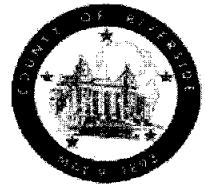


**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

936



FROM: Stanley L. Sniff Jr., Sheriff-Coroner-PA

SUBMITTAL DATE:
05/28/08

SUBJECT: Approval of Peacekeeper Products International as a Sole Source Vendor to Provide Expandable Batons for the Sheriff's Department

RECOMMENDED MOTION: Move that the Board of Supervisors authorize the Purchasing Agent to purchase batons from Peacekeeper Products International at a cost not to exceed \$90,000 annually, through June 30, 2011, without securing competitive bids, in accordance with Ordinance 459.4.

BACKGROUND: The Riverside Sheriff's Association Memorandum of Understanding (MOU) with the County (1/25/05 3.26) directed a transition to the use of the Winchester expandable baton, now marketed as the R.C.B., the Rapid Containment Baton. The R.C.B. is heavier in weight in the distal tip than previous batons used in the Sheriff's Department. The added weight should subdue a suspect with fewer blows, decreasing the possibility of serious injury and legal liability for the County.

On June 7, 2005 (3.40), the Board approved a sole source award to Peacekeeper Products International as the exclusive manufacturer and distributor for the R.C.B. Based on this firm's reaffirmation that it retains sole manufacturing and distributing rights for the R.C.B., the Sheriff's Department now requests a renewal of the sole source vendor status for Peacekeeper Products International through June 30, 2011.

BR 09-006 (Continued on Page 2)

[Signature]
Stan L. Sniff Jr., Sheriff-Coroner-PA *for*
Will Taylor

| | | | | |
|-----------------------|-------------------------------|----------|-------------------------|------------|
| FINANCIAL DATA | Current F.Y. Total Cost: | \$29,000 | In Current Year Budget: | Yes |
| | Current F.Y. Net County Cost: | \$16,000 | Budget Adjustment: | No |
| | Annual Net County Cost: | \$49,500 | For Fiscal Year: | FY 2008-09 |

| | | |
|--|----------------------------------|--------------------------|
| SOURCE OF FUNDS: Department Budget & Contract Revenue | Positions To Be Deleted Per A-30 | <input type="checkbox"/> |
| | Requires 4/5 Vote | <input type="checkbox"/> |

C.E.O. RECOMMENDATION:

APPROVE
BY: *[Signature]*
Steve P. Schubert

County Executive Office Signature

Purchasing: *[Signature]*
Mark Sailer, Assistant Director

Departmental Concurrence

- Dep't Recomm.: Consent Policy
- Per Exec. Ofc.: Consent Policy

During this period, if another type of baton is selected through the meet and confer process, or Peacekeeper Products loses its exclusive rights to produce the baton, the Sheriff's Department and Purchasing will determine the necessity for issuing a competitive Invitation for Bids for this product.

Although staff projected FY 2007-08 expenditures with Peacekeepers to total \$29,000, with the additional Academies in FY 2008-09, expenditures could total \$90,000.

Price Reasonableness

Peacekeeper Products has agreed to the following quantity discounts system for purchases of the R.C.B.:

- 1) 5% discount on the purchase of 100 to 199 batons and holsters
- 2) 7.5% discount on the purchase of 200 to 499 batons and holsters
- 3) 10% discount on the purchase of 500 to 999 batons and holsters
- 4) 12.5% discount on the purchase of 1000 to 1,999 batons and holsters
- 5) 15% discount on the purchase of 2000 or more batons and holsters

Based on a review of a short list of recent baton sales to other agencies, the Sheriff's Department is satisfied that the discounts proposed here are competitive and in some cases better.

Unit pricing increases will not exceed the annual increase in the Consumer Price Index. Additionally, the Sheriff's Department can realize further savings by picking up its orders will call in Pomona.

Date: 06/05/08
From: Captain Richard Coz Department/Agency: Sheriff's
To: Board of Supervisors
Via: Purchasing Agent
Subject: Sole Source Procurement; Request for

The below information is provided in support of my Department requesting approval for a sole source. Outside of a duly declared emergency, the time to develop a statement of work or specifications is not in itself justification for sole source.

Supply/Service being requested: **Rapid Containment Batons (RCB)**

Supplier being requested: **On June 7, 2005, the Board of Supervisors approved Peacekeeper Products International as the sole source provider of the RCB. The Sheriff's Department is proposing an extension of the purchase authorization with Peacekeeper Products International through June 30, 2011.**

Alternative suppliers that can or might be able to provide supply/service: **The Riverside Sheriff's Association Memorandum of Understanding with the County specifies that the RCB will be carried by all Sheriff's employees required to carry a baton. Peacekeeper Products International has been authorized as the exclusive provider of the baton by its developer.**

Peacekeeper, in a May 2008 letter to Clark Training Center staff, reaffirmed its continuing status as the exclusive provider of the RCB.

Extent of market search conducted: **None.**

Unique features of the supply/service being requested from this supplier, which no alternative supplier can provide: **This baton has been specified in the RSA MOU. The RCB is heavier in weight in the distal tip than the baton currently used in the County.**

Reasons why my department requires these unique features and what benefit will accrue to the county: **The added weight should help subdue a suspect with fewer blows, decreasing the possibility of serious injury and legal liability for the County.**

Does moving forward on this product or service further obligate the county to future similar contractual arrangements? **Unless Peacekeeper Products loses its exclusivity authorization, the Sheriff's Department intends on making all future baton purchases with the firm until June 30, 2011.**

Department Head Signature *[Signature]* Date 6/26/08

Purchasing Department Comments:

Approve

Approve with Condition/s

Disapprove

Purchasing Agent *[Signature]*

Date 6/26/08