



**PUBLIC SERVICE BOARD MEETING
AGENDA ITEM
REGULAR MEETING**

Wednesday, July 09, 2025

SUBJECT

Sole Source Contract with Thatcher Company of Arizona, Inc. (Thatcher)

BACKGROUND

EPWater completed the Corrosion Control Study (CCST) as stipulated by the Texas Commission on Environmental Quality (TCEQ) to determine the optimal water quality parameters required to ensure the safety of our water supply. The bench study was conducted by Carollo Engineers, Inc. using the 50/50 blend of TI-2904 poly/orthophosphate currently in use by EPWater for corrosion control to prevent damage to infrastructure. Based on this study, TCEQ has set the required optimal water quality parameters in which they specify the use of the TI-2904 blended poly/orthophosphate. Thatcher is the sole provider of TI-2904 poly/orthophosphate.

PRIOR PSB ACTION

- On July 13, 2022, the Public Service Board approved a sole source contract with Thatcher Company, Inc. for the supply of TI-2904 poly/orthophosphate used in EPWater's corrosion control program.

UTILITY KPI ALIGNMENT

Infrastructure Performance

EVALUATION PROCESS

Staff evaluated Thatcher's proposal and determined that it meets all the requirements of the utility. Thatcher is the sole source TI-2904 poly/orthophosphate formulation pursuant to Section 252.022(a)(7)(A) of the Texas Local Government Code.

FINANCIAL IMPLICATIONS

Sufficient funds are available in Account Number 7500, and the funding source is the Water and Sewer Fund. This expenditure is part of the FY2025-26 budget.

PROPOSED ACTION REQUESTED

Consider and approve a sole source contract in accordance with Section 252.022(a)(7)(A) of the Texas Local Government Code with Thatcher Company of Arizona, Inc. for the supply of the TI-2904 poly/orthophosphate blend to EPWater in the estimated annual amount of \$2,000,000 for a one-year term with the option for four one-year extensions contingent upon the vendor providing annual documentation attesting to their sole source status.

SUPPORTING DOCUMENTATION PROVIDED

- Sole Source Letter and Affidavit

THATCHER COMPANY OF ARIZONA, INC.

6321 South Rainbow Road, Buckeye, AZ 85326



Phone (623) 691-6499

Fax (623) 691-6502

March 4, 2025

El Paso Water
Attn: Richard Wilcox
1154 Hawkins Boulevard
P. O. Box 511
El Paso, TX 79961-001

RE: Sole Source Producer For TI-2904

Hello Richard:

Thatcher Company, Inc. and Its Affiliates are the sole source producer of TI-2904 corrosion inhibitor and sequestering agents for drinking water applications. This is a specialty blend formulated by Thatcher Company, Inc. for our municipal customers.

Thank you for your support.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Michael T. Mitchell', with a long horizontal stroke extending to the right.

Michael T. Mitchell
President



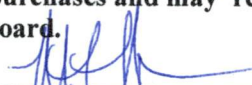
EL PASO WATER PUBLIC SERVICE BOARD

SOLE SOURCE AFFIDAVIT

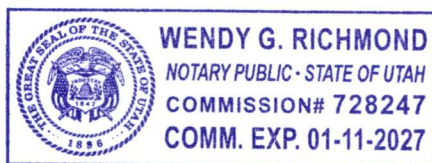
Before me, the undersigned official, on this day, personally appeared a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:


1. My name is Michael T. Mitchell. 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: Thatcher Company of Arizona, Inc.
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
TI-2904 Corrosion Inhibitor
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 El Paso Public Utilities-Public Service Board.**

State of Utah)
County of Salt Lake)


Signature Michael T. Mitchell

SUBSCRIBED AND SWORN to before me on this 5th day of March 20 25




NOTARY PUBLIC
Wendy G. Richmond
PRINTED NAME
January 11, 2027
MY COMMISSION EXPIRES

COMPANY NAME: Thatcher Company of Arizona, Inc.

ADDRESS, CITY, STATE & ZIP CODE: P. O. Box 27407, Salt Lake City, UT 84127-0407

PHONE: (801) 972-4587 ext. 1481 FAX NUMBER: (801) 972-4606

CONTACT NAME AND TITLE: Michael T. Mitchell, President

WEB ADDRESS: www.tchem.com EMAIL: tyler.andersen@tchem.com;
wendy.richmond@tchem.com

FEDERAL TAX ID NUMBER: 86-0713495 TEXAS SALES TAX NUMBER: 18804726190