RESOLUTION: 1) WAIVING THE ADVERTISING AND BIDDING REQUIREMENTS, THE REQUEST FOR PROPOSAL/QUALIFICATIONS (RFP/Q) PROCESS, THE ADVERTISING AND BIDDING REQUIREMENTS, AND THE LOCAL AND SMALL BUSINESS ENTERPRISE PROGRAM (L/SLBE) PROVISIONS; AND 2) AUTHORIZING THE CITY ADMINSTRATOR OR HER DESIGNEE TO ENTER INTO A AGREEMENT WITH DIGITIAL INTELLIGENCE SYSTEMS (DISYS) IN AN AMOUNT NOT TO EXCEED $55,000 TO MIGRATE ALL INFORMATION TO A CENTRALIZED WEB-BASED REPORTING PLATFORM (THE CRYSTAL REPORTING SERVER), 3) CONVERT REPORTS FROM THE EXISTING HUMMINGBIRD REPORTING PLATFORM TO THE NEW CRYSTAL REPORTING SERVER PLATFORM, 4) CLEAN, STANDARDIZE, AND CONSOLIDATE LEGACY REPORTS INTO A SINGLE REPORTING PLATFORM FOR EASY ACCESS AND USABILITY, AND 5) DEVELOP CUSTOM REPORTS WITH INFORMATION COLLECTED WITH THE CRYSTAL REPORTING SERVER REQUIRED FOR ALL FIVE MAIN SECTIONS IN THE POLICE DEPARTMENT.

WHEREAS, on November 3, 2009, the City Council approved Resolution No. 82377 C.M.S., authorizing the acceptance and appropriation of grant funds in the amount of $500,000 from the U.S. Department of Justice (DOJ), Office of Community Oriented Policing Services _(USDOJ/COPS),_ FY 2009 Technology Program (COPS Tech) in support of the Data-Driven Approaches to Crime and Traffic Safety (DDACTS) program; and

WHEREAS, on August 10, 2010, the City Council approved Resolution No. 82935 C.M.S., authorizing the award of professional services contract to Digital Intelligence Systems (DISYS) in the amount of $35,000 to install the Crystal Reporting Server application for the Oakland Police Department (OPD) and the City of Oakland (City) to enter into contract with DISYS (previous DISYS contract); and

WHEREAS, the previous contract with DISYS provided the basic installation, configuration and training on the Crystal Report Server for OPD; and

WHEREAS, OPD currently seek to replace its legacy reporting systems with the Systems, Applications and Products Business Object Enterprise Solution (SAP BOE); and

WHEREAS, the $55,000 to be used to fund the proposed new contract will be spent from the FY 2009 Technology Program Grant (COPS Tech) in support of the Data-Driven Approaches to Crime and Traffic Safety (DDACTS) program to contract with DISYS, a certified global technology and business services Minority Business Enterprise (MBE) consulting firm, to implement and upgrade the existing Information Technology (IT) infrastructure with the Systems, Applications and Products (SAP) solution; and

WHEREAS, the proposed new contract with DISYS will provide for complete report migration to improve OPD's ability to access real time and accurate data to support its analysis and reporting needs; provide user training based on the "train-the-trainer" methodology; set up a help desk to provide long-term support for end users and provide follow-up training; and

WHEREAS, OPD requests a waiver for the RFP/Q process, advertising and bidding requirements, and the Local and Small Local Business Enterprise Program provisions for the proposed contract with DISYS based on the following reasons: (1) the legacy reporting software is running without maintenance support, and may fail at anytime; (2) it would take another company up to 6 months to attain the same level of understanding and experience as DISYS, the only vendor with previous experience in deploying the SAP BOE software in OPD and; (3) DISYS has worked with OPD in developing the Negotiated Settlement Agreement (NSA) reports, and would efficiently work with OPD to complete these reports and; (5) these threshold reports are related to NSA compliance, and are urgently needed (6) that undertaking the RFP/Q process and advertising and bidding requirements to hire a contractor would take 2 to 3 months, not including the contract negotiations and compliance process thus detrimentally delaying the implementation of this program; and

WHEREAS, this project is DOJ grant funded, and any additional delay would impact the grant performance timeline negatively; and

WHEREAS, use of DISYS a vendor would also represent substantial cost savings for two specific reasons: 1) initially, when put out to bid, DISYS personnel passed the required background check; 2) the contractor would commit to working on-site, an essential component to maintaining quality control and to facilitate implementation, which was not the case with other vendors; and

WHEREAS, DISYS' ability to mitigate risk, offer functional and technical subject matter experts (SMEs) along with project management best practices and industry knowledgeable consultants will successfully implement and integrate the City of Oakland's SAP investment into the current IT infrastructure to ensure the City is using it to its greatest potential at OPD; and

WHEREAS, Oakland Municipal Code Section 2.04.051.B authorizes the City Council to waive the request for proposal/qualifications ("RFP/Q") requirements upon a finding that it is in the best interests of the City to do so; and

WHEREAS, Oakland Municipal Code Section 2.04.050.I.5 permits the City Council to waive the advertising and bidding requirements upon a finding that it is in the best interests of the City to do so; and

WHEREAS, For the reasons stated above and in the agenda report accompanying this resolution, staff recommend it is in the best interest of the City to waive the RFP/Q process, the advertising and bidding requirements, and the L/SLBE provisions which will allow the City to enter into contract with DISYS; now therefore, be it

RESOLVED, that the City Council hereby authorizes the City Administrator, or her designee, to enter into an agreement with DISYS in an amount not to exceed $55,000 to migrate all information to a centralized web-based reporting platform, consolidate legacy reports into a single reporting platform for easy access and usability, and develop custom reports ; and be it

FURTHER RESOLVED, That the City Council finds that pursuant to Oakland Municipal Code Sections 2.04.050.I.5 and 2.04.021.B, for the reasons stated above and in the Agenda Report accompanying this resolution, that it is in the best interests of the City to waive the request for proposal/qualifications (RFP/Q) process, the advertising and bidding requirements, and L/SLBE provisions for the proposed contract with DISYS; and be it

FURTHER RESOLVED, That grant funds from the U.S. Department of Justice, Office of Community Oriented Policing Services (USDOJ/COPS), FY 2009 Technology Program (COPSTech) in support of DDACTS will be drawn from the Federal Grant Fund (2112), BFO Traffic Division Org (107510), Account 52213, Project G392610, and Program PS14; and be it

FURTHER RESOLVED, That the City Council find and determine based on the above determinations of the City Administrator, that the goods and services provided pursuant to the agreements authorized hereunder are of a professional, scientific, or technical and temporary nature and shall not result in a loss of employment or salary by any person having permanent status in the competitive service process; and be it

FURTHER RESOLVED, That the City Administrator or her designee is hereby authorized to complete all required negotiations, certifications, assurances and documentation required to accept modify, extend and/or amend the agreement, and be it

FURTHER RESOLVED, That the City Attorney shall review and approve said agreements as to form and legality and copies of said agreements shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____ **JAN 2 2 2013** _____
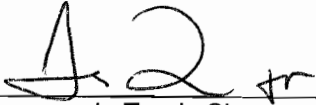
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, KALB, GALLO, KAPLAN, KERNIGHAN, MCELHANEY, SCHAAF and ~~PRESIDENT~~ REID – 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: _____ 1/30/13
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California