Exhibit A-6
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."

Ford/A.Y. McDonald Ball Valve Curb Stops

This is a sole source procurement because:

- ☐ This is a sole provider of a licensed, copyrighted or patented good or service.
- ☐ 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 Ford /A.Y McDonald Ball Valve Curb Stops are used to provide the utility with a valve to stop water flor for both temporary and permanent purposes. These ball valve curb stops comes with a TFE or fluorocarbon coated brass ball which helps to eliminate corrosion and electrolysis associates with common plug type curb stops. Ball Valve Curb Stops allow only 90 degree rotation of the ball, one piece cap and stem. Double Buna-N stem and O-rings assure permanent water tight seal at the top. TFE or Fluorocarbon Coasted Brass Ball provides maximum flow capacity and ease of turning. Two Buna-N seals provide positive shut-off in either direction. Heavy cast bronze body, end piece is epoxied into body to assure water tight seal.

☑ There are overriding circumstances upon which the Board can find that the exception found in Public Contract Code section 3400 (c) (2) applies to the identified product(s). Please provide specific detail below as to what those circumstances are, and why this sole source procurement would be in the best interest of the District.

The District standardized the Ford and/or A.Y McDonald Curb Stops in 2017. The risk factors and challenges stated below present overriding circumstances which would negate the benefit that any competitive bid could offer:

- New and improved handle prevents freezing and breaking in the field.
- Inferior product handles freeze and break, resulting in the device being unserviceable until it is replaced.
- Materials used on these curb stops helps to eliminate corrosion and electrolysis.
- Utilize the same services key for all curb stops located throughout the three (3) District campuses
- The ball valves are individually inspected and tested for leaks by air pressure under water.

What steps were taken to verify that these goods or services are not available elsewhere?

The District's grounds staff through research and discussions with other Districts has learned that all local water District in San Diego County utilize the Ford and/or A.Y. McDonald ball valve curb stops. After years of purchasing a less expensive make and model curb stop, the District's ground crew has determined that other brands' handle design is significantly flawed.

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 equipment or systems.

Existing Equipment/System: Service Brass G-4, Ball Valve Curb Stop
Manufacturer/Model Number: Ford Meter Box Co./A.Y. McDonald
Product #s47280, 47930, 48410, 48670 and 49080

☑ 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 additional detail below.

The District has standardized on these two brands and use of other brands for new buildings would result in higher repair and replacement costs due to faulty handle design.
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Supplier or Contractor Information:

A.Y. McDonald
P.O. Box 508
Dubuque, IA 52004-0508

(800) 292-2737

Ford Meter Box Co., Inc.
775 Manchester Avenue
Wabash, IN 46992-0443

(260) 563-3171

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 Ford/A.Y. McDonald Ball Valve Curb Stops 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** 4/23/19

Geoff Bachanas, PMO Director — **Date** 4/23/19

steinberg hart

Exhibit B-6
SOLE SOURCE ARCHITECT/ENGINEERING JUSTIFICATION SUMMARY REPORT TRANSMITTAL

Steinberg Hart
125 S Market Street, Suite 110
San Jose, CA 95113

September 1, 2018

Re: Ball Valve Curb Stops

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 22 05 23 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,
Steinberg Hart

Rob Barthelman
Principal

Service Brass G-4

Ball Valve Curb Stops

What Is A Curb Stop? How and Why Is It Used?

After the service connection has been made to the main, the water service line is laid to the home owner's property line and a shut off valve is installed. This shut off valve is called a Curb Stop and is used to provide the utility with a valve to stop water flow for both temporary or permanent purposes. The Ball Valve Curb Stop referred to in this section comes with a TFE or fluorocarbon coated, brass ball. The use of these materials helps to eliminate corrosion and electrolysis associated with common plug type curb stops.

	SIZE	PRODUCT NUMBER
IP X IP	¾"	47280
	1"	47930
	1¼"	48410
	1½"	48670
	2"	49080

SHORT SPEC:

Ball Valves shall be designed and manufactured to conform to AWWA Standard C800-89 (ASTM B-62–Index 115–85-5-5-5). Ball Valves shall be individually inspected and tested for leaks by air pressure under water.

Ball Valves are ideal for use in water service lines. Tightness in both directions at all pressures, easy turning, non-binding, and minimum pressure loss—these characteristics are added to good engineering design, quality material and precise manufacturing.

A variety of end connections are available for connecting to copper, iron, and plastic pipe, or directly to a water meter. Ends are integral or secured with adhesive to prevent unintentional disassembly.

Features Of The Ball Valve:

1. Integral Checks allow only 90° rotation of ball. Full 360° rotation available upon request.
2. One piece Cap and Stem
3. Double Buna-N Stem O-Rings assure permanent watertight seal at top
4. TFE or Fluorocarbon Coated Brass Ball provides maximum flow capacity and ease of turning
5. Two Buna-N Seals provide positive shut-off in either direction.
6. Heavy Cast Bronze Body. End Piece is epoxied into body to assure watertight seal.

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