

BINGHAMTON-JOHNSON CITY JOINT SEWAGE BOARD

RESOLUTION DETERMINING A SOLE SOURCE FOR CHEMSCAN PARTS, SOFTWARE, AND REAGENT KITS

MOTION BY: _____

SECONDED BY: _____

WHEREAS, the Binghamton-Johnson City Joint Sewage Treatment Plant is in need of repair parts, software and reagent kits for its ChemScan brand process analyzer device(s); and

WHEREAS, the Business Manager has advised the Board that, to the best of his knowledge, following research on the issue, ChemScan, Inc., 2325 Parklawn Dr., Suite I, Waukesha, WI 53186 is the sole source for ChemScan brand repair parts, software and reagent kits, and that there is no competing source thereof; and

WHEREAS, the Business Manager has received correspondence from ChemScan, the manufacturer of ChemScan brand process analyzer systems, confirming that ChemScan, Inc. is the sole source distributor of ChemScan brand repair parts, software and reagent kits; and

WHEREAS, the Business Manager further advises that the alternative to acquiring the goods from ChemScan, Inc. would be to void warranties on Owner purchased equipment and stock non-interchangeable spares; and

WHEREAS, based upon these representations, the Board has concluded that the repairs parts, software and operating reagents for ChemScan process analyzers proposed to be acquired from ChemScan, Inc., have unique benefits and that no other product or service can compare; now, therefore, be it

RESOLVED that, in accordance with both General Municipal Law Section 103 and the Board's Procurement Policy, ChemScan, Inc. is the sole source of repair parts, software and reagent kits for ChemScan brand process analyzers; and be it further

RESOLVED that, upon approval of the Plant Superintendent and/or the Board, as required by the Board's Procurement Policy, the Plant may acquire parts, software and reagent kits for ChemScan brand process analyzers from ChemScan, Inc., without soliciting bids or quotes, provided that the cost thereof is reasonable for the product offered; and be it further

RESOLVED that, this determination will remain in effect for one year from the date of adoption.

VOTE: _____ AYE, _____ NAY, _____ ABSENT, _____ ABSTAIN

CARRIED: _____ YES _____ NO

Date: _____