

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

439



FROM: Economic Development Agency

SUBMITTAL DATE:
November 14, 2013

SUBJECT: East County Detention Center Site Preparation and Demolition Project – Approval to Purchase Chillers via the Competitive Bidding Process with Only One Responsive/Responsible Bid Received, District 4, [\$211,488]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the purchase to Barberio Enterprises, Inc. for the purchase of chillers in the amount of \$211,488 for the Sheriff's Department for the East County Detention Center Site Preparation and Demolition Project; and
2. Authorize the Director of County Purchasing to issue the purchase order on behalf of the county.

**BACKGROUND:
Summary**

(Commences on Page 2) FISCAL PROCEDURES APPROVED
PAUL ANGULO, CPA, AUDITOR-CONTROLLER

Robert Field
Assistant County Executive Officer/EDA

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 211,488	\$ 0	\$ 211,488	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

SOURCE OF FUNDS: East County Detention Center Budget
Budget Adjustment: No
For Fiscal Year: 2013/14

C.E.O. RECOMMENDATION: APPROVE
BY:
Jennifer L. Sargent
County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: November 26, 2013
xc: EDA

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.: 3-24 of 9/10/13 District: 4/4 Agenda Number:

3-13

FORM APPROVED BY COUNTY COUNSEL
 BY: NEAL R. KIPNIS
 DATE: 11/14/13
 Departmental Concurrence
 Purchasing: Mark Seiler, Assistant Director
 Stanley L. Sniff, Jr., Sheriff - Coroner - PA

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

Economic Development Agency

FORM 11: East County Detention Center Site Preparation and Demolition Project – Approval to Purchase Chillers via the Competitive Bidding Process with Only One Responsive/Responsible Bid Received, District 4, [\$211,488]

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BACKGROUND:

Summary

On September 10, 2013, the Board of Supervisors approved the plans and specifications for the East County Detention Center (ECDC) Site Preparation and Demolition project.

Part of the ECDC Site Preparation and Demolition project's scope of work is to maintain the existing Indio Jail's operations during the site preparation and demolition for ECDC, through the construction phase of ECDC and until the Indio Jail is completely vacated and ready for demolition. In order to complete the site preparation and demolition for ECDC and keep the Indio Jail operational, the Indio Jail requires connectivity to new chillers. The chillers are long-lead items and are estimated to take approximately 12 weeks to obtain for installation after the order is placed. In the effort to save time and to ensure that the ECDC Site Preparation and Demolition project is completed in time for the construction of ECDC, the Economic Development Agency (EDA) designated the chillers to be owner-furnished-contractor-installed items so that the chillers can be purchased before the award of the contract for the site preparation and demolition for ECDC.

Impact on Residents and Businesses

The purchase of the two chillers will not have any impact on residents and businesses.

SUPPLEMENTAL:

Price Reasonableness

County Purchasing (Purchasing) advertised for the purchase of the chillers beginning September 23, 2013. Over 20 vendors were formally invited to bid, 18 vendors accessed the bid documents online and several vendors submitted pre-bid Request for Information (RFI's). The bid closed on October 10, 2013 with Purchasing receiving only one bid.

Re-bidding the purchase of the chillers would cause additional delays and risk the chance of again receiving one bid or none at all, which would further cause delays to the ECDC project. In order to mitigate this unforeseen condition and continue to meet project timelines, EDA requests the Board's approval to purchase the chillers from the single responsive/responsible bidder, Barberio Enterprises, Inc. in the amount of \$211,488.

The County's Purchasing Department concurs with this request.

Additional Fiscal Information

(Commences on Page 3)

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Additional Fiscal Information

All costs associated with this project will be reimbursed from Eastern Region Detention Center project funds, thus no net county costs will be incurred.

Attachment:

Sole Source for Chillers

Date: October 24, 2013

From: Rizaldy Baluyot, Supervising Project Manager - EDA Project Management Office

To: Board of Supervisors/Purchasing Agent

Via: Purchasing Agent

Subject: Sole Source Procurement; Request for Purchase and Delivery of Two (2) Chillers

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:** Furnish and deliver two (2) chillers for the Indio Jail.
2. **Supplier being requested:** Barberio Enterprises, Inc.
3. **Alternative suppliers that can or might be able to provide supply/service:** There are multiple vendors who can supply the specified equipment.
4. **Extent of market search conducted:** Firms were notified via a bid process; posted on County webpage, advertised via multiple Plan Rooms, and e-mail in regards to Public Works RFQ#FMARC-187 Indio Jail Chillers.
5. **Unique features of the supply/service being requested from this supplier, which no alternative supplier can provide:** Barberio Enterprises, Inc. was the only vendor to submit a bid. Firms were contacted as to why no bid was submitted and firms offered different reasons, internal to each firm, for not submitting bids.
6. **Reasons why my department requires these unique features and what benefit will accrue to the county:** The Department provided performance specifications, which are consistent with the requirements for the existing Indio Jail.
7. **Price Reasonableness including purchase price and any ongoing maintenance or ancillary costs from the supplier:** County Purchasing (Purchasing) advertised for the purchase of the chillers beginning September 23, 2013. Over 20 vendors were formally invited to bid, 18 vendors accessed the bid documents online and several vendors submitted pre-bid Request for Information (RFI's). The bid closed on October 10, 2013 with Purchasing receiving only one bid. Re-bidding the purchase of the chillers would cause additional delays and risk the chance of again receiving one bid or none at all, which would further cause delays to the ECDC project. In order to mitigate this unforeseen condition and continue to meet project timelines, EDA requests the Board's approval to purchase the chillers from the single responsive/responsible bidder, Barberio Enterprises, Inc. in the amount of \$211,488, which the Project Manager deems reasonable as the estimated cost was anticipated to be \$250,000.
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? (Maintenance, support, or upgrades, if so, please explain).** No.
9. **Period of Performance:** One-time service and to be completed within eighty (80) calendar days after the order is placed for the equipment as specified in RFQ #FMARC-187.

Robert Field

Department Head Signature

Date

Robert Field

Assistant County Executive Officer/EDA

Purchasing Department Comments:

Approve

Approve with Condition/s

Disapprove

Not to exceed: \$ 211,488

One time

Annual Amount through _____

Mark A. C.

11-4-13

14-218

Purchasing Agent

Date

Approval Number

(Reference on Purchasing Documents)