

## **RESOLUTION NO. 2014-0081**

Adopted by the Sacramento City Council

April 8, 2014

### **SUSPENDING COMPETITIVE BIDDING FOR THE PURCHASE OF FLYGT PUMP EQUIPMENT AND PARTS AND AUTHORIZING SUPPLY CONTRACT WITH XYLEM WATER SOLUTIONS, INC.**

#### **BACKGROUND**

- A. The Department of Utilities (DOU), Operations and Maintenance Division operates and maintains water, wastewater, and drainage facilities throughout the City.
- B. DOU's sanitary sewer sumps and some drainage sumps are configured with Flygt pumps manufactured by Xylem Water Solutions, Inc. (Xylem). Due to the age of many of these pumps, the amount of pumps needing rebuilding or replacement by City staff is rapidly increasing.
- C. DOU has been installing Flygt pumps for over 20 years and they have proven to be extremely reliable. Due to ongoing staff training on repairing Flygt products and ease of repairs, pumps are lasting beyond their estimated service life of 15 years.
- D. DOU is implementing a new predictive maintenance program intended to repair pump parts individually before the entire pump fails completely. Replacement of pump parts provides a significant cost savings over replacing an entire pump. As part of the predictive maintenance program, DOU's need for proprietary Xylem Flygt replacement parts will increase. To meet this need, City staff has recommended entering into a "sole source" contract with Xylem.
- E. To conduct a sole source procurement for supplies of \$100,000 or more, it is necessary to suspend competitive bidding. Under City Code Section 3.56.230, the City Council may suspend competitive bidding for a supply purchase if the City Council determines, on a two-thirds vote, that it is in the City's best interests to do so. Suspension of competitive bidding is in the City's best interests because Flygt equipment and parts are required to match existing equipment, and Xylem is the only direct municipal supplier for Sacramento County, including the City of Sacramento.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1. In the best interests of the City, competitive bidding is suspended for the purchase of Flygt pump equipment and parts from Xylem Water Solutions, Inc. for a five-year term.
  
- Section 2. The City Manager or the City Manager's designee are authorized to execute a Supplies Agreement with Xylem Water Solutions, Inc. to purchase Flygt pump equipment and parts for an amount not-to-exceed \$750,000 over a five-year term, provided that sufficient funds are available for this purpose in the budget adopted for the applicable fiscal year(s).

Adopted by the City of Sacramento City Council on April 8, 2014, by the following vote:

Ayes: Members Ashby, Cohn, Fong, Hansen, McCarty, Pannell, Schenirer, Warren and Mayor Johnson.

Noes: None

Abstain: None

Absent: None

Attest:

**Shirley A. Concolino**

Digitally signed by Shirley A. Concolino  
DN: cn=Shirley A. Concolino, o=City of Sacramento, ou=City Clerk,  
email=sconcolino@cityofsacramento.org, c=US  
Date: 2014.04.15 11:59:17 -07'00'

---

Shirley Concolino, City Clerk