

## **RESOLUTION NO. 2008-356**

Adopted by the Sacramento City Council

June 5, 2008

### **RATIFICATION FOR PAST PAYMENTS TO JAM SERVICES, INC. (CA 2004-093) FOR PURCHASE OF EIGHTEEN TRAFFIC SIGNAL CONTROLLER CABINETS**

#### **BACKGROUND**

- A. The Department of Transportation, Street Services Division has an ongoing need to purchase traffic signal cabinets. The cabinets are used both for new intersections and for replacement of cabinets that reached the end of their useful life. The original contract (Bid 1919) was advertised and awarded by the City's Procurement Services Division in accordance with City Code 3.56 Purchasing of Supplies and Services, as well as API 1, Policy for Procurement of Supplies and Nonprofessional Services.
- B. The Department of Transportation, Street Services Division, coordinated extensions under the Option Periods with the Contractor, Jam Services. In both, Option Periods One and Two, Jam Services, Incorporated, was open to extending their contractual relationship with the City of Sacramento. Consequently, Street Services Staff initiated a Purchase Order with Procurement Services for the ensuing Option Period(s), with Procurement Services Division approving the request and opening the Purchase Order(s) for the Option Periods. It has been discovered that purchase orders issued under extensions of both Option Periods have not been formally presented to City Council for approval nor has a formal contract modification documenting the extension(s) to the contract, been executed.

At the June 1, 2004 Council meeting, Council approved the following language: "As provided in the bid specifications, it is also recommended that the City Council authorize subsequent purchases of identical units under the same terms and conditions within 3 years of award, providing such purchases have been approved and budgeted by the City Council." The traffic signal cabinets are funded out of the Department's existing budget (Org 15001671), with funds that were specifically budgeted for this purchase. No funds have been spent in excess of what was originally budgeted by Street Services Division. Street Services Division budgeted the overall value of the contract for the base (\$249,225.75) and two, one-year options (\$249,225.75 each) for an overall not-to-exceed value of \$747,677.25. Streets Services Division has spent in excess of the amount authorized (\$249,225.75) \$327,937.13, not including the outstanding invoice of \$66,136.95, bringing the total value of the unauthorized expenditures to \$394,074.08.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1. All past payments made to Jam Services, Incorporated, for traffic signal cabinets are ratified in the amount of \$327,937.13.
- Section 2. Staff is authorized to pay Jam Services, Inc., \$66,136.95 for goods already received.

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Exhibit A Staff Report: Council Meeting June 1, 2004

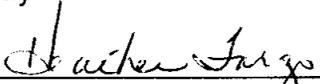
Adopted by the City of Sacramento City Council on June 5, 2008 by the following vote:

Ayes: Councilmembers Fong, Hammond, Pannell, Sheedy, Waters, and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: Councilmembers Cohn, McCarty, and Tretheway

  
\_\_\_\_\_  
Mayor Heather Fargo

Attest:

  
\_\_\_\_\_  
Shirley Concolino, City Clerk



DEPARTMENT OF  
FINANCE

PROCUREMENT SERVICES DIVISION

CITY OF SACRAMENTO  
CALIFORNIA

May 17, 2004

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City Council  
Sacramento, California

Honorable Members in Session

**SUBJECT: ADOPTION OF SPECIFICATIONS AND AWARD OF BID 1919 FOR THE PURCHASE OF EIGHTEEN TRAFFIC SIGNAL CONTROLLER CABINETS IN THE TOTAL AMOUNT OF \$249,225.75**

**LOCATION AND COUNCIL DISTRICT:** Citywide

**RECOMMENDATION:**

Staff recommends that the City Council adopt specifications of Bid No. 1919 and accept the lowest responsible bid received in response to Procurement's solicitation for eighteen traffic signal cabinets. It is recommended that a contract for the purchase of eighteen traffic signal cabinets be awarded to Jam Services, Inc., in the total amount of \$249,225.75.

**CONTACT PERSONS:** Jack Wyscarver, General Supervisor, 433-6314  
Marc Robles, Buyer II, Procurement Services Division, 433-6343

**FOR COUNCIL MEETING:** June 1, 2004

**SUMMARY:**

Attached is a tabulation of sealed bids received by the City Clerk for furnishing equipment in accordance with the specifications used in the bidding process and recommendation for award of Bid No. 1919 for eighteen traffic signal cabinets, in the total amount of \$249,225.75.

**BACKGROUND:**

The Street Services Division of the Department of Transportation has a requirement for the purchase of eighteen traffic signal cabinets. These cabinets will be used for both new intersections and for replacement of equipment that have reached the end of their useful life. Staff requests that the City Council accept the results of Bid No. 1919 for the purchase of eighteen traffic signal cabinets and award a contract to Jam Services, Inc., 7650 Hawthorne Pl., Suite 2, Livermore, CA, in the amount of \$249,225.75.

The contract also includes the option to be renewed annually for up to two additional years.

**FINANCIAL CONSIDERATIONS:**

Funding for the purchase of eighteen traffic signal cabinets will be split among multiple C.I.P. funds from various departments throughout the City.

**ENVIRONMENTAL CONSIDERATIONS:**

The current project has been determined to be exempt from the requirements of the California Environmental Quality Act (CEQA), under Section 15061(b)(3), which states that CEQA applies only to projects which have the potential for causing a significant effect on the environment. The current proposal involves only the purchase of eighteen traffic signal cabinets. Therefore, it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

**POLICY CONSIDERATIONS:**

This recommendation is consistent with the requirements for competitive bidding as detailed in Chapter 3.56 of the Sacramento City Code.

**ESBE CONSIDERATIONS:**

Solicitations for bid were sent to six vendors, one of which is certified as a small or emerging business enterprise. However, the low bidder, Jam Services, Inc., is not certified as a small business by the City of Sacramento Office of Small Business Development.

Respectfully Submitted,



Chris Stewart  
Procurement Services Manager

**RECOMMENDATION APPROVED:**



ROBERT P. THOMAS  
City Manager

1 Attachment

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1) Bid Tabulation Sheet, page 3

**BID TABULATION SHEET FOR BID NO. 1919  
TRAFFIC SIGNAL CONTROLLER CABINETS**

Bidder	Total Amount Bid (including sales tax)	5% E/SBE Preference	City Tax Preference	Prompt Payment Discount	Evaluation Total
Econolite Control Products, Inc.	\$273,178.58	None	None	None	\$273,178.58
<b>Jam Services, Inc.</b>	<b>\$249,225.75</b>	<b>None</b>	<b>None</b>	<b>None</b>	<b>\$249,225.75</b>
Synchronex	\$253,104.75	None	None	None	\$253,104.75
Traffic Parts, Inc. (1)	\$191,137.73	None	None	None	\$191,137.73

Award of Contract To: **Jam Services, Inc.**  
**7650 Hawthorne Pl., Ste. 2**  
**Livermore, CA 94550**

**Original Estimated Cost: \$180,000.00**  
**Total Bid Amount: \$249,225.75 (includes sales tax)**

**Total Amount of Contract: \$249,225.75 (2)**

**Using Department:** Transportation

**Bid Due Date:** March 10, 2004

Total No. of Bids Solicited	6	No. of E/SBE Bids Solicited	1	No. of E/SBE Responses	0	Award to E/SBE Vendor?	No
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(1) The bid submitted by Traffic Parts, Inc. was non-responsive.

(2) As provided in the bid specifications, it is also recommended that the City Council authorize subsequent purchases of identical units under the same terms and conditions within 3 years of award, providing such purchases have been approved and budgeted by the City Council.