

Daniel "Danny" Mayfield
Commissioner, District 1

Miguel Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathleen Holian
Commissioner, District 4

Elizabeth Stefanics
Commissioner District 5

Katherine Miller
County Manager

July 24, 2013

TO: Procurement File

FR: Bill Taylor, Procurement Manager *BT*

RE: Sole Source Determination for Freilich Legal Consultation

Issue

Santa Fe County is in review and analysis of its Sustainable Land Development Code (SLDC) and requires the legal consulting services to review, evaluate and report on the current status of the SLDC. The legal services are required to complete the County's SLDC in order to identify legal completeness of the Code and correct any legal shortcomings that must be corrected before implementation of the Code.

Freilich is the original author of the current Santa Fe County SLDC and it would be impractical to procure the services at this stage of the code drafting, review and analysis. If another vendor was to be chosen to perform these services they would need to verify all that Dr. Freilich had originally written as well as our proposed changes to the SLDC which would be timely and cost prohibitive.

Determination

The Purchasing Department has made the determination that the procurement of these legal services pursuant to the NMSA 1978 13-1-126 that "a contract may be awarded without competitive sealed bids or competitive sealed proposals regardless of the estimated cost when the state purchasing agent or a central purchasing office makes a determination, after conducting a good-faith review of available sources and consulting the using agency, that there is only one source for the required service, construction or item of tangible personal property".

Vendor Information:

Vendor- Robert H. Freilich (Freilich & Popowitz LLP)
www.freilichpopowitz.com
10580 Wilshire Blvd., Suite 56
Los Angeles, CA 9004

Deliverables- Legal review of the SLDC and make recommended improvements to the SLDC based on legal shortcomings and completeness for implementation.

Amount of Purchase- \$ 38,500.00