



C4220.1F Rev. 4 Chapter VI.3.i.(1)(b) Defines a sole source as:

- A. When required supplies or services are available from only one responsible source, and no other supplies or services will satisfy its requirements.
- B. When an existing contractor makes a change(s) to its contract that is beyond the scope of the original contract.

This justification form MUST be complete, include all supporting documentation, and approved by the General Manager prior to any purchase being made.

Are FTA Funds being used? No

Vendor name and address:

SOUND INTERNET SOLUTIONS, INC. / Pogozone
Derek Noone

Requested Amount:

\$ 20,000.00

This is a sole source because

- ☒ One-of-a-kind – there are no alternatives available on the market with the same or similar characteristics that WTA has a documented requirement for.
- ☐ Patent, Copyright, Data Rights, or Warranty – vendor has obtained a patent or copyright, owns data rights, or award to another supplier will invalidate WTA's warranty for the good or service required.
- ☐ Substantial Duplication Costs – award to another vendor will result in costs that will not be recovered through competition.
- ☐ Unacceptable Delay or Declared Emergency – Award to another contractor would result in an unacceptable delay to a project or an emergency has been declared. Failure to plan a purchase appropriately is not justification.
- ☐ Single Bid or Proposal Received. Despite adequate competition, only one bid or proposal was received.

Describe the specific, necessary features that this product or vendor provides.

Ongoing internet services from PogoZone to connect our MOAB facility with most of the radio tower sites used by our radio system.

How was availability determined? List possible alternative sources. What compatible parts or equipment are available? If there are none, provide detailed information on the measures used in your determination.

PogoZone is currently the only vendor with connectivity to the radio tower sites used by our radio system and who can provide us same network connectivity via microwave to MOAB. No other vendor has access to all of these sites. Same network connectivity allows for improved security model while still being able to use public Internet service. This allows for a higher level of security while keeping costs low. Thus they are the only option.

Who prepared the specification or statement of work? Did a vendor or contractor assist? If so, provide their information.

WTA

Is this a one-time Procurement?
Yes

*If on-going sole source procurement is required, attach an estimate that shows total annualized expenditure (for each year).



FAIR AND REASONABLE PRICE DETERMINATION

Check all that apply and attach back-up documentation

- ☒ Comparison of the proposed price to previously paid prices for the same or similar goods or services.
- ☒ Comparison of the proposed price to current published catalog, price lists, market prices, or prices given to other public agencies with similar requirements, and the proposed price is similar.
- ☒ Comparison of the proposed price to documented yardsticks (such as dollars per pound or per horsepower, or other units of measure) and no significant inconsistencies that warrant additional pricing inquiry were found.

STATEMENT OF NEED AND CERTIFICATION:

I certify that this justification for sole source procurement is accurate and complete to the best of my knowledge and belief. My personal familiarity or preference with particular brands, types of equipment, materials, or firms has not influenced my request to sole source this purchase if other suppliers exist. My Sole Source recommendation is based upon an objective review of the product or service required and is in the best interest of Whatcom Transportation Authority. I know of no conflict of interest on my part or personal involvement in any way with this request. No gratuities, favors, or compromising actions have taken place.

Levi Brearley

Signed: Thursday, August 31, 2023

Printed Name: Levi Brearley

Department: IT

**First Endorsement:
DEPARTMENT DIRECTOR**

I endorse this purchase as necessary for WTA business. No conflict of interest has occurred between the vendor or department staff.

Robert J. Nylander

Signed: Thursday, August 31, 2023

**Second Endorsement:
PROCUREMENT**

I endorse this purchase. Procurement policies and procedures have been followed. All supporting documentation has been included in the request.

Magan Waltari

Signed: Thursday, August 31, 2023

**Third Endorsement:
FINANCE DIRECTOR**

I endorse this Sole Source. The purchase is within the department budget.

Erin Knudson for SS

Signed: Thursday, August 31, 2023

**Sole Source Approval:
GENERAL MANAGER**

I approve this Sole Source.

Les Reardanz

Signed: Thursday, August 31, 2023