

**RESOLUTION NO. 2010-1915**

**A RESOLUTION FINDING THAT CERTAIN PARTICULAR MATERIAL, PRODUCT, THING OR SERVICE NEED BE DESIGNATED BY A SPECIFIC BRAND OR TRADE NAME IN PROCESS EQUIPMENT REPAIR AND/OR REPLACEMENT**

**RESOLVED**, by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California that:

**WHEREAS**, the District is undertaking equipment replacement or repair, the scope of which is to repair, upgrade and/or improve equipment which are part of the District's wastewater treatment facilities; and

**WHEREAS**, said repair, upgrade and improvement of the existing equipment is necessary for the continued efficient operation of the District's wastewater treatment facilities; and

**WHEREAS**, in the future the District anticipates the necessity for like improvement projects for the general capital repair and maintenance of the District's sewer collection system, pump stations, and treatment facilities, which will entail the use of equipment, products and materials not unlike those to be used in previous projects and the current Project.

**WHEREAS**, the District Engineer has presented an opinion, based upon the equipment and materials and systems in use in existing facilities, that it is necessary to identify certain specific materials or products by a specific brand or trade name in current and for future projects for the general capital repair and maintenance of the District's sewer collection system, pump stations, and treatment facilities, due to the overriding need to match other equipment, products and materials in use in the District's wastewater treatment facilities, now and in the future; and

**WHEREAS**, it is in the best interests of the efficient operation of the District's existing facilities and cost effectiveness of current and future projects to use those specified materials or products, as indicated in the "Summary of Specified Equipment," attached hereto as Exhibit "A," as they best match other equipment and/or products already in use in the District's existing facilities; and

**WHEREAS**, notice was given of the time therein stated in the manner provided by law as appears by the affidavit of publication on file in the office of the Secretary of

said District; and

**WHEREAS**, said matter came on regularly for hearing at the time fixed; and

**WHEREAS**, all written protests and other written communications were publicly read at said meeting and all persons desiring to be heard were fully heard,

**NOW, THEREFORE, THE BOARD MAKES THE FOLLOWING FINDINGS:**

1. That pursuant to Public Contract Code § 3400 and based upon the opinion of the District Engineer the specification and designation of particular materials, products or things by specific brand or trade name, as indicated in Exhibit "A" attached hereto, in the drafted current and for future projects for the general capital repair and maintenance of the District's sewer collection system, pump stations, and treatment facilities, without the provision or allowance for "equal" materials, products or things to be submitted by any bidders for the Project or future projects, is necessary in order to match other products in use in the existing facilities; and

2. Furthermore, that the specification and designation of particular materials, products or things by specific brand or trade name will provide the Project and future projects with higher quality and more cost effective materials, products or things than if other brands or trade names were utilized even though they may be "equal" to those materials, products or things specified in the bid specifications.

**AND THEREFORE, THE BOARD HEREBY ORDERS:**

1. That those materials, products or things identified and specified in the "Summary of Specified Equipment," attached hereto as Exhibit "A" shall be incorporated into the bid specifications for the Project and for future projects for the general capital repair and maintenance of the District's sewer collection system, pump stations, and treatment facilities, without the allowance for provision of "equal" material, products or things by any submitted bids.

\* \* \* \* \*

I hereby certify that the forgoing is a full, true and correct copy of a resolution duly and regularly passed and adopted by the Sanitary Board of the Las Gallinas Valley Sanitary

District, Marin County, California, at a regular meeting thereof held on September 23, 2010, by the following vote of the members thereof:

AYES, and in the favor thereof, Members: *Clark, Greenfield, Loder, Murray*  
*Schreibman*

NOES, Members: *none*

ABSENT, Members: *none*

ABSTAIN, Members: *none*

*Carolyn A. Memmott*  
Carolyn A. Memmott, District Secretary  
Las Gallinas Valley Sanitary District

APPROVED:

*[Signature]*  
Craig K. Murray, President Board of Directors

(seal)



**EXHIBIT A**  
**SUMMARY OF SPECIFIED EQUIPMENT**

Prepared by: Michael Cortez  
Date: September 23, 2010

	Description*	Manufacturer	Model No.	Cost	Sole Source Justification
1.	Waste Gas Burner and Ignition System	Varec, Inc.	244E Series	\$151,370	Upgraded model of the existing unit.
2.	Screenings Washing Press	Vulcan Industries, Inc.	EWP 250/1200	\$51,233	Spare to an existing identical unit.
3.	Grit Washer	WSG & Solutions, Inc.	Link Belt HFR-High Flow Rate Series	\$251,494	Patented design with proven excellent removal efficiency; No elevated platform requirement, thus reducing safety hazard to District personnel; Eliminates the need to modify the existing elevated platform structure.

\* - Includes miscellaneous components recommended and supplied by the manufacturer.