

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/Ord No.: 19835

Sponsor(s): Alfred Jordan

Date: April 23, 2018

SUBJECT	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Awarding a Thirty-Three Month Term and Supply Contract for the furnishing of Drug Testing Services for the Prosecuting Attorney's Office to Avertest of Richmond, VA under the terms and conditions set forth in the Johnson County, Kansas Contract No. 2014-106, an existing government contract.</u></p>										
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" data-bbox="310 541 1451 732"> <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: Prosecuting Attorney's Office Estimated Use: \$225,000.00</p> <p>Prior Year Budget (if applicable): Prior Year Actual Amount Spent (if applicable):</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:	
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PRIOR LEGISLATION	<p>Prior ordinances and (date): Prior resolutions and (date): 19249 (September 12, 2016)</p>										
CONTACT INFORMATION	<p>RLA drafted by (name, title, & phone): Katie Bartle, Senior Buyer, 816-881-3465</p>										
REQUEST SUMMARY	<p>The Prosecuting Attorney's Office requires a Term and Supply Contract for the furnishing of Drug Testing Services for their Anti-Drug and Drug Court Diversion Programs and would like to utilize the Johnson County, Kansas Contract. The requested term of thirty-three months will run concurrently with Johnson County's Contract.</p> <p>Pursuant to 1030.4 of the Jackson County Code, the Purchasing Department recommends the award of a Term and Supply Contract for the furnishing of Drug Testing Services for use by the Prosecuting Attorney's Office to Avertest of Richmond, VA under the terms and conditions of Johnson County, Kansas Contract No. 201-106, an existing government contract.</p> <p>The award is made on an "as needed" basis and does not obligate Jackson County, Missouri to pay a specific amount. The availability of funds for specific purchases is subject to annual appropriation.</p>										
CLEARANCE	<p><input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) N/A <input checked="" type="checkbox"/> Business License Verified (Purchasing & Department) <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)</p>										
COMPLIANCE	<p><input type="checkbox"/> MBE Goals <input type="checkbox"/> WBE Goals No Goals Assigned <input type="checkbox"/> VBE Goals</p>										
ATTACHMENTS	<p>Recommendation Memo from Gina Robinson of the Prosecuting Attorney's Office, and the pertinent pages of the Johnson County, Kansas Contract.</p>										

REVIEW	Department Director: <i>Clayton Peters Baker</i>	Date: <i>4/11/18</i>
	Finance (Budget Approval): <i>If applicable</i> <i>[Signature]</i>	Date: <i>4/13/18</i>
	Division Manager:	Date:
	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 PROSECUTOR'S INTEROFFICE MEMORANDUM

TO: MS. KATIE BARTLE
FROM: MS. GINA ROBINSON, CHIEF OF OPERATIONS
SUBJECT: REQUEST TO CONTINUE URINALYSIS TESTING WITH AVERTEST
DATE: MARCH 29, 2018
CC:

Ms. Bartle:

This memo is requesting continuation of the urinalysis testing contract with Avertest for the Jackson County Prosecutor's Office Drug Court. Avertest has proven to be a good partner with the County by providing accurate, timely, and cost effective testing for drug court clients. Our office would like to continue the cost structure as outlined in the attached contract. The estimated annual cost based on prior usage is \$225,000.00

The accounting information is 008-4154-56080. If you need any further information please let me know.

Sincerely,

/s/ Gina Robinson

Chief of Operations
Jackson County Prosecutor's Office

CONTRACT RENEWAL

THIS CONTRACT RENEWAL, made in Olathe, Johnson County, Kansas, and entered into as of the 1st day of January, 2018 (the "Effective Date"), by and between the JOHNSON COUNTY, KANSAS (hereinafter the "County"), and AVERTEST, LLC d/b/a AVERTEST (hereinafter the "Contractor").

WITNESSETH:

WHEREAS, on or about January 1, 2015, the County entered into a term and supply contract with the Contractor for certain drug testing services (hereinafter the "Agreement"); and

WHEREAS, the Agreement provides that the same may be renewed for two (2) additional thirty-six (36) month periods terms upon supplemental writing executed by duly authorized representatives of the County and Contractor; and

WHEREAS, the County and Contractor hereby agree to renew the Agreement, but with amendment, and accept the terms and conditions of this Contract Renewal.

I. RENEWAL TERM

The Agreement is hereby renewed for the period commencing with the Effective Date of this Contract Renewal and ending December 31, 2020 (hereinafter the "renewal term").

II. COMPENSATION

The County's cost under this Contract Renewal shall not exceed **Fifty-Two Thousand Dollars (\$52,000.00)** annually, at the rates set forth in **Attachment B, "Services Fees"**, attached hereto and incorporated herein by reference. **Attachment B** to this Contract Renewal replaces **Attachment B** to the Agreement.

III. STATUS OF AGREEMENT

All of the terms and conditions of the Agreement, not otherwise modified by, or made inconsistent with, the terms and conditions of this Contract Renewal, shall remain in full force and effect, and shall be made binding on the parties hereto during the renewal term.

[Signatures appear on the following page.]

IN WITNESS WHEREOF, the parties hereto have caused this Contract Renewal to be executed in multiple counterparts by their duly authorized representatives and made effective the day and year first above written.

AVERTEST, LLC d/b/a AVERTEST

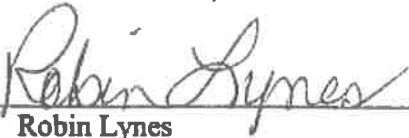
By: 
Jason Herozg

Printed Name


CEO and Co-Chairperson

Title

JOHNSON COUNTY, KANSAS

By: 
Robin Lynes
Purchasing Manager

APPROVED AS TO FORM:


Nicholas Saldan
Assistant County Counselor

DO NOT SUBMIT THIS FORM WITH YOUR RESPONSE TO THIS PROPOSAL

FORM 6

PROPOSED COST

Failure to state all costs associated with the service being provided including disclosure of any anticipated travel, printing, or other miscellaneous costs may result in such fees not being honored or paid by the County.

ITEM NO	ITEM AND SPECIFICATION	ANNUAL ESTIMATED QUANTITY	UNIT	UNIT PRICE W/O COLOR CODE SYSTEM	TOTAL PRICE W/O COLOR CODE SYSTEM	UNIT PRICE WITH COLOR CODE SYSTEM	TOTAL PRICE WITH COLOR CODE SYSTEM
	MANDATORY						
	ADULTS						
1.	Seven (7) Drug Panel	13,000	Per test	\$12.50	\$162,500.00	\$12.50	\$162,500.00
	JUVENILES						
2.	Eight (8) Drug Panel	8,600	Per test	\$16.00	\$137,600.00	\$16.00	\$137,600.00
	a. Current Street Drugs (available and substituted in the standard panel at no additional cost)	12	Per test	\$15.00	\$180.00	\$15.00	\$180.00
	BOTH ADULTS AND JUVENILES						
3.	GCMS confirmation testing (enter "0" if GCMS confirmation testing is included in the above costs)	1,430	Per test	\$0.00	\$0.00	\$0.00	\$0.00
4.	Courier service for specimens collected by County agencies (number of trips per week). See attached list for locations.	10	Per trip	\$0.00	\$0.00	\$0.00	\$0.00
	TOTAL OPTIONAL ADULTS				\$300,280.00		\$300,280.00
1.	Eight (8) Drug Panel	19,450	Per test	\$16.00	\$311,200.00	\$16.00	\$311,200.00
	a. Current Street Drugs (available and substituted in the standard panel at no additional cost)	25		No Charge	No Charge	No Charge	No Charge
2.	Four (4) Drug Panel	5,500	Per test	\$10.50	\$57,750.00	\$10.50	\$57,750.00

3.	GCMS confirmation testing (enter \$0.00 if GCMS confirmation testing is included in the above costs)	3,325	Per test	\$0.00	\$0.00	\$0.00	\$0.00
4.	Tests for steroids and LSD	60	Per Test	\$190.00	\$11,400.00	\$190.00	\$11,400.00
5.	Blood Collection available with 24 hours of request	30	Per Test	\$100.00	\$3,000.00	\$100.00	\$3,000.00

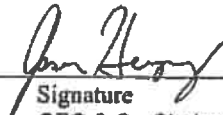
Please state any additional costs or fees associated with this service.

The above Proposed Costs per test include a confirmation allowance of 5% of all samples. Per test volume data provided by the County on December 2, 2014, a confirmation allowance of 5% will sufficiently cover the County's typical confirmation order rate. Should the County exceed the 5% confirmation allowance, the cost per confirmation in excess of the 5% confirmation allowance would be \$25.00 per confirmation test.

The above Proposed Costs per test are based on annual testing volume of 48,000 samples. The test volume data provided by the County on December 2, 2014 indicates an annual test volume of approximately 48,000 samples. If the actual test volume is 15% less, then we ask for the ability to increase the cost per test. Conversely, if the test volume is 15% more, then we offer to decrease the cost per test.

*The above pricing is for Year 1 and Year 2 of the attached 3-Year Contract Renewal effective January 1, 2018. There will be a \$1.00 price increase to all tests and/or panels beginning in Year 3 of the attached Contract Renewal.

SUBMITTED



Signature
CEO & Co-Chairman

Title
Authorized Representative of

Avertest, LLC d/b/a Avertest
Firm Name

7202 Glen Forest Drive, Suite 302
Address

Richmond, VA
City and State

(804) 955-5246
Telephone No.

December 2, 2014
Date