

FINANCE DEPARTMENT
Certificate of Exemption Form

Date: MARCH 30, 2016

Originating Department: BESD

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.

- | | |
|---|---|
| <ul style="list-style-type: none"><input type="radio"/> a procurement made because of a public calamity that requires funds to relieve the needs of the residents or to preserve city property<input type="radio"/> a procurement to preserve or protect the public health or safety of the city's residents<input type="radio"/> a procurement necessary because of unforeseen damage to machinery, equipment or other property<input type="radio"/> a procurement for personal, professional or planning services<input type="radio"/> a procurement for work that is performed and paid for by the day as the work progresses<input type="radio"/> a purchase of land or right-of-way<input type="radio"/> a procurement of items available from only one source<input type="radio"/> a purchase of rare books, papers and other materials for a public library | <ul style="list-style-type: none"><input type="radio"/> paving, drainage, street widening and other public improvements or related matter where at least one-third of the costs are paid by special assessments<input type="radio"/> 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<input type="radio"/> a payment under a contract by which a developer participates in the construction of a public improvement as provided by subchap. c, ch 212.<input type="radio"/> personal property sold<input type="radio"/> services performed by blind or severely disabled persons<input type="radio"/> goods purchased by a municipality for subsequent retail sale by the municipality<input type="radio"/> electricity<input type="radio"/> 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 HVAC control Building Automation Systems (BAS) that are utilized at designated City facilities are required to be maintained, serviced, and upgraded only by authorized Automated Logic Company system specialists that are factory trained and certified to perform repairs and adjustments on the BAS in accordance with the manufacturer's recommended warranty requirements.

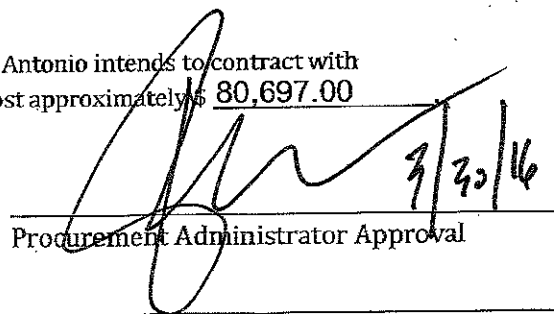
3. Because the exemption stated above exists, the City of San Antonio intends to contract with Automated Logic Company which will cost approximately \$ 80,697.00



Originator RON GRIEGO



Department Director Approval 3/30/16



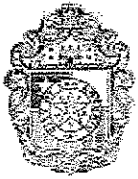
Procurement Administrator Approval 3/30/16

City Manager
(approval required only for ratification by City Council)

Revised 3/12/2014

Tracking Number: FY160185
(For Finance Use Only)

CONTRACT
44-36-64



City of San Antonio Justification for Sole Source Purchase

Purchasing and General Services

This questionnaire is designed to assist staff in relating information necessary for the Purchasing & General Services Department to process sole source requisitions.
(Sole Source purchases are permissible only when goods or services are available from only ONE source. Please refer to Procurement Policy & Procedures Manual on COSAweb for complete requirements.)

Source Details

*Name of Item: Support Services of HVAC control Building Automation Systems (BAS) at various facilities

*Manufacturer: Automated Logic Co.

*Model Number: Multiple Locations

☒ Available from only one source

☐ Available from more than one source

*Name of Source: Automated Logic Company (ALC)

*Brief description of where or how the item(s) will be used:

ALC will provide system support and perform periodic preventive maintenance services to ensure peak performance of the HVAC system controls through the Building Automation System (BAS) at eight (8) City facilities. The agreement includes quarterly site visits for performing diagnostic assessments.

*Describe the performance functions proprietary to the item(s) requested and why they are necessary to accomplish the project:

ALC technicians are factory trained and certified to perform the necessary adjustments on the BAS as required, and will also provide system upgrades in accordance with the manufacturer's recommendations. Using ALC trained and certified technicians also prevents voiding any manufacturer's warranties on system components.

*Will the item be used in conjunction with existing equipment?

☒ Yes

☐ No

*Will it be used as a component to be interfaced with existing equipment?

☒ Yes

☐ No

*What is the brand and model number of existing equipment?

Automated Logic (brand) Multiple locations for model numbers

*Will this be used as an accessory or option?

☐ Yes

☒ No

*Will training be required?

☐ Yes

☒ No

*Name other sources whose products have been evaluated and why they do not meet requirements:

| | |
|---|---|
| Johnson Controls - Metysis BAS control system | Not compatible with existing ALC BAS control system |
| Trane - Summit BAS control system | Not compatible with existing ALC BAS control system |
| Schneider - Andover BAS control system | Not compatible with existing ALC BAS control system |

Signatures



City of San Antonio
Justification for Sole Source Purchase

**Purchasing and
General Services**

Originator's Name: René T. Griego **René Griego**

Division's Approval: _____

Purchasing Approval: _____

Date: 3/30/16

Date: 3/30/16

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AUTOMATED LOGIC

License No: TACLA48013E
Regulated by the Texas Dept
of Licensing and Regulation
PO Box 12157
Austin, TX 78711
800-803-8202

March 4, 2016

Marco A. Beltran
Procurement Specialist II
City of San Antonio
Finance Dept. – Purchasing Division

Hi Marco,

I hope all is well. I am writing you this letter to confirm that the Automated Logic branch in San Antonio is the ONLY authorized Automated Logic (ALC) representative for the San Antonio Area. Following are the answers to your questions:

Is Yates Company LLC an authorized/approved vendor to work on your Automated Logic system?

No.

Do you provide warranty on any work done by Yates to your system to include parts, software, and labor?

No.

What happens to the warranty of the Automated Logic system if Yates were to work on it?

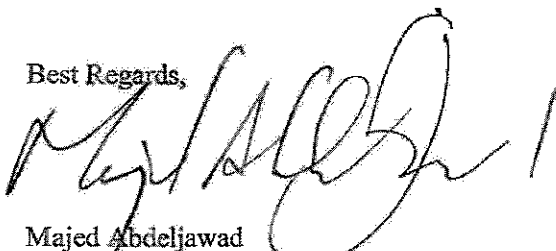
Warranty is revoked.

Is there any support provided to Yates by Automated Logic?

No.

I have also attached the Sole Source Letter we provide to all our customers generated by our ALC Corporate Office Regional Manager, Mark Clark. I hope this provides the information you are looking for. Please do not hesitate to contact me with any questions and looking forward to continue to service your Building Automation Controls.

Best Regards,



Majed Abdeljawad
Texas Area Service Manager

AUTOMATED LOGIC

4107 New West Drive Pasadena, TX. 77507

Office: 281-694-0674

Mobile: 281-229-0279

Majed.Abeljawad@AutomatedLogic.com



March 2016

To Whom It May Concern:

The San Antonio branch office of Automated Logic, located in Universal City, Texas, is the authorized Automated Logic (ALC) representative for their assigned territory in the South Texas area. They have the exclusive right to sell our products within their assigned territory, and they are the sole source for all ALC products, after sales service and warranty on ALC products installed in their territory.

In reference to any compatibility issues that may arise, the Automated Logic building automation system (software and hardware) is the only product that will interface completely with the existing controls equipment.

If you have any questions at all, we welcome your call.

Sincerely,

A handwritten signature in cursive script, reading "Mark E. Clark".

Mark E. Clark
Region Manager