

MANATEE COUNTY GOVERNMENT
NONCOMPETITIVE INTENT TO AWARD

SUBJECT	Bus stop seats and poles	DATE POSTED	MC <u>7/7/15</u> ✓ SE
PURCHASING REPRESENTATIVE	George Earnest CPPB, Buyer, X 3044 <i>GE</i>	DATE CONTRACT SHALL BE AWARDED	Contingent upon the acceptance of Purchasing Official (14 days)
DEPARTMENT	Public Works, Transit	CONSEQUENCES IF DEFERRED	Inability to maintain a standardized seating system
SOLICITATION	NC #201500287 Task #152283 Valid 7/21/2015	AUTHORIZED BY DATE	George Earnest CPPB, Buyer July 7, 2015 <i>GE</i>

NOTICE OF INTENT TO AWARD

Noncompetitive Request #201500287 notice of Intent to Award to Simme, LLC provide bus stop seating structures for the Manatee County Area Transit (MCAT) system.

ENABLING/REGULATING AUTHORITY

Federal/State law(s), administrative ruling(s), Manatee County Comp Plan/Land Development Code, ordinances, resolutions, policy.

Manatee County Code of Laws, Sections 2-26-40 & 2-26-45

BACKGROUND/DISCUSSION

- ▶ Simme, LLC provides seating structure that match the existing standardized bus stop seating for MCAT. Simme also is able to match the color and branding scheme for bus stop uniformity.
- ▶ Manatee County has decided that it is in the county's best interest to standardize the bus stop seating around the Simme product. Full and fair competition was accomplished in the past to select the Simme seating system.

If a vendor believes this item is not a noncompetitive procurement, Manatee County Purchasing Division requires prospective vendors provide information regarding their ability to supply the commodity or contractual services described prior to the date indicated for "date contract shall be awarded".

ATTACHMENTS (List in order of attached)	• Noncompetitive Procurement Request Form	FUNDING SOURCE (Acct Number & Name)	<input checked="" type="checkbox"/> Funds Verified <input type="checkbox"/> Insufficient Funds
COST	\$29,848.00	AMT/FREQ OF RECURRING COSTS (Attach Fiscal Impact Statement)	None



NC # 201500287

Sole Source/Noncompetitive Purchasing Request

Department: Public Works/Transit Contact: William Steele Ext: 7440

Purchase Request (PR) Number: R061302 Date: 6/24/2015

Description:
(Explain request in detail) Simme-Seats and Poles

Vendor: Simme LLC Phone: 541-338-7993 Cost: \$29,848.00

PART I – SOLE SOURCE PURCHASING (*Sole source purchasing* is defined as the acquisition of commodities or services where there is only one available source for the required commodity or service. Ex: proprietary software or equipment, copyright)

1. Are these commodities or services only available from one single source? Yes No
2. Explain why the commodity/service being requested is the only commodity/service that can meet your needs and why alternatives are unacceptable. Be specific regarding specifications, features, capability, compatibility, etc.
3. Why is this vendor the only source from which to make this purchase? Describe efforts made to verify this information. (Attach sole source letter from vendor as documentation)
4. Explain the consequence to the County or its taxpayers, including a dollar amount of the financial impact, if the sole source purchase is not approved.

NOTE: In any case where the County seeks to purchase from a sole source materials for the construction, modification, alteration or repair of any county-owned facility, the Board of County Commission must first make the written findings required by Florida Statutes, Section 255.04.

PART II – NONCOMPETITIVE PURCHASING (*Noncompetitive purchasing* is defined as the acquisition of commodities or services from a unique source or provider based upon particular skills and expertise (Ex: standardization, warranty, compatibility) where other competitive sources may be available; or upon a determination that the likely, non-speculative cost of obtaining competitive quotes would exceed any potential savings and benefit to the County.)

1. ***Explain why the commodity/service being requested is the only commodity/service that can meet your needs and why alternatives are unacceptable. Be specific regarding specifications, features, capability, compatibility, etc.***

Although there are like seating available from other companies, no others meet our specification. Therefore, an "apples to apples" quote can not be received. These Simme-Seats will be mounted directly to the sidewalk concrete where no right of way is available to construct a proper bench pad. They are designed to allow enough area around them to comply with ADA requirements. This is important for wheel chaired citizens to maneuver unobstructed on public sidewalks.

2. ***Explain the advantages of this noncompetitive purchase on the basis that only one practical source exists. Describe the efforts made to verify this information. (Attach manufacturers or distributorships letter as documentation)***

Simme LLC is the only company that can be found that can produce the particular seating requested in the matching color to go with our new "Branding" color scheme.

3. ***Will this purchase obligate us to a particular vendor for future purchases, either in terms of maintenance or compatibility should the need arise to purchase a 'like' item in the future?***

Yes, since these have to be a certain size, shape and color, we will be obligated to this company until such time another company can produce what is required.

4. ***Describe your efforts to obtain the best price from the vendor and provide any documentation to substantiate your findings. Give the result of the initial offer versus the final offer.***

Best price was obtain by bulk purchase.

5. ***Would you prefer Purchasing to contact vendor for the best price?*** Yes No

6. ***Explain the consequence to the County or its taxpayers, including a dollar amount of the financial impact, if the noncompetitive purchase is not approved.***

If this noncompetitive procurement is not approved, we will have no direct means of providing seating at certain stop locations where no right of way is available for our clients.

I hereby request that a sole source/noncompetitive request be approved for the purchase of the above statement of work, material, equipment, commodity, or service.

William D. Steele
Division Manager's Signature
(up to \$25,000)

William D Steele
Print Name

6-24-15
Date

[Signature]
Department Director's Signature
(Greater than \$25,000)
for Ron Shuffater

Chad A. Butzow
Print Name

6/25/15
Date

FOR PURCHASING DIVISION USE:

Posting: Categories Three and Four require an electronic posting for a minimum of five (5) business days. Category Five requires BCC approval and will be posted via board agenda for a minimum of seven (7) calendar days prior to board meeting.

Sole Source:

Posting: Category Three requires an electronic posting for a minimum of five (5) business days prior to award. Categories Four and Five require BCC approval and will be posted via board agenda for a minimum of seven (7) calendar days prior to board meeting.

Noncompetitive:

Reviewed and Approved by:

George Earnest George Earnest 7-1-15
Buyer Name / Date
(up to \$100,000)

Contracts/Buyer Manager / Date
(up to \$250,000)

Purchasing Official / Date
(Greater than \$250,000)