



Suspension of Competition Acquisition Request

1. Fully describe the product(s) and/or service(s) being requested.

The County Clerk - Elections office is required by California Election Code 3016.5 to implement a Remote Accessible Vote by Mail system by January 1, 2020. Democracy Live's Secure Select Remote Accessible Vote by Mail sytem is certified by the California Secretary of State to provide this service.

2. Identify the selected vendor and contact person; include the address, phone number and e-mail address for each.

Democracy Live, Inc Bryan Finney, President
2900 NE Blakeley St. Seattle, WA 98105
(206) 465-5636 email: Bryan@democracylive.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.

\$0.00 for the twenty four month period beginning 4/23/19. El Dorado County, on behalf of the DRAM Settlement Grant Consortium has received \$198,000.00 that will be paid to Democracy Live in two installments of \$99,000.00.

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.

Democracy Live, Inc. was selected by the DRAM Settlement Grant Consortium, of which Fresno County is a member, as the vendor to deploy a comprehensive Remote Accessible Vote by Mail system. Fresno County will be using Democracy Live's Secure Select Remote Accessible Vote by Mail system for any scheduled election during twenty four month period beginning 4/23/19. No other vendor has this proprietary system.

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 \$2,500 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.

The DRAM Settlement Grant Consortium has entered into an agreement with Democracy Live to provide Remote Accesible Vote by Mail services for it's members, including Fresno County, for the twenty four month period beginning 4/23/19. El Dorado County has accepted \$198,000.00 grant funds on behalf of the five Consortium members to pay for these twenty four months of service.

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.

As a member of the DRAM Settlement Grant Consortium, Fresno County is committed to using the Democracy Live system to serve voters needing Remote Accessible Vote by Mail services. Therefore, they were the only vendor contacted.

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Requested By:

Staff Analyst II

Title

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