



DATE: May 17, 2017

TO: Brenda J. Billingsley, Director, Purchasing Division

THRU: Robert J. Flint, Director of Operations

FROM: Arnold De La Cruz, Port Maintenance Manager

PROJECT TITLE: 4160VAC CABLES & SPREADER CABLES FOR PORT CRANES

REQUISITION NO. TBD

SOLE SOURCE/SOLE BRAND REQUEST

I. REQUEST: Provide a description of the features of the product/service or Scope of Work.

The PROTOLON 5KV power cable that supplies main power (4160 VAC) from the dock power trench to the cranes identified as SP-4 & SP-5; one is over 20 years old and has exceeded its useful service life and the other is failing internally and requires replacement. The cable provides the conductors for the 4160 VAC power and fiber optics for the crane communications and remote diagnostics.

The SPREADERFLEX cables are cables that provide power, control, and communications to the crane's head-block and consequentially to the BROMMA spreaders. Due to the vigorous conditions these cables have a 5-7 year life span.

II. JUSTIFICATION: Please check all boxes that describe your reason(s) for determining that only one source or brand is reasonably available.

Only Sole Source/ Uniqueness

- Proprietary Item - this vendor/source has the only rights to provide this service or commodity. A letter from the manufacturer or authorizing entity is included in this request.
- Technology Improvements - updates or upgrades to an existing system, software, software as a service (SaaS), hardware purchases.
- Engineering Direction - engineering drawing or specification identifies product; "no substitutes or equivalents will be acceptable."
Only qualified supplier - reliability and maintainability of the product or service would be degraded unless specified supplier is used; may void warranty. This request includes a copy of the current warranty information.
- Other/or Additional information - the County requires this sole source, sole brand purchase for the following reasons:

Business Case (One/Most Reasonable Source or One/Most Reasonable Brand)

- Operational Compatibility - replacement parts from alternate suppliers are not interchangeable with original part and causes equipment incompatibility. Previous findings and/or documentation is included with this request.
- Ease of Maintenance - maintenance or retooling prohibits competition. Section III, Comparative Market Research includes estimated costs associated with changing current source and/or brand.
- Follow-On - potential for continued development or enhancement with same supplier and eliminates costs incurred by using different supplier. Section III, Comparative Market Research includes estimated costs for replacing current or existing system.
- Complies with existing community and safety standards, and/or laws, rules, and regulations.
- Exempted from the Procurement Code - per Section 21.18 of Broward County Administrative Code.
- Other/or additional information - using this sole source, sole brand purchase benefits the County for the following reasons:

The new replacement cables must be an exact replacement NO SUBSTITUTES. This is a highly specialized cable with an equivalent application.

In accordance with the approved Broward County Contract Specification for Design, Construction, Transportation and Commissioning of the Container Handling Gantry Cranes, the electrical cables shall be SEIMENS. SEIMENS cables are now owned by PRYSMIAN GROUP.

III. COMPARATIVE MARKET RESEARCH: Provide a detailed source or market analysis for justification of sole source/brand or most reasonable source (attach extra sheets as needed).

Estimated project value: \$220,000.00 Contract length (if applicable): N/A

Expenses to date: N/A

Has this commodity or service been previously provided to the County? Yes No

If yes, when and by whom? 03/12/15 - ANIXTER INC - PO 470 PRT0309150000000012

How was item/service procured? Sole brand

What is the current contract (MA) or purchase order number? N/A

If this is a sole brand, is there an "authorized" dealers list? Yes No

Cost/Benefit Analysis: What would the cost be to utilize an alternate vendor or source? This explanation should include the savings and/or additional costs to the County by not using the preferred vendor or source. Attach additional sheets if needed.

Using an alternative brand is NOT a feasible or acceptable alternative for reasons stated above.

CERTIFICATION: I have thoroughly researched the sole source or sole brand justification and fully understand the implications of Section 838.22 of the Florida Statutes:

(2) "It is unlawful for a public servant, with corrupt intent to obtain a benefit for any person or to cause unlawful harm to another, to circumvent a competitive bidding process required by law or rule by using a sole source contract for commodities or services."

(5) "Any person who violates this section commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084"

Arnold De La Cruz

ARNOLD DELACRUZ

Digitally signed by ARNOLD DELACRUZ
DN: dc=cty, dc=broward, dc=bc, ou=Organization, ou=PEW, ou=Users, cn=ARNOLD DELACRUZ
Date: 2017.06.17 11:26:21 -0400

May 17, 2017

REQUESTOR/EVALUATOR (PRINT)

REQUESTOR/EVALUATOR (SIGN)

DATE

Robert Flint



05/17/2017

DEPT/DIV DIRECTOR OR
DESIGNEE (PRINT)

DEPT/DIV DIRECTOR OR DESIGNEE
(SIGN)

DATE

The Purchasing Agent has reviewed the request and has completed the required due diligence per the Procurement Code Section(s) 21.34 and 21.35. The Purchasing Agent recommends the following:

Sole Source Sole Brand Reasonable Source RFI attached Rejected

Request Authorization to Negotiate

Additional Information:

A Request for Information (RFI No. X2114872F1) was issued on June 23, 2017 to ascertain whether there was an equivalent product to the Prysmian brand PROTOLON and SPREADERFLEX cables (Exhibit 1). Two responses were received from suppliers that indicated they can provide the Prysmian brand cables; they did not offer any equivalent products (Exhibit 2).

As a result, these products are deemed Sole Brand and will be solicited competitively as such.

Purchasing Agent Signature:

MARIE
WILLIAMS

Digitally signed by MARIE WILLIAMS
DN: dc=cty, dc=broward, dc=bc,
ou=Organization, ou=BCC, ou=PU,
ou=Users, cn=MARIE WILLIAMS
Date: 2017.07.05 12:55:38 -0400

Date: July 5, 2017

MARTHA
PEREZ-GARVISO

Digitally signed by MARTHA PEREZ-
GARVISO
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ou=Organization, ou=BCC, ou=PU,
ou=Users, cn=MARTHA PEREZ-GARVISO
Date: 2017.07.12 14:06:33 -0400

APPROVAL AUTHORITY

REASON/SUGGESTED ACTION (IF DISAPPROVED):

Signature: GLENN
MARCOS

Digitally signed by GLENN MARCOS
DN: dc=cty, dc=broward, dc=bc,
ou=Organization, ou=BCC, ou=ETS,
ou=ERP, ou=Users, cn=GLENN MARCOS
Date: 2017.10.04 18:51:34 -0400

Date: October 4, 2017