

County of Monterey
General Services- Contracts/Purchasing Division
JUSTIFICATION OF SOLE SOURCE/SOLE BRAND REQUEST

Date 3-1-24

1. Please indicate the following:

Procurement: ☒ Goods
☐ Services

Description of Item: Safety Padding, repair with Gold medal Safety padding

(Check One)

☒ Sole Source: Item is available from one source only. Item is a one-of-a kind and is not sold through distributors. Manufacturer is the exclusive distributor.

☐ Sole Brand: Various sources can supply the specified model and brand and competitive bids will be solicited for the requested brand only. Meets form, fit and function- nothing else will do.

Note: Sole Source/Sole Brand Requests are not maintained as a standing request. Each request is for a single one-time purchase only.

Sole Source/Sole Brand Request is not an Agreement.

2. Vendor Selection:

☐ Preferred Vendor
☒ Sole Source

Vendor Name: Marathon Engineering Corporation
Address: 5615 2nd Street West City: Lehigh Acres State: FL
Phone Number: 239-393-7378 Fax: 239-393-7364
Contact Person: George Hrunka Title: President/CEO
Federal Employer #: Unkown

Revised:
July 13, 2022

3. Provide a brief description of the goods/services to be purchased and why this purchase is being proposed under a sole source acquisition.

a) Why were product and/or vendor chosen?

The vendor is the only one that provides the services we need.

b) What are the unique performance features of the product/brand requested that are not available in any other product/brand? For Services: what unique qualifications, rights, and licenses does the vendor possess to qualify as a sole source/brand request?

This vendor provides special padding for the safety cells and observation cells. Every cell is different with required specifications. They safely pad both wall and/or flooring surfaces for correctional facilities to provide a completely enclosed safe space for safety cells and/or observations cells.

Seamless construction simplifies the cleaning process and ensures padding cannot be damaged. The padding systems are completely non-toxic and are resistance to cuts, tears or any abrasion. The material is fire rated. The material is specific for detention occupancies. The material is installed by factory trained technicians. This system protects the incarcerated population from self-injurious behavior.

c) Why are these specific features/qualifications required?

This vendor provides special padding for the safety cells and observation cells. Every cell is different with required specifications. They safely pad both wall and/or flooring surfaces for correctional facilities to provide a completely enclosed safe space for safety cells and/or observations cells.

Seamless construction simplifies the cleaning process and ensures padding cannot be damaged. The padding systems are completely non-toxic and are resistance to cuts, tears or any abrasion. The material is fire rated. The material is specific for detention occupancies. The material is installed by factory trained technicians. This system protects the incarcerated population from self-injurious behavior.

- d) What other products/services have been examined and/or rejected?

There are limited to zero other companies that do the complete work. There is a significant amount of liability to this type of work due to the type of behavior of people that are placed in these cells.

- e) Why are other sources providing like goods or services unacceptable (please give a full meaningful explanation)?

There are limited to zero other companies that do this type of work, it is a specialty due to the safety reasons of the work, material and equipment. There is a significant amount of liability to a company that does this type of work.

- f) What are the unique performance features REQUIRED (not merely preferred), and how would your requirement be inhibited without this particular item or service?

This type of work is a specialty. Seamless construction simplifies the cleaning process and ensures padding cannot be damaged. The padding systems are completely non-toxic and are resistance to cuts, tears or any abrasion. The material is fire rated. The material is specific for detention occupancies. The material is installed by factory trained technicians. This system protects the incarcerated population from self-injurious behavior. Incarcerated people at times are under the influence of drugs, alcohol and/or at times in some type of crisis that causes them to not think clearly and attempts to harm themselves or others. Some are placed there because they have tried to attempt suicide in their housing units.

- g) Estimated Costs:

\$199,067

4. Is there an unusual or compelling urgency associated with this project?

☐

No

☒

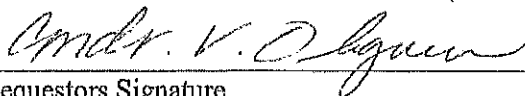
Yes (Please describe)

In order to be in compliance with BSCC, Hernandez Law Suit Settlement agreement these cells need to be refurbished and brought up to standards. Currently they are in bad shape. These cells need to be refurbished as soon as possible due to the constant need of the cells.

THE FOLLOWING TO BE COMPLETED BY THE REQUESTOR

I hereby certify that:


1. I am an approved department representative and am aware of the County's requirements for competitive bidding, as well as the criteria for justification for sole source/brand purchasing.
2. I have gathered the required technical information and have made a concentrated effort to review comparable and/or equal equipment.
3. The information contained herein is complete and accurate.
4. There is justification for sole source/brand purchasing noted above as it meets the County's criteria.
5. A sole source/brand purchase in this case would withstand a possible audit or a vendor's protest.



Requestors Signature

3-1-24


Date

DocuSigned by:

BF22BF2660F04BF...

Authorized Signature by Department Head

3/12/2024 | 10:03 AM PDT

Date

DocuSigned by:

7B741937AA0D41B...

Approved by Contracts/Purchasing Officer

3/12/2024 | 10:40 AM PDT

Date

Revised:
July 13, 2022



**CALIFORNIA DEPARTMENT OF FORESTRY & FIRE PROTECTION
OFFICE OF THE STATE FIRE MARSHAL
FIRE ENGINEERING & INVESTIGATIONS DIVISION
BUILDING MATERIALS LISTING PROGRAM**

LISTING SERVICE

LISTING No.:	4320-0976:0101
CATEGORY:	4320 - SAFETY PADDING (WALL/FLOOR)
LISTEE:	Marathon Engineering PO Box 310, Mountain Ranch, CA, 95246 Contact: Hrunka, George (239) 303-7378 (239) 303-7364 Email: ghrunka@earthlink.net
DESIGN:	Model GOLD MEDAL. 4x8 panels factory fabricated of 7/16" waferboard or oriented strand board (OSB) with "polyurethane low smoke foam padding and a covering of nominal 1/8" neoprene top cover. The neoprene is to be bonded to the polyurethane padding in nominal 38" x 38" sections using Sterling Plastics P-14 contact cement. Seams in the neoprene cover to be sealed with Sherwin-Williams C-775 151-0601 Latex Caulk. Thickness of completed panels may range from 7/8" - 1-1/8". Refer to listee's data sheet for additional detailed product description and operational considerations.
RATING:	
INSTALLATION:	In accordance with listee's printed installation instructions, applicable codes & ordinances and in a manner acceptable to the authority having jurisdiction.
MARKING:	Listee's name or manufacturer's identification and CSFM label on each panel.
APPROVAL:	Listed as safety padding for use as a resilient floor and wall panel in detention cells and rooms when applied to required fire-rated construction. Authority having jurisdiction should be consulted prior to installation.
NOTES:	<ol style="list-style-type: none">Physical characteristics of resiliency, serviceability and general performance were not examined as part of this listing.Formerly 2160-0976:101

Corrected 05-04-
11 fm



This listing is based upon technical data submitted by the applicant. OSFM Fire Engineering staff has reviewed the test results and/or other data but does not make an independent verification of any claims. This listing is not an endorsement or recommendation of the item listed. This listing should not be used to verify correct operational requirements or installation criteria. Refer to listee's data sheet, installation instructions and/or other suitable information sources.

Date Issued: 03/29/2023

Listing Expires: 06/30/2024



**CALIFORNIA DEPARTMENT OF FORESTRY & FIRE PROTECTION
OFFICE OF THE STATE FIRE MARSHAL
FIRE ENGINEERING & INVESTIGATIONS DIVISION
BUILDING MATERIALS LISTING PROGRAM**

LISTING SERVICE

Authorized By: **David Castillo**, Program Coordinator
Fire Engineering & Investigations Division