

ORDINANCE No. 186528

Authorize a sole source agreement with SeaWestern, Inc., for the purchase of individual facepieces for firefighter self-contained breathing apparatus (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. On July 25, 2012, City Council passed Ordinance 185519, authorizing Portland Fire & Rescue (PF&R) to apply for the 2012 Assistance to Firefighter Grant (AFG) for the purchase of individual facepieces for firefighters Self-Contained Breathing Apparatus (SCBA).
2. On May 31, 2013, the Federal Emergency Management Agency notified PF&R that it was awarded, \$518,240 through the 2012 AFG, for the purchase of SCBA facepieces. The grant required a match of \$129,560, for a total project amount of \$647,800.
3. On July 17, 2013, City Council passed Ordinance 186161, accepting the AFG award.
4. City of Portland Code 5.33.120 authorizes the City to award a contract without competition as a Sole Source Procurement based on written findings that support the conclusion that the Goods and Services are available from only one source.
5. On September 30, 2013, pursuant to City Code 5.33.120.C public notice was posted on Procurement's eBid site with a written determination that the Mine Safety Appliances Company (MSA) Self-Contained Breathing Apparatus facepieces, including Heads-Up Display is available from only one source, SeaWestern, Inc. The seven (7) day protest period passed with no comments or protests received. PF&R currently uses MSA SCBAs, including facepiece.
6. Efficient utilization of existing equipment requires the acquisition of compatible equipment.
7. MSA has authorized SeaWestern, Inc., as its sole supplier of SCBA and parts in the State of Oregon.
8. PF&R needs to purchase 747 SCBA facepieces in order for all firefighters to have the increased protection of individually assigned facepieces. The total purchase price will be \$720,644.
9. This is a sole source contract and the competitive requirements of PCC 5.33.120(A) and the Goods and Services Manual are being waived.
10. The estimated cost is not to exceed \$720,644. \$518,240 will be covered by the AFG grant. Funds are available in the PF&R Stations Operations FY2013-14 Budget for the match and additional costs.

11. PF&R seeks the Council's authorization to enter into a contract with SeaWestern, Inc. for the purchase of MSA Self-Contained Breathing Apparatus facepieces, including Heads-Up Display, of approximately \$720,644 by adoption of this ordinance.
12. The Purchase Order will contain the following language:
"This order is entirely contingent upon the successful approval by the NIOSH of NFPA 1981, 2013 edition certification of SCBA facepieces AND the full delivery and acceptance of this order by August 31, 2014 by Portland Fire & Rescue in order to meet the 2012 Assistance to Firefighters Grant award requirements.

This purchase order is void if these aforementioned conditions are not met."

NOW, THEREFORE, the council directs:

- a. The Chief Procurement Officer is authorized to enter into the contract on behalf of the City for the purposes identified in Section 1.
- b. The Commissioner and Auditor are hereby authorized to draw and deliver check(s) payable to the successful contractor chargeable to the appropriate authorization and accounting center when demand is presented and approved by the proper authorities.

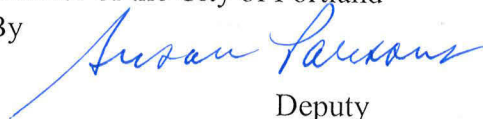
Passed by the Council: APR 16 2014

Commissioner Dan Saltzman
Prepared by: Carol Ann Boucher
Date Prepared: March 13, 2014

LaVonne Griffin-Valade

Auditor of the City of Portland

By



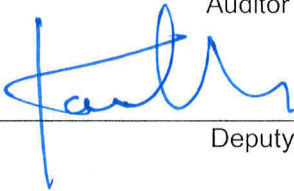
Deputy

325 338

✓146

Agenda No.
ORDINANCE NO. 186528
 Title

Authorize a sole source agreement with SeaWestern, Inc., for the purchase of individual facepieces for firefighter's self-contained breathing apparatus (SCBA) (Ordinance)

<p>INTRODUCED BY Commissioner/Auditor: Commissioner Dan Saltzman</p> <p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p> <p>BUREAU APPROVAL</p> <p>Bureau: Portland Fire & Rescue Bureau Head: Erin A. Janssens, Fire Chief</p> <p>Prepared by: Carol Ann Boucher Date Prepared: 03/13/14</p> <p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date 04/02/14</p>	<p>CLERK USE: DATE FILED APR 04 2014</p> <p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By:  Deputy</p> <p>ACTION TAKEN:</p> <p>APR 09 2014 PASSED TO SECOND READING APR 16 2014 9:30 A.M.</p>
---	--

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p> <p>CONSENT <input checked="" type="checkbox"/></p> <p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	