

BINGHAMTON-JOHNSON CITY JOINT SEWAGE BOARD
RESOLUTION DETERMINING A SOLE SOURCE FOR PARTS FOR
SCHWING MATERIAL HANDLING EQUIPMENT

MOTION BY: _____

SECONDED BY: _____

WHEREAS, the Binghamton-Johnson City Joint Sewage Treatment Plant is in need of repair parts for its Schwing brand material handling equipment; and

WHEREAS, the Business Manager has advised the Board that, to the best of his knowledge, following research on the issue, Schwing Bioset, Inc., 350 SMC Drive, Somerset, WI 54025, is the sole source of repair parts for Schwing brand material handling equipment, and that there is no competing source thereof; and

WHEREAS, the Business Manager has received correspondence from Schwing Bioset, Inc., the manufacturer of Schwing brand material handling equipment, confirming that Schwing Bioset, Inc. is the sole source of repair parts for Schwing brand material handling equipment; and

WHEREAS, the Business Manager further advises that the alternative to acquiring the goods from Schwing Bioset, Inc. would be to redesign our material handling assemblies or have custom fabrication of parts, and that the cost of that alternative is substantially greater than acquiring the required goods from Schwing Bioset, Inc.; and

WHEREAS, based upon these representations, the Board has concluded that the repair parts for Schwing brand material handling equipment, proposed to be acquired from Schwing Bioset, 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, Schwing Bioset, Inc. is the sole source of repair parts for Schwing brand material handling equipment; 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 repair parts for Schwing brand material handling equipment from Schwing Bioset, 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: _____