



**STATE OF NEW MEXICO
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 Agency: Clovis Community College

Agency Chief Procurement Officer: Corey Isaacs, MS, CPPB

Telephone Number: 575-769-4913

II. Name of Contractor: Bermea Construction

Address of Contractor: 1620 W. 9th Friona, TX 79035

Amount of prospective contract: \$1,750.00

Term of prospective contract: 14 business days

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

Provide all materials and labor necessary to repair sinkhole in south parking lot consisting of: sweep clean area for patch; jackhammer and haul off debris; and compact sub-grade and fill sinkholes with Asphaltic concrete (hot mix) and compact.

- IV. Provide an explanation for the justification of the procurement including a description of the emergency condition(s) requiring use of emergency procurement and the practicable competition utilized in compliance with NMSA 1978, Section 13-1-127.

A geothermal well located under the south parking lot created a large sinkhole in the parking lot, which eroded the sub-grade and caused a collapse of the asphalt. This situation created a threat to public safety and property. Clovis Community College contacted numerous contractors to look at the site and provide a quote. Bermea Construction responded and provide the lowest quote for this scope of work.

- V. Please describe what measures are being taken to minimize the duration and effect of this particular emergency procurement (for example: is the emergency only in place until a competitive process can be completed, etc.).

Clovis Community College has cordoned off the area affected by the emergency until the scope of work can be completed.

- VI. Describe what measures the Agency will take in the future to prevent/mitigate use of an emergency procurement under similar circumstances.

Clovis Community College will begin a procurement process to enter into IDIQ contract for a paving contractor for this type of work in the future.

Certified by:

Date: 1-22-2019



Agency Chief Procurement Officer

Agency Approval by:

Date: _____

Cabinet Secretary/Governmental Entity Head or Designee