

PENDING APPROVAL

OKLAHOMA COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM REQUEST SHEET

FOR THE _____ AGENDA

(THE DEADLINE IS ONE WEEK PRIOR TO THE DATE THE AGENDA IS TO BE POSTED)

DEPARTMENT: Juvenile Justice Center REQUESTED BY: Lawrence E. Hicks

REQUISITION NO.: 11007865 REQUISITION SHEET ATTACHED: YES N/A

NAME OF FUNDS: General Fund

FUND NUMBERS: 1001 / 5200 / 54215

PLEASE INITIAL IF PRIVACY/PROTECTED INFORMATION EXISTS: YES N/A

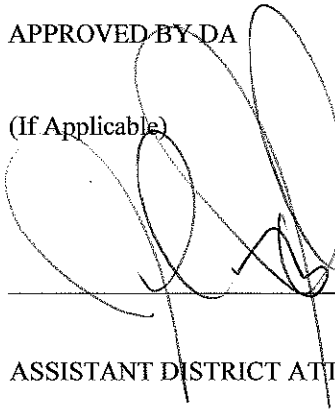
NUMBER OF ORIGINAL DOCUMENTS TO BE RETURNED TO YOUR DEPARTMENT: _____

AGENDA ITEM READS AS FOLLOWS: _____

Please review and approve the Standard Agreement between the Board of County Commissioners on behalf of the Oklahoma County Juvenile Bureau Drug Lab "LINK" and Siemens Healthcare Diagnostics, Inc. who shall provide maintenance and service for the Olympus AU400 Analyzer, Chemicals and Consumables. This contract shall be effective July 1, 2010 through June 30, 2011.

APPROVED BY DA

(If Applicable)


6/14/2010

ASSISTANT DISTRICT ATTORNEY

APPROVED BY
ENGINEER
PURCHASING

APPROVED BY
APPROVED BY
(If Applicable)
(If Applicable)

COUNTY ENGINEER
PURCHASING AGENT


6-15-10

Please initial if privacy/security protected information exist

DISTRICT ATTORNEY – PRIVACY/SECURITY PROTECTED INFORMATION: YES N/A

COUNTY CLERK – PRIVACY/PROTECTED INFORMATION: Re YES N/A

(NOTE: THE CHAIRMAN/CHIEF DEPUTY MUST APPROVE ALL EMERGENCY REQUESTS FOR ANY ITEM SUBMITTED AFTER THE DEADLINE)

DATE OF REQUEST: _____

APPROVED
BY: _____
CHAIRMAN

REQUEST FOR DISTRICT ATTORNEY LEGAL SERVICES

THIS FORM IS TO BE USED TO REQUEST ADVICE AND/OR REPRESENTATION FROM THE DISTRICT ATTORNEY'S OFFICE REGARDING THE COUNTY OF OKLAHOMA, COUNTY OFFICIALS AND EMPLOYEES AS REQUIRED BY SECTIONS 215.4, 215.5, 215.25 AND 215.26 OF TITLE 19 OF THE OKLAHOMA STATUTES.

IF ADVICE IS SOUGHT, THE REQUEST MUST BE SIGNED BY AN ELECTED COUNTY OFFICER. THIS FORM MUST BE FILLED OUT AND SUBMITTED TO THE CIVIL DIVISION OF THE OKLAHOMA COUNTY DISTRICT ATTORNEY'S OFFICE IN A TIMELY MANNER. ALL RESPONSES TO REQUESTS FOR ADVICE WILL BE IN WRITING.

IF THE REQUEST IS FOR LEGAL REPRESENTATION UNDER 19 O. S. SECTION 215.25, THE REQUEST MUST BE SUBMITTED IN WRITING EARLY ENOUGH TO PERMIT THE DISTRICT ATTORNEY'S OFFICE ADEQUATE TIME TO COMPLETE A THOROUGH "GOOD-FAITH-AND-COURSE-OF-EMPLOYMENT" INVESTIGATION AS CONTEMPLATED BY 19 O.S. SECTION 215.26.

DATE OF REQUEST: 6 / 14 / 10

COUNTY DEPARTMENT MAKING REQUEST: JJC

STATE WITH SPECIFICITY, WHAT THE REQUEST IS AND WHY THE ASSISTANCE OF THE DISTRICT ATTORNEY'S OFFICE IS NEEDED:

Please review and approve the Standard Agreement between the Board of County Commissioners on behalf of the Oklahoma County Juvenile Bureau Drug Lab "LINK" and Siemens Healthcare Diagnostics, Inc. who shall provide maintenance and service for the Olympus AU400 Analyzer, Chemicals and Consumables. This contract shall be effective July 1, 2010 through June 30, 2011.

ATTACH ADDITIONAL DOCUMENTS AS APPROPRIATE. (NOTE: Advice, reviews and approvals as to "form and legality" are based on the documentation and information provided to the District Attorney's Office. Please provide all relevant information when requesting an opinion or review from the District Attorney's Office).


COUNTY OFFICER

DATE RECEIVED BY DISTRICT ATTORNEY: 6/16/10

REPLY BY DISTRICT ATTORNEY: Reviewed

STATE OF OKLAHOMA
OKLAHOMA COUNTY
RECORDED OR FILED
2010 JUN 16 PM 1:57
COUNTY CLERK

RECEIVED

JUN 16 2010

CIVIL DIVISION
DISTRICT ATTORNEY

DAVID PRATER
DISTRICT ATTORNEY

By: 

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OKLAHOMA COUNTY, OKLAHOMA

BOARD OF COUNTY COMMISSIONERS

STANDARD MAINTENANCE CONTRACT BETWEEN COUNTY AND VENDOR

CONTRACT made as of the 1st day of July 2010

BETWEEN the **COUNTY:** The Board of County Commissioners of the
County of Oklahoma
320 Robert S. Kerr, Rm. 101
Oklahoma City, Oklahoma 73102

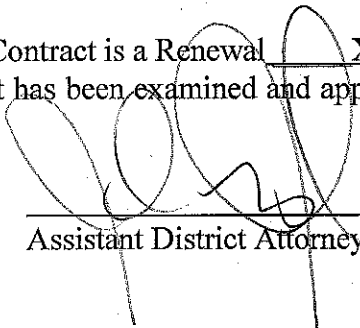
on behalf of: Juvenile Bureau – Probation Services.(County Dept.)
Contact Person: Deanna Dixon
Telephone Number: (405) 713-6452

and the **VENDOR:** Siemens Healthcare Diagnostics Inc.
Address: 1717 Deerfield Road
Deerfield, IL 60015
Contact Person: Jack Sadinski *(secondary: Diana Crawford)
Telephone Number: (801) 243-1190 *(302) 631-7997

for the following maintenance or services:

Olympus AU400 Analyzer, Chemicals and Consumables

This Contract is a Renewal XX, New _____ Contract.
This contract has been examined and approved as to legality by the District Attorney, Oklahoma
County.



Assistant District Attorney

9/16/2010

Date

THE COUNTY AND THE VENDOR AGREE AS SET FORTH BELOW.

Standard contract consisting of 3 pages
With 4 pages of attachments

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ARTICLE 1

MAINTENANCE/SERVICES

The Vendor shall supply the following maintenance/services as required by the Contract and Bid Specifications: (describe item/s and serial numbers/s to be maintained)

Olympus AU400 Analyzer, Chemicals and Consumables

ARTICLE 2

INSURANCE/LIABILITY

The Vendor agrees to maintain liability and Workers' Compensation insurance to cover the acts of Vendor and his employees or agents regarding any services rendered pursuant to this contract. Such liability and Workers' Compensation insurance shall be sufficient in coverage and policy limitations to cover all claims arising under the Oklahoma Governmental Tort Claims Act. The Vendor agrees to indemnify and hold harmless the County for any negligent acts of Vendor in the performance of this Contract.

ARTICLE 3

TERM OF CONTRACT AND RENEWAL

This contract shall commence on July 1, 2010 and shall terminate on June 30, 2011. The contract is renewable for an additional fiscal year upon approval of both parties.

Unless terminated earlier, this Contract will automatically terminate at the end of the current fiscal year (June 30) pursuant to Article 10, Section 26 of the Oklahoma Constitution.

It is agreed that the County may terminate this contract at any time before the end of the fiscal year for any reason after giving the Vendor a 30 day written notice of termination. It is further agreed the County may terminate this Contract immediately if the Vendor fails to provide services in accordance with this contract or in any way breaches any of the provisions of the Contract.

ARTICLE 4

CONTRACT AMOUNT

The County shall pay the Vendor for the maintenance/services of this equipment as follows:

The Olympus AU400 chemistry analyzer will be supplied at "No Charge" with the annual commitment and the use of the "EMIT" immunoassay reagents. Average cost per test shall not exceed \$1.05. Annual cost of contract not to exceed \$80,000.00. Price includes all parts necessary for proper operation and all upgrades to software and bi-yearly service and maintenance agreement.

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ARTICLE 5

MISCELLANEOUS PROVISIONS

ARTICLE 6

BLANKET PURCHASE ORDER

This contract is null and void unless the Oklahoma County Clerk has encumbered the amount of the contract. Upon approval of this contract a Blanket Purchase Order Number will be issued by Oklahoma County as set out below.

ARTICLE 7

LEGAL AUTHORITY

It is expressly understood that the County is a subdivision of the State of Oklahoma and consequently may only contract pursuant to the procedures and with limitations provided by Oklahoma Law, including the County Purchasing Act, 19 O.S.A. Section 1500 et. seq., 19 O.S.A. Section 1 and 62 O.S.A., Section 430.1.

APPROVED this _____ day of _____, 20_____.

BOARD OF COUNTY COMMISSIONERS
OKLAHOMA COUNTY, OKLAHOMA

Approved by County Dept.:

Chairman

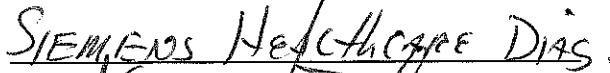


Department Head

ATTEST:

Carolynn Caudill, County Clerk

VENDOR:


SIEMENS Healthcare DIAS.

By: 

Attest or Notary:

Requisition Number 11007865
Blanket Purchase Order Number _____

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SPECIFICATIONS

The system must meet the following specifications:

1. The system must include Data Processor and Dot Matrix Printer.
2. The system must be capable of running "EMIT LSD" drug assay in "full random access".
3. The system must be capable of running a "full 10 assay drug screening panel in full random access".
4. All reagents and consumables instruments will be supplied by the same vendor.
5. The reagent technology supplied must be "EMIT technology which are court proven assays upheld in court proceedings up to the Supreme Court.
6. Must meet the following "cutoff criteria":

Amphetamine-Class	300ng/mL
Amphetamine-Mono	1000ng/mL or optional 500ng/mL
Barbiturate	200ng/mL or optional 300ng.mL
Benzodiazepine	200ng/mL or 300ng/mL
Cocaine	150ng/mL or 300ng/mL
LSD	0.5ng/mL
Methadone	300ng/ml
Methaqualone	300ng/mL
Opiate	300ng/mL
Propoxyphene	300ng/mL
THC	20ng/mL, 50ng/mL, or 100ng/mL
7. The EMIT LSD assay will be "stable all liquid ready to use two reagent monoclonal Immunoassay non-isotopic format".
8. System must be able to produce 400 photometric tests per hour.
9. Average cost of each test not to exceed \$1.05 each.
10. Specimen and reagent handling must be in visible sight for operator observation to insure proper system functioning.
11. Non barcode dependent. Programming must be directly accessible to system operator.
12. Test results to print out on a continuous paper tape after EACH test, rather than end of test run.
13. Expiration dating of kits must be at least 6 months from date of manufacture. Shorter expiration will not be accepted.
14. Vendor must provide and maintain all equipment needed for performance and quality monitoring of the test kit.
15. Vendor will provide any accessory equipment unique to their test or necessary for

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automation of their test.

16. There must be no rate/month rental fee or rate/contract rental fee on equipment provided. All equipment needed for proper operation as listed above must be included in price.
17. Price must include all freight charges and delivery.
18. Enzyme Multiplied Immunoassay Technology to include competitive binding immunoassay technology non-fluorescent polarization.

The Chemicals must meet the following specifications:

Catalog number	Product Description	Quantity/Volume
9D029UL	Emit II Plus Barbiturate	115 mL kit
9F029UL	Emit II Plus Benzodiazepine	115mL kit
9N029UL	Emit II Plus Cannabinoid	115 mL kit
9H029UL	Emit II Plus Cocaine Metabolite	115 mL kit
9E029UL	Emit II Plus Methadone	115 mL kit
9Q029UL	Emit II Plus Methaqualone	115 mL kit
9C029UL	Emit II Plus Monoclonal Amphetamine Methamphetamine	115 mL kit
9B309UL	Emit II Plus Opiates	115 mL kit
9J029UL	Emit II Plus Phencyclidine	115 mL kit
9G029UL	Emit II Plus Propoxyphene	115 mL kit
9K309UL	Emit II Plus Ethyl Alcohol	115 mL kit
9A509UL	Emit Calibrator/Control level 0	14 mL
9A529UL	Emit Calibrator/Control level 1	14 mL
9A549UL	Emit Calibrator/Control level 2	14 mL
9A569UL	Emit Calibrator/Control level 3	14 mL
9A589UL	Emit Calibrator/Control level 4	14 mL
9A609UL	Emit Calibrator/Control level 5	14 mL
9K029UL	Emit Ethyl Alcohol Negative Calibrator	3 mL
9K049UL	Emit Ethyl Alcohol Law Control	3 mL
9K059UL	Emit Ethyl Alcohol 100 mg. Calibrator	3 mL
9K079UL	Emit Ethyl Alcohol High Control	3 mL
9L019	LSD Assay	115 mL Kit
9L029UL	LSD Lo Control (0)	14 mL
9L209UL	LSD Hi Control (1.5)	14 mL
9L109UL	LSD Calibrator (0.5)	14 mL
9L309UL	LSD Calibrator (2.5)	14 mL
9X029UL	Ecstasy Assay	28 mL
9X529UL	Ecstasy Calibrator/Control Level 1	14 mL
9X549UL	Ecstasy Calibrator/Control Level 2	14 mL
9X569UL	Ecstasy Calibrator/Control Level 3	14 mL
9X589UL	Ecstasy Calibrator/Control Level 4	14 mL
3T019UL	CR Perfect Reagent Kit	
3T129UL	Perfect Negative Calibrator/Control	14 mL
3T139UL	CR Perfect 20 MG Calibrator/Control	14 mL
3T719UL	UR-N-TROL Level 1 Calibrator/Control	100 mL

The consumables must meet the following specifications.

Consumable parts listing for the Olympus AU400-No Charge

<u>Item #</u>	<u>Description</u>
KX-P115	Printer ribbon
MU1326	ASP Nozzle
MU8239	New E-Type Syringe
MU9066	RACK ID (1-20)
MU9067	RACK ID (21-40)
MU9068	RACK ID (41-60)
MU9069	RACK ID (61-80)
MU9070	RACK ID (81-100)
MU9071	RACK ID (101-120)
MU9072	RACK ID (121-140)
MU9073	RACK ID (141-160)
MU9074	RACK ID (161-180)
MU9075	RACK ID (181-200)
MU9076	RACK ID (201-220)
MU9077	RACK ID (221-240)
MU9078	RACK ID (241-260)
MU9079	RACK ID (261-280)
MU9080	RACK ID (281-300)
MU9081	RACK ID (301-320)
MU9082	RACK ID (321-340)
MU9083	RACK ID (341-360)
MU9084	RACK ID (361-380)
MU9085	RACK ID (381-400)
MU9174	AIR PMP SPONG
MU9628	MIXING ROD
MU9629	REFERENCE BOTTLE TUBE
MU9630	MID-STANDARD TUBE
MU9631	BUFFER TUBE
MU9632	REAGENT BOTTLE CAP
MU9633	ROLLER PUMP TUBING
MU9636	DILUTED DETERGENT STOP COCK
MU9637	O-Ring for Sample Probe Wash Filter
MU9638	O-Ring for Aspiration Manifold
MU9688	Lamps
MU9888	Photometer Lamp
MU9934	Sample Probe
MU9958	Reagent Probe
PRDL3800	FUJI Printer Ribbon
ZM0016	E-Type Syringe
ZM0017	E-Type Syringe Packing O-Ring
ZM0018	G-Type Syringe
ZM0019	G-Type Syringe Packing O-Ring

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ZM0084	Fuse, 2 amp
ZM0111	Sample Syringe
ZM0112	Reagent/ISE Syringe
ZM0127	Printer Paper 8 x 11
ZM0178	E-Type Syringe Head
ZM0179	R-Type Syringe Head
ZM0199	Incubation Liquid
ZM0229	Sample/Reagent Syringe Head & Case
ZM0634	Cuvette
ZM1175	S-Type Syringe Head
ZM1602	Cleaning Diskette
ZM2970	Pinch Valve Tube Assembly
ZM3097	Deionized Tank Water Filter

OKLAHOMA COUNTY INCOMPLETE REQUISITIONS REPORT

DATE PRINTED--: 06-11-2010

Requisition No---: 11007865
Requisition Type--: Purchase Requisition
Creation Date--: 06-11-2010
Description---: DA CONTRACT FOR DRUG TESTING SUPPLIES/FY 11

Requestor Lee, Valerie Denise
Qty/Amt 20,000 Unit Price \$ 1.00 Line Amt \$20,000.00 Category SUPPLIES.CHEMICALS
Item Description: DRUG TESTING CHEMICALS AS NEEDED FOR LAB/FY 2011

Vendor:SIEMENS HEALTHCARE DIAGNOSTICS INC Distribution: 1001.5200.54215.2011

Requisition Total: \$20,000.00

Approval Action (Circle One)

Approve Forward Reject

Forward To : _____

Note : _____

Signature: _____