

**BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS  
SINGLE/SOLE SOURCE JUSTIFICATION AND APPROVAL FORM**

**Sole Source:** The *ONLY* known supplier for unique products and services where no other options are available.  
**Single Source:** Though there may be alternate sources for the product or service requested, circumstances dictate the use of the proposed vendor. (i.e., availability, timeliness, location, etc.)

**PART I – GENERAL REQUESTOR INFORMATION**

Date Submitted: 07/21/2022      Requesting Department: Natural Resources Management  
Requisition #: \_\_\_\_\_      Contact Person/Phone #: Terri Breeden X5-8407  
One-time Purchase ☒ // Annual Purchase ☐  
Amount of Purchase: \$999,000.00 (One time) // \_\_\_\_\_ (Estimated annual amount)

**PART II – RECOMMENDED VENDOR INFORMATION**

Vendor/Contractor Name: AECOM  
Vendor/Contractor Contact Name: Dan Levy  
Vendor/Contractor Phone: (305) 519-1194  
Vendor/Contractor Email: dan.levy@aecom.com

**PART III – SINGLE/SOLE SOURCE VALIDATION**

**1. Provide a detailed description of service/commodity to be provided by the vendor.**

AECOM will use a Hydronucleation Flotation Technology algae harvesting system as an innovative technology for mitigating algae blooms and reducing nutrient concentration in the Indian River Lagoon.

**2. State why the recommended vendor is the only one capable of providing the required supplies and/or commodities. Include any back-up information or documentation that supports your recommendation. (Acceptable responses to this question will include strong pragmatic/technological information that supports the claim that there is only one vendor that can provide the services and/or commodities). Attach vendor letter and additional sheet if necessary.**

This technology is of a proprietary nature, as are the qualifications and experience of AECOM staff. Through extensive review, AECOM is the only company capable of meeting the project requirements and has been awarded other sole source contracts through the U.S. Army Corp of Engineers, St. Johns River Water Management District, and the State of New York.

**3. List any other sources that have been contacted and explain in detail why they cannot fulfill the County's requirements. (Responses to this section should include information pertaining to any research that was conducted to establish that the vendor is a sole source. Responses should include information pertaining to discussions with other potential suppliers, and why they were no longer being considered by the County).**

There are no other companies with a mobile platform to test this innovative technology in multiple brackish water conditions to meet the expectations of this grant funding agreement.

Check all entries below that apply to the proposed purchase which exempt formal competition. Attach a memorandum containing complete justification and support documentation as directed in the selected entry. (More than one entry will apply to most sole source products/services requested).

- ☐ 1. SOLE SOURCE REQUEST IS FOR THE ORIGINAL MANUFACTURER OR PROVIDER. THERE ARE NO REGIONAL DISTRIBUTORS. (Attach the manufacturer's written communication that no regional distributors exist. Item no. 4 must also be completed.)
- ☐ 2. SOLE SOURCE REQUEST IS FOR THE ONLY STATE OF FLORIDA DISTRIBUTOR OF THE ORIGINAL MANUFACTURER OR PROVIDER. (Attach the manufacturer's - not the distributor's - written certification that identifies all regional distributors. Item no. 4 must also be completed.)
- ☐ 3. THE PARTS/EQUIPMENT ARE NOT INTERCHANGEABLE WITH SIMILAR PARTS OF ANOTHER MANUFACTURER. PARTS ARE "DIRECT REPLACEMENTS" PARTS/COMPONENTS FOR EXISTING EQUIPMENT. (Explain in a separate memorandum.)
- ☒ 4. THIS IS THE ONLY KNOWN ITEM OR SERVICE THAT WILL MEET THE SPECIALIZED NEEDS OF THIS DEPARTMENT OR PERFORM THE INTENDED FUNCTION. (Attach separate memorandum with details of specialized function or application.)
- ☐ 5. THE PARTS/EQUIPMENT REQUIRED FROM THIS SOURCE ARE TO PERMIT STANDARDIZATION. (Attach separate memorandum describing the basis for standardization request.)
- ☐ 6. NONE OF THE ABOVE APPLIES. A DETAILED EXPLANATION AND JUSTIFICATION FOR THIS SOLE SOURCE REQUEST IS CONTAINED IN AN ATTACHED MEMORANDUM.

#### PART IV – CERTIFICATION AND APPROVALS

I have reviewed the following Single/Sole Source justification and concur with the request, fully understanding the implications of Section 838.22 of the Florida Statutes:

(2) "It is unlawful for a public servant or a public contractor who has contracted with a governmental entity to assist in a competitive procurement to knowingly and intentionally obtain a benefit for any person or to cause unlawful harm to another by circumventing a competitive solicitation process required by law or rule through the use of a sole-source contract for commodities or services."

(3) "It is unlawful for any person to knowingly agree, conspire, combine, or confederate, directly or indirectly, with a public servant or a public contractor who has contracted with a governmental entity to assist in a competitive procurement to violate subsection (1) or subsection (2)."

(5) "Any person who violates this section commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084."

Each undersigned individual hereby attests that he/she took part in the non-competitive procurement identified above, and has reviewed Florida Statutes, Chapter 838 as it relates to sole source contracts, and that he/she is independent of, and has no conflict of interest in, the entity evaluated and selected.

Requisitioner Signature: Breeden, Terri Digitally signed by Breeden, Terri  
Date: 2022.07.29 15:18:28 -04'00' Date: 07/29/2022

Requesting Department Director Signature: Barker, Virginia Digitally signed by Barker, Virginia  
Date: 2022.07.29 15:46:43 -04'00' Date: 07/29/2022

Central Services Office Director or Purchasing Manager's approval: Wall, Katherine Digitally signed by Wall, Katherine  
Date: 2022.08.01 12:30:25 -04'00' Date: \_\_\_\_\_

Assistant County Manager/County Manager Approval  
(as applicable—ACM, \$25K-\$50K // County Manager \$50K-\$100K):

\_\_\_\_\_ Date: \_\_\_\_\_

Sole Source Approval ID #: \_\_\_\_\_