



**TOWN OF TAOS
EMERGENCY DETERMINATION FORM**

The emergency procurement method (NMSA 1978, Section 13-1-127) may only be used when there exists a threat to public health, welfare, safety or property requiring procurement under emergency conditions. The existence of the emergency condition creates an immediate and serious need for services, construction or items of tangible personal property that cannot be met through normal procurement methods and the lack of which would seriously threaten:

1. the functioning of government;
2. the preservation or protection of property; or
3. the health or safety of any person.

I. Name of Department: Public Works

Director/Supervisor Name: Francisco Espinoza

II. Name of Contractor: Alpha Southwest, Inc.
Address of Contractor: 205 Rossmore Rd SW
Albuquerque, NM 87105

Amount of prospective contract: \$125,515.00 +

Term of prospective contract: through 6/30/18

III. Please thoroughly list the services (scope of work), construction or items of tangible personal property of the contract:

2 - 6" 68709-AGA-BAA Electromagnetic Flow Meter your cost would be \$4,632.50 +
Freight estimated at \$125.00.

Estimated labor, crane, video's, and per diem to pull the two existing well pumps
estimated total \$16,500.

2 - New submersible equipment \$38,000 per each well site

Estimated Labor to install new submersible well pump, per diem, and crane \$14,500

Estimated Labor to install the mag meters at each well site \$4,500.

Estimated total cost \$125,515.00 + with new submersible well pump.

- IV. Provide an explanation for the justification of the procurement including a description of the practicable competition utilized.

Well 5 failed on Thursday, April 19, 2018, this well typically produces 45% of the water for the community. Due to the additional stress placed on the remaining wells during this time, well 4 which typically produces 25% of the water for the community also failed.

Certified by:

Date: 4/26/2018



Town of Taos Procurement Officer



Town of Taos
PRESS RELEASE
400 Camino de la Placita, Taos, NM 87571
(575) 751-2002

FOR IMMEDIATE RELEASE

DECLARATION OF A WATER EMERGENCY

Due to a mechanical failure of a critical pump in Well #5 of the Town of Taos' municipal water system, the Town has declared a Stage 5 Water Emergency, instituting several water conservation measures.

While all customers will continue to receive water as the Town has recently both increased its water storage capacity and also has instituted a series of "interconnect" agreements with adjacent water providers, some customers may still experience a loss of water pressure as the Town's water storage tanks are drawn down.

A lack of water pressure can impact water dependent indoor fire prevention systems and fire hydrant pressure and therefore it is important for public safety reasons that the Town's system maintain as close to normal water pressure as possible.

Therefore, the Town is requesting that all residents and businesses reduce their use of Town water as much as possible during the next 72 hours for this water emergency.

In addition, the following water restrictions are now in place effective immediately. Under a stage 5 Water Emergency, violators may be disconnected for violating the restrictions:

RESTRICTIONS:

No outdoor watering of lawns, athletic fields, parks, gardens or trees, no filling of pools, fountains or ponds, and no use of irrigation systems on Town water.

No washing of windows, buildings, patios, sidewalks or streets.

The use of temporary meters for construction or filling from fire hydrants by anyone other than public fire departments is prohibited.

Use bottled water for drinking and pets, when possible.

Use showers, rather than baths and limit use to 5 minutes, where possible.

Limit serving water tap water in restaurants only to when requested by customers.

No open/outdoor burning. High winds and low humidity at this time have resulted in a total burn ban. No outside burning is permitted.

As a precaution, be sure to have a supply of bottled water in your house available for cooking, washing, flushing toilets and emergency needs in case you lose water for any period of time.

Our ability to get through this temporary crises is dependent on the cooperation of all residents and businesses. If we all cooperate and use water wisely, then everyone should experience minimal inconvenience.

However, as pressure fluctuates or drops, some customers may experience the following:

**Town of Taos
What to Expect In a Water Emergency**

During a water crisis our customers may experience one or more of the following:

1. **Loss of Water** - Water consumers that are located on higher elevation of the water system may experience permanent or temporary water loss during periods of the emergency.
2. **Fire Protection** - Due to water storage loss fire protection may be limited. Water-charged fire suppression systems may not perform at required standards. Keep fire extinguishers handy in commercial kitchens and utility rooms,. Be sure to check that they are fully charged and operable. Taos Fire Department has prepared for this emergency but due to pressure loss at hydrants service may be impaired on large structural fires.
3. **Air surging within their plumbing** - Due to the water system running out of water or low water flow, the water system will have pockets of air which will be entrapped within the plumbing. This may result in water spurts, noises, pipe rattling of collect in your hot water heater and other water storage devices.
4. **Water Leaks** - Water leaks may develop within older systems that are weak or old.
5. **Cross Connections** - Potential cross connection are probable. If you are currently spraying any type of chemical for plants and or grass. STOP IMMEDIATELY.

#

PRESS CONTACT: Karina Armijo will be serving as the Town of Taos Information Officer and press contact for the duration of this incident. Karina can be reached at (575) 737-5849 Office, (575) 779-9639 Cell, karinataos@gmail.com email address.



TOWN OF TAOS
 400 Camino de la Placita
 Taos, NM 87571
 (575) 751-2028

PURCHASE ORDER

PO Number: 18-56705 **Date:** 04/24/2018

Request #: 00006954 **Vendor #:** 99-8381

ISSUED TO: ALPHA SOUTHWEST INC
 205 ROSSMORE RD SW
 ALBUQUERQUE, NM 87105

SHIP TO: WATER DEPT.-TOWN OF TAOS
 1030 DEA LANE
 TAOS, NM 87571
 FRANCISCO ESPINOZA

ITEM	UNITS	DESCRIPTION	G/L ACCOUNT	PROJ	PRICE	AMOUNT
1	0.00	EMERGENCY WATER WELLS 6" 68709-AGA-BAA ELECTROMAGNETIC FLOW METER, 2 @ \$4,632.50/EACH = \$9,265 + FREIGHT \$250 = \$9,515; EST. LABOR/CRANE/VIDEO'S, AND PER DIEM TO PULL THE TWO EXISTING WELL PUMPS = EST. TOTAL \$16,500; EST. COST OF NEW SUBMERSIBLE, 2 @ \$38,000/EACH = \$76,000; EST. LABOR TO INSTALL NEW SUBMERSIBLE WELL PUMP, PER DIEM, AND CRANE @ \$14,500; ESTIMATED LABOR TO INSTALL THE MAG METERS AT EACH WELL SITE, 2 @ \$4,500/EACH = \$9,000; ESTIMATED TOTAL COST \$125,515.00 NMGRT @ 8.5%, \$10,668.78 TOTAL \$136,183.78 PURSUANT TO THE ABCWUA CONTRACT WITH THIS VENDOR CONTRACT # P2013000021 & AGREEMENT # CCN2013-0143; ALL TERMS OF THAT CONTRACT (CONTRACT ATTACHED) SHALL APPLY TO THIS PROCUREMENT EXCEPT AS SPECIFIED HEREIN.	81 -33-45003		0.00	136,183.78

Authorized by: *Charles Dent* **Date:** 04/24/2018 **TOTAL** 136,183.78

- Original invoice must be sent to: Town of Taos, Attention: Requesting Department, 400 Camino de la Placita, Taos, NM 87571.
- The right of cancellation in case of long/delay in shipment is reserved.
- Purchase Order numbers must appear on all shipping containers, packing slips and invoices. Failure to comply with this request may delay payment.
- All goods are to be shipped F.O.B. Destination unless otherwise stated.
- All materials and services are subject to approval based on the description on the face of the purchase order or appendages thereof. Substitutions are not permitted. Materials not approved will be returned at no cost to the town.
- All goods and equipment must meet or exceed all necessary local, state and federal standards and regulations.
- Vendor or manufacturer bears risk of loss or damage until property is received and/or installed.
- Seller acknowledges that buyer is an equal opportunity employer. Seller will comply with all equal opportunity laws and regulations that are applicable to is as a supplier of the buyer.
- No sales tax or use tax shall be included in or added to prices of materials on this order, unless applicable taxes apply.

Accounts Payable Dept. (575) 751-2028



RESOLUTION 18-32

A RESOLUTION OF THE TOWN OF TAOS DESIGNATING THE ESTABLISHMENT OF A WATER EMERGENCY AND DECLARING A MUNICIPAL STATE OF EMERGENCY

WHEREAS, the Town of Taos has experienced a significant event related the failure of the mechanical pump for its primary well for its municipal water system; and

WHEREAS, this loss of water source and subsequent loss of potential water pressure presents an imminent and immediate danger to public health and safety that impacts all residents and businesses of the Town of Taos; and

WHEREAS, this failure has occurred at a time of high fire danger due to extremely low levels of precipitation, high winds and low moisture already resulting in a full fire ban for Taos County and the Town of Taos, and

WHEREAS, the Town of Taos has adopted as law Ordinance 11-11 AN ORDINANCE OF THE TOWN OF TAOS APPROVING AND ADOPTING AMENDMENTS TO THE TOWN OF TAOS CODE OF ORDINANCES, SPECIFICALLY SECTION 13.04.030: (AUTHORITY TO IMPOSE DROUGHT RESTRICTIONS AND WATER RATIONING) THAT WILL ASSIST IN ENSURING THE PROTECTION OF THE TOWN OF TAOS POTABLE WATER SUPPLY IN THE EVENT OF A DROUGHT OR OTHER TYPE OF WATER PRODUCTION DISRUPTION; and

WHEREAS, Ordinance 11-11 provides specific authority under Section 13.04.030 to impose water restrictions and water rationing in times of drought and water emergencies that impact well and municipal water systems levels; and

WHEREAS, the Town Manager, Public Works Director, Fire Chief, Fire Marshall and Town's Emergency Management Team have presented evidence to the Mayor and Town Council that a water emergency exists and presents conditions that impact public health and safety and requested that the provisions of Ordinance 11-11 Phase 5: Extreme Conditions (Council Declaration of Emergency) be invoked in order to preserve the municipal water supply, prevent unsanitary health conditions, and to assure sufficient water pressure as to allow continued fire protection for the community; and

WHEREAS, Ordinance 11-11 Phase 5 requires the formal action of the Town Council in order to be put into effect,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TAOS, BY THIS RESOLUTION THAT WE THE ELECTED OFFICIALS DO HEREBY DECLARE, AS FOLLOWS:

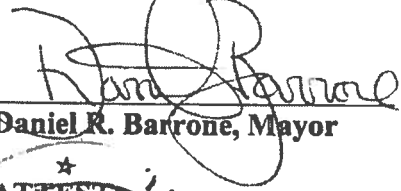
- (1.) That the conditions necessary for invoking the provisions of Town Ordinance 11-11, Phase 5: Extreme Conditions do exist and that invoking such restrictions is necessary for the protection of the municipal water supply and protecting public health and safety.
- (2.) That the Council directs the Town Manager and Public Works Director to implement the provisions of Ordinance 11-11 Phase 5 immediately.
- (3.) That the Mayor and Council declare a state of water emergency and a state of municipal emergency consistent with the failure of the municipality's primary source of water and invoke the provisions under such a declaration for an exemption to the provisions of the Open Meetings Act and Town so that the Council may meet in open session to address said emergency.
- (4.) That under the provisions of said emergency declaration the Mayor and Council invoke the provisions of exemption under the Town and State Procurement Code, increasing the authority of the Mayor to sign for purchases and contracts up to \$100,000 during this emergency and the waiver by the Finance Department of normal procurement time frames and requirements, consistent with those waivers permitted by law in emergency conditions.
- (5.) That the Council authorizes the Mayor and staff to enter into water procurement agreements, as necessary, consistent with the Town's existing inter-connect agreements so as to assure an ample supply of potable water for the municipality. (El Prado Water and Sanitation)
- (6.) The Council authorizes staff to procure professional services from its already selected water engineers (Souder Miller and Associates) and such recommended services and equipment as required to mitigate the conditions at well #5 in order to fully restore service to all residents.
- (7.) That the provisions authorized by the Council under this Resolution are limited to the 72 hour declared emergency, effective 4:00 pm, April 19, 2018. An extension of this Resolution shall require a majority of the Council, which may be obtained by the Mayor contacting the members in person or by phone.


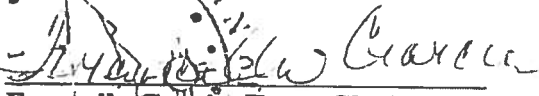
By our signatures, as attested below, we the Mayor and Town Council do hereby adopt and direct the implementation of the above effective this date.

PASSED, APPROVED and ADOPTED, this 19th day of April, 2018, at the Regular Meeting of the Town Council by the following vote:

Mayor Pro Tem Nathaniel Evans	<u>yes</u>
Councilmember George "Fritz" Hahn	<u>yes</u>
Councilmember Darien Fernandez	<u>yes</u>
Councilmember Pascualito M. Maestas	<u>yes</u>

TOWN OF TAOS


Daniel R. Barrone, Mayor

ATTEST:


Françoella Garcia, Town Clerk

APPROVED AS TO FORM


Stephen C. Ross, Town Attorney



RESOLUTION 18-32A

A RESOLUTION AMENDING THE TERMS OF RESOLUTION 18-32 OF THE TOWN OF TAOS DESIGNATING THE ESTABLISHMENT OF A WATER EMERGENCY AND DECLARING A MUNICIPAL STATE OF EMERGENCY

WHEREAS, the Town of Taos has experienced a significant event related the failure of the mechanical pump for its primary well for its municipal water system; and

WHEREAS, this loss of water source and subsequent loss of potential water pressure presents an imminent and immediate danger to public health and safety that impacts all residents and businesses of the Town of Taos; and

WHEREAS, this failure has occurred at a time of high fire danger due to extremely low levels of precipitation, high winds and low moisture already resulting in a full fire ban for Taos County and the Town of Taos, and

WHEREAS, the Town of Taos has adopted as law Ordinance 11-11 AN ORDINANCE OF THE TOWN OF TAOS APPROVNG AND ADOPTING AMENDMENTS TO THE TOWN OF TAOS CODE OF ORDINANCES, SPECIFICALLY SECTION 13.04.030: (AUTHORITY TO IMPOSE DROUGHT RESTRICTIONS AND WATER RATIONING) THAT WILL ASSIST IN ENSURING THE PROTECTION OF THE TOWN OF TAOS POTABLE WATER SUPPLY IN THE EVENT OF A DROUGHT OR OTHER TYPE OF WATER PRODUCTION DISRUPTION; and

WHEREAS, Ordinance 11-11 provides specific authority under Section 13.04.030 to impose water restrictions and water rationing in times of drought and water emergencies that impact well and municipal water systems levels; and

WHEREAS, the Town Manager, Public Works Director, Fire Chief, Fire Marshall and Town's Emergency Management Team have presented evidence to the Mayor and Town Council that a water emergency exists and presents conditions that impact public health and safety and requested that the provisions of Ordinance 11-11 Phase 5: Extreme Conditions (Council Declaration of Emergency) be invoked in order to preserve the municipal water supply, prevent unsanitary health conditions, and to assure sufficient water pressure as to allow continued fire protection for the community; and

Ordinance 11-11 Phase 5 requires the formal action of the Town Council in order to be put into effect,

(1.) That the conditions necessary for invoking the provisions of Town Ordinance 11-11, Phase 5: Extreme Conditions do exist and that invoking such restrictions is necessary for the protection of the municipal water supply and protecting public health and safety.

(2.) That the Council directs the Town Manager and Public Works Director to implement the provisions of Ordinance 11-11 Phase 5 immediately.

(3.) That the Mayor and Council declare a state of water emergency and a state of municipal emergency consistent with the failure of the municipality's primary source of water and invoke the provisions under such a declaration for an exemption to the provisions of the Open Meetings Act and Town so that the Council may meet in open session to address said emergency.

(4.) That under the provisions of said emergency declaration, and as per the provisions of Ordinance 11-11, the Mayor and Council invoke the provisions of exemption under the Town and State Procurement Code, increasing the authority of the Mayor to sign for all purchases and contracts during this emergency directly related to the mitigation of the emergency (the repair of Wells #5 and #4 by Alpha Solutions (Alpha Southwest), and expenses related to the purchase of water from El Prado Water and Sanitation District) and the waiver by the Finance Department of normal procurement time frames and requirements, consistent with those waivers permitted by law in emergency conditions.

(5.) That the Council authorizes the Mayor and staff to enter into water procurement agreements, as necessary, consistent with the Town's existing inter-connect agreements (El Prado Water and Sanitation District), so as to assure an ample supply of potable water for the municipality.

(6.) The Council authorizes staff to procure professional services from its already selected water engineers (Souder Miller and Associates and Daniel B. Stephens and Associates) and such recommended services and equipment as required to mitigate the conditions at Well #5, Well #4 and in order to fully restore service to all residents.

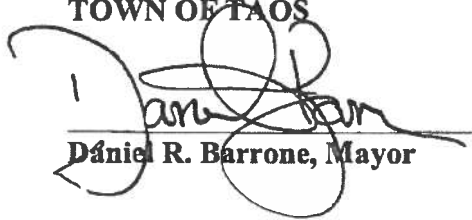
(7.) That the provisions authorized by the Council under this Resolution are limited to the declared emergency, effective 4:00 pm, April 19, 2018 and extending to 11:59 p.m. Sunday April 29, 2018, or until the emergency is resolved. An extension of this Resolution shall require a majority of the Council, which may be obtained by the Mayor contacting the members in person, by email or by phone.

By our signatures, as attested below, we the Mayor and Town Council do hereby adopt and direct the implementation of the above effective this date.


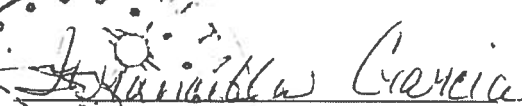
PASSED, APPROVED and ADOPTED, this 24th day of April, 2018, at the Regular Meeting of the Town Council by the following vote:

Mayor Pro Tem Nathaniel Evans yes
Councilmember George "Fritz" Hahn yes
Councilmember Darien Fernandez yes
Councilmember Pascualito M. Maestas yes

TOWN OF TAOS



Daniel R. Barrone, Mayor

ATTEST:



Francella Garcia, Town Clerk

APPROVED AS TO FORM



Stephen C. Ross, Town Attorney