



CITY OF BLOOMFIELD 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. The foregoing requirement is regardless of whether the *sole source request for determination* has been signed by the Agency and/or the Contractor.

I. Name of Agency: City of Bloomfield

Agency Chief Procurement Officer: Brad Ellsworth

Telephone Number: 505-632-6308

II. Name of prospective Contractor: Nalco Company

Address of prospective Contractor: 1601 W Diehl Rd.
Naperville, IL 60563-1198

Amount of prospective contract: \$30,450 per order for up to four orders during a 12 month period (possible total of \$121,800 for the year).

Term of prospective contract: From order to order.

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

Purchase of Nalco KL-10 proprietary product.

- IV. Provide an explanation of the criteria developed and specified by the city as necessary to perform and/or fulfill the contract and upon which the city reviewed available sources. (Do not use “technical jargon;” use plain English. Do not tailor the criteria simply to exclude other contractors if it is not rationally related to the purpose of the contract.)

Since plant start up, the engineers and chemical specialists have tried various types of alum and ferric products. Nalco Company’s proprietary KL-10 product has been found to be the only product that effectively works in our plant to meet current water standards.

- 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.”)

The Nalco KL-10 blend is proprietary and is not produced or sold by any other supplier.

- 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.***

KL-10 is a unique formulation made to effectively coagulate fine turbidity and color, producing a thick settling floc for clarification treatment of drinking water. It is the only product that has been found to effectively treat our water in order to meet current government standards.

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

This chemical blend is proprietary and is not made or sold by other suppliers. Other chemicals have been tried and did not effectively treat our water.

VIII. Provide a narrative description of the city's due diligence in determining the basis for the procurement, including procedures used by the city 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.

The city tried various other products and found this proprietary blend to be the only one that works effectively. Nalco Company is the only producer and seller of this product.

Certified by:

Date: 9/5/19



Chief Procurement Officer

City Approval by:

Date: 9-9-19



City Manager or Designee