

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**



DEPARTMENT: Environmental Services
Purchasing & Strategic Sourcing
AGENDA DATE: March 18, 2025
PUBLIC HEARING DATE: Not Applicable
CONTACT PERSON NAME: Nicholas N. Ybarra, Environmental Services Director **PHONE NUMBER:** (915) 212-6025
Claudia A. Garcia, Director of Purchasing & Strategic Sourcing **PHONE NUMBER:** (915) 212-0043
DISTRICT(S) AFFECTED: All
STRATEGIC GOAL: No. 8: Nurture and Promote a Healthy, Sustainable Community
SUBGOAL: 8.6 Provide long-term, cost effective, sustainable regional solid waste solutions

SUBJECT:

Discussion and action on the Request that the Director of Purchasing & Strategic Sourcing be authorized to issue Purchase Order(s) for solicitation 2025-0311 Landfill Sprayer to LSC Environmental Products, LLC the sole source distributor of Posi-Shell equipment for an estimated amount of \$166,817.50. This contract will allow the purchase of a Posi-Shell sprayer to assist on the daily operations at the landfill for environmental compliance with Texas Commission on Environmental Quality (TCEQ).

BACKGROUND / DISCUSSION:

LSC Environmental Products, LLC manufactures the sprayer to the Posi Shell which is used as per Texas Commission on Environmental Quality (TCEQ) approved daily cover. The use of this product extends the life of the landfill by limiting the amount of soil that has to be used daily thus, increasing the amount of space used for solid waste disposal.

COMMUNITY AND STAKEHOLDER OUTREACH:

N/A

SELECTION SUMMARY:

Non-Competitive Procurement under Local Government General Exemption: Section 252.022 - (7) a procurement of items that are available from only one source – (A) items that are available from only one source because of patents, copyrights, secret processes, or natural monopolies.

CONTRACT VARIANCE:

The difference based in comparison to the previous contract is as follows: An increase of \$25,417.11, which represents a 17.98% increase due to additional accessories.

PROTEST

No protest received for this requirement.

PRIOR COUNCIL ACTION:

NA

AMOUNT AND SOURCE OF FUNDING:

Amount: \$166,817.50

Funding Source: Heavy Equipment

Account: 334-3150-34130-580290-P3470-PESD00250

REPORTING OF CONTRIBUTION OR DONATION TO CITY COUNCIL:


Report any contributions or donations to City Council of an accumulated total of \$500 or more. Report the name of the elected official and the amount.

NAME	AMOUNT (\$)
Form provided to vendor	

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

 Forrest Clancy for Nick Ybarra
Nicholas N. Ybarra, Environmental Services Director


Claudia A. Garcia, Director of Purchasing & Strategic Sourcing

Project Form
Non-Competitive

*****Posting Language Below*****

Please place the following item on the Regular Agenda for the City Council Meeting of March 18, 2025.

Strategic Goal 8 - Nurture and Promote a Healthy, Sustainable Community

The linkage to the Strategic Plan is subsection: 8.6 Provide long-term, cost effective, sustainable regional solid waste solutions

Award Summary:

Discussion and action on the Request that the Director of Purchasing & Strategic Sourcing be authorized to issue Purchase Order(s) for solicitation 2025-0311 Landfill Sprayer to LSC Environmental Products, LLC the sole source distributor of Posi-Shell equipment for an estimated amount of \$166,817.50. This contract will allow the purchase of a Posi-Shell sprayer to assist on the daily operations at the landfill for environmental compliance with Texas Commission on Environmental Quality (TCEQ).

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$25,417.11, which represents a 17.98% increase due to additional accessories.

Department:	Environmental Services
Award to:	LSC Environmental Products, LLC
City & State:	Apalachin, NY
Item(s):	All
Initial Term:	One-time
Option Term:	N/A
Total Contract Time:	One-time
Annual Estimated Award:	\$166,817.50
Initial Term Estimated Award:	\$166,817.50
Option Term Estimated Award:	N/A
Total Estimated Award:	\$166,817.50
Account(s):	334-3150-34130-580290-P3470-PESD00250
Funding Source(s):	Heavy Equipment
District(s):	All

Non-Competitive Procurement under Local Government General Exemption: Section 252.022 - (7) a procurement of items that are available from only one source – (A) items that are available from only one source because of patents, copyrights, secret processes, or natural monopolies.

The Purchasing & Strategic Sourcing and Environmental Services Departments recommend award as indicated to LSC Environmental Products, LLC under the exemption listed above.

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.



PURCHASING & STRATEGIC SOURCING DEPARTMENT

SOLE SOURCE AFFIDAVIT

THIS IS AN OFFICIAL PURCHASING DOCUMENT-RETAIN WITH PURCHASE ORDER FILE

Before me, the undersigned official, on this day, personally appeared _____ a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

1. My name is Karen P. Welch. I am over the age of 18, have never been of a convicted crime and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: LSC Environmental Products, LLC
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
Posi-Shell Base Mix
4. Competition in providing the above named item(s) product(s), service(s) is precluded by the existence of a patent, copyright, secret process or monopoly as stated under Section 252.022, Subchapter A of the Local Governmental Code 7A or as provided for under 7B-F of the same section. Also, attached hereto is a sole source letter, which sets forth the reasons why this Vendor is a sole source provider (dated and signed).
5. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function.
6. **Note: This Vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible Vendor on this and future purchases and may result in discontinuation of any/all business with the City of El Paso.**

Karen P. Welch

Signature Karen P. Welch, Chief Financial Officer

SUBSCRIBED AND SWORN to before me on this 12TH day of FEBRUARY, 2025



Joel E. Lanz
NOTARY PUBLIC
JOEL E. LANZ
PRINTED NAME
9/28/26
MY COMMISSION EXPIRES

COMPANY NAME: LSC Environmental Products, LLC

ADDRESS, CITY, STATE & ZIP CODE: 2183 Pennsylvania Avenue, Apalachin NY 13732

PHONE: 607-625-3050 FAX NUMBER: 607-625-2689

CONTACT NAME AND TITLE: Karen P. Welch Chief Financial Officer

WEB ADDRESS: www.LSCenv.com EMAIL: LSCFinance@lscenv.com

FEDERAL TAX ID NUMBER: 27-5340766 TEXAS SALES TAX NUMBER: 32043770828



February 13, 2025

To Whom It May Concern,

We hereby certify that LSC Environmental Products, LLC produces an exclusive line of Environmental Coatings Applicators for the purpose of mixing and applying our family of products including but not limited to Posi-Shell® Waste Cover, VERDac Landfill Cover, EarthGuard® Fiber Matrix™, EDGE™ EarthGuard® Pellets, and Odor-Shell® Complaint Eliminator. Our Applicators include the PSA-1000, **PSA-2000**, and the PSA-3000. The PSA-2000 is heavy-duty and designed to withstand the most rugged conditions. It is typically employed in large construction, industrial, or landfill operations. To our knowledge, LSC is the only company in the world that manufactures a unit of this size that is towed in and around a landfill working face environment. LSC also provides customized design, engineering, and manufacturing services to deliver specific equipment features or performance for customers with unique operational requirements.

Features standard to PSA-2000 that set it apart from other units include:

- Ergonomic splash free inlet with hinged bag grate
- Simple operator controls, hydrostatic system
- On board reserve water tank, 295 gallons with dedicated water pump
- Posi-Tru™ Ground Clearance, ~19" to bottom of axle
- Adjustable pivoting drawbar
- 48.8 HP Tier 4 turbo diesel engine
- Application nozzles specific to LSC products
- Tool box specific to LSC nozzles and accessories
- Reversible progressing cavity pump
- Reversible mixer
- 43" high working deck rails for greater safety
- Working deck engineered for full pallets of material
- 75° inclined personnel access ladder
- High volume 3" quick connect water fill
- Heavy-duty steel 4" x 8" rectangular tube frame
- Setco solid rubber tires

Please see attached brochure for more details. If you have any questions, or need additional information please do not hesitate to contact us.

Best Regards,

A handwritten signature in black ink that reads "Joel E. Lanz". The signature is written in a cursive style.

Joel E. Lanz
President

2183 Pennsylvania Avenue, Apalachin, NY 13732