ATTACHMENT A
SOLE SOURCE FACILITY JUSTIFICATION TRANSMITTAL

Public Contract Code section 3400 provides, in pertinent part, that:

"(a) The Legislature finds and declares that it is the intent of this section to encourage contractors and manufacturers to develop and implement new and ingenious materials, products, and services that function as well, in all essential respects, as materials, products, and services that are required by a contract, but at a lower cost to taxpayers.

(b) No agency of the state, nor any political subdivision, municipal corporation, or district, nor any public officer or person charged with the letting of contracts for the construction, alteration, or repair of public works, shall draft or cause to be drafted specifications for bids, in connection with the construction, alteration, or repair of public works, (1) in a manner that limits the bidding, directly or indirectly, to any one specific concern, or (2) calling for a designated material, product, thing, or service by specific brand or trade name unless the specification is followed by the words "or equal" so that bidders may furnish any equal material, product, thing, or service. In applying this section, the specifying agency shall, if aware of an equal product manufactured in this state, name that product in the specification. Specifications shall provide a period of time prior to or after, or prior to and after, the award of the contract for submission of data substantiating a request for a substitution of "an equal" item. If no time period is specified, data may be submitted any time within 35 days after the award of the contract.

(c) Subdivision (b) is not applicable if the awarding authority, or its designee, makes a finding that is described in the invitation for bids or request for proposals that a particular material, product, thing, or service is designated by specific brand or trade name for any of the following purposes:

(2) In order to match other products in use on a particular public improvement either completed or in the course of completion."

Innovation Wireless Clock

This is a sole source procurement because:

- ☐ This is a sole provider of items compatible with existing equipment or systems.
- ☑ This is a sole provider of items compatible with existing equipment or systems.
- ☐ This is a sole provider of factory-authorized warranty service.
- ☐ This is a sole provider of goods or services that perform a unique function in order to meet the specialized needs of the District. Please provide specific detail below.

  The Innovation Wireless Clocks are needed for consistency and capability with on hand parts inventory.

- ☑ There are overriding circumstances which negate the benefit of compliance with applicable code and District policy regarding competitive bidding processes. Below are specific details below as to what those circumstances are, and why this sole source procurement would be in the best interest of the District.

  This brand of wireless clock has been in use for over 3 years and is directly compatible with the District's clock transmitters on each of the campuses. Replacement of the wireless clocks would impact clock's ability for the

clock to get update from the campus transmitter. The risk factors and challenges stated below present overriding circumstances which would negate the benefit that any competitive bid could offer:

- Risk of campus clocks not in sync with each other.
- Cost to replace all existing clocks and campus transmitters.
- Potential for clocks not being able to communicate with campus transmitters for updates.

This is a restricted brand or trade name, and no substitutions are allowed because:

☑ The requested product is an integral repair part or accessory compatible with existing campus clock transmitters.

Existing Equipment/System: Innovation
Manufacturer/Model Number: Innovation, Model #632402

☑ The District has standardized on the requested product, and use of another brand/model would require considerable time and funding to evaluate or implement. Please provide details below:

The need for consistency and capability with on hard parts inventory at MCC Campus sites. This brand wireless clock transmitter has been in use at the district for three (3) years and is directly compatible with the campus clock transmitters. The use of other types of wireless clocks would require replacement transmitters at each campus at additional cost.

Supplier or Contractor Information:

Innovation Wireless
5306 Beethoven Street, Suite 101
Los Angeles, CA 90066
(888) 559-5565

RECOMMENDATION

Sufficient evidence has been provided upon which the Board can find that the exception found in Public Contract Code section 3400 (c) (2) applies to the identified product(s). Approve a finding to authorize use of the above stated exception for Wireless Clock in the MiraCosta Design Standards Manual for all the projects in the MM program. Require that said finding be included in all pertinent bid/proposal documents for those projects where such product(s) will be used.

SIGNATURE:

Tom Macias, Facilities Director — **Date** 9/14/18

Geoff Bachanas, PMO Director — **Date** 9/13/18

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ATTACHMENT B
SOLE SOURCE ARCHITECT/ENGINEERING JUSTIFICATION SUMMARY REPORT TRANSMITTAL

September 1, 2018

Re: Innovation Wireless Clocks

Within the Design & Construction Standards MiraCosta CCD has identified or designed various proprietary systems or products that meet specific District performance requirements, allow for seamless integration into existing systems, provide ease of maintenance, and afford a lower total cost of ownership. In these instances, the District is requesting that these systems and products shall be provided without substitution. The following Specification Section 27 53 13 is one that meets these special requirements.

Our experience working with other Colleges and Universities shows that single sources for some materials, products, equipment, and systems is a common approach to achieving best value.

We have reviewed the facility justification transmittal for the above-referenced item and believe that the District's sole-sourcing of this specification section meets the requirements for District's benefit as described above.

Sincerely,

Joe Sion
Associate Principal/Senior Manager

523 W 6th Street #245
Los Angeles CA 90014

Innovation WIRELESS

Synchronized Time & Communication Systems

Digital Display LED Clocks

With an innovative design, these easy to install LED Display Clocks, viewable up to 200 feet away offer a high level of performance, quality, and reliability. The perfect solution for satisfying Digital Clock needs in all types of facilities.

KRONO SYNC

Features:

- Highly Visible LED Display
- AM/PM Indicator
- Alternating Time and Date (self adjustable)
- 12/24 hr. Display Format
- Adjustable Brightness (dimming)
- 120/24 VAC
- Automatically Adjusts for DST
- Maintenance Free

Clock Styles

4" (10.16cm) 4 Digit White LED

2.5" (6.35cm) 6 Digit Red LED

4" (10.16cm) 4 Digit White LED

Digital Display Dual Ceiling Mount

2.5" (6.35cm) 4 Digit Red LED, 120 VAC	Part # 632417
2.5" (6.35cm) 4 Digit Red LED, 24 VAC	Part # 631417
2.5" (6.35cm) 4 Digit White LED,120 VAC	Part # 632412
2.5" (6.35cm) 4 Digit White LED, 24 VAC	Part # 631412
2.5" (6.35cm) 6 Digit Red LED, 120 VAC	Part # 632317
2.5" (6.35cm) 6 Digit Red LED, 24 VAC	Part # 631317
2.5" (6.35cm) 6 Digit White LED, 120 VAC	Part # 632312
2.5" (6.35cm) 6 Digit White LED, 24 VAC	Part # 631312
4" (10.16cm) 4 Digit Red LED, 120 VAC	Part # 642317
4" (10.16cm) 4 Digit Red LED, 24 VAC	Part # 641317
4" (10.16cm) 4 Digit White LED, 120 VAC	Part # 642312
4" (10.16cm) 4 Digit White LED, 24 VAC	Part # 641312

2.5" (6.35cm) 6 Digit Red LED

4" 4 Digit White LED

2.5" 6 Digit Red LED

Digital Display Single Sided

2.5" (6.35cm) 4 Digit Red LED, 120 VAC	Part # 632407
2.5" (6.35cm) 4 Digit Red LED, 24 VAC	Part # 631407
2.5" (6.35cm) 4 Digit White LED, 120 VAC	Part # 632402
2.5" (6.35cm) 4 Digit White LED, 24 VAC	Part # 631402
2.5" (6.35cm) 6 Digit Red LED, 120 VAC	Part # 632307
2.5" (6.35cm) 6 Digit Red LED, 24 VAC	Part # 631307
2.5" (6.35cm) 6 Digit White LED, 120 VAC	Part # 632302
2.5" (6.35cm) 6 Digit White LED, 24 VAC	Part # 631302
4" (10.16cm) 4 Digit Red LED, 120 VAC	Part # 642307
4" (10.16cm) 4 Digit Red LED, 24 VAC	Part # 641307
4" (10.16cm) 4 Digit White LED, 120 VAC	Part # 642302
4" (10.16cm) 4 Digit White LED, 24 VAC	Part # 641302

Digital Display Dual Sided Wall Mount

2.5" (6.35cm) 4 Digit Red LED, 120 VAC	Part # 632427
2.5" (6.35cm) 4 Digit Red LED, 24 VAC	Part # 631427
2.5" (6.35cm) 4 Digit White LED,120 VAC	Part # 632422
2.5" (6.35cm) 4 Digit White LED, 24 VAC	Part # 631422
2.5" (6.35cm) 6 Digit Red LED, 120 VAC	Part # 632327
2.5" (6.35cm) 6 Digit Red LED, 24 VAC	Part # 631327
2.5" (6.35cm) 6 Digit White LED, 120 VAC	Part # 632322
2.5" (6.35cm) 6 Digit White LED, 24 VAC	Part # 631322
4" (10.16cm) 4 Digit Red LED, 120 VAC	Part # 642327
4" (10.16cm) 4 Digit Red LED, 24 VAC	Part # 641327
4" (10.16cm) 4 Digit White LED, 120 VAC	Part # 642322
4" (10.16cm) 4 Digit White LED, 24 VAC	Part # 641322

Digital Display Clock Specifications

2.5" (6.35cm) 4 and 6 Digit LED Display

- Sleek, Contoured Style
- Highly Visible LED Display
- Alternating Time and Date (self adjustable)
- 12/24 hr. Display Format
- Adjustable Brightness (dimming)
- 120 VAC or 24 VAC w/ 6 foot AC Adaptor
- Operating Temperature Range: 32°-122° F/-10° C - 50° C
- Storage Temperature Range: 14°-140° F/-10° C - 60° C
- Max Current Draw at 120V: 100mA

Side Mount - Front View

Ceiling Mount - Front View

Back View

4" (10.16cm) 4 Digit LED Display

Side Mount - Front View

Ceiling Mount - Front View

Back View