

**RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL TO
AUTHORIZE THE RATIFICATION OF SOLE SOURCE REPAIR OF BROKEN PUMP
FOR WATER TREATMENT FACILITY**

WHEREAS, the City of Hendersonville’s Finance Department is submitting this request on behalf of the City’s Water and Sewer Department; and,

WHEREAS, the City has a total of four pumps controlled by independent variable frequency drives (VFDs) that pump treated water into the water system; and,

WHEREAS, one of the pumps is out of service due to issues with its VFD. The system was constructed with four pumps to provide critical equipment redundancy when one unit is down. However, given the criticality of the equipment, the City issued an emergency Purchase Order for this repair on 10/31/25 as it qualifies as “...a special emergency involving the health and safety of the people or their property” per General Statute 143-129(e)(2); and,

WHEREAS, the City issued an emergency Purchase Order for this repair on 10/31/25 as it qualifies as “...a special emergency involving the health and safety of the people or their property” per General Statute 143-129(e)(2); and,

WHEREAS, city staff are submitting this to Council also as a sole source justification. Rockwell is the sole source of the VFD that has stopped functioning and is the only source that is able to repair the unit while keeping the existing factory warranties. Use of any other repair service would negate factory warranties and would pose significant functional risks since Rockwell is the original manufacturer. Note that Rexel USA Inc. is the only authorized distributor of Rockwell products (including Allen-Bradley) in this area. The Purchase Order for Rockwell has been issued thru Rexel USA Inc.; and,

WHEREAS, based on General Statute # 143-129e(6), we are requesting Council to ratify the waiving of competition based on the sole source nature of this repair.; and,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hendersonville, North Carolina that City staff is authorized to waive competition for this purchase based on the sole source nature of this repair.

Adopted by the City Council of the City of Hendersonville, North Carolina on this 6th day of November, 2025.

Attest:

Barbara G. Volk, Mayor, City of Hendersonville

Jill Murray, City Clerk

Approved as to form:

Angela S. Beeker, City Attorney