



TOWN OF PARADISE

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ADDENDUM TOWN COUNCIL AGENDA REGULAR MEETING – 6:00 P.M. – May 3, 2011

The following adds Agenda Items 3f and 10b to the Regular Town Council Meeting Agenda of May 3, 2011. These items were added and properly posted prior to the 72 hour notice deadline.

3. CONSENT CALENDAR

- 3f. Consider adopting Resolution No. 11-___, A Resolution of the Town Council of the Town of Paradise Rejecting All Bids Received and Opened on March 24, 2011 for a Fire Engine Custom Pumper for the Town of Paradise Fire Department; and, Authorizing the Town Manager, or designee, to Negotiate The Purchase of A Fire Engine Custom Pumper For Town Council's Approval. **(ROLL CALL VOTE)**

10. CLOSED SESSION

- 10b. Pursuant to Government Code Section 54956.9(a), the Town Council will hold a closed session with the Town Attorney regarding the following existing litigation: Lacey Martin vs. Town of Paradise, Case No. 2:08-CV-0231-JAM-EFB, U.S. District Court, Eastern District of California.

STATE OF CALIFORNIA)	SS.
COUNTY OF BUTTE)	
I declare under penalty of perjury that I am employed by the Town of Paradise in the Town Clerk's Department and that I posted this Agenda on the bulletin Board both inside and outside of Town Hall on the following date: April 28, 2011	
_____ TOWN/ASSISTANT TOWN CLERK SIGNATURE	

MEMO

To: TOWN COUNCIL

From: Joanna Gutierrez, Town Clerk 

Subject: Additional Agenda Material regarding Agenda Item 3(f)
Added by Addendum for the May 3, 2011 Council Meeting

Date: April 28, 2011

Agenda Item 3(f) was added to the Town Council meeting by addendum on April 28, 2011. Attached is the staff report and proposed resolution for your consideration to reject all bids and to authorize the Town Manager to negotiate the purchase of a fire engine custom pumper.

Council Action Requested:

Adopt Resolution No. 11-__, A Resolution of the Town Council of the Town of Paradise Rejecting All Bids Received and Opened on March 24, 2011 for a Fire Engine Custom Pumper for the Town of Paradise Fire Department; and, Authorizing the Town Manager, or designee, to Negotiate The Purchase of A Fire Engine Custom Pumper For Town Council's Approval. **(ROLL CALL VOTE)**


jmg/attachment(s)

cc: Chuck Rough
Dwight Moore
Paradise Post
Public View Packet

**TOWN OF PARADISE
COUNCIL AGENDA SUMMARY
DATE: MAY 3, 2011**

AGENDA NO. 3(f)

ORIGINATED BY: Rob Cone, Interim Fire Chief 

REVIEWED BY: Charles L. Rough, Jr., Town Manager 
Dwight M. Moore

**SUBJECT: RECOMMENDED ADOPTION OF RESOLUTION NO. ___,
A RESOLUTION OF THE TOWN OF PARADISE REJECTING
ALL BIDS FOR A FIRE ENGINE CUSTOM PUMPER**

DISCUSSION:

On February 28, 2011, requests for proposal (RFP) were released for, specifications for one custom pumper for the Town of Paradise. Possible bidders were given until 3:00 pm on March 24, 2011 to return bids to the Town Clerk. Bids were to be in the hands of the Town Clerk by this date and postmarks were not going to be accepted. The public opening of bids took place on March 24, 2011 at 4:00 pm by the Town Clerk's office.

There were three submitted bids from Sutphen, E-One and American LaFrance, and one letter from Golden State Apparatus (Pierce) stating that they would not be submitting a bid. The bids were then given to the Town of Paradise Fire Department; apparatus review committee, and the Town Fleet Manager, so they could be reviewed for compliance with the specifications that were given with the RFPs.

After review of the bids by the Fire Department and Fleet Manager, it was determined that all bids shall be rejected and that the Town Manager be authorized to enter into negotiations to purchase a fire engine custom pumper replacement at a reasonable price.

The eventual purchase of this replacement fire engine pumper would be on a lease purchase basis, with the first lease purchase payment taking place in the FY 2011/12 Budget. However, the actual contract award would still come back to Council for approval, following the negotiation process.

FISCAL IMPACT:

This will be determined based on the final negotiated price and final lease purchase contract.

**TOWN OF PARADISE
RESOLUTION NO. 11-__**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PARADISE REJECTING ALL
BIDS FOR A FIRE ENGINE CUSTOM PUMPER**

WHEREAS, on February 28, 2011, the Town of Paradise gave notice that it was seeking bids for a fire engine custom pumper; and,

WHEREAS, on March 24, 2011, in response to the notice, the Town received bids from American La France LLC via Arata Equipment Company of San Carlos, California; E-One; and Sutphen Corporation via Pacific Fire Sales relating to a fire engine custom pumper; and,

WHEREAS, the Town has reviewed the bids; and,

WHEREAS, Paradise Municipal Code (PMC) Section 2.45.080 G. states as follows:

In its discretion, the town council may reject any and all bids presented, re-advertise for bids or authorize the purchasing officer to award a contract after negotiating for the most reasonable cost under existing conditions. The right to reject any or all bids is expressly reserved to the town. The decision of the town council shall be final.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PARADISE as follows:

Section 1. The above recitals are true and correct.

Section 2. Pursuant to Paradise Municipal Code Section 2.45.080 G. the Town Council hereby rejects all the bids received and opened on March 24, 2011 relating to the purchase of a fire engine custom pumper.

Section 3. The Town Manager, as the Town's purchasing officer, is directed to enter into negotiations to purchase a fire engine custom pumper at a reasonable cost.

Section 4. Upon completion of such negotiations, the Town Manager shall provide a recommendation to Town Council concerning the purchase of a fire engine custom pumper.

PASSED AND ADOPTED by the Town Council of the Town of Paradise, County of Butte, State of California, on the ____ day of May, 2011, by the following vote:

AYES:

NOES:

ABSENT:

NOT VOTING:

ALAN WHITE, Mayor

ATTEST:

APPROVED AS TO FORM:

JOANNA GUTIERREZ, Town Clerk

DWIGHT L. MOORE, Town Attorney