

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of a Sole Source Procurement for
a Contract for Web-Based Access to Law
Enforcement Data Systems (LEDS)

ORDER NO. 38-2016

WHEREAS, Section 6.c of the Columbia County Public Contracting Ordinance authorizes the Board of County Commissioners to award a contract for goods and services without competition when the Board determines by order that the goods or services or class of goods or services are available from only one source; and

WHEREAS, ORS 279B.075 and OAR 137-047-0275 authorize a local government to approve a sole source procurement upon finding that: (1) the efficient utilization of existing goods requires the acquisition of compatible goods or services; (2) that the goods or services required for the exchange of software or data with another public or private agency are available from only one source; (3) that the goods or services are for use in a pilot or experimental project; or (4) other findings that support the conclusion that the good or services are available from only one source; and

WHEREAS, the Columbia County Sheriff's Office requested a sole source procurement for software to provide web-based access to the State of Oregon's Law Enforcement Data System (LEDS), which is attached hereto as Exhibit A and incorporated herein by this reference; and

WHEREAS, as explained in its request, the Sheriff's office conducted research and confirmed that WebLEDS software by KRP Data Systems is the only product available that provides web-based access to LEDS; and

WHEREAS, the Sheriff's office further determined that WebLEDS is more efficient and cost effective because it better interfaces and complies with other systems that the Sheriff's office uses, thus allowing for the generation of necessary data and other features at less than half the cost of the current system; and

WHEREAS, notice of the sole source procurement was published on June 22, 2016, in the St. Helens Chronicle, a newspaper of general circulation in the County, and on the County's website; and

WHEREAS, no protests have been received, and at least seven days has passed since the date the notice was first published;

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS HEREBY ORDERS, as follows:

1. The Board finds that software for web-based access to LEDS is available from only one source, KRP Data Systems;
2. The above recitals and the findings and conclusions in the Sheriff's office report, attached hereto and incorporated herein as Exhibit A, are hereby adopted in support of the Board's decision;

3. The sole source procurement for WebLEDS software by KRP Data Systems is approved.

DATED this ____ day of _____, 2016.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

Approved as to form

By: _____
Office of County Counsel

By: _____
Anthony Hyde, Chair

By: _____
Henry Heimuller, Commissioner

By: _____
Earl Fisher, Commissioner



**COLUMBIA COUNTY
SHERIFF'S OFFICE**
Jeffrey M. Dickerson, Sheriff

EXHIBIT A

Address: 901 Port Ave. St. Helens, OR 97051
Phone: (503) 366-4611 **Fax:** (503) 366-4644
Web Address: www.co.columbia.or.us/sheriff

May 3, 2016

Sarah Hansen
Columbia County Counsel
230 Strand Street
St. Helens, Oregon 97051

Re: Request for Sole Source Procurement

We are requesting sole source procurement based on County Ordinance 2015-2 Columbia County Public Contracting Ordinance Section 6 Subsection C 4. This states "Other findings that support the conclusion that the goods and services are available only from source".

Enclosed are two letters from Kevin Potter of KRP Data Systems. One is from January 2012 stating to the Oregon Department of Corrections that KRP Data is the sole source for the program Web LEDS. I then requested on May 2, 2016 for Kevin Potter to provide me with the same letter and if he was still the sole source provider of the Web LEDS Software. Kevin Potter provided me with a similar letter stating he was the sole source provider of the software.

KRP Data is the only source for Web LEDS Application and a web based solution for LEDS. I verified this through a telephone conversation with the LEDS Help Desk in Salem.

Web LEDS gives us the flexibility to work with LEDS on every workstation in the Sheriff's Office due to it being a web based application. ForseCom is a pay per work station (Cost about 300.00 per work station). We have a limited amount of workstations with ForseCom that we can work at to complete certain tasks.

Web LEDS is CJIS Compliant. ForseCom is not. ForseCom currently does not have the reports needed to audit users.

The cost to interface with ForseCom and ATIMS is going to be astronomical compared to Web LEDS. ATIMS will charge us \$40,000.00 to interface with ForseCom due to ForseCom using old programming technology. This does not include the cost ForseCom will charge us for the integration. The total cost for the implementation of Web LEDS and interfacing with ATIMS will be \$18,000.00. The yearly cost after the first year will be around \$1,120.00, which is comparable to ForseCom.


Lt. Brooke McDowall
Columbia County Sheriff's Office

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KRP Data Systems
PO Box 504
Roseburg, OR 97470
(541) 580-4849
www.krpdata.com

KRP Data Systems

May 2, 2016

Lt. Brooke McDowall
Columbia County Sheriff's Office – Corrections Division
901 Port Ave
Saint Helens, Oregon 97051
(503) 396-3668

Lt McDowall,

Per your request, this letter is notice that **KRP Data Systems**, of Roseburg, Oregon, is the sole-source owner and provider of the WebLEDS application system, and is the only authorized representative allowed to supply, make changes to, provide enhancements for, or redevelop any code related to the WebLEDS application system.

KRP Data Systems is representing itself as the following:

KRP Data Systems
PO Box 504
Roseburg, Oregon 97470
Phone: (541) 580-4849
Web: www.krpdata.com

If you have any questions regarding this information, please do not hesitate to contact me.

Sincerely,



Kevin Potter
President /Owner
KRP Data Systems



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KRP Data Systems
PO Box 504
Roseburg, OR 97470
(541) 580-4849
www.krpdata.com

KRP Data Systems

January 26, 2012

Oregon Department of Corrections
Attn. Sandy Etter
Procurement/Contracts Specialist
3601 State Street, Suite 280
Salem, Oregon 97301-5775
(503) 378-5931

Sandy,

Per your request, this letter is notice that **KRP Data Systems**, of Roseburg, Oregon, is the sole-source owner and provider of the WebLEDS application system, and is the only authorized representative allowed to supply, make changes to, provide enhancements for, or redevelop any code related to, the WebLEDS application system.

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KRP Data Systems
PO Box 504
Roseburg, Oregon 97470
Phone: (541) 580-4849
Web: www.krpdata.com

If you have any questions regarding this information, please do not hesitate to contact me.

Sincerely,



Kevin Potter
President /Owner
KRP Data Systems



SOLE-SOURCE DETERMINATION FOR SUPPLIES AND SERVICES

Memo to File

To: 287336-OR for Kevin R. Potter dba: RPA Data Systems - Web LEDS

From: OREGON DEPT OF CORRECTIONS, ITS

Analyst/Procurement Specialist: SANDY ETTER

Designated Procurement Officer: Dick Hawks, DPO

Date: 1/27/2012

Re: Sole Source Determination pursuant to Oregon Revised Statute (ORS) 279B.075 and Oregon Administrative Rule (OAR) 125-247-0275 for Kevin R. Potter dba: RPA Data Systems. The Authority to enter into a Sole-Source Contract: OAR 125-246-0170(2)(c)(H) 137-047-0275.

Authority to enter into a Sole-Source Contract: OAR 125-246-0170(2)(c)(H) 137-047-0275.

Estimated Total Value of Contract: \$55,000 (11k per year thru end of 2015-2017 biennium)

Project Name: Kevin R. Potter dba: RPA Data Systems - Web LEDS

Background:

The Oregon Department of Corrections intends to award a sole source contract for the purchase of Kevin R. Potter dba: RPA Data Systems - Web LEDS.

The current and recommended vendor is Kevin R. Potter dba: RPA Data Systems, PO Box 504, Roseburg, OR 97470.

Findings:

Oregon Department of Corrections operates adult correctional institutions and legislatively-approved programs for adult felony offenders. WebLEDS is a browser based application used by the DOC and its Community Corrections partners used to access State (DMV, LEDS, Wanted Persons), NLETS, NCIC & DMV Photo Information.

Market Research Overall Finding. [Pursuant to ORS 279B.075, the ODOC has conducted market research that demonstrates that one source for this product is available within the territorial sales boundaries set forth by the vendor. Pricing from the vendor is published as most favored customer pricing as a state

(government) agency. It is noteworthy that the existing software used is WebLEDS and is the only source for this product in the USA. The letter from Kevin R. Potter dba: RPA Data Systems specifically states that they are the only vendor for the software and that the ODOC cannot purchase this product from another vendor due to their proprietary nature. The vendor letter is on file validating this point.

This is not an Opportunity but a Public Notice of Intent to Award

The State of Oregon, acting by and through the Oregon Department of Corrections (ODOC), intends to enter into a contract for goods with RPA Data Systems. The purpose is a one-time contract for continuation of WebLEDS. Compensation is not to exceed \$55,000.00.

Pursuant to OAR 137-047-0275, an Affected Person may protest the determination that the services or class of services are available from only one source. The protest must be in writing and shall include the legal and factual grounds for the protest, evidence or supporting documentation that supports the grounds on which the protest is based; and relief sought. Envelopes containing protests shall be marked as follows:

Sole-Source Protest
291-4084-12
Closing Date: 02/02/12
Closing Time: 10:00 am

Attn: Sandy Etter
Oregon Department of Corrections
Purchasing and Contracts Unit
3601 State Street, Suite 280
Salem, OR 97301

and must be received by ODOC by no later than February 2, 2012 at 10:00 a.m. (Pacific Time). No protests will be considered after the date and time specified herein.



KRP Data Systems

March 3, 2016

Lt. Brooke McDowall
Columbia County Sheriff's Office – Corrections Division
901 Port Ave
St. Helens, OR 97051
(503) 366-4630

Lt. McDowall

Thank you for the opportunity to allow **KRP Data Systems** to provide the Columbia County Corrections Division with a proposal for WebLEDS service. WebLEDS is currently the most widely used LEDS application in the state of Oregon, with more than 12,000 users using our software. We are confident your agency will be extremely happy with the value WebLEDS can bring to you, and we will commit to working diligently to make sure our application meets your every expectation.

As such, we are pleased to provide the following proposal.

Proposal

KRP Data Systems proposes to supply the Columbia County Corrections Division with a license of our WebLEDS Enterprise Browser software system, fully installed, for the following price:

WebLEDS 60 User Licensed System: \$7,000 One-time charge

This cost includes all necessary project management services with your I.T. staff and LEDS on the pre-installation steps, as well as the actual installation of the software done remotely (3-4 hour remote installation session). In addition, this cost also includes 2 remote web based training sessions (1 hour each) to provide complete end user and administrator training on usage and management of the WebLEDS system.

Once purchased, your agency's only ongoing cost will be the cost for annual software support and maintenance. This cost is currently 16% annually of a customer's total software purchase price (but may increase in the future). For the quoted 60 user license (\$7,000), this amounts to \$1,120 annually. Your first year's maintenance charge is included in the purchase price, so your first maintenance payment will not be due until 1 year after the installation date. Maintenance and Support is not optional, and must be maintained to use the WebLEDS software product.

KRP Data Systems does not provide the PC server required to run the application on. Your agency will be responsible for providing a server configured with the Windows Server/2012 R2 operating system. This does not have to be a dedicated server just for the WebLEDS application, and most agencies utilize an existing, already in production server for this purpose. This proposal also requires your agency to configure and establish the necessary TCP/IP VPN connection between your agency's firewall and the LEDS department firewall in Salem, over which all LEDS communications will occur between the WebLEDS server and the state LEDS system. **KRP Data Systems** will work with your agency and LEDS to facilitate the configuration of this link. Lastly, it will also be your agency's responsibility to provide (in-house or purchased) the necessary web SSL (https) certificate required to be installed in the WebLEDS server to meet CJIS SSL security requirements.

Jail Interface to ATIMS

The **WebLEDS** application system contains a very robust and easy to use Application Program Interface (API), that allows any external application systems (vendor supplied or in-house developed) to easily interface and connect to WebLEDS, for the submission and retrieval of LEDS information.. Our understanding is Columbia County is working with ATIMS and will be utilizing their Jail Management System (JMS), and desires to interface the ATIMS JMS to WebLEDS. During the past week we have had technical discussions with Project Management and Technical staff at ATIMS, and believe they are very excited and comfortable using our API to implement an interface from their JMS to WebLEDS.

KRP Data Systems proposes to supply the Columbia County Corrections Division a programmatic API interface, along with technical instruction to appropriate ATIMS staff on using the API interface, for a one-time cost of:

API Interface to ATIMS: \$3,000 One-time charge

This cost includes providing all necessary API documentation and programming examples and code to ATIMS, along with telephonic consulting with their staff to help facilitate and develop the API implementation within their JMS.

If purchased, the API interface will be subjected to the same annual Support and Maintenance charge that the server is under (16%), to maintain and provide updates to the interface. On the \$3,500 purchase, annual support and maintenance after the first year will be \$480 (\$3,000 x 16%). Support for the first year's use of the API is included, so your first maintenance payment will not be due until 1 year after the installation date. Maintenance and Support is not optional, and must be maintained to use the WebLEDS API Interface.

Thank you again for this opportunity to present you with this quote. This proposal is valid for 30 days. Upon review and acceptance of this Proposal, please sign below and return a scanned E-mailed copy of this proposal back to Kevin Potter at **KRP Data Systems**. Once we have received your signed authorized proposal, we will immediately begin working with your staff on the implementation. We look forward to working with you and your staff on this project.

Sincerely,

A handwritten signature in cursive script that reads "Kevin Potter". The signature is written in dark ink and is positioned below the word "Sincerely,".

Kevin Potter (President/Owner)

KRP Data Systems

PO Box 504

Roseburg, OR 97470

Phone: (541) 580-4849

Email: Kevin@KRPdata.com



KRP Data Systems
SIGNATURE PAGE
WebLEDS Software Purchase
3/3/2016



By signature, the Columbia County Corrections Division accepts this Software Proposal and here-by authorizes **KRP Data Systems** to commence work on this project, and commits funds to the payment of this project.

KRP Data Systems:

Kevin Potter

Signature

Owner – KRP Data Systems

Title

3/3/2016

Date

Licensee:

Signature

Printed Name

Date

Printed Title

Printed Agency

Requested Services and Pricing Agreement for: Columbia County, OR Sheriff's Office

Attn: Brooke McDowell
 901 Port Ave
 St. Helens, OR 97051

Date: March 3, 2016

Requested Enhancement: WebLEDs Interface

Description: ATIMS will develop an interface with WebLEDs for Warrants and Criminal history.

The following assumptions are defined for the project:

	Quantity	Total
1. Wants and Warrants – WebLEDs provides pseudo-synchronous Http POST host that ATIMS JMS will use to retrieve Wants and Warrants for the inmate. We will save the data received and present to the user.	1	\$5,000
2. Criminal History – WebLEDs provides pseudo-synchronous Http POST host that ATIMS JMS will use to retrieve the Criminal History of the inmate. We will save the data received and present to the user.	1	\$5,000

Installation and Configuration	<i>Included</i>
Discount if implemented as part of JMS implementation – 15%	<i>(\$1,500)</i>
	<hr style="border-top: 1px solid black;"/>
TOTAL COST	\$8,500
	<hr style="border-top: 3px double black;"/>

*~Quote is valid for 30 days
 ~Payment Terms: 50% upon approval and the remaining 50% upon installation*

Important – Customer Please Read
Software - The Customer is financially responsible for the purchase of all non-ATIMS software. This includes all Microsoft and other 3rd party software. The following list includes examples of software that are NOT included in the contract price, unless otherwise stated: Microsoft operating systems (Windows 7/8/10 Workstation, Windows 2008/2012 Server), Microsoft Office, Microsoft SQL Server, Internet firewall software and camera application software. In addition, all 3rd party software packages not listed above are the financial responsibility of the Customer unless otherwise stated.
Hardware - The Customer is financially responsible for the purchase of all hardware. This includes PC Servers, PC Workstations; uninterruptible power supplies (UPS), cameras, camera station control boards and video cards, cables, wiring and other miscellaneous installation materials. All hardware purchases are the financial responsibility of the Customer and are NOT included in the contract price unless otherwise stated.

IN WITNESS WHEREOF, the party has caused this Pricing Agreement to be executed by their duly authorized representative on the date(s) shown below.

Professional Services – Work Order Quote



Accepted and Approved by Customer:

Signed: _____

Printed: _____

Title: _____

Date: _____, 2016