

CITY OF OAKLAND
AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2003 NOV 25 AM 9:16

TO: Office of the City Manager
ATTN: Deborah Edgerly
FROM: Fire Department
DATE: December 9, 2003
RE: **A RESOLUTION AUTHORIZING THE CITY MANAGER TO WAIVE THE FORMAL ADVERTISING AND COMPETITIVE BIDDING AND ENTER INTO A CONTRACT WITH BRICKER-MINCOLLA UNIFORMS FOR PROVISION OF FIREFIGHTER TROUSERS AND COATS IN AN AMOUNT NOT TO EXCEED ONE HUNDRED AND THIRTY THOUSAND DOLLARS (\$130,000) FOR THE PERIOD MARCH 1, 2004 THROUGH MARCH 1, 2007 AND AUTHORIZING THE CITY MANAGER TO EXTEND SAID CONTRACT FOR TWO ADDITIONAL YEARS, ONE YEAR AT A TIME, UNTIL MARCH 1, 2009, FOR AN ADDITIONAL ANNUAL EXPENDITURE NOT TO EXCEED FORTY THREE THOUSAND AND THREE HUNDRED AND THIRTY THREE DOLLARS (\$43,333)**

SUMMARY

The Fire Department requests that this report and resolution be approved by the City Council authorizing the City Manager to waive the formal competitive bidding and enter into a contract with Bricker-Mincolla Uniforms to provide ongoing replacement of firefighter trousers and coats in an amount not to exceed \$130,000 for the period of March 1, 2004 through March 1, 2007 and authorizing the City Manager to extend said contract, one year at a time, until March 1, 2009, for an annual expenditure of \$43,333.

FISCAL IMPACT

The proposed contract with Bricker-Mincolla Uniforms has been budgeted in the Fire Department's General Fund budget and will not exceed one hundred and thirty thousand dollars (\$130,000) during the three-year period. The three percent (3%) contract compliance fee has been budgeted in addition to the contract amount in General Fund 1010, Organization Code 20816, Account 5491. One-third of the funds will be encumbered each Fiscal Year in 2003 - 2005 and are available in General Fund 1010, Organization Code 20816, Account 52900.

BACKGROUND

Firefighter protective trousers and coats are mandated by CAL-OSHA and must be worn by all firefighters responding to emergency situations and by new firefighter recruits in the Fire Training Academy.

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The Fechheimer garment has been the required safety uniform for firefighters over the last six and a half years. Several years ago, the Oakland Fire Department Safety Clothing committee evaluated various products on the market and determined that the Flying Cross clothing garments, manufacturers of safety clothing, met the department's safety requirements and specifications. Since that time, the Safety Clothing committee has looked at various alternatives and has concluded that the Flying Cross clothing garments continue to be the best option for firefighting protective trousers and coats.

Bricker-Mincolla Uniforms, an Oakland based vendor, is the sole distributor of the Flying Cross clothing brand and has proprietary rights to the Fechheimer product. Additionally, the Flying Cross brand of clothing complies with the specifications mandated by CAL-OSHA.

KEY ISSUES AND IMPACTS

The Flying Cross brand of clothing, a product of Fechheimer is distributed by one Oakland based vendor, Bricker-Mincolla Uniforms. This vendor has been providing satisfactory services to the Oakland Fire Department for many years. The firefighter protective trousers and coats manufactured by Flying Cross continue to be the best possible solution for the Oakland Fire Department. The garments meet CAL-OHSA standards for safety and the costs remain competitive with other garments of similar quality and craftsmanship.

SUSTAINABLE OPPORTUNITIES

Economic- The purchase of the appropriate safety clothing will ensure the safety and well being of the sworn personnel during work hours and during emergencies. This will assist in reducing work related injuries. Additionally, the vendor selected is based in Oakland and has been an established business in Oakland for numerous years. Purchasing from a local vendor supports the "Shop and Buy Oakland" goals.

Environmental- There are no direct environmental opportunities identified at this time, as a result of this process and purchasing transaction.

Social Equity- There are no social equity opportunities associated with this report or purchasing transaction.

DISABILITY AND SENIOR CITIZEN ACCESS

The approval of the required safety clothing distributed by Bricker-Mincolla Uniforms will ensure the Oakland Fire Department's emergency response personnel have the appropriate safety clothing to respond to emergencies within the Oakland community, which includes senior citizens and the disabled.

ACTION REQUESTED OF THE CITY COUNCIL

Bricker-Mincolla Uniforms is the only authorized licensed distributor of the Flying Cross brand of protective clothing in Northern California.

Therefore, staff recommends that City Council approve the resolution authorizing the City Manager to waive the formal competitive bidding and enter into a contract with Bricker-Mincolla Uniforms of Oakland to provide firefighter trousers and coats in an amount not to exceed \$130,000 for the period March 1, 2004 through March 1, 2007 and authorize the City Manager to extend said contract, one year at a time, until March 1, 2009 for a total annual expenditure of \$43,333.

Respectfully submitted,



GERALD A. SIMON
Chief, Fire Department

Prepared by:

Renee A. Domingo,
Human Resources/Special Projects Manager

APPROVED FOR FORWARDING TO THE
PUBLIC SAFETY COMMITTEE:



OFFICE OF THE CITY MANAGER

OFFICE OF THE CITY CLERK
2003 NOV 25 AM 9:16

OAKLAND CITY COUNCIL
RESOLUTION NO. _____ C.M.S.



A RESOLUTION AUTHORIZING THE CITY MANAGER TO WAIVE FORMAL ADVERTISING AND COMPETITIVE BIDDING AND ENTER INTO A CONTRACT WITH BRICKER-MINCOLLA UNIFORMS FOR PROVISION OF FIREFIGHTER TROUSERS AND COATS IN AN AMOUNT NOT TO EXCEED ONE HUNDRED AND THIRTY THOUSAND DOLLARS (\$130,000) FOR THE PERIOD MARCH 1, 2004 THROUGH MARCH 1, 2007 AND AUTHORIZING CITY MANAGER TO EXTEND SAID CONTRACT FOR TWO ADDITIONAL YEARS, ONE YEAR AT A TIME, UNTIL MARCH 1, 2009, FOR AN ADDITIONAL ANNUAL EXPENDITURE NOT TO EXCEED FORTY THREE THOUSAND THREE HUNDRED THIRTY THREE DOLLARS (\$43,333)

WHEREAS, firefighter protective clothing is mandated by CAL-OSHA to ensure a basic level of safety and protection for firefighting personnel; and

WHEREAS, the Fire Department determined through staff research and usage that the Flying Cross brand of firefighting trousers and coats provide a greater level of protection and safety than most other brands and offers specific patented items and qualities that are not present in other brands; and

WHEREAS, Bricker-Mincolla Uniforms is the only Northern California distributor of the Flying Cross clothing brand and has proprietary rights to the Fechheimer product; now, therefore, be it

RESOLVED, that the City Council finds and determines, in accordance with Oakland Municipal Code Chapter 2.04.050, Section I, subparagraph 5, that it is in the best interests of the City to waive the formal bidding requirements and award the contract to Bricker Mincolla Uniform; and, be it

FURTHER RESOLVED, that the City Manager is authorized execute a contract with Bricker Mincolla Uniforms for firefighter trousers and coats for OFD personnel, for the period March 1, 2004 through March 1, 2007, in an amount not to exceed a total expenditure of one hundred and thirty thousand dollars (\$130,000) for said term; and, be it

FURTHER RESOLVED, that the City Manager may elect to extend all or parts of this contract one year at a time after March 1, 2007, with terms and conditions remaining the same, in an annual amount not to exceed a total annual expenditure of forty three thousand three hundred and thirty three dollars (\$43,333) per year for a total period of two years thereafter.

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FURTHER RESOLVED: the contracts shall be approved for form and legality by the Office of the City Attorney and a copy placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20____

PASSED BY THE FOLLOWING VOTE:

AYES-BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND PRESIDENT DE LA FUENTE
NOES-
ABSENT-
ABSTENTION-

ATTEST: _____

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

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