

County Connection

INTER OFFICE MEMO

To: Board of Directors

Date: December 11, 2018

From: J. Scott Mitchell
Chief Operating Officer

Reviewed by:

SUBJECT: Emergency Procurement for Upgrade and Replacement of Existing Fire Alarm System

BACKGROUND:

The current fire alarm system at County Connection is the system that was installed when County Connection was built. This fire alarm system has provided County Connection with many years of service. The manufacturer no longer supports the existing panels making parts difficult to acquire to support the existing system.

SUMMARY OF ISSUES:

In October 2018, Johnson Controls gave us recommendations after they had done the annual fire alarm inspection. John Controls informed County Connection that, "Deficiencies/impairments in our fire alarm system can result in unintended operation or failure of the system to operate." They strongly recommend immediate correction.

County Connection has a quotation from Johnson Controls in the amount of \$179,600 for upgrading and replacing the fire alarm system at County Connection. This project would include replacing all fire panels, horns, lights, pull stations, and wiring throughout the property. As a member of NJPA (National Joint Powers Alliance), we are able to utilize the competitive bid of a Johnson Controls system that will meet County Connection's needs.

OPTION 1:

The A&F Committee recommend that the County Connection Board of Directors authorize the General Manager to enter into a contract with Johnson Controls for the upgrade and replacement of our existing fire alarm system.

OPTION 2:

Have On-Call Engineering Service develop a technical specification to replace the fire monitoring system, then go out to bid.

FINANCIAL IMPLICATIONS: County Connection has approved Grant funds available for this project:

Prop 1B: \$179,600

RECOMMENDATIONS:

The A&F Committee recommend that the Board of Directors adopt a Resolution authorizing the General Manager to enter into a contract with Johnson Controls for the upgrade and replacement of the fire alarm system.

ACTION REQUESTED:

The A&F Committee recommend that the Board of Directors at its December 20, 2018, meeting, adopt a Resolution authorizing the General Manager to enter into a contract with Johnson Controls for the upgrade and replacement of the fire alarm system.

RESOLUTION NO. 2019-013

**BOARD OF DIRECTORS, CENTRAL CONTRA COSTA TRANSIT AUTHORITY
STATE OF CALIFORNIA**

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**DECLARING AN EMERGENCY WITH REGARD TO THE CONDITION OF THE FIRE ALARM SYSTEM,
AND AWARDING AN EMERGENCY CONTRACT FOR UPGRADING AND REPLACING THE FIRE
ALARM SYSTEM TO JOHNSON CONTROLS AT A TOTAL COST OF \$179,600**

WHEREAS, the County of Contra Costa and the Cities of Clayton, Concord, the Town of Danville, Lafayette, Martinez, the Town of Moraga, Orinda, Pleasant Hill, San Ramon and Walnut Creek (hereinafter "Member Jurisdictions") have formed the Central Contra Costa Transit Authority ("CCCTA"), a joint exercise of powers agency created under California Government Code Section 6500 *et seq.*, for the joint exercise of certain powers to provide coordinated and integrated public transportation services within the area of its Member Jurisdictions;

WHEREAS, the current fire alarm system at County Connection is the system that was installed when County Connection was built, which system has provided County Connection with many years of service;

WHEREAS, County Connection received a letter from Johnson Controls, following a system inspection, stating that the system has a number of deficiencies and impairments that can result in failure of the system to properly operate and recommending immediate correction;

WHEREAS, California Public Contract Code Section 1102 defines an emergency as "a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property or essential public services";

WHEREAS, California Public Contract code Section 22050 authorizes County Connection to repair and take other immediate actions required to address an emergency, and requires that findings based on substantial evidence must be made that the emergency will not permit delay resulting from a competitive solicitation of bids and that the action is necessary to respond to the emergency, by a four-fifths vote of the Board of Directors; and

WHEREAS, following the discovered deficiencies in the fire alarm system, County Connection staff solicited a quote from Johnson Controls, using the NJPA (National Joint Powers Alliance) cooperative purchasing vehicle, and determined said quote to be fair and reasonable; and

WHEREAS, the A&F Committee recommends that the Board of Directors declare an emergency with regard to the condition of the fire alarm system and award a contract to Johnson Controls for the project in an amount not to exceed \$179,600.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby:

- 1) Declares an emergency exists with regard to the condition of the fire alarm system, and finds that said emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency;
- 2) Awards a contract to Johnson Controls for the project in an amount not to exceed \$179,600; and
- 3) Authorizes the General Manager, or his designee, to execute a contract on behalf of County Connection with Johnson Controls in a form approved by legal counsel, provided that the General Manager reports on the project to the Board at each monthly Board meeting until the emergency situation is resolved, with a final report to be made at the first Board meeting after the emergency is resolved.

Regularly passed and adopted this 20th day of December, 2018, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Sue Noack, Chair, Board of Directors

ATTEST:

Lathina Hill, Clerk to the Board