

Resolution #22-0278  
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**RESOLUTION AWARDING A SOLE SOURCE CONTRACT TO JOHNSON  
CONTROLS FIRE PROTECTION LP FOR FIRE SAFETY UPGRADES  
IN BENTON SOUTH**

**WHEREAS**, last fall, the City completed a \$1.6 million project to refresh the meeting spaces in the former Grand Pavilion ballroom and conference center located under the Embassy Suites Hotel; and

**WHEREAS**, the spaces since have been rebranded The Gallery Ballroom and Benton South; and

**WHEREAS**, recently, the Fire Marshall performed an inspection of the City-owned spaces and found several areas not in compliance with fire code. As a result, the City needs to replace fire sprinkler heads that are tied into an existing fire suppression system, as well as fire doors; and

**WHEREAS**, the estimated cost to address the issues cited by the inspection totals \$45,000; and

**WHEREAS**, the fire suppression system and sprinkler heads were manufactured by Johnson Control, so all associated work is proprietary to Johnson Controls; and

**WHEREAS**, N.C.G.S. 143-129(e) provides that formal bid procedures “shall not apply to purchases of apparatus, supplies, materials, or equipment when: (i) performance or price competition for a product are not available or (ii) a needed product is available from only one source of supply;” and

**WHEREAS**, replacement of the sprinkler heads, which comprises most of the cost, totals \$32,294.62.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and City Council of the City of Winston-Salem, upon the recommendation of the Finance Committee, hereby award a sole source contract to Johnson Controls Fire Protection LP for \$32,294.62 to replace sprinkler heads in The Gallery Ballroom and Benton South meeting spaces.

**BE IT FURTHER RESOLVED** that the award of this contract constitutes a preliminary determination as to the qualification of the bidder. The City is not legally bound to perform the contract until it is duly executed by the City.

**BE IT FURTHER RESOLVED** that the City will fund this project using occupancy tax fund balance.