

FINANCE DEPARTMENT
Certificate of Exemption Form

Annual Contract

Date: 09/16/2015

Originating Department: SAMHD

The City is authorized under limited conditions to make procurements outside of the competitive solicitation process. Chapter 252 of the Local Government Code provides guidance regarding sixteen general exemptions from the competitive solicitation. Please select one exemption.

- a procurement made because of a public calamity that requires funds to relieve the needs of the residents or to preserve city property
- a procurement to preserve or protect the public health or safety of the city's residents
- a procurement necessary because of unforeseen damage to machinery, equipment or other property
- a procurement for personal, professional or planning services
- a procurement for work that is performed and paid for by the day as the work progresses
- a purchase of land or right-of-way
- a procurement of items available from only one source
- a purchase of rare books, papers and other materials for a public library
- paving, drainage, street widening and other public improvements or related matter where at least one-third of the costs are paid by special assessments
- a public improvement project which has been authorized but for which there is deficiency of funds to complete in accordance with the plans as authorized
- a payment under a contract by which a developer participates in the construction of a public improvement as provided by subchap. c, ch 212.
- personal property sold
- services performed by blind or severely disabled persons
- goods purchased by a municipality for subsequent retail sale by the municipality
- electricity
- advertising, other than legal notices

This Certificate of Exemption is executed and filed with the Finance Department as follows:

1. The undersigned is authorized to approve an exemption.
2. An exemption according to Section 252.022 of the Local Government Code exists. More specifically, the following event has occurred:

The Bio-Rad HIV assays were officially adopted by the State of Texas Title V and the STD-HIV control programs. Bio-Rad Laboratories is the sole manufacturer and sole distributor/supplier in the United States of their HIV test kits. Although some ancillary supply items may be purchased from other suppliers, Bio-Rad Laboratories is the only distributor/supplier capable of providing all the Bio-Rad products under one umbrella. The City has purchased Bio-Rad proprietary analytical testing instrumentation that can only be used with Bio-Rad assay test kits.

3. Because the exemption stated above exists, the City of San Antonio intends to contract with Bio-Rad Laboratories which will cost approximately \$ 265,000

Mark Wade

Originator

Department Director Approval

Procurement Administrator Approval

City Manager

(approval required only for ratification by City Council)