

Bay

OAKLAND CITY COUNCIL

RESOLUTION No. 76144 C.M.S.

RESOLUTION AWARDING A SOLE SOURCE PURCHASE AGREEMENT TO *MINE SAFETY APPLIANCE COMPANY (MSA)* FOR SELF-CONTAINED BREATHING APPARATUS (SCBA) FOR FIREFIGHTING PERSONNEL IN AN AMOUNT NOT TO EXCEED \$671,838.00.

WHEREAS, firefighting personnel are mandated by NFPA, CAL OSHA and the Fire Department to wear self contained breathing apparatus during firefighting emergencies; and has determined that the breathing apparatus does not meet the Department standards and recommends that the Department's personnel be retrofitted with **technologically current and safe breathing apparatus**; and

WHEREAS, The Uniform Committee recommended the Mine Safety Appliance (**MSA**) self-contained breathing apparatus and determined that the MSA brand offered significant advantages over the other brand; and

WHEREAS, The Mine Safety Appliances Company, the manufacturer of the MSA – SCBA has agreed to allow the Oakland **Fire** Department to buy **direct** from the factory and this **direct** purchase will result in approximately \$20,000.00 in savings, and

WHEREAS, This sole source purchase agreement will provide for the purchase of 195 new complete SCBA units that will have a lifetime warranty, 320 spare and reserve cylinders, a quick fill system to refill cylinders on the fire grounds and **345** face pieces that will improve Firefighter communication and visibility and other accessory kits and parts; and

WHEREAS, The MSA Company has agreed to buy the Department's non MSA-SCBA units for \$70,000.00, credit the Department with \$16,000.00 in labor cost for regulator overhaul, provide **free** overhaul repair kits for 15 years and provide free quantitative fit testing for all personnel; and

WHEREAS, MSA has **agreed** for the period ending 12/31/2001 that complete SCBA parts and accessories **can** be purchased at 51% of MSA's published **List** price; and for the period ending 12/31/2007 that replacement cylinders be priced **at** 52% **off** MSA's published list price; and

WHEREAS, The Mine Safety Appliances Company **is** the manufacturer of this product has field employees who are locally based in the Bay area and there are no local businesses who are authorized distributors of this product; **Now Therefore Be It**

RESOLVED, that the City Manager is hereby authorized to execute a purchase agreement with Mine Safety Appliances Company, to purchase breathing apparatus for firefighting **personnel** in an amount not to exceed \$671,838.00; **and Be It**

FURTHER RESOLVED, That the City Council finds and determines, in accordance with Oakland Municipal Code Chapter 2.04.050, Section I, sub-paragraph 2, that it is in the best interest of the City to waive the formal bidding requirements and award this contract to Mine Safety Appliance Company.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 14 2000, 19

PASSED BY THE FOLLOWING VOTE:

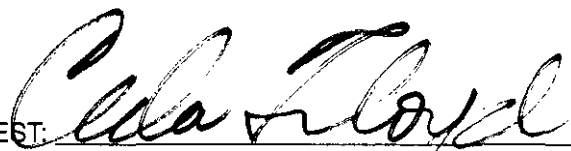
AYES- BRUNNER, CHANG, MILEY, NADEL, REID, ^{WAN}RUSSO, SPEES AND
~~PRESIDENT DE LA FUENTE - 17~~

NOES- *None*

ABSENT- *None*

ABSTENTION- *None*

Excused - De la Fuente - 1

ATTEST: 
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California