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## MEMORANDUM

# SOLE SOURCE DECLARATION

TO: Hidalgo County Commissioners' Court

FROM: Martha L. Salazar, CPPB  
Hidalgo County Purchasing Agent 

DATE: August 24, 2021

RE: Sole Source Declaration AirBurners, Inc.

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Hidalgo County Precinct No. 3 is seeking to procure an above ground Airburner Incinerator to process the influx of tree debris that is currently being collected by the Sanitation Department. The Incinerator equipment is available to procure directly from Airburners, Inc. which currently has an active patent with the United States Patent and Trademark Office (US 7,895,956 B2 Roll-Off Firebox Apparatus)

The Precinct has been looking for suitable vendor(s) to provide the equipment needed in order to keep up with the upsurge of organic tree materials picked up by the sanitation department and or dropped off at the citizen collection site located on the intersection of Los Ebanos and 7 mile line North of Alton, TX..

The AirBurner incinerator is composed of a Roll-Off firebox apparatus that uses a proprietary manifold design that is an effective pollution controlling device. The remnants of the organic material that is left behind after the process is complete, is then discarded at a Type 1 Landfill of a fraction of the starting gross weight. The patented equipment is able to alleviate the organic tree material received by the precinct by reducing it to a fraction of the original size and allowed under TCEQ Administrative Code 106.496 to be disposed of at the nearest Type 1 Landfill; therefore,

Pursuant to Texas Local Government Code 262.024-(a)(7)(A) for an item that can be obtained from only once source because of the existence of a patent;

For the reason stated herein, it has become a necessity to purchase the Airburner Incinerator Roll-Off firebox apparatus from AirBurners, Inc. in order to facilitate and mitigate the influx of tree debris collected by the precinct and reduce the need of third party services thus equating to a savings of general funds for the years to come.