



COMMISSIONERS COURT
COMMUNICATION

REFERENCE NUMBER _____

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DATE: 10/17/2023

SUBJECT: **THERMO FISHER SCIENTIFIC - MAINTENANCE FOR THERMO
SCIENTIFIC LCMS AND RELATED EQUIPMENT - MEDICAL
EXAMINER'S OFFICE**

***** CONSENT AGENDA *****

COMMISSIONERS COURT ACTION REQUESTED

It is requested that the Commissioners Court approve renewal of Thermo Fisher Scientific as sole source for maintenance of Thermo Scientific LCMS and related equipment.

BACKGROUND

On October 25, 2022, the Commissioners Court, through Court Order #139532, approved Thermo Fisher Scientific as the sole source for Thermo Scientific LCMS and related equipment.

Thermo Fisher Scientific provided the Purchasing Agent documentation to substantiate that their sole source status has not changed and they continue to be the sole source instrument manufacturer and service provider for Thermo Scientific LCMS proprietary parts, training, technical support, field service support, and software.

The instruments and related equipment covered under this designation are Thermo Electron instruments used to process samples in the toxicology and chemistry forensic department of the Medical Examiner's Office. These instruments are used for analyzing DWI cases for the presence of alcohols including ethanol (drinking alcohol), and for analyzing biological samples to obtain confirmation and quantification of prescription drugs, over-the-counter drugs, and drugs of abuse.

Under the County Purchasing Act, exemptions to the competitive bidding requirements are allowed for certain types of purchases. The statutes require that the Purchasing Agent advise the Commissioners Court of the existence of only one (1) source, with such notice to be entered into the minutes of the Court.

Accordingly, the above item has been determined to be sole source under the County Purchasing Act 262.024(a)(7) as follows:

- “(7) an item can be obtained from only one (1) source, including:
- (A) items for which competition is precluded because of the existence of patents, copyrights, secret processes, or monopolies;
 - (D) captive replacement parts or components for equipment”.

SUBMITTED BY:	Purchasing	PREPARED BY: APPROVED BY:	Brad Richards Chris Lax, CPSM, CPSD, CPCP
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FISCAL IMPACT

Expenses for last year were \$130,768.00. Funding in the amount of \$125,830.00 is available in account 521061/10000-2024/2310100000.