



Suspension of Competition Acquisition Request

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1. Fully describe the product(s) and/or service(s) being requested.
The Library is requesting Wi-Fi services to be purchased for 34 branches. The service should include equipment needed, installation, filtering, internet service., Wi-Fi service and support.
2. Identify the selected vendor and contact person; include the address, phone number and e-mail address for each.
(Vendor # 273157) X-Act Technology, 2912 Dunkirk Dr., Oxnard, CA, 93035
Contact: Adam Skinner, President (818) 465-6760 askinner@xactts.com
3. What is the total cost of the acquisition? If an agreement, state the total cost of the initial term and the amounts for potential renewal terms.
Term of the Agreement is from October 1, 2016 through September 30, 2018 for a total cost of \$180,753.24.
4. Identify the unique qualities and/or capabilities of the service(s) and/or product(s) that qualify this as a Suspension of Competition acquisition.
X-Act Technology has the filtering capabilities a Library needs for content provided for public use. Vendor also has made the service a one-stop shop in which they will work with the utility companies necessary in each area to contract for internet services. X-Act also credits each branch account for internet services in communities where the utilities company gives the Library free internet service.
5. Identify from Administrative Policy #34 what circumstances constitute a Suspension of Competition.
 - ☐ In an emergency when goods or services are immediately necessary for the preservation of the public health, welfare, or safety, or for the protection of County property.
 - ☐ When the contract is with a federal, state, or local governmental agency.
 - ☐ When the department head, with the concurrence of the Purchasing Agent, finds that the cost of preparing and administering a competitive bidding process in a particular case will equal or exceed the estimated contract amount or \$1,000 whichever is more.
 - ☐ When a contract provides only for payment of per diem and travel expenses and there is to be no payment for services rendered.
 - ☐ When obtaining the services of expert witnesses for litigation or special counsel to assist the County.
 - ☒ When in unusual or extraordinary circumstances, the Board of Supervisors or the Purchasing Agent/Purchasing Manager determines that the best interests of the County would be served by not securing competitive bids or issuing a request for proposal.
6. Explain why the unique qualities and/or capabilities described above are essential to your department.
Although there are various Wi-Fi service providers in the market, X-Act is able to best meet the need of a Library with 34 distinct and sometimes remote locations throughout the County. Before the end of the Agreement term, the Library researched other potential vendors to compile a bid list for a Request for Proposal. Through this process, the Library was unable to find another local vendor that currently meets the needs of the Library for Wi-Fi and internet protection measures. A Request for Proposal was not necessary since there is only one viable vendor. The Library has internet protection measure needs with respect to the access that can be offered for public use, be it adults or children. X-Act is also the current provider for 34 Library branches and the equipment and installation in those branches are already in place therefore the only new equipment and installation expenses for this agreement would be for an upgrade of 20 internet access points.
7. Provide a comprehensive explanation of the research done to verify that the recommended vendor is the only vendor with the unique qualities and/or capabilities stated above. Include a list of all other vendors contacted, what they were asked, and their responses.
Seven other vendors were contacted to ask if they could provide the Wi-Fi services the Library sought in all branches throughout Fresno County.
 1. IT Solutions of Fresno was contacted, but they were not responsive with the services they provided and therefore considered a no quote.
 2. CTS Computer Technology Solutions Inc. was contacted, but they were not responsive with services they provided and therefore considered a no quote.
 3. BCT Consulting, Inc. was contacted, but they were not responsive with the services they provided and therefore considered a no quote.
 4. Integrity Networks was contacted, but they were not responsive with the services they provided and therefore considered a no quote.
 5. Valley Network Solutions was contacted, but they did not have the ability or is not currently established to provide the special Filtering services needed.

6. EMD Networking Services, Inc. was contacted, but they did not have the ability or is not currently established to provide the special Filtering services needed.
7. PC solutions was contacted, but they were not responsive with the services they provided and therefore considered a no quote.

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Requested By:

Business Manager

Title

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I approve this request to suspend competition for the service(s) and/or product(s) identified herein.

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Department Head Signature

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Purchasing Manager Signature

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