

REQUEST FOR BOARD ACTION

HENDERSON COUNTY BOARD OF COMMISSIONERS

MEETING DATE: August 6, 2012

SUBJECT: Light Tower Procurement

PRESENTER: Rocky Hyder

ATTACHMENTS: Yes:

1. Macon County Bid Award, Southeastern Industrial Equipment Quote, Public Notice Advertisement, NCGS 143-129
2. Budget Amendment

SUMMARY OF REQUEST:

Henderson County Emergency Management received a Regional Homeland Security Grant in the amount of \$61,000.00 to purchase 4 mobile generator/light tower units. Henderson County will keep one unit and distribute the remaining three to our neighboring counties of Polk, Transylvania and Buncombe. During research of generator/light tower purchases, staff discovered Macon County conducted a public bid on substantially similar units in June 2012. The Macon bid for nine units resulted in purchase prices which are as good as or better than staff anticipates would be received were a bid for four units alone let. Staff requests the Board consider utilizing the Macon County bid to procure four generator/light towers.

Public notice for waiver of bidding for previously bid contracts was provided in the Hendersonville Tribune on July 26, 2012.

BOARD ACTION REQUESTED:

The Board is requested to approve the purchase of four generator/light towers at \$14,584.00 each (\$58,336.00 total) utilizing a previously bid contract pursuant to NCGS 143-129. The Board is further requested to approve the Budget Amendment for this purchase as presented.

Suggested Motion:

I move the Board waive the bid requirements pursuant to NCGS 143-129 and approve the purchase of four generator/light towers from Southeastern Industrial Equipment. I further move the Board approve the Budget Amendment for this purchase as presented.

Mobile Generator Light Towers for Macon County Emergency Services

Bid No. 4375-04

Opened Monday, 6/4/12 @ 3:00 p.m.

Company	Total Price 9 Units
H&E Equipment Services	\$ 132,514.47
Southeast Industrial Equipment	\$ 130,075.00
South East Generators	\$ 150,560.28



ORIGINAL

Purchase Order

Fiscal Year 2012

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Revisions 000

THIS NUMBER MUST APPEAR ON ALL INVOICES, PACKAGES AND SHIPPING PAPERS

Expiration Date 06/30/2012

Purchase Order # **20121167-000**

0111B

MACON COUNTY COURTHOUSE
5 WEST MAIN STREET
FRANKLIN, NC 28734

Acceptance of this order includes acceptance of all terms, prices, delivery instructions, specifications and conditions stated.

05110

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SOUTHEAST INDUSTRIAL EQUIPMENT INC.
12200 STEELE CREEK RD.
CHARLOTTE, NC 28273

05110

05
MACON COUNTY EMERGENCY MGMT
104 EAST MAIN STREET
FRANKLIN, NC 28734

Vendor Phone Number 704-399-9700		Vendor Fax Number 704-625-9238		Requisition Number 1357		Delivery Reference	
Date Ordered 06/13/2012		Vendor Number 20437		Date Required		Freight Method/Terms	
						Department/Location EMERGENCY SERVICES MANAGEMENT	
Item#	Description/Part No.	Qty	UOM	Unit Price	Extended Price		
1	9 MOBILE GENERATOR LIGHT TOWERS FOR MACON COUNTY EMERGENCY MANAGEMENT. BID NO 4375-04	1.0	Each	\$130,075.00000	\$130,075.00		

THIS INSTRUMENT HAS BEEN PREAUDITED IN THE MANNER REQUIRED BY THE LOCAL GOVERNMENT BUDGET AND FISCAL CONTROL ACT.

Purchase Order Total

\$130,075.00

[Signature]
Finance Officer Signature

VENDOR COPY

Equipment / Capital Item

Sales Quotation

Quality
Value
Service

**SOUTHEAST
INDUSTRIAL
EQUIPMENT INC.**

From

Jeff Fuller
Cell (704) 309 - 1189

Customer #HENDERSON COUNTY EMERGENCY
SERVICES
211 FIRST AVENUE EAST
HENDERSONVILLE, NC. 28792

Terms NET 30

Salesperson JEFF FULLER

DELIVERY WILL BE 6 TO 8 WEEKS

Ship To

SAME AS ABOVE

ROCKY HYDER 828-697-4728

rhyder@hendersoncountync.org

Order #	Delivery Via	Routing
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Item #	Quantity Ordered	Description	Unit Price	Total
	4	NEW MAGNUM MODEL MLT4200 W/20KW 4000 WATT MOBILE LIGHT TOWER,950 CCA BATTERY,LOWER RADIATOR HOSE HEATER,HEATED FUEL FILTER,60/40 COOLANT,ELECTRIC WINCHES,LEVELING BUBBLE,2 EA GFIC DUPLEX20 AM/120 V OUTLETS,3 EA TWISTLOCK 30 AMP/240 V OUTLET,1 EA TWISTLOCK 50 AMP/120/240 V OUTLET,2 EA. OPERATORS MANUALS PER UNIT	\$14,584.00	\$58,336.00 (PRICING DOES NOT INCLUDE ANY APPLICABLE SALES TAX)

Special Notes

	Date	Approval Signature
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**HENDERSON COUNTY
WAIVER OF BID PROCEDURE**

The Henderson County Board of Commissioners will be considering a resolution at their regularly scheduled meeting on August 6, 2012 at 5:30 p.m. for the waiver of bidding procedures on previously bid contracts pursuant to Section 143-129(g) of the North Carolina General Statutes in order to contract with a qualified supplier that has previously completed a public, formal bidding process within the last 12 months for the purchase of generator/light towers.

Rocky Hyder
Emergency Services Director

contract.

- (10) Purchase of used apparatus, supplies, materials, or equipment. For purposes of this subdivision, remanufactured, refabricated or demo apparatus, supplies, materials, or equipment are not included in the exception. A demo item is one that is used for demonstration and is sold by the manufacturer or retailer at a discount.
- (11) Contracts by a public entity with a construction manager at risk executed pursuant to G.S. 143-128.1.
- (12) **(Repealed effective July 1, 2011)** Build-to-suit capital leases with a private developer under G.S. 115C-532.

(f) Repealed by Session Laws 2001-328, s. 1, effective August 2, 2001.

* (g) Waiver of Bidding for Previously Bid Contracts. – When the governing board of any political subdivision of the State, or the person to whom authority has been delegated under subsection (a) of this section, determines that it is in the best interest of the unit, the requirements of this section may be waived for the purchase of apparatus, supplies, materials, or equipment from any person or entity that has, within the previous 12 months, after having completed a public, formal bid process substantially similar to that required by this Article, contracted to furnish the apparatus, supplies, materials, or equipment to:

- (1) The United States of America or any federal agency;
- (2) The State of North Carolina or any agency or political subdivision of the State; or
- (3) Any other state or any agency or political subdivision of that state, if the person or entity is willing to furnish the items at the same or more favorable prices, terms, and conditions as those provided under the contract with the other unit or agency. Notwithstanding any other provision of this section, any purchase made under this subsection shall be approved by the governing body of the purchasing political subdivision of the State at a regularly scheduled meeting of the governing body no fewer than 10 days after publication of notice that a waiver of the bid procedure will be considered in order to contract with a qualified supplier pursuant to this section. Notice may be published in a newspaper having general circulation in the political subdivision or by electronic means, or both. A decision to publish notice solely by electronic means for a particular contract or for all contracts under this subsection shall be approved by the governing board of the political subdivision. Rules issued by the Secretary of Administration pursuant to G.S. 143-49(6) shall apply with respect to participation in State term contracts.

(h) Transportation Authority Purchases. – Notwithstanding any other provision of this section, any board or governing body of any regional public transportation authority, hereafter referred to as a "RPTA," created pursuant to Article 26 of Chapter 160A of the General Statutes, or a regional transportation authority, hereafter referred to as a "RTA," created pursuant to Article 27 of Chapter 160A of the General Statutes, may approve the entering into of any contract for the purchase, lease, or other acquisition of any apparatus, supplies, materials, or equipment without competitive bidding and without meeting the requirements of subsection (b) of this section if the following procurement by competitive proposal (Request for Proposal) method is followed.

The competitive proposal method of procurement is normally conducted with more than one source submitting an offer or proposal. Either a fixed price or cost reimbursement type contract

**LINE-ITEM TRANSFER REQUEST
HENDERSON COUNTY**



Department: Emergency Management

Please make the following line-item transfers:

What expense line-item is to be increased?

Account		Amount
<u>115433-551000</u>	<u>CONTRACTED SERVICES</u>	<u>61,000.00</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

What expense line-item is to be decreased? Or what additional revenue is now expected?

Account	Line-Item Description	Amount
<u>114433-454010</u>	<u>Homeland Security Grant</u>	<u>\$61,000.00</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Justification: *Please provide a brief justification for this line-item transfer request.*
 State Homeland Security Regional Grant to procure 4 generator / light towers for Henderson, Buncombe, Polk and Transylvania Counties.

Rocky D. Hyder
 Authorized by Department Head

7/19/2012
 Date

 Authorized by Budget Office

 Date

 Authorized by County Manager

 Date

For Budget Use Only	
Batch #	_____
BA #	_____
Batch Date	_____