Hem# 5-ZA

City of Carson City Agenda Report

Date Submitted: October 7, 2008 Agenda Date Requested: October 16, 2008

Time Requested: Consent

To: Mayor and Supervisors From: Purchasing & Contracts

Subject Title: Action to determine that Contract No. 0809-121 is a contract for the purchase of personal safety equipment for use by a response agency and any other local government agency, therefore it is not suitable for public bidding pursuant to NRS 332.115 and to approve Contract No. 0809-121 a request for the purchase of Shoring Equipment from L.N. Curtis & Sons for a not to exceed cost of \$102,000.00 to be funded from various accounts (listed below) as provided in FY 2008/2009.

Staff Summary: The City through the Public Works Department and the Fire Department are required to provide for shoring equipment for enclosed spaces such as trenches, underground utility construction, and for emergency rescue in confined spaces as well as other emergency events, such as collapsed buildings. OSHA inspects the City periodically for compliance and reviews the equipment, etc. The Public Works and Fire Departments have been able to secure the required shoring equipment at considerable savings by arranging for purchase of demonstration equipment rather than new equipment at a cost of \$102,000 instead of \$197,000. The cost includes annual training for the departments as long as we own the equipment. The departments work cooperatively together to share the equipment rather than duplicating the equipment in order to reduce overall costs.

Type of Action Requested:	(check one)			
() Resolution	() Ordinance			
(X_) Formal Action/Motion	n () Other (Spec	ify)		
Does This Action Require A Busin	ess Impact Statement:	(_	_) Yes (_X_	_) No

Recommended Board Action: I move to determine that Contract No. 0809-121 is a contract for the purchase of personal safety equipment for use by a response agency and any other local government agency, therefore it is not suitable for public bidding pursuant to NRS 332.115 and to approve Contract No. 0809-121 a request for the purchase of Shoring Equipment from L.N. Curtis & Sons for a not to exceed cost of \$102,000.00 to be funded from various accounts (listed below) as provided in FY 2008/2009.

Explanation for Recommended Board Action: Pursuant to NRS 332.115 subsection 3 (a), staff is requesting the Board of Supervisors declare that the contract is not adapted to award by competitive bidding.

NRS 332.115 Contracts not adapted to award by competitive bidding; purchase of equipment by local law enforcement agency, response agency or other local governmental agency; purchase of goods commonly used by hospital.

- 1. Contracts which by their nature are not adapted to award by competitive bidding, including contracts for:
 - (a) Items which may only be contracted from a sole source;
 - (b) Professional services;
- (c) Additions to and repairs and maintenance of equipment which may be more efficiently added to, repaired or maintained by a certain person;
- (d) Equipment which, by reason of the training of the personnel or of an inventory of replacement parts maintained by the local government is compatible with existing equipment;
 - (e) Perishable goods;
 - (f) Insurance;
 - (g) Hardware and associated peripheral equipment and devices for computers;
 - (h) Software for computers;
 - (i) Books, library materials and subscriptions;
- (j) Motor vehicle fuel purchased by a local law enforcement agency for use in an undercover investigation;
- (k) Motor vehicle fuel for use in a vehicle operated by a local law enforcement agency or local fire department if such fuel is not available within the vehicle's assigned service area from a fueling station owned by the State of Nevada or a local government;
- (1) Purchases made with money in a store fund for prisoners in a jail or local detention facility for the provision and maintenance of a canteen for the prisoners;
- (m) Supplies, materials or equipment that are available pursuant to an agreement with a vendor that has entered into an agreement with the General Services Administration or another governmental agency located within or outside this State;
- (n) Items for resale through a retail outlet operated in this State by a local government or the State of Nevada;
- (o) Commercial advertising within a recreational facility operated by a county fair and recreation board;
- (p) Goods or services purchased from organizations or agencies whose primary purpose is the training and employment of persons with disabilities; and
- (q) The design of, and equipment and services associated with, systems of communication, are not subject to the requirements of this chapter for competitive bidding, as determined by the governing body or its authorized representative.
- 2. The purchase of equipment for use by a local law enforcement agency in the course of an undercover investigation is not subject to the requirements of this chapter for competitive bidding, as determined by the governing body or its authorized representative, if:
- (a) The equipment is an electronic or mechanical device which by design is intended to monitor and document in a clandestine manner suspected criminal activity; or
- (b) Purchasing the equipment pursuant to such requirements would limit or compromise the use of such equipment by an agency authorized to conduct such investigations.
- 3. The purchase of personal safety equipment for use by a response agency or any other local governmental agency is not subject to the requirements of this chapter for competitive bidding, as determined by the governing body or its authorized representative, if:

- (a) The personal safety equipment will be used by personnel of the response agency or other local governmental agency in preventing, responding to or providing services of recovery or relief in connection with emergencies, acts of terrorism or other natural or man-made disasters in which the health, safety or welfare of those personnel may be compromised, impaired or otherwise threatened; and
- (b) The cost of the personal safety equipment is comparable to the cost of similar personal safety equipment that is available for purchase by the public.
- 4. The governing body of a hospital required to comply with the provisions of this chapter, or its authorized representative, may purchase goods commonly used by the hospital, under a contract awarded pursuant to <u>NRS 332.065</u>, without additional competitive bidding even if at the time the contract was awarded:
- (a) The vendor supplying such goods to the person awarded the contract was not identified as a supplier to be used by the person awarded the contract; or
- (b) The vendor was identified as a supplier but was not identified as the supplier of such goods.

The governing body of the hospital shall make available for public inspection each such contract and records related to those purchases.

- 5. This section does not prohibit a governing body or its authorized representative from advertising for or requesting bids.
 - 6. As used in this section:
 - (a) "Act of terrorism" has the meaning ascribed to it in NRS 239C.030.
- (b) "Personal safety equipment" means safety equipment that personnel of a response agency or other local governmental agency:
- (1) Use in the course of preventing, responding to or providing services of recovery or relief in connection with emergencies, acts of terrorism or other natural or man-made disasters; or
 - (2) Wear or otherwise carry on a regular basis.

The term includes, without limitation, firearms, boots, bulletproof vests or other types of body armor, protective garments, protective eyewear, gloves, helmets, and any specialized apparatus, equipment or materials approved or recommended by the United States Department of Homeland Security.

(c) "Response agency" means an agency of a local government that provides services related to law enforcement, firefighting, emergency medical care or public safety.

(Added to NRS by 1975, 1538; A 1987, 296, 1484; 1991, 337, 349, 648, 1934, 1935; 1997, 132; 1999, 889, 1684; 2001, 1317; 2003, 620, 2262; 2005, 226, 2554)

Applicable Statue, Code, Policy, Rule or Regulation: NRS 332.115 subsection 3 paragraph (a).

Fiscal Impact: \$102,000.00

Explanation of Impact: If approved the below listed accounts may be decreased by \$102,000.00

Funding Source: Capital Projects 220-0000-430-6501, Water 520-3502-435-0430, Streets 256-

3038-431-7775, Storm Drain 505-3702-437-0309, Sew 6804-441-0460 funds as provided in FY 2008/2009	er 510-3201-434-0430, Landfill 101-
Alternatives: Do not award and provide other direction	n
Supporting Material: Quote from L.N. Curtis & Sons	
Prepared By: Sandy Scott, Purchasing & Contracts Co	ordinator
Reviewed By: (Public Works) (City Manager) (District Attorney) (Finance Director)	Date: 10-7-08 Date: 10-7-08 Date: 10-7-08 Date: 10-7-08
Board Action Taken:	
Motion:	Aye/Nay

(Vote Recorded By)



PURCHASE ORDER #2009-124

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201 N. Carson Street, Suite 3 Carson City, Nevada 89701 (775)887-2133 [Fax](775) 887-2027

VENDOR L.N. Curtis & Sons

1800 Peralta St. Oakland, CA 94607-1603 800-443-3556

VENDOR # 316400

DATE October 2, 2008

GROUP #
CHECK DATE:

SHIP TO Andy Burnham

Public Works Director 3505 Butti Way

Carson City, NV 89701 775-887-2355

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IHEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE ITEMS, AMOUNTS AND STATEMENTS AS HEREIN SET OUT ARE TRUE AND CORRECT PER PURCHASE REQUISITION MADE BY THE PERTINENT CITY DEPARTMENT.

I HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE ITEMS, AMOUNTS AND STATEMENTS AS HEREIN SET OUT ARE TRUE AND CORRECT PER PURCHASE REQUISITION MADE BY THE PERTINENT CITY DEPARTMENT.

APPROVED FOR PURCHASE

APPROVED FOR PAYMENT

L.N.Curtis & sons

TOOLS FOR HEROES®

since 1929

1800 PERALTA ST. OAKLAND, CA 94607-1603

DATE	TERMS	F.O.B.	TOLL FREE	FAX	QUOTATION NO.
09/02/08	NET 30 DAYS	L.N. CURTIS & SONS	800-443-3556	510-839-5325	1158581-00

TO:

CITY OF CARSON CITY F.D. ATTN: CAPT. QUILICI 777 SO. STEWART ST CARSON CITY, NV 89701 This quotation subject to acceptance within 30 days. Shipment contingent upon strikes, fires, accidents or other delays beyond reasonable control for the company.

L.N. Curtis and Sons retains ownership and title to all equipment until fully paid for in legal money of the United States of America.

All prices quoted subject to applicable Federal, State. County or City Taxas and Licenses.

L.N. CURTIS AND SONS

PAUL KURPINSKY

QUANTITY	UNIT	PART NUMBER	DESCRIPTION	UNIT PRICE	TOTAL PRICE
4	EA	22796281 PARA	WALER RAIL KIT 6'	398.00	1592.00
4	EA	22796283 PARA	8' WHALER RAIL	540.00	2160.00
16	EA	22796285 PARA	WHALER STOP BLOCK	104.50	1672.00
4	EA	22796287 PARA	WHALER CONNECTOR	335.00	1340.00
-	EA	22796017 PARA	6" STRUT EXTENSION	113.20	452.80
4	EA	22796017 PARA 22796012 PARA	12" STRUT EXTENSION	123.30	493.20
4 4		22796024 PARA	24' STRUT EXTENSION	158.25	633.00
	EA	22796024 PARA 22796036 PARA	RESCUE STRUT 36" EXT	181.05	724.20
4	EA	22796212 PARA	12"-15" RESCUE STRUT	207.00	828.00
4	EA	22/90212 PAKA	ACME THREAD	207.00	020.00
	ГА	22706206 DADA	18.8"-24.5" RESCUE STRUT	310.00	1240.00
4	EA	22796206 PARA	ACME THREAD	310.00	1240.00
0	ГА	22706200 DADA	RESCUE STRUT "ACME	348.75	2790.00
8	EA	22796200 PARA		340.75	2/90.00
•	-	00700000 DADA	THREAD"	470 E0	057.00
2	EA	22796000 PARA	RESCUE STRUT "LOCK	478.50	957.00
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2	EA	22796002 PARA	RESCUE STRUT "LOCK	567.75	1135.50
_			STROKE"		
2	EA	22796356 PARA	48" EXTENSION	420.75	841.50
2	EA	22796360 PARA	RESCUE STRUT 72"-116"	1007.25	2014.50
48	EA	22796060 PARA	SWIVEL BASE 6" SQ	185.00	8880.00
8	EA	22796092 PARA	ANGLE BASE	139.85	1118.80
4	EA	22796180B PARA	12"X12" SWIV BASE ASSY	317.50	1270.00
2 2	EA	22796170 PARA	SPRING LOADED CON	152.15	304.30
2	EA	22796103 PARA	Dual Deadman	467.50	935.00
			CONTROLLER		
2	EA	22895400 PARA	Pressure regulator	437.00	874.00
	1	0 - 300PSI			
4	EA	890520 PARA	32' YELLOW HOSE	56.00	224.00
4	EA	890521 PARA	32' RED HOSE	56.00	224.00
4	EA	890523 PARA	32' BLUE HOSE	56.00	224.00
4	EA	890525 PARA	32' GREY HOSE	56.00	224.00
4	EA	890524 PARA	32' GREEN HOSE	56.00	224.00
2	EA	890513 PARA	16' HOSE, BLACK	45.50	91.00
ī	EA	890518 PARA	16' HOSE, GRAY	45.50	45.50
ī	ĒA	22887102K PARA	10TON RESCUE AIR CUSHION	7255.00	7255.00
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.. PAUL KURPINSKY

QUANTITY	UNIT	PART NUMBER	DESCRIPTION	UNIT PRICE	TOTAL PRICE
			1- 22887011K CARRYING CASE 1- 22887305 DUAL CONTROLLER 1- 22887400 1" X 20' RED L.P. HOSE 1- 22887401 1" X 20' BLUE L.P. HOSE 1- 22890513 3/8" X 16' BLACK H.P. HOSE		
2	EA	22887310 PARA	1- 22887099K REPAIR KIT SINGLE CUSHION CONTROLER	355.00	710.
1	EA	22887400 PARA	7.25PSI RED 1"X20' LP HOSE	126.65	126.
1	EA	22887401 PARA	W/Q.D. BLUE 1"X20' LP HOSE	126.65	126.
1	EA	890513 PARA	W/Q.D. 16' HOSE, BLACK	46.75	46.
ī	EA	22796530 PARA	MONOPOD/PULLEY KIT ***CONTAINS THE FOLLOWING: (1) 22-796535 CARRYING CASE, MONOPOD PULLEY KIT (1) 22-796540 MONOPOD HEAD/PULLEY (1) 22-796595 TRI-ANCHOR (1) 22-796570 MONOPOD/PULLEY ROOF PLATE (1) 22-796590 MONOPOD/PULLEY ANGLE BASE	3195.00	3195.
1	EA	22796810 PARA	BIPOD CONVERSION KIT INCLUDES THE FOLLOWING: 2 BIPOD BASE PLATES 22796180E 1 BIPOD HEAD 22796820	3495.00	3495.
2 2 2 2 6 4 2 1	EA EA EA EA EA EA	22002350 PARA 22000600 PARA 22000601 PARA 22000625 PARA 22796430 PARA 890490 PARA 890736 PARA 22700351 PARA	10' PIKE POLE W/STUB END 30" HOOLIGAN TOOL 36" HOOLIGAN TOOL PRT RESCUE KIT SHORING HAMMER INLINE RELIEF VALVE "Y" W/ 2-PARATECH CPLGS AND MAXIFORCE NIPPLE BLACK CARGO BIN FOR BASES PROVIDED AT NO CHARGE	97.50 157.25 165.75 782.00 75.65 106.25 65.45	195. 314. 331. 1564. 453. 425. 130.
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PAUL KURPINSKY

QUANTITY	UNIT	PART NUMBER	DESCRIPTION	UNIT PRICE	TOTAL PRICE
1	EA	22700352 PARA	BLACK CARGO BIN FOR BASES 6" PROVIDED AT NO CHARGE	0.00	0.00
88 18	EA EA	22796182A PARA 22796185A PARA	3" STORAGE CLIP (EA) 3.5" CLIP	8.55 9.25	752.40 166.50
4 8 6 4 4	EA EA EA EA EA	22796204 PARA 22796134 PARA 22796136 PARA 22796025 PARA 22890552 PARA 796180C PARA	ACME RESCUE STRUT 4X4 CHANNEL BASE 6X6 CHANNEL BASE QUAD BASE ASSEMBLY 15' RATCHET BELT 12"X12" HINGED BASE W/ EYELETS	593.75 84.15 97.75 156.75 80.75 379.05	2375.00 673.20 586.50 627.00 323.00 1516.20
1 1 1 1 4 16 4 4 1 8 4 4 2 2 58 54 1	EA EA EA EA EA EA EA EA EA	22796342 PARA 22796356 PARA 22796376 PARA 22796862 PARA 22796287 PARA 22796285 PARA 22796281 PARA 22796283 PARA 22796360 PARA 22796720 PARA 22796730 PARA 22796342 PARA 22796342 PARA 22796356 PARA 22796376 PARA 22796182A PARA 22796185A PARA 22796185A PARA	24" EXTENSION 48" EXTENSION 67" EXTENSION RESCUESTRUT BASIC 16 SHORE TRENCH KIT WHALER CONNECTOR WHALER STOP BLOCK WHALER RAIL KIT 6' 8' WHALER RAIL RESCUE STRUT 72"-116" ACME THREAD STRUT MOD ACME THREAD STRUT MOD 24" EXTENSION 48" EXTENSION 67" EXTENSION 3" STORAGE CLIP (EA) 3.5" CLIP BLACK CARGO BIN FOR 12" BASES	332.50 470.25 593.75 19450.00 350.00 110.00 415.00 585.00 1007.25 750.00 905.00 305.00 420.75 625.00 8.10 9.10 0.00	332.50 470.25 593.75 19450.00 1400.00 1760.00 1660.00 2340.00 1007.25 6000.00 3620.00 1220.00 841.50 1250.00 469.80 491.40 0.00
1	EA	22700352 PARA	PROVIDED AT NO CHARGE BY L.N. CURTIS & SONS BLACK CARGO BIN FOR 6" BASES	0.00	0.00
Continued					

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L.N. CURTIS AND SONS

PAUL KURPINSKY

QUANTITY	UNIT	PART NUMBER	DESCRIPTION	UNIT PRICE	TOTAL PRICE
			PROVIDED AT NO CHARGE BY L.N. CURTIS & SONS		
2 2 2	EA EA EA	890525 PARA 890524 PARA 890523 PARA	32' GREY HOSE 32' GREEN HOSE 32' BLUE HOSE	56.00 56.00 56.00	112.00 112.00 112.00
			**THIS DEMONSTRATION EQUIPMENT LISTED ABOVE WAS SHOWN AND DEMONSTRATED FOR CITY OF CARSON CITY PUBLIC WORKS AND CITY OF CARSON CITY FIRE DEPT. ON JULY 29TH 2008.		
			PRICE INCLUDES SHIPPING TO YOUR FACILITY AND INCLUDES ANNUAL TRAINING FOR EACH SHIFT AT CARSON CITY PUBLIC WORKS AND CARSON CITY FIRE DEPT. FROM L.N. CURTIS & SONS AND A PARATECH REPRESENTATIVE		
			THANK YOU FOR THE OPPORTUNITY TO QUOTE		
			Total		102144.40
				-	
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