



# Procurement

## Sole Source Request Form

Sole Source Bidsync #060-C013723-MA-SS

**SECTION II – DEPARTMENT INFORMATION (Complete in its entirety)**

Department: Sheriff-Coroner/Various units		Date: 6/9/2021	
Vendor Name: Intoximeters, Inc.		Sole Source BidSync Number:060-C013723-MA-SS	
<b>Is the above named vendor a retired employee of the County of Orange?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <b>If "Yes", review and Approval is required from CEO Human Resource Services prior to contract execution.</b>			
Contract Term (Dates): 10/17/21-10/16/22	Is Agreement Grant Funded? Funding Source <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Percent Funded:	Proprietary? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Contract Amount \$90,941.00		Is this renewable? If yes, how many years? NO	
Type of Request: <input type="checkbox"/> New <input type="checkbox"/> Multi-Year <input checked="" type="checkbox"/> Renewal <input type="checkbox"/> Amendment <input type="checkbox"/> Increase			
Renewal Year: 10/17/21-10/16/22		Did vendor provide a sole source affidavit? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, please attach	
Board Date: 8/10/21	ASR Number: 21-000532	If not scheduled to go to the Board explain why?	
Does Contract include Non-Standard Language? If yes, explain in detail. NO			
Was Contract Approved by Risk Mgmt.? YES		Was Contract Approved by County Counsel? YES	
Were any exceptions taken? If yes, explain in detail. NO			
<input checked="" type="checkbox"/> DPA certifies that they have read and verified that the information is true and satisfies the sole source requirements listed in the County Contract Policy Manual.			
<input type="checkbox"/> Solicitation Exemption <i>(For purchases with special circumstances, and/or when it is determined to be in the best interest of the County.)</i>			





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**SECTION III – SOLE SOURCE JUSTIFICATION**

- 1. Provide a description of the type of contract to be established.** *(For example: is the contract a commodity, service, human service, public works, or other – please explain.) Attach additional sheet if necessary.*

Commodity/Service - This Contract will provide repairs, parts and accessories for Alcosensor-IV and Alcosensor-VXL portable breath instruments.

- 2. Provide a detailed description of services/commodities and how they will be used within the department. If this is an existing sole source, please provide some history of its origination, Board approvals, etc.** *(This information may be obtained from the scope of work prepared by the County and the vendor's proposal that provides a detailed description of the services/supplies.) Attach additional sheet if necessary.*

Accessories and supplies: Internal parts and mouthpieces designed specifically for Intoximeter's Alcosensor-IV and Alcosensor-VXL Instruments. Vendor will also provide repairs to instruments when said repairs cannot be performed by Department staff.

The current contract MA-060-19011913 was established with a Sole Source.

Prior Board approval

ASR 17-000793 10/17/2017

ASR 19-000755 9/24/2019

- 3. Explain why the recommended vendor is the only one capable of providing the required services and/or commodities.** How did you determine this to be a sole source and what specific steps did you take? Please list all sources that have been contacted and explain in detail why they cannot fulfill the County's requirements. Include vendor affidavit and/or other documentation which supports your sole source. *(Responses will include strong programmatic and technological information that supports the claim that there is only one vendor that can provide the services and/or commodities. Your response will include information pertaining to any research that was conducted to establish that the vendor is a sole source, include information pertaining to discussions with other potential suppliers and why they were no longer being considered by the County.)*

All Items and services are needed for the continued use with the Alcosensor-IV and Alcosensor-VXL instruments for the countywide Portable Evidential Breath Testing (PEBT) program. The PEBT program has been in place for over 15 years. The original instrumentation was initially purchased from this vendor via grant funds provided by the California Office of Traffic Safety (OTS). In the ensuing years three separate grant awards have been provided to purchase, upgrade and replace the instrumentation. These instruments and associated supplies have been obtained through Sole Source, not competitive bid. The primary user of this contract is the Orange County Crime Laboratory who is obligated under the California Code of Regulations, Title 17, to operate, maintain and train law enforcement on the use and maintenance of these instruments. The instruments are manufactured by Intoximeter Inc. to individual customers' specifications. Most of these specifications are state and county specific and are regulated/obligated under Title 17 and California Vehicle Code. The instrument data is uploaded remotely to proprietary software to meet state and Vehicle Code mandates. Intoximeters Inc. is the sole proprietor of these specific instruments.





# OC Procurement

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**4. How does recommended vendor's prices or fees compare to the general market?****Attach quotes for comparable services or supplies.** Attach additional sheet if necessary.

We are unable to obtain comparable services and supplies because Intoximeters Inc.'s software system in the PEBT units is proprietary and custom designed for the Orange County Crime Laboratory.

**5. If the recommended vendor was not available, how would the County accomplish this particular task?**

Attach additional sheet if necessary.

Title 17 of the California Code of Regulations mandates that the Forensic Alcohol Laboratory be responsible for the breath instrumentation used within their jurisdiction. Law enforcement agencies would not be able to use the Alcosensor instruments, maintained by the laboratory. The alternative would be for the county to purchase all new breath testing instruments and enter into a Sole Source contract with the new vendor to supply parts and service.

**6. Please provide vendor history – name change, litigation, judgments, aka, etc. for the last 7 years.** Intoximeters Inc. LLC has had no name changes, litigation, nor judgements for the last 7 years. Per DUNS no litigations found.**7. If vendor is a retired, former employee, has the vendor previously been rehired as a contractor within the last three years?** ☐ Yes ☒ No

If yes, provide explanation/support for hiring the retired, former employee as a vendor and provide contract dates, scope of work, and total amounts paid under each contract.

**8. Explain (in detail) why a request for Solicitation Exemption is needed.** *(Only applicable for Solicitation Exemption)*

Attach additional sheet if necessary.





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#### SECTION IV – AUTHOR/REQUESTOR

Signature: 	Print Name: <b>Bruce Houlihan</b>	Date: <b>6/14/21</b>
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#### SECTION V – CEO Human Resource Services APPROVAL (Review and approval is required when vendor is a Retired, Former Employee.)

Signature:	Print Name:	Date:
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#### SECTION VI – DEPUTY PURCHASING AGENT CONCURRENCE

Signature: 	Print Name: <b>F. Lyle Rossow</b>	Date: <b>6/22/2021</b>
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#### SECTION VII – DEPARTMENT HEAD APPROVAL

Signature: 	Print Name: <b>Bruce Houlihan</b>	Date: <b>6/14/21</b>
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#### SECTION VIII – COUNTY PROCUREMENT OFFICE

Prior to execution of a contract, the County Procurement Officer or designee shall approve All Sole Source requests for Commodities that exceed \$250,000, Capitol Assets and services exceeding \$75,000, and All other Sole Source requests that require Board approval despite the amount. Approvals are obtained electronically through the County's online bidding system.

#### SOLICITATION EXEMPTION – CEO USE ONLY:

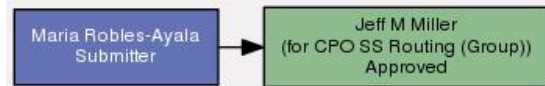
Board of Supervisor Notification Date:			
Comments:			
CPO: <input type="checkbox"/> Approved <input type="checkbox"/> Denied	CFO: <input type="checkbox"/> Approved <input type="checkbox"/> Denied		
CPO Authorized Signature:      Date:		CFO Authorized Signature:      Date:	



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## Release Bid Workflow

Name: Maria Robles-Ayala  
Phone: 714-834-6360  
Email: MMayala@ocsd.org  
Status: Submitter Jun 22, 2021 3:47:45 PM PDT



## Bid Information

## Bid Number:

[060-C013723-MA-SS](#)

## Bid Title:

SS- INTOXIMETERS INC

## Status

## Status:

Approved

[View Workflow History](#)

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Questions? Contact a Periscope Source representative: 800-990-9339 or email: [source-support@periscopeholdings.com](mailto:source-support@periscopeholdings.com)

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