

FINANCE DEPARTMENT
Certificate of Exemption Form

Date: 04/14/2020

Originating Department: Aviation

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 Central Utility Plant (CUP) at the San Antonio International Airport is controlled by Siemens APOGEE automation system. This system monitors and controls all of the Air Handler Units (AHU) throughout the Airport. Because this software is proprietary from Siemens, the City of San Antonio IT department cannot update or perform software/hardware maintenance to the program. The Facility Maintenance Department currently has a sole source contract # 4400003714 with Siemens to have an on-call Siemens Automation Specialist available for routine maintenance and to troubleshoot software issues for Aviation for five years that will expire on 08/31/2020. In addition, the Specialist will also repair and update analog and digital equipment that is tied to the Siemens APOGEE system. Going forward Aviation is requesting a replacement sole source contract through an RFO with Siemens to include an upgrade of the server software to the new Designo CC (\$112K) and to continue maintenance and repair for the next five years.

3. Because the exemption stated above exists, the City of San Antonio intends to contract with Siemens which will cost approximately \$ 350,000.00.

Originator

Department Director Approval

Jennifer Johnson April 14, 2020
Procurement Administrator Approval

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