



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL:		GENERAL MANAGER ACTION REQ'D:		
 DATE: 11/21/2019		BOARD INITIATED ITEM: No		
Originator/Prepared by: Edward Moore Dept: System Safety Signature/Date: 1-3-2020	General Counsel 1/3/2020 []	Controller/Treasurer 1/3/2020 []	District Secretary []	BARC 1-3-2020 []

BART Authorization for IFB #9067A Automatic External Defibrillator (AED)

PURPOSE: To request Board authorization to award Invitation for Bid (IFB) Number 9067A, Automated External Defibrillator (AED) Devices to Mithril Enterprises DBA FC Safety.

DISCUSSION:

The District's System Safety Department is currently working on a program to install 46 Automated Defibrillator Devices (AED), Wall Cabinets and Pad Sets at the primary station agent booths at all stations throughout the District. The program calls for the first 21 units to be installed during the first quarter of 2020 at those stations with the heaviest patron traffic. The wall cabinets will be installed by District employees. Following installation of the cabinets and notification of that installation the vendor will have 30 days to deliver the AED devices.

The Contract requires Program Management by the vendor including monthly inspections of the units where they will replace any pads, batteries, wires, or any defective item or unit and provide a monthly report of the inspection results. Monthly service will commence 30 days after AED units are installed at designated stations.

A notice requesting bids was published on July 23, 2019 and sent to three prospective bidders. Bids were opened on September 10, 2019 and two (2) bids were received.

BIDDER

UNIT PRICE

GRAND TOTAL PLUS

9.25% TAX

Mithril Enterprises

\$224,891.12

Baker MedFirst

\$461,111.47

The lowest responsive bidder was Mithril Enterprises for \$224,891.12. The Independent Cost Estimate by BART staff was \$297,160.00. Staff determined that the bid price is fair and reasonable based on previous cost proposals submitted for these types of devices and services.

The District's Non-Discrimination Program for Subcontracting is not applicable to Invitations for Bid. Accordingly, the Office of Civil Rights did not set Minority Business Enterprise (MBE) and Women Business Enterprise (WBE) Availability Percentages for this IFB.

Pursuant to the District's Non-Federal Small Business Program, the Office of Civil Rights set a 5% Small Business Prime Preference for this IFB for Small Businesses certified by the California Department of General Services. The lowest responsive Bidder Mithril Enterprises is a certified Small Business, thus, making it eligible for the Prime Preference. Since the Bidder Mithril Enterprises is the lowest responsive Bidder, and is eligible for the 5% Small Business Prime Preference, the application of the Prime Preference will not alter the award to the Bidder Mithril Enterprises.

FISCAL IMPACT: The subject EDD proposes to purchase 46 AED units along with entering into a 4-year service and maintenance agreement for the purchased unit for an overall 4-year total of \$224,891.12. All AED units will be purchased during FY 2020 with service and maintenance starting 30 days from installation date. Between February 1, 2020 and January 31, 2021, a total of 46 AED units will be purchased and installed at 46 BART stations.

BART personnel will install purchased AED cabinets at the BART stations.

Total funding for this contract in the amount, not to exceed \$224,891.12, is based upon the following totals by year:

FY 2020	\$112,871.12
FY 2021	\$ 37,340.00
FY 2022	\$ 37,340.00
FY2023	\$ 37,340.00

Total cost for FY 2020, which consist of \$77,031.12 for equipment and \$35,840.00 for the annual maintenance, testing and reporting services for all 46 existing BART stations are

included in the operating budget of Department 1303388, Account number 680030 (Non-Inventory Material Purchases) and 681300 (Professional Fees). The Controller/Treasurer certifies that funding is available.

Funding for subsequent years will be included in the proposed annual operating budget of Department 1303388, which is subject to Board approval. This action is not anticipated to have any Fiscal Impact on unprogrammed District reserves in the current Fiscal Year.

Fiscal years 2021, 2022 and 2023 take into account the additions of the Milpitas (\$40,) and Berryessa (\$50) stations.

ALTERNATIVES:

Not purchasing the items will minimize the District's ability to respond to medical emergencies experienced by patrons or employees. The District has experienced situations where it is reasonable to assume employees and patrons lives could have been saved or healthy recovery possible if such devices had been available.

RECOMMENDATION:

On the basis of analysis by staff and, certified by the Controller-Treasurer that the funds are available for this purpose, it is recommended that the Board adopt this motion.

MOTION:

The General Manager is authorized to award IFB #9067A for the Automated External Defibrillator (AED) Devices to Mithril Enterprises DBA, FC Safety for an amount of \$224,891.12, pursuant to notification issued by the General Manager, subject to compliance with the District's Protest Procedure and FTA's requirements related to Protest Procedure.