

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE PROCUREMENT**

CONTRACT NO: RQ855992
CAPTION: Inspection Equipment Analyzers for Self-Testing
PROPOSED CONTRACTOR: Envirotest Systems Corp.
PROGRAM AGENCY: Department of Public Works,
Fleet Management Administration (FMA)

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700 and 1701

2. MINIMUM NEED:

The Government of the District of Columbia, Office of Contracting and Procurement, on behalf of the Department of Public Works (DPW), is seeking a Contractor to supply and install, equipment, for the purpose of self-testing fleet vehicles for compliance with Federal emission standards. The equipment installed must interconnect with the District's primary vehicle inspection equipment installed at the Department of Motor Vehicle (DMV) location.

3. ESTIMATED REASONABLE PRICE: \$200,000.00

4. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

Based on the market research conducted by the program, Envirotest Systems Corp. is the only vendor authorized to supply inspection equipment in the District of Columbia. Each jurisdiction has a unique set of emission standards and as such testing equipment is made to comply with these specific standards. The EPA identifies Envirotest as the contract operator of inspection programs in 10 U.S. jurisdictions (Colorado, Connecticut, the District of Columbia, Florida, Indiana, Illinois, Maryland, Missouri, Ohio, and Washington).

After a search via the internet, no other company appeared to provide the service to the District of Columbia for emission inspection services.

Envirotest Systems Corp., as indicated in the attached letter, is the only authorized and available source that supplies such equipment in the District of Columbia. Because the

system source code and hardware design are owned by Envirotest, it is not possible for another vendor to implement and deliver the source code of the software. Based on the proprietary software and hardware, Envirotest is the only vendor who can ensure interconnectivity with the test systems located at the DC DMV inspection station.

5. CERTIFICATION BY AGENCY HEAD:

I hereby certify that the above findings are true, correct and complete.

Date

William Howland, Director
Department of Public Works

6. CERTIFICATION BY CONTRACTING OFFICER:

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with 27 DCMR 1304 and that [no response was received] [the response received was rejected because _____]. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

Contracting Officer
Gena Johnson

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

Date

James D. Staton, Jr.
Chief Procurement Officer