



City of Denton

City Hall
215 E. McKinney Street
Denton, Texas
www.cityofdenton.com

AGENDA INFORMATION SHEET

DEPARTMENT: Procurement
ACM: Cassey Ogden
DATE: September 11, 2023

SUBJECT

Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with HACH Company, for the purchase of HACH brand products, including instrumentations and chemistry for the Water and Wastewater Departments, which is the sole provider of this software, in accordance with Texas Local Government Code 252.022, which provides that procurement of commodities and services that are available from one source are exempt from competitive bidding, and if over \$50,000, shall be awarded by the governing body; providing for the expenditure of funds therefor; and providing an effective date (File 8263 – awarded to HACH Company, for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$770,000.00).

STRATEGIC ALIGNMENT

This action supports Key Focus Area: Enhance Infrastructure and Mobility.

INFORMATION/BACKGROUND

The Water and Wastewater Departments use various HACH Company products in their daily operations for testing, monitoring, and real-time control of plant operations as well as flow measurement in the wastewater collection system. HACH Company is the sole source manufacturer for all HACH-branded instrumentation and chemistry.

There are no other recognized or authorized sources to purchase HACH-branded instrumentation and chemistry products. Service isn't performed or available by any recognized company and unauthorized repairs will void the warranty. These products from HACH are fully integrated into the daily water and wastewater plant operations and are only available from HACH.

To streamline these purchases and stay within the State-mandated purchasing guidelines, the Water and Wastewater Departments are requesting approval of a contract for the proposed amount that will meet the needs of the departments.

Instrumentation and Chemistries	Estimated 5-Year Expenditure
Year 1	\$ 140,000
Year 2	\$ 140,000
Year 3	\$ 140,000

Year 4	\$ 140,000
Year 5	\$ 140,000
Contingency for Inflation	\$ 70,000
Total	\$770,000

Section 252.022 of the Local Government Code provides that procurement of sole source commodities and services are exempt from competitive bidding, if over \$50,000, shall be awarded by the governing body.

RECOMMENDATION

Award with a contract to HACH Company, for the purchase of HACH brand products including instrumentations and chemistry for the Water and Wastewater Departments, in a three (3) year, with the option for two (2) additional one (1) year extensions in the not-to-exceed amount of \$770,000.

PRINCIPAL PLACE OF BUSINESS

HACH Company
Loveland, CO

ESTIMATED SCHEDULE OF PROJECT

This is an initial three (3) year contract with options to extend the contract for two (2) additional one (1) year periods, with all terms and conditions remaining the same.

FISCAL INFORMATION

These services will be funded by Water and Wastewater Department Operating Funds. Requisitions will be entered on an as-needed basis. The budgeted amount for this item is \$770,000. The City will only pay for services rendered and is not obligated to pay the full contract amount unless needed.

EXHIBITS

Exhibit 1: Agenda Information Sheet
Exhibit 2: Ordinance and Contract

Respectfully submitted:
Lori Hewell, 940-349-7100
Purchasing Manager

For information concerning this acquisition, contact: Daniel Parish, 940-349-7522.

Legal point of contact: Marcella Lunn at 940-349-8333.