

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a nine (9) month term and supply contract with three (3) twelve (12) month extension options for the furnishing of electronic monitoring equipment for use by the Department of Corrections, Office of Population Control, to BI Monitoring of Boulder, CO, under the terms and conditions of State of Missouri Contract No. C209079001, an existing government contract.

RESOLUTION #17227, March 29, 2010

INTRODUCED BY Henry C. Rizzo and James D. Tindall, County Legislators

WHEREAS, the Department of Corrections, through its Office of Population Control, has a need for upgraded electronic monitoring equipment including GPS monitoring and Transdermal Alcohol Device (TAD) for use in the House Arrest program; and,

WHEREAS, the Director of Finance and Purchasing recommends the award of a term and supply contract for the furnishing of electronic monitoring equipment for use by the Department of Corrections, Office of Population Control, to BI Monitoring of Boulder, CO, under an existing government contract of the State of Missouri; and,

WHEREAS, the Director recommends award under section 1030.4, Jackson County Code, 1984, for the reason that this will allow the County to take advantage of discounts offered to large entities; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that award be made under the existing government contract as recommended by the Director of Finance

and Purchasing and that the Director be, and is hereby, authorized to execute for the County any documents necessary for the accomplishment of the award; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing is authorized to make all payments, including final payment on the contracts, to the extent that sufficient appropriations to the using spending agencies are contained in the then current Jackson County budget.

Effective Date: This Resolution shall be effective immediately upon its passage by a majority of the Legislature.

APPROVED AS TO FORM:

Pamela Gellin
Deputy/Assistant County Counselor

Tommy Spivey
Acting County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution #17227 of March 22, 2010, was duly passed on March 29, 2010 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

Abstaining 0

Absent 0

3.29.10
Date

Mary Jo Spino
Mary Jo Spino, Clerk of Legislature

This award is made on an as needed basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriations.

March 25 2010
Date

David Thomas
Director of Finance and Purchasing

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/Ord No.: 17227

Sponsor(s): Rizzo & Tindall

Date: March 29, 2010

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Awarding a Nine Month Term and Supply Contract with Three Twelve Month Extension Options for the furnishing of Electronic Monitoring Equipment for the Office of Population Control, Department of Corrections to BI Monitoring of Boulder, Colorado under the Terms and Conditions of the State of Missouri Contract No. C209079001, an existing government contract.</u></p>										
<p>BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i></p>	<table border="1"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td></td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input type="checkbox"/> No budget impact (no fiscal note required) <input checked="" type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: Estimated Use: \$ Population Control \$128,064.00</p> <p>This RLA only approves the term and supply contract; the funds were already appropriated through the annual budget adoption. Figures included in the background section are for informational purposes to provide an estimate of the contract value.</p> <p>Prior Year Budget (if applicable): \$226,113.00 Prior Year Actual Amount Spent (if applicable): \$224,703.00</p>	Amount authorized by this legislation this fiscal year:	\$	Amount previously authorized this fiscal year:	\$	Total amount authorized after this legislative action:	\$	Amount budgeted for this item * (including transfers):	\$	Source of funding (name of fund) and account code number:	
Amount authorized by this legislation this fiscal year:	\$										
Amount previously authorized this fiscal year:	\$										
Total amount authorized after this legislative action:	\$										
Amount budgeted for this item * (including transfers):	\$										
Source of funding (name of fund) and account code number:											
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): Prior resolutions and (date):</p>										
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Barbara Casamento, Purchasing Supervisor, 881-3253</p>										
<p>REQUEST SUMMARY</p>	<p>The Office of Population Control, Department of Corrections requires a contract for the Electronic Monitoring Equipment that monitors individuals that are on house arrest awaiting trial. The Office of Population Control uses this equipment for the House Arrest Program, which is now administered in house by the County. With this new contract, Population Control will be able to lease upgraded equipment to include GPS monitoring and the Transdermal Alcohol Device (TAD) as part of the House Arrest Program, as well as lease the traditional equipment at a reduced cost under this contract.</p> <p>Pursuant to Section 1030.4 of the Jackson County Code, 1984, the Director of Finance and Purchasing recommends the award of a Nine Month Term and Supply Contract with Three Twelve Month Extension Options for the furnishing of Electronic Monitoring Equipment for the Office of Population Control, Department to BI Monitoring of Boulder, Colorado under the Terms and Conditions of the State of Missouri Contract No. C209079001, an existing government contract. The initial request is for nine months so the contracts will run concurrently.</p> <p>The Director of Finance and Purchasing recommends the award be made under this contract due to the higher volume discounts offered to larger entities.</p> <p>This award is made on an "As Needed" basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriations.</p>										

CLEARANCE	<input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) N/A <input type="checkbox"/> Business License Verified (Purchasing & Department) N/A <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)	
ATTACHMENTS	Memorandum from Ms. Pamela Taylor, Population Control Coordinator and the pertinent pages of the State of Missouri Contract.	
REVIEW	Department Director: <i>Pamela M Taylor</i>	Date: <i>3/24/10</i>
	Finance (Budget Approval): <i>If applicable</i> <i>Mary Rasmussen</i>	Date: <i>3/24/10</i>
	Division Manager: <i>[Signature]</i>	Date: <i>3/24/10</i>
	County Counselor's Office:	Date: .

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the _____ Fund in _____.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # _____
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.



**JACKSON COUNTY DEPARTMENT OF CORRECTIONS
OFFICE OF POPULATION CONTROL**

JACKSON COUNTY COURTHOUSE
1305 LOCUST STREET
KANSAS CITY, MISSOURI 64106

FAX: (816) 881-1402
Pamella M. Taylor
Population Control Coordinator
(816) 881-3725 or (816) 805-3490

March 18, 2010 (2:12pm)

Memo To: Barbara J. Casamento, Purchasing Supervisor
Department of Finance Purchasing Section

Memo From: Pamella M. Taylor
Population Control Coordinator
Jackson County Department of Corrections

Memo Re: Missouri Department of Corrections Contract
for Electronic Monitoring Equipment
Contract #C209079001 (RFP #B2Z09079)
Request For Legislative Action

Jackson County has provided house arrest services for inmates awaiting trial for many years. Originally, the program was administered through the Jackson County Department of Corrections and all equipment was purchased and maintained by Jackson County. We found that equipment would often break down or disappear and we were frequently required to pay for expensive repairs or for replacement equipment. In 1997 we became aware of a contract for electronic monitoring equipment entered into by the Missouri Department of Corrections (MDC) with Behavioral Interventions, Inc. (BI), a company out of Boulder, Colorado. The equipment being offered was considerably less expensive, gave us access to a sophisticated data base, and under the terms of the contract we would not be required to pay for lost or damaged equipment.

In the first quarter of 1997, Jackson County was allowed to piggyback onto the contract entered into by MDC with BI. This enabled the Court to increase its capacity for house arrest clients from approximately 40 clients to 75 clients. From early 1997 through June 30, 2001, the County provided the funds for the program, but relied on the services of the Pretrial Services Office of the Missouri State Board of Probation and Parole (SBPP) for supervision and monitoring. In March of 2001 SBPP announced that it would cease administering the County's house arrest program effective July 1, 2001, and the Office of Population Control was designated to assume the duties of the program.

In the fall of 2010 we learned that MDC had entered into a new contract with BI for upgraded equipment to include GPS monitoring and the Transdermal Alcohol Device (TAD); and we realized that once again we could benefit from piggybacking onto this contract. In addition to the benefit of having access to the upgraded equipment, the more traditional equipment, which we will also be using, is being offered to us at a substantially reduced rate. The price for the traditional house arrest equipment will be reduced by \$1.24 per day. The price of the alcohol unit that is currently used would be reduced by \$3.81 per day. Additionally, should this request be approved, we will have access to state-of-art equipment that will allow us to build corridors in which a defendant may travel from point A to point B. The failure of a participant to follow the prescribed route would immediately be reported to us as a

Barbara Casamento, Purchasing Supervisor
March 18, 2010
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violation. The pricing for the GPS monitoring equipment would be \$5.25 per day and the defendant would not be required to have a land line phone installed. The pricing for the TAD unit, which would monitor both alcohol consumption and the defendant's whereabouts, and which tests for alcohol use through the skin rather than a breath test, would be \$8.74 per day versus our current price of \$8.99 per day.

On March 3, 2010, I contacted Mr. John Stobbart, State of Missouri Office of Accounting, by email requesting that Jackson County once again be allowed to piggyback off of the State's contract with BI. On March 10, 2010, Mr. Stobbart advised that MDC had approved this request (copy attached).

We anticipate that if this request should be approved by the Jackson County Legislature, there would be no fiscal impact to the County. In 2010 we budgeted \$128,064 in our contractual services account (2304-56790) and believe that the monies budgeted for this account would remain under \$130,00 for the next budget year.

We would urge that this request be presented to the Jackson County Legislature as soon as possible. Not only will the County have real time knowledge of house arrest violations, but most importantly, Jackson County will be providing for the greater safety to the citizens of our community.

Thank you for your time.

Attachment

cc: Mike Sanders, County Executive
Fred Siems, Chief Administrative Officer
Shelley Temple-Kneuvean, Deputy Chief Administrative Officer
William G. Snyder, Interim County Counselor
Ken Conlee, Director fo Corrections
Pam Fellin, Assistant County Counselor
Amber Ledbetter, Assistant Population Control Coordinator

Pamella M. Taylor

From: Stobbart, John [John.Stobbart@oa.mo.gov]
Sent: Wednesday, March 10, 2010 2:08 PM
To: Pamella M. Taylor
Subject: FW: RFP B2Z09079 - State of Missouri Electronic Monitoring Equipment Contract With BI Incorporated

Pamela, you may "piggyback" on the contract. The contract number is C209079001.

John Stobbart
Division of Purchasing & Materials Management
State of Missouri
(573) 751-3796
John.stobbart@oa.mo.gov

From: Hicks, Donna
Sent: Thursday, March 04, 2010 8:05 AM
To: Stobbart, John
Cc: Eggen, Gary; Shea, Martha
Subject: RE: RFP B2Z09079 - State of Missouri Electronic Monitoring Equipment Contract With BI Incorporated

John; We have no problem with this and are glad we can help out our local communities.

Donna J. Lynch Hicks CPPB, CCJP
Procurement Officer II
Missouri Department of Corrections
Purchasing
2729 Plaza Drive
Jefferson City, Missouri 65109
Phone: (573) 526-6590
Fax: (573) 522-8407
E-mail: Donna.Hicks@doc.mo.gov

For a listing of current bid opportunities please visit the DOC Purchasing Bid Opportunities at http://doc.mo.gov/contracts_ps_bid.php

From: Stobbart, John
Sent: Thursday, March 04, 2010 7:37 AM
To: Hicks, Donna
Cc: Eggen, Gary
Subject: FW: RFP B2Z09079 - State of Missouri Electronic Monitoring Equipment Contract With BI Incorporated

Donna, is this participation acceptable?

John Stobbart
Division of Purchasing & Materials Management

State of Missouri
(573) 751-3796
John.stobbart@oa.mo.gov

From: Pamela M. Taylor [mailto:PTaylor@jacksongov.org]
Sent: Wednesday, March 03, 2010 11:46 AM
To: Stobbart, John
Cc: William G. Snyder; Pam Fellin; Barbara J. Casamento; Williams, Keith
Subject: RFP BZZ09079 - State of Missouri Electronic Monitoring Equipment Contract With BI Incorporated

Dear Mr. Stobbart:

As we discussed earlier this morning, Jackson County is seeking permission from the State of Missouri Department of Corrections to piggyback onto the contract entered earlier this year between MDC and BI Incorporated for electronic monitoring equipment and installer services.

To give you some history Jackson County was allowed to piggyback onto the State's contract with BI Incorporated in 1997 for equipment and installer services, and we are still operating off of that contract today. We began talking with the folks at BI late last year about upgrading our equipment to the DMFMD systems (GPS) and the TAD systems (alcohol bracelets); but because of the size of our program and the budgetary cutbacks, the cost of the upgraded equipment was prohibitive.

We became aware a several months ago that the Missouri Department of Corrections was seeking bids on electronic monitoring equipment and that BI had submitted a proposal. When the contract was awarded to BI, we saw an opportunity to upgrade our equipment and still stay within our budgetary constraints. The GPS and TAD units will simplify our screening process, but most importantly will provide greater safety for our community.

Again we are seeking permission from the Missouri Department of Corrections to piggyback onto their contract with BI. I personally have spoken to personnel at BI and they agree that if the State will grant the County permission to piggyback onto their equipment contract, we would receive the same pricing as the Department of Corrections. They have assured us that this would in no way affect the State's contract with BI. We would continue to have a separate account and would be billed directly for our equipment use.

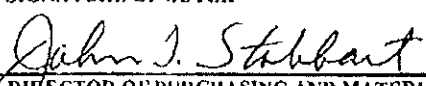
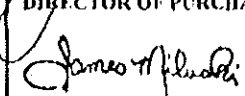
Thank you for your time and we look forward to receiving your response.

Pamella M. Taylor
ptaylor@jacksongov.org
Population Control Coordinator
Tele: 816-881-3725
Cell: 816-805-3490
Fax: 816-881-1402



NOTICE OF AWARD

State Of Missouri
Office Of Administration
Division Of Purchasing And Materials Management
PO Box 809
Jefferson City, MO 65102-0809
<http://www.oa.mo.gov/purch>

SOLICITATION NUMBER B2Z09079	CONTRACT TITLE Electronic Monitoring Service
CONTRACT NUMBER C209079001	CONTRACT PERIOD December 22, 2009 through December 21, 2010
REQUISITION NUMBER NR 931 YYY9708060	VENDOR NUMBER 8407699260 0
CONTRACTOR NAME AND ADDRESS B.I. Incorporated 6400 Lookout Road Boulder, CO 80301	STATE AGENCY'S NAME AND ADDRESS Department of Corrections Board of Probation and Parole 1511 Christy Dr. Jefferson City, MO 65101
ACCEPTED BY THE STATE OF MISSOURI AS FOLLOWS: The proposal submitted by B.I. Incorporated dated 08/24/09 is accepted in its entirety, plus the letters of clarification dated 10/16/09 and 12/22/09.	
BUYER John Stobbart	BUYER CONTACT INFORMATION Email: John.stobbart@oa.mo.gov
SIGNATURE OF BUYER 	DATE 12/22/09
DIRECTOR OF PURCHASING AND MATERIALS MANAGEMENT 	

A.1 Required Pricing

Description	Estimated Quantities	Firm, Fixed Price
Radio Frequency Monitoring	400,000	\$1.79 Firm, Fixed Price Per Monitoring Day Per Offender
Voice Verification/ Identification	9,000	\$1.56 Firm, Fixed Price Per Monitoring Day, Per Offender, minimum of four (4) calls.
Alcohol Monitoring	60,000	\$2.15 Firm, Fixed Price Per Monitoring Day, Per Offender
Passive GPS Monitoring One piece	1,000	\$4.95 Firm, Fixed Price cost per monitoring day, per offender, over and above the offeror's firm, fixed price per monitoring day per offender for a radio frequency monitoring system.
Passive GPS Monitoring two piece	1,000	\$4.00 Firm, Fixed Price cost per monitoring day, per offender, over and above the offeror's firm, fixed price per monitoring day per offender for a radio frequency monitoring system.
Active GPS Monitoring One piece	14,000	\$5.25 Firm, Fixed incremental cost per monitoring day, per offender, over and above the offeror's firm, fixed price per monitoring day, per offender for a radio frequency monitoring system.
Active GPS Monitoring Two piece	14,000	\$6.25 Firm, Fixed incremental cost per monitoring day, per offender, over and above the offeror's firm, fixed price per monitoring day, per offender for a radio frequency monitoring system.

A.2 Other Required Costs

Description	Unit of measure	Firm, Fixed Price Unit Price
Per hour providing expert witness testimony	Hour	\$0.00

A.3 Optional Equipment/Services Pricing

Description	Firm, Fixed Price
Continuous alcohol monitoring	\$7.69 Firm, fixed price per day, per offender.
Drive-by monitoring	\$0.00 Firm, fixed price per unit, per day. BI will provide 2 Drive-BI units for each state agency location.
Cellular monitoring	\$4.99 Firm, fixed price per monitoring day, per offender

A.4 Other Optional Products/Services

Other Options/Description	Unit Price
ExacuTrack AT with voice communication - one way communication from the officer to the client	\$7.99
ExacuTrack One with AFLT	\$6.75
TAD (Transdermal Alcohol Detector) with RF - alcohol monitoring plus RF monitoring	\$9.74

A.5 Renewal Option

Maximum Increase

Minimum Decrease

1st Renewal Period: original price + 0 %OR original price - 0 %2nd Renewal Period: original price + 0 %OR original price - 0 %3rd Renewal Period: original price + 0 %OR original price - 0 %