

RESOLUTION NO. 1265

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES AUTHORIZING A WAIVER OF COMPETITIVE PROCESS AND AWARD OF A SOLE SOURCE BLANKET PURCHASE ORDER FOR ULTRAVIOLET DISINFECTION SYSTEM PARTS TO TROJAN TECHNOLOGIES, INC., LONDON, ONTARIO, CANADA

WHEREAS, the City Water Department has a requirement for parts for the ultraviolet disinfection system located at the Laguna Wastewater Treatment Plant; and

WHEREAS, on September 10, 1996, as a result of a competitive process, the City Council awarded contract No. 4957 to Trojan Technologies, Inc. for the purchase of a Trojan UV4000 ultraviolet disinfection system for the Laguna Treatment Plant; and

WHEREAS, Trojan Technologies, Inc., the manufacturer of the ultraviolet disinfection system and parts, had historically appointed DC Frost Associates, Inc. as the sole western United States distributor of Trojan Technologies ultraviolet disinfection system parts and service; and

WHEREAS, previously, on October 15, 2020, the Board of Public Utilities approved a blanket purchase order for \$1,050,000 with DC Frost Associates, Inc. to maintain the operational capabilities of the Laguna Treatment Plant's ultraviolet disinfection operations; and

WHEREAS, on March 22, 2021, Trojan Technologies, Inc. gave notice to the City Water Department that Trojan Technologies, Inc. will now be providing ultraviolet disinfection parts directly; and

WHEREAS, D.C. Frost Associates, Inc. will no longer be the western United States distributor of Trojan Technologies ultraviolet disinfection system parts; and

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

WHEREAS, in March 2021, Trojan Technologies, Inc. issued a bulletin stating that select parts for the Trojan UV4000 system will no longer be available after July 31, 2022; and

WHEREAS, City staff has thoroughly analyzed the proposal submitted by Trojan Technologies, Inc. and has determined the price proposal for ultraviolet disinfection system parts would be in the City's best interest to accept; and

WHEREAS, City staff has analyzed the proposed price escalation by Trojan Technologies, Inc. and has determined the proposal to be fair and reasonable and in the City's best interest to accept; and

WHEREAS, the Board of Public Utilities has considered the report of City staff and has concluded that the proposal submitted by Trojan Technologies, Inc. would be in the City's best interest to accept.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities hereby authorizes waiver of competitive process and award of a sole source blanket purchase order for the ultraviolet disinfection system parts to Trojan Technologies, Inc., London, Ontario, Canada, through October 31, 2022 in a not to exceed amount of \$1,550,000.00.

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 2<sup>nd</sup> day of September, 2021.

AYES: (6) GALVIN, BADENFORT, GRABILL, WALSH, WATTS AND WRIGHT

NOES: (0)

ABSENT: (1) ARNONE

ABSTAIN: (0)

APPROVED:                     /S/                      
Daniel J. Galvin, III, Chair

ATTEST:                     /S/                      
Roberta Atha, Recording Secretary

APPROVED AS TO FORM:

                    /S/                      
City Attorney