

MANATEE COUNTY GOVERNMENT  
**SOLE SOURCE INTENT TO AWARD**

<b>SUBJECT</b>	Lake Manatee Dam Repair-Uretek Grouting	<b>DATE POSTED</b>	MC <u>7/13/17</u> <i>SS</i>
<b>PURCHASING REPRESENTATIVE</b>	Lori Vary, 941-749-3045	<b>DATE CONTRACT SHALL BE AWARDED</b>	5 Business Days After Electronic Posting
<b>DEPARTMENT</b>	Utilities Department	<b>CONSEQUENCES IF DEFERRED</b>	Continued seepage could cause damage to the dam
<b>SOLICITATION</b>	Sole Source Control #201700192	<b>AUTHORIZED BY DATE</b>	Chris Daley- CPPO, CPPB July <u>13</u> , 2017 <i>MD</i>

**NOTICE OF INTENT TO AWARD**

Notice of Intent to Award Sole Source procurement for geotechnical deep injection system of ground densification to stabilize the soils around the Lake Manatee Dam with Ground Water Solutions, Inc. d/b/a Uretek Holdings of Lakeland, FL for a total amount of \$249,055.20.

**ENABLING/REGULATING AUTHORITY**

Federal/State law(s), administrative ruling(s), Manatee County Comp Plan/Land Development Code, ordinances, resolutions, policy.

Manatee County Code of Laws, Sections 2-26-40 & 2-26-45

**BACKGROUND/DISCUSSION**

- ▶ Investigations at the Lake Manatee Dam by the consultant AMEC Foster Wheeler have indicated there is some seepage occurring at the jet grout wall alignment crossing the approach wall foundations, along the original sheet pile walls near the dam crest and at remaining segments of original toe drain pipe not previously abandoned.
- ▶ This repair is necessary to provide seepage control for the Lake Manatee Dam, a critical part of the County's infrastructure. Continued seepage could cause damage to the dam. Without the dam, the Water Treatment Plant would be unable to utilize Lake Manatee, which provides two-thirds of the drinking water supply for the County
- ▶ The URETEK product is a patented two-part resin/polymeric grout system that is injected with an initial viscosity similar to water, which provides good penetration characteristics.
- ▶ AMEC has concluded that the URETEK product, a patented resin/polymeric grout, is the only one that is appropriate to handle the type of underwater repairs needed at the dam in these areas.
- ▶ Ground Works Solutions, Inc. d/b/a Uretek Holdings is the sole provider of the URETEK processes and material in the State of Florida.
- ▶ Funding for these services are provided from monies budgeted in the Utilities Department, specifically 4025106771-534000 / JL 5106771-0004.
- ▶ If a vendor believes this item is not a noncompetitive procurement, Manatee County Purchasing Division requires prospective vendors provide information regarding their ability to supply the commodity or contractual services described prior to the date indicated for "date contract shall be awarded".

<b>ATTACHMENTS</b> (List in order of attached)	• Sole Source Procurement Request Form	<b>FUNDING SOURCE</b> (Acct Number & Name)	<input checked="" type="checkbox"/> Funds Verified
	• Sole Source Letter from Vendor		<input type="checkbox"/> Insufficient Funds
<b>COST</b>	\$249,055.20	<b>AMT/FREQ OF RECURRING COSTS</b> (Attach Fiscal Impact Statement)	None



## Sole Source/Noncompetitive Purchasing Request

Department: Utilities Contact: Katie Gilmore Ext: 5005

Purchase Request (PR) Number: R066973 Date: 7/10/2017

Description:  
(Explain request in detail) Lake Manatee Dam Repair - Urettek Grouting

Vendor: Urettek Holdings, Inc. Phone: (888)621-7533 Cost: \$249,055.20

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**PART I – SOLE SOURCE PURCHASING** (*Sole source purchasing* is defined as the acquisition of commodities or services where there is only one available source for the required commodity or service. Ex: proprietary software or equipment, copyright)

1. Are these commodities or services only available from one single source?  Yes  No

2. Explain why the commodity/service being requested is the only commodity/service that can meet your needs and why alternatives are unacceptable. Be specific regarding specifications, features, capability, compatibility, etc.

Investigations at the Lake Manatee Dam by our consultant (AMEC Foster Wheeler) have indicated there is some seepage occurring at the jet grout wall alignment crossing the approach wall foundations, along the original sheet pile walls near the dam crest, and at remaining segments of original toe drain pipe not previously abandoned. Their recommendation is to perform maintenance to fill voids, stabilize the soils, and reduce seepage using the Urettek product. The product is a patented two-part resin system that is injected with an initial viscosity similar to water, which gives it good penetration characteristics. AMEC has concluded that this product is the only one that is appropriate to handle the type of underwater repairs needed at the dam in these areas.

3. Why is this vendor the only source from which to make this purchase? Describe efforts made to verify this information. (Attach sole source letter from vendor as documentation)

The Urettek product is a patented resin/polymeric grout. They are the only vendor that offers the product. See attached sole source letter from vendor.

4. Explain the consequence to the County or its taxpayers, including a dollar amount of the financial impact, if the sole source purchase is not approved.

This repair is necessary to provide seepage control for the Lake Manatee Dam, a critical part of the County's infrastructure. Continued seepage could cause damage to the dam. Without the dam, the

Water Treatment Plant would be unable to utilize Lake Manatee, which provides two-thirds of the drinking water supply for the County.

**NOTE:** In any case where the County seeks to purchase from a sole source materials for the construction, modification, alteration or repair of any county-owned facility, the Board of County Commission must first make the written findings required by Florida Statutes, Section 255.04.

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**PART II – NONCOMPETITIVE PURCHASING** (*Noncompetitive purchasing* is defined as the acquisition of commodities or services from a unique source or provider based upon particular skills and expertise (Ex: standardization, warranty, compatibility) where other competitive sources may be available; or upon a determination that the likely, non-speculative cost of obtaining competitive quotes would exceed any potential savings and benefit to the County.)

1. ***Explain why the commodity/service being requested is the only commodity/service that can meet your needs and why alternatives are unacceptable. Be specific regarding specifications, features, capability, compatibility, etc.***
  
2. ***Explain the advantages of this noncompetitive purchase on the basis that only one practical source exists. Describe the efforts made to verify this information. (Attach manufacturers or distributorships letter as documentation)***
  
3. ***Will this purchase obligate us to a particular vendor for future purchases, either in terms of maintenance or compatibility should the need arise to purchase a 'like' item in the future?***
  
4. ***Describe your efforts to obtain the best price from the vendor and provide any documentation to substantiate your findings. Give the result of the initial offer versus the final offer.***
  
5. ***Would you prefer Purchasing to contact vendor for the best price?***  Yes  No
  
6. ***Explain the consequence to the County or its taxpayers, including a dollar amount of the financial impact, if the noncompetitive purchase is not approved.***

I hereby request that a sole source/noncompetitive request be approved for the purchase of the above statement of work, material, equipment, commodity, or service.

  
Division Manager's Signature  
(up to \$25,000)

Mark R. Simon  
Print Name

7/15/17  
Date

  
Department Director's Signature  
(Greater than \$25,000)

C. Mike Gore  
Print Name

7/7/17  
Date

**FOR PURCHASING DIVISION USE:**

**Sole Source:**

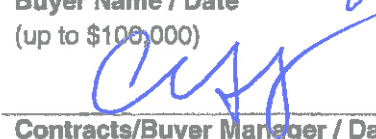
**Posting:** Categories Three and Four require an electronic posting for a minimum of five (5) business days. Category Five requires BCC approval and will be posted via board agenda for a minimum of seven (7) calendar days prior to board meeting.

**Noncompetitive:**

**Posting:** Category Three requires an electronic posting for a minimum of five (5) business days prior to award. Categories Four and Five require BCC approval and will be posted via board agenda for a minimum of seven (7) calendar days prior to board meeting.

Reviewed and Approved by:

  
Buyer Name / Date  
(up to \$100,000)

 7/13/2017  
Contracts/Buyer Manager / Date  
(up to \$250,000)

\_\_\_\_\_  
Purchasing Official / Date  
(Greater than \$250,000)



June 6, 2017

Mark Simpson  
Water Division Manager  
Manatee County Utilities Department  
4410 66<sup>th</sup> Street West  
Bradenton, FL 34210

RE: Uretek Sole Source Letter

Dear Mr. Simpson:

This is to certify that URETEK USA, Inc. is the sole licensee for The URETEK Deep-Injection process in the United States of America. This process uses expanding polyurethane materials to stabilize and increase the bearing capacity of soils by densification to depths of 30 feet and beyond. United States Patent Number 6,634,831 B2 protects this process.

Our Hydro-insensitive formulation of high-density polyurethane used in the above processes, URETEK 486 Star, is also protected by United States Patent Number 6,521,673.

The Patented URETEK processes and URETEK 486 Star material are available only from URETEK USA, Inc., headquartered in Tomball, Texas. URETEK USA, INC. has granted the license to the URETEK processes and URETEK 486 Star material for exclusive use in the State of Florida to Ground Works Solutions, d/b/a Uretek Holdings. Therefore, in the State of Florida URETEK processes and material are available only from URETEK Holdings.

We appreciate the opportunity to propose our solution to your Lake Manatee Dam project and look forward to working with you.

Sincerely,

Richard T. Kelecy  
CEO  
Ground Works Solutions, Inc.  
d/b/a Uretek Holdings