER OF COMPETITIVE PROCESS AND AWARD OF A SOLE SOURCE PURCHASE ORDER TO CUMMINS, INC. IRVINE, CA FOR FURNISHING MISCELLANEOUS PARTS AND TECHNICAL SERVICES

WHEREAS, the City Water Department desires to purchase miscellaneous parts and technical labor for the combined heat and power engine generators sets (CHP) located at the Laguna Wastewater Treatment Plant; and

WHEREAS, Cummins, Inc. is the sole provider of operation and maintenance parts for these engine generator sets; and

WHEREAS Cummins, Inc. has submitted a fixed pricing for miscellaneous parts and technical services (labor); and

WHEREAS, the parts and services are proprietary in nature and can only be obtained from Cummins, Inc.; and

WHEREAS, City staff has determined the price proposal submitted by Cummins, Inc. for the purchase of miscellaneous parts and technical services (labor) would be in the City's best interest to accept; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities hereby approves the waiver of competitive process and grants authority for the Purchasing Agent to issue an award of a sole source purchase order with approved nonstandard terms for the purchase of miscellaneous parts and technical services (labor) to Cummins, Inc., for a not to exceed amount of \$150,000.

DULY AND REGULARLY ADOPTED this 16th day of May 2019.

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED: \_\_\_\_\_  
Daniel J. Galvin III, Chair

ATTEST: \_\_\_\_\_  
Gina Perez, Recording Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney