



City of San Antonio Certificate of Exemption

Finance

Please fill this form out online, attach any required support documents, and forward your request to next approval authority.

FY230056

Certificate of Exemption

Originating Department: SAPD

Request Date: 11/04/2022

Exemption Requested/Taken

The City is authorized under limited conditions to make procurements outside of the competitive solicitation process. Chapter 252 of the Local Government Code provides guidance regarding sixteen general exemptions from the competitive solicitation. Departments must submit vendor(s) quotations for any selection below. Please select one exemption:

- | | |
|--|---|
| <input type="checkbox"/> A procurement made because of a public calamity that requires funds to relieve the needs of the residents or to preserve city property (Note: Department must notify the Purchasing Division immediately regarding such an event) | <input type="checkbox"/> Paving, drainage, street widening and other public improvements or related matter where at least one-third of the costs are paid by special assessments |
| <input checked="" type="checkbox"/> A procurement to preserve or protect the public health or safety of the city's residents (Note: Department must notify the Purchasing Division immediately regarding such an event) | <input type="checkbox"/> A public improvement project which has been authorized but for which there is deficiency of funds to complete in accordance with the plans as authorized |
| <input type="checkbox"/> A procurement necessary because of unforeseen damage to machinery, equipment or other property (Note: Department must notify the Purchasing Division immediately regarding such an event) | <input type="checkbox"/> A payment under a contract by which a developer participates in the construction of a public improvement as provided by Subchap. C, Ch 212. |
| <input type="checkbox"/> A procurement for personal, professional or planning services | <input type="checkbox"/> Personal property sold |
| <input type="checkbox"/> A procurement for work that is performed and paid for by the day as the work progresses | <input type="checkbox"/> Services performed by blind or severely disabled persons |
| <input type="checkbox"/> A purchase of land or right-of-way | <input type="checkbox"/> Goods purchased by a municipality for subsequent retail sale by the municipality |
| <input type="checkbox"/> A procurement of items available from only one source | <input type="checkbox"/> Electricity |
| <input type="checkbox"/> A purchase of rare books, papers and other materials for a public library | <input type="checkbox"/> Advertising, other than legal notices |

***Does the public health & safety procurement include a "Sole Brand" preference?** Yes No

***Is this an "Emergency" purchase request that exceeds \$50,000 in value and would require City Council ratification?** Yes No

***Sourcing Accounting Details** Insert Shopping Cart (SC) or Purchase Requisition (PR) # Insert Annual Contract #

Enter: Shopping Cart (SC) # / Purchase Requisition (PR) #: N/A
(enter "NA" if unavailable)

OR

Explanation (justification) why Shopping Cart # or Purchase Requisition # is unavailable




City of San Antonio Certificate of Exemption

Finance

Please fill this form out online, attach any required support documents, and forward your request to next approval authority.

Sole Brand Justification Notice

You have indicated that this Certificate of Exemption is being requested for a purchase that is categorized as a "Sole Brand" procurement. Justification for such a purchase **MUST be provided in the following section of the form, where the justification for sole brand purchase can be documented and submitted as part of this Certificate of Exemption request.** Provide any related documents used in justifying the sole brand aspects of this purchase, attaching any correspondence(s) related to establishing that justification.

Click on the paperclip icon  located in the left margin of this form to make any required attachment.

Sole Brand Justification Details

*Name of Item: Single Engine Turbine Airbus H125 Helicopter

*Manufacturer: Airbus *Model Number: H125

*Source Count: Available from only one source Available from more than one source

*Name of Brand: Airbus

*Brief description of where or how the item(s) will be used:

The San Antonio Police Department's (SAPD) Helicopter Detail Unit is soliciting bids for the purchase of three (3) new single engine turbine Airbus H125 Helicopters and training sessions for the following fiscal years: 2023, 2024, 2026. The Airbus H125 Helicopter is a multipurpose aircraft that will be utilized by the Helicopter Detail Unit and will be operated in urban environments providing air support to uniformed, field and covert police units as well as search and rescue operations, firefighting capabilities, and SWAT insertions.

*Describe the performance functions proprietary to the item(s) requested and why they are necessary to accomplish the project:

The helicopters purchased shall be the latest model for the year of purchase and must be in accordance with the specifications submitted. The Airbus Helicopters, Inc. (AHI) configurations shall be based on manufacturer's latest model year. The vendor shall be experienced in the configuration of Public Health and Safety helicopters for law enforcement.

*Will the item be used in conjunction with existing equipment? Yes No

*Will training be required? Yes No

*Describe the training and the amount of training (in hours, days, or months) that will be provided.

Initial H125 Pilot Training (5 Days); Mechanic Training; Recurrency Flight Training 1st and 2nd Year after delivery of aircraft.

*Name other sources/brands whose products have been evaluated and why they do not meet requirements:

Two of the Airbus EC120B's currently in fleet were purchased simultaneously in 2013 and 10-11 years is the maximum period SAPD prefers to fly these lighter frame helicopters. Airbus no longer manufactures the EC120B and the unit is seeking new replacement models. The Airbus H125 is law enforcement's most employed multipurpose helicopter and has been in production since 1975. The department's pilots and mechanics are trained on the Airbus H125. The unit identified the Bell 505 as the only other reputable light turbine helicopter capable of being outfitted for law enforcement purposes. However, the Bell 505 has only been in production for two years. As with other light helicopters, the unit is concerned the Bell 505 like the Airbus EC120B and the Schweizer 333 will be phased out of production. If the Bell 505 is purchased, new tools will have to be purchased in order to service the new platform since tools are specific to each airframe and are not usually interchangeable. Therefore, if the Bell 505 is subsequently discontinued, the unit may have excess tools that could not be used on a new platform. The helicopters will be added to the current fleet of one Airbus H125 and replace three Airbus models EC120B, during FY2023, FY2024 and FY2026.



City of San Antonio Certificate of Exemption

Finance

Please fill this form out online, attach any required support documents, and forward your request to next approval authority.

***Required attachment: Sole Brand Justification Document explaining why requested item(s) are only suitable from one one brand (Labor Relations Committee (LRC) Memo, other department-approved brand justification, etc.).**

*Has all of the required justification documentation been attached to this request? Yes No

Execution/Filing Details

This Certificate of Exemption is executed and filed with the Finance Department as follows:

1. The undersigned is authorized to approve an exemption;
2. An exemption according to Section 252.022 of the Local Government Code exists.

More specifically, the following event has occurred:

The San Antonio Police Department's (SAPD) Helicopter Detail Unit is soliciting bids for the purchase of three (3) new single engine turbine Airbus H125 Helicopters and training sessions. The H125 helicopters will be purchased, per Fiscal year, beginning in 2023 and continuing in 2024 and 2026. The Airbus H125 Helicopter is a multipurpose aircraft that will be utilized by the Helicopter Detail Unit and will be operated in urban environments providing air support to uniformed, field and covert police units as well as search and rescue operations, firefighting capabilities, and SWAT insertions. The helicopters purchased shall be the latest model for the year of purchase and must be in accordance with the specifications submitted. The Airbus Helicopters, Inc. (AHI) configurations shall be based on manufacturer's latest model year. The vendor shall be experienced in the configuration of Public Health and Safety helicopters for law enforcement.

3. Because the exemption stated above exists, the City of San Antonio intends to contract with

Airbus which will cost approximately \$ 21,202,848

Approvals	
<u>Velma Martinez (SAPD)</u> Originator	<u>11/04/2022</u> Date
<u>Richard Riley (SAPD)</u> Department Director Approval	<u>11/09/2022</u> Date
<u>---Not in APPROVAL PATH Routing---</u> Executive Leadership Team Approval <i>(approval required only for ratification by City Council)</i>	_____ Date
<u>Jennifer Johnson (Finance)</u> Procurement Administrator Approval	<u>12/08/2022</u> Date

To send this approval document to the next approver, press **Send Forward**.
To retain a copy of this request, perform a **Save As** to save it as an electronic form.