



BOARD OF SUPERVISORS

2009 JAN 29 A 10:32

*Electronic Systems Contractor*  
CCL #443097 NCL #0020959  
CCL #497350 NSF M F-146

3250 Monier Cir. Ste. F  
2644 N. Miami Ave.

Rancho Cordova, Ca. 95742  
Fresno, Ca. 93727

PH (916)638-1000  
PH (559)348-2470

Fax (916)638-1105  
Fax (559)348-2475

January 28, 2009

**County Office of the Clerk of the Board  
Stanislaus County  
1010 Tenth Street  
Modesto, Ca 95354**

Re: Juvenile Justice Center Fire Protection and Security Electronics Upgrade

To the attention of the awarding body of the Stanislaus County and/or County Board of Supervisors:

Industrial Electronics Systems, Inc. hereby is filing a formal protest against the following bids submitted by the following contractors named herewith for noncompliance with the project specifications and reasons stated here-to.

1. **Premises Systems, Inc.**

With reference to the CSLB does not comply with the requirements referenced in Specification Section 16700-1.07-B.

The Subcontractor (**Cabinet & Millwork Installers, Inc**) listed by Premises, for Div 8 Doors and Frames is not certified to furnish and install the associated Southern Folger Detention (SFD) door hardware or meet the requirements as specified in Section 11192.

The subcontractor (**George Fire Alarm**) listed fire the fire alarm work does not meet with the qualification requirements referenced in 16721 of the specifications.

2. **Status Electric Corp.**

Did not list a subcontractor for the extensive work required and specified in Section 08110 of the contract specifications or the door hardware specified in section 11192. This contractor lacks required certifications and proper licensing to perform this work.

3. **R & B Electronics**

Is neither Bosch certified nor has listed a Bosch Certified company for the product manufacture Part 2 Products 2.01 Acceptable Products. A Subcontractor qualified to perform this work was not listed. The Subcontractor (**Cosco Fire**) does not meet the minimum five (5) year experience requirement for the specified fire alarm equipment.

If provided with the opportunity, Industrial Electronic Systems, Inc. will provide the County with an explanation in further detail for the extreme cost advantages for utilizing same, and severe consequences if any on of the above Contractors is selected.

Respectfully submitted,

Alan G. Steele  
Vice-President

Industrial Electronics, Systems, Inc.

We agree that bidders one and two should be rejected buy the County of Stanislaus as non-compliment with published contract bid documents, in listing and experience stated in such documents.

We also in this notice of filling protest against third apparent low bidder as non responsive bidder R&B Electronic as also non compliant with bid documents and addendums.

Protest in reference to County Standard and use of subcontractor listing form as part of the contract documents on this project.

Legal project documents require prime bidder to list any and all sub contractors whom work in relationship to total scope of work exceeds more than 1 half of one percent of prime contractors work.

Industrial Electronic Systems is protesting the following bidders for subcontractor listing violations on required bid documents. And additionally listing or failing to list subcontractors with the experience both required and documented in the bid documents for this project.

#### California Public Contract Code Section 4104

Any officer, department, board or commission taking bids for the construction of any public work or improvement shall provide in the specifications prepared for the work or improvement or in the general conditions under which bids will be received for the doing of the work incident to the public work or improvement that any person making a bid or offer to perform the work, shall, in his or her bid or offer, set forth:

(a) (1) The name and the location of the place of business of each subcontractor who will perform work or labor or render service to the prime contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California who, under subcontract to the prime contractor, specially fabricates and installs a portion of the work or improvement according to detailed drawings contained in the plans and specifications, in an amount in excess of one-half of 1 percent of the prime contractor's total bid or, in the case of bids or offers for the construction of streets or highways, including bridges, in excess of one-half of 1 percent of the prime contractor's total bid or ten thousand dollars (\$10,000), whichever is greater.

(2) (A) Subject to subparagraph (B), any information requested by the officer, department, board, or commission concerning any subcontractor who the prime contractor is required to list under this subdivision, other than the subcontractor's name and location of business, may be submitted by the prime contractor up to 24 hours after the deadline established by the officer, department, board, or commission for receipt of bids by prime contractors.

(B) A state or local agency may implement subparagraph (A) at its option.

(b) The portion of the work that will be done by each subcontractor under this act. The prime contractor shall list only one subcontractor for each portion as is defined by the prime contractor in his or her bid.

**Item 1****Instruction to Bidders 00200-5 19.1 Substitutions**

R&B Electronics is neither Bosch certified nor has listed a Bosch Certified company for the product manufacture Part 2 Products 2.01 Acceptable Products.

At time of bid opening R&B had no listed sub with such qualification thus is the reason of listing to avoid bid shopping after the opening of bids.

Certified Bosch dealers to purchase and install product listed below Forth bidder Industrial Electronic Systems, Inc did not have to list sub, as we are Bosch certified provider.

**Dealer Locator** **BOSCH**

Please click on a company name to view/print contact information for that listing. You may email this individual/organization by clicking on their email address if provided.

Your search returned 3 dealers. [New Search](#)

\*IFAS = Intrusion, Fire, Access Control, Systems

Company Name	Phone Number	City, State	IFAS <sup>*</sup> Dealer	CCTV Dealer
<a href="#">Advance Sound and Electronics</a>	916-334-9800	Sacramento, CA	<input type="checkbox"/>	<input type="checkbox"/>
<a href="#">Industrial Electronic Systems, Inc.</a>	916-638-1000	Rancho Cordova, CA	<input type="checkbox"/>	<input type="checkbox"/>
<a href="#">Sacramento Control Systems, Inc.</a>	916-638-0788	Rancho Cordova, CA	<input type="checkbox"/>	<input type="checkbox"/>

**Item 2****Non-qualified Sub listed on subcontractor listing form**

R&B Electronics list on bid form fire alarm supplier Cosco Fire and yet protest other bidders for not meeting experience requirements of five years. Cosco is an authorized Notifier distributor but cannot meet the years or experience required by contract documents.

**Cosco has only been a Notifier distributor since 2006**

Industrial Electronic Systems, Inc is a Notifier factory directs distributor and can meet all required specification items. With exception of 4 as Notifier has zero distributors 50 miles from project site.

Page 23 of Addendum 2 below.

**1.06 QUALITY ASSURANCE**

- A. **Qualifications:** All work specified in this Section shall be performed (furnished, installed and connected) by a qualified fire alarm contractor. The fire alarm contractor shall provide the following documentation to show compliance with the contractor qualifications within 14 days after notice of award of contractor.
1. **Contractor's License:** A copy of the contractor's valid C-10 State of California License. The contractor must be licensed in the state of project location and have been incorporated in the business in that state for a minimum of 5 years.

**Juvenile Justice Center Fire Protection and  
Security Electronics Upgrades**

**FIRE ALARM SYSTEM  
16721-5**

No Bidder bidding on your project can meet the next item including Industrial Electronic Systems, No authorized Notifier distributor within 50 mile of project site.

4. **Service Capability:** The fire alarm contractor shall have in-house engineering, installation and service personnel with a maintenance office within 50 miles of the project location