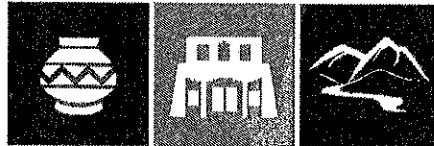


Henry P. Roybal
Commissioner, District 1

Anna Hansen
Commissioner, District 2

Rudy N. Garcia
Commissioner, District 3



SANTA FE COUNTY

Anna T. Hamilton
Commissioner, District 4

Hank Hughes
Commissioner, District 5

Gregory S. Shaffer
County Manager

MEMORANDUM FOR FILE

DATE: November 22, 2022

TO: File

FROM: Bill Taylor, Procurement Manager *BT*

RE: **Sole Source Determination per Section 13-1-126 NMSA 1978 to Complete Engineering Design Services Contract with Weston Solutions, Inc. for the Santa Fe Rail Trail Project in the Amount of \$14,431.00, exclusive of NMGRT.**

BACKGROUND:

In 2006 Santa Fe County issued a Request for Proposal for design services for the Santa Fe Rail Trail. As a result of the RFP, the County entered into an Agreement with Resource Technology, Inc. (RTI) to provide design services for the Santa Fe Rail Trail trailheads. RTI completed the 100% design for the Trailhead parking, Access control and signage in June 2009. In August 2009 Weston Solutions, Inc. acquired RTI.

Santa Fe County began construction of the Santa Fe Rail Trail from Rabbit Road to NM 285 since 2009. Construction for the Trail was funded by the Federal Highway Administration Alternatives Program; however the funding did not include the construction of the trail heads, although the County directed the Design Contractor to complete the construction documents for the trail heads. In 2016 Santa Fe County voters approved a general obligation bond for the construction of the Nine Mile Road and Avenida Vista Grande trailheads.

ISSUE:

Santa Fe County now requires Weston Solutions services to update the construction and bidding documents for the trailheads that were completed in 2009 and request a sole source determination for a new contract/agreement with Weston Solutions to provide the necessary services to complete construction of the Nine Mile Road and Avenida Vista Grande trailheads.

DETERMINATION:

Weston Solution has completed the design documents for the bidding and construction of the subject project. A competitive procurement would give rise to the liability of that design by any other Design Firm that would propose on that procurement. The County and Weston would be required to indemnify both Weston and another Engineering firm for any design criteria that has

been performed by the Engineer of Record for the design of the project. This would not meet the intended purpose of the contract. Therefore, it is the determination of the Santa Fe County Chief Procurement Officer that the professional services that are being requested and that are required to complete the subject project, are unique and that uniqueness is substantially related to the intended purpose of the contract. It is therefore in the best interest of the County to enter into a new contract as a sole source procurement, pursuant to NMSA 1978, 13-1-126.

Contract Information:

Vendor: Weston Solutions, Inc.
3840 Commons Ave. NE
Albuquerque, New Mexico 87109

Design Services: Basic Engineering services for the Santa Fe Rail Trail, Trailhead Parking, Access Control & Signage for Nine Mile Road and Avenida Vista Grande Trailheads including:
Final Design Phase
Bidding and Negotiating Phase
Construction Phase
Contract Administration

Total Contract Amt: **\$ 14,431.00, exclusive of NMGRT**

NOTE: This agreement may be extended one (1) additional year.