



Character Counts III

**FLOOD COMMISSIONER**  
Kenneth Gutierrez  
**DIRECTOR**  
Paul T. Dugie, P.E., CFM

## *Doña Ana County*

### *Flood Commission*

**Phone:** (575) 525-5558      **Fax:** (575) 525-5567

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**TO:** Don Bullard, Purchasing Manager  
**FROM:** Paul Dugie, Director   
**SUBJECT:** Emergency PO (PE140009)  
**DATE:** September 18, 2013

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We are requesting an emergency purchase order to Renegade Construction due to the La Union B (North) Dam breach caused by the September 12<sup>th</sup> flooding event. We have asked Renegade to do the following emergency repairs as needed:

Blend the sand and clay to form a suitable fill material to fill the hole in the dam.  
Fill in erosion caused by the event  
Provide erosion control measures  
Fill in barrow pits crated for the filling of eroded areas.

The estimated cost of this project is \$500,000.00. Renegade Construction is the next in line from the on call list #12-079. We will be using accounting string 25135-10217-74130-900.

Thank you.

  
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Sue Padilla, Interim County Manager

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**DOÑA ANA COUNTY PURCHASING DEPARTMENT**  
***MEMORANDUM***

<b>TO: Procurement File</b>	<b>DATE: September 18, 2013</b>
<b>FROM: Donald E. Bullard, Purchasing Manager</b>	
<b>SUBJECT: Emergency Procurement Determination</b>	

The DAC Flood Commission is requesting approval of emergency procurement for the repair of the La Union North Dam.

Section 13-1-127 NMSA 1978 states in pertinent part "An emergency condition is a situation that creates a threat to public health, welfare or safety such as may arise by reason of floods, epidemics, riots, equipment failures or similar events. 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 (13-1-127 NMSA)."**

The Flood Department followed the correct procedures and provided the Purchasing Department with the required documentation.

The Purchasing Department has determined that not immediately repairing the dam could have seriously threatened the health of County residences. The emergency purchase from Renegade Construction is hereby approved. The emergency purchase was posted on the County website on 09/19/2013.