

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

622



PURCHASING & FLEET SERVICES: Lisa Brandl, Director

FROM: Sheriff-Coroner-PA


SUBMITTAL DATE:
11/13/14

SUBJECT: Approval of Peacekeeper Products International as the Sole Source Provider of Expandable Batons for the Sheriff's Department, All Districts. [\$140,000 - 100% General Fund]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Authorize the Purchasing Agent to purchase batons for the Sheriff's Department from Peacekeeper Products International for an amount not to exceed \$35,000 annually, without securing competitive bids, in accordance with Ordinance 459.4.
2. Allow County Purchasing the option to renew the agreement annually for up to three additional years not to exceed \$35,000 per year as long as the annual price increase does not exceed the increase in the CPI, funds are available in the budget and the product continues to be stipulated in the RSA MOU.

(Continued on Page 2)


 Stan Sniff
 Sheriff-Coroner-PA
 Will Taylor, Dir. of Administration

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 35,000	\$ 35,000	\$ 140,000	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	
SOURCE OF FUNDS: 100% General Fund				Budget Adjustment: No	
				For Fiscal Year: 14/15	

C.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature 
Elizabeth J. Olson

MINUTES OF THE BOARD OF SUPERVISORS

- A-30
- 4/5 Vote
- Positions Added
- Change Order

Prev. Agn. Ref.: 7/15/08 3-26 **District:** All **Agenda Number:**

3-38

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

FORM 11: Approval of Peacekeeper Products International as the Sole Source Provider of Expandable Batons for the Sheriff's Department, All Districts. [\$140,000 - 100% General Fund]

DATE: 11/13/14

PAGE: 2 of 2 (BR 15-048)

BACKGROUND:

Summary

The Riverside Sheriff's Association Memorandum of Understanding (MOU) with the County that was approved on 1/25/05 (agenda item 3.26) directed a transition to the use of the Winchester expandable baton, now marketed as the Rapid Containment Baton (RCB). The current RSA MOU states the Sheriff's Department and the District Attorney's Office may, at their discretion, change the type of baton issued to RSA members, so long as all meet and confer obligations are fulfilled prior to such change taking place. There are no discussions between RSA, The DA's Office or the Sheriff's Department at this time regarding the change of the currently issued batons. The RCB is heavier in weight in the distal tip than previous batons used in the Sheriff's Department. The added weight helps to subdue a suspect with fewer blows, decreasing the possibility of serious injury and legal liability for the County.

On (7/15/08 3.56), the Board approved a sole source award to Peacekeeper Products International as the exclusive manufacturer and distributor for the RCB. Based on the firm's reaffirmation that it retains sole manufacturing and distributing rights for the RCB, the Sheriff's Department now requests a renewal of the sole source vendor status for Peacekeeper Products International through June 30, 2018.

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 the Purchasing Department will determine the necessity for issuing an invitation for competitive bids for this product.

Price Reasonableness

Peacekeeper Products International does not anticipate a significant price increase even though there have been increases in the price of steel, petroleum based products, and related raw materials. Peacekeeper Products has confirmed that they will continue to offer the following quantity discounts for purchases of the RCB.

- 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 1,000 to 1,999 batons and holsters
- 5) 15% discount on the purchase of 2,000 or more batons and holsters

Impact on Citizens and Businesses

The use of Rapid Containment Batons will keep the County of Riverside in compliance with the Riverside Sheriff Association Memorandum of Understanding. These batons will also aid Deputies to subdue suspects with fewer injuries to the suspects and Deputies alike.

Date: October 15, 2014
From: Will Taylor, Chief of Administration Department/Agency: Sheriff-BCTC
To: Board of Supervisors
Via: Purchasing Agent
Subject: Sole Source Procurement; Request for Rapid Containment Batons and Holders

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.

1. **Supply/Service being requested:** Rapid Containment Batons (RCBs)
2. **Supplier being requested:** Peacekeeper Products International
3. **Alternative suppliers that can or might be able to provide supply/service:** Peacekeeper Products International is the sole manufacturer and distributor of this product.
4. **Extent of market search conducted:** Peacekeeper is the sole manufacturer and provider of the RCB. On June 7, 2005, (3.40), the Board of Supervisors approved this vendor as a sole source vendor for the purchase of these batons through December 31, 2007. On July 15, 2008, (3.56), the BOS again approved this vendor as a sole source provider of these batons through June 30, 2011.
5. **Unique features of the supply/service being requested from this supplier, which no alternative supplier can provide:** The Riverside Sheriff Association, Memorandum of Understanding (RSA MOU) effective January 1, 2005 specified this baton was to be issued to RSA members in the Riverside Sheriff Association. The current RSA MOU states the Sheriff and the District Attorney may, at their discretion, change the type of baton issued to RSA members, so long as all meet and confer obligations are fulfilled prior to such change taking place. There are no discussions between RSA, the DA's Office or the Sheriff's Department at this time regarding the change of currently issued batons.
6. **Reasons why my department requires these unique features and what benefit will accrue to the county:** The RCB is heavier in weight in the distal tip than the other batons on the market. The added weight helps subdue a suspect by utilization of fewer strikes, decreasing the possibility of serious injury and legal liability for the County.
7. **Price Reasonableness including purchase price and any ongoing maintenance or ancillary costs from the supplier:** Peacekeeper Products International has confirmed that they will continue to offer quantity discounts for purchases of the rapid containment baton. They do not anticipate a significant price increase even though there have been increases in the price of steel, petroleum based products, and related raw materials. The base price for each baton is \$126.00 and \$41.95 for the holster. They will only increase pricing if necessary, and will continue to honor the extended discounts:
 - 5% discount on the purchase of 100 to 199 batons and holsters
 - 7.5% discount on the purchase of 200 to 499 batons and holsters
 - 10% discount on the purchase of 500 to 999 batons and holsters
 - 12.5% discount on the purchase of 1,000 to 1,999 batons and holsters
 - 15% discount on the purchase of 2,000 or more batons and holsters.

- 8. Does moving forward on this product or service further obligate the county to future similar contractual arrangements or any ongoing costs affiliated with this sole source? No.
- 9. **Period of Performance:** Request for a one (1) year agreement, with the option to renew annually for three (3) additional years not to exceed \$35,000 per year; as long as price increases do not exceed the CPI, funds are available in the budget, and the product is stipulated in the RSA MOU.

Raymond Agay 10/28/2014
Chief Deputy Signature Date

[Signature] 10/28/14
Department Head Signature Date

Purchasing Department Comments:

Approve Approve with Condition/s Disapprove
Not to exceed: \$ 35,000.00 One time Annual Amount through 2019/20

Lis-Brendel 12/5/14 15-327
Purchasing Agent Date Approval Number
(Reference on Purchasing Documents)